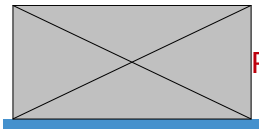
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 9/28/2016 9:04:10 AM
Subject: [Marketing Mail] DC Circ. Puts Clean Power Plan Foes, Backers On Hot Seat



PUBLIC POLICY

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Wednesday, September 28, 2016

TOP NEWS

DC Circ. Puts Clean Power Plan Foes, Backers On Hot Seat

Ten D.C. Circuit judges wrestled Tuesday with the Obama administration's ambitious plan to slash greenhouse gas emissions at existing power plants, grilling government, industry and environmental attorneys about the new rule's constitutionality and the EPA's authority to craft it.

Senate Dems Demand Garland Vote Before Fall Recess

Democratic senators on Tuesday again called on their Republican counterparts to hold a confirmation hearing and vote on President Barack Obama's U.S. Supreme Court nominee Judge Merrick B. Garland, demanding the vote take place before a pre-election recess.

House Votes To Carve Exemption In ACA Individual Mandate

The House of Representatives voted Tuesday to exempt former customers of failed insurance cooperatives from the Affordable Care Act's individual insurance mandate, despite a veto threat from the White House over the measure's attempt to undercut the administration's signature health care law.

High Court Urged To Limit President's Appointment Powers

A pair of think tanks told the U.S. Supreme Court on Monday that the Obama administration's 2011 nomination for the post of National Labor Relations Board general counsel rests on a "self-serving" interpretation of the law governing temporary appointments.

Flint Water Fight Sinks Stopgap Gov't Funding Measure

Senate Democrats, along with a handful of Republicans, voted down the first attempt at a stopgap government funding bill Tuesday after complaints over the measure's snub of funding for lead-contaminated water infrastructure in Flint, Michigan.

Calif. Gov Signs Bill To Limit Choice-Of-Law Provisions

Employers in California can't require workers to arbitrate disputes outside the state starting Jan. 1, according to a bill signed by Gov. Jerry Brown on Sunday that deems choice-of-law provisions in employment contracts illegal.

DOJ Official Says Cos. Must Help Early In Civil Cases

A top U.S. Department of Justice official on Tuesday said that companies that wait until they are subpoenaed by federal prosecutors to cooperate with ongoing investigations would face tougher penalties than those that volunteer information

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Hueston Hennigan
Hughes Hubbard
Hunton & Williams
Jenner & Block
Jones Day
Kirkland & Ellis
Krevolin & Horst
Lieff Cabraser
McDermott Will
McGlinchey Stafford
McGuireWoods
Millberg Gordon
Morrison & Foerster
Orrick Herrington
Paul Hastings
RJS Law
Ropes & Gray

without being asked.

Speaker Ryan Plays Down TPP Vote Prospects, Citing Trump

Speaker of the House Paul Ryan threw more cold water on any hope of passing the sweeping Trans-Pacific Partnership trade deal Tuesday, the morning after both presidential candidates trashed the pact, reiterating that the administration would have to overhaul critical aspects of the deal in order for it to survive.

ANALYSIS

Family Businesses At Risk Under Clinton's Estate Tax Plan

Family businesses that fail to budget early for covering estate taxes could face the threat of forced liquidation under Hillary Clinton's plan to hike estate tax rates, and an Internal Revenue Service proposal to prevent the undervaluation of transferred interests could compound the problem.

Ex-OFAC Official Says Iran Accord Hinges On Aircraft Deals

Businesses have been reluctant to pursue deals in Iran even after a landmark deal to peel back heavy sanctions, but former Office of Foreign Assets Control official Adam Smith told Law360 that a smooth path forward for Boeing and Airbus in Tehran could give the market a shot in the arm.

BANKING & SECURITIES

Supreme Court Won’t Stay In-House SEC Suit Against Tilton

The U.S. Supreme Court on Tuesday denied private equity magnate Lynn Tilton’s bid for a stay of the U.S. Securities and Exchange Commission’s $200 million in-house fraud case against her and Patriarch Partners.

CFTC Chair Tackles Stress Tests At Clearinghouses

The head of the Commodity Futures Trading Commission said Tuesday the agency is working on its own supervisory or regulatory stress tests of domestic clearinghouses to analyze the impact of potentially stressful events on clearinghouses and their members.

11th Circ. Says Ex-Fla. Mayor Can't Escape Fraud Conviction

The Eleventh Circuit ruled Tuesday that former North Miami Mayor Lucie Tondreau can't escape a conviction and over-five-year prison sentence for an $8 million scheme in which she and others used a radio show to recruit straw borrowers for fraudulent mortgage loans, saying it found no error in the lower court's decision.

ENERGY & ENVIRONMENTAL

Flint Aid Looms Over Water Projects Bill In House

House Republicans pushed forward Tuesday with consideration of the biennial Water Resources Development Act, despite a fight over aid to Flint, Michigan, that has increasingly tied the project authorization bill to efforts to keep the government running after the end of the week.

HEALTH & LIFE SCIENCES

Menendez Criminal Case Will Wait On High Court Appeal Bid

Sen. Robert Menendez, D-N.J., was given the opportunity Monday to briefly pause the federal government’s corruption and conspiracy case against him while he petitions the U.S. Supreme Court to review whether the charges against him improperly rely on constitutionally protected legislative acts.

Sidley Austin
Steptoe & Johnson LLP
Stroock & Stroock

COMPANIES

AT&T Inc.
Aaron's Inc.
Advocate Health Care Inc.
Airbnb Inc.
Alliance of Automobile Manufacturers
American Bar Association
American Civil Liberties Union
BNP Paribas
Bank of America Corporation
Bayerische Motoren Werke AG
CTIA
Campbell Soup Company
CenturyLink Inc.
Communications Workers of America
Electronic Frontier Foundation
Electronic Privacy Information Center
Ernst & Young
Facebook
FedEx Corporation
Fitbit Inc.
Ford Motor Company
Google Inc.
Illinois Tool Works Inc.
Immigration Reform Law Institute
Institute for Justice
Internet Corporation for Assigned Names and Numbers
JPMorgan Chase & Co.
Kind LLC
Lambda Legal Defense & Educational Fund
LegalZoom.com Inc.
Lyft Inc.
National Basketball Association
New York Daily News Co.
Planned Parenthood Federation
Public Company Accounting Oversight Board
SIFMA
Safe Horizon Inc.
Steward Health Care System LLC
The Boeing Company
Toyota Motor Corporation
Uber Technologies Inc.
United Parcel Service Inc.

IP & TECHNOLOGY

ABA Sections Largely Back IP Licensing Guideline Changes

Proposed changes to the federal Antitrust Guidelines for the Licensing of Intellectual Property will help attorneys and their clients better understand their obligations under federal antitrust laws, according to a Monday joint letter by the antitrust and intellectual property law sections of the American Bar Association.

TRANSPORTATION & INFRASTRUCTURE

Christie Enjoyed Lane Closures, GWB Scandal Architect Says

The government's star witness testified Tuesday at the George Washington Bridge lane-closing trial that he and one of the defendants bragged to New Jersey Gov. Chris Christie about causing a traffic jam to punish a mayor for not endorsing the governor for re-election and that Christie “seemed to be enjoying it.”

Auto Group Concerned With ‘Flawed’ Future Emissions Report

The Alliance of Automobile Manufacturers on Monday expressed concern with a U.S. Environmental Protection Agency and National Highway Traffic Safety Administration report examining automakers’ ability to meet greenhouse gas emissions standards and implement fuel-efficient technologies for light-duty vehicles, calling the study’s data and analyses “flawed.”

Groups Blast 'Intrusive' TSA Body Scanner Rule At DC Circ.

The Competitive Enterprise Institute and the Electronic Privacy Information Center both told the D.C. Circuit on Monday that the Transportation Security Administration's recent final rule on airport body scanners downplays the technology's intrusiveness and has actually heightened travel risks by inducing people to drive instead of fly.

REAL ESTATE

NJ Court Clears Path For $1.15B Meadowlands Bond Sale

A New Jersey state appeals court on Tuesday denied a nonprofit group’s attempt to block the New Jersey Sports and Exposition Authority from issuing $1.15 billion in bonds to pay for construction of the unfinished American Dream mall at the Meadowlands, saying the group’s arguments lacked merit.

‘Airbnb And The Rentals Of Doom’ Reported By NY Legislators

Members of the New York state legislature issued a report Monday that found dangerous conditions in some Airbnb rentals in New York City that advertise space for large numbers of guests and called for new laws to help crack down.

EMPLOYMENT

NC Lawmakers Look To Dodge Depositions In HB 2 Suit

North Carolina’s legislative leaders and Gov. Patrick McCrory asked a federal court Monday to recognize their legislative privilege to not be deposed by the U.S. and others suing over the state’s law requiring transgender people to use bathrooms and locker rooms corresponding to the sex on their birth certificates.

Bangladeshi Diplomat’s ‘Slave’ Awarded $1M Wages, Damages

The former Bangladeshi consul general in New York and his wife must pay nearly $1 million to a domestic servant they allegedly kept in “a state of slavery,” a Manhattan federal judge ruled on Tuesday.

Wisc.'s 'Right-To-Work' Law Survives Fed. Court Challenge

Yahoo! Inc.

eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers

Bureau of Citizenship and Immigration Services

Commodity Futures Trading Commission

Consumer Product Safety Commission

Election Assistance Commission

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Trade Commission

Food and Drug Administration

Immigration and Customs Enforcement

Internal Revenue Service

NAFTA

National Highway Traffic Safety Administration

National Institutes of Health

National Labor Relations Board

National Security Council

New Jersey Meadowlands Commission

Office of Foreign Assets Control

Port Authority of New York & New Jersey

Securities and Exchange Commission

Standing Rock Sioux Tribe

Transportation Security Administration

U.S. Army

U.S. Customs and Border Protection

U.S. Department of Agriculture

U.S. Department of Education

U.S. Department of Health and Human Services

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of State

U.S. Department of the Interior

U.S. Department of the Treasury

U.S. Environmental Protection Agency

U.S. Navy

U.S. Senate

A Wisconsin federal court threw out labor union claims that the state's "right-to-work" law violates the Fifth Amendment and a national law, holding Monday that legal precedent required the case be tossed.

U.S. Supreme Court
Wisconsin Department of Justice

PRIVACY & CONSUMER PROTECTION

FTC Heads Face Senate Scrutiny Over Data Security Approach

The heads of the Federal Trade Commission on Tuesday defended their recent decision to continue to press data security claims in a case where no consumers suffered financial harm, although they did push U.S. Senate lawmakers for additional powers to close gaps in their ability to regulate privacy issues.

Facebook Can't Collect WhatsApp Data: German Regulator

A German data protection regulator on Tuesday ordered Facebook to stop using and immediately destroy any data on German users that it had obtained from its subsidiary WhatsApp, saying that the new data-sharing arrangement flies in the face of the duo's earlier promises to keep the information separate.

2nd Circ. Won't Take NYC GPS Taxi Ruling For Another Ride

The Second Circuit on Monday refused to reconsider its recent ruling that a cab driver couldn't assert a Fourth Amendment challenge to New York City's mandate that all taxicabs be equipped with GPS tracking devices because he didn't have a protectable privacy or property interest in any particular cab.

Ohio School Ordered To Let Trans Student Use Girls' Room

An Ohio school district can't use the federal court system to block guidance from the Justice and Education Departments over how to treat transgender students before it has been enforced, nor can it ban a transgender student from using the girls' bathroom, an Ohio federal judge ruled Monday.

Canadian Regulators Target Cybersecurity Disclosures

Canadian securities regulators plan to increase scrutiny of public companies' cybersecurity disclosures, saying Tuesday that threats have grown significantly since the body first provided guidance in 2013, but many issuers continue to release boilerplate or skimpy disclosures.

PRODUCT LIABILITY

FDA Says 'Healthy'-Labeled Food Enforcement May Be Eased

The U.S. Food and Drug Administration may allow fattier foods to be described as "healthful" under new guidance released Tuesday.

GOVERNMENT CONTRACTS

Defense Secretary Asks Congress To Let 9/11 Bill Veto Stand

Defense Secretary Ashton Carter in a letter made public Tuesday urged lawmakers not to support an override of President Barack Obama's veto on a bill to allow victims of terrorist attacks to sue foreign governments for alleged complicity, saying it would put the U.S. military at risk.

INTERNATIONAL TRADE

Commerce Secretary Wants To Talk About Cyber Threats

U.S. Secretary of Commerce Penny Pritzker wants business and government to talk more candidly about cybersecurity threats by making it easier for companies and institutions to acknowledge emerging cyber attacks without being reprimanded, the commerce secretary said on Tuesday.

CBP Boss Pledges Vigilant Trade Enforcement To Lawmakers

U.S. Customs and Border Protection Commissioner Gil Kerlikowske on Tuesday told a congressional panel about the steps his agency has taken to implement a sweeping new trade enforcement bill that aims to facilitate legitimate commerce and weed out unfair imports and counterfeit items.

WTO Forecast Shows Further Slowdown In Trade Growth

Overall global trade will grow by just 1.7 percent, which would mark the slowest growth rate since the nadir of the global financial crisis in 2009, according to World Trade Organization figures released Tuesday.

TAX

IRS Tackles 'Unnecessary' QTIP Elections

The IRS offered further relief Tuesday to widows and widowers when it released a new revenue procedure that nullifies estate tax deferrals that are unnecessary for reducing an estate tax to zero, treating as void an irrevocable decision with potentially adverse tax consequences.

IRS Floats Guidance On Qualification Requirements For RICs

The IRS released guidance Tuesday related to income test and asset diversification requirements that are used to determine whether a corporation may qualify as a regulated investment company for federal income tax purposes.

Abusive IRS Asset Seizures Targeted In Senate Bill

Two U.S. senators have proposed to reform the IRS' controversial civil asset forfeiture program by requiring the tax agency to obtain probable cause before seizing money from those suspected of illegal activity, citing reports that innocent parties were often targeted and struggled to recover their legitimate earnings.

IMMIGRATION

DC Circ. Grants Injunction In Voter ID Requirement Dispute

The D.C. Circuit issued a split opinion Monday fleshing out an earlier decision that a U.S. elections agency must remove a proof-of-citizenship requirement from a mail-in federal voter registration form used for November's election in Alabama, Georgia and Kansas, with voting-rights organizations calling it a "victory for our democracy."

Dems Slam Private Immigrant Detention Centers Amid Review

Sen. Patrick Leahy, D-Vt., and 11 other senators urged the Department of Homeland Security on Monday to freeze planned private detention facility procurements pending an internal review of the use of private contractors for immigration detention.

NATIVE AMERICAN

AG Lynch Touts $107M For Tribal Justice Programs

The U.S. Department of Justice will issue more than $107 million in grants for Native American programs to improve public safety, support juvenile justice and combat violent crime, the department said Monday.

TELECOMMUNICATIONS

Google Presses For Internet Handover Amid GOP Backlash

Google Inc. stepped up its support Monday for transitioning U.S. stewardship of the internet's domain name system to a global community of stakeholders, saying the change will prevent governments from taking the lead in determining the online

future, despite Republican warnings that foreign states would be empowered to limit internet freedom.

NY Sen. Backs Alert System Upgrades Following Bombings

Sen. Charles E. Schumer, D-N.Y., voiced his support Sunday for upgrading the Wireless Emergency Alert system to allow for longer messages, better location accuracy and the ability to include photos, changes pushed in the wake of last week's bombings in New York City and New Jersey.

Business Data Rate Regs Will Hurt Workers, Union Tells FCC

The Communications Workers of America has told the Federal Communications Commission that any new regulatory scheme for the special access services market that imposes a “drastic” rate cut could hurt workers’ jobs and standards of living, according to a filing posted Tuesday.

FCC Commish Seeks Probe On Wi-Fi At Monday’s Debate

Federal Communications Commissioner Jessica Rosenworcel tweeted Tuesday that she has asked the Enforcement Bureau to investigate the “Wi-Fi situation” at Hofstra University during the presidential debate Monday night, citing past FCC action for Wi-Fi blocking amid reports that the school forced reporters onto its network at a price of $200.

EXPERT ANALYSIS

EPA Signals Intent To Exercise TSCA Section 6 Authority

The U.S. Environmental Protection Agency is poised to begin exercising its expanded regulatory authority over the makers and users of chemical substances pursuant to recent amendments to the Toxic Substances Control Act. In addition to other proposals, the EPA may soon publish proposed rules regulating uses of specific chemical substances under Section 6 of the TSCA, says Lawrence Culleen of Arnold & Porter LLP.

Small-Breach Focus Shows Growing Scope Of HIPAA Probes

Flexing more enforcement muscle, the U.S. Department of Health and Human Services recently announced it will more widely investigate breaches of protected health information affecting fewer than 500 individuals. As a result, health care providers and other covered entities and their business associates should expect an uptick in the volume of enforcement actions triggered by small-scale breaches, say attorneys with Ropes & Gray LLP.

Why Have Lawyers Forgotten About The Middle Class?

Sorry, fellow lawyers, judges and legislators, but the jig is up. It’s time to show the public the cards up our sleeves and give them a chance to weigh in on the fairness of a system that touches so many aspects of their everyday lives, says Chas Rampenthal, general counsel of LegalZoom.

LEGAL INDUSTRY

Kirkland, Facebook Send Top Guns To Appease Judge

Kirkland & Ellis LLP and Facebook Inc. on Tuesday sent a delegation of partners, associates and former U.S. Magistrate Judge Paul Grewal to make nice with the Brooklyn federal judge who scolded the firm late last week for sending a young lawyer to speak in a pre-motion conference.

BigLaw Hits Training Snag With Kirkland Benchslap

A judge may have dealt a setback to a BigLaw effort to train the next generation of litigators when he scolded Kirkland & Ellis LLP last week for sending an associate and not a partner to handle a terrorism case against Facebook, experts say.

Scheindlin Knocks Stop-And-Frisk Debate 'Facts'

Shira Scheindlin, the former New York federal judge evoked during an acrimonious

U.S. presidential debate, gave low grades Tuesday to both candidates for clumsy portrayals of stop-and-frisk policing and took issue with being called a "very against police judge" by Donald Trump.

9th Circ.'s O'Scannlain To Take Senior Status, Opening Seat

U.S. Ninth Circuit Judge Diarmuid F. O'Scannlain, considered a leading conservative voice on the federal appellate bench, will be assuming senior status effective Dec. 31, leaving an additional vacancy for an active judgeship on the court for the next president to fill.

Clyde & Co.'s Senior Partner Moves To US Leadership Role

Clyde & Co. senior partner James Burns is stepping down after three years to become the international law firm's first head of the Americas, overseeing its continued growth in the United States, Canada and Latin America, the firm announced Tuesday.

Pro Bono Firm Of 2016: Hughes Hubbard & Reed

From securing exonerations for clients convicted of crimes on flimsy or nonexistent evidence to helping a young immigrant wade through what can be an overwhelming process for U.S. citizenship, Hughes Hubbard & Reed LLP's extensive pro bono work makes it an undeniable member of Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: Bird Marella's Benjamin Gluck

A well-read local blogger who was no fan of mine at all once referred to me as an "evil genius" who was "a fraudster's dream lawyer." That posting brought me more business than any other marketing efforts I've ever done, says Benjamin Gluck, principal at Bird Marella Boxer Wolpert Nessim Drooks Lincenberg & Row PC.

Rainmaker Q&A: Briggs And Morgan's Michael McEllistrem

Sometimes you make a real connection with a client, but other times you realize a pitch is not going according to plan. No need to bore a future prospect with the balance of your presentation and brochures — just make a solid connection, thank them for the opportunity and gracefully withdraw, says Michael McEllistrem, a shareholder at Briggs and Morgan PA.

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Fish & Richardson
Gibbons PC

Greenbaum Rowe
Hueston Hennigan
Hughes Hubbard
Hunton & Williams
Jenner & Block
Jones Day
Krevolin & Horst
Lieff Cabraser
McDermott Will
McGlinchey Stafford
McGuireWoods
Millberg Gordon
Orrick Herrington
Paul Hastings
RJS Law
Ropes & Gray
Sidley Austin
Steptoe & Johnson LLP
Stroock & Stroock

COMPANIES

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Airbnb Inc.
Fitbit Inc.
Yahoo! Inc.
eBay Inc.
Aaron's Inc.
Advocate Health Care Inc.
Alliance of Automobile Manufacturers
American Bar Association
American Civil Liberties Union
BNP Paribas
Bank of America Corporation
Bayerische Motoren Werke AG
CTIA
Campbell Soup Company
CenturyLink Inc.
Communications Workers of America
Electronic Frontier Foundation
Electronic Privacy Information Center
Ernst & Young
FedEx Corporation
Ford Motor Company
Google Inc.
Illinois Tool Works Inc.
Immigration Reform Law Institute
Institute for Justice
Internet Corporation for Assigned Names and Numbers
JPMorgan Chase & Co.
Kind LLC

Lambda Legal Defense & Educational Fund
LegalZoom.com Inc.
Lyft Inc.
National Basketball Association
New York Daily News Co.
Planned Parenthood Federation
Public Company Accounting Oversight Board
SIFMA
Safe Horizon Inc.
Steward Health Care System LLC
The Boeing Company
Toyota Motor Corporation
Uber Technologies Inc.
United Parcel Service Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Internal Revenue Service
Federal Communications Commission
Federal Trade Commission
U.S. Army
Army Corps of Engineers
Executive Office of the President
Food and Drug Administration
National Labor Relations Board
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Consumer Product Safety Commission
Election Assistance Commission
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Immigration and Customs Enforcement
NAFTA
National Highway Traffic Safety Administration
National Institutes of Health
National Security Council
New Jersey Meadowlands Commission
Office of Foreign Assets Control
Port Authority of New York & New Jersey
Standing Rock Sioux Tribe
Transportation Security Administration
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of State

U.S. Department of the Interior
U.S. Navy
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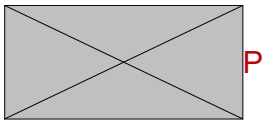
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 3/14/2016 7:53:53 AM
Subject: [Marketing Mail] CFPB Pushes Bounds On Using Enforcement As Guidance



PUBLIC POLICY

Monday, March 14, 2016

IN-DEPTH

Justice Delayed: Terrorism Victims Fight For Redress

The suicide bombings at a Jerusalem mall by Hamas militants left Gregg Salzman with permanent nerve damage, a perforated eardrum and burns across his body. The New Jersey chiropractor still suffers constant pain and debilitating headaches, 19 years after the terrorist attack. But the physical injuries were only the start of his troubles.

Salzman counts himself among a growing number of terrorism victims who, in their fight for compensation, find themselves caught in the middle of a power struggle that starts with government players jostling for control and ends pitting victim against victim in courtrooms and administrative offices across the US.

TOP NEWS

CFPB Pushes Bounds On Using Enforcement As Guidance

Bankers and others in the industry have said the Consumer Financial Protection Bureau's use of enforcement actions to influence market practices is unprecedented and potentially unfair, but the bureau's tactic is an aggressive extension of the way other regulators use enforcement actions.

DOJ Official Says Yates Memo Ups Civil Antitrust Scrutiny

A senior U.S. Department of Justice antitrust official said Friday that a sharpened focus on individual culpability outlined in the so-called Yates Memo is being taken "very seriously" not only in criminal antitrust cases, but also related civil enforcement matters that may implicate individual behavior.

Sen. Hatch Heckled Over High Court Vacancy Fight

Ill feeling regarding the Senate battle over the vacancy left by the recent unexpected death of U.S. Supreme Court Justice Antonin Scalia spilled over into a book signing on Friday, with Sen. Orrin Hatch, R-Utah, getting heckled by protestors urging him to "do your job."

CFTC Commish Kills Report That Sen. Warren Slammed

Sen. Elizabeth Warren and a pro-regulation advocacy group scored an upset victory Friday, when a top U.S. Commodity Futures Trading Commission official withdrew a controversial report recommending the agency drop its plans to impose new position limits on futures contracts, amid outcries the report was secretly drafted by the rules' opponents.

Senators Call On CMS To Investigate $3B Excess Drug Costs

U.S. presidential hopeful Sen. Bernie Sanders, I-Vt., added his signature to those of his Senate colleagues in a recent letter to the Center for Medicare and Medicaid

LAW FIRMS

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Arent Fox
Armstrong Teasdale
Arnold & Porter
Ausley & McMullen
Baker Botts
BakerHostetler
Balch & Bingham
Ballard Spahr
Barnes & Thornburg
Blank Rome
Bock & Hatch
Bradley Arant
Broad and Cassel
Burke Williams
Cahill Gordon
Caulkins & Bruce
Cleary Gottlieb
Consovoy McCarthy
Covington & Burling
Crowell & Moring
DLA Piper
Dechert
Dentons
Dorsey & Whitney
Drinker Biddle
Earthjustice
Eckert Seamans
Epstein Becker Green
Foley & Lardner
Fragomen Del Rey
Fried Frank
Gelber Schachter
Gibson Dunn
Greenberg Traurig
Haight Brown
Hall Lamb
Hanson Bridgett

Services calling for an investigation into the supposed $3 billion a year the government and private insurances companies pay for unused cancer medicines.

ANALYSIS

Flint Crisis Shows Need To Strengthen EPA Water Rule

The U.S. Environmental Protection Agency's regulation of lead in drinking water has come under heavy fire following the crisis in Flint, Michigan, and experts say preventing a similar catastrophe depends on revamping a weak set of EPA water regulations designed to protect the public from lead and copper contamination.

FCC Broadband Privacy Rules Set ISPs Apart On Liability

The Federal Communications Commission on Thursday rolled out a proposed set of privacy and data security rules for Internet service providers that go well beyond requirements found in other industries, exposing broadband providers to increased regulatory and legal exposure and fueling concerns about the commission's ability to effectively regulate privacy issues.

5 Challenges Facing The Maritime Industry

As the maritime shipping industry contends with overcapacity, dips in freight rates and slow economic growth, all eyes are on a bevy of new regulations and developments that will increase the business challenges for importers, exporters, freight carriers and port operators. Here are five challenges facing the industry.

Four Winning Bid Protest Arguments At The GAO

The Government Accountability Office hears thousands of bid protests each year that make a wide variety of arguments pushing back on agency decisions and fighting for a finite amount of federal dollars and contracts, but not all of those arguments are created equal. Here, government contracts attorneys discuss four of the arguments that are the most palatable in GAO bid protests, when supported by the facts.

ENERGY & ENVIRONMENTAL

Sen. Says EPA Flouting High Court Stay On Clean Power Plan

Sen. Jim Inhofe, R-Okla., has accused the U.S. Environmental Protection Agency of moving forward with the Obama administration's signature climate change mandate that existing power plants slash carbon emissions despite the U.S. Supreme Court's recent decision halting its implementation.

10th Circ. Won't Stall Appeal In BLM Fracking Rule Dispute

The Tenth Circuit has refused to pause the Bureau of Land Management and environmentalists' challenge to a preliminary injunction that blocked the agency's rule requiring permits for hydraulic fracturing on federal and tribal land.

Enviro Groups Want In On Texas-Okla. Haze Rule Fight

Environmental groups have asked the Fifth Circuit to intervene in litigation challenging the U.S. Environmental Protection Agency's regional haze plan for Texas and Oklahoma, saying the petitions brought by Texas and various utilities threaten critical improvements in air pollution.

HEALTH & LIFE SCIENCES

Justices' Ruling Lets NC Toss Pro-Choice Plates: 4th. Circ.

Following a 2015 U.S. Supreme Court decision determining that license plates are government speech and not drivers' speech subject to First Amendment privileges, the Fourth Circuit on Thursday said North Carolina can allow "Choose Life" plates while rejecting pro-choice ones.

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Hogan Lovells
Howarth & Smith
Husch Blackwell
Jenner & Block
Jones Day
Jones Walker
K&L Gates
Kasowitz Benson
Kaye Scholer
Kirkland & Ellis
Latham & Watkins
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Morvillo Abramowitz
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Ogletree Deakins
Paul Hastings
Perkins Coie
Porter Hedges
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Reed Smith
Rome McGuigan
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Schiff Hardin
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AT&T Inc.
Abbott Laboratories
Allergan PLC

California's Assisted Death Law Will Take Effect In June

A California law giving terminally ill adults the right to take life-ending drugs prescribed by physicians will go into effect on June 9, the state senators who co-authored the bill said in a Thursday statement, an announcement that came as opponents prepare litigation to challenge its passage.

MEDIA & ENTERTAINMENT

9th Circ. Urged To Scrap Calif. Mobile Billboard Bans

A pair of Los Angeles-area small businesses on Friday urged the Ninth Circuit to revive their consolidated suits alleging Los Angeles' and nearby cities' bans on mobile billboards and other advertising on vehicles violate their free speech rights, arguing the bans clearly regulate speech content.

TRANSPORTATION & INFRASTRUCTURE

FRA Taking Bids For High-Speed Rail Corridor Projects

The Federal Railroad Administration said Friday it will take bids from project developers to design and build a high-speed passenger rail system within a high-speed rail corridor, following through on a congressional directive included in the recently enacted Fixing America's Surface Transportation Act.

COMPETITION

Antitrust Law May Deter Green Cooperation, Study Says

U.S. antitrust law may be deterring companies from working together on initiatives that would protect the environment and achieve other socially desirable goals, a business school professor and attorney has said in a new study.

7th Circ. Nixes Ex-Lawmaker's Bid For New Bribery Trial

The Seventh Circuit on Friday rebuffed convicted Illinois lawmaker Derrick Smith's appeal seeking a new trial on bribery and extortion charges, saying an FBI informant's recorded statements were admissible because they weren't offered as truth for anything.

PRIVACY & CONSUMER PROTECTION

FCC Reveals Plans To Limit Gov't Debt Collector Robocalls

The Federal Communications Commission on Thursday revealed proposed limits on robocalls to people who owe money to the government, including a ceiling of three calls a month, a ban on calling debtors' relatives, and stopping the calls when the debtors say so.

FCC Defends Junk Fax Opt-Out Rule, Enforcement Waiver

The Federal Communications Commission on Thursday defended its decisions to require opt-out notices on certain faxes and also to waive retroactive enforcement of that regulation, saying the requirement protects consumers from unwanted faxes and that its decision not to enforce the rule retroactively serves the public interest.

PRODUCT LIABILITY

Enviros Ask 9th Circ. To Decide Dow Pesticide Issues

Environmental groups on Thursday told the Ninth Circuit it should decide the merits of their challenges to the U.S. Environmental Protection Agency's registration of Dow's pesticide Enlist Duo, saying that although the appellate court allowed the EPA to conduct further testing, the product remains available for sale.

American Board of Trial Advocates
American Civil Liberties Union
Apple Inc.
BASF SE
BNP Paribas
BTI Consulting Group Inc.
Berkshire Hathaway Inc.
Brown Shoe Company, Inc.
CBS Corporation
CMA CGM SA
Capital One Financial Corporation
Center for Biological Diversity Inc.
Chevron Corporation
Citigroup Inc.
Competitive Carriers Association
ConocoPhillips
Cox Communications Inc.
Dow Chemical Co.
Energy Future Holdings
Federalist Society
Forest Laboratories Inc.
Friedman LLP
Goodyear Tire & Rubber Co.
International Swaps and Derivatives Association
JPMorgan Chase & Co.
KaloBios Pharmaceuticals Inc.
Liberty Media Corp.
Luminant Generation Co. LLC
Marvell Technology Group, Ltd.
MasterCard Incorporated
Mediterranean Shipping Co. SA
Memorial Sloan Kettering Cancer Center
Merck & Co Inc.
National Association of Broadcasters
National Association of Consumer Advocates
National Railroad Passenger Corporation
National Retail Federation Inc.
Natural Resources Defense Council
Neptune Orient Lines Ltd.
New York Times Co.
Newegg Inc.
Omnicare Inc.
PricewaterhouseCoopers
Procter & Gamble Co.
Retrophin Inc.
Sierra Club

GOVERNMENT CONTRACTS

DOD Dropping Ball On Improper Travel Pay, Watchdog Says

The U.S. Department of Defense's efforts to reduce improper spending on travel have been hamstrung by a lack of insight into why such payments were approved in past years, the agency's Office of Inspector General said in a report released Thursday.

Judge Asks If Rep.'s Motion To Dismiss Is Just Bid To Delay

A bid by U.S. Rep. Chaka Fattah, D-Pa., to ax portions of his corruption indictment based on constitutional protections for official legislative actions came under fire Friday as a Pennsylvania federal judge questioned whether the motion had been filed simply to delay the case.

INTERNATIONAL TRADE

US, Canada Aim For New Lumber Deal Framework By June

U.S. and Canadian government officials will accelerate their negotiations for a new deal on softwood lumber trade in order to deliver the broad outlines of a new agreement in time for the North American Leaders Summit in June, the White House announced Thursday.

Romania Caught Between EU And Treaty In Investor Fight

A $250 million arbitral award issued to two Swedish food industry investors in their long-running dispute with Romania over revoked economic incentives has shined a spotlight on a conflict between investment treaties and European Union law that seems unlikely to be settled anytime soon.

IMMIGRATION

Employers Will Get Support On New OPT Rule, Officials Say

Two U.S. Immigration and Customs Enforcement officials who helped shape a new rule expanding work authorization for foreign students told Law360 that its creation was the result of an "incredible team effort" in the government, and they revealed how the agency plans to guide stakeholders through its implementation.

USCIS Focuses On Work Authorization For Battered Spouses

U.S. Citizenship and Immigration Services issued a new policy memo Tuesday to provide guidance to its officers about an amendment to the Immigration and Nationality Act that expands eligibility for work authorization to the battered spouses of certain nonimmigrants.

NATIVE AMERICAN

Fla. High Court Rejects Graham Bid For Gaming Argument

The Florida Supreme Court on Friday denied former Gov. and U.S. Sen. Bob Graham's request to make oral arguments in a Native American tribe's suit against the state over slot machine expansion and home rule authority in the state, but also allowed an anti-gaming group's brief to stand.

Rosebud Sioux, South Dakota Extend Gaming Compact

The Rosebud Sioux Tribe and the state of South Dakota have reached an agreement to extend their existing Class III gaming compact through Aug. 4, according to a notice published Thursday in the Federal Register by the U.S. Department of the Interior's Bureau of Indian Affairs.

TELECOMMUNICATIONS

State Bar of California
State Bar of Nevada
T-Mobile USA Inc.
The Walt Disney Company
Towers Watson & Co.
Turing Pharmaceuticals AG
Turner Broadcasting System Inc.
Twitter Inc.
Univision Communications Inc.
Verizon Communications
Visa Inc.
Vivendi SA
Wyndham Worldwide Corporation
Xcel Energy Inc

GOVERNMENT AGENCIES

Agency for International Development
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
COPRAC
Central Command
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Agriculture
Department of Homeland Security
Department of the Interior
Environmental Protection Agency
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Maritime Commission
Federal Railroad Administration
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Immigration and Customs Enforcement
International Maritime Organization
Maritime Administration
National Aeronautics and Space Administration
National Institute of Standards and Technology

LPTVs Urge DC Circ. To Freeze FCC Spectrum Auction

A group of broadcasters urged the D.C. Circuit on Thursday to halt the Federal Communication Commission's upcoming spectrum auction, saying the auction is the first step in an FCC plan to cut off some lower-power television broadcasters by taking away their airwaves.

Media Cos. Back FCC Plan To Ease Foreign Ownership Process

A group of some of the world's largest media companies joined the National Association of Broadcasters and other industry groups Thursday in support of a Federal Communications Commission proposal to streamline regulatory approval process for broadcast license transactions involving foreign ownership.

Broadcasters Call T-Mobile's Auction Analysis Flawed

The National Association of Broadcasters has again urged the Federal Communications Commission to rethink its 39-month schedule for broadcasters to migrate to new channels after relinquishing their airwaves in the upcoming spectrum auction, saying T-Mobile's argument to maintain the schedule misunderstood technical issues.

NEW YORK

US Asks 2nd Circ. To Rehear $315M USS Cole Bombing Case

A U.S. government lawyer on Friday asked the Second Circuit to reconsider Sudan's appeal of a $315 million judgment in favor of victims of the 2000 USS Cole bombing, saying that the suit was served on Sudan's embassy in the U.S. in violation of the Vienna Convention.

FLORIDA

Fla. Legislature Ends Session On Time, Passes $82.3B Budget

Despite lawmakers choosing to reject many of his top proposals, Florida Gov. Rick Scott invited them to join him on a victory tour as the 2016 legislative session ended Friday and declared their $82.3 billion spending plan a "good budget," although his veto pen could write a different review.

EXPERT ANALYSIS

Paris Climate Accord Implementation: United States

There is evidence that the U.S., whether via federal regulation, state action or industry efforts, is on a path to address many of the same issues that the Paris agreement seeks to affect. It is hard to imagine, however, a long-term commitment to climate change without significant congressional support, say attorneys with Shearman & Sterling LLP.

In Congress: FAA, Navy, And A New Education Secretary

It will be a busy week on Capitol Hill. Before turning to a host of other matters, the Senate is expected to vote on the nomination of Dr. John B. King Jr. to serve as Secretary of Education. Meanwhile, the House has votes scheduled on 14 items under suspension of the rules, including 10 bills from the Energy and Commerce Committee and two resolutions from the Foreign Affairs Committee, as well as short-term extension of FAA authority, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

LEGAL INDUSTRY

When Lawyers Attack: Bad Behavior On The Rise In The Legal

National Institutes of Health
National Oceanic and Atmospheric Administration
National Park Service
National Science Foundation
Poarch Band of Creek Indians
Port Authority of New York & New Jersey
Rosebud Sioux Tribe
Securities and Exchange Commission
Seminole Tribe of Florida
U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Transportation
U.S. Navy
U.S. Senate
U.S. Supreme Court
United Nations
Ute Indian Tribe
World Bank Group

Profession

During a tense discussion in a deposition of a woman accusing JPMorgan Chase Bank NA of improperly seizing her home, the plaintiff's attorney stopped to duck her head under the conference room table. "I asked her what she was doing," said JPMorgan's lawyer, Brian Rich, according to the deposition transcript. "She indicated that she was looking to see if there was anything between my legs." Rude, combative and unprofessional conduct like this is a growing problem among attorneys and has inspired a movement by many states to reaffirm the importance of civility in the law. Some say, however, that these efforts may not make much headway in an industry increasingly driven by the bottom line and getting clients favorable results at all costs.

Young In BigLaw: How To Use It To Your Advantage

It may be true that wisdom comes with age, but young attorneys in BigLaw say they have plenty to offer, too. In fact, being part of the millennial generation can often give you the advantage. Here's how to make it work for you.

3 Spoliation Cases You Should Know

Once largely confined to litigation focused on physical products, spoliation disputes are now a common feature of complex commercial cases involving lost, destroyed or hidden electronic data, and courts are taking a closer look at the steps litigants take to preserve evidence. Here's three recent spoliation cases you should know.

Kaye Scholer Partner Resigns In Wake Of Shkreli Indictment

The Kaye Scholer LLP partner charged with securities fraud alongside pharma bad boy Martin Shkreli has resigned from the firm, a Kaye Scholer spokeswoman said on Friday.

Baker Botts Spreads Fee Wealth From $775M Vivendi Deal

Baker Botts LLP, which recently helped score a $775 million settlement for client Liberty Media in its suit alleging Vivendi inflated its stock price ahead of a stake deal, revealed plans Friday to spread some of the fees windfall to associates and other counsel.

Fried Frank, Seyfarth Saw Revenues Surge In 2015

Seyfarth Shaw LLP and Fried Frank Harris Shriver & Jacobson LLP achieved strong financial results in 2015, with revenues at the firms soaring 6.3 percent and 9.7 percent over the previous year, respectively, according to information obtained by Law360.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Last week, patent agents got privilege, broadband providers got privacy rules, and defendants in securities suits got a break. Here's the corporate legal news you may have missed.

Linklater's London Base Boosts Attorney Pay, Benefits

The London office of Linklaters LLP has decided to try to make the work-life balance of its lawyers a bit better and has upped associate level pay, as well as enhanced its time off and other benefits for its attorneys, the firm said on Friday.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS
Search full listings or **advertise your job opening**

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Gibson Dunn
Covington & Burling

Earthjustice
K&L Gates
Mayer Brown
Quinn Emanuel
Baker Botts
BakerHostetler
Drinker Biddle
Fried Frank
Greenberg Traurig
Hogan Lovells
Jones Day
Kirkland & Ellis
Latham & Watkins
McGuireWoods
Nixon Peabody
Wiley Rein
Adams and Reese
Anderson & Wanca
Arent Fox
Armstrong Teasdale
Arnold & Porter
Ausley & McMullen
Balch & Bingham
Ballard Spahr
Barnes & Thornburg
Blank Rome
Bock & Hatch
Bradley Arant
Broad and Cassel
Burke Williams
Cahill Gordon
Caulkins & Bruce
Cleary Gottlieb
Consovoy McCarthy
Crowell & Moring
DLA Piper
Dechert
Dentons
Dorsey & Whitney
Eckert Seamans
Epstein Becker Green
Foley & Lardner
Fragomen Del Rey
Gelber Schachter
Haight Brown
Hall Lamb
Hanson Bridgett
Hinshaw & Culbertson
Howarth & Smith
Husch Blackwell
Jenner & Block
Jones Walker

Kasowitz Benson
Kaye Scholer
Linklaters
Locke Lord
Morgan Lewis
Morrison & Foerster
Morvillo Abramowitz
Ogletree Deakins
Paul Hastings
Perkins Coie
Porter Hedges
Post & Schell
Reed Smith
Rome McGuigan
Rutan & Tucker
Schiff Hardin
Schnader Harrison
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Skadden
Squire Patton Boggs
Trenam Kemker
Vedder Price
Vinson & Elkins
Weil Gotshal
White & Case
Wiggin and Dana
Willkie Farr
Wilson Elser

COMPANIES

National Association of Broadcasters
Natural Resources Defense Council
Sierra Club
State Bar of California
T-Mobile USA Inc.
Verizon Communications
21st Century Fox Inc.
A.P. Moller-Maersk
AT&T Inc.
Abbott Laboratories
Allergan PLC
American Board of Trial Advocates
American Civil Liberties Union
Apple Inc.
BASF SE
BNP Paribas
BTI Consulting Group Inc.
Berkshire Hathaway Inc.
Brown Shoe Company, Inc.

CBS Corporation
CMA CGM SA
Capital One Financial Corporation
Center for Biological Diversity Inc.
Chevron Corporation
Citigroup Inc.
Competitive Carriers Association
ConocoPhillips
Cox Communications Inc.
Dow Chemical Co.
Energy Future Holdings
Federalist Society
Forest Laboratories Inc.
Friedman LLP
Goodyear Tire & Rubber Co.
International Swaps and Derivatives Association
JPMorgan Chase & Co.
KaloBios Pharmaceuticals Inc.
Liberty Media Corp.
Luminant Generation Co. LLC
Marvell Technology Group, Ltd.
MasterCard Incorporated
Mediterranean Shipping Co. SA
Memorial Sloan Kettering Cancer Center
Merck & Co Inc.
National Association of Consumer Advocates
National Railroad Passenger Corporation
National Retail Federation Inc.
Neptune Orient Lines Ltd.
New York Times Co.
Newegg Inc.
Omnicare Inc.
PricewaterhouseCoopers
Procter & Gamble Co.
Retrophin Inc.
State Bar of Nevada
The Walt Disney Company
Towers Watson & Co.
Turing Pharmaceuticals AG
Turner Broadcasting System Inc.
Twitter Inc.
Univision Communications Inc.
Visa Inc.
Vivendi SA
Wyndham Worldwide Corporation
Xcel Energy Inc

GOVERNMENT AGENCIES
U.S. Supreme Court
Federal Communications Commission
U.S. Department of Justice

Environmental Protection Agency
Consumer Financial Protection Bureau
Federal Trade Commission
Department of the Interior
Food and Drug Administration
Department of Homeland Security
Securities and Exchange Commission
U.S. Senate
Agency for International Development
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
COPRAC
Central Command
Commodity Futures Trading Commission
Department of Agriculture
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Emergency Management Agency
Federal Maritime Commission
Federal Railroad Administration
Fish and Wildlife Service
Government Accountability Office
Immigration and Customs Enforcement
International Maritime Organization
Maritime Administration
National Aeronautics and Space Administration
National Institute of Standards and Technology
National Institutes of Health
National Oceanic and Atmospheric Administration
National Park Service
National Science Foundation
Poarch Band of Creek Indians
Port Authority of New York & New Jersey
Rosebud Sioux Tribe
Seminole Tribe of Florida
U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Transportation
U.S. Navy
United Nations
Ute Indian Tribe
World Bank Group

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: UNLV School of Medicine
Sent: Tue 5/7/2019 11:30:21 PM
Subject: Making the Rounds with Founding Dean Barbara Atkinson, May 7th, 2019

EXTERNAL EMAIL

Get UNLV School of Medicine stories, events, and news everyday!

Breaking News – Founding Dean Barbara Atkinson was honored with the 2019 Women of Distinction Award in the Medical/Healthcare Services Category. The National Association of Women Business Owners Awards Luncheon was held May 7th at the Conference Center of Las Vegas.

Making the Rounds with Founding Dean Dr. Barbara Atkinson

Issue 193 – *May 7th, 2019*

Dear Friends and Colleagues,

At the recent annual gala benefiting the Adelson Educational Campus, an academically invigorating preschool through Grade 12 independent school based on Jewish values and identity, my special assistant, JoAnn Prevetti, struck up a conversation with Crane Pomerantz. He's a Las Vegas attorney who has specialized in healthcare law, both as an Assistant U.S. Attorney and in private practice. The more Joann talked with Mr. Pomerantz, the more she realized that his experience could benefit our students. So she invited

him to campus. The other day he graciously came to talk with several residents who are largely concentrating on their internal medicine specialty, young men and women about to embark on their careers. What he had to say accomplished what he set out to do -- helped sensitize them to some of the real world legal, ethical and business issues they could one day face. From today's newsletter, I trust you'll get a better sense that not everything a doctor needs to know can be found in medical textbooks.

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TOP ATTORNEY SCHOOLS YOUNG PHYSICIANS ABOUT THE LEGAL PITFALLS IN MEDICINE

Attorney Crane Pomerantz, seen here with Dr. Budda Dawn and some internal medicine resident physicians, has worked as a federal prosecutor and in private practice, handling many noteworthy cases.

As attorney Crane Pomerantz spoke to UNLV School of Medicine internal medicine residents -- physicians who have finished medical school and who are now receiving training in their chosen specialty -- he emphasized that young doctors just starting their careers can unwittingly end up in legal trouble.

"You are...about to embark on a career that is highly regulated -- as highly regulated as any industry I can think of," he said at a powerpoint presentation delivered during a weekly "Academic Half Day" held every Tuesday afternoon for residents. "The problem you face at this point in your career is that you don't know what you don't know. My goal today is to give you a brief overview of some of the things you need to be aware of as you start practicing."

Pomerantz definitely knows his way around healthcare law. He was the criminal healthcare fraud coordinator in the U.S. Attorney's Office for the District of Nevada, where he worked for almost 14 years. Prior to his tenure as a federal prosecutor, Pomerantz worked in a pair of large Washington, D.C. law firms, where his practice focused on healthcare fraud and abuse litigation and counseling. He began his career at a Boston law firm, where his work focused on healthcare fraud defense.

Four years ago, Pomerantz was doing something far different than talking to medical residents. He stood in a Las Vegas courtroom as an Assistant U.S. Attorney and spoke of a physician, Dr. Dipak Desai, who intentionally defrauded the government by inflating the length of medical procedures and overbilling Medicare, Medicaid and private insurance companies for anesthesia.

Pomerantz called Desai, a gastroenterologist, a “despicable human being” who was driven in medical practice by “wanton, crass greed.”

Desai would receive 71 months in prison for his role in the multimillion dollar healthcare fraud scheme -- a federal conviction that was to be served concurrently with a life sentence that Desai received earlier in state court for his role in a 2007 hepatitis outbreak at clinics where colonoscopies were performed. Health officials, who said unsafe injection practices involving the reuse of syringes for anesthesia led to the outbreak, had to notify 63,000 former Desai clinic patients to get tested for potentially fatal blood-borne diseases, including hepatitis and HIV. Two former Desai clinic patients died, and as many as 114 cases of hepatitis were linked to Desai clinics. Desai died in Nevada State Prison in 2017.

In the days following his presentation at the UNLV School of Medicine, Pomerantz couldn’t have been more clear about his respect for physicians, saying that the overwhelming majority of physicians work tirelessly to give patients the best care possible. “Part of me is a frustrated physician,” says Pomerantz, who now does legal work for physicians on behalf of the Sklar Williams law firm. “Doctors work unbelievably hard to help others.”

During his presentation, Pomerantz said it is important for doctors just getting into practice to find a good healthcare lawyer, a competent certified public accountant, a solid office manager and a mentor that he/she can count on for good advice. The lawyer, he said, must be a specialist in healthcare law because there “are so many arcane areas.”

> *“What if, unbeknownst to you, your patient is selling his Percocets. What safeguards do you have in place to make sure your prescribing practices are gold standard?” - Crane Pomerantz*

For example, he said that most young physicians know that if they give or receive, offer or solicit something of value in exchange for patient referrals, they’ve committed a crime. But then he showed how a physician could get into trouble by not understanding the Anti-Kickback Act (AKA): “What if you have a large Medicaid census in your practice, and out of sympathy for their financial situation, you consistently waive their copayments? Or, simply in an effort to make sure that they keep their regular appointments, you give them Uber or Lyft coupons to come to the practice? Even though your motivations may be good, those practices arguably violate the AKA.”

Another violation, he said, of the AKA could come if the physician is, say, an orthopedist and decides to invest in a small durable medical equipment business to which he/she already refers. Unless that contractual agreement was structured properly, Pomerantz said it is “likely a violation of the AKA.”

Pomerantz also talked about the Ethics in Patients Referral Act, which is also known as the Stark Law because it was introduced by California U.S. Rep. Pete Stark. Essentially, it means the government can sue a physician of a Medicare or Medicaid patient for referring to any entity in

which the physician has a financial interest. No, Pomerantz said, you can't put the ownership of a lab in which a physician has a financial interest in the name of a spouse or business partner. "The Stark law prohibits the referral if you or an immediate family member have a financial interest in the entity to which the referral is made," Pomerantz noted.

Prescribing medications, particularly during the current opioid crisis, can also be a potential legal minefield for physicians if they're not careful, Pomerantz said before giving an example:

"You prescribe a 30-day supply of Percocet (acetaminophen/hydrocodone blend). And 20 days in, your patient, a long standing patient of the practice, comes in and says, 'I accidentally dropped my pills down the sink' or 'I left my prescription at the hotel on vacation' or 'My dog ate some pills.' As a new physician, I'm guessing you're going to be very trusting. Your concern is going to be to want to ameliorate your patient's pain, and you're going to be inclined to write a new script. But what if the patient is taking the pills inconsistent with your prescription (4 a day instead of 2) and you've unwittingly contributed to your patient's addiction? What if, unbeknownst to you, your patient is selling his Percocets. What safeguards do you have in place to make sure your prescribing practices are gold standard?"

Dr. Bhavana Bhaya, a senior resident in the internal medicine program, said she learned a lot from the presentation made by Pomerantz. "It is very important for medical personnel to understand the laws within which we have to practice medicine," she said. "Many of today's physicians are ill-equipped to handle the legal, regulatory and business realities of modern medicine."

Even Dr. Budda Dawn, the UNLV School of Medicine Department of Internal Medicine Chairman who has practiced medicine for decades, found Pomerantz's remarks helpful.

"In this day and age, all doctors need a good lawyer," he said.

What appear to be simple things -- manners and respect for others -- Pomerantz said, can keep physicians out of legal trouble:

"Who makes complaints to the Board of Medicine? Patients who feel like they haven't been treated with respect...Know who causes doctors to lose their privileges at hospitals and with insurers? Other doctors and nurses who think you're being greedy or rude or disrespectful...Know who files civil litigation and makes law enforcement referrals? Disgruntled business partners."

Pomerantz told the residents that he knows that they're going to have a million demands and a busy schedule and challenging cases. That said, he told them to remember to mind their manners if they don't want to end up in trouble.

In his presentation, he said he's been involved in "many hospital privilege hearings where my client is at risk of losing their privileges simply because they were rude to a charge nurse or had a personality conflict with another physician...So if you take nothing else out of this today, quote me on this: Play nice in the sandbox."

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IN THE NEWS

Click to see recent stories about UNLV School of Medicine

Clark County Sees Spike in Syphilis; Health Professionals Educate on Stopping it from Spreading (Dr. David Kuykendall).

KLAS Channel 8

https://www.lasvegasnow.com/news/local-news/clark-county-sees-spike-in-syphilis-health-professionals-educate-on-stopping-it-from-spreading/1931830909

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MEDICINE BY THE NUMBERS

40%

Americans continue to pack on the pounds.The nation's obesity rate is approaching 40 percent after holding around 34-35 percent between 2005 and 2012, according to data in "The State of Obesity: Better Policies for a Healthier America 2018." No state has had a statistically significant drop in its obesity rate in the past five years.

Source: https://www.ama-assn.org/delivering-care/public-health/adult-obesity-rates-rise-6-states-exceed-35-7

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MISSED A NEWSLETTER?

All previous issues of ***Making the Rounds with Founding Dean Dr. Barbara Atkinson***, are available on our website.

MAKING THE ROUNDS ARCHIVE

To become a subscriber to the UNLV School of Medicine newsletter, *Making the Rounds with Founding Dean Dr. Barbara Atkinson click* ***here***.

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To: Ricki Y. Barlow[RBarlow@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 10/12/2015 7:43:50 PM
Subject: FW: Barlow Email to Mayor Goodman

Fyi.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Lora Kalkman
Sent: Monday, October 12, 2015 12:40 PM
To: Ann Barlow ([redacted])
Subject: Barlow Email to Mayor Goodman

Good Afternoon, Ms. Barlow:

Mayor Goodman is in receipt of your email. However, this appears to be a legal matter which must be handled through proper legal channels (e.g., lawyers, courts), not by elected officials. Best wishes.

Sincerely,

Lora Kalkman
Special Assistant to Mayor Goodman
Las Vegas City Hall
495 S. Main Street
Las Vegas, Nevada 89052
702-229-6241

From: ANN BARLOW [redacted]
Sent: Thursday, October 08, 2015 12:38 PM
To: Carolyn G. Goodman
Cc: Ricki Y. Barlow; J Barlow
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct ([redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Thur 9/7/2017 11:44:42 AM
Subject: Reconciling Cigna v. Humble with Aetna v. Humble and their impact on the Out-of-Network Provider

.

Ted Burton

If you cannot see this email properly, please click here

Dear colleague,

Last year, Humble Surgical Center was involved in two major lawsuits in federal court in Texas that both dealt with out-of-network (OON) provider issues. In Cigna v. Humble Surgical Hospital, Humble won a major victory, but in Aetna v. Humble Surgical Hospital, Aetna walked away the winner. What happened, and what do these vastly different outcomes mean for OON providers and facilities today?

Join our expert speaker **Thomas J. Force, Esq.** for our On-demand **Webinar**—"**Reconciling Cigna v. Humble with Aetna v. Humble and Their Impact on the Out-of-Network Provider**" on **Friday, September 8, 2017** (Available all day) where he will closely examine both cases and offer advice for OON facilities on how to avoid adverse outcomes regarding balance billing, fee forgiveness and referral deals with physicians. Thomas will also outline strategies and techniques that will help you address ínsurance companies' growing concerns about referral arrangements, balance billing and fee forgiveness by OON facilities. You will also be given a complete listing of essential policies and forms for your facility, and you'll learn about current best practices for OONs. By examining a major OON facility and its experience in court with two ínsurance companies, Thomas will teach you how to properly set up an OON facility's claims processing procedures and billing practices in light of these two important cases.

You'll get ***1 AAPC CEU*** per registration.

Session Highlights

- Summary of Aetna v. Humble Surgical Hospital court decision, facts, reasoning and outcome
- Summary of Cigna v. Humble Surgical Hospital court decision, facts, reasoning and outcome
- Discussion of why the cases differed so substantially and what OON providers can learn from them
- Techniques to avoid ínsurance company scrutiny regarding patient billing and referral practices
- Policies to have in place and current best practices to deal with OON patient billing

Agenda Details

- Facts of Cigna v. Humble, June 2016
- Why Cigna held up claims due to fee forgiveness
- Humble's counterclaim under ERISA
- The court's rulings on Cigna's claim, including on referrals and use fees
- Why this was a big victory for Humble
- Jurisdiction and where this case is precedent
- Impact on OON non-paid claims held up due to failure to balance bill or otherwise collect coinsurance and deductibles
- Impact on OON balance bill audits
- Impact on OON claims, including failure to provide plan documents and other information
- How the court enforced ERISA appeals and claims guidelines
- Facts of Aetna v. Humble, December 2016
- Aetna's claims for money had and received, fraud, negligent misrepresentation and ERISA relief
- The court's holding that the assignments at issue were invalid
- Why the outcomes were so different for the same facility

- What we can learn from the cases
- How to handle referral schemes

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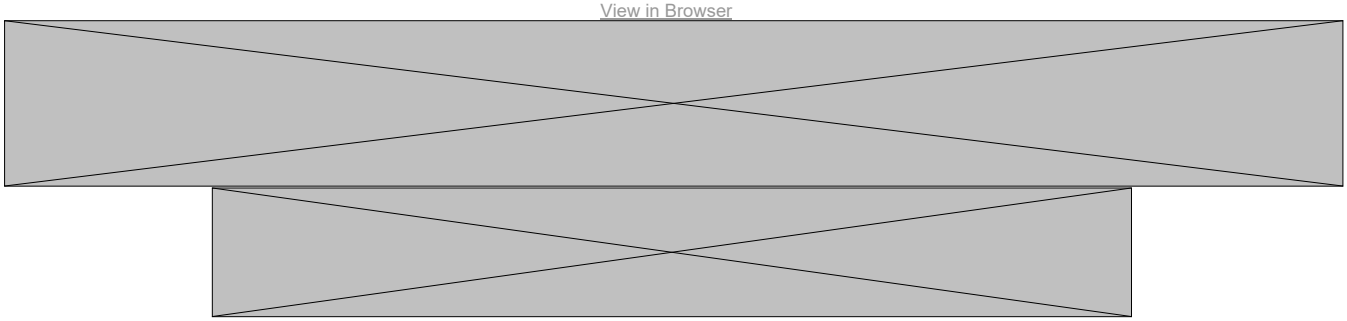

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SEPTEMBER 2015

Special Series: Disabled in D.C.

The challenges that the nation's capital faces in providing accessible and affordable transportation for people with disabilities reflect a nationwide struggle to live up to the promise of the Americans with Disabilities Act. All this week, *Governing* will explore in a new three-part series D.C.'s struggles in keeping paratransit costs under control; providing good working conditions for paratransit employees; and expanding transportation options beyond the public transit system.

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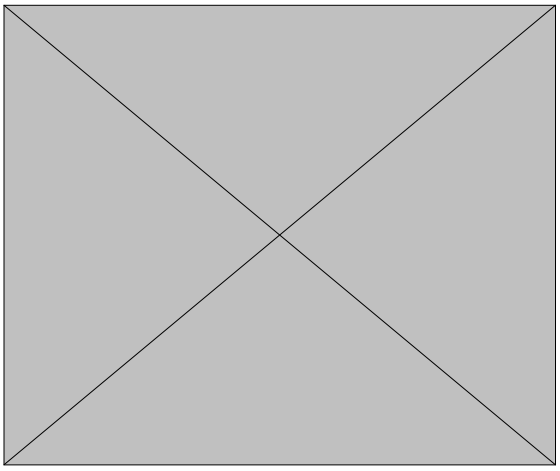
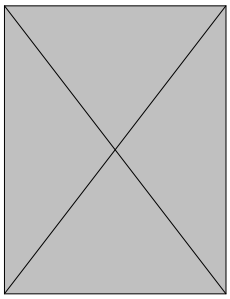


Don't Miss September's Data Report on Police Diversity

Minorities are underrepresented in nearly every large law enforcement agency in America. Some police agencies are looking to change that.

INSIDE THE PRINT EDITION

ENVIRONMENT
Losing Ground



Southern Louisiana's wetlands are disappearing. With the loss of mile upon mile of marsh, the threat of severe flooding has intensified. Flooding here could disrupt an economic corridor of national importance and further wreak havoc on coastal life. Local governments are so desperate to reverse the damage that they're picking a fight with the state's biggest industy: oil and gas.

POLITICS

Scott Pruitt Will See You in Court

Oklahoma's Republican attorney general sues the federal government -- and even other states -- every chance he can get.

EDUCATION

Assessing the Nation's Most Ambitious Education Reforms

As states around the country embrace Tennessee's turnaround model, the experience of one Memphis high school shows policymakers about its potential and perils. This is the final installment in a four-part series; the other parts can be found at governing.com/frayser.

FINANCE

Are We Out of the Woods Yet?

Colorado Springs and other cities have rebounded from the recession. But things aren't as good as they seem.

PUBLIC WORKFORCE

Family Friendly

Shifting attitudes about work-life balance have put paid family leave on legislative agendas in many states.

UPCOMING GOVERNING EVENTS

Governing Summit on the Cost of Government in Washington, D.C.
SEPTEMBER 23-24

Governing Health & Human Services Summit in Arlington, Va.
OCTOBER 8-9

Governing Leadership Forum: Pennsylvania 2015
OCTOBER 21

Governing Leadership Forum: California 2015
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MARK YOUR CALENDARS

National Association of State Energy Officials' meeting in San Diego
SEPTEMBER 13-16

Association of Government Accountants' 2015 Internal Control & Fraud Prevention Training in Washington, D.C.
SEPTEMBER 15-16

Smart Cities Week in Washington, D.C.
SEPTEMBER 15-17

The American Association of State Highway and Transportation Officials' meeting in Chicago
SEPTEMBER 24-28

International Public Management Association for Human Resources' International Training Conference in Denver
SEPTEMBER 26-30

National Association of State Purchasing Officers' conference in Norfolk, Va.
SEPTEMBER 27-30

International City/County Management Association's meeting in Seattle
SEPTEMBER 27-30

National Association of State Budget Officers' meeting in Arlington, Va.
OCTOBER 1-2

American Public Human Services Association's National Staff Development & Training Association's conference in Denver
OCTOBER 4-7

The Southern Governors' Association's meeting in St. Louis, Mo.
OCTOBER 15-16

The National Association of State Treasurers' conference in Nashville
OCTOBER 17-21

National Academy for State Health Policy's meeting in Dallas
OCTOBER 19-21

Engaging Local Government Leaders' meeting in Portland, Ore.
OCTOBER 22-23

REPORTS & WHITE PAPERS

A Handbook for MMIS Reform

Sponsored by Optum

A confluence of factors is providing a new path forward for MMIS modernization – a path that focuses on a services-based approach to these traditionally complex systems. This handbook helps governments think about, plan for and acquire Medicaid management capabilities in preparation for a shift to MMIS-as-a-service.

Medicaid Program Integrity

Sponsored by Optum

This handbook recommends a more integrated and comprehensive approach to tackling fraud, waste and abuse, and offers best practices for states seeking to reinvent and reinvigorate their Medicaid program integrity initiatives and processes with predictive analytics approaches and tools.

The Results Are In: 2015 Fleet Management Report

Sponsored by Verizon

What do today's fleet professionals think of GPS tracking technology? Find out in the 2015 Fleet and Vehicle Management Survey Report.

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8.19.2016
This dispatch prepared for .

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 61

DAYS UNTIL EARLY VOTING BEGINS IN NEVADA: 64

DAYS UNTIL THE 2016 GENERAL ELECTION: 81

Good morning, everyone. Donald Trump has regrets. Or Donald Trump SAID he has regrets. Unnamed regrets, he said, reading like a robot off a TelePrompter. I repeat my theory of this election: God is punking all of us.

ICYMI, my interviews with Jim Murren and Dina Titus.

What's below: Murren speaks, Heller speaks, Morning Flash nuggets and a trivia question about a town.

COMING UP
NV Energy CEO Paul Caudill sits down for an interview. Tune in tonight!

MURREN'S MESSAGE
The Jim Murren interview linked above covered a lot of ground, including him saying:

---Hillary Clinton's email server was "sloppy" and "wrong" but "not disqualifying." And: "I understand that she's Establishment. I don't know that that's wrong, really."

----Donald Trump would cause instability in markets and trade wars if he became president and is spreading "toxic hatred" through a "series of outrages."

----He voted for President Obama in 2008 but not 2012.

----On the stadium, he said, "Some level of public financing is a good idea," but suggested $750 million is too much. He called the convention authority expansion "a must-have" and the stadium "a nice to have." His biggest concern, he said, is the murkiness of the proposal: "It would be as if I went to my board (and said), 'I'm not sure exactly what it would cost, I don't know how I am going to finance it (or) where it's going to go....my board would never finance it."

----Murren said he supports the deregulation ballot question, but will not contribute much to it (the company has given $10,000 but it is almost totally financed by Sands). "Regulated power is not a good pathway….It won't affect us. We are leaving the system."

----Murren announced a new plan to appeal to millenials, including spending millions to build a gamer center at MGM Grand.

Much more. Please watch.

HELLER OF A DAY
You have to feel sorry for Sen. Dean Heller. It is difficult to be all things to all people. He wants people to think he has disavowed Donald Trump – he even made it on to some national media lists in error – and he

wants other people to think he might vote for him. It's not easy.

My pal Riley Snyder captured Sen. Hamlet in front of the chamber, along with his classic "I support the education spending from Gov. Brian Sandoval but not sure on the taxes" nonsense. Seriously? Having it both ways there, too?

It gets worse for Heller, though, thanks to the Democratic tracker squad. These gems from Heller's speech this week to a GOP club:

---- Apparently you can vote for Mike Pence but not Trump. Who knew?

Audience member: "I understand you're not supporting Trump, and I want to know what you are going to do with, who are you going to vote for? What are you planning to do?"

Heller: "My goal is to get to Trump, don't get me wrong. I may vote for Mike Pence for vice president you know, but my goal is to get to Trump and to support him. I'm having a hard time trying to defend him as all of you know some of the things that he says. So I probably won't endorse him between now and then, but I hope to at least be able to vote for him. So that's where I want to be at the end of the day."

----Oh boy: "I've told colleagues of mine it's probably a good idea not to endorse him [Trump] so you don't have to respond to every crazy thing he says."

----And this exchange!

Audience Member: "I am very disappointed that you did not show up at the convention. That you do not endorse Mr. Trump. Nevada is a swing state and so far none of you people went back to Cleveland. None of the representatives went back to Cleveland, ok, expect for Danny Tarkanian. Ok, who I have a lot of respect for now. Ok, and this is a swing state, and the people in the Republican Party nominated Trump. And the fact that you are not getting behind him and supporting him because you don't want to answer tough questions? I think that really shows a lack of character in you. I really do."

Heller: "Really?"

Audience Member: "Yes I really do. You didn't stand up for Romney when your buddy Harry Reid was on the floor accusing him of tax fraud. I never heard you come out against Harry on that. So I have a real problem with getting behind you when you come up for your next election."

Heller: "I'm hearing a lot of anger here. I'm hearing a lot of anger."

Audience Member: "Oh, you're right."

You can't please all the people all the time, senator. But you sure can try.

A TRIO OF MORNING FLASH NUGGETS

Nugget No. 1 – The Adelson News has announced it is hiring Wayne Allyn Root, who has given birth to conspiracy theories about President Obama not really being at Columbia and perhaps posing as a foreign exchange student, as a featured Sunday columnist. This is not a joke, dear Flashees. Well, it is….

Nugget No. 2 – Looks as if Danny Tarkanian, with a little help from his elected GOP friends (not Gov. Sandoval), did well last night in Reno.

Nugget No. 3 -- There's a darkness on the edge of the U.S. Senate race.

FAST FLASHES

Click and enjoy.

Megan Messerly got Murren, too.

Heller attacks Heck and Amodei.

FLASH FACTS OF THE DAY

Prospectors had explored what would become the Jarbidge Valley before, dating back to the 1860s, but with little success. In the 1880s, a rich ledge was found above the valley, but the person who discovered it, and the only person he told about it, a sheepherder, both died before the ledge could be worked. The Lost Sheepherder Mine became part of Jarbidge legend. The mighty Jarbidge River (ok, it is really a creek) flows through this narrow, remote valley in northern Elko County. Its name is a phonetic derision of a Shoshone name for a man-eating giant that allegedly lived in the valley – Tshaw-Haw-Bitts. The mining boomtown of Jarbidge did not take shape until after David Bourne discovered the initial ore outcropping that would yield significant returns in gold onAugust 19, 1909. About a week later, John Escalon discovered a second ledge. Mike Pavlak made ta third discovery days after that. Word spread quickly (Bourne reportedly bragged and exaggerated his find) and by the Spring of 1910, the narrow Jarbidge Valley was bustling with about 1,500 people. The Jarbidge Mining District had been organized in October 1909, though not much could be done

over that winter. A Post Office opened on March 5, 1910. It was the most isolated mining camp in the state. Jarbidge residents often get snowed in over the winters. Most of the people did not remain when they realized the potential of the camp was overstated, but the camp maintained a population of a few hundred over its 25 years of primary mining operations. While not as big as Rhyolite, Jarbidge was really the last gold mining boom town in Nevada. The town still maintains a small year-round population, and the picturesque Jarbidge Valley is worth the trip.

TRIVIA QUESTION OF THE DAY

This is the anniversary of a fire that broke out in a Nevada town, wiping out the red light district. It still exists today as a tourist attraction. What is it?

Thursday's winner: Entrepreneur Zach Conine

The question: A new version of a classic Vegas casino opened on this day in history, but was bankrupt three years later. It was purchased, the theme changed and it still exists today. What was it, and what is it?

The answer: Aladdin, Planet Hollywood

MOVIE TRIVIA QUESTION OF THE WEEK

Name the actress and the movies: She meets her fate at the end of the film; she plays a girl who sleeps with the wrong guy; she plays a nightmare roommate; she plays a daughter who tries to help her mom out of a bad jam.

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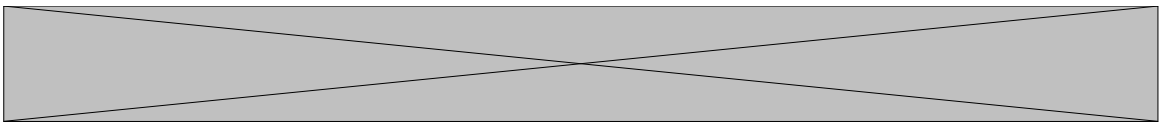

WASHINGTON

2016 to be year of little congressional action in D.C.

Congress will do little except what it must in 2016, with the elections distracting most players. With one notable possibility, that outlook includes financial services legislation. Keefe Bruyette & Woods political analysts see some important action coming from the regulators, however. Read more

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COMMUNITY BANKING

Birthday-based funding shift

After a long period of reliance on wholesale funding, N.H.'s Federal Savings Bank determined to move back to stronger usage of retail deposits. The bank's 125th anniversary and rate levels lined up perfectly for an attractive offer that pulled in *multi-millions*. Read more

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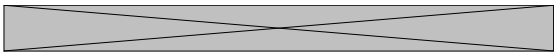
BOOK EXCERPT

Brett King widens lens in *Augmented: Life In The Smart Lane*

The banking futurist goes beyond finance in a free chapter download that begins with "I propose that we should call the next age the **Age of Augmented Intelligence**, or just simply the **Augmented Age**, because of how radically embedded and personal technology will augment your life and your behaviour. This time the changes to our world are overtly personal. …" Read the free chapter



UNCONVENTIONAL WISDOM

3 ways Marketing earns "a seat at the table"

Cornerstone's Sam Kilmer has some tough talk for marketers who feel they have no say. *Join those who have reacted online after you read Kilmer's points.* Read more

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COMMUNITY BANKING BLOG

If you get a shareholder letter...

Don't have heart failure, says Jeff Gerrish, but do follow through and stick to the letter of your state's laws. Read more

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AML & FRAUD

Is it "A New York State of Mind"?

John Byrne's been involved in BSA/AML for decades, but he doesn't get what the Empire State is advocating in the wake of the Paris terrorist attacks. Read more

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TALKING CREDIT

Politics of bank regulation

Ed O'Leary is sure of three things: There's more regulation coming; it will be powerful but misguided; and

bankers won't like it. Read more

BOOKS FOR BANKERS

Money laundering's other face

Have your ever heard of "fei-chien," or "flying money"? This Chinese variation on *hawalla* is just one of the trade-based forms of money laundering you'll discover in former CIA agent John Cassara's new book. Our BSA/AML blogger John Byrne calls it "assistance that is sorely needed." Read more

COMPLIANCE

Enforcement heading for record year

The level of federal enforcement actions is trending towards record levels, according to analysis by Continuity. The compliance advisors noted the trend in announcing its latest quartlerly Bank Compliance Index. Read more

DODD-FRANK ACT

Risk retention and mortgage markets

Has the Dodd-Frank Act's "skin in the game" requirement had an impact on mortgage lending? A panel at the recent Mortgage Bankers Association Annual Convention revealed diametrically opposed views on this key point. Read more

ASSET-LIABILITY MANAGEMENT

Eye on 2016 deposit trends

The cost of money market demand and other savings accounts hovered near zero in the quarter ended Sept. 30, according to an SNL Financial analysis of regulatory data, and funding costs overall hung around historic lows. But what does 2016 hold? Read more

COMPLIANCE V. FINTECH

14 fintech questions Compliance should be asking

In part 2 of a blog about innovation, Jo Ann Barefoot poses over a dozen questions that your bank's compliance department should be examining. *Is it?* Read more

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"Although there are fewer banks now, the number of people qualified to lead them or take senior roles has not kept pace with the demand. Everyone in banking is going after a finite number of quality people." —*Alan Kaplan, executive recruiter* Read more

Atom's blog is smashing

Atom Bank is a new bank in Britain that hasn't opened its physical doors yet, but which is saying a lot on the web. From a company blog:

"… lots of new companies describe themselves as fintechs and not banks. They think that what banking does is commoditised and adds no real value. They believe that the customer experience can be shaped and enhanced by building better digital front-ends. Better apps, better websites. Here at Atom we disagree. Our Chairman often reminds us that you can put lipstick on a pig, but that doesn't change the fact that it's still a pig. I prefer using the cliché that real beauty is more than skin deep. Either way, we agree with each other." Read more

SNL REPORT

Activists teaming up

Shareholder activism is continuing to gain steam in the bank space, according to SNL Financial research. Some new investors have been joining the fray and even having success effecting change at larger depositories. Read more

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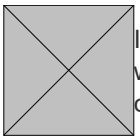

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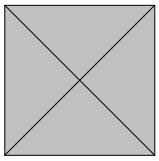

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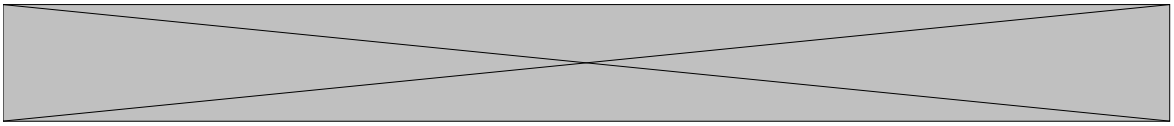

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WHERE CYBER MEETS HUMAN

10 ways to enhance cybersecurity with "people practices"

From careless downloading of malware to malicious activity by a disaffected employee, people issues can make or break your bank's cyberdefenses. Attorney Jonathan Trafimow presents key areas your bank must look at to make sure humans aren't your weakest link. Read more

ASSET/LIABILITY MANAGEMENT

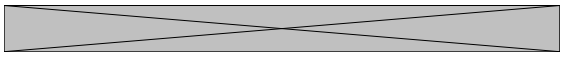
What ALCO should be thinking about?

What are bank ALCO managers talking about today? Darling Consulting recently held its annual Balance Sheet Management Conference. Keith Reagan, DCG managing director, reports on what speakers and listeners were thinking. Read more

INTEREST RATE INCREASES AND BORROWERS

Rate-sensitive borrowers weathered December rate hike

Many rate-sensitive borrowers actually did better than expected after the Federal Reserve's December rate hike, according to research by TransUnion. But that doesn't guarantee they will also be able to dig deeper as rates continue



THE PRAIRIE ECONOMIST

Are you watching banking's barometer?

What is really on the minds of consumers and small businesses? Mike Moebs has a barometer to recommend, and it's not saying the same thing that some would have you believe. Read more

NEXT VOICES

Farmer Jones wants mobile banking (Why wouldn't she?)

Rural people don't care about banking technology, right? Kelsey Neisen says, tell that to a farmer driving an automated tractor while checking her smart phone for the weather and grain prices. Read more

AML & FRAUD

"We Are The AML World"

"One thing remains clear to me, in 30-plus years of addressing, debating, and trying to improve the global AML infrastructure," says John Byrne. "Serious engagement demands true collaboration." Read more

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to meander upwards. Read more

MERGERS & ACQUISITIONS

Who's making the bank deals?

In the latest ranking of bank matchmakers by S&P Global Market Intelligence, it becomes clear that familiarity mattered to buyers and sellers as they employed advisers with whom they often had considerable history. Read more

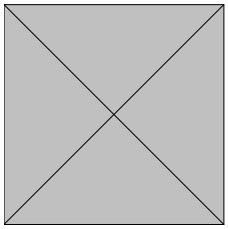
BANK CAPITAL

Financial IPOs show signs of life

While financial initial public offerings picked up in the second quarter, the results for the remainder of the year will hinge on markets' read of developments in Washington. Read more

BANK REGULATION: IS "SUPERTECH" ON THE WAY?

"Reg Labs": Will bank regulators get their own "sandbox"?



First there was fintech. Then regtech began helping banks with compliance. Now there's "supertech," technology to help bank regulators get their jobs done in new ways. **Jo Ann Barefoot** lays out how supertech could change the regulatory world as bankers and regulators know it—and it might just be better. Read more

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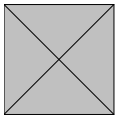

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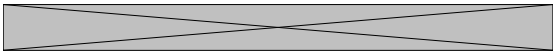

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"Part of the reason that people don't want to interact with banking is that it's like going to the dentist"—*David Lester, Brightworks Interactive Marketing*

Read more

White Paper: Digital transformation in personal banking

In less than a year, Bank of Montreal implemented digital reengineering of its onboarding process across nearly 1,000 offices. Customers can now

on Twitter

*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

open an account in less than eight minutes using their mobile phone. Major improvements were seen in onboarding efficiency, error reduction, and associated audit processes. Read this Celent case study, made available by **eSignLive by VASCO.** Read more

Where Account Opening Must Go For Banking Success

Research shows that while 70% of applicants would prefer to submit a digital application, less than 25% of new checking accounts are opened online. The gap suggests a poor user experience, an area in which financial institutions lag other sectors. That, in turn, points to the first prediction in a white paper from **Bottomline Technologies**: *User Experience (UX) Will Be Crowned King.* Read more

White Papers / Ebooks >>

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To: Shelley Young[shelleyy@nvbar.org]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov];
[redacted]
From: Valentina Lucia Faltoni
Sent: Thur 11/17/2016 9:41:30 PM
Subject: Fwd: State Bar Complaint
On line filing not working.png
ATT00001.htm
image003.jpg
ATT00002.htm
How to File a Complaint instructions.doc
ATT00003.htm

Bryanna asked me to leave immediately the office yesterday 16 November 2016 - I was there to file 2 complains and asked about Adam Kuttner investigation closed with no investigations and tons of excuses on his defense.
That attorney is a fraud already slammed by a judge to lie in court on insurances filing disrespecting his clients.

they are serious because regarding a wide spread criminal practice in this town involving many attorneys.And you close the claim to Kuttner and your " lovely " paralegal Bryanna told me to leave. Because I complained and interrupt her monologue to have a dialogue she think to be a dictator ???

She refused to re-open the claim of Mr. Kuttner that was never even investigated to start with. Closed with the excuse of a letter getting back to the bar. They had my number and email.
So they should have use it instead.

Bryanna claimed "I interrupt her talking" and Rose told me that this is America and I should stop my Italian ways of interrupting. Well Trump interrupt Clinton and won the elections!
She call it rude I call it waisting zero time with BS.

HERE THE ENTIRE VIDEO ON MY FB OF THEM DISRESPECTING ME AND MY RIGHTS.
https://www.facebook.com/valentinalasvegas/videos/vb.1585256356/10209336380758251/?type=2&theater&notif_t=video_processed&notif_id=1479418585214090

She told me to leave and I tried to file on line and your website does not even work YOU ARE ALL FRAUD. IN CC C. GOODMAN

I WILL REFILL ALL 3 INTO 1 COMPLAINED BECAUSE THOSE ATTORNEYS ALL TRY TO FRAUD ME AND I FIRED THEM ALL.

State Bar of Nevada

HOW TO FILE A COMPLAINT AGAINST AN ATTORNEY

If you wish to file a complaint, it may be sent by letter via email, U.S. Mail, or fax to the closest State Bar address listed at the bottom of the section.

All correspondence from the State Bar will be in writing via U.S. Mail. The Office of Bar Counsel usually completes the initial review of all complaints within 10 business days of receipt.

Your correspondence should contain at least the following information:

1. **Name of the attorney.**
2. **A brief description of the nature of the case the attorney was engaged to handle.**
3. **A chronological review of events, actions, or conversations between you and the named attorney which led you to conclude that the attorney's actions are improper.**
4. **Copies of letters or documents which serve as material evidence of the allegations you have raised against the attorney.**
5. **The names, addresses and phone numbers of those persons who have direct knowledge of the allegations you have raised.**
6. **An acknowledgment of whether you have attempted to first resolve this matter by contacting the attorney directly.**
7. **Your contact information: Name, Address, and phone number**

www.nvbar.org

complaints@nvbar.org

- **3100 W. Charleston Blvd., Suite 100 Las Vegas, NV 89102 ■ (702) 382-2200 ■ (800) 254-2797 ■ Fax (702) 385-2878**
- **9456 Double R Blvd., Suite B Reno, NV 89521 ■ (775) 329-4100 ■ Fax (775) 329-0522**

Begin forwarded message:

From: Shelley Young <shelleyy@nvbar.org>
Subject: State Bar Complaint
Date: November 17, 2016 at 1:11:25 PM PST
To: [redacted]

Ms. Faltoni:

Your email to our President was sent to me regarding a your issues with attorney Ralph Schwartz. I searched our records and it doesnâ™t appear you have filed a complaint against him nor did you reference issues with Mr. Schwartz while you were at the State Bar offices yesterday. If you wish to file a complaint against him, please do so by clicking on the link below. We will be happy to take a look at it and will open a file within 24 hours. I am also attaching instructions on how to file a complaint which hopefully helps as well. Thank you for bringing this matter to our attention.

https://www.nvbar.org/member-services-3895/ethics-discipline/complaint/complaint-online/

Shelley Young
Legal Administrator, Office of Bar Counsel
3100 W. Charleston, Suite 100
Las Vegas, NV 89102
Telephone: (702) 382-2200 Ext. 473
www.nvbar.org

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 3/2/2017 11:31:46 PM
Subject: [Newsletter] [Marketing Mail] Latest News: Trump's Phantom Crime Wave

FEATURED STORIES

Trump's Phantom Crime Wave

The president once more painted a bleak picture of a country besieged by crime and terror. His unexpectedly cheery tone shouldn't obscure the falsehoods at the heart of his rhetoric.

Read Now »

What 'Taking the Shackles Off' Really Means

Trump has promised to unleash immigration agents. It's a reckless policy, argues Andrew Cohen, with consequences from the economy to tourism to individual rights.

Read Now »

THE TOP 5

States Use False Fraud Claims to Push Voting Restrictions

Arkansas, Georgia, North Dakota, and Virginia move forward with new legislative proposals to restrict voting. Bills have been introduced in 23 more states, according to the Brennan Center's latest Voting Laws Roundup.

DOJ Drops out of Texas Voter ID Argument

Until this week, the DOJ spent five years arguing Texas' law intentionally discriminated against minority voters.

Private Prisons Make a Comeback

The Obama administration moved to scrap private prisons because they’re less safe and effective, but the Justice Department just reversed course. Lauren-Brooke Eisen explains how to reform the industry.

Automatic Voter Registration in the Nation's Capital

Six states plus Washington, D.C., have approved this transformative policy, which expands access to voting, boosts accuracy and security, and saves money.

Keeping Eyes on NYPD Surveillance

Police departments now have an arsenal of sophisticated surveillance technologies. This new bill would bring greater transparency, oversight, and accountability to New York policing.

FEATURED EVENT

Politics & Prose: Teach-in on Immigration

How do we honor our history as a nation of immigrants while also ensuring security in a dangerous and uncertain world? What are the legal, political, economic, and social costs to the Trump administration's plans to build a wall along the Mexican border and restrict arrivals from majority-Muslim countries? How do we protect the rights of immigrants already in our country and strengthen our pluralistic values and traditions? Faiza Patel analyzes immigration under the Trump administration with Scott Michelman and Nithya Nathan-Pineua. Watch here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Feb 28

The claim that immigrants have a greater propensity to commit terrorism is another example of an "alternative fact." http://trib.al/knLFfC9

@BrennanCenter • Feb 27

SCOTUS may be poised to take its first look at constitutionality of politically driven line-drawing in over a decade http://trib.al/HkT4sem

---

@BrennanCenter • Feb 23

There are few issues where Republicans and Democrats can agree—criminal justice reform is one of them. http://trib.al/AxHqs1S

CONTACT

646.292.8310

brennancenter@nyu.edu

brennancenter.org

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To: Brian Sheen[redacted]
From: Carolyn G. Goodman
Sent: Mon 2/22/2016 8:27:06 PM
Subject: RE: Rescinding Dianetics Day or Month

Have a good day!

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 11:17 AM
To: Carolyn G. Goodman
Subject: Re: Rescinding Dianetics Day or Month

Thank goodness..My apologies it was Carson City and Reno who did!

Brian J. Sheen Ph.D.
www.7KeysforAttentionDevelopment.com
www.BrianSheenpublications.com
Helping people access their inner pharmacy to be focused,happy and medication free

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
To: Brian Sheen [redacted]
Cc: Cheryl Russo <crusso@LasVegasNevada.GOV>; Trish Truesdell <ttruesdell@LasVegasNevada.GOV>
Sent: Monday, February 22, 2016 1:59 PM
Subject: RE: Rescinding Dianetics Day or Month

Thank you for contacting me about the city's issuing proclamations for DIANETICS DAY in the past. Before any consideration of the issues you bring forward, I asked my staff to review the past five years in reference thereto. The response:
"We have provided a Proclamation every year for the last four years to Maureen Bird as her request, however, we have never done a Dianetics Day or Month Proclamation in the City of Las Vegas."

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– *The Lee Report on Dianetics and Scientology by Professor John Lee*

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

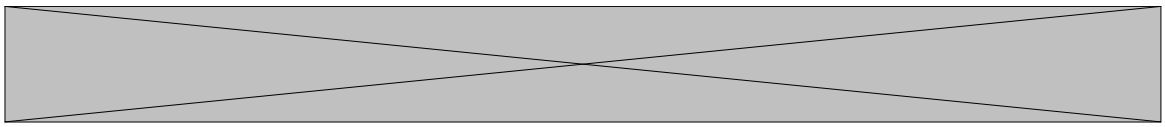
I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Tue 7/5/2016 10:48:41 PM
Subject: [Marketing Mail] Yogi Berra & Stress Testing; The Compliance Juggler; Brexit & AML-plus EE gets award!

View Email In Browser



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ALCO BEAT

"Future ain't what it used to be"

Yogi Berra may not have been a banker, but had he been, he probably would have applied the headline's Yogiism to today's ALCO challenges. Darnell Canada of Darling Consulting thinks the catcher and manager would have also seen the need for rate-risk stress testing. Read more

COMPLIANCE MANAGEMENT

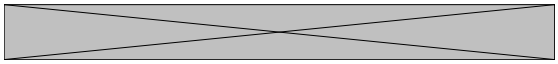
Compliance management keeps on evolving

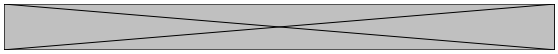
Today's compliance officer can't just be a regulatory expert. Sure, they have to be willing to spend half a day—or more—parsing a new reg. But the job now requires tactical, strategic, and also conceptual skills, according to bankers on a recent panel. Read more

MERGERS & ACQUISITIONS

Acquiror nears threshold with "chess move"

Bank investors canvassed by SNL Financial welcomed South State Corp.'s late-June return to the M&A game.They believe the company could announce another acquisition in the not-too-distant future. Read more





COMMON SENSE COMPLIANCE

Report from the Compliance Ward

Nancy Derr-Castiglione says that the mood at a recent compliance conference calls for aspirin, Tums, or Nexium. Read more

AML & FRAUD

Brexit Blues: "We Don't Need No Education"

Isolationism is not the answer to AML—or anything else, for that matter, says John Byrne. Read more

TALKING CREDIT

Is the banker obsolete?

Not at all, says Ed O'Leary. Technology should be seen as an enabler—not a disruptor. Read more

COMMUNITY BANKING BLOG

Does your board "get" tech?

"MEGO"—"My eyes glaze over" is no longer a suitable reaction from directors, says Jeff Gerrish. Read more

Bloggers win awards

BANKING EXCHANGE NEWS

Banking Exchange wins 6 awards for excellence

The magazine, the website, and this newsletter, *Editors Exchange*, just received 6 regional awards for excellence from the American Society of Business Publication Editors. Read more

Late last week we learned that **Ed O'Leary** and **Jeff Gerrish**, two of our long-time bloggers in *Editors Exchange*, received awards for editorial excellence from the American Society of Business Publication Editors. Congratulations Ed and Jeff! Read more

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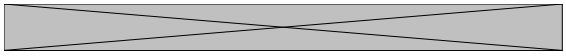
LOOKING AT BREXIT & U.S. BANKS

Brexit shows there's no end of stress

Last week U.S. banks saw that there's no limit on where stress can arise. Just after generally favorable stress test results were announced by the Federal Reserve, worries over "Brexit"—the U.K.'s exit from the European Community—roiled major bank stocks. Read more



Mutual with moxie

Eastern Bank's Richard Holbrook is taking his company over the $10 billion mark with fintech married to a strong emphasis on community. Read more

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BANK INNOVATION & THE REGULATORS

OCC builds on innovation overtures

Last week's forum on innovation, sponsored by the Comptroller's Office, brought many viewpoints and ideas to the fore. Batting cleanup, a panel of national bank regulators made it clear a great deal more thinking will go into regulation of fintech and other forms of innovation. Read more

CFPB releases monthly complaint compilation

The Consumer Financial Protection Bureau has released its latest report on consumer complaints, with a special focus in the new issue on complaints related to consumer loans. The report notes that the highest level of complaints in May came in regard to debt collection practices. As of June 1, 2016, the Bureau has handled approximately 906,400 complaints across all products. Read more

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FEEDBACK

What would you like to see in *Editors Exchange* and on our website?

What can *Editors Exchange* and www.BankingExchange.com bring you that would help you do your job better? Keep you better informed? Bring you new ideas? Spark new ideas of your own? Let us know by clicking through and emailing your thoughts today. Thanks! Make a suggestion

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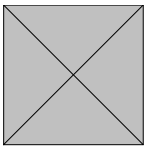

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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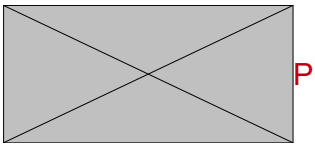
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 4/14/2017 8:31:59 AM
Subject: [Marketing Mail] Feds Finalize ACA Market Stabilizing Rule



PUBLIC POLICY.

Friday, April 14, 2017

TOP NEWS

Feds Finalize ACA Market Stabilizing Rule

The Trump administration on Thursday finalized a major regulation aimed at stabilizing Affordable Care Act marketplaces with industry-friendly policies, including permission for insurers to sell less-generous coverage and leeway on the size of physician networks. Read more »

Analysis

Trump Should Play The Long Game In China Trade Talks

As President Donald Trump prepares to put his own stamp on the all-important U.S.-China trade alliance, experts are urging the White House to avoid being distracted by potential quick market access victories and instead prioritize a comprehensive approach to resolving the partners' deep-seated problems. Read more »

DHS Details Implementation Of Trump Immigration Exec. Order

U.S. Department of Homeland Security agencies have identified about 33,000 additional beds where those suspected of being in the U.S. without authorization may be kept, according to an internal memorandum written in response to a Trump executive order on immigration. Read more »

Trump Signs Repeal Of DOL Municipal Retirement Plan Rules

President Donald Trump on Thursday signed a joint resolution repealing Obama-era U.S. Department of Labor regulations that would help municipalities set up retirement plans for private-sector workers, while efforts to repeal a similar rule for state-run plans remain in limbo. Read more »

Microsoft Says Foreign Intel Surveillance Probes Doubled

Microsoft Corp. received at least twice as many requests for data from the U.S. government under the Foreign Intelligence Surveillance Act in the first half of 2016 than it did in the previous six months, the computer giant said Thursday in its biannual transparency report. Read more »

EPA Will Review Power Plant Effluent Rule

The U.S. Environmental Protection Agency on Wednesday bowed to a request from industry players and said it will reconsider an Obama-era rule that set the first federal limits on how much toxic metal can be discharged with power plants' wastewater. Read more »

Trump Nixes HHS Rule Protecting Abortion Clinic Funding

President Donald Trump on Thursday overturned a Obama administration rule that bars states from excluding health care providers from a federal family planning program for any reason other than inadequate medical care, a rule that had been enacted to ensure continued funding for Planned Parenthood and similar organizations. Read more »

Leading Enviro Atty Slams Trump's 2-For-1 Executive Order

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Orrick Herrington
Perkins Coie
Post & Schell
Scarinci Hollenbeck
Seyfarth Shaw
Shook Hardy
Sidley Austin
Squire Patton Boggs
Timoney Knox

Far from meaningful regulatory reform, President Donald Trump's "one in, two out" executive action on federal regulations is a hastily planned attempt to "pour cement in the pipes" of the government agencies tasked with protecting Americans from harmful behavior by industry, a prominent lawyer for the Natural Resources Defense Council says. Read more »

State Atty Asks Fla. High Court To Rule On Her Removal

A Florida prosecutor has asked the state Supreme Court to bar Republican Gov. Rick Scott from yanking her from 23 homicide cases over her reluctance to pursue the death penalty in a high-profile double murder case and asked the federal court considering her 14th Amendment claims to let the state claims proceed first. Read more »

BANKING & SECURITIES

CFPB Issues Technical Fixes To Mortgage Data Rule

The Consumer Financial Protection Bureau on Thursday issued a proposal that aims to ease lenders' adoption of mortgage data reporting requirements that are set to take effect in January. Read more »

ENERGY & ENVIRONMENTAL

Trump's Bid To Undo CPP Warrants Stay, EPA Tells DC Circ.

With President Donald Trump directing the U.S. Environmental Protection Agency to withdraw the Clean Power Plan, it makes no sense for the D.C. Circuit to keep litigation over the rule's validity going and second-guess the agency with a decision that may ultimately be moot, the EPA said Wednesday. Read more »

Enviros Ask Calif. AG To Investigate Exxon Mobil

A slew of environmental groups on Wednesday asked California's attorney general to join New York and Massachusetts in investigating whether Exxon Mobil Corp. knew more about climate change than it had disclosed. Read more »

Fla. Senate Passes $1.5B Water Bill To Stem Lake Discharges

The Florida Senate on Wednesday passed a $1.5 billion bill to increase water storage south of Lake Okeechobee in an effort to curb harmful discharges from the lake that have caused toxic algal blooms in recent years. Read more »

House Dem Wants Investigation Of EPA Over Cost Statement

House Democrat Eddie Bernice Johnson on Thursday sent a letter to a Republican House committee chairman asking for an investigation to be opened into the U.S. Environmental Protection Agency's leadership after a news report said it may have misled the Congressional Budget Office on the costs of a bill. Read more »

Green Groups Back Illinois Nuclear Plant Subsidies

Environmental, public health and consumer groups on Wednesday threw their support behind Illinois as the state defends itself against a legal challenge to its plans to subsidize two struggling nuclear power plants, blasting the argument that the subsidies usurp the Federal Energy Regulatory Commission's authority over wholesale electricity markets. Read more »

HEALTH & LIFE SCIENCES

Iowa House Approves Tweaked Bill To Cap Med Mal Damages

The Iowa House of Representatives on Wednesday voted to approve a tort reform bill to discourage medical malpractice suits after lawmakers agreed to remove the "hard cap" on noneconomic damages and allow the most egregious negligence cases to exceed $250,000. Read more »

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Dynegy Inc.
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Halyard Health Inc.
Huawei Technologies
JPMorgan Chase & Co.
Kimberly-Clark Corporation
Microsoft Corporation
Mylan NV
NRG Energy Inc.
National Association of Realtors
Natural Resources Defense Council

Anti-Abortion Group Asks Full 9th Circ. To Undo Video Ban

The anti-abortion group behind a collection of secretly recorded videos from an abortion conference says a Ninth Circuit panel got it wrong by upholding a order keeping it from making those recordings public, and asked the full appellate court on Wednesday to reconsider. Read more »

REAL ESTATE

Manhattan Borough Chief Gives Nod To Midtown East Rezone

Manhattan's borough president gave her seal of approval to a rezoning proposal for the island's Midtown East district on Wednesday, but suggested some changes to the plan to increase transparency for the project and add more public spaces in future developments. Read more »

EMPLOYMENT

Senators Ask OMB To Scrap EEOC Equal Pay Data Rule

Sen. Lamar Alexander, R-Tenn., who heads the U.S. Senate Health, Education, Labor and Pensions Committee, asked the Trump administration on Wednesday to undo the U.S. Equal Employment Opportunity Commission's expansion of the pay data it collects from businesses' employer information reports, or EEO-1s. Read more »

COMPETITION

Charter, TWC Escape Merger Suit Over Race Bias Claims

A New Jersey state appeals court on Thursday rejected claims from an African-American-owned TV production firm and an advocacy group that a state agency should have investigated racial discrimination issues before approving the merger of Time Warner Cable and Charter Communications without such concerns being previously raised. Read more »

GOVERNMENT CONTRACTS

VA Asks For Input On Cloud File Management System

The U.S. Department of Veterans Affairs on Wednesday requested input from potential vendors regarding its efforts to modernize its electronic health records management system by potentially moving to an off-the-shelf cloud-based electronic file management system. Read more »

INTERNATIONAL TRADE

State Dept. Clears $1B Iraqi Pilot Training Contract

The U.S. State Department has signed off on a proposed $1 billion contract for an Oklahoma-based for-profit pilot and technician training school to prepare Iraqi pilots and maintenance crews for frontline combat and other aircraft, according to an announcement Wednesday from the Defense Security Cooperation Agency. Read more »

TAX

Bigger Fed. Tax Break May Mean Less State Revenue: Report

Proposed increases to the federal standard tax deduction for households could result in decreased revenues for a dozen states unless they change their own tax laws, according to a report Wednesday from the Pew Charitable Trusts. Read more

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GOVERNMENT AGENCIES

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Federal Trade Commission
Florida Department of Revenue
Florida State Senate
Hawaii Attorney General's Office
Iowa Legislature
National Institute of Standards and Technology
New Jersey Attorney General's Office
New Jersey Board of Public Utilities

»

Fla. High Court Nixes Satellite Cos.' Tax Rate Challenge

The Supreme Court of Florida reversed an order finding the state's differential tax rate for satellite and cable services is unconstitutional, ruling Thursday that the tax does not discriminate against satellite providers in violation of the U.S. Constitution's Commerce Clause. Read more »

Pa. Court Affirms 7-Eleven's Franchise Fee Tax Dispute Win

A Pennsylvania appeals court issued a published decision Thursday agreeing that a suburban Philadelphia municipality had imposed an unconstitutional tax after improperly concluding that fees paid by 7-Eleven Inc. franchisees in the state were exclusively the result of in-state, and not interstate, commerce. Read more »

IMMIGRATION

Gov't Knocks Intervention Attempt In Travel Ban Appeal

The Trump administration urged the Ninth Circuit Wednesday to deny an intervention bid by several families from Somalia, Syria and Pakistan involved in a separate case challenging the revised travel ban on immigration from six predominantly Muslim countries, saying their request to intervene in the administration's appeal of a preliminary injunction won by Hawaii comes too late. Read more »

Immigration Boosts Economy, 1,500 Economists Tell Trump

A group of nearly 1,500 economists released an open letter to President Donald Trump and Congress on Wednesday, praising what they said are the positive effects of immigration on the American economy and saying that its benefits outweigh its costs. Read more »

NATIVE AMERICAN

Bears Ears Docs Show Extensive Consultation, Dems Say

Democrats on the House oversight committee say documents the committee has obtained from the U.S. Department of the Interior refute Republicans' claims that then-President Barack Obama designated Bears Ears National Monument in Utah without input from key stakeholders, according to a memo released Thursday. Read more »

TELECOMMUNICATIONS

Senator Backs FCC's Pai In Keeping Mobile Call Ban In Planes

A Republican senator is throwing his support behind Federal Communications Commission Chairman Ajit Pai's announcement that he will recommend keeping intact a ban on cellphone calls on airplanes, sidestepping the former agency head's proposal to eliminate the ban. Read more »

FCC Names Jenner & Block Attorney CGB Acting Bureau Chief

Federal Communications Commission Chairman Ajit Pai announced Thursday that Alison Kutler, who leads the agency's Consumer and Governmental Affairs Bureau, will be stepping down and will be replaced by Jenner & Block LLP attorney Patrick Webre, who previously served in various roles at the FCC for nearly a decade. Read more »

Amazon Urges FCC To Reject Wireless Spectrum Push

Amazon.com Inc. has asked the Federal Communications Commission to refuse a request from the wireless industry to reallocate high-frequency spectrum currently designated for unlicensed use for licensed use instead, telling the agency that Amazon relies on unlicensed spectrum, including in its push for drone delivery. Read

New York Attorney General's Office
Pennsylvania General Assembly
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U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court

more »

Consumers Would Pay More In Special Access Plan, FCC Told

The Computer & Communications Industry Association on Wednesday warned the Federal Communications Commission that its plan for a new regulatory framework in the market for special access, or business data, services would inflate prices and pass the burden to customers. Read more »

T-Mobile, Dish, Comcast Emerge As FCC Auction Winners

Wireless carrier T-Mobile spent nearly $8 billion to come out as the top winner in the Federal Communications Commission's broadcast incentive auction, the FCC said Thursday in bringing the auction to an official close, with Dish and Comcast clocking in second and third. Read more »

FCC's O'Rielly Urges 'Caution' On Broadband Fees For 911

Federal Communications Commissioner Michael O'Rielly on Wednesday expressed hesitancy toward suggestions that new fees on broadband or internet service providers could fund next-generation 911 services, saying that the approach could also have its drawbacks. Read more »

PEOPLE

Former EDNY Securities Fraud Chief Joins Debevoise

Winston Paes, who led the business and securities fraud unit in the Eastern District of New York and prosecuted Martin Shkreli and executives at hedge fund Platinum Partners LP, has joined Debevoise & Plimpton LLP, the firm said on Thursday. Read more »

Ex-Ballard Spahr Atty, Rendell Aide Gets Probation For Fraud

An ex-Ballard Spahr LLP partner and onetime aide to former Pennsylvania Gov. Ed Rendell was sentenced to one year of probation on Thursday, nearly a year after he copped to a fraud charge for stealing $13,000 during his participation in an undercover investigation by the FBI. Read more »

EXPERT ANALYSIS

Series

Tax Reform Perspectives: The Challenge Of Politics

In the second installment of a series featuring commentary from tax experts on the prospects for major reform of the federal tax system, Matthew Cutts and colleagues at Squire Patton Boggs offer a historical perspective on the political process that made tax reform work in 1986, and consider the challenges facing would-be tax reformers in the current environment. Read more »

What Would Class Action Reform Mean For Notice Programs?

The Fairness in Class Action Litigation Act of 2017 has drawn a firestorm of opposition. But whether H.R. 985 becomes law or not, it will cause a greater emphasis to be placed on quantifiable media and notice performance that uses the correct tools and technology to select the appropriate media to deliver due process notice, says Jeanne Finegan, president and chief media officer of HF Media LLC. Read more »

Calif. Supreme Court Clarifies 'Prevailing Party' Ambiguity

The California Supreme Court's decision in DisputeSuite v. Score this month resolved a division of authority among California's district courts of appeal regarding who the "prevailing party" is when a California contract case is dismissed on procedural grounds, but may be refiled in another state. This decision is a narrow one hinging on the fact that DisputeSuite will have its day in court in a distant, contractually agreed upon, forum, says Louie Castoria of Kaufman Dolowich & Voluck LLP. Read more »

The Evolving Legal Landscape For Connected Products

As the internet of things continues its rapid expansion into homes, cars and offices, manufacturers must understand how safety, compliance and customer satisfaction depend on the software used to make a product “connect.” But they must also consider rules and regulations affecting the product itself — from physical safety standards to limits on chemical ingredients, says Sheila Millar of Keller and Heckman LLP. Read more »

LEGAL INDUSTRY

Analysis

Abdus-Salaam Left Mark In Key Gay Rights, Voir Dire Cases

New York Court of Appeals Judge Sheila Abdus-Salaam, who was found dead Wednesday, was lauded in the legal community as a compassionate and thoughtful jurist who left a rich legacy in the Empire State with significant decisions on same-sex parents’ rights and racial bias in jury selection. Read more »

Pioneering NY Justice's Death Viewed As Possible Suicide

The death of New York appellate Justice Sheila Abdus-Salaam, the first Muslim woman to serve as a judge in the U.S., is being investigated by police as a possible suicide, according to reports on Thursday. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Perkins Coie LLP was a legal lion this week, securing the Federal Circuit’s favor in client Mylan’s litigation over a generic version of the blood-thinner Angiomax, while King & Spalding LLP was a legal lamb after its client Kimberly-Clark Corp. was hit with a $454 million fraud verdict over its MicroCool surgical gowns. Read more »

US Trustee Wants Eagan Avenatti Ch. 11 In California

A U.S. trustee asked a Florida bankruptcy judge Thursday to move the involuntary Chapter 11 case of class action law firm Eagan Avenatti LLP to California, where the firm, its owners and creditors are based. Read more »

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COMPANIES

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New York Times Co.
New York University
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Odebrecht SA
PJM Interconnection LLC
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Philip Morris USA Inc.
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Platinum Partners LP
Remington Arms Co. LLC
Talen Energy Corp.
The DIRECTV Group, Inc.
The Medicines Company
Time Warner Cable
TracFone Wireless Inc.
Turing Pharmaceuticals AG
Twitter Inc.
Union of Concerned Scientists
United Auto Workers
United Parcel Service Inc.
Verizon Communications
Volkswagen
Washington Post Co.
comScore, Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Environmental Protection Agency
Securities and Exchange Commission
U.S. Supreme Court
Army Corps of Engineers

Congressional Budget Office
Executive Office of the President
Federal Bureau of Investigation
Federal Trade Commission
New York Attorney General's Office
U.S. Air Force
U.S. Army
U.S. Department of Defense
U.S. Department of Labor
U.S. Department of the Interior
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Federal Energy Regulatory Commission
Florida Department of Revenue
Florida State Senate
Hawaii Attorney General's Office
Iowa Legislature
National Institute of Standards and Technology
New Jersey Attorney General's Office
New Jersey Board of Public Utilities
Pennsylvania General Assembly
Small Business Administration
South Florida Water Management District
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
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.

To: Zachary Bucher[zbucher@LasVegasNevada.GOV]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Tue 5/30/2017 6:57:26 PM
Subject: FW: Vet needs help from system eating her alive from abuse and torture

PLEASE advise Ms. Dedeaux.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Theresa Dedeaux [redacted]
Sent: Saturday, May 27, 2017 11:18 AM
To: Carolyn G. Goodman
Subject: Vet needs help from system eating her alive from abuse and torture

Dearest Mayor Carolyn Goodman,

At first glance this length of this letter may have you running for the hills. I'm pleading with you to please read on. My name is Theresa Dedeaux and I am a disabled war veteran from Desert Storm. Unfortunately , I'm also haunted by a very abusive and cruel x-husband. My x-husband isn't your typical abuser. He has changed the dynamics of his torture and at times I'd almost wished he was slapping me around again. My X calculatingly surmised that through networking he could gain friendships with people of certain power then use that friendship to torture me. My X paid off the custody judge who presided over put case. This judge even told me I wasn't welcome in the state of NV. He filed a vps complaint about me stating I molest little girls. He knew one this would follow me forever and two the social worker asked for my VA medical records. Yet closed the case a few days after we talked. Not knowing how that system works , my inclination was to trust her even though she told me she knew my type and i would be back before her prior to my son turning 18 and that I made her sick. (He Turned 18 by the way and i never saw Ms. Stokes again) . months later I saw my medical records in yet another court summons from my X, which was now public record. He lied to his DA support enforcement person and said I hadn't paid my support. I sent in the proof that not only had I but that I was paid ahead through our son turning 21. I sent the proof in four times, and all four times it was ignored. He had me arrested, surrounded by 8 coos during our sons high school football game and arrested three other times over support issues. Henderson police have broken into my house when I was gone. A bug was planted in my home. A detective went to all my neighbors spouting off lies thus my neighbors started leaving nasty notes on my friends cars when they would come over to visit me. I've called the police for help and had them only show up to yell at me . my home in Henderson was robbed along with things I was moving down from Utah. Officer Star called my insurance saying fraud and that I had submitted the same property list to both police reports and I didn't. He caused enough noise my 48 years of life has nothing to show for it and my claim paid me 4400. I was evicted after the robbery cause I got home late Friday night and with my ptsd safety is paramount . I saw the damage to the home and my ptsd kicked in and my mission was to secure the home. I used every penny to my name then I gave the invoice to my landlord who denied it telling me I wasn't disabled . having no money I was evicted two weeks prior to xmas. I lived in my my rental car for awhile and I'm on the streets now. My neighbors have told people flat out lies about me. My mailman was told I was a gutter whore and an uber driven was told i steal electrical power??? Not sure how that's done. I begged for help from so many. Does my life not matter to anyone? Does anyone have a clue what it feels like to curl up in a ball not just crying but sobbing in a park scared hungry thirsty at night feeling so alone and everyone hating me?? My car was stolen and i was denied a police report thus my insurance denied my claim I have no home. No car and barely a family. I've missed my sons entire senior year never to get those memories back . How does one protect themselves from all this? Please don't insult me and tell me to go to the shelter. My ptsd won't for a second allow that. I would pass out. I was raped at gunpoint by a Saudi soldier during Desert Storm. Two weeks ago on the streets I was attacked and not raped but sexually assaulted. I couldn't call the police they made it clear many years back I don't matter. My sons minds been poisoned about me. What am I supposed to do. My insurance won't return my calls.

The community hates me. Coos don't help me, and the abuser gets away with everything. I'm homeless . My zest for life is gone. Please woman to woman. Please help me please. I don't know what to do anymore. Please !!!

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Martin O'Malley
Sent: Fri 3/16/2018 6:14:27 PM
Subject: An Announcement

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Feedback

Carolyn,

Since last fall, the organization I started, Win Back Your State, has been lifting up candidates at all levels across the country. And today we're excited to make an announcement.

We would like you to meet and support **these eight candidates** who exemplify the new leadership that voters are looking for in their states.

A few days ago we saw what was possible when Conor Lamb flipped a district Trump won by 19 points. Let's take that energy and work as hard as we can for **candidates like these** and elect them to our state houses, county governments, and governors mansions. Our states depend on it. And our country depends on it.

Join us. Win back your state.

Yours,

Martin O'Malley

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: UNLV School of Medicine
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WHY IS HEALTH CARE COMPLIANCE IMPORTANT?

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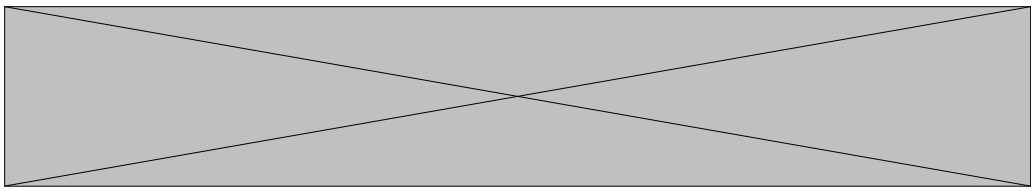
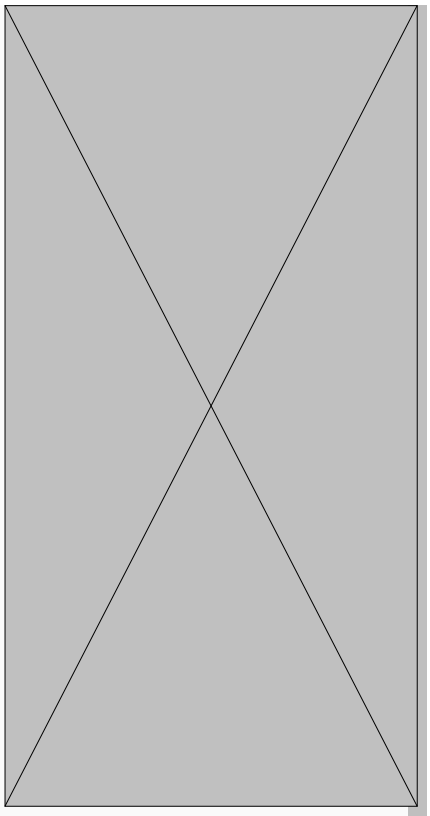


Issue 109 - September 5th, 2017

Making the Rounds with Founding Dean Dr. Barbara Atkinson

WHY IS HEALTH CARE COMPLIANCE IMPORTANT?



The law requires that healthcare providers put in place a compliance and ethics program. Many federal programs have instituted tools to increase health care fraud protection and enforcement actions to reduce unnecessary costs and improve health care delivery to all Americans. For example, the Patient Protection and Affordable Care Act provides an anti-fraud strategy that has enabled the U.S. Departments of Justice and Health and Human Services to have recovered $3.3 billion in taxpayer dollars in Fiscal Year (FY) 2016 alone from individuals and companies who attempted to defraud federal health programs serving seniors or who sought payments from taxpayers to which they were not entitled. **The Health Care Fraud and Abuse Control Program (HCFAC)** has collected over $17.9 billion from 2009 through 2016.

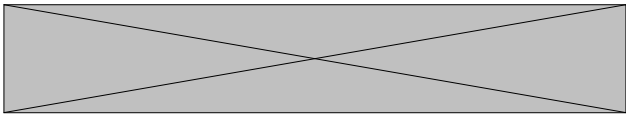
The U.S. Sentencing Commission Federal Sentencing Guidelines outlines what constitutes an "effective compliance and ethics program." Seven key components for an effective compliance program include:

1. Implementing written policies, procedures and standards of conduct.
2. Designating a compliance officer and compliance committee.
3. Conducting effective training and education.
4. Developing effective lines of communication.
5. Conducting internal monitoring and auditing.
6. Enforcing standards through well-publicized disciplinary guidelines.
7. Responding promptly to detected offenses and undertaking corrective action.

UNLV Medicine is committed to conducting business with integrity and in accordance with applicable laws. Every employee must be aware of the legal requirements that govern their

work and comply. It is our policy to educate, train and communicate as necessary to prevent and detect violations of the law or ethical standards by employees; respond appropriately as suspected or discovered; and prevent, detect and correct fraud, waste or abuse that it would focus on quality of care and patient safety.

For this reason, the UNLV Medicine implemented a compliance program in 2017 that covers all seven key components. Our goal as a new organization is to promote a culture that encourages ethical conduct, and a commitment to compliance with the law. Our training program focuses on these principles, and will continue in full force until the end of September, where the goal is to achieve 100% participation from all employees at that time.



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From: Public Policy Law360
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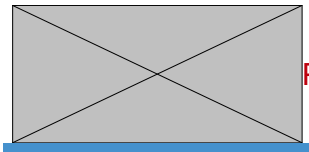
Subject: Trump Reaches Out To Reluctant Dems In State Of The Union



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Wednesday, January 31, 2018

TOP NEWS

Trump Reaches Out To Reluctant Dems In State Of The Union

President Donald Trump kept a spotlight on his partisan year-one achievements during his first State of the Union on Tuesday night, touting tax cuts and deregulatory actions even as he sought to reach out to reluctant Democrats on issues like infrastructure and immigration. Read more »

Analysis

CFIUS Approval Of Chip Deal Gives Hope To Foreign Cos.

The Committee on Foreign Investment in the United States is notoriously tough on overseas deals, especially those involving China, but the recent approval of a Chinese company's acquisition of a U.S. semiconductor equipment maker shows that because CFIUS considers each investment individually, there's hope even for foreign chipmakers looking to do deals. Read more »

Senate OKs Trump Judge Pick Without Home-State Support

The Senate bucked a decades-old tradition Tuesday by confirming President Donald Trump's choice for an Eighth Circuit vacancy without the support of a home-state senator. Read more »

Calif. Waiver On Table, Pruitt Says At Senate Hearing

U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday told senators the agency is in talks with California about establishing a national fuel economy standard, eliciting concerns that the agency may withdraw the state's ability to regulate auto emissions on its own if no deal can be reached. Read more »

UK Surveillance Program Ruled Incompatible With EU Law

A court of appeals in the United Kingdom on Tuesday ruled that parts of the government's mass digital surveillance program are illegal, a decision that strikes down provisions of a law already repealed but which opponents hope will curb other spying powers. Read more »

Canada Says US Can Leave NAFTA Disputes Deal

Canada and Mexico are prepared to continue in a bilateral investor-state dispute settlement process and let the U.S. opt out of the current agreement under NAFTA, Canada's foreign affairs minister said Monday following the sixth round of NAFTA negotiations. Read more »

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Faegre Baker
Godwin Bowman
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Goodwin
Grossman Roth
Hangley Aronchick
Herbert Smith Freehills

Mnuchin Urges Congress To Quickly Pass Bank Rule Relief

Treasury Secretary Steven Mnuchin on Tuesday urged swift passage of legislation that would ease some bank regulations and said that taxpayers must be protected in any revamp of the U.S. housing finance system that includes a government guarantee for mortgages. Read more »

Mnuchin Vows More Russian Sanctions Amid Dems' Pushback

One day after congressional Democrats excoriated President Donald Trump for declining to place new sanctions on Russia, Treasury Secretary Steven Mnuchin vowed Tuesday that more punitive measures against Moscow would be imposed in the coming months. Read more »

ENERGY & ENVIRONMENTAL

EPA Coal-Plant Effluent Rule Deadline Delay Draws Suit

The Center for Biological Diversity on Tuesday sued the U.S. Environmental Protection Agency for delaying implementation of the first federal limits on the levels of toxic metals in wastewater that can be discharged from coal-fired power plants, including mercury, lead and selenium. Read more »

NJ Withdraws From Suit Opposing Clean Power Plan

New Jersey on Tuesday pulled out of a multistate lawsuit against the U.S. Environmental Protection Agency seeking to undo Obama-era regulations that would limit greenhouse gas emissions from power plants, with Democratic Gov. Phil Murphy calling the suit “completely contradictory” to the state’s values. Read more »

MEDIA & ENTERTAINMENT

Gaming Group Says $4.8B To Be Illegally Bet On Super Bowl

Americans are expected to bet $4.76 billion on the Super Bowl between the New England Patriots and the Philadelphia Eagles, but almost every dollar will be wagered illegally, according to a report released Tuesday blasting federal sports betting restrictions. Read more »

TRANSPORTATION & INFRASTRUCTURE

Trump Offers Scant Pitch For Infrastructure Investment

President Donald Trump called for investing $1.5 trillion and expediting environmental reviews to rebuild the nation’s roads, bridges, highways, railways and waterways in his State of the Union Tuesday night, offering broad targets but no infrastructure investment plan. Read more »

EMPLOYMENT

NLRB Nominee Has Repped Tech Titans As Morgan Lewis Atty

National Labor Relations Board nominee John Ring counts Google, Amazon.com and more than two-dozen other high-profile companies as clients, the Morgan Lewis & Bockius LLP partner revealed in ethics filings obtained by Law360 Tuesday, agreeing to sit out cases involving them or his firm if confirmed. Read more »

AEROSPACE & DEFENSE

Trump Announces Plan To Keep Guantanamo Bay Open

President Donald Trump announced Tuesday evening that he would rescind an

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Keller Rohrback
Kelley Drye
Kelley Kronenberg
Kerr & Wagstaffe
Kirkland & Ellis
Kline & Specter
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Mintz Levin
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Seyfarth Shaw
Sidley Austin
Simmons & Simmons
Skadden
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Stroock & Stroock
Susman Godfrey
Taft Stettinius
Troutman Sanders
Tyson & Mendes
Wendel Rosen
White and Williams
Wigdor LLP
Wilson Elser
Winston & Strawn

COMPANIES

A.P. Moller-Maersk
Amazon.com Inc.
American Bar Association
American Beverage Association
American Cable Association
American Civil Liberties Union
American Gaming Association
American International Group Inc.

Obama-era policy intended to shut down the contentious Guantanamo Bay military prison, issuing a new executive order that will instead allow new “enemy combatants” to be sent to the prison. Read more »

House Passes $659B Defense Funding Bill For Third Time

The U.S. House of Representatives voted Tuesday to pass a $659.2 billion defense funding bill for 2018, the third time it has passed a similar bill, in a largely symbolic move intended to show lawmakers’ support for increased defense spending and spur the Senate into action. Read more »

DOD Restricts Afghan Info, But Says It Was A Mistake

The U.S. Department of Defense had imposed new restrictions on a government watchdog releasing previously public information regarding the Afghan armed forces and government, the watchdog said Tuesday, but the international security force in Afghanistan claimed the restrictions were inadvertent. Read more »

INTERNATIONAL TRADE

Trump's State Of The Union Breaks Little Ground On Trade

President Donald Trump’s first State of the Union address late Tuesday offered only broad overtures on trade policy as he talked up his administration’s ongoing effort to negotiate with trading partners and strictly enforce U.S. trade laws. Read more »

TAX

Pa. Justices To Hear Philly Sweetened Beverage Tax Challenge

Pennsylvania’s Supreme Court will decide the fate of Philadelphia’s controversial tax on sweetened beverages, the justices announced Tuesday. Read more »

Conservative Groups Seek To Peg Capital Gains To Inflation

Approximately two dozen conservative groups called on President Donald Trump and Treasury Secretary Steven Mnuchin to index capital gains to inflation, saying in a letter on Monday that the status quo leads to a tax on nonexistent income. Read more »

BANKRUPTCY

DHS Tightens Vetting For Refugees From 'High-Risk' Countries

The U.S. Department of Homeland Security on Monday announced that it was ramping up its policy of so-called extreme vetting of refugees seeking resettlement in the U.S. by more closely scrutinizing individuals from what it considers “high-risk” countries. Read more »

IMMIGRATION

Trump's State Of The Union Keeps Hard Line On Immigration

President Donald Trump in his State of the Union on Tuesday condemned immigrant gang violence and espoused a legislative plan that would fund a $25 billion border wall and restrict legal immigration, which he characterized as a “down-the-middle compromise” for immigration reform. Read more »

Trump Plan Would Slash Immigration, Report Says

The Trump administration’s proposed immigration plan would deny approximately 22 million people the chance to legally emigrate to the U.S. over the next five years, the largest policy-based immigration reduction in nearly 100 years, according to an analysis released Monday by the Cato Institute that was highly critical of the plan. Read more »

American Road & Transportation Builders Association
American Trucking Associations Inc.
Bessemer Venture Partners
Bridge Capital Holdings
CS Disco Inc.
CTIA
Cato Institute
Center for American Progress
Center for Biological Diversity Inc.
Clean Air Task Force
D. R. Horton Inc.
Environmental Defense Fund Inc.
Fannie Mae
Freddie Mac
Google Inc.
International Brotherhood of Teamsters
International Business Machines Corporation
Lattice Semiconductor Corporation
LexShares Inc.
Marriott International Inc.
National Basketball Association
National Collegiate Athletic Association
National Congress of American Indians
National Immigration Forum
National Immigration Law Center
Natural Resources Defense Council
New England Patriots
New Enterprise Associates Inc.
Sierra Club
Twitter Inc.
U.S. Bancorp
Unilever Plc
United States Telecom Association
Wells Fargo & Co.

GOVERNMENT AGENCIES

California Air Resources Board
Committee on Foreign Investment in the United States
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency

Refugee Class Urges Against Pause Of Family Ban Case

A proposed class of refugees suing the Trump administration for banning the admission of family members of refugees already in the United States urged a Washington federal judge Monday not to halt their case, saying even if their case is moot soon, the administration has the burden to prove mootness. Read more »

NATIVE AMERICAN

Trump Signs Legislation To Recognize 6 Va. Tribes

Six Native American tribes in Virginia gained formal recognition from the federal government Monday when President Donald Trump signed legislation granting them official acknowledgment. Read more »

False Missile Alert Stemmed From Drill Gone Bad, FCC Says

The Hawaii state employee who blasted out a false missile alert in mid-January did so because he misinterpreted an unannounced training exercise and believed the threat was real, the Federal Communications Commission said Tuesday. Read more »

TELECOMMUNICATIONS

Calif. Senate Passes Net Neutrality Law, Defies FCC Order

Challenging the Federal Communications Commission's recent decision to unravel net neutrality, the California State Senate approved a bill imposing net neutrality restrictions on internet service providers, despite the agency's order preempting states from passing their own versions of the Obama-era regulation. Read more »

FCC Votes To Open Economics Office Over Dems' Objections

The Federal Communications Commission voted Tuesday to open a new Office of Economics and Analytics, despite criticism from Democratic leaders that the reorganization will create an echo chamber to prop up an industry-driven agenda. Read more »

Federal Cash Needed To Bridge Digital Divide, ISPs Say

Bringing high-speed internet service to remote rural and other underserved areas will take big bucks as well as a big cut in red tape, telecommunications industry representatives and consumer advocates told a congressional panel Tuesday. Read more »

EXPERT ANALYSIS

How The Hospitality Industry Is Dealing With Tip Pool Regs

The hospitality industry has long relied on tips and service charges to augment wages paid to employees. The U.S. Department of Labor has proposed new regulations governing tip sharing, in part as a response to regulations it promulgated in 2011, which have resulted in a split between the federal circuits and a petition for certiorari in the U.S. Supreme Court, says Margaret Grover of Wendel Rosen Black & Dean. Read more »

Understanding Tax Reform's Impact On Pass-Through Income

The Tax Cuts and Jobs Act reduces the federal income tax rate on qualified business income earned by individuals through pass-through entities. But taxpayers now operating their businesses in pass-through form may want to convert them to C corporations if the new individual rates and qualified business income deduction expire as scheduled in 2026, say Elizabeth McGinley and Steven Lorch of Bracewell LLP. Read more »

The Social Cost Of Carbon And Its Impact On Enviro Law

Federal Reserve System
Financial Stability Oversight Council
Fish and Wildlife Service
NAFTA
NATO
National Labor Relations Board
National Marine Fisheries Service
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
Smithsonian Institution
Special Inspector General for Afghanistan Reconstruction
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

The social cost of carbon is an important but little-known number underlying many environmental regulations. Though it is not widely discussed, it is important to understand for three primary reasons, says John Lee of Goldberg Segalla. Read more »

LEGAL INDUSTRY

Law360 Names Attys Who Moved Up The Firm Ranks In Q4

A promotion to partner or election to practice group chair means lots of well-deserved recognition within a firm and in the larger legal community. Law360 reveals the list of attorneys whose commitment to excellence earned them highly coveted spots in the law firm leadership ranks. Find out if your old legal friends — or rivals — moved up in the fourth quarter of the year. Read more »

Quinn Emanuel Ups Clerkship Bonuses To $105K

Quinn Emanuel Urquhart & Sullivan LLP has raised the bar on clerkship bonuses, revealing Tuesday that it now pays judicial clerks a $105,000 bonus for joining the law firm and $20,000 more for those who have completed two clerkships, a raise that a name partner called "logical." Read more »

Taft Stettinius Gets Rid Of Nonequity Partner Tier

Taft Stettinius & Hollister LLP has decided to leave behind its partnership structure with both equity and nonequity partners that it had adhered to for more than 25 years, in order to move to a single-tier system that only includes equity partners, the firm announced Tuesday. Read more »

Analysis

Why Diverse Legal Teams Perform Better

A recent study found that mixed-gender legal teams perform better for clients than those made up of only one gender. Here, experts tell Law360 what it is about diversity that drives superior performance in the practice of law. Read more »

Law Firms Must Adapt To Changing Industry, Panel Says

A panel of diverse legal professionals speaking at a conference on Tuesday sounded the alarm for the legal industry, saying the entire profession needs to fundamentally rethink how it delivers services to clients if it wants to remain relevant and profitable. Read more »

SEC, DiCarmine Announce Tentative Deal Over Dewey Fraud

Former Dewey & LeBoeuf LLP executive director Stephen DiCarmine has reached a settlement in principle with the U.S. Securities and Exchange Commission over fraud claims, his attorney said Tuesday in a letter asking a Manhattan federal judge to stay the SEC's case while both sides work out the deal's details. Read more »

Legal Tech Download: EVA, Disco And LawX

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments. Read more »

My Supreme Court Debut: The Flip Of A Coin

Each time I've argued before the U.S. Supreme Court it has been just as much of a thrill as the first, but my first argument was distinct because it involved a certain amount of fortuity on the way to the podium, says Elaine Goldenberg of Munger Tolles & Olson LLP. Read more »

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Chamberlain Hrdlicka
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Cullen & Dykman
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Earthjustice
Faegre Baker
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Goodwin
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Troutman Sanders
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Wendel Rosen
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Winston & Strawn

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Twitter Inc.
A.P. Moller-Maersk
Amazon.com Inc.
American Bar Association
American Beverage Association
American Cable Association
American Civil Liberties Union
American Gaming Association
American International Group Inc.
American Road & Transportation Builders Association
American Trucking Associations Inc.
Bessemer Venture Partners
Bridge Capital Holdings
CS Disco Inc.
CTIA
Cato Institute
Center for American Progress
Clean Air Task Force
D. R. Horton Inc.
Environmental Defense Fund Inc.
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Freddie Mac
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International Business Machines Corporation
Lattice Semiconductor Corporation
LexShares Inc.
Marriott International Inc.
National Basketball Association
National Collegiate Athletic Association
National Congress of American Indians

National Immigration Forum
National Immigration Law Center
Natural Resources Defense Council
New England Patriots
New Enterprise Associates Inc.
Sierra Club
U.S. Bancorp
Unilever Plc
United States Telecom Association
Wells Fargo & Co.

GOVERNMENT AGENCIES
U.S. Supreme Court
Executive Office of the President
Federal Communications Commission
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
NAFTA
U.S. Department of Defense
California Air Resources Board
Committee on Foreign Investment in the United States
European Union
Federal Emergency Management Agency
Federal Reserve System
Financial Stability Oversight Council
Fish and Wildlife Service
NATO
National Labor Relations Board
National Marine Fisheries Service
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
Smithsonian Institution
Special Inspector General for Afghanistan Reconstruction
U.S. Department of Justice
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.

To: Michael Sherwood[msherwood@LasVegasNevada.GOV]
Cc: Scott Adams[sadams@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Wed 8/16/2017 7:44:14 PM
Subject: FW: Govt data analytics initiative launch

Just fyi (I may have already forwarded this; it's probably a blanket form letter).

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Stephen Hughes [mailto:stephen@theperfinst.org]
Sent: Tuesday, August 01, 2017 10:05 AM
To: Carolyn G. Goodman
Subject: Govt data analytics initiative launch

Carolyn-

Are you planning on participating in any of the sessions on the Government Data Analytics Initiative? (See below for times)

These sessions are being convened because of a slew of federal, state and local government mandates that now require the use of data analytics. We're no longer talking just performance measurement, but linking your data up with other government and private data sources to glean insight for making program changes and improvements.

Customer Service and Citizen Engagement Analytics (September 12)
Police and Law Enforcement Data Analytics (September 18-19)
Gov Workforce Analytics (October 19)
Fraud and Enterprise Risk Analytics (October 23)
Transparency and Open Government (October 24)
Data Analytics for Mission Results (October 25)

Would you like to see the full agenda for any of these sessions? Can I put you down to RSVP?

Thanks,

Stephen Hughes
Deputy Director for Outreach
The Performance Institute

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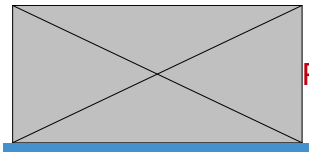
Sent: Fri 9/15/2017 8:42:07 AM
Subject: DOJ's Rosenstein Forecasts Corporate Prosecution Changes



PUBLIC POLICY.

What Do You Think About 3rd Party Litigation Funding?

Take Our Survey

Friday, September 15, 2017

TOP NEWS

DOJ's Rosenstein Forecasts Corporate Prosecution Changes

The U.S. Department of Justice is contemplating changes to the way it approaches criminal cases against corporations and the people associated with them, Deputy Attorney General Rod Rosenstein said Thursday. Read more »

Analysis

Another Dormant Trade Law Gets A Trump-Era Awakening

The dawn of the Trump administration has yielded a renaissance for mostly dormant trade laws aimed at cracking down on imports, a trend that has held firm as two industry sectors pursue sweeping safeguard tariffs to fill the gaps where conventional trade remedy efforts have faltered. Read more »

House Vote Puts CFPB, SEC's Reach In Danger

A financial services spending bill passed by the House of Representatives on Thursday would curtail the Consumer Financial Protection Bureau and cut back the Securities and Exchange Commission's reach under the Dodd-Frank Act. Read more »

Analysis

SD's Rush To Kill Quill May Hurt Odds Of High Court Review

The government of South Dakota got exactly what it wanted when the state's highest court refused to validate a defiant sales tax law aimed at online vendors, but experts are questioning if its rushed strategy has created a case that is not developed enough for review before the U.S. Supreme Court. Read more »

Senate Panel OKs Trump's 8th Circ., Fed. Claims Court Picks

The U.S. Senate Judiciary Committee cleared the way Thursday for the approval of several federal court nominees, including a North Dakota federal judge to the Eighth Circuit and a Schaerr Duncan LLP partner to the U.S. Court of Federal Claims. Read more »

Analysis

From Agency Adversary To Agency Official: A Recusal Primer

The recent nomination of Hunton & Williams LLP's Bill Wehrum — who has represented challengers to U.S. Environmental Protection Agency regulations — to run the EPA's air office underscores questions about what the rules of the road are for lawyers who end up in leadership roles at federal agencies they've fought in court. Here, experts sketch out the legal landscape governing agency recusals.

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Frost Brown Todd
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Goldstein & Russell
Gordon & Rees

Read more »

House Passes Bill Targeting Immigrant Gang Members

The House of Representatives passed a bill Thursday that would allow Immigration and Customs Enforcement to expedite removal proceedings for alleged members of "criminal alien gangs," over Democratic complaints the measure ran roughshod over the Constitution. Read more »

House Slashes Enviro Spending In Bid To Undo Obama Rules

The U.S. House of Representatives looked to curtail many parts of President Barack Obama's environmental legacy with a 2018 interior and environmental policy spending bill passed Thursday, cutting back environmental enforcement dollars and controversial measures like the Waters of the United States rule. Read more »

BANKING & SECURITIES

CFPB Issues First No-Action Letter To Online Lender

The Consumer Financial Protection Bureau on Thursday issued its first no-action letter to online lender Upstart Network Inc., allowing the company to continue using alternative credit data to evaluate borrowers in exchange for providing data to the federal consumer finance watchdog. Read more »

EU Details Security-Based Screening For Foreign Investment

A proposed screening process to ensure foreign investments into the European Union don't undermine security would consist of a legal framework that leaves final say with individual member countries, according to new details about the initiative released Thursday. Read more »

ENERGY & ENVIRONMENTAL

Pruitt Tells Industry EPA Will Reconsider Coal Ash Rule

The Environmental Protection Agency will "reconsider" key parts of an Obama administration rule that governs the handling of coal ash, it has said, after an industry trade group and others currently suing over the rule asked the agency to take a second look at it. Read more »

Senate Bill Calls For Report On Cyber Risks To Electric Grid

A bipartisan bill introduced in the Senate would require the U.S. Department of Defense alongside other agencies to issue a report on security risks to the national electric grid that might impede military readiness. Read more »

EPA Postpones Power Plant Effluent Guidelines For 2 Years

The U.S. Environmental Protection Agency on Wednesday gave steam-powered electricity plants two additional years to comply with an Obama-era rule limiting toxic metal levels in wastewater discharged, a move that has been opposed by environmental groups. Read more »

Calif. Halts Regional Grid System Proposal

Legislation that would have helped pave the way for the California Independent System Operator to restructure into an organization open to other Western states won't move forward this year, a California lawmaker said on Wednesday. Read more »

EPA Cooling Water Rule Needs Reworking, 2nd Circ. Told

Green groups and power industry players on Thursday clashed with the U.S. Environmental Protection Agency before a Second Circuit panel, with both sides arguing the court should require the agency to rework a rule requiring power plants and manufacturers to minimize damage to aquatic life caused by pulling in water from lakes. Read more »

Greenbaum Rowe
Greenberg Traurig
Hunton & Williams
Jenner & Block
Jones Day
Joseph Saveri Law Firm
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Kirkland & Ellis
Kobre & Kim
Kramer Levin
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AbbVie Inc.
Aerospace Industries Association
Allergan PLC
Allstate Corporation
Altman Weil Inc.
American Civil Liberties Union
American Petroleum Institute Inc.
American Public Power Association
Amgen Inc.

Senate Dems Seek Answers From Pruitt Over EPA Staff Cuts

Six Democratic members of the Senate Committee on Environment and Public Works wrote a letter to U.S. Environmental Protection Agency head Scott Pruitt on Thursday expressing concerns about staffing reductions at the agency and asking a number of questions about the severity of and reasoning for the changes. Read more »

EPA Ozone Rules Go Easy On Polluters, Enviros Tell DC Circ.

Environmental groups complained to a D.C. Circuit panel Thursday that the U.S. Environmental Protection Agency's 2008 ozone standards took the bite out of existing regulations and weakened requirements for heavily polluted areas. Read more »

HEALTH & LIFE SCIENCES

FDA Clears Amgen-Allergan Biosimilar Of Genentech's Avastin

The U.S. Food and Drug Administration on Thursday cleared Amgen Inc. and Allergan Inc.'s biosimilar version of Genentech Inc.'s blockbuster Avastin, marking the first copycat biologic treatment for cancer and the seventh overall. Read more »

FDA Backs 1st Mobile App For Substance Use Disorders

The U.S. Food and Drug Administration on Thursday backed the first mobile medical application designed to help patients manage alcohol, cocaine, marijuana and stimulant substance use disorders. Read more »

Menendez Reimbursed Doc After Media Inquiry, Witness Says

The government presented evidence Thursday at the bribery trial of Sen. Bob Menendez and a Florida ophthalmologist that the senator reimbursed the doctor for certain flights aboard his private jet after a media inquiry, but defense lawyers noted that prosecutors withheld a related document from the jury. Read more »

TRANSPORTATION & INFRASTRUCTURE

Tenn., Court Clerks Punish Poor For Traffic Debts, Suit Says

The Tennessee Department of Safety and Homeland Security and various county court clerks were hit with a proposed federal class action Thursday alleging they unconstitutionally targeted poor residents by revoking their drivers' licenses for unpaid traffic debts without adequate notice. Read more »

REAL ESTATE

SF's Landlord 'Buyout' Law Irrational, 9th Circ. Hears

San Francisco property owners urged a Ninth Circuit panel Thursday to revive their constitutional challenges to a city ordinance that places restrictions on landlords who "buy out" tenants, arguing that requiring landlords to wait 10 years before they can convert their units to condos is irrational and unfair. Read more »

EMPLOYMENT

House Spending Bills Target NLRB, ACA Rules

A pair of House spending bills that passed Thursday would cut funding for a series of National Labor Relations Board rules as well as implementation of the Affordable Care Act at the U.S. Department of Health and Human Services as the Republican-controlled House looks to put its stamp on next year's federal spending. Read more »

COMPETITION

Apple Inc.
Archer Daniels Midland Co.
Association of Corporate Counsel
Assured Guaranty Ltd.
Barclays PLC
Bayer AG
Boehringer Ingelheim
California Independent System Operator
Carlyle Group LP
Center for Biological Diversity Inc.
Citizens for Responsibility and Ethics in Washington
Conservation Law Foundation
Consumer Watchdog
Edison Electric Institute Inc.
Electronic Privacy Information Center
Entergy Corporation
Facebook
Federalist Society
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General Electric Company
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Grant Thornton LLP
Health Net, Inc.
Hutchinson Technology Incorporated
International Council of Shopping Centers Inc.
Johnson & Johnson
LG Electronics Inc.
LegalZoom.com Inc.
Los Angeles Department of Water and Power
Merck & Co Inc.
NFL Enterprises LLC
National Rural Electric Cooperative Association
Natural Resources Defense Council
Nestle
Netflix Inc.
Newegg Inc.
Nordic Capital Ltd.
Novo Nordisk A/S
Overstock.com Inc.
PAI Partners AB
Pfizer Inc.
Public Knowledge
Rabobank Nederland
Retail Litigation Center Inc.
Royal Philips NV

Libor Reversal Shows Need For Int'l Cooperation: DOJ's Finch

The acting head of the U.S. Department of Justice's Antitrust Division said Thursday that the reversed convictions of two former Rabobank employees earlier this year in a Libor-rigging case show the need for more international cooperation between antitrust enforcers. Read more »

Sen. Klobuchar Unveils Bills To Beef Up Merger Enforcement

The top Democrat on the Senate panel that oversees antitrust matters on Thursday introduced two pieces of legislation that would put in place several recently proposed Democratic policies to crack down on market consolidation and concentration of corporate power. Read more »

GOVERNMENT CONTRACTS

Feds Seek Secure Background Check System Within The Year

The federal government wants to have in place a new system for processing background checks for low-level security clearance applications in the next year and full operability of the system across all clearance levels by September 2019. Read more »

AEROSPACE & DEFENSE

VA Choice Program Riddled With Problems, Watchdog Says

A U.S. Department of Veterans Affairs watchdog has pointed to a range of payment problems with the Choice program that allows veterans to seek VA-funded care through private providers, urging the agency to address the issues to cut down on improper payments. Read more »

INTERNATIONAL TRADE

Commerce Secretary Wants NAFTA Sunset, Re-Up Every 5 Yrs

U.S. Secretary of Commerce Wilbur Ross on Thursday said that he and U.S. Trade Representative Robert Lighthizer want a “sunset” provision in a renegotiated North American Free Trade Agreement that would force all parties to re-up the deal every five years, but Canada and Mexico ripped the idea, according to media reports. Read more »

US Extends Iran Sanctions Waiver Despite Claimed ‘Default’

The U.S. Department of State announced Thursday that the U.S. had extended a waiver on certain sanctions as agreed to under the 2015 Iran nuclear deal, but indicated the agreement may still be in jeopardy, with Secretary of State Rex Tillerson arguing that Iran was “clearly in default.” Read more »

Treasury Targets Hackers, Airlines Accused Of Iran Support

The U.S. Department of the Treasury’s Office of Foreign Assets Control Thursday announced it has slapped sanctions on 11 entities and individuals for providing support to the Islamic State of Iran’s intercontinental ballistic missile program and illicit cyber-activities. Read more »

TAX

Tax On Out-Of-State Retailers Nixed By SD Justices

South Dakota’s highest court has refused to rule in favor of the state’s trailblazing law forcing sales tax obligations on out-of-state retailers in violation of a U.S. Supreme Court ruling, and dealt a further blow to the state in declining to urge the

Salesforce.com Inc.
Service Employees International Union
Sierra Club
Sina Corporation
Sky PLC
Stanley Black & Decker Inc.
The Council of State Governments
The Internet Association
Thomson Reuters Corporation
TriWest Healthcare Alliance Corp.
Twitter Inc.
U.S. Energy Corp.
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Equal Employment Opportunity Commission
European Commission
European Union
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Financial Conduct Authority
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
Massachusetts Department of Revenue
Mine Safety and Health Administration
NAFTA
National Institute of Standards and

country's top court to review its controlling precedent. Read more »

LA's $52M Settlement Over 'Disguised' Electricity Tax OK'd

A putative class action alleging the city of Los Angeles illegally imposed an 8 percent tax on residents' electricity bills disguised as a surcharge neared a close on Thursday when a California judge preliminarily approved a deal ending the surcharge and providing $52 million for refunds. Read more »

Mass. Moves Forward With Internet Sales Tax Rule

The Massachusetts Department of Revenue has unveiled the final version of a regulation that will force e-commerce retailers that do business in the state to collect sales taxes from customers, keeping its proposed rule unchanged after citing support from state and national trade groups. Read more »

BANKRUPTCY

Puerto Rico Utility Creditors Lose Bid To Appoint Receiver

The oversight powers of the federally appointed board guiding Puerto Rico's historic restructuring were reaffirmed in a court ruling Thursday, finding that a group of bondholders could not move to appoint a receiver for the island's insolvent electric company without the panel's consent. Read more »

IMMIGRATION

Calif. Passes Bill Setting Workplace Rules For ICE Visits

California lawmakers on Wednesday passed a bill that would set restrictions and obligations for employers in situations where U.S. Immigration and Customs Enforcement agents seek access to workplaces for immigration enforcement matters. Read more »

Stories Clash Over Citizenship In DACA Discussions

Rep. Nancy Pelosi said Thursday that she and Sen. Chuck Schumer had insisted during their meeting with President Donald Trump that the DREAM Act, which includes a path to citizenship, be the basis for a solution for the young, unauthorized immigrants living in the U.S., but Trump quickly denied that citizenship was on the table. Read more »

DHS Finds US-Mexico Border Tougher To Illegally Cross

The U.S. Department of Homeland Security released a report Wednesday that measured security levels in the areas between ports of entry at the southwest border between the United States and Mexico, finding that it was more difficult to illegally cross that section of the border now than ever before. Read more »

Homeland Security, DOJ Get Spending Boost In House Bills

Border security, cybersecurity and immigration enforcement would get a spending hike of more than $2 billion under a pair of bills approved by the House of Representatives on Thursday. Read more »

Sens. Push For Refugee Report, Slam Possible 50K Cap

Two Democratic senators fired off a letter to agency heads Wednesday seeking information on proposed refugee admissions in the wake of a report that President Donald Trump is considering capping the number at 50,000 next fiscal year. Read more »

TELECOMMUNICATIONS

Analysis

Net Neutrality Comments: The Case For Title II

The Federal Communications Commission has received a staggering 22.1 million

- Technology
- National Institutes of Health
- National Labor Relations Board
- National Marine Fisheries Service
- National Oceanic and Atmospheric Administration
- Occupational Safety and Health Administration
- Office of Foreign Assets Control
- Securities and Exchange Commission
- Small Business Administration
- South Dakota Department of Revenue
- Tennessee Valley Authority
- Texas Ethics Commission
- Texas Secretary of State
- Texas State Senate
- U.S. Agency for International Development
- U.S. Department of Agriculture
- U.S. Department of Defense
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of State
- U.S. Department of Veterans Affairs
- U.S. Department of the Interior
- U.S. Department of the Treasury
- U.S. Environmental Protection Agency
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Office of Personnel Management
- U.S. Patent and Trademark Office
- U.S. Senate
- U.S. Sentencing Commission
- U.S. Supreme Court
- U.S. Uniform Law Commission
- World Intellectual Property Organization
- World Trade Organization

comments on the issue of net neutrality and whether the federal government should reverse the legal underpinning for prohibiting paid content prioritization. In part two of our series, Law360 takes a look at the arguments from advocacy groups that insist maintaining Title II classification is critical. Read more »

FCC To Take Action On Lifeline Program, Chairman Pai Says

Federal Communications Commission Chairman Ajit Pai criticized the Lifeline program as being "riddled by waste, fraud, and abuse" during a Senate hearing on government waste and mismanagement Thursday, saying he has ordered the Universal Service Administrative Co. to "implement aggressive administrative changes." Read more »

City Tech Officers Say FCC Plans Hurt Internet Expansion

The chief technology officers of six major U.S. cities have told the Federal Communications Commission that two broadband infrastructure proposals before the agency have risked hundreds of millions of dollars in potential investments and jeopardized the effective deployment of advanced networks. Read more »

PEOPLE

12 U.S. Attorneys Confirmed In Bulk Senate Vote

Twelve nominees tapped by President Donald Trump for U.S. attorney roles at the U.S. Department of Justice were among the dozens of appointments confirmed Thursday by the Senate. Read more »

Texan FEC Pick Unlikely To Be Derailed By Tweet Drama

President Donald Trump's Federal Election Commission pick, Austin attorney and Akerman LLP partner James E. "Trey" Trainor III, is facing criticism from watchdog groups for his fights against government transparency and tweets some are calling anti-protestant, but experts said that is unlikely to affect his confirmation to the post. Read more »

Trump Picks Ex-Jones Day Atty For USDA General Counsel

President Trump has picked a former Jones Day government regulation associate who helped his administration's transition at the U.S. Department of Agriculture to head that agency's legal team. Read more »

EXPERT ANALYSIS

An IRS Lifeline To Public Utilities On Normalization

Last week, the Internal Revenue Service provided a safe harbor for public utilities that inadvertently break the so-called normalization rules, which are used to reconcile tax treatment of investment tax credits, or accelerated depreciation of assets, with their regulatory treatment. This is undoubtedly good news for public utilities, say attorneys with Mayer Brown LLP. Read more »

OIG's Warranty Safe Harbor Opinion And Value-Based Care

The recent broadening of previous guidance on the warranty safe harbor of the Anti-Kickback Statute by the U.S. Department of Health and Human Services' Office of Inspector General may facilitate many of the outcomes-based risk-sharing arrangements that drug and device sellers have been contemplating (and pursuing) as part of the movement toward value-based health care, say attorneys with Ropes & Gray LLP. Read more »

Some Clarity On Surname Trademarks From USPTO

Last month, the U.S. Patent and Trademark Office changed its policies and procedures for marks composed of a surname and an additional term. It seems that there are better odds in obtaining a registration for a surname mark with a broad descriptive term rather than a surname with a "merely descriptive" term, says Davide Schiavetti of Rothwell Figg Ernst & Manbeck PC. Read more »

Supreme Court Precedent Sets Rules For Regulating Protests

While we can denounce the hatred spewed by white supremacists and neo-Nazis, we can't silence them. In fact, the U.S. Supreme Court has a long-line of cases addressing when hate speech is afforded First Amendment protection, says Donald Scarinci, a founding partner of Scarinci Hollenbeck LLC. Read more »

LEGAL INDUSTRY

Analysis

3 Ways GCs Are Making Law Firms Obsolete

In-house attorneys are rethinking their relationships with outside counsel, often opting to direct their legal work elsewhere, and doing it with an array of tools that were unavailable to their predecessors. Read more »

Ex-Litchfield Cavo Attorney Loses Sex Bias Arbitration

A former Litchfield Cavo LLP associate who claims her former boss humiliated her with smutty talk lost her discrimination case in arbitration and is looking to off-load her attorney, it was revealed in New York federal court on Thursday. Read more »

One Of Dewey 'Secret Seven' Cooperators Sentenced

A Manhattan judge sentenced one of seven former Dewey & LeBoeuf LLP employees who pled guilty and cooperated in the prosecution of three of the firm's executives, giving former director of revenue support Dianne Cascino an agreed-upon sentence of community service on Thursday. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Sullivan & Cromwell LLP secured a spot among the legal lions this week by defeating a long-running securities class action against Barclays over a $2.5 billion notes offering, while Niro McAndrews LLC ended up on the legal lambs list after a $54 million trade dress infringement verdict the law firm won for Black & Decker was thrown out. Read more »

BigLaw Expats Form 'Next Generation' Law Firm

A group of BigLaw expats and legal technology gurus have joined up to form a new law firm that serves startups, Atrium LLP, which offers clients technology-driven legal services for a fixed fee. Read more »

Global 20: Allen & Overy

Allen & Overy LLP churned out another year of industry-leading deal volume that includes work on worldwide firsts like Mozambique's $25 billion Coral South liquid natural gas megaproject, earning its fifth consecutive spot on Law360's Global 20 list. Read more »

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Allen & Overy
Armstrong Teasdale
Arnold & Porter Kaye Scholer
Baker Donelson
Barnes & Thornburg
Bartlit Beck
Best Best
Bracewell
Bradley Arant
Bryan Cave
Cadwalader Wickersham
Casellas Alcover
Chuhak & Tecson
Criden & Love
De Brauw
Debevoise & Plimpton
Dewey & LeBoeuf
Dorsey & Whitney
Eckert Seamans
Fox Rothschild
Frost Brown Todd
Goldman Antonetti
Goldstein & Russell
Gordon & Rees
Greenbaum Rowe
Greenberg Traurig
Jenner & Block
Joseph Saveri Law Firm
King & Spalding
Kirkland & Ellis
Kobre & Kim
Kramer Levin
Krause Kalfayan
Kutak Rock
Lieff Cabraser
Linklaters
Litchfield Cavo
Mayer Brown
McDermott Will
Morrison & Foerster
Nielsen Merksamer
Niro McAndrews
Norton Rose Fulbright
O'Neill & Borges
Paul Hastings
Proskauer Rose
Ropes & Gray
Rose Law
Rothwell Figg
Scarinci Hollenbeck
Squire Patton Boggs

Sullivan & Cromwell
Weil Gotshal
Wiley Rein
Williams & Connolly
Wilson Sonsini
Wolf Haldenstein
Zimmerman Reed

COMPANIES

Newegg Inc.
Overstock.com Inc.
Sierra Club
Wayfair LLC
Google Inc.
Retail Litigation Center Inc.
Twitter Inc.
21st Century Fox Inc.
AT&T Inc.
AbbVie Inc.
Aerospace Industries Association
Allergan PLC
Allstate Corporation
Altman Weil Inc.
American Civil Liberties Union
American Petroleum Institute Inc.
American Public Power Association
Amgen Inc.
Apple Inc.
Archer Daniels Midland Co.
Association of Corporate Counsel
Assured Guaranty Ltd.
Barclays PLC
Bayer AG
Boehringer Ingelheim
California Independent System Operator
Carlyle Group LP
Center for Biological Diversity Inc.
Citizens for Responsibility and Ethics in Washington
Conservation Law Foundation
Consumer Watchdog
Edison Electric Institute Inc.
Electronic Privacy Information Center
Entergy Corporation
Facebook
Federalist Society
Genentech Inc.
General Electric Company
Grant Thornton LLP
Health Net, Inc.
Hutchinson Technology Incorporated
International Council of Shopping Centers Inc.

Johnson & Johnson
LG Electronics Inc.
LegalZoom.com Inc.
Los Angeles Department of Water and Power
Merck & Co Inc.
NFL Enterprises LLC
National Rural Electric Cooperative Association
Natural Resources Defense Council
Nestle
Netflix Inc.
Nordic Capital Ltd.
Novo Nordisk A/S
PAI Partners AB
Pfizer Inc.
Public Knowledge
Rabobank Nederland
Royal Philips NV
Salesforce.com Inc.
Service Employees International Union
Sina Corporation
Sky PLC
Stanley Black & Decker Inc.
The Council of State Governments
The Internet Association
Thomson Reuters Corporation
TriWest Healthcare Alliance Corp.
U.S. Energy Corp.
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
Whirlpool Corporation
Yelp Inc.
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. Supreme Court
Food and Drug Administration
U.S. Department of Homeland Security
Federal Bureau of Investigation
Federal Communications Commission
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
Consumer Financial Protection Bureau
European Union
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office

Internal Revenue Service
International Trade Commission
Office of Foreign Assets Control
U.S. Department of Health and Human Services
U.S. Department of Veterans Affairs
U.S. Senate
Army Corps of Engineers
California Public Utilities Commission
Centers for Medicare & Medicaid Services
Employment and Training Administration
Equal Employment Opportunity Commission
European Commission
Export-Import Bank of the United States
Federal Election Commission
Financial Conduct Authority
Massachusetts Department of Revenue
Mine Safety and Health Administration
NAFTA
National Institute of Standards and Technology
National Institutes of Health
National Labor Relations Board
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
Occupational Safety and Health Administration
Small Business Administration
South Dakota Department of Revenue
Tennessee Valley Authority
Texas Ethics Commission
Texas Secretary of State
Texas State Senate
U.S. Agency for International Development
U.S. Department of Agriculture
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. House of Representatives
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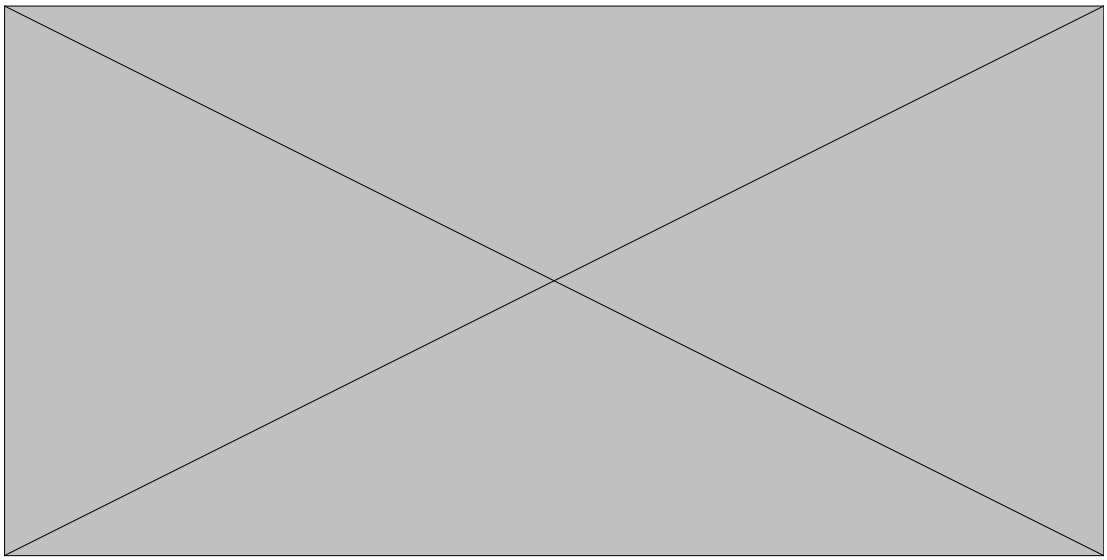
From: Law360 In-Depth
Sent: Mon 10/3/2016 6:10:01 PM
Subject: [Marketing Mail] Supreme Court Preview: Amicus Overload, Recusal Angst & Cases To Watch

Feature



BigLaw's Amicus Business Is Booming, But Is The Court Listening?

By Jacqueline Bell and Cristina Violante

A Law360 analysis reveals amicus briefs are skyrocketing at the Supreme Court. But the vast majority go unacknowledged as the justices show signs of fatigue.

Feature

As Justices Kick Off New Season, Your Guide For What To Watch

By Erin Coe

For those in the legal profession, the start of October means more than pumpkin spice lattes and football Sundays. As the high court reconvenes this fall, its docket may be light, but stakes for businesses are already high.

News Analysis

How The Lone Star State Is Making Its Mark At The High Court

By Jess Davis

Texas is set to present at least three cases to the U.S. Supreme Court this term, continuing a high court streak that some say can be traced to its appetite for a good fight.

News Analysis

High Court Vacancy Turns Up Heat On Justices Who Own Stock

By Sindhu Sundar

As an empty Supreme Court seat worsens the potential fallout of a recusal, three justices are facing increasing scrutiny over an arguably preventable conflict-of-interest risk.

Dispatch

Life After Lyle: Scotusblog Greets New Term Without Longtime Ace

By Ed Beeson

As Scotusblog enters the new term without Lyle Denniston, the veteran journalist who spearheaded its reporting and even inspired a signature meme among devout readers, the lean outfit plans to pick up right where it left off.

Dispatch

Guessing Game: The Inexact Science Of High Court Predictions

By Max Stendahl

At a time of deep uncertainty over the future of the court, researchers are turning to computer algorithms and the wisdom of crowds in hopes of making the justices a little more predictable.

Sidebar

Neal Katyal On High Court Prep And Beating DC Traffic

By Aebra Coe

Former Acting Solicitor General Neal Katyal spoke to Law360 in a recent 10-minute interview, opening up about his tendency to prepare for Supreme Court oral arguments while skiing, the 10-mile commute to work he often makes on foot, and his friendship with a recent Republican presidential candidate.

Secret Lives of Lawyers

Mitchell Silberberg's Robert Rotstein Writes Outside The Lines

By Brandon Lowrey

Detailing the exploits of the lawyer character he created gives Mitchell Silberberg & Knupp LLP's Robert Rotstein an escape from the constraints of legal writing. Just don't ask for another deposition scene.

You Can Quote Me On That

The Best In Legal Talk

The Florida Norm, Focused Fraud, Early Filings

By Richard McVay

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The Rising Tide Against Deference

Will the high court finally revisit Auer deference or have rumors of its impending demise been exaggerated?

By Allyson Ho and John Sullivan, Morgan Lewis & Bockius LLP

The late Justice Antonin Scalia, author of the opinion in Auer v. Robbins, later came to reject the Auer doctrine — which seemingly creates a loophole whereby agencies can issue vague regulations and then "interpret" them without the strictures of the Administrative Procedure Act. The Supreme Court has several opportunities to revisit Auer this term.

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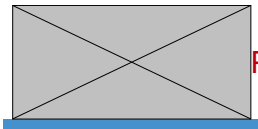
Subject: [Marketing Mail] 'Privacy Shield' Sign-Ups Begin As EU Offers Redress Advice



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TOP NEWS

'Privacy Shield' Sign-Ups Begin As EU Offers Redress Advice

Multinational companies got their first chance Monday to certify to and begin using the new trans-Atlantic Privacy Shield data transfer mechanism, as the European Commission gave consumers advice on how to go after businesses they believe are running afoul of the agreement.

White House Remains Bullish On TPP Passage

The heated rhetoric against the Trans-Pacific Partnership on display at last week's Democratic National Convention has not dampened President Barack Obama's resolve to get the agreement ratified this year, a White House spokesman said Friday.

Ala. Loses Bid To Halt Syrian Refugee Settlement In State

A federal court on Friday dismissed Alabama's challenge to the U.S. government's placing of Syrian refugees in the state, ruling that states don't have a basis to enforce a consultation requirement of the Refugee Act.

Calif. Agencies Unveil Zero-Emission Freight System Final Plan

The California Air Resources Board and other state agencies on Friday unveiled the final version of their Sustainable Freight Action plan, a roadmap for modernizing the state's multibillion-dollar freight transportation system and zeroing out carbon emissions across the freight network.

FDIC Aims To Ease Supervisory Appeals Process For Banks

The Federal Deposit Insurance Corp. said that it wants to make it easier for banks to appeal supervisory decisions that could result in enforcement actions and aims to tighten up its supervision of banks' relationships with third-party lenders.

ANALYSIS

2017 NDAA Skirts Base Closures, But Congress Shows Interest

The Pentagon's threat to go it alone on base realignment and closure is more likely rhetorical than realistic as lawmakers work to finalize the 2017 National Defense Authorization Act, but recent moves by senior lawmakers show that Congress may be growing more willing to consider a new BRAC round.

BANKING & SECURITIES

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Holland & Knight
Hopping Green
Hunton & Williams
Husch Blackwell
Jones Day
Kazmarek Mowrey
King & Spalding
Kobre & Kim
Latham & Watkins
Lowenstein Sandler

EU Seeks Suggestions On Untangling Banking Legislation

The European Commission on Monday asked European Union and national regulators to help streamline inconsistencies and redundancies in the layers of new banking regulation introduced since the 2008 financial crisis.

SEC Gives Itself More Time To Consider Audit Plan

The U.S. Securities and Exchange Commission gave itself more time Friday to consider nearly two dozen comments on its May proposal for a system that will monitor digital trading activity, moving the deadline to approve or amend its plan from Sept. 14 to Nov. 10.

Research Group Pushes Reforms To End 'Rigged' Markets

The Committee on Capital Markets Regulation has recommended reforms to increase confidence in capital markets during an era of high-frequency trading and dark pools, pointing to the risk that "rigged" stock markets may prevent long-term investors from getting accurate securities pricing.

ENERGY & ENVIRONMENTAL

EPA Tells DC Circ. It Got New Ozone Rules Just Right

The U.S. Environmental Protection Agency acted well within its Clean Air Act authority and struck an appropriate balance between industry and environmental concerns when it crafted tighter national ozone limits, the agency told the D.C. Circuit Friday.

Gold King Mine Spill Answers Must Wait On Probe, Pols Told

The U.S. Environmental Protection Agency's internal watchdog told politicians Friday that it cannot answer their questions about last year's Gold King Mine disaster until a criminal investigation runs its course.

Water Rule Foes Say EPA, Corps Can't Hide Behind Privilege

The states, industry groups and environmentalists involved in the legal tug-of-war over the U.S. Environmental Protection Agency's Clean Water Rule told the Sixth Circuit on Friday that the EPA and Army Corps of Engineers are inventing legal reasons to keep documents out of the record for the court to review.

NY Approves 50% Clean Energy Goal For 2030

New York utility regulators on Monday unveiled a revised clean energy standard that requires the state to draw half of its electricity from renewable sources by 2030 and subsidizes the continued operation of two upstate nuclear plants to prevent the state's carbon emissions reduction goals from being compromised.

HEALTH & LIFE SCIENCES

Feds Botched ACA Insurer Payments, Suits Say

Two nonprofit health insurers filed lawsuits Friday accusing the Obama administration of "runaway regulatory abuses" that have underpaid the Affordable Care Act's co-op insurance plans and seriously damaged their viability.

Fla. Seeks CDC's Help As 10 New Zika Cases Found In Miami

Florida Gov. Rick Scott on Monday said 10 new cases of locally transmitted Zika virus have been detected in the state and asked the Centers for Disease Control and Prevention to provide an emergency response team to assist efforts to target the virus.

IP & TECHNOLOGY

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Maynard Cooper
McGuireWoods
Meadows Collier
Miller Shakman
Morgan Lewis
Munger Tolles
Norton Rose Fulbright
Paul Hastings
Pepper Hamilton
Quinn Emanuel
Reisman Karron
Ropes & Gray
Rutan & Tucker
Seward & Kissel
Seyfarth Shaw
Sidley Austin
Stradling Yocca
Tabner Ryan
Taylor Porter
Thompson & Knight
Thompson Hine
Troutman Sanders
Vinson & Elkins
Warner Norcross
Weil Gotshal
Wilkinson Walsh
Womble Carlyle

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AdvancePierre Foods Inc.
Aetna Inc.
Airbnb Inc.
Altice SA
American Civil Liberties Union
American Express Company
Apple Inc.
AstraZeneca
BNSF Railway
Baker Hughes Inc.
Bank of England
Bayer AG
Beckman Coulter, Inc.
Belo Corp.
CTIA
Cablevision Systems Corporation
Cameron International Corporation
Center for Strategic and International Studies

Sen. Pushes For Education Boost To Fill Cyber Talent Gap

A Republican senator on Friday took aim at private companies and the government for failing to do more to develop professionals equipped to handle the rapidly growing volume of cybersecurity incidents, calling on them to partner with educational institutions to figure out how to generate more interest in the field.

TRANSPORTATION & INFRASTRUCTURE

Rail Giants Call Calif. Hazmat Transpo Fee Anti-Competitive

BNSF Railway Co. and Union Pacific Railroad Co. slapped California's tax board and regulators with a federal suit Friday, alleging new fees on transporting hazardous materials like crude oil and chemicals by rail are anti-competitive and unlawfully interfere with federally protected interstate commerce.

INSURANCE

ACA Co-Op Can't Delay $24M Payment, 4th Circ. Rules

The Fourth Circuit on Monday refused to shield a Maryland health insurer from a $24 million payment owed under the Affordable Care Act, but the company nonetheless predicted it would avoid joining the fast-growing graveyard of ACA co-ops.

REAL ESTATE

Airbnb Slaps Anaheim With Suit Over Short-Term Rental Law

User-based room rental service Airbnb has sued the city of Anaheim in California federal court, saying a new city ordinance barring short-term rentals and imposing fines on websites that do so is a violation of the First Amendment and the Communications Decency Act.

COMPETITION

Drivers Blast Taxi Cos.' 7th Circ. Row Over Chicago Uber Regs

A trio of drivers seeking to intervene in a Seventh Circuit challenge to Chicago regulations that allegedly favor ride-hailing companies like Uber and Lyft said Monday that taxicab companies have lobbed incoherent and unfounded arguments in their self-interested quest to get the regulations invalidated.

GOVERNMENT CONTRACTS

DOD Takes Steps To Halt Purchase Of Counterfeit Parts

The U.S. Department of Defense set forth rules to help prevent counterfeit electronic parts from getting into military systems in the final version of amendments to the Defense Federal Acquisition Regulation Supplement published Monday.

Navy Oversight Of Radar Parts Deals Needs Improvement

A Pentagon watchdog said Monday that the U.S. Navy failed to include appropriate metrics in its performance-based contracts for sustaining radar arrays used in the service's AEGIS missile defense system, and therefore fell short on cost reduction and performance goals.

Feds Rebut Menendez Pal's Expert Challenges In Fraud Suit

Prosecutors in a Medicare fraud suit against a Florida eye doctor — who also faces charges of bribing U.S. Sen. Robert Menendez, D-N.J. — urged a federal judge Monday to reject his attempt to exclude additional expert testimony, saying

Charter Communications Inc.
Chevron Corporation
Comcast Corporation
Dean Foods Company
Deloitte Touche
Entergy Corporation
Exelon Corporation
Expedia Inc.
Facebook
Financial Industry Regulatory Authority Inc.
Financial Services Roundtable
Gannett Co. Inc.
General Electric Company
Genesis HealthCare
Genoptix, Inc.
Gerchen Keller Capital LLC
Google Inc.
Hertz Global Holdings Inc.
Hoffmann-La Roche
HomeAway Inc.
Illinois Transportation Trade Association
Institute for Justice
Intel Corporation
Jazz Pharmaceuticals Inc.
Krispy Kreme Doughnuts, Inc.
Level 3 Communications Inc.
Lockheed Martin
Lyft Inc.
Mallinckrodt PLC
McKesson Corporation
Merck & Co Inc.
Microsoft Corporation
Motorola Mobility LLC
Murray Energy Corp.
National Cable & Telecommunications Association
National Consumer Law Center
National Telephone Cooperative Association
Novartis AG
Pacific Legal Foundation
PhRMA
Procter & Gamble Co.
Protective Life Corporation
Public Knowledge
Quest Diagnostics Incorporated
Questcor Pharmaceuticals, Inc.
Raytheon Company
SIFMA
Securus Technologies Inc.

they have not impinged his right to a fair trial.

States Slam Bid To Pause FCC's Inmate Call Rate Challenge

Nine states on Friday blasted the Federal Communications Commission's request for the D.C. Circuit to hold on to a row over its mandated limits on rates for inmate calls, arguing that a pending vote on the rate caps won't change their inherent illegality.

INTERNATIONAL TRADE

US-China Panel Queries Investment Accord's Economic Upside

Completing a bilateral investment treaty with China is one of the Obama administration's top trade policy priorities, but it is yet unclear how beneficial such an agreement would be, according to a U.S.-China Economic and Security Review Commission report circulated Friday.

Obama Administration Will Ramp Up Steel Industry Scrutiny

The U.S. Department of Commerce published a flurry of new data on the world's top 20 steel exporting and importing nations Monday, which will be used in a new industry monitoring program that the agency expects to be fully operational by next year.

TELECOMMUNICATIONS

Comcast Says Special Access Regs Could Chill Investment

A new Federal Communications Commission regulatory regime in the market for special access services that could include rate regulation for cable companies risks hurting investment and undermining the agency's goals, Comcast has told the FCC, saying there is no evidence supporting it.

T-Mobile Wants 'Efficient' Spectrum Reconfiguration

T-Mobile is pressing for an "efficient, phased reconfiguration" of spectrum as the Federal Communications Commission moves forward with its experimental incentive auction, according to an ex parte filing with the agency submitted Friday.

Advocates Slam Industry Challenge To FCC Lifeline Changes

A range of advocacy groups hit industry representatives Friday at the Federal Communications Commission for asking the agency to reconsider several changes to the Lifeline low-income subsidy program, saying industry is seeking to help businesses at consumers' expense.

Public Interest Group Rejects Industry Set-Top Plan At FCC

A public interest group advocating for the Federal Communications Commission's proposal to allow pay-TV subscribers to view content on third-party devices or apps told the commission Friday that an alternative plan suggested by the industry is not the way forward.

PEOPLE

Ex-Federal Prosecutors Form Whistleblower Partnership

A group of former federal prosecutors have announced the Whistleblower Law Team, a partnership to assist and protect whistleblowers in reporting fraud.

NJ Senate Confirms Christie's Former Chief Counsel As AG

The New Jersey Senate voted Monday to confirm Acting Attorney General Christopher S. Porrino as the state's chief law enforcement official after some questioned his ability to act independently given his former role as chief counsel to Gov. Chris Christie during the George Washington Bridge lane closure investigation.

Siemens AG
Sierra Club
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Sunrise Senior Living, Inc.
T-Mobile USA Inc.
Target Corporation
Toll Brothers Inc.
Travelocity.com LP
U.S. Chamber of Commerce
Union Pacific Corporation
United Parcel Service Inc.
United States Steel Corporation
United States Telecom Association
Verizon Communications
VimpelCom Ltd.
Welltower Inc.
Xerox Corporation

GOVERNMENT AGENCIES

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California Energy Commission
California Environmental Protection Agency
California Natural Resources Agency
California State Board of Equalization
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Department of Commerce
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
International Trade Commission
New Jersey Legislature
Occupational Safety and Health Administration
Office of the Comptroller of the Currency

EXPERT ANALYSIS

2nd Circ. Microsoft Ruling: A Plea For Congressional Action

The Second Circuit's recent ruling in Microsoft v. U.S. is part of a clear trend limiting the reach of federal law to matters that have a significant foreign link. Less clear is whether the strict territorial approach adopted by the court will prove workable, say Alan Raul and Kwaku Akowuah of Sidley Austin LLP.

Inside SEC's New In-House Court Rules

The U.S. Securities and Exchange Commission recently attempted to remedy some of the more controversial aspects of its administrative forum by amending its rules of practice. Attorneys with Ropes & Gray LLP compare the amended rules to the analogous rules under the Federal Rules of Civil Procedure and examine the ways in which a respondent might continue to be disadvantaged.

GSA Inspector General Takes Aim At Tech Resellers

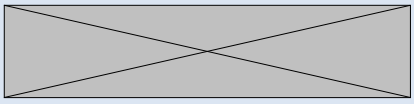
A recent report by the Office of Inspector General for the U.S. General Services Administration could have huge import for information technology companies that sell their products and services to the federal government through resellers, particularly the report's recommendation that reseller participation in the Multiple Award Schedule program be curbed because the reseller contracts result in increased costs to the government, say attorneys with Morgan Lewis & Bockius LLP.

Potential Challenges To EPA Chemical Risk Management Rule

Changes to the U.S. Environmental Protection Agency's risk management plan modernization rule have the potential to greatly increase the number of chemical facility incidents requiring formal investigations. However, there are several types of legal arguments that may effectively challenge the rule, says Juan Miranda at Taylor Porter Brooks & Phillips LLP.

BigLaw's (Crowded) Passage To India?

The imminent green light for foreign firms to get into India's market will be a bellwether of law firm behavior. The impulse to follow the crowd into the new frontier will be great, but smart firms will take a long hard look at who they are before making the passage to India, says Mark A. Cohen, an adjunct professor at Georgetown Law School and founder of Legal Mosaic LLC.



Bad Legal Writing Cut Down To Size In Age Of Short Attention Spans

Standards for what's considered good writing in the legal profession are changing, and lawyers wedded to the ways of old run the career-damaging risk of angering clients and judges.

Assault On Patent Trolls Leaves NPE Model In Peril

The America Invents Act has left behind a trail of invalidated patents, and IP plaintiffs are being battered by a slew of unfavorable Supreme Court decisions. Will nonpracticing entities find a way to adapt and thrive in this new world?

Sandy Hook Victims Search For Weaknesses In Gun Makers' Legal Shield

Federal law gives gun makers broad protections from lawsuits over non-defective weapons, but a new interpretation of a common legal theory could

Port Authority of New York & New Jersey
Securities and Exchange Commission
Surface Transportation Board
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Navy
U.S. Supreme Court
U.S.-China Economic and Security Review Commission

pave the way for mass-shooting cases if a Connecticut judge signs off.

LEGAL INDUSTRY

Litigation Powerhouse: Sidley Austin LLP

By bolstering its capability to take on complex litigation in myriad sectors across various U.S. markets — and with its success in high-profile matters for Bayer Corp. and AT&T Mobility LLC, among others — Sidley Austin LLP has earned a spot among Law360's Litigation Powerhouses for 2016.

Crowell & Moring Ups Billable Demands After Giving Raises

Crowell & Moring LLP has increased its yearly billable hours requirement for associates, the firm confirmed Monday, less than two months after handing out raises to many of its attorneys that matched the new benchmark set by Cravath Swaine & Moore LLP.

5 Tips For Starting Your Own Law Firm

Launching your own law firm can be a daunting task, and assembling the right team of lawyers to bring along is no easy part. There are rules and ethical obligations to consider, not to mention making sure you will all get along. But with the right planning, and perhaps a bit of cajoling, you can be on your way to building an all-star cast, experts say. Here are some tips for branching out on your own and bringing the best attorneys with you.

Average New Atty Not Earning Anywhere Near BigLaw Scale

The new Cravath Swaine & Moore LLP benchmark salary of $180,000 for entry-level attorneys in BigLaw will not be the norm, according to new research from The National Association for Law Placement, which found most new attorneys earned between $40,000 and $65,000 in their first year.

Dewey's DiCarmine, Prosecutors Grapple Before 2nd Trial

Former Dewey & LeBoeuf Executive Director Stephen DiCarmine on Monday exchanged fire with prosecutors over which evidence will be permitted in his coming New York state retrial over charges that he and others defrauded lenders and investors prior to the mega-firm's collapse.

PACER Users Urge DC Court To Allow Pricing Complaint

A proposed class of PACER users on Friday urged a D.C. federal court not to toss claims that the federal court filing service is too expensive, arguing the government has misconstrued the complaint as concerning a billing code error, when it's actually over the price of the service.

Supreme Court's Approval Rating At Its Lowest Again

The U.S. Supreme Court tied its record low approval rating in a Gallup poll released Monday that found only 42 percent of the country thinks the high court is doing a good job.

The Top In-House Hires Of July

An embattled Theranos fleshes out its compliance function and hires two execs, Vanguard recruits Citi's former general counsel, and Xerox's top lawyer jumps ship for Target. They top the list of the in-house moves you should know about.

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Dowd Bennett
Eimer Stahl
Freshfields
Greenberg Traurig
Greene LLP
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Miller Shakman
Morgan Lewis
Paul Hastings
Pepper Hamilton
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Reisman Karron
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Illinois Transportation Trade Association
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Krispy Kreme Doughnuts, Inc.
Level 3 Communications Inc.
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Lyft Inc.
Mallinckrodt PLC
McKesson Corporation
Merck & Co Inc.
Motorola Mobility LLC
Murray Energy Corp.
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National Consumer Law Center
National Telephone Cooperative Association
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Xerox Corporation

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U.S. Environmental Protection Agency
Securities and Exchange Commission
U.S. Department of Defense

U.S. Department of Health and Human Services
U.S. Supreme Court
Department of Commerce
European Commission
Army Corps of Engineers
California Department of Transportation
California Energy Commission
California Environmental Protection Agency
California Natural Resources Agency
California State Board of Equalization
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
International Trade Commission
New Jersey Legislature
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Surface Transportation Board
U.S. Army
U.S. Department of Agriculture
U.S. Department of State
U.S. Department of Veterans Affairs
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U.S.-China Economic and Security Review Commission

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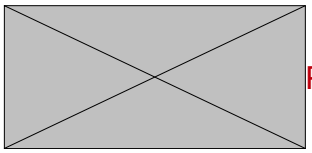
Subject: BREAKING: Manafort Found Guilty On Tax And Bank Fraud Charges



PUBLIC POLICY

Tuesday, August 21, 2018

BREAKING: Manafort Found Guilty On Tax And Bank Fraud Charges

A Virginia federal jury on Tuesday convicted former Trump campaign chairman Paul Manafort on some charges of filing false tax returns and lying to banks in order to secure tens of millions of dollars in loans.

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Subject: [Newsletter] [Marketing Mail] [Caution: Message contains Redirect URL content] Latest News: Election 2016 Controversies. Whats the Truth?

FEATURED STORIES

Election 2016 Controversies: What's the Truth?

The 2016 election has been like no other. It's rife with sensational claims from both sides about some of the core tenets of American democracy. A new Brennan Center series, "Election 2016 Controversies," will assess issues related to democracy, justice, and the rule of law ahead of November. See our latest briefing memos on voter fraud, voter intimidation, and election system security.

Read Now »

Another Court Blocks Voting Restriction

A federal appeals court struck down a voter registration requirement that made it harder for citizens in Kansas, Georgia, and Alabama to sign up. There are now 14 states with new restrictions in place for the

first time in 2016.
Read Now »

THE TOP 5

The Truthiness About Crime in America

Why are national leaders promising to fix a problem that hasn't really existed for more than two decades? The answer may be that many Americans never got that message, argues Matthew Friedman.

State Supreme Court Races Parallel National Problems

Early indicators suggest that 2016 state supreme court elections are set to be politicized, negative, and dominated by special interests, outside money, and funding from non-disclosed donors.

Remembering 9/11

15 years later, as the country remembers the sacrifice and service of many Americans on 9/11,

Congress should reinvigorate national service programs like AmeriCorps.

It Would Be Wise to Listen to Ann Ravel

No one listened when Brooksley Born warned of a financial crisis. Let's not make the same mistake in campaign finance with Ann Ravel, writes Ciara Torres-Spelliscy.

The Aloha State: A Model for Selecting Judges?

Amid the tumult and new calls to rethink how states choose their judges, Hawaii utilizes a novel system of judicial selection.

FEATURED PUBLICATION

Student Voting Guide 2016

No matter your political viewpoint, it is always important to vote, and that is certainly true in 2016, with major elections at all levels. To help make sure people know how the voting process works and what they need to do in order to cast a ballot in their state, the Brennan Center has created this Student Voting Guide. The Guide offers information relevant to young people who may be

voting for the first time — or any voter trying to make it to the polls.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Sep 12

Many claims of voter fraud or rigged elex amount to a great deal of smoke w/out much fire: https://t.co/YrAlNUOT2c

---

@BrennanCenter • Sep 9

.@nytimes: while violence is up in a number of cities, it's not soaring across the nation. https://t.co/UsIKRtAu20

@BrennanCenter • Sep 9

Problems while #voting on machines? Tell local official/poll worker & call @866OURVOTE http://trib.al/iYNoCwH

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Plus news of a special "ALCO Beat" opportunity

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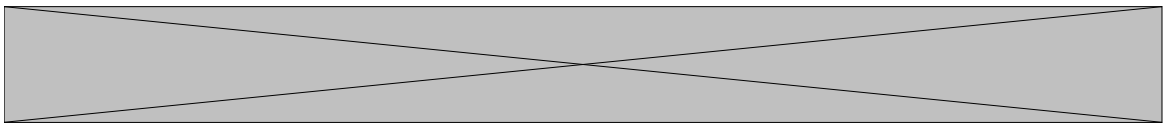


ALCO BEAT

Getting model risk management right

Increasingly, banks of all sizes depend on financial models to manage financial factors. Good model stewardship demands policies, sound data, education, documentation, and follow-through, according to Darling Consulting's Mike Guglielmo. Read more

COMPLIANCE

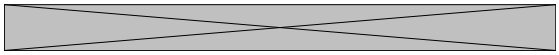
Wells Fargo hit on military lending

The Comptroller's Office recently assessed a $20 million civil penalty against Wells Fargo Bank and ordered the bank to make restitution to customers that the agency says were harmed by violations of the Servicemembers Civil Relief Act. Read more

FINTECH COMPLIANCE

Fintech lender charged with "failure to deliver"

The CFPB took action against online lender Flurish, Inc., doing business as LendUp, for "failing to deliver the promised benefits of its products." The case took place in a CFPB administrative court, a legal process unfamiliar to many bankers. Read more



TALKING CREDIT

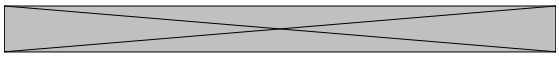
How to make ideals engage reality

Ed O'Leary says banks must come up with mission, vision, and values statements that are real, not platitudes...*and right quick*.Read more

AML & FRAUD

"No One Listen (s)"

John Byrne's back from a major AML and financial crime conference with new tips, and a sad realization.Read more



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Understanding CFPB's mindset

"While I have a bit of a leg up considering the work I do, sometimes I am befuddled, puzzled, or even frustrated by some of what I encounter, like many consumers"—*CFPB official Peggy Twohig* Read more

CONSUMER COMPLAINTS

Sifting through consumer gripes

It is easy to find plenty of consumer complaints about unauthorized accounts at numerous financial institutions, according to a review of CFPB records by S&P Global Market Intelligence. Whether those complaints will translate to regulatory action is another matter. Read more

BANK PERFORMANCE

Earnings outlook goes from meek to bleak

U.S. bank margins are unlikely to expand from historically low levels anytime soon. While market observers believe the Federal Reserve could raise rates in the next few months, most do not expect significant increases in either short-term or long-term rates for an extended period. This should put even further pressure on net interest margins through 2017, and any expansion beyond that point is likely to be minimal. Read more

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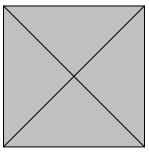

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

BE Web Seminar: Fed up? No, but you'd better get your act together

Join *Banking Exchange* Oct. 13 for "Coping With Rate Uncertainty," a 90-minute in-depth discussion of the ongoing challenge of very low rates combined with the uncertainty of the timing, pace, and degree of potential rate increases. Executive Editor Steve Cocheo will moderate an expert panel including Matthew Pieniazek of Darling Consulting Group, the asset/liability management specialist firm who publishes ALCO Beat articles on BankingExchange.com.

Key points to be discussed:
• Context from the Fed's most recent Open Market Committee meeting.
• Risks from being too asset- or too-liability sensitive given plausible rate and yield curve scenarios.
• Most effective balance sheet strategies in the current environment.
• Suggestions for effective rate-risk stress testing.
• Loan and deposit pricing decisions. Learn more/enroll

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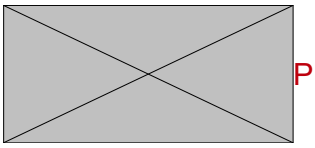

PUBLIC POLICY.

Tuesday, July 24, 2018

IN-DEPTH

Feature

Is The Grass Greener On The Solo Side?

Long hours. Financial stress. Unpredictable clients. These lawyers say they've found their calling. This is the latest in a series based on our 2018 Lawyer Satisfaction Survey. Check back throughout the week for our full report. Read full article »

TOP NEWS

Kavanaugh Says No Need To Remove A President Who Lies

President Donald Trump's choice to fill the latest vacancy on the U.S. Supreme Court, D.C. Circuit Judge Brett Kavanaugh, once said that although perjury is an impeachable offense it's not necessary to remove a president who lies under oath, according to documents released over the weekend. Read full article »

Dems Draw White House's Ire For Snubbing Kavanaugh

Partisan struggles over the U.S. Supreme Court confirmation process for D.C. Circuit Judge Brett Kavanaugh continued Monday as the White House blasted Democrats for refusing to meet with the nominee. Read full article »

Feature

Midyear Report: Top Privacy Developments Of 2018, Part 1

The first half of 2018 was marked by several notable developments on the privacy and cybersecurity front, including a game-changing new data protection regime coming on the books in the European Union, a U.S. Supreme Court ruling embracing cellphone location privacy rights, and an appellate court decision that limits the Federal Trade Commission's data security settlement tactics. Read full article »

Manafort's Va. Fraud Trial Delayed By A Week

A Virginia federal judge on Monday delayed former Trump campaign chairman Paul Manafort's trial on charges of bank and tax fraud by six days, while also unsealing the names of five witnesses who will be compelled to testify under immunity protections. Read full article »

State AGs Ask Congress For Election Security Fixes

A bipartisan group of attorneys general from California, Illinois, Massachusetts, New York, New Jersey and 16 other states wrote to congressional lawmakers on Monday to call for increased efforts to protect the integrity of the electoral process and prevent acts such as Russia's meddling in the 2016 presidential election. Read full article »

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Hunton Andrews Kurth
Jones Day
K&L Gates
King & Spalding
Kirkland & Ellis
L'Abbate Balkan
Lathrop Gage
Lawyers' Committee for Civil Rights
Lightfoot Franklin

RI AG, US Atty Spar In 1st Circ. Over Privilege Question

If Rhode Island is forced to cooperate with a grand jury subpoena as part of an investigation by federal prosecutors, it would "obliterate" attorney-client privilege for government employees, the state told the First Circuit on Monday during oral arguments in a matter that could break new ground in the relationship between public employees and government lawyers. Read full article »

ENERGY & ENVIRONMENTAL

2nd Circ. Won't Sink EPA Cooling Water Rule

The Second Circuit on Monday upheld the U.S. Environmental Protection Agency's rule requiring power plants and manufacturers to minimize damage to aquatic life caused by pulling in water from lakes, rejecting challenges from power industry and environmental groups. Read full article »

Analysis

Long-Shot Bill Tees Up Carbon Tax As Election Yardstick

Federal carbon tax legislation introduced Monday by Rep. Carlos Curbelo, R-Fla., is likely dead on arrival on Capitol Hill, but experts say the bill highlights growing support of the idea and could emerge as a key metric for voters assessing congressional candidates in this fall's midterm elections. Read full article »

HEALTH & LIFE SCIENCES

NJ Justices Won't Review OptumRx Bid To Revive $6B Deal

The New Jersey Supreme Court has declined to second-guess a state appeals court's published decision that government contract bids attempting to adjust financial terms in response to requests for proposals are invalid, which upended a $6 billion health benefits management contract awarded to OptumRx Inc., according to an order made public Monday. Read full article »

Senate Confirms Ex-DOD Personnel Chief As New VA Head

The U.S. Senate on Monday easily confirmed former U.S. Department of Defense personnel chief Robert Wilkie to lead the U.S. Department of Veterans Affairs, putting him in charge of an agency with several major challenges in front of it. Read full article »

EMPLOYMENT

Feature

3 Things To Watch As NLRB Member Pearce's Term Wraps Up

Though labor lawyers typically expect a flurry of big-ticket decisions ahead of a National Labor Relations Board member's departure, the run-up to the end of Democratic member Mark Gaston Pearce's term next month could be less frenzied than usual, experts say. Here are three things to watch as Pearce's term winds down. Read full article »

Fla. Hospital Still Faces ERISA Suit Over Church Exemption

Adventist Health Systems must face allegations that it misused the Employee Retirement Income Security Act's church exemption, a Florida federal judge decided Monday in an order that pared down a proposed class action against Adventist but foiled the company's attempt to sink the whole suit. Read full article »

AEROSPACE & DEFENSE

Trump Wants Security Clearances Stripped From Critics

The White House on Monday threatened to withdraw the security clearances of six former high-ranking national security officials, in the wake of their ongoing criticism

Littler Mendelson
McKool Smith
Mound Cotton
Norton Rose Fulbright
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Paul Hastings
Potter Minton
Quinn Emanuel
Reed Smith
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Sequor Law
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CH2M Hill
Cable News Network Inc.
Democratic National Committee
Drummond Company Inc.
Entergy Corp.
Express Scripts Holding Co.
Facebook
Google Inc.
Harley-Davidson, Inc.
ING Groep N.V.
Kate Spade & Co.
Kosmos Energy Ltd.
Law Finance Group Inc.
Longford Capital Management LP
McDonald's Corporation
Memorial Hermann Healthcare System
National Association of Broadcasters

of President Donald Trump's stance toward Russia and its interference with the 2016 presidential election. Read full article »

Cos. May Be Using N. Korean Labor Illegally, Gov't Says

The U.S. Department of State on Monday issued an advisory on potential strategies that North Korea may use to evade trade sanctions, warning business owners that they may illegally be using North Korean goods and labor without realizing it. Read full article »

INTERNATIONAL TRADE

G-20 Finance Chiefs Want Leaders To 'Step Up' On Trade

Simmering trade tensions between the U.S. and its key partners prompted finance ministers from the G-20 nations to call for an accelerated effort to build unity on the trade front, warning that the fraught situation may soon begin to drag down the global economy. Read full article »

Canada Uses NAFTA To Fight Trump's Solar Panel Tariffs

The Canadian government launched a North American Free Trade Agreement challenge to the Trump administration's safeguard duties on solar panels Monday, asserting that the tariffs were imposed illegally. Read full article »

IMMIGRATION

Trump Can't Slip Suit Over Ending Immigration Protections

A Massachusetts federal judge on Monday rejected most of the Trump administration’s bid to toss a lawsuit by nonprofits and immigrants alleging ‘racial animus’ fueled its decision to end temporary protected status for Haitian, Salvadoran and Honduran immigrants, clearing the way for the immigrants to continue their bid to block that termination. Read full article »

Mexican President-Elect Seeks 'New Stage' In Ties With US

Mexican President-Elect Andrés Manuel López Obrador called for a “new stage” in his country's relationship with the United States, writing a letter to President Donald Trump in which he shared his plans for the future of bilateral trade, border security, migration and development. Read full article »

Law Enforcement, Texas Businesses Oppose End Of DACA

Texas business groups including Southwest Airlines, United Airlines, the Houston Hispanic Chamber of Commerce and others have urged a Texas federal court to reject arguments to end the Deferred Action for Childhood Arrivals program, arguing that doing so would cost the Texas economy more than $6 billion. Read full article »

NATIVE AMERICAN

Slaves' Descendants Sue Over Denied Tribal Citizenship

A group of descendants of slaves once held by the Muscogee (Creek) Nation sued the leader of the tribe and the U.S. Department of Interior in D.C. federal court Friday, alleging they have discriminated against the descendants by using their African ancestry to deny them tribal citizenship. Read full article »

TELECOMMUNICATIONS

Bill Roundup: House Passes Radio, Broadband Legislation

The U.S. House of Representatives passed a handful of telecom-related bills on Monday that seek to enable precision agriculture through expanded rural broadband connections, establish a three-digit suicide prevention hotline code, crack down on

Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Open Society Foundations
OptumHealth Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Southwest Airlines Co.
Spotify Technology SA
Square Inc.
Tax Foundation
The Boeing Company
Toshiba
Twitter Inc.
United Continental Holdings Inc.
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

Central Intelligence Agency
Council on Environmental Quality
Department of Commerce
Eastern Band of Cherokee Indians
Election Assistance Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
International Trade Commission
NAFTA
National Labor Relations Board
National Marine Fisheries Service
National Security Agency
National Security Council
National Telecommunications and Information Administration
New Jersey Supreme Court
New York State Assembly
Office of the U.S. Trade Representative
Securities and Exchange Commission
Texas Legislature
Texas Supreme Court
U.S. Air Force
U.S. Attorney's Office

illegal radio stations and more. Read full article »

GOP Reps Ask FCC For Info For 911 Fee Diversion Inquiry

GOP House lawmakers told the Federal Communications Commission on Monday they'll investigate reports that states are diverting funds meant for emergency dispatchers, and have asked the agency, which has recently highlighted the issue, to brief them on the severity of the problem. Read full article »

FCC Must Interpret Proper Tariffs In AT&T Suit, Court Says

The Federal Communications Commission must weigh whether a local phone carrier overcharged AT&T Corp. for carrying out-of-state phone calls and whether AT&T failed to appropriately pay the tariffs, a Missouri federal court ordered Monday. Read full article »

NTIA Still Worried Fiber Transition Too Fast For Agencies

Federal agencies using dated telecommunications technologies are still at risk of being left behind by the transition from copper networks to fiber optics, the National Telecommunications and Information Administration warned last week in pushing for more protections from the Federal Communications Commission. Read full article »

WHITE COLLAR

2nd Ex-Balch & Bingham Atty Walks Away From Bribery Trial

An Alabama federal judge has finally explained the absence of a former Balch & Bingham LLP practice group head from the home stretch of a trial that saw his former mentee convicted, along with a coal company executive, of bribing an Alabama state legislator, revealing Monday that prosecutors have dropped the charges against him. Read full article »

Feds, Silver Take Familiar Tacks Before Graft Sentencing

Manhattan federal prosecutors on Friday asked a judge to give former New York State Assembly Speaker Sheldon Silver more than 14 years, the highest recent sentence over Albany corruption, while Silver asked for a chance to redeem himself — positions similar to those they took after Silver's first trial. Read full article »

EXPERT ANALYSIS

Dodd-Frank Reform Brings Flexibility For Stock Compensation

In addition to reforming certain aspects of the Dodd-Frank Act, the recently signed Economic Growth, Regulatory Relief, and Consumer Protection Act also provides relief for issuers of stock-based compensation from certain disclosure burdens of the federal securities laws. Attorneys with Fried Frank Harris Shriver & Jacobson LLP look at how this new flexibility can benefit private companies. Read full article »

Developments In State Data Breach Notification Laws

In the past year, Alabama, New Mexico and South Dakota became the final three states to enact data breach notification statutes, and several other states amended their existing data breach notification statutes. Three trends are evident in the new statutes, say Hanley Chew and Tyler Newby of Fenwick & West LLP. Read full article »

Time For Sunshine On 3rd-Party Litigation Funding

On July 1, Wisconsin became the first state to require disclosure of third-party litigation financing contingent on the outcome of cases. Individual states' and courts' efforts to shed more light on such funding arrangements are an inconsistent patchwork. The Federal Rules of Civil Procedure should be revised to require such disclosure nationwide, says Mary Novacheck of Bowman and Brooke LLP. Read full article »

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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Navy
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

How Texas' Anti-SLAPP Law Applies To Medical Peer Review

Recent decisions both in state and federal courts have made it clear that Texas' anti-SLAPP statute likely now applies to all causes of action arising out of facts related to the medical peer review process. This will greatly increase hurdles for plaintiffs in future legal actions involving medical peer review, say Jesse Coleman and Brian Wadsworth of Seyfarth Shaw LLP. Read full article »

China's New Medical Device Regulations Bring Big Changes

The recently proposed revisions to China's medical device regulations suggest that the China National Drug Administration has shifted its focus from pre-approval control to post-approval enforcement, says Katherine Wang of Ropes & Gray LLP. Read full article »

LEGAL INDUSTRY

Global 20: Reed Smith

Reed Smith LLP helped the owners of the V.C. Summers nuclear facility secure a $2.2 billion cross-border settlement from Toshiba and represented BSG Resources Ltd. in a $10 billion suit against financier George Soros and his Open Society Foundations over revoked Guinea iron ore mining rights, just two of the accomplishments over the past year that landed the firm on Law360's Global 20 list. Read full article »

BigLaw Firms Say Trump Boosted Q2 Lobbying Revenue

BigLaw firms scored big on federal lobbying revenue during the second quarter of 2018, with a number of top firms posting increases over last year's numbers, strides some say were boosted by President Donald Trump's policies. Read full article »

Analysis

Cohen Tapes Show Broken Attorney-Client Relationship

Michael Cohen didn't commit a crime under New York law when he secretly recorded phone calls with now-President Donald Trump, legal ethics experts said, but the practice strongly suggests a toxic attorney-client relationship and could amount to a breach of his duty of loyalty. Read full article »

Google Apologizes To Gilstrap After IP Suit Sanctions Threat

Quinn Emanuel Urquhart & Sullivan LLP attorneys representing Google LLC apologized Sunday to a Texas federal judge who threatened sanctions over their filing of a bid to resolve a patent suit's claim construction disputes nearly three weeks after claim construction briefing began, which he called a "serious disregard for this court's rules." Read full article »

Interview

15 Minutes With Rent The Runway's General Counsel

Sydney Brie Schaub was drawn to Rent the Runway, the online service that provides designer clothing and accessory rentals for any occasion, because the company is innovating within both the fashion and tech industries in New York City, a place she loves. In a recent interview with Law360, the general counsel and corporate secretary shared how technology affects her responsibilities and what her typical day looks like. (Spoiler alert: There isn't one.) Read full article »

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Grower Ketcham
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Hunton Andrews Kurth
Jones Day
K&L Gates
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Kirkland & Ellis
L'Abbate Balkan
Lathrop Gage
Lawyers' Committee for Civil Rights
Lightfoot Franklin
Littler Mendelson
McKool Smith
Mound Cotton
Norton Rose Fulbright
Patterson Belknap
Paul Hastings
Potter Minton
Reed Smith
Riggs Abney
Ropes & Gray
Sequor Law
Skadden
Snell & Wilmer
Squire Patton Boggs
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Express Scripts Holding Co.
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Harley-Davidson, Inc.
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Kate Spade & Co.
Kosmos Energy Ltd.
Law Finance Group Inc.
Longford Capital Management LP
McDonald's Corporation
Memorial Hermann Healthcare System
National Association of Broadcasters
Natural Resources Defense Council
Netflix Inc.
Open Society Foundations
OptumHealth Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Southwest Airlines Co.
Spotify Technology SA
Square Inc.
Tax Foundation
The Boeing Company
Toshiba
United Continental Holdings Inc.
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court

Federal Communications Commission
European Union
Federal Bureau of Investigation
NAFTA
National Telecommunications and Information Administration
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
U.S. Senate
Central Intelligence Agency
Council on Environmental Quality
Department of Commerce
Eastern Band of Cherokee Indians
Election Assistance Commission
Executive Office of the President
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
International Trade Commission
National Labor Relations Board
National Marine Fisheries Service
National Security Agency
National Security Council
New Jersey Supreme Court
New York State Assembly
Office of the U.S. Trade Representative
Securities and Exchange Commission
Texas Legislature
Texas Supreme Court
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Navy
United Nations
World Trade Organization

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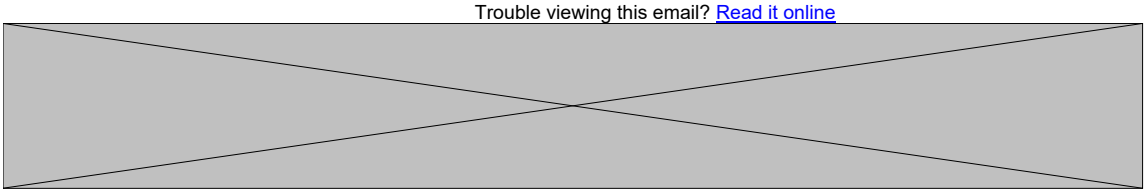

Network Rail launches 10-year tender

Britain's infrastructure manager, Network Rail (NR) has published a Prior Information Notice through the Official Journal of the European Union (OJEU) for a tender to let track works contracts starting next year. The contracts will be worth up to £5B ($6.98B). **Full Article**

EllisDon team awarded Metrolinx Corridor contract

Infrastructure Ontario (IO) and Metrolinx have awarded a fixed-price contract of C$254.5 million ($198.3 million) to EllisDon Transit Infrastructure (EDTI) to design, build and finance the Stouffville Corridor Stations Improvement project. **Full Article**

Tenth anniversary for NCTD Sprinter

Launched in 2008, the Siemens Desiro DMU-powered married pairs ply an east/west route in North County serving 15 stations along the 22-mile San Diego Northern Railroad line from Escondido to Oceanside. **Full Article**

Copenhagen orders more metro trains

The new trains will be delivered by 2020 and will add to the 34 existing trains supplied by AnsaldoBreda. The trains are based on the 39 trains which Hitachi is currently building for the City Ring Line, which is due to open in 2019. **Full Article**

CONFERENCES

Light Rail 2018, presented by Railway Age and RT&S
April 26-27, 2018
Baltimore, MD

Rail Insights 2018, presented by Railway Age
June 7-8, 2018
Chicago, IL

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JRC Joint Rail Conference
April 18-20, 2018
Pittsburgh, PA

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North Lights Express can seek funding

The Federal Railroad Administration (FRA) has issued a Finding of No Significant Impact (FONSI) on the Tier 2 environmental assessment for the Northern Lights Express (NLX) higher speed intercity passenger rail project. **Full Article**

Barcelona to order metro trains from CAF and Alstom

Barcelona Metropolitan Transport (TMB) has decided to award two contracts for 12 five-car trains worth €92M ($128M) to CAF and Alstom to increase capacity on the metro by up to 20%. Delivery is scheduled to start in the second half of 2019. **Full Article**

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Complimentary Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **Register Now >**

Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow

Military personnel are 25% more likely than the average person to be a victim of new account fraud, making them particularly vulnerable to identity theft. Two other at-risk groups are seniors and students. Learn how banks can play a role in reversing this trend for these key customer segments.

Join Banking Exchange on November 19 at 2:00 pm EST | 11:00 am PST for the complimentary webinar **Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow**.

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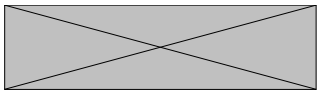
This webinar will cover:

- What behaviors and activities place students, military, and seniors at higher risk of identity fraud
- The outlook for fraud targets over the next few years and how it will impact these consumer segments
- Why customer engagement is the cornerstone of effective fraud detection



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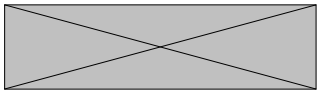

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Time: 2:00 pm EST | 11:00 am PST

Speakers:

Thomas Carpenter
Vice-President, Product Development, Fifth Third Bank

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

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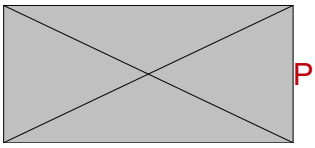

PUBLIC POLICY.

Wednesday, January 24, 2018

TOP NEWS

Analysis

Shutdown Fight A Prelude For Immigration Battle

The deals cut by congressional leaders to reopen the government Monday have set up a bitter clash between the House and Senate's approaches to immigration policy over the next few weeks, with future government spending legislation in the balance. Read more »

Analysis

Trump Tariffs Inflict Short-Term Pain On Solar Development

The tariffs President Donald Trump inked on imported solar cells and modules on Tuesday are initially steep enough to send many economically marginal projects to the graveyard, but solar project experts say the long-term impacts of the tariffs on solar development will be more of a speed bump than a brick wall. Read more »

Analysis

Ginsburg, Gorsuch Spar In Sleeper Case Over Suit Deadlines

Justices Ruth Bader Ginsburg and Neil Gorsuch traded jabs Monday in an otherwise low-profile Supreme Court case over lawsuit filing deadlines, with Justice Ginsburg's majority opinion dismissing the "history lesson" on a common law doctrine that Justice Gorsuch gives in his passionate dissent. Read more »

Analysis

Years Of Uncertainty Ahead After Waters Of US Ruling

The U.S. Supreme Court’s ruling that district courts have jurisdiction to hear challenges to any rule defining “waters of the United States” means lawsuits seeking clarity on the phrase will likely take years to percolate back up to the high court, leaving permit applicants, public interest groups and attorneys to grapple over how it should be interpreted in the meantime. Read more »

CFPB Drops Investigation Into World Acceptance Corp.

Consumer lender World Acceptance Corp. said Monday that it has been informed by the Consumer Financial Protection Bureau that the agency has wrapped up its investigation into the company’s marketing and lending practices and doesn’t plan to recommend enforcement action. Read more »

Tax Bill Brought BigLaw Lobbyists' Year To Strong Close

Several BigLaw firms saw a boost to their lobbying revenues in the last three months of 2017 thanks largely to the year-end swirl of tax legislation activity, bringing a strong close to a similarly strong year, in which clients' lobbying needs were driven in part by the unpredictability of the new administration, firm principals said this week. Read more »

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Holland & Knight
Jenner & Block
Jones Day
K&L Gates
Kramer Levin
Kramon & Graham
Landye Bennett
Lankler Siffert
Littler Mendelson

Senate Confirms Powell To Lead The Fed By Wide Margin

The U.S. Senate overwhelmingly voted to confirm Jerome Powell to be the next chairman of the Federal Reserve on Tuesday. Read more »

Clayton Warns Lawyers Over Their Advice On ICOs

Lawyers who take lax attitudes toward securities law compliance when advising on initial coin offerings should be on their guard, U.S. Securities and Exchange Commission Chairman Jay Clayton warned in a speech Monday. Read more »

FDIC Chair Nom Supports Fintech Firms' Charter Choice

Jelena McWilliams, President Donald Trump's choice to lead the Federal Deposit Insurance Corp., on Tuesday told senators that she would encourage the use of a specialty bank charter that has become a tool for financial technology firms seeking more lending capacity. Read more »

ENERGY & ENVIRONMENTAL

Challenge To NY's Nuclear Energy Subsidy Moves Forward

A New York state judge on Monday trimmed many plaintiffs, a claim, and a power plant in question from a suit challenging billions of dollars in ratepayer subsidies for nuclear plants, but allowed much of the suit to move forward. Read more »

Scientists Sue EPA Over Trump Admin.'s Expert 'Purge'

A group of scientists sued the Environmental Protection Agency in Massachusetts federal court Tuesday, claiming the Trump administration's directive barring scientists who receive EPA grants from serving on the agency's advisory committee is a "purge" intended to delegitimize scientific research. Read more »

Refiners Slam EPA Renewable Fuel Mandates In DC Circ.

Refiners and a biodiesel trade group have taken aim at a U.S. Environmental Protection Agency rule that set the levels of renewable fuel that must be blended into the nation's fuel supply, with the refiners telling the D.C. Circuit Monday the agency wrongly shifted the compliance burden onto refiners and importers. Read more »

HEALTH & LIFE SCIENCES

Fla. Senior Homes Agree To Emergency Generator Rules

Florida Gov. Rick Scott announced Tuesday that major nursing home and assisted living facility associations have agreed to support permanent rules proposed by his administration that would require all of their member facilities to have emergency generators to power air conditioners in case of power failures. Read more »

Fraud Low In Fed. Health Insurance Marketplace, GAO Finds

Possible fraudulent enrollments in the federal health insurance marketplace were low in 2015, but the Centers for Medicare and Medicaid Services might need a better strategy for ensuring the agency doesn't re-enroll dead people in insurance plans, the U.S. Government Accountability Office said in a report released Tuesday. Read more »

MEDIA & ENTERTAINMENT

Judge Aids BuzzFeed Hunt For Cypriot Info In Defamation Suit

A Florida federal judge on Monday asked Cyprus' judiciary for help securing for BuzzFeed News information from bank executives who allegedly refused to lend money to Aleksej Gubarev after he was named in a dossier published by BuzzFeed alleging Russia had compromising information on President Donald Trump. Read more »

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Ropes & Gray
Schiff Hardin
Schulte Roth
Seyfarth Shaw
Squire Patton Boggs
Steptoe & Johnson LLP
Stoel Rives
Sullivan & Cromwell
Taft Stettinius
Thomas Coon
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Cato Institute
Citigroup Inc.
Coinbase Inc.
Council on Foreign Relations
Credit Suisse Group AG
Deloitte Touche
DraftKings Inc.
Entergy Corporation
Equifax Inc.
Exelon Corporation

Mass. State Senator Proposes Daily Fantasy Sports Tax

A Massachusetts state senator introduced legislation Tuesday that would make the online games known as daily fantasy sports permanently legal and subject to a 15 percent tax. Read more »

TRANSPORTATION & INFRASTRUCTURE

APL Blasts Matson's DC Circ. Challenge To Gov't Subsidies

Container shipper APL blasted Matson Navigation Co.'s D.C. Circuit challenge to federal subsidies APL received for Guam and Saipan trade routes as part of a national security program, saying the appeal must be rejected for lack of jurisdiction. Read more »

COMPETITION

Tapped For Bench, A Look Back At Ohlhausen's Time At FTC

Maureen K. Ohlhausen, the acting chairman of the Federal Trade Commission who has staked out conservative policies on intellectual property, mergers and other issues while at the agency, was nominated Tuesday for a federal judgeship on the U.S. Court of Federal Claims. Read more »

PRIVACY & CYBERSECURITY

Data Breach Bill On Deck In S. Dakota, Colo. Tightens Grip

South Dakota moved closer Tuesday to shedding its status as one of only two states without a data breach notification law, while Colorado lawmakers introduced a new law mandating "reasonable security procedures," imposing data disposal rules and tightening the timeframe in which to alert authorities to a breach. Read more »

Pa. House Committee Advances Anti-Caller ID Spoofing Bill

A Pennsylvania House committee on Tuesday unanimously advanced legislation that would increase penalties for individuals found guilty of caller identification spoofing, the practice of using technology to make it appear that a call is coming from a number other than that of the actual caller. Read more »

CONSUMER PROTECTION

DC Circ. Agrees To Expedite Appeal In CFPB Leadership Fight

A federal appellate court on Tuesday agreed to an expedited briefing schedule in the struggle over the temporary leadership of the Consumer Financial Protection Bureau. Read more »

Mulvaney Says He'll Stop 'Pushing The Envelope' At CFPB

Mick Mulvaney, the acting commissioner of the Consumer Financial Protection Bureau, backed off on his predecessor Richard Cordray's vows to "push the envelope" in enforcement matters, saying Tuesday that the agency would carry out its mission with more "humility and prudence" than it has in the past. Read more »

GOVERNMENT CONTRACTS

GSA Finalizes Rule For Incidental Supply Schedule Buys

The U.S. General Services Administration on Tuesday unveiled a final rule allowing incidental materials to be purchased alongside items and services purchased under the Federal Supply Schedules, meant to make the FSS program more consistent with similar federal contracts. Read more »

Facebook
FanDuel Inc.
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General Electric Company
Home Box Office Inc.
Immigration Equality Inc.
Institute of Chartered Accountants in England and Wales
Johnson & Johnson
LeadingAge
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National Futures Association
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New York University
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Regents of the University of California
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Service Employees International Union
Social Finance Inc.
Societe Generale
Solar Energy Industries Association
Sony Corporation
Square Inc.
Target Corporation
Tax Foundation
Tronox Ltd.
Twitter Inc.
UBS AG
Union of Concerned Scientists
VCA Inc.
Valero Energy Corp.
Walgreens Boots Alliance Inc.
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Yahoo! Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
California Department of Justice
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation

AEROSPACE & DEFENSE

US-Funded Afghan Forces Assaulted Children, Report Says

A newly unclassified report by a government watchdog released Tuesday has documented scores of human rights violations — including the sexual assault of children — committed by Afghan security forces that have nonetheless continued to receive U.S. funding, even as U.S. troops struggle with how to report such incidents. Read more »

INTERNATIONAL TRADE

Analysis

Safeguard Tariffs Usher In A New Trump Enforcement Era

The new tariffs slapped on imported washing machines and solar energy products Monday mark a turning point for the Trump administration's hawkish trade enforcement regime as the bill for some of the president's ambitious policy proclamations comes due. Read more »

Russia, Argentina Want In On Canada's WTO Fight With US

Russia and Argentina on Friday asked to join a sweeping World Trade Organization complaint launched earlier this month by the Canadian government that accuses the U.S. of violating WTO rules in anti-dumping and countervailing duty probes focused on a variety of countries around the world. Read more »

Remaining TPP Partners Set To Ink Final Deal Without US

A year to the day that President Donald Trump inked an order pulling the U.S. out of the Trans-Pacific Partnership, the remaining 11 countries, led by Canada, said they had struck a final agreement and are prepared to sign the accord. Read more »

Commerce Sends Trump Report On Aluminum Imports

President Donald Trump has 90 days to decide on his next move after the U.S. Department of Commerce issued its report last week on the effect of aluminum imports on the country's national security, as the material is used for military aircraft and defense, according to a statement Monday. Read more »

TAX

Analysis

Lower Federal Taxes May Reduce State Tax Break In 6 States

Six states have the uncommon tax policy of allowing residents to deduct federal taxes paid from their state returns, which under federal tax reform could mean more revenue for states but higher taxes on some individuals. Read more »

IRS OKs New Stock Value Calculations For Some Reorgs

The Internal Revenue Service on Tuesday gave its blessing to three alternate methods to determine the value of a corporation's stock during a reorganization instead of requiring a reliance on the stock's actual trading price on a given day. Read more »

J&J Hit With $13.6B Charge Under New Tax Law

Johnson & Johnson reported a net loss of $10.7 billion in its fourth-quarter earnings results on Tuesday, after estimating that it would incur a $13.6 billion tax liability as a result of the United States' recently passed federal tax legislation. Read more »

Industry Groups Share Doubts About UK Royalty Tax Measure

The U.K. government's upcoming measure to tax intracompany royalty payments made to low-tax jurisdictions does not necessarily offer a feasible or long-term solution to target digital multinational businesses that shift profits overseas, according to industry group comments released Monday. Read more »

Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Government Accountability Office
House of Commons of the United Kingdom
Internal Revenue Service
International Chamber of Commerce
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Securities and Exchange Commission
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U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Senate
U.S. Supreme Court
World Trade Organization

Tax Pros Brace For 2nd Wave Of Tax Upheaval, From States

Exactly one month after the passage of the federal tax reform law, a panel of tax professionals said Tuesday they're still finding pitfalls and discovering unforeseen implications of the new law, particularly in how it will impact states, individuals and business tax filers. Read more »

Tax Anti-Abuse Rules Go Beyond Income Shifting, Experts Say

Anti-abuse provisions in the recently enacted U.S. tax reform legislation are likely to apply to transactions well beyond those involving income shifting through mobile intangible assets, according to practitioners on a webcast on Tuesday. Read more »

IMMIGRATION

Justices Will Speed Up Review Of Feds' Appeal In DACA Case

The U.S. Supreme Court on Tuesday granted the Trump administration's bid to speed up high court consideration of the government's appeal of a temporary pause of its move to end the Deferred Action for Childhood Arrivals program but gave respondents more time to respond than the government requested. Read more »

Immigration Cases Piling Up In Calif., Research Center Finds

Nearly 20 percent of the counties in the United States with the largest pending immigrant court cases at the end of 2017 were located in California, according to data released Tuesday by a Syracuse University research center. Read more »

State Dept. Sued Over Citizenship For Same-Sex Couples' Kids

Two same-sex married couples accused the Department of State on Tuesday of unconstitutionally denying their children U.S. citizenship on the basis that they were "born out of wedlock" abroad, filing separate suits in California and Washington, D.C., federal courts. Read more »

NATIVE AMERICAN

Chinook Nation Says Court Can Grant Tribal Recognition

The Chinook Indian Nation fought back Monday against the federal government's bid to kill its suit aimed at gaining formal recognition, contending that a Washington federal court can and should recognize the group as a tribe, as the people's sovereignty has been acknowledged through its dealings with the United States over the years. Read more »

TELECOMMUNICATIONS

Analysis

ISPs, Media Cos. Face Unique Risks Amid Security Threats

As the internet plays an increasingly central role in commerce, entertainment and communication, bad actors keep finding new ways to take advantage of vulnerabilities in company and customer data. Here's a look at four major questions surrounding how data breaches affect media and telecom companies and their customers. Read more »

CIVIL RIGHTS

Fla. Felon Voting Rights Initiative Headed To Nov. Ballot

A proposed constitutional amendment to restore voting rights to most felons in Florida will head to voters in November after the Florida secretary of state certified Tuesday that the initiative had received enough signatures to go on the ballot. Read more »

WHITE COLLAR

Cuomo Aide's 'Old Fashioned' Corruption Trial Opens

The federal trial of a former aide to New York Gov. Andrew Cuomo and three businessmen accused of bribing him started Tuesday with prosecutors calling it a case of "old fashioned" corruption and defense attorneys taking shots at another ex-Cuomo staffer and cooperator. Read more »

PEOPLE

Epstein Becker Adds Financial Services, Arbitration Atty

Epstein Becker Green PC added a former Proskauer Rose LLP senior counsel with experience representing financial service companies in court and in arbitration as a partner in its New York office. Read more »

EXPERT ANALYSIS

Lessons From President Trump's Failed Judicial Nominations

On Tuesday, the Trump administration announced 12 new judicial nominations. In the coming weeks, we will discover whether these candidates learned from the mistakes of the three judicial nominees forced to withdraw in December after bipartisan concerns arose over their qualifications, says Arun Rao, executive VP of Investigative Group International and a former member of the White House vetting team during the Obama administration. Read more »

How IRS Is Targeting Offshore Accounts, Virtual Currency

Despite continuing Internal Revenue Service budget cuts and significant attrition among experienced special agents, the agency's Criminal Investigation Division is keeping the pressure on in the new year. More than ever, taxpayers with unreported assets, whether offshore or in the form of virtual currencies, are advised to take proactive steps, say attorneys with Ropes & Gray LLP. Read more »

Series

My Supreme Court Debut: Just Me And My Flash Cards

I had not expected to be in the U.S. Supreme Court on March 22, 2016. To me, our opponent's petition seemed quite like a long shot. But clearly I had underestimated the appeal of their argument, says Matthew McGill of Gibson Dunn & Crutcher LLP. Read more »

LEGAL INDUSTRY

Analysis

4 Ways GCs Can Prepare For Potential Worksite Raids

The worksite enforcements conducted at nearly 100 7-Eleven locations across the country earlier this month resulted in federal immigration officials arresting almost two dozen employees for being illegally present in the United States and conducting audits and interviews with store workers — and GCs may be left wondering how to prepare in case their companies are targeted in the same way. Here, Law360 identifies four ways companies and their legal counsel can prepare for a potential worksite enforcement. Read more »

Trump Taps FTC Chief, 11 Others For Federal Bench

President Donald Trump on Tuesday tapped the acting chairman of the Federal Trade Commission to serve on the U.S. Court of Federal Claims, also naming partners from Bracewell LLP and Haynes and Boone LLP and other attorneys for 11 other federal judgeships across the country. Read more »

Gorsuch Says Tech Advancements Will Test High Court

The U.S. Supreme Court's biggest challenge over the next decade will be

reconciling the centuries-old Constitution with new frontiers in law arising from changing technology, Justice Neil Gorsuch, a strict adherent to what he called the "old document," told college students in New Jersey on Tuesday. Read more »

Ex-Winston Partner Fights Order To Arbitrate Bias Case

A former Winston & Strawn LLP intellectual property partner has asked a California appeals court to undo a decision to force her gender discrimination suit into arbitration, arguing that arbitration rules are not cut out for employment disputes. Read more »

Trailblazing 7th Circ. Judge Ann Williams To Join Jones Day

Retired Seventh Circuit Judge Ann Claire Williams will join Jones Day to lead the firm's efforts advancing the rule of law in Africa and bolster its trial and appellate practices after a trailblazing career in which she became the first woman to sit on that appeals court, the firm said Tuesday. Read more »

Troutman Sanders To Exit Asia With 3 Office Closures

Troutman Sanders LLP revealed Tuesday that it plans to close its outposts in Beijing, Shanghai and Hong Kong effective May 31, trimming the firm to 13 domestic offices. Read more »

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New York State Bar Association
New York Times Co.
New York University
QUALCOMM Incorporated
Regents of the University of California
Rite Aid Corporation
Service Employees International Union
Social Finance Inc.
Societe Generale
Solar Energy Industries Association
Sony Corporation
Square Inc.
Target Corporation
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Tronox Ltd.
Twitter Inc.
UBS AG
Union of Concerned Scientists
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World Acceptance Corporation
Yahoo! Inc.

GOVERNMENT AGENCIES

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Internal Revenue Service
International Trade Commission
Consumer Financial Protection Bureau
Securities and Exchange Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Reserve System

U.S. Department of Health and Human Services
U.S. Department of State
U.S. Environmental Protection Agency
World Trade Organization
Army Corps of Engineers
Bureau of Indian Affairs
California Department of Justice
Commodity Futures Trading Commission
Department of Commerce
Executive Office for Immigration Review
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Financial Stability Oversight Council
Government Accountability Office
House of Commons of the United Kingdom
International Chamber of Commerce
Maritime Administration
Office of the U.S. Trade Representative
Social Security Administration
Special Inspector General for Afghanistan Reconstruction
State Justice Institute
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Transportation
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From: Robert Song
Sent: Mon 8/20/2018 10:38:18 AM
Subject: 1. SJR14 - Property tax - Please circulate and be informed, 2. Manafort jury deliberation: Why the verdict is taking so long, 3. Credit and Mortgage ( ), 4. Another trial looms for ex-Trump c
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2] H: 702-889-0678 [Landline].

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1. SJR14 - Property tax - Please circulate and be informed:

Inbox x

Hui-Lim Ang Aug 18, 2018, 9:38 AM (2 days ago)

Most of us, Asians are property and landowners...
so be aware of this Bill SJR14.
This is NOT in our favor!

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2. Manafort jury deliberation: Why the verdict is taking

so long:

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USA Today

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Paul Manafort jury deliberation: Why the verdict is taking so long

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Jury to weigh ex-Trump aide Manafort's fate for a third day

Jury to weigh ex-Trump aide Manafort's fate for a third day

CNBC

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Paul Manafort jury begins third day of deliberations

Manafort jury begins third day of deliberations

Katelyn Polantz, Dan Berman, Marshall Cohen, Liz Stark and Kara Scannell, CNN

Jurors in the trial of former Trump campaign chairman Paul Manafort will begin a third day of deliberations Mond...

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Another trial looms for former Trump campaign chairman Manafort

Another trial looms for former Trump campaign chairman Manafort

Matthew Barakat

As jurors weigh Paul Manafort's fate in a sprawling financial fraud case, the former Trump campaign chairman sti...

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3. Credit and Mortgage ( ):

---------- Forwarded message ---------
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Date: Fri, Aug 10, 2018 at 1:53 PM
Subject: More details: Credit and Mortgage ( )
To: rtfsong168@gmail.com <rtfsong168@gmail.com>

More details: Credit and Mortgage (信用与房屋　款的关系)

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4. Another trial looms for

ex-Trump campaign chairman Paul Manafort:

Officer-involved shooting reported near Sahara, Durango

KSNV

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Another trial looms for ex-Trump campaign chairman Paul Manafort

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As jurors weigh Paul Manafort's fate in a sprawling financial fraud case, the former Trump campaign chairman still ha...

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MTV VMAs working to craft tribute for Aretha Franklin

KSNV

The MTV Video Music Awards plans on honoring the legacy of Aretha Franklin they're just not sure how they will do it....

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5. Model Photos:

Please see attachments at bottom:
IMG_Mail (1) to IMG_Mail (58): House & Model.

==========

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Huge Project Plant.

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Jiang] & Chief Ma of

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& Tours to the 10 Best

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*** Landline: 702-889-0678

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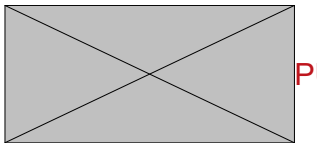
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 3/18/2019 8:39:16 AM
Subject: Senate Likely To Blow Up Rules To Tackle Nominee Backlog



PUBLIC POLICY.

Monday, March 18, 2019

TOP NEWS

Senate Likely To Blow Up Rules To Tackle Nominee Backlog

The U.S. Senate is poised to take an ax to its own rules later this month as Republicans have said they're ready to vote on a measure to quicken confirmations for judicial and administrative nominees when they return from a weeklong recess.

Read full article »

McKool Smith Vet Among Picks For Texas, Va. Court Slots

President Donald Trump named Friday a judicial nominee for the Eastern District of Virginia as well as one for the Northern District of Texas, which is one of 85 "judicial emergencies" where judges have hefty workloads and empty seats have long been open.

Read full article »

Trump Move To Deny Status For Young NY Migrants Struck Down

A federal judge on Friday found that the Trump administration made an unlawful policy reversal when it began denying protected status out of hand for thousands of 18- to 21-year-old immigrants determined by New York family court to be at risk, and struck down the policy.

Read full article »

DC Circ. Says Atty Can't Compel New Disclosures From Trump

The D.C. Circuit said Friday an attorney can't force President Donald Trump to amend financial disclosures filed while a presidential candidate, ruling the attorney brought the claims under a law that has no power over acts that occurred before Trump took office.

Read full article »

Justices Expand Scope Of Census Citizenship Question Case

The U.S. Supreme Court on Friday expanded the scope of its review of the Trump administration's decision to include a question about citizenship status on the 2020 census, now examining whether it would violate the Constitution's enumeration clause in addition to the Administrative Procedure Act.

Read full article »

Up Next At High Court: FCA Deadlines, Jury Selection Bias

The U.S. Supreme Court returns Monday for its penultimate oral argument session this term, taking on a deep circuit split surrounding False Claims Act deadlines and a Mississippi prosecutor with a history of preventing African-Americans from serving on juries.

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Munger Tolles
Native American Rights Fund
Nilan Johnson

Justice Ginsburg Cheered On 86th Birthday

U.S. Supreme Court Justice Ruth Bader Ginsburg turned 86 years old on Friday, spending the day at the court as throngs of fans across the country gathered in celebration of their feminist judicial hero.

Read full article »

VA Chair Expands Mar-a-Lago Probe, Citing New Evidence

The House Veterans Affairs Committee has expanded its investigation into alleged undue influence over the U.S. Department of Veterans Affairs by members of President Donald Trump's Mar-a-Lago Club, citing new evidence that the issue may extend beyond the three club members initially alleged to be involved.

Read full article »

Trump Vetoes Congress On Border Emergency Declaration

President Donald Trump issued the first veto of his administration Friday, striking down a bipartisan congressional resolution that sought to overturn his declaration of a national emergency at the U.S.-Mexico border.

Read full article »

DC Circ. Dives Into White House Vanishing Message Case

A public interest group sought to convince a D.C. Circuit panel amid pointed questions Friday that federal law requires the White House to decide whether communications such as those on self-destructing message apps fall under duties to keep presidential records.

Read full article »

BANKING & SECURITIES

SEC Official Calls For More Robust Brexit Disclosures

The U.S. Securities and Exchange Commission wants to see public companies bolster disclosures regarding possible Brexit-related risks, one of the agency's top officials said Friday at a securities regulation summit in London.

Read full article »

Blockchain Inquiry Among SEC's Asset-Custody Evaluation

The U.S. Securities and Exchange Commission is asking investment advisers if blockchain would help them track client assets and whether they consider tokens and cryptocurrencies to be securities or funds, incorporating new technology into the agency's evaluation of asset-custody regulations.

Read full article »

ENERGY & ENVIRONMENTAL

Analysis

FWS To Delist Gray Wolf, Yet Experts Don't Expect A Trend

The Trump administration claimed a victory Friday when the U.S. Fish and Wildlife Service said gray wolves no longer need Endangered Species Act protection. Yet as the administration seeks even more delistings, experts say vigilant conservation groups and a lack of agency funding won't make that easy.

Read full article »

Conn. Brokers Power Deal To Keep Dominion Nuke Plant Open

Connecticut officials said Friday that the state's utilities have reached a power supply

Norton Rose Fulbright
O'Melveny & Myers
Ogletree Deakins
Pepper Hamilton
Perkins Coie
Plunkett Cooney
Porzio Bromberg
Potter Anderson
Quinn Emanuel
Rimon PC
Sidley Austin
Skadden
TMK Attorneys PC
Warner Norcross
Weiner Law Group LLP
White and Williams
Wiley Rein
Willkie Farr
WilmerHale

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AT&T Inc.
Alvarez & Marsal LLC
Amazon.com Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Dental Association
Apple Inc.
Boy Scouts of America
CH Energy Group Inc.
CTIA
Center for Biological Diversity
Citizens for Responsibility and Ethics in Washington
Cognizant Technology Solutions Corp.
Crown Castle International Corp.
Dallas Mavericks
Dominion Energy Inc.
Eversource Energy
Facebook
Ferrari SpA
General Motors
Google Inc.
Home Box Office Inc.
ISO New England Inc.
Inovio Pharmaceuticals, Inc.
Instagram Inc.
Johnson & Johnson
Level 3 Communications Inc.
LexisNexis Group

agreement with Dominion Energy Inc. to keep the company's Millstone nuclear power plant open, the latest state to prop up a nuclear plant in order to preserve its zero-carbon emissions.

Read full article »

Enviro Groups, Landowners Fight Border Wall Declaration

The construction of a southwestern border wall could threaten endangered species in the region, devalue property and even cut off a long-standing ancestral burial site, a group of nonprofits, advocacy organizations and landowners told a D.C. federal court in a new suit on Thursday.

Read full article »

Feds Hate That Dirty Water, Hit Boston Suburb With CWA Suit

Federal prosecutors hit the city of Quincy, Massachusetts, with a civil complaint claiming the Boston suburb is violating the Clean Water Act by discharging sewage and untreated wastewater into Boston Harbor. But on Friday the city pushed back, calling it government overreach.

Read full article »

HEALTH & LIFE SCIENCES

Fetal Tissue Law Fight Belongs In State Court, 7th Circ. Says

An Indiana federal judge should have tossed a group of public university trustees' challenge to the state's law banning aborted fetal tissue sales or transfers, because the parties should litigate their concerns in state court instead, the Seventh Circuit has held.

Read full article »

Bipartisan Bill Eyes Drug Imports To Boost Competition

A bipartisan quartet of U.S. senators on Friday floated legislation that would authorize drug imports in hopes of curbing costs for drugs facing little competition, a move prompted by massive price hikes for decades-old medicines.

Read full article »

Health Hires: Baker McKenzie, Alston & Bird

Baker McKenzie has continued taking life sciences attorneys from Morgan Lewis & Bockius LLP, and Alston & Bird LLP has brought back a health care pro from the Centers for Medicare & Medicaid Services.

Read full article »

TRANSPORTATION & INFRASTRUCTURE

DOT Wants Input On GM Bid To Deploy Driverless Fleet

The U.S. Department of Transportation on Friday asked for public comment on a petition from General Motors LLC to temporarily lift a slew of safety standards on the automaker’s driverless vehicles so GM can roll out its planned autonomous ride-hailing program.

Read full article »

EMPLOYMENT

Sens. Introduce Bill Giving Workers More Say In Pension Cuts

Major Lindsey & Africa
Marvel Entertainment LLC
Microsoft Corporation
Mylan NV
NAACP Legal Defense and Educational Fund Inc.
National Association of Counties Inc.
National Center for Lesbian Rights
National Conference of State Legislatures
National Governors Association
Natural Resources Defense Council
New England Cable & Telecommunications Association Inc.
New York University
Pacific Legal Foundation
Palantir Technologies Inc.
Parsons Corp.
Public Knowledge
Reed Elsevier
Spectrum Management Holding Co.
Spotify Technology SA
Sprint Nextel Corporation
Tesla Inc.
The Legal Aid Society
Turing Pharmaceuticals AG
Turner Broadcasting System Inc.
Twitter Inc.
United States Telecom Association
Verizon Communications Inc.
Villanova University
Volkswagen
Waze Mobile Ltd.
Zappos.com Inc.
edX Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Council on Environmental Quality
Department of Commerce
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission

U.S. Senators Sherrod Brown, D-Ohio, and Rob Portman, R-Ohio, introduced legislation on Friday that would amend the Multiemployer Pension Reform Act of 2014 to give workers and retirees a greater voice when facing cuts to their pension benefits.

Read full article »

Philadelphia Asks 3rd Circ. To Reinstate Wage Inquiry Ban

Philadelphia officials urged the Third Circuit on Friday to reverse a lower court's finding that a law barring employers from asking applicants to reveal their past salary violates free speech, arguing that the judge improperly rejected evidence that the practice perpetuates wage discrimination.

Read full article »

Dems Warn NLRB About Farming Out Joint Employer Work

Two key Democratic House members have warned the National Labor Relations Board that its plan to outsource a review of public feedback on its proposed joint employer rule may raise ethical worries, especially if a law firm that advised any party that submitted comments is awarded the contract.

Read full article »

COMPETITION

US Breaks Ground In Opposing S. Korean Antitrust Rules

The Trump administration cried foul over South Korea's "opaque" antitrust enforcement efforts Friday, issuing the first-ever bid for consultations with Seoul under the countries' bilateral trade agreement since the deal took effect seven years ago.

Read full article »

CYBERSECURITY & PRIVACY

Senate Bill Calls For Consent Before Commercial Face Scans

Microsoft Corp. is among the backers of a recently announced bipartisan bill that would require companies to get user consent before processing facial recognition data or sharing it with third parties.

Read full article »

CONSUMER PROTECTION

Activist Gets 2 Years In First-Of-Its-Kind PAC Fraud Case

A conservative political activist from Arizona was sentenced to two years in prison Friday by a Manhattan federal judge after he was accused of running a $23 million political action committee scheme that defrauded tens of thousands of donors.

Read full article »

AEROSPACE & DEFENSE

Gov't Argues No Legal Barrier To DOD 'Transgender Ban'

The federal government argued Friday that a D.C. Circuit judgment lifting an injunction against its contentious military transgender policy was effective immediately and that it does not have to wait for the court's formal mandate before implementing the policy in April, as planned.

Read full article »

Federal Election Commission
Federal Judicial Center
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Korea Fair Trade Commission
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Labor Relations Board
New York Attorney General's Office
Office of the U.S. Trade Representative
Oregon Department of Justice
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
Texas Department of Public Safety
Texas Supreme Court
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
United States Court of Appeals for the Third Circuit
Washington Attorney General's Office

TAX

Clergy Housing Tax Exemption Constitutional, 7th Circ. Says

The Seventh Circuit on Friday reversed a decision that the federal parsonage housing tax exemption was unconstitutional because, it said, the provision is neutral toward religion and violates neither the free exercise nor the establishment clause of the U.S. Constitution.

Read full article »

Jersey City Defeats Constitutional Challenge To Payroll Tax

A New Jersey state judge knocked down a challenge to the payroll tax Jersey City implemented on out-of-town employees, ruling Friday that the ordinance didn't amount to constitutionally prohibited "special legislation" that targets specific populations.

Read full article »

NY AG Says Trump Broke 'Basic Laws' Of Private Foundations

Documents and admissions under oath show President Donald Trump and three of his children broke "basic laws of private foundations" and left a "vacuum of oversight" at the Donald J. Trump Foundation, the New York Attorney General's Office said Thursday.

Read full article »

IMMIGRATION

Gov't Outlines How Bosses Should Notify Staff Of H-1B Hires

The Department of Labor issued guidance Friday advising ways that employers can notify employees of plans to hire foreign workers under the H-1B skilled worker visa program in order to comply with federal law.

Read full article »

TELECOMMUNICATIONS

FCC OKs 95 GHz Experiments Despite Enforcement Questions

The Federal Communications Commission on Friday voted to open a new class of experimental licenses and unlicensed operations in ultra-high frequencies that were once thought unusable, prompting one commissioner to ask whether the agency can adequately police the bands.

Read full article »

DC Circ. Asks Why FCC Won't Review Small-Cell Impacts

The D.C. Circuit asked the Federal Communications Commission on Friday why it's not required by federal law to study the environmental and preservation impacts of deploying some 5G technology on key tribal heritage sites across the country.

Read full article »

FCC Advances 911 Location Plan, But Privacy Issues Remain

The Federal Communications Commission opened a new inquiry on Friday that could establish a framework for transmitting approximate indoor locations from mobile callers to first responders, although it acknowledged it must address who will have access to the sensitive location data.

Read full article »

FCC Responds To Late-Night Jab At Robocall Crackdowns

Robocalls prompted by late-night television host John Oliver were still ringing at the Federal Communications Commission on Friday when commissioners responded to the stunt by expressing a mix of frustration with the volume of spam calls Americans receive and exasperation with the show's characterization of its efforts to crack down on them.

Read full article »

Telecom Can't Hang Up S.C. County's 911 Undercharge Suit

A South Carolina federal judge is refusing to dismiss a suit brought by Dorchester County, South Carolina, against a telecom company for allegedly undercharging customers for 911 fees, saying the county's suit has enough factual information to proceed.

Read full article »

Groups Ask To Halt Vt. Net Neutrality Suit Pending DC Circ.

Trade groups have asked to pause their battle with Vermont over the state's open internet policy while the D.C. Circuit mulls Mozilla's challenge to Federal Communications Commission net neutrality rollbacks.

Read full article »

INTERNATIONAL TRADE

Russian 'Oligarch' Says Sanctions Cost $7.5B, Scare Off Attys

Russian billionaire Oleg Deripaska, who was sanctioned by President Donald Trump's administration last year, sued the U.S. government in D.C. federal court Friday, claiming the sanctions are costing him $7.5 billion and scaring off law firms that had previously represented him.

Read full article »

EXPERT ANALYSIS

Refreshed Efficiency Regulations May Impact Appliance Cos.

With the U.S. Department of Energy proposing to rewrite its process for determining energy efficiency standards under the Energy Policy and Conservation Act, appliance manufacturers and importers must understand how these changes may affect their products, say attorneys with Crowell & Moring LLP.

Read full article »

Debating DOJ And Wash. Attorney General No-Poach Briefs

The U.S. Department of Justice and the Washington state Attorney General's Office have filed amicus briefs in three class actions challenging several fast-food restaurant chains' "no-poach" agreements. Jon Jacobs and Thomas Boeder of Perkins Coie LLP, alumni of these two organizations, explain the extent to which the two briefs conflict.

Read full article »

State Net

Federal, State And Local Governments Vie For Control Of 5G

The next generation of wireless technology, 5G, could bring major advancements in everything from entertainment to public safety. But federal, state and local governments are at odds over how 5G should be deployed and who should regulate it, says Korey Clark of State Net Capitol Journal.

Read full article »

What To Expect After High Court's Unusual Pay Bias Ruling

Because a judge who participated in the Ninth Circuit's majority opinion in Rizo v. Yovino died, the U.S. Supreme Court did not examine the ruling's merits, returning employers to a state of uncertainty over the use of salary history as a basis to justify wage disparities between men and women, say attorneys with Fisher Phillips.

Read full article »

LEGAL INDUSTRY

Split 10th Circ. Won't Revive Kavanaugh Conduct Complaints

The Tenth Circuit on Friday refused to reverse its decision dismissing conduct complaints against U.S. Supreme Court Justice Brett Kavanaugh alleging he lied under oath about his involvement in Bush-era controversies and behaved inappropriately during a contentious Senate hearing following sexual assault allegations against him.

Read full article »

Harvard University Names New General Counsel

Harvard University announced Friday that it will be promoting its deputy general counsel to vice president and general counsel, a move that comes after the university's current top attorney announced he will be leaving to take over as president of a Pennsylvania college.

Read full article »

Bar Prep Co. Drops Several Law Schools From Antitrust Suit

LLM Bar Exam on Thursday dropped several law schools from its appeal to the Second Circuit, seeking to revive claims that a rival conspired with the schools to stifle competition for bar exam preparation.

Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

Experts warn that companies are over-reporting to regulators amid confusion about Europe's sweeping new data protection, and the U.S. Department of Justice told attorneys that an executive's involvement in foreign bribery doesn't necessarily mean charges for the business itself. These are some of the stories in legal news you may have missed in the past week.

Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Read full article »

Podcast

Law360's Pro Say: Summa Cum Fraude

A major college admissions scandal unfolded this week as federal prosecutors charged dozens of people with participating in an elaborate scheme to help children of wealthy parents — including the co-chairman of a powerful BigLaw firm — get into elite universities. On this week's Pro Say, senior white collar crime reporter Jody Godoy unpacks the saga and explains the charges.

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Goodwin
Herbert Smith Freehills
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Jomarron Lopez
Jones Day
Juris Day
Kellogg Hansen
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Boy Scouts of America
CH Energy Group Inc.
Center for Biological Diversity
Citizens for Responsibility and Ethics in Washington
Cognizant Technology Solutions Corp.
Crown Castle International Corp.
Dallas Mavericks
Dominion Energy Inc.
Eversource Energy
Facebook
Ferrari SpA
Home Box Office Inc.
ISO New England Inc.
Inovio Pharmaceuticals, Inc.
Instagram Inc.
Johnson & Johnson
Level 3 Communications Inc.
LexisNexis Group
Major Lindsey & Africa
Marvel Entertainment LLC
Microsoft Corporation
Mylan NV
NAACP Legal Defense and Educational Fund Inc.
National Association of Counties Inc.
National Center for Lesbian Rights
National Conference of State Legislatures

National Governors Association
Natural Resources Defense Council
New England Cable & Telecommunications Association Inc.
Pacific Legal Foundation
Palantir Technologies Inc.
Parsons Corp.
Public Knowledge
Reed Elsevier
Spectrum Management Holding Co.
Spotify Technology SA
Sprint Nextel Corporation
Tesla Inc.
The Legal Aid Society
Turing Pharmaceuticals AG
Turner Broadcasting System Inc.
United States Telecom Association
Verizon Communications Inc.
Villanova University
Volkswagen
Waze Mobile Ltd.
Zappos.com Inc.
edX Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Federal Trade Commission
Securities and Exchange Commission
U.S. Senate
U.S. Attorney's Office
European Union
Federal Election Commission
Federal Judicial Center
New York Attorney General's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. House of Representatives
Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Council on Environmental Quality
Department of Commerce
Executive Office of the President
Federal Bureau of Investigation
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Korea Fair Trade Commission

National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Labor Relations Board
Office of the U.S. Trade Representative
Oregon Department of Justice
Pension Benefit Guaranty Corp.
Texas Department of Public Safety
Texas Supreme Court
U.S. Census Bureau
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of Transportation
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 2/4/2016 9:55:02 PM
Subject: [Newsletter] [Marketing Mail] Election 2016: Is Our Democracy Broken?

FEATURED STORIES

Election 2016: Is Our Democracy Broken?

This year, Americans will elect the next president and thousands of legislators. Yet, our election system is out of balance. Special interest groups control politics, and average people are left out. With antiquated technology and restrictive voting laws, an avalanche of campaign money and partisan gerrymandering, our democracy badly needs reform.

Throughout the year, this newsletter will provide regular updates, analysis, and commentary on challenges to our system and ways to fix our democracy. Sign up now to continue receiving this newsletter.

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How to Fix the Election System

The challenges facing our

democratic system can be fixed. In our new “Democracy Agenda,” the Brennan Center outlines several steps we can take to boost participation and make elections more fair for average Americans.

Read Now »

DEMOCRACY AGENDA

Overturn *Citizens United*

The role of big money in politics has become an intense, burning issue for millions of Americans. Campaign finance reform must be a central priority for the next president and Congress.

Support Automatic, Permanent Voter Registration

By harnessing proven technology to ensure that every eligible voter is automatically and securely registered, we would add 50 million to the rolls, save money, and curb the potential for fraud.

End Partisan Gerrymandering

Since the country's beginning, redistricting has offered ample opportunity for manipulation and self-dealing. It's critical for states or Congress to move toward transparent and independent redistricting processes that ensure all Americans are fairly represented.

FEATURED RESEARCH

Voting Rights Struggle Traced In New Book

Brennan Center President Michael Waldman's new book tells the story of voting rights from the Founders to today. To pre-order, go here.

Five to Four: The Difference One Vote Makes

Six closely divided decisions by the Supreme Court, such as *Citizens United* and *McCutcheon v. FEC*, have undermined fair elections and muffled the voices of a majority of Americans in the political process.

STAT OF THE WEEK

16

States will have new voting restrictions in place for the first time in a presidential election in 2016.

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FEATURED TWEETS @BrennanCenter

@BrennanCenter • Jan 30

"2016 could be a blockbuster year for redistricting reform." Read more on the significant efforts underway: http://trib.al/pS8BDFj

@BrennanCenter • Jan 26

In 15 states, new #voting laws will be in place for the first time in the 2016 election. More via @washingtonpost: http://trib.al/EdS8DwA

@BrennanCenter • Jan 25

Beyond #CitizensUnited: How the Supreme Court Empowered the Very Wealthiest in Elections. http://trib.al/h7Luc44

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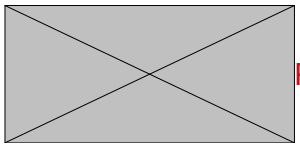
Subject: High Court Case Could Expand State Immigration Enforcement

EXTERNAL EMAIL



PUBLIC POLICY.

Thursday, May 16, 2019

TOP NEWS

Analysis

High Court Case Could Expand State Immigration Enforcement

The U.S. Supreme Court is reviewing a case over the use of I-9 employment authorization forms in state identity theft prosecutions that could expand states' role in enforcing federal immigration laws, attorneys said.

Read full article »

Analysis

Justice Stevens On His Biggest Cases And RBG Killing A Joke

In a new memoir, 99-year-old retired Justice John Paul Stevens reveals the person who changed the U.S. Supreme Court the most, what advice he gave his despondent law clerks after Bush v. Gore, and other details about life at one of the most guarded institutions.

Read full article »

Controversial 9th Circ. Pick Confirmed Despite Past Writings

The Senate approved one of President Donald Trump's judicial nominees to the Ninth Circuit on Wednesday despite his past controversial statements about race and sexual assault and lack of support from home state senators.

Read full article »

Channeling Trump, White House Atty Knocks Dem 'Do-Over'

The top White House lawyer told congressional Democrats on Wednesday to abandon their sweeping investigation into alleged abuses of power by President Donald Trump, calling it "political theater" and, reiterating Trump's own words, an attempted "do-over" of special counsel Robert Mueller's two-year probe.

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Analysis

SEC's Relaxed Audit Rules Likely To Get Mixed Reviews

A U.S. Securities and Exchange Commission proposal that would relieve certain smaller companies from rules intended to prevent accounting misstatements or fraud is likely to be welcomed by early stage businesses with little revenue while rankling investor advocates.

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Jones Day
King & Spalding
King Holmes Paterno & Soriano
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BANKING & SECURITIES

NY Ruling Could Dampen Fintech Charter Interest, OCC Says

The Office of the Comptroller of the Currency said Wednesday that interest from potential applicants in its fintech charter may cool now that New York's challenge to the charter has cleared an initial hurdle in federal court.

Read full article »

OCC Will Review Wells Fargo's CEO Selection

Wells Fargo & Co.'s pick for its next CEO will have to be personally reviewed by the Office of the Comptroller of the Currency, but the results of that review will likely be kept confidential, the head of the national bank regulator told senators on Wednesday.

Read full article »

Foreign Investment Protection Leads To Better Loans: Study

New research by the State University of New York at Buffalo found that investors who put their money into developing countries that offer investor-state dispute resolution are more likely to secure funding on favorable terms, making them more drawn to countries that offer investment protection.

Read full article »

ENERGY & ENVIRONMENTAL

DOI Head Defends Delay Of Offshore Drilling Plans

U.S. Secretary of the Interior David Bernhardt on Wednesday said it makes sense to pause plans to open up more offshore areas to drilling after a court recently ruled President Donald Trump can't rescind his predecessor's indefinite ban on drilling in large swaths of the Arctic and Atlantic oceans.

Read full article »

Oil And Gas Groups Say Walrus ESA Suit Should Fail

Oil and gas industry groups told an Alaska federal court that the U.S. Fish and Wildlife Service reasonably decided not to protect the Pacific walrus even though its sea ice habitat is likely to decline, arguing that the Endangered Species Act wasn't meant to combat climate change.

Read full article »

Top EU Court Says Renewable Energy Aid Hurts Competition

The European Court of Justice found Wednesday that government money used to help electricity distributors offset the costs of choosing renewable sources gives renewable energy providers an edge in the market and could harm competition.

Read full article »

HEALTH & LIFE SCIENCES

Feds Fight Oregon's Bid To Join ACA Birth Control Injunction

The federal government, a Catholic charity and an anti-abortion organization have argued in California federal court that Oregon shouldn't be included in the scope of an injunction blocking Trump administration carveouts to the Affordable Care Act's birth control mandate.

Latham & Watkins
Littler Mendelson
Mayer Brown
McGuireWoods
Mintz Levin
Morgan Lewis
Morvillo Abramowitz
Norton Rose Fulbright
Orrick Herrington
Paul Hastings
Paul Weiss
Quinn Emanuel
Reed Smith
Ropes & Gray
Seyfarth Shaw
Shutts & Bowen
Sidley Austin
Simpson Thacher
Skadden
Squire Patton Boggs
Stoel Rives
Sullivan & Worcester
Susman Godfrey
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Apple Inc.
Associated Press
BTI Consulting Group Inc.
Berkshire Hathaway Inc.
Burlington Stores Inc.
Cable News Network Inc.
Center for American Progress
Center for Biological Diversity
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Chevron Corp.
Chicago Cubs
China Mobile Ltd.
Comcast Corp.
Conference of State Bank Supervisors
Deutsche Bank AG
Epic Systems Corp.

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TRANSPORTATION & INFRASTRUCTURE

FAA To Amp Up Scrutiny Of Boeing Jet Fix, House Panel Told

The Federal Aviation Administration vowed to rigorously vet Boeing's proposed fix to a faulty anti-stall feature on its 737 Max airliners before clearing the jets to return to the skies after two fatal crashes, as lawmakers assailed the agency's certification and pilot-training standards Wednesday.

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EMPLOYMENT

Trump's OSHA Head Pick Withdraws, EEOC Chair Sworn In

The president's nominee to head the U.S. Department of Labor's workplace safety office has withdrawn his name from consideration, a source familiar with the matter said Wednesday, the same day the president's pick to helm the U.S. Equal Employment Opportunity Commission took the reins there.

Read full article »

Top Dems Unveil Proposal To Roll Back Epic Systems

Top congressional Democrats floated a bill Wednesday to upend the U.S. Supreme Court's year-old Epic Systems decision and block employers from using class action waivers that block workers from pursuing employment claims as a group.

Read full article »

COMPETITION

FTC Member Calls For More Cash, Power On Hospital Mergers

The Federal Trade Commission needs to be "as aggressive as possible" on hospital mergers, a member of its liberal minority said in a Washington, D.C., speech Tuesday, and to do that the agency needs more money, staff and authority from Congress.

Read full article »

CYBERSECURITY & PRIVACY

Trump Blacklists Huawei Amid Telecom Security Clampdown

The Trump administration continued its crackdown on China's telecommunications sector Wednesday by placing Huawei on a blacklist that will make it more difficult for U.S. companies to do business with the industry giant.

Read full article »

Trump Declares Network Security A 'National Emergency'

President Donald Trump declared foreign intrusions against U.S. communications networks a national emergency on Wednesday and empowered the federal government to block risky business deals in a move that will heighten the White House's tensions with China and its telecom giants.

Read full article »

MEDICAL MALPRACTICE

Ernst & Young
Ethiopian Airlines Enterprise
FedEx Corp.
Georgia State University
Huawei Technologies
Jefferies Financial Group Inc.
LinkedIn Corp.
Mazars USA LLP
Microsoft Corp.
Murphy USA Inc.
National Association of Broadcasters
National Basketball Association
National Education Association
New York City Bar Association
New York University
New York Yankees
Northwestern Mutual Life Insurance Co.
Oracle Corp.
PHH Corporation
Pandora Media Inc.
Public Broadcasting Service
QUALCOMM Inc.
Quicken Loans Inc.
RD Legal Funding LLC
Rabobank
Retail Industry Leaders Association
Spectrum Management Holding Co.
Spotify Technology SA
Starbucks Corp.
T-Mobile USA Inc.
The American Law Institute
The Boeing Co.
The Florida Bar
The State University of New York
Title Source Inc.
TransDigm Group Inc.
Twitter Inc.
U.S. Airways Group Inc.
U.S. Chamber of Commerce
Verizon Communications Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Safety and Environmental Enforcement
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau

Mass. Health Firm Owner Convicted In $2.5M Medicaid Fraud

After a two-week trial, a jury has convicted the owner of a Massachusetts home health agency accused of stealing $2.5 million from the state's Medicaid program. But the woman's attorney said Wednesday the case presents several issues of first impression that the state's top court should eventually decide.

Read full article »

AEROSPACE & DEFENSE

Lawmakers, DOD Slam Contractor's 'Sickening' Price Gouging

Defense contractor TransDigm came in for bipartisan congressional criticism Wednesday over what a senior Pentagon official called "sickening" pricing practices that saw the military "gouged" for spare parts, but company executives were defiant, arguing TransDigm had done nothing wrong.

Read full article »

New Bill Aims To Add 4,000 Visas For Afghan Interpreters

A bill unveiled by a bipartisan group of senators Tuesday seeks to add 4,000 new visas for Afghan interpreters and translators who have helped American troops during the Afghanistan war, amid reports that the Trump administration plans to make it harder to obtain those visas.

Read full article »

INTERNATIONAL TRADE

Aircraft Cos., Importers Wrestle Over New Tariffs In WTO Case

A 15-year World Trade Organization legal battle over aircraft subsidies entered a new phase Wednesday as the Trump administration heard testimony from Airbus, Boeing and scores of importers over its plans to impose retaliatory tariffs against European goods.

Read full article »

TAX

Battle Over Trump's Taxes Headed To Court, Mnuchin Says

A request from the chair of the House tax panel for six years of President Donald Trump's tax returns will likely be adjudicated in federal court, Treasury Secretary Steven Mnuchin said Wednesday.

Read full article »

IMMIGRATION

IHS Hires Law Consultant On Heels Of Sexual Abuse Scandal

The Indian Health Service has tapped an independent security and law enforcement consultant to conduct a medical quality assurance review to better protect its patients following the conviction of an IHS doctor for sexually abusing Native boys.

Read full article »

Kentucky Rep. Slams House Bid To Block Border Wall Funds

A Republican congressman from Kentucky urged a D.C. federal court on Tuesday not to block funding for President Donald Trump's long-promised border wall, siding with

Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Revenue
Food and Drug Administration
House of Lords of the United Kingdom
Indian Health Service
Internal Revenue Service
Joint Committee on Taxation
Library of Congress
Massachusetts Supreme Judicial Court
NAFTA
National Aeronautics and Space Administration
National Credit Union Administration
National Gallery of Art
National Transportation Safety Board
New Jersey Division of Taxation
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Oglala Sioux Tribe
Securities and Exchange Commission
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Defense Office of Inspector General
U.S. Department of Health and Human Services
U.S. Department of Justice

the Trump administration as it battles back a legal challenge from the Democrat-led House of Representatives.

Read full article »

TELECOMMUNICATIONS

Default Call Blocking Is OK, FCC Chair Signals To Carriers

FCC Chairman Ajit Pai unveiled a proposal Wednesday that could make it easier for carriers and customers to block unwanted phone calls, and to that end, he's circulated a draft order clarifying that it's OK for companies to preemptively use technology that weeds out suspicious calls before they reach users.

Read full article »

Streaming Sites Nix Need For Cable Access Rules, GC Says

The Federal Communications Commission is nearing a vote to scrap regulations that reserved space for unaffiliated programmers in cable channel lineups, the FCC's general counsel said Wednesday, citing streaming services and online outlets that have supposedly made the rules obsolete.

Read full article »

Ore. Rep. Fears 'Unregulated' App World May Hurt Consumers

Rep. Greg Walden expressed alarm Wednesday at one side effect of crackdowns on companies that sell intimate location data from cell phones, suggesting that parties seeking such data will now rely on the largely unregulated app ecosystem.

Read full article »

Commerce Committee Sends Pirate Radio Bill To Senate Floor

A bill that would enhance penalties against illegal radio broadcasters is one step closer to becoming law, as the legislation easily cleared the Senate Commerce Committee on Wednesday and is now headed for a full Senate vote.

Read full article »

Saving Education Spectrum Will Boost Profits, Says Study

A nonprofit organization that has been fighting to keep the Federal Communications Commission from repurposing a swath of the spectrum reserved for educational institutions rolled out a study Wednesday that says preserving the space for educators will not only help keep kids in school, but also boost the U.S. economy.

Read full article »

PEOPLE

Fla.'s Becker Shores Up Strengths, Eyes New Fields

Florida-based Becker has bolstered its areas of strength, such as construction and real estate, and opened the door to new practice areas, including data security and privacy, with a series of recent hires that has seen the firm welcome five shareholders, a senior director of government relations and three associates.

Read full article »

EXPERT ANALYSIS

The Insider Trading 'Mess' Congress Is Trying To Fix

The House Committee on Financial Services recently approved the Insider Trading

- U.S. Department of Labor
- U.S. Department of Transportation
- U.S. Department of the Treasury
- U.S. House Committee on Energy and Commerce
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Supreme Court
- United Nations
- World Trade Organization

Prohibition Act, which creates a statutory definition of insider trading in response to what one legislator called a “judicial mess.” The history of insider trading prosecutions supports the need for clarification, say attorneys with Paul Hastings.

Read full article »

Opinion

Time To Repeal Costly, Inequitable Stepped-Up Basis Tax Rule

The 2017 tax overhaul inadvertently allowed more taxpayers to exploit "stepped-up basis," an arcane estate tax valuation rule that costs the federal government billions of dollars annually. Congress must take action, say professors at Rutgers Business School, Duke Law School and Tulane University.

Read full article »

The Problem With 9th Circ. CFPB Leadership Structure Ruling

In Consumer Financial Protection Bureau v. Seila Law, the Ninth Circuit recently ruled that the CFPB’s single-director structure is constitutional. However, the opinion applies the U.S. Supreme Court's decision in Humphrey’s Executor v. U.S. in a way that ignores that decision's fundamental holding, says Alan Kaplinsky of Ballard Spahr.

Read full article »

Tax Refunds And Rate Reductions Ahead For Florida Cos.

Though the passage of the Tax Cuts and Jobs Act exposed Florida taxpayers to the risk of a substantial tax increase, some legislators had the foresight to enact protections, which are now forecast to result in hundreds of millions of dollars in refunds and rate reductions to state corporations, says H. French Brown of Dean Mead.

Read full article »

NJ Tax Stop: New Millionaires' Tax May Spur High Earners' Exit

In light of the governor's proposal to lower the threshold for the 10.75% millionaires' tax from an income of $5 million to $1 million, coupled with federal tax law changes, it is no surprise that, now more than ever, wealthy New Jersey taxpayers are contemplating moving to more tax-friendly states, say attorneys at Cole Schotz.

Read full article »

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Susman's Kalpana Srinivasan

Susman Godfrey’s Kalpana Srinivasan clinched one of the largest verdicts in the country at more than $700 million in a trade secrets case last year. But she didn’t initially plan to make news; she thought she wanted to cover it.

Read full article »

GCs Name The 28 Best-Branded Law Firms Of 2019

Twenty-eight law firms stand out from the rest when it comes to maintaining a positive and well-recognized brand among general counsel and other decision makers inside corporate legal departments, according to a report released Wednesday.

Read full article »

New Tool Strives To Help Legal Teams Push Diversity Goals

A group of legal department decision makers from Baker McKenzie and companies like Starbucks and Northwestern Mutual on Wednesday introduced a guide to help legal teams track the evolution and maturity of their diversity and inclusion programs.

Read full article »

AGs Jeer Proposed Changes To Consumer Contract Guide

The attorneys general of 23 states and Washington, D.C., have urged the American Law Institute to reject proposed changes to the guidelines set by the organization to help courts deal with consumer contract cases, arguing that consumers would be harmed by what the officials perceive as a loosening of standards.

Read full article »

Law Firm Leaders: Erise IP's Eric Buresh And Adam Seitz

Adam Seitz and Eric Buresh founded intellectual property boutique Erise IP in 2012, and the firm now represents clients like Apple, Sony, Ford and Sprint. Here, the pair chat with Law360 about how they work to overcome the challenges facing IP boutiques in today's legal market.

Read full article »

DLA Piper Announces New Artificial Intelligence Practice

DLA Piper has launched an international artificial intelligence practice focusing on "emerging and disruptive" technologies and their accompanying legal and compliance risks, the firm announced Tuesday.

Read full article »

Ex-Dewey Chair Says Charges Brought 'Waves Of Despair'

Steven Davis, the former chairman of Dewey & LeBoeuf LLP, spoke publicly Wednesday for the first time about his prosecution, urging an audience of defense lawyers to be there for their clients as they navigate "waves of despair."

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Covington & Burling
DLA Piper
Davis Polk
Dean Mead
Dechert
Dentons
Dewey & LeBoeuf
Drinker Biddle
Erise IP

Fragomen Del Rey
Gibson Dunn
Greenberg Traurig
Hogan Lovells
Hudson Cook
Jackson Lewis
Jenner & Block
Jomarron Lopez
Jones Day
King & Spalding
King Holmes Paterno & Soriano
Kirkland & Ellis
Latham & Watkins
McGuireWoods
Mintz Levin
Morgan Lewis
Morvillo Abramowitz
Norton Rose Fulbright
Orrick Herrington
Paul Hastings
Paul Weiss
Quinn Emanuel
Reed Smith
Ropes & Gray
Seyfarth Shaw
Shutts & Bowen
Sidley Austin
Simpson Thacher
Squire Patton Boggs
Stoel Rives
Sullivan & Worcester
Susman Godfrey
Wachtell Lipton
White & Case

COMPANIES

Apple Inc.
Microsoft Corp.
T-Mobile USA Inc.
The Boeing Co.
AT&T Inc.
Alaska Oil and Gas Association
Alliance Defending Freedom
Amazon.com Inc.
American Cable Association
American Federation of Government Employees
American Petroleum Institute Inc.
Associated Press
BTI Consulting Group Inc.
Berkshire Hathaway Inc.
Burlington Stores Inc.

Cable News Network Inc.
Center for American Progress
Center for Biological Diversity
Charter Communications Inc.
Chevron Corp.
Chicago Cubs
China Mobile Ltd.
Comcast Corp.
Conference of State Bank Supervisors
Deutsche Bank AG
Epic Systems Corp.
Ernst & Young
Ethiopian Airlines Enterprise
FedEx Corp.
Georgia State University
Huawei Technologies
Jefferies Financial Group Inc.
LinkedIn Corp.
Mazars USA LLP
Murphy USA Inc.
National Association of Broadcasters
National Basketball Association
National Education Association
New York City Bar Association
New York University
New York Yankees
Northwestern Mutual Life Insurance Co.
Oracle Corp.
PHH Corporation
Pandora Media Inc.
Public Broadcasting Service
QUALCOMM Inc.
Quicken Loans Inc.
RD Legal Funding LLC
Rabobank
Retail Industry Leaders Association
Spectrum Management Holding Co.
Spotify Technology SA
Starbucks Corp.
The American Law Institute
The Florida Bar
The State University of New York
Title Source Inc.
TransDigm Group Inc.
Twitter Inc.
U.S. Airways Group Inc.
U.S. Chamber of Commerce
Verizon Communications Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
Federal Trade Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Internal Revenue Service
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Health and Human Services
Bureau of Safety and Environmental Enforcement
Centers for Disease Control and Prevention
Department of Commerce
Drug Enforcement Administration
European Commission
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Reserve System
Fish and Wildlife Service
Florida Department of Revenue
Food and Drug Administration
House of Lords of the United Kingdom
Indian Health Service
Joint Committee on Taxation
Library of Congress
Massachusetts Supreme Judicial Court
NAFTA
National Aeronautics and Space Administration
National Credit Union Administration
National Gallery of Art
National Transportation Safety Board
New Jersey Division of Taxation
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the U.S. Trade Representative
Oglala Sioux Tribe
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Defense Office of Inspector General
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
United Nations
World Trade Organization

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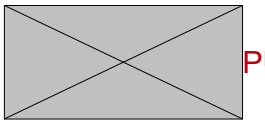

PUBLIC POLICY

Thursday, March 3, 2016

TOP NEWS

Kennedy Doesn't Show Hand In High Court Abortion Law Row

Likely the deciding vote, Justice Anthony Kennedy offered no clear indication of his position Wednesday during arguments over a Texas law more strictly regulating abortion doctors and clinics, as the U.S. Supreme Court's liberal wing gave the state's defense of the law a hostile reception.

SEC Commish Says Securitization Rules Have Hurt Markets

U.S. Securities and Exchange Commissioner Michael S. Piwowar said Tuesday that the cumulative effects of new rules governing securitization offerings may have caused issuers to shy away from public markets in recent years, and turn instead to private offerings.

DOI Secretary Defends 2017 Budget Proposal

Interior Secretary Sally Jewell defended her department's budget request of $13.4 billion for 2017 in the face of intense, and sometimes hostile, opposition during a house committee hearing on Tuesday, saying that the budget expands economic opportunities for Native Americans and promotes responsible energy development.

FCC Officials Clash On Effects Of Open Internet Order

Federal Communications Commission Chair Tom Wheeler and Republican Commissioner Ajit Pai battled before a Senate committee Wednesday on the Open Internet Order's impact on investment in broadband infrastructure, offering wildly different reports of how moving broadband under FCC jurisdiction has affected network expansion.

8th Circ. Judge Being Vetted For Supreme Court Nomination

Eighth Circuit Judge Jane Kelly is undergoing background checks by federal investigators for her potential nomination to the U.S. Supreme Court to replace Justice Antonin Scalia, according to media reports, the latest indication the White House is eyeing federal appellate judges with earlier bipartisan support for the job.

BANKING & SECURITIES

US Risk Panel Keeps SIFI Tag On MetLife

The Financial Stability Oversight Council said Wednesday it will keep MetLife Inc. a systemically important financial institution despite emphatic protests.

House Panel Approves Bill Allowing 'Venture Exchanges'

A divided House committee approved a bill Wednesday that would enable the creation of venture exchanges for "early-stage growth" companies, potentially boosting liquidity for small businesses that face restrictions in selling securities, including those registered under the expanded Regulation A.

ENERGY & ENVIRONMENTAL

LAW FIRMS

Andrews Kurth
Baker & McKenzie
Baker Botts
Berwin Leighton
Cozen O'Connor
DLA Piper
Dentons
Earthjustice
Foley Hoag
Gibson Dunn
Greenberg Traurig
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Jones & Keller
K&L Gates
Katten Muchin
Keller and Heckman
Latham & Watkins
Lewis Roca
McCorriston Miller
McCusker Anselmi
Mintz Levin
Morrison & Foerster
Orrick Herrington
Paul Hastings
Pepper Hamilton
Pillsbury Winthrop
Sidley Austin
Siskind Susser
Vinson & Elkins
Weil Gotshal
Williams & Connolly
WilmerHale
ZwillGen PLLC

COMPANIES

AT&T Inc.
Altera Corporation
American Academy of Pediatrics

EPA Urges High Court Not To Stay Its Mercury Rule

The U.S. Environmental Protection Agency on Wednesday urged the Supreme Court not to stay its controversial mercury air toxics rule, arguing that the D.C. Circuit reasonably exercised its discretion not to vacate the regulations during the agency's revision process.

DOI Units Hamstringing Energy Industry, Lawmakers Say

House panelists criticized three U.S. Department of the Interior agencies Wednesday about the president's energy policy and 2017 budget request, slamming the regulators for hamstringing the energy industry with an upcoming well safety rule and by slow-walking or denying coal and oil leases.

DOI Head Fields Tough House Questions About Coal Policies

U.S. Department of the Interior Secretary Sally Jewell on Wednesday defended her agency's tough coal policies in front of a House subcommittee packed with critics who called for her to ease up on the struggling industry.

Wash. Fishing, Enviro Groups Say EPA Can't Delay Water Rule

A group of environmental nonprofit and commercial fishing industry groups on Tuesday urged a Washington federal judge to find the U.S. Environmental Protection Agency is neglecting public health by failing to finalize new rules governing water pollution in the state.

Pa. Climate Bill Would Halve Greenhouse Gas Emissions

A Pennsylvania state lawmaker on Monday said that a bill he plans to introduce would halve the state's greenhouse gas emissions by 2030 by implementing new pollution reduction benchmarks on agricultural operations, businesses and residences.

HEALTH & LIFE SCIENCES

Zika Spurs New FDA Blood, Tissue Donation Guidelines

The U.S. Food and Drug Administration on Tuesday released new recommendations in efforts to reduce the potential spread of the Zika virus through donated human cells and tissues for use in surgical or reproductive procedures.

Fla. House Sends Health Care Reforms To Senate

The Florida House of Representatives advanced its health care agenda Wednesday, passing more than a half-dozen bills by large margins, but the reforms, addressing issues such as ambulatory-surgical centers, direct primary care and prescription powers for nurses, will likely have varied success in the Senate.

Fla. House Moves Forward On Medical Pot Expansion Bill

The Florida House of Representatives on Wednesday continued efforts to expand the legal scope of medical marijuana in the state, with a vote on a bill that would extend access to all terminally ill patients possible Thursday.

IP & TECHNOLOGY

Honduras Vows To Undertake Sweeping IP Reforms

U.S. and Honduran trade officials on Wednesday announced an agreement that will see the Central American nation pursue a fleet of new policies aimed at providing better protection of intellectual property, particularly within the agriculture and telecommunications sectors.

TRANSPORTATION & INFRASTRUCTURE

American Arbitration Association
American Cancer Society Inc.
American Civil Liberties Union
American Express Company
American Immigration Lawyers Association
American International Group Inc.
Apple Inc.
Associated Press
Bloomberg
Boston Celtics
CTIA
Caseys General Stores, Inc.
Chicago Bulls
Chicago White Sox
Comcast Corporation
Dow Jones & Co.
Electronic Frontier Foundation
Golden State Warriors
Google Inc.
Grocery Manufacturers Association
Intel Corporation
JPMorgan Chase & Co.
MetLife Inc.
Microsoft Corporation
NASDAQ OMX Group Inc.
NBCUniversal Inc.
National Association of Broadcasters
National Association of Insurance Commissioners
National Association of Realtors
National Basketball Association
National Congress of American Indians
Natural Resources Defense Council
New York Times Co.
New York University
Oracle Corporation
Philip Morris International Inc.
Planned Parenthood Federation
PricewaterhouseCoopers
Prudential Financial Inc.
Public Knowledge
R.J. Reynolds Tobacco Co.
Sierra Club
Sprint Nextel Corporation
St. Louis Blues
State Bar of California
The Hospital and Healthsystem Association of Pennsylvania

Ex-Christie Staffer Fights To Unseal Bridgegate Names

The former Gov. Chris Christie aide facing criminal charges over the George Washington Bridge lane closures rejuvenated her effort to obtain the names of unindicted conspirators who knew of the alleged scheme, telling a federal judge Monday the information is "crucial" to her case.

FAA Admin Says $15.9B Budget Request Crucial For NextGen

The head of the U.S. Federal Aviation Administration urged Congress on Wednesday to approve the agency's $15.9 billion budget request, which he argued is crucial to seeing the benefits of the NextGen initiative to update the county's airspace.

INSURANCE

House Approves Bill To Prevent Cross-State Medicaid Fraud

The U.S. House of Representatives on Wednesday unanimously passed a bill, with the backing of the White House, intended to ensure Medicaid providers terminated for fraud or quality issues in one state are also excluded from other states' programs.

House Committee Approves Private Flood Insurance Bill

A U.S. House of Representatives committee on Tuesday approved a bill that would make it easier for privately underwritten flood insurance policies to satisfy federal lending requirements, which supporters say would help develop a larger private market of flood products to compete with the National Flood Insurance Program.

EMPLOYMENT

Ore. Hikes Minimum Wage Using Unique 3-Tier System

Oregon Gov. Kate Brown signed into law Tuesday landmark legislation that increases the state's minimum wage according to a three-tier system based on an employer's geographic location within the state, with the highest mandated wage of nearly $15 per hour slated for workers in the Portland metropolitan area.

NJ Lawmaker Wants Atlantic City Bailout To Preserve CBAs

New Jersey Assembly Speaker Vincent Prieto denounced a provision of the proposed Atlantic City bailout legislation that would put the state in control of union contracts, arguing Wednesday that the collective bargaining rights of police, firefighters and others need to be respected.

VA Eyes Discipline For Legal Staff's Racist, Sexist Emails

The U.S. Department of Veterans Affairs said Tuesday it is seeking disciplinary action against three internal attorneys and has lodged misconduct complaints against two administrative law judges after an inspector general found they had been sending racist and sexist emails.

Ill. House Can't Override Gov. Veto On $720M College Funds

The Illinois House of Representatives failed to gather the necessary votes Wednesday to override a gubernatorial veto on $720 million of higher education funding, even as one college dependent on state aid for poor students said it was on the brink of laying off its entire staff.

PRIVACY & CONSUMER PROTECTION

Feds Treating Apple As Spy In Phone Unlock Row, Groups Say

The American Civil Liberties Union and other privacy groups on Wednesday

TripAdvisor Inc.
U.S. Chamber of Commerce
Verizon Communications
Wal-Mart Stores Inc.
Watanabe Nason
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
Centers for Disease Control and Prevention
Department of Health and Human Services
Department of Homeland Security
Department of the Interior
Environmental Protection Agency
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Financial Stability Oversight Council
Food and Drug Administration
Government Accountability Office
Indian Health Service
Internal Revenue Service
Iowa Tribe of Kansas and Nebraska
Merit Systems Protection Board
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Supreme Court
United Nations
World Health Organization

backed Apple in its challenge to a California court order requiring it to help unlock a suspected mass shooter's iPhone, arguing that tech companies cannot be forced to act as government "spies" or intentionally weaken digital security.

CTIA Urges 9th Circ. To Halt Berkeley's Cellphone Warning Law

CTIA-The Wireless Association implored the Ninth Circuit on Monday to stop Berkeley, California, from implementing an ordinance that requires a radiation warning statement with all new cellphones, saying phone retailers will be harmed by delivering a message they don't believe.

PRODUCT LIABILITY

E-Cig Use Doesn't Fly Under In-Flight Smoking Ban: DOT

The U.S. Department of Transportation on Wednesday explicitly banned electronic cigarette use on commercial flights, posting a final rule years in the making that says the existing in-flight smoking ban covers the use of electronic cigarettes.

INTERNATIONAL TRADE

Asia, EU Pacts Drive Administration's Trade Agenda

The U.S. trade representative's office on Wednesday presented a robust plan of action on trade issues, vowing to pass the Trans-Pacific Partnership through Congress while also advancing its talks with the European Union and smaller agreements on the periphery of the World Trade Organization.

UN Security Council Passes New Sanctions On N. Korea

The U.N. Security Council on Wednesday voted unanimously to impose new sanctions on North Korea that U.S. officials touted as the strongest sign yet of global disapproval with the isolated country's nuclear ambitions and rocket research.

US Lauds South Africa's Trade Concessions On Meat Exports

The Office of the U.S. Trade Representative said Wednesday the South African government had lifted trade barriers on U.S. meat exports, and it indicated President Barack Obama was considering withdrawing a threat to take retaliatory measures over the former restrictions.

TAX

Google Parent Could Reap $3.5B If IRS Loses Altera Appeal

Alphabet Inc., the parent company of search giant Google, has disclosed that it could stand to gain $3.5 billion if the IRS loses its appeal of the U.S. Tax Court's decision that struck down a rule on stock-based compensation that had boosted the tax bills of many tech companies.

Illinois Appellate Court Affirms State Cigarette Tax Hike

An Illinois state appellate court upheld a state cigarette tax increase Tuesday, saying the statute complies with a principle in the Illinois constitution compelling the uniform application of taxes within a given class, and citing a lack of evidence that the tax unevenly affected distributors.

IMMIGRATION

DHS Knocked For Restrictiveness Of Immigrant Work Rule

Attorneys and immigration groups are urging the government to use a broader standard to allow certain foreign nationals to seek work authorization, casting doubt on a "compelling circumstances" requirement in their comments on a

proposed job flexibility rule.

High Court Urged To Undo Block On Obama Immigration Plan

The Obama administration on Tuesday urged the U.S. Supreme Court to overturn the Fifth Circuit's decision blocking President Barack Obama's key executive actions on immigration, saying a group of more than two dozen states lack standing to challenge the policies.

NATIVE AMERICAN

Kan., 2 Tribes Hammer Out Cigarette-Tax Compacts

Kansas has negotiated new cigarette tax agreements with the Iowa Tribe of Kansas and Nebraska and the Prairie Band Potawatomi Nation intended to improve accounting for cigarettes and tobacco products sold on tribal lands, state officials announced Tuesday.

Vote On Native Hawaiian Constitution Likely, Opponents Say

Six individuals challenging a process to potentially establish a Native Hawaiian government told the Ninth Circuit on Tuesday that the creation of a proposed constitution for the new government during a recently ended convention supported their contention that an illegally race-based vote on the plan is likely.

BIA Rule Would Ease Tribal Land-Into-Trust Bids

The Bureau of Indian Affairs announced an interim final rule on Tuesday that would cut red tape for tribes and individual Native Americans seeking to prove their title to lands in order to have them taken into trust by the federal government.

TELECOMMUNICATIONS

FCC Warning Letter Aims To Give Pirate Radio The Hook

The Federal Communications Commission warned building owners and advertisers in writing Tuesday that supporting pirate radio stations could expose them to enforcement action and simultaneously issued a pointed reminder the stations are illegal and can interrupt legitimate programming and emergency alerts.

AT&T, Comcast, Advocacy Groups Push For Lifeline Reform

A wide-ranging coalition of industry and advocacy groups that included Verizon, AT&T, Comcast and the American Library Association told the Federal Communications Commission on Tuesday that they support reforms to the Lifeline program, but also urged the FCC to consider several changes to strengthen and streamline it.

EXPERT ANALYSIS

House Politics And The Paul Ryan Speakership

While he has long sought an opportunity to overhaul both entitlements and the tax system, House Speaker Paul Ryan, R-Wis., will need a consensus among his Republican colleagues on how to do so. Ryan has also signaled his understanding that he will need to work with the president to move any legislative priorities, say Rob Freeman and Howard Schweitzer of Cozen O'Connor PC.

Facility Owners And Operators Can Expect More EPA Attention

Revealing its national enforcement initiatives for fiscal years 2017 to 2019, the U.S. Environmental Protection Agency has expanded the sectors and industrial activities that will receive priority attention. These efforts will not be limited to civil enforcement only, say attorneys at Vinson & Elkins LLP.

Plaintiffs Face Challenges In 'Cheese' Class Actions

While recent consumer class actions involving various cheese products each have

marked differences, as a whole they serve to illustrate how governmental action can garner attention to a particular food category from the plaintiffs bar. They also highlight significant problems of proof of deception and damages to purported class counsel, says Christopher Van Gundy at Keller and Heckman LLP.

Wealth Management For New Law Firm Partners

You are about to be become a partner or have recently reached that milestone in your career. After surviving numerous challenges, you are being rewarded for the long hours invested on behalf of your firm and your clients. You also have important decisions to make about managing your increasing wealth — but do not let your new status affect those decisions, says investment adviser and recovering attorney Stuart Riemer.

LEGAL INDUSTRY

4 Tips For Evaluating A Lateral's Book Of Business

Hiring lateral partners can benefit both firms and attorneys, but experts say ensuring that the relationship works means minimizing surprises with regard to a potential hire's book of business, so firms should dedicate themselves to developing as accurate a picture as possible of that aspect before sealing any deal. Here are four tips for evaluating a lateral's book of business.

3 Takeaways From K&L Gates' 2015 Financial Report

K&L Gates LLP released its 2015 voluntary financial report on Wednesday amid its latest wave of partner departures. Here are three points, including how profits per partner are up despite revenue being down, that shed some light on the firm's business.

Revenues Soar At Baker Botts, Greenberg Traurig

Baker Botts LLP reported big revenue gains in 2015, increasing 7.9 percent to $704.5 million, and Greenberg Traurig LLP’s gross revenue grew 4 percent to $1.32 billion, representatives for the firms confirmed on Wednesday.

GC David Kelly Is Golden State’s Legal Warrior

During David Kelly’s tenure as general counsel of the Golden State Warriors, he’s watched the team grow from underdogs to defending NBA champions with a solid-gold brand. Kelly talked with Law360 about the organization’s impending move and expansion, how success on the court resonates in the legal department, and his past life as a BigLaw attorney by day and critically lauded hip-hop artist by night.

4 Tips For Crafting A Foolproof Atty-Client ADR Pact

An increasing number of lawyers are turning to alternative dispute resolution clauses in their legal fee deals and engagement letters, looking to head off squabbles that can play out in the public eye. But some lawyers may need a hand in crafting an airtight pact. Here, Law360 looks at ways to draft a foolproof ADR clause.

Fed. Law Clerks Are Overwhelmingly Liberal, Study Finds

Federal judicial clerks skew even further left than the already-liberal legal sector, according to a new study out this week, which reveals that even clerks appointed by GOP-appointed judges tend to be left-of-center.

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National Association of Realtors
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U.S. House of Representatives
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Federal Aviation Administration
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United Nations
Bureau of Citizenship and Immigration Services

Bureau of Indian Affairs
Bureau of Land Management
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
Centers for Disease Control and Prevention
Department of Health and Human Services
Federal Bureau of Investigation
Federal Reserve System
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Internal Revenue Service
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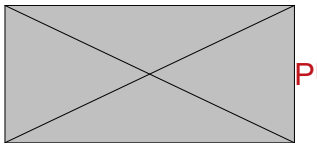
From: Public Policy Law360
Sent: Tue 3/19/2019 8:23:18 AM
Subject: Trump Spending Plan Would Bump Up US Attorney Budget



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Tuesday, March 19, 2019

TOP NEWS

Trump Spending Plan Would Bump Up US Attorney Budget

President Donald Trump's latest fiscal year budget request would give U.S. attorney offices nationwide an additional $100 million, according to details released by the White House on Monday.

Read full article »

High Court Won't Hear Ex-Pa. Rep.'s Corruption Appeal

The U.S. Supreme Court on Monday turned back an appeal bid from former Rep. Chaka Fattah, D-Pa., challenging the dismissal of a holdout juror in a trial that led to his conviction on bribery, conspiracy and other corruption-related charges.

Read full article »

Analysis

New DOT Initiative Aims To Ease Hurdles For Emerging Tech

A newly launched U.S. Department of Transportation initiative focused on emerging technologies such as autonomous vehicles and bullet trains is a positive step in advancing long-term plans to modernize U.S. transportation infrastructure, but it's unclear how the group's intended goals will play out in practice, experts say.

Read full article »

Sinclair License Reckoning Still On Horizon, FCC Dems Say

Sinclair Broadcast Group Inc. may yet face a reckoning for allegedly making misleading statements about its now-scrapped merger plans with Tribune Media Co., Democratic members of the Federal Communications Commission said recently.

Read full article »

USCIS Can't Dodge Suit Over Special Immigrant Juvenile Rule

A class of young immigrants can move forward with their claims that a new U.S. Citizenship and Immigration Services policy restricting their eligibility for certain special protections is illegal, a California federal judge has held.

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IN-DEPTH

Feature

As Judicial Ranks Stagnate, 'Desperation' Hits The Bench

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Littler Mendelson
Locke Lord
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Mayer Brown
Morgan Lewis
Parsons Behle
Pillsbury Winthrop
Rutan & Tucker
Sidley Austin
Squire Patton Boggs

Litigation's languishing, judges are burned out and attorneys are avoiding federal courts. While filings have increased 38 percent since 1990, the bench has grown by only 4 percent, thanks to congressional gridlock. How is the legal system coping? (This article is part of a series on the lack of new judgeships in the federal judiciary).

Read full article »

Graphic

These Are The Nation's 27 Most Overworked District Courts

The Judicial Conference of the United States has recommended Congress add 73 permanent federal district judgeships to 27 districts in 18 states. They include courts with high caseloads, stopgap judgeship positions and yearslong vacancies. (This article is part of a series on the lack of new judgeships in the federal judiciary).

Read full article »

BANKING & SECURITIES

CFPB Defends Constitutionality Of Its Structure In 2nd Circ.

The Consumer Financial Protection Bureau told the Second Circuit on Friday the Dodd-Frank Act provision protecting its director from being fired at will by the president isn't unconstitutional, and even if it were, there's a better, far less drastic solution than one advanced by a Manhattan federal judge last summer.

Read full article »

ENERGY & ENVIRONMENTAL

NYC, DOJ Agree On Timeline For $1.6B Reservoir Cover

After New York City missed a deadline to build a $1.6 billion cover to protect a 90-acre reservoir from contaminants like bird poop, the U.S. Department of Justice entered a proposed consent decree forcing its construction, extracting a $1 million fine and requiring other improvements on Monday.

Read full article »

DOI Loosens Protections For Sage-Grouse, Greens Cry Foul

The U.S. Fish and Wildlife Service has rolled back some Obama-era protections for greater sage-grouse habitat in the West, drawing widespread condemnation from green groups that say the changes could cause the bird to become endangered.

Read full article »

Enviros, Dems Slam EPA Plan For Toxic Paint Stripper

The U.S. Environmental Protection Agency on Friday bowed to public pressure and banned methylene chloride in all paint removers for consumer use, but environmental groups criticized the agency for leaving the door open to commercial use of the toxic chemical.

Read full article »

Dems Ask Interior IG To Probe Acting Secretary Over Conflicts

Two Democratic leaders in Congress have asked the U.S. Department of the Interior's ethics watchdog to investigate whether senior DOI officials, including Acting Secretary

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Corporation for Public Broadcasting
Environmental Defense Fund Inc.
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Guardian Life Insurance
Hyperloop One
Lifeway Foods Inc.
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National Right to Work Legal Defense Foundation
National Treasury Employees Union
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New Jersey Association for Justice
New Jersey Chamber of Commerce
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Nokia Corporation
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PHH Corporation
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of the Interior David Bernhardt, violated federal ethics regulations by taking actions that appear to directly benefit a former client.

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HEALTH & LIFE SCIENCES

No Evidence Of Harm From ACA-Exempt Plans, Feds Insist

The federal government and health care organizations on Friday blasted each other's bids for quick wins in a suit over the maximum duration for certain health plans exempt from Affordable Care Act requirements, with the government arguing there's no evidence of competitive injury to those selling ACA-compliant plans.

Read full article »

IP & TECHNOLOGY

Texas A&M Urges Dismissal Of '12th Man' Copyright Suit

Texas A&M University has urged a Texas federal court to toss claims that the school's athletics department stole copyrighted material from the author of a book on the football team's "12th Man" tradition, saying the athletics department is part of the school and entitled to immunity.

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Qualcomm, Others Back DOJ Nixing Of Obama Patent Policy

The U.S. Department of Justice's move to reject an Obama-era standard-essential patent policy could spur technology growth by helping innovators, several major companies told the heads of the Commerce Department and U.S. Patent and Trademark Office on Monday.

Read full article »

REAL ESTATE

'Flintstone House' Dinosaur Statues Have Got To Go, City Says

City leaders want the owner of an infamously peculiar San Francisco Bay Area property — dubbed the "Flintstone House" — to take down large dinosaur figurines and a sign that says "Yabba Dabba Doo," calling the bizarre yard decor a "highly visible eyesore."

Read full article »

EMPLOYMENT

Salvation Army Can Use Title VII Exemption, 9th Circ. Says

The Ninth Circuit affirmed Monday that the Salvation Army could defeat hostile work environment and retaliation claims by asserting a religious exemption to Title VII, but rejected the lower court's finding that the defense could not have been waived or forfeited in the case.

Read full article »

Ill. Workers In Janus Case Can't Recover Past Union Dues

They may have won a landmark victory at the nation's highest court, but nonunion state workers aren't entitled to back payment for the "fair share" fees they once paid to cover the cost of collective bargaining, an Illinois federal judge ruled Monday.

Sinclair Broadcast Group Inc.
Singapore International Arbitration Centre
Southern Poverty Law Center
Space Exploration Technologies Corp.
State Bar of California
Tesla Inc.
The Boeing Company
The Salvation Army
Tribune Media Co.
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Federal Railroad Administration
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National Highway Traffic Safety Administration
National Labor Relations Board
National Transportation Safety Board

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White House Will Look To Scale Back NLRB, EEOC Budgets

The Trump administration will seek to cut the budgets of the National Labor Relations Board and the U.S. Equal Employment Opportunity Commission by about 12 percent and 6 percent, respectively, according to documents unveiled Monday.

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Trump's PBGC Budget Adds Fees To Boost Troubled Program

A pair of changes proposed in next year's Pension Benefit Guaranty Corp. budget could raise $18 billion over 30 years for a struggling agency program by collecting more money from multiemployer pension plans and the employers who pull out of them, according to the White House.

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NLRB's Boeing Test Takes Off In New Batch Of Advice Memos

A medical transcription service provider ran afoul of labor law by deeming its employee handbook confidential, the National Labor Relations Board's advice division said in one of a pair of memos applying a workplace rules standard the board adopted in a late 2017 ruling involving the Boeing Co.

Read full article »

House Dems Want Probe Into EBSA Enforcement

Two Democrats on the U.S. House Committee on Education and Labor urged the federal government's nonpartisan watchdog to take a look at the enforcement activities at the Employee Benefits Security Administration on Monday, saying the watchdog hasn't checked on the agency in years.

Read full article »

NJ Enacts Law Setting NDA Limits In Sex Harassment Deals

New Jersey Gov. Phil Murphy signed a controversial bill Monday banning mandatory nondisclosure clauses in workplace harassment settlement agreements, formalizing into law a measure that sparked debate over privacy concerns for victims and its potential collision with federal arbitration law.

Read full article »

MEDICAL MALPRACTICE

NJ Advances Bill To Shorten Legal Malpractice Time Limit

New Jersey lawmakers advanced a bill Monday that would tighten the window for filing malpractice lawsuits against licensed professionals such as attorneys, despite pushback from plaintiffs' lawyers who argued the legislation would harm consumers.

Read full article »

INTERNATIONAL TRADE

Malaysian Co.'s US Steel Nail Imports Hit With Duties

The U.S. Department of Commerce on Monday imposed tariffs on a Malaysian company that it determined had benefited from steel nails being imported into the U.S. at less than fair value.

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Lawmakers Urged To Check Trump's Security Tariff Powers

New York Attorney General's Office
Pension Benefit Guaranty Corp.
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
U.S. Trade and Development Agency

A fleet of business organizations, conservative advocates and other groups pushed the leaders of the Senate Finance Committee on Monday to quickly pass legislation limiting President Donald Trump's authority to impose tariffs under a Cold War-era national security law.

Read full article »

TAX

Trump Budget Would Cut IRS Taxpayer Service Jobs: OMB

President Donald Trump’s budget proposal for fiscal year 2020 would cut taxpayer service jobs at the Internal Revenue Service and rearrange resources for tax administration, according to details released Monday by the White House Office of Management and Budget.

Read full article »

IMMIGRATION

Trump's 2020 Budget Boosts Funds For Border Wall, Detention

A detailed breakdown of the White House’s 2020 federal budget proposal released Monday indicates that it would vastly increase the government’s border and interior immigration enforcement resources, including $5 billion for a southern border wall.

Read full article »

Immigration Bill Roundup: Impartial Judges, H-2 Visa Reform

In the wake of President Donald Trump’s emergency declaration to fund the construction of a U.S.-Mexico border wall — and on the heels of his first veto on Friday — some Republicans have suggested legislation to fund and build the wall faster, while other lawmakers have challenged the president’s agenda and proposed other immigration reforms.

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NATIVE AMERICAN

Alaska Lawmakers Float Bill For Native Ivory, Bone Crafts

A trio of Alaskan lawmakers have introduced a bill that would bar states from blocking the sale of walrus ivory, whale bone and other marine mammal items carved by Alaska Natives, according to a Friday announcement.

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TELECOMMUNICATIONS

NJ Court Revives Challenge To Inmate Phone Charge Cap

A New Jersey appellate court revived a challenge to a state law capping the amount companies can charge to provide prison call services, saying Monday that the lower court went too far when it blocked Securus Technologies from bringing its suit a second time.

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'Kid Vid' Rules May Get More Complex, FCC's O'Rielly Says

Rules governing children's broadcast TV programming may necessarily become more complicated in an effort to give programmers more flexibility for complying with them, Federal Communications Commission member Michael O’Rielly told reporters,

indicating he'd let go of one of his four goals for reforming the so-called "kid vid" regulations.

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Broadcasters Decry Trump's Plan To Slash Public TV Funds

A nonprofit that lobbies on behalf of public TV member stations has pushed back on President Donald Trump's latest attempt to wind down funding for public broadcasting, saying Monday it's "disappointed" that Trump has slashed federal support for public media in his 2020 budget plan.

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WHITE COLLAR

Ex-Gov. McDonnell Urges High Court To Take Bridgegate Case

Former Virginia Gov. Bob McDonnell on Friday urged the U.S. Supreme Court to do what it had done for him and overturn the conviction of a New Jersey gubernatorial aide in the Bridgegate case, saying in a brief that prosecutors had twisted a fraud statute to get around the court's corruption case law.

Read full article »

EXPERT ANALYSIS

Aviation Watch: Is The 737 MAX Safe To Fly?

The Federal Aviation Administration is often criticized for being a captive of the industries it regulates, but last week's FAA order grounding Boeing's 737 MAX aircraft resulted from presidential pressure. When such considerations override the agency's professional judgments, the traveling public suffers, says Alan Hoffman, a retired product liability attorney and private pilot.

Read full article »

4-Person SEC May Shift Away From Corporate Penalties

A Democratic member's recent departure from the U.S. Securities and Exchange Commission likely means that for the foreseeable future corporate penalties will not be imposed in cases where a company did not obtain any benefit from its misconduct, say attorneys at Debevoise & Plimpton LLP.

Read full article »

Firms Can Leverage Communications When Economy Is Slow

Though most experts believe that an imminent recession is unlikely, slowdown fears are increasing. Now is the time for firms to consider how to best leverage their communications and marketing teams to lessen impacts from a potential economic slowdown, says Tom Orewyler of Tom Orewyler Communications LLC.

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LEGAL INDUSTRY

Morgan Lewis Latest Firm To Join BigLaw's Wellness Push

Morgan Lewis & Bockius LLP on Monday unveiled a new wellness program for its 2,200 attorneys and specialists to be led by the firm's first director of employee well-being, joining a host of BigLaw firms that have rolled out initiatives to target mental health among lawyers.

Read full article »

The Firms Repping Those Accused In 'Varsity Blues' Scheme

When federal prosecutors revealed a massive investigation into a nationwide college admissions and recruitment fraud scheme last week, dozens of defendants, including wealthy and high-profile figures across a range of industries, found themselves in immediate need of a lawyer.

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SPLC Taps Buckley For Workplace Review After Firing Dees

The Southern Poverty Law Center announced Monday the head of Buckley LLP's workplace cultural compliance practice will conduct a review of its policies and workplace culture, just days after the organization fired its co-founder for alleged misconduct.

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Manatt Seeks Award From Case Closed By Brown Rudnick

Manatt Phelps & Phillips LLP is still owed more than $3 million after a litigation partner departed for Brown Rudnick LLP and took a client and his lucrative contingency case with him, according to a suit filed in Washington, D.C., Superior Court.

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Calif. Attys To Pay Up To 30% More In Dues In 2020

California attorneys will pay up to 30 percent more — or $100 — in licensing dues in 2020, the first price increase in more than 20 years, the state bar has announced.

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Feature

New Survey Project Aims To Tackle Lack Of Info On Arbitrators

A new survey project designed to make critical information about an arbitrator's decision-making process available will likely never replace a phone call to a colleague with firsthand knowledge, but it may nevertheless prove "indispensable" to practitioners, supporters say.

Read full article »

Interview

15 Minutes With Mount Sinai Health System's General Counsel

When asked whether she has always been interested in health care, Mount Sinai Health System General Counsel Beth Essig says it's complicated, since she has worked at the organization for 40 years. Here, she talks about the benefits of making a career at one institution, describes a lesson about leadership and explains how she stays healthy.

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Hyperloop One
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National Treasury Employees Union
Natural Resources Defense Council
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New Jersey Chamber of Commerce
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Service Employees International Union
Sierra Club
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Space Exploration Technologies Corp.
State Bar of California
Tesla Inc.
The Salvation Army
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Executive Office of the President
Bureau of Citizenship and Immigration Services
Department of Commerce

Federal Aviation Administration
Federal Communications Commission
Judicial Conference of the United States
National Labor Relations Board
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
Bureau of Labor Statistics
Consumer Financial Protection Bureau
Economic Development Administration
Employee Benefits Security Administration
Equal Employment Opportunity Commission
Federal Judicial Center
Federal Motor Carrier Safety Administration
Federal Railroad Administration
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
International Court of Justice
National Highway Traffic Safety Administration
National Transportation Safety Board
New York Attorney General's Office
Pension Benefit Guaranty Corp.
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Census Bureau
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Howard & Howard
Chicago, Illinois

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Fri 8/5/2016 2:03:19 PM
Subject: [Marketing Mail] White Paper: Mobile Account Opening: Solving The Convenience-Risk Conundrum

White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

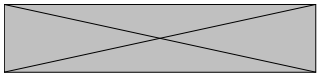
Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

Register to receive Mobile Account Opening: Solving The Convenience-Risk Conundrum



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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: act@preactdontreact.com
Sent: Tue 4/12/2016 12:37:09 AM
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Carloyn Goodman:

Thank you for taking the time to respond to my correspondence, I know you must be extremely busy managing the Las Vegas. My correspondence was initiated due to the following:

1) The email sent to Commander Ted Moody was due to 2 incidents I witnessed, and due to my experience and background in the area, Las Vegas will be attacked throughout 2016, that is multiple times. I am stating this based the overall plan of ISIS/Al Qaeda (the Sunnis). I originally warned officials in what is now DHS and the revamped DOJ in 2001. Due to the situation in Belgium, France, and the rest of Western Europe, the officials there have now reached the same conclusion (as have respected US experts such as ex CIA agent Bob Baer, former Bin Laden desk chief Michael, Scheuer, Generals Michael Flynn and James Mattis)
https://mail.google.com/mail/u/0/#label/5TH+RAIL/15401613ca94fba5.

2) Terrorists have already reconned the Strip and the Fremont experience, and law enforcement should act on that absolute. I have described what the attack would look like below.

3) The two incidents consisted of an Arab male 40-45 years doing reconnaissance on the Strip, he specifically was concentrating on the crowd in front of the Bellagio fountains. Certain behavior from the individual and his party clearly indicated he was on a scouting mission. To be direct, there were numerous incidents of this type of behavior by Middle Easterners during this period, it was extraordinarily heavy.

The second incident was far more alarming. During a 114 degree day, an Arab male in his early 20's in the company of a his wife in a hijab was timing the traffic and lights on the Strip while communicating with someone via text. The behavior of the male and his wife was highly unusual for an Arab male, especially outside of the Middle East. Due to certain other issues concerning the males behavior and the position of certain equipment, it became clear the individual had been through irregular military training/bomb training.

Based on the my having grown up around such individuals, they have made the decision to execute their plans.
All of the individuals mentioned in my prior email connected to Nada Prouty, La Shish restaurant, and the incidents in Michigan, I know or have met. Again, it is a mistake to underestimate the size of their network and their desire to carry out their missions.

WHAT THE ATTACK WILL LOOK LIKE (NO ONE HAS SEEN THIS INFORMATION AS OF YET)

Las Vegas represents a priority terrorist target for ISIS and Al Qaeda due to the every possible Western country represented by tourists, the celebrity factor, easy access, and most of all the design of the 2 main tourist sites being a terrorists dream. Some obvious, some not so obvious.

FREMONT EXPERIENCE

As you can know the Fremont is actually a several blocks long tunnel with openings at either end, but no escape routes in between. Terrorists are well aware of the site, and are well aware that the civilians at the site are comprised 95%+ of tourists. The site is a shooting gallery. There will be no escape for the tourists and they would be running directly firing

squad while trying to escape at either opening.

DEATH TOLL ESTIMATES:

MINIMUM: 250-300 dead X3 injured
MEDIUM: 500-700dead X 5 injured

LAS VEGAS BLVD

https://www.youtube.com/watch?v=9IEnm-SIDj0&nohtml5=False

Due to the physical design of the Strip, the attack on the site will be even more devastating than Fremont.

The Strip has sections that:

-Do not allow pedestrians to cross the street-giving them no escape route from an attack, and have barriers to civilians fleeing back into the casinos in many sections.

-There are sections of the Strip that corral tourists in an extremely densely packed areas (from the Linq to Harrah's with no escape routes to the North, South, East, or West-this design is not consistent, but exists throughout the Strip. If any tourists survived these areas it would be a miracle of God.

-Escalators on the Strip represent the same threat from terrorists as the sections that corral tourists, there are just more tourists in these areas. The tourists won't be able to go forward or backward. An even worse factor is that the escalators lead to elevated walkways that cross the Strip with only one option to escape the terrorists attackers-jump off into the traffic below from a height of over nearly 2 stories. Each of the walkways and **each** of escalators would be filled with bodies surpassing the Bataclan in Paris 13 November 2015.

-The motorized traffic on the Strip represents another huge danger to tourists. The traffic is backed up to the point it takes 30 minutes to an hour to go a mile during peak seasons (Spring/Summer). With special events it is even worse.

The traffic light system allows for terrorists to disable the motorized vehicles at the North and South ends of the Strip and attack the buses, autos, and tourist vehicles that cannot move North or South, nor can they go East or West due to the casinos. The San Bernadino terrorists had a similar plan for the freeway system in California (as sent in the previous email http://www.latimes.com/local/lanow/la-me-ln-san-bernardino-marquez-20151217-story.html). They may simply drive vehicles to the designated traffic lights, or use their vehicles as truck bombs. They may attack tourists in vehicles to achieve the halt of moving traffic, I would be ready for any scenario and be prepared to have kill units ready to address the attackers all the way down to tow trucks. Speed is the key to disrupting the plot and negating the physical damage at either target location.

- The casinos are no different than the Taj Mahal and Oberoi hotels Mumbai that were attacked in 2008, with the exception there are far more targets. Terrorists have decided to attack the casino-hotels for the same reason they attacked the hotels in Mumbai https://www.youtube.com/watch?v=eBKTekkYy-E&nohtml5=False:

-Unlimited victims

-Mumbai is the entertainment capital of India, Las Vegas touts itself as the entertainment capital of the world

-The casinos are large and with thousands of tourists on the main floors gambling, dining, checking in, and going to shows-any attack on a Las Vegas casino would dwarf the number of victims killed the Mumbai attacks. The attacks will be simultaneous and involve several hotels. Again, it would take police days to find and remove all of the terrorists.

HOTEL DEATH TOLL ESTIMATES:

-MINIMUM 500 deaths X5 wounded

-MEDIUM 1000 deaths X3 wounded
ISIS and Al Qaeda will make good on their threats, as they always do, and the results are devastating in terms of loss of life and losses to the economy.

The terrorists will use assault weapons and bombs (with ball bearings, nails, rat poison etc). They may attack police stations and hospitals to slow the response of law enforcement. And of course they will go after McCarran, I would not depend on the TSA, again it is not a security entity http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html and as I warned the various pilot and steward unions in 2015, terrorists will go after them on buses, and the security free areas of the airport.

COUNTERMEASURES
-Their view of security MUST be PRE-ACT don't react. Enacting extra/proper security *after* the attack serves as a double negative in terms of human losses and economic losses.

-There are security measures that can be taken without alarming the public or interfering with tourism.

-Intelligence and an EFFECTIVE *"see something, say something"* apparatus that works. Currently it does not locally or nationally. The smallest piece of information can prevent a disaster as with Times Square http://www.nydailynews.com/news/crime/times-square-vendors-lance-horton-duane-jackson-alerted-cops-times-square-car-bomb-article-1.445824, and if James Woods had been correctly questioned and his information ran to ground from 1 August 2001 https://www.youtube.com/watch?v=l0lzZvCNkJw. Terrorist will buy weapons from gangbangers/criminals and this provides for an opportunity for them to be exposed.

-A real world active shooter counter plan based on worse case scenario for the Strip and Fremont. All officers must have access to rifles (not that officers have to necessarily carry them, but they should be close by) http://www.chicagotribune.com/news/ct-campus-police-rifles-20160409-story.html. There must be plans to clear hotels infiltrated by the terrorists, speed is the important factor.

-The standing policy must be the Strip and Fremont 1st in the event of an attack and in preventing an attack-other parts of the city are on a *"get to when possible"* status.

-Las Vegas needs more police-50% more police officers, the time is now to get that funding from the federal government, but if tourists have to pay a little more, I would not hesitate to add that tax.

-The Strip has to divided into security sections with a commander in charge for the sole purpose of putting down terrorists. This should be every 4.5 blocks maximum. There are numerous ways to achieve this without alarming tourists-they would have no idea of the increased security. The same works for Fremont adjusted to the size of the site. This allows for law enforcement to be in charge of the situation even after an attack has begun by limiting the mobility and space that the attackers can operate in. That is if attackers are limited to the area where their attack began, it will create disruption to their plan and more importantly confusion. They will be confined to a small operating area, leading to less casualties and

their quick neutralization.

-More undercover agents for intelligence and physical security.

-Snipers and surveillance units staged covertly throughout the sites mentioned.

With the Sunnis (ISIS and Al Qaeda) engaged in their *"Tet Offensive"* it is not if but when Vegas is attacked, that will be either/and in the Spring, Summer, or Fall of 2016.

WHAT TO LOOK FOR

Despite what most intelligence, law enforcement, and the public thinks, ISIS and Al Qaeda have complete and vast networks within the US to support their fighters. The terrorists see themselves as and are part of a large army based in the Muslim world, and supported by nations and prominent individuals such as the Saudi Royal Family as the links below indicate. The Canadian estimate from CSIS is more accurate, but still underestimates the true scope of the threat.

http://www.miamiherald.com/news/state/article1973642.html

http://www.floridabulldog.org/2013/04/fbi-records-say-sarasota-saudis-who-fled-had-many-connections-to-individuals-tied-to-911/

http://www.miamiherald.com/news/local/community/miami-dade/article4395183.html

-To this point, the EU and US authorities responsible for security from the political, intelligence, and security/law enforcement entities have failed to see the big picture, and worse the grand picture, and this is lethal. This has to be corrected. Law enforcement on the local level are fighting an army, and ISIS and Al Qaeda are Islamic Special Forces. It was always their plan to use the battlefield experienced gained by fighting Delta Force, Navy SEALS, Army Rangers, etc. and then turn those battle hardened fighters lose on American civilians. They plan to win or lose the war North America, specifically the cities of America and secondary towns. This network provides for additional intelligence gathering.

-The attackers and their handlers would have visited Las Vegas several times http://www.nbcnews.com/storyline/brussels-attacks/suspect-admits-being-brussels-airport-attacker-known-man-hat-prosecutors-n553461

-They will be educated, despite the myth of the opposite. Usually engineers or involved in the heavy sciences.

-They will have local contact(s) for logistic support, these individuals will be business owners, Mosque leadership, etc. They will have access to Western Union/Moneygram as part of their business. Ownership of small stores/grocery stores allows for access to the money transfer systems and materials such as acetone and peroxide in bulk.

-They will own restaurants as in the case of La Shish https://www.fbi.gov/news/stories/2007/november/prouty_111307, a convenient meeting place that does not arouse suspicion. The restaurant and stores also allow for endless money laundering and financial support of the terror network.

-As with the Sarasota case, there are very high level visitors to Las Vegas involved in plotting attacks in Las Vegas *i.e.* a Godfather. There is an example of this I can discuss with the utmost confidentiality. There are hundreds of people that know of real world terrorist plots directed at Nevada, and are not going to say 1 word. When I stated that everyone who

knew Nada Prouty and the owner of La Shish were involved with Hezbollah, that is literal. Although, Hezbollah are Shia's and ISIS and Al Qaeda are Sunnis, they do work together in the US as they do abroad, *i.e.* the Palestinian Sunni military wing Izzedine Al Qassam working with Hezbollah's military wings, which go by several names. Remember their sole objective is to attack Americans and Westerners and the instructions that the actually attackers have been given is, *"Go to where the Whites are."* As has been the case from the Bali bombings in 2002, through Paris, and Brussels.

There is more information, however I would move to take such issues as Black Lives Matter and school shooters off the plate of law enforcement. This can be easily done with the information in my possession and new tactics. Las Vegas has the opportunity of leading the way in this area, and at the same time expanding its budget by hosting the conference I warned was a necessity in 2015. As you can now see, my warnings, particularly the warning to get prepared for the ISIS/AL Qaeda onslaught was unfortunately accurate. Law enforcement is far behind the terrorists and this should be corrected immediately (with the proper equipment, personnel, and new legislation on the local and state level to prevent attacks and maximize law enforcement effectiveness).

Thank you and good luck.

Sincerely,
Jerome Almon
[redacted]

-------- Original Message --------
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT
From: "Carolyn G. Goodman" <cgoodman@LasVegasNevada.GOV>
Date: Mon, April 11, 2016 2:30 pm
To: "act@preactdontreact.com" <act@preactdontreact.com>
Cc: Carolyn Levering <clevering@LasVegasNevada.GOV>, Ted Olivas <tolivas@LasVegasNevada.GOV>

Mr. Almon, thank you for sharing your concerns about terrorism and its potential impact to the Las Vegas area. I have recently expressed my own concerns directly with Secretary Johnson of the Department of Homeland Security. As a city, we invest in many resources to ensure the safety of the community and the visitors we serve. As you know, we cannot prevent every possible act of violence or terrorism. We work very hard to ensure communication, cooperation and coordination with our local government agencies, the private sector and our state and federal partners to be prepared to achieve our 5 mission areas: prevent, protect, mitigate, respond, recover from terror attack.

I am forwarding your concerns to our Joint Terrorism Task Force and the Southern Nevada Counter Terrorism Center for further investigation. If you have knowledge of ***specific planned targets, modes of attack, or dates and times of planned attack***, please file a SAR (Suspicious Activity Report) as soon as possible with our Counter Terrorism Center. This report may be sent anonymously if so desired."

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA

(literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
[redacted]

EMAIL TO LV COMMANDER

-------- Original Message --------
Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As

you will see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON
http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

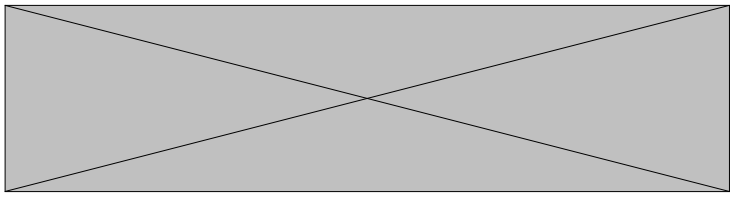
I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries-which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

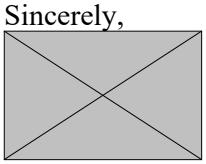
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES

http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: almonjer@yahoo.com
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

almonjer@yahoo.com (Jerome Almon)
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almon [redacted] on Friday, September 14, 2001 at 15:54:31
---

email: [redacted]

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective

of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95
HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11 terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador

Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be worked out.

"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."

Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.

"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges

is inadequate," they wrote.

Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.

Tighter local security

Local authorities say they've taken the steps they can to bolster security.

Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.

"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."

Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.

The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.

"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.

The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.

"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."

Blue Water Bridge study

Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.

With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.

Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.

Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.

"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html

http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>

Date: Thu, Oct 13, 2011 at 1:24 PM

Subject: Proposed construction of a new bridge
To: [redacted]
Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-

Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other

respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO
CV
https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW
http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS
http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in

place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION

http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION
http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD
http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL
http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU
http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:

From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: [redacted]
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)

Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is
Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and
I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820

Fax: ++44 (0) 207 820

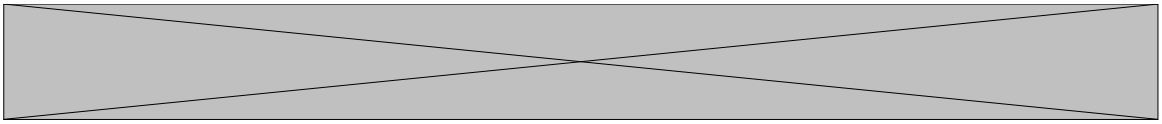
BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Tue 1/26/2016 9:05:48 PM
Subject: [Marketing Mail] Weight Problem At Your Bank? plus Banking's "Amazon Prime"

View Email In Browser



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BANKS AND THE STREET

Branch networks as excess baggage

Banks with too many branches get the same gimlet eye from KBW's analysts as do athletes with excess pounds from sportswriters. Analysts see excess branches in 2016 as not only a drag on current expenses but also a potential invitation to acquisition. Also: Consolidation door opens wider and big bank breakup looms again. Read more

BANKER BOOK REVIEW

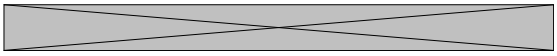
Beyond simple disruption

Banking guru Chris Skinner's new book *ValueWeb: How Fintech Firms Are Using Bitcoin Blockchain And Mobile Technologies To Create the Internet Of Value* holds both promises and challenges for banks that wish to survive. Banker Jane Haskin found it a helpful guide to the near future. Read more

UNCONVENTIONAL WISDOM

Creating "Amazon Prime" for your bank

What do Rollaboard luggage, Amazon Prime membership, and Olympian Dick Fosbury share? Each represents a key but unconventional approach to a longstanding challenge. Banker Chris Nichols thinks banks will benefit by adopting subscription-style pricing like Amazon. Read more



AML & FRAUD

"The Heat Is On"

The Financial Action Task Force review of U.S. BSA/AML efforts is underway. John Byrne advises bankers be ready for some changes. Read more

COMMON SENSE COMPLIANCE

No compliance without communication

Silence? Stonewalling? Silos? Such symptoms of bad communication will drive a bank into regulatory trouble, warns Nancy Derr-Castiglione. Read more

RISK ADJUSTED

CROs can't lose touch with people

Risk management can't succeed from an ivory tower. Dan Rothstein insists that you can't know your organization's risks without knowing its people. Read more

TALKING CREDIT

Making friends, making customers

RETAIL BANKING

Watch out, piggy

Banks continued to shrink their collective U.S. branch count in 2015, trimming it by more than 1,600 locations, an SNL Financial analysis shows. Read more

MERGERS & ACQUISITIONS

M&A speeding up by volume

A larger percentage of the banking industry consolidated in 2015 than in the previous year, and observers expect M&A activity to continue at a healthy pace in 2016, as persistently low interest rates and higher regulatory and compliance costs encourage banks to sell. Read more

ASSET-LIABILITY MANAGEMENT

Will "deposit atrophy" strike your bank?

Like too much good living, the long years of easy deposits will tell on you. Grrrrr! Been a while since your bank exercised its deposit-gathering muscles? Consultant Neil Stanley diagnoses the causes and suggests some cures to what is going to be ailing you. Read more

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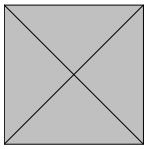

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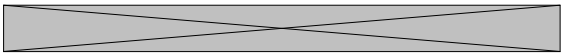
*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

A banker recently showed Ed O'Leary a new tool management was using to help personal bankers engage with customers. Amazingly, it wasn't about selling them "one more service." Read more



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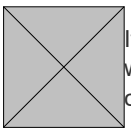
Where to find greater efficiency

"Account opening is one of the most inefficient processes in small community banks. Underwriting of loans, especially small business loans, from origination to closing, can often be improved; collection practices as well"—*Peyton Patterson, consultant and former community bank leader.* Read more

From Acorns sprouts a Grow

Acorns, the app that helps users invest spare change, has launched a web page/online magazine called Grow designed to help millennials with their financial questions and challenges. Current top story is "Can eight simple rules make you a financial success?" Learn more



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Subject: [Marketing Mail] "Fintech, You Really Want Regulation"--plus danger of "sleeper fraud"

Blogs by John Ginovsky, William Mougayar, and Dan Fisher

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FINTECH COMPETITION

"Fintech, you really want regulation"

It may seem funny, in the middle of the new administration's anti-regulatory overture, to suggest *more* regulation. But Philadelphia Federal Reserve District Bank President Patrick Harker made the case that fintech firms will be happier in the long run if they are put under rules *now*. Read more

PAYMENTS COMPLIANCE

"Rush" to judgment?

Can a tech breakdown be abusive and deceptive? CFPB says so, in a settlement recently announced with the company behind the "Rush" card. The bureau claimed that extended systems problems experienced by the card provider and Mastercard harmed cardholders. Read more

CYBERSECURITY

Setting a cyberattack defense

Experts say two types of banking organizations exist today—those that have been breached and those that *will* experience a breach. DefenseStorm's Sean Feeney gives tips on postponing your bank's day in hackers' sights. Read more

BUSINESS OF BLOCKCHAINS

Blockchain's still waiting for its web

What made the internet take off was the World Wide Web. By providing a universal, user-friendly face for the new tech, the web opened it to the masses. William Mougayar suggests one blueprint for getting blockchain off the mark in the same way. Read more

MAKING SENSE OF IT ALL

Cybersecurity demands better tools, more expertise

Now, more than ever, it is time to up-end everybody's approach to cybersecurity, says John Ginovsky. Read more

BEYOND THE BANK

"This is your debit card wake-up call"

It's not your imagination. You *are* making less money, says Dan "The Wombat" Fisher. *First in a series.* Read more

CREDIT CARD RISK

Does "sleeper fraud" lurk in your bank?

Nightmares, not pleasant dreams, await banks that don't catch up to "sleeper fraud." This type of criminality exists in two main forms, both of which can harm the bank, but also, potentially, society. Read more

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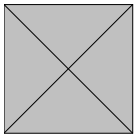

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Ready for "CECL" accounting?

"Nobody really knows the impact CECL will have on loan loss reserves. Some people think it would require as much as 30% more in loan loss reserves"—Brian Jones, First National Bank of Elmer Read more

*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

Free E-Book: *Cash In The Evolving Branch*

Today's bankers are increasingly under pressure to cut costs and grow revenue, all from a shrinking base of in-branch customers. This is forcing financial institutions to explore ways to make the retail channel more efficient. The 124-page book *Cash in the Evolving Branch: The Definitive Guide to Cash Recyclers* not only reveals the benefits of embracing technological change, but also poses—and answers–critical questions anyone working in retail bank operations needs to ask. ***Sponsored by ARCA.*** Read more

Sponsored Roundtable: Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe.*** Read more

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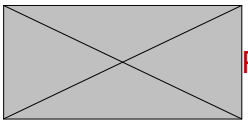

PUBLIC POLICY

Wednesday, September 14, 2016

TOP NEWS

Dodd-Frank Repeal Bill Passes Out Of House Committee

A measure aimed at repealing the Dodd-Frank Act was approved Tuesday by the House Financial Services Committee in a vote mostly along party lines that sends the bill to the House floor for a full vote.

NY Cybersecurity Rules Could Push Other Regulators

Banks, insurers and other financial institutions operating in New York state will have to take strong measures to protect against data breaches and other cyberattacks under first-of-their-kind rules proposed Tuesday, and experts say that other states and even the federal government may follow New York's lead.

House Rep. Tries To Force IRS Chief Impeachment Vote

Conservative House Republicans will try to force a vote this week on their attempts to oust IRS Commissioner John Koskinen, introducing a four-count impeachment resolution Tuesday over his alleged noncompliance with congressional investigations into IRS targeting of conservative groups.

9th Circ. Nixes Part Of Ariz. Air Pollution Plan

A Ninth Circuit panel on Monday partially rejected the U.S. Environmental Protection Agency's approval of Arizona's plan for airborne particulate matter around Maricopa County, saying the EPA needed to further the part of the plan addressing contingency measures.

House Votes To Lower ACA Out-Of-Pocket Tax Deductibility

House Republicans, with some Democratic support, voted on Tuesday to lower the Affordable Care Act threshold for claiming out-of-pocket medical expenses on taxes, claiming that the measure would provide relief to millions of Americans.

Restaurant Groups Urge High Court To Review Tip Pool Rule

A handful of restaurant associations recently urged the U.S. Supreme Court to take up an appeal of a Ninth Circuit ruling that the U.S. Department of Labor can stop employers from tip pooling, saying that the rule hurts minority workers and that a circuit split on the agency's rulemaking puts restaurants in a costly bind.

NCAA Pulls Events From North Carolina Over Bathroom Law

The NCAA announced Monday that it is pulling several marquee events from North Carolina, including the men's college basketball tournament, citing "cumulative actions taken by the state concerning civil rights protections" such as the state's controversial transgender bathroom law.

Swiss Supreme Court OKs Sharing Of Bank Data With Dutch

Switzerland's highest court overturned a lower court's decision barring the country's tax authorities from providing banking information on Dutch UBS AG clients to the Netherlands, saying Monday that a request from Dutch tax authorities is not prohibited by a treaty between the two countries.

LAW FIRMS

Arent Fox
Arnold & Porter
Ashurst LLP
Bancroft PLLC
Beck Redden
Buchalter Nemer
BuckleySandler
Cahill Gordon
Chadbourne & Parke
Consovoy McCarthy
Cravath Swaine
Davis Polk
Earthjustice
Farr Law Firm
Gibbs Houston
Gibson Dunn
Greenbaum Rowe
Haynes and Boone
Hunton & Williams
Jackson Lewis
Jones Day
Katten Muchin
Kellogg Huber
King & Spalding
Kirkland & Ellis
Klasko Immigration Law Partners
Latham & Watkins
Marshall Gerstein
McDermott Will
McDonald McCann
Morgan Lewis
Pillsbury Winthrop
Proskauer Rose
Ropes & Gray
Sanford Heisler
Shook Hardy
Squire Patton Boggs
Steptoe & Johnson LLP
Sterne Kessler

ANALYSIS

Reviewing Clinton's Immigration Positions As Election Nears

Although Hillary Clinton hasn't been too vocal on business immigration issues such as the H-1B visa program this election cycle, it's worth noting the Democratic nominee has staked out some ambitious positions in other areas, including going beyond President Barack Obama's executive actions on deportation. Here, Law360 provides an overview of where the former secretary of state stands on the hot-button issue.

The AIA At 5: New Rules Bring New Patent Filing Strategies

The enactment of the America Invents Act five years ago this week fundamentally altered filing rules for patent applications, but those changes have in many ways have had less of an effect on patent prosecution than the law's new proceedings for challenging patents, attorneys say.

FCC Walking Fine Line With Station Ownership Move

The Federal Communications Commission will likely be forced to defend its recent decision to eliminate a key break in the way it calculates restrictions on media ownership, and experts said rapidly changing market conditions could make the changes a tough sell.

Retail Investment Disclosure Vote May Leave Firms In A Bind

Firms that sell packaged investment products face a year-end deadline to start giving investors documents summarizing costs and risks, but attorneys foresee even more difficulty if European Union lawmakers vote Wednesday to reject detailed rules for the disclosures.

ENERGY & ENVIRONMENTAL

SoCalGas To Pay $4M To End LA's Suit Over Huge Gas Leak

Southern California Gas Co. agreed to pay $4 million to settle criminal charges brought by Los Angeles County alleging the utility didn't properly notify authorities about a massive natural gas leak at a storage facility that displaced thousands of area residents, county prosecutors said Tuesday.

EPA Asks DC Circ. For En Banc Review In Boiler Rule

The U.S. Environmental Protection Agency on Monday asked the D.C. Circuit to grant en banc review of a panel's July ruling that largely sided with environmentalists in challenges to the EPA's emissions rules for boilers and incinerators.

EPA Must Release Docs In Effluent Rule Row, Groups Say

Industry groups challenging the U.S. Environmental Protection Agency's power plant effluent rule pressed the Fifth Circuit on Monday to force the agency to turn over documents for the litigation's administrative record, saying the agency's contention it reasonably withheld documents containing "confidential business information" doesn't hold water.

Legal Scholars Object To House Climate Change Subpoenas

A group of law professors and lawyers on Monday urged House Republicans to drop subpoenas targeting climate science groups and the Massachusetts and New York attorneys general, saying a committee's investigation into an alleged assault on the free speech of fossil fuel companies is itself an assault on free speech.

Okla., Chamber Say 10th Circ. Right Venue In Water Rule Row

Oklahoma and business groups led by the U.S. Chamber of Commerce on Monday told the Tenth Circuit it has authority to hear their challenges to the federal government's controversial Clean Water Rule, despite a Sixth Circuit finding that it has jurisdiction over the matter.

Stroock & Stroock
White & Case
Wilkinson Barker
Williams & Connolly

COMPANIES

21st Century Fox Inc.
AARP Inc.
AT&T Inc.
Aereo Inc.
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Immigration Lawyers Association
American Municipal Power Inc.
AstraZeneca
Atlantic Club Casino Hotel
Bristol-Myers Squibb Company
CTIA
Carlyle Group LP
Center for Biological Diversity Inc.
Chevron Corporation
Citizens for Responsibility and Ethics in Washington
Consumer Watchdog
Delaware Riverkeeper Network
Deutsche Bank AG
Exxon Mobil Corporation
Facebook
Florida Bar Association
Goldman Sachs Group Inc.
Google Inc.
Harvest Partners LP
Hasbro, Inc.
Home Depot, Inc.
IP Owners Association
Information Technology Industry Council
International Business Machines Corporation
Internet Corporation for Assigned Names and Numbers
JPMorgan Chase & Co.
LPL Financial Holdings Inc.
Mattel, Inc.
Mexican American Legal Defense and Education Fund
Moody's Corporation
National Basketball Association
National Collegiate Athletic Association
National Federation of

Enviros Say Fishing Agency On Hook For Harm To Whales

Two environmental groups announced Monday that they intend to sue the National Marine Fisheries Service for allegedly authorizing two West Coast fisheries to operate without permits that allow incidental harm to Endangered Species Act-listed whales, a situation the groups fear will lead to more whales being hurt or killed than allowed.

NJ Rate Agency Blasts Gas Pipeline Plan In FERC Comment

The New Jersey Division of Rate Counsel considers PennEast's plan for a 118-mile natural gas pipeline through the Garden State and Pennsylvania to be driven by agreements with its own affiliates, rather than the needs of ratepayers, according to feedback the agency submitted recently to the Federal Energy Regulatory Commission.

HEALTH & LIFE SCIENCES

Vanda Wields New Labeling To Stymie Fanapt Generics

Specialty drugmaker Vanda Pharmaceuticals is attempting to block all generic versions of its flagship schizophrenia medication Fanapt, telling the U.S. Food and Drug Administration that recent labeling changes can be neither copied nor ignored by copycat products.

IP & TECHNOLOGY

Patent Office Head Defends Examiners' Work At House Panel

The head of the U.S. Patent and Trademark Office defended her agency's work in wide-ranging questioning before a House panel Tuesday, maintaining she has taken steps to improve the work of patent examiners and better the patent system.

Congress Must Overhaul Patent Eligibility Law, Experts Say

Recent U.S. Supreme Court decisions limiting patent-eligibility risk are crippling the patent system, and the time has come for Congress to amend the law to protect patents, experts including the former director of the U.S. Patent and Trademark Office said Tuesday.

MEDIA & ENTERTAINMENT

Govt. Has Lost $3.7B On Stadium Subsidies: Brookings Study

The federal government's subsidization of pro sports stadiums with tax-exempt municipal bonds has resulted in a loss to U.S. tax coffers of $3.7 billion over the past 16 years with little economic gain to show for it, a new Brookings Institution report shows.

NJ Lawmaker Unveils Funding Plan For New Casino Revenue

A New Jersey lawmaker has unveiled a spending plan for future revenue generated from casinos that would operate in the northern part of the state if voters in November approve a measure to allow the operation of gaming halls outside of Atlantic City.

TRANSPORTATION & INFRASTRUCTURE

NJ Bridge Scandal Jurors Probed For Potential Bias

Attorneys and a New Jersey federal judge questioned more than two dozen prospective jurors Tuesday about serving on the trial of former public officials charged in the George Washington Bridge lane-closing scandal, leading them to excuse certain people over doubts that they could be fair and impartial.

Independent Business
National Immigration Law Center
National Restaurant Association
Navigant Consulting Inc.
New York Times Co.
New York Yankees
Nickelodeon Global Network Ventures Inc.
Novartis AG
Otsuka Holdings Co. Ltd.
Owner-Operator Independent Drivers Association Inc.
Planned Parenthood Federation
Public Knowledge
Revlon, Inc.
Securus Technologies Inc.
Sempra Energy
Sierra Club
Southern California Gas Co.
TechFreedom
Telecommunications Industry Association
The Blackstone Group L.P.
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U-Haul International Inc.
U.S. Bancorp
U.S. Chamber of Commerce
UBS AG
UGI Corporation
Union of Concerned Scientists
United Farm Workers
Valassis Communications
Vanda Pharmaceuticals Inc.
Viacom Inc.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Consumer Financial Protection Bureau
Defense Contract Audit Agency
Department of Commerce
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.

Truck Drivers Ask 7th Circ. To Dump Electronic Monitoring

Truck drivers who object to being electronically monitored while at work took their objections to the Seventh Circuit Tuesday, arguing that a federal rule requiring the placement of devices in their vehicles that electronically log their hours violates the constitutional guarantee against unreasonable searches.

INSURANCE

ACA Marketplaces Still Vulnerable To Fraud, GAO Finds

Affordable Care Act marketplaces are still vulnerable to fraud, the U.S. Government Accountability Office said Monday when it released the results of its 2015 and 2016 undercover investigations into the ease with which health coverage applications are approved at federal and state levels.

EMPLOYMENT

Calif. Gov. Approves Overtime Measure For Farm Workers

Calif. Gov. Jerry Brown signed off on a major piece of legislation Monday that will establish a timeline to phase in overtime requirements for farm workers, who are often immigrant laborers, winning praise from the biggest farm workers union in the country.

Houston Schools Say Auditor's Whistleblower Claims Too Late

The Houston Independent School District on Monday told a state district court that it should dismiss the whistleblower lawsuit its former chief audit executive filed last month alleging he was fired for pointing out violations of law, because his claims were filed too late.

COMPETITION

Menendez Loses 3rd Circ. Bid To Revisit Criminal Charges

The Third Circuit declined Tuesday to revisit a decision upholding corruption and conspiracy charges against U.S. Sen. Robert Menendez, but his defense attorney indicated that the senator has plans to take his fight to the U.S. Supreme Court.

PRIVACY & CONSUMER PROTECTION

Viacom, Others Reach Deal After NY AG's Child Privacy Probe

Viacom, Mattel, Hasbro and JumpStart have agreed to pay a combined $835,000 in penalties and implement reforms after an investigation revealed that the children's website operators permitted illegal tracking of kids' online activity, New York Attorney General Eric T. Schneiderman announced Tuesday.

McCain Won't Back Split Of NSA, Cyber Command Leadership

Sen. John McCain, R-Ariz., said during a Senate Armed Services Committee hearing Tuesday that he would object to any efforts to divide the leadership of the National Security Agency and U.S. Cyber Command before President Barack Obama leaves office.

Berkeley Cellphone Law Violates Free Speech, 9th Circ. Told

A cellphone trade group urged the Ninth Circuit during oral arguments Tuesday to block the city of Berkeley's ordinance requiring cellphone retailers to warn customers about possible radio signal dangers, saying the rule violates First Amendment protections by requiring companies to voice the city's opinion, not proven facts.

GOVERNMENT CONTRACTS

Federal Energy Regulatory Commission
Federal Financial Institutions Examination Council
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Food and Drug Administration
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
National Aeronautics and Space Administration
National Archives and Records Administration
National Marine Fisheries Service
National Security Agency
National Telecommunications and Information Administration
New Jersey Board of Public Utilities
New York Attorney General's Office
New York State Department of Financial Services
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Securities and Exchange Commission
Social Security Administration
Texas Health and Human Services Commission
Texas House of Representatives
Texas State Senate
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate

Contractors Must Obey New Controlled Info Rule, Feds Say

Federal contractors will be required to abide by new rules aimed at streamlining and clarifying how agencies label and disclose controlled unclassified information, according to a notice to be published Wednesday in the Federal Register.

Congress Doesn't Need To OK Internet Transition, GAO Says

The Obama administration's plan to privatize the internet's domain name system moved a step forward on Monday, when the U.S. Government Accountability Office released a report saying that the process is not a transfer of government property requiring a green light from Congress.

Google, Facebook Back Domain-System Handover Plans

Google Inc., Facebook Inc., Amazon.com Inc. and other online giants told congressional leaders Tuesday they back plans to privatize the internet’s domain name system by transferring American control to the global multistakeholder community.

NASA Tweaks Cost-Type Contract Pay Request Reviews

NASA issued an interim rule Tuesday updating how the space agency reviews payment request vouchers under cost-type contracts, to fill the gap left by a congressional prohibition on the Defense Contract Audit Agency's reviewing nondefense contracts.

Rule Aims To Reduce Audits On Gov't Contract Closeouts

Fewer proposed settlements closing out federal government prime contracts and subcontracts would be subject to audit under a rule floated Tuesday by the agencies comprising the Federal Acquisition Regulatory Council that would raise the payout amounts that automatically trigger such reviews.

INTERNATIONAL TRADE

Tech Industry Holding Out Hope For Swift TPP Vote

Leaders for 13 U.S. technology industry associations on Tuesday turned up the heat on lawmakers to ratify the Trans-Pacific Partnership before the year is out, warning that leaving the agreement behind will deal a substantial blow to U.S. competitiveness in a crucial region.

TAX

Dems Seek Criminal Probe Into Trump's Fla. AG Donation

House Democrats on Tuesday called for a federal criminal investigation into allegations that the Donald J. Trump Foundation bribed Florida Attorney General Pam Bondi with a $25,000 campaign donation to stop her office from taking legal action against Trump's get-rich-quick real estate seminars.

BANKRUPTCY

Ex-Fla. City Manager Pleads Guilty To Bribery Scheme

The former city manager of a nearly bankrupt Miami suburb pled guilty Monday in Florida federal court to accepting bribes in an illegal municipal bribery and extortion conspiracy.

IMMIGRATION

License Denials For Immigrants Spark Another Arizona Suit

Legal advocacy groups on Monday launched a class action in Arizona over the state's alleged practice of refusing to grant driver's licenses to certain immigrants, saying that the state's policy discriminates against people who aren't citizens without "any valid justification."

9th Circ. Won't Rehear Visa Denial Over Suspected Gang Ties

The Ninth Circuit on Tuesday refused to rehear its ruling that a U.S. consulate had acted within the law in denying a visa to a Mexican man suspected of ties to a street gang, according to an order issued by the appeals court.

TELECOMMUNICATIONS

FCC Tells DC Circ. Challenge To Inmate Call Rate Has No Legs

The Federal Communications Commission on Monday asked the D.C. Circuit to toss a row over its mandated limits on rates for inmate calls, saying that the rate caps themselves have recently changed and that other arguments, such as the agency's purported lack of authority to impose caps, have no standing.

Advocacy Groups Push FCC For Strong ISP Privacy Rules

A group of several public interest groups on Monday pressed the Federal Communications Commission to tighten privacy rules on internet service providers, arguing that the agency cannot look to the Federal Trade Commission's framework when issuing its own rules.

EXPERT ANALYSIS

Fortiline: FTC's New Twist On 'Invitation To Collude'

The standards for proving an invitation to collude already are ambiguous. The Federal Trade Commission's recent action challenging piping distributor Fortiline brings further ambiguity, as this is the FTC's first invitation-to-collude case against an entity that is both a direct competitor with, and a distributor for, the alleged invitee, say attorneys with Jones Day.

Mitchell-Lama Cooperatives: An Alternative To Privatizing

Although New York's Mitchell-Lama program was intended to provide affordable housing, it allows Mitchell-Lama cooperatives to voluntarily privatize, which increases rent for New Yorkers. These cooperatives should consider an alternative option, the Article II to Article XI conversation program, says Erica Buckley of Stroock & Stroock & Lavan LLP.

A Look Inside The Future Of Telemedicine In Texas

In the last several years, Texas has generated significant news related to the disagreements between the Texas Medical Board and Teladoc, a telehealth medical provider. While the dispute and subsequent corollary issues linger in litigation, some telemedicine providers have been in a holding pattern with their business operations in Texas. However, there may be legislative and regulatory changes on the horizon, says Michelle Apodaca with Haynes and Boone LLP.

The Jesinoski Opinion Vs. The Statute Of Limitations

Although the U.S. Supreme Court ruled in Jesinoski v. Countrywide Home Loans Inc. that borrowers do not need to file within a three-year period in order to enforce the right to rescind under the Truth-In-Landing Act, borrowers should respect that TILA rescission claims must be brought within a one-year period, say John Hosack and Jason Goldstein of Buchalter Nemer.

LEGAL INDUSTRY

3 Secrets To Retaining Millennial Attorneys

Law firms that want to prevent millennial attorneys from moving to their competitors need to develop retention plans that adhere to the firm's culture while keeping an

eye on the ethos of the under-35 set, who tend to prioritize work-life balance over long hours, according to legal industry experts. Here, Law360 looks at three secrets that will keep the future of your firm from leaving.

Davis Polk Wants Female Ex-Associates Back At Work

Davis Polk & Wardwell LLP is launching a “returnship” program aimed at attorneys who have taken a long break from the firm — namely, women who left to have and raise children — to help them transition back to full-time practice, the firm said Tuesday.

Female Partners at Chadbourne Disavow Discrimination Suit

A group of female partners at Chadbourne & Parke fired back at the attorney who filed a proposed class action alleging the firm discriminates against women, saying in a letter Monday that nobody consulted them about their experiences before filing suit on their behalf.

5 Big Legal Names Heading To Kirkland That Aren't Clement

When Kirkland & Ellis LLP brings the entire fleet of 17 attorneys at Bancroft PLLC into its fold Oct. 1, the firm will gain a good deal more legal talent than former U.S. Solicitor General Paul Clement alone. Here, five other Bancroft attorneys that have turned heads with their legal prowess.

Scalia Won Battle Over Statutory Interpretation, Kagan Says

U.S. Supreme Court Associate Justice Elena Kagan admitted Tuesday that the late Justice Antonin Scalia had, over his career, succeeded in impressing his unique view of statutory interpretation on even his most intractable colleagues, elevating the once low standing of textual analysis to something akin to reverence in the American legal system.

Pro Bono Firm Of 2016: Arnold & Porter

Arnold & Porter's defense of Planned Parenthood against illegal fetal-tissue sale allegations as well as its victories for an innocent man on death row and mentally ill defendants facing lengthy jail terms before trial are just three of the reasons the firm landed a place on Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: McDermott's Ira Coleman

The hardest part of remaining a rainmaker is that every year, on Jan. 1, all of your columns go to zero and you have to start all over again. I use this time as an opportunity to reflect and get re-energized. I feel an obligation to myself and to my clients to do more and be better, says Ira Coleman, global head of McDermott Will & Emery’s corporate and transactional group.

Rainmaker Q&A: Baer & Troff's James Baer

Being a rainmaker is less about being a good lawyer and more about developing your business. Like brushing your teeth, you have to do it every single day. It requires constant attention and must be regarded with high importance, says James Baer, principal and founding partner at Baer & Troff LLP.

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McDermott Will
Arent Fox
Arnold & Porter
Ashurst LLP
Bancroft PLLC
Beck Redden

Buchalter Nemer
BuckleySandler
Cahill Gordon
Consovoy McCarthy
Cravath Swaine
Davis Polk
Earthjustice
Farr Law Firm
Gibbs Houston
Greenbaum Rowe
Haynes and Boone
Hunton & Williams
Jackson Lewis
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Latham & Watkins
Marshall Gerstein
McDonald McCann
Morgan Lewis
Pillsbury Winthrop
Proskauer Rose
Ropes & Gray
Sanford Heisler
Shook Hardy
Squire Patton Boggs
Steptoe & Johnson LLP
Sterne Kessler
Stroock & Stroock
White & Case
Wilkinson Barker
Williams & Connolly

COMPANIES

American Civil Liberties Union
Google Inc.
Amazon.com Inc.
Facebook
Internet Corporation for Assigned Names and Numbers
21st Century Fox Inc.
AARP Inc.
AT&T Inc.
Aereo Inc.
American Bar Association
American Immigration Lawyers Association
American Municipal Power Inc.
AstraZeneca
Atlantic Club Casino Hotel

Bristol-Myers Squibb Company
CTIA
Carlyle Group LP
Center for Biological Diversity Inc.
Chevron Corporation
Citizens for Responsibility and Ethics in Washington
Consumer Watchdog
Delaware Riverkeeper Network
Deutsche Bank AG
Exxon Mobil Corporation
Florida Bar Association
Goldman Sachs Group Inc.
Harvest Partners LP
Hasbro, Inc.
Home Depot, Inc.
IP Owners Association
Information Technology Industry Council
International Business Machines Corporation
JPMorgan Chase & Co.
LPL Financial Holdings Inc.
Mattel, Inc.
Mexican American Legal Defense and Education Fund
Moody's Corporation
National Basketball Association
National Collegiate Athletic Association
National Federation of Independent Business
National Immigration Law Center
National Restaurant Association
Navigant Consulting Inc.
New York Times Co.
New York Yankees
Nickelodeon Global Network Ventures Inc.
Novartis AG
Otsuka Holdings Co. Ltd.
Owner-Operator Independent Drivers Association Inc.
Planned Parenthood Federation
Public Knowledge
Revlon, Inc.
Securus Technologies Inc.
Sempra Energy
Sierra Club
Southern California Gas Co.
TechFreedom
Telecommunications Industry Association
The Blackstone Group L.P.
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U-Haul International Inc.
U.S. Bancorp
U.S. Chamber of Commerce
UBS AG

UGI Corporation
Union of Concerned Scientists
United Farm Workers
Valassis Communications
Vanda Pharmaceuticals Inc.
Viacom Inc.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
Federal Trade Commission
Internal Revenue Service
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Reserve System
Government Accountability Office
National Aeronautics and Space Administration
National Telecommunications and Information Administration
New York Attorney General's Office
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Labor
Army Corps of Engineers
Consumer Financial Protection Bureau
Defense Contract Audit Agency
Department of Commerce
European Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Financial Institutions Examination Council
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
Financial Stability Oversight Council
Food and Drug Administration
Immigration and Customs Enforcement
National Archives and Records Administration
National Marine Fisheries Service
National Security Agency
New Jersey Board of Public Utilities
New York State Department of Financial Services
Port Authority of New York & New Jersey
Social Security Administration
Texas Health and Human Services Commission

Texas House of Representatives
Texas State Senate
U.S. Department of Defense
U.S. Department of the Interior
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold Notification
Sent: Mon 7/30/2018 8:58:25 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reissued - Response Required

[redacted]

City business, whether that device is officially issued or personally owned.

[redacted]

To: Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:33:51 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Great! I'll get back to you on it. I want to be sensitive to their community. I'll get it done by Monday.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:32 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman

Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> ---
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> "**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."
>
> ---
>
> **From:** Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
> **Sent:** Wednesday, July 08, 2015 4:08 PM

To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

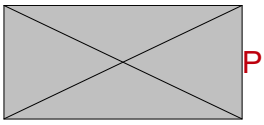
If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 11/18/2016 10:04:13 AM
Subject: [Marketing Mail] Trump's Pledged Lobbying Reform May Spook BigLaw Clients



PUBLIC POLICY

Friday, November 18, 2016

TOP NEWS

Trump's Pledged Lobbying Reform May Spook BigLaw Clients

Donald Trump's populist pledge to "drain the swamp" of Beltway lobbying and institute tighter registration and disclosure requirements could drive away BigLaw clients who would rather keep their efforts to influence Congress and the White House in the shadows, experts say.

Analysis

Time Runs Out For FCC Chief's Agenda

Federal Communications Commission Chairman Tom Wheeler has likely reached the end of the road on his still incomplete regulatory agenda, with experts saying that even recently passed items such as new privacy rules for ISPs could be on thin ice after the election.

Religious Freedom In Danger, Alito Says In Political Speech

Conservative Justice Samuel Alito struck a political tone Thursday in a speech honoring the late Justice Antonin Scalia, warning that religious freedom was in great "danger" and suggesting executive agencies have overstepped their constitutional authority in the Obama administration.

House OKs Bill To Shut Down Lame-Duck Obama Rules

House Republicans on Thursday passed a bill aimed at undoing last-minute administrative regulations en masse, in the face of a presidential veto threat.

10,000 Attys Sign Letter Opposing Bannon White House Role

A letter being circulated by a Colorado law professor calling for Donald Trump to rescind his pick of Steve Bannon from a top White House role has garnered more than 10,000 lawyer signatures, an outpouring of support she hopes will dislodge the "alt right" news executive from the new administration.

Analysis

Public Financing For Stadiums Is Staying In The Game

Questions are mounting over whether cities and states should be using tax money to pay for sports stadiums and facilities, highlighted by San Diego voters' rejection last week of a measure to finance a new stadium for the Chargers, but some attorneys who work on stadium-financing projects say there is a role for the public to play and not to expect public financing to dry up anytime soon.

BANKING & SECURITIES

Reg. A+ Deals Show Promise As JOBS Act Slowly Matures

While smaller issuers are waiting to feel the impact of new capital-raising options mandated by Congress, attorneys told a regulatory forum Thursday they are beginning to see improvement, particularly with Regulation A+ offerings or so-called mini-IPOs.

LAW FIRMS

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Akin Gump
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Baker Donelson
BakerHostetler
Berwin Leighton
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Blank Rome
Bond Dickinson
Brann & Isaacson
Covington & Burling
Davis Wright Tremaine
Dentons
Duane Morris
Ellenoff Grossman
Foley & Lardner
Fox Rothschild
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Gardere Wynne Sewell
Gibson Dunn
Gowling WLG
Greenberg Traurig
Hogan Lovells
Hogan McDaniel
Honigman Miller
Kasowitz Benson
Kemp Smith
King & Spalding
Morrison & Foerster
Nossaman LLP
Ogletree Deakins
Pashman Stein
Reed Smith
Sandler Reiff
Shook Hardy
Sidley Austin
Simmons & Simmons
Squire Patton Boggs
Sutherland Asbill

Yellen Says She Plans To Stay Atop Fed Under Trump

Federal Reserve Chair Janet Yellen on Thursday said she intended to serve out her term atop the central bank, setting up potential policy clashes with the incoming Trump administration as she faces efforts to decrease the Fed's independence and roll back financial regulatory reforms.

Asked About Trump, Bharara Says 'I Love My Job'

Manhattan U.S. Attorney Preet Bharara said Thursday that he has no intention of leaving public service as Washington begins its pivot from eight years of an Obama administration to a Trump presidency, drawing a contrast with other key Obama administration law enforcement personnel.

NY AG 'Troubled' By Trump's Rumored Aim At Wall St. Law

New York Attorney General Eric Schneiderman said Thursday he was "deeply troubled" by a Donald Trump presidential transition team member's reported efforts to truncate the state's power to go after Wall Street in court, saying that power protects consumers and investors.

Clearinghouses Meet Resiliency Marks In CFTC Stress Tests

The U.S. Commodity Futures Trading Commission announced Thursday that five commodity clearinghouses had all passed the commission's first multi-clearinghouse stress test.

Ex-TSX Exec To Lead Canadian Capital Markets Agency

Former Toronto Stock Exchange executive and securities lawyer Kevan Cowan was selected Thursday to become the first chief regulator of Canada's Capital Market Regulatory Authority, a body slated to be running by 2018 to unify the country's capital markets oversight.

ENERGY & ENVIRONMENTAL

Fed. Contractor Emissions Reporting Rule Finalized

Bidders on federal contracts will be required to report to agencies on whether the companies publicly disclose their greenhouse gas emissions, under a rule finalized Thursday aimed at helping regulators work toward cutting down on emissions throughout agency supply chains.

Judge Sinks Part Of Federal Fisheries Rule

A federal judge in Washington state Wednesday partially tossed a 2014 National Marine Fisheries Service rule for additional regulations on halibut fisheries in the north Pacific Ocean, saying the rule wrongly applies retroactively.

Senate Rejects State Oil Revenue Sharing Reforms

The U.S. Senate will not take up a bill that would have increased the share of federal oil and other mineral lease revenue that go to states along the Gulf of Mexico, after Democrats voted to block the measure.

HEALTH & LIFE SCIENCES

Pfizer Sues Texas Agency For Releasing Drug Rebate Info

Pfizer Inc. sued Texas' health agency in federal court Thursday, claiming it violated confidentiality rules intended to protect Pfizer's trade secret pricing and rebate information as part of the state's Medicaid program when it provided the sensitive data to state lawmakers.

Chicago Passes Strict Licensing Standards For Pharma Reps

The Chicago City Council on Wednesday passed what Democratic Mayor Rahm Emanuel called the strictest regulations on pharmaceutical representatives in the nation, unanimously approving licensing requirements intended to curb opioid

Swift Currie
Walder Hayden
White & Case
Wilson Sonsini
Winstead PC
Winston & Strawn
Wolfe & Wyman

COMPANIES

Actavis PLC
Aetna Inc.
America's Health Insurance Plans
American Bar Association
American Federation of State, County and Municipal Employees
American International Group Inc.
American Short Line and Regional Railroad Association
Apple Inc.
Associated Press
Association of American Railroads
Berkshire Hathaway Inc.
Chevron Corporation
Citizens for Responsibility and Ethics in Washington
Federalist Society
Friedman LLP
General Re Corp.
GlaxoSmithKline
Goldman Sachs Group Inc.
Google Inc.
Humane Society of the United States
InterMune, Inc.
KPMG International
Marriott International Inc.
Medtronic Inc.
NASDAQ OMX Group Inc.
NFL Enterprises LLC
Natural Resources Defense Council
Oakland Raiders
Pfizer Inc.
PhRMA
Philip Morris USA Inc.
R.J. Reynolds Tobacco Co.
Southern Poverty Law Center
TMX Group Ltd.
Texas Rangers
The Boeing Company
Twitter Inc.

GOVERNMENT AGENCIES

abuse, over industry objections that they do no such thing.

TRANSPORTATION & INFRASTRUCTURE

Rail Execs Call For Halt On Regs Ahead Of Trump Transition

Railroad industry executives are eagerly anticipating an ease-up in regulation from the GOP-controlled Congress and Republican President-elect Donald Trump, joining the growing chorus of policymakers calling on federal agencies like the U.S. Department of Transportation to delay finalizing any rules, particularly ones stakeholders view as onerous.

REAL ESTATE

NJ Mayor Pleads Guilty To Theft Of Housing Project Funds

The mayor of Passaic, New Jersey, pled guilty in federal court Thursday to soliciting and receiving payments from developers related to a federal program to build lower-income housing after telling the developers the payments would be necessary to ensure that project would proceed.

EMPLOYMENT

NLRB Names 5 New Administrative Law Judges

The National Labor Relations Board said Wednesday it will replace five outgoing judges set to retire at the end of this calendar year with five administrative law judges from the Social Security Administration.

Gov. Rauner Moves Ahead On Merit Pay, OT Rules For Union

Illinois Gov. Bruce Rauner's administration will begin changing the way 38,000 state workers are paid after a win earlier this week with the state's largest public employee union, allowing the governor to implement merit-based pay and a 40-hour workweek on members of the American Federation of State, County and Municipal Employees.

PRIVACY & CONSUMER PROTECTION

Top US Intelligence Official James Clapper Resigns

Director of National Intelligence James Clapper told the House Select Committee on Intelligence during a Thursday hearing that he had submitted his resignation.

DOJ Faces Staffing Crisis As Workers Age, Watchdog Says

The U.S. Department of Justice faces a staffing crisis, with nearly one-third of its career employees becoming eligible for retirement by 2019, according to a report that the agency's internal watchdog released on Thursday.

Manhattan DA Says Investigators Need Smartphone Access

Manhattan's district attorney pressed smartphone makers and legislators Thursday to create routes into devices linked to crime, lamenting “precious little progress” on proposals that would lend hope to law enforcement investigators stymied by encryption and passcodes.

FOOD & BEVERAGE

9th Circ. Nixes States' Suit Over Calif. Egg Production Law

Missouri, Nebraska and four other states lost a bid to prevent California from enforcing housing regulations for egg-laying hens on Thursday when the Ninth Circuit issued a published decision saying the states don’t have standing to sue over the standards.

Blackfeet Nation
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Defense Contract Audit Agency
Defense Intelligence Agency
Executive Office of the President
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Government Accountability Office
Health Resources and Services Administration
Internal Revenue Service
National Aeronautics and Space Administration
National Labor Relations Board
National Marine Fisheries Service
National Security Agency
Navajo Nation
New York Attorney General's Office
Office of Foreign Assets Control
Office of the Director of National Intelligence
Overseas Private Investment Corp.
Securities and Exchange Commission
Social Security Administration
Special Inspector General for Afghanistan Reconstruction
Standing Rock Sioux Tribe
Surface Transportation Board
Texas Health and Human Services Commission
Texas State Senate
U.S. Air Force
U.S. Attorney's Office

GOVERNMENT CONTRACTS

House Likely To Consider Second Gov't Funding Band-Aid

The House could soon vote on a second short-term government funding measure, as the speaker of the House said Thursday that President-elect Donald Trump had requested the ability to pass a 2017 funding bill in March.

OPIC Put $85M Into 'Abandoned Empty Shells,' Watchdog Says

Overseas Private Investment Corp. loans used to fund $85 million in hotel and apartment projects in Afghanistan are now in default due to possible fraud, with the projects sitting as "abandoned empty shells," a government watchdog said in a letter made public Thursday.

DHS Needs More Unity Among Its Units, Watchdog Says

The U.S. Department of Homeland Security needs to work on transitioning from an agency of 22 semi-independent components to a more cohesive entity in order to cut down on waste and inefficiency, according to a report released Wednesday by the DHS inspector general.

DOD Needs An Earlier Look At Weapons Requirements: GAO

The U.S. Department of Defense could potentially avert the historic cost overruns and schedule delays in its weapon system programs, on which the agency expects to spend more than $1.4 trillion, if it gets an earlier start on reviewing program requirements, the U.S. Government Accountability Office said Thursday.

Cuomo Poses Anti-Graft Reforms Amid 'Endless Scandals'

New York Gov. Andrew Cuomo — whose former aide is facing federal corruption charges — released an essay Wednesday in which he pushed for reform, vowed to install an anti-graft czar and called on state lawmakers to help end "long years of seemingly endless scandals."

KPMG Audit Of DHS Financial Statements Flags Concerns

An audit from KPMG LLP revealed that the U.S. Department of Homeland Security has certain weaknesses in its internal control over financial reporting, which is intended to ensure reliable financial statements, according to a report from the department's inspector general released Wednesday.

INTERNATIONAL TRADE

EU Trade Chief Charts Course For WTO Work On E-Commerce

As the World Trade Organization continues its work on a new negotiating agenda, European Union Trade Commissioner Cecilia Malmstrom on Thursday joined the chorus of voices calling for a work plan that focuses on new challenges arising from a boom in e-commerce and digital trade.

House Tries To Ground Iran Plane Sales Despite Veto Threat

In the face of a veto threat from the White House, the House of Representatives voted Thursday on a bill to restrict the ability of the government and American banks to participate in airplane deals with the Iranian government.

TAX

Analysis

Physical Tie Test For State Tax Takes Latest Hit In Ohio

The Ohio Supreme Court on Thursday refused to expand the scope of a U.S. Supreme Court ruling determining when states can impose transaction taxes on retailers to include other types of taxes, but the court's decision nevertheless chips away at the requirement for retailers to have a physical presence in a state, experts say.

U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court

IRS Emails Didn't Encrypt Taxpayers' Data, Report Says

The Internal Revenue Service may have compromised millions of taxpayers' sensitive information because employees occasionally sent tax returns in unencrypted emails to accounts both inside and outside of the agency, according to a Treasury Inspector General for Tax Administration report made public Thursday.

BANKRUPTCY

Minn. Bid To Reclaim Essar Steel Ore Leases Nixed In Del.

Minnesota lost an attempt Thursday to immediately reclaim public mineral rights held by bankrupt and idled mine- and mill-developer Essar Steel in a Delaware court ruling that left intact a Feb. 3 company deadline for nailing down leases needed for the $2 billion project.

IMMIGRATION

DHS Issues Final Job Flexibility Rule For Immigrant Workers

The U.S. Department of Homeland Security issued a final rule Thursday aimed at boosting job flexibility for certain skilled immigrant workers, releasing the regulation with just enough time for it to go into effect before President Barack Obama leaves office.

Reps. Urge Obama To Protect DREAMers, Citing Suicides

Three lawmakers urged President Obama on Thursday to use his pardon authority to protect DREAMers who signed up for DACA, the program allowing them to apply for deferred deportation and receive work permits, before President-elect Donald Trump takes office, saying some DREAMers have taken their own lives out of fear.

NATIVE AMERICAN

Interior Dept. To Lift Liens On Tribal Lands, Return $14M

The U.S. Department of the Interior will lift liens on tribal lands and return $14 million in proceeds from the liens to 20 tribes that took part in a now-defunct land consolidation program, according to a department statement Thursday.

NM Senator Named As Top Democrat On Indian Affairs Panel

Sen. Tom Udall, D-N.M., was named on Wednesday as the vice chairman of the Senate Committee on Indian Affairs for the next Congress, making him the leading Democrat on the panel overseeing American Indian, Native Hawaiian and Alaska Native legislation and issues.

EXPERT ANALYSIS

The US Supreme Court In 2017

The ideologue’s main problem is believing in conformity of thought. They will now search for true believers, but fortunately very few judges harbor the dark, conservative uniformity desired. If they do find one, the Senate will not confirm, says James Brosnahan, a senior trial counsel with Morrison & Foerster LLP.

Tax Policy In The Trump Era: Part 1

Nearly three decades have passed since the last major overhaul of the U.S. tax code. Republican and Democratic policymakers agree (often for different reasons) that reform is needed. In the first of a three-part series, attorneys with Squire Patton Boggs consider unfinished tax business in the current lame duck session, then look at how tax policy, and prospects for reform, will be affected by changes in Congress and at federal agencies.

Post-Election Thoughts On Antitrust

President-elect Donald Trump has not outlined a formal antitrust policy agenda. However, the announcement that former Federal Trade Commissioner Joshua Wright will be leading the transition team effort for the FTC suggests that the administration may be at least considering a more traditional Republican approach to antitrust, says Pete Levitas of Arnold & Porter LLP.

5 Questions About The Future Of US Environmental Regs

The election of Donald Trump as the 45th president of the United States may spur the most significant changes to U.S. environmental laws since the 1970s. In this atmosphere of uncertainty, however, we hope to shed some light on the baseline questions about the future of environmental regulation, say attorneys at Hogan Lovells.

Measuring DCAA's Actual Progress On Incurred Cost Audits

In a recent memorandum to regional directors, the Defense Contract Audit Agency stated that it has reduced its incurred cost proposal backlog to under 18 months and can again provide audit support for non-U.S. Department of Defense entities. While the announcement is promising, congratulations may be premature, say Dave Nadler and David Yang of Blank Rome LLP.

CMS Outpatient Payment Rule: The Good And The Bad

The Centers for Medicare and Medicaid Services recently issued its outpatient prospective payment system final rule, which included the much-anticipated changes to the treatment of off-campus provider-based departments. The final rule contains some good news and some bad news for both excepted and nonexcepted OPBDs, says Ann Hollenbeck, chairwoman of the health care practice group at Honigman Miller Schwartz and Cohn LLP.

LEGAL INDUSTRY

Law360's Weekly Verdict: Legal Lions & Lambs

Attorneys representing business groups opposing expanded federal union-organizing rules clinched a spot on Law360's legal lions list Monday when a federal judge deemed the rule unlawful, while attorneys at Greenberg Traurig representing Medtronic in a patent suit landed on the legal lambs list after a jury slammed their client with a $20 million verdict.

Kidnapped LA Judge Rescued By Colombian Authorities

Colombian authorities have rescued a Los Angeles Superior Court Judge who was kidnapped several days prior while in the South American nation on vacation, the court announced on Thursday.

Bond Dickinson Reopens Salary Review After Brexit Freeze

U.K. law firm Bond Dickinson LLP said Thursday it will revive its attorney salary review process after a temporary freeze related to the country's vote to leave the European Union, which caused economic uncertainty and a drop in value of the British pound.

Rainmaker Q&A: Winston & Strawn's Dan Webb

You need to make your presence felt and get involved in politics, community activities or charities. You need to appear to the world to be a lawyer who is on an upward adventure in life and in the practice of law, says Dan Webb, partner at Winston & Strawn LLP.

Rainmaker Q&A: Fox Rothschild's Mark Morris

I make it my personal goal to never have a client call with a question that I need to answer with, "Let me check and get back to you." I want to be up to date on every aspect of a matter so that I continue to foster that client's confidence, says Mark Morris, partner at Fox Rothschild LLP.

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Squire Patton Boggs
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Brann & Isaacson
Covington & Burling
Davis Wright Tremaine
Dentons
Duane Morris
Ellenoff Grossman
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Freitas Angell
Gardere Wynne Sewell
Greenberg Traurig
Hogan Lovells
Hogan McDaniel
Honigman Miller
Kasowitz Benson
Kemp Smith
King & Spalding
Morrison & Foerster
Nossaman LLP
Ogletree Deakins
Pashman Stein
Sandler Reiff
Shook Hardy
Sidley Austin
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Swift Currie
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Winston & Strawn
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TMX Group Ltd.
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GOVERNMENT AGENCIES

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U.S. Department of Justice
U.S. Supreme Court
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Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. Senate
Bureau of Citizenship and Immigration Services
Government Accountability Office
Internal Revenue Service

U.S. Department of the Interior
Blackfeet Nation
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Defense Contract Audit Agency
Defense Intelligence Agency
Executive Office of the President
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Emergency Management Agency
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Health Resources and Services Administration
National Aeronautics and Space Administration
National Labor Relations Board
National Marine Fisheries Service
National Security Agency
Navajo Nation
New York Attorney General's Office
Office of Foreign Assets Control
Office of the Director of National Intelligence
Overseas Private Investment Corp.
Social Security Administration
Special Inspector General for Afghanistan Reconstruction
Standing Rock Sioux Tribe
Surface Transportation Board
Texas Health and Human Services Commission
Texas State Senate
U.S. Air Force
U.S. Attorney's Office
U.S. Coast Guard
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U.S. Department of State
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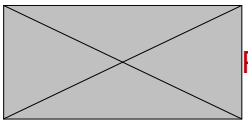

PUBLIC POLICY

Friday, May 27, 2016

TOP NEWS

SEC Watchdog Probing Coordination After Judge's Scolding

The U.S. Securities and Exchange Commission's Office of Inspector General is evaluating how the agency coordinates enforcement investigations, after a federal judge accused the agency of bringing overlapping cases and suggested a "self-examination" would be appropriate.

Chamber Report Says Yates Memo Discourages Cooperation

The U.S. Department of Justice runs the risk of discouraging corporations from cooperating with investigations under the so-called Yates Memo, the U.S. Chamber of Commerce's Institute for Legal Reform said in a report Thursday, arguing that workers could be pitted against their employers under the policy.

$37.4B Energy, Water Bill Sunk By Party Split In House

Both parties voted to sink the $37.4 billion bill laying out spending for energy and water infrastructure projects in the House of Representatives Thursday, as members rejected the bill over measures providing LGBT protections, blocking the Iran nuclear deal and energy efficiency rules.

DOJ Unsure Which Attys Are Allowed In TX Immigration Case

The U.S. Department of Justice told a Texas federal court Wednesday that it's not sure which of its lawyers are barred from appearing before the court to defend the White House's executive immigration actions, following a harsh ruling accusing government attorneys of lying about deportation deferrals.

NJ Assembly Passes $15 Minimum Wage Bill

The New Jersey Assembly on Thursday advanced legislation that would gradually boost the minimum wage to $15 an hour in phased increases over the next five years, an initiative touted by the chamber's Democratic leaders as a tool to help reverse the trend of poverty in the state.

Hatch Criticized For Media Gaffe Ahead Of Garland Meeting

Sen. Orrin Hatch, R-Utah, drew heat Thursday for an op-ed explaining why meeting Judge Merrick B. Garland didn't change his opposition to the U.S. Supreme Court nominee, because the piece was accidentally published before the meeting took place.

ANALYSIS

Daily Fantasy Cos. Should Plan Now To Avoid Tax Errors

The legalization of daily fantasy sports in Mississippi and Tennessee in recent weeks has opened the door to fresh questions about how revenue from these games should be taxed, and experts say proactive compliance measures should be taken to avoid running afoul of state tax laws.

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BakerHostetler
Blackwell Burke
Blank Rome
CGA Law
DLA Piper
Dechert
Dykema Gossett PLLC
Earthjustice
Faegre Baker
Fredericks Peebles
Gibson Dunn
Golenbock Eiseman
Goodwin Procter
Greenberg Traurig
Hobbs Straus
Jones Day
Levine Sullivan
Littler Mendelson
McDermott Will
Morgan Lewis
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Reed Smith
Ropes & Gray
Schnader Harrison
Squire Patton Boggs
Steptoe & Johnson LLP
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Stradley Ronon
Williams & Connolly
WilmerHale
Wilson Sonsini
Winston & Strawn

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AXA SA
American Civil Liberties Union
Bank of America Corporation
Bank of England
Barclays PLC

BANKING & SECURITIES

FINRA Tweaks Tackle Confusion Over Debt Research Rules

The Financial Industry Regulatory Authority proposed a rule change Wednesday alongside the U.S. Securities and Exchange Commission that would clarify yet-to-take-effect regulations on debt research analysts and reports.

New Rules Force UK's Big Banks To Bulk Up Capital Buffers

The U.K.'s biggest banks will have to set aside additional capital for their retail banking arms starting in 2019 to help them absorb losses during a financial crisis, the Bank of England said Thursday.

ENERGY & ENVIRONMENTAL

DOI Sends Stream Buffer Rule To White House

The final version of the U.S. Department of the Interior's stream protection rule, which would update decades-old regulations on protecting surface water and groundwater from coal mining operations, has been sent to the White House for review.

TSCA Senate Vote Stalled By Rand Paul Hold

Republican U.S. Sen. Rand Paul on Thursday threw a wrench into the Senate's plan to vote on reform to the Toxic Substances Control Act, placing a hold on the bill that he called "rushed."

Enviros Want In On EPA Mercury Rule Cost Analysis Fight

Environmental groups on Wednesday urged the D.C. Circuit to let them help the EPA fight back against Murray Energy Corp.'s challenge to the agency's court-ordered cost analysis for its controversial mercury and air toxics rule.

HEALTH & LIFE SCIENCES

Pols Wants Answers On Colombian Drug Licensing Policy

Fifteen Democratic lawmakers on Wednesday pressed the Obama administration to explain recent reports that it discouraged the Colombian government from issuing a license that would have invalidated a Novartis cancer drug patent to make way for a cheaper generic.

Ohio Planned Parenthood Defunding Looks Illegal, Judge Says

An Ohio federal judge has granted two Planned Parenthood affiliates a temporary restraining order blocking the state from cutting off funding, concluding that the organizations are likely to win their case alleging the state's defunding law violates the reproductive health providers' constitutional rights.

Indiana University Sues To Block State Fetal Tissue Law

Indiana University on Wednesday asked a federal court to block a recent state law that criminalizes the sale or transfer of tissue from an aborted fetus, calling the law "unconstitutionally vague" since it affects research work at the school.

GOP Reps Chide HHS On Off-Label Marketing, Urge Changes

High-ranking Republican lawmakers on Thursday accused the U.S. Department of Health and Human Services of hamstringing new guidance on acceptable off-label promotion for prescription drugs and medical devices, and they floated legislation to loosen limits on promotion.

IP & TECHNOLOGY

Center for Science in the Public Interest
Conservation Law Foundation
Electronic Frontier Foundation
Environmental Defense Fund Inc.
Facebook
Financial Industry Regulatory Authority Inc.
General Mills Inc.
Gerchen Keller Capital LLC
Google Inc.
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Army Corps of Engineers
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Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
Bureau of Reclamation
California Department of Finance
California Environmental Protection Agency

Outdated Gov't IT Costs Billions, Puts Security At Risk: GAO

The federal government needs to do a better job updating its outdated technology to ensure that it's not wasting money or putting its vast IT system at risk of security vulnerabilities, a Government Accountability Office report released Wednesday found.

TRANSPORTATION & INFRASTRUCTURE

New Rule Requires Performance Targets In Transit Plans

The Federal Transit Administration and the Federal Highway Administration have finalized a slew of regulation changes aimed at requiring the use of performance targets in determining transportation project planning and evaluation, according to a rule notice scheduled for publication in the Federal Register on Friday.

Senators Push House To Quickly Pass FAA Reauthorization

A pair of senators have urged the U.S. House of Representatives to follow the Senate's lead and pass a Federal Aviation Administration reauthorization bill, warning in a letter this week against letting the agency's funding expire at a time of aviation security risks ranging from drones to terrorism.

Calif. Comes Up $600M Short From Cap-And-Trade Auction

Sales of California cap-and-trade allowances dropped to a dramatic low during its May auction, leaving the state $600 million shy of projected auction revenues, a quarter of which was destined for its high-speed rail project.

REAL ESTATE

Houston Residents Sue City Over 'Horrific' Flooding Incidents

A group of Houston residents filed a federal lawsuit against the city Wednesday, alleging its prioritizing of private commercial development projects over its obligation to taxpayers has led to "repeated and horrific" flooding in neighborhoods adjacent to a redevelopment area.

PRIVACY & CONSUMER PROTECTION

Sens. Move To Set Limits On Feds' Overseas Data Demands

A bipartisan trio of senators on Wednesday took another stab at clearing up the debate over the U.S. government's ability to access user data stored abroad by rolling out a revamped legislative proposal that would establish a blanket warrant requirement and reform the process for cooperating with foreign governments on such demands.

NY Appeals Court Lifts Stay On NYC Salt Warning Rule

A New York state appeals court on Thursday lifted a temporary stay on a controversial rule requiring chain restaurants in New York City to alert customers to high-sodium food they serve, an ordinance opposed by the National Restaurant Association.

Senate Committee Again Postpones Vote On E-Privacy Reform

The Senate Judiciary Committee on Thursday again held off on advancing legislation that would amend the Electronic Communications Privacy Act, electing instead to take time to sort through a flurry of amendments that would ease some restrictions on how the government can access data and what services providers can say about these demands.

Ill. Legislator Claims Fantasy Sports Lobby Is Unethical

Efforts to get a bill regulating fantasy sports on the books could be in jeopardy after a legislator claimed on Thursday that she was shown evidence that industry

Centers for Disease Control and Prevention
European Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Highway Administration
Federal Trade Commission
Federal Transit Administration
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Immigration and Customs Enforcement
International Monetary Fund
Nuclear Regulatory Commission
Office of Foreign Assets Control
Office of Surface Mining Reclamation and Enforcement
Securities and Exchange Commission
Smithsonian Institution
Social Security Administration
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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
Wage and Hour Division

lobbyists discussed trading charitable contributions for bill support.

PRODUCT LIABILITY

FDA Inaction On Shellfish Petition Dangerous, Suit Alleges

The U.S. Food and Drug Administration is taking an illegally long time to respond to a citizen petition to set standards that would cut down on deadly bacterial contamination in shellfish, according to a suit filed Wednesday in Washington, D.C., federal court by a consumer advocacy group.

GOVERNMENT CONTRACTS

$317M UK Intel Center Draws Defense Watchdog Scrutiny

The U.S. Department of Defense's internal watchdog revealed a new investigation Wednesday into allegations of “inaccurate or misleading information” given to Congress about the decision to locate a $317 million intelligence center in the U.K., a decision heavily criticized by lawmakers.

INTERNATIONAL TRADE

FDA Finalizes Food Safety Anti-Terorrism Rule

The U.S. Food and Drug Administration finalized a rule Thursday that aims to prevent wide-scale harm to public health by requiring domestic and foreign companies to work to prevent intentional tampering with the U.S. food supply.

TAX

Pa. Towns Can Tax Freight Brokers, Others, Top Court Rules

The Pennsylvania Supreme Court ruled Wednesday that a company that negotiates shipping rates with trucking companies can be forced to pay a local business tax, a ruling that could open the door to more local taxes in industries where prices were once set by state regulators.

Wash. Top Court Voids Sales Tax Ballot Initiative

The Washington Supreme Court on Thursday voided a ballot initiative that was approved in November 2015 to give voters direct power to approve sales tax increases, saying that it violated the single-subject rule by presenting two different proposals.

BANKRUPTCY

Atlantic City Bailout Bills Pass Both NJ Houses

New Jersey legislation that aims to help Atlantic City financially recover from a crippling spate of poor gaming revenue and successful tax appeals now awaits Gov. Chris Christie’s signature, after passing both houses of the state Legislature on Thursday.

IMMIGRATION

Texas Rep. Touts Funding For 25 New Immigration Judges

Texas Democratic Rep. Henry Cuellar on Wednesday announced that he had secured funding for 25 new immigration judges in a fiscal year 2017 appropriations bill that just passed out of committee, as immigration courts face a massive backlog that the Executive Office for Immigration Review blames on a judge shortage.

Senate Panel Approves $125M Funding Increase For CBP

The Senate Appropriation Committee on Thursday unanimously approved a massive Homeland Security spending bill that includes a $125 million funding boost for U.S. Customs and Border Protection to address the agency's dual role of securing U.S. borders and facilitating trade flows.

NATIVE AMERICAN

BLM Can't Regulate Our Land, Ute Tribe Tells 10th Circ.

The Bureau of Land Management doesn't have authority to develop rules that govern tribal lands, the Ute Indian tribe told the Tenth Circuit on Wednesday, as it asked the appellate court to affirm a lower court's order blocking a rule that would regulate hydraulic fracturing on the tribe's land.

DOI Says French Sale Of Tribal Objects Very 'Troubling'

The head of the U.S. Department of the Interior joined a growing chorus of objections Thursday to a French auction house's planned sale of Native American cultural artifacts, with Secretary Sally Jewell urging the French government to help reunite the tribes with objects they view as sacred.

TELECOMMUNICATIONS

Boeing Urges FCC To Plan Satellite Spectrum-Sharing With 5G

Boeing representatives met with Federal Communications Commission staff this week to press for more spectrum bands intended for 5G technology to be shared with "next generation" broadband satellite communications systems currently being developed by the company, according to an ex parte filing Wednesday.

Chamber, Former FTC Chair Bash FCC Data Privacy Plan

The U.S. Chamber of Commerce, the National Black Caucus of State Legislators and a former Federal Trade Commission chairman are urging the Federal Communications Commission to scale back its proposed data privacy guidelines for internet service providers, saying they overreach, overstep or are inconsistent.

UK Broadband Plan Nabs EU Backing

European Commission competition regulators have thrown their support behind the U.K.'s four-year broadband investment strategy, saying the plan complies with rules designed to protect competition and private-sector investment opportunities in government-supported projects.

PENNSYLVANIA

AG Kane Refiles Vindictive Prosecution Motion

Pennsylvania Attorney General Kathleen Kane renewed her allegations on Thursday that the criminal charges against her relating to grand jury leaks did not stand up because of a biased prosecution, after having an earlier filing dismissed on a technicality.

Fattah Pushed For Friend's Appointment, Sen. Tells Jury

A U.S. senator was called into federal court in Philadelphia on Wednesday to testify for prosecutors accusing Rep. Chaka Fattah, D-Pa., of taking bribes from a friend in exchange for his ultimately unsuccessful efforts to secure an ambassadorship from President Barack Obama.

NEW JERSEY

Gov. Christie Nominates NJ Acting AG As Judge

New Jersey Gov. Chris Christie on Thursday nominated Acting Attorney General Robert Lougy for a judge position in the state's superior court system, just three months after promoting him to serve as the state's top law enforcement official.

EXPERT ANALYSIS

What To Know About The DOL's New Overtime Regulations

After the 2015 release of its proposed changes to the overtime exemption regulations, many believed the U.S. Department of Labor would take the opportunity to amend the Fair Labor Standards Act's qualitative duties standards to more closely resemble California's model. However, for many employers the new rule appears as a compromise against what many in the industry feared would be a much broader reworking of the regulations, say attorneys at Littler Mendelson PC.

To Un-Jam Transportation Infrastructure Tenn. Tries P3s

Following the lead of at least 33 other states, Tennessee's new mass transit focused public-private partnership law should offer a solution to Nashville's growing traffic problem without dipping too deep into public coffers, say Zachary Jones and Cassidy Rosenthal at Stites & Harbison PLLC.

Inside FinCEN's Beneficial Ownership Final Rule

Institutions covered by the Financial Crimes Enforcement Network's recently published final rule extending customer due diligence requirements may need to amend their Bank Secrecy Act programs to include a new fifth pillar to the traditional "four pillars" of an effective anti-money laundering program. It is also important to keep in mind that federal functional regulators may set their own, additional supervisory expectations, say attorneys with Dykema Cox Smith.

LEGAL INDUSTRY

3 Bad Habits Associates Need To Break Now

Snapping chewing gum can annoy others and biting fingernails can wreck a manicure, but young lawyers often exhibit more serious bad habits that have the potential to derail a career, experts say. Here, legal career coaches and attorneys share the top three bad habits holding associates back.

4 Rules For Handing Off A Client Before Retirement

Whether or not a major client remains with a retiring partner's law firm after they're gone hinges on how the outgoing attorney handles handing off the client to a younger face at the firm. Here are four rules for executing the perfect client transition.

McDermott Bumps Up New Recruits' Bar Exam Stipend To $5K

McDermott Will & Emery LLP gave recent law school graduates planning to join the firm one more reason to toss their caps this week by bumping up their stipend for expenses related to the looming bar exam to $5,000.

Thiel's Gawker Crusade Belies Business Of Litigation Funding

Paypal co-founder Peter Thiel's admission this week that he secretly bankrolled Hulk Hogan's sex-tape lawsuit against Gawker has thrown a spotlight onto third-party litigation funding, though industry experts say the billionaire's personally motivated patronage differs dramatically from how the business typically operates.

Law360's Weekly Verdict: Legal Lions & Lambs

Williams & Connolly LLP rose to the top of this week's list of legal lions when the Second Circuit threw out a $1.3 billion penalty against its client Bank of America in a fraud case, while Wilson Sonsini Goodrich & Rosati PC found itself among a flock of legal lambs for failing to thwart a $70 million trade secrets verdict against its client Neovasc Inc.

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Greenberg Traurig
Hobbs Straus
Jones Day
Levine Sullivan
Littler Mendelson
Morgan Lewis
O'Melveny & Myers
Perkins Coie
Ropes & Gray
Schnader Harrison
Squire Patton Boggs
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Stites & Harbison
Stradley Ronon
Williams & Connolly
WilmerHale
Wilson Sonsini
Winston & Strawn

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U.S. Chamber of Commerce
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Facebook
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Sierra Club
AXA SA
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Bank of America Corporation
Bank of England

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Porsche
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Teva Pharmaceutical Industries Limited
The Boeing Company
Vascular Solutions Inc.
Yahoo! Inc.
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U.S. Department of the Interior
Food and Drug Administration
Government Accountability Office
Securities and Exchange Commission
U.S. Supreme Court
European Commission
Executive Office of the President
Federal Communications Commission
U.S. Department of Defense
U.S. Department of the Treasury
U.S. House of Representatives
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
Bureau of Reclamation
California Department of Finance
California Environmental Protection Agency

Centers for Disease Control and Prevention
Executive Office for Immigration Review
Federal Aviation Administration
Federal Bureau of Investigation
Federal Highway Administration
Federal Trade Commission
Federal Transit Administration
Financial Crimes Enforcement Network
Immigration and Customs Enforcement
International Monetary Fund
Nuclear Regulatory Commission
Office of Foreign Assets Control
Office of Surface Mining Reclamation and Enforcement
Smithsonian Institution
Social Security Administration
Texas Attorney General's Office
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U.S. Customs and Border Protection
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U.S. Department of Labor
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FEATURED STORIES

The Battle Over Jeff Sessions

The Alabama senator's confirmation hearings to be the next Attorney General begin today. His positions on voting rights, criminal justice, civil liberties, and other areas deserve particularly tough questioning from the Senate Judiciary Committee.

Read Now »

What Would Jeff Sessions Do on Criminal Justice?

There's genuine bipartisan agreement on criminal justice reform — but last year, Sessions blocked a modest bill, planting himself firmly

on the fringe.

Read Now »

THE TOP 5

Lessons from the Last DOJ Voter Fraud Scandal

A decade ago the Attorney General resigned after the DOJ was consumed by phony voter fraud charges. What will Sessions do with Trump’s unfounded claims of fraud?

The House GOP's Ethics Debate

Republicans tried to secretly gut Congress’s independent ethics watchdog. Then the public found out about it. Whoops.

Between Irrelevance and Surrender

Opposing every move by a Trump administration is a quick way to ensure no one will listen. But that does not mean one has to stand by if Trump violates democratic norms, writes Walter Shapiro.

Why Money Still Matters Big League

Hillary Clinton may have out-fundraised Donald Trump, but a look at his cabinet picks shows big spending still has big influence, argues Ciara Torres-Spelliscy.

Brookings Event: Voting in America

How did new voting restrictions impact the 2016 election and how will the new administration handle rising concerns? Myrna Pérez joins a Brookings panel January 11 in Washington, D.C.

FEATURED EVENT

Taking on Hate in NYC

After a surge in hate crimes following the 2016 election, the government must step up to help educate, empower, and protect vulnerable communities. On January 17 join the Brennan Center, the Office of the Public Advocate for the City of New York, and the Department of Justice for a conversation at NYU School of Law, which will include representatives from Muslim, South Asian, and Arab American communities. RSVP here.

PAST EVENT

Politics & Prose: Teach-In on Civil Liberties

Should we worry about our civil liberties? How do we protect the First Amendment and the right to vote? Brennan Center President Michael Waldman joined the ACLU's David Cole and NAACP LDF's Todd A. Cox at Politics & Prose's first teach-in to learn about the state of civil liberties and civil rights in America and how we can defend our foundational democratic rights and values. Watch it here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Jan 9

#AskSessions: We're calling on Judiciary committee to ensure the next AG will reject any efforts to politicize DOJ. http://trib.al/zsJM4Yz

@BrennanCenter • Jan 7

.@RachelBLevinson examines the complicated relationship between police body cameras and public trust w/ @nytimes. http://trib.al/dQ6rLux

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@BrennanCenter • Jan 7

“The fact that Sessions torpedoed a modest criminal justice reform…should give Americans pause.” - @AmesCG via @TIME http://trib.al/dJen0Bm

CONTACT

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Thursday, December 17

Join the Metro Chamber as John Guedry, CEO of Bank of Nevada, is sworn in as Chairman of the 2016 Board of Trustees. He will share his vision for the Metro Chamber and the Las Vegas business community for the coming year.

This luncheon is an excellent opportunity to meet and engage Metro Chamber leadership and see what's happening for the largest business organization in Nevada.

register

FEATURED NEWS

Get Ready for Small Business Saturday!

Saturday, November 28

It's the biggest day of the year for small business! Join thousands of other small business owners and customers in celebrating Small Business Saturday. Pick up your Small Business Saturday swag at the Metro Chamber, including bags, signage and other fun materials to display in your business and let us know your Small Business Saturday Specials.

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EVENTS

Tuesday, December 1
Chamber Connections

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Tuesday, December 1
Chamber Voices Toastmasters

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Tuesday, December 15

Preview Las Vegas: Exhibit Booths & Tickets Available!

Friday, January 29

The Metro Chamber's annual conference and trade show, Preview Las Vegas attracts powerful business professionals empowered to make purchasing decisions on behalf of their companies. Metro Chamber members exclusively have the opportunity to exhibit at Preview Las Vegas, making it an ideal venue for introducing a new product, getting your services in front of the business community and creating new business relationships for 2016.

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Have You Read the November *Business Voice* Yet?

The November *Business Voice* is now in your mailbox. Inside, you'll find need-to-know information on HR hot topics, as well as best practices for exhibiting at Preview Las Vegas, how to prevent employee fraud, and more.

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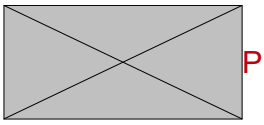
From: Public Policy Law360
Sent: Fri 8/26/2016 9:13:07 AM
Subject: [Marketing Mail] UK Proposals Aim New Sanctions At Offshore Tax Dodgers



PUBLIC POLICY

Friday, August 26, 2016

TOP NEWS

UK Proposals Aim New Sanctions At Offshore Tax Dodgers

U.K. taxpayers with offshore accounts will be forced to report undeclared tax liabilities before September 2018 or pay up to three times the amount owed, according to new proposals unveiled by British customs authorities on Wednesday.

DOL Defends Authority For Fiduciary Rule In DC Court

The D.C. federal judge presiding over the first major challenge to the U.S. Department of Labor's fiduciary rule said in court Thursday that he was puzzled over whether the agency had exceeded its authority by enabling investors to sue financial institutions under state contract law, suggesting such a right is normally conferred by Congress.

Biden Expects Gitmo Closure Before Obama Leaves Office

Vice President Joseph Biden said Thursday he expected that the contentious Guantanamo Bay military prison will be closed before the Obama administration exits the White House, drawing swift pushback from Republican lawmakers.

Nationwide Scope Of Immigration Action Block Challenged

An immigrant whose work authorization period was reduced after a Texas judge blocked President Barack Obama's immigration executive actions filed a complaint Thursday seeking to exempt New York residents from the Texas injunction, arguing that it is "unlawfully broad."

Texas Attys To Keep Right To Vote On Disciplinary Changes

Texas lawyers would retain their right to vote on proposed changes to state disciplinary rules under a plan approved this week by a state legislative committee, but the much-criticized rule-making process leading up to attorney voting would be modified.

ANALYSIS

Effort To Shrink Immigration Block Faces Steep Battle

A new suit in New York federal court hoping to narrow the scope of the block against President Barack Obama's immigration actions is being called "novel" and "creative" by experts, but they say the case may face a tough road ahead since federal judges don't often buck each other's injunctions.

BANKING & SECURITIES

SEC Says Advisers Must Report Clients' Derivatives Risk

The U.S. Securities and Exchange Commission said on Thursday investment advisers must disclose more about assets held in separately managed accounts, including their level of exposure to derivatives, cementing rules industry

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Sherman & Howard
Sidley Austin
Skadden
Stroock & Stroock
Sullivan & Cromwell
Susman Godfrey

stakeholders previously worried could expose trading strategies.

PE Magnate Tilton Loses Bid For SEC Review In Fraud Case

The U.S. Securities and Exchange Commission on Wednesday denied a request by Patriarch Partners CEO Lynn Tilton for a review of an administrative law judge's refusal to change hearing dates in an antifraud proceeding against her and her private equity firm.

ENERGY & ENVIRONMENTAL

Challengers Say 7th Circ. Decision Irrelevant To CPP Fight

Business groups opposed to the U.S. Environmental Protection Agency's Clean Power Plan told the D.C. Circuit on Thursday that the court rulings the agency has cited to support the plan don't apply.

Green Groups Challenge Feds' Oil And Gas Leases Approval

WildEarth Guardians and Physicians for Social Responsibility sued the U.S. Department of the Interior and its Bureau of Land Management in D.C. federal court on Thursday, claiming that the approval of nearly 400 leases that allow for drilling and fracking on public lands across three western states flouted environmental law.

MEDIA & ENTERTAINMENT

NJ Agency OKs $1B Bonds For Delayed Meadowlands Project

The New Jersey Sports and Exposition Authority on Thursday approved $1.15 billion in bonds for American Dream Meadowlands, breathing new life into the long-delayed retail and entertainment project that supporters say will pump thousands of jobs into the regional economy and critics claim will add to the area's traffic woes.

Philly Controller Faces Slander Suit Over 'Slush Fund' Claim

Philadelphia's city controller was slapped with a lawsuit on Thursday by a former city official claiming she was defamed in reports about a so-called "slush fund" in which money primarily from the proceeds of the Philadelphia Marathon was used to pay for pet projects of former Mayor Michael Nutter.

TRANSPORTATION & INFRASTRUCTURE

Port Authority Says NY Case Doesn't Impact AAA Toll Dispute

The Port Authority of New York and New Jersey told a federal judge Thursday that a recent court ruling that the New York State Thruway Authority improperly diverted toll revenues is irrelevant to the Automobile Club of New York's challenge to the bistate agency's 2011 plan raising bridge and tunnel fees.

PRIVACY & CONSUMER PROTECTION

Mylan's Changes To EpiPen Prices A 'PR Fix,' Senator Says

Mylan NV on Thursday said it would be expanding its program to help customers pay for its epinephrine injector EpiPen, in a move U.S. Sen. Richard Blumenthal, D-Conn., and America's Health Insurance Plans called inadequate to address its more than 400 percent increase of the drug's price over seven years.

PRODUCT LIABILITY

Silver Can Stay Free Pending Appeal, Thanks To McDonnell

The Manhattan federal judge who sentenced former New York Assembly Speaker Sheldon Silver to 12 years in prison after a jury convicted him of corruption charges

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Western Environmental Law Center
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Make the Road New York
Merck KGaA
MetLife Inc.
Metropolitan Water District of Southern California
Michelin Group
Microsoft Corporation
Mohegan Sun

on Thursday said he can remain free pending appeal, citing the potential impact of the U.S. Supreme Court's landmark ruling in McDonnell v. U.S.

GOVERNMENT CONTRACTS

DOD Releases Guidance On Military Lending Act

The U.S. Department of Defense on Thursday issued interpretive guidance on the Military Lending Act, meant to clarify several murky points in its regulation implementing the law, which is intended to protect service members from predatory lending.

INTERNATIONAL TRADE

USTR Opens Door For More Tariff Cuts On Travel Goods

The Office of the U.S. Trade Representative on Thursday said it would consider expanding the tariff cuts granted to travel goods under the Generalized System of Preferences, heeding the calls of industry reps and lawmakers who said that the initial round of duty reductions was insufficient.

US Chicken Producers Squawk About Chinese Tariff Extension

U.S. chicken producers on Wednesday blasted the Chinese government's decision to extend countervailing duties on their products for another five years, claiming that Beijing is brazenly flouting a World Trade Organization decision that struck down the tariffs three years ago.

TAX

Industry Urges Simplicity, Consistency In BEPS Rule

The Organisation for Economic Cooperation and Development released nearly 180 pages of stakeholder comments Thursday calling for a consistent and simple approach to the base erosion and profit-shifting project proposal for the so-called group ratio rule that would allow higher net interest tax deductions for multinationals.

IMMIGRATION

8th Circ. Revives 'No Risk' Spousal-Visa Petition Class Action

The Eighth Circuit Thursday revived a class action stemming from the U.S. Citizenship and Immigration Services' denial of a spousal visa petition filed by a U.S. citizen with a history of sexual abuse, saying the district court has jurisdiction over whether the so-called "no risk" requirement and other rules and statutes apply to his case.

NATIVE AMERICAN

Conn. Looks To Nix MGM's 2nd Circ. Fight Over Casino Law

Three Connecticut officials pressed the Second Circuit on Wednesday to affirm a lower court's ruling that tossed MGM Resorts International's challenge to a state law that paves the way for the Mashantucket Pequot and Mohegan tribes to open a third casino there.

TELECOMMUNICATIONS

Baltimore Gas and Electric Wants Piece of Rate Hike Suit

Baltimore Gas and Electric Co. on Thursday asked a Maryland federal judge for permission to join a lawsuit that several telecommunications companies brought

Morgan Stanley
Mylan NV
National Immigration Law Center
Newcastle Investment Corp.
Orange County Transportation Authority
Pandora Media Inc.
Philip Morris USA Inc.
Physicians for Social Responsibility
Pilgrim's Pride Corporation
PricewaterhouseCoopers
Ralphs Grocery Co.
Research In Motion Limited
SIFMA
SRA International, Inc.
Sanofi-Aventis
Sierra Club
Sprouts Farmers Market LLC
Starbucks Corporation
State Bar of Texas
Takata Corp.
Temple University
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Texas Trial Lawyers Association
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U.S. Chamber of Commerce
UnitedHealth Group Inc.
Wal-Mart Stores Inc.
Wells Fargo & Co.
Zayo Group Holdings Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

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Bureau of Citizenship and Immigration Services
Bureau of Land Management
Copyright Royalty Board
Department of Commerce
Equal Employment Opportunity Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
International Chamber of Commerce
International Trade Commission
Mashantucket Pequot Tribal

against the Baltimore City Council over its decision to triple underground conduit fees, arguing that it has a valid stake in the dispute as the largest tenant of the conduit system.

After Congress Hack, FCC Urged To Hurry Phone Flaw Probe

U.S. Rep. Ted W. Lieu, D-Calif., has pressed the Federal Communications Commission to hasten its investigation into a cellphone security flaw in the wake of recent hacks targeting congressional members, saying the problem “is no longer a theoretical threat.”

EXPERT ANALYSIS

EPA Clean Water Rule Rests On High Court Army Corps Case

Even if the U.S. Environmental Protection Agency's clean water rule survives all court challenges and becomes the law of the land, the U.S. Supreme Court's decision in U.S. Army Corps of Engineers v. Hawkes may impact its eventual implementation, because the decision would be applied to the category of waters in the rule known as “significant nexus” waters, says Kimberly Bick at Bick Law LLP.

Fantasy Overwhelms The Transfer Tax

The IRS recently proposed rules that are intended to prevent the undervaluation of transferred interests in corporations and partnerships for transfer tax purposes. However, these regulations are overreaching and decry the principles of economic reality used in business valuation, says Steven Horowitz of Horowitz & Rubenstein LLC.

A Facelift For IP-Licensing Antitrust Guidelines

The Federal Trade Commission and the U.S. Department of Justice recently announced that they are seeking public views on a set of proposed updates to the 1995 Antitrust Guidelines for the Licensing of Intellectual Property. The proposed guidelines may be most interesting for what they do not change, say attorneys with Vinson & Elkins LLP.

More Restrictions On Physician Noncompetes Ahead?

Recently, several states have followed the trend toward constraining the use of restrictive covenants in agreements with medical practitioners. Although the specific language in the new statutes differs, they all limit employers’ ability to craft restrictive employment contracts, shifting negotiating power back to doctors, say attorneys at Hinckley Allen & Snyder LLP.

What Happens When A State Runs Out Of Money?

A number of states, including Illinois, New Jersey and Ohio, could become insolvent in the next two decades. It is not too early for Congress and the next president to start planning. Both the Detroit and Puerto Rico bankruptcies were preceded by years of denial in the face of increasingly inevitable facts, says Joseph Kennedy, former chief economist for the U.S. Department of Commerce.

LEGAL INDUSTRY

3 Ways Law Firms Can Avoid Conflicts Of Interest

Every law firm wants to bring in work and increase its client roster. However, it's not a good idea to take on just any client, as conflicts of interest can cause headaches and dampen business. Law360 spoke with experts who shared advice on how to avoid such dilemmas.

Firms Bumping Revenue With Rate Hikes, Not More Work

Revenues for 130 mid- to large-size law firms have risen nearly 3.5 percent on average so far this year, according to a report from a Wells Fargo division obtained by Law360 on Thursday, but that increase stems from a few firms that outperformed their peers, mainly by increasing hourly rates.

Nation
National Labor Relations Board
New Jersey Meadowlands Commission
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court
Wage and Hour Division

Sidley Austin, Clyde & Co. Names Used In Phishing Scams

Clients of major law firms should be on high alert because email scammers are now regularly using the names of prominent firms to lure in their victims, with Clyde & Co. targeted on Thursday and Sidley Austin LLP last week, U.K. watchdogs have said.

Law360's Weekly Verdict: Legal Lions & Lambs

Attorneys representing Michelin and Takata were the top legal lions this week, convincing a Florida jury Wednesday to clear the parts makers of an $80 million personal injury suit, while Proskauer Rose LLP was a legal lamb after its arguments to the NLRB fell on deaf ears and the board ruled graduate students at Columbia University can unionize.

Litigation Powerhouse: Weil Gotshal & Manges

Weil Gotshal & Manges LLP has a reputation as a go-to litigation firm, and over the past year, it has succeeded in delivering victories to clients in several high-profile cases, from a big win in Morgan Stanley's first jury trial in over a decade to the complete dismissal of a $24 billion class action against Credit Suisse, earning the firm a place among Law360's Litigation Powerhouses.

NY Court Hands Deceased Attorney's Clients To Local Bar

A New York appeals court on Thursday answered a question that may haunt many lawyers who haven't heeded the call of succession planning yet: What happens to my practice when I'm gone?

Magic Circle Inroads Mean Midmarket UK Firms Must Scale Up

U.K. law firms focused on middle-market clients are seeing their work go to larger Magic Circle competitors, and in order to survive the squeeze they need to join forces with an accountant or a financial services firm and become a multidisciplinary practice, a report released Thursday said.

Rainmaker Q&A: Jackson Lewis' Felice Ekelman

Maintaining and solidifying client loyalty is based on trust. Clients trust attorneys who they believe understand them, their business and their goals. The only way to understand a client is to listen well, says Felice Ekelman, principal at Jackson Lewis PC.

Rainmaker Q&A: Atkinson Andelson's Nate Kowalski

Getting clients to trust you to solve their problems doesn't happen overnight. In one case, it took at least a dozen correspondences and two years of courtship before I got assigned one small case. As Christopher Morley said, "Big shots are only little shots who keep shooting," says Nate Kowalski of Atkinson Andelson Loya Ruud & Romo.

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International Chamber of Commerce
International Trade Commission
Mashantucket Pequot Tribal Nation
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Subject: [Marketing Mail] Complete Artificial Intelligence Series, plus two fraud alerts

Free webinar 6/21 on networks; Blogs by John Ginovsky and Amrita Vir

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ARTIFICIAL INTELLIGENCE 1

Getting up to speed with AI

You may know that AI means "artificial intelligence," but what do you know about it beyond a couple of recent movies? Senior Contributing Editor John Ginovsky provides the basics of what "may be the single biggest factor that changes banking." Read more

ARTIFICIAL INTELLIGENCE 2

Robotics: Antidote to cubicle farms?

A far cry from science fiction androids and industrial robots used for manufacturing, robotic process automation nevertheless will play a part in banking's makeover. Read more

ARTIFICIAL INTELLIGENCE 3

Machine learning takes the fast track

You may be touching AI in your personal or banking life and not even realize it. This subset of AI is already making inroads in fraud detection, marketing, and improved customer relationships. Read more

RISK MANAGEMENT

"Sideloading": Mobile malware's back door to banking apps

NEXT VOICES

What's wrong about millennial credit scores

Credit education, critical to financially "growing up," is ignored. But that's not the only problem, says blogger Amrita Vir. She believes scoring itself needs fixing—updating for the way millennials' lives have progressed. Read more

MAKING SENSE OF IT ALL

Preparing for the coming collision of AI and Internet of Things

As artificial intelligence and IoT near convergence, banks will face a bumpy ride, says John Ginovsky. Read more

NEXT VOICES

Wanted: More voices for "next voices"

If you are a millennial banker and have something fresh to say to the industry, check out our blog and contact Steve Cocheo with a proposal. Read the blog

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Apple's App Store and Google Play stock thousands of apps that have been vetted for safety. Yet many people venture into a gray zone for other apps. When they do, they risk infecting their mobile banking apps with malware. Read more

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ONLINE FRAUD

Chatbots create new fraudster bait

If you liked apps, you'll love bots. So says the likes of Facebook. Maybe crooks feel the same way? With bots stepping gradually into the shoes of call centers, could call center "social engineers" migrate to the bot world? Paul Schaus of CCG Catalyst makes a convincing case. Read more

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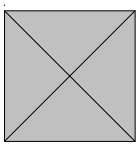

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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

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Regtech to the rescue?

"Often, fintech is a solution looking for a problem. But regtech reflects a pressing need"—Monica Summerville, TABB Group, London. Read more

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White Paper: Top 7 account opening predictions

Research shows that while 70% of applicants would prefer to submit a digital application, less than a quarter of new checking accounts are opened online. The gap suggests a poor user experience, an area in which financial institutions lag other sectors. That, in turn, points to the first prediction in a new white paper: "User Experience (UX) Will Be Crowned King." ***Sponsored by Bottomline Technologies.*** Read more

White Paper: Making the case for *insourcing* in financial services

With branch transformation in full swing, many financial institutions are exploring the benefits of *insourcing* certain key functions currently outsourced. One of these is the processing of commercial and ATM deposits, often outsourced to armored car carriers. But that outsourcing has often not met expectations. ***Sponsored by Cummins Allison.*** Read more

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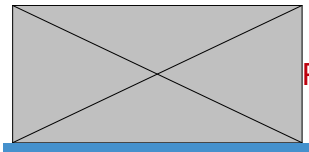

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Wednesday, November 15, 2017

TOP NEWS

Senate GOP Includes ACA Mandate Repeal In Tax Plan

The Senate Finance Committee modified its tax plan late Tuesday to repeal the Affordable Care Act's individual mandate and sunset a number of individual tax provisions, including the estate tax exemption, to meet a budgetary requirement to not increase the deficit after 10 years. Read more »

House Democrat Demands Staff Info On Deregulation Efforts

House Democrat Bonnie Watson Coleman on Tuesday called on executive agencies to reveal who is sitting on their task forces set up to carry out deregulation efforts mandated by the Trump administration. Read more »

Sessions Defends Past Russia Comments At House Hearing

U.S. Attorney General Jeff Sessions pushed back Tuesday on suggestions he made false statements to Congress about his and the Trump campaign's contacts with Russian officials, defending his past testimony before a House panel. Read more »

Analysis

5 Ways New CFIUS Legislation Would Alter Review Process

A bipartisan group of lawmakers recently introduced new legislation to "modernize and strengthen" the Committee on Foreign Investment in the United States, extending the interagency committee's reach to more types of transactions, adding a mandatory filing component and fees, and adjusting the review timeline. Here, Law360 outlines five of the major changes CFIUS would see if the bill becomes law. Read more »

FDA Warns Of Deaths Linked To Opioid-Like Kratom

The U.S. Food and Drug Administration warned of serious safety risks of herbal supplement kratom, a plant native to Southeast Asia, saying Tuesday that the substance has effects similar to opioids' and that regulators know of at least 36 deaths linked to it. Read more »

USPTO Hikes Patent Fees, Price Of AIA Reviews

The U.S. Patent and Trademark Office on Tuesday finalized the first major overhaul of its patent fees in more than four years, releasing a plan that will significantly raise the cost of challenging a patent in American Invents Act reviews, among other things. Read more »

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BANKING & SECURITIES

FDIC Chair Warns Bank Rules' Rollback Poses Fiscal Risks

Federal Deposit Insurance Corp. Chairman Martin Gruenberg on Tuesday warned that easing the rules that govern banks too much during a benign economic environment would make it much harder to respond to a sudden financial shock. Read more »

Wells Fargo Adds $5.4M To Military Car Repo Settlement

The Justice Department on Tuesday announced that it had secured an additional $5.4 million from Wells Fargo & Co. related to an Obama-era settlement with the bank over allegedly improper repossessions of service members' cars. Read more »

ENERGY & ENVIRONMENTAL

Conservative Think Tank Sues For Paris Climate Deal Info

The Competitive Enterprise Institute sued the U.S. State Department in D.C. federal court Monday, seeking communications from two officers the free-market think tank claims advised the Obama administration on how to sign the U.S. onto the Paris climate change agreement without getting congressional approval. Read more »

HEALTH & LIFE SCIENCES

Fla. Bill Would Increase Nursing Home Oversight

Two Florida lawmakers filed legislation Tuesday that would codify an emergency rule requiring nursing homes to install backup generators, increase scrutiny of facilities, and force utilities to prioritize restoration of power to these facilities after outages. Read more »

Menendez Defense Objects To Judge's Instruction To Jury

Defense counsel challenged Tuesday how a New Jersey federal judge deviated from a model instruction in telling jurors to continue deliberations in the bribery trial of Sen. Bob Menendez and a Florida ophthalmologist, but the jurist said he is not bound by the model charge. Read more »

IP & TECHNOLOGY

VC Group Pushes For Win In Foreign Entrepreneur Rule Row

A venture capital group and others asked a D.C. federal court Monday to vacate a Trump administration rule that delayed an Obama-era regulation for international entrepreneurs, arguing it's not lawful because the government did not give time for public notice or comment. Read more »

MEDIA & ENTERTAINMENT

NY Times Loses Bid For All FBI Info On Underwear Bomber

A New York federal judge has ruled that the FBI rightfully kept from The New York Times part of its investigation of the "Underwear Bomber" who attempted to hijack a plane in 2009, finding in an order made public Tuesday that the withheld data was properly deemed exempt under the Freedom of Information Act. Read more »

Buzzfeed Bid For Trump Dossier Info Imperils Probe, Feds Say

The federal government is fighting BuzzFeed's bid to force it to testify about how federal agencies handled an unverified dossier containing scandalous claims about information that Russia was said to be collecting to blackmail President Donald Trump. Read more »

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U.S. Army
U.S. Department of Agriculture
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TRANSPORTATION & INFRASTRUCTURE

Senate OKs Dechert Partner For DOT Gig Amid Torture Debate

A Dechert LLP veteran is set to head to his new role as the U.S. Department of Transportation's chief attorney following a Senate vote Tuesday, despite senators' concerns about his role crafting the so-called torture memos in former President George W. Bush's White House. Read more »

CONSUMER PROTECTION

CFPB Seeks Information On Free Credit Report Access

The Consumer Financial Protection Bureau on Monday said that it is looking for information about companies that offer access to free credit reports, including how consumers use that information and how companies and nonprofit organizations go about providing the data. Read more »

AEROSPACE & DEFENSE

Sessions Argues FISA Changes Will Impede War On Terror

Attorney General Jeff Sessions criticized potential changes to the federal government's spying powers under the Foreign Intelligence Surveillance Act, telling a House panel Tuesday that new restrictions could be "exceedingly damaging" to anti-terror efforts. Read more »

US House Passes Compromise $700B Defense Bill

A compromise version of the almost $700 billion 2018 National Defense Authorization Act easily passed the U.S. House Tuesday, after lawmakers moved to address complaints over a measure that would give the U.S. Department of Defense limited authority to approve drugs and medical devices for use by the military. Read more »

Sen. Committee Advances DHS Secretary Nomination

A Senate panel on Tuesday gave its stamp of approval to Kirstjen Nielsen to be the next homeland security secretary and sent her nomination to the full chamber, after having previously delayed a vote on the issue. Read more »

Sens. Prod Pentagon Legal Picks On North Korea, Sex Assault

Nominees to a pair of Pentagon legal jobs largely cruised through a Senate Armed Services Committee hearing Tuesday as lawmakers prodded them for their views on issues ranging from sexual assault prosecution to the legality of preemptive war against North Korea. Read more »

BANKRUPTCY

Puerto Rico Gov. Touts Sovereignty In $95B Aid Request

The governor of Puerto Rico was ardent Tuesday in telling members of Congress that the hurricane-weary and debt-ridden territory will be a model of transparency as it seeks to receive nearly $95 billion in federal aid to help chart its own course on the path to recovery. Read more »

IMMIGRATION

Groups Challenge Trump Admin's Latest Refugee Restrictions

The latest version of the Trump administration's bid to restrict the entry into the United States of refugees from several predominantly Muslim countries violates the American Constitution and should be barred by a Washington federal court, several

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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

organizations and individuals asserted in a suit filed Monday. Read more »

Sessions Backs Trump Immigration Policy Before House Panel

Attorney General Jeff Sessions on Tuesday defended President Donald Trump's actions on immigration, including ending the deferred action program, arguing a House panel needs to do more to curb illegal immigration. Read more »

Trump Picks Immigration Hawk To Keep Helming ICE

President Donald Trump on Tuesday nominated acting U.S. Immigration and Customs Enforcement Director Tom Homan, a nearly three-decade veteran of immigration enforcement who is known for his hawkish views on the issue, to continue heading the agency on a permanent basis. Read more »

TELECOMMUNICATIONS

Analysis

What Telecom Attys Need To Know About Connected Cars

As the possibility of connected vehicles moves from a futuristic development to an impending reality, the automotive sector has been busy trying to establish technical standards to guide the innovation. But the realm also includes sophisticated communications technology that is taking the telecommunications industry on a wild ride. Read more »

WHITE COLLAR

Ex-NJ Mayor Gets 5 Years For Private Use Of City Workers

Jose "Joey" Torres, the former mayor of Paterson, New Jersey, received a five-year prison sentence Tuesday in a state corruption case accusing him of having city employees work on private property owned by his relatives while on the city's dime, the state attorney general's office announced. Read more »

PEOPLE

NJ Gov.-Elect Taps Ex-Debevoise Atty As Chief Counsel

New Jersey Gov.-elect Phil Murphy on Tuesday named a former Debevoise & Plimpton LLP attorney to be his chief counsel, tapping a lawyer who has been active in Democratic politics in the state and across the country. Read more »

EXPERT ANALYSIS

How Tax Reform Proposals Would Impact PE, VC Funds

While many of the tax changes currently proposed in Congress will significantly affect the after-tax returns of investors in private equity and venture capital funds, most of the proposals will likely not change the manner in which funds operate, say attorneys with Jenner & Block LLP. Read more »

Prepare For Big Changes To FARA Enforcement

All signs point to the U.S. Department of Justice enforcing the Foreign Agents Registration Act more aggressively. In addition, multiple pending legislative proposals would strengthen FARA and expand the DOJ's enforcement powers, says Brian Fleming, a member of Miller & Chevalier Chtd. and former counsel to the assistant attorney general for national security at the DOJ. Read more »

Opinion

Calif. Law Should Lead The Way For Consumer Protection

Following the recent repeal of the Consumer Financial Protection Bureau's arbitration rule, the scales of justice are now tipped in favor of bankers and big business. However, state lawmakers, lawyers and consumer advocates in California

are leading the nation in cracking down on financial fraud, say Brian Kabateck and Shant Karnikian of Kabateck Brown Kellner LLP. Read more »

Embrace Holiday Volunteering With Caution, FLSA May Apply

While bona fide volunteers are not within the Fair Labor Standards Act's definition of "employee," the FLSA still poses challenges for employers as volunteering efforts increase around the holidays, says Shlomo Katz of Brown Rudnick LLP. Read more »

The Case For Creating A Mediation Department At Your Firm

There are at least four reasons supporting the need for some form of a mediation group within a law firm, especially in firms with larger practices, according to Dennis Klein, owner of Critical Matter Mediation and former litigation partner at Hughes Hubbard & Reed LLP. Read more »

LEGAL INDUSTRY

GCs To Throw More Cash To Law Firms In 2018

For the first time in a decade, more legal departments said they plan to increase rather than decrease their outside counsel spending next year, according to an annual report released Tuesday that provides insights into the state of in-house law departments from the perspective of their chief lawyers. Read more »

Gordon Rees Atty Out Of Mgmt. For Harassment Remarks

A Gordon & Rees LLP executive leader who said on a cable news program that legitimate victims of sexual harassment are "few and far between" has resigned from her management roles at the firm. Read more »

Fired DLA Piper Atty Can't Nix Firm's Arbitration Win

A California state judge confirmed an arbitration award in favor of DLA Piper in a former employee's wrongful termination and discrimination suit Tuesday, saying that the court doesn't have discretion to decide whether the arbitrator improperly denied the attorney an opportunity to bring in certain evidence. Read more »

Series

My Supreme Court Debut: Calm, Confidence And Poise

It would be disingenuous to suggest that my heart did not skip a beat when I walked into the U.S. Supreme Court knowing I would be arguing there for the first time an hour later. However, my experience demonstrates that a first-time advocate can approach the lectern calmly and confidently through thorough preparation, says Jean-Claude André of Sidley Austin LLP. Read more »

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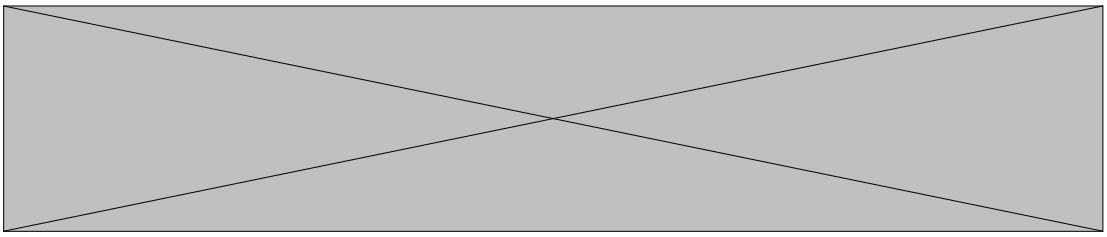
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: U.S. Senator Kamala Harris
Sent: Fri 10/6/2017 11:00:39 PM
Subject: Harris, Colleagues Take Action to Curb the Epidemic of Gun Violence

A message from Senator Kamala D. Harris

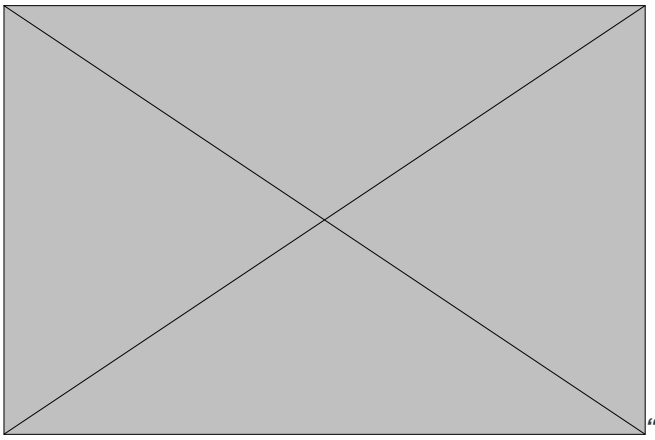


Harris, Colleagues Take Action to Curb the Epidemic of Gun Violence

Dear Friend,

This week, we learned of unspeakable news out of Las Vegas. Our brothers and sisters from across the state were injured and murdered by a single gunman. I send my deepest condolences to all the victims and their families.

I wanted to share with you Senator Harris' sentiments following the tragedy in Las Vegas:



"This morning, we awoke to horrific news out of Las Vegas. More than 50 people were murdered and over 500 more injured, at the hands of a lone gunman. Our hearts break for the victims and their families. We pray for a full recovery for those wounded, and are grateful to the brave first responders for their heroic actions on the scene. My thoughts are especially with the California officers and firefighters who were injured. This kind of tragedy has become too routine in America. As a nation, we are weary. We've lost far too many of our classmates, friends, family members, and children to gun violence. That's why as we pray for those recovering, we also must commit ourselves to action. Another moment of silence won't suffice. Ninety Americans are killed, on average, every day by guns. We cannot simply throw up our hands or continue to justify the presence of weapons of war whose primary purpose is to kill the largest number of human beings in the shortest amount of time possible. We must honestly acknowledge the epidemic of gun violence and work together, now, to curb it."

In an interview with KQED, the Senator mentioned "we don't need weapons of war on the streets of America." In fact, this is not about upending the Second Amendment or the right to responsibly own guns. Instead, people need to be reasonable. "I think all the people who are going to express an opinion about whether or not we're going to have reasonable gun safety laws should be forced to look at the autopsy photographs of the victims of that violence," Senator Harris said. "And then, speak with their conscience and speak with courage."

As Senator Harris expressed, we must work together *now* to curb the epidemic of gun

violence. That being said, here are a few bills that Senator Harris introduced this week:

On Wednesday, Senator Harris (D-Calif.) joined Senator Dianne Feinstein (D-Calif.) and 37 Democrats in introducing the *Automatic Gun Fire Prevention Act*, a bill to close a loophole that allows semi-automatic weapons to be easily modified to fire at the rate of automatic weapons, which have been illegal for more than 30 years. This bill would ban the sale, transfer, importation, manufacture or possession of bump stocks, trigger cranks and similar accessories that accelerate a semi-automatic rifle's rate of fire.

In addition, Senator Harris also co-sponsored Senator Mendez's *Keep Americans Safe Act,* Senator Blumenthal's *Equal Justice for Victims of Gun Violence Act,* and the *Background Check Completion Act*.

If you or a loved one is a victim of the Las Vegas shooting, the California Vitim Compensation Board may be able to provide financial assistance.

Hold your loved ones tight today and every day. And let's be clear – the loss of each one of our fellow Americans impacts a whole community, including our communities in California. When we allow this type of violence in our society, we all suffer, and that is why we must roll up our sleeves and act now.

Thanks,
Julie

Julie Chávez Rodríguez
State Director
U.S. Senator Kamala D. Harris

Washington D.C.
112 Hart Senate Office Building
Washington, DC 20510
Phone (202) 224-3553
Fax (202) 224-2200

Los Angeles
312 N. Spring St.
Suite 1748
Los Angeles, CA 90012
Phone (213) 894 - 5000
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jeremy Robbins
Sent: Tue 3/13/2018 4:40:13 PM
Subject: New Poll: Even Trump's base wants a deal for Dreamers

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Carolyn G. –

We've just released a new poll showing *massive* support for Dreamers – and Congress needs to hear about it. **Can you call your Members of Congress now and make sure they know about this important new poll?**

Along with our partners at TargetPoint Consulting, we polled Republican and conservative voters about their attitudes towards Dreamers – and the results are *stunning:*

- **80% of conservative and Republican voters** support a deal to increase border security in exchange for protections for Dreamers.
- Among Trump's base, the numbers are even more striking, with ***86%* of Trump base voters** supporting a border security for Dreamers deal.

Tell your Members of Congress to side with the American people – not the tiny minority of anti-immigrant extremists.

It's clear from these numbers that no matter where Americans fall on the political spectrum, they support Dreamers. **Creating a solution for Dreamers is good economics, good politics, and simply the right thing to do.**

Please, call your Members of Congress right now to make sure they know about this critical new poll.

Thanks,

Jeremy Robbins
Executive Director
New American Economy

DONATE

Our legal designation as a 501(c)(4) non-profit organization means contributions from supporters like you are not tax-deductible, but we are grateful for all donations that enable us to more effectively advocate for immigration reform.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Mon 1/29/2018 2:04:42 PM
Subject: White Paper - How Digital Banking is Transforming Fraud Detection

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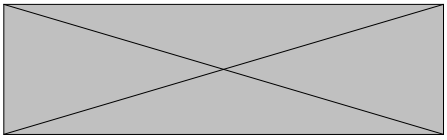
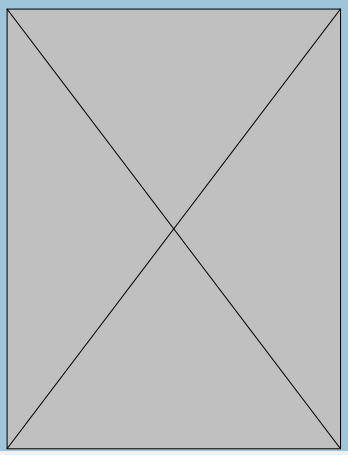
White Paper - How Digital Banking is Transforming Fraud Detection



WHITE PAPER

How Digital Banking is Transforming Fraud Detection



Financial institutions are undergoing a digital revolution. But finding the sweet spot between new opportunities and the inherent risks of a digital world is a challenge. The need to deliver a seamless user experience must be matched by strong and user-friendly fraud protection. This white paper from IBM summarizes how the digital revolution is changing banking and how fraud detection must evolve to keep pace.

Learn Four Strategies to Help Mitigate Risk:

1. Leveraging behavioral biometrics
2. Gaining cross-channel visibility
3. Receiving adaptive intelligence fueled by cognitive technologies
4. Using solutions that support "white box" analytics

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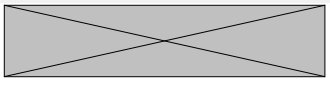

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Thur 9/6/2018 4:48:25 PM
Subject: Sports betting is coming

Quote of the Day

"What everyone should be taking away from this study is that when the leagues are pushing for integrity fees and or legal requirements for purchasing of data, they really are tripping over dollars to pick up pennies when it comes to the grand scheme of the revenues that they would gain through legal sport betting."

—Sara Slane, senior vice president of public affairs at the American Gaming Association

From the Editors

Revenues for the National Football League could increase by more than $2 billion a year by 2020 as a result of legal sports gambling, according to a study commissioned by the American Gaming Association. Our Humberto Sanchez looked at the study and talked to the interested parties in this story.

Money Money Money

It's so funny. In a rich man's world...

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Today's Front Page

One year since rescission of DACA, DREAMers, Democrats mark 'discouraging anniversary'

Chancellor Thom Reilly lays out goals for future as regents evaluate his first year at the helm

NFL could reap $2.3 billion a year from

Democratic Assemblyman Edgar Flores, center left, joins Senate Majority Leader Aaron Ford, center right, for a press conference with DACA recipients at a Las Vegas campaign office on Sept. 5, 2018. (Michelle Rindels/The Nevada Independent)

legal sports gambling, AGA study says

IndyBlog

Lee to begin airing new biographical TV ad spot in bid to represent Nevada's 3rd Congressional District

Rosen reiterates health-care attacks against Heller, inflatable tubeman imagery in new Spanish-language ad

Podcast

IndyMatters Episode 66: Securing the vote

What's being done to secure the November vote? What went wrong in the primary? And what's going on with the voter fraud probe is that started a year ago? Editor Jon Ralston and Managing Editor Elizabeth Thompson talk with Wayne Thorley, the man who oversees the elections division of the secretary of state's office.

ICYMI Opinion

Priority number one by former state schools Superintendent James Guthrie

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ICYMI

Hardy: Pre-existing conditions protections 'probably the one thing I really like' about Obamacare

Las Vegas Metro Chamber announces partnership with Anthem to offer new association health plan

Nevada seeks emergency order to block disclosure of physician in planned Dozier execution

Nevada Department of Public Safety investigating sexual assault allegations against brothel owner Dennis Hof

13 months later, legal challenges in effort to recall state senators reaches Supreme Court

Interim Finance Committee to consider financing proposal for wastewater pipeline at Tahoe-Reno Industrial Center

Judge blocks deportation of immigrant mom for another week as she pushes to be reunited with daughter

Tweet o' the Day

We learned some things during our podcast conversation with elections czar Wayne Thorley. Give it a listen.

Yours in transparency,

Jon Ralston
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ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jennifer Smith
Sent: Mon 6/27/2016 1:02:07 PM
Subject: [Marketing Mail] Out of Network Providers: Maximize recovery against health plans and generate more revenue

Good morning,

Patients are increasingly seeking out-of-network (OON) services and this trend is expected to continue. As consumer demand drives out of network activity, ínsurance companies are coming up with OON benefits integrated in their policies.

Since OON reimbursement tends to be higher than in-network reimbursement, payers use different strategies to discourage it, including bill reduction tactics, limits on benefits policies and third-párty rental agreements that lower reimbursement. Out-of-network represents the last great opportunity for many providers to increase their reimbursement. But remember, what has worked for you in the past is no longer effective in recovering revenue for your practice. The climate has changed and so must you!

Join expert speaker **Thomas J. Force, Esq.,** in this On-demand Webinar—"**Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice**" tomorrow, **Tue, Jun 28, 2016**, to get deeper insights on effective revenue recovery techniques for your out-of-network services. Get strategies to maximize recovery against health plans while ensuring that your patients pay their fair share of charges. **Thomas** will analyze and discuss in detail the procedures necessary to be successful as an OON provider—starting with scheduling and involving the entire revenue cyclè.

Plus, you will receive instructions for revising patient forms, drafting appeals and balance bill letters, and steps necessary in holding the health plan accountable to the law.

You'll get ***1 AAPC CEU*** from this event.

Session Highlights:

- Discussion on Out-of-Network claims
- Out-of-Network v. In-Network—the advantages and disadvantages
- The importance of patient disclosures and upfront estimates of charges
- ERISA: Friend or Foe?
- How to use ERISA law to appeal denied and under-reimbursed claims for employer-sponsored plans
- Are You Getting an Appropriate Response From the Health Plan?
- What is a recoupment and what to do when faced with one?
- How to get a full and fair review in case of a recoupment?
- Affordable Care Act (ACA) Emergency Services Mandate
- How to object to and defend health plan recoupments
- The importance of Charity Care Program/ Financial Hardship Policy
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "Surprise Bills"
- Timing of Benefit Determination
- Manner and Content Rules
- Fee Forgiveness (ínsurance fraud)—how to avoid them
- Interplay with State Insurancè Laws
- Disclosure rules
- Dispute Resolution for Emergency and Non-Emergency Services
- Insights on Affordable Care Act and the emergency services mandate
- Mandatory disclosures for OON providers
- Expanded consumer protections

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Looking forward to your participation here.

Thanks,
Jennifer Smith

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2222 Sedwick Drive , Durham, NC, 27713

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Infor EPM
Sent: Fri 8/18/2017 11:00:34 AM
Subject: [Webinar] 3 Technology drivers impacting enterprise performance management adoption

Enterprise Performance Management

Live Webinar

August 22, 2017

10:00 am EST
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The role of the CFO is changing. It's become more strategically-focused, more value-focused, and more future-focused. The modern CFO must approach strategy formulation and performance monitoring in a manner than goes beyond reporting to provide accurate, actionable business insights.

According to pwc, the modern finance organization must "evolve from an emphasis on rigorous planning and budgeting to building business acumen and designing effective collaboration models." To deliver on this value proposition finance must provide planning solutions that link operational metrics to financial plans and forecasts.

This session will present:

- Technology drivers impacting adoption of EPM solutions
- Ways to systematize business planning and consolidation, profitability management, and compliance

- How to drive collaboration across the enterprise
- How to bridge the communication gap between finance and operations

Speaker:

Jim Perry
Director of EPM Enablement Infor

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Join this webinar and learn how Infor Risk & Compliance helps current customers reduce corporate fraud and abuse, increase operational efficiency, and use financial and business controls monitoring and audit solutions to comply with regulatory requirements.
Wednesday, August 23, 2017 –12:00 pm EDT / 5:00 pm BST

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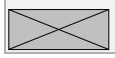

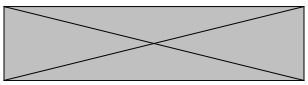

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CLV000310

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 3/31/2016 8:28:47 PM
Subject: [Newsletter] [Marketing Mail] Latest News: Why Is It So Hard To Vote In America?

FEATURED STORIES

Why Is It So Hard To Vote In America?

This November, many voters will go to the polls with new voting restrictions in place. Craigconnects and the Brennan Center explored how that may affect voters — and what we can do to fix it.

Read Now »

A Supreme Breakdown

The Supreme Court's 4-4 rulings are leaving a legal muddle that only the Senate can fix.

Read Now »

THE TOP 3

What's Behind the Voter Fraud Witch Hunt?

At some point during the Florida 2000 recount debacle, partisans realized anew that razor-thin margins can be turned by manipulating voting rules.

Arizona's Long Line Breakdown

Some Arizona primary voters waited five hours or more in line — highlighting the serious underfunding of America's election infrastructure. Read more from *The Washington Post*'s E.J. Dionne.

Paul Ryan's Evolution from 'Tough on Crime' to Reform Advocate

Ryan’s comments send a strong message that despite past views or partisan sentiment, there’s hope for criminal justice reform this session.

FROM OUR FELLOWS

The Finances of a Second Chance

What are the money rules when a candidate loses for one office and then wants to run for another? Ciara Torres-Spelliscy explores.

Just Facts: The Probation Nation

It's impossible to understand the true scope of America's criminal justice system without looking at probation, writes Economics Fellows Matthew Friedman.

Learn more about our fellows »

FEATURED EVENT

The Fight to Vote: Voting Rights in America

On Tuesday, April 5, Brennan Center President Michael Waldman will discuss his new book, *The Fight to Vote* at the University of Chicago's Institute of Politics. The book tells the story of voting rights from the Founders to today, including the recent wave of restrictive voting laws, partisan

gerrymanders, and the flood of campaign money unleashed by *Citizens United*. To order, go here.

STAT OF THE WEEK

69

Percent of Americans want to see voting reforms.

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FEATURED TWEETS @BrennanCenter

@BrennanCenter • Mar 28

Some states “moved with strategic ferocity” to restrict voting rights, writes BCJ president in "The Fight to Vote." http://trib.al/qSChKKS

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#ICYMI @WSJ's review of @mawaldman's 'The Fight to Vote': http://trib.al/A4eqGar

---

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New Report: NSA's overseas #surveillance poses major risk to Americans’ privacy http://trib.al/9dxz3C3

CONTACT

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nextdoor Scotch Eighty
Sent: Tue 1/23/2018 11:48:57 PM
Subject: 10 new messages & today's top post: Las Vegas City Councilman for Ward Five

Your nearby neighbors in Western Ave have started a new Nextdoor website! • Project Neon Upcoming Ramp Closures - Fun fun! • FOUND TAN & WHITE CHIHUAHUA • I NEED A FINISHED CARPENTER • Re: looking for job at SLS Casino in accounting. • No way!! • Las Vegas City Councilman for Ward Five • Marble/tile person • LOST HOUND DOG gray with black spots • Alert - Suspicious man going up to neighbor's door

Nextdoor Scotch Eighty
Daily Digest

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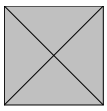

Help Scotch Eighty get to 200 members!
Invite your neighbors »

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- Las Vegas, Home Chef wants to bring you delicious dinners—for $35 off! · learn more about Home Chef
- Did you know 1 in 3 relationships start online? · learn more about Match.com

POSTS

- Your nearby neighbors in Western Ave have started a new Nextdoor website!
- Project Neon Upcoming Ramp Closures - Fun fun!
- FOUND TAN & WHITE CHIHUAHUA
- I NEED A FINISHED CARPENTER
- Re: looking for job at SLS Casino in accounting.
- No way!!
- Las Vegas City Councilman for Ward Five

REPLIES

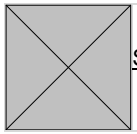
- Marble/tile person
- LOST HOUND DOG gray with black spots
- Alert - Suspicious man going up to neighbor's door

Sponsored Posts

Las Vegas, Home Chef wants to bring you delicious dinners—for $35 off!

Home Chef · Sponsored

What's for dinner tonight? How about grilled salmon, homemade gnocchi, or Korean pork tacos? Home Chef makes it all happen: delicious... Read more



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Did you know 1 in 3 relationships start online?

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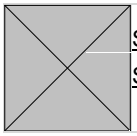
Match makes it easier to meet people in Las Vegas. If you're looking to date or find a serious relationship, Match is one of the best... Read more



See Who's Near You. TRY NOW

Start for...

Posts

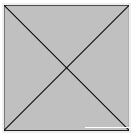
Your nearby neighbors in Western Ave have started a new Nextdoor website!

Nextdoor Announcement

You'll now be able to share posts with neighbors in Western Ave and comment on the posts they share with you. To personalize your list of Nearby Neighborhoods, go to http://scotcheighty.nextdoor.com/nearby_neighborhoods_prefs/.

Project Neon Upcoming Ramp Closures - Fun fun!

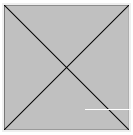
Jessica Saylor , Scotch Eighty LEAD



1. I-15 SB exit to Charleston – closed until early March
2. I-15 NB to Charleston EB – closing the night of 1/30 for 30 days
3.... Read more

FOUND TAN & WHITE CHIHUAHUA

Mylene Delaire , Westleigh



Please call me ASAP 702.469.2335.
Female w/ microchip.

I NEED A FINISHED CARPENTER

Bonnie Alvarez , Palomino

Hi ... in need of someone to build me a couple of shelves for my casita. Probably considered a small job, but I want a good job & painted... Read more

2 replies

Re: looking for job at SLS Casino in accounting.

Layesh Tala , Beverly Green

Hey does anyone know anyone at SLS. I am looking for a job in accounting. I need a refer. Help.!

No way!!

Layesh Tala , Beverly Green

That road us bad.

Las Vegas City Councilman for Ward Five

Daniel Deegan , Rancho Manor

City Councilman Ricki Barlow has resigned his position as councilman and announced that he will plead guilty to felony fraud charges in... Read more

5 replies

Replies

Re: Marble/tile person

1 new reply:

Bob McCarter , Woodland Hills Estates

If you don't mind, would you please post finished photos? I'm looking for the same but also behind my toiled and adjacent wall. Thanks!

Re: LOST HOUND DOG gray with black spots

1 new reply:

Paula Gray , Rancho Bonita-Sereno
Yay!

Re: Alert - Suspicious man going up to neighbor's door

1 new reply:

Kahea Lawrence , Glen Heather Estates
I am also very grateful to all of the vigilant people in our neighborhood. You just never know who is out to screw you over. People are... Read more

Upcoming Events

- Project Neon Public Meeting · Jan 24
- Valentine’s Day mini session only $39 · Jan 28

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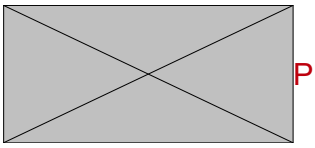
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 8/7/2017 8:07:54 AM
Subject: How The ACA Survived A 7-Year War



PUBLIC POLICY.

Monday, August 7, 2017

TOP NEWS

Feature
Analysis

How The ACA Survived A 7-Year War

The Affordable Care Act has cheated death over and over during the past seven years, evading a number of potentially lethal lawsuits and somehow surviving the slings and arrows of a federal government controlled by hostile Republicans. Here's a look at the ACA's improbable journey through a harrowing gauntlet of legal and political attacks. Read more »

Sessions Says DOJ May Subpoena Reporters In Leak Hunt

The U.S. Department of Justice could take aim at journalists in its efforts to crack down on government leaks, Attorney General Jeff Sessions said Friday. Read more »

Analysis

3 Questions Environmental Attorneys Have About CERCLA

The Comprehensive Environmental Response, Compensation and Liability Act provides the federal government with a framework for allocating liability when multiple polluters have contaminated a site. But as enforcers have begun tackling larger and larger Superfund sites, uncertainties about how exactly the law applies — and how accused polluters may use it against each other — have snowballed. This is the sixth in a seven-part series on important open questions in environmental law. Read more »

Analysis

Proposed P3 Rule Stirs Doubts On Infrastructure Plan

The U.S. Department of Transportation's recent proposed rule seeking more private investment in public transit projects is an encouraging opening shot by the Trump administration on infrastructure funding, experts say, but it signals that a much promised yet still unseen $1 trillion infrastructure package isn't close to being ready. Read more »

Trump Names Husch, Nelson Mullins Partners To Bench

President Donald Trump named his latest round of 10 judicial nominees late Thursday, advancing BigLaw attorneys who range from firms like Nelson Mullins Riley & Scarborough LLP to Husch Blackwell LLP for spots on appellate and district courts across the country. Read more »

Analysis

What Employers Should Know About The Raise Act

President Donald Trump is pushing a bill aimed at reducing legal immigration and creating a points-based visa system, a proposal that attorneys say could make it tougher for employers to get foreign workers in some cases and would require major

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Davis Wright Tremaine
Doniger Burroughs
Duane Morris
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Dykema Gossett PLLC
Earthjustice
Epstein Becker Green
Faegre Baker
Farnan LLP
Fish & Richardson
Fragomen Del Rey
Freshfields
Frost Brown Todd
Gass Weber
Gibbons PC
Gibson Dunn
Goodwin
Greenberg Traurig
Greg Coleman Law
Harrison White
Haynes and Boone
Hogan Lovells
Hunton & Williams

scrutiny of the points methodology. Here's what employers should know about the Raise Act. Read more »

Senate Passes Bills To Tweak Telecommunications Laws

The Senate passed a suite of tweaks to telecommunications laws, concentrated on increased consumer protections for 911 calls and the “internet of things,” before leaving D.C. for the summer Thursday. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Policy May Not Be Priority For Restored FERC Quorum

While the energy industry breathes a sigh of relief that a quorum of commissioners was restored at the Federal Energy Regulatory Commission on Thursday, experts caution that major policy initiatives could take a back seat to the agency clearing the substantial backlog of electricity and pipeline issues that require a vote. Read more »

Dems To Float Bill To Make Companies Pay For Mine Cleanup

A group of four Democratic lawmakers are planning to introduce a bill to impose a royalty on companies that mine gold, silver and other minerals on public land, saying in a statement Thursday that antiquated mining laws have allowed companies to dodge financial responsibility for spills like the 2015 Gold King Mine disaster. Read more »

Enviros Urge DC Circ. To Decide Clean Power Plan Case

Environmental groups on Thursday asked the D.C. Circuit either to rule on the validity of the Clean Power Plan or send it back to the U.S. Environmental Protection Agency because the EPA could take a year to decide what to do about it on its own. Read more »

EPA Asks DC Circ. Not To Reconsider Effluent Data Ruling

The U.S. Environmental Protection Agency on Thursday asked the D.C. Circuit to reject environmental groups' request for en banc review of a panel decision allowing the EPA to withhold data on power plant wastewater discharges. Read more »

Industry Fights Enviros' Challenge Of Effluent Rule Pause

A water industry lobbying group on Thursday asked a D.C. federal judge to toss a challenge to the Environmental Protection Agency’s postponement of the effective dates of a rule setting toxicity limits for power plant wastewater, saying courts can’t force agencies to follow procedures that the Administrative Procedure Act itself doesn’t require. Read more »

TRANSPORTATION & INFRASTRUCTURE

Uber Should Pay $15M For Bad Business Practices, DAs Say

San Francisco and Los Angeles district attorneys told a California superior court judge Friday that Uber should pay a $15 million civil penalty for not providing timely evidence of its compliance with airport rules and safety information guidelines, arguing the rideshare company had violated an agreement with the cities. Read more »

GWB Figure Must Address Jones Day Conflict, 3rd Circ. Says

The Third Circuit on Friday ordered a former public official convicted in the George Washington Bridge lane-closing scandal to appear before a district court and address any potential or actual conflict of interest with Jones Day attorneys representing her as appellate counsel in light of the firm's representation of the Port Authority of New York and New Jersey in related matters. Read more »

Chicago Sheds Suit Over Car Impound Law

Husch Blackwell
Jackson Lewis
Jenner & Block
Jones Day
Juneau David
K&L Gates
Katten Muchin
King & Spalding
Kirkland & Ellis
Kobre & Kim
Landskroner Grieco
Liner LLP
Locke Lord
Mayer Brown
Miller Egan
Mitchell Silberberg
MoloLamken LLP
Morgan Lewis
Morrison & Foerster
Nelson Mullins
Norton Rose Fulbright
Polsinelli
Quinn Emanuel
Ropes & Gray
Schnader Harrison
Shearman & Sterling
Sidley Austin
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Stoel Rives
Strasburger & Price
Stroock & Stroock
Trucker Huss
Wexler Wallace
White & Case
Wiley Rein
Williams & Connolly
WilmerHale
Winston & Strawn
Withers Bergman

COMPANIES

Altman Weil Inc.
American Cable Association
American Civil Liberties Union
American Family Insurance
American Petroleum Institute Inc.
Associated Press
BTI Consulting Group Inc.
Boston Scientific Corporation
Bristol-Myers Squibb Company

An Illinois federal judge Thursday dismissed a putative class action disputing the city of Chicago's vehicle impound law, finding it does not violate the due process rights of vehicle owners. Read more »

REAL ESTATE

Feds Ask Busy Judge To Squeeze In 2018 Silver Retrial

Manhattan federal prosecutors asked U.S. District Judge Valerie E. Caproni on Friday to make room in her busy 2018 trial calendar for a spring retrial of former Albany legislative boss Sheldon Silver on corruption charges tied to a real estate scheme. Read more »

EMPLOYMENT

US Chamber Wants Seattle Union Rule Blocked During Appeal

The U.S. Chamber of Commerce and Uber subsidiary Rasier LLC on Thursday urged a Washington federal court to block Seattle's ordinance letting Uber and Lyft drivers unionize while they appeal a ruling handed down earlier this week dismissing their suit over the law. Read more »

TAX

IRS Puts Off Dividend Payment Rules For Nonresident Aliens

The Internal Revenue Service announced extensions Friday giving taxpayers more time before they'll have to comply with rules governing dividend payments for nonresident aliens and foreign corporations, which the federal bureaucracy squeaked out in January despite an executive order from President Donald Trump freezing regulatory actions the day he took office. Read more »

Coinbase Gets Support From 3 Groups In IRS Summons Spat

The Competitive Enterprise Institute and two digital currency advocacy groups asked a California federal court Thursday to let them support Coinbase Inc.'s challenge to an IRS summons that seeks customer names and other information from the virtual currency exchange company, calling the request overbroad. Read more »

BANKRUPTCY

Puerto Rico Board Tees Up Fight With Gov't Over Furloughs

The federally appointed board tasked with right-sizing Puerto Rico's flagging economy said Friday it planned to implement public employee furloughs to meet an $880 million savings benchmark for the 2018 fiscal year, in what amounts to a direct affront to the territory's governing leadership. Read more »

IMMIGRATION

Immigration Bill Roundup: Citizenship Paths, Border Security

While attention in immigration circles this week centered on a U.S. Senate bill endorsed by President Donald Trump that would sharply reduce the annual entry of legal immigrants into the U.S., members of Congress introduced other immigration-related bills that would create pathways to citizenship and enhance border security. Read more »

Hawaii Presses Fight Against Travel Ban At 9th Circ.

Hawaii urged the Ninth Circuit on Thursday to rule that the Trump administration's revised travel ban does not apply to a broader class of "close family" members and

CPI Corporation
Center for Biological Diversity Inc.
CenturyLink Inc.
Cloud Peak Energy, Inc.
Coinbase Inc.
Competitive Enterprise Institute
Environmental Defense Fund Inc.
Facebook
Google Inc.
Herbalife Ltd.
Hoffmann-La Roche
Hologic, Inc.
Home Box Office Inc.
Honeywell International Inc.
International Business Machines Corporation
Johnson & Johnson
Kroger Co.
LexisNexis Group
LinkedIn Corp.
Lockheed Martin
Lyft Inc.
Microsoft Corporation
Motorola Mobility LLC
NBCUniversal Inc.
National Immigration Law Center
Natural Resources Defense Council
Nuance Communications, Inc.
Physicians for Social Responsibility
Planned Parenthood Federation
Premise Health Inc.
Protiviti Inc.
Public Company Accounting Oversight Board
Reed Elsevier
Regeneron Pharmaceuticals, Inc.
Reynolds American Inc.
Robert Half International Inc.
SLM Corporation
Sierra Club
TW Liquidation Corp.
Teva Pharmaceutical Industries Limited
U.S. Chamber of Commerce
Uber Technologies Inc.
Wal-Mart Stores Inc.
Washington Post Co.
Watanabe Nason
Zeughauser Group LLC

GOVERNMENT AGENCIES

refugees, saying a district court was correct in holding that the injunction on the ban covers both groups. Read more »

NATIVE AMERICAN

Analysis

Will DOI Have Tribes' Backs When Land Buy Program Ends?

The U.S. Department of the Interior's recent changes to a $1.9 billion settlement-funded buyback program for tribal lands, through which it purchases land from multiple owners in order to consolidate them under tribal control, indicates it is seeking to simplify the program as it runs out of money, raising concerns about the government's commitment to addressing tribal land fractionation. Read more »

DOI Repeals Obama-Era Mineral Royalty Rule

The U.S. Department of the Interior's Office of Natural Resources Revenue is axing the Obama administration's update of how lease royalties for minerals on federal and Native American lands are calculated, citing "defects" in the measure and President Donald Trump's commitment to reducing regulatory burdens on domestic energy development in a notice being published Monday. Read more »

TELECOMMUNICATIONS

FCC Hit With FOIA Suit Over Net Neutrality Comments

The Federal Communications Commission should release a set of records related to its internal analysis of why its online comment system slowed down in May shortly after comedian John Oliver railed on his TV show about the agency's handling of net neutrality, a reporter has told a New York federal court. Read more »

PEOPLE

Trump Taps Kirkland Partner For Chicago US Atty Post

President Donald Trump on Thursday named a Kirkland & Ellis LLP partner as U.S. attorney for the district covering Chicago — one of four in the president's latest round of nominees to U.S. attorney positions. Read more »

Ex-Rep. Fattah Invokes McDonnell On Appeal To 3rd Circ.

Former U.S. Rep. Chaka Fattah asked the Third Circuit on Friday to overturn his conviction for his role in a corruption scheme, saying the lower court prematurely dismissed a holdout juror and that the U.S. Supreme Court's ruling in McDonnell meant a contested jury instruction included an overly broad definition of "official acts." Read more »

EXPERT ANALYSIS

Breaking Down Graham-Cassidy ACA-Replacement Proposal

Following the Health Care Freedom Act's defeat, the only remaining proposal to replace the Affordable Care Act that appears to have any chance of a Senate vote is a complex overhaul from Republican Sens. Lindsey Graham and Bill Cassidy. The crux of the amendment is to replace the ACA's insurance subsidies and Medicaid expansion with comparatively smaller block grants to states, says Eric Schillinger of Trucker Huss APC. Read more »

A Modern Approach To Digital Health Product Regulation

Recently, the U.S. Food and Drug Administration announced new plans to streamline the development and availability of high quality digital health products. The new Digital Health Software Precertification Pilot Program may result in a novel approach to premarket review that eventually lessens regulatory burdens, say attorneys with Ropes & Gray LLP. Read more »

Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Trade Commission
Federal Transit Administration
Financial Stability Oversight Council
Food and Drug Administration
Internal Revenue Service
Los Angeles County District Attorney's Office
National Labor Relations Board
Navajo Nation
Office of Natural Resources Revenue
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Pennsylvania Department of Transportation
Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
Southern Ute Indian Tribe
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
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U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court

Series

15 Years Of SOX: A Look At Compliance Costs And More

While many organizations are at a mature level with regard to their overall Sarbanes-Oxley compliance programs, new accounting standards, business process outsourcing, cybersecurity and a bigger focus on precision have required an increasing investment of resources, says Keith Kawashima of Protiviti Inc. Read more »

LEGAL INDUSTRY

Analysis

4 Ways Firms Can Get More Out Of Their Contract Lawyers

As law firms increasingly hire contract attorneys, some are finding the array of ways the lawyers can be used stretch far beyond the expected document review and due diligence work. Here are four ways law firms can make better use of contract attorneys. Read more »

Analysis

2017's 1st Half Saw 22% Rise In Real Estate Partner Moves

Lateral moves among real estate partners at the 200 largest U.S. firms increased by nearly 22 percent during the first half of 2017 over the same period a year earlier, and New York, Texas, Florida and Illinois saw 10 or more partner moves during that time, according to data compiled by Law360. Read more »

For 8 Years, One Firm Led Both Sides Of Biz Litigation

Over the last eight years, one law firm has dominated the pack on both sides of the table in commercial litigation, and the majority of all commercial litigation — cases with claims like breach of contract — was duked out in California's Central District, a data scientist told Law360 on Friday. Read more »

Legal Sector Sheds 4,300 Jobs In July

The number of jobs in the legal services sector dropped by 4,300 in July, bucking a trend of steady growth in the industry since March, according to a report released by the Bureau of Labor Statistics on Friday. Read more »

Rivals Crowd Legal Playing Field Beset By Billing Woes

The business of law remains flush with players competing for work, but is bogging down in billing challenges and pressures over pricing and operational efficiency, according to a survey on the sector and legal technology. Read more »

Del. District Judge Sue L. Robinson Joins Farnan LLP

Farnan LLP has added former Delaware District Chief Judge Sue L. Robinson as a partner in its Wilmington, Delaware, office, following her departure from the state's bench after more than 25 years of service. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Talkin Muccigrosso & Roberts LLP topped this week's legal lions list after a judge vacated a jury's conviction of its client over alleged fraud involving a World Trade Center construction contract while Covington & Burling LLP landed on the legal lambs list after a state appeals court revived more than 2,000 Accutane product liability cases against its client, Hoffmann-La Roche. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

A tech giant's corporate counsel takes a stand against the billable hour, what to expect from the Justice Department's pivot on LGBT rights in the workplace and Republicans are on the verge of clinching a majority on the NLRB. These are some of the top stories in corporate legal news you may have missed this past week. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

World Trade Organization

Law360's Pro Say Podcast: A Texas Judge Vs. The High Court

On the latest episode of Law360's Pro Say podcast, the team discusses whether a lone district court judge can keep a patent sea change at bay, Google and Facebook opposing a law aimed at combating sex trafficking, and the ACLU's cheeky brief supporting John Oliver's right to make fun of a coal company executive. Read more »

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Greg Coleman Law
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Liner LLP
Locke Lord
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Quinn Emanuel
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American Cable Association
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American Petroleum Institute Inc.
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Bristol-Myers Squibb Company
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Hologic, Inc.
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Planned Parenthood Federation
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Reed Elsevier
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Robert Half International Inc.
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U.S. Department of Justice
U.S. Supreme Court
Internal Revenue Service
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Federal Communications Commission
National Labor Relations Board
Securities and Exchange Commission
U.S. Department of the Interior

U.S. Senate
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office of the President
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Trade Commission
Federal Transit Administration
Financial Stability Oversight Council
Food and Drug Administration
Los Angeles County District Attorney's Office
Navajo Nation
Office of Natural Resources Revenue
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
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Southern Ute Indian Tribe
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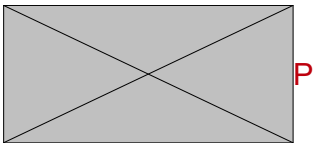
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 3/8/2018 8:30:45 AM
Subject: Sex Offender Case May Deal Blow To 'Administrative State'



PUBLIC POLICY.

Thursday, March 8, 2018

TOP NEWS

Analysis

Sex Offender Case May Deal Blow To 'Administrative State'

The U.S. Supreme Court took up a case this week involving a convicted sex offender who failed to register as such in New York, and the legal question at the center of the proceeding could lead to a ruling that reins in the "administrative state" and hands conservatives a major win. Read more »

Analysis

Groundwater Comments May Bolster EPA Legal Defense

The U.S. Environmental Protection Agency is seeking input on whether facilities that pollute groundwater are required to have Clean Water Act permits, after years of taking a case-by-case approach, and experts say the feedback could help form the backbone of a defense against legal challenges that would almost certainly follow any new rule-making. Read more »

Analysis

What Happens If The DOJ Joins The Opioid MDL?

If the U.S. Department of Justice enters multidistrict litigation about the opioid crisis, it could strengthen the negotiating position of local governments but also siphon off some of the money they seek, plaintiffs lawyers say. Read more »

SEC Warns Of 'Potentially Unlawful' Online Trading Platforms

The U.S. Securities and Exchange Commission on Wednesday warned investors that platforms trading digital assets, including red-hot initial coin offerings, may not be registered with the agency and thus do not provide the standard investor protections afforded by securities laws. Read more »

SSA Led By Acting Chief For Too Long, GAO Tells Trump

The U.S. Government Accountability Office on Tuesday sent a letter to President Donald Trump informing him that the commissioner of the Social Security Administration has served too long in an acting capacity, in violation of the Federal Vacancies Reform Act. Read more »

DOJ Civil Division Pick Promises A False Claims Focus

President Donald Trump’s choice to lead the Justice Department’s Civil Division pledged to keep his work independent of political influence Wednesday, telling a Senate panel he would bring to the job a renewed focus on fraud. Read more »

BANKING & SECURITIES

Senate Banking Debate Lurches Toward Vote

The Senate continued to debate a rollback of some Dodd-Frank Act banking rules Wednesday, with backers claiming reforms would take away pressure that had choked lending by smaller banks in the wake of financial institution reform. Read

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Robbins Geller
Ropes & Gray
Shearman & Sterling
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Simmons Hanly
Taft Stettinius
Venable LLP
Williams & Connolly

more »

ENERGY & ENVIRONMENTAL

9th Circ. Won't Shut Down Kids' Climate Suit Against Feds

The Ninth Circuit on Wednesday refused to reverse a lower court ruling that gave 21 children a green light to sue the U.S. government for allegedly endangering them and future generations with policies that contribute to climate change, saying the government hadn't sufficiently shown the case had to be dismissed. Read more »

Dems Urge Electioneering Probe Of Interior Secretary

Top Democrats on the House Committee on Natural Resources on Wednesday urged the U.S. Office of Special Counsel to investigate whether Secretary of the Interior Ryan Zinke used a coal mine cleanup funding announcement to campaign for a congressional candidate, potentially violating the Hatch Act. Read more »

Perry, Shell CEO Differ On Urgency Of Paris Accord

U.S. Secretary of Energy Rick Perry opened day three of a major energy conference in Houston Wednesday morning with remarks eschewing the Paris Climate Accord, which were immediately followed by comments from Royal Dutch Shell's CEO calling for an industry-wide commitment to the goals of the agreement. Read more »

HEALTH & LIFE SCIENCES

Opioid MDL To Get Litigation Track Amid Settlement Talks

Multidistrict litigation over the opioid crisis will enter an active stage of discovery, motions and bellwether trials to boost the prospects of ongoing settlement talks, an Ohio federal judge said Wednesday. Read more »

Feds Say Mass. 'Just Guessing' Birth Control Rules Harmful

U.S. Department of Justice attorneys argued Wednesday for the demise of one of several lawsuits challenging a Trump administration rule allowing businesses to drop contraception coverage from employee health plans on moral grounds, saying it has failed to show any imminent harm in Massachusetts. Read more »

Dem AGs Knock DOL's 'Association Health Plans' Rule

A coalition of 17 attorneys general from mostly left-leaning states and D.C. submitted joint comments to the U.S. Department of Labor on Tuesday, saying a proposed rule allowing employers to more easily form so-called association health plans would remove important consumer protections and invite fraud. Read more »

Deputy AG Asks For Insurers' Help To End Opioid Crisis

Deputy Attorney General Rod Rosenstein on Wednesday called on health insurers to aid law enforcement's efforts to end the nation's massive opioid epidemic, saying they can play a part in preventing needless prescribing of opioids. Read more »

VA Watchdog Slams Mismanagement At DC Medical Center

Continued failures of leadership and practice over a number of years have led to widespread problems at the U.S. Department of Veterans Affairs' D.C. medical center that are putting veterans at risk, according to a watchdog report Wednesday. Read more »

MEDIA & ENTERTAINMENT

Grape Farmers Fight Trade Group Ads At Calif. High Court

Specialty grape farmers told the California Supreme Court at a hearing Wednesday they shouldn't have to bankroll a grape trade group's advertisements, saying the ads contradict the message they want to spread about their specialty grapes, and that they can't be forced to pay for ads by a

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AT&T Inc.
ATS Corporation
Allergan PLC
Amazon.com Inc.
America's Health Insurance Plans
American Association of State Highway and Transportation Officials
American Cable Association
American Civil Liberties Union
American Immigration Council
American Immigration Lawyers Association
American Trucking Associations Inc.
AmerisourceBergen Corporation
Apple Inc.
Association of British Insurers
Burson-Marsteller Inc.
Cato Institute
Chevron Corporation
Delta Air Lines Inc.
Dick's Sporting Goods Inc.
Financial Industry Regulatory Authority Inc.
Hertz Global Holdings Inc.
Hiscox
IHS Markit Ltd.
Instagram Inc.
Johnson & Johnson
Ketchum Inc.
Kroger Co.
L.L. Bean Inc.
Lyft Inc.
McKesson Corporation
MetLife Inc.
National Association of Broadcasters
National Congress of American Indians
National Immigration Law Center
National Restaurant Association
National Rifle Association of America
National Telephone Cooperative Association
National Women's Law Center
Natural Resources Defense Council
Royal Dutch Shell PLC
Southern Poverty Law Center

nongovernmental entity. Read more »

TRANSPORTATION & INFRASTRUCTURE

Senate Dems' Infrastructure Plan Would Reverse Tax Cuts

Senate Democrats unveiled a plan on Wednesday to raise $1 trillion to fund infrastructure projects by rolling back the tax cuts for wealthy individuals and corporations in the tax cut bill passed in December. Read more »

Transpo Execs Favor Gas Tax Hike, User Fees For Upgrades

Transportation stakeholders on Wednesday urged the Trump administration and Congress to raise the federal gas tax, implement mileage-based user fees or consider other revenue streams to pay for the growing backlog in highway repair projects and invest in new surface transportation infrastructure. Read more »

EMPLOYMENT

Analysis

4 Questions About DOL's Self-Audit Plan For Wage Violations

Although a newly announced U.S. Department of Labor self-audit program is winning plaudits from employers for giving companies a path to stave off litigation by voluntarily reporting Fair Labor Standards Act violations, experts say that numerous questions, like whether employees' participation would abrogate potential state law claims, remain unanswered. Read more »

House Democrats Propose Bill Restricting Tip Pools

Two congresswomen proposed a bill Wednesday that would block businesses from redistributing tipped workers' tips without their permission, a day after Labor Secretary Alex Acosta told them he would support a measure that stopped employers from keeping their workers' tips. Read more »

CYBERSECURITY & PRIVACY

Analysis

GDPR's Reporting Mandate May Fuel Fledgling Cyber Market

Insurers see a silver lining in the cyberattack reporting requirements of Europe's new data protection rules to amass much-needed data to price cyber coverage — if privacy concerns don't stand in the way. Read more »

UK Officials Lay Out Plan To Boost Connected Device Security

The UK government on Wednesday rolled out a proposal to require makers of internet-connected devices such as televisions and toys to take certain steps to better insulate these products from growing cybersecurity threats, including embedding stringent security measures in the design process and labeling products with their security features. Read more »

FBI Director Vows To Treat Hacked Companies As 'Victims'

FBI Director Christopher Wray on Wednesday promised to "treat victim companies as victims" and withhold potentially damaging corporate information from other regulatory agencies when data breaches occur. Read more »

INTERNATIONAL TRADE

Analysis

3 Potential Roadblocks To Trump's Impending Tariffs

As President Donald Trump prepares to set stiff tariffs on imported aluminum and steel, his opponents both within the U.S. and abroad have been scrambling for ways to mitigate the damage or stop the president in his tracks. Here, Law360 breaks

Starbucks Corporation
The DIRECTV Group, Inc.
Twitter Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
United Steelworkers
Verizon Communications
Wal-Mart Stores Inc.
Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Indian Education
California Department of Food and Agriculture
Chickasaw Nation
Choctaw Nation of Oklahoma
Congressional Budget Office
European Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Menominee Indian Tribe
NAFTA
National Telecommunications and Information Administration
Navajo Nation
New Jersey Legislature
New York Attorney General's Office
Occupational Safety and Health Administration
Quinault Indian Nation
Securities and Exchange Commission
Shakopee Mdewakanton Sioux
Social Security Administration
State Justice Institute
Tennessee Department of Transportation
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice

down potential tripping points for the administration's latest trade enforcement power play. Read more »

House Republicans Implore Trump To Narrow Metals Tariffs

A group of 107 House Republicans, led by the House Ways and Means Committee chairman, encouraged President Donald Trump in a letter on Wednesday to narrow the stiff global tariffs on imported aluminum and steel he promised last week in order to minimize the negative effects on American businesses and consumers. Read more »

There Are 'No Winners' In Trade War, EU Official Says

European Union Trade Commissioner Cecilia Malmstrom on Wednesday announced that the EU was prepared to "take measures" if President Donald Trump went through with his plan to impose steep tariffs on steel and aluminum imports, warning that a trade war would have "no winners." Read more »

TAX

Analysis

Congress Unlikely To Act Before Justices' Remote Tax Ruling

While the U.S. Supreme Court weighs whether states have the power to tax online retailers' interstate sales, stakeholders have pressed Congress to stave off the potential for chaos in the wake of the court's decision, but it's unclear whether any legislation addressing the issue can garner enough support. Read more »

Ill. Legislators Prod Gov. On Easing Tax Overhaul's Burden

Illinois Democratic federal lawmakers led by U.S. Sens. Tammy Duckworth and Dick Durbin sent a letter to the state's Republican governor on Tuesday asking how he plans to allay the federal tax overhaul's negative impact on Illinois taxpayers. Read more »

BANKRUPTCY

Puerto Rico Atty Fees Of $50M OK'd Amid Billing Concerns

The attorneys and other professionals working on the Puerto Rican public's dime in landmark court proceedings to restructure the territory's crippling debt had their first applications for fees authorized Wednesday, totaling near $50 million, after being warned about billing practices and the close scrutiny they are under. Read more »

IMMIGRATION

Trump Blames Democrats For DACA Impasse

President Donald Trump on Wednesday blamed Democrats for the failure of negotiations over a legislative replacement for Deferred Action for Childhood Arrivals just after a last-resort stopgap measure to extend the program fizzled out in the Senate. Read more »

Sessions Slams Calif. For Immigration Enforcement Laws

U.S. Attorney General Jeff Sessions on Wednesday sparked an immigration enforcement showdown with California's leading progressive politicians, accusing the state of deploying "irrational, unfair and unconstitutional" laws on the heels of a newly filed lawsuit challenging the state's policies limiting local law enforcement's involvement with deportation activities. Read more »

Sen. Feinstein Wants Refugee Resettlement Head To Resign

Sen. Dianne Feinstein on Tuesday called for Office of Refugee Resettlement Director Scott Lloyd to step down from his post, citing his alleged attempts to block young immigrant women in federal government custody from accessing reproductive health care to which they're legally entitled. Read more »

U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Office Of Special Counsel
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

Immigrant Detainer Bids Are Illegal, Law Groups Contend

A Trump administration policy that requests local communities detain immigrants in jail past their scheduled release dates so federal immigration officials can take them into custody violates established legal precedent, a report by the American Immigration Lawyers Association, the Southern Poverty Law Center and other legal organizations contends. Read more »

NATIVE AMERICAN

Tribes Band Together For Stronger Role In Next Farm Bill

Native American tribes and organizations are putting their weight behind a new coalition seeking to make their voices heard in the new federal Farm Bill expected later this year, as advocates say tribes risk missing out on a slew of benefits if they can't convince lawmakers to specifically tackle their needs. Read more »

TELECOMMUNICATIONS

Analysis

FCC's Broadband Maps Obscure Reality Of National Coverage

As the Federal Communications Commission advances its efforts to close the so-called digital divide, broadband coverage maps have emerged as a critical tool for charting which areas still lack adequate service, but some worry the government's mapping efforts don't go far enough. Read more »

FCC Rejects Challenge To DirecTV Satellite License

The Federal Communications Commission has upheld its International Bureau's decision to grant DirecTV a satellite operating license that crowded out a subsequent application for a nearby satellite, according to an agency order unsealed Tuesday. Read more »

Pai Seeks $954M For Puerto Rico, Virgin Islands Networks

Federal Communications Commission Chairman Ajit Pai floated a $954 million plan Tuesday for immediate and long-term network restoration and expansion in Puerto Rico and the U.S. Virgin Islands to aid recovery from the hurricanes that devastated the islands last year, with more than a quarter billion in new funding. Read more »

Cable Cos., Stations Spar Over 'Must Carry' Notice Delivery

Two trade groups for small and rural cable operators are teaming up to make sure a government initiative to streamline how TV stations elect to be carried by cable operators doesn't end up putting new burdens on cable and other pay-TV systems. Read more »

US Ranks Among World's Most Vital Internet Ecosystems

The United States is among the world's top-tier global broadband leaders across a wide range of criteria, according to a report released Tuesday by the Telecommunications Research and Policy Institute. Read more »

EXPERT ANALYSIS

Cosmetics Companies Using Instagram Face Regulatory Risk

Because the cosmetics industry closely borders the highly regulated drug market, cosmetics companies must be wary when marketing on platforms like Instagram. Crossing the line between a "drug" and a "cosmetic" can cause a major headache with the U.S. Food and Drug Administration, says Dominick DiSabatino of Loeb & Loeb LLP. Read more »

Cannabis' CEQA Challenge

Regulating cannabis raises California Environmental Quality Act review obligations of unprecedented scale. Focusing primarily on commercial cannabis cultivation,

Tyler Welti of Venable LLP looks at some emerging CEQA risks facing both cannabis businesses seeking permits and public agencies seeking to permit or ban commercial cannabis. Read more »

LEGAL INDUSTRY

Feature

How GCs And Companies Can Tackle Corporate Responsibility

The school shooting in Florida last month led masses of students and other Americans to organize protests calling for stricter gun laws and boycotts against companies over their relationships with the National Rifle Association — and some businesses and their in-house legal advisers may be left weighing the pros and cons of joining the growing crackdown of gun sales. Read more »

Mayer Brown Atty Out After 10 Days Amid Allegations At MoFo

Mayer Brown LLP confirmed on Wednesday that it has parted ways with a New York-based capital markets partner — 10 days after announcing it had hired him — following allegations that the partner engaged in "inappropriate conduct" at his previous firm. Read more »

Ex-Akin Gump Atty Gets 2.5 Years In DOJ Suit-Selling Case

A California federal judge on Wednesday handed down a 2 1/2-year prison sentence to a former Akin Gump Strauss Hauer & Feld LLP partner who was arrested last year in a wig-and-sunglasses disguise while trying to sell a sealed government complaint to a cybersecurity company being investigated by the U.S. Department of Justice. Read more »

Attys Worry Companies Not Serious About Sexual Misconduct

Nearly half of the outside counsel who responded to a recent survey said they are concerned employers aren't taking sexual harassment training, prevention and response "seriously enough" in the workplace, according to data released on Wednesday. Read more »

Panelists Address How To Handle A Lawyer Who Is Impaired

It is often difficult to determine the proper actions to take ethically, legally and personally if a fellow lawyer, even a superior such as a powerful partner, is dealing with a cognitive impairment like Alzheimer's Disease. Read more »

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Lyft Inc.
McKesson Corporation
MetLife Inc.
National Association of Broadcasters
National Congress of American Indians
National Immigration Law Center
National Restaurant Association
National Rifle Association of America
National Telephone Cooperative Association
National Women's Law Center
Natural Resources Defense Council
Royal Dutch Shell PLC
Southern Poverty Law Center
Starbucks Corporation
The DIRECTV Group, Inc.
United Continental Holdings Inc.
United Steelworkers
Verizon Communications
Wal-Mart Stores Inc.
Wayfair LLC

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Federal Communications Commission
U.S. Department of Labor
U.S. Supreme Court
European Union
Government Accountability Office
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
U.S. Senate
World Trade Organization
Bureau of Indian Affairs
Bureau of Indian Education
California Department of Food and Agriculture
Chickasaw Nation
Choctaw Nation of Oklahoma
Congressional Budget Office
European Commission
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Menominee Indian Tribe
NAFTA
National Telecommunications and Information Administration
Navajo Nation
New Jersey Legislature

New York Attorney General's Office
Occupational Safety and Health Administration
Quinault Indian Nation
Shakopee Mdewakanton Sioux
Social Security Administration
State Justice Institute
Tennessee Department of Transportation
U.S. Attorney's Office
U.S. Department of Agriculture
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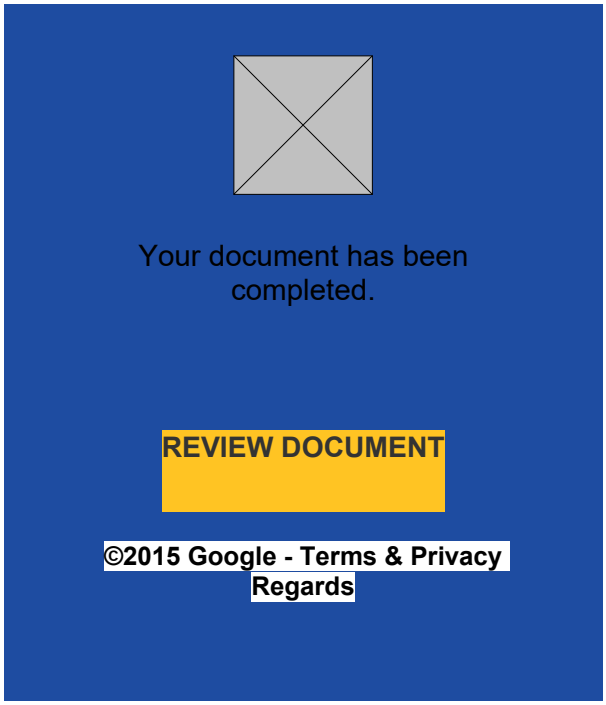
Subject: Melody Shared Doc



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From: BE Tech Exchange
Sent: Thur 9/10/2015 9:03:35 PM
Subject: [Marketing Mail] Is State Of Your Tech Holding Your Bank Back?

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CYBER FRAUD

Consumers most fear hacking, stolen data

In spite of some of the high-profile threats like ransomware and denial-of-service attacks, the public's greatest concerns are for garden-variety dangers, says Kaspersky Lab. Read more

WASHINGTON & TECH

Responsible innovation high on OCC agenda

Balancing the industry's need to innovate with the mission to protect bank customers has the Comptroller's Office weighing its approach, says a senior official. Read more

TECH IN THE REAL WORLD

People love online banking, *done right*

The problem, according to a new survey by BAI and SAS, is that many don't think tech is always done so well. Many get quite frustrated, actually. Read more

FRESH FROM THE FRONTIER

High-powered security tool now available

Used to be, only select government agencies could tap the security technology produced at the Los

BEYOND THE BANK

Time for an overhaul!

Dan Fisher says that if bad tech holds your bank back from competing, ditch it! Read more

MAKING SENSE OF IT ALL

Digital drivers for banks

Discussions and debates about the digital bank continue. But the question has progressed, says John Ginovsky, from "What is a digital bank?" to "Why should banks embrace digitalization?" Read more

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Takeaways from the midsize bank stress tests

First "live" DFAST exercise yields mixed results for banks and regulators. Here are five thoughts toward the next round. Read more

Alamos national labs. Now a partnership with EY will broaden availability of the high-tech aid. Read more

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COOPETITION?

Nonbanks muscling into commercial areas

The threat from nonbank companies in commercial financial services is growing in banks' eyes, according to a Misys survey. Bankers are beginning to come around to the idea of partnering with competitors. Read more

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YARDSTICK FOR IMPROVEMENT

Enhancements improve auto finance sales

Equifax Inc. introduced new features to its Lost Sales Analysis tool for guiding auto lenders' business decisions based on analysis of their lost opportunities. Read more

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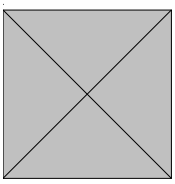

We still hear people joking about Twitter as where you go to find out what some celebrity ate for lunch … or worse. Yes, that's out there. But many of the leading commentators and an increasing number of banks themselves have a nest on Twitter. We share the best of what we see along with our own website updates and more. More than 9,200 follow us. Follow @BankingExchange on Twitter

*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

BYOD is dead! Long live CYOD

So writes Lee Naik, managing director, Accenture Digital, in a blog on LinkedIn. He states that: "…the real issue with [Bring Your Own Device] is the enforceability of security policies. Keeping a BYOD fleet secure is quite simply nearly impossible. Most devices contain or give access to proprietary enterprise information. According to Gartner, one in four business users surveyed admit to having a security issue on their private device. ...

"Happily, all these issues are adequately addressed by an evolutionary off-shoot of BYOD—choose-your-own-device (CYOD). Allowing employees to choose between pre-approved devices, CYOD makes concessions for user choice without sacrificing enterprise control." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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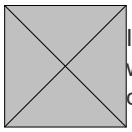

If you read *Tech Exchange* every week, why keep it to yourself? Fellow bankers can subscribe **free.**

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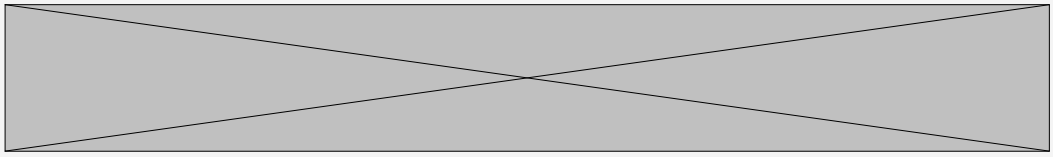
.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: MeriTalk State & Local
Sent: Tue 2/27/2018 7:15:44 PM
Subject: GAO Diagnoses State/CMS Data Malady | Police Need to Get Social and more…

Read All About IT

FEBRUARY 27, 2018

FORWARD TO A FRIEND



CENTERS FOR MEDICARE AND MEDICAID SERVICES

GAO Diagnoses State/CMS Data Malady–Flags $36.7 Billion Improper Payments

The Trump administration has a fever for curing Fraud, Waste, and Abuse (FWA)–in fact, this is perhaps the most important Three Letter Acronym in Federal IT today. So, GAO's recent report on the shortcomings of CMS Transformed Medicaid Statistical Information System (T-MSIS) and the fact that Medicaid improper payments hit an estimated $36.7 billion in 2017 raised temperatures across government.

READ MORE

DIGITAL INNOVATION

Police Need to Get Social

Social media has become ubiquitous–everyone from the Pope to your second grade English teacher has a following. The one group that's lagging behind? Law enforcement. That's not to say that police aren't investing in technology–quite the opposite, in fact. "Law enforcement organizations invest pretty heavily in technology, but it's not clear when that technology actually improves public safety," Mark Forman, former Federal CIO and current global head for the Public Sector at Unisys, told MeriTalk State & Local. A recent report from Unisys found that more than 1,500 urbanites from ages 18 to 74 in Chicago, Dallas, Los Angeles, and Philadelphia want more online interaction with law enforcement.

READ MORE

ILLINOIS

From CISO to CIO–Lonbom Leads Land of Lincoln

When the Land of Lincoln needed a new CIO this fall, Illinois-native Kirk Lonbom couldn't

have been a more obvious choice. With two years as CISO and more than 15 years of experience with the state government, Lonbom had the right credentials for the job. So, it was no surprise when Gov. Bruce Rauner tapped Lonbom to head the Illinois Department of Innovation & Technology as state CIO. Though he's only held the CIO title for a few months, Lonbom has already built on the programs of his predecessor and launched his own initiatives.

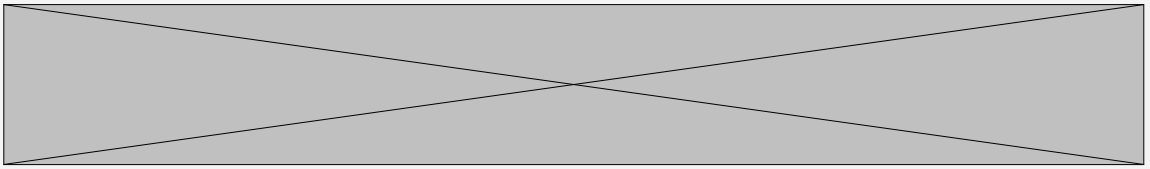
READ MORE

EVENT

Cyber Convergence: Security, the Cloud, and Your Data

Next Thursday (3/8), join cloud and cyber experts from ODNI, DHS, Commerce, HHS and more to discuss ways agencies can reevaluate their data security processes to address the evolving cyber landscape, and what cloud capabilities are needed to enhance efficiency and agility while improving overall cyber security posture. Registration closes soon – get involved in the IT modernization conversation and earn CPE credits.

REGISTER



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(703) 634-9525 | info@meritalk.com

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THE EMAIL ADDRESS FOR YOU IS CGOODMAN@LASVEGASNEVADA.GOV
IF YOU NO LONGER WISH TO RECEIVE EMAIL COMMUNICATION FROM 21ST CENTURY STATE AND LOCAL YOU MAY MANAGE YOUR SUBSCRIPTIONS HERE.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Mayor's Office, All Staff[OM-Staff@LasVegasNevada.GOV]; Carolyn Goodman [redacted] Public Affairs Office[pao@LasVegasNevada.GOV]
From: Diana Paul
Sent: Wed 7/8/2015 11:08:11 PM
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S.

Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more

information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 10/12/2015 8:33:58 PM
Subject: FW: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow
Letter to Mayor Goodman.docx
Mayweather documents.pdf

Here's the backup.
Please keep in case.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Carolyn G. Goodman
Sent: Friday, October 09, 2015 10:06 AM
To: Ricki Y. Barlow
Cc: Carolyn G. Goodman
Subject: FW: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Please advise if you have any understanding as to what this is?

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: ANN BARLOW [redacted]
Sent: Thursday, October 08, 2015 12:38 PM
To: Carolyn G. Goodman
Cc: Ricki Y. Barlow; J Barlow
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct (702)677-2950

Las Vegas Justice Court
Electronically Filed
9/23/2015 10:47:15 AM
Joe Bonaventure
CLERK OF THE COURT

IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP
COUNTY OF CLARK, STATE OF NEVADA

Floyd Mayweather, SR , Applicant
vs.
Ann Barlow, Adverse Party(s)

ORDER SETTING HEARING

Case # 15PO1350
JC DEPARTMENT 4

RECEIVED
CLARK COUNTY SHERIFF
2015 SEP 25 A 7:58

IT IS HEREBY ORDERED that this matter is set for hearing on the **15th** day of **October** at **1:30** pm in **Department 4** located at 200 Lewis Ave, in **Courtroom 7D**, **Floor 7**, Las Vegas, NV 89155.

IT IS FURTHER ORDERED that:

[☐] The previously granted Temporary Order for Protection will remain in effect until this hearing.

[☒] At the scheduled hearing, the Court will decide whether or not an Order for Protection should be issued.

[☐] OTHER: ____

The Adverse Party(s), ANN BARLOW, is hereby advised that a failure to appear at the scheduled hearing may result in an Order for Protection being issued to the Applicant.

DATED this 23rd day of September 2015

Melissa Saragosa

JUDGE MELISSA SARAGOSA

Las Vegas Justice Court
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9/22/2015 3:36:21 PM
Joe Bonaventure
CLERK OF THE COURT

Case No. 15PO1350
Dept. No. Department #: LVJC 4

IN THE JUSTICE COURT OF las vegas TOWNSHIP
COUNTY OF Clark, STATE OF NEVADA

RECEIVED
CLARK COUNTY SHERIFF
2015 SEP 25 A 7:58

Floyd Mayweather SR
Applicant(s),
vs.
Ann Barlow
Adverse Party(s).

APPLICATION FOR ORDER FOR PROTECTION AGAINST STALKING, AGGRAVATED STALKING, OR HARASSMENT (NRS 200.591)

STALKING - A person commits the crime of stalking when, without lawful authority, that person willfully or maliciously engages in a course of conduct that would cause a reasonable person to feel terrorized, frightened, intimidated or harassed, and that actually causes the victim to feel terrorized, frightened, intimidated or harassed. (NRS 200.575 (1))

AGGRAVATED STALKING - A person commits the crime of aggravated stalking when that person commits the crime of stalking and, in conjunction therewith, threatens the person with the intent to cause him to be placed in reasonable fear of death or substantial bodily harm. (NRS 200.575 (2))

HARASSMENT - A person commits the crime of harassment when (a) that person, without lawful authority, knowingly threatens: (1) to cause bodily injury in the future to the person threatened or to any other person; (2) to cause physical damage to the property of another person; (3) to subject the person threatened or any other person to physical confinement or restraint; or (4) to do any act which is intended to substantially harm the person threatened or any other person with respect to his physical or mental health or safety; and (b) the person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out. (NRS 200.571)

PLEASE TYPE OR PRINT CLEARLY.

COMPLETE THE APPLICATION TO THE BEST OF YOUR KNOWLEDGE.

I am applying for protection (check all that apply):

☑ For Myself ☐ On behalf of another person(s)

©2007 Nevada Supreme Court
June 30, 2007

Applicant states the following facts under penalty of perjury:

I reasonably believe that the Adverse Party has committed and/or is committing the crime of stalking, aggravated stalking or harassment as defined above. The acts occurred as follows:

(NOTE: BE SPECIFIC AS TO WHO COMMITTED WHAT ACT OR ACTS, AGAINST WHOM, WHEN, WHERE, WHETHER COMMITTED OR THREATENED; INDICATE APPROXIMATE DATE(S) AND LOCATION(S).)

THIS FORM IS A PUBLIC RECORD

To have Ann Barlow Stay away from M.R. Floyd Mayweather. To stop stalking him and running up to him taking pictures without his approvel.

NOTE: PLEASE DO NOT WRITE ON THE BACKS OF ANY PAGES; CHECK BOX IF YOU ARE USING ADDITIONAL PAGES.

☐ ***Check if you use a continuation page (to be incorporated by reference)***

This matter does not have to be reported to law enforcement; however, has a report ever been filed? ☑ Yes ☐ No

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If yes, approximate date(s):

Yes today 9/22/15

Name of law enforcement agency:

Las Vegas metropolitan Police

Case/Event number if known:

LLV 150922002013

(NOTE: IT IS NOT NECESSARY TO FILE A LAW ENFORCEMENT REPORT, BUT IF YOU HAVE ONE AVAILABLE, PLEASE ATTACH A COPY OR BRING IT TO THE COURT HEARING.)

For purposes of this form, a "TPO Action" is defined to include the following **Justice Court** actions:

(1) An Order for Protection Against Stalking and Harassment (NRS 200.591);
(2) An Order for Protection of Children (NRS 33.400);
(3) An Order for Protection Against Harassment in the Workplace (NRS 33.270). A "TPO Action" is also defined to include the following **Justice/Family/District Court** action:
(a) An Order for Protection Against Domestic Violence (NRS 33.020)

Please Check the Appropriate Box Below:

☑ In the last 2 years, Applicant or any party seeking protection has not filed a TPO action against the Adverse Party anywhere in the State of Nevada, and the Adverse Party has not filed a TPO action against Applicant or any party seeking protection anywhere in the State of Nevada.

☐ In the last 2 years, the following TPO action(s) in the State of Nevada have been filed involving Applicant and the Adverse Party:

Case # (if known)	Court (Justice/Family)	Place of Filing	Approx. Date Filed	Outcome (TPO granted, denied, rescinded, etc.)

Applicant must be at least 18 years of age. If not 18 years of age, consult with the Clerk.

1. a) Applicant's Name Age

NA Floyd Mayweather SR. 62

(Last) (First) (Middle)

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b) Applicant's relationship to Adverse Party: Stranger

c) Provide names below of those for whom you are seeking protection, including yourself, minors or household members that need this protection. Indicate the relationships of all persons listed to yourself and to the Adverse Party (e.g., spouse, intimate partner, friend, roommate, neighbor, relative, acquaintance, co-worker, stranger):

NAME	AGE	RELATIONSHIP TO APPLICANT	RELATIONSHIP TO ADVERSE PARTY
Floyd Mayweather SR	62	Self (if applicable)	Stranger

Explain why protection is needed for the individuals listed above:

(NOTE: YOUR APPLICATION WILL NOT BE DENIED BASED UPON A PARTICULAR RELATIONSHIP. HOWEVER, DEPENDING UPON YOUR RELATIONSHIP, YOU MAY ALSO BE ELIGIBLE TO APPLY FOR AN ORDER OF PROTECTION AGAINST DOMESTIC VIOLENCE PURSUANT TO NRS CHAPTER 33.)

2. Has the Adverse Party ever lived with any Party listed above? ☐ Yes ☑ No

If so, for how long? _____

3. Is anyone listed above living with the Adverse Party now? ☐ Yes ☑ No

If so, who? _____

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4. Date of separation (if applicable): NA

5. Are there children involved? ☐ Yes ☐ No If so, how are they involved?

6. Has the Adverse Party ever been involved in any other relevant Court actions (e.g., eviction, divorce, custody, criminal, etc.)?

☐ Yes ☐ No If yes, please explain: UNKnown

7. Residence(s) where protection is needed:

☐ CONFIDENTIAL *(If confidential, check and move to the next question)* or,

☑ If not confidential, list address, city, state and zip code:

[redacted]

8. Place(s) of employment where protection is needed:

☐ CONFIDENTIAL *(If confidential, check and move to the next question)* or,

☒ If not confidential, list name, address, city, state and zip code:

Mayweather Gym
4020 Schiff Drive
LV, NV 89103

9. Location of school(s) where protection is needed:

☐ CONFIDENTIAL *(If confidential, check and move to the next question)* or,

☐ If not confidential, list name, address, city, state and zip code:

N/A

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10. Other specific locations frequented where protection is needed (i.e., sports, extra-curricular activities, church, employment, after-school activities, etc.):

☒ CONFIDENTIAL ***(If confidential, check and move to the next question)*** or,

☐ If not confidential, list name, address, city, state and zip code:

_____

_____

11. If there are persons other than those listed on page 4 that the Adverse Party should be directed not to contact, please name the individuals and explain why these precautions are needed: N/A

_____

12. If there are any other safety concerns that the Court should know (e.g., firearms, etc.), please briefly explain:

N/A

_____

RELIEF REQUESTED

THEREFORE, I REQUEST that a Temporary Order be issued against the Adverse Party requiring the Adverse Party to refrain from contacting, intimidating, threatening or otherwise interfering with me and/or other persons identified in this application, either directly or through an agent.

I FURTHER REQUEST that the Court require the Adverse Party to stay away from the places listed above.

CLV000355

I FURTHER REQUEST the following other conditions:

Stay away.

I FURTHER REQUEST that this Court set a hearing date for an Extended Order as soon as possible.

☒ Yes ☐ No

(NOTE: IF GRANTED AND SERVED, A TEMPORARY ORDER MAY BE ENFORCED FOR UP TO 30 DAYS, EXCEPT THAT IF AN EXTENDED ORDER IS REQUESTED, THE TEMPORARY ORDER REMAINS IN EFFECT UNTIL THE HEARING ON THE EXTENDED ORDER IS HELD BY THE COURT. IF GRANTED AND SERVED, AN EXTENDED ORDER MAY BE ENFORCED FOR UP TO ONE YEAR.)

I ACKNOWLEDGE that an Extended Order may only be granted after notice of the petition for the Order and of the Hearing thereon is served upon the Adverse Party pursuant to the Rules of Civil Procedure, and a hearing is held on the petition.

DECLARATION
(NRS 53.045)

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT: (1) I AM THE APPLICANT HEREIN, (2) I HAVE READ THE STATEMENTS CONTAINED HEREIN OR HAVE HAD THEM READ TO ME, (3) I BELIEVE THESE STATEMENTS TO BE TRUE, AND (4) THE REQUESTED ORDER IS NEEDED.

Dated: 9/22/15

Floyd Mayweather Jr.
APPLICANT'S SIGNATURE

Floy Mayweather SR
PRINT NAME

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June 30, 2007

Las Vegas Justice Court
Electronically Filed
9/22/2015 3:36:21 PM
Joe Bonaventure
CLERK OF THE COURT

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

Name: Floyd Mayweather, Jr.) CASE NO.: 15PO1350
) DEPT. NO.: Department #: LVJC 4
Applicant(s),
-vs-
Name: Ann Barlow
Adverse Party(s).) **NOTICE OF FILING OF EXHIBIT(S) TO APPLICATION FOR ORDER FOR PROTECTION**

COMES NOW, the Applicant(s) and hereby files Exhibit(s) to the Application for Order described as follows (*describe what exhibits you are filing, ie police reports, photographs, etc.*): Police Report, letter from attorney

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

9/22/2015 (date) Floyd Mayweather, Jr. (type or print name) Floyd Mayweather Jr. (signature)

Las Vegas Metropolitan Police Department
400 S. Martin Luther King Blvd.
Las Vegas, NV 8910.

Case Report No.: **LLV150922002013**

Administrative

Location **2300 W Sahara Ave #800 Las Vegas, NV 89102** Sector /Beat **U4**
Occurred On (Date / Time) **Wednesday 6/24/2015 12:00:00 AM** Or Between (Date / Time)
Reporting Officer **07000 - Johnson, Sonja S** Reported On **9/22/2015**
Entered By **07000 - Johnson, Sonja S** Entered On **9/22/2015 1:20:14 PM**
Related Cases Jurisdiction **Las Vegas, City of**

Traffic Report Place Type Accident Involved

Offenses:

Obtain Money Under False Pretenses(M)-CLV 10.02.010 - L5527
Completed **Yes** Domestic Violence Hate/Bias
Entry Premises Entered Type Security Tools
Weapons Location Type **Other/Unknown**
Criminal Activities

Victims:

Name: **MAYWEATHER, FLOYD Sr.**

Victim Type **Individual** Written Statement Can ID Suspect **Yes**
Victim of **56909 - Obtain Money Under False Pretenses(M)-CLV 10.02.010 - L5527**

DOB Age **62** Sex **Male** Race **Black or African American** Ethnicity **Not Hispanic or Latino**
Height **5' 9"** Weight **175** Hair Color **Brown** Eye Color **Brown**
Employer/School **SELF EMPLOYED**
Occupation/Grade Work Schedule
Injury Injury Weapons

Addresses
Residence
Phones
Cellular (702)
Cellular (702)

Offender Relationships
Notes:

A The Use and Dissemination of this Record is Regulated by Law. Secondary Dissemination of any kind is Prohibited and could subject the offender to Criminal and Civil Liability
The information contained herein
Floyd Mayweather Sr.
By: [illegible] Date: 9.22.15
Las Vegas Metro Police Dept.

Suspects:

Name: **BARLOW, ANN**
Alias:

Scope ID DOB Age **46** Race **Black or African American** Ethnicity **Not Hispanic or Latino**
Sex **Female** Height **5' 7"** Weight **160 - 200** Hair Color **Brown** Eye Color **Brown**
Employer/School **POSITIVE IMAGE CONSULTING SERVICES & PR** Occupation/Grade **SELF EMPLOYED**

Addresses
Business **2300 W Sahara Ave #800 LAS VEGAS, NV 89102 USA**
Phones
Business/Work **(702) 201-3608**
Cellular [redacted]
Notes:

Arrestees:

Witnesses:

Other Entities:

Name: Contact **STEWART, MARSHA**

Written Statement Can ID Suspect **Yes**

DOB Age Sex Race Ethnicity
Height Weight Hair Color Eye Color
Driver License Number Driver License State

Addresses
Phones
Cellular [redacted]
Notes:

Properties: ()

Type: Currency, Coins, Securities, Cash

Status Stolen Quantity 1 Value 8,603.00 Color
Description US CURRENCY
Manufacturer Model Serial No.\VIN
Vehicle Year Body Type
Lic Plate # Lic Plate State Lic Plate Exp
Insurance Company
Owner V - MAYWEATHER, FLOYD Sr.
Notes:

Narrative

On today's date and time, victim Floyd Mayweather Sr., came to Metro Police Records to report a Fraud.

Mayweather stated the following:

On or about June 24, 2015, the suspect, Ann Barlow, and the victim, Floyd Mayweather Sr., entered into a business partnership. Ann Barlow stated she was a publisher and that she would promote Mayweather's Sr. foundation, the Floyd Mayweather Foundation, and that she was also a tax preparer.

During the course of the last two months, Ann has stolen money from the account that belongs to Mayweather Sr.'s, foundation. The monies that are in the account are used to assist people. Suspect Ann Barlow began removing monies from this account for personal use. She also gained access to Mayweather Sr., social security number and the social security number was used to open up credit cards without his permission.

Mayweather Sr., stated at no time did he give her permission to remove, borrow or otherwise take away any funds from his foundation and from any bank accounts. On 09/15/15, a letter from Mayweather Sr., attorney, Taylor L. Randolph, Esq., sent a Notice to Cease and Desist Communication and Notice of Termination of Unenforceable Agreement, to the suspect Ann Barlow. This letter stated she was to cease and desist all communication with Mayweather Sr. Even after the letter was sent to her, Ann Barlow continued to harass Mayweather Sr., to include making face-to-face contact with him, taking pictures and continuing to ask him for money.

It was also learned through the course of this report, Ann Barlow was also extorting money from two other alleged victims, Dieter Wiesner and Johnny Gill's friend (name unknown). Ann allegedly extorted approximately $10,000.00 from Dieter and approximately $7,000.00 from Johnny Gill's friend. Both of these victims will be forthcoming and this report taker will add their information to this report upon receipt.

Documents are included with this report as attachments and will be scanned into Onbase.

RANDOLPH LAW FIRM

TAYLOR L. RANDOLPH ESQ.
ATTORNEY AT LAW

September 15, 2015

U.S. Mail
Positive Image Consulting Services & PR
Attn: Ann Barlow
2300 W. Sahara, Suite #800
Las Vegas, NV 89102

RE: Floyd Mayweather Sr. and Floyd Mayweather Foundation

NOTICE TO CEASE AND DESIST COMMUNICATION AND NOTICE OF TERMINATION OF UNENFORCEABLE AGREEMENT

Dear Ms. Barlow,

This firm represents Floyd Mayweather Sr. and Floyd Mayweather Foundation (collectively "Mr. Mayweather") with respect to the agreement Mr. Mayweather entered into with Positive Image Consulting Services & PR ("PIC") dated June 24, 2015 (the "Agreement"). Please direct any future correspondence to this office.

This correspondence is our formal notice to you and PIC to cease and desist all further communication with Mr. Wayweather except for the reasons specifically set forth in applicable federal law. All future calls, inquiries and correspondence should be directed to this office only.

Further, this correspondence is Mr. Mayweather's notice to PIC of the termination of the Agreement. As is explained below, the Agreement is unenforceable under Nevada law because there was no meeting of the minds between Mr. Mayweather and PIC. Further, even if the Agreement were somehow enforceable, this letter marks the end of it.

It is well settled in Nevada that basic contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration. *See* Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012). A meeting of the minds exists only when the parties have agreed upon the contract's essential terms. *See* Id. Without a meeting of the minds between the parties as to the essential terms of the contract, there is nothing to enforce.

Here, the Agreement is unenforceable since there was never a meeting of the minds between Mr. Mayweather and PIC concerning its essential terms. Mr. Mayweather understood that he was signing for the purpose of setting up a foundation to raise money to help people with

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auto immune disease. Mr. Mayweather believed that the purpose of the Agreement was so that he could have assistance with setting up the foundation, since he has no prior experience in that area. He signed the Agreement for that specific purpose. He never had any intention to enter into any sort of agreement for public relations representation with PIC or any other entity.

However, the Agreement, which was prepared by PIC and presumably contains its intentions, speaks to an arrangement for public relations consulting. If Mr. Mayweather had understood that what he was signing concerned public relations consulting instead of assistance in setting up a foundation for auto immune disease, he never would have signed it. There was clearly never a meeting of the minds when it comes to the Agreement, since each party's understanding of the basic intentions of the Agreement are completely distinct from one another. Because there was no meeting of the minds concerning the Agreement's essential terms, there is nothing to be enforced from it.

Moreover, in the virtually inconceivable case that the Agreement were to somehow be determined enforceable, PIC has already violated its terms and breached the Agreement at least twice. The terms of the Agreement provide that "the Basic Fee does not include certain costs and expenses **all of which require prior approval by client**." *See* Addendum A (emphasis added). As paragraph 4(a) of the Agreement further provides, Mr. Mayweather agreed to begin paying the "Basic Fee" starting January 1, 2016, and it was to be a total of 10% of earnings derived by PIC and nothing more.

Therefore, any cost or expense whatsoever to Mr. Mayweather through December 31, 2015, and then any cost or expense beyond the Basic Fee after that, must be specifically authorized by Mr. Mayweather according to the terms of the Agreement. On at least two occasions PIC has already forced or attempted to force Mr. Mayweather to incur certain costs and expenses without his prior approval. First, PIC called Mr. Mayweather's financial advisor Mark and asked him to wire upwards of $60,000 from Mr. Mayweather's bank account without Mr. Mayweather's prior knowledge.

Then, again without consulting Mr. Mayweather, PIC set up a fundraising event at Caesars and to Mr. Mayweather's knowledge PIC received $10,000 from Dieter Wiesner. These funds were wired without Mr. Mayweather's knowledge and consent and we hereby demand that you refund these funds to Dieter Wiesner. Mr. Mayweather has not seen these funds, nor does he want to benefit from any such deposits purportedly made to benefit Floyd Mayweather Foundation.

Both examples as detailed above represent breaches of the Agreement since any such action would obviously require Mr. Mayweather's specific approval under the Agreement.

Further, since the Agreement is not enforceable and hereby terminated as of the date of this correspondence, any agreements and/or contracts that have been entered into deriving from the Agreement are hereby also deemed terminated and unenforceable. Mr. Mayweather does not have extensive knowledge of what these agreements and/or contractual obligations these may be, but one such agreement that was brought to his attention by Marsha Stewart is the Non-Disclosure Agreement entered into on August 11, 2015 by and between Mr. Mayweather and/or PCI and Marsha Stewart. Mr. Mayweather is not a signatory to this Non-Disclosure Agreement and hereby

releases Marsha Stewart from any contractual obligations related to same. It is Mr. Mayweather's understanding that Marsha Stewart has already noticed you of the termination of the Non-Disclosure Agreement.

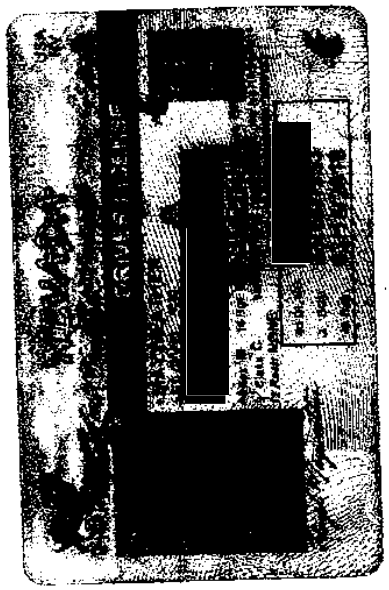
Finally, seeing as the contract does not limit either parties ability to do so in any way, it is plain that the Agreement may be terminated for any or no reason by either party. Pursuant to Paragraph 5(a) of the Agreement, in the event of termination, Mr. Mayweather shall pay PIC "all amounts due... through the date of termination." As was discussed above, the total amounts that could ever be due to PIC under the Agreement include the Basic Fee and any pre-approved costs or expenses. As is also explained above and in Paragraph 4(a) of the Agreement, the Basic Fee expense does not start until January 1, 2016. And as of right now, there have been no costs or expenses pre-approved by Mr. Mayweather pursuant to the Agreement. As such, since the Agreement is terminated as of the date of this correspondence, there are no fees due to PIC as of the date of termination and both parties can go their separate ways without any further liability to one another.

Very truly yours,

RANDOLPH LAW FIRM, P.C.

Taylor L. Randolph

CC: Floyd Mayweather Sr.



SUMM
TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Fax: 702-382-8891
Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	Case No. A-15-725238-C Dept. No. XXXI

SUMMONS

NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW.

TO THE DEFENDANT: A civil Complaint has been filed by the plaintiff against you for the relief set forth in the Complaint.

ANN BARLOW

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you exclusive of the day of service, you must do the following:

a. File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court.

b. Serve a copy of your response upon the attorney whose name and address is shown below.

2. Unless you respond, your default will be entered upon application of the plaintiff and this Court may enter a judgment against you for the relief demanded in the Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

DATED this 28 day of September, 2015.

Issued at the direction of:

CLERK OF COURT

TAYLOR L. RANDOLPH
Bar No. 10194
RANDOLPH LAW FIRM
2045 Village Center Circle
Las Vegas, Nevada 89134
Tel. (702) 877-1313
Fax. (702) 233-5597
Attorney for Plaintiffs

By _____ SEP 28 2015
WALTER ARREGO-GONILLA
Deputy Clerk Date
County Courthouse
200 Lewis Avenue
Las Vegas, Nevada 89155

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CLERK OF THE COURT

COMP
TAYLOR L. RANDOLPH, ESQ.
Nevada Bar No.: 10194
RANDOLPH LAW FIRM, P.C.
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Las Vegas, Nevada 89134
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E-Mail: tr@randophlawfirm.com
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	CASE NO.: A-15-725238-C DEPT NO.: XXXI **COMPLAINT** **[EXEMPT FROM ARBITRATION AS AMOUNT IN CONTROVERSY EXCEEDS $50,000]**

Plaintiffs Floyd Mayweather Sr. ("Mr. Mayweather"), an individual, and Floyd Joy Mayweather Foundation (the "Foundation"; collectively with Mr. Mayweather, the "Plaintiffs"), a Nevada Non-Profit Corporation, complains against the defendants Ann Barlow ("Barlow") and Tim Chan ("Chan"; collectively with Barlow, the "Defendants") as follows:

1. Mr. Mayweather is, and at all relevant times was, a resident of Clark County, Nevada.
2. The Foundation is a Nevada Non-Profit Corporation headquartered in Clark County, Nevada.

3. Upon information and belief, Defendant Barlow is, and at all relevant times was, a resident of Clark County, Nevada.

4. Upon information and belief, Defendant Chan is, and at all relevant times was, a resident of Clark County, Nevada.

5. The actions complained of herein occurred in Clark County, Nevada.

6. The true names and capacities of the defendants designated as Doe or Roe Corporations are presently unknown to Plaintiffs at this time, who therefore sue said defendants as fictitious names. When the true names and capacities of these defendants are ascertained, Plaintiffs will amend this Complaint accordingly.

7. At all pertinent times, Defendants were agents, servants, employees or joint venturers of every other Defendant, and at all times mentioned were acting within the scope and course of said agency, employment, or joint venture, with knowledge and permission and consent of all other name Defendants.

8. Mr. Mayweather is a former professional boxer who previously suffered from Sarcoidosis.

9. On or about June 1, 2015, Mr. Mayweather engaged with Defendant Barlow in order to get assistance setting up a non-profit corporation for Sarcoidosis and other ailments that former fighters often suffer from.

10. On or about June 24, 2015, Mr. Mayweather entered into a contract with Barlow for the purpose of getting assistance setting up the above-mentioned non-profit (the "Agreement").

11. Unbeknownst to Mr. Mayweather, the Agreement, which Barlow prepared for Mr. Mayweather's signature, concerned an arrangement for public relations consulting rather than an arrangement for obtaining assistance in setting up a non-profit foundation.

12. Mr. Mayweather would not have signed the Agreement had he known it concerned public relations consulting.

13. The Agreement provided that Mr. Mayweather would pay Barlow 10% of his earnings starting January 1, 2016.

14. The Agreement provided that any other costs or fees must be approved by Mr. Mayweather.

15. On or about July 31, 2015, Barlow filed Articles of Incorporation with the Nevada Secretary of State to form the Foundation.

16. The Articles of Incorporation name Barlow as registered agent, and the Defendants and Mr. Mayweather as members of the board of directors.

17. On or before July 31, 2015, Mr. Mayweather opened a bank account at Chase bank as Floyd Joy Mayweather Sr. DBA Mayweather Sr. Foundation (the "Bank Account").

18. As of the morning of September 11, 2015, the Bank Account's balance was $13,845.19.

19. On September 11, 2015, Barlow made 7 teller withdraws from the Bank Account totaling approximately $8,603.00, and used the Bank Account's debit card to spend roughly $4,500.00 on approximately 10 other transactions.

20. By September 12, 2015, the Bank Account's balance was $722.96.

21. Barlow was not authorized to withdraw or spend money from the Bank Account.

22. Upon information and belief, Barlow used the funds from the Bank Account for personal endeavors.

23. On or about September 15, 2015, Plaintiffs sent correspondence to Barlow ordering her to cease and desist all contact with Mr. Mayweather, and explaining that the Agreement was unenforceable or otherwise terminated as of the date of the letter.

24. Despite the correspondence, Barlow continued to attempt to be involved in Mr. Mayweather's dealings.

25. On or about September 22, 2015, Plaintiffs filed a police report concerning Barlow's conduct.

26. To Plaintiff's knowledge and belief Defendant is using his name and image on various websites and media, such as facebook, twitter, Instagram and others without his permission and Plaintiff is seeking Defendant to seize same.

27. As a direct and proximate result of Defendants' actions, Plaintiffs have been required to engage the services of an attorney, incurring attorney's fees and costs to bring this action.

FIRST CLAIM FOR RELIEF
(Declaratory Relief – Unenforceable Agreement)

28. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

29. Nevada contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration. *See* Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012).

30. Because Mr. Mayweather and Barlow failed to have a meeting of the mind concerning the essential terms of the Agreement, it is unenforceable under Nevada Law.

SECOND CLAIM FOR RELIEF
(Declaratory Relief – Termination of Agreement)

31. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

32. The terms of the Agreement provide that it may be terminated by either party at any time for any or no reason.

33. If it were ever enforceable, Plaintiffs' correspondence terminated the Agreement as of September 15, 2015.

THIRD CLAIM FOR RELIEF
(Fraudulent Misrepresentation)

34. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

35. Barlow falsely represented to Mr. Mayweather that the Agreement pertained to him gaining assistance in setting up a non-profit organization.

36. Barlow knew that the Agreement concerned public relations consulting and intended to induce Mr. Mayweather into signing by telling him the Agreement was about the Foundation.

37. Mr. Mayweather relied on Barlow's misrepresentations and has incurred more than $10,000.00 in damages because of that reliance.

FOURTH CLAIM FOR RELIEF
(Constructive Fraud)

38. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

39. As members of the Foundation's board of directors, Defendants owed Plaintiffs a fiduciary duty.

40. Defendants breached that duty by misrepresenting their intentions for the Foundation and embezzling funds.

41. Defendants have incurred more than $10,000 in damages because of Defendants' breach.

FIFTH CLAIM FOR RELIEF
(Breach of Fiduciary Duty)

42. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

43. As members of the Foundation's board of directors, Defendants owed Plaintiffs a fiduciary duty.

44. Defendants breached that duty.

45. Defendants have incurred more than $10,000 in damages because of Defendants' breach.

SIXTH CLAIM FOR RELIEF
(Breach of Contract)

46. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

47. The Agreement provides that any and all costs to Mr. Mayweather must be approved before incurred.

48. Barlow participated in at least 17 financial transactions involving Mr. Mayweather's money and failed to ask for approval.

49. Barlow's breach of contract has caused Plaintiffs to incur more than $10,000.00 in damages due to Barlow's breach.

SEVENTH CLAIM FOR RELIEF
(Breach of the Implied Covenant of Good Faith and Fair Dealing)

50. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

51. Mr. Mayweather and Barlow entered into the Agreement and Barlow owed Mr. Mayweather a duty of good faith arising from the Agreement.

52. An element of fiduciary duty existed between Mr. Mayweather and Barlow.

53. Barlow breached the duty of good faith and fair dealing by engaging in misconduct involving taking funds from the Foundation.

54. Barlow's breach of contract has caused Plaintiffs to incur more than $10,000.00 in damages due to Barlow's breach.

EIGHTH CLAIM FOR RELIEF
(Unjust Enrichment)

55. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

56. Defendants unjustly retained the money or property of Defendants against fundamental principles of justice or equity and good conscious.

NINTH CLAIM FOR RELIEF
(Conversion)

57. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

58. Barlow committed a distinct act of dominion wrongfully exerted over the funds in the Bank Account.

59. Barlow did not have a right to the funds in the Bank Account.

60. The funds in the Bank Account belong to Plaintiffs, and Barlow's act was in derogation, exclusion, or defiance of Plaintiffs' right and title to those funds.

TENTH CLAIM FOR RELIEF
(Protection Order)

61. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

62. Barlow continues to harass Mr. Maywcather despite correspondence and instruction not to.

63. Mr. Mayweather requires a protection order from the Court in order to prevent Barlow's continued harassment.

WHEREFORE, Plaintiffs pray for judgment against Defendants as follows:

1. That the Court declare the Agreement unenforceable under Nevada law.
2. That the Court declare the Agreement terminated as of September 15, 2015.
3. That the Court grant judgment in favor of Plaintiffs in an amount greater than $10,000.00 to be determined at trial, plus interest, costs and attorneys' fees.
4. That the Court award Plaintiffs punitive damages in an amount to be determined at trial.
5. That the Court grant a protection order in favor of Mr. Mayweather against Barlow.
6. For such other and further relief that the Court may consider just and proper.

DATED this 25th day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
Nevada Bar No. 10194
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134

VERIFICATION

STATE OF NEVADA)
) SS
COUNTY OF CLARK)

FLOYD MAYWEATHER SR, being first duly sworn, deposes and says:

That Affiant is the Plaintiff in the above-entitled action; that Affiant has read the foregoing COMPLAINT, know the contents thereof, and that the same is true except for those statements made upon information and belief and as to those matters Affiant believes them to be true.

Floyd Mayweather Sr.
FLOYD MAYWEATHER SR.,
Individually and for FLOYD JOY MAYWEATHER FOUNDATION

Subscribed and sworn to before
me this 25th day of September, 2015

NOTARY PUBLIC in and for
Said County and State

LISA NAVARRO
NOTARY PUBLIC
STATE OF NEVADA
My Commission Expires: 12-07-16
Certificate No: 13-8648-1

AFFT
TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Fax: 702-382-8891
Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	Case No. A-15-725238-C Dept. No. XXXI **INITIAL APPEARANCE FEE DISCLOSURE**

Pursuant to NRS Chapter 19, as amended by Senate Bill 106, filing fees are submitted for parties appearing in the above-entitled action as indicated below:

FLOYD MAYWEATHER SR	$270.00
FLOYD JOY MAYWEATHER FOUNDATION	$30.00
TOTAL REMITTED:	$ 300.00

///

///

DATED this 25th day of September, 2015

Taylor L. Randolph, ESQ.

TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Attorney for Plaintiff
FLOYD MAYWEATHER SR., and
FLOYD JOY MAYWEATHER FOUNDATION

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CLERK OF THE COURT

MPRI
TAYLOR L. RANDOLPH, ESQ.
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E-Mail: tr@randophlawfirm.com
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	CASE NO.: A-15-725238-C DEPT NO.: XXXI **PLAINTIFFS' APPLICATION FOR TEMPORARY RESTRAINING ORDER AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME** DEPARTMENT XXXI NOTICE OF HEARING DATE 10/15/15 TIME 9:00 A.M. APPROVED BY JC

Plaintiffs Floyd Mayweather Sr. ("Mr. Mayweather") and Floyd Joy Mayweather Foundation (the "Foundation"; collectively, the "Plaintiffs"), by and through their attorney Taylor L. Randolph, Esq. of Randolph Law Firm, P.C., move this Court for a temporary restraining order and a preliminary injunction against Defendants Ann Barlow ("Barlow") and Tim Chan ("Chan"; collectively, the "Defendants").

09-28-15 P12:07 IN

This Motion is based on the following memorandum of points and authorities, the papers and pleadings on file, the Declaration of Taylor L. Randolph, and any argument heard by the Court.

DATED this 28TH day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

APPLICATION FOR ORDER SHORTENING TIME

Plaintiffs apply for an Order Shortening Time for the hearing on this Application and Motion based upon the following Declaration of Taylor L. Randolph.

DATED this 28th day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

AFFIDAVIT OF TAYLOR L. RANDOLPH

I, Taylor L. Randolph, counsel for Plaintiffs in the above-captioned matter, hereby declare the following:

1. I am an attorney with the Randolph Law Firm, P.C. and based on the verified Complaint I have knowledge of the facts set forth herein and Plaintiff is competent to testify thereto if called upon to do so. I make this Declaration of support of Plaintiffs Motion for Temporary Restraining Order and Preliminary Injunction on Order Shortening Time (the "Motion").
2. Good cause exists to expedite the hearing on this Motion, since the Plaintiffs could be potentially stolen from and otherwise harassed without the Court's intervention.
3. After personal attempts for a phone conference and communication by mail, and sincere effort to do so, I have been unable to resolve this matter without Court action.
4. Without an order from this Court, the Defendants will continue to have access to the Plaintiffs' property and be able to harass Mr. Mayweather. Every day that passes before a hearing on this issue could cost Mr. Mayweather both his money and sanity.
5. This Application for Order Shortening Time is made in good faith.
6. I swear under Penalty of Perjury that the foregoing is true and correct.

By:_____
Taylor L. Randolph

ORDER SHORTENING TIME

The Court, having considered Plaintiffs' Application for an Order Shortening Time, and the Declaration of Taylor L. Randolph in support thereof, and good cause appearing therefor,

IT IS HEREBY ORDERED that the time for Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction be shortened and the same shall be heard on the 15th day of October, 2015, in Department 31, Courtroom 12b, at the hour of 9:00 a.m., or as soon thereafter as counsel can be heard.

DATED this 28 day of September, 2015.

JOANNA S. KISHNER
DISTRICT COURT JUDGE

Submitted by:

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

Motion must be filed/served by: 9-29-15 @ 5:00 p.m.
Opposition must be filed/served by: 10-12-15 @ noon
Reply must be filed/served by: 10-14-15 @ noon
Please provide courtesy copies to Chambers upon filing.

I. INTRODUCTION

This is a straightforward Motion. Plaintiffs are asking this honorable Court to order two things:

1. That the Defendants be restrained from any and all further communication, contact, and association with Plaintiffs and their business; and
2. That the agreement the Plaintiffs and Barlow entered into on June 24, 2015 is unenforceable or, in the alternative, was terminated as of September 15, 2015.

The straightforwardness of this Motion comes from the simplicity of the facts, which show that the Court has good cause to enter a protection order in favor of the Plaintiffs and to declare the above-mentioned agreement unenforceable or otherwise terminated. As is shown below, because Plaintiffs are likely to win on the merits of these issues and would be irreparably harmed without the Court's help, this Motion should be granted.

II. RELEVANT FACTS

Mr. Mayweather is a former professional boxer and current professional boxing trainer. During a period of time in the past, Mr. Mayweather suffered from Sarcoidosis, an inflammatory disease that often affects former boxers. On or about June 1, 2015, Mr. Mayweather engaged Barlow for the purpose of gaining her assistance in setting up a non-profit organization for Sarcoidosis and other ailments that typically affect former fighters. Mr. Mayweather had no personal experience setting up non-profit corporations, and was made to understand that Barlow did.

On or about June 24, 2015, Mr. Mayweather signed a contract that was prepared by Barlow (the "Agreement"). Mr. Mayweather understood that the Agreement concerned the Foundation, the non-profit that he wanted to start. However, the Agreement actually concerned an arrangement for Barlow to provide public relations consulting for the Plaintiffs. Mr.

Mayweather did not know the Agreement concerned public relations consulting and would not have executed it had he known. The terms of the Agreement provided that Mr. Mayweather would pay Barlow 10% of his earnings starting January 1, 2016, and that any other fees or expenses would require specific approval from Mr. Mayweather.

On or about July 31, 2015, Barlow filed Non-Profit Articles of Incorporation with the Nevada Secretary of State to form the Foundation. The Articles of Incorporation list Barlow as the Foundation's registered agent, and the Defendants and Mr. Mayweather as the members of the board of directors. Shortly before that point in time, Mr. Mayweather opened a bank account at Chase Bank as Floyd Joy Mayweather Sr. DBA Mayweather Sr. Foundation (the "Bank Account").

As of the morning of September 11, 2015, the Bank Account had a balance of $13,845.19. On September 11, 2015, Barlow made 7 teller withdraws from the Bank Account totaling approximately $8,603.00, and used the Bank Account's debit card to spend roughly $4,500.00 on approximately 10 other transactions. By September 12, 2015, the Bank Account's balance was $722.96. Barlow was not authorized to withdraw or spend money from the Bank Account.

On or about September 15, 2015, Plaintiffs sent correspondence to Barlow ordering her to cease and desist all contact with Mr. Mayweather, and further explaining that the Agreement was unenforceable or otherwise terminated as of the date of the letter. Despite the letter, Barlow has continued to attempt to contact and be involved with the Plaintiffs and their dealings. On September 22, 2015, Plaintiffs filed a police report about Barlow's conduct.

///

III. ARGUMENT

A. Legal Standard.

The Nevada Supreme Court has stated that a "preliminary injunction is available if an applicant can show a likelihood of success on the merits and a reasonable probability that the non-moving party's conduct, if allowed to continue, will cause irreparable harm. The district court may also weigh the public interest and the relative hardships of the parties in deciding whether to grant a preliminary injunction." Clark Cnty. Sch. Dist. V. Buchanan, 112 Nev. 1146, 1149, 924 P.2d 716, 719 (1996) (internal citations omitted); *see also* NRS 33.010 (codifying the cases in which "[a]n injunction may be granted"); *see also* Dixon v. Thatcher, 103 Nev. 414, 415, 742 P.2d 1029, 1029 (1987).

B. Plaintiffs Are Likely to Succeed on the Merits of Their Action for a Temporary Restraining Order and for Declaratory Relief.

a. There is good cause to enter a temporary protection order restraining the Defendants from any and all contact and involvement with the Plaintiffs and their property.

Barlow has removed and used funds from the Bank Account without authorization from the Plaintiffs, the Bank Account's owners. In addition, after being asked by Mr. Mayweather both verbally and via correspondence from his attorney to cease all further contact with Plaintiffs, Barlow continues to attempt to communicate and come into contact with Mr. Mayweather. Furthermore, the Defendants set up the Foundation in a manner that allowed them to gain access to Mr. Mayweather's property, which they took. Without the Court's intervention in this manner, there is no way to confidently say Barlow's actions will not continue. As such, there is good cause to enter an order restraining the Defendants from any and all contact and involvement with the Plaintiffs and their property.

b. The Agreement is unenforceable under Nevada law or was otherwise terminated as of September 15, 2015.

"Basic contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration." Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012) (emphasis added) *citing to* May v. Anderson, 121 Nev. 668, 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have agreed upon the contract's essential terms. Id. *citing to* Roth v. Scott, 112 Nev. 1078, 1083, 921 P.2d 1262, 1265 (1996).

Here, there was never a meeting of the minds between Mr. Mayweather and Barlow concerning at least one absolutely essential term of the Agreement. Namely, it's purpose. Mr. Mayweather was certain that the Agreement was about him receiving help in setting up a non-profit corporation. In contrast, it is clear from the content of the Agreement that Barlow's understanding of the purpose of the Agreement was completely different, since she drafted it and it concerns public relations consulting. Because there was never a meeting of the mind about the Agreement's purpose, it should be declared unenforceable.

Alternatively, if the Agreement were determined to be enforceable, the Court should acknowledge through an order that it was terminated as of September 15, 2015. The Agreement does not set out any notice requirement for termination, making it terminable upon demand. On September 15, 2015, counsel for Plaintiffs sent correspondence to Barlow terminating the Agreement. As such, the Court should find that the Agreement did in fact terminate as of that date.

C. Plaintiffs Will Suffer Irreparable Harm Absent Injunctive Relief.

Without the Court's intervention, there is no way to prevent the Defendants from taking property that belongs to the Plaintiffs. The Bank Account was opened by Mr. Mayweather prior to the official creation of the Foundation with the Nevada Secretary of State by Barlow. Barlow

was not supposed to have access to the funds in the Bank Account. However, because Barlow filed the Articles of Incorporation naming herself as a board member, she was able to gain unauthorized access to the account. She also continues to harass Mr. Mayweather despite a cease and desist letter from his attorney. Without an order from this Court, the Plaintiffs will not be able to stop Barlow from accessing the Bank Account or harassing them. Such access would irreparably harm Plaintiffs.

Additionally, Plaintiffs would be irreparably harmed if the Agreement were not to be declared unenforceable or terminated as of September 15, 2015 since that means Barlow could potentially earn up to 10% of Mr. Mayweather's earnings beginning January 1, 2016. Mr. Mayweather never intended to obtain public relations consulting and should not be forced to pay for it. Even if the Agreement is enforceable, the fees were contractually not obligated to start until January 1, 2016, and therefore no fees would be due upon termination. Mr. Mayweather would be irreparably harmed by any termination date that falls on or after January 1, 2016, making the September 15, 2015 proper.

D. <u>Public Interest and the Relative Hardships of the Parties Favor Granting This Motion.</u>

Public interest favors granting this Motion because it is against public policy to force citizens to endure obligations that arose from a contract that they did not fully understand. It is best for the public that parties who attempt to contract but do not have a meeting of the minds as to the ultimate purpose of the contract are able to void their agreement. Public interest demands that the Agreement should be determined unenforceable, and if it is not, then that it should be considered terminated.

The potential hardships to the Plaintiffs in the event this Motion is not granted could be severe, since the Defendants would continue to have access to their property. On the other hand, in granting this Motion, the Court would not be taking anything away from the Defendants.

Given the scenario in this case, it is clear that the relative hardships of the parties favors granting this Motion.

IV. CONCLUSION

For the above-mentioned reasons, Plaintiffs respectfully request that the Court order the following:

1. That the Defendants be restrained from any and all further communication, contact, and association with Plaintiffs and their business; and
2. That the Agreement is unenforceable or, in the alternative, was terminated as of September 15, 2015.

DATED this 28 day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____

Taylor L. Randolph, Esq.
Nevada Bar No. 10194
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134

Public Relations Agreement

This Agreement ("Agreement") between **Positive Image Consulting Services & PR, Inc.** ("Firm"), And ("Client")**Floyd Mayweather Sr./Floyd Mayweather Foundation**

Client and Firm understand and agree that:

1. Client engages and retains Firm as Client's personal consultant for Public Relations services for **Floyd Mayweather Foundation** and Client's Publicist as outlined in Addendum "A" to this Agreement (the "Project").

2. This Agreement constitutes the sole and complete agreement between the Parties hereto, superseding and invalidating all previous agreements, both written and oral by Artist with any other Publicist, Personal Consultant or PR Firm. Publicist will report directly to Client as it relates to but not limited to prior approvals, career plans and projects. Publicist will have a working relationship with Attorney, Manager and Agent; however will only be subordinate to Client.

3. To promote quality workmanship and on-time performance by Firm, Client will provide Firm on a timely basis with the information and materials necessary for Firm to perform the services specified in this Agreement and generally to carry out the Project. The Basic Fee (as defined in paragraph 4 below) is premised on 20 hours per week spent working and providing services to Client including travel when necessary. Client agrees to fees arising from talent cost, third party cancellation charges, and other additional costs and expenses; all costs and expenses arising out of delays caused by Client will be borne by Client and Client will pay them upon invoice. **All additional fees require prior approval by Client.**

4. (a) Client agrees to pay Firm a basic fee (the "Basic Fee") per month for Firm's services under this Agreement starting **January 1, 2016** with an end date of **June 1, 2021**. Client agrees to a term of **5 years** for Public Relations services with Ann Barlow starting **June 1, 2015**. Public Relations services rendered from June 1, 2015 until December 31, 2015 for Client were rendered by "no compensation" to Firm or Publicist; however the "Basic Fee" for public relations services will be determined on or prior to January 1, 2016. Client agrees to compensate Firm at **10% of gross** earnings derived directly or indirectly from Firm which includes but not limited to endorsements, public appearances, and products. Firm agrees to invoice Client on the first day of the month for that month's services, and Client agrees to pay such invoice by the 30th of that month.

(b) All out-of-pocket expenses pre-approved by Client and other costs are in addition to the Basic Fee and are to be paid by Client upon presentation of invoice and upon such further terms as provided in Addendum A, as stipulated hereto.

5. (a) Upon termination of this Agreement, Client shall pay Firm for all amounts due Firm at that time including but not limited to any amounts due as provided in paragraph 4(a) above and all other costs for work done and liabilities incurred (including any obligations incurred with third parties) relating to the Project through the effective date of termination

AZ FM (initial)

(b) The provisions of paragraphs 8 and 9 shall survive any cancellation or termination of this Agreement, whether for cause, without cause or pursuant to a cancellation or termination right provided in this Agreement.

6. Notwithstanding paragraph 4(a) above, if one or more Acts of God or other causes beyond the parties' control renders the performance of services or provisions of material or other performance by either party impossible or delays it for six (6) months in the aggregate, either party, upon prompt written notice to title other specifying the event(s) or cause(s), will be excused from such nonperformance or delay, and either party then has the right to terminate this Agreement on further written notice to the other.

7. Firm and its personnel working on the Project pursuant to this Agreement are independent contractors and not employees of Client or Firm. Firm carries all insurance necessary to comply with the workmen's compensation and employer's liability laws of the state(s) in which Firm's work is to be performed for Client.

8. Client will fully protect and indemnify Firm from any claim of infringement or violation of any copyright, patent, trademark or other right of any kind of any person, or any claim of libel or slander, relating to any materials supplied by Client, its employees, agents, members or guests, or any materials as to which Client is responsible for securing any necessary or desirable permissions and releases.

9. During the entire duration of the agreement and three years after its termination, for any cause whatsoever, the Client and the Firm undertake not to hire as salaried employee, nor use directly or indirectly, the other contracting party's employees, sub-agents, former employees and former sub-agents.

10. All prior understandings and negotiations between Firm and Client, both written and oral, are merged in this Agreement, which is the entire agreement between them. No representation, inducement or promise has been made or relied upon by either party, unless expressly set forth in this Agreement. This Agreement may be altered or changed only in writing signed by both parties.

11. Either party may not assign this Agreement without other party's prior written consent.

12. The validity, interpretation and performance of this Agreement shall be controlled by and construed under the laws of the State of Nevada.

13. Publicist shall advise, disclose, and report directly to Client only, in this a Client and Publicist relationship shall be established without prior consent, rights or advice from a Manager or Agent.

14. The Firm, Publicist and Client agree to a Non Disclosure Agreement concerning all existing, future projects and discussions between each other. Furthermore, Publicist reserves the right of first mention and release of projects, images, photographs, and videos to the general public and media. Client and Publicist agree to keep all such information under confidentiality for the period of this agreement and **3 years** after the agreement terminates.

AK FM (initial)

15. Client agrees to give Publicist sole right as Publicist to advise, counsel, and act as the liaison between the general public, journalist and media. Publicist will attend all press junkets, interviews with Media, escort Artist at all red carpet events and issue statements on behalf of Client. Publicist reserves the right to attend all but not limited to all public appearances, interviewing, and meetings involving Client.

16. The parties understand that Publicist's position is that of an independent contractor. Publicist may appoint or engage other persons, firms or corporations to perform any and all services (both routine and non-routine) that this Agreement states Publicist shall perform. Publicist's services are not exclusive - Publicist is now and shall continue to perform somewhat similar services for other artists and other businesses.

17. The following addendum and schedules are attached to and form an integral part of this Agreement:

ADDENDUM A

Services and product(s) to be performed and delivered by Firm.

This schedule and the requirements listed below are an integral part of the preceding agreement between Firm and Client.

Description of the Project

DEVELOP AWARENESS AND POSITIVE IMAGE FOR Floyd Mayweather Sr. and for Floyd Mayweather Foundation THROUGH PRINT AND ELECTRONIC MEDIA.

PUBLIC RELATIONS SERVICES:

- Approve and permit all publicity, public relations, endorsements, etc.
- Liaison with the general public, press, press kit development, press releases and statements issued on behalf of Client.
- Media interviews - including television, print and electronic
- Public relations counseling
- Placement and exposure of feature articles in national and industry media
- Assist in special events, red carpets, foundation and seminars

ADDENDUM A - CONTINUED

Floyd Mayweather Sr. costs excluded from Basic Fee:

The Basic Fee does not include certain costs and expenses all of which require prior approval by client, verbal or written, which are to be invoiced to a Client at cost and paid by Client upon invoice, including but not limited to:

- all printing and duplicating
- fees for outside services selected and monitored by Firm,
- photography and photographic duplication
- all travel, hotel and entertainment- any other direct expense associated with the project

AZ FM (initial)

AGREED to and accepted as of this 24 day of June 2015.

Client: **Floyd Mayweather Sr. /Floyd Mayweather Foundation**

Name: Floyd Mayweather Sr. Floyd Mayweather Sr.
Signature

Title: President& CEO/Artist

Date: 6/24/-15

Firm: **Positive Image Consulting Services & PR, Inc.**

Name: Ann Barlow Ann Barlow
Signature

Title: President & CEO/Publicist

Date: 6-24-15

THE STATE OF Nevada)

COUNTY OF Clark)

I, S. Concepcion, a Notary Public, do hereby certify that on this 24th day of June, 2015, personally appeared before me Ann Barlow &* known to me to be the person whose name is subscriber to the foregoing instrument, and swore and acknowledged to me that he executed the same for the purpose and in the capacity therein expressed, and that the statements contained therein are true and correct. * Floyd MayWeather SR.

NOTARY PUBLIC, STATE OF Nevada

S. CONCEPCION
Notary Public State of Nevada
No. 99-54067-1
My Appt. Exp. March 24, 2019

S. Concepcion
Name, Typed or Printed

My Commission Expires: 3/24/19

AB FM (initial)

Re: Floyd Mayweather Sr. claims fraud in Vegas lawsuit against Ann Barlow

October 8, 2015.

Honorable Mayor Goodman,

My name is Ann Barlow. I am the sister in law of Council Ricki Barlow and faithful church member of Pastor Michael Hatch at Prayer Center Rival Church for the past 14 ½ years. I am writing to you for support. I was recently summoned with a civil lawsuit with Floyd Mayweather Sr. whom I worked for as his Publicist and Executive Director of Floyd Joy Mayweather Foundation. I engaged in the Public Relations Agreement on June 24, 2015 and formed Articles of Incorporation for Non Profit, Floyd Joy Mayweather Foundation on or about July 31, 2015. The mission of the foundation was to bring awareness and research to Sarcoidosis and other Autoimmune Diseases. Mr. Mayweather was diagnosed with Sarcodosis, however currently in admission. I planned along with other Board of Director, Tim Chan a soft launch of the foundation, "VIP Pre Fight Reception" on September 11,2015. Although it was verbally agreed by witnesses (as late as September 11, 2015) for his appearance, he did not appear. The "Fight to Make Difference" Pre Fight Reception was held at Carmines Italian family style restaurant located inside the Forum Shops. The purpose of this event was to soft launch the Floyd Joy Mayweather Foundation.

The foundation received donations to afford the expenses of hosting event, in which allegations state I withdrew money for 'personal endeavors'. All monies deposited and withdrew are verified by invoice and/or receipts. Mr. Mayweather did not deposit any of his personal money into the Floyd Mayweather Sr. DBA Mayweather Sr. Foundation account. The foundation raised the sum of $16,600 from sponsors which were allocated for hosting the soft launch of the Floyd Joy Mayweather Foundation and operating expenses. I still have in my possession a cashier's check from the foundation payable to Floyd Mayweather Sr. for $2500 that he would have received as an appearance fee had he showed up. I also have a check for $2000 from a sponsor payable to Floyd Joy Mayweather Foundation; The check was not deposited into Mayweather Sr. Foundation account due to name discrepancy on the check vs. account name. We were scheduled to change account name after filing officers, however due to training camp it was prolonged.

I received a phone call by Deputy Allan on 10/1/15 to pick up court documents in which I picked up on 0/2/15. The documents notified me of a hearing scheduled for October **15, 2015 at 1:30pm in Department 4 located at 200 Lewis Avenue in Courtroom 7D Floor 7** for allegedly stalking and harassing Mr. Mayweather Sr. The documents included a police report that was filed on September 22, 2015 for obtaining money under false pretense and harassing along with a Cease and Desist Communication and Termination of Agreement from Attorney Randolph Taylor dated September 15, 2015. Apparently the Cease and Desist letter went to a previous address listed on Secretary of State Website. On October 3, 2015, I was sub-served with a Summons for civil lawsuit from Floyd Mayweather Sr. claiming fraud and other allegations. (Please reference attachments) I have supporting evidence of my innocence in all allegations.

I am requesting your prayers and support in this matter. The reputation of my character and my family name is at stake along with my future business affairs. I have faithfully volunteered and participated in The National Day of Prayer, City-Wide Unity Prayer hosted by Pastor Michael Hatch, Domestic Violence

Awareness, Breast Cancer Awareness, Shade Tree, Rescue Mission, Salvation Army, Yellow Ribbon, NAACP, Political campaigns for Councilman Ricki Barlow, Campaign Manager for Laura Perkins, Andre Agassi Foundation, and founded Virtuous Women of Power a Non Profit Organization to empower women in business and ministry just to name a few. I will gladly supply references upon request.

I've reached out to your son, Ross Goodman on October 8, 2015. I am prayerfully hoping for representation from an attorney that is aggressive and accustom to high profile cases, however I am without financial resources. I believe Attorney Ross Goodman is capable of presenting all supporting evidence for my innocence and also a counter lawsuit for slander and defamation of my character. I have received harassing phone calls by a mutual acquaintance of myself and Floyd Sr. and had my vehicle's windshield cracked. No matter what disagreements a family may have at times, at the end of the day we are always there for each other as I have supported my brother in law, Councilman Ricki Barlow on every campaign and other events he has held throughout the duration of his office. I certainly do not want our family name slandered in a city that we have all lived in for many years and love! The RJ Newspaper listed this case in an Article on October 6th which can be viewed on www.reviewjournal.com/news/las-vegas/floyd-mayweather-sr-claims-fraud-vegas-lawsuit.

I am requesting a meeting or phone call with you to share further details of my case in effort to clear my personal and family name in the community. It has come up on several occasions during the course of allegations that I am the wife of Councilman Ricki Barlow instead of brother in Law. I do not want his name slandered or our family name **''Barlow"** damaged by default of untrue allegations.

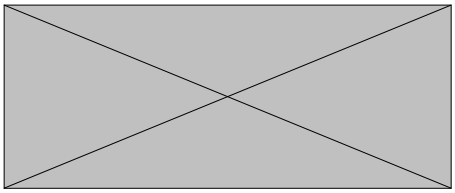
I sincerely appreciate your time, prayers and support. As you may know, this is a very difficult time for me. Thank you and Oscar Goodman for decades of tireless dedication and efforts in the wonderful City of Las Vegas. I can be contacted at [redacted] or reached via cell phone at [redacted] My home address is [redacted]

Blessings,

Ann Barlow
Founder/President
Virtuous Women of Power and
Positive Image Consulting Services & PR LLC

cc: Attorney Ross Goodman, Councilman Ricki Barlow

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Michael Waldman, Brennan Center President
Sent: Tue 11/29/2016 1:39:35 PM
Subject: [Marketing Mail] Your gift for democracy and equal justice



Dear Friend,

The country we love has entered unmapped territory, but one thing is plain:

The Brennan Center for Justice will never stop defending America's most sacred ideals: Democracy. The Constitution. Equal justice for all.

Just this week, for example, we're fighting an unprecedented attack on the integrity of our elections. In response to President-elect Trump's outrageous claims of massive voter fraud, we're pushing back with facts and analysis to debunk this dangerous allegation. It's an urgent fight.

The Brennan Center's charge is clear, but we need you by our side to do this vital work.

Today is Giving Tuesday: a one-day, worldwide celebration of the causes that mean the most to us. **Please make your generous gift to the Brennan Center now to help strengthen our democracy so it works for all and protects the most vulnerable.**

Here are some of the ways we will — together — stand up for *all* Americans:

- **Protect Voting Rights:** We'll fight discriminatory voting laws and advance automatic, universal voter registration.

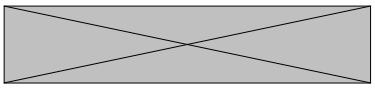
- **Fight Islamophobia and Safeguard the Rule of Law:** We'll expose the ugly face of xenophobia, which violates our most basic values, and protect law-abiding Americans from ethnic and religious profiling.

- **End Mass Incarceration:** With partners on both sides of the aisle, we'll reform our broken criminal justice system, one of the greatest racial injustices of our time.

This is not a new fight. It's the oldest and greatest fight — the fight to make our country live up to its ideals.

We are stronger with you by the Brennan Center's side, so **please make your contribution today!**

With my deepest thanks,



Michael Waldman
President
Brennan Center for Justice

Brennan Center for Justice at NYU School of Law | 161 Avenue of the Americas, 12th Floor | New York, NY 10013 | 646.292.8310 phone | 212.463.7308 fax | brennancenter@nyu.edu

Follow this link to unsubscribe from this list.
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Forward to a Friend

Follow this link to view this email in your Web browser.

To: Dan Tarwater[dtarwater@LasVegasNevada.gov]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Bill Cole
Sent: Tue 5/2/2017 10:54:29 PM
Subject: to Dan Tarwater -- Tommy Thompson

Hello Dan, Two risks:
1) breach of fiduciary duties for ERISA.
55% of healthcare spending is waste and fraud (PwC). Yet there is virtually NO SCRUTINY.
There has been an incredible shift.... the courts and DOL are now calling for SCRUTINY....401(k) like scrutiny.
The message is clear...administer the plan in the sole interest of the employee member ("it's their money").
Lawyers see an opportunity to shine a light on how **employees' interests** have been compromised.
CEO Ignorance of Fraud & Abuse Happening Under Their Nose Won't Be a Viable Defense 10/31/16 Forbes
.
2) risk from activist shareholders concerns--
employers are not implementing proven benefits solutions...and have failed to actively manage care.
.
Healthcare's Biggest Lie: Employers Can't Do Anything About Massive Pricing Failure 12/11/15 Forbes
Dave Chase is founder Health Rosetta (501-c3); producer of "The Big Heist", former Microsoft exec.
.
1 Rosen Hotel pays 50% less per capita for healthcare.
.
2 Pittsburgh Teachers Thwart Healthcare Stealing From Education 3/30/16 Forbes
Pittsburgh schools pay $4,661 per member. Allegheny County consortium has 48,000 members.
.
3 Have PPO Networks Perpetrated The Greatest Heist In American History? 9/5/16 Forbes Dave Chase
•unnecessary spending is over $1 TRILLION per year. •employers overpay by 30%-50%
(yet expect employees to undo this through HDHPs...all the while transparency is non-existent.)
.
4 employers are doing a poor job of purchasing high-value. eg., workplace wellness programs:
"They're a waste of time and money, they don't improve health outcomes; they cause harm." theysaidwhat.net/in-the-news-2/
.
5 IBM recently made a decision as to where to locate 4,000 new hires based on their analysis of where they received the best value from their healthcare expenditure. After looking at the graph below it's easy to understand why they determined that Dubuque, Iowa, was the best location to expand their employment.
With wide cost differentials, some argue that CFOs and CEOs are failing in their fiduciary responsibility to not shift to models that are proven to save money.
.
6 Healthcare is the Single Greatest Immediate Threat to America 2/12/16 Part 1 and 2 Dave Chase
Dave Chase, Bill Gates, Tommy Thompson on healthcare:
.
1) Nest eggs have been crushed by $1M due to healthcare costs 5/27/15 Forbes
Over the course of the last 30 years, the under-performing healthcare system has "stolen" over $30 TRILLION from retirement accounts.

2) **Bill Gates** TED Talk healthcare costs are directly devastating education budgets.
State budgets disguise true cost. eg., California:
$3 million set aside for $62 BILLION liability. Taxpayers are paying for this.
.
3) **Tommy Thompson**, chair of HealthcarePays (HCP); former HHS Sec.
HCP's aim is to see that fraudulent claims are not paid in the first place.
.
"employers' lack of mgmt has given the industry a blank check**;** there is inability to get a handle on waste and fraud**"**
55% of spending is waste and fraud (PwC). Yet there is virtually NO SCRUTINY. (See How Claims Are Paid)

Employers are essentially putting ***employees'*** money into a health plan where 55% of what is spent adds no value.

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HCP's homepage refers to the spate of lawsuits that Mark Flores has reported on (Mark Flores/AVYM)
The plaintiffs are seeking hundreds of millions of dollars in damages. Note: HCP targets provider fraud. HVYM targets TPA fraud.

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AVYM ERISA Fiduciary TPA Auditing & Plan Assets Recovery Program. 1st of it's kind.

•Recover: AVYM can assist in the recovery of fraud & hidden fees *in* TPA/ASO overpayment recoupments.
Recent Supreme Court decisions have provided a formula for plan assets recovery.

•Avoid Personal Liability: we can help the plan recover plan assets, consistent with the Plan's own fiduciary duties.

You likely signed a PPO/ASO agreement that prohibits you from **auditing** claims. AVYM can work around/through this.
Our fee is based on results...recovery of your assets. There is NO NEW COST. To learn more, please email and I can schedule a talk with AVYM principal Mark Flores. Bill Cole [redacted]

.

HR Execs and CFOs Facing Millions In **Personal Liabilty** Due To Unmanaged Health Benefits Plans 9/5/16 Forbes
GAP, CB&I, AT&T, DHL Express, JPMorganChase, Chevron, StanleyBlack/Decker, Waste Mgmt, Macy's, Valero, BASF
and 100 others have been sued for allowing their TPAs to allegedly withhold/ convert/ embezzle plan assets.

•"The **DOL** is arguing that fiduciary dereliction in health benefits is rampant."
•"fiduciaries put themselves at risk by simply assuming that BUCA vendors are acting in patients' and purchasers' interests"

.

CEO Ignorance of Fraud & Abuse Happening Under Their Nose Won't Be a Viable Defense
A Growing Nightmare for Corporate Risk Managers: Dereliction of ERISA Fiduciary Duty. 10/31/16 Forbes, Dave Chase
"CEOs and CFOs somehow miss that the BUCAs processing their claims have little financial interest in stopping fraud."
BUCAs benefit from upward premium pressure. BUCAs make a % of total cost.. incentive to make health care cost more.
(Blues, United, Cigna or Aetna)

"What's Legal....Sets Up Perfectly For Large Scale Fraud."

1 BUCA TPAs pay claims from a bill with no details. Claims are overpaid.
The BUCA TPA may do a self-audit months/ years later.
When they find overpayment or excess charges and successfully recoup, they return about 60% -70%;
that's a 30-40% fee for catching their own mistake. (they keep it all, if you are no longer a client).

2 BUCAs do something similar to fraud with out-of-network charges.
BUCAs use Over-payment Recoupment to force OON providers into their low value networks.

3 "Even worse, the spate of lawsuits that Mark Flores has reported on Mark Flores@AVYM
allege the TPA/ASO actually retained the "recovered" money."

.

Alleged conversions are concealed through various schemes disguised as legitimate practices:

•PPO repricing discounts (hidden fees).
•Anti fraud initiatives (over-payment recoupment/ offset)
•Out-of-Network Cost Containment (managed care savings)
•Anti-Assignment provisions that may help TPA's conceal embezzlement of Plan Assets.

.

Over-payment recoveries by BUCAs have reached into the $billions.
Plan fiduciaries are required to monitor over-payment recoveries to determine if they are plan assets.
Fiduciaries that fail to recover plan assets, may be held personally liable. (btw: this is your money, don't you want it?)

.

See also Hi-Lex Controls vs BCBSM – Hidden Fees *in* PPO "Discounts" case.

•BCBSM admitted to deceiving 85% of their Michigan self insured clients. BCBSM is settling 50 similar suits.

•an actuary from Milliman Inc. testified under oath that many other insurers engaged in the same practices.

•Anecdote**:** On appeal, BCBSM claimed that Hi-Lex wasn't paying close enough attention to what BCBSM was doing.

.

Bill Cole. I am an independent agent focused on approaches that reduce waste--
that put programs and medical mgmt into place to mitigate clinical and financial risks.

•RBP: *Begin* by using RBP for OON claims/ wrap claims. By not using your wrap PPO,
you can **audit** claims for excess charges/ do your fiduciary duty to be prudent with plan assets.

•Phase out wellness: Keep the best components of your current wellness program and swap out the rest for Quizzify.

•AVYM groundbreaking TPA auditing. It is not subrogation-- our services address the practice of overpayment recoupments
that occurs between the TPAs/ASOs and providers. There is **NO NEW COST**. What do you have to lose? (except what you lose from continuing to overpay). Why wait till the DOL knocks on your door with an audit alert?

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Ricki Y. Barlow[RBarlow@LasVegasNevada.GOV]; J Barlow[redacted]
From: Ann Barlow
Sent: Thur 10/8/2015 7:37:48 PM
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow
Letter to Mayor Goodman.docx
Mayweather documents.pdf

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct[redacted]

Las Vegas Justice Court
Electronically Filed
9/23/2015 10:47:15 AM
Joe Bonaventure
CLERK OF THE COURT

IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP
COUNTY OF CLARK, STATE OF NEVADA

Floyd Mayweather, SR , Applicant
vs.
Ann Barlow, Adverse Party(s)

ORDER SETTING HEARING

Case # 15PO1350
JC DEPARTMENT 4

RECEIVED
CLARK COUNTY SHERIFF
2015 SEP 25 A 7:58

IT IS HEREBY ORDERED that this matter is set for hearing on the **15th** day of **October** at **1:30** pm in **Department 4** located at 200 Lewis Ave, in **Courtroom 7D**, **Floor 7**, Las Vegas, NV 89155.

IT IS FURTHER ORDERED that:

[☐] The previously granted Temporary Order for Protection will remain in effect until this hearing.

[☒] At the scheduled hearing, the Court will decide whether or not an Order for Protection should be issued.

[☐] OTHER: ____

The Adverse Party(s), ANN BARLOW, is hereby advised that a failure to appear at the scheduled hearing may result in an Order for Protection being issued to the Applicant.

DATED this 23rd day of September 2015

Melissa Saragosa

JUDGE MELISSA SARAGOSA

Las Vegas Justice Court
Electronically Filed
9/22/2015 3:36:21 PM
Joe Bonaventure
CLERK OF THE COURT

Case No. 15PO1350
Dept. No. Department #: LVJC 4

IN THE JUSTICE COURT OF las vegas TOWNSHIP
COUNTY OF Clark, STATE OF NEVADA

RECEIVED
CLARK COUNTY SHERIFF
2015 SEP 25 A 7:58

Floyd Mayweather SR
Applicant(s),
vs.
Ann Barlow
Adverse Party(s).

APPLICATION FOR ORDER FOR PROTECTION AGAINST STALKING, AGGRAVATED STALKING, OR HARASSMENT (NRS 200.591)

STALKING - A person commits the crime of stalking when, without lawful authority, that person willfully or maliciously engages in a course of conduct that would cause a reasonable person to feel terrorized, frightened, intimidated or harassed, and that actually causes the victim to feel terrorized, frightened, intimidated or harassed. (NRS 200.575 (1))

AGGRAVATED STALKING - A person commits the crime of aggravated stalking when that person commits the crime of stalking and, in conjunction therewith, threatens the person with the intent to cause him to be placed in reasonable fear of death or substantial bodily harm. (NRS 200.575 (2))

HARASSMENT - A person commits the crime of harassment when (a) that person, without lawful authority, knowingly threatens: (1) to cause bodily injury in the future to the person threatened or to any other person; (2) to cause physical damage to the property of another person; (3) to subject the person threatened or any other person to physical confinement or restraint; or (4) to do any act which is intended to substantially harm the person threatened or any other person with respect to his physical or mental health or safety; and (b) the person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out. (NRS 200.571)

PLEASE TYPE OR PRINT CLEARLY.

COMPLETE THE APPLICATION TO THE BEST OF YOUR KNOWLEDGE.

I am applying for protection (check all that apply):

☑ For Myself ☐ On behalf of another person(s)

©2007 Nevada Supreme Court
June 30, 2007

Applicant states the following facts under penalty of perjury:

I reasonably believe that the Adverse Party has committed and/or is committing the crime of stalking, aggravated stalking or harassment as defined above. The acts occurred as follows:

(NOTE: BE SPECIFIC AS TO WHO COMMITTED WHAT ACT OR ACTS, AGAINST WHOM, WHEN, WHERE, WHETHER COMMITTED OR THREATENED; INDICATE APPROXIMATE DATE(S) AND LOCATION(S).)

THIS FORM IS A PUBLIC RECORD

To have Ann Barlow Stay away from M.R. Floyd Mayweather. To stop stalking him and running up to him taking pictures without his approvel.

NOTE: PLEASE DO NOT WRITE ON THE BACKS OF ANY PAGES; CHECK BOX IF YOU ARE USING ADDITIONAL PAGES.

☐ ***Check if you use a continuation page (to be incorporated by reference)***

This matter does not have to be reported to law enforcement; however, has a report ever been filed? ☑ Yes ☐ No

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If yes, approximate date(s):

Yes today 9/22/15

Name of law enforcement agency:

Las Vegas metropolitan Police

Case/Event number if known:

LLV 150922002013

(NOTE: IT IS NOT NECESSARY TO FILE A LAW ENFORCEMENT REPORT, BUT IF YOU HAVE ONE AVAILABLE, PLEASE ATTACH A COPY OR BRING IT TO THE COURT HEARING.)

For purposes of this form, a "TPO Action" is defined to include the following **Justice Court** actions:

(1) An Order for Protection Against Stalking and Harassment (NRS 200.591);
(2) An Order for Protection of Children (NRS 33.400);
(3) An Order for Protection Against Harassment in the Workplace (NRS 33.270). A "TPO Action" is also defined to include the following **Justice/Family/District Court** action:
(a) An Order for Protection Against Domestic Violence (NRS 33.020)

Please Check the Appropriate Box Below:

☑ In the last 2 years, Applicant or any party seeking protection has not filed a TPO action against the Adverse Party anywhere in the State of Nevada, and the Adverse Party has not filed a TPO action against Applicant or any party seeking protection anywhere in the State of Nevada.

☐ In the last 2 years, the following TPO action(s) in the State of Nevada have been filed involving Applicant and the Adverse Party:

Case # (if known)	Court (Justice/Family)	Place of Filing	Approx. Date Filed	Outcome (TPO granted, denied, rescinded, etc.)

Applicant must be at least 18 years of age. If not 18 years of age, consult with the Clerk.

1. a) Applicant's Name Age

NA Floyd Mayweather SR. 62

(Last) (First) (Middle)

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b) Applicant's relationship to Adverse Party: Stranger

c) Provide names below of those for whom you are seeking protection, including yourself, minors or household members that need this protection. Indicate the relationships of all persons listed to yourself and to the Adverse Party (e.g., spouse, intimate partner, friend, roommate, neighbor, relative, acquaintance, co-worker, stranger):

NAME	AGE	RELATIONSHIP TO APPLICANT	RELATIONSHIP TO ADVERSE PARTY
Floyd Mayweather SR	62	Self (if applicable)	Stranger

Explain why protection is needed for the individuals listed above:

(NOTE: YOUR APPLICATION WILL NOT BE DENIED BASED UPON A PARTICULAR RELATIONSHIP. HOWEVER, DEPENDING UPON YOUR RELATIONSHIP, YOU MAY ALSO BE ELIGIBLE TO APPLY FOR AN ORDER OF PROTECTION AGAINST DOMESTIC VIOLENCE PURSUANT TO NRS CHAPTER 33.)

2. Has the Adverse Party ever lived with any Party listed above? ☐ Yes ☑ No

If so, for how long? _____

3. Is anyone listed above living with the Adverse Party now? ☐ Yes ☑ No

If so, who? _____

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4. Date of separation (if applicable): NA

5. Are there children involved? ☐ Yes ☐ No If so, how are they involved?

6. Has the Adverse Party ever been involved in any other relevant Court actions (e.g., eviction, divorce, custody, criminal, etc.)?

☐ Yes ☐ No If yes, please explain: UNKnown

7. Residence(s) where protection is needed:

☐ CONFIDENTIAL *(If confidential, check and move to the next question)* or,

☑ If not confidential, list address, city, state and zip code:

[redacted]

8. Place(s) of employment where protection is needed:

☐ CONFIDENTIAL *(If confidential, check and move to the next question)* or,

☒ If not confidential, list name, address, city, state and zip code:

Mayweather Gym
4020 Schiff Drive
LV, NV 89103

9. Location of school(s) where protection is needed:

☐ CONFIDENTIAL *(If confidential, check and move to the next question)* or,

☐ If not confidential, list name, address, city, state and zip code:

N/A

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10. Other specific locations frequented where protection is needed (i.e., sports, extra-curricular activities, church, employment, after-school activities, etc.):

☒ CONFIDENTIAL ***(If confidential, check and move to the next question)*** or,

☐ If not confidential, list name, address, city, state and zip code:

_____

_____

11. If there are persons other than those listed on page 4 that the Adverse Party should be directed not to contact, please name the individuals and explain why these precautions are needed: N/A

_____

12. If there are any other safety concerns that the Court should know (e.g., firearms, etc.), please briefly explain:

N/A

_____

RELIEF REQUESTED

THEREFORE, I REQUEST that a Temporary Order be issued against the Adverse Party requiring the Adverse Party to refrain from contacting, intimidating, threatening or otherwise interfering with me and/or other persons identified in this application, either directly or through an agent.

I FURTHER REQUEST that the Court require the Adverse Party to stay away from the places listed above.

CLV000404

I FURTHER REQUEST the following other conditions:

Stay away.

I FURTHER REQUEST that this Court set a hearing date for an Extended Order as soon as possible.

☒ Yes ☐ No

(NOTE: IF GRANTED AND SERVED, A TEMPORARY ORDER MAY BE ENFORCED FOR UP TO 30 DAYS, EXCEPT THAT IF AN EXTENDED ORDER IS REQUESTED, THE TEMPORARY ORDER REMAINS IN EFFECT UNTIL THE HEARING ON THE EXTENDED ORDER IS HELD BY THE COURT. IF GRANTED AND SERVED, AN EXTENDED ORDER MAY BE ENFORCED FOR UP TO ONE YEAR.)

I ACKNOWLEDGE that an Extended Order may only be granted after notice of the petition for the Order and of the Hearing thereon is served upon the Adverse Party pursuant to the Rules of Civil Procedure, and a hearing is held on the petition.

DECLARATION
(NRS 53.045)

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT: (1) I AM THE APPLICANT HEREIN, (2) I HAVE READ THE STATEMENTS CONTAINED HEREIN OR HAVE HAD THEM READ TO ME, (3) I BELIEVE THESE STATEMENTS TO BE TRUE, AND (4) THE REQUESTED ORDER IS NEEDED.

Dated: 9/22/15

Floyd Mayweather Jr.
APPLICANT'S SIGNATURE

Floy Mayweather SR
PRINT NAME

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Las Vegas Justice Court
Electronically Filed
9/22/2015 3:36:21 PM
Joe Bonaventure
CLERK OF THE COURT

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

Name: Floyd Mayweather, Jr.) CASE NO.: 15PO1350
) DEPT. NO.: Department #: LVJC 4
Applicant(s),
-vs-
Name: Ann Barlow
Adverse Party(s).) **NOTICE OF FILING OF EXHIBIT(S) TO APPLICATION FOR ORDER FOR PROTECTION**

COMES NOW, the Applicant(s) and hereby files Exhibit(s) to the Application for Order described as follows (*describe what exhibits you are filing, ie police reports, photographs, etc.*): Police Report, letter from attorney

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

9/22/2015 (date) Floyd Mayweather, Jr. (type or print name) Floyd Mayweather Jr. (signature)

Las Vegas Metropolitan Police Department
400 S. Martin Luther King Blvd.
Las Vegas, NV 8910.

Case Report No.: **LLV150922002013**

Administrative

Location **2300 W Sahara Ave #800 Las Vegas, NV 89102** Sector /Beat **U4**
Occurred On (Date / Time) **Wednesday 6/24/2015 12:00:00 AM** Or Between (Date / Time)
Reporting Officer **07000 - Johnson, Sonja S** Reported On **9/22/2015**
Entered By **07000 - Johnson, Sonja S** Entered On **9/22/2015 1:20:14 PM**
Related Cases Jurisdiction **Las Vegas, City of**

Traffic Report Place Type Accident Involved

Offenses:

Obtain Money Under False Pretenses(M)-CLV 10.02.010 - L5527
Completed **Yes** Domestic Violence Hate/Bias
Entry Premises Entered Type Security Tools
Weapons Location Type **Other/Unknown**
Criminal Activities

Victims:

Name: **MAYWEATHER, FLOYD Sr.**

Victim Type **Individual** Written Statement Can ID Suspect **Yes**
Victim of **56909 - Obtain Money Under False Pretenses(M)-CLV 10.02.010 - L5527**

DOB Age **62** Sex **Male** Race **Black or African American** Ethnicity **Not Hispanic or Latino**
Height **5' 9"** Weight **175** Hair Color **Brown** Eye Color **Brown**
Employer/School **SELF EMPLOYED**
Occupation/Grade Work Schedule
Injury Injury Weapons

Addresses
Residence
Phones
Cellular **(702)**
Cellular **(702)**

Offender Relationships
Notes:

A The Use and Dissemination of this Record is Regulated by Law. Secondary Dissemination of any kind is Prohibited and could subject the offender to Criminal and Civil Liability
The information contained herein
Floyd Mayweather Sr.
By: [redacted] Date: 9-22-15
Las Vegas Metro Police Dept.

Suspects:

Name: **BARLOW, ANN**
Alias:

Scope ID DOB Age **46** Race **Black or African American** Ethnicity **Not Hispanic or Latino**
Sex **Female** Height **5' 7"** Weight **160 - 200** Hair Color **Brown** Eye Color **Brown**
Employer/School **POSITIVE IMAGE CONSULTING SERVICES & PR** Occupation/Grade **SELF EMPLOYED**

Addresses
Business **2300 W Sahara Ave #800 LAS VEGAS, NV 89102 USA**
Phones
Business/Work **(702) 201-3608**
Cellular [redacted]
Notes:

Arrestees:

Witnesses:

Other Entities:

Name: Contact **STEWART, MARSHA**

Written Statement Can ID Suspect **Yes**

DOB Age Sex Race Ethnicity
Height Weight Hair Color Eye Color
Driver License Number Driver License State

Addresses
Phones
Cellular [redacted]
Notes:

Properties: ()

Type: Currency, Coins, Securities, Cash

Status Stolen Quantity 1 Value 8,603.00 Color
Description US CURRENCY
Manufacturer Model Serial No.\VIN
Vehicle Year Body Type
Lic Plate # Lic Plate State Lic Plate Exp
Insurance Company
Owner V - MAYWEATHER, FLOYD Sr.
Notes:

Narrative

On today's date and time, victim Floyd Mayweather Sr., came to Metro Police Records to report a Fraud.

Mayweather stated the following:

On or about June 24, 2015, the suspect, Ann Barlow, and the victim, Floyd Mayweather Sr., entered into a business partnership. Ann Barlow stated she was a publisher and that she would promote Mayweather's Sr. foundation, the Floyd Mayweather Foundation, and that she was also a tax preparer.

During the course of the last two months, Ann has stolen money from the account that belongs to Mayweather Sr.'s, foundation. The monies that are in the account are used to assist people. Suspect Ann Barlow began removing monies from this account for personal use. She also gained access to Mayweather Sr., social security number and the social security number was used to open up credit cards without his permission.

Mayweather Sr., stated at no time did he give her permission to remove, borrow or otherwise take away any funds from his foundation and from any bank accounts. On 09/15/15, a letter from Mayweather Sr., attorney, Taylor L. Randolph, Esq., sent a Notice to Cease and Desist Communication and Notice of Termination of Unenforceable Agreement, to the suspect Ann Barlow. This letter stated she was to cease and desist all communication with Mayweather Sr. Even after the letter was sent to her, Ann Barlow continued to harass Mayweather Sr., to include making face-to-face contact with him, taking pictures and continuing to ask him for money.

It was also learned through the course of this report, Ann Barlow was also extorting money from two other alleged victims, Dieter Wiesner and Johnny Gill's friend (name unknown). Ann allegedly extorted approximately $10,000.00 from Dieter and approximately $7,000.00 from Johnny Gill's friend. Both of these victims will be forthcoming and this report taker will add their information to this report upon receipt.

Documents are included with this report as attachments and will be scanned into Onbase.

RANDOLPH LAW FIRM

TAYLOR L. RANDOLPH ESQ.
ATTORNEY AT LAW

September 15, 2015

U.S. Mail
Positive Image Consulting Services & PR
Attn: Ann Barlow
2300 W. Sahara, Suite #800
Las Vegas, NV 89102

RE: Floyd Mayweather Sr. and Floyd Mayweather Foundation

NOTICE TO CEASE AND DESIST COMMUNICATION AND NOTICE OF TERMINATION OF UNENFORCEABLE AGREEMENT

Dear Ms. Barlow,

This firm represents Floyd Mayweather Sr. and Floyd Mayweather Foundation (collectively "Mr. Mayweather") with respect to the agreement Mr. Mayweather entered into with Positive Image Consulting Services & PR ("PIC") dated June 24, 2015 (the "Agreement"). Please direct any future correspondence to this office.

This correspondence is our formal notice to you and PIC to cease and desist all further communication with Mr. Wayweather except for the reasons specifically set forth in applicable federal law. All future calls, inquiries and correspondence should be directed to this office only.

Further, this correspondence is Mr. Mayweather's notice to PIC of the termination of the Agreement. As is explained below, the Agreement is unenforceable under Nevada law because there was no meeting of the minds between Mr. Mayweather and PIC. Further, even if the Agreement were somehow enforceable, this letter marks the end of it.

It is well settled in Nevada that basic contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration. *See* Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012). A meeting of the minds exists only when the parties have agreed upon the contract's essential terms. *See* Id. Without a meeting of the minds between the parties as to the essential terms of the contract, there is nothing to enforce.

Here, the Agreement is unenforceable since there was never a meeting of the minds between Mr. Mayweather and PIC concerning its essential terms. Mr. Mayweather understood that he was signing for the purpose of setting up a foundation to raise money to help people with

2045 Village Center Circle Suite 100 Las Vegas, Nevada 89134
Ph: 702-877-1313 Fx: 702-233-5597 tr@randolphlawfirm.com www.randolphlawfirm.com

auto immune disease. Mr. Mayweather believed that the purpose of the Agreement was so that he could have assistance with setting up the foundation, since he has no prior experience in that area. He signed the Agreement for that specific purpose. He never had any intention to enter into any sort of agreement for public relations representation with PIC or any other entity.

However, the Agreement, which was prepared by PIC and presumably contains its intentions, speaks to an arrangement for public relations consulting. If Mr. Mayweather had understood that what he was signing concerned public relations consulting instead of assistance in setting up a foundation for auto immune disease, he never would have signed it. There was clearly never a meeting of the minds when it comes to the Agreement, since each party's understanding of the basic intentions of the Agreement are completely distinct from one another. Because there was no meeting of the minds concerning the Agreement's essential terms, there is nothing to be enforced from it.

Moreover, in the virtually inconceivable case that the Agreement were to somehow be determined enforceable, PIC has already violated its terms and breached the Agreement at least twice. The terms of the Agreement provide that "the Basic Fee does not include certain costs and expenses **all of which require prior approval by client**." *See* Addendum A (emphasis added). As paragraph 4(a) of the Agreement further provides, Mr. Mayweather agreed to begin paying the "Basic Fee" starting January 1, 2016, and it was to be a total of 10% of earnings derived by PIC and nothing more.

Therefore, any cost or expense whatsoever to Mr. Mayweather through December 31, 2015, and then any cost or expense beyond the Basic Fee after that, must be specifically authorized by Mr. Mayweather according to the terms of the Agreement. On at least two occasions PIC has already forced or attempted to force Mr. Mayweather to incur certain costs and expenses without his prior approval. First, PIC called Mr. Mayweather's financial advisor Mark and asked him to wire upwards of $60,000 from Mr. Mayweather's bank account without Mr. Mayweather's prior knowledge.

Then, again without consulting Mr. Mayweather, PIC set up a fundraising event at Caesars and to Mr. Mayweather's knowledge PIC received $10,000 from Dieter Wiesner. These funds were wired without Mr. Mayweather's knowledge and consent and we hereby demand that you refund these funds to Dieter Wiesner. Mr. Mayweather has not seen these funds, nor does he want to benefit from any such deposits purportedly made to benefit Floyd Mayweather Foundation.

Both examples as detailed above represent breaches of the Agreement since any such action would obviously require Mr. Mayweather's specific approval under the Agreement.

Further, since the Agreement is not enforceable and hereby terminated as of the date of this correspondence, any agreements and/or contracts that have been entered into deriving from the Agreement are hereby also deemed terminated and unenforceable. Mr. Mayweather does not have extensive knowledge of what these agreements and/or contractual obligations these may be, but one such agreement that was brought to his attention by Marsha Stewart is the Non-Disclosure Agreement entered into on August 11, 2015 by and between Mr. Mayweather and/or PCI and Marsha Stewart. Mr. Mayweather is not a signatory to this Non-Disclosure Agreement and hereby

releases Marsha Stewart from any contractual obligations related to same. It is Mr. Mayweather's understanding that Marsha Stewart has already noticed you of the termination of the Non-Disclosure Agreement.

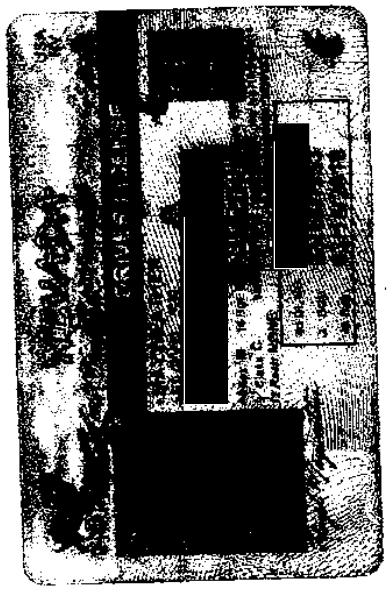
Finally, seeing as the contract does not limit either parties ability to do so in any way, it is plain that the Agreement may be terminated for any or no reason by either party. Pursuant to Paragraph 5(a) of the Agreement, in the event of termination, Mr. Mayweather shall pay PIC "all amounts due... through the date of termination." As was discussed above, the total amounts that could ever be due to PIC under the Agreement include the Basic Fee and any pre-approved costs or expenses. As is also explained above and in Paragraph 4(a) of the Agreement, the Basic Fee expense does not start until January 1, 2016. And as of right now, there have been no costs or expenses pre-approved by Mr. Mayweather pursuant to the Agreement. As such, since the Agreement is terminated as of the date of this correspondence, there are no fees due to PIC as of the date of termination and both parties can go their separate ways without any further liability to one another.

Very truly yours,

RANDOLPH LAW FIRM, P.C.

Taylor L. Randolph

CC: Floyd Mayweather Sr.



SUMM

TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Fax: 702-382-8891
Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	Case No. A-15-725238-C Dept. No. XXXI

SUMMONS

NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW.

TO THE DEFENDANT: A civil Complaint has been filed by the plaintiff against you for the relief set forth in the Complaint.

ANN BARLOW

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you exclusive of the day of service, you must do the following:

a. File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court.

b. Serve a copy of your response upon the attorney whose name and address is shown below.

2. Unless you respond, your default will be entered upon application of the plaintiff and this Court may enter a judgment against you for the relief demanded in the Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

DATED this 28 day of September, 2015.

Issued at the direction of:

CLERK OF COURT

TAYLOR L. RANDOLPH
Bar No. 10194
RANDOLPH LAW FIRM
2045 Village Center Circle
Las Vegas, Nevada 89134
Tel. (702) 877-1313
Fax. (702) 233-5597
Attorney for Plaintiffs

By _____ SEP 28 2015
WALTER ARREGO-GONILLA
Deputy Clerk Date
County Courthouse
200 Lewis Avenue
Las Vegas, Nevada 89155

Electronically Filed
09/25/2015 04:41:21 PM

CLERK OF THE COURT

COMP
TAYLOR L. RANDOLPH, ESQ.
Nevada Bar No.: 10194
RANDOLPH LAW FIRM, P.C.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Ph: (702) 877-1313
Fax: (702) 233-5597
E-Mail: tr@randophlawfirm.com
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	CASE NO.: A-15-725238-C DEPT NO.: XXXI **COMPLAINT** **[EXEMPT FROM ARBITRATION AS AMOUNT IN CONTROVERSY EXCEEDS $50,000]**

Plaintiffs Floyd Mayweather Sr. ("Mr. Mayweather"), an individual, and Floyd Joy Mayweather Foundation (the "Foundation"; collectively with Mr. Mayweather, the "Plaintiffs"), a Nevada Non-Profit Corporation, complains against the defendants Ann Barlow ("Barlow") and Tim Chan ("Chan"; collectively with Barlow, the "Defendants") as follows:

1. Mr. Mayweather is, and at all relevant times was, a resident of Clark County, Nevada.
2. The Foundation is a Nevada Non-Profit Corporation headquartered in Clark County, Nevada.

3. Upon information and belief, Defendant Barlow is, and at all relevant times was, a resident of Clark County, Nevada.

4. Upon information and belief, Defendant Chan is, and at all relevant times was, a resident of Clark County, Nevada.

5. The actions complained of herein occurred in Clark County, Nevada.

6. The true names and capacities of the defendants designated as Doe or Roe Corporations are presently unknown to Plaintiffs at this time, who therefore sue said defendants as fictitious names. When the true names and capacities of these defendants are ascertained, Plaintiffs will amend this Complaint accordingly.

7. At all pertinent times, Defendants were agents, servants, employees or joint venturers of every other Defendant, and at all times mentioned were acting within the scope and course of said agency, employment, or joint venture, with knowledge and permission and consent of all other name Defendants.

8. Mr. Mayweather is a former professional boxer who previously suffered from Sarcoidosis.

9. On or about June 1, 2015, Mr. Mayweather engaged with Defendant Barlow in order to get assistance setting up a non-profit corporation for Sarcoidosis and other ailments that former fighters often suffer from.

10. On or about June 24, 2015, Mr. Mayweather entered into a contract with Barlow for the purpose of getting assistance setting up the above-mentioned non-profit (the "Agreement").

11. Unbeknownst to Mr. Mayweather, the Agreement, which Barlow prepared for Mr. Mayweather's signature, concerned an arrangement for public relations consulting rather than an arrangement for obtaining assistance in setting up a non-profit foundation.

12. Mr. Mayweather would not have signed the Agreement had he known it concerned public relations consulting.

13. The Agreement provided that Mr. Mayweather would pay Barlow 10% of his earnings starting January 1, 2016.

14. The Agreement provided that any other costs or fees must be approved by Mr. Mayweather.

15. On or about July 31, 2015, Barlow filed Articles of Incorporation with the Nevada Secretary of State to form the Foundation.

16. The Articles of Incorporation name Barlow as registered agent, and the Defendants and Mr. Mayweather as members of the board of directors.

17. On or before July 31, 2015, Mr. Mayweather opened a bank account at Chase bank as Floyd Joy Mayweather Sr. DBA Mayweather Sr. Foundation (the "Bank Account").

18. As of the morning of September 11, 2015, the Bank Account's balance was $13,845.19.

19. On September 11, 2015, Barlow made 7 teller withdraws from the Bank Account totaling approximately $8,603.00, and used the Bank Account's debit card to spend roughly $4,500.00 on approximately 10 other transactions.

20. By September 12, 2015, the Bank Account's balance was $722.96.

21. Barlow was not authorized to withdraw or spend money from the Bank Account.

22. Upon information and belief, Barlow used the funds from the Bank Account for personal endeavors.

23. On or about September 15, 2015, Plaintiffs sent correspondence to Barlow ordering her to cease and desist all contact with Mr. Mayweather, and explaining that the Agreement was unenforceable or otherwise terminated as of the date of the letter.

24. Despite the correspondence, Barlow continued to attempt to be involved in Mr. Mayweather's dealings.

25. On or about September 22, 2015, Plaintiffs filed a police report concerning Barlow's conduct.

26. To Plaintiff's knowledge and belief Defendant is using his name and image on various websites and media, such as facebook, twitter, Instagram and others without his permission and Plaintiff is seeking Defendant to seize same.

27. As a direct and proximate result of Defendants' actions, Plaintiffs have been required to engage the services of an attorney, incurring attorney's fees and costs to bring this action.

FIRST CLAIM FOR RELIEF
(Declaratory Relief – Unenforceable Agreement)

28. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

29. Nevada contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration. *See* Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012).

30. Because Mr. Mayweather and Barlow failed to have a meeting of the mind concerning the essential terms of the Agreement, it is unenforceable under Nevada Law.

SECOND CLAIM FOR RELIEF
(Declaratory Relief – Termination of Agreement)

31. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

32. The terms of the Agreement provide that it may be terminated by either party at any time for any or no reason.

33. If it were ever enforceable, Plaintiffs' correspondence terminated the Agreement as of September 15, 2015.

THIRD CLAIM FOR RELIEF
(Fraudulent Misrepresentation)

34. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

35. Barlow falsely represented to Mr. Mayweather that the Agreement pertained to him gaining assistance in setting up a non-profit organization.

36. Barlow knew that the Agreement concerned public relations consulting and intended to induce Mr. Mayweather into signing by telling him the Agreement was about the Foundation.

37. Mr. Mayweather relied on Barlow's misrepresentations and has incurred more than $10,000.00 in damages because of that reliance.

FOURTH CLAIM FOR RELIEF
(Constructive Fraud)

38. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

39. As members of the Foundation's board of directors, Defendants owed Plaintiffs a fiduciary duty.

40. Defendants breached that duty by misrepresenting their intentions for the Foundation and embezzling funds.

41. Defendants have incurred more than $10,000 in damages because of Defendants' breach.

FIFTH CLAIM FOR RELIEF
(Breach of Fiduciary Duty)

42. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

43. As members of the Foundation's board of directors, Defendants owed Plaintiffs a fiduciary duty.

44. Defendants breached that duty.

45. Defendants have incurred more than $10,000 in damages because of Defendants' breach.

SIXTH CLAIM FOR RELIEF
(Breach of Contract)

46. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

47. The Agreement provides that any and all costs to Mr. Mayweather must be approved before incurred.

48. Barlow participated in at least 17 financial transactions involving Mr. Mayweather's money and failed to ask for approval.

49. Barlow's breach of contract has caused Plaintiffs to incur more than $10,000.00 in damages due to Barlow's breach.

SEVENTH CLAIM FOR RELIEF
(Breach of the Implied Covenant of Good Faith and Fair Dealing)

50. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

51. Mr. Mayweather and Barlow entered into the Agreement and Barlow owed Mr. Mayweather a duty of good faith arising from the Agreement.

52. An element of fiduciary duty existed between Mr. Mayweather and Barlow.

53. Barlow breached the duty of good faith and fair dealing by engaging in misconduct involving taking funds from the Foundation.

54. Barlow's breach of contract has caused Plaintiffs to incur more than $10,000.00 in damages due to Barlow's breach.

EIGHTH CLAIM FOR RELIEF
(Unjust Enrichment)

55. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

56. Defendants unjustly retained the money or property of Defendants against fundamental principles of justice or equity and good conscious.

NINTH CLAIM FOR RELIEF
(Conversion)

57. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

58. Barlow committed a distinct act of dominion wrongfully exerted over the funds in the Bank Account.

59. Barlow did not have a right to the funds in the Bank Account.

60. The funds in the Bank Account belong to Plaintiffs, and Barlow's act was in derogation, exclusion, or defiance of Plaintiffs' right and title to those funds.

TENTH CLAIM FOR RELIEF
(Protection Order)

61. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

62. Barlow continues to harass Mr. Mayweather despite correspondence and instruction not to.

63. Mr. Mayweather requires a protection order from the Court in order to prevent Barlow's continued harassment.

WHEREFORE, Plaintiffs pray for judgment against Defendants as follows:

1. That the Court declare the Agreement unenforceable under Nevada law.
2. That the Court declare the Agreement terminated as of September 15, 2015.
3. That the Court grant judgment in favor of Plaintiffs in an amount greater than $10,000.00 to be determined at trial, plus interest, costs and attorneys' fees.
4. That the Court award Plaintiffs punitive damages in an amount to be determined at trial.
5. That the Court grant a protection order in favor of Mr. Mayweather against Barlow.
6. For such other and further relief that the Court may consider just and proper.

DATED this 25th day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
Nevada Bar No. 10194
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134

VERIFICATION

STATE OF NEVADA)
) SS
COUNTY OF CLARK)

FLOYD MAYWEATHER SR, being first duly sworn, deposes and says:

That Affiant is the Plaintiff in the above-entitled action; that Affiant has read the foregoing COMPLAINT, know the contents thereof, and that the same is true except for those statements made upon information and belief and as to those matters Affiant believes them to be true.

Floyd Mayweather Sr.
FLOYD MAYWEATHER SR.,
Individually and for FLOYD JOY MAYWEATHER FOUNDATION

Subscribed and sworn to before
me this 25th day of September, 2015

NOTARY PUBLIC in and for
Said County and State

LISA NAVARRO
NOTARY PUBLIC
STATE OF NEVADA
My Commission Expires: 12-07-16
Certificate No: 13-8648-1

AFFT
TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Fax: 702-382-8891
Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	Case No. A-15-725238-C Dept. No. XXXI **INITIAL APPEARANCE FEE DISCLOSURE**

Pursuant to NRS Chapter 19, as amended by Senate Bill 106, filing fees are submitted for parties appearing in the above-entitled action as indicated below:

FLOYD MAYWEATHER SR	$270.00
FLOYD JOY MAYWEATHER FOUNDATION	$30.00
TOTAL REMITTED:	$ 300.00

///

///

DATED this 25th day of September, 2015

Taylor L. Randolph, ESQ.

TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Attorney for Plaintiff
FLOYD MAYWEATHER SR., and
FLOYD JOY MAYWEATHER FOUNDATION

Electronically Filed
09/29/2015 10:29:50 AM

CLERK OF THE COURT

MPRI
TAYLOR L. RANDOLPH, ESQ.
Nevada Bar No.: 10194
RANDOLPH LAW FIRM, P.C.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Ph: (702) 877-1313
Fax: (702) 233-5597
E-Mail: tr@randophlawfirm.com
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	CASE NO.: A-15-725238-C DEPT NO.: XXXI **PLAINTIFFS' APPLICATION FOR TEMPORARY RESTRAINING ORDER AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME** DEPARTMENT XXXI NOTICE OF HEARING DATE 10/15/15 TIME 9:00 A.M. APPROVED BY JC

Plaintiffs Floyd Mayweather Sr. ("Mr. Mayweather") and Floyd Joy Mayweather Foundation (the "Foundation"; collectively, the "Plaintiffs"), by and through their attorney Taylor L. Randolph, Esq. of Randolph Law Firm, P.C., move this Court for a temporary restraining order and a preliminary injunction against Defendants Ann Barlow ("Barlow") and Tim Chan ("Chan"; collectively, the "Defendants").

09-28-15 P12:07 IN

This Motion is based on the following memorandum of points and authorities, the papers and pleadings on file, the Declaration of Taylor L. Randolph, and any argument heard by the Court.

DATED this 28TH day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

APPLICATION FOR ORDER SHORTENING TIME

Plaintiffs apply for an Order Shortening Time for the hearing on this Application and Motion based upon the following Declaration of Taylor L. Randolph.

DATED this 28th day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

AFFIDAVIT OF TAYLOR L. RANDOLPH

I, Taylor L. Randolph, counsel for Plaintiffs in the above-captioned matter, hereby declare the following:

1. I am an attorney with the Randolph Law Firm, P.C. and based on the verified Complaint I have knowledge of the facts set forth herein and Plaintiff is competent to testify thereto if called upon to do so. I make this Declaration of support of Plaintiffs Motion for Temporary Restraining Order and Preliminary Injunction on Order Shortening Time (the "Motion").
2. Good cause exists to expedite the hearing on this Motion, since the Plaintiffs could be potentially stolen from and otherwise harassed without the Court's intervention.
3. After personal attempts for a phone conference and communication by mail, and sincere effort to do so, I have been unable to resolve this matter without Court action.
4. Without an order from this Court, the Defendants will continue to have access to the Plaintiffs' property and be able to harass Mr. Mayweather. Every day that passes before a hearing on this issue could cost Mr. Mayweather both his money and sanity.
5. This Application for Order Shortening Time is made in good faith.
6. I swear under Penalty of Perjury that the foregoing is true and correct.

By:_____
Taylor L. Randolph

ORDER SHORTENING TIME

The Court, having considered Plaintiffs' Application for an Order Shortening Time, and the Declaration of Taylor L. Randolph in support thereof, and good cause appearing therefor,

IT IS HEREBY ORDERED that the time for Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction be shortened and the same shall be heard on the 15th day of October, 2015, in Department 31, Courtroom 12b, at the hour of 9:00 a.m., or as soon thereafter as counsel can be heard.

DATED this 28 day of September, 2015.

JOANNA S. KISHNER
DISTRICT COURT JUDGE

Submitted by:

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

Motion must be filed/served by: 9-29-15 @ 5:00p.m.
Opposition must be filed/served by: 10-12-15 @ noon
Reply must be filed/served by: 10-14-15 @ noon
Please provide courtesy copies to Chambers upon filing.

I. INTRODUCTION

This is a straightforward Motion. Plaintiffs are asking this honorable Court to order two things:

1. That the Defendants be restrained from any and all further communication, contact, and association with Plaintiffs and their business; and
2. That the agreement the Plaintiffs and Barlow entered into on June 24, 2015 is unenforceable or, in the alternative, was terminated as of September 15, 2015.

The straightforwardness of this Motion comes from the simplicity of the facts, which show that the Court has good cause to enter a protection order in favor of the Plaintiffs and to declare the above-mentioned agreement unenforceable or otherwise terminated. As is shown below, because Plaintiffs are likely to win on the merits of these issues and would be irreparably harmed without the Court's help, this Motion should be granted.

II. RELEVANT FACTS

Mr. Mayweather is a former professional boxer and current professional boxing trainer. During a period of time in the past, Mr. Mayweather suffered from Sarcoidosis, an inflammatory disease that often affects former boxers. On or about June 1, 2015, Mr. Mayweather engaged Barlow for the purpose of gaining her assistance in setting up a non-profit organization for Sarcoidosis and other ailments that typically affect former fighters. Mr. Mayweather had no personal experience setting up non-profit corporations, and was made to understand that Barlow did.

On or about June 24, 2015, Mr. Mayweather signed a contract that was prepared by Barlow (the "Agreement"). Mr. Mayweather understood that the Agreement concerned the Foundation, the non-profit that he wanted to start. However, the Agreement actually concerned an arrangement for Barlow to provide public relations consulting for the Plaintiffs. Mr.

Mayweather did not know the Agreement concerned public relations consulting and would not have executed it had he known. The terms of the Agreement provided that Mr. Mayweather would pay Barlow 10% of his earnings starting January 1, 2016, and that any other fees or expenses would require specific approval from Mr. Mayweather.

On or about July 31, 2015, Barlow filed Non-Profit Articles of Incorporation with the Nevada Secretary of State to form the Foundation. The Articles of Incorporation list Barlow as the Foundation's registered agent, and the Defendants and Mr. Mayweather as the members of the board of directors. Shortly before that point in time, Mr. Mayweather opened a bank account at Chase Bank as Floyd Joy Mayweather Sr. DBA Mayweather Sr. Foundation (the "Bank Account").

As of the morning of September 11, 2015, the Bank Account had a balance of $13,845.19. On September 11, 2015, Barlow made 7 teller withdraws from the Bank Account totaling approximately $8,603.00, and used the Bank Account's debit card to spend roughly $4,500.00 on approximately 10 other transactions. By September 12, 2015, the Bank Account's balance was $722.96. Barlow was not authorized to withdraw or spend money from the Bank Account.

On or about September 15, 2015, Plaintiffs sent correspondence to Barlow ordering her to cease and desist all contact with Mr. Mayweather, and further explaining that the Agreement was unenforceable or otherwise terminated as of the date of the letter. Despite the letter, Barlow has continued to attempt to contact and be involved with the Plaintiffs and their dealings. On September 22, 2015, Plaintiffs filed a police report about Barlow's conduct.

///

III. ARGUMENT

A. Legal Standard.

The Nevada Supreme Court has stated that a "preliminary injunction is available if an applicant can show a likelihood of success on the merits and a reasonable probability that the non-moving party's conduct, if allowed to continue, will cause irreparable harm. The district court may also weigh the public interest and the relative hardships of the parties in deciding whether to grant a preliminary injunction." Clark Cnty. Sch. Dist. V. Buchanan, 112 Nev. 1146, 1149, 924 P.2d 716, 719 (1996) (internal citations omitted); *see also* NRS 33.010 (codifying the cases in which "[a]n injunction may be granted"); *see also* Dixon v. Thatcher, 103 Nev. 414, 415, 742 P.2d 1029, 1029 (1987).

B. Plaintiffs Are Likely to Succeed on the Merits of Their Action for a Temporary Restraining Order and for Declaratory Relief.

a. There is good cause to enter a temporary protection order restraining the Defendants from any and all contact and involvement with the Plaintiffs and their property.

Barlow has removed and used funds from the Bank Account without authorization from the Plaintiffs, the Bank Account's owners. In addition, after being asked by Mr. Mayweather both verbally and via correspondence from his attorney to cease all further contact with Plaintiffs, Barlow continues to attempt to communicate and come into contact with Mr. Mayweather. Furthermore, the Defendants set up the Foundation in a manner that allowed them to gain access to Mr. Mayweather's property, which they took. Without the Court's intervention in this manner, there is no way to confidently say Barlow's actions will not continue. As such, there is good cause to enter an order restraining the Defendants from any and all contact and involvement with the Plaintiffs and their property.

b. The Agreement is unenforceable under Nevada law or was otherwise terminated as of September 15, 2015.

"Basic contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration." Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012) (emphasis added) *citing to* May v. Anderson, 121 Nev. 668, 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have agreed upon the contract's essential terms. Id. *citing to* Roth v. Scott, 112 Nev. 1078, 1083, 921 P.2d 1262, 1265 (1996).

Here, there was never a meeting of the minds between Mr. Mayweather and Barlow concerning at least one absolutely essential term of the Agreement. Namely, it's purpose. Mr. Mayweather was certain that the Agreement was about him receiving help in setting up a non-profit corporation. In contrast, it is clear from the content of the Agreement that Barlow's understanding of the purpose of the Agreement was completely different, since she drafted it and it concerns public relations consulting. Because there was never a meeting of the mind about the Agreement's purpose, it should be declared unenforceable.

Alternatively, if the Agreement were determined to be enforceable, the Court should acknowledge through an order that it was terminated as of September 15, 2015. The Agreement does not set out any notice requirement for termination, making it terminable upon demand. On September 15, 2015, counsel for Plaintiffs sent correspondence to Barlow terminating the Agreement. As such, the Court should find that the Agreement did in fact terminate as of that date.

C. Plaintiffs Will Suffer Irreparable Harm Absent Injunctive Relief.

Without the Court's intervention, there is no way to prevent the Defendants from taking property that belongs to the Plaintiffs. The Bank Account was opened by Mr. Mayweather prior to the official creation of the Foundation with the Nevada Secretary of State by Barlow. Barlow

was not supposed to have access to the funds in the Bank Account. However, because Barlow filed the Articles of Incorporation naming herself as a board member, she was able to gain unauthorized access to the account. She also continues to harass Mr. Mayweather despite a cease and desist letter from his attorney. Without an order from this Court, the Plaintiffs will not be able to stop Barlow from accessing the Bank Account or harassing them. Such access would irreparably harm Plaintiffs.

Additionally, Plaintiffs would be irreparably harmed if the Agreement were not to be declared unenforceable or terminated as of September 15, 2015 since that means Barlow could potentially earn up to 10% of Mr. Mayweather's earnings beginning January 1, 2016. Mr. Mayweather never intended to obtain public relations consulting and should not be forced to pay for it. Even if the Agreement is enforceable, the fees were contractually not obligated to start until January 1, 2016, and therefore no fees would be due upon termination. Mr. Mayweather would be irreparably harmed by any termination date that falls on or after January 1, 2016, making the September 15, 2015 proper.

D. <u>Public Interest and the Relative Hardships of the Parties Favor Granting This Motion.</u>

Public interest favors granting this Motion because it is against public policy to force citizens to endure obligations that arose from a contract that they did not fully understand. It is best for the public that parties who attempt to contract but do not have a meeting of the minds as to the ultimate purpose of the contract are able to void their agreement. Public interest demands that the Agreement should be determined unenforceable, and if it is not, then that it should be considered terminated.

The potential hardships to the Plaintiffs in the event this Motion is not granted could be severe, since the Defendants would continue to have access to their property. On the other hand, in granting this Motion, the Court would not be taking anything away from the Defendants.

Given the scenario in this case, it is clear that the relative hardships of the parties favors granting this Motion.

IV. CONCLUSION

For the above-mentioned reasons, Plaintiffs respectfully request that the Court order the following:

1. That the Defendants be restrained from any and all further communication, contact, and association with Plaintiffs and their business; and
2. That the Agreement is unenforceable or, in the alternative, was terminated as of September 15, 2015.

DATED this 28 day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____

Taylor L. Randolph, Esq.
Nevada Bar No. 10194
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134

Public Relations Agreement

This Agreement ("Agreement") between **Positive Image Consulting Services & PR, Inc.** ("Firm"), And ("Client")**Floyd Mayweather Sr./Floyd Mayweather Foundation**

Client and Firm understand and agree that:

1. Client engages and retains Firm as Client's personal consultant for Public Relations services for **Floyd Mayweather Foundation** and Client's Publicist as outlined in Addendum "A" to this Agreement (the "Project").

2. This Agreement constitutes the sole and complete agreement between the Parties hereto, superseding and invalidating all previous agreements, both written and oral by Artist with any other Publicist, Personal Consultant or PR Firm. Publicist will report directly to Client as it relates to but not limited to prior approvals, career plans and projects. Publicist will have a working relationship with Attorney, Manager and Agent; however will only be subordinate to Client.

3. To promote quality workmanship and on-time performance by Firm, Client will provide Firm on a timely basis with the information and materials necessary for Firm to perform the services specified in this Agreement and generally to carry out the Project. The Basic Fee (as defined in paragraph 4 below) is premised on 20 hours per week spent working and providing services to Client including travel when necessary. Client agrees to fees arising from talent cost, third party cancellation charges, and other additional costs and expenses; all costs and expenses arising out of delays caused by Client will be borne by Client and Client will pay them upon invoice. **All additional fees require prior approval by Client.**

4. (a) Client agrees to pay Firm a basic fee (the "Basic Fee") per month for Firm's services under this Agreement starting **January 1, 2016** with an end date of **June 1, 2021**. Client agrees to a term of **5 years** for Public Relations services with Ann Barlow starting **June 1, 2015**. Public Relations services rendered from June 1, 2015 until December 31, 2015 for Client were rendered by "no compensation" to Firm or Publicist; however the "Basic Fee" for public relations services will be determined on or prior to January 1, 2016. Client agrees to compensate Firm at **10% of gross** earnings derived directly or indirectly from Firm which includes but not limited to endorsements, public appearances, and products. Firm agrees to invoice Client on the first day of the month for that month's services, and Client agrees to pay such invoice by the 30th of that month.

(b) All out-of-pocket expenses pre-approved by Client and other costs are in addition to the Basic Fee and are to be paid by Client upon presentation of invoice and upon such further terms as provided in Addendum A, as stipulated hereto.

5. (a) Upon termination of this Agreement, Client shall pay Firm for all amounts due Firm at that time including but not limited to any amounts due as provided in paragraph 4(a) above and all other costs for work done and liabilities incurred (including any obligations incurred with third parties) relating to the Project through the effective date of termination

AZ FM (initial)

(b) The provisions of paragraphs 8 and 9 shall survive any cancellation or termination of this Agreement, whether for cause, without cause or pursuant to a cancellation or termination right provided in this Agreement.

6. Notwithstanding paragraph 4(a) above, if one or more Acts of God or other causes beyond the parties' control renders the performance of services or provisions of material or other performance by either party impossible or delays it for six (6) months in the aggregate, either party, upon prompt written notice to title other specifying the event(s) or cause(s), will be excused from such nonperformance or delay, and either party then has the right to terminate this Agreement on further written notice to the other.

7. Firm and its personnel working on the Project pursuant to this Agreement are independent contractors and not employees of Client or Firm. Firm carries all insurance necessary to comply with the workmen's compensation and employer's liability laws of the state(s) in which Firm's work is to be performed for Client.

8. Client will fully protect and indemnify Firm from any claim of infringement or violation of any copyright, patent, trademark or other right of any kind of any person, or any claim of libel or slander, relating to any materials supplied by Client, its employees, agents, members or guests, or any materials as to which Client is responsible for securing any necessary or desirable permissions and releases.

9. During the entire duration of the agreement and three years after its termination, for any cause whatsoever, the Client and the Firm undertake not to hire as salaried employee, nor use directly or indirectly, the other contracting party's employees, sub-agents, former employees and former sub-agents.

10. All prior understandings and negotiations between Firm and Client, both written and oral, are merged in this Agreement, which is the entire agreement between them. No representation, inducement or promise has been made or relied upon by either party, unless expressly set forth in this Agreement. This Agreement may be altered or changed only in writing signed by both parties.

11. Either party may not assign this Agreement without other party's prior written consent.

12. The validity, interpretation and performance of this Agreement shall be controlled by and construed under the laws of the State of Nevada.

13. Publicist shall advise, disclose, and report directly to Client only, in this a Client and Publicist relationship shall be established without prior consent, rights or advice from a Manager or Agent.

14. The Firm, Publicist and Client agree to a Non Disclosure Agreement concerning all existing, future projects and discussions between each other. Furthermore, Publicist reserves the right of first mention and release of projects, images, photographs, and videos to the general public and media. Client and Publicist agree to keep all such information under confidentiality for the period of this agreement and **3 years** after the agreement terminates.

AK FM (initial)

15. Client agrees to give Publicist sole right as Publicist to advise, counsel, and act as the liaison between the general public, journalist and media. Publicist will attend all press junkets, interviews with Media, escort Artist at all red carpet events and issue statements on behalf of Client. Publicist reserves the right to attend all but not limited to all public appearances, interviewing, and meetings involving Client.

16. The parties understand that Publicist's position is that of an independent contractor. Publicist may appoint or engage other persons, firms or corporations to perform any and all services (both routine and non-routine) that this Agreement states Publicist shall perform. Publicist's services are not exclusive - Publicist is now and shall continue to perform somewhat similar services for other artists and other businesses.

17. The following addendum and schedules are attached to and form an integral part of this Agreement:

ADDENDUM A

Services and product(s) to be performed and delivered by Firm.

This schedule and the requirements listed below are an integral part of the preceding agreement between Firm and Client.

Description of the Project

DEVELOP AWARENESS AND POSITIVE IMAGE FOR Floyd Mayweather Sr. and for Floyd Mayweather Foundation THROUGH PRINT AND ELECTRONIC MEDIA.

PUBLIC RELATIONS SERVICES:

- Approve and permit all publicity, public relations, endorsements, etc.
- Liaison with the general public, press, press kit development, press releases and statements issued on behalf of Client.
- Media interviews - including television, print and electronic
- Public relations counseling
- Placement and exposure of feature articles in national and industry media
- Assist in special events, red carpets, foundation and seminars

ADDENDUM A - CONTINUED

Floyd Mayweather Sr. costs excluded from Basic Fee:

The Basic Fee does not include certain costs and expenses all of which require prior approval by client, verbal or written, which are to be invoiced to a Client at cost and paid by Client upon invoice, including but not limited to:

- all printing and duplicating
- fees for outside services selected and monitored by Firm,
- photography and photographic duplication
- all travel, hotel and entertainment- any other direct expense associated with the project

AZ FM (initial)

AGREED to and accepted as of this 24 day of June 2015.

Client: **Floyd Mayweather Sr. /Floyd Mayweather Foundation**

Name: Floyd Mayweather Sr. Floyd Mayweather Sr.
Signature

Title: President& CEO/Artist

Date: 6/24/-15

Firm: **Positive Image Consulting Services & PR, Inc.**

Name: Ann Barlow Ann Barlow
Signature

Title: President & CEO/Publicist

Date: 6-24-15

THE STATE OF Nevada)

COUNTY OF Clark)

I, S. Concepcion, a Notary Public, do hereby certify that on this 24th day of June, 2015, personally appeared before me Ann Barlow & known to me to be the person whose name is subscriber to the foregoing instrument, and swore and acknowledged to me that he executed the same for the purpose and in the capacity therein expressed, and that the statements contained therein are true and correct. & Floyd MayWeather SR.

NOTARY PUBLIC, STATE OF Nevada

S. CONCEPCION
Notary Public State of Nevada
No. 99-54067-1
My Appt. Exp. March 24, 2019

S. Concepcion
Name, Typed or Printed

My Commission Expires: 3/24/19

AB FM (initial)

Re: Floyd Mayweather Sr. claims fraud in Vegas lawsuit against Ann Barlow

October 8, 2015.

Honorable Mayor Goodman,

My name is Ann Barlow. I am the sister in law of Council Ricki Barlow and faithful church member of Pastor Michael Hatch at Prayer Center Rival Church for the past 14 ½ years. I am writing to you for support. I was recently summoned with a civil lawsuit with Floyd Mayweather Sr. whom I worked for as his Publicist and Executive Director of Floyd Joy Mayweather Foundation. I engaged in the Public Relations Agreement on June 24, 2015 and formed Articles of Incorporation for Non Profit, Floyd Joy Mayweather Foundation on or about July 31, 2015. The mission of the foundation was to bring awareness and research to Sarcoidosis and other Autoimmune Diseases. Mr. Mayweather was diagnosed with Sarcodosis, however currently in admission. I planned along with other Board of Director, Tim Chan a soft launch of the foundation, "VIP Pre Fight Reception" on September 11,2015. Although it was verbally agreed by witnesses (as late as September 11, 2015) for his appearance, he did not appear. The "Fight to Make Difference" Pre Fight Reception was held at Carmines Italian family style restaurant located inside the Forum Shops. The purpose of this event was to soft launch the Floyd Joy Mayweather Foundation.

The foundation received donations to afford the expenses of hosting event, in which allegations state I withdrew money for 'personal endeavors'. All monies deposited and withdrew are verified by invoice and/or receipts. Mr. Mayweather did not deposit any of his personal money into the Floyd Mayweather Sr. DBA Mayweather Sr. Foundation account. The foundation raised the sum of $16,600 from sponsors which were allocated for hosting the soft launch of the Floyd Joy Mayweather Foundation and operating expenses. I still have in my possession a cashier's check from the foundation payable to Floyd Mayweather Sr. for $2500 that he would have received as an appearance fee had he showed up. I also have a check for $2000 from a sponsor payable to Floyd Joy Mayweather Foundation; The check was not deposited into Mayweather Sr. Foundation account due to name discrepancy on the check vs. account name. We were scheduled to change account name after filing officers, however due to training camp it was prolonged.

I received a phone call by Deputy Allan on 10/1/15 to pick up court documents in which I picked up on 0/2/15. The documents notified me of a hearing scheduled for October **15, 2015 at 1:30pm in Department 4 located at 200 Lewis Avenue in Courtroom 7D Floor 7** for allegedly stalking and harassing Mr. Mayweather Sr. The documents included a police report that was filed on September 22, 2015 for obtaining money under false pretense and harassing along with a Cease and Desist Communication and Termination of Agreement from Attorney Randolph Taylor dated September 15, 2015. Apparently the Cease and Desist letter went to a previous address listed on Secretary of State Website. On October 3, 2015, I was sub-served with a Summons for civil lawsuit from Floyd Mayweather Sr. claiming fraud and other allegations. (Please reference attachments) I have supporting evidence of my innocence in all allegations.

I am requesting your prayers and support in this matter. The reputation of my character and my family name is at stake along with my future business affairs. I have faithfully volunteered and participated in The National Day of Prayer, City-Wide Unity Prayer hosted by Pastor Michael Hatch, Domestic Violence

Awareness, Breast Cancer Awareness, Shade Tree, Rescue Mission, Salvation Army, Yellow Ribbon, NAACP, Political campaigns for Councilman Ricki Barlow, Campaign Manager for Laura Perkins, Andre Agassi Foundation, and founded Virtuous Women of Power a Non Profit Organization to empower women in business and ministry just to name a few. I will gladly supply references upon request.

I've reached out to your son, Ross Goodman on October 8, 2015. I am prayerfully hoping for representation from an attorney that is aggressive and accustom to high profile cases, however I am without financial resources. I believe Attorney Ross Goodman is capable of presenting all supporting evidence for my innocence and also a counter lawsuit for slander and defamation of my character. I have received harassing phone calls by a mutual acquaintance of myself and Floyd Sr. and had my vehicle's windshield cracked. No matter what disagreements a family may have at times, at the end of the day we are always there for each other as I have supported my brother in law, Councilman Ricki Barlow on every campaign and other events he has held throughout the duration of his office. I certainly do not want our family name slandered in a city that we have all lived in for many years and love! The RJ Newspaper listed this case in an Article on October 6th which can be viewed on www.reviewjournal.com/news/las-vegas/floyd-mayweather-sr-claims-fraud-vegas-lawsuit.

I am requesting a meeting or phone call with you to share further details of my case in effort to clear my personal and family name in the community. It has come up on several occasions during the course of allegations that I am the wife of Councilman Ricki Barlow instead of brother in Law. I do not want his name slandered or our family name **''Barlow"** damaged by default of untrue allegations.

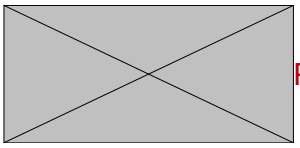
I sincerely appreciate your time, prayers and support. As you may know, this is a very difficult time for me. Thank you and Oscar Goodman for decades of tireless dedication and efforts in the wonderful City of Las Vegas. I can be contacted at [redacted] or reached via cell phone at [redacted] My home address is [redacted]

Blessings,

Ann Barlow
Founder/President
Virtuous Women of Power and
Positive Image Consulting Services & PR LLC

cc: Attorney Ross Goodman, Councilman Ricki Barlow

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/15/2017 7:38:08 AM
Subject: [Marketing Mail] White House Spills Trump's 2005 Tax Info Ahead Of TV Leak



PUBLIC POLICY

Wednesday, March 15, 2017

TOP NEWS

White House Spills Trump's 2005 Tax Info Ahead Of TV Leak

The White House said President Donald Trump paid $38 million in taxes on $150 million in earnings in 2005 in a statement beating MSNBC's Rachel Maddow to the punch just before her show aired on Tuesday night featuring leaked tax documents sent to Pulitzer Prize-winning journalist David Cay Johnston.

Trump USTR Pick Pushes Trade Policy Shifts At Senate Panel

A Senate panel grilled President Donald Trump's pick to be the United States trade representative Tuesday, questioning Skadden Arps Slate Meagher & Flom LLP trade attorney Robert Lighthizer over substantial shifts in the country's trade policy toward bilateral negotiations.

Pruitt Blocks Start Of EPA Rule On Chemical Risk Plans

U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday delayed by 90 days the effective date of an Obama-era rule intended to help prevent chemical accidents, saying the EPA needs time to review an industry petition calling for the rule's revocation.

Immigration Bill Roundup: Body Cameras, Federal Grant Cuts

Members of the 115th Congress took action on immigration-related bills in the past week that included measures to restrict federal funding for educational institutions that don't comply with federal immigration-related requests and to require federal immigration agents to wear body cameras.

Analysis

New Plan To Split Banks Could Gain Traction Under Trump

A plan released Monday for separating the commercial and investment banking units of big bank holding companies in exchange for a significant rollback of financial crisis-era regulations could be a model President Donald Trump follows if he elects to push for a modernized version of the Glass-Steagall Act.

Senate OKs Undoing Drug Testing Rule For The Unemployed

Congress passed a resolution to undo a Department of Labor rule regulating drug testing for unemployment benefit recipients Tuesday, with the Senate voting on the measure and sending it to President Donald Trump's desk.

Analysis

Reciprocity In CFIUS Reviews Might Hit Chinese Deals Hardest

There appears to be growing momentum behind the notion that the Committee on Foreign Investment in the United States should incorporate investment reciprocity into its national security reviews of inbound transactions, a policy shift that would weigh the heaviest on Chinese buyers if enacted.

Analysis

Early Candidates For Manhattan's Next Top Cop

LAW FIRMS

Baker Donelson
Baker McKenzie
Baldwin Crocker
Becker & Poliakoff
Blank Rome
Bowman and Brooke
Bracewell
Buchanan Ingersoll
Clark Hill
Clifford Chance
Cohen Milstein
Cravath Swaine
DLA Piper
Dentons
Dickinson Wright
Dinsmore & Shohl
Finger & Slanina
Fisher Phillips
Foley & Lardner
Fox Rothschild
Girard Gibbs
Greenberg Traurig
Jones & Keller
Jones Walker
K&L Gates
Kelley Drye
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
LeClairRyan
Lewis Hansen
Linklaters
Littler Mendelson
Mayer Brown
Michael Best
Milbank Tweed
Morrison & Foerster
Nixon Peabody
Norton Rose Fulbright

While former U.S. Attorney Preet Bharara only just left office, Edward O'Callaghan and Marc Mukasey have emerged as early candidates to become the most powerful U.S. attorney in the country, and observers say both have the political connections and experience to bag the job.

Abortion Groups Ask Dems To Dial Up Opposition To Gorsuch

Abortion rights groups implored Senate Democrats on Tuesday to dial up its opposition to U.S. Supreme Court nominee Judge Neil Gorsuch, who heads into his confirmation hearings next week having received only muted pushback to his promotion to the top bench from the Democratic caucus.

BANKING & SECURITIES

SEC Urges 10th Circ. To Reconsider ALJ Decision

The U.S. Securities and Exchange Commission on Monday asked the Tenth Circuit to take another look at a divided decision that the agency's in-house judges are unconstitutional, a holding that created a circuit split before the D.C. Circuit agreed to reconsider its own ruling.

ENERGY & ENVIRONMENTAL

6 Dems Want EPA OIG To Probe Potential Pruitt Conflicts

Six House Democrats wrote a letter to the inspector general of the U.S. Environmental Protection Agency on Monday asking that it investigate the agency's conflict of interest policies and procedures in the wake of reports of a close relationship between industry groups and EPA Administrator Scott Pruitt.

States, Corporate America Will Fill Clean Energy Policy Gap

With President Donald J. Trump's energy policy focused on fossil fuels, renewable developers will look to state and local governments, as well as the private sector, to keep their momentum going. Here, experts outline four areas that will be of particular interest to the clean energy industry.

EPA Gets 3 Years To Update Hazardous Pollutant Rules

A D.C. federal judge on Monday gave the U.S. Environmental Protection Agency three years to update its standards for several industries that produce hazardous air pollutants, including boat manufacturing, saying any further foot-dragging on the agency's part violates the Clean Air Act.

Congress Urged To Include Grid Work In Infrastructure Push

A coalition of manufacturing, construction and green energy groups on Tuesday wrote a letter to congressional leaders asking that upgrades to the nation's electric grid be included in any infrastructure bill that may be proposed, saying the system is in need of modernization.

TRANSPORTATION & INFRASTRUCTURE

Truckers Take NY Thruway Tolls Fight To 2nd Circ.

Trucking giants on Tuesday appealed to the Second Circuit a New York federal judge's recent order vacating a 2016 ruling that the state unconstitutionally diverted toll revenues collected from commercial trucks to maintain canals upstate, refusing to give up their fight against what they claim are inflated tolls.

EMPLOYMENT

EEOC To Keep Same Priorities Under Trump, Member Says

Despite the change at the White House, the U.S. Equal Employment Opportunity

Perkins Coie
Proskauer Rose
Seipp & Flick
Seyfarth Shaw
Shearman & Sterling
Sherman & Howard
Shumaker Loop
Skadden
Squire Patton Boggs
Sullivan & Cromwell
Wong Cabello

COMPANIES

AT&T Inc.
Altman Weil Inc.
American Bar Association
American Chemistry Council Inc.
American Civil Liberties Union
American Enterprise Institute
American Farm Bureau Federation
American Immigration Council
American Petroleum Institute Inc.
American Trucking Associations Inc.
Amgen Inc.
Bayer AG
CHX Holdings Inc.
Colliers International Property Consultants
Competitive Carriers Association
Deloitte Touche
Deutsche Bank AG
Federation Internationale de Football Association
Goldman Sachs Group Inc.
Halliburton Company
Hess Corporation
Hobby Lobby Stores
Lippman Jungers LLC
Monsanto Company
National Association of Manufacturers
National Electrical Manufacturers Association
National Immigration Law Center
New York Times Co.
New York University
Oracle Corp.
Palantir Technologies Inc.
PayPal Inc.
Planned Parenthood Federation
Robert Half International Inc.

Commission will continue to follow its most recent strategic enforcement plan, which includes prioritizing cases in emerging areas of law like protection for LGBT individuals against sex-based discrimination, Commissioner Chai Feldblum said Tuesday.

SIFMA Backs DOL's Fiduciary Rule Delay

The Securities Industry and Financial Markets Association expressed support Tuesday for the U.S. Department of Labor's proposal to delay expanding the definition of a fiduciary for retirement account investment advisers, saying 60 extra days will help avoid confusion as the Trump administration reviews the controversial rule.

DC Circ. Bats Down Challenge To Local Bar Admission Rule

The District of Columbia Court of Appeals on Tuesday rejected the National Association for the Advancement of Multijurisdictional Practice's bid to to toss a rule requiring non-Washington, D.C., Bar members to be admitted where their law firm is based, calling it a "futile challenge."

COMPETITION

Klobuchar Calls For More Aggressive Merger Enforcement

Senate Democrats' top lawmaker on antitrust matters called on federal antitrust regulators Monday to step up their merger enforcement efforts and said she would introduce legislation to subject deals to increased scrutiny.

PRIVACY & CONSUMER PROTECTION

NJ Senate OKs Bill To Crack Down On Pyramid Schemes

New Jersey state legislators on Monday unanimously passed legislation cracking down on those who create and recruit for pyramid schemes, filling what advocates claimed was a major gap in the state's laws.

Data-Selling 'Right To Know' Bill Clears Hurdle In Ill.

A bill to require websites and apps to notify Illinois consumers what data the companies may collect and to whom they sell the data passed out of an Illinois Senate committee Tuesday, but may face challenges from the business and technology community as it proceeds through the General Assembly.

Bush, Cheney, Others Want Out Of Olympics Spying Suit

Former president George W. Bush, vice president Richard B. Cheney and other officials asked a Utah federal judge Monday to release them from a suit alleging that the National Security Agency spied on attendees of the 2002 Winter Olympics, contending that they're immune from the allegations.

GOVERNMENT CONTRACTS

Ill. Comptroller Halts Funding For Gov.'s Pet Tech Project

Illinois Comptroller Susana Mendoza has suspended $27 million in payments for a technology modernization project launched and championed by Gov. Bruce Rauner, according to a letter sent last week from Mendoza's office.

VA Proposes To Revise, Streamline Acquisition Regulation

The U.S. Department of Veterans Affairs on Monday floated a rule that would streamline its acquisition regulation to match up with the set of federal rules for all executive agencies, in addition to removing any redundant or outdated material.

AEROSPACE & DEFENSE

S.A.C. Capital Advisors LP
SAP AG
SIFMA
Sierra Club
Smithfield Foods Inc.
The Aluminum Association Inc.
Thomson Reuters Corporation
Twitter Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Washington Post Co.
Watanabe Nason

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Central Intelligence Agency
Commodity Futures Trading Commission
Department of Commerce
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
Judicial Conference of the United States
NAFTA
NATO
National Labor Relations Board
National Security Agency
New Jersey Legislature
New York Attorney General's Office
New York State Assembly
Northern Arapaho Tribe
Securities and Exchange Commission
U.S. Attorney's Office

30K Cybersecurity Attacks Hit Fed. Agencies In 2016: Report

Despite efforts by the U.S. government to tackle cybersecurity threats, federal agencies continue to be bombarded by hackers and suffered more than 30,000 incidents last year, 16 of which were determined to be significant, according to a recently released White House report.

Trump Reportedly Restores CIA Drone Strike Authority

President Donald Trump has reinstated the Central Intelligence Agency's authority to launch drone strikes against suspected terrorists, overturning Obama administration policy allowing only the Pentagon to conduct such strikes, according to a media report on Monday.

DC Circ. Says Firm Faces No Threat From ITAR Broker Rule

The D.C. Circuit on Tuesday rejected a law firm's challenge to a State Department rule on arms export "brokering activities" that the firm claimed could wrongly force it to reveal confidential client information, saying there was no credible threat of the rule being enforced against the firm.

NATO Chief Says US Unfairly Shouldering Costs Of Alliance

The NATO chief cracked the whip on treaty allies to increase their defense spending to 2 percent of their gross domestic product in a new annual report, complaining that the U.S. is shouldering a disproportionate amount of the group's costs.

INTERNATIONAL TRADE

All Eyes On Chile As TPP Parties Chart New Path

Government officials from the 12 Trans-Pacific Partnership nations kicked off a two-day summit in Chile on Tuesday to discuss a path forward on trade following President Donald Trump's decision to withdraw the U.S. from the now-beleaguered accord.

Sens. Seek Food Safety Review For Foreign Sales Of US Cos.

A bipartisan pair of senators on Tuesday unveiled legislation aimed at making sure that overseas companies who want to buy American companies have to go through a review to make sure that the deal wouldn't imperil food security and safety in the U.S.

Romania Readies To Scrap Bilateral EU Investment Treaties

Romania is clear to scuttle its 22 existing one-to-one investment treaties with other European Union members through a bill approved by the country's lawmakers last week under pressure from the European Commission's targeting of such intra-block bilateral deals.

ITC Kicks Off Probe Of Chinese Aluminum Foil

The U.S. International Trade Commission on Tuesday got the ball rolling on its investigation of imported Chinese aluminum foil, which a domestic industry group has alleged is being unfairly dumped and subsidized at the expense of U.S. producers.

TAX

NY Assembly Proposes Extending Millionaires' Tax

The New York State Assembly proposed a nearly $154 billion spending plan on Monday, focused on re-establishing a controversial tax on millionaires to invest in public education, housing and transportation.

IMMIGRATION

Analysis

U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
United Nations
Washington Attorney General's Office
World Bank Group

Law360 Cheat Sheet: Cases Challenging The New Travel Ban

With several court challenges pending against President Donald Trump's latest travel ban, the legal battle over the controversial executive order is heating up, with two big hearings slated for Wednesday. Here, Law360 breaks down where the challenges to the new order currently stand, and what to watch for in the coming week.

Trump Says New Travel Ban Answers Suing States' Concerns

The Trump administration told a Washington federal judge Tuesday that its newly revised immigration ban is "substantially different" from an earlier version halted after states raised constitutional concerns, while pushing back against the contention that the ban is religiously motivated.

NY AG Clarifies Legal Guidance For 'Sanctuary' Cities

New York Attorney General Eric T. Schneiderman has issued updated guidance on how New York municipalities may maintain so-called sanctuary city practices while not blatantly contradicting new federal immigration enforcement practices laid out in President Donald Trump's executive orders and policies.

NATIVE AMERICAN

Tribe Tells 9th Circ. It Can't Trust BIA Absent Injunction

The Northern Arapaho asked the Ninth Circuit Monday to uphold an injunction barring the Bureau of Indian Affairs from entering contracts for services on a shared Wyoming reservation without the consent of both tribes.

TELECOMMUNICATIONS

FCC's Dem Pushes 5G, Expanded Broadband Access

The Federal Communications Commission's lone remaining Democrat said in a speech Monday that she's willing to negotiate when formulating policy but will not compromise her principles, pressing for progress on 5G, universal service reform and efforts to add diverse media voices.

Carriers Say FCC Privacy Regs Hurt Small ISPs

The Competitive Carriers Association has pressed the Federal Communications Commission on its request for the agency to reconsider privacy rules passed last year for broadband providers, saying they create uneven regulation in the internet ecosystem and hurt small providers.

PEOPLE

Trump Taps Sullivan, Proskauer, Greenberg Attys For Posts

A Greenberg Traurig LLP shareholder and two partners from Sullivan & Cromwell LLP and Proskauer Rose LLP are among eight individuals tapped by President Donald Trump for key administration posts, the White House announced Tuesday.

Ex-DOJ Heavyweight Joins Linklaters' White Collar Team

Linklaters LLP has bolstered its white collar practice with the addition of Matthew Axelrod, a former top-ranking U.S. Department of Justice attorney who exited the agency after President Donald Trump fired acting U.S. Attorney General Sally Yates for refusing to support an immigration ban.

EXPERT ANALYSIS

Immigration Compliance Dangers In The Shared Economy

While many shared economy companies have strong background check systems to

address questions of status, the penalties for their failure to ensure freelancers are authorized to work in the U.S. are almost nonexistent. This is a growing problem for employers in relation to the Trump administration's focus on immigration enforcement, says Davis Bae of Fisher Phillips.

Rebuttal

Beware Intended Consequences Of Class Action Reform, Too

The authors of a recent Law360 guest column on H.R. 985, a class action reform bill before the House, insist it is needed to protect corporations forced to settle meritless claims. But studies have debunked the myth of class action blackmail. The new bill simply creates obstacles for true victims of corporate fraud, say David Stein and Andre Mura of Gibbs Law Group LLP.

Florida Condo Fraud Laws Should Protect Directors

The Miami-Dade County grand jury's final report has confirmed the existence of financial and election fraud in many Miami-Dade condominiums. The report recommends that directors be held personally liable for certain acts or omissions even when "willful conduct" has not been established, but such a blanket approach would ultimately be adverse to the interests of most condominium owners, say Rosa de la Camara and Marlyn Perez-Martinez of Becker & Poliakoff LLP.

How The Most Profitable Law Firms Structure Their C-Suites

The most successful Am Law 200 law firms have evolved from being partner-run to being run by a group of highly skilled professionals reporting to firm shareholders. The data collected from our recent survey indicates this model is generally conducive to increased profitability, says Anita Turner, senior director at Colliers International.

LEGAL INDUSTRY

The 15 Most Acquisition-Happy Law Firms Of The Past Decade

Fifteen law firms set themselves apart from the crowd over the past decade by gobbling up smaller firms at a faster pace than everyone else in the industry. Here, the firms that have closed the most acquisitions since 2007, according to a report released Tuesday.

Southern Law Firms Targeted Most For Tie-Ups

Of the 688 combinations involving a U.S. law firm completed over the past decade, more than a quarter involved a Southern law firm as the target for acquisition, a new report released Tuesday shows.

BigLaw Lateral Partner Moves Fell By 7% In 2016

Lateral partner movement between large U.S. law firms fell by 7 percent in 2016 compared to the year before, data collected by Law360 shows, a drop-off experts say was likely the result of uncertainty surrounding the U.S. presidential election.

Ex-Perkins Coie Atty Accuses Firm Of Anti-Jewish Bias

A former intellectual property attorney for Perkins Coie LLP has sued the firm in D.C. federal court accusing it of failing to accommodate his observance of Jewish holidays by scheduling work-related events on those days, saying the firm penalized and eventually fired him for choosing religion over work.

Fewer Bankruptcies But Heavier Caseloads Emerged In 2016

New bankruptcy petitions continued a downward trend for the sixth straight year in 2016, while federal appellate and district courts across the country faced higher caseloads, according to a report released Tuesday.

Judicial Conference To Propose 57 New Federal Judgeships

The national policymaking body for the federal courts said Tuesday it will propose to Congress the creation of 57 new Article III judgeships at the district court and appellate levels to account for the rise in filings since 1990, the last time comprehensive judgeship legislation was passed.

Gov. Seeks Del. Justices' Take On Bench Political Balance

Delaware Gov. John Carney has asked the state Supreme Court to issue an advisory opinion about whether the First State's requirement for party balance on its judicial benches violates the U.S. Constitution, noting a federal lawsuit challenging the issue, which he received more time to reply to Monday.

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Blank Rome
Bowman and Brooke
Bracewell
Buchanan Ingersoll
Clark Hill
Clifford Chance
Cohen Milstein
Cravath Swaine
DLA Piper
Dentons
Dickinson Wright
Dinsmore & Shohl
Finger & Slanina
Fisher Phillips
Foley & Lardner
Fox Rothschild
Girard Gibbs
Jones & Keller
Jones Walker
Kelley Drye
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
LeClairRyan
Lewis Hansen
Linklaters
Littler Mendelson
Mayer Brown
Michael Best
Milbank Tweed
Morrison & Foerster
Nixon Peabody
Norton Rose Fulbright
Perkins Coie
Seipp & Flick

Seyfarth Shaw
Shearman & Sterling
Sherman & Howard
Shumaker Loop
Skadden
Squire Patton Boggs
Sullivan & Cromwell
Wong Cabello

COMPANIES

Altman Weil Inc.
New York Times Co.
AT&T Inc.
American Bar Association
American Chemistry Council Inc.
American Civil Liberties Union
American Enterprise Institute
American Farm Bureau Federation
American Immigration Council
American Petroleum Institute Inc.
American Trucking Associations Inc.
Amgen Inc.
Bayer AG
CHX Holdings Inc.
Colliers International Property Consultants
Competitive Carriers Association
Deloitte Touche
Deutsche Bank AG
Federation Internationale de Football Association
Goldman Sachs Group Inc.
Halliburton Company
Hess Corporation
Hobby Lobby Stores
Lippman Jungers LLC
Monsanto Company
National Association of Manufacturers
National Electrical Manufacturers Association
National Immigration Law Center
New York University
Oracle Corp.
Palantir Technologies Inc.
PayPal Inc.
Planned Parenthood Federation
Robert Half International Inc.
S.A.C. Capital Advisors LP
SAP AG
SIFMA
Sierra Club
Smithfield Foods Inc.
The Aluminum Association Inc.
Thomson Reuters Corporation

Twitter Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Washington Post Co.
Watanabe Nason

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Federal Deposit Insurance Corp.
Food and Drug Administration
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
Executive Office of the President
Federal Bureau of Investigation
Federal Trade Commission
Judicial Conference of the United States
New York Attorney General's Office
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
Bureau of Indian Affairs
Central Intelligence Agency
Commodity Futures Trading Commission
Department of Commerce
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
European Commission
Federal Acquisition Regulatory Council
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Reserve System
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
NATO
National Labor Relations Board
National Security Agency
New Jersey Legislature
New York State Assembly
Northern Arapaho Tribe
U.S. Attorney's Office
U.S. Customs and Border Protection

U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of State
U.S. Office of Personnel Management
United Nations
Washington Attorney General's Office
World Bank Group

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Subject: The Sunday Indy!

News

In the Sunday *Indy,*

IndyMatters: Top Nevada election official talks election security, voting machine issues and voter fraud investigation

In the Saturday *Indy,*

Reno mayor endorses Sisolak for governor

Indy DC Download: A Senate panel grilled the SCOTUS nominee, while the House returned from its August recess

A couple walks past a voting sign during primary election day at Sahara West Library on Tuesday, April 4, 2017. (Jeff Scheid/The Nevada Independent)

Sunday Opinion

Questions for those with – or seeking – an "advice and consent" role in Judge Kavanaugh's confirmation hearing
By Orrin Johnson

Hof a symptom of Nevada GOP's greater dysfunction in the time of Trump
By John L. Smith

Sisolak, Laxalt mine for votes at convention
By Jon Ralston

Job security in the 21st century for young adults
By Manny Lamarre

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BAD SANTA!!

Ho, ho, hoax

The buy online/pick-up-in-store retailing trend can be gamed by bad Santas—and will rise 28% this year, predicts new research by ACI. That's just one holiday fraud expected to "keep on giving." Read more

BOOK EXCERPT

Brett King widens lens in *Augmented: Life In The Smart Lane*

The banking futurist goes beyond finance in a free chapter download that begins with "I propose that we should call the next age the **Age of Augmented Intelligence**, or just simply the **Augmented Age**, because of how radically embedded and personal technology will augment your life and your behaviour. This time the changes to our world are overtly personal. …" Read the free chapter

COMMUNITY BANK TECH

Going for mobility?

Increasingly community banks are adopting mobile banking, but they need to go beyond the basics, says a study by five Federal Reserve banks. The study recommends that even though the banks' customers have not flocked to this channel, they must beef up mobile menus. Read more

BEYOND THE BANK

Can Taylor Swift take you out?

Wombat Warning: Cellular gridlock during a rock concert poses uncomfortable questions for banks that lean too hard on cell technology for business continuity. Read more

MAKING SENSE OF IT ALL

Digital marketing for digital banks

John Ginovsky says the key to success is: measure, measure, measure. Read more

UNCONVENTIONAL WISDOM

Innovation Avenue's a one-way street

Back from Money 20/20 Jo Ann Barefoot asks why fintech people discuss regulation, but compliance people never seem to discuss fintech. Read more

VENDOR UPDATE

Diebold, Wincor Nixdorf to merge

Just before Thanksgiving, a big

PAYMENTS PREFERENCES

"My favorite credit card"

On average Americans carry five credit cards, but during the holiday season—and during the rest of the year, it turns out—they lean on one card for nearly 80% of purchases. Read more

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CYBERCRIME SERIES PART 1

Cybercrime update: 6 things to scare you

Banks of any size can be hit by six risks explored by CSI's Steve Sanders in the first part of a two-part series that will keep you up at night … if you were getting any sleep at all… Read more

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RETAIL BANKING

Consumers: "Give us tech—and touch"

Is it possible that sometimes Gramps can be more daring with technology than a millennial? So says a new study from U.S. Bank that confirms what bankers suspected all along: Customers want it *all.* Read more

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CUSTOMER CENTRICITY

Big Yawn: Digital sales results so far

Sometimes you have to step back from the hype and look at reality. A new international study indicates that for all the excitement about digital channels, they aren't moving that much product yet. Read more

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NEW PRODUCT DEVELOPMENTS

Noteworthy announcements at Money 20/20

This year's edition of one of the payment industry's leading conferences featured many new product and services announcements. Here's a quick roundup with helpful links. Read

announcement: Diebold, Inc., and Wincor Nixdorf AG have inked a business combination agreement in which Diebold will launch a voluntary public tender offer to all Wincor Nixdorf shareholders. Read more

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CFPB: 4 years in

"Name a compliance challenge and CFPB is there, from the expanded UDAAP mandate to post-crisis mortgage lending to fair lending to overdraft service and payday lending to consumer complaints" Read more

Blog by Atom is smashing

Atom Bank is a new bank in Britain that hasn't opened its physical doors yet, but which is saying a lot on the web. From a company blog:

"… lots of new companies describe themselves as fintechs and not banks. They think that what banking does is commoditised and adds no real value. They believe that the customer experience can be shaped and enhanced by building better digital front-ends. Better apps, better websites. Here at Atom we disagree. Our Chairman often reminds us that you can put lipstick on a pig, but that doesn't change the fact that it's still a pig. I prefer using the cliché that real beauty is more than skin deep. Either way, we agree with each other." Read more

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FORWARD TO A FRIEND OR COLLEAGUE

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FINTECH EVOLUTION

Stock analysts size up fintech

Keefe Bruyette & Woods put together a team of analysts to assess where the fintech/banking evolution is heading. In an interview with the report's chief author, we hear some fintech bubbles popping. Read more

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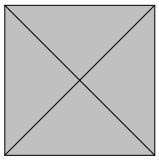

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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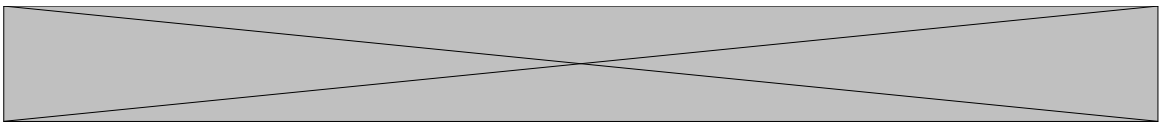


ALCO BEAT SPECIAL

Quick lesson in loan swaps

Our new magazine's cover story about rising interest rates—see right column—discusses bank's strategies, including using rate swaps for lending. We asked Darling Consulting's Jeff Reynolds for a practical primer. Read more

MANAGEMENT STRATEGIES

Partnering in a new light

As banks pull away from the last of the shadow of crisis, it's a time of new thinking on business models, including partnerships. EY's Mike Inserra says dialog between financial institutions and fintech firms drives a new continuum of cooperative thinking. Read more

FINTECH AND INNOVATION

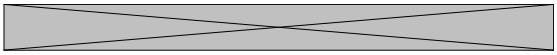
Latest from the lab at Wells

Wells Fargo's Startup Acclerator has chosen the next three young firms to receive aid, counsel, and lab space in the pursuit of financial services reinvention. Wells' Braden More talks about encouraging innovation. Read more

COMMUNITY BANKING

Loan growth not easy for smaller banks

Loan growth for community banks was hard to come by, across most regions of the U.S. during the first quarter of 2015, reports SNL Financial. While even other banks in



COMMUNITY BANKING

Get real about strategic planning, in 11 steps

For example, Jeff Gerrish says don't waste precious time wordsmithing mission, vision, and value statements unless your bank uses them. Read more

AML & FRAUD

"Helplessly Hoping"

"A business line executive meets an AML officer …" but it's no joke what happens next, says John Byrne. Read more

TALKING CREDIT

Credit culture: so many words, so little clarity

Is your credit culture built on principles or on rules? asks Ed O'Leary. Read more

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BANKING EXCHANGE MAGAZINE

Don't wait for the Fed—Dig into our new magazine now

The end of rock-bottom rates holds many implications for your bank.

the Southeast were among those pressed to find growth, lenders in Florida could see a boost in coming quarters. Read more

SNL REPORT

Earnings rise, despite low NIM

The U.S. banking industry's net income rose to $39.83 billion in the first quarter of 2015 from $36.58 billion in the fourth quarter of 2014 and $37.25 billion in the first quarter of 2014. And that's despite another plunge in the aggregate net interest margin, SNL Financial reports. Read more

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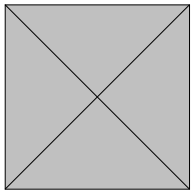

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COMPLIANCE CHANNEL

Keeping up with compliance on all fronts

Compliance challenges affect every aspect of banking today, from the old "favorites" to new issues like virtual currency. Our Compliance Channel provides developments, analysis, and blogs to help you keep up. Visit the Compliance Channel today

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New website features coming, keep us top of browser

BankingExchange.com will be adding new channels, sub-channels, and more in June and July. Keep coming back for the latest. Visit the

But our cover report and special "Threads" department mark just the beginning of must-read "competitive intelligence for bankers": Why Chief Data Officers have joined the C-Suite; how cyber-insurance offerings shape up; UDAAP help that's close to home; and sweet solutions from Cinnabon. Read the magazine online

Many banks won't be ready for "TRID"

More than 20% of banks preparing to comply with the new TILA-RESPA Integration Disclosure Rule—or TRID— will not offer certain mortgage products if the vendor's systems are not ready, according to a recent survey from ABA. The association sent the survey data to the CFPB in a letter. The association requested a "hold harmless period of enforcement and liability for those acting in good faith." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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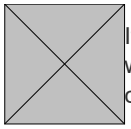

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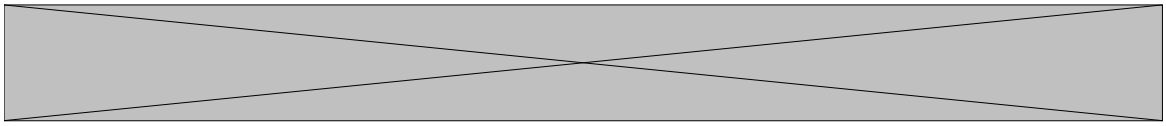


RETAIL BANKING

BofA takes mobile consumer pulse

Bank of America Merrill Lynch's consumer electronics boss says that increasingly customers aren't looking for new functionality, but *smoother* functionality. BofA kept this and other research in mind during a recent revamp. Read more

FINTECH COMPETITION SERIES

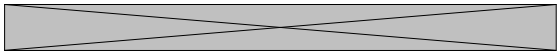
Who will consumers choose?

Are banks or "disruptors" better placed to win consumer hearts and wallets? In a four-part series beginning this week, Paul Schaus of CCG Consulting begins with a look at online P2P lending, and finds a silver lining—literally. Read more

COMPLIANCE

Bureau drives some to exit lane

The Consumer Financial Protection Bureau is continuing its campaign to reform indirect auto lending practices. Some lenders are adopting flat-fee structures to cope, while others are exiting the business altogether rather than bear increased regulatory compliance costs in a low-margin business, SNL Financial reports. Read more



AML & FRAUD

"Is Anybody Listening?"

Will Justice Department's policy on cooperation change corporate attitudes? asks John Byrne. Read more

THE HUMAN ELEMENT

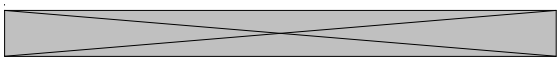
People will talk …

… about what they make—and now it's protected by Executive Order, warns Steve Greene. Read more

TALKING CREDIT

Independence debate drives risk discussion

The need for independent judgment comes up frequently in banking, says Ed O'Leary. Even today's tussle over being both Chairman and CEO involves the key concern of risk considerations. Read more



The elephant in the

HUMAN RESOURCES

Wellness programs reduce costs

Long before the Affordable Care Act, rising healthcare costs led many banks to invest in wellness programs with the thought that healthier employees would lead to lower healthcare costs. This logic has proved correct. Read more

BASEL III

Basel III framework's early days

Basel III implementation pushed more banks into the undercapitalized ranks, but a few institutions were able to improve their financial position in the second quarter and back away from the abyss. Read more

RETAIL CHANNELS

TD Bank opens NYC new concept branch

Aiming to trim minutes off routine transactions for frantic New York City commuters, TD Bank unveiled a new spin on its ubiquitous branches this week. But there's more to it than speed. Read more

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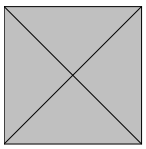

We still hear people joking about Twitter as where you go to find out what some celebrity ate for lunch … or worse. Yes, that's out there. But many of the leading commentators and an increasing number of banks themselves have a nest on Twitter. We share the best of what we see along with our own website updates and more. More than **9,200** follow us. Follow @BankingExchange on Twitter

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"It's time for policymakers to stop using the financial crisis as an excuse to lambaste and handcuff banks. It should be abundantly clear by now that whatever gets thrown at the biggest inevitably flows downstream."
—Bill Streeter, "Like It Or Not."
Read more

Increase in financial crimes spurs higher pay for certified AML pros

Spotting and thwarting money launderin, gterrorist funding, and other financial crimes has become a lucrative career choice—especially for Certified Anti-Money Laundering Specialsits (CAMS), according to the newly released *Association of Certified Anti-money Laundering Specialists 2015 Compensation Guide*. Nonmembers of the association can obtain the report by clicking on this link to send an email.
Email for ACAMS report

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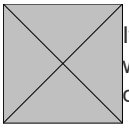

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VIRTUAL ASSISTANTS

"Alexa, pay my mortgage"

It's not quite that seamless yet, but banks toe-dipping into virtual assistant technology have started to appeal to those of us who loved it when Captain Kirk dictated orders to the computer on Star Trek. Read more

P2P DEVELOPMENTS

Exit clearXchange, enter "Zelle"

What, exactly, is a "Zelle"? Several defintions can be found out there, but the latest, according to strong rumors, is the new name of the P2P product offered through a multibank consortium. Aside from the meaning, the move has prompted other questions about the service as it strives to compete with Venmo and others. Read more

BOOKS FOR BANKERS

Your guide to the blockchain revolution

You've been monitoring the articles about blockchain technology, but now you've decided it is time for a deep dive. Jump into William Mougayar's *The Business Blockchain: Promise, Practice, And Application Of The Next Internet Technology*. Our reviewer says it makes a good handbook, whether your bank wants to be a player or an interested bystander. One clear point: *You can't ignore this.* Read

MAKING SENSE OF IT ALL

Contactless payments—old could be new again

Contactless point of sale payments capability, driven by near-field communication technology, has been around since 2005, but has not really caught on. Now John Ginovsky says that may be changing. Read more

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Taming your email inbox

"Develop the habit of letting small bad things happen. If you don't you'll never find time for the life-changing big things."—*Tim Ferriss, quoted in Counterintutive.* Read more

Branch banking reimagined

On-demand webinar—Panel discussion covers how the role of the branch remains vital, yet is changing. Topics covered include upgrading skills of branch associates, altering the size and look of traditional

more

BLOCKCHAIN FUNDAMENTALS

Blockchain: 5 things you need to know

Do you feel as if you'd come into the middle of the movie, in the blockchain technology conversation? This special primer will get you up to speed before you read the book above. Read more

SNL REPORT

Taking on fintech

SNL Financial recently took at look at developments with the banks involved in clearXchange, playing off the results of its Mobile Money survey. Read more

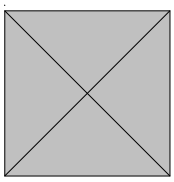
BSA/AML COMPLIANCE

Power of sharing for security

The Fauquier Bank's Josh Brown says inter-bank sharing under Patriot Act 314(b) not only helps detect fraud and dirty money issues, but also reduces "defensive filings." Read more

BE SOCIAL MEDIA

Vacation's over. The tweeting begins again



We've mostly been "off the air" on Twitter during vacation time, because that's the only way to disconnect from social media. Now we're back. Come join over 10,900 followers of @BankingExchange today. Follow us on Twitter

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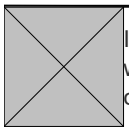
branches; improving the customer experience, and installing supporting technology to enable a fully integrated view of the customer. Read more

Bank analytics—using the right data to support decision making

White paper—Predictive analytics help banks manage risk, but without understanding how and why your institution got to its current financial condition, you may repeat or even compound risks. Properly structured analytics can help a bank analyze pricing decisions of individual loan officers for past, current, and expected performance, and can predict the performance impact of loan and spread runoff. Read more

More Industry Resources >>



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Top Stories

'FRAUD' DATABASE USES CASE FROM 1948?!

Heritage Foundation Data: An Assessment

Rudy Mehrbani

The 'voter fraud' commission relies on a database from the Heritage Foundation. One problem: The study actually undermines its own point.

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CORRUPTION TRIAL IN NJ

Old-Fashioned Scandal in the Era of Dark Money and the Trump International Hotel

Michael Waldman

If Sen. Robert Menendez is convicted, it could mean the end of Obamacare. But the case also reveals the subtle layers of what constitutes modern-day corruption.

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Best of the Week

FROM OUR FELLOWS

The Supreme Court Should Stop This Georgia

Execution

Andrew Cohen

When a racist juror helps convict a black man, the Court should follow its own precedent and set the verdict aside.

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FEATURED EVENT

Daniel Franklin: Technology, Democracy and the World of Tomorrow

BCJ Staff

The Executive Editor of *The Economist* joined Faiz a Patel to discuss rapid technological change and what it may mean for our jobs, our lives, and our world.

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TRUMP'S FRAUD COMMISSION

Kobach Discovers College Students Live in College Towns

Jonathan Brater

A *Breitbart* op-ed charged a stolen New Hampshire election. Oops!

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TRUMP & THE RULE OF LAW

The Arpaio Pardon and the Constitutional Duties of the President

Sidney Rosdeitcher

This time, the President committed an especially grave violation of the obligations of his office. Egregious — but unconstitutional?

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Upcoming Events

Danielle Allen: Cuz - A Memoir on Mass Incarceration

A deeply personal memoir that critiques the American prison system, Danielle Allen's *Cuz: The Life and Times of Michael A.* tells a coming-of-age story born of the tragedy of mass incarceration. How did we lose an entire generation to the American prison system following the War on Drugs, and how can we reduce mass incarceration moving forward?

- October 4, 2017 at 6:00 PM
- D'Agostino Hall at NYU: Lipton Hall
  108 West Third Street, New York, NY 10012
- **RSVP today!**

Here's a snapshot of what happened this week:

Featured Tweet

Read our **Twitter thread** on how the Heritage Foundation database undermines Trump's claims of 3-5 million illegal voters.

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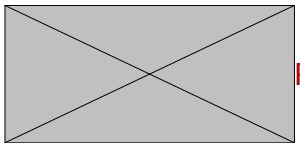
Subject: Will The Future Of The Supreme Court Bar Be Female?



PUBLIC POLICY.

Monday, October 15, 2018

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IN-DEPTH

Feature

Will The Future Of The Supreme Court Bar Be Female?

While women have made significant inroads into the elite world of U.S. Supreme Court advocacy, last term the number of women arguing at the court hit a decade low. Was it an off year? Or a sign of progress stalled? (This article is the first in a series examining the gender gap among high court advocates.) Read full article »

Video

Supreme Court Women: A Vet & 1st-Timer Talk Gender Disparity

In exclusive on-camera interviews with Law360, the most prolific female U.S. Supreme Court advocate of the past decade and a first-timer reflect on the status of women in a field still dominated by men. (This article is part of a series examining the gender gap among high court advocates.) Read full article »

TOP NEWS

Treasury Warns US Banks Of Iranian Plots To Evade Sanctions

The U.S. Department of the Treasury has warned American banks to guard against Iranian schemes to dodge U.S. sanctions, which were recently reinstated against the Middle Eastern country following the Trump administration's withdrawal from the Iran nuclear deal. Read full article »

91% Of Judges Fear For Courts' Independence, Survey Shows

At least nine out of 10 judges said in a recent survey that judicial independence is under siege, primarily from the politicization of the courts, but also from skewed media reporting, budget cuts and outside money spent on judicial elections, among a host of other factors. Read full article »

Analysis

Can The DOJ Speed Merger Reviews? It's Tried Before

Antitrust experts are cautiously optimistic when it comes to the U.S. Department of

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Gibson Dunn
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Goodwin
Heyl Royster
Hogan Lovells
Horvitz & Levy
Hunton Andrews Kurth
James & Hoffman
Jenner & Block
Jones Day
K&L Gates

Justice Antitrust Division's latest plan to speed merger reviews — with good reason. Read full article »

FCC Revives Cap On 'In-Kind' Cable Fees Axed By 6th Circ.

The Federal Communications Commission, in a proposed rulemaking scheduled for publication in the Federal Register on Monday, says that so-called in-kind contribution requirements relating to cable services within cable franchising agreements should be treated as franchise fees and capped under the Communications Act. Read full article »

US Appeals To 9th Circ. To Stay Kids' Climate Change Suit

The federal government urged the Ninth Circuit on Friday to delay a suit accusing it of failing to protect future generations from the effects of climate change pending a U.S. Supreme Court appeal, doubling down on a stay request to the district court as the scheduled trial date approaches. Read full article »

ENERGY & ENVIRONMENTAL

NJ Files Suit Over Unfilled FOIA Request For Drilling Docs

New Jersey has sued the U.S. Department of the Interior in D.C. federal court over a months-old Freedom of Information Act request for documents related to Interior Secretary Ryan Zinke's allegedly special treatment of Florida that New Jersey says has been left to languish. Read full article »

Alaska Hunter Says Feds Can't Justify Hovercraft Ban

An Alaska moose hunter pressed the U.S. Supreme Court to overturn a Ninth Circuit decision backing the National Park Service's right to apply its hovercraft ban on an Alaska river, saying the Alaska National Interest Lands Conservation Act was intended to block the agency's authority over waters in the state it doesn't own. Read full article »

Biz, Defense Groups Back Exxon Fight Against Climate Probe

Business and defense attorney advocacy groups on Thursday asked the U.S. Supreme Court to grant Exxon Mobil Corp.'s request that it end the Massachusetts attorney general's long-running investigation into the company's climate change statements. Read full article »

IP & TECHNOLOGY

Senate Passes Bill Extending USPTO Fee-Setting Power

The U.S. Senate on Thursday unanimously passed a bill that would extend by eight years the ability of the U.S. Patent and Trademark Office to set fees for the intellectual property-related services it provides to inventors, companies and their legal representatives. Read full article »

REAL ESTATE

7th Circ. Ends Ill. Property Owners' Tax Bout With County

The Seventh Circuit has affirmed a lower court's dismissal of a class action by property owners against a county in Illinois for disproportionately increasing taxes on industrial and commercial properties by about $12.2 million, finding a legal doctrine barred the suit. Read full article »

Interview

New Polsinelli Group Eyes Opportunity Zone Deal Work

Polsinelli recently launched a practice group devoted to helping clients do transactions in opportunity zones — state geographic investment areas that have come about thanks to last year's federal tax overhaul — and lawyers at the firm say clients are lining up to do deals, despite lingering questions. Read full article »

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Winston & Strawn

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Alliance Defending Freedom
Amazon.com Inc.
American Bankers Association
American Bar Association
American Cable Association
American Civil Liberties Union
Apple Inc.
Associated Press
Bristol-Myers Squibb Co.
CBS Corporation
Charter Communications Inc.
Chevron Corp.
Competitive Power Ventures

EMPLOYMENT

McDonald's Slams Ex-Bush Atty's Call For NLRB Recusals

McDonald's has told the National Labor Relations Board to ignore a call by President George W. Bush's chief ethics lawyer for members John Ring and Bill Emanuel to sit out a closely watched joint employment case, saying his legal arguments are flawed and possibly motivated by his opposition to President Donald Trump. Read full article »

$3.5M Verdict In NJ Corrections Agency Bias Row Upended

A New Jersey state appeals court on Friday upended a more than $3.5 million jury verdict for a corrections officer in his racial discrimination suit against the state Department of Corrections, finding that improper evidentiary rulings deprived the agency of a fair trial. Read full article »

CONSUMER PROTECTION

Feature

CFPB On Right Track With 'Sandbox,' Trade Groups Say

The Consumer Financial Protection Bureau's "disclosure sandbox" proposal is a step in the right direction for promoting consumer-friendly innovation in financial disclosures, a number of industry trade groups and Republican state attorneys general say, but consumer advocates and some Democratic attorneys general warn that the idea goes too far and puts consumers at risk. Read full article »

AEROSPACE & DEFENSE

Senate Confirms A Slate Of DOD Nominees

The U.S. Senate confirmed several nominees for senior U.S. Department of Defense roles, including a new admiral who will lead the DOD's South American operations, despite concerns previously raised about his contact with the figure at the center of "Fat Leonard" bribery scandal. Read full article »

TAX

ND Lawmakers Propose Framework For Tribal Tax Cooperation

North Dakota could collect certain state taxes on Native American reservations and distribute the revenue to Native American tribes under proposed legislation recently discussed at an interim legislative committee meeting. Read full article »

IMMIGRATION

DOJ Still Targeting Sanctuary Cities On Safety Grant: Suit

The Trump administration is unconstitutionally imposing new as well as previously blocked conditions on a public safety grant that are being used to force so-called sanctuary cities to comply with federal immigration policy, the city of Chicago said in a lawsuit Friday. Read full article »

DOD Tossed 500 Recruits In Expedited Citizenship Program

The U.S. Department of Defense discharged in the space of a year more than 500 recruits who joined the military through a program meant to provide an expedited pathway to citizenship, according to recently unsealed records filed in consolidated class actions challenging those discharges and delays in the citizenship process. Read full article »

USCIS Overstepping Authority With H-1B Regs, IT Group Says

Holdings LLC
Computer & Communications Industry Association
Consilio LLC
Consumer Bankers Association
Defense Research Institute
Deutsche Bank AG
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Etsy Inc.
Exxon Mobil Corp.
Gallup Inc.
General Motors
GlaxoSmithKline
Google Inc.
HighQ Solutions Ltd.
Independent Community Bankers of America
Johnson & Johnson
Kirkland's, Inc.
Kraft Foods Inc.
Major Lindsey & Africa
MasterCard Inc.
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Microsoft Corporation
Mortgage Bankers Association
National Association of Manufacturers
National Collegiate Athletic Association
National Consumer Law Center
National Parks Conservation Association
Natural Resources Defense Council
New York Times Co.
New York University
PayPal Inc.
Pom Wonderful LLC
Porsche
Public Knowledge
QUALCOMM Inc.
Quill Corp.
Samsung Electronics Co. Ltd.
Skype Technologies SA
South Carolina Bar
Spectrum Management Holding Co.
Standard Chartered PLC
Steven Madden Ltd.
T-Mobile USA Inc.
The Coca-Cola Company
TracFone Wireless Inc.
Twilio Inc.

U.S. Citizenship and Immigration Services is violating various federal regulations by requiring that employers seeking to use H-1B visas list upfront where and when employees will work during the time the worker will use the visa, an information technology trade organization said in District of Columbia federal court on Thursday. Read full article »

Sanctuary Policies Vital To People Of Philly, 3rd Circ. Told

Eight immigrant aid nonprofits urged the Third Circuit on Friday to uphold a Pennsylvania federal court ruling barring the Trump administration from denying Philadelphia federal public safety grants on the basis of its sanctuary policies, arguing that the policies have reduced crime and expanded the reach of social services. Read full article »

TELECOMMUNICATIONS

T-Mobile, AT&T Spar Over Vouchers In FCC Spectrum Auction

Mobile companies this week wrangled over details of an upcoming FCC spectrum auction intended to open up bandwidth for next-generation wireless services, with T-Mobile suggesting in a filing that the commission should consider scrapping a pre-auction voucher exchange, while Verizon and AT&T say the exchange should be kept with minor tweaks. Read full article »

Web's Sophistication Doesn't Fit Title II Box, FCC Argues

The Federal Communications Commission is building its case that it rightly overturned Obama-era net neutrality rules and changed the regulatory classification of web services, telling the D.C. Circuit in an opening brief that the internet's sophisticated functions are best described as a Title I information service instead of a Title II utility. Read full article »

Telehealth Pilot Needn't Fund New Infrastructure, FCC Told

Health care and broadband providers are urging the Federal Communications Commission to focus its $100 million telehealth pilot program on existing connections, as well as investing in internet-enabled applications and services, instead of using the program to build out new connections. Read full article »

WHITE COLLLAR

DOJ Criminal Head Inks Monitor Memo, Axes Compliance Role

The head of the U.S. Department of Justice's Criminal Division on Friday announced a new policy on what prosecutors must consider before imposing a monitorship and said the DOJ would look to hire prosecutors with compliance experience instead of finding a new corporate ethics counsel. Read full article »

Percoco Seeks To Remain Bailed During 2nd Circ. Appeal

Joseph Percoco, the former top aide of New York Gov. Andrew Cuomo who was sentenced last month to six years in prison for bribery, has asked a Manhattan federal judge to let him stay out on bail while he appeals his conviction, arguing he will "likely" prevail. Read full article »

Ex-NY Senate Boss Asks For Light Sentence After Conviction

Former New York State Senate Majority Leader Dean Skelos asked a New York federal judge on Friday to give him a sentence of less than two years in light of his life of public service, the needs of his two autistic grandchildren, and the consequences he's already suffered as a result of his two convictions. Read full article »

PEOPLE

Susan Estrich Bolts Quinn Emanuel For Boies Schiller

Boies Schiller Flexner LLP has snagged as partner feminist legal scholar Susan

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Missouri Attorney General's Office
Missouri Department of Agriculture
Missouri General Assembly
Montana Legislature
National Labor Relations Board
National Park Service
New Jersey Attorney General's Office
New Jersey Board of Public Utilities
New Jersey Legislature
New York State Senate
North Dakota Supreme Court
Pennsylvania Supreme Court
Small Business Administration
Spirit Lake Tribe
Standing Rock Sioux Tribe
Three Affiliated Tribes of the Fort Berthold Reservation
Turtle Mountain Band of Chippewa Indians
U.S. Army

Estrich, who has spent much of her career advocating for legal reform surrounding sexual assault while also taking heat for representing controversial figures in the #MeToo movement. Read full article »

EXPERT ANALYSIS

Preap High Court Argument Focused On Immediacy Of 'When'

Kevin Johnson, dean of UC Davis School of Law, discusses the U.S. Supreme Court oral argument in Nielson v. Preap, a case presenting the statutory question of whether an immigrant can be subject to mandatory detention by the federal government if significant time has elapsed after his release from state criminal custody. Read full article »

Opinion

USPTO's Shift On AIA Claim Construction Is A Mistake

The U.S. Patent and Trademark Office's rule change on the broadest reasonable interpretation standard may be within the scope of the director's powers, but it is contrary to the congressional understanding of inter partes review, to the U.S. Supreme Court's reasoned consideration of the topic, and to sound public policy, says Joshua Landau of the Computer & Communications Industry Association. Read full article »

Why Tofurky Has A Beef With Missouri's Meat Labeling Law

Missouri recently became the first state in the union to enact a ban on labeling products as "meat" unless they are "derived from harvested product livestock or poultry." But the company that makes Tofurky has already filed suit in federal court to challenge the new law's constitutionality, says James Lawrence of Michael Best & Friedrich LLP. Read full article »

Setting The Odds On Massachusetts Gambling Legislation

In the wake of the U.S. Supreme Court's decision in Murphy v. NCAA, Massachusetts has shown restraint with respect to expanding legalized gambling to include sports betting. However, the state Legislature is likely to seriously consider enacting a bill on sports betting in the 2019-2020 session, say Katherine Guarino and Warren Myers of Locke Lord LLP. Read full article »

Sweeping Business Tax Changes Continue In New Jersey

As part of Gov. Phil Murphy's efforts to "modernize" business taxes, New Jersey recently enacted significant changes to its corporation business tax — furthered by a bill the governor signed on Oct. 4. Meant to provide only "technical corrections," the bill includes even more substantive tax changes, say attorneys from Reed Smith LLP. Read full article »

Opinion

The ABA Was Dead Wrong About Model Rule 8.4(g)

In the two years since the American Bar Association's controversial anti-discrimination and harassment rule, only one state has adopted it, while numerous state supreme courts, state attorneys general and legal groups have correctly rejected Model Rule 8.4(g) as a threat to lawyers' First Amendment rights, says Bradley Abramson, an attorney with Alliance Defending Freedom. Read full article »

LEGAL INDUSTRY

Feature

How General Counsel Can Help Women Join The Board

A new California law to open the boards of public companies to more female members presents general counsel in the state with a chance to lead the way in meeting the requirements, but it should also signal to in-house attorneys nationwide that the time is now to press C-suites about diversity. Read full article »

Manning Gross, Kurowski Shultz To Join Forces In January

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U.S. Navy
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States Court of Appeals for the Third Circuit

National litigation firms Manning Gross & Massenburg LLP and Kurowski Shultz LLC have announced they will join forces starting next year. Read full article »

W.Va. Ex-Justice Who Took Famous Desk Guilty Of Fraud

Former West Virginia Supreme Court Justice Allen Loughry was convicted Friday on 11 counts of fraud, witness tampering and false statements after prosecutors said he helped himself to government transportation and court furniture, including a historic desk associated with an early celebrity architect. Read full article »

W.Va. High Court Halts Impeachment Of Chief Justice

The acting West Virginia Supreme Court of Appeals justices struck down the articles of impeachment issued against Chief Justice Margaret Workman, saying the accusations against her concerned matters under the authority of the court system and not the legislature and calling the impeachment process rushed. Read full article »

Boston Globe Sues To Access 'Secret Court' Docs

Massachusetts residents deserve access to records from the "secret courts" that determine whether criminal cases will be brought, The Boston Globe said Thursday in a petition urging the state's highest court to look into the question. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

Companies started finding ways to adjust to new workplace sexual harassment rules that took effect in New York and a report showed the number of female equity partners at top law firms has barely budged in 10 years. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: The Supreme Court Loves Arbitration

The U.S. Supreme Court is once again set to weigh in on the important topic of arbitration agreements, and what the justices decide in two big cases could have an impact on millions of workers across a variety of industries. To unpack the new cases and what's at stake in the term ahead, we'll be joined on the Pro Say podcast by Law360 senior labor reporter Vin Gurrieri. Read full article »

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New Jersey Legislature
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Pennsylvania Supreme Court
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Standing Rock Sioux Tribe
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From: Banking Exchange
Sent: Tue 10/23/2018 9:01:46 AM
Subject: Why Digital-Only Banks Pose a Real Competitive Threat

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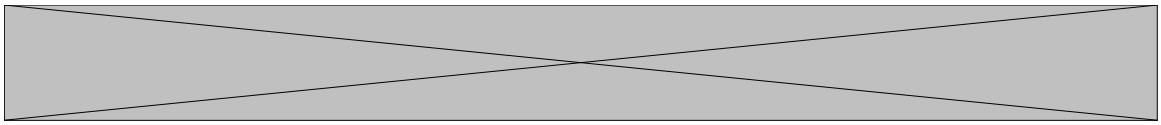

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Opinion: Why Digital-Only Banks Pose a Real Competitive Threat

Depending on which bank executive you ask, they're liable to give you varying answers to the question "What keeps you up at night?" Regulation, industry consolidation, shareholder pressure, blockchain and cryptocurrency, the overall economy – all of those are perfectly valid concerns.
Read more

AI in the Back Office

Jacob Dillon's article explained well many of the consumer relevant applications of the AI technology, but it overlooked several administrative applications of AI that go beyond fraud detection and AML pattern detection.
Read more

Financial Organizations Must Embrace Promise, Peril of Digital Transformation

The financial services industry is no stranger to disintermediation. Ever since marketplace shifts in 1967, where consumers began investing directly in securities instead of leaving money in savings accounts, disintermediation has become synonymous with cutting out the middlemen... Read more

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ONESPAN WHITE PAPER

Adaptive authentication: Superior user experience and growth through intelligent security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year after year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your copy

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Subject: Ralston Reports -- Morning Flash, 8/20/19

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08.20.2019
This dispatch prepared for .

DAYS UNTIL NEVADA DEMOCRATIC PRESIDENTIAL CAUCUS: 186

DAYS UNTIL 2020 PRIMARY ELECTION: 304

DAYS UNTIL 2020 GENERAL ELECTION: 441

Good morning, everyone. John Vellardita, a k a the reason state Sen. Keith Pickard exists, is threatening a strike Sept. 10, as Jackie Valley reports. And Pickard appears not to know NSEA and CCEA do not stand together. As I said on Twitter, the real questions are how many teachers actually would strike, and will the governor be able to head this off? Didn't CCEA support him? My memory is hazy…. I wonder if Vellaradita and that barnacle, Steve Sanson, ever talk? I wonder why a news organization would run a story based on a frivolous ethics complaint filed by a clown whom the editor of said newspaper once exposed as a complete fraud? I wonder. (Phew. Already out of breath and still have the meat of Flash to write.)

What's below: McCurdy's move, Morning Flash nuggets and a trivia question about a quartet.

COMING UP

Not a strike….

MCCURDY TO OFFICIALLY ANNOUNCE

Assemblyman William McCurdy, who moonlights as the state Democratic Party chair, plans to announce today he is running for the Clark County Commission. (He's been putting together his team, led by Jim Ferrence and Bradley Mayer, since the session ended.) It won't be a cakewalk. North Las Vegas Councilman Isaac Barron is expected to run, too, assuming Mayor John Lee gives him permission. Others will consider it, too; an open commission seat doesn't come around too often.

A QUARTET OF MORNING FLASH NUGGETS

Nugget No. 1 – Gravis does Nevada. Not a big fan of the pollster, but probably close to right, albeit relatively meaningless right now.

Nugget No. 2 – In the race for GOP chair, the inconstant, mercenary Chuck Muth has abandoned Michael McDonald and teamed up with his old fellow serial loser, George Harris, to support Annie Black. McDonald is now a lock.

Nugget No. 3 -- Wire Act follies.
Nugget No. 4 -- Prince Harry trashes centerpiece of Bernie's campaign and more. Seems Bidenloving to

me….

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TRIVIA QUESTION OF THE DAY

Four men landed in Las Vegas on this day in history and stayed on the 18th floor of the Sahara Hotel. But they were unable to leave their room and even had slot machines brought in. Who were these four men?

Monday's winner: Regent Jason Geddes

The question: One of the most powerful men in the history of Nevada was born on this day – he once turned down an appointment to the U.S. Senate. Who?

The answer: George Wingfield

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From: Robert Song
Sent: Wed 7/18/2018 1:47:50 PM
Subject: 1. Mueller Asks Manafort Judge to Immunize Five Witnesses, 2. Game Changing Real Estate Trends For 2018, 3. CNN shared "Amazon's Prime Day sales grew 41% in the first five hours", 4. Rio's Show Part
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1. Mueller Asks Manafort Judge to Immunize Five Witnesses:

www.bloomberg.com/news/articles/2018-07-17/...
Special Counsel Robert Mueller asked a judge to give immunity to five people who may testify at the bank-fraud trial starting next week against Paul Manafort, President Donald Trump's former campaign chairman.
Mueller Asks Manafort Judge to Immunize Five Witnesses
finance.yahoo.com/news/mueller-asks-manafort...
15 hours ago · Special Counsel Robert Mueller asked a judge to give immunity to five people who may testify at the bank-fraud trial starting next week against Paul Manafort, President Donald Trump's former campaign chairman.

Mueller Asks Manafort Judge to Immunize Five Witnesses

David Voreacos,Andrew M Harris

Special Counsel Robert Mueller asked a judge to give immunity to five people who may testify at the bank-fraud t...

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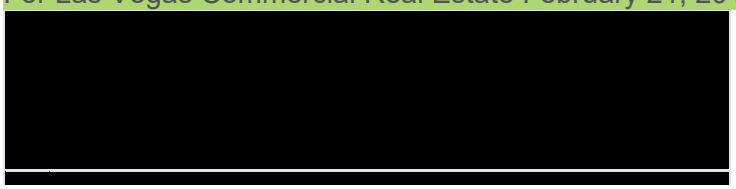
2. Game Changing Real Estate Trends For 2018:

lasvegasrealproperty.com/game-changing-real...
Four potentially game changing real estate trends for 2018. ... Raiders Stadium Boosts Optimism For Las Vegas Commercial Real Estate February 21, 2018



Game Changing Real Estate Trends For 2018

Four potentially game changing real estate trends for 2018. It looks like potential big changes are coming to re...

Las Vegas, NV Real Estate Market Trends - Movoto
www.movoto.com/las-vegas-nv/market-trends
Las Vegas, NV real estate market trends. Median values in Las Vegas are $349,888 list price, 36 days on Movoto, ... which increased 5 percent since May 2018.

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3. CNN shared "Amazon's Prime Day sales grew 41% in the first five hours":

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From: Twitter <info@twitter.com>
To: Bob Song [redacted]
Sent: Tuesday, July 17, 2018, 7:33:49 PM PDT
Subject: CNN shared "Amazon's Prime Day sales grew 41% in the first five hours"

19

What's happening

CNN shared

Amazon's Prime Day sales grew 41% in the first five hours

CNNMoney

Despite tech glitches, Amazon Prime Day has been a huge success so far.

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Brent Underwood, who owns a hostel in Texas, bought the ghost town Cerro Gordo a little over a month after it hit the...

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Yugoslavia's forgotten brutalist architecture

CNN Style

From this month, architecture from the former Yugoslavia is celebrated in a new exhibition, "Toward a Concrete Utopia...

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Man who walked 20 miles to work gets boss' car - CNN Video

CNN

The CEO of a company gifted a car to his employee when he found out the young man walked 20 miles to work in Alabama.

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4. Rio's Show Part 2, Models & Home Photos:

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Rio's Show & Restaurant.
IMG_4546.JPG to IMG_4586.JPG:
MSNBC TV Show.

IMG_Mail (1) to Mail (4) : Models.

==========

Robert Song

MSEE, Business Promoter, Email

Networking King

Retired owner of Pan-Am Legal

Services.

SRO [Senior Reactor Operator]

Licensed by [Taiwan

NRC] & SRO Certificated by [GE -

USA]

Control Room Director, Nuclear

Power Expert

Sr. Startup & Sr. Restart Engineer

for Plants

Compliance Assistant

Manager on [10 CFR - Code of

Federal Regulations].

Sr. Procedure Writer etc. for Power

Plants

& Atomic Bomb Plants

at 17 (Cities), in12 States in USA.

Helped Owner to make $ 1 Million a

Day income
Which are Vital Critical Projects.

Grande USA Dept. Of Energy [DOE]

Q - Highest Clearance

Classify thru FBI.

Project Manager of Taiwan Power

Huge Project Plant.

Invited by China Leader [Chairman

Jiang] & Chief Ma of

Foreigner Expert Bureau Interviews

& Tours to the 10 Best

cities in China.

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Society (ANS),

[37 years Now] & a Lifetime Member

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Thur 1/19/2017 11:00:16 PM
Subject: [Marketing Mail] Why Bankers Still Love Spreadsheets-plus same-day ACH fraud risks

Blogs by John Ginovsky and Anna Murray

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ACH PAYMENTS

Changing dynamics of ACH fraud

Since its late-September launch, same-day ACH processing has seen growing interest. Problem is, it's not just from the good guys. Here's what bankers need to be thinking about to fight fraud. Read more

TECHNOLOGY AT WORK

Fire, the wheel, spreadsheets, and the future

As challenges grow, bankers still rely on a longtime standby, spreadsheet software. Their ease with spreadsheets suggests that this represents a good front end for more advanced analytical packages, according to a report by Kaufman Hall. In an interview the firm's Ken Levey discusses findings. Read more

FINTECH

Marketplace lending group grows

Founded last year during a time of industry trouble, the Marketplace Lending Association has added more members and widened the types of lenders it includes. Read more

MAKING SENSE OF IT ALL

Goal: digital transformation. Reality: meh

Increasingly banks, and businesses in general, are recognizing the connection between innovative product and service delivery and customer satisfaction, says John Ginovsky. He adds that recognizing an issue and realizing its solution are two different things. Read more

NEW TECHNOLOGY BLOG

Does your bank have an IT wizard?

The magic of IT lies in the partnership it has with the business line, and not in both sides behaving as if IT is a mysterious dark art. In her new blog, Anna Murray, a frequent contributor to BankingExchange.com, will bring a real-world view to technology, sometimes with a dash of humor. Read more

NEW SOCIAL MEDIA CHANNEL

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ANTI-MONEY LAUNDERING

5 AML technologies that you must understand

When Bank Secrecy Act compliance—and the need to stop drug dealers from laundering funds—was a young science, manual efforts sufficed. Today they don't cut it. Experts from Genpact review five key technologies that banks increasingly must consider, from cognitive computing to robotic process automation. Read more

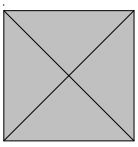
BOOKS FOR BANKERS

Should we eliminate paper money to fight crime?

In *Fiddler On The Roof* the milkman Tevye was told money was a curse. He responded by saying he wished God would smite him with it, and that he never recover. But author Kenneth Rogoff says the portability of high denomination paper currency is one of the reasons to think about moving away from traditional currency. Read more

KEEP US RIGHT AT YOUR FINGERTIPS

Follow us as we tackle another 11.6K



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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

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Ready for "CECL" accounting?

"Nobody really knows the impact CECL will have on loan loss reserves. Some people think it would require as much as 30% more in loan loss reserves"—Brian Jones, First National Bank of Elmer Read more

Free E-Book: *Cash In The Evolving Branch*

Today's bankers are increasingly under pressure to cut costs and grow revenue, all from a shrinking base of in-branch customers. This is forcing financial institutions to explore ways to make the retail channel more efficient. The 124-page book *Cash in the Evolving Branch: The Definitive Guide to Cash Recyclers* not only reveals the benefits of embracing technological change, but also poses—and answers–critical questions anyone working in retail bank operations needs to ask. ***Sponsored by ARCA.*** Read more

Sponsored Roundtable: Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe.*** Read more

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Sent: Tue 8/11/2015 3:01:22 PM
Subject: [Marketing Mail] Six best practices to reduce or eliminate manual reviews

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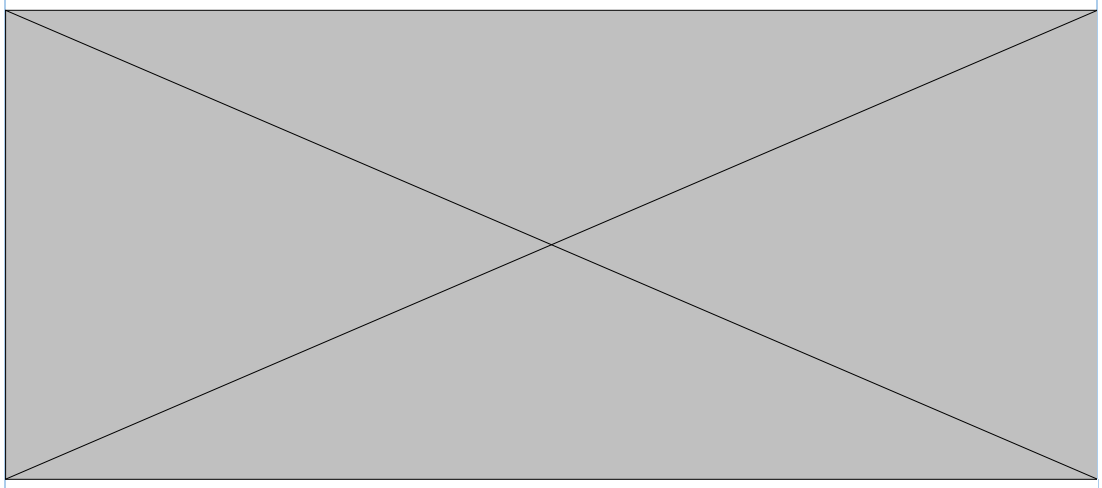
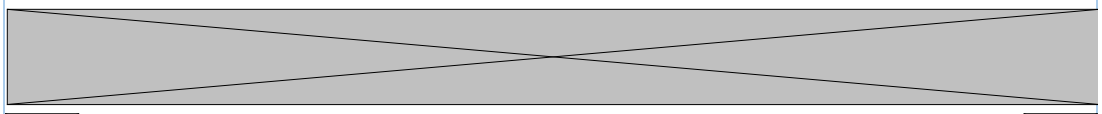
This is an WebProNews Sponsor Update

Are Manual Reviews Robbing You of Profits? - Download eBook

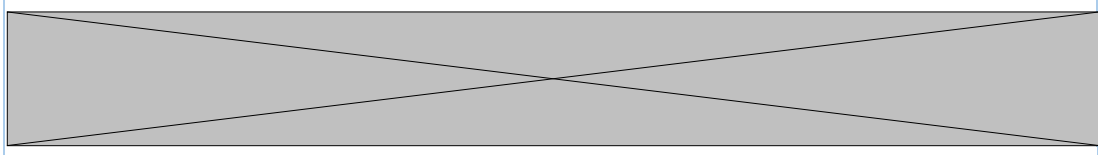




More and more merchants are relying on manual reviews as one of their last lines of defense against fraud. Yet even as the use of manual reviews increases, data confirms that the "average" manual review process is taking longer and costing more... with no visible impact on decline or approval rates. What's more, accelerating e-commerce volumes, innovations like mobile wallets, and special requirements like in-game purchasing seem likely to aggravate the problem even further.

Discover six best practices to reduce or eliminate manual reviews from the industry average of 27% of orders to 5% or less — while actually improving fraud prevention and order approval rates. **Download this eBook** to learn:

- **How automated screening reduces the number of manual reviews**
- **How to best capitalize on artificial intelligence and human insight**
- **How to reduce time per review from minutes or hours to seconds**
- **How to optimize your "review zone" using transaction data**



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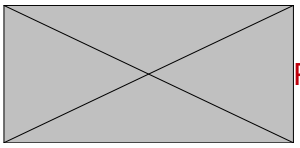
From: Public Policy Law360
Sent: Mon 3/13/2017 8:14:41 AM
Subject: [Marketing Mail] The U.S. Attorney Resignation Fallout



PUBLIC POLICY

Monday, March 13, 2017

IN-DEPTH

News Analysis

Defenders Of Obama-Era Rules Face Tough Path To Court

Advocates anticipating a change in course from the new president want in on a wide array of public policy cases. But will lack of standing stand in their way?

TOP NEWS

Analysis

Trump's Prosecutor Purge Stokes DOJ Strife

The Trump administration on Friday abruptly forced out all remaining Obama-era U.S. attorneys, a move supporters were quick to defend as par for the course. But what made this different, critics say, was the hasty execution and suspicion that it was driven by a cable news pundit or the desire to head off a troublesome investigation or two.

How Preet Bharara Made A Name For Himself

Preet Bharara long called serving as the U.S. attorney in Manhattan his dream job, and for seven-and-a-half years he lived that dream — all the while haunting the nightmares of lawbreakers on Wall Street, in Albany and elsewhere.

House Passes Frivolous Suit Sanctions Bill

The House of Representatives passed a measure Friday to make sanctions for frivolous federal lawsuits mandatory again, with Republican backers claiming the bill would cut down on frivolous lawsuits.

Bharara Fired After Refusing To Resign

U.S. Attorney Preet Bharara said on Saturday that he had been fired after he refused to comply with Attorney General Jeff Sessions' order directing Obama-appointed U.S. attorneys to resign.

Analysis

Mexico Likely Eyeing NAFTA Update Instead Of Full Restart

As the likelihood of a revamped North American Free Trade Agreement looms large and the scope of any new talks remains up in the air, former Mexican official Antonio Ortiz-Mena told Law360 that Mexico will most likely push for an update of the current deal rather than a complete teardown.

Sessions Asks Obama's 46 Remaining US Attys To Resign

U.S. Attorney General Jeff Sessions has asked for resignation letters from 46 U.S.

LAW FIRMS

Beattie Padovano
Chamberlain Hrdlicka
Cleary Gottlieb
Covington & Burling
Cullen Weston
Davis Wright Tremaine
Dentons
Dewey & LeBoeuf
Earthjustice
Epstein Becker Green
Fenwick & West
Fisher Phillips
Gibbons PC
Gibson Dunn
Goodwin
Greenberg Traurig
Hangley Aronchick
Holwell Shuster
Hunton & Williams
Jones Day
Jones Walker
K&L Gates
King & Spalding
Kirkland & Ellis
Kline & Specter
Latham & Watkins
Lesnick Prince
Lieff Cabraser
Miller & Chevalier
Morgan Lewis
Morrison & Foerster
Munger Tolles
O'Melveny & Myers
Paul Hastings
Proskauer Rose
Ropes & Gray
Sauer & Wagner
Schmidt Kramer
Sedgwick LLP

attorneys including Manhattan's Preet Bharara, the U.S. Department of Justice said on Friday, reversing an assurance from Sessions and President Donald Trump that Bharara could stay.

Analysis

4 Clues From The FCC Chairman On Net Neutrality's Fate

Federal Communications Commission Chairman Ajit Pai has been tight-lipped so far on the course he might take to undo 2015 net neutrality rules that he has long rejected, but key statements and actions in recent months offer hints as to how he might move forward.

5 Fast Facts About Trump's Pick For FDA Chief

President Donald Trump said Friday he will nominate right-leaning health scholar Scott Gottlieb to lead the U.S. Food and Drug Administration, a pick likely to be welcomed warmly by drug and device makers.

Analysis

Taxing Remote Vendors Politically Safer Than Tax Hikes

Despite the low odds of overturning Supreme Court law mandating that states can only levy transaction taxes on retailers physically present within their borders, cash-strapped states across the U.S. are pursuing creative ways to tax out-of-state retailers in the face of political challenges presented by tax increases and spending cuts.

Fla. House Overwhelmingly Passes Lobbying Restriction Bill

Florida's House of Representatives on Friday resoundingly agreed on a bill that would restrict lawmakers, elected officials and other appointed members of the state's government from acting as lobbyists or personal representatives for up to six years following their term.

Gorsuch Drafted Comments On High Court Gitmo Case

During his tenure at the U.S. Department of Justice, Supreme Court nominee Judge Neil Gorsuch worked on talking points and other documents in response to a high court decision on Guantanamo Bay detainees, documents released this week show.

BANKING & SECURITIES

House Dems Urge Fed To Move Forward With Bank Rules

Democratic lawmakers on Friday urged the Federal Reserve to keep up its regulatory work even as the Trump administration has put in place a moratorium on new rules governing how businesses operate.

PHH Says Only Way To Make CFPB Constitutional Is To Kill It

The mortgage servicer at the center of litigation that could dramatically alter the structure of the Consumer Financial Protection Bureau said Friday that the only way to remedy the constitutional problems inherent to the agency was to eliminate it.

SEC Denies Winklevoss Twins' Bitcoin ETF Application

The U.S. Securities and Exchange Commission on Friday denied an application for the Winklevoss brothers to create the first-ever exchange traded fund tracking the price of bitcoin, citing the lack of regulation in bitcoin markets.

Banned Adviser Urges DC Circ. To Upend Past Ruling On ALJs

An investment adviser challenging the constitutionality of the U.S. Securities and Exchange Commission's in-house judges urged the D.C. Circuit on Friday to overturn a past circuit ruling on similar agency judges, after the appellate court agreed to rehear the SEC case.

ENERGY & ENVIRONMENTAL

Seward & Kissel
Seyfarth Shaw
Sidley Austin
Skadden
Smith Gambrell
Squire Patton Boggs
Steptoe & Johnson LLP
Stoel Rives
Susman Godfrey
Thompson & Knight
Troutman Sanders
Valle Makoff
Vinson & Elkins
Weiner Brodsky
White and Williams
WilmerHale

COMPANIES

Altman Weil Inc.
Amazon.com Inc.
American Bar Association
American Beverage Association
American Civil Liberties Union
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Heart Association
American Immigration Council
American Society of Civil Engineers
Associated Press
BNSF Railway
Bank of America Corporation
CUNA Mutual Group
Center for Biological Diversity Inc.
Citigroup Inc.
Claro Group LLC
CohnReznick LLP
Comcast Corporation
ConAgra Foods, Inc.
Consumer Watchdog
Corporation for Public Broadcasting
Credit Suisse Group AG
Daiichi Sankyo Co.
Environmental Defense Fund Inc.
Ernst & Young
Exxon Mobil Corporation
Facebook
Fannie Mae
Fitbit Inc.
Ford Motor Company

State Dept. Says Tillerson Recused Himself From Keystone XL

Secretary of State Rex Tillerson, who retired as CEO of Exxon Mobil Corp. to take on the role, has recused himself from issues related to the controversial proposed Keystone XL Pipeline project, the U.S. Department of State told Greenpeace in a letter on Thursday.

Law Profs Ask 9th Circ. To Review Fish ESA Listing Decision

A group of law professors has asked the Ninth Circuit to overturn the U.S. Fish and Wildlife Service's decision not to grant Endangered Species Act protection to the Arctic grayling, saying the agency improperly limits when a species qualifies for such a conservation measure.

HEALTH & LIFE SCIENCES

'Healthy' Food Labeling Needs Hybrid Approach, FDA Told

The U.S. Food and Drug Administration was urged Thursday to take a hybrid approach to redefining the term "healthy" on food labels and to consider both nutrient content and what food group a product falls into while the agency considers changing its definition of the term.

TRANSPORTATION & INFRASTRUCTURE

Cars Without Drivers Allowed In Calif. DMV's Proposed Rules

The California Department of Motor Vehicles on Friday released proposed regulations for fully autonomous vehicles, revealing a regime that may bury some potential self-driving car contenders in paperwork but opens the door to vehicles without drivers taking to Golden State streets.

New Report Gives US Near-Failing Grade On Infrastructure

U.S. infrastructure continues to score low marks with a near-failing grade, according to a new report from the American Society of Civil Engineers on Thursday that comes just as the Trump administration considers pushing a $1 trillion infrastructure investment plan.

US Chamber Again Sues Seattle Over Driver Unionization Law

The U.S. Chamber of Commerce hit Seattle with another suit in Washington federal court on Thursday over the city's law giving for-hire drivers working for companies like Uber and Lyft the right to unionize, calling the ordinance illegal, a conspiracy and an attack on competition within the ride-hailing industry.

Railroads Ask 9th Circ. To Keep Block On Calif. Hazmat Fee

BNSF Railway Co. and Union Pacific Railroad Co. pressed the Ninth Circuit on Thursday to uphold a federal court's ruling that blocked California's tax board and regulators from implementing a new law that slaps a fee on rail cars transporting hazardous materials such as crude oil and chemicals.

REAL ESTATE

NJ Town, Developer Defeat Rezoning Challenge

A New Jersey town and a developer on Friday defeated a challenge to zoning changes that advanced retail and affordable housing projects when the Appellate Division affirmed that there was no proof the developer paid off the town to enact the law.

EMPLOYMENT

Unions Hope To Take Local Right-To-Work Ruling To SCOTUS

Freddie Mac
General Electric Capital Corp.
Generic Pharmaceutical Association Inc.
GlaxoSmithKline
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
Home Depot, Inc.
Imperial Sugar Company
International Brotherhood of Teamsters
International Business Machines Corporation
KKR Financial Holdings LLC
Kaufman Rossin & Co.
Kind LLC
King Pharmaceuticals Inc.
Kudelski Group
LexisNexis Group
Lyft Inc.
National Association of Broadcasters
National Rifle Association of America
New Enterprise Associates
New York University
PHH Corporation
People's United Financial Inc.
Pfizer Inc.
S&P Global Inc.
S.A.C. Capital Advisors LP
State Bar of California
Tax Foundation
The Cato Corporation
The Great Atlantic & Pacific Tea Company, Inc.
TransCanada Corporation
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
UBS AG
Uber Technologies Inc.
Union Pacific Corporation
Vertex Pharmaceuticals Incorporated
Volkswagen
Volvo Car Corp.
Windstream Corporation
ZTE Corp.

GOVERNMENT AGENCIES

Bureau of Citizenship and

A group of unions in Kentucky asked the Sixth Circuit on Thursday to vacate its November judgment that allows local governments to pass union-weakening right-to-work laws in anticipation of asking the U.S. Supreme Court to weigh in on the legal battle.

GOVERNMENT CONTRACTS

DOD Contract Spending Falls About 31% In 5 Years, GAO Says

U.S. Department of Defense contract spending dropped almost 31 percent from fiscal year 2011 to 2015, the Government Accountability Office said Thursday in a sweeping analysis of overall federal contract spending in that five-year period.

INTERNATIONAL TRADE

US, Mexico Pledge New Effort To Clear Sugar Trade Impasse

Officials from the U.S. and Mexico announced Friday that they have renewed their efforts to resolve issues with sugar trade agreements between the two countries after U.S. companies raised red flags over alleged flaws in a deal that halted U.S. trade probes into Mexican sugar imports.

TAX

Reconciliation Offers Path To Tax Reform, Trump Adviser Says

Republicans will "absolutely" pursue tax reform under the budget reconciliation process, the White House National Economic Council director said Friday, referring to the procedure that allows Senate passage of bills related to the budget on a simple majority vote, but is limited to a 10-year time frame.

Fla. House OKs Bill Gutting Gov.'s Tax Incentive Programs

The Florida House of Representatives voted Friday to eliminate the tax incentive programs meant to lure businesses to the state and to increase oversight of the state's tourism marketing corporation, setting up a showdown with the governor, who called it “job-killing legislation.”

Philly Urges Appeals Court To Affirm Soda Tax's Legality

The city of Philadelphia urged a Pennsylvania appeals court Friday to affirm a decision finding that the city’s controversial new levy on sugar-sweetened beverages did not usurp the state’s taxing authority, saying opponents were making political arguments that didn’t implicate the tax’s legality.

Vape Dealers Say Pa. E-Cig Tax Overbroad, Discriminatory

Pennsylvania sellers of nicotine vaping supplies that say the state’s Department of Revenue is enforcing an illegal, overbroad application of a 40 percent tax to items not inherently vape-related had their case removed to federal court Thursday.

IMMIGRATION

Trump’s Latest Travel Ban Faces First Legal Setback In Wis.

A Wisconsin federal judge dealt an early legal blow to President Donald Trump’s revised travel ban Friday by blocking enforcement of the controversial executive order to prevent a processing holdup with asylum petitions for the family of a Syrian refugee in the United States.

Judge Refuses To Move Ahead In Wash. Travel Ban Case

A Washington federal judge refused to move ahead in a case over President Donald Trump’s latest travel ban on Friday, pointing out that there wasn’t actually a pending motion before the court, but rather just a notice of the new executive order and

Immigration Services
Bureau of Labor Statistics
California Transportation Agency
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Central Command
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida House of Representatives
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
National Aeronautics and Space Administration
National Economic Council
National Labor Relations Board
National Marine Fisheries Service
National Park Service
National Security Council
New York Attorney General's Office
New York State Assembly
Office of Federal Procurement Policy
Office of Foreign Assets Control
Oregon Department of Justice
Pennsylvania Department of Revenue
Securities and Exchange Commission
Social Security Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services

responses.

TELECOMMUNICATIONS

McConnell Backs Move To Nix FCC Privacy Rules

The GOP is lining up to push for rollback of Federal Communications Commission rules pertaining to broadband privacy with a new resolution in the House and Senate Majority Leader Mitch McConnell's support of a Senate measure.

FCC Considering 'Next Generation' Broadcasting Standard

The Federal Communications Commission on Friday published a notice that proposes the authorization of the "next generation" broadcast television standard that would allow for innovations such as ultra high-definition TV, mobile broadcast TV and advanced emergency alerting.

EXPERT ANALYSIS

How GOP Health Care Bill Would Affect Coverage Reporting

The House Republicans' "American Health Care Act" bill would repeal many provisions of the Affordable Care Act but retain and expand the information reporting rules. Health insurance issuers hoping for a full repeal of the ACA's reporting provisions will be disappointed, as the ACA's reporting regime would largely survive, at least temporarily, say Michael Chittenden and Yongo Ding of Miller and Chevalier Chartered.

Early Days Of New Administration Show Influence Of TROs

President Donald Trump's recent executive order banning travel to the U.S. by certain people from several Muslim-majority countries, and the related preliminary injunctive orders, are directly related to concepts of immigration law. However, the temporary restraining order mechanism available under Federal Rule of Civil Procedure 65(b) is relevant to many practitioners, say attorneys at Skadden Arps Slate Meagher & Flom LLP.

Modernizing New York's Fraudulent Conveyance Laws

A bill recently introduced in the New York State Assembly would repeal the state's version of the Uniform Fraudulent Conveyance Act and replace it with the Uniform Voidable Transaction Act. Adoption of the UVTA would be an important step in ensuring that New York law remains the gold standard in commercial contracts, says Patrick Fitzmaurice of Troutman Sanders LLP.

New Calif. Law Will Change Youth Sports Concussion Cases

California's recently enacted youth sports concussion law significantly expands the scope of the pre-existing "return to play" law, which only applied in the scholastic setting — as is the case in most other jurisdictions throughout the country. Expect to see similar expansions in other states, say Anne Marie Ellis and Paul Alarcon of Buchalter.

In Congress: ACA, Veterans Affairs, Seema Verma

Much of the attention on Capitol Hill this week will remain focused on the House Republican proposal to repeal and replace the Affordable Care Act. The plan so far has been met with mixed reviews, with a number of Republican members in both chambers expressing opposition to the legislation in its current form, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

LEGAL INDUSTRY

Feature

Can The Legal Industry Keep Trial Advocacy Alive?

Judges and trial lawyers are stepping in to help young attorneys learn to

U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Navy
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court
U.S. Uniform Law Commission

persuade a jury, but as trials disappear, these efforts might prove to be too little, too late.

How To Get The Most Out Of Outside Counsel

If the law firms your company works with are falling short of expectations, an in-house shake-up can help get them back on track and ensure they stay there. Here are four experts' approaches to better outside counsel management.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The House OK'd three corporate-friendly pieces of legislation, VW copped to emissions cheating in a $4.3 billion settlement and BigLaw rates got higher. Those stories top the corporate legal news you may have missed last week.

Legal Sector Jobs Drop In Trump Administration's First Month

Despite a strong month of job growth across the board during President Donald Trump's first full month in office, the legal services sector lost 1,300 jobs since January and reversed a three month positive trend, according to the Bureau of Labor Statistics monthly jobs report released Friday.

Star Dewey Cooperator Tells Of 'Master Plan' To Con Banks

The highest ranking Dewey & LeBoeuf LLP staffer to plead guilty in the Manhattan district attorney's case accusing the law firm's top executives of an accounting fraud scheme on Friday told jurors of the "master plan" to falsely inflate Dewey's income, and said that the firm's chief financial officer was in on the scam.

Calif. Bar Bans Attorney-Client Sex In Ethics Overhaul

The board of trustees for the State Bar of California has approved a new rule prohibiting sexual relations in most instances between attorneys and their clients, as part of a recent effort to transform the state's ethics guidelines.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS
Search full listings or **advertise your job opening**

LAW FIRMS
Gibson Dunn
Kirkland & Ellis
Skadden
Covington & Burling
Hunton & Williams
Jones Day
Morgan Lewis
Morrison & Foerster
Ropes & Gray
Sidley Austin
Beattie Padovano
Chamberlain Hrdlicka
Cleary Gottlieb
Cullen Weston
Davis Wright Tremaine
Dentons
Dewey & LeBoeuf
Earthjustice
Epstein Becker Green

Fenwick & West
Fisher Phillips
Gibbons PC
Goodwin
Greenberg Traurig
Hangley Aronchick
Holwell Shuster
Jones Walker
K&L Gates
King & Spalding
Kline & Specter
Latham & Watkins
Lesnick Prince
Lieff Cabraser
Miller & Chevalier
Munger Tolles
O'Melveny & Myers
Paul Hastings
Proskauer Rose
Sauer & Wagner
Schmidt Kramer
Sedgwick LLP
Seward & Kissel
Seyfarth Shaw
Smith Gambrell
Squire Patton Boggs
Steptoe & Johnson LLP
Stoel Rives
Susman Godfrey
Thompson & Knight
Troutman Sanders
Valle Makoff
Vinson & Elkins
Weiner Brodsky
White and Williams
WilmerHale

COMPANIES

Twitter Inc.
Uber Technologies Inc.
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Facebook
Goldman Sachs Group Inc.
Google Inc.
International Brotherhood of Teamsters
Lyft Inc.
New York University
PHH Corporation
S.A.C. Capital Advisors LP
TransCanada Corporation

U.S. Chamber of Commerce
Altman Weil Inc.
Amazon.com Inc.
American Bar Association
American Beverage Association
American Enterprise Institute
American Heart Association
American Immigration Council
American Society of Civil Engineers
Associated Press
BNSF Railway
Bank of America Corporation
CUNA Mutual Group
Center for Biological Diversity Inc.
Citigroup Inc.
Claro Group LLC
CohnReznick LLP
Comcast Corporation
ConAgra Foods, Inc.
Consumer Watchdog
Corporation for Public Broadcasting
Credit Suisse Group AG
Daiichi Sankyo Co.
Environmental Defense Fund Inc.
Ernst & Young
Exxon Mobil Corporation
Fannie Mae
Fitbit Inc.
Ford Motor Company
Freddie Mac
General Electric Capital Corp.
Generic Pharmaceutical Association Inc.
GlaxoSmithKline
HSBC Holdings PLC
Home Depot, Inc.
Imperial Sugar Company
International Business Machines Corporation
KKR Financial Holdings LLC
Kaufman Rossin & Co.
Kind LLC
King Pharmaceuticals Inc.
Kudelski Group
LexisNexis Group
National Association of Broadcasters
National Rifle Association of America
New Enterprise Associates
People's United Financial Inc.
Pfizer Inc.
S&P Global Inc.
State Bar of California
Tax Foundation
The Cato Corporation

The Great Atlantic & Pacific Tea Company, Inc.
Trump Organization Inc.
UBS AG
Union Pacific Corporation
Vertex Pharmaceuticals Incorporated
Volkswagen
Volvo Car Corp.
Windstream Corporation
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Federal Reserve System
Congressional Budget Office
Consumer Financial Protection Bureau
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
New York Attorney General's Office
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of State
U.S. House of Representatives
U.S. Senate
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
California Transportation Agency
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Central Command
Department of Commerce
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Florida House of Representatives
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
National Aeronautics and Space Administration
National Economic Council
National Labor Relations Board
National Marine Fisheries Service
National Park Service
National Security Council
New York State Assembly
Office of Federal Procurement Policy

Office of Foreign Assets Control
Oregon Department of Justice
Pennsylvania Department of Revenue
Social Security Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Housing and Urban Development
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Navy
U.S. Office of Government Ethics
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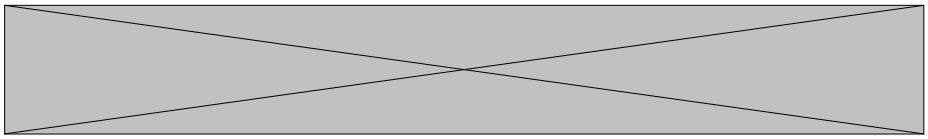
From: GOVERNING Daily
Sent: Wed 5/15/2019 1:04:12 PM
Subject: On Medical Marijuana, Courts Start to Side With Employees

EXTERNAL EMAIL



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Today's newsletter presented by AT&T

FEATURED STORY FOR MAY 15, 2019

Can Medical Marijuana Get You Fired? Depends on the State.

Less than half of the states where the drug treatment is legal protect patients from employment discrimination. Courts have generally sided with employers -- until recently.

LATEST GOVERNING NEWS & COMMENTARY

POLITICS

Recall Elections Are Becoming a More Common and Coordinated 'Partisan Power Play'

In Colorado, Republicans are trying to oust a dozen Democratic state legislators. It's the latest example of a political party using once-rare recalls as a way to gain control.

SMART MANAGEMENT

Criminal Justice Reform Done Right

In turning its bail system around, New Jersey has shown a capacity for evidence-based policy innovation that's likely to serve as a national model.

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- **2 Florida Counties Were Hacked in 2016 Election**
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- **Georgia Shuts Down 'Kangaroo Court' Immigration Panel**
- **To Increase Privacy, San Francisco Bans Facial Recognition Technology**

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- **A College Fund for Newborns: New Law Will Set $100 Aside for Colorado Children**

NEWS IN NUMBERS

51st state

While many think it might be the District of Columbia or Puerto Rico, there's also a push to make it Chicago. Eight Illinois lawmakers, all

Republicans, have cosigned a statehood resolution.

MORE

WHO SAID THAT?

"Locals should make decisions, and if you don't like them, you can vote someone else in."

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Technology Innovation Winners

Read about the award-winning Wet Weather Map from the Great Lakes Water Authority and our other 2018 award winners.

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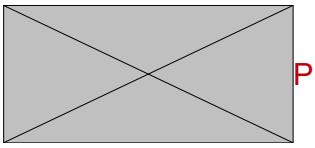
From: Public Policy Law360
Sent: Mon 10/1/2018 7:33:03 AM
Subject: Supreme Court Cheat Sheet: 8 Cases To Watch



PUBLIC POLICY.

Monday, October 1, 2018

SUPREME COURT

News Analysis

Supreme Court Cheat Sheet: 8 Cases To Watch

With D.C. Circuit Judge Brett Kavanaugh's fate as the ninth justice still hanging in the balance, the U.S. Supreme Court kicks off its new term Monday without a case of blockbuster proportions. But there are several bread-and-butter business issues filling out the docket, including an antitrust attack against Apple, a dispute over liability in securities fraud actions and a case that could undo how some class settlements are structured. Read full article »

Feature

Up Next At High Court: Justices Kick Off Term Short-Staffed

The U.S. Supreme Court will be one member short when it comes in session Monday morning to hear a handful of cases being closely followed by environmental and employment lawyers after sexual assault claims derailed D.C. Circuit Judge Brett Kavanaugh's hopes for a speedy confirmation. Read full article »

FBI Investigating Kavanaugh Allegations After Panel Vote

The FBI over the weekend started an investigation into the allegations of sexual assault against D.C. Circuit Judge Brett Kavanaugh, following a Senate Judiciary Committee vote Friday that advanced his Supreme Court nomination to the full Senate. Read full article »

TOP NEWS

Dems' Emoluments Suit Not Just A Political Fight, Judge Says

President Donald Trump can't get out of Congressional Democrats' lawsuit alleging he violated the emoluments clause of the U.S. Constitution, a D.C. federal judge ruled Friday, saying the lawmakers have standing to challenge the president, and their allegations amount to more than "a political dispute between the elected branches of government." Read full article »

NAFTA Remains Intact As US, Canada Strike Deal

U.S. and Canadian trade officials concluded a marathon negotiating session late Sunday with a deal to update the North American Free Trade Agreement along with Mexico, overcoming a series of contentious sticking points that had threatened to unravel the accord. Read full article »

House Votes To Make Individual Tax Cuts Permanent

With the support of three Democratic lawmakers, the U.S. House of Representatives voted Friday, as the final part of a three-bill package, to make permanent many of

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the individual tax cut provisions included in last year's overhaul legislation. Read full article »

Analysis

Trio Of Rulings Gives States More Zero-Carbon Leeway

The Second Circuit on Thursday concluded a state's clean energy incentive program doesn't intrude on federal authority over wholesale electricity markets, joining two other rulings that will encourage states to craft aggressive policies to boost zero-carbon power within their borders, experts say. Read full article »

FERC Must Heal Electricity Policy Rift, Commissioner Says

The Federal Energy Regulatory Commission must ensure wholesale electricity markets can accommodate state clean energy policies while still producing just and reasonable rates for consumers, in light of recent appellate endorsements of state clean energy subsidies, Commissioner Cheryl LaFleur told Law360 on Friday. Read full article »

BANKING & SECURITIES

Madden Fix And True Lender Clarity Needed, Lawmakers Hear

Uncertainty around the legal and regulatory status of loans made through bank partnerships with financial technology firms is an obstacle to innovation and greater credit availability and should be cleared up legislatively, a panel of U.S. House lawmakers heard Friday. Read full article »

ENERGY & ENVIRONMENTAL

DOI Rolls Back Some Offshore Drilling Safety Regs

The U.S. Department of the Interior on Friday finalized a new offshore oil and gas drilling rule that it touted as reducing the regulatory burden on companies, but green groups slammed it for rolling back worker safety and environmental protections. Read full article »

Calif. Defies EPA Plan To Reduce Auto Emissions Standards

The California Air Resources Board on Friday took defiant action against a Trump administration plan to roll back Obama-era greenhouse gas emissions standards, saying automakers who hope to sell vehicles in California will still need to comply with the state's stricter fuel economy rules. Read full article »

HEALTH & LIFE SCIENCES

OSF HealthCare Beats Church Plan Suit

OSF HealthCare System defeated a proposed class action accusing it of misusing the Employee Retirement Income Security Act's church exemption on Friday, with an Illinois federal judge ruling that the health care network's ties to the Catholic church put it beyond ERISA's reach. Read full article »

Sensipar Exclusivity Expires, Ending Amgen's DC Circ. Fight

Amgen Inc. and the U.S. Food and Drug Administration have asked the D.C. Circuit to end their case debating whether the drugmaker should get extended exclusivity for its blockbuster calcium-control drug Sensipar, as that exclusivity period has already lapsed. Read full article »

TRANSPORTATION & INFRASTRUCTURE

Feds Urge DC Circ. Not To Touch Amtrak Metrics Ruling

The federal government told the D.C. Circuit on Friday there's no need to review a split panel's July decision reinstating a federal statute allowing Amtrak to help set

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performance and scheduling standards along the nation's railways, saying any due process concerns were sufficiently resolved. Read full article »

Truckers Can't Prove Harm From Dynamex Standard: Calif. AG

California's attorney general slammed a trucking group's claims that the newly adopted Dynamex standard in the Golden State for distinguishing between independent contractors and employees is preempted by federal law and unconstitutionally discriminates against truckers, saying on Thursday that hypothetical harm from a yet-to-be-enforced standard cannot sustain the suit. Read full article »

EMPLOYMENT

7th Circ. Says NLRA Doesn't Allow Town Right-To-Work Laws

The Seventh Circuit ruled on Friday that the National Labor Relations Act doesn't grant local governments the power to bar mandatory union membership, scrapping a right-to-work ordinance passed by the village of Lincolnshire, Illinois. Read full article »

COMPETITION

Media Group Asks If Trump Attacks Sparked AT&T Merger Suit

A journalists' advocacy group asked the D.C. Circuit on Thursday to consider possible evidence that the Trump White House tried to push the government's fight against this year's mega-merger of AT&T and Time Warner out of animosity toward the press. Read full article »

EU Approves Hungary's €45M In State Aid To Chemical Co.

The European Commission found Friday that Hungary's €45 million ($52 million) investment aid to a Hungarian chemical company was in accordance with the European Union's state aid rules and would have a positive effect on regional development and on the EU's environmental objectives. Read full article »

CONSUMER PROTECTION

Harvard, Rejected Applicants Must Go To Trial, Judge Rules

Only a bench trial can resolve claims that Harvard University's undergraduate arm discriminates against Asian-American applicants, a Massachusetts federal judge ruled Friday, denying cross-motions for summary judgment in a closely watched civil rights case. Read full article »

TAX

9 States Face Remote Sales Tax Collection In Uncertain Waters

Nine states will officially begin enforcing sales and use tax collections on remote sellers that do business within their borders on Monday, 102 days after the U.S. Supreme Court's landmark Wayfair decision, but questions and uncertainties remain over how much new revenue they will see. Read full article »

DHS Failed To Provide Hearing On I-9 Forms, Texas Co. Says

The U.S. Department of Homeland Security had a statutory obligation to provide a Texas-based valve company with a hearing before an administrative law judge prior to issuing a final order that imposed a fine over alleged Form I-9 violations, the company contended Thursday in Texas federal court. Read full article »

IMMIGRATION

Campaign for Tobacco-Free Kids
Center for Biological Diversity
Charter Communications Inc.
Coinbase Inc.
Comcast Corporation
Deutsche Telekom AG
Dynamex, Inc.
Eddie Bauer LLC
EisnerAmper LLP
Fannie Mae
Federation Internationale de Football Association
First Commonwealth Financial Corporation
Friedman LLP
Golden State Warriors
Google Inc.
HSN, Inc.
Helsinn Healthcare SA
Henry Schein Inc.
ISO New England Inc.
Intercontinental Exchange Inc.
JPMorgan Chase & Co.
Janus Henderson Group PLC
Liberty Global Inc.
Merck & Co Inc.
Microsoft Corporation
Monsanto Co.
NBCUniversal Inc.
NFL Enterprises LLC
National Basketball Association
National Congress of American Indians
Natural Resources Defense Council
Nestle
New York University
Nordstrom Inc.
OSF HealthCare
Oakland Raiders
PJM Interconnection LLC
Panasonic Corporation
Pennsylvania Bankers Association
PepsiCo Inc.
Pfizer Inc.
PhRMA
Platinum Partners LP
Prime Inc.
Public Knowledge
Robert Half International Inc.
Scientific Games Corp.
State Bar of California

17 States Urge 2nd Circ. To Uphold Ruling Preserving DACA

Seventeen states have doubled down on their claim that the Trump administration's decision to rescind the Deferred Action for Childhood Arrivals program ran afoul of the Constitution's equal protection clause, arguing before the Second Circuit that they had sufficiently supported their assertion that President Donald Trump's animus toward Latinos was a motivating factor. Read full article »

Calif. Can't Enforce Sanctuary Law Against City, Judge Says

A California superior court on Thursday barred the state from enforcing a recently enacted law that limits local law enforcement's cooperation with federal immigration authorities as it pertains to charter cities, ruling in favor of Huntington Beach in its suit challenging the law as unconstitutional. Read full article »

NATIVE AMERICAN

Feature

Fuel Tax, Tribal Land Rights On Agenda For High Court

The U.S. Supreme Court is set to take on several cases with major implications for tribes that are attracting heavy friend-of-the-court participation, including a tax battle between Washington State and a Yakama Nation company, a Crow tribe member's bid to hunt under a tribal treaty, and a murder case that could have a profound impact on Oklahoma tribes' jurisdiction. Here, Law360 takes at look at its slate of Native American law-related cases and the key amicus briefs for each side. Read full article »

Opioid Task Force Arrests 76 After Raid On Tribal Land

The U.S. Department of the Interior has announced 76 drug-related arrests following a department-led undercover operation on North Carolina tribal lands, marking the latest development in a federal initiative created to combat the opioid crisis in Native American communities. Read full article »

Gov't Watchdog Finds Tribal Broadband Wanting

Many more people lack high-speed internet service on Native American lands than the rest of America, and a federal agency should identify roadblocks to tribes receiving funds for broadband deployment, the Government Accountability Office said Friday. Read full article »

TELECOMMUNICATIONS

DOJ Vows To Challenge Newly Signed Net Neutrality Bill

California Gov. Jerry Brown enacted a first-of-its kind state net neutrality law Sunday that blocks internet service providers from speeding up, slowing down or showing priority to web traffic, but the U.S. Department of Justice almost immediately vowed to block it. Read full article »

Trump Officials Put 5G High On Priority List

Leaders from a cross-section of the Trump administration on Friday called on regulators to cut red tape so the private sector can quickly unleash the next generation of mobile services, predicting that commercial applications of 5G will be a key driver of the economy. Read full article »

Civil Rights Telecom Groups Take On FCC Incubator Program

A pair of civil rights telecommunications groups filed a D.C. Circuit petition Thursday challenging the new Federal Communications Commission program framework allowing established radio broadcasters to obtain a break on media ownership rules in exchange for shepherding a new or struggling station. Read full article »

Rep. Eshoo Floats Bill To Make Internet, Cable Bills Clearer

Rep. Anna Eshoo, D-Calif., unveiled legislation Friday that would mandate internet, phone and cable providers build all fees and charges into their advertised consumer

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Talen Energy Corp.
Tampa Bay Buccaneers
Tele2 AB
Teva Pharmaceutical Industries Limited
The DIRECTV Group, Inc.
The Walt Disney Co.
Trump Organization Inc.
Tween Brands Inc.
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Vodafone Group PLC
Vodafone Group plc
Washington Post Co.
Wayfair LLC
Weyerhaeuser Co.
World Wrestling Entertainment, Inc.
ZTE Corp.
eBay Inc.

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California Supreme Court
Cherokee Nation
Confederated Salish & Kootenai Tribes
Confederated Tribes and Bands of the Yakama Nation
Eastern Band of Cherokee Indians
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration

prices and nix “mandatory arbitration” clauses, making it easier to file lawsuits and Federal Communications Commission complaints over billing issues. Read full article »

Top Telecoms Must Open Networks, Dutch Watchdog Says

VodafoneZiggo and KPN, two Dutch telecom companies, must open up their networks to other providers as a way to encourage more competition in the telecom market and so that consumers have access to more services, the Dutch’s competition watchdog said Friday. Read full article »

EXPERT ANALYSIS

Empowering ESOPS: Effective Moves To Employee Ownership

The Main Street Employee Ownership Act of 2018 has been heralded as a breakthrough in extending the benefits of employee stock ownership plans, or ESOPs, to more small business owners and employees. But for the new law to be truly effective, certain ingredients will be essential, says Lisë Stewart of EisnerAmper LLP. Read full article »

Rethinking Rules Of Origin For A Changing World

Rules of origin, which determine import duties under trade agreements, play an important role in global trade. But with value added to products at different stages in different countries, the designation of a single country of origin is becoming increasingly outdated and misleading, say Samuel Coldicutt of Linklaters LLP and Zvenyslava Opeida of the University of Pittsburgh School of Law. Read full article »

Defining Qualified Business Income In Life Settlement Industry

In August, the IRS proposed regulations for the new Internal Revenue Code Section 199A, which includes good news for insurance agents and brokers. Attorneys with Locke Lord LLP examine whether that good news will carry over to participants in the life settlement industry. Read full article »

Hospitals Should Plan For Tax Challenges Despite Ill. Decision

In Oswald v. Hamer, the Illinois Supreme Court upheld the constitutionality of the hospital property tax exemption in the state. While this decision allays recent uncertainty surrounding the exemption, the court left the door open to future challenges to the statute on other grounds. Hospitals in other states should also prepare for similar challenges, say attorneys at Hall Render Killian Heath & Lyman PC. Read full article »

LEGAL INDUSTRY

Feature

Rocket-er Docket: Mass. IP Case Sees 2 Trials In 6 Months

Court watchers have been left marveling at the rapid pace of an intellectual property dispute between a pair of Massachusetts 3D printing rivals, which raced to trial in less than four months this summer and saw a second trial between the two end Thursday. Read full article »

Calif. High Court Approves Updates To State Bar Rules

The California Supreme Court on Friday approved a final version of its new Rules of Professional Conduct, which are set to go into effect in November, including a major update to a provision governing how attorneys can counsel clients regarding potentially criminal activity. Read full article »

Manatt Can't Dodge Recruiter's $335K Trial Win, Panel Says

A California appeals court on Friday affirmed a jury’s finding that Manatt Phelps & Phillips LLP must pay a legal recruiter $335,000 for connecting the firm with its managing partner-elect, ruling that substantial evidence backed the jury’s verdict. Read full article »

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World Trade Organization

Ex-King & Spalding Atty Aims To Block Lawyer's Lien Bid

A former King & Spalding LLP associate, who has accused the firm of ousting him after he aired ethical concerns, said in a brief filed Friday in New York federal court that his onetime attorney has no right to a piece of any future settlement, asserting that the attorney cannot show good cause for his withdrawal. Read full article »

Ex-Armstrong Teasdale Atty Wants Bias Suit Revived

A former Armstrong Teasdale LLP partner has asked the Eighth Circuit to revive his Missouri federal age bias suit against the firm, arguing a ruling that ended an earlier state suit shouldn't block his claims under the federal Age Discrimination in Employment Act. Read full article »

Law Schools Need Admission Overhaul For Diversity: Report

A research and policy institute that focuses on legal education has unveiled a new report that recommends concrete changes law schools can make in order to help diversify the still disproportionately white legal industry, saying that law schools currently contribute to the profession's overall lack of racial diversity. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

Technology giants said they'd embrace new federal privacy legislation in the wake of headline-grabbing data misuse scandals, and the U.S. Supreme Court is poised to start a new session that could see the justices tackle a growing circuit split on whether federal anti-discrimination law protects gay and transgender workers. Read full article »

Feature

The Top In-House Hires Of September

New York Stock Exchange owner Intercontinental Exchange Inc. tapped a former McKenna Long & Aldridge LLP attorney as its next general counsel, and the new Fox company has picked a Kirkland & Ellis LLP partner to be its legal boss. Here, Law360 looks at some of September's top in-house hires and promotions. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: Kavanaugh Showdown On Capitol Hill

All eyes were on Capitol Hill this week for a pivotal hearing on Dr. Christine Blasey Ford's allegations of sexual assault against U.S. Supreme Court nominee Brett Kavanaugh. On this week's Pro Say podcast, we unpack the whole chaotic week of news. Read full article »

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Thur 3/7/2019 5:17:20 PM
Subject: Ralston Reports -- Morning Flash, 3/7/19

03.07.2019
This dispatch prepared for .

DAYS UNTIL THE 2019 LEGISLATURE ENDS: 89

DAYS UNTIL THE FIRST SPECIAL SESSION BEGINS: 90

Good morning, everyone. I watched "Dark Money" last night on Amazon Prime, mostly because the doc stars a guy I met in Boston last weekend, John S. Adams, who started a non-profit site after getting laid off. It's worth the time to see what happens in a small state with concentrated power. Adams discovered some dark money docs and one of the groups had on its agenda to come to Vegas to get $1 million in funding from a newspaper owner you may know…..

What's below: Inevitable rumor mill, Ward 3 update, RJ nuggets, Morning Flash nuggets and a trivia question about a quote.

COMING UP

I guess early voting expansion and same-day reg are dead after that hearing Wednesday. Right, GOP?

COMING IN THREES?

One of the unfortunate and inevitable aftereffects of a week in which there were two resignations by elected officials and the feds were involved in one is the buzzing: Who's next? I was told by no fewer than three sources of varying credibility that the buzz up North and in DC was Kelvin Atkinson was the beginning, not the end. Oh? Of course no one had anything because there is nothing – at least not yet.

One insider with experience in these cases told me that Atkinson likely was pressured to name others. But the kind of wire fraud he committed – he likely will do less than a year – has to do with his money and no one else's, despite the escalating paranoia. He wouldn't know if anyone else is doing it – at least with any certainty – and could only repeat the kind of rumors that….got the feds after him in the first place.

But the fact is this: Unless the state cleans up its own messes and doesn't let them fester, the feds will always happily come in to sweep up.

A COUPLE OF RUBEN RESURRECTION NUGGETS

Nugget No. 1 – I am reliably told that the primary electorate in that race is 65 percent non-Hispanic and 35 percent Hispanic. Can one candidate get enough of the former so even if Ruben Kihuen gets most of the latter, he still won't get through? Or does this make it more unlikely he AND Olivia Diaz get through – that is, one or the other?

Nugget No. 2 – This list is getting longer. But almost none have said much….

MEET THE NEW RJ

During the same week in which the Review-Journal is publishing a lengthy series on water by one of its better reporters, Henry Brean, showing there are still those over there practicing good journalism, the newspaper shocked the insider world by hiring Steve Sebelius back to oversee its political coverage. This is a fascinating move.

I have known Steve for decades, and his integrity is unimpeachable. I am sure he thought long and hard before going back to a place that forced him out, leaving the paper with two non-journalists as columnists –

one who echoes GOP talking points and another who is a conspiracy hate-monger.

My guess is that the paper is getting blowback – and losing readers -- for its lack of ideological diversity and its failed attempt to install Republicans in Carson City. Steve's hiring is great optics for them, an attempt to show they can't be biased because Steve is an unabashed progressive overseeing coverage. (Follow that logic….)

Steve is liberal, but he has never hesitated to call out Democrats for bad behavior. But he also will make sure the coverage by the fine Carson City team is balanced. I just hope that he doesn't experience the mucking around and Adelson fealty by Executive Editor Glenn Cook, whose ideology matches his "columnists," that other editors and reporters have talked about. They have reported Cook accepting talking points from Sands Central on a Sands story (I have this on the record and will write about it at some point.) and of him irritating other editors by editing stories he thought were unfair to…Republicans.

I wish Steve all of the best, as do many others who now see hope for the newspaper.

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 -- Dina and Rachel.

Nugget No. 2 -- The RJ is right on this.

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A MESSAGE FROM NV ENERGY: NV Energy offers incentives to businesses for workplace charging stations and fleet electrification, as well as multi-family home charging station incentives. Special rates, tools and other resources are also available to help make buying electric vehicles and building charging infrastructure easier. Learn more at nvenergy.com/ev

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TRIVIA QUESTION OF THE DAY

"To succeed, you need strong convictions, but also a strong bladder." Who said this on this day in history and about whom?

Monday's winner: Treasurer Zach Conine

The question This is the anniversary of the death of an honorary first lady who actually made a name for herself after becoming a single parent. Who and first lady of what?

The answer: Helen Stewart of Las Vegas

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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Sent: Thur 7/26/2018 12:15:43 PM
Subject: Billing Top to Bottom by Barbara Cobuzzi: 4 AAPC CEUs

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Ted Burton

Medical Billing From Front to Back Virtual Boot Camp

Presented By: Barbara J. Cobuzzi

Pre-recorded Webinar | **Lenght:** 240 minutes | **CEU:** 4 AAPC CEUs

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Discount: $50 Off | Codé: VBC50

Assessing Your Billing Operations for Revenue Optimization

If yours is like most practices, you're probably seeing more patients with high-deductíble plans, HSA policies, and other third-párty payers that work hard to delay payments—or, worse, not pay at all. To overcome these obstacles, you must optimize collections.

Join us for this Virtual Boot Camp "**Medical Billing from Front to Back**" with codíng consultant **Barbara J. Cobuzzi**, where she will cover all the key elements a successful medical billing operation needs to put in place—from the time the patient makes his appoíntment until you receive payment in full. This boot camp will highlight the crucial steps to take to ensure your practice gets the payments

it deserves for the services rendered.

After attending this virtual boot camp, you will understand how to set up your practice's processes to improve your collections—and optimize your compliant revenue. You will have the tools to hold third-párty payers accountable for their share of the bills. Most important, you will be equipped to collect every dollar you're owed in the most efficient and compliant manner! **Read more**

Session Highlights

Here is a taste of what you will uncover:

- How codìng, documentation, and billing all fit together.
- Which latest tools can best assist billing staff in efficiently and compliantly collecting outstanding balances.
- Which compliance issues you must address to stay out of hot water with the feds.
- Where patient responsibility starts, and how can you encourage a patient to fulfill his responsibility
- What the insurancè company's responsibility is, and how you can make sure it pays what you're owed.
- When is the right time to involve a collections agèncy (The answer may surprise you).

Session Agenda

This session will cover:

- The billing process
- Who/what effects the success of the billing process?
- Front end roles and responsibilities
- Insurancé verification
- Check-out decisions
- Starting the billing process
- Clinical staff involvement
- Documentation expectations
- Medical récord documentation
- Components of E/M
- Advance benefíciary notices
- Signature requirements
- Collecting patient balances
- Insurancé company recoupments
- Correct Codíng Initiative (CCI) Edits
- Global surgical package
- CMS-1500 completion tips
- Software in the practice
- Codíng versus reimbursement
- Reimbursement
- Medícare vs. prívate payers
- Level II appeal objectives
- Provider vs. patient appeals
- Prívate payer issues
- Need for appeals process

What's more

This immersive Virtual Boot Camp will teach you everything you need to know and the specific processes you need to put into place to transform your billing practices. Take a deep dive into topics such as:

- Assemble your billing dream téam – find out who affects your billing process.

- Díscover the ínsurance-verification tricks that you've never heard about before.
- Learn how to make crucial check-out decisions so you can start collecting the money ASAP.
- Beware: How "courtesy discounts" could get you into hot water for billing fraud.
- Debunk your misconceptions -- get everything you need to understand about Advance Benefíciary Notices.
- Go through the charge capture process step-by-step to stay compliant and get the reimbursement you deserve.
- Get the tools to understand the rules -- AMA codíng, CMS and payer rules, and more!
- Find out the best way to handle self-pay patients and increase collections.
- Demystify CMS 1500 forms with a comprehensive, can't-miss tutorial.
- Learn how to protéct your practice from the most common payer excuses to underpay or refuse to pay bills.
- Employ the secrets to achieving a 100% success rate on appeals to CMS and prívate payers for rejected claims!
- **And more**

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About Our Speaker

Barbara J. Cobuzzi - MBA, CPC, CENTC, COC, CPC-P, CPC-I, CPCO, AAPC, is owns CRN Healthcare Solutions where provides value added provider consulting services. She holds a BS in Industrial Engineering from Rensselaer Polytechnic Institute and an MBA from New York University. **Read more**

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Sent: Wed 5/13/2015 7:16:00 PM
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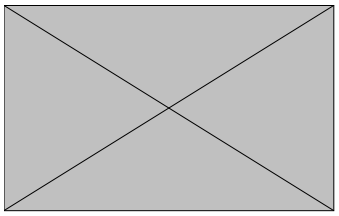
Industry expert Dan M. Fisher will present a three-part webinar series entitled "Getting the Most Out of Your Debit Card" brought to you by The CIO Academy.

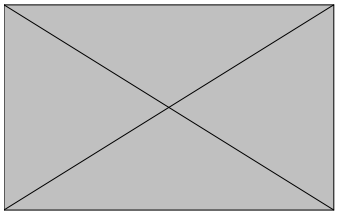


May 14, 2015

WEBINAR - Enterprise Risk Management: From the customer's side of the transaction

$249 per site
Thursday May 14, 2015 12:30 PM - 2:00 PM CT

This webinar will answer the question of whether financial institutions can protect their customers' use of electronic payment on the Internet. Attendees will learn the definition of a transaction enterprise, know the risks involved, and learn about the different processing options available. REGISTER



June 2, 2015

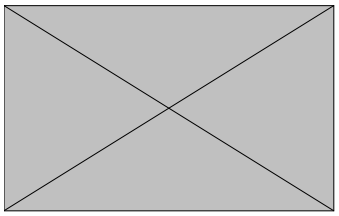
WEBINAR - EMV & Tokenization: The Basics

$249 per site
Tuesday June 2, 2015 10:30 AM - 12:00 PM CT

Reducing credit/debit card fraud and improving card security is the objective. EMV chip plus pin card technology and tokens are the mandate. What is EMV (Europay, MasterCard, and Visa) and what are tokens? How do they protect customer information? During this webinar, Dan M. Fisher, an industry expert in payment systems, will define EMV and tokens, describe how each is used, and discuss a timeline for issuing EMV cards and tokens. REGISTER

July 23, 2015

WEBINAR - Electronic Payments: Creating the right EFT strategy and debit vendor relationship for your organization



$249 per site
Thursday July 23, 2015 11:00 AM - 12:30 PM CT

For unregulated financial institutions—less than $10 billion in assets—debit cards and interchange income is big business! This webinar will bring attendees insight on developing an EFT strategy and creating the best EFT contract framework for the organization. We will discuss industry best practices in vendor management, card brand, and BIN management strategies. REGISTER

About The Copper River Group

The Copper River Group is celebrating its 10th Anniversary this year. A consulting firm for community financial institutions, we specialize in payment systems, technology, and risk management. Visit Our Website

Data Breach and the US Population

In February 2015, The Copper River Group in conjunction with The CIO Academy released a research report based on recent data breaches the US has seen over the past year a half. Read the Report

C.R. Wombat's Dig of the Day

To enjoy C.R. Wombat's witty humor, Follow The Copper River Group on Twitter (@21 wombat) and Like us on Facebook. The wombat is the official mascot of The Copper River Group. About the Wombat

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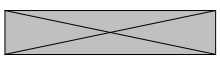

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FORWARD TO A FRIEND

CIOS

Federal CIO Kent Meets With State CIOs

Federal CIO Suzette Kent met with members of NASCIO to discuss strengthening the partnerships between Federal and state governments

READ MORE

CYBERSECURITY

Rhode Island Launches Cybercrime Helpline

Rhode Island residents hit by cybercrime have a new place to turn to for help. Beginning today, Rhode Islanders can now dial 2-1-1 to report cybercrime, including online fraud, and receive help with the aftermath, such as re-securing electronic devices.

READ MORE

FCC

N.C. AG Urges FCC Action on Robocalls

N.C. AG Josh Stein is urging the FCC to adopt new rules proposed in the agency's FY2018 appropriations authorization bill that deal enforcing rules against caller ID spoofing on calls originating overseas, and spoofing using alternative voice and text messaging services.

READ MORE

CYBERSECURITY

Password Practices Need Improvement

In honor of World Password Day, OneLogin released a new report on corporate password

practices. OneLogin surveyed 300 U.S.-based IT professionals to “understand how they’re protecting passwords and how well they believe their companies are doing.

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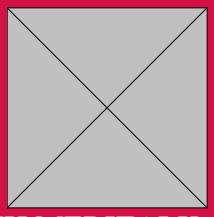

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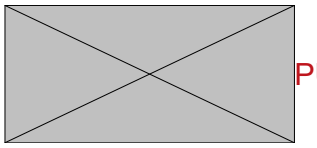
Sent: Mon 2/4/2019 8:25:36 AM
Subject: Amid Mexican Border Standoff, Trump To Offer 'Path Forward'



PUBLIC POLICY.

Monday, February 4, 2019

TOP NEWS

Amid Mexican Border Standoff, Trump To Offer 'Path Forward'

President Donald Trump intends to offer a bipartisan tone during his State of the Union address Tuesday, one senior administration official said Friday, but it's not certain there will be a change from the months of partisan combat he's engaged in over government spending. Read full article »

Fearing Roger Stone Media Storm, Judge Eyes Gag Order

Worried that a media feeding frenzy could taint a rapidly thinning pool of unbiased jurors in Roger Stone's upcoming trial, a D.C. federal judge Friday floated a possible gag order so it doesn't end up "like a book tour." Read full article »

Analysis

US Oil Sanctions Make Venezuela A Compliance Minefield

President Donald Trump's sanction of Venezuela's state-run oil giant marks an aggressive turn in the administration's bid to force a regime change in the embattled nation and figures to cause significant discomfort for U.S. refiners in the meantime. Read full article »

Judge Bars DOD Security Checks On Foreign-Born Recruits

A Washington federal judge permanently barred the U.S. Department of Defense from requiring only foreign-born recruits who had joined the military through a particular program to undergo regular security checks and continuous monitoring to ensure their security clearance eligibility, finding that the practice unlawfully discriminated against them. Read full article »

IN DEPTH

Feature

As Puerto Rico Recovers, Courts Heed Lessons Of Disaster

When Puerto Rico plunged into darkness in September 2017, the island's courts rallied to reopen and re-establish a pillar of the community. More than a year later, judicial officials are still surveying the damage. (This article is part of a series on how the island's legal industry is rebuilding after Hurricane Maria.) Read full article »

BANKING & SECURITIES

Analysis

Colorado Could Carve Smoother Path For Digital Tokens

The Colorado Senate's recent passage of a law that exempts digital tokens that are

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sold to consumers rather than investors from being deemed securities could bode well for certain blockchain technology startups seeking clearer regulatory paths elsewhere. Read full article »

ENERGY & ENVIRONMENTAL

Kids Can't Sue US Over Global Warming, 9th Circ. Told

The federal government on Friday asked the Ninth Circuit to sink a “misguided” lawsuit brought by young people who say federal policies exacerbate climate change, arguing the U.S. government can’t be liable for flooding or drought caused by a global phenomenon. Read full article »

Citgo Denies Bankruptcy Rumor In Wake Of WSJ Report

Citgo Petroleum Corp., a Houston-based oil refiner owned by Venezuela's state oil giant, said Friday it "has no intention of entering into bankruptcy proceedings" after the Wall Street Journal reported the company is considering that option amid Venezuela's political power crisis and U.S. sanctions. Read full article »

HEALTH & LIFE SCIENCES

Purdue Brass 'Milked' $4B From Opioid Addiction: Mass AG

Purdue Pharma LP’s controlling Sackler family paid itself $4.2 billion in opioid money over 10 years as the company aggressively pushed sales and then tried to use its knowledge of addiction to expand into the treatment market, according to newly public allegations in a suit brought by the Massachusetts attorney general. Read full article »

Trump's ACA Hatred Isn't Basis To Sue, Judge Rules

A Maryland federal judge on Friday tossed the state’s lawsuit aimed at guaranteeing continued enforcement of the Affordable Care Act, saying that President Donald Trump’s “profound disdain” for the ACA doesn’t mean he’s about to halt the law’s operations. Read full article »

AGs Want To Unlock Redacted Generic Price-Fixing Complaint

A group of state attorneys general and others accusing generic-drug makers of conspiring to fix prices for their products told a Pennsylvania federal judge on Friday that the public importance of the litigation warranted their previously redacted complaint being unsealed in full. Read full article »

IP & TECHNOLOGY

Industry Groups Urge USPTO To Defy Delrahim On SEPs

Groups representing the technology, car and retail industries urged the heads of the U.S. Patent and Trademark Office and U.S. Department of Commerce on Thursday to keep supporting standard-essential patent policies the U.S. Department of Justice’s antitrust chief recently rebuffed. Read full article »

Gas Co. Asks Justices To Enshrine PTAB Timeliness Orders

The Federal Circuit erred by holding that parties may appeal decisions by the Patent Trial and Appeal Board on the timeliness of inter partes review petitions, a Georgia-based utility company has told the U.S. Supreme Court in urging it to intervene. Read full article »

TRANSPORTATION & INFRASTRUCTURE

FCC Told GM's Ride-Hailing App Lacks Accessibility

A slew of communications accessibility groups have told the Federal Communications Commission that General Motors should not be allowed to walk back the minimum

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level of accessibility in its ride-hailing service, arguing that this would make it less accessible for people with disabilities. Read full article »

REAL ESTATE

Idaho Sen. Unveils Outline For Housing Finance Reform

The chair of the Senate Banking Committee rolled out an outline on Friday for a broad legislative revamp of the U.S. housing finance system, laying down a potential path forward for Congress on a long-elusive policy goal as the Trump administration works on its own reform roadmap. Read full article »

EMPLOYMENT

DOL Auditor Probing Teen Work, Tip Pool Rulemaking Process

The U.S. Department of Labor's internal auditing office is probing how the agency came up with two recent proposals to limit employers' use of tip pools and the work teenagers can perform in nursing homes and hospitals, as well as the agency's broader rulemaking process. Read full article »

PRODUCT LIABILITY

Reps. Urge FDA To Crack Down On Non-Dairy 'Milk' Labeling

A bipartisan group of freshmen Congress members on Thursday pushed the U.S. Food and Drug Administration to make it clear that the term "milk" shouldn't be used on beverages that don't contain dairy. Read full article »

GOVERNMENT CONTRACTS

No Dismissal Of NYC Contract Fraud, Straw Donor Cases

A major donor to New York City politicians and others accused of cheating to win city contracts and of siphoning money to campaigns through straw donors failed to convince a judge to spike the cases against them on Friday, but the judge expressed concerns over search warrants. Read full article »

INTERNATIONAL TRADE

Dem Sens. To Mnuchin: Be Aggressive In China Trade Talks

U.S. Senate Democrats in a letter Friday urged U.S. Department of the Treasury Secretary Steven Mnuchin to maintain a hard-line approach in ongoing trade negotiations with China, saying that allowing Beijing to get away with "predatory" trade practices will hurt the American economy in the long run. Read full article »

TAX

Analysis

Indirect Investors May Lose Out Under New Pass-Through Regs

Investors who use regulated investment companies to own interests in multiple publicly traded partnerships could lose out on an attractive 20 percent deduction Congress recently enacted if the IRS decides they may have an unfair advantage over direct investors. Read full article »

Emulation Could Lead To Int'l Tax Coordination, Panelists Say

Moves by individual governments to copy tax policies that work for other countries may lead to more coordination within the international tax system than multilateral efforts such as those at the European Union and the OECD, tax specialists said Friday. Read

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full article »

IMMIGRATION

Immigration Bills: Terminating EB-5, Defunding Muslim Ban

Several immigration-related bills have been unveiled over the last month, including legislation by Rep. Steve King, R-Iowa, that takes another whack at terminating the EB-5 investor visa program, amends part of the Immigration and Nationality Act to include aiding terrorists as grounds for relinquishing U.S. citizenship, and more. Read full article »

Your Money Is Good Here, Judge Tells EB-5 Visa Seeker

A Chinese citizen's investment of loan proceeds in the U.S. counts as a cash investment that can qualify her for the EB-5 visa program, a D.C. federal judge has ruled, rejecting the federal government's stance that money from a loan should be classified as debt rather than cash. Read full article »

DHS Slaps Ghana With Visa Sanctions

The U.S. Department of Homeland Security on Thursday announced it will impose visa sanctions on Ghana as a result of the country's failure to accept its citizens who had been deported from the U.S. Read full article »

NATIVE AMERICAN

BNSF Tells 9th Circ. That Tribe Can't Restrict Right Of Way

BNSF Railway Co. has urged the Ninth Circuit to reverse a lower court holding in favor of the Swinomish Indian Tribal Community in the tribe's suit over the shipping of crude oil across reservation land, saying the tribe is seeking to "nullify" key parts of the Interstate Commerce Commission Termination Act. Read full article »

Conn. Lawmakers Propose Bill Seen To Support MGM Casino

State lawmakers representing Bridgeport, Connecticut, have proposed creating a gaming commission to oversee competitive bidding for licenses to build casinos in a move that reportedly favors MGM Resorts International's efforts to build a casino resort along that city's waterfront. Read full article »

TELECOMMUNICATIONS

DC Circ. Rips FCC, Axes Tribal Lifeline Subsidy Limits

The D.C. Circuit on Friday threw out an FCC order that placed limits on subsidies for wireless resellers and consumers in the Tribal Lifeline phone and internet program, slamming the agency for a lack of evidence supporting the changes and failing to come to grips with their impact on Native Americans. Read full article »

DC Circ. Judges Hammer At FCC's Thinking On Net Neutrality

The Federal Communications Commission's interpretation of the way the web works drew sharp questions from D.C. Circuit judges Friday as the agency defended its rollback of net neutrality regulations. Read full article »

EXPERT ANALYSIS

A Year Of The Granston Memo Policy In Practice

In January 2018, the Granston memo advised U.S. Department of Justice attorneys to seek dismissal of certain whistleblower actions brought under the False Claims Act, raising questions about the policy's effect on the future of FCA litigation. One year later, answers are beginning to emerge, say Jaime Jones and Naomi Igra at Sidley Austin LLP. Read full article »

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NAFTA
New York City Housing Authority
New York State Tax Appeals and Tax Appeals Tribunal
Office of the Comptroller of the Currency

NY Tax Minutes: Wayfair, Executive Budget, Goldman Offshore

Timothy Noonan and K. Craig Reilly of Hodgson Russ LLP cover New York's underwhelming response to the South Dakota v. Wayfair Inc. sales and use tax nexus ruling, the tax proposals from the 2020 governor's budget, and two recent cases from the Tax Appeals Tribunals. Read full article »

Keeping PR Strategy Communications Privileged: Part 1

Companies faced with high-profile litigation often turn to public relations firms to help defend their reputations and maintain shareholder confidence. But recent cases are a reminder that internal PR firm documents face uncertain privilege protection, even when those documents are generated in support of a broader legal strategy, says Jeffrey Schomig of WilmerHale. Read full article »

LEGAL INDUSTRY

What Millennial Attorneys Want Out Of Their Law Office

Millennial attorneys are looking for many of the same qualities in their workplace as their generational cohorts in other industries — with one key exception in work spaces, according to a report released this week. Read full article »

Legal Sector Jobs Stagnate In January

The number of jobs in the legal sector did not budge during the first month of 2019, remaining static at just over 1 million even as the total number of nonagricultural jobs in the U.S. grew by 300,000 during the same period, a Friday report found. Read full article »

BigLaw Sees Revenue Growth Hit 10-Year High In 2018

The legal industry thrived in 2018, with growth in revenue, net income and profits per partner the highest they've been in a decade, according to a survey released this week by Wells Fargo Private Bank's legal specialty group. Read full article »

Porter Wright Expands To Chicago With Butler Rubin Merger

Ohio-based Porter Wright Morris & Arthur LLP has merged with Chicago firm Butler Rubin Saltarelli & Boyd LLP, the firms announced Thursday. Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

More than 170 top corporate lawyers called on firms to diversify their partnership classes or lose their business, and panelists at a conference urged traditional shops to seriously acknowledge and embrace the changes happening around them — such as the Big Four accounting firms' legal inroads — or risk being left behind. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: No Country For Old Lawyers

As baby boomer attorneys who hung their shingles in small towns around the country retire, fewer and fewer new lawyers are willing to replace them, leaving many residents with limited or even no access to legal help. Law360 editor Jack Karp wrote about the issue this week for our Access to Justice newsletter, and stops by the Pro Say podcast to discuss these legal deserts. Read full article »

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U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

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Choate
Cuneo Gilbert
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Fox Rothschild
Geyser PC
Greenberg Traurig
Halloran Farkas
Hodgson Russ
Hunton Andrews Kurth
Jenner & Block
Jones Day
K&L Gates
Kasowitz Benson
Kelley Drye
Kenny Nachwalter
King & Spalding
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LeClairRyan
Lowenstein Sandler
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T-Mobile USA Inc.
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eBay Inc.
AT&T Inc.
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Alliance of Automobile Manufacturers
Amazon.com Inc.
American Association of Advertising Agencies
American Bar Association
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Apple Inc.
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GOVERNMENT AGENCIES

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Securities and Exchange Commission
Bureau of Citizenship and Immigration Services
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U.S. Department of Labor
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U.S. Department of the Treasury
Army Corps of Engineers
Bureau of Labor Statistics
Connecticut Attorney General's Office
Connecticut General Assembly
Crow Creek Sioux Tribe
Department of Commerce
European Union
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Federal Housing Finance Agency
Food and Drug Administration
Internal Revenue Service
Maryland Attorney General's Office
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
New York City Housing Authority
New York State Tax Appeals and Tax Appeals Tribunal
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Surface Transportation Board
Swinomish Indian Tribal Community
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Mon 6/8/2015 2:32:09 PM
Subject: Ralston Reports -- Morning Flash, 6/8/15

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#

06.08.2015
This dispatch prepared for .

DAYS UNTIL THE NEVADA PRESIDENTIAL CAUCUS (FOR NOW): 260

DAYS UNTIL THE 2016 ELECTION: 519

Good morning, everyone. It's so good to be back in Vegas to feel the warmth – or should I say scorching heat? Yes, I am pining for Carson City. So sue me (if that's still allowed).

I hear there may be more stops on the gubernatorial victory tour soon, including stops at his daughter's school and UNLV. I bet lawmakers will be there, too, to celebrate one of the more amazing legislative sessions in history. It ended on time and with far-reaching reforms and funding. ICYMI, how it happened.

What's below: Losers coagulate, gamers organize (?), Morning Flash nuggets and a trivia question about two important primary results in one day.

COMING UP

Hillary's campaign will do a review of the first 50 days of organizing in Nevada on a morning call with reporters. Maybe we can ask about Yucca Mountain, too?

THE ROAR OF THE PAPER TIGERS

Nugget No. 1 – Why does a guy who is a serial failure and has only a big, nasty mouth merit this kind of headline? Citizen Outhouse vowed to defeat incumbents and Establishment candidates in 2014 and failed abysmally. Citizen Outhouse vowed to recall incumbents, including the speaker, and failed even more abysmally. And now Citizen Outhouse says it will repeal a tax increase that is widely supported by the public, lawmakers, businesses and gaming? Question – and I know this falls on deaf ears: Why do my colleagues take seriously these loudmouth losers? All they do is fail.

Nugget No. 2 – Since I last did a Morning Flash, the Nye County GOP and the state party have sent missives thundering about the tax increase. The usual hyperventilating and threats, signifying nothing. The state GOP has no money and no credibility. So I am sure some of these GOP lawmakers are terrified.

THE ROAR OF THE REAL TIGERS (AND A LION)

Much more interesting than the incessant bleating of partisan know-nothings and shakedown artists is what the gaming industry will do to protect those who went out on a limb to support the governor (not to mention what Brian Sandoval will do to help next year).

One insider put it this way: "Some of the gaming CEOs talked two weeks ago about stepping up. They can make a statement by getting rid of Fiore, Ohrenschall, Seaman, Dickman etc who could lose anyway and protecting (James) Oscarson, PK (O'Neill), Derek (Anderson), (Steven) Silberkraus. It has the potential to make O'Connell look like a whisper."

(I would also mention Erv Nelson and David Gardner.)

That last reference is to Ann O'Connell, the state senator who defied the gamers in 2003 and was defeated in a primary the next cycle by a fellow named Joe Heck. I still think some of the GOP Ass. Caucus members will be almost impossible to dislodge, but it would be nice if the gamers actually stepped up to protect those now

at risk.

A QUARTET OF MORNING FLASH NUGGETS

Nugget No. 1 – Keep an eye on the voter registration numbers as Team Hillary begins organizing in the state. Democrats are down to a 55,000-voter lead over Republicans statewide. In Clark County, the lead is threatening to go below 100,000. Registration is not destiny, as I have said many times; but it matters.

Nugget No. 2 – Keep an eye on this, too: Ex-garbage monopoly boss Steve Kalish's non-compete expires in September, and it looks as if he is getting ready to rumble. Wonder how that will sit with local governments who have pledged allegiance to the Republic for which it stands, one company, indivisible…..

Nugget No. 3 – All roads lead to Vegas or touch Vegas. Always. Seems some of the dirty FIFA money passed through a Vegas bank. Shocker.

Nugget No. 4 – The paper of record rounded up state legislation, and guess which Nevada bill got attention? Um, we matter?

FAST FLASHES

Click and enjoy.

The Sun laments the solar result.

This sounds bad

FLASH FACTS OF THE DAY

Previously a medical building, with William E Ferron's Las Vegas Pharmacy (opened in 1906) at ground level, the Silver Palace Casino opened on the corner of 1st and Fremont St in downtown Las Vegas, NV with a ceremony on June 8, 1956. At 32 E Fremont St, the Silver Palace was the first 2-level club in Las Vegas and also boasted the first escalator in Southern Nevada. The $1.5 million price included 16,700 ft of floor space. Silver Palace closed in 1964. The location became McLaney's Carousel in 1964, then Sassy Sally's in 1980. It is currently occupied by Mermaids Casino between the Las Vegas Club and Binions on Fremont St.

After the death of Howard Hughes, several forged wills appeared in an apparent effort to fraudulently secure a portion of his estate. One such forgery was the so-called "Mormon Will". The hand written will was found in Salt Lake City, UT and left $156 million (1/16 of the Hughes estate) to a Melvin Dummar. Mr Dummar recalls picking up an unkempt man in rural Nevada, offering a trip to the hospital. The man, who introduced himself as Howard Hughes, requested transport to Sands Hotel in Las Vegas, NV. A probate trial was held in Las Vegas, NV, and onJune 8, 1978, the "Mormon Will" was deemed a fraud by a jury in a Clark County, NV court. The story inspired the movie "Melvin and Howard." Dummar also filed an appeal in Utah in 2006, but lost again.

TRIVIA QUESTION OF THE DAY

There may not be another day that so changed the course of recent Nevada political history as this day did a number of years ago. Both primary results would presage general election outcomes that would have a tremendous effects on the state and one prominent family. Who were the two nominees of different parties – one won and the other lost -- who won on this date in the two biggest races in the state, and what family was affected by both races?

Tuesday's winner: Former Secretary of the Senate David Byerman

The question: (Monday) was the anniversary of an election Nevada that changed history. The vote was 168 to 57. What was it?

The answer: Vegas incorporation vote.

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From: Public Policy Law360
Sent: Fri 8/2/2019 9:30:12 AM
Subject: Sackler Case Could Blow Up High Court's 'Original' Docket & Trump Org. Lawyer Calls Manhattan DA Probe A 'Hit Job'

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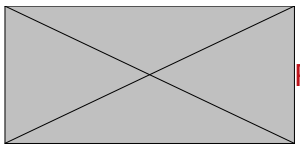

PUBLIC POLICY.

Friday, August 2, 2019

TOP NEWS

Pentagon Hits Pause On $10B Cloud Computing Project

The Pentagon said Thursday that it would wait to award its controversial, first-of-its-kind $10 billion cloud computing contract until newly confirmed Defense Secretary Mark Esper conducts a review.

Read full article »

Trump Org. Lawyer Says Manhattan DA Probe Is A 'Hit Job'

A lawyer for the Trump Organization complained Thursday of a "political hit job" amid reports New York state prosecutors subpoenaed the president's family business regarding a hush payment to an adult film actress who'd purportedly had a sexual encounter with the future president.

Read full article »

Analysis

Sackler Case Could Blow Up High Court's 'Original' Docket

The state of Arizona turned heads by filing a lawsuit against the Sackler family directly in the U.S. Supreme Court on Wednesday, challenging the way the justices have treated their so-called original jurisdiction docket since at least the 1970s.

Read full article »

Senate Clears Two-Year Budget Deal, Punts Borrowing Cap

The U.S. Senate passed a $320 billion spike in federal spending over two years and suspended the government's borrowing limit Thursday, clearing a House-passed budget deal with the White House over the objections of dozens of lawmakers in both parties.

Read full article »

Roger Stone Loses Bid To Kill Obstruction Case

A Washington, D.C., federal judge on Thursday rejected a panoply of reasons that Roger Stone had offered for halting a witness tampering and obstruction case against him, calling some of the political operative's arguments "misplaced," "problematic" and "entirely unsupported."

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Opinion attached | Read full article »

BANKING & SECURITIES

SEC's Peirce Says Global Crypto Rules Not The Answer

Cooperation between financial regulators around the globe is crucial to policing cryptocurrency, but a worldwide regulatory framework is not the answer, the U.S. Securities and Exchange Commission's Hester Peirce said in a recent speech.

Read full article »

1st Circ. Won't Rethink Puerto Rico Bondholder Ruling

The First Circuit has refused to reconsider a ruling preventing Puerto Rico's special revenue bondholders from collecting billions they are owed during the island's restructuring, even as one dissenting judge warned the ruling could roil municipal bond markets and called on the U.S. Supreme Court to take up the dispute.

1 document attached | Read full article »

ENERGY & ENVIRONMENTAL

Gov't Nets Win In Fishers' Challenge To Tuna Study Process

A D.C. federal judge ruled Wednesday that though the National Marine Fisheries Service hurt a tuna fishing group by keeping it from weighing in on a scientific study that will inform future regulations, the agency's action was ultimately reasonable.

1 document attached | Read full article »

EPA Will Wait For High Court Before Acting On Groundwater

The U.S. Environmental Protection Agency's water chief said Thursday the EPA will wait for the U.S. Supreme Court to weigh in before issuing its own rule interpreting whether the Clean Water Act covers pollution that crosses through groundwater before hitting regulated waters.

Read full article »

Tribes, Enviros Win Halt To Ariz. Copper Mine

An Arizona federal judge handed a victory to tribes and environmental groups by putting the brakes on the proposed Rosemont Copper mine, saying the U.S. Forest Service's "inherently flawed analysis" led the agency to approve plans to dump nearly 2 billion tons of waste in the Coronado National Forest.

Order attached | Read full article »

DOI Can't Shake Lawsuit Over Flip On Migratory Bird Kills

A New York federal judge said the U.S. Department of the Interior can't evade states' and environmental groups' legal challenges to its decision not to criminally prosecute individuals and companies for accidentally killing or injuring migratory birds.

Opinion attached | Read full article »

EPA Floats Loosening Air Regs For New Industrial Projects

The U.S. Environmental Protection Agency on Thursday proposed formalizing guidance first issued last year that could allow certain industrial projects to avoid a strict air quality permitting program that often requires costly emissions control measures.

Proposed Rule attached | Read full article »

Dykema Gossett
Earthjustice
Eckert Seamans
Edelson PC
Fennemore Craig
Fenwick & West
Fowler White Burnett
Fox Rothschild
Freeborn & Peters
Freeman Mathis
Frost Brown Todd
Gallagher & Kennedy
Gibson Dunn
Glaser Weil
Gordon & Rees
Goulston & Storrs
Graves Garrett
Greenberg Traurig
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Halloran Farkas
Herbert Smith Freehills
How Frels
Hunton Andrews Kurth
Husch Blackwell
Jackson Lewis
Jomarron Lopez
Jones Day
Jones Swanson Huddell
K&L Gates
Kelley Drye
Kilpatrick Townsend
Lane Powell
Latham & Watkins
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Locke Lord
Lucas Magazine
Marini Pietrantoni
Marino Tortorella
Mayer Brown
McCarter & English
McDermott Will
Miller Law Group (New Rochelle, NY)
Mintz Levin
Mitchell Silberberg
MoginRubin
Morrison & Foerster
Mukasey Frenchman
Munger Tolles
Munsch Hardt
Native American Rights Fund
Nelson Mullins

HEALTH & LIFE SCIENCES

Fla. Appeals Court Lifts Block On Abortion Waiting Period Law

A Florida appeals court on Thursday reversed a judgment that found unconstitutional a state law requiring women to wait 24 hours after an initial doctor's visit before obtaining an abortion.

Opinion attached | Read full article »

FDA Limits On Vasopressin Compounding Valid, Says Judge

A D.C. federal judge on Thursday chucked a challenge to the U.S. Food and Drug Administration's limits on drug compounding with the hormone vasopressin, rejecting assertions that the agency is improperly policing the practice of medicine.

Opinion attached | Read full article »

IP & TECHNOLOGY

Analysis

Copyright Small Claims Court Raises Big Questions

Legislation to create a small claims court for copyright law could be gaining steam after winning approval last month from a Senate committee, but some copyright experts aren't so sure the new system would function as advertised.

Read full article »

EMPLOYMENT

Senate Confirms Gustafson As EEOC General Counsel

The U.S. Senate on Thursday confirmed Virginia solo employment practitioner Sharon Fast Gustafson as general counsel of the Equal Employment Opportunity Commission, giving the job discrimination watchdog its first chief prosecutor of the Trump administration.

Read full article »

American Airlines Challenges NYC Paid Sick Leave Law

American Airlines hit the New York City Department of Consumer Affairs with a federal lawsuit Thursday accusing the city of unfairly trying to enforce its paid sick leave law on an industry regulated by the federal government.

Complaint attached | Read full article »

COMPETITION

1st Republican AG Joins Suit Against Sprint, T-Mobile Merger

Texas has joined more than a dozen other states suing in New York federal court to block T-Mobile and Sprint's $56 billion merger, marking the first Republican attorney general to join the all-Democrat coalition of challengers, the New York attorney general announced Thursday.

Read full article »

CONSUMER PROTECTION

7th Circ. Says City Can Limit Red Light Camera Ticket Fights

Newmeyer & Dillion
Nixon Peabody
Norton Rose
O'Melveny & Myers
O'Neill & Borges
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Paykin Krieg
Perkins Coie
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Rusing Lopez
Sidley Austin
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Tyson & Mendes
Vedder Price
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AT&T Inc.
Amazon.com Inc.
American Airlines Group Inc.
American Bar Association
American Civil Liberties Union
American Conference Institute
American Media Inc.
Apple Inc.
Assured Guaranty Ltd.
Athenex Inc.

The Seventh Circuit on Thursday upheld the dismissal of a proposed class action claiming an Illinois village deprives drivers of due process by limiting how they can challenge tickets from red light cameras.

Opinion attached | Read full article »

INTERNATIONAL TRADE

Brazil Gets U.S. Major Ally Status, Opening Up Arms Access

President Donald Trump has formally named Brazil as a major ally to the U.S., giving the South American nation better access to defense contracts and cooperation agreements and more favorable terms for arms purchases.

Read full article »

TAX

Chamber Backs Altera In 9th Circ. Fight Against IRS Rules

The U.S. Chamber of Commerce on Thursday threw its support behind chipmaker Altera's request for the full Ninth Circuit to revisit a split decision to uphold cost-sharing rules, arguing the ruling allowed the IRS to skirt administrative law requirements.

3 documents attached | Read full article »

Senate Confirms Covington Partner, IRS Atty For Tax Court

The U.S. Senate on Thursday confirmed a Covington & Burling LLP partner and an Internal Revenue Service attorney to become judges on the U.S. Tax Court.

Read full article »

Amazon Raising Fees On French Sellers After Digital Tax

Amazon plans to raise in October fees that it charges sellers on its website in France in response to the country's recently enacted 3% digital tax, the retail giant confirmed Thursday.

Read full article »

DC Judge Puts Hold On Releasing Trump's NY Tax Returns

A D.C. federal judge on Thursday temporarily blocked New York officials from furnishing President Donald Trump's state tax returns to Congress until after the judge rules whether his court has the authority to weigh Trump's claims against the officials.

Order attached | Read full article »

Conn. Lawmakers Push Gambling Bill As Slot Revenue Dips

Connecticut lawmakers have floated a bill that would allow the Mohegan and Mashantucket Pequot tribes to operate a Bridgeport casino and conduct sports wagering and internet gambling, saying the plan would give the state's gambling industry a needed boost as it faces increased competition and decreased slot revenue.

Bill attached | Read full article »

IMMIGRATION

Calif. Court Won't Lift Block On Trump's Asylum Rollbacks

The Trump administration can't pause a California federal court's block on a White House policy stripping asylum eligibility from migrants trying to enter the U.S. through a country other than their own, the court ruled Thursday.

Barrick Gold Corporation
CITGO Petroleum Corp.
CTIA
Catholic Legal Immigration Network Inc.
Center for Biological Diversity
Center for Constitutional Rights
Center for Reproductive Rights
Central American Resource Center
Cheniere Energy Inc.
Citigroup Inc.
Cognizant Technology Solutions Corp.
Comcast Corp.
Consumer Reports
Crystallex International Corp
Danaos Corporation
Defenders of Wildlife
Deloitte Touche
Delta Air Lines Inc.
Deutsche Telekom AG
Endo International PLC
Facebook Inc.
General Cable Corp.
General Motors
Google Inc.
HMT LLC
Intel Corp.
International Business Machines Corp.
KPMG International
Korean Air Lines Co. Ltd.
LexisNexis Group
MGM Resorts International
Massachusetts Bay Transportation Authority
McKinsey & Co. Inc.
Microsoft Corp.
Mohegan Sun
NFL Enterprises LLC
National Wildlife Federation
Natural Resources Defense Council
New Orleans Saints
Oracle Corp.
Par Pharmaceutical Companies, Inc.
Purdue Pharma LP
QUALCOMM Inc.
RELX PLC
Randgold Resources Ltd.
Sierra Club

2 documents attached | Read full article »

DOD Pauses Screening Policy For US Resident Enlistment

The U.S. Department of Defense has temporarily halted a policy requiring a more stringent background check process for permanent residents who enlist in the military while it tests a new screening policy, the Trump administration told the Ninth Circuit.

Letter attached | Read full article »

Graham Asylum Bill Advances Over Protests From Democrats

Democrats accused Sen. Lindsey Graham, R-S.C., of sidestepping the U.S. Senate Judiciary Committee rules on Thursday after Republicans on the committee advanced a controversial bill that would require Central Americans to apply for asylum before arriving in the U.S.

Letter attached | Read full article »

Tougher Asylum Reqs Break With Int'l Law, UN Tells DC Circ.

The United Nations High Commissioner for Refugees urged the D.C. Circuit Wednesday to uphold a lower court ruling that prevents the Trump administration from raising the bar for victims of domestic abuse and gang violence to qualify for asylum.

2 documents attached | Read full article »

NATIVE AMERICAN

8th Circ. Upends Block Of ND Voter Identification Law

A split Eighth Circuit panel has held that North Dakota was wrongly blocked from demanding that voters provide a current residential address, saying a group of Native Americans hadn't shown the requirement was too burdensome for most people.

Opinion attached | Read full article »

TELECOMMUNICATIONS

FCC OKs Mapping Plan, But Commissioners Have Concerns

The Federal Communications Commission on Thursday greenlighted a fresh information-gathering effort to better suss out the state of broadband service in the U.S., but commissioners from both parties weren't happy about how the new data will be managed.

Read full article »

FCC Greenlights Spoofing Ban For Texts, Foreign Calls

The full Federal Communications Commission voted Thursday to beef up existing robocall protections to cover foreign calls and spam texts, though two agency heads clashed on whether the measure goes too far or not far enough.

Read full article »

FCC Lays Down New Rules For Cable Franchise Fees

The Federal Communications Commission ushered in a new set of rules Thursday designed to clarify the kinds of franchising fees localities are allowed to charge cable companies in return for access, despite a strong stand from the agency's Democratic commissioners.

Read full article »

PEOPLE

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Sprint Nextel Corporation
State Farm
T-Mobile USA Inc.
Tahirih Justice Center
The Home Depot Inc.
The Internet Association
Trump Organization Inc.
Twilio Inc.
U.S. Bancorp
U.S. Chamber of Commerce
United Parcel Service Inc.
Universal Service Administrative Co.
Verizon Communications Inc.
Virgin America Inc.
Xilinx Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Council on Environmental Quality
Department of Commerce
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Federal Communications Commission
Financial Stability Board
Fish and Wildlife Service
Florida Supreme Court
Food and Drug Administration
Hopi Tribe
Internal Revenue Service
Mashantucket Pequot Tribal Nation
NATO
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
New York Attorney General's Office
New York City Department of Consumer Affairs
New York State Department of Taxation and Finance
North Dakota Attorney General's Office
Occupational Safety and Health Administration
Pascua Yaqui Tribe

Ex-Acting US AG Joins Graves Garrett, Political Firm

Former acting U.S. Attorney General Matthew Whitaker made his return to private practice and the Midwest on Thursday, snagging two new jobs at Graves Garrett LLC and public affairs firm Axiom Strategies, both based in Kansas City, Missouri, the companies announced.

Read full article »

EXPERT ANALYSIS

Opinion

A Welcome Turning Of The Tide On State Preemption Of Cities

The troubling trend of state preemption of local authority across a wide array of policy areas seemed only to be growing until this spring's legislative season, which saw states reconsidering and even beginning to unwind a legacy of interference, says Nestor Davidson, a professor at Fordham Law School.

Read full article »

What The Dramatic Rise In FCPA Enforcement Means For M&A

The U.S. Department of Justice's recent expansion of its Foreign Corrupt Practices Act Corporate Enforcement Policy provides new incentives for companies to self-report misconduct that is discovered after a merger or acquisition, while also potentially increasing exposure for companies that sell assets tainted by corruption, say Fry Wernick and Francis Yang of Vinson & Elkins.

Read full article »

LEXIS PRACTICE ADVISOR

Bankruptcy Courts' Buzzkill Of The Marijuana Industry

Although the majority of the bankruptcy courts remain opposed to granting relief to marijuana-related businesses, due to marijuana's status as a federally controlled substance, the availability of nonbankruptcy sources of financial relief should encourage companies in this burgeoning industry to continue expanding, say Shane Ramsey and David Barnes of Nelson Mullins.

Read full article »

LEGAL INDUSTRY

Global 20: Norton Rose Fulbright

Norton Rose Fulbright has continued to establish itself as a global force with its worldwide industry groupings, advising on big-ticket transactions, such as Randgold Resources' merger creating an $18 billion company and Danaos' $2.2 billion restructuring, and once again earning a spot on Law360's Global 20 list.

Read full article »

Law360 Names Attys Who Moved Up The Firm Ranks In Q2

A promotion to partner or election to practice group chair means lots of well-deserved recognition within a firm and in the larger legal community. Law360 reveals the list of attorneys whose commitment to excellence earned them highly coveted spots in the law firm leadership ranks. Find out if your old legal friends — or rivals — moved up in the second quarter of the year.

Read full article »

Securities and Exchange Commission
Serious Fraud Office
Tohono O'odham Nation
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Copyright Office
U.S. Court of Appeals for the Eighth Circuit
U.S. Court of Appeals for the First Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. District Court for the District of Arizona
U.S. District Court for the Eastern District of New York
U.S. District Court for the Northern District of California
U.S. District Court for the Southern District of New York
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Navy
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
United Nations High Commissioner for Refugees
United States Bankruptcy Court for the District of Colorado
Wage and Hour Division

K&L Gates Builds Reintegration Time Into Leave Policy

K&L Gates LLP said Thursday that it has implemented a new policy aimed at reducing the pressure on attorneys who are about to go on or have just returned from 12 or more weeks of leave, including parental leave, by lowering the bar for bonus eligibility in the shoulder periods.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Louisiana-based Jones Swanson Huddell & Garrison made it onto this week's legal lions list for its work defending the NFL against a lawsuit over referee calls, while Paykin Krieg Adams ended up among the legal lambs after a Third Circuit copyright loss for a client that makes banana costumes.

Read full article »

Judicial Committee Won't Revive Kavanaugh Conduct Claims

The Committee on Judicial Conduct and Disability ruled Thursday that dozens of complaints against U.S. Supreme Court Justice Brett Kavanaugh made during his contentious confirmation process were properly dismissed by the Judicial Council of the Tenth Circuit, though it also suggested that the procedure used to hear the complaints was flawed.

Read full article »

Cozen O'Connor Joins Forces With Calif. Employment Firm

Cozen O'Connor has acquired California employment firm Miller Law Group, one of the country's biggest woman-owned employment firms, the firm announced Thursday.

Read full article »

Spencer Fane Continues Growth With 19-Atty Add In Houston

Spencer Fane LLP said it has combined with Houston-based firm Zimmerman Axelrad Stern & Wise effective Thursday, adding 19 attorneys to its growing practice.

Read full article »

Gordon & Rees Atty's Damages Cut In Joy-Riding Valet Suit

A Gordon & Rees LLP attorney can't get treble damages from a parking company whose valet wrecked his Miata sports car on a "joyride" at Dallas' Love Field airport, a Texas appeals court has ruled.

Read full article »

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LAW FIRMS
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Mayer Brown
Morrison & Foerster
Norton Rose

O'Melveny & Myers
Skadden
Adsuar Muñiz
Baker Botts
Baker Donelson
Baker McKenzie
BakerHostetler
Blank Rome
Brown & Connery
Brownstein Hyatt
Bruce S. Rogow PA
Buchalter PC
Burns & Levinson
Buschel & Gibbons
Cadwalader Wickersham
Casellas Alcover
Circelli Walter
Cleary Gottlieb
Clifford Chance
Consovoy McCarthy
Cozen O'Connor
Critchley Kinum
DLA Piper
Dentons
Drinker Biddle
Dykema Gossett
Earthjustice
Eckert Seamans
Edelson PC
Fennemore Craig
Fenwick & West
Fowler White Burnett
Fox Rothschild
Freeborn & Peters
Freeman Mathis
Frost Brown Todd
Gallagher & Kennedy
Gibson Dunn
Glaser Weil
Gordon & Rees
Goulston & Storrs
Graves Garrett
Greenberg Traurig
Greensfelder Hemker
Halloran Farkas
Herbert Smith Freehills
How Frels
Hunton Andrews Kurth
Husch Blackwell
Jackson Lewis
Jomarron Lopez
Jones Day

Jones Swanson Huddell
K&L Gates
Kelley Drye
Kilpatrick Townsend
Lane Powell
Linklaters
Locke Lord
Lucas Magazine
Marini Pietrantoni
Marino Tortorella
McCarter & English
McDermott Will
Miller Law Group (New Rochelle, NY)
Mintz Levin
Mitchell Silberberg
MoginRubin
Mukasey Frenchman
Munsch Hardt
Native American Rights Fund
Nelson Mullins
Newmeyer & Dillion
Nixon Peabody
O'Neill & Borges
Parker Young
Paykin Krieg
Perkins Coie
Peterson Johnson
Pirkey Barber
Post & Schell
Proskauer Rose
Quinn Emanuel
Richards Layton
Roth Fioretti
Rusing Lopez
Sidley Austin
Spencer Fane
Squire Patton Boggs
Stern & Kilcullen
Stoel Rives
Stroock & Stroock
Thompson & Knight
Tressler LLP
Troutman Sanders
Tyson & Mendes
Vedder Price
Venable LLP
Vinson & Elkins
Vorys Sater
Weil Gotshal
Wilentz Goldman
Williams & Connolly
WilmerHale

Windels Marx
Wood Smith
Zimmerman Axelrad

COMPANIES

American Civil Liberties Union
Amazon.com Inc.
Center for Biological Diversity
Delta Air Lines Inc.
Organisation for Economic Co-operation and Development
AT&T Inc.
American Airlines Group Inc.
American Bar Association
American Conference Institute
American Media Inc.
Apple Inc.
Assured Guaranty Ltd.
Athenex Inc.
Barrick Gold Corporation
CITGO Petroleum Corp.
CTIA
Catholic Legal Immigration Network Inc.
Center for Constitutional Rights
Center for Reproductive Rights
Central American Resource Center
Cheniere Energy Inc.
Citigroup Inc.
Cognizant Technology Solutions Corp.
Comcast Corp.
Consumer Reports
Crystallex International Corp
Danaos Corporation
Defenders of Wildlife
Deloitte Touche
Deutsche Telekom AG
Endo International PLC
Facebook Inc.
General Cable Corp.
General Motors
Google Inc.
HMT LLC
Intel Corp.
International Business Machines Corp.
KPMG International
Korean Air Lines Co. Ltd.
LexisNexis Group
MGM Resorts International
Massachusetts Bay Transportation Authority
McKinsey & Co. Inc.
Microsoft Corp.
Mohegan Sun

NFL Enterprises LLC
National Wildlife Federation
Natural Resources Defense Council
New Orleans Saints
Oracle Corp.
Par Pharmaceutical Companies, Inc.
Purdue Pharma LP
QUALCOMM Inc.
RELX PLC
Randgold Resources Ltd.
Sierra Club
Southern Poverty Law Center
Sprint Nextel Corporation
State Farm
T-Mobile USA Inc.
Tahirih Justice Center
The Home Depot Inc.
The Internet Association
Trump Organization Inc.
Twilio Inc.
U.S. Bancorp
U.S. Chamber of Commerce
United Parcel Service Inc.
Universal Service Administrative Co.
Verizon Communications Inc.
Virgin America Inc.
Xilinx Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Senate
Federal Communications Commission
U.S. Army
U.S. Department of Defense
Fish and Wildlife Service
Internal Revenue Service
New York Attorney General's Office
U.S. Attorney's Office
U.S. Court of Appeals for the Ninth Circuit
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. District Court for the Southern District of New York
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Tax Court
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Council on Environmental Quality
Department of Commerce

Equal Employment Opportunity Commission
Executive Office for Immigration Review
Financial Stability Board
Florida Supreme Court
Food and Drug Administration
Hopi Tribe
Mashantucket Pequot Tribal Nation
NATO
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
New York City Department of Consumer Affairs
New York State Department of Taxation and Finance
North Dakota Attorney General's Office
Occupational Safety and Health Administration
Pascua Yaqui Tribe
Securities and Exchange Commission
Serious Fraud Office
Tohono O'odham Nation
U.S. Air Force
U.S. Copyright Office
U.S. Court of Appeals for the Eighth Circuit
U.S. Court of Appeals for the First Circuit
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. District Court for the District of Arizona
U.S. District Court for the Eastern District of New York
U.S. District Court for the Northern District of California
U.S. Forest Service
U.S. Navy
United Nations High Commissioner for Refugees
United States Bankruptcy Court for the District of Colorado
Wage and Hour Division

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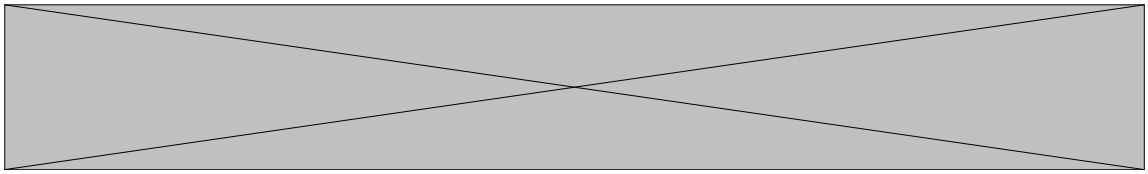
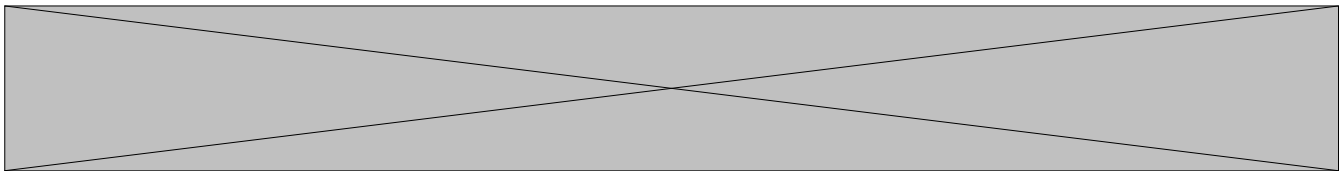
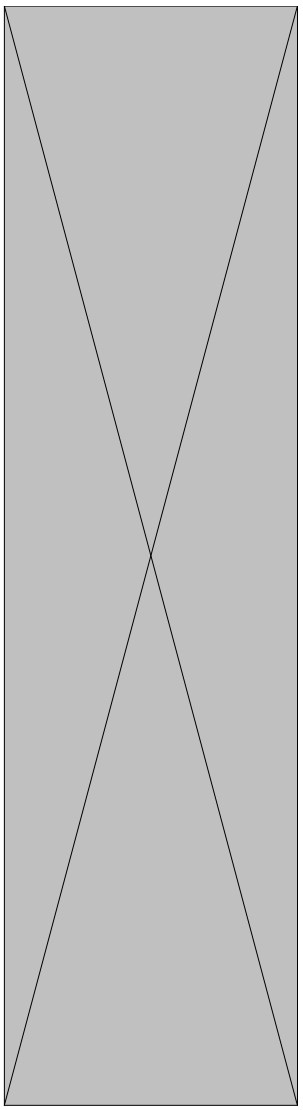
From: Railway Age
Sent: Wed 2/13/2019 7:30:28 PM
Subject: California Governor Pulls Back on HSR as Virgin Rail USA Pulls Out of IPO





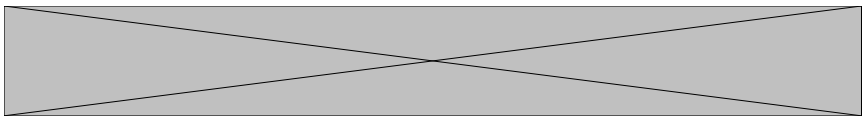
Newsom squashes California HSR full build-out

California Gov. Gavin Newsom, citing budget pressures, says the state will not move forward with plans to connect Los Angeles and San Francisco by high-speed rail. Rather, Newsom said the state will build only the 119-mile Central Valley segment of the line, linking Merced and Bakersfield. Newsom's remarks, made during his first State of the State address Feb. 12, were not widely expected.**Full Article**



Honolulu councilwoman seeks audit of rail project

Suggesting that fraud may be the cause of cost overruns, City Council newcomer Heidi Tsuneyoshi is demanding a forensic audit of contracts tied to a plan to build a transit system for Honolulu. The audit is needed "to determine whether an employee or other person has exploited internal control weaknesses to misappropriate assets or commit other illegal actions," Tsuneyoshi wrote in a council resolution she filed yesterday. **Full Article**



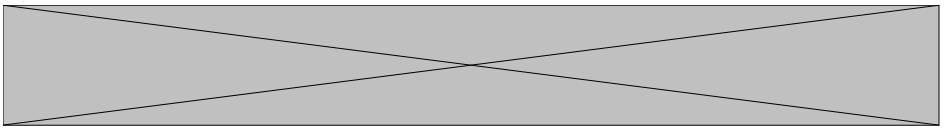
Saudi high-speed services stepped up

Operations were stepped up on Saudi Arabia's Haramain high-speed line on February 13 with the launch of Wednesday services on the 453km route between Mecca and Medina. **Full Article**

California HSR: Seven Deadly Mistakes

"Real high-speed rail might still make sense in the U.S. in the densely populated Northeast Corridor and among certain high-population city-pairs elsewhere in the U.S. in the 'sweet spot' of 250-500 miles apart (too far to drive easily, too short to fly conveniently), if costs can be kept

under control," writes Eno Center for Transportation Senior Fellow and Eno Transportation Weekly Editor Jeff Davis. "But future high-speed rail projects would do well to avoid seven mistakes that have caused the California system to be indefinitely delayed."**Full Article**



Virgin Trains USA scuttles IPO

Miami-based Virgin Trains USA LLC, previously known as Brightline before it rebranded itself following a 2018 partnership forged with Virgin Enterprises Ltd. and founder Richard Branson, has canceled issuing the IPO scheduled for the week of Feb. 11, saying it will pursue other fundraising options. No indication was given whether it will reconsider an IPO in the near future. **Full Article**

Autonomous tram to be tested in Moscow

PC Transport Systems, Russia, and European-based Cognitive Technologies announced a joint project on February 12 to develop a fully-autonomous tram for Russian and foreign markets by 2021-22. **Full Article**

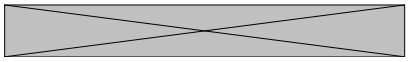
INDUSTRY EVENTS

Light Rail 2019, presented by Railway Age and RT&S
April 24-25
Santa Monica, Calif.

Passenger & Freight Railroads Unite 2019
March 14-15
Washington D.C.

APTA 2019 Legislative Conference
March 17-19
Washington D.C.

View all Industry Events >



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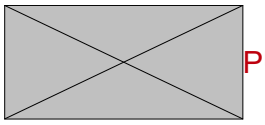

PUBLIC POLICY

Wednesday, April 6, 2016

TOP NEWS

Panama Papers Could Force US To Close Tax Loopholes

The bombshell revelations about thousands of shell companies created by a Panamanian law firm are likely to spur reactions from world governments, but experts say that the U.S. will have to address its own status as a tax haven before it can push harder than it already has against other governments.

Defense Secretary Carter Unveils Major DOD Reforms

Defense Secretary Ash Carter on Tuesday unveiled a planned management overhaul that would involve the most significant changes to the Pentagon's command structure in three decades, a process that would also make changes intended to cut red tape around acquisitions.

Garland's Meetings With 2 More GOP Sens. A Mixed Bag

U.S. Supreme Court nominee Merrick Garland found a mixed reception on Tuesday in meetings with two more Senate Republicans, with one lawmaker still strongly opposed to the D.C. Circuit chief judge's ascension to the top bench and the other expressing support for public hearings and a confirmation vote.

GOP Govs., Sens. Urge Justices To Block Immigration Actions

Republican governors from six states, a slew of GOP senators and the House of Representatives urged the Supreme Court Monday to affirm a Fifth Circuit decision blocking President Barack Obama's executive actions on immigration, saying the president had no authority to issue them.

Texas AG Says Perry Ruling Spells End For Fraud Charges

Texas Attorney General Ken Paxton told a state appeals court Monday the dismissal of criminal charges against former Gov. Rick Perry paves the way for the court to throw out a felony securities fraud case against the AG.

FDA Backs Celltrion Biosimilar Of Janssen's Remicade

The U.S. Food and Drug Administration on Tuesday approved Celltrion's biosimilar Inflectra, a copy of Janssen Biotech's immunosuppressant Remicade that is the second and most complex biosimilar cleared in the U.S.

ANALYSIS

Creative Solutions Needed To Pass TPP, Ex-USTR Official Says

The Obama administration will have to employ some creative strategies to ease concerns about the Trans-Pacific Partnership's rules covering biologic medicines and other thorny areas in order to get the deal approved by Congress, former U.S. trade official Wendy Cutler told Law360 on Tuesday.

Law360's Environmental Disaster Survival Guide: Aftermath

Though the whirlwind of response activity may wind down and stress levels may

LAW FIRMS

Arnold & Porter
Baker Botts
Bancroft PLLC
Berliner Corcoran
Beveridge & Diamond
Boies Schiller
Burke Law Group
Carlton Fields
Cullen and Dykman
Day Pitney
Dechert
Dentons
Dorsey & Whitney
Finnegan
Fletcher Heald
Gibson Dunn
GrayRobinson
Harris Wiltshire
Hilder & Associates
Holland & Knight
Hunton & Williams
Jackson Lewis
Kaplan Kirsch
Katten Muchin
Kenny Nachwalter
Lankler Siffert
Latham & Watkins
Loeb & Loeb
Mayer Brown
McGuireWoods
Polsinelli
Post & Schell
Quinn Emanuel
Reed Smith
Scheef & Stone
Schnader Harrison
Sive Paget
Skadden
Venable LLP

decrease in the aftermath of an environmental crisis, there's still important work to be done as an attorney's responsibilities shift toward investigation and litigation. Here, in the final installment of a three-part series, Law360 looks at how best to help clients navigate the aftermath of a disaster.

FCC's 'Nutrition' Labels Mostly Empty Calories, For Now

The Federal Communications Commission's newly unveiled "nutritional labels" for broadband services are a well-intentioned attempt to help consumers navigate price and performance information, but experts say they may face a long road to major industry adoption and there is no guarantee they will provide real transparency.

Inversion Regs Cast Net Wider Than Pfizer-Allergan Deal

The U.S. Department of the Treasury on Monday issued rules to curb tax-motivated inversions, and while much of the immediate attention focused on how they would affect the proposed Pfizer-Allergan merger, the regulations could ensnare other kinds of cross-border deals or even domestic transactions.

BANKING & SECURITIES

Fattah Loses Bid To Toss Conspiracy Scheme Charges

A Pennsylvania federal judge on Monday rebuffed the efforts of Rep. Chaka Fattah, D-Pa., a high-ranking staffer and another alleged co-conspirator to dismiss several counts related to an alleged fraud, bribery and money laundering conspiracy, saying the charges fall within a statute of limitation period and aren’t duplicitous or multiplicitous.

ENERGY & ENVIRONMENTAL

FERC Says Total Can't Fight Manipulation Charge In Court

The Federal Energy Regulatory Commission blasted a Total SA unit's bid to fight potential charges and penalties over alleged natural gas market manipulation in court, telling a Texas federal judge Monday that he doesn't have jurisdiction to consider a case that hasn't even been decided by the commission yet.

CFTC Looks To Lift Certain Energy Contracts' Swaps Label

The U.S. Commodity Futures Trading Commission unanimously approved proposed guidance Tuesday that would prevent some “peaking supply contracts" from being considered as swaps, to protect the energy deals from the risks of speculative investment.

HEALTH & LIFE SCIENCES

Sens. Introduce Bill To Protect Genetic Information

Two U.S. senators on Tuesday introduced a bipartisan bill seeking to protect genetic information gathered by the federal government, for which they say present law is outdated.

FDA Panel Outlines Hub For Medical Device Data

Members of the pharmaceutical industry, government, industry groups and researchers tasked with reviewing medical devices on Tuesday released a report outlining a proposed “coordinating center” to create a national system to evaluate the devices.

Miss. Lawmakers Pass Ban On Common Abortion Procedure

The Mississippi House of Representatives on Tuesday approved a bill making it illegal to perform the most common method of second-trimester abortions in the state, sending the proposed law up to Republican Gov. Phil Bryant.

WilmerHale

COMPANIES

AT&T Inc.
Actavis PLC
Aetna Inc.
Allergan PLC
Altman Weil Inc.
America Fujikura Ltd.
American Academy of Pediatrics
American Bar Association
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
American Road & Transportation Builders Association
Amgen Inc.
Anthem Inc.
Apotex Inc.
Best Buy Co.
CTIA
California Medical Association
Center for Strategic and International Studies
CenturyLink Inc.
Charter Communications Inc.
Comcast Corporation
Electrolux AB
Electronic Privacy Information Center
Forest Laboratories Inc.
Google Inc.
Hillshire Brands Co.
International Association of Privacy Professionals
Johnson & Johnson
Kaiser Permanente
Kraft Foods Inc.
Los Angeles Times
Medtronic Inc.
Mondelez International Inc.
NBCUniversal Inc.
National Cable & Telecommunications Association
New York Times Co.
OhioHealth Corporation
Pfizer Inc.
Porsche
Sirius XM Radio Inc.
Sprint Nextel Corporation
State Bar of California
T-Mobile USA Inc.

TRANSPORTATION & INFRASTRUCTURE

Senate Kicks Off Consideration Of FAA Reauthorization Bill

The U.S. Senate on Tuesday began debate on legislation to reauthorize the Federal Aviation Administration and related fee collection authority through 2017, a bill that would also make a number of aviation policy changes.

Town Says Aviation Companies Can't Contest Airport Curfew

An upscale Long Island beach community fired back Monday at efforts to erase a curfew imposed on its local airport to reduce noise, telling the Second Circuit that the federal Airport Noise and Capacity Act gives aviation companies no legal grounds to stop a local law.

NY Bill Will Let Cops Seek Texts On Phones After Crashes

A bill unveiled by New York state legislators on Tuesday would require drivers involved in automobile accidents to hand over their cellphones so police can scan the devices to see if they were using their phones around the time of the crash.

REAL ESTATE

Chicago Mayor To Tackle Zoning In Poorest Neighborhoods

Chicago Mayor Rahm Emanuel said Monday that his office will lead an initiative to rethink the use of the city's 26 industrial zones, in the hopes of bringing jobs and economic growth to some of the area's poorest neighborhoods.

EMPLOYMENT

San Francisco Becomes 1st City With Fully Paid Parental Leave

San Francisco's board of supervisors on Thursday unanimously approved legislation requiring businesses to provide employees with six weeks of fully paid parental leave, making it the first city in the U.S. to do so.

Construction Groups Fight New OSHA Silica Exposure Limits

Several construction industry groups on Monday in federal court in Texas filed a legal challenge to the U.S. Department of Labor's recently finalized Occupational Safety and Health Administration standards that dramatically restrict worker exposure to silica dust, claiming that its mandates are unfeasible.

COMPETITION

FTC Section 5 Guidance A Positive Step, Experts Tell Congress

The Federal Trade Commission's efforts to provide guidance on how the agency uses its authority to police unfair methods of competition was a step forward, antitrust experts told a Senate panel Tuesday, while acknowledging some ambiguities remain in the system.

PRIVACY & CONSUMER PROTECTION

Privacy Watchdog Sues For Drone Task Force Meeting Records

A privacy watchdog lobbed a suit in D.C. federal court Monday seeking to get records of a November closed-door meeting of the task force that advised the Federal Aviation Administration on its rule requiring small unmanned aircraft systems, or drones, to be registered.

GOVERNMENT CONTRACTS

TOTAL SA
Tyson Foods Inc.
Verizon Communications
Warner Chilcott Limited
Whole Foods Market, Inc.
Yale-New Haven Hospital Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Consumer Product Safety Commission
Department of Agriculture
Department of Commerce
Department of Homeland Security
Department of Labor
European Commission
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Internal Revenue Service
International Monetary Fund
National Institutes of Health
Occupational Safety and Health Administration
Office of Management and Budget
Securities and Exchange Commission
Seneca Nation of Indians
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

Fla. Settles 10-Year Suit Over Children's Medicaid Care

Florida's Agency for Health Care Administration settled a long-running class action Tuesday accusing the agency of failing to provide adequate medical and dental care to children in Florida's Medicaid program.

INTERNATIONAL TRADE

China Imposes Sanctions On N. Korea After UN Vote

The Chinese government on Tuesday banned certain imports of North Korean coal, iron ore and metals, mirroring the language of a recent United Nations sanction resolution and raising hopes that China's leaders were serious about punishing Pyongyang for alleged efforts to improve its nuclear weapons capability.

TAX

NYC Council Wants To Tax Carried Interest, 'Mansion' Sales

The New York City Council on Monday proposed new taxes on carried-interest compensation common among fund managers and on high-value residential property sales, saying the taxes would be a fair way to raise $410 million next year to restock the city's recession-battered fiscal reserves.

DC Circ. Won't Revive Internet Tax Row Over Cigarette Sales

The D.C. Circuit on Tuesday affirmed a lower court ruling tossing a Native American man's constitutional challenge to a law allowing states to collect taxes on Internet tobacco sales, saying that he ran little risk of federal prosecution over unpaid taxes and a ruling on the law couldn't protect him from state or local litigation.

AT&T Says Calif. Cell Tax Class Action Should Be Federal

AT&T Inc., one of several telecommunications companies sued along with a California tax agency for allegedly illegally collecting hundreds of millions of dollars in cell phone sales taxes, asked a California federal judge to take the putative class action on Monday, saying federal law prevents state courts from hearing the dispute.

IMMIGRATION

Fee Change Rule For Immigration Applications Hits The OMB

A new rule aimed at changing the fee schedule for certain immigration applications was submitted to the Office of Management and Budget on Monday, signaling that U.S. Citizenship and Immigration Services could be rolling out an update to its fees in the near future.

TELECOMMUNICATIONS

Sirius Can't Challenge T-Mobile, AT&T Spectrum Leasing: FCC

The Federal Communications Commission on Monday cleared T-Mobile and AT&T subsidiaries to move forward with a spectrum leasing deal, rejecting Sirius XM Radio Inc.'s objections of service interference as inappropriate for the forum.

Berkeley Defends Cellphone Warning Ordinance At 9th Circ.

Berkeley, California, urged the Ninth Circuit on Monday to allow an ordinance mandating that cellphone retailers include a radiation warning with all sales, saying a trade group's challenge to the law misapplied the First Amendment to severely limit government's regulatory powers.

Verizon, AT&T Split At FCC Over US-Cuba Route Rules

AT&T and Verizon separately weighed in on the Federal Communications Commission's floated proposal to open up rate negotiation for telecom services between the U.S. and Cuba, with the companies taking different stances Monday on whether the commission should keep nondiscrimination conditions in place.

FLORIDA

Fla. Gov. Names Business Agency Atty As General Counsel

Florida Republican Gov. Rick Scott on Tuesday named the general counsel of the state's Department of Business and Professional Regulation to the governor's general counsel position.

EU Regulators Tout Looming 'Privacy Shield' Opinion

France's data protection regulator on Tuesday pushed back at suggestions that the opinion slated to be released by Europe's privacy regulators next week on the trans-Atlantic "Privacy Shield" would spell trouble for multinationals, arguing that the action would help to lift the cloud of uncertainty hanging over businesses.

PEOPLE

DOJ's No. 3 Exiting, Antitrust Head Expected To Replace Him

Stuart Delery is stepping down as the U.S. Department of Justice's third-ranking official, the agency said, and Bill Baer, the current head of DOJ's antitrust division, is expected to replace him, according to published reports.

EXPERT ANALYSIS

TSCA Amendments Are Coming: 5 Ways To Prepare Now

Recent successes in the Senate and House reflect significant progress in efforts to harmonize amendments to the Toxic Substances Control Act. Although the specific terms and scope of the changes are still unclear, there are important actions importers, manufacturers and processors of chemical substances can take to enhance their positions in the market, says Lawrence Culleen of Arnold & Porter LLP.

What You Should Know About The New PTAB Rules

In general, the new Patent Trial and Appeal Board rules — effective May 2 — provide additional clarity on procedural issues and a few substantive areas. While this clarity is likely to streamline certain aspects of the proceedings, allowing patent owners to present testimonial evidence before institution will complicate the pre-institution phase, say attorneys with Finnegan Henderson Farabow Garrett & Dunner LLP.

Do Schools Need Schooling On Sexual Harassment?

The disparate handling of several recent school-based sexual harassment cases could make even a seasoned employment lawyer struggle to remember where the lines in these types of cases are actually drawn. In the wake of such contrasting outcomes, school administrators and employers should be reminded to thoroughly investigate all allegations so as not to be seen as indifferent, says Zachary Cantor, a principal at Cantor Law.

LEGAL INDUSTRY

3 Things Clients Look For When Choosing A New Firm

When clients are searching for a new law firm, cost is usually a top priority, but factors like whether a new firm can provide fast and solid business advice or build a working relationship with general counsel are some things they may think are equally important. Here are three things clients have on their wish lists when they're looking for a new firm.

The 4 Traits GCs Should Seek In Their Next Hire

Success in a law firm bodes well for success in-house, but a few key skills can really cement that a lawyer will deliver in a law department role. Whether you're expanding your in-house team or seeking a replacement, here's what you should look for among the candidates.

Panama Papers Bring Law Firm Ethics Controversy To Fore

The Panama Papers leak has spotlighted a growing debate over attorneys' obligations to sniff out money laundering risks, and several experts say it's a warning shot to firms operating on the edge to button up their practices or risk losing reputable clientele and getting ensnared in future investigations.

McGuireWoods' 2016 Lateral Count Rises To 21

In the past 14 days, McGuireWoods LLP has brought on 13 new partners and opened up shop in San Francisco, continuing a hiring spree that started in January and bringing the firm's total number of lateral partner and senior counsel hires so far this year to 21.

Law Firms Show Lowest Commitment To Diversity: Survey

Law firms are perceived by the public as having the lowest commitment to hiring and keeping on diverse applicants among 11 industry groups, according to the results of a survey of more than 1,100 American adults released on Tuesday.

Calif. State Bar Trustees Propose Organizational Split

Two members of the California State Bar's board of trustees proposed Monday that it split the licensing and regulatory functions of the bar from the trade association functions, a suggestion that was met with skepticism from the state's top judge.

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jmeeks@senatedem.ilga.gov[jmeeks@senatedem.ilga.gov]; john_ashcroft@ashcroft.senate.gov[john_ashcroft@ashcroft.senate.gov];
john_kerry@kerry.senate.gov[john_kerry@kerry.senate.gov]; john_mccain@mccain.senate.gov[john_mccain@mccain.senate.gov];
kit_bond@bond.senate.gov[kit_bond@bond.senate.gov]; kraoul@senatedem.ilga.gov[kraoul@senatedem.ilga.gov];

kyarbrough@hds.ilga.gov[kyarbrough@hds.ilga.gov]; kyarbrough@ilga.gov[kyarbrough@ilga.gov]; lkf@ilga.gov[lkf@ilga.gov];
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senator.hutchinson@hutchinson.senate.gov[senator.hutchinson@hutchinson.senate.gov];
senator@akaka.senate.gov[senator@akaka.senate.gov]; senator@biden.senate.gov[senator@biden.senate.gov];
senator@boxer.senate.gov[senator@boxer.senate.gov]; senator@breaux.senate.gov[senator@breaux.senate.gov];
senator@bryan.senate.gov[senator@bryan.senate.gov]; senator@cochran.senate.gov[senator@cochran.senate.gov];
senator@collins.senate.gov[senator@collins.senate.gov]; senator@conrad.senate.gov[senator@conrad.senate.gov];
senator@dodd.senate.gov[senator@dodd.senate.gov]; senator@dorgan.senate.gov[senator@dorgan.senate.gov];
senator@dpm.senate.gov[senator@dpm.senate.gov]; senator@edwards.senate.gov[senator@edwards.senate.gov];
senator@feinstein.senate.gov[senator@feinstein.senate.gov]; senator@inouye.senate.gov[senator@inouye.senate.gov];
senator@kdillard.com[senator@kdillard.com]; senator@landrieu.senate.gov[senator@landrieu.senate.gov];
senator@levin.senate.gov[senator@levin.senate.gov]; senator@mcconnell.senate.gov[senator@mcconnell.senate.gov];
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senator@torricelli.senate.gov[senator@torricelli.senate.gov]; senator@wellstone.senate.gov[senator@wellstone.senate.gov];
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senator_lugar@lugar.senate.gov[senator_lugar@lugar.senate.gov]; senator_meeks@ameritech.net[senator_meeks@ameritech.net];
senator_reid@reid.senate.gov[senator_reid@reid.senate.gov];
senator_stevens@stevens.senate.gov[senator_stevens@stevens.senate.gov];
senator_voinovich@voinovich.senate.gov[senator_voinovich@voinovich.senate.gov];
senatorcollins@sbcglobal.net[senatorcollins@sbcglobal.net]; senatorlott@lott.senate.gov[senatorlott@lott.senate.gov];
senatorraoul@sbcglobal.net[senatorraoul@sbcglobal.net]; tami_stone@burris.senate.gov[tami_stone@burris.senate.gov];
tom_harkin@harkin.senate.gov[tom_harkin@harkin.senate.gov]; webmail@brownback.senate.gov[webmail@brownback.senate.gov];
webmaster@energy.senate.gov[webmaster@energy.senate.gov]; Barack[barack@obama.senate.gov]; Bill
Brady[billbrady@senatorbillbrady.com]; Davidsmeyer, Cindy[cdavidsmeyer@senatedem.ilga.gov];
dick.durbin@mail.senate.gov[dick.durbin@mail.senate.gov]; Flowers[mflowers@hds.ilga.gov]; Hillary[hillary.clinton@mail.senate.gov];
Illinois Turner[terri@reparthurturner.com]; Kuame Rauol[senatorrauol@sbcglobal.net]; langli@ilga.gov[langli@ilga.gov]; Mark
Kirk[mark.kirk@mail.senate.gov]; Meeks[meeks@senatedem.ilga.gov];
Richard.Devine@mail.senate.gov[richard.devine@mail.senate.gov]; Ricky Hendon[hendon@senatedem.ilga.gov]; Senator
Crumbly[jcrumbly2004@yahoo.com]; 5newsdesk@fox5vegas.com[5newsdesk@fox5vegas.com]
Cc: Andy Shaw[redacted]; [redacted];
Wolf.Blitzer@turner.com[Wolf.Blitzer@turner.com]; van.scott@abc.com[van.scott@abc.com]; Alderman Michelle
Harris[mharris@cityofchicago.org]; Brookins[ward21@cityofchicago.org]; Beale[ward09@cityofchicago.org];
caragh.e.fisher@abc.com[caragh.e.fisher@abc.com]; Austin[caustin@cityofchicago.org]; Mitts[emitts@cityofchicago.org];
cbatbie@kvoa.com[cbatbie@kvoa.com]; heather.m.riley@abc.com[heather.m.riley@abc.com];
lauri.l.hogan@abc.com[lauri.l.hogan@abc.com]; greg.g.khach@disney.com[greg.g.khach@disney.com];
meradyth.moore@klasresearch.com[meradyth.moore@klasresearch.com]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov];
burke[eburke@cityofchicago.org]; catherine.lord@disney.com[catherine.lord@disney.com]; Hairston[lhairston@cityofchicago.org]; ABC
Chuck Goudie[chuckgoudie@gmail.com]; Jonathan Jackson[FourteenthAmendment@gmail.com]; NBMBC Vincent
Harrison[redacted]; janet.k.daily@abc.com[janet.k.daily@abc.com]; ABC Alan
Krashesky[alan.d.krashesky@abc.com]; Alderman Michelle Harris[redacted]; ABC John
Garcia[John.f.garcia@abc.com]; Clerk Of City[cityclerk@cityofchicago.org]; 13Investigates@KTNV.COM[13investigates@ktnv.com];
patrick.k.preblick@abc.com[patrick.k.preblick@abc.com]; monica.bell@abc.com[monica.bell@abc.com];
jori.arancio@disney.com[jori.arancio@disney.com]; Foulkes[Toni.Foulkes@cityofchicago.org];
rwoods@newbirth.org[rwoods@newbirth.org]; elizabeth.g.hecht@abc.com[elizabeth.g.hecht@abc.com];
richard.horrmann@abc.com[richard.horrmann@abc.com]; julia.l.johnson@abc.com[julia.l.johnson@abc.com]; NBC Mary Ann
Ahern[MaryAnn.Ahern@nbcuni.com]; Mitts[elect_emmamitts@att.net]; NBC Phil Rogers[phil.rogers@nbcuni.com]; Adam
Glaser[aglaser@azag.gov]; DJT@TrumpOrg.com[DJT@trumporg.com]; NBMBC Waddell w[MWaddell@newbirth.org];
alyssa.l.bernstein@abc.com[alyssa.l.bernstein@abc.com]; [redacted]; Toni
Prewinkle[redacted]; george.zaralidis@abc.com[george.zaralidis@abc.com]; Reboyras[ward30@cityofchicago.org];
bshaw@kvoa.com[bshaw@kvoa.com]; Burnette[wburnett@cityofchicago.org]; Gary Rhoades[gary.rhoades@smgov.net];
pr@abc7.com[pr@abc7.com]; ktla@ktla.com[ktla@ktla.com]
From: Chyvette Valentine
Sent: Wed 6/26/2019 10:12:09 PM
Subject: DNC Debate tonight
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EXTERNAL EMAIL

Good Afternoon to everyone!!!
I am still here in LA trying to maintain my peace of mind, it has not been easy, especially given the fact that the NBA followed me to LA (Santa Monica) for this years NBA Award dinner. I was literally 6 miles away during the live taping, I have not and do not intend on watching that foolishness. My intention is to remain in California until after the 4th of July then I might drive to Mexico, then Belize!

I am not in the mood for this foolishness and craziness, Pippen and now Mustapha Farrakhan have followed me to LA and are stalking the living shit out of me and the residents of Santa Monica.

No one deserves this much drama, and since he cannot admit to raping then murdering my son, and there will be no investigation, it is best for me to part my ways, even if that means leaving the country which I have no problem doing.

In case you did not know, my buddy Tom Cruise found me on the beach of Venice, he has not grabbed me yet, I expect him soon!

Joe Biden, nothing is guaranteed, there have been so many promises made that I do not want to hear any new lies, I am waiting or my payout from Obama!

What fails me without question, is how everyone else can face charges, yet Pippen remains a free man, solely for the purpose to harass the living hell out of me (unreported).

I am not a Muslim, I do not like being portrayed as one and I do not give a damn what the Nation of Islam wants, I am not a felon! Therefore I would not fit in, I do not know what his justification is for hanging out in LA I do not want him, and knowing him is an embarrassment to us all. I am not one of the women in his collection and it needs to be said that I don't want him!

My grandmother Debbie Valentine is pictured in the photos attached, that is the woman who help to build President Donald Trump.

I owe no one an apology for who my grandmother is and or why she was so close to Trump, I can share that he loved her, I think he bought her the fur in that photo!

Congressman Danny K Davis, I will refrain from using Bobby Rush any further, I am not part of this hate filled Anti White rhetoric that is dividing and separating our country!

Congresswoman Maxine Waters you know my concerns!

That being said, I do not know what you want me to say, this madness is unbelievable!

I want to know where Pippen is and why he is allowed to wreck chaos in my life, more than that I am very concerned about the conduct and behavior of the LAPD, is it true that the Mayor is targeting me for Magic Johnson? This is the exact reason

why I want to leav ethe USA, if you cannot control me you manipulate me!

Thank you for taking Obama out of the country he was getting on my last nerve begging!

See you tonight for the debate, I am not talking, until I am paid for what I have done in the past!

--

Chyvette A Valentine

[redacted]

Your new link to receive money is **PayPal.Me/ChyvetteValentine**

Chyvette Valentine Guide of Social Media Directory

Global Blog: 68,000 Global Fans http://sexydancer68.blogspot.com

Chyvette Blog http://chevettevalentine.wordpress.com

Security or Community Advocate http://cat7thward.wixsite.com/sundayscatering/security

Sundays BnB https://sundaysbedandbreakfast.wordpress.com

Catering https://order.ehungry.com/SundaysCateringConcessionsandSpecialEvents

Chyvette A Valentine

[redacted]

[redacted]

[redacted]

Tuesday, March 26, 2019
Human Resources Department
City of Santa Monica
1685 Main Street, 101
Santa Monica, CA 90401

Dear City of Santa Monica,

It is with great anticipation that I submit my resume for your review, in consideration for the role of “Background Investigator”. Allow me to introduce myself, my name is Chyvette A. Valentine.

My resume will offer a quick snapshot of my most recent employment background, what it will not reflect is my background in “Private Investigations, Security, and Armed Guard Training”.

- Capital Credit; Account Recovery Agent (1985-1986)
- BellSouth; Fraud and Risk Management (1992-1994)
- Illinois Department of Corrections; Correction Officer (1995)
- JK Guardian Security; Armed Security Guard (1994-1995)

These are some of the key roles, where I gained most of my experience, and training in my field of study. I am presently an online student pursuing 4 degrees, my primary major is Criminal Justice and this role aligns with my career path.

In addition to those key roles, I need to also mention that I have obtained training and certification from August 1992:

Professional Business School
Private Security, Private Detective and Armed Guard Training
330 S Wells,
Chicago, Illinois 60654
Certification: In Armed Guard and Private Detective/ Investigation
Active Gun Registration: 230-078648 www.idfpr.com

I have relocated to Los Angeles with hopes of securing stable long term employment, which will offer me the opportunity to afford the lifestyle that I love and enjoy, living in the Inglewood community, while building for my retirement.

If I were to cite which of my most notable professional references I could name that would give a great reference, I would name the following:

- President George W Bush (Award for Service)
- President Barack Obama (Award for Service)
- Mayor Rahm Emmanuel, Chicago
- Governor Pat Quinn, Illinois
- Senator Dick Durbin, Illinois
- Senator Mark Kirk, Illinois

Reference: Security website http://cat7thward.wixsite.com/sundayscatering/security

This being said there

are no outside influence and/or distractions that would interfere with my performance of the duties to which I would be recruited, and I am able to start immediately. I look forward to being a contributing member of the Inglewood Community.

I am prepared to obtain whatever permits, license and training needed to qualify for this role, and look forward to hearing from you, and preparing for the next step in the interview process for this opening.

I have relocated to Los Angeles with hopes of securing stable long term employment, that will offer me the opportunity to afford the lifestyle that I love and enjoy, living in the Santa Monica community, while building for my retirement. This being said there are no outside influence and/or distractions that would interfere with my performance of the duties to which I would be recruited,

and I am able to start immediately.

My skills would include (and is not limited to):

- Skip Tracing
- Account Recovery
- Background Investigations
- Fraud Detection
- Employment Verification
- Loan Repayment
- Student Loan Recovery
- Credit Card Detection and Recovery

This can be accomplished using a number of identifiers in account recovery, fraud detection or background investigation using one or more of the following:

- Name
- Address
- Social Security Number

- Account Numbers
- Loans Info

And other relevant identifiers when looking to investigate, locate or recover an account for my client and/or firm.

I have gained security classifications on many levels including and not limited to government accounts, and records. I am prepared to obtain whatever permits, license and training needed to qualify for this role.

I look forward to hearing from you, and preparing for the next step in the interview process for this opening.

Sincerely

Chyvette A Valentine

Wednesday, March 27, 2019
Human Resources Department
City of Inglewood
One West Manchester Blvd,
Inglewood, CA 90301

Dear Mayor James Butts,

It is with great anticipation that I submit my resume for your review, in consideration for the role of “Public Safety Dispatcher”.

Allow me to introduce myself; my name is Chyvette A Valentine.

My resume will offer a quick snapshot of my most recent employment background, what it will not reflect is my background in “Private Investigations, Security, and Armed Guard Training”.

- Capital Credit; Account Recovery Agent (1985-1986)
- BellSouth; Fraud and Risk Management (1992-1994)
- Illinois Department of Corrections; Correction Officer (1995)
- JK Guardian Security; Armed Security Guard (1994-1995)

These are some of the key roles, where I gained most of my experience, and training in my field of study. I am presently an online student pursuing 4 degrees, my primary major is Criminal Justice and this role aligns with my career path.

In addition to those key roles, I need to also mention that I have obtained training and certification from August 1992:

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Chicago, Illinois 60654
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- Mayor Rahm Emmanuel, Chicago
- Governor Pat Quinn, Illinois
- Senator Dick Durbin, Illinois
- Senator Mark Kirk, Illinois

Reference: Security website http://cat7thward.wixsite.com/sundayscatering/security

This being said there

are no outside influence and/or distractions that would interfere with my performance of the duties to which I would be recruited, and I am able to start immediately. I look forward to being a contributing member of the Inglewood Community.

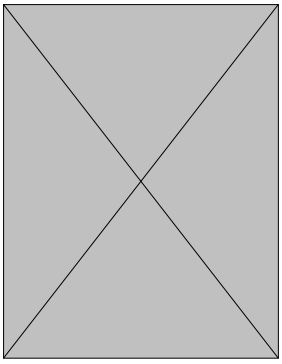
I am prepared to obtain whatever permits, license and training needed to qualify for this role, and look forward to hearing from you, and preparing for the next step in the interview process for this opening.

Sincerely,

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING
Sent: Thur 5/3/2018 9:00:44 PM
Subject: [Papers] Overlooked Points of Data Security, Guide to Hyperconverged Infrastructure, Best Practices for VoIP Transitions and More

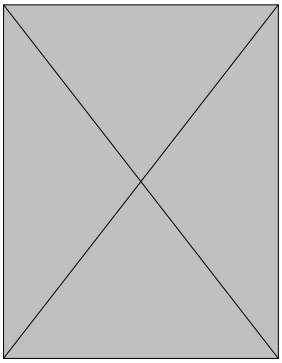
View in Browser

FEATURED PAPERS



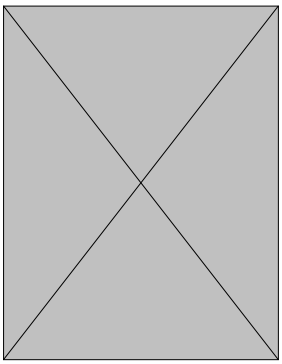
Best Practices for Water Utility Operations

Stop managing your water network with best guesses. Claim this free guide to learn how utilities are leveraging operations management best practices to increase efficiency, spend smarter, and predict leaks and water loss—before they break the bank.



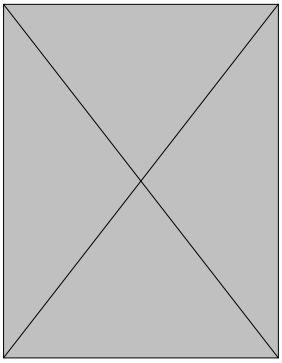
The Path Toward Smart Cities: Best Practices

The awareness of the potential of Smart Cities has grown exponentially over the past year. Therefore, as government leaders start to transform their organizations through the application of technology to real business challenges they are also looking for a roadmap to shape their thinking about the future and to provide a path toward transforming into a Smart City. This brief poses questions by Phillips Lighting to Ruthbea Yesner, Vice President of IDC Government Insights and global director of its Smart Cities Strategies practice, on behalf of Phillips Lighting's customers.



The Controller's Guide to Automation

80% of controllers say their jobs have changed to be more forward thinking and that they have to add more value with the strategic analysis of reports. Read this white paper to learn how the right technology can increase productivity and help controllers provide more real-time information and strategic insights.



Connect for Success: How Connected Communities unite data, systems and people

As connected community projects across the country show, forward-looking governments are reengineering internal systems to achieve the full benefits of modernization. Fortunately, this reengineering process doesn't have to be long and expensive, thanks to a host of new options like integrated, end-to-end platforms designed for state and local government, as well as reliable SOA technology that facilitates data sharing. To learn more download this paper.

NEWEST ADDITIONS

Propelling Printing Into the 21st Century

Building Smarter, Safer Railways

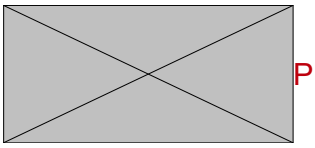
Time and Attendance Buyer's Guide

How Do you Fight Tax Fraud Infographic

MORE PAPERS

This email was sent to cgoodman@lasvegasnevada.gov.
Unsubscribe | Opt out of all e.Republic email | Privacy Statement
© 2018 e.Republic. All rights reserved. 100 Blue Ravine Rd, Folsom, CA 95630, USA. Phone: 916-932-1300

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 4/27/2017 7:30:05 AM
Subject: [Marketing Mail] Trump Faces These 4 Disputes As 100-Day Mark Nears



PUBLIC POLICY.

Thursday, April 27, 2017

TOP NEWS

Trump Faces These 4 Disputes As 100-Day Mark Nears

Despite a whirlwind start, President Donald Trump hasn't let his official responsibilities keep him out of the courts, where the commander-in-chief is butting heads with Washington businesses, a former “The Apprentice” contestant and more as he approaches his first 100 days mark. Read more »

Analysis

After 100 Days, Immigration Changes Will Be Up To Congress

President Donald Trump has taken a variety of actions seen as a "sea change" for immigration policy during his first 100 days in office, and that approach is likely to continue, but experts told Law360 lasting change will depend on congressional action. Read more »

Analysis

Temporary Nature Of Tax Cuts May Lessen Economic Growth

The big tax announcement that President Donald Trump promised brought few surprises on Wednesday as it mostly rehashed his campaign pledges, but it suggests that comprehensive tax reform may amount to little more than temporary tax cuts that will curtail businesses' readiness to make long-term investments in the U.S. economy. Read more »

Trump Pushes For 15% Corporate Rate In New Tax Plan

A 15 percent tax rate for corporations and the repeal of a 3.8 percent tax on net investment income are the top priorities in the Trump administration’s tax reform agenda, according to a plan released by the White House on Wednesday. Read more »

Government Funding Deal 'Down To Final Details'

One more potential flashpoint between Congress and the White House over government spending was removed Wednesday, as President Donald Trump’s administration told congressional leaders it would continue subsidy payments under the Affordable Care Act. Read more »

House Conservatives Back Revamped ACA Repeal

House Republicans appear to have resuscitated their efforts to repeal the Affordable Care Act, as key conservative lawmakers on Wednesday signed on to a compromise measure that would alter protections for pre-existing conditions. Read more »

Senators Unveil Bill For Federal Regulation Reform

A bipartisan pair of U.S. senators announced Wednesday that they have introduced a piece of legislation aimed at federal regulatory agencies with the intent to reform the process by which those agencies analyze and formulate new regulations and guidance documents. Read more »

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Hall Lamb
Harris Wiltshire
Hogan Lovells
Holland & Hart
Hunton & Williams
Morrison & Foerster
Orrick Herrington
Paul Hastings
Sedgwick LLP
Seyfarth Shaw
Sullivan & Cromwell
Zuckerman Spaeder

COMPANIES

AOL Inc.
American Civil Liberties Union
American Express Company
American Institute of Architects
BP p.l.c.
Boston Celtics
Bristol-Myers Squibb Company
Broadcast Music Inc.
CITGO Petroleum Corp.
Center for American Progress
Center for Biological Diversity Inc.
Chevron Corporation
Citizens for Responsibility and Ethics in Washington

House Passes Bill Changing Copyright Office Appointments

The House passed a bill to make the nation's copyright register a Senate-confirmable position, over the concern among some Democrats that the administrator would be subject to the whims of the executive. Read more »

Trump Orders Review Of Antiquities Act Designations

President Donald Trump signed an executive order Wednesday that launched a review of land and marine national monuments designated for protection under the Antiquities Act during the last two decades, calling the act's use by previous administrations "abusive." Read more »

BANKING & SECURITIES

Dodd-Frank Rewrite Makes Minor Tweaks To Capital-Raising

A Republican bill seeking to broadly rewrite the Dodd-Frank Act also contains a slew of proposals to ease capital-raising, though lawyers say those measures essentially tweak around the edges of existing laws, stopping short of bolder reforms. Read more »

House Dems Seek To Slow GOP Dodd-Frank Repeal

Democrats on the House Financial Services Committee on Wednesday said they planned to hold their own hearing on a Republican bill that would effectively repeal the Dodd-Frank Act in a bid to slow down the legislation. Read more »

State Bank Regulators Sue To Stop OCC Fintech Charters

State banking regulators filed a lawsuit Wednesday seeking to block the Office of the Comptroller of the Currency from issuing special charters to financial technology firms, arguing that the regulator does not have the authority to do so. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Environmental Highlights From Trump's First 100 Days

President Donald Trump has focused much of his attention on environmental matters in his first 100 days in office, steering agencies away from the Obama administration's priorities and proposing budget cuts for the U.S. Environmental Protection Agency. Here are important actions taken by the Trump administration and others with the president's 100th day in office approaching. Read more »

AGs Urge Congress To Oppose Rollback Of Ozone Standards

More than a dozen Democratic attorneys general on Wednesday called on Congress to block legislation that would roll back and weaken ozone standards, saying the bill undermines the Clean Air Act and, if implemented, would mark a major step backward in combating pollution. Read more »

Enviros Push EPA To Crack Down On Polluting Power Plants

A coalition of environmental, conservation and public health groups have sent the U.S. Environmental Protection Agency a letter imploring the agency to act on requests by Connecticut, Maryland and Delaware for help curbing pollution from power plants in neighboring states that allegedly crosses their borders, according to an announcement Wednesday. Read more »

Mo. High Court Calls Clean Energy Constitutional Scrap Moot

The Missouri Supreme Court on Tuesday upheld the dismissal of a suit accusing the Missouri Legislature of unconstitutionally interfering with a rule implementing renewable energy standards for the state's utilities, saying the suit was moot because state utility regulators have since issued a new rule. Read more »

FEC Urged To Investigate Citgo's Trump Inauguration Kick-In

A democracy watchdog has asked the Federal Election Commission to immediately

Comcast Corporation
Competitive Carriers Association
Conference of State Bank Supervisors
Deere & Company
EnergySolutions, Inc.
Environmental Advocates of New York
Environmental Defense Fund Inc.
Facebook
Federation for American Immigration Reform
Florida Bar Association
Ford Motor Company
General Motors
Google Inc.
Independent Community Bankers of America
Lowe's Companies, Inc.
Massage Envy LLC
National Association of Broadcasters
National Association of Realtors
National Basketball Association
National Collegiate Athletic Association
Natural Resources Defense Council
New England Patriots
New York City Bar Association
New York Post
New York State Bar Association
New York Yankees
Northern Mariana Islands Retirement Fund
Palantir Technologies Inc.
PricewaterhouseCoopers
Royal Dutch Shell PLC
S&P Global Inc.
Sierra Club
Southeastern Pennsylvania Transportation Authority
Tax Foundation
The Aluminum Association Inc.
Time Warner Cable
Trump Organization Inc.
U.S. Chamber of Commerce
Verizon Communications
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management

investigate President Donald Trump's inaugural committee after it emerged that a U.S. subsidiary of a Venezuelan state-owned oil company chipped in $500,000 to the inauguration, saying the contribution violates a federal ban on foreign donations. Read more »

EMPLOYMENT

SEPTA Shielded From Philly Anti-Bias Law, Pa. Justices Say

A divided Pennsylvania Supreme Court on Wednesday upheld a ruling finding that the Southeastern Pennsylvania Transportation Authority could take advantage of sovereign immunity to avoid claims brought under Philadelphia's anti-discrimination ordinance. Read more »

EEOC Sues Massage Co. For Firing Worker Over Ebola Fears

A Massage Envy franchise operator broke the law when it fired an employee who planned to travel to Ghana over fears that she would carry the Ebola virus upon her return to the United States, the U.S. Equal Employment Opportunity Commission said in a lawsuit filed on Wednesday in Florida federal court. Read more »

Fla. High Court Won't Halt Cases After State Atty Removal

The Florida Supreme Court said late Tuesday it will not stop 23 homicide cases from moving forward without the original state prosecutor assigned to them, while it considers her challenge to Gov. Rick Scott's authority to remove her due to her reluctance to pursue the death penalty in a high-profile double murder. Read more »

Ill. Panel Votes To Strip Hastert Of Lawmaker Pension

Former U.S. House Speaker Dennis Hastert will not continue collecting his $28,000 annual pension from his days serving in the Illinois General Assembly, per a vote Wednesday from a panel that oversees the legislative retirement system. Read more »

Silicon Valley Co. Owes $1.6M In Back Pay In Hiring Bias Deal

Silicon Valley company Palantir Technologies Inc. will pay more than $1.6 million in back wages and promise to hire eligible class members to resolve accusations of systemic hiring discrimination against Asian applicants at the company's Palo Alto, California, facility in a deal announced Tuesday by the U.S. Department of Labor. Read more »

COMPETITION

Delrahim Confirmation Hearing Postponed Over Paperwork

The Senate Judiciary Committee has postponed a hearing scheduled for Wednesday to consider the nomination of Makan Delrahim to head the U.S. Department of Justice's antitrust division because his required paperwork was not yet completed. Read more »

GOVERNMENT CONTRACTS

Watchdog Wants Senate Probe Of Trump DC Hotel Ethics

An ethics watchdog nonprofit has requested a Senate committee investigation into whether President Donald Trump is violating ethics regulations and a lease from the federal government on the building currently occupied by Trump International Hotel in downtown Washington, D.C. Read more »

Trump Set To Sign Order To Overhaul VA Employee Discipline

President Donald Trump will sign an executive order Thursday setting up a new office within the U.S. Department of Veterans Affairs intended to come up with ways to help it more effectively punish or fire misbehaving employees and better protect whistleblowers, VA Secretary David Shulkin said. Read more »

Congressional Budget Office
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Illinois General Assembly
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
Navajo Nation
New York Attorney General's Office
New York State Department of Taxation and Finance
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Pennsylvania Department of Environmental Protection
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. Army
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Supreme Court

INTERNATIONAL TRADE

Canadian MP: Trump 'Shooting Himself In The Foot' On NAFTA

As President Donald Trump continues to push for renegotiation of the North American Free Trade Agreement, he may be “shooting himself in the foot” with his recent tough talk on Canada’s dairy and lumber policies, Canadian Parliament member Gerry Ritz told Law360 on Wednesday. Read more »

Aluminum Probe Marks Trump Admin.'s 2nd Use Of Rare Law

The Donald Trump administration on Wednesday launched a new investigation assessing national security threats from aluminum imports that could potentially lead to new tariffs, wielding an obscure trade law that allows for such probes for the second time in seven days. Read more »

TAX

Louisiana's Controversial Gross Receipts Tax Put On Ice

Louisiana Gov. John Bel Edwards accepted defeat Tuesday on the Democrat's controversial proposal for a commercial activity tax for businesses based on their gross receipts, an end-run around limitations on taxing out-of-state companies also being attempted elsewhere that was pulled by the bill's sponsor. Read more »

Lawmakers Introduce Biodiesel Tax Credit Bill

A bipartisan group of lawmakers on Tuesday announced that they have introduced a piece of legislation to reform the country’s biodiesel tax credit, saying that the bill would help support U.S. products. Read more »

NY Tax Dept. Deems Web-Based Software Sales Taxable

New York tax authorities have determined that sales tax applies to online file-sharing software used by corporate boards of directors in an advisory opinion released Tuesday, but allowed for proportional exclusions for out-of-state board members and exempt internet access functions. Read more »

EU Directs 4 Years In Jail For Major Tax Fraud, Corruption

A directive adopted Tuesday by the Council of the European Union will require member nations to implement criminal laws including a maximum penalty of at least four years in prison for major tax evasion, fraud, corruption and other white collar crimes harming the EU budget. Read more »

TELECOMMUNICATIONS

FCC Will Undo Obama-Era Open Internet Framework, Pai Says

Federal Communications Commission Chairman Ajit Pai revealed the details of his long-anticipated plan to take aim at 2015 net neutrality rules on Wednesday, pledging this year to “finish the job” on undoing the reclassification of broadband as a common carrier service. Read more »

Ford Pushes FCC On Vehicle-To-Vehicle Communications

Ford Motor Co. announced that it has met with Federal Communications Commission Chairman Ajit Pai’s staff on the subject of connected vehicles, saying that there must not be "harmful interference in the 5.9 GHz band." Read more »

FCC Urged To Ensure Solid Evidence Behind Mobile Support

The Competitive Carriers Association on Tuesday urged the Federal Communications Commission to make sure that a support mechanism for expanding mobile access uses sound data collection standards and relies on solid evidence to determine which geographic regions receive funds. Read more »

Fox Lobbies FCC To Renew NY Post Ownership Waiver

The Federal Communications Commission should permit the continued co-ownership of TV stations in New York and New Jersey and the New York Post, Fox told the agency Tuesday, saying a waiver that allows it is in the public interest. Read more »

EXPERT ANALYSIS

The Impact Of Tax Reform On Private Equity

While predicting exactly where President Trump and Congress will land when it comes to tax reform is at best an inexact science, some consistent themes have emerged, including a widespread elimination of deductions. The impact of eliminating corporate-level deductions for private equity funds cannot be understated, say attorneys with Orrick Herrington & Sutcliffe LLP. Read more »

Repeal Of FCC Privacy Rules Leaves America Vulnerable

The congressional repeal of the Federal Communications Commission's October 2016 privacy rules will have security implications far beyond what was ever envisioned or intended. The end result will be a disaster not just for Americans' privacy, but for America's cybersecurity as well, says John Stephens of Sedgwick LLP. Read more »

Thinking Fast And Slow About Class Action Reform

Corporate interests lobbying for H.R. 985, the anti-class action bill recently passed by the U.S. House of Representatives, are the same ones that pushed the Class Action Fairness Act in 2005. That law caused most significant class actions to migrate to federal courts. Ironically, the new bill could return many class actions to state courts, says Michael Donovan of Donovan Litigation Group LLC. Read more »

10 Ways To Avoid Construction Defect Litigation In Colo.

If passed, Colorado's HB 1279 will be helpful to developers of residential projects, requiring community homeowners to approve construction defect litigation. However, even if the bill passes, developers should continue to implement a number of strategies to mitigate the risk of litigation, says Rebecca Dow of Holland & Hart LLP. Read more »

The 9-Year Winning Streak Of Virginia 'Rocket Docket'

Out of 94 district courts, the Eastern District of Virginia has been the fastest civil trial docket in the country for nine straight years. Without micromanaging the process, the EDVA's judges, magistrate judges, and clerks and staff continue to perform at a stunningly efficient level, says Bob Tata of Hunton & Williams LLP. Read more »

LEGAL INDUSTRY

Katyal Laments Diversity Gap After Hitting High Court Record

Neal Katyal tied a record set by the late Associate Justice Thurgood Marshall on Tuesday for the most Supreme Court arguments by a minority attorney, but the Hogan Lovells partner told Law360 in an interview that Marshall's 50-year hold on the achievement is a "tragic" sign of the need for diversity among the Supreme Court bar. Read more »

Law Firm's Docs Are Private, NYC Bar Association Says

The New York City Bar Association on Tuesday told the Second Circuit that it supported Cravath Swaine & Moore LLP in its bid to block the disclosure of Royal Dutch Shell PLC documents for a planned environmental and human rights suit abroad, saying that handing them over could hurt attorney-client relationships. Read more »

Plaintiffs Bar Perspective: Hall Lamb's Matthew Leto

As a plaintiffs lawyer, you have to be tenacious and capable of adapting quickly. Not every hearing will go your way and not every witness will provide favorable

testimony, says Matthew Leto, partner at Hall Lamb Hall & Leto PA. Read more »

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Holland & Hart
Hunton & Williams
Morrison & Foerster
Orrick Herrington
Paul Hastings
Sedgwick LLP
Seyfarth Shaw
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Citizens for Responsibility and Ethics in Washington
Sierra Club
Trump Organization Inc.
AOL Inc.
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American Express Company
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BP p.l.c.
Boston Celtics
Bristol-Myers Squibb Company
Broadcast Music Inc.
CITGO Petroleum Corp.
Center for American Progress
Center for Biological Diversity Inc.
Comcast Corporation
Competitive Carriers Association
Conference of State Bank Supervisors

Deere & Company
EnergySolutions, Inc.
Environmental Advocates of New York
Environmental Defense Fund Inc.
Facebook
Federation for American Immigration Reform
Florida Bar Association
Ford Motor Company
General Motors
Google Inc.
Independent Community Bankers of America
Lowe's Companies, Inc.
Massage Envy LLC
National Association of Broadcasters
National Association of Realtors
National Basketball Association
National Collegiate Athletic Association
Natural Resources Defense Council
New England Patriots
New York City Bar Association
New York Post
New York State Bar Association
New York Yankees
Northern Mariana Islands Retirement Fund
Palantir Technologies Inc.
PricewaterhouseCoopers
Royal Dutch Shell PLC
S&P Global Inc.
Southeastern Pennsylvania Transportation Authority
Tax Foundation
The Aluminum Association Inc.
Time Warner Cable
U.S. Chamber of Commerce
Verizon Communications
Wells Fargo & Co.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Supreme Court
Executive Office of the President
Federal Trade Commission
U.S. House of Representatives
Consumer Financial Protection Bureau
Department of Commerce
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration

Army Corps of Engineers
Bureau of Land Management
Congressional Budget Office
Council on Environmental Quality
Equal Employment Opportunity Commission
European Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Reserve System
Illinois General Assembly
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
Navajo Nation
New York Attorney General's Office
New York State Department of Taxation and Finance
Office of Federal Contract Compliance Programs
Pennsylvania Department of Environmental Protection
Pennsylvania Supreme Court
U.S. Army
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs

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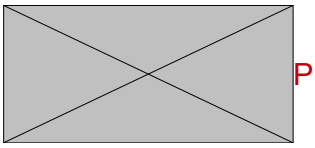
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/3/2017 8:36:23 AM
Subject: Trump Pushes Points-Based Immigration System Bill



PUBLIC POLICY.

Thursday, August 3, 2017

TOP NEWS

Trump Pushes Points-Based Immigration System Bill

President Donald Trump on Wednesday joined two Republican senators to tout a bill that targets family-based immigration and seeks to create an immigration points system, while also capping annual permanent residency numbers for refugees and ending the diversity visa lottery. Read more »

Analysis

Dems' 'Better Deal' Antitrust Plan Would Entail Sea Change

House and Senate Democrats have proposed to crack down on market concentration as part of a recently released policy agenda, but putting the proposals in place would likely require not only sympathetic advocates in all three branches of government but a significant shift in the attitudes of antitrust practitioners and the public. Read more »

Trump Enacts Russian Sanctions, Calls Law 'Unconstitutional'

President Donald Trump signed legislation into law Wednesday that imposes sanctions on Russia and curtails his ability to remove them, labeling as "unconstitutional" certain provisions that he claims step on a president's authority. Read more »

Analysis

3 Questions Environmental Attorneys Have About The ESA

The Endangered Species Act gives the federal government powerful tools to protect animals and plants in danger of extinction, and the Obama administration took steps to use the ESA to beef up safeguards against negative environmental impacts from energy projects and protections for species that aid crop development. But under the Trump administration, how the ESA will be applied is uncertain. This is the fourth in a seven-part series on important open questions about environmental law. Read more »

Senate Approves Trump Republican Pick For NLRB

The Senate passed President Donald Trump's first pick for the National Labor Relations Board Wednesday, the first step toward a potential Republican majority on the board that could endanger a number of Obama-era decisions. Read more »

Analysis

Regulators Will Have Room To Run On Volcker Rewrite

A Wednesday announcement from a federal banking regulator set the ball rolling on a reshaping of the Volcker Rule, and experts say that big changes could come to the Dodd-Frank Act's ban on proprietary trading without any change in legislation. Read more »

DOJ's Antitrust Unit Gets Deputy For International Affairs

The U.S. Department of Justice's Antitrust Division has added an international trade and antitrust expert to its front office roster, with Notre Dame Law School professor

Listen to our new podcast here

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Bradley Arant
Carlton Fields
Carrington Coleman
Chambliss Bahner
Connell Foley
Covington & Burling
Cravath Swaine
Crowell & Moring
Davis Polk
Debevoise & Plimpton
Dorsey & Whitney
Drinker Biddle
Epstein Becker Green
Eversheds Sutherland
Fine Kaplan
Finnegan
Fish & Richardson
Gibson Dunn
Gordon & Rees
Haynes and Boone
Herssein Law Group
Hogan Lovells
Holland & Hart
Holland & Knight

Roger Alford joining the watchdog to handle international affairs. Read more »

BANKING & SECURITIES

Analysis

Is SEC Targeting Political Spenders In Disclosure Reviews?

A recently published academic paper found the U.S. Securities and Exchange Commission's Division of Corporation Finance is more likely to issue comment letters and give extra scrutiny to the filings of public companies that spend money on lobbying and political contributions, but experts cautioned it's unlikely the agency is consciously coming down harder on political spenders. Read more »

OCC Begins Volcker Rule Rewrite Process

A federal banking regulator on Wednesday opened the process of making changes to the Volcker Rule, beginning in earnest the Trump administration's plan to roll back some Obama-era financial regulations. Read more »

ENERGY & ENVIRONMENTAL

Feds Want Enviros' ESA Suit Over Minn. Forest Scrapped

The U.S. Forest Service and other federal agencies on Tuesday asked a D.C. district judge for a quick win in a suit accusing them of violating the Endangered Species Act by using an outdated biological review to approve projects that environmental groups say could harm animals in Minnesota's Superior National Forest, saying the groups lack standing. Read more »

IP & TECHNOLOGY

Analysis

Trump Eyeing Another Novel Approach To Muscle China On IP

The Trump administration has not been shy about getting creative with its enforcement of U.S. trade laws, and it appears poised to do so again by reviving a largely dormant statute to crack down on China's alleged flouting of U.S. tech companies' intellectual property rights in a move that will win no favors with Beijing. Read more »

TRANSPORTATION & INFRASTRUCTURE

Seattle Defeats Challenge To Uber Driver Union Law

A Washington federal judge tossed the U.S. Chamber of Commerce's challenge to Seattle's ordinance letting Uber and Lyft drivers unionize, saying Tuesday it is not preempted by federal antitrust law and upending the business coalition's hard-fought efforts to prevent independent contractors from banding together as a union. Read more »

Disabled Vets Sue DOT Over Wheelchair Rule's Abrupt Delay

Paralyzed Veterans of America has filed suit in D.C. federal court against the U.S. Department of Transportation for rolling back a rule intended to make airline travel safer and easier for disabled passengers, accusing the government of abruptly delaying the rule without seeking input from people with disabilities. Read more »

REAL ESTATE

Analysis

Consensus Forming On Housing Credits, But Hurdles Remain

The Senate Finance Committee's hearing Tuesday on affordable housing was a promising sign that low-income housing tax credits may reach a broader swath of

Hopkins & Carley
Hunton & Williams
Jackson Lewis
Jackson Walker
Jenner & Block
Jones Day
Jones Walker
K&L Gates
Kellogg Hansen
King & Spalding
Kirkland & Ellis
Knobbe Martens
Levy Thompson
Lewis Rice
Littler Mendelson
Locke Lord
Lowenstein Sandler
Maraziti Falcon
McGuireWoods
Morgan Lewis
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Orrick Herrington
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Paul Hastings
Paul Weiss
Perkins Coie
Petrillo Klein
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Reed Smith
Ropes & Gray
Schiff Hardin
Seyfarth Shaw
Sheppard Mullin
Shutts & Bowen
Sidley Austin
Simpson Thacher
Skadden
Squire Patton Boggs
Stark & Stark
Stempel Bennett
Stinson Leonard
Stoel Rives
Stroock & Stroock
Susman Godfrey
Weil Gotshal
White & Case
Wiggin and Dana
Wiley Rein
Williams & Connolly
WilmerHale

affordable housing developments, with one bill garnering bipartisan support, although the question of funding for the program is still a major unknown, lawyers say. Read more »

NJ Panel Says City Unlawfully Stalled Developer's Plan

The New Jersey Appellate Division on Wednesday ruled that the city of Hoboken wrongfully used pending litigation as an excuse to delay a developer's application to modify a high-rise residential complex plan, affirming a trio of orders in favor of a major Hudson River development. Read more »

EMPLOYMENT

Justices Told 10th Circ. Case Boosts DOL Tip Pool Challenge

Restaurant trade groups have told the U.S. Supreme Court that a June ruling by the Tenth Circuit invalidating a U.S. Department of Labor regulation barring employers from including nontipped workers in tip pools backs their contention that a Ninth Circuit ruling upholding the rule should be overturned. Read more »

Democrats Float Higher Penalties To Fight Wage Theft

A group of Democratic lawmakers on Tuesday announced legislation that would amend the Fair Labor Standards Act by creating tougher penalties for employers who don't pay their workers all the wages they are owed. Read more »

PRIVACY & CYBERSECURITY

Senate Bill Would Up Internet Of Things Device Security

Four U.S. senators on Tuesday introduced bipartisan legislation that aims to boost the security of devices connected to the growing internet of things by forcing manufacturers that sell these products to the government to meet several minimum security requirements, including ensuring that their devices are patchable and don't use hard-coded passwords. Read more »

Analysis

Texas Lawyers See 'Bathroom Bill' As Bad For Business

Texas law firms are concerned about backlash from both potential new talent and from national clients if state lawmakers pass a controversial bill governing which bathrooms transgender people can use, lawyers say. Read more »

State AGs Press High Court To Take On Microsoft Warrant Row

A bipartisan coalition of nearly three dozen state attorneys general has urged the U.S. Supreme Court to review the Second Circuit's refusal to allow the federal government to access consumer data stored overseas by service providers such as Microsoft, arguing that the ruling is allowing businesses to unfairly dodge an obligation to cooperate in criminal probes. Read more »

Sens. Demand Info About Law Enforcement Use Of Stingrays

A bipartisan group of senators asked the U.S. Department of Justice on Tuesday to cough up more details about how the so-called Stingray devices it uses work and how the general public is affected, saying the courts need to be fully informed in order to best supervise law enforcement's use of this technology to track cellphone locations. Read more »

AEROSPACE & DEFENSE

Senate Approves Trump Navy Secretary, Other DOD Picks

President Donald Trump now has a suite of new Defense Department officials, after a Senate vote Tuesday to approve the new Navy secretary and the Pentagon's top procurement official. Read more »

Wilson Sonsini
Zuckerman Law

COMPANIES

AT&T Inc.
Adidas AG
Air Transport Association of America
Altman Weil Inc.
Amazon.com Inc.
American Airlines Group Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Legislative Exchange Council
Apple Inc.
Association of Corporate Counsel
BTI Consulting Group Inc.
Center for Biological Diversity Inc.
Chevron Corporation
Cloudflare Inc.
CoStar Group, Inc.
CohnReznick LLP
Competitive Enterprise Institute
ConocoPhillips
Daimler AG
Deloitte Touche
Deutsche Bank AG
Dow Chemical Co.
Electronic Privacy Information Center
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Google Inc.
Intercontinental Exchange Inc.
International Brotherhood of Teamsters
International Business Machines Corporation
LinkedIn Corp.
Lockheed Martin
Lyft Inc.
Microsoft Corporation
National Restaurant Association
National Right to Work Legal Defense Foundation
New York University
PAREXEL International Corporation

Analysis

GAO Move Not Likely To Deter Military Partnerships

A recent Government Accountability Office decision may give U.S. Department of Defense officials pause in pursuing contracts for “installation support services” between military bases and local governments, but it’s unlikely to slow momentum for projects that advocates say save taxpayer dollars. Read more »

Senate Passes $2.1B Extension To Veterans Choice Fund

The U.S. Senate on Tuesday gave final approval to a bill injecting $2.1 billion into the Veterans Choice Fund, which allows veterans faced with long distances from VA facilities to seek care through private community providers, with the measure heading to the president's desk amid efforts in the chamber to close shop for the summer recess. Read more »

Iran Says Space Sanctions Violate Nuclear Deal

Iran on Tuesday said it had filed a formal complaint over new U.S. sanctions imposed after a recent space launch, saying they violated the 2015 deal in which it agreed to curb its nuclear weapons program in exchange for the easing of international sanctions. Read more »

INTERNATIONAL TRADE

Skadden Partner Tapped For Trade Post Made $2.3M At Firm

A Skadden Arps Slate Meagher & Flom LLP attorney tapped by President Donald Trump to serve as a deputy U.S. trade representative earned $2.325 million from his partnership share in around 16 months, according to a financial disclosure form obtained Wednesday by Law360. Read more »

Senate Dems To Push New Trade Policy

Senate Democrats aim to push for more domestic labor protections through both tax laws and the nation’s international trade deals, in a policy proposal announced on Wednesday. Read more »

TAX

CPA Group Targets 4 Of 8 Tax Regulations Eyed For Repeal

The American Institute of CPAs pressed the IRS on Wednesday to scrap or redo four of eight Obama-era tax regulations identified by the U.S. Department of the Treasury as facing potential rescindment or modification under a presidential executive order seeking to simplify the tax code. Read more »

Securities Broker, Indirect Owner Distinct Under NY Tax Law

An entity that has an indirect interest in a securities broker-dealer cannot itself be treated as a broker-dealer for tax purposes in New York, according to guidance released Wednesday from the state’s Department of Taxation and Finance. Read more »

IMMIGRATION

Trump Admin Seeks To Solidify Extra Visa Vetting Form

The Trump administration is seeking to make permanent a new visa vetting questionnaire that asks selected applicants for social media user names, travel history and other biographical information, according to a document being published Thursday. Read more »

Immigration Judges Get Warning On Rescheduling Cases

Citing a crushing backlog of cases, the country’s top immigration judge has warned immigration courts not to routinely allow for delays in cases, otherwise known as continuances, unless there’s a good reason. Read more »

PayPal Inc.
Progenics Pharmaceuticals Inc.
Southwest Airlines Co.
State Bar of Texas
Symantec Corporation
TechFreedom
Texas Instruments Inc.
Textron Inc.
Toll Brothers Inc.
Turner Broadcasting System Inc.
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United States Steel Corporation
United Steelworkers
Verizon Communications
Wells Fargo & Co.
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GOVERNMENT AGENCIES

Central Command
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
Occupational Safety and Health Administration
Occupational Safety and Health Review Commission

TELECOMMUNICATIONS

Senate Commerce Committee Approves Pai, 2 Picks At FCC

The U.S. Senate Committee on Commerce, Science, and Transportation waved forward nominations for two Federal Communications Commission leaders and approved the renomination of the agency's current chairman Wednesday. Read more »

Online Sex Trafficking Bill Draws Flak From Silicon Valley

A bipartisan group of Senators introduced legislation Tuesday aimed at making it easier to hold websites like Backpage.com liable for sex trafficking, drawing immediate opposition from internet giants like Google and Facebook. Read more »

EXPERT ANALYSIS

Series

15 Years Of SOX: A Whistleblower Promise Unfulfilled

Our practice consists primarily of representing whistleblowers under the Sarbanes-Oxley Act, and we have found that even at senior levels of a company, whistleblowers suffer swift and severe retaliation, say Jason Zuckerman and Matthew Stock of Zuckerman Law. Read more »

A Glimpse Into DOJ's New Health Care Enforcement Initiative

Recently, the U.S. Department of Justice announced to great fanfare its eighth annual national health care fraud "takedown." Peeling back the layers of hyperbole, the "takedown" provides a helpful window into current health care-related investigative priorities of the DOJ, U.S. Department of Health and Human Services Office of Inspector General and FBI, say Melissa Jampol and George Breen of Epstein Becker Green. Read more »

Proposed Illinois Data Privacy Laws May Be Problematic

Illinois is moving forward with legislation that will bolster its reputation for having the nation's strictest data privacy laws. But the pending bills might stifle e-commerce while providing little relief to consumers, say Debra Bernard and Daniel Burley of Perkins Coie LLP. Read more »

How Highly Automated Vehicles Will Drive Legal Change

When highly automated vehicles are prevalent on the road there will be at least three major areas in which risk allocation associated with automobiles will change: litigation, contracting and regulation, say Jason McCarter and Tracey Ledbetter of Eversheds Sutherland. Read more »

Weekly Column

Innovating For Wise Juries: Closing Argument

In the final article in this series on proposed innovations to the American jury trial, Stephen Susman, Richard Lorren Jolly and Dr. Roy Futterman of the NYU School of Law Civil Jury Project sum up the improvements they believe the U.S. jury system desperately needs. Read more »

LEGAL INDUSTRY

The 8 Law Firms With The Best Associates

Corporate clients have a sweet spot for the associates at eight law firms, nodding to those firms' associates as top-notch more often than any other player in the industry, according to a report out Wednesday. Here, find out which firms have the best associates, in the minds of clients. Read more »

4 Skills That Lead Associates To Success

Law firms can set themselves apart from the competition by impressing clients with standout associates, according to a report out Wednesday, which advises firms to

Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Securities and Exchange Commission
TRICARE
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U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Forest Service
U.S. Marine Corps
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

focus on four key strategies to promote associate success. Read more »

Employment Rate, Salaries For Law Grads Are Up, Study Says

Median salaries and employment rates for new law school graduates are on the rise, a study from the National Association for Law Placement shows, all the while the graduating class size and the actual numbers of jobs obtained continues to decline. Read more »

Analysis

Microsoft's Embrace Of Alternative Fees Shows Wider Trend

The announcement last week that Microsoft Corp. would shift 90 percent of its legal work to alternative fee arrangements within two years reflects a wider trend of large companies embracing nontraditional pricing and sounds another death knell for the billable hour. Read more »

Analysis

Fla. Court Weighs Judge DQ Over Atty Facebook Friendship

A Florida appeals court is weighing a request to disqualify a judge for being Facebook friends with an attorney involved in a suit over which she presided, a case that might help clarify murky issues around what experts say is an increasingly common occurrence. Read more »

Ex-Armstrong Teasdale Partner's Age Bias Suit Moves Ahead

A former Armstrong Teasdale LLP equity partner suing the firm over its mandatory retirement policy can continue to press age discrimination claims, after a Missouri federal judge on Tuesday ruled his suit was filed in a timely fashion. Read more »

Ex-US Atty Faces Felony Over Allegedly Stalking Ex-Girlfriend

A former U.S. attorney in Georgia is facing a potential felony charge after allegedly violating a series of protective orders by following an ex-girlfriend while she walked her dog, emailing her friends and family, and tracking her down while driving on a highway, according to court papers. Read more »

Plaintiffs Bar Perspective: Fine Kaplan's Roberta Liebenberg

Historically, lead counsel for both plaintiff classes and defendants in class actions have been overwhelmingly male. Fortunately, an increasing number of judges have begun to take steps to ameliorate the long-standing gender imbalance. Hopefully this trend will continue, says Roberta Liebenberg of Fine Kaplan and Black RPC. Read more »

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Federal Trade Commission
Government Accountability Office
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World Trade Organization
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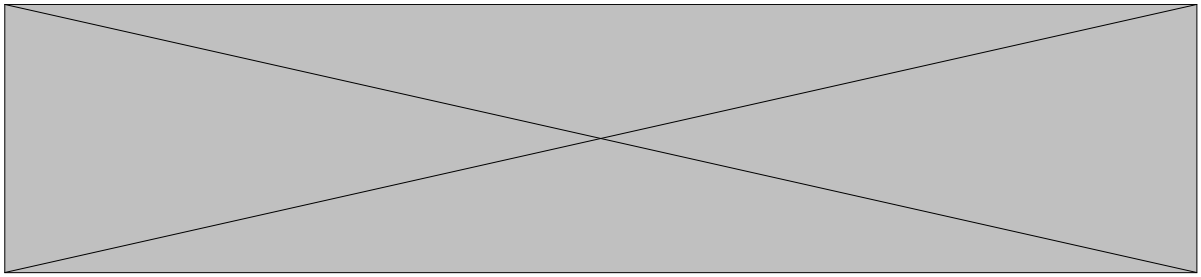

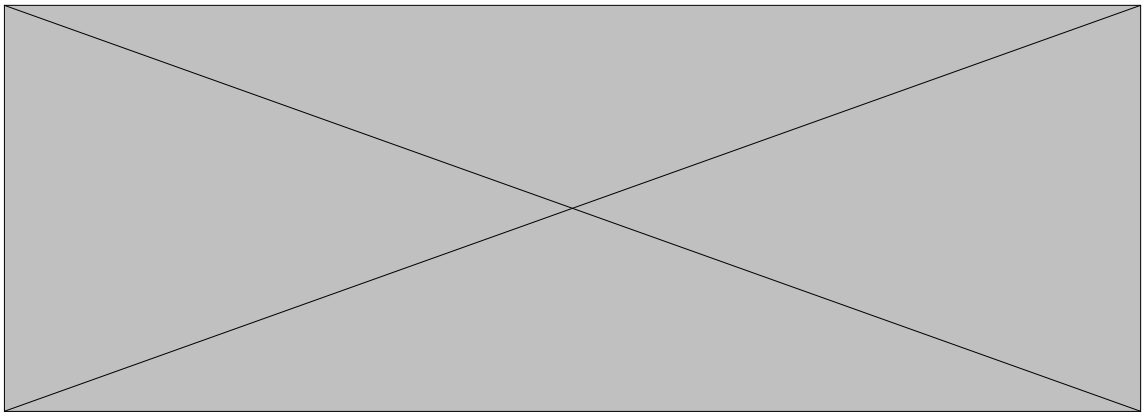

The "why" behind our merger

FRIDAY, MARCH 16, 2018

Since the founding of Forward Cities by Denise Byrne and Christopher Gergen in 2014, the vision has been singular: to help cities advance inclusive innovation and economic development in their communities through shared learning, collaboration, and intentional effort.

Last summer laid the groundwork for Forward Cities' next step: Gergen was approached about succeeding the outgoing president of CEOs for Cities, a 20-year-old national city-learning network. Instead of a new gig, Gergen envisioned the greater impact the two organizations would have by coming together as one.

The merger between Forward Cities and CEO for Cities was announced Feb. 8. The merged organization will move its operations from Cleveland, Ohio, to Durham, North Carolina, under the brand of Forward Cities.

The expanded platform also gives the broader community an opportunity to focus on a few critical questions such as:

How do we create true, inclusive, economic prosperity? What's the wealth distribution in cities and how many new businesses are being started in the city and by whom? How can we foster true equity of access AND ownership?

Gergen recently discussed the merger, its implications, and the vision for the future with our media partner, Issue Media Group. You can read the Q&A here.

We're not doing this work in a vacuum, and that's where this bimonthly newsletter comes in. Through the merger, we have the opportunity to reach over 15,000 leaders from around the world who are committed to driving economic growth and shared prosperity. We are committed to being an invaluable source of stories, promising practices, and profiles of leaders on the leading edge of innovative practice.

But we need your stories to help us achieve this goal! So please tweet us your stories, ideas, and insights to @ForwardCities so we can retweet them and distribute through the newsletter to help amplify their impact and reach. We're continuing the conversation on Twitter @ForwardCities, and hope you join us! We encourage you to share your stories by tweeting them to us.

Please consider forwarding this newsletter to someone in your network who would be interested in the work we're doing or, better yet, encourage them to subscribe at our website, ForwardCities.org.

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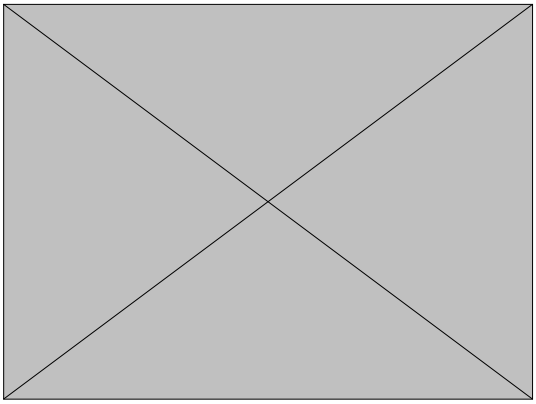
Innovation News Headlines



Leaders in Puerto Rico learn from New Orleans

As Puerto Rico continues its post-Maria recovery efforts, 33 leaders from the island — spanning philanthropic, higher education, entrepreneurial, and the nonprofit sectors — traveled to Louisiana to meet and learn from New Orleans' leaders. The trip was led by Forward Cities co-founder and a native of Puerto Rico, Denise M. Byrne, and innovation nonprofit ConPRmetidos. **Read more from Forward Cities.**

.

A Detroit and Seattle case study: From segregation to gentrification

Mike Green, of ScaleUp Partners, which is a partner of Forward Cities, breaks down two cities that have a few surface-level similiarities — population, median age, homeownership, for example, but the constrast in economic stability couldn't be more stark. Can Detroit rebuild its economy from the bottom up to develop an inclusive innovation ecosystem? **Read more from the article in Medium and also a Detroit case study here.**

Redefining entrepreneurship through inclusion

Entrepreneurs are optimistic not only about the current state of their business but also about its future and possibility of growth. That's one of the key findings from the Kauffman Foundation, which surveyed more than 2,000 entrepreneurs nationwide. The 9th annual State of the Entrepreneurship speeches also addresses how we work toward a new, inclusive and empowering economy. **Watch the video from the Kauffman Foundation.**

.

More Inclusive Innovation News

Black business owners share hard-won experiences

Detroit's inclusionary housing ordinance, explained

Innovation hub in Virgina will eliminate barriers for new business owners

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Upcoming meetings & events

March 27, Washington D.C.: 2018 Spring Policy Conference. The Committee for Economic Development's annual event brings together business, policy, and academic leaders to speak on the issues of economic, educational, and political priorities in the United States. More info and register here.

May 23-24, Spartanburg, SC: Inclusive Economic Prosperity. Two days of in-depth discussions on community philanthropy as an engine for community and economic development. Led by Forward Cities' Christopher Gergen and Mike Green of ScaleUp Partners, a partner of Forward Cities. More info and register here.

Have an event you'd like featured in our newsletter? Tweet us @ForwardCities.

Forward Cities was co-founded by Denise Byrne of Friends of New Orleans and Christopher Gergen of Forward Impact. With support from the Case and Kresge Foundations, Forward Cities is now partnering with ScaleUp Partners to capture stories of inclusive innovation emerging from the four participating cities and develop a case-study and toolkit for cities interested in advancing this work in their communities. Read about Forward Cities here.

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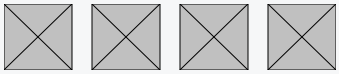

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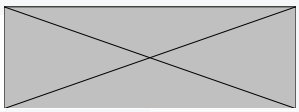

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/27/2019 8:05:48 AM
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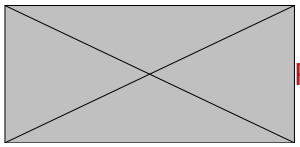

PUBLIC POLICY.

Wednesday, March 27, 2019

TOP NEWS

Analysis

Could Mueller Report Swing The Pendulum On Independent Counsel?

Special counsel Robert Mueller's report on whether the Trump campaign was in cahoots with the Russian government has raised old questions about the independence of such investigations. But attorneys who have worked on similar inquiries, from Watergate to Whitewater, say there are no easy answers on how much autonomy their successors should have.

Read full article »

Analysis

What To Expect As Justices Weigh Fate Of Auer Deference

The U.S. Supreme Court on Wednesday will debate whether to overturn Auer deference, a pro-agency judicial doctrine that has come under increasing attacks in recent years. Here's what to expect from the hearing.

Read full article »

Senate Confirms Bridget Shelton Bade To 9th Circ.

The Senate confirmed another of President Donald Trump's choices for the Ninth Circuit on Tuesday, approving U.S. Magistrate Judge Bridget Shelton Bade of Arizona with bipartisan support.

Read full article »

House Panel Requests Obstruction Docs From Mueller Probe

A U.S. House of Representatives committee on Tuesday took a step toward obtaining the underpinnings to special counsel Robert Mueller’s report, approving a measure requesting documents tied to the start of the investigation into whether President Donald Trump obstructed justice.

Read full article »

Trump Bid To Block Twitter Critics Looks DOA In 2nd Circ.

A trio of Second Circuit judges appeared strongly inclined Tuesday to uphold a ruling that President Donald Trump's blocking of policy critics from his Twitter feed is unconstitutional, with one appellate judge saying the conduct looks like a "quintessential" First Amendment violation.

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Justices Allow Hunters To 'Rev Up' Hovercrafts In River Case

The U.S. Supreme Court on Tuesday overturned a Ninth Circuit decision that the National Park Service had the power to enforce its hovercraft ban on an Alaska river, ruling unanimously that a federal law for Alaska lands protected a moose hunter's hovercraft use.

Read full article »

Russian Co. Has Enough Info On Interference Case, Feds Say

Federal prosecutors pushed back Monday against a Russian company's request for more information about special counsel Robert Mueller's indictment accusing it of conspiring to influence the 2016 election, saying the detailed allegations are more than enough.

Read full article »

BANKING & SECURITIES

1st Circ. Says Citizens Bank Overdraft Fees Aren't Interest

A split First Circuit panel Tuesday affirmed a lower court's dismissal of a putative class action brought against Citizens Bank NA, finding the flat overdraft fees charged by the bank do not qualify as interest under the National Bank Act.

Read full article »

FINRA Wants To Let Examiners 'Lower The Boom' On Brokers

The Financial Industry Regulatory Authority said Tuesday it wants to give examiners greater authority to scold firms for repeating bad behavior on Wall Street, shedding light on a rulemaking that has been discussed only behind the nongovernmental regulator's closed doors.

Read full article »

EU Lawmakers OK Plan For Financial Fraud Police, Intel Units

European Union legislators adopted a plan Tuesday that recommends forming a “financial police force” and a “financial intelligence unit” among ways to increase fairness in the EU tax system while making it easier to combat fraud and other financial crimes.

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FDIC Taps Fifth Third VPs For General Counsel, Deputy Roles

The Federal Deposit Insurance Corp. announced Tuesday that a senior vice president for Fifth Third Bancorp, who started his career working on a pair of Senate committees, has been appointed as the insurer’s top in-house lawyer.

Read full article »

ENERGY & ENVIRONMENTAL

Mont. Water Quality Exception Violates CWA, Judge Says

A Montana regulation intended to provide flexibility to polluters struggling to meet state water quality standards violates the Clean Water Act because it makes a deadline to meet the required limits meaningless, a federal judge ruled Monday.

Read full article »

Oil Groups Urge DC Circ. To Leave CAA Emissions Guidelines

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Jenner & Block
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Adventist Health System Inc.
Aetna Inc.
America's Health Insurance Plans
American Bankers Association
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations

The American Petroleum Institute told the D.C. Circuit that there was no problem with the U.S. Environmental Protection Agency's policy of allowing an easier permit review process for projects that will not significantly increase emissions under the Clean Air Act.

Read full article »

Climate Change Must Guide Utility Plans, Ex-PG&E Boss Says

The former CEO of bankrupt Pacific Gas and Electric Co. said Tuesday that electric utilities must adapt to the "new normal" of climate change, starting with how to operate in areas that are increasingly vulnerable to disasters like wildfires and floods.

Read full article »

Enviros Say Don't Exempt Fracker From Offshore Permit Order

Environmental groups told a California federal judge Monday that he was right to block the federal government from moving forward with offshore fracking plans, asking him to deny a bid from an oil and gas company to allow permits for its two wells.

Read full article »

NYC Slams Energy Cos.' Bid To Dodge Climate Suit

New York City on Monday told the Second Circuit its lawsuit seeking compensation for climate change-related infrastructure costs is not preempted by federal law, as was argued by a slew of giant energy companies and the Trump administration.

Read full article »

HEALTH & LIFE SCIENCES

NC's 20-Week Abortion Ban Axed Under High Court Precedent

A North Carolina federal judge has struck down the state's ban on abortions after 20 weeks of pregnancy in a suit filed by the Center for Reproductive Rights, the American Civil Liberties Union and Planned Parenthood, although he scolded their counsel for not addressing a magistrate judge's concerns about standing sooner.

Read full article »

IP & TECHNOLOGY

USPTO Mulls Clarifying Stance On Standard-Essential Patents

The director of the U.S. Patent and Trademark Office said Tuesday he is considering next steps after the U.S. Department of Justice's antitrust division withdrew from a joint policy statement on standard-essential patents last year, sowing confusion on the issue.

Read full article »

Analysis

FTC's New Tech Task Force Is A Warning To Industry

The Federal Trade Commission has launched a task force with more than a dozen attorneys to focus on conduct and mergers in the technology space, the latest in a series of actions amid growing concerns over competition in the industry, and experts say its work could have major implications for big and small companies alike.

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Democratic National Committee
Deutsche Bank AG
DraftKings Inc.
Duke Energy Corp.
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Facebook
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National Association of Clean Water Agencies
National Association of Convenience Stores
National Association of Manufacturers
National Basketball Association
National Collegiate Athletic Association
National Immigration Law Center
Netflix Inc.
New York Times Co.
New York University
Nike Inc.

Anti-Gambling, Retail Groups Defend DOJ's Wire Act Opinion

A convenience store trade association and an anti-internet gambling advocacy group filed a brief Tuesday in New Hampshire federal court voicing support for the U.S. Department of Justice's finding that the federal Wire Act applies to non-sports betting.

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EMPLOYMENT

Union Leaders Unmoved By Trump's Trade Deal Labor Tweaks

Although the Trump administration has made a series of changes aimed at getting the labor community on board with its aggressive trade policy, union leaders and advocates told lawmakers Tuesday that the White House still has considerable work to do in that area.

Read full article »

Adventist Health Ducks 'Convoluted' ERISA Suit For Now

A Florida federal judge ripped into a proposed class of Adventist Health employee retirement plan participants on Monday for wasting his time on a "convoluted" lawsuit against the health care system, tossing the participants' latest Employee Retirement Income Security Act complaint but giving them another chance to file it.

Read full article »

COMPETITION

AT&T-Time Warner's Mid-Merge Tactic Still Haunts DOJ

The U.S. Department of Justice, still stinging from its failed bid to stop the AT&T-Time Warner merger, is grappling with how to react when companies respond to a government lawsuit trying to block a deal by offering behavioral, rather than structural tweaks, a move that helped sway federal judges to allow the transaction.

Read full article »

FTC Extends Scrutiny Of Bristol-Myers' $74B Celgene Buy

Bristol-Myers Squibb Co. and Celgene Corp. said Tuesday that the Federal Trade Commission will take a deeper look at both companies' psoriasis drug portfolios after an initial review of their planned $74 billion merger.

Read full article »

CYBERSECURITY & PRIVACY

FTC To Probe Broadband Providers' Privacy Practices

The Federal Trade Commission said Tuesday it has asked leading broadband providers, including AT&T, Comcast and Verizon, for information about how they collect and use consumer data as part of the agency's increasing focus on data collection in digital markets.

Read full article »

AEROSPACE & DEFENSE

DOD Chief Criticized Over $1B Border Wall Funding Shift

Acting Defense Secretary Patrick Shanahan faced a grilling from lawmakers Tuesday over a plan to shift $1 billion in U.S. Department of Defense funding toward the

Nordea Bank
Northeastern University
PG&E Corp.
Phoenix Suns
Planned Parenthood Federation
QUALCOMM Inc.
Rabobank
Raiffeisen Bank International AG
Royal Dutch Shell PLC
SIFMA
Sierra Club
Starboard Value LP
T-Mobile USA Inc.
TC Global Inc.
The DIRECTV Group, Inc.
Turkiye Garanti Bankasi
Turner Broadcasting System Inc.
Twitter Inc.
United States Telecom Association
Verizon Communications Inc.
Wellington Management Company LLP

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Army Corps of Engineers
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
California Attorney General's Office
California Natural Resources Agency
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
Department of Commerce
European Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve Bank of Atlanta
Federal Reserve Bank of Boston
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Internal Revenue Service

contentious southern border wall project, with lawmakers in both parties saying the move would harm the DOD's ability to reprogram funding in future.

Read full article »

INTERNATIONAL TRADE

WTO Calls Off Dispute Session As US Shuns Venezuela

The Trump administration opened a new front in its clash with Venezuela on Tuesday by refusing to recognize Caracas at the World Trade Organization's monthly Dispute Settlement Body meeting, a move that forced the WTO to scuttle the meeting altogether.

Read full article »

Grassley Poised To Take Aim At Trump's Tariff Power

Senate Finance Committee Chairman Chuck Grassley, R-Iowa, said Tuesday that he will introduce legislation to limit the White House's authority to impose tariffs on national security grounds, pulling pieces from various bipartisan proposals from the last several months.

Read full article »

Industries Clash Over Future Of Trump's Metal Tariffs

The Trump administration's sweeping steel and aluminum tariffs continued to spark feverish debate among the business community this week, with U.S. producers urging the White House on Tuesday to hold firm and import-reliant companies calling for the duties to be removed.

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TAX

FASB Calls For More Tax Information In Company Financials

The Financial Accounting Standards Board has revised its proposals for companies to be more transparent in financial statements about their domestic and foreign income tax liabilities in an effort to help protect the interests of investors and analysts.

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IMMIGRATION

House Fails To Override Trump's Border Emergency Veto

The U.S. House of Representatives failed Tuesday to override President Donald J. Trump's veto of a resolution that would have blocked his national emergency declaration at the U.S.-Mexico border.

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DOJ Weighs Rule To Expand Atty Access In Immigration Court

The U.S. Department of Justice is mulling a new policy to allow attorneys to represent foreign citizens in immigration court for parts of the proceeding, increasing access to counsel for people facing deportation while also potentially paving the way for bad lawyers to exploit vulnerable clients, immigration attorneys say.

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White House Fights Bid To Keep Protections For Liberians

President Donald Trump's decision to end a long-standing work authorization program

Massachusetts Supreme Judicial Court
Montana Department of Environmental Quality
NAFTA
National Marine Fisheries Service
National Park Service
National Telecommunications and Information Administration
New Hampshire Department of Justice
North Carolina Department of Health and Human Services
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

for Liberians was rooted in U.S. foreign policy considerations, not in racism, his administration argued in Massachusetts federal court on Monday.

Read full article »

Senate Bills Would Protect Dreamers, TPS Recipients

A group of primarily Democratic senators introduced Tuesday a pair of bills that would give recipients of the Deferred Action for Childhood Arrivals, Temporary Protected Status and Deferred Enforced Departure programs a pathway to permanent residency.

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NATIVE AMERICAN

Wash. County Defends Ban On Off-Reservation Firework Sales

A Washington county has defended its power under state law to ban the sale of fireworks outside of a Native American reservation, pushing back against a bid by the Confederated Tribes and Bands of the Yakama Nation for a quick win in their suit.

Read full article »

TELECOMMUNICATIONS

Democrats' Net Neutrality Bill Jumps Subcommittee Hurdle

A Democratic attempt to cement net neutrality protections into law passed a House Energy and Commerce subcommittee Tuesday, 18-11, propelling the bill one step closer to a vote by the full House despite pushback from Republicans.

Read full article »

Agency On 'New Ground' In Crowdsourcing Broadband Maps

The federal agency charged with leading an expansion of broadband mapping data is treading “new ground” by planning to incorporate crowdsourced information into its outlines, National Telecommunications and Information Administration head David Redl said Tuesday.

Read full article »

EXPERT ANALYSIS

Opinion

Gaylor Decision Aptly Navigated 1st Amendment's Gray Areas

The Seventh Circuit's recent decision in Gaylor v. Mnuchin reflects sound tax policy consistent with limited government interference with religion, a level playing field for housing-related tax benefits and appropriate deference to the role religious institutions play in our country, say Sally Wagenmaker and Jonathan Hwang of Wagenmaker & Oberly LLC.

Read full article »

Mansion Development May Impair Cities' Land Use Oversight

The fact that it took a lawsuit to stop celebrity Mohamed Hadid from illegally building an oversized home suggests that municipal authority over the land use process is being eroded by pressure from developers and the profit potential of mega-mansion projects, says attorney Paul Weinberg.

Read full article »

Opinion

'Medicare For All' Is Not The Path To Universal Health Care

"Medicare for All" would be a difficult method of lowering health care costs, but several proposed bills pending in Congress — and perhaps some lessons from Germany's system — can help make universal health care a reality, says Ed Eichhorn of Medilink Consulting Group LLC.

Read full article »

Opinion

Barr Strikes Right Balance On Federal Cannabis Policy

U.S. Attorney General William Barr's approach to the conflict between state and federal marijuana laws — which appears consistent with the approach of the Obama administration — makes good sense, say Michael Sampson and Zachary Roman of Reed Smith LLP.

Read full article »

LEGAL INDUSTRY

Boies Schiller, Orrick And Others Join 'Varsity Blues' Defense

Parents charged in the “Varsity Blues” college admissions scandal are bolstering their defense ranks with attorneys from firms like Boies Schiller Flexner LLP and Orrick Herrington & Sutcliffe LLP, adding to the growing number of BigLaw outfits involved in the cases, according to filings made Tuesday in Massachusetts federal court.

Read full article »

Harvard Group Ups Pressure To Nix BigLaw Forced Arbitration

A group of Harvard law students that has launched a yearlong campaign to end so-called coercive contracts in the legal industry said Tuesday it is escalating the pressure by sending teams to hand out fliers outside DLA Piper's Boston office and Venable LLP's office in Washington, D.C.

Read full article »

Analysis

How Avenatti May Have Crossed The Line Into Extortion

A day after being accused of trying to extort Nike, attorney and President Donald Trump antagonist Michael Avenatti was on the offensive Tuesday with allegations of corruption on the part of the company, but those counterpunches likely won't help him dodge federal charges that he went beyond hardball advocacy.

Read full article »

Analysis

Geragos 'Chargeable' In Avenatti Extortion Case, Experts Say

An extortion case against legal provocateur Michael Avenatti on Tuesday was even more shocking for implicating fellow celebrity lawyer Mark Geragos, suggesting that Geragos himself could still wind up facing charges.

Read full article »

What To Know About The Other Case Against Avenatti

Allegations that high-profile attorney Michael Avenatti tried to extort Nike may have overshadowed other serious charges that the frequent Trump critic is facing in California. Here, Law360 breaks down prosecutors' contention that Avenatti mishandled client money and committed other misconduct.

Read full article »

Has The Legal Industry Really Taken #MeToo Seriously?

The legal industry as a whole does not take gender-based violence and harassment seriously and needs to reform its approach, an article published Monday in the Georgetown Journal of Legal Ethics contends, citing unclear rules and lack of enforcement.

Read full article »

Mostly Female Board Buoys Verrill Dana's Equity Record

Verrill Dana LLP recently announced the elevation of Regina M. Hurley to chair of the firm's executive board and the election of a new member that tilts the board majority-female, something Hurley said on Tuesday is another step in a long history of gender equity for the firm.

Read full article »

MoFo Continues Push To Toss 2 Pregnancy Bias Accusers

Morrison & Foerster LLP again urged a California federal judge to nix two women from a $100 million pregnancy bias class action Monday, saying one signed a severance agreement releasing claims against the firm and the other has conceded her claims are time-barred.

Read full article »

USC Law Student Expelled For Cheating Loses Appeal

The University of Southern California was correct to expel a law school student caught cheating on a “Bluebooking” exercise — and later hacking another student’s email to send a false confession to administrators — a California appellate court ruled Monday.

Read full article »

Boston Fed Taps Holland & Knight Executive Partner For GC

The Federal Reserve Bank of Boston on Tuesday named the executive partner in charge of Holland & Knight's Boston office as its senior vice president and general counsel.

Read full article »

JOBS

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Telecommunications Associate - Mid Level - Portland
Davis Wright Tremaine LLP
Portland , Oregon

Pro Bono Fellowship: Any McCarter & English Office
McCarter & English, LLP
Newark, New Jersey

Immigration Attorney
Howard & Howard
Chicago, Illinois

LAW FIRMS
Gibson Dunn
Baker Botts
Boies Schiller
Eagan Avenatti
Earthjustice
Kirkland & Ellis
Munger Tolles
Reed Smith
Skadden
Arguedas Cassman

Arnold & Porter
Ashburn & Mason
BakerHostetler
Barnes & Thornburg
Bartlit Beck
Browning Kaleczyc
Cole Pedroza
Consovoy McCarthy
Cooper & Kirk
Covington & Burling
Crotty Saland PC
Crowell & Moring
Crowley Fleck
DLA Piper
Davis Polk
Dechert
Dentons
Epstein Becker Green
Foley & Lardner
Foley Hoag
Gallet Dreyer
Goodwin Procter
Greenberg Traurig
Groom Law Group
Grower Ketcham
Hagens Berman
Holland & Knight
Jackson Murdo
Jenner & Block
Kellogg Hansen
Latham & Watkins
Lightfoot Franklin
Mayer Brown
McLane Middleton
Mintz Levin
Morrison & Foerster
Mound Cotton
Nixon Peabody
O'Melveny & Myers
Orrick Herrington
Paul Weiss
Quinn Emanuel
Ropes & Gray
Sanford Heisler Sharp
Shapiro Haber
Sidley Austin
Stern & Kilcullen
Troutman Sanders
Venable LLP
Verrill Dana
Wachtell Lipton
Wadleigh Starr

Wagenmaker & Oberly
Willkie Farr
Wilson Sonsini

COMPANIES
AT&T Inc.
Comcast Corp.
Google Inc.
Nike Inc.
Twitter Inc.
Verizon Communications Inc.
ABN AMRO Bank NV
Adventist Health System Inc.
Aetna Inc.
America's Health Insurance Plans
American Bankers Association
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Immigration Lawyers Association
American Petroleum Institute Inc.
Apple Inc.
Auto/Mate Inc.
BP p.l.c.
Bank of America Corp.
Bristol-Myers Squibb Co.
CDK Global Inc.
Celgene Corp.
Center for Biological Diversity
Chevron Corp.
Communications Workers of America
ConocoPhillips Co.
Credit Agricole SA
Danske Bank
Democratic National Committee
Deutsche Bank AG
DraftKings Inc.
Duke Energy Corp.
Edward D. Jones & Co.
Etsy Inc.
Exxon Mobil Corp.
Facebook
FanDuel Inc.
Fifth Third Bancorp
Financial Accounting Standards Board
Financial Industry Regulatory Authority Inc.
Hulu LLC
ING Groep N.V.
Imax Corporation
KBC Group NV
Los Angeles Times

NBCUniversal Inc.
National Association of Clean Water Agencies
National Association of Convenience Stores
National Association of Manufacturers
National Basketball Association
National Collegiate Athletic Association
National Immigration Law Center
Netflix Inc.
New York Times Co.
New York University
Nordea Bank
Northeastern University
PG&E Corp.
Phoenix Suns
Planned Parenthood Federation
QUALCOMM Inc.
Rabobank
Raiffeisen Bank International AG
Royal Dutch Shell PLC
SIFMA
Sierra Club
Starboard Value LP
T-Mobile USA Inc.
TC Global Inc.
The DIRECTV Group, Inc.
Turkiye Garanti Bankasi
Turner Broadcasting System Inc.
United States Telecom Association
Wellington Management Company LLP

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
Department of Commerce
Executive Office of the President
Federal Bureau of Investigation
Internal Revenue Service
NAFTA
United Nations
Army Corps of Engineers
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
California Attorney General's Office

California Natural Resources Agency
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
European Commission
European Union
Executive Office for Immigration Review
Federal Deposit Insurance Corp.
Federal Reserve Bank of Atlanta
Federal Reserve Bank of Boston
Fish and Wildlife Service
Massachusetts Supreme Judicial Court
Montana Department of Environmental Quality
National Marine Fisheries Service
National Park Service
National Telecommunications and Information Administration
New Hampshire Department of Justice
North Carolina Department of Health and Human Services
Office of the Comptroller of the Currency
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Patent and Trademark Office
World Trade Organization

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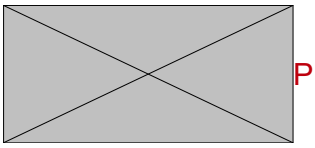
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 1/25/2017 9:09:18 AM
Subject: [Marketing Mail] Trump Set To Take Action On Border Wall Wednesday



PUBLIC POLICY

Wednesday, January 25, 2017

TOP NEWS

Trump Set To Take Action On Border Wall Wednesday

President Donald Trump confirmed late Tuesday that he will take action on his campaign promise to build a wall along the U.S.-Mexico border with an executive order on Wednesday, following reports he would also crack down on legal immigration from certain Middle Eastern countries.

Akin Gump Keeps Top Lobbying Spot In Down Year

In a year of heated politics that nevertheless saw a chill in lobbying, Akin Gump Strauss Hauer & Feld LLP held onto the top BigLaw spot for lobbying revenue, with Brownstein Hyatt Farber Schreck LLP and Squire Patton Boggs again taking second and third, according to figures the firms released Tuesday.

Analysis

Trump's Business Handoff Won't Fix Hotel Lease Conflict

Despite recent efforts to give up control of his businesses, President Donald Trump's continued ownership interest in a company that leases a federally owned building in Washington, D.C., violates a contractual clause covering elected officials and the lease should be terminated, federal contracting experts say.

EPA Yanks Pending Regs After White House Calls For Freeze

The U.S. Environmental Protection Agency on Tuesday slammed the brakes on 30 pending regulations until they have a chance to be reviewed by an appointee of President Donald Trump, following a directive issued by White House Chief of Staff Reince Priebus.

Mnuchin Says Bank Size Should Not Determine Gov't Scrutiny

Treasury Secretary nominee Steven Mnuchin said regulation should be based on the complexity of a bank's activities rather than its size and gave a more thorough account of his views on other key regulatory issues in written responses to questions submitted by senators following his confirmation hearing last week.

Analysis

FCC's Airwaves Auction Gets Mixed Reviews

An experimental incentive auction launched by the Federal Communications Commission to clear a chunk of spectrum for wireless use is set to wrap soon, but experts say the outcome is far from a resounding success and the revenues for many broadcasters are well short of expectations.

House Votes To Restrict Abortion In Insurance Plans

The U.S. House of Representatives pushed through a bill Tuesday that would make restrictions on federal funding for abortions permanent, as well as removing Affordable Care Act credits and other benefits for health care plans that offer abortion care.

Nikki Haley Confirmed As Trump's Pick For UN Ambassador

LAW FIRMS

Akerman
Akin Gump
Allen & Overy
Alston & Bird
Anderson Kill
Armstrong Teasdale
Arnold & Porter Kaye Scholer
Baker McKenzie
Balch & Bingham
Ballard Spahr
Barclay Damon
Birch Stewart
Blank Rome
Boies Schiller
Bracewell
Brownstein Hyatt
Buckley King
Carter Ledyard
Chadbourne & Parke
Clifford Chance
Covington & Burling
Cravath Swaine
Davis Wright Tremaine
De Brauw
Dentons
Desmarais LLP
Earthjustice
Epstein Becker Green
Erise IP
Farella Braun
Fennemore Craig
Fletcher Heald
Freshfields
Gardere Wynne Sewell
Geragos & Geragos
Gibson Dunn
Godwin Bowman
Goodwin
Greenberg Gross

South Carolina Gov. Nikki Haley won Senate confirmation decisively Tuesday as President Donald Trump's choice for U.S. ambassador to the United Nations in the fourth confirmation so far for the new administration.

Trump Budget Pick Defends Spending Stance To Senators

Partisan disagreements over tax policy, entitlement spending and regulation covering the environment and consumer protection erupted Tuesday during Senate panel hearings on President Donald Trump's pick to lead the Office of Management and Budget, Rep. Mick Mulvaney.

Analysis

Federal Hiring Freeze Could Hurt Patent Quality

President Donald Trump fulfilled a campaign pledge Monday and instituted a hiring freeze in the federal workforce, a move attorneys believe has the potential to hurt the quality of patents and hamper recent efforts by the U.S. Patent and Trademark Office to reduce a patent application backlog.

Carson's HUD Nomination Advances Out Of Senate Committee

The Senate Banking Committee on Tuesday voted unanimously to move the nomination of Dr. Ben Carson to serve as secretary of Housing and Urban Development amid concerns from some about his lack of experience in housing issues.

Trump Keeps Comey At FBI For Now; Yates Named Acting AG

President Donald Trump has not moved to immediately replace FBI Director James Comey, while Deputy Attorney General Sally Yates has been named acting attorney general, according to a U.S. Department of Justice memorandum sent to the agency's leaders on Monday.

Trump Invited To Address Congress In February

Speaker of the House Paul Ryan said Tuesday that he has invited President Donald Trump to address a joint session of Congress next month to present Republicans' "ambitious agenda" to the American people.

BANKING & SECURITIES

Bombay Stock Exchange Opens IPO, Aiming To Raise $182M

Bombay Stock Exchange owner BSE Ltd. opened an initial public offering intended to raise $182 million, marking India's first IPO by a domestic stock exchange, according to reports.

Philippines Sells $2B In Bonds In Duterte's First Big Deal

The Philippines Ministry of Finance said Friday that it completed the sale of $2 billion in bonds last week in the first international capital markets transaction for the new administration of controversial President Rodrigo Duterte.

ENERGY & ENVIRONMENTAL

Trump Takes Action On Keystone, Dakota Access Pipelines

President Donald Trump on Tuesday signed presidential memoranda aimed at pushing forward the Keystone XL and Dakota Access oil pipelines, controversial projects whose progress was slowed by former President Barack Obama amid fierce resistance from tribes and environmental groups.

12 Enviro Groups Ask To Join Coal Mining Stream Rules Suit

A dozen environmental groups asked a D.C. federal judge on Friday to allow them to intervene in a lawsuit brought by 13 states against the U.S. Department of the Interior challenging federal rules finalized in December aimed at minimizing harm to surface and groundwater from coal mining operations.

Greenberg Traurig
Gupta Wessler
Haight Brown
Harness Dickey
Harter Secrest
Hinshaw & Culbertson
Holland & Hart
Holland & Knight
Hunton & Williams
Jenner & Block
K&L Gates
Kacvinsky Daisak
Kanji & Katzen
Keker & Van Nest
Kelley Drye
Kilpatrick Townsend
Kinsella Weitzman
Kirkland & Ellis
Knobbe Martens
Lee & Hayes
Lippes Mathias
Littler Mendelson
Marashlian & Donahue
Martin Clearwater
Mayer Brown
McDermott Will
McDonald Hopkins
McGuire Craddock
McGuireWoods
Morgan Lewis
Morrison Mahoney
Motley Rice
Norton Rose Fulbright
Perkins Coie
Plunkett Cooney
Polsinelli
Proskauer Rose
Quarles & Brady
Reed Smith
Rhodes Hieronymus
Riker Danzig
Ropes & Gray
Rosenthal Rosenthal
Sandberg Phoenix
Schnader Harrison
Seyfarth Shaw
Shearman & Sterling
Sheridan Ross
Shook Hardy
Sidley Austin
Sills Cummis

Utilities, Coal Co. Want To Back EPA In Air Pollution Row

A utility industry coalition and coal giant Murray Energy Corp. on Monday asked the D.C. Circuit to let them back the U.S. Environmental Protection Agency in a challenge by environmentalists claiming the agency's cross-state air pollution regulations that incorporate 2008 national ozone standards aren't stringent enough.

Enviros Defend EPA Heavy-Duty Truck Rule At DC Circ.

Environmental groups urged the D.C. Circuit on Tuesday to uphold the federal government's most recent greenhouse gas and fuel-efficiency standards for new large and heavy-duty vehicles, staunchly defending what they called sensible efforts to cut dangerous air pollution from buses and tractor-trailers.

Monsanto Product Could Cause 'Superweeds,' Enviros Say

Environmental groups are asking the Ninth Circuit to strike down the U.S. Environmental Protection Agency's approval of a new Monsanto weed killer aimed at managing weeds that have grown resistant to the ubiquitous herbicide Roundup, saying Monday that the new product could lead to "superweeds" resistant to both products.

Waters Of US Opponents Ask 6th Circ. To Wait For High Court

The National Association of Manufacturers on Monday asked the Sixth Circuit to hold in abeyance litigation over the U.S. Environmental Protection Agency's rule clarifying the scope of the Clean Water Act until the Supreme Court rules on whether the appeals court actually has jurisdiction.

Okla. Federal Judge Says Environmentalism Isn't A Religion

An Oklahoma federal judge on Monday told a pro se plaintiff that adhering to "environmentalism" doesn't count as a religion, tossing out his suit alleging that a local library's alleged failure to recycle violated his rights under the First Amendment to freely exercise a religious practice.

Coal Cos., States Urge DC Circ. To Nix New-Plant Carbon Cap

A group of states, coal companies and power trade groups told the D.C. Circuit on Monday that the U.S. Environmental Protection Agency shouldn't have been able to rely on subsidized pilot programs when it deemed carbon capture and storage as an economically viable system for reducing emissions from new coal-fired power plants, urging the court to strike down regulations based on the technology.

HEALTH & LIFE SCIENCES

HHS Secretary Nominee Signals Shift On Anti-Fraud Audits

The U.S. Department of Health and Human Services should focus its billing audits less on verifying medical necessity and more on rooting out blatant fraud, the agency's likely next secretary said Tuesday.

Texas Judge Won't Lift Injunction Blocking Anti-Bias Rule

A Texas federal judge on Tuesday left in place an injunction blocking an Obama administration rule that bars discrimination against transgender individuals under the Affordable Care Act, shooting down the American Civil Liberties Union's request for a stay.

CLASS ACTION

Calif. Court Requires Class Actions To Name Outside Funders

The U.S. District Court for the Northern District of California on Monday posted a rule change requiring plaintiffs in proposed class, collective and representative actions to disclose any third-party funders of their litigation, issuing a more limited requirement than it initially proposed last year.

TRANSPORTATION & INFRASTRUCTURE

Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Steptoe & Johnson PLLC
Sullivan & Cromwell
Troutman Sanders
Turner Padget
Ulmer & Berne
Van Ness Feldman
Venable LLP
Weil Gotshal
Weinberg Wheeler
Whiteford Taylor
Wiley Rein
Wilkinson Walsh
WilmerHale
Wilson Sonsini
Winston & Strawn
Zuckerman Spaeder

COMPANIES

AT&T Inc.
Airbnb Inc.
Allergan PLC
Alpharma Inc.
American Bar Association
American Civil Liberties Union
American Petroleum Institute Inc.
American Public Power Association
Axis Capital Holdings Limited
BSE Limited
Burford Capital LLC
Celgene Corporation
Center for Biological Diversity Inc.
Cephalon, Inc.
Citigroup Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Consumer Reports
Consumer Watchdog
Corinthian Colleges, Inc.
Credit Suisse Group AG
Culp Inc.
Deutsche Bank AG
Edelweiss Capital Ltd.
Endo International Plc
Energy Transfer Partners, L.P.
Environmental Defense Fund Inc.
Exxon Mobil Corporation
Franciscan Alliance Inc.

NHTSA Declines Advocacy Group's Emergency Brake Petition

The National Highway Traffic Safety Administration on Tuesday shot down consumer advocacy groups' request that it mandate the use of automatic emergency braking technology in new vehicles, saying it has already incentivized the installation of such equipment.

Trump's Commerce, DOT Picks Clear Senate Panel

The Senate Committee on Commerce, Science and Transportation on Tuesday approved a pair of Trump administration Cabinet selections, moving U.S. Department of Commerce nominee Wilbur Ross and U.S. Department of Transportation nominee Elaine Chao to the upper chamber for a vote.

GWB Scandal Defendants Ask Court To Postpone Sentencing

Counsel for a former public official convicted in the George Washington Bridge lane-closing trial on Monday urged a New Jersey federal court to postpone the sentencing date by slightly more than two weeks, because the defendant did not receive a copy of her draft pre-sentence report sooner.

Senate Democrats Push $1T Infrastructure Plan

Senate Democrats proposed a $1 trillion plan Tuesday to fix the nation's roads, bridges and highways and bolster public transit, railways, ports, and airports over the next decade, unveiling a direct federal spending plan shunning tax credits that they challenged President Donald Trump to back.

REAL ESTATE

Airbnb To Limit Portland Hosts To Single Address

Airbnb Inc. said Tuesday that it will limit hosts in Portland, Oregon, to posting listings for a single address, addressing concerns the home-sharing platform may have a negative effect on available housing stock in the city.

EMPLOYMENT

Philly Mayor OKs Law Barring Wage History Inquiries

Philadelphia Mayor Jim Kenney signed into law Monday a measure intended to address gender-based wage disparities that had been opposed by the city's chamber of commerce and Comcast Corp., making it illegal for employers to inquire about a potential employee's salary history.

Virginia Senate To Vote On Transgender Bias Protections

A Virginia state Senate subcommittee on Monday cleared for consideration by the full Senate two bills that bar public employers from discriminating against gay and transgender workers and add gender identity and sexual orientation protections to the state's fair housing act.

COMPETITION

GOP Attys Push Pro-Biz Antitrust Reforms Under Trump

Leading conservative competition lawyers gathered in Washington, D.C., Tuesday to promote a new pro-business course for antitrust agencies in the Trump administration, rallying behind calls to ease the burden of Federal Trade Commission probes and curtail civil penalties.

PRIVACY & CONSUMER PROTECTION

Friedman LLP
Goldman Sachs Group Inc.
Halliburton Company
Immigration Reform Law Institute
Impax Laboratories, Inc.
Law Practice Consultants LLC
Monsanto Company
Morgan Stanley
Murray Energy Corp.
Mylan NV
National Association of Manufacturers
National Consumer Law Center
National Stock Exchange of India Ltd.
Natural Resources Defense Council
Neota Logic Inc.
New York Times Co.
Odebrecht SA
OneWest Bank Group LLC
Perrigo Company
Planned Parenthood Federation
PricewaterhouseCoopers
SBI Capital Markets Ltd.
Sierra Club
Singapore Exchange Ltd.
Standard Chartered PLC
State Bar of Georgia
Tax Foundation
Teva Pharmaceutical Industries Limited
The Center for Auto Safety
TransCanada Corporation
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
UBS AG
Union of Concerned Scientists
United Steelworkers
Valeant Pharmaceuticals International
Verizon Communications
VimpelCom Ltd.
Warner Chilcott Limited
Washington Post Co.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services

EU Privacy Reform Tops US Co. Priority Lists, Survey Finds

The vast majority of large U.S. multinational companies is making compliance with the European Union's sweeping data protection reform that is set to take effect in 2018 a top priority, and plans to spend more than $1 million to get ready, according to a survey released by PricewaterhouseCoopers on Monday.

Cordray Vows To Maintain CFPB Independence Under Trump

Consumer Financial Protection Bureau Director Richard Cordray on Tuesday intimated that he will fight for agency independence and against any effort by the Trump administration to remove him from his post before it expires next year.

States Seek Inclusion In For-Profit College Case

The attorneys general of Illinois, New York, Massachusetts, Maryland, Maine and the District of Columbia on Tuesday filed a motion to intervene in a federal lawsuit against the Accrediting Council for Independent Colleges and Schools, which accredits for-profit colleges.

INTERNATIONAL TRADE

Trump's Election Puts TTIP 'In The Freezer': EU Trade Boss

European Union Trade Commissioner Cecilia Malmstrom on Tuesday said that the election of President Donald Trump has likely put the Transatlantic Trade and Investment Partnership talks “firmly in the freezer” for now, and laid out her vision for new negotiating agenda.

Commerce Adjusts Duties On Truck, Bus Tires From China

The U.S. Department of Commerce Monday issued final anti-dumping and countervailing duties on truck and bus tires from China, trimming back some preliminary dumping rates imposed over the summer while increasing the subsidy-based duty.

TAX

Judge Sides With NY Govt. In Tribal Cigarette Tax Dispute

A New York federal judge on Monday struck down a challenge to a state law regulating cigarette sales taxes, finding that the law does not hamper the tribal sovereignty of the Seneca Nation of Indians and the Cayuga Indian Nation.

Mnuchin Vague On Tax Policy, Cuts For Wealthy

President Donald Trump's tax reform plans remain vague after Treasury Secretary nominee Steven Mnuchin offered few concrete details in written responses to lawmaker questions, frequently promising merely to work with Congress and avoiding direct responses on matters such as potential tax cuts for the wealthy.

IMMIGRATION

USCIS Naturalization Software Too Error-Prone, Report Says

The Department of Homeland Security’s Office of the Inspector General has issued an urgent recommendation that the U.S. Citizenship and Immigration Services refrain from reinstating its automated system for processing naturalization applications because it is likely to skip certain security requirements, the office announced Monday.

WashTech Urges DC Circ. To Toss 91 Percent Fee Reduction

A technology workers union urged the D.C. Circuit in an opening brief Monday to reverse a district court order that reduced its requested attorneys’ fees by 91 percent after it won a rule challenge against the U.S. Department of Homeland Security over work requirements for student visa holders.

California Environmental Protection Agency
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Colorado Department of Revenue
Consumer Financial Protection Bureau
Department of Commerce
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
National Highway Traffic Safety Administration
National Park Service
New York Attorney General's Office
Office of Foreign Assets Control
Office of the Federal Register
Port Authority of New York & New Jersey
Securities and Exchange Commission
Seneca Nation of Indians
Standing Rock Sioux Tribe
Tohono O'odham Nation
Transportation Security Administration
U.S. Army
U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development

NATIVE AMERICAN

Judge Won't Rethink Quick-Win Denial In Tribe's Casino Fight

A federal judge refused Monday to reconsider his denial of the Tohono O'odham Nation's bid for a quick win in a suit against the Arizona gambling department's head over the tribe's right to offer Las Vegas-style gambling near Phoenix, saying the latest arguments constituted nothing new.

TELECOMMUNICATIONS

House Dems Want Bipartisanship, Candor From New FCC

A pair of Democratic U.S. representatives on Monday asked the new Federal Communications Commission chairman — Republican Commissioner Ajit Pai — to commit to keeping Congress in the loop, taking a bipartisan leadership approach and avoiding retaliation efforts against FCC employees based on their previous work.

Pai Vows To Tackle 'Digital Divide' As New FCC Chief

Bridging the “digital divide” between Americans will be the one of the top priorities for newly minted Federal Communications Commission Chairman Ajit Pai, he said Tuesday in his first substantive policy remarks since President Donald J. Trump tapped him to lead the agency.

EXPERT ANALYSIS

FCPA Expectations Under President Trump

We are on the lookout for three signs that the Trump administration will enact changes in Foreign Corrupt Practices Act enforcement, say Roderick Thomas and Colin Cloherty of Wiley Rein LLP.

A Return To Republican Antitrust Policies For Pharma

We expect the change in pharmaceutical antitrust enforcement from the Obama administration to the Trump administration will most likely resemble that of the Bush administration vis-a-vis the Clinton administration — a continued focus on enforcing antitrust laws, but a decrease in volume in exchange for enhanced attention on specific regulatory objectives, say attorneys with Wilson Sonsini Goodrich & Rosati PC.

Native American Recognition In Newfoundland: Part 1

On Jan. 31, tens of thousands of applicants expect to be denied membership to the Qalipu Mi'kmaq First Nation Band because they do not meet the now stringent membership criteria. Applicants' concerns include heightened and sometimes double standards, the unforgiving point system and the composition of the enrollment committee, says Stephen Anstey of Kilpatrick Townsend & Stockton LLP.

Taxing Marijuana: A Hazy Issue For Municipal Bankruptcy

Recent court holdings that marijuana businesses are barred from federal bankruptcy protection may pose a serious problem for fiscally distressed municipalities looking for Chapter 9 relief — specifically those that tax marijuana sales, says Katherine Lewis of Weil Gotshal & Manges LLP.

LEGAL INDUSTRY

How To Convince Risk-Averse Partners To Invest Big

One major difference between law firms that lag behind on innovation and those that remain on the cutting edge is the willingness of their partners to make big investments in the future. Here, leaders at law firms that have led major innovation efforts explain how they made it happen.

U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
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U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

Law360 Names Attys Who Moved Up The Firm Ranks In Q4

A promotion to partner or election to practice group chair means lots of well-deserved recognition within a firm and in the larger legal community. Law360 reveals the list of attorneys whose commitment to excellence earned them highly coveted spots in the law firm leadership ranks. Find out if your old legal friends — or rivals — moved up in the fourth quarter of the year.

Wilson Sonsini Matches Cravath Associate Bonuses

Palo Alto, Calif.-based Wilson Sonsini Goodrich & Rosati has offered its associates lockstep merit bonuses on par with the elite New York firms, ranging from $15,000 to $100,000, an internal memo published online Tuesday shows.

PACER Users Win Class Certification In Fee-Challenging Suit

A Washington, D.C., federal judge on Tuesday certified a class of potentially hundreds of thousands of PACER users in three nonprofit groups' suit alleging the government is illegally making a profit on the court records service, ruling nonprofits can adequately represent all PACER users.

Some Circuits Handle Big Caseloads Better, Paper Says

U.S. appeals courts' ability to deal with increased caseloads can differ greatly, at times negatively impacting the quality of legal review within certain circuits, a law professor contended in a recent academic paper that suggested an overhaul of the system may be in order.

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Greenberg Gross
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Gupta Wessler
Haight Brown
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U.S. Department of State
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International Trade Commission
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Securities and Exchange Commission
Seneca Nation of Indians
Standing Rock Sioux Tribe
Tohono O'odham Nation
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U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Education

U.S. Department of Housing and Urban Development
U.S. Department of Transportation
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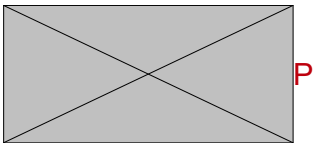

PUBLIC POLICY.

Wednesday, July 12, 2017

SUPREME COURT

EXCLUSIVE: Justice Breyer On The Limits Of Presidential Power

Justice Stephen Breyer discusses the Supreme Court's role as a check on executive authority and the global influence on U.S. courts, in the first of two articles based on an exclusive interview with the justice. Read more »

TOP NEWS

Analysis

Arbitration Rule Shows CFPB Unafraid Of Payday Reg Fight

The Consumer Financial Protection Bureau surprised observers when it released a rule curtailing the use of mandatory arbitration clauses despite the risk that Congress would nullify it, and experts say that means an equally contentious rule on payday lending could be on its way. Read more »

OSHA Convinces Judge To Halt Injury Reporting Rule Suit

A federal judge in Oklahoma opted Tuesday to pause a challenge by the U.S. Chamber of Commerce and other industry groups to the Occupational Safety and Health Administration's injury and illness reporting rule while the agency considers whether to undo all or part of the regulation. Read more »

Calif. Legislators Plan Cap-And-Trade Extension To 2030

California Gov. Jerry Brown and state lawmakers announced plans Monday to extend the state's cap-and-trade program by 10 years, through 2030, after an initial 2020 sunset date, with provisions that will require pollution monitoring in particularly polluted neighborhoods. Read more »

White House IT Director Roped Into Voter Privacy Row

Privacy advocates on Tuesday sought to expand their lawsuit in the District of Columbia federal court against the president's voter fraud panel to include the White House's tech director, saying the government can't duck claims the plan is an unsafe intrusion by simply changing transmission systems. Read more »

Sen. Cotton Starts Process To Rescind CFPB Arbitration Rule

Senate Banking Committee member Tom Cotton said Tuesday he is moving to block the Consumer Financial Protection Bureau's new final rule clamping down on financial companies' use of arbitration clauses to bar consumers from filing class action lawsuits, calling it an "anti-business regulation" that will hurt consumers and prompt frivolous lawsuits. Read more »

Analysis

Trump Jr. Only Draws More Scrutiny With Email Tweets

Donald Trump Jr. may have thought he had little to lose Tuesday by tweeting a chain of emails concerning his meeting with a Russian lawyer who promised dirt on

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Spiegel & McDiarmid
Thompson Coburn

Hillary Clinton, but his attempt at transparency will likely just invite more questions about what he knew of suspected Kremlin interference with the U.S. presidential election, attorneys say. Read more »

ENERGY & ENVIRONMENTAL

2nd Circ. Ruling Backs Nuclear Subsidies, NY Regulator Says

New York utility regulators Monday pushed for the dismissal of a challenge to a state plan to subsidize struggling nuclear power plants, contending that a Second Circuit decision from June upholding a Connecticut program for soliciting renewable energy projects shows the New York plan doesn't run afoul of federal law. Read more »

EPA Floats Lifting Pebble Mine Block In Alaska

The U.S. Environmental Protection Agency on Tuesday said it wants to withdraw a proposal to block a massive open-pit mine in Alaska near the world's largest sockeye salmon fishery, fulfilling one of its obligations under a settlement reached earlier this year with the project developer. Read more »

Enviros, Tribal Groups Sue BLM Over Methane Rule Delay

Environmental and tribal citizen groups hit the U.S. Bureau of Land Management with a complaint Monday in California federal court, alleging the agency's decision to delay an Obama-era regulation to reduce methane waste on public land is illegal and will cost states, tribes and local governments millions in lost revenue. Read more »

Enviros Expand Border Wall Suit, Attack Lack Of Studies

The Trump administration is violating federal environmental laws by plowing ahead with prototype projects for a wall on the nation's southern border without first evaluating the potential impact on the environment, including on endangered creatures such as the Quino checkerspot butterfly, an environmental group has alleged. Read more »

HEALTH & LIFE SCIENCES

Akin Gump Nabs Ex-FDA Deputy Chief

Akin Gump Strauss Hauer & Feld LLP has brought aboard a high-ranking U.S. Food and Drug Administration official who oversaw much of the recent revolution in supply chain safety, the firm announced Tuesday. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Transpo Panel Eyes $900M For Hudson Tunnel Project

A crucial new rail tunnel under the Hudson River would receive $900 million in federal funds under a draft transportation spending bill released Monday by the House Appropriations Committee, a major boost to yearslong efforts to overhaul a major New York to New Jersey artery. Read more »

NHTSA Reconsidering Maximum Fuel Efficiency Penalties

The National Highway Traffic Safety Administration is indefinitely delaying the institution of higher maximum penalties for automakers who don't meet fuel efficiency standards as the agency seeks further comment on the proposed change, according to two notices released Tuesday. Read more »

Don't Send GWB Scandal Architect To Prison, Court Told

The architect of the George Washington Bridge lane-closing scandal and prosecutors have called on a New Jersey federal court to sentence him on Wednesday to probation instead of prison for his role in the political revenge scheme, with the government crediting his cooperation for the convictions of two fellow conspirators. Read more »

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Telecommunications Industry Association
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce

EMPLOYMENT

Think Tank Says High Court Should Take Up Union Dues Case

The Competitive Enterprise Institute on Monday threw its support behind a nonunion Illinois state employee's challenge to mandatory public sector union dues at the U.S. Supreme Court, saying the labor union in the case has used so-called agency fees to pay for political and ideological advocacy. Read more »

Dems Tell Trump To Expand Paid Family Leave Plan

A group of more than 100 Democratic lawmakers, led by Rep. Rosa DeLauro, D-Conn., on Monday asked the Trump administration to broaden the proposal for paid family and medical leave that it unveiled in President Donald Trump's 2018 budget request, calling the current proposal "inadequate" to meet working families' needs. Read more »

GOVERNMENT CONTRACTS

DOD Watchdog Says 'Buy American' Compliance Inconsistent

The Defense Logistics Agency often does not comply with "Buy American" requirements in its procurements, the U.S. Department of Defense Office of Inspector General said in a report made public this week. Read more »

DOD Should Collect Data On Contract Incentive Fees: GAO

The U.S. Department of Defense should collect and analyze data on contract outcomes to determine whether an increased reliance on incentive fees over the past decade is improving contract performance, a report from the Government Accountability Office has found. Read more »

TAX

Ill. Appeals Court Upholds Block On Chicago-Area Soda Tax

An Illinois appeals court on Monday upheld a halt on Cook County's penny-per-ounce soda tax, siding with a lower court ruling handing a restraining order to businesses that say the tax flouts the state constitution. Read more »

3 Portuguese Ministers Named In Free Soccer Trips Probe

Portugal's attorney general named three junior ministers in charge of tax affairs, internationalization and industry as formal suspects Monday in a probe focusing on an energy company's gifts of travel, meals and tickets to watch the country's national soccer team play in last year's European Championship. Read more »

IMMIGRATION

Immigrants, Advocates Sue To Stop Trump's Voter Database

Voters, immigrants and advocates launched another challenge to the Presidential Advisory Commission on Election Integrity in Florida federal court on Monday, accusing it of violating the right to vote under the First Amendment and constitutional and statutory privacy protections by requesting that states supply personal voter registration information to a centralized federal database. Read more »

Ariz. County Fights $1.38M Fee Request In Migrant ID Case

Maricopa County, Arizona, told a federal judge on Monday that the $1.38 million in attorneys' fees sought by a migrants justice group and others in their suit that saw a permanent bar placed on the county sheriff's use of work verification documents to conduct criminal prosecutions for identity theft or forgery was unreasonable. Read more »

Umpqua Holdings Corporation
United Continental Holdings Inc.
Wilderness Workshop

GOVERNMENT AGENCIES

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Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Environmental Protection Agency
Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians
Consumer Financial Protection Bureau
Cow Creek Band of Umpqua Tribe of Indians
Defense Logistics Agency
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Trade Commission
Federal Transit Administration
Food and Drug Administration
Government Accountability Office
Maritime Administration
National Highway Traffic Safety Administration
National Railroad Passenger Corporation
National Security Agency
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection

NATIVE AMERICAN

House OKs Bills Taking Tribal Lands Into Trust

The House on Tuesday passed a series of bills formally placing lands into trust or granting them to various tribes in California and other western states, paving the way for development on those lands that could include housing, hotels and even a winery — but with bans on gambling. Read more »

TELECOMMUNICATIONS

Chamber Signs Letter Opposing Broadband As Public Utility

The U.S. Chamber of Commerce and several trade associations wrote a letter to the Federal Communications Commission Tuesday supporting efforts to repeal Obama-era net neutrality regulations, asserting that a free and open internet does not equate to imposing public utility-style restrictions on broadband providers. Read more »

Microsoft To Use TV 'White Spaces' To Extend Net Service

Microsoft announced Monday it is moving forward with a plan to repurpose gaps between channels on TV-licensed spectrum as a way to extend internet service in rural areas, but at least one industry group says the software giant is just seeking an advantage after it refused to participate in a spectrum auction. Read more »

Congress Best Suited To Mediate Net Neutrality, Group Says

Telecom advocacy group TechFreedom on Tuesday criticized an online protest planned for Wednesday to defend net neutrality rules as a movement that ignores the issue at the core of internet freedom, saying the push for FCC action is shortsighted and that congressional legislation is what's truly needed. Read more »

EXPERT ANALYSIS

CFPB Arbitration Rule Increases Class Action Risk

If it becomes effective, a controversial new final rule issued by the Consumer Financial Protection Bureau on Monday will make it easier for consumers to bring class action lawsuits against financial companies. However, the CFPB has been targeted by the current administration, and Congress is empowered to override the rule, say attorneys with Holland & Knight LLP. Read more »

Ex-NAD Director Looks Back On 20 Years And 2,600 Decisions

Reflecting on over two decades at the National Advertising Division, it's hard to discern any clear pattern regarding the type of products, legal issues or the sheer number of cases that came before us. Looking ahead, with advertising metamorphosing into so many different formats, I think identifying "what is advertising" is going to be the biggest challenge, says Andrea Levine, former director of the National Advertising Division. Read more »

Welcomed Changes For Cos. Hiring Foreign Talent: Part 1

A new immigration regulation that went into effect earlier this year provides for greater flexibility in the ways U.S. employers can recruit and sponsor foreign professionals for temporary visas and U.S. permanent residence. In this three-part series Andrew Greenfield of Fragomen, Del Rey, Bernsen & Loewy LLP discusses how the new rules will impact various aspects of employers' recruiting and sponsorship practices. Read more »

LA Leads The Way With Draft Commercial Cannabis Regs

Los Angeles' City Council recently released proposed regulations governing commercial cannabis activity in the city, and the Department of City Planning released a draft ordinance proposing land use requirements for the cannabis industry. It is likely that other cities in California will look to Los Angeles' regulations

Agency

U.S. Office of Personnel Management

U.S. Senate

U.S. Supreme Court

as a basis for enacting their own laws, says Michael Rosenblum of Thompson Coburn LLP. Read more »

5 Questions To Ask Firm Before Accepting A Litigation AFA

Outside counsel experienced with alternative fee arrangements will have many war stories regarding successful — and less successful — fee arrangements. Asking outside counsel to share these experiences can provide useful insight into the strength of a proposed AFA, say attorneys with WilmerHale. Read more »

LEGAL INDUSTRY

Judge Slams Sessions, Union Attys For Sloppy Briefs

Seventh Circuit Chief Judge Diane P. Wood issued a stern warning Tuesday to attorneys filing sloppy jurisdictional statements, striking a brief filed by U.S. Attorney General Jeff Sessions and another filed by attorneys for a pilots union as a reminder that briefs must be “complete and correct.” Read more »

Law Firm Leaders Confident In Next 6 Months, Survey Says

Law firm managers are looking forward to the second half of 2017 with more confidence across the board than they did the previous six months, according to the results of a survey by Citi Private Bank's law firm group released on Tuesday. Read more »

DC Circ. Judge Janice Rogers Brown To Retire

Judge Janice Rogers Brown will retire from the U.S. Circuit Court of Appeals for the D.C. Circuit, paving the way for President Donald Trump to appoint a new member to the nation's second-highest court. Read more »

Ex-Novak Partners Ink Wage Deal, Eye Polsinelli To Collect

Two former Novak Druce Connolly Bove & Quigg LLP partners have inked a $500,000 settlement in their wage dispute with the troubled firm, and their attorney told Law360 on Tuesday he may pursue their former partners or Polsinelli PC, where many moved, in order to collect. Read more »

Ashurst, Akin Gump Continue London Pay Increases

Salaries for budding lawyers continue to climb in London, with Ashurst LLP bumping pay for newly minted attorneys to £72,000 ($92,515) a year, among other increases, and Akin Gump Strauss Hauer & Feld LLP giving a boost to its trainees in the city, the firms confirmed to Law360 on Tuesday. Read more »

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Air Line Pilots Association International
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American Petroleum Institute Inc.
Associated Press
Council Of Better Business Bureaus Inc.
Electronic Privacy Information Center
Environmental Defense Fund Inc.
FedEx Corporation
Florida Immigrant Coalition
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Wilderness Workshop

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Consumer Financial Protection Bureau
Federal Communications Commission
U.S. Department of Defense
U.S. Department of Justice
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Food and Drug Administration
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Bureau of Indian Affairs
Bureau of Land Management
California Environmental Protection Agency
Confederated Tribes of Coos, Lower Umpqua and Siuslaw Indians
Cow Creek Band of Umpqua Tribe of Indians
Defense Logistics Agency
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Transit Administration
Government Accountability Office
Maritime Administration
National Highway Traffic Safety Administration
National Railroad Passenger Corporation
National Security Agency
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Labor
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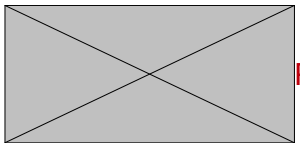
Sent: Mon 11/19/2018 9:06:42 AM
Subject: Meet The Judge Who Controls Fate Of ACA, Trump's AG



PUBLIC POLICY.

Monday, November 19, 2018

TOP NEWS

Feature

Meet The Judge Who Controls Fate Of ACA, Trump's AG

The Maryland federal judge in the extraordinary position to decide the future of both the Affordable Care Act and President Donald Trump's acting U.S. attorney general is an evenhanded and genial jurist known for exhaustively analyzing legal issues, lawyers say. Read full article »

Acting AG Challenged At High Court By Felon Seeking Firearm

An ex-convict who is challenging a federal ban on gun ownership by felons asked the U.S. Supreme Court on Friday to determine the legitimacy of acting U.S. Attorney General Matthew Whitaker, claiming that the controversial appointment was unconstitutional and that Deputy Attorney General Rod Rosenstein, not Whitaker, should be the named defendant in his case. Read full article »

Supreme Court Will Hear Case Over Ross' Census Deposition

The U.S. Supreme Court on Friday granted the federal government's petition to review a New York federal court ruling greenlighting the deposition of Commerce Secretary Wilbur Ross regarding the Trump administration's decision to include a question about citizenship status on the 2020 census. Read full article »

Fla. High Court Nominee Process Can Continue, Justices Say

The Florida Supreme Court ruled Friday that the state's Judicial Nominating Commission, which is screening candidates for three soon-to-open seats on the high court, can continue with the process and does not have to wait until January to send names to the incoming governor. Read full article »

Fla. Judge Won't Remove Gov. From Election Oversight

A Florida federal judge declined late Thursday to remove Gov. Rick Scott from overseeing the election recount process but said he was putting the governor, who is also a candidate in the close race for a U.S. Senate seat, on notice after rhetoric about fraud and stolen elections. Read full article »

Analysis

Dem AG Gains May Spur State Financial Services Action

Democrats have strengthened their presence in state-level law enforcement after flipping the attorney general's office in several state in the midterm elections, gains that some financial services experts say could make for a tougher enforcement landscape for banks and other financial services firms. Read full article »

Sen. Grassley Sets Sights On Senate Finance Chairmanship

Sen. Chuck Grassley, R-Iowa, announced Friday that he will seek the chairmanship of the Senate Finance Committee at the start of Congress' 116th session, which begins in January. Read full article »

Senate Shake-Up Could Put Graham Atop Judiciary Panel

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Sen. Chuck Grassley, R-Iowa, chairman of the Senate Judiciary Committee, announced Friday he will take over the Senate Finance Committee next Congress, setting the stage for Sen. Lindsey Graham, R-S.C., to take over the judiciary panel. Read full article »

BANKING & SECURITIES

Analysis

UK's Approach To Regulating Crypto-Assets Looks 'Measured'

The U.K. appears ready to move forward on regulating cryptocurrency-related assets, seeking what some attorneys describe as a measured approach that is likely to expand regulation to protect mom-and-pop investors from dicey crypto-backed investments, while trying to avoid dampening innovation in the underlying technology supporting digital assets. Read full article »

ENERGY & ENVIRONMENTAL

Feature

EPA's Renewable Fuels Policy Leads To Court Morass

Few federal energy and environmental policies are as fiercely fought over in court as the U.S. Environmental Protection Agency's Renewable Fuel Standard program, which requires an increasing amount of renewable fuels to be blended into the U.S. transportation fuel supply. Here's a look at where major RFS-related litigation stands and an update on whether a congressional solution to the legal standoff is in the cards. Read full article »

Trump Says Acting EPA Chief Should Take Reins Officially

President Donald Trump said Friday that he intends to nominate U.S. Environmental Protection Agency acting Administrator Andrew Wheeler to stay in the job for the long haul. Read full article »

House Passes Bill Removing Gray Wolf ESA Protections

The House of Representatives passed a bill Friday that would remove Endangered Species Act protections for the gray wolf in Wyoming and the Western Great Lakes region and require a federal rule to remove protections for the species nationwide. Read full article »

Enviros, Tribes Fight To Save Trump Monument Suits

Environmental groups and Native American tribes fought back against the federal government’s bid to dodge their lawsuits challenging President Donald Trump’s decision to shrink the Bears Ears and Grand Staircase-Escalante national monuments. Read full article »

HEALTH & LIFE SCIENCES

Feature

New Health Reimbursement Rule Stokes Cost, Bias Concerns

The Trump administration claims its recently proposed health reimbursement arrangement rule, which allows companies to give workers money to buy their own health insurance, won’t saddle low-income workers with steep medical bills or leave those with pre-existing conditions in the lurch. But experts are split on whether provisions meant to protect workers from health-based discrimination and high health-care costs will be strong enough. Read full article »

DOJ Pans Maryland's Suit Aimed At Saving ACA

The U.S. Department of Justice late Friday scoffed at Maryland’s newly launched lawsuit aimed at shielding the Affordable Care Act from a constitutional challenge, arguing that the state has no right to the ACA’s continued existence. Read full article »

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MEDIA & ENTERTAINMENT

White House Ordered To Return CNN Reporter's Press Pass

A D.C. federal judge on Friday morning ordered the Trump administration to reinstate the White House press credentials of CNN reporter Jim Acosta, saying the decision to revoke them likely violated the journalist's right to due process. Read full article »

REAL ESTATE

NJ Lawmakers, Cos. Push For Passage Of Fire Safety Bill

New Jersey state legislators and fire officials along with concrete companies are urging the state government to adopt better safety standards for new construction following a fire that destroyed the Avalon at Edgewater multifamily complex three years ago, according to news reports. Read full article »

MEDICAL MALPRACTICE & PERSONAL INJURY

Ky. Supreme Court Strikes Down Med Mal Review Panels

In a blow to Kentucky's tort reform efforts, the state's highest court has ruled that a 2017 state law requiring medical malpractice claims to be first reviewed by expert advisory panels is unconstitutional because it delays a citizen's access to the courts. Read full article »

13 States Urge 1st Circ. To Back Massachusetts' AR-15 Ban

The attorneys general for 13 states and the District of Columbia have filed an amicus brief with the First Circuit supporting Massachusetts' long-standing ban on assault weapons and large-capacity magazines, saying states have the right to pass gun restrictions to protect their residents. Read full article »

AEROSPACE & DEFENSE

Dem Rep. Calls Out DOD After Failed Financial Audit

U.S. Rep. Mark DeSaulnier, D-Calif., on Friday criticized the U.S. Department of Defense after the agency failed its first department-wide financial audit, saying the report highlighted the agency's history of wasteful spending. Read full article »

INTERNATIONAL TRADE

Analysis

Tariffs Could Throw Advance Pricing Agreements Into Doubt

Tariffs imposed on U.S. imports by the Trump administration beginning in 2018 are raising questions about the validity of transfer pricing agreements that predetermine the tax treatment of those materials and products for future years. Read full article »

Trump Rebuffs Chinese Offer To Calm Trade Tensions

President Donald Trump said Friday that the Chinese government recently presented an offer of policy changes it would make to cool the two governments' escalating trade battle, but dismissed the proposal as "not acceptable." Read full article »

IMMIGRATION

12 AGs Call For End Of Policy Slowing Family Reunification

Attorneys general from 12 states have urged the Trump administration to promptly reverse a policy that has allegedly impeded the release of unaccompanied immigrant children from U.S. Department of Health and Human Services custody to their family

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DHS 'Public Charge' Test Hurts Women, Elderly, Study Finds

The Trump administration's draft rule that would allow green card applications to be denied based on the applicant's likelihood of using public benefits in the future would disproportionately target women, children and the elderly and could disrupt family unity, a new study released Friday by the Migration Policy Institute concluded. Read full article »

NY Says Funding Ban For Sanctuary Locales Unconstitutional

The state of New York, along with several other jurisdictions, pressed a Manhattan federal judge Friday to issue a nationwide injunction blocking the Trump administration from cutting off law enforcement funding for so-called sanctuary jurisdictions, arguing new conditions for the funds are unlawful and unconstitutional. Read full article »

NATIVE AMERICAN

Alaska Native Health Group Added To Massive Opioid Suit

In what the groups are calling the largest tribal complaint in history, the Arctic Slope Native Association has joined the Tanana Chiefs Conference and other Alaska Native tribal health care providers in their federal court suit against drugmakers and distributors over the opioid epidemic. Read full article »

TELECOMMUNICATIONS

Analysis

Activists See Net Neutrality As Civil Rights Battleground

Almost a year after the FCC's decision to upend its so-called net neutrality rules, public interest groups are pushing Congress to restore those rules while casting their absence as a civil rights issue likely to silence minority voices. Read full article »

Top 3 Groups Lobbying The FCC

During the month of October, lobbyists before the Federal Communications Commission argued for new ways to map broadband service and reimburse rural carriers under the agency's high-cost telecom program, among other issues. Here's a look at the top three groups that lobbied the agency and a sampling of their key issues. Read full article »

FCC Greenlights New Email Notices From Cable Companies

The Federal Communications Commission issued a report and order on Friday that will allow cable operators to deliver notices required by the Code of Federal Regulations to customers via verified email addresses instead of paper mail unless they have opted out. Read full article »

Bill Would Give FCC More Power To Punish Robocallers

A bipartisan pair of senators introduced legislation Thursday aimed at staunching the flood of robocalls to consumers' phones, laying out harsher penalties against marketers and scammers who use automatic dialing devices and giving the Federal Communications Commission more power to go after lawbreakers. Read full article »

FCC's Pai Touts Deregulation On 5G Cells, Satellites

The Federal Communications Commission is tearing down regulatory red tape on the deployment of new wireless technology, from small cell buildouts all the way up to satellites orbiting the Earth, chairman Ajit Pai said in planned remarks at the Federalist Society on Friday. Read full article »

Limiting Cable Fees Is Harmful, Cities And Towns Tell FCC

A slew of large cities and small towns submitted comments to the Federal Communications Commission on Thursday opposing a new proposal to limit in-kind contributions to local franchising authorities, saying it violates the language of the

Equal Employment Opportunity Commission
European Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Financial Conduct Authority
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Virginia Attorney General's Office
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Cable Communications Policy Act that allows localities to collect fees. Read full article »

BENEFITS

AFT Files Adversary Case In Puerto Rico Bankruptcy

Two U.S. labor unions have hit Puerto Rico's government and its federally appointed oversight board with a lawsuit for failing to put the pension deposits for tens of thousands of public employees into proper accounts and instead "stashing" the money in non-interest bearing accounts at a scandal-plagued bank. Read full article »

EXPERT ANALYSIS

The Latest On State And Federal Paid Family Leave Programs

Only four U.S. states currently require paid family leave programs, leaving private employers across most of the country with the decision of whether to provide such leave to their employees, says Kathryn Barcroft of Solomon Law Firm PLLC. Read full article »

Prospects For Tax Policy In The 116th Congress

Now that the results of the 2018 election are (mostly) in, Evan Migdail and Melissa Gierach at DLA Piper LLP consider what a Democratic House, Republican Senate and Trump administration may be able to accomplish in the way of tax policy during the lame-duck session and the upcoming 116th Congress. Read full article »

State Net

Voters, Courts Slowly Take Lawmakers' Redistricting Power

Thanks to the passage of ballot measures in this month's elections, Missouri, Colorado and Michigan have joined 13 other states that use independent commissions or other bipartisan or nonpartisan means to create legislative or congressional districts, or both, to combat gerrymandering, says Rich Ehisen of State Net Capitol Journal. Read full article »

State Trust Taxes Ripe For Constitutional Challenges

Fielding v. Commissioner of Revenue is the most recent in a series of cases that have used the U.S. Constitution to curtail the ability of states to impose their income taxes on nongrantor irrevocable trusts. Toni Ann Kruse and Melissa Price of McDermott Will & Emery LLP discuss the implications of this trend. Read full article »

LEGAL INDUSTRY

How Law Firms Are Preparing For The Next Recession

The last major U.S. recession struck the legal industry a decade ago, obliterating some law firms and putting a large number of lawyers out of work. Here are a few ways law firms are positioning themselves to not only survive, but thrive when the next big economic downturn hits. Read full article »

Analysis

Fla. High Court Gets 'Like' From Attys On Facebook Decision

The Florida Supreme Court's ruling Thursday that the mere existence of a Facebook friendship between a judge and litigator is not grounds for disqualification drew a "like" from attorneys who applauded the court for a narrow ruling that acknowledges the realities of social media relationships. Read full article »

Facebook GC Staying For Now Despite Announced Departure

Facebook General Counsel Colin Stretch, who in July announced he would step down from the position at the end of the year, will stay on as the social media giant's top lawyer into 2019, the company said, as it continues to be involved in a slew of scandals that include investigations into its data privacy practices. Read full article »

Stevens & Lee Defends Staffer's Firing In Sex Bias Suit

Stevens & Lee PC says it had legitimate reasons to terminate a legal assistant who claims in a federal lawsuit that she was fired for trying to take advantage of family leaves to deal with medical complications she and her daughter faced as she returned to work after giving birth. Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

A new survey of general counsel found that law department leaders are using more of their budget on internal legal services than on outside counsel, and Facebook Inc. announced it will no longer make its workers who claim they have been sexually harassed arbitrate their claims. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: CNN v. Trump

On this week's episode of Pro Say, we take a closer look at CNN's win in a legal battle with President Trump over the White House's ban on reporter Jim Acosta. Read full article »

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Nuclear Energy Institute
Planned Parenthood Federation
Purdue Pharma LP
Quill Corp.
Reed Elsevier
Robert Half International Inc.
Tanana Chiefs Conference
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The Wilderness Society
United Services Automobile Association
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European Union
U.S. Department of Homeland Security
U.S. Senate
Florida Supreme Court
NAFTA
New York Attorney General's Office

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U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
Bank of England
California Labor and Workforce Development Agency
Centers for Disease Control and Prevention
Cherokee Nation
Commonwealth of Kentucky
Connecticut Attorney General's Office
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Trade Commission
Financial Conduct Authority
Fish and Wildlife Service
Hopi Tribe
Internal Revenue Service
Kentucky Cabinet for Health & Family Services
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Subject: Retailers Not Ready For EMV--plus Star Trek's payroll

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DIGITAL BANKING

"Digitization of everything" demands design

Digital winners will make their interactions with consumers more personal.They'll work to make their offerings connect more smoothly with the outside, and they'll build anticipatory, unobtrusive services. So says new research by Accenture Interactive's Fjord, Design and Innovation. Read more

EMV UPDATE

Retailers not ready for EMV

With only nine months until the EMV migration deadline, retail and technology professionals remain unprepared. In fact, many don't even seem all that worried, says ACI Worldwide research. Read more

CLOUD/OUTSOURCING

Softer side of cloud

Anticipated hard savings frequently justify venturing into cloud computing and managed services, but softer savings also occur. Prime example: HR tasks tend to go back to HR. Read more

BANKING DISRUPTION Q&A

Chris Skinner on "suits" versus "jeans"

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MAKING SENSE OF IT ALL

Digital business, digital banking

How did Captain Kirk get paid on *Star Trek*? asks John Ginovsky. Read more

BEYOND THE BANK

Will customers line up for fresh-brewed banking?

Visiting Seattle, Dan Fisher got a French Press Starbucks wakeup call for branch banking. Read more

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FINANCIAL TECHNOLOGY

Traders spend on IT to focus on core jobs

Sound familiar? Traders and their IT decision makers increase their reliance on cloud computing and managed services to streamline their processes and improve their bottom line by focusing on tasks that truly add value. Read more

BSA/AML COMPLIANCE

Trade-based laundering rising

Over three-quarters of illicit financial flows from developing countries come through trade-based money laundering, according to PwC. Read more

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BYOD may bring apps into your bank that go beyond IT's ken

"There are many mobile apps with innocent capabilities that attract users, such as using the camera flash as a flashlight, but include undocumented features that could serve malicious purposes," warns Maureen Polte, vice-president, product management, Flexera Software, in an interview on Tech Republic USA. Read more

Payments and the friction of security

In a Feb. 2 blog on the Atlanta Federal Reserve Bank's Retail payments Risk Forum, David Lott writes: "One of the critical elements in a consumer's experience when performing a financial transaction is the concept of friction. In the payments environment, friction can be measured by the number and degree of barriers that impede a smooth and successful transaction flow. ... We usually think that to decrease friction is to increase convenience."

Lott raises the issue of increased friction due to the requirement to leave EMV cards in retailer terminals during transactions. Read the blog

ABA backs NACHA proposal for faster payments

The American Bankers Association expressed support for a proposal to implement same-day Automated Clearing House transactions by NACHA—The Electronic Payments Association.

"ABA strongly supports the NACHA same-day ACH proposal as a fundamental step to promote faster payments across the entire industry," ABA said in a comment letter. Read the letter

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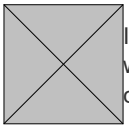

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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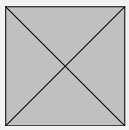

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Subject: Green Card Backlog Wouldn't End With Country-Cap Fix

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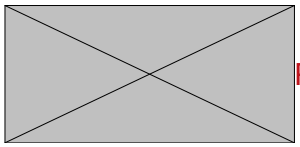

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Tuesday, July 16, 2019

TOP NEWS

Analysis

Green Card Backlog Wouldn't End With Country-Cap Fix

Eliminating per-country caps on employment-based green cards as outlined in recent legislation would slash wait times for Indian nationals, but to clear backlogs for all applicants the number of green cards available annually must be increased, attorneys say.

Read full article »

Analysis

Energy Cases To Watch In The Second Half Of 2019

Climate change will dominate the energy-related court cases attorneys will watch in the second half of 2019, while fights over FERC's bankruptcy authority and state-level disputes over energy partnerships and oil and gas rights will draw plenty of eyeballs. Here are seven cases that energy attorneys will be watching in the second half of the year.

Read full article »

Conservative Lawyers Slam Trump's 'Ignorant Racist' Tweets

Checks and Balances, a group of conservative and libertarian attorneys, on Monday tore into tweets in which President Donald Trump suggested four Democratic congresswomen of color should "go back" to their "crime infested" countries, condemning the president's "ignorant racist nature" and calling his rhetoric "a rejection of those founding principles of our nation."

Read full article »

Biden Unveils Plan To Strengthen ACA Tax Credits

Former Vice President Joe Biden unveiled a plan on Monday to strengthen the Affordable Care Act with more valuable tax credits if elected president in 2020, building on the health care legislation he helped shepherd while he served in office.

Read full article »

Mnuchin Says Crypto Misuse Is National Security Risk

Treasury Secretary Steven Mnuchin said Monday that the misuse of cryptocurrencies, potentially including Facebook-led Libra, is a “national security issue” and repeated

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comments President Donald Trump tweeted last week that cryptocurrencies are “based on thin air.”

Read full article »

US Fleshes Out Trade Case Against France's Digital Tax Plan

The U.S. on Monday offered more detail on its investigation of France’s plan to raise taxes on foreign tech companies that was announced last week, laying out exactly which aspects of the plan it believes may run afoul of global trade rules.

Read full article »

J&J Can't Quit Deception Playbook, Okla. Says In Closings

The state of Oklahoma said Monday in closing arguments for a landmark trial that pharma giant Johnson & Johnson carried out a "calculated plan" to deceive the medical community and the public about the safety of opioids, and then followed the same strategy of withholding information right through the seven-week trial.

Read full article »

BANKING & SECURITIES

Facebook Promises US Lawmakers Libra Will Be Regulated

Facebook executive David Marcus said the social media juggernaut will cooperate with relevant authorities when it comes to regulating the planned cryptocurrency Libra, according to written testimony provided to U.S. lawmakers ahead of a hearing this week.

Read full article »

NY Licenses Crypto Exchange For Big-Firm Block Trading

New York's top financial regulator said Monday that it has authorized a pair of companies formed under cryptocurrency exchange Seed CX Ltd. to serve as a platform for major investors to conduct block trading.

Read full article »

Draft House Bill Would Keep Big Tech Out Of Cryptocurrency

Amid heightened scrutiny of cryptocurrencies after the announcement of Facebook-developed Libra, a draft bill is circulating in the House Financial Services Committee that would block any large online platform like Facebook or Google from entering the financial services industry or launching a cryptocurrency.

1 document attached | Read full article »

FHFA Flip-Flop Underscores Flawed Design, 5th Circ. Told

The Federal Housing Finance Agency’s latest flip-flop on the question of its constitutionality is a reminder of why the full Fifth Circuit should deem the agency to be unconstitutionally structured, a group of Fannie Mae and Freddie Mac investors said Monday.

1 document attached | Read full article »

7th Circ. Holds Blind Man Can't Sue Credit Union Over Website

The Seventh Circuit ruled Monday that a blind man can't sue an Illinois credit union over its website, which doesn't support a screen reader, finding he narrowly lacks standing to bring his claim under the American Disabilities Act because he isn't a credit union member and can't become one.

Opinion attached | Read full article »

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Aetna Inc.
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American Immigration Lawyers Association
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Cato Institute
Center for Justice
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Clinique Laboratories LLC
Coinbase Inc.
Consumer Action
ConvergEx Group LLC
Dell Technologies Inc.
Enable Midstream Partners LP
Energy Transfer Partners LP
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Estee Lauder Companies Inc.
FTI Consulting Inc.
Facebook Inc.
Fannie Mae
FirstEnergy Corp.
Freddie Mac
General Motors
Google Inc.
Hitachi Ltd.
JPMorgan Chase & Co.
Johnson & Johnson
Kinder Morgan Inc.
LG Electronics Inc.

ENERGY & ENVIRONMENTAL

Feds Say Beef Group Can't Show Harm From Water Rule

The federal government on Monday told a Washington federal court that a cattle industry association can't win its bid to block an Obama-era rule that expanded federal bodies of water protections because the association can't show it's been sufficiently harmed.

1 document attached | Read full article »

GAO Says EPA Skirting Advisory Board Selection Rules

The U.S. Environmental Protection Agency failed to ensure that nominees for its advisory committees met ethics requirements and skipped a key step in vetting members of two important science committees, the U.S. Government Accountability Office said in a Monday report.

Report attached | Read full article »

FERC Tax Policy Change Hurts Pipeline MLPs, DC Circ. Told

The Federal Energy Regulatory Commission misinterpreted a 2016 D.C. Circuit ruling that scrapped a pipeline income tax allowance to craft an unlawful policy removing a tax perk for pipeline master limited partnerships, a pair of pipeline companies told the appeals court Friday.

Brief attached | Read full article »

Minn. Grid Law Is Toast After High Court Ruling, 8th Circ. Told

The U.S. Supreme Court's June ruling that Tennessee can't limit liquor licenses to resident businesses should doom a Minnesota law that gives in-state utilities a right of first refusal before out-of-state companies can build new transmission lines, the Eighth Circuit heard Friday.

Letter attached | Read full article »

HEALTH & LIFE SCIENCES

Manatt Phelps Opens Cross-Industry Cannabis, CBD Practice

Manatt Phelps & Phillips LLP announced Monday it has launched a multidisciplinary cannabis and CBD practice that will draw on the firm's expertise in a range of fields, including banking, government regulations, land use, advertising, technology, intellectual property, entertainment and privacy.

Read full article »

MEDIA & ENTERTAINMENT

3rd Circ. Revives Free Speech Challenge To Pa. Billboard Rule

The Third Circuit on Monday strengthened an advertising company's case against the Pennsylvania Department of Transportation, reviving a claim that its regulation of roadside billboards can't survive the scrutiny required by the First Amendment.

Opinion attached | Read full article »

TRANSPORTATION & INFRASTRUCTURE

DOT Must Redo Railroad Hazmat Plan Rule, DC Circ. Told

A new U.S. Department of Transportation rule ensuring railroads are prepared to

National Consumer Law Center
New Jersey On-Line LLC
New York Times Co.
New York University
Noramco Inc.
PG&E Corp.
Pacific Investment Management Co.
Pacific Legal Foundation
Paypal Holdings Inc.
Pitney Bowes Inc.
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Southwestern Energy Co.
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Tommy Hilfiger Corp.
Toshiba Corp.
Twitter Inc.
UBS AG
Union Pacific Corp.
United Continental Holdings Inc.
Vodafone Group plc
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California Department of Business Oversight
California Supreme Court
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Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
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handle oil spills and other accidents involving trains carrying hazardous materials must be retooled to safeguard railroads' confidential information, Union Pacific told the D.C. Circuit on Monday.

1 document attached | Read full article »

COMPETITION

European Court Won't Toss Electronics Cos.' Bid Rig Fines

The European Court of Justice has issued five separate rulings that uphold a total of €116 million ($130.6 million) in fines against electronics suppliers for collusion to rig bids for optical disk drives sold to Dell and Hewlett Packard.

Read full article »

CVS-Aetna Challengers Push Back On Exec's PBM Claims

A pair of groups challenging CVS' purchase of Aetna urged a D.C. federal court on Friday to discount claims made by a CVS executive that the merger didn't increase the bargaining leverage of the combined company's pharmacy benefits manager.

Letter attached | Read full article »

PERSONAL INJURY

Calif. High Court Says Firefighting Immunity Isn't Automatic

The California Supreme Court on Monday revived a suit accusing a fire department of negligently injuring a firefighter when she was run over by a water truck, saying a lower court improperly determined that the suit was automatically subject to a firefighting immunity provision.

Opinion attached | Read full article »

GOVERNMENT CONTRACTS

Trump Keeps Up 'Buy American' Efforts With New Rules

President Donald Trump inked an executive order Monday aimed at boosting the government’s purchases of U.S.-made products, marking the president's latest effort to advance his 'Buy American' initiative.

Read full article »

AEROSPACE & DEFENSE

DOJ Looks To Nix Suit Over 'Inaccurate' Terrorism Report

Two nonpartisan policy groups challenging an allegedly inaccurate 2018 terrorism report put together by the Trump administration have “no basis” for their suit demanding the U.S. Department of Justice and Department of Homeland Security correct the report, the agencies told a Massachusetts federal judge Friday.

Memorandum attached | Read full article »

INTERNATIONAL TRADE

US, UK Still Inching Toward Post-Brexit Trade Talks

The U.S. has recently completed a series of meetings with the U.K. under their trade working group umbrella aimed at ensuring continuing trade as Britain exits the

Commission
Federal Housing Finance Agency
Federal Reserve System
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Kalispel Tribe of Indians
Kansas Department of Revenue
Minnesota Attorney General's Office
National Highway Traffic Safety Administration
National Oceanic and Atmospheric Administration
New York State Department of Financial Services
Office of the U.S. Trade Representative
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Pennsylvania Department of Transportation
Pennsylvania Supreme Court
Pipeline and Hazardous Materials Safety Administration
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U.S. Court of Appeals for the Fourth Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Second Circuit
U.S. Court of Appeals for the Sixth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Customs and Border Protection
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice

European Union, saying Monday they have made progress on a potential post-Brexit trade agreement.

Read full article »

TAX

Kansas To Enforce Remote Seller Tax Collection Oct. 1

Kansas will require remote sellers to begin collecting and remitting tax on Oct. 1 under an existing state statute that draws taxing power from the U.S. Constitution and federal law, a state tax department spokesman told Law360 on Monday.

Memorandum attached | Read full article »

IMMIGRATION

Asylum-Seekers Face New Bar At Southwest Border

The Trump administration moved to bar most asylum claims at the southwest border by issuing a regulation Monday that would strip asylum eligibility from migrants trying to enter the U.S. through a country besides their own.

1 document attached | Read full article »

9th Circ. Says DOJ Can Tie Police Funds To Immigration

The U.S. Department of Justice can give preferential treatment to communities that cooperate with federal immigration authorities when awarding federal public safety funds, a split Ninth Circuit panel held, wiping out the city of Los Angeles' earlier win at a lower court.

Opinion attached | Read full article »

NATIVE AMERICAN

Okla. Tribes Fight Renegotiation Of State Gambling Compact

The leaders of Oklahoma's Five Civilized Tribes have come together to oppose Gov. Kevin Stitt's call to renegotiate the gambling compact between 33 tribes and the state by the end of the year.

Read full article »

TELECOMMUNICATIONS

Private Sale Skips Chance To Modernize C-Band: T-Mobile

A plan hatched by the satellite industry to privately sell valuable airwaves for 5G mobile service will unnecessarily complicate the government's plans to repurpose the spectrum while leaving a swath of the band off the table for the wireless industry, T-Mobile has told the Federal Communications Commission.

☒ *3 documents attached* | Read full article »

WHITE COLLAR

Boston City Aides Make 11th-Hour Bid To Toss Extortion Case

Two Boston City Hall aides charged with pressuring a music festival to hire unneeded union labor made a final bid to get extortion charges thrown out Monday in federal court just a week before jury selection is scheduled to begin.

- U.S. Department of Labor
- U.S. Department of Transportation
- U.S. Department of the Interior
- U.S. Department of the Treasury
- U.S. District Court for the District of Massachusetts
- U.S. District Court for the District of New Jersey
- U.S. District Court for the Western District of Washington
- U.S. Environmental Protection Agency
- U.S. Forest Service
- U.S. House of Representatives
- U.S. Senate
- U.S. Supreme Court
- United Nations
- United Nations High Commissioner for Refugees
- World Trade Organization

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EXPERT ANALYSIS

What To Know About Pending Insider Trading Legislation

Recently introduced in the U.S. House of Representatives, the Insider Trading Prohibition Act will represent a potentially significant clarification of U.S. insider trading laws if it proceeds further. And it could be viewed as extending criminal liability to "reckless" conduct, say attorneys at Cleary.

Read full article »

New HRA Regulations Are Welcome, But Watch For Pitfalls

New regulations have expanded the use of health reimbursement accounts by allowing reimbursements for individual market insurance premiums. These new accounts bring potential for missteps under the Employee Retirement Income Security Act and the Affordable Care Act, say attorneys at Proskauer.

Read full article »

Federal Agencies Need A Uniform Record-Keeping Process

The administrative record is very important to federal agency litigation — as showcased in last month's U.S. Supreme Court decision concerning the addition of a citizenship question to the 2020 census — yet there is no set of consistent principles to guide agencies in compiling these official records, say attorneys at WilmerHale.

Read full article »

LEGAL INDUSTRY

DOJ Urges 'Rigorous' Conflict Inquiry In 'Varsity Blues' Case

Federal prosecutors have again urged a Boston federal judge overseeing the "Varsity Blues" college admissions cheating case to hold a "rigorous inquiry" into conflicts of interest at BigLaw firms representing parents and the University of Southern California.

Read full article »

Judge Who Oversaw Sen. Menendez Trial Dies At 86: Report

U.S. District Judge William H. Walls, who presided over Sen. Bob Menendez's New Jersey federal jury trial and acquittal for bribery, has died at the age of 86, according to a report from NJ.com.

Read full article »

DOJ Eyes Fraud Section Acting Chief For Permanent Gig

Robert Zink, the acting chief of the U.S. Department of Justice's Fraud Section, is expected to be tapped as permanent head of the corporate crime-fighting unit, sources familiar with the matter have confirmed to Law360.

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Estee Lauder Promotes General Counsel To Vice Chairman

Estee Lauder elevated its executive vice president and general counsel to the newly created position of vice chairman, a role in which she will continue to promote women's professional development.

Read full article »

Offit Kurman Deal With NC Firm Paves Way For 13th Office

Offit Kurman PA announced Monday that it is entering into an affiliation with Charlotte-

based Horack Talley Pharr & Lowndes PA, allowing the firm to expand into its 13th office and its first in North Carolina.

Read full article »

PR Exec Files As Foreign Agent After Callout In Craig Case

A London public relations executive expected to take the stand as a prosecution witness at the upcoming trial of former Skadden partner Gregory Craig registered Friday with the U.S. Department of Justice as a foreign agent of Ukraine.

Read full article »

Gov't Can't Duck Review Of PACER Fee Use, Fed. Circ. Told

A certified class of PACER users has urged the Federal Circuit to find that the judiciary can review whether the government improperly spent more than $200 million it collected from fees, saying the government can't rebut their claims and has resorted to making a "novel" jurisdictional argument that has no weight.

Read full article »

Interview

15 Minutes With Barnes & Noble's General Counsel

Since he officially started working as the first in-house lawyer at Barnes & Noble in 2000, Brad Feuer said he has done "everything and anything" at the company. Here, the general counsel discusses e-reading, his answer to people who suggest bookstores are obsolete, and two of his favorite books.

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ConvergEx Group LLC
Dell Technologies Inc.
Enable Midstream Partners LP
Energy Transfer Partners LP
Enterprise Products Partners LP
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FTI Consulting Inc.
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FirstEnergy Corp.

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Hitachi Ltd.
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Johnson & Johnson
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New York Times Co.
Noramco Inc.
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Podesta Group Inc.
Purdue Pharma LP
Refugee & Immigrant Center for Education & Legal Services
Samsung Electronics Co. Ltd.
Sony Corp.
Southwestern Energy Co.
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Tommy Hilfiger Corp.
Toshiba Corp.
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Federal Energy Regulatory Commission
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Second Circuit
European Union
Federal Reserve System
Financial Crimes Enforcement Network
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U.S. Department of the Treasury
U.S. District Court for the District of Massachusetts

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California Department of Business Oversight
California Supreme Court
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
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Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Housing Finance Agency
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Kalispel Tribe of Indians
Kansas Department of Revenue
Minnesota Attorney General's Office
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Texas Supreme Court
U.S. Army
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U.S. Court of Appeals for the Federal Circuit
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U.S. Court of Appeals for the Third Circuit
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U.S. Department of Energy
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
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U.S. District Court for the Western District of Washington
U.S. Forest Service
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United Nations High Commissioner for Refugees
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To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Tue 3/5/2019 12:32:16 AM
Subject: FW: Fraud needs to Stop

please

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Phoenix Neuman [redacted]
Sent: Thursday, February 28, 2019 5:09 PM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: Fraud needs to Stop

EXTERNAL EMAIL

Dear Mayor Goodman,
This is the 20th letter I am writing on behalf of myself and Autistic Daughter who has been scammed out if hundreds of thousands of dollars. There should be laws in place to protect us better. My Autistic daughter was scammed out of over 150,000 investment she made in her younger sisters career by a Mr. Wade Martin who claims to know you as well as be a top music producer. He made promises on paper and verbal as well. It makes me ill that people like this get away with taking your money and leaving you high and dry. I was raised by a strict Jewish family where your word meant something. Because this is a transit town, many get away with scams and No lawyers want to help unless you have another few hundred thousand to front them. This was my Autistic daughter's money and she believed in him. I have seen so much and so many go unpunished and I am appalled at the way things are. This needs to change. I was almost killed in 2006 and was awarded a judgment and still can't collect. I am 57 years young. This person never did time. Really this is the Wild West! I can only ask and hope for change. Please please help us before we are homeless. I will be an advocate to all those who are in need. I understand you have a battle of Cancer as well and we can move mountains together. I want so much to meet with you so we can show you and explain that this is not just an ordinary case but an extraordinary case. We need help, please
Respectfully,
Phoenix Neuman
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log News
Sent: Fri 5/5/2017 8:27:00 PM
Subject: [Marketing Mail] Nichols launches first of two tugs for Kirby; Indictment in MSC satcom bribery case

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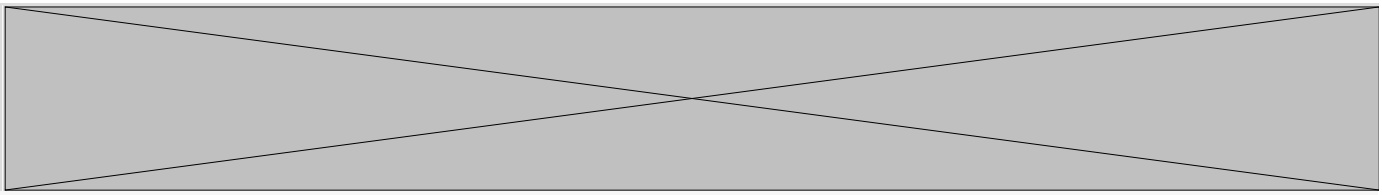

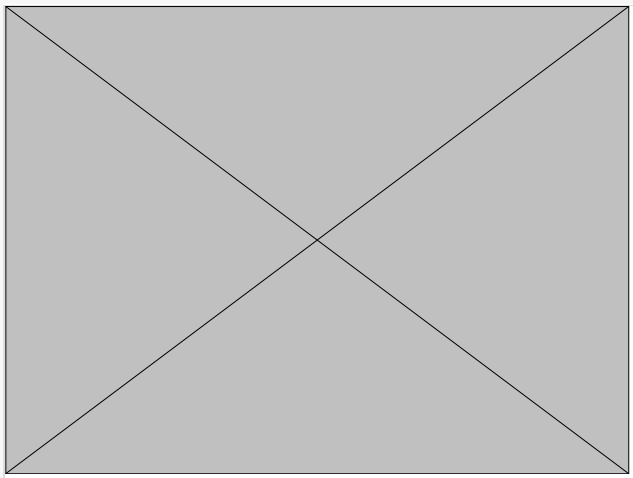

Nichols launches first of two tugboats for Kirby

May 5, 2017 — Nichols Brothers Boat Builders, Freeland, WA, has launched the *M/V Mount Baker*, the first of two 120 ft twin-screw tugboats for Kirby Offshore Marine (KOM). The vessel will join the Kirby Offshore fleet later this month while the sister-ship, *M/V Mount Drumm* will be delivered by the shipyard in November.

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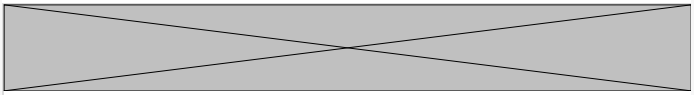
Global Marine Regulations & the Future of Renewable Lubricant Technologies
Download the white paper from RSC Bio Solutions to learn how EALs can help meet your business needs.



Indictment in MSC satcom bribery case

Scott B. Miserendino Sr., a former contractor at the Military Sealift Command (MSC) has been indicted for his role in a bribery and fraud conspiracy from approximately 1999 to 2014.

Matson, Philly Shipyard mark milestone in box ship program

Philly Shipyard, Inc, and Matson, Inc. marked a milestone in the construction of the first of two new 850-ft long, 3,600 TEU, "Aloha Class" containerships on order for Matson for deliveries in the third quarter of 2018 and first quarter of 2019,
respectively.

Sabine Surveyors approved to carry out AWO RCP audits

Towing vessel operators serving the inland waterways, coasts and harbors are looking closely at their fleets to determine the best way to meet the new U.S. Coast Guard Subchapter M regulations establishing vessel safety and inspection requirements.

VT Halter starts construction of blast and paint facility

The facility will allow the complete indoor and environmentally controlled surface preparation and final painting of ship
sections.

Researcher develops software to limit ships' NOx and smoke emissions

The new state-of-the-art control technology was tested on a couple of marine engines and quickly showed that it worked, avoiding the formation of black smoke without affecting the vessel's
maneuverability.

Renewed rumors of Singapore shipyard merger

Remarks by recently installed Group President & CEO Neil McGregor have restarted persistent speculation in Singapore that Sembcorp Industrie's marine business could be merged with that of Keppel
Corporation.

USCG investigates Chesapeake laser strikes

The Laser Safety Act, makes it a misdemeanor to knowingly and willfully cause or attempt to cause bodily injury by shining, pointing, or focusing the beam of a laser pointer on an individual operating a motor vehicle, vessel, or aircraft.

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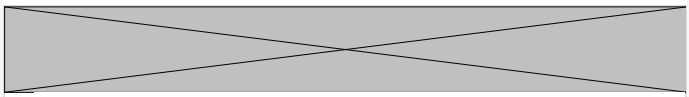

Tugs & Barges: A Year of Firsts

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- GoM: A New Spot LNG Market Hub
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From: Jon Ralston
Sent: Sun 4/23/2017 3:35:57 PM
Subject: [Marketing Mail] Voter fraud probe

Ralston Reports -- My column on the seriousness and unseriousness of SOS investigation

thenevadaindependent.com/article/nevada-voter-fraud-probe-raises-serious-questions-including-handled

Ralston Reports 2175 Spurs Court Las Vegas, NV 89135 USA
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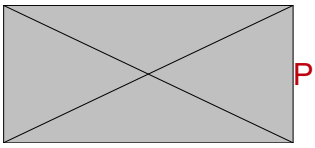
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 6/21/2018 7:24:31 AM
Subject: Trump Signs Order To Stop Immigrant Family Separations



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Thursday, June 21, 2018

TOP NEWS

Trump Signs Order To Stop Immigrant Family Separations

President Donald Trump signed an executive order Wednesday that takes a step toward ending the administration's practice of separating immigrants from their children in detention following broad public outcry, while doubling down on the administration's "zero-tolerance policy" of prosecuting all unauthorized border crossers. Read more »

Ex-Jones Day Partner Tapped For US Atty In San Diego

A former partner at Jones Day who was shut out of a bid to become San Diego's U.S. attorney under the last Republican administration got the White House's nod for the job on Wednesday, as did three others in Colorado, New Orleans and Detroit. Read more »

Judicial Nominees Talk Cocaine, Incest At Bizarre Hearing

At times echoing a law school classroom, the Senate Judiciary Committee on Wednesday probed judicial nominees for the Fourth Circuit and a Florida district court about the limits of government power, asking about the ability to crack down on cocaine use and stop incest. Read more »

Analysis

In The Courts, Battles For Immigrant Children Wage On

The Trump administration's treatment of immigrant children has elicited widespread condemnation this week from all four living former first ladies, the United Nations' human rights chief, hundreds of religious leaders and even some Republicans — but legal challenges to its policies have long been underway. Read more »

Trump, Lawmakers Make Limited Progress On ZTE Deal

Lawmakers said Wednesday they had made some progress toward a deal to lift sanctions imposed on Chinese telecommunications equipment maker ZTE Corp. after a meeting with President Donald Trump, the day after a bipartisan bill to protect the federal supply chain, prompted in part by ZTE, was introduced in the Senate. Read more »

Analysis

PTAB's Doors Would Be Closed To Generics Under Hatch Bill

Proposed legislation by one of the architects of the Hatch-Waxman Act to require generics makers to choose between challenging drug patents under that law or through inter partes reviews would effectively bar generics from using America Invents Act proceedings, attorneys say. Read more »

LEGAL ETHICS & MALPRACTICE

Ex-Pa. Lawmaker Loses Corruption Conviction Appeal Bid

The Pennsylvania Supreme Court on Tuesday declined to hear an appeal from a

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former state representative pushing to dodge a conviction for using public funds on campaign-related technology purchases on grounds that prosecutors had destroyed potentially exculpatory evidence. Read more »

ENERGY & ENVIRONMENTAL

Atty Picked For EPA Office Will Recuse From Dow Cleanups

The Dow Chemical Co. managing counsel selected by President Donald Trump to lead the U.S. Environmental Protection Agency's emergency management office on Wednesday told senators he will recuse himself from issues surrounding nearly 200 Superfund sites his employer is involved in. Read more »

EPA Need Not Step In On W.Va. Pollution Limits: 4th Circ.

In a loss for environmental groups, the Fourth Circuit held Wednesday that the U.S. Environmental Protection Agency does not yet need to get involved in West Virginia's obligation to set certain pollution limits for hundreds of bodies of water in the state. Read more »

HHS Unveils Controversial Drinking Water Contaminant Study

The U.S. Department of Health and Human Services released an eagerly anticipated study Wednesday that said there should be a much stricter standard for human exposure to two drinking water contaminants than what the U.S. Environmental Protection Agency established. Read more »

INSURANCE

NY, Mass. AGs To Sue Over Association Health Plans Rule

The attorneys general for New York and Massachusetts on Wednesday said they will sue the Trump administration over the U.S. Department of Labor's final rule on association health plans that they say will shrink "critical consumer health protections." Read more »

REAL ESTATE

Missing Docs Mean Builder Must Follow New Reg: NJ Justices

A New Jersey developer is not protected by a rule requiring a municipality to follow regulations in effect when an application is filed because the builder did not include all of the requisite documents in submitting its proposal, that state's Supreme Court said Wednesday in affirming a lower court ruling. Read more »

EMPLOYMENT

Restaurant Group Pushes NLRB On Joint Employer Issue

The National Restaurant Association's legal arm has urged the National Labor Relations Board to adopt the trade group's proposed rule to clarify the joint employer doctrine, saying it supports the NLRB's recent efforts to engage in rulemaking rather than set policy based on precedent-setting decisions. Read more »

DC Voters OK Minimum Wage Hike For Tipped Workers

Washington, D.C., voters on Tuesday approved a ballot initiative that incrementally raises the minimum wage for tipped workers until it reaches $15 per hour, eliminating the ability of employers in the district to pay those workers below the minimum wage if tips cover the difference. Read more »

COMPETITION

Feature

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American Airlines Group Inc.
American Civil Liberties Union
American Hotel & Lodging Association
American Medical Association Inc.

4 Noncompete Developments From 2018's First Half

In the first half of 2018, judges have continued to rip up broad noncompete agreements, while the Trump administration has kept in place an Obama-era policy aiming to punish businesses that agree not to hire each other's workers. Here, Law360 looks at four recent developments in restrictive covenant law that attorneys should have on their radar. Read more »

New FTC Weighing Need To Alter Policies For Digital Economy

The Federal Trade Commission's newly minted chairman, Joseph Simons, said Wednesday that the agency will conduct a series of hearings to help shape its policy approach to hot-button antitrust and consumer protection issues including privacy, big data and the potential for enforcement against large technology platforms. Read more »

CYBERSECURITY & PRIVACY

House Passes Bills On Opioid Patient Info Sharing, Treatment

The U.S. House of Representatives on Wednesday passed more bills aimed at tackling the nation's opioid crisis, including a measure allowing medical professionals to share information about patients with opioid use disorder and another providing more treatment options for addicted Medicaid recipients. Read more »

PERSONAL INJURY

NJ County Loses Fee Bid In Fatal Construction Accident Row

A New Jersey state appellate court ruled Wednesday that Middlesex County couldn't require a construction company and an engineering consultant to cover its legal expenses in a suit brought by the family of a worker who died after an accident at a bridge construction site. Read more »

GOVERNMENT CONTRACTS

Senate Fails To Pass $15B In Cuts To CHIP, Car Tech Funding

The U.S. Senate voted down President Donald Trump's attempt to pull back $15 billion in already authorized spending for the Children's Health Insurance Program, car technology research and other areas Wednesday, as two key Republican senators joined Democrats to torpedo the proposal. Read more »

Jury Told Of Business Shakedowns By NY Senate Leader, Son

Former New York state Senate Majority Leader Dean Skelos and his son used the once-powerful politician's office to strong-arm businesses for illicit payments to the younger Skelos, prosecutors told a Manhattan federal jury Wednesday during opening arguments in the pair's corruption retrial. Read more »

CMS Eyes Broad Easing Of Stark Law Restrictions

The Centers for Medicare & Medicaid Services on Wednesday expressed interest in widespread easing of Stark Law restrictions on physician referrals, asserting that relaxed standards will clear the way for coordinated care among different providers. Read more »

AEROSPACE & DEFENSE

Sen. Grassley Wants Action On Wasteful Spending At DOD

Sen. Chuck Grassley, R-Iowa, raised concerns Tuesday about $81.2 million in TRICARE overpayments by the Defense Health Agency and urged the nation's defense chief to focus on ending wasteful spending at the Pentagon. Read more »

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Twitter Inc.
U.S. Chamber of Commerce
Union of Concerned Scientists
United Continental Holdings Inc.
United States Telecom Association

INTERNATIONAL TRADE

Sen. Wyden Presses Ross For Views On ZTE's Cyberthreat

Commerce Secretary Wilbur Ross evaded questions from Sen. Ron Wyden, D-Ore., on the cybersecurity threats posed by ZTE Corp. on Wednesday as the lawmaker probed for answers about the Trump administration's decision to give the Chinese telecom giant a reprieve for its sanctions violations. Read more »

Sens. Tee Off On Ross For Trump's Aggressive Trade Moves

Senators on both sides of the aisle on Wednesday laid waste to the Trump administration's flurry of trade enforcement moves over the last six months, demanding answers from U.S. Department of Commerce Secretary Wilbur Ross about the direction of the White House's overall trade strategy. Read more »

EU To Hit US With Retaliatory Tariffs On Friday

The European Union on Friday plans to implement retaliatory tariffs on €2.8 billion ($3.2 billion) worth of U.S. products in retaliation for the Trump administration recently slapping double-digit tariffs on aluminum and steel products entering the United States from the continent's economic bloc, it announced Wednesday. Read more »

TAX

Analysis

Failed Mass. Ballot Shows Fading Support For Millionaires' Tax

A business coalition's successful challenge to a Massachusetts ballot initiative to establish a special tax on income above $1 million highlights waning political support for such measures in the years since the Great Recession, when states attempted to use them to plug large budget holes. Read more »

Panel Grills DOJ Official On Seizures In Structuring Cases

Members of the House Ways and Means Oversight Subcommittee questioned a U.S. Justice Department official Wednesday over asset seizures in structuring cases referred by the Internal Revenue Service and asked why the department had denied requests to have funds returned. Read more »

IMMIGRATION

House Set For Major Immigration Votes Thursday

The U.S. House of Representatives is set to vote on a series of immigration bills Thursday, although the Republican-led legislation has drawn criticism from within GOP ranks and from Democrats. Read more »

Airlines Slam DHS Migrant Child Separation Policy

Several U.S. airlines condemned the Trump administration's policy of separating migrant children from their parents at the border, saying Wednesday that they would not allow the government to use their flights to transport those children away from their families. Read more »

NATIVE AMERICAN

Tribe Can't Get Judge To Declare Federal Recognition

The Chinook Indian Nation on Wednesday lost its bid for a Washington federal court to declare it a federally recognized tribe, with a judge saying the court can't go around the federal acknowledgment procedure without "a clear delegation of authority from Congress," but otherwise keeping the tribe's case against the government intact. Read more »

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Federal Trade Commission
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House of Commons of the United Kingdom
Illinois Department of Revenue
Illinois Supreme Court
Internal Revenue Service
Los Angeles County District Attorney's Office
Missouri Attorney General's Office
NAFTA
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New Jersey Supreme Court
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U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice

TELECOMMUNICATIONS

Calif. State Committee Tones Down Net Neutrality Bill

In one swift move, a California State Assembly committee “gutted” a wide-ranging net neutrality bill Wednesday when it amended some of the legislation’s strongest language, according to the bill’s supporters. Read more »

FCC Nominee Starks Says He'll Focus On Telemedicine

Geoffrey Starks, the next Democrat nominated to fill a Federal Communications Commission vacancy, emerged as an ardent supporter of internet subsidy programs and telemedicine initiatives Wednesday, testifying before the Senate Committee on Commerce, Science and Transportation that he takes the FCC’s role in expanding broadband service seriously. Read more »

Feds Stuck In The Past On Telecom, FCC's O'Rielly Says

Federal Communications Commission member Michael O'Rielly blasted U.S. antitrust regulators' "outdated and misguided" view of telecommunications companies, saying Wednesday the successful repeal of net neutrality rules and the now-complete AT&T-Time Warner merger show the government is out of step with market realities. Read more »

Network Unbundling Will Hurt Smaller ISPs, Lawmakers Told

Upstart broadband providers on Tuesday urged lawmakers to keep unbundling rules intact to ensure they have access to the networks of big legacy telecom companies, warning that without the measures, competition will suffer, prices will go up and innovation will drop. Read more »

EXPERT ANALYSIS

Kaepernick Case Raises Arbitrator Subpoena Power Issues

It has been widely reported that lawyers representing Colin Kaepernick in collective bargaining arbitration proceedings with the NFL may ask the arbitrator to compel President Donald Trump to appear for deposition. The case presents interesting issues about the power of an arbitrator to compel testimony of a nonparty, say attorneys with White and Williams LLP. Read more »

Opinion

We Must Stop Separation Of Kids From Parents At US Border

Each day, Americans learn more details about the horrors of the new federal policy of separating and detaining migrant children away from their parents. As mothers and attorneys, we have a particular revulsion to this policy and we will not let this unconscionable practice stand on our watch, say Tovah Kopan and Erin Albanese of Lawyer Moms of America. Read more »

Policy Is Changing For Technology Transfers

The Trump administration and Congress are tightening investment restrictions and export controls to address technology transfer concerns. These measures initially focus on China, but will have broader effects on investments in the United States and transfers of emerging technologies, say attorneys with Baker McKenzie. Read more »

Series

FLSA Turns 80: Modern-Day Wage Theft

The Fair Labor Standards Act fails to recognize that many of today’s employees are in the best position to record their own working time. Of course, this raises questions about how an employer can commit “wage theft” when an employee is actively choosing not to follow instructions and not to record all hours worked, say Lee Schreter and Pierre-Joseph Noebes of Littler Mendelson PC. Read more »

Removing 'Control' From FINRA Quantitative Unsuitability

U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Nations
West Virginia Department of Environmental Protection
Wisconsin Supreme Court
World Trade Organization

The Financial Industry Regulatory Authority recently proposed to remove a broker's "control" of a securities account as an element that must be proven to demonstrate a "quantitative suitability" violation under Rule 2111. This proposal would return the suitability rules to their roots, says Thomas Potter of Burr & Forman LLP. Read more »

EU Begins Catching Up To US On Trade Secret Law

The introduction of EU-wide minimum standards for the protection of trade secrets should be welcomed by U.S. businesses for two reasons, say Robert Williams and Will Smith of Bird & Bird LLP. Read more »

Opinion

US Trading Partners Defy The Rules They Claim To Support

In March, President Donald Trump imposed tariffs on steel and aluminum imports pursuant to Section 232 of the Trade Expansion Act of 1962. Subsequently, the European Union and certain other trading partners asserted that they could immediately retaliate — contradicting the World Trade Organization rules they claim to champion, say Alan Price and Robert DeFrancesco of Wiley Rein LLP. Read more »

LEGAL INDUSTRY

This Firm Is The Most Prestigious In The US, Associates Say

One firm took the title of most prestigious law firm in the U.S. in the eyes of associates for the third year running, according to the results of a survey released Wednesday. Read more »

More Law Firms Follow Cravath's Lead On Associate Pay

Munger Tolles & Olson LLP, Baker McKenzie, Schulte Roth & Zabel LLP and Brown Rudnick LLP have raised associate pay in the U.S. to match the new scale set by Cravath Swaine & Moore LLP last week, offering first-year associates a salary of $190,000, according to internal memos that have become public. Read more »

New Slaughter, Freshfields Data Show 60% Gender Pay Gap

U.K. law firms Slaughter and May and Freshfields Bruckhaus Deringer LLP have released revised data to a parliamentary committee revealing that on average female partners and employees make 60 percent less than their male counterparts, a significantly larger pay gap than statistics they previously provided without including their partners. Read more »

Ogletree's Bid To Transfer Sex Bias Row Stalled As Suit Grows

A San Francisco federal judge held off on deciding whether to transfer a $300 million gender discrimination suit against Ogletree Deakins Nash Smoak & Stewart PC to Orange County, California, saying Wednesday he'd let the proposed class amend its complaint to add equity shareholders, some of whom live in Northern California. Read more »

Rennert, Ex-Attys Move To Settle Row Over $214M Verdict

The Renco Group has reached a preliminary agreement to settle a case against its former attorneys, who it claims are to blame for an "inconsistent" jury verdict that cost the company and its billionaire owner Ira Rennert $214 million in damages. Read more »

Ex-Dewey CFO Disbarred By Fraud Scheme Felony Conviction

Former Dewey & LeBoeuf LLP chief financial officer Joel Sanders, convicted in Manhattan federal court last year on fraud and conspiracy charges, was disbarred Wednesday in New York. Read more »

Ill. Board Wants Convicted Judge Removed From Bench

The Illinois board monitoring the conduct of the state's judges has filed a formal complaint seeking the removal of a Cook County, Illinois, judge convicted in a $1.4 million mortgage fraud scheme, saying her failure to resign has harmed the state's

judicial system. Read more »

Analysis

Costs For Financial Crisis Suits Against Attys Still Climbing

A decade and counting after the tanking global economy triggered a deluge of lawyer-targeted litigation, the costs for financial crisis-era malpractice suits continue to climb, according to insurer data released this week. Read more »

Pro Bono Spotlight

Robins Kaplan Helps Transgender Inmate Receive Treatment

A Missouri federal judge recently struck down as unconstitutional the state prison system's "freeze-frame" policy of denying hormone treatment and other health care to certain transgender inmates, a first-of-its-kind ruling that Robins Kaplan LLP attorneys helped obtain despite prison officials' insistence that no such formal policy was in place. Read more »

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McConnell Valdes
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National Employment Law Project
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Kaspersky Lab Ltd.
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Mackinac Center for Public Policy
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NFL Enterprises LLC
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National Immigration Law Center
National Restaurant Association
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Northrop Grumman Corporation
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Spirit Airlines Inc.
Stolt-Nielsen SA
Tax Foundation
The Renco Group
Time Warner Inc.
Twitter Inc.
U.S. Chamber of Commerce
Union of Concerned Scientists
United Continental Holdings Inc.
United States Telecom Association

Vizio Inc.
Washington Post Co.
Windstream Corporation
Xcel Energy Inc
YouTube Inc.

GOVERNMENT AGENCIES
U.S. Department of Justice
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Federal Communications Commission
U.S. Supreme Court
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U.S. Department of Homeland Security
U.S. Environmental Protection Agency
U.S. House of Representatives
Federal Trade Commission
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United Nations
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Attorney Registration and Disciplinary Commission
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Committee on Foreign Investment in the United States
Defense Health Agency
Food and Drug Administration
House of Commons of the United Kingdom
Illinois Department of Revenue
Illinois Supreme Court
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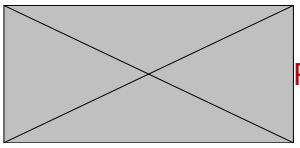

PUBLIC POLICY

Friday, March 17, 2017

TOP NEWS

Congress Braces For Fight Over Trump's First Budget

President Donald Trump's first budget for Congress quickly set the stage for political battles over defense spending increases and domestic cuts Thursday, as legislators prepare for a potential government shutdown in fights over funding this year and next.

Analysis

Trump's Defense Budget Gets Lukewarm Reception

The White House's $1.15 trillion budget blueprint for 2018 fulfills President Donald Trump's campaign promise to significantly increase defense spending, but even congressional defense hawks hold reservations about the plan, with a $30 billion supplemental defense spending request for 2017 also raising concerns among lawmakers.

Trump Budgets $1.5B To Fund DHS Cybersecurity Efforts

President Donald Trump floated a budget blueprint for the 2018 fiscal year Thursday that sets aside $1.5 billion for the U.S. Department of Homeland Security to protect federal networks and critical infrastructure from cyberattacks, funding that falls well below the $19 billion the Obama administration proposed spending on such cybersecurity initiatives last year.

Analysis

Trump's Proposed DOJ Budget Cuts Would Gut Civil Rights

The Trump administration's Thursday proposal to cut the U.S. Department of Justice's budget even as spending on immigration enforcement and other areas increases is another indication that the new administration will put less emphasis on civil rights, fair lending, antitrust and other areas, experts say.

9th Circ. Judges Say Split Would Be Step In 'Wrong Direction'

Three sitting jurists on the Ninth Circuit, including former Chief Judge Alex Kozinski, testified Thursday before lawmakers on Capitol Hill, asking them not to split apart the circuit amid renewed legislative efforts to divide it into two.

NJ Assembly OKs Bill To Ease Dismissal Of SLAPP Lawsuits

The New Jersey General Assembly on Thursday overwhelmingly approved legislation that would create a special dismissal process to throw out defamation and other frivolous lawsuits meant to stifle free speech on public issues.

Trump Picks Boeing Exec, Five Others For Senior DOD Roles

President Donald Trump on Thursday announced six nominations for top U.S. Department of Defense posts, including a Boeing executive for the second-in-command spot.

Trump Budget Axes Federal Funding For Legal Services Corp.

President Donald Trump on Thursday announced plans to fully eliminate funding for

LAW FIRMS

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Finger & Slanina
Foley & Lardner
Fragomen Del Rey
Goldstein & Russell
Heins Mills
Hogan Lovells
Holland & Knight
Hunton & Williams
Irell & Manella
Jackson Lewis
Johnson Webbert
Jones Day
King & Spalding
Latham & Watkins
Lieff Cabraser
Manatt Phelps
Mayer Brown
McKool Smith
Michael Best
Outten & Golden
Paul Hastings
Paul Weiss
Potter Anderson
Ropes & Gray
Seward & Kissel
Seyfarth Shaw
Skadden

legal aid funding organization Legal Services Corp. in his first preliminary budget, drawing the ire of the American Bar Association and raising concern from a number of BigLaw firms and other members of the legal community.

Gorsuch 'Extraordinarily Impressed' After 2005 Gitmo Visit

Neil Gorsuch told Guantanamo Bay's top commander after a 2005 visit that he was "extraordinarily impressed" with conditions at the detention facility, recently released records from his tenure at the Department of Justice reveal, adding another layer to his involvement with detainee issues at the height of the Bush administration's war on terror.

BANKING & SECURITIES

Trump Spares Treasury Financial Crimes Units From Cuts

President Donald Trump's Thursday budget blueprint proposes a raft of spending cuts, but anti-terror and financial security efforts at the U.S. Department of the Treasury appear to have been spared from reduced funding.

SEC Enforcer Sees No Problem With Staff Subpoena Power

The chief enforcer at the U.S. Securities and Exchange Commission shrugged off criticism on Thursday that agency staff were given excessive subpoena powers in the wake of the financial crisis, notwithstanding an effort underway by the SEC's new acting chair to scale back that authority.

ENERGY & ENVIRONMENTAL

Analysis

Trump's Shrunken EPA Budget Would Also Hinder States

President Donald Trump's newly unveiled budget proposal aligns with his promises to drastically cut the U.S. Environmental Protection Agency's funding, but would also make it difficult for states to step up and fill the gap left by a diminished EPA.

Trump Proposes Slashing EPA's Budget By $2.6B

President Donald Trump on Thursday proposed cutting the U.S. Environmental Protection Agency's budget by nearly a third, a $2.6 billion reduction that would prompt drastic changes at the EPA and move the agency further from the climate change goals of the previous administration.

Clean Energy Takes It On The Chin In Trump Budget Plan

Clean energy technology development and federal land acquisitions are on the chopping block in slimmed-down U.S. Energy and Interior Departments budgets proposed Thursday by President Donald Trump, though the agencies were spared the draconian cuts proposed for the Environmental Protection Agency.

Pennsylvania DEP Chief Blasts Proposed EPA Cuts

The chief of Pennsylvania's Department of Environmental Protection ripped President Donald Trump's proposed cuts to the U.S. Environmental Protection Agency's budget Thursday, highlighting the elimination of funding for the Chesapeake Bay cleanup in a letter to EPA Administrator Scott Pruitt.

High Court Urged To Hear Water Rule Suit Despite Exec. Order

Conservation groups asked the U.S. Supreme Court on Thursday not to pause an appeal of the Sixth Circuit's decision that it has jurisdiction to hear challenges to the so-called Waters of the United States rule, arguing that despite President Donald Trump's executive order to revise or rescind the rule, it was still on the books and should continue its process through the courts.

HEALTH & LIFE SCIENCES

Snell & Wilmer
Squire Patton Boggs
Venable LLP
WilmerHale

COMPANIES

American Bar Association
American Civil Liberties Union
American Farm Bureau Federation
American Federation of Labor and Congress of Industrial Organizations
Arizona Chamber of Commerce
BDO USA LLP
BP p.l.c.
Cardinal Health Inc.
Chevron Corporation
Corporation for Public Broadcasting
Gilead Sciences Inc.
Illinois Hospital Association
Internet Corporation for Assigned Names and Numbers
KPMG International
Koch Industries Inc.
Lambda Legal Defense & Educational Fund
Lockheed Martin
Lyft Inc.
Moody's Corporation
National Association of Manufacturers
National Immigration Law Center
National Wildlife Federation
Natural Resources Defense Council
Northern Mariana Islands Retirement Fund
Office Depot Inc.
OfficeMax Incorporated
Owens & Minor Inc.
Pacific Legal Foundation
Pfizer Inc.
Public Knowledge
Temple University
The Boeing Company
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Energy Corp.
Uber Technologies Inc.
Verizon Communications
Volkswagen
Wal-Mart Stores Inc.

ACA Watch: Repeal Inches Ahead, Price To Take Mic

House Republicans on Thursday just barely moved their Affordable Care Act repeal bill out of committee, Health Secretary Tom Price scheduled a Friday news conference on the measure, and Democrats coalesced behind a common message of opposition. Here's the latest ACA news.

Ill. Could Lose $40B Under Obamacare Replacement

Illinois stands to lose $40 billion in federal support for the state's health care program for the poor and disabled in the next decade under the health care plan proposed by Republicans in Congress last week aimed at repealing and replacing the Affordable Care Act.

TRANSPORTATION & INFRASTRUCTURE

Analysis

DOT Budget Undermines Trump's $1T Infrastructure Promise

President Donald Trump's proposed 13 percent cut in funding to the U.S. Department of Transportation guts a variety of transit and other programs, raising questions about his promise to deliver a $1 trillion infrastructure investment plan, experts say, in an opening salvo in what's likely to be a pitched political battle over road, highway and airport upgrades.

Texas Weighs Proposal To Strip Cities Of Uber, Lyft Oversight

After hearing from cities that they want to be able to require ride-hailing applications like Uber and Lyft to pass more stringent safety checks, the author of a Texas bill to regulate the companies at a statewide level on Thursday indicated he's unlikely to change his proposal.

EMPLOYMENT

Analysis

DOL Budget Cuts Could Mean Less Enforcement, Fewer Rules

The $2.5 billion cut to the U.S. Department of Labor outlined in President Donald Trump's budget blueprint Thursday means the DOL could be a very different agency in the near future. While exactly what will get eliminated as part of the 21 percent reduction is unclear, attorneys say the agency's rulemaking and enforcement efforts will likely take a hit.

Trump Seeks $2.5B Cut For DOL Budget

The U.S. Department of Labor's funding would be scaled back by 21 percent to $9.6 billion under a 2018 budget proposal unveiled Thursday by the White House, cutting deeply into job training programs for senior citizens and young people from disadvantaged backgrounds.

House Reps Float Bill To Add Parental Bereavement To FMLA

A bipartisan group of House Representatives on Thursday introduced a bill to protect the rights of grieving parents under the Family Medical Leave Act, proposing to give those who have lost children up to 12 weeks away from work to deal with the trauma.

Ariz. Min. Wage Hike Withstands Biz Groups' Challenge

Arizona can implement a minimum wage hike and paid sick leave ballot initiative that voters recently approved, the state's top court has said, rejecting a challenge by the Arizona Chamber of Commerce and other business groups.

INTERNATIONAL TRADE

White House Aims To Beef Up Trade Enforcement Funding

The budget blueprint released by the White House Thursday proposed a $1.5 billion

GOVERNMENT AGENCIES

Arizona Health Care Cost Containment System
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Centers for Disease Control and Prevention
Central Command
Congressional Budget Office
Delaware Court of Chancery
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
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International Trade Administration
Judicial Conference of the United States
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National Institute of Standards and Technology
National Institutes of Health
National Labor Relations Board
National Nuclear Security Administration
National Railroad Passenger Corporation
National Telecommunications and Information Administration
New Jersey Legislature
Occupational Safety and Health Administration
Office of Disability Employment Policy
Office of Energy Efficiency and Renewable Energy
Office of Natural Resources Revenue
Securities and Exchange Commission
U.S. Air Force
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Agriculture

funding cut for the U.S. Department of Commerce overall, but prioritized the agency's trade enforcement functions, keeping in line with President Donald Trump's vow to crack down on unfair trade practices.

TAX

2 Of 3 Biz Professionals Don't Expect Tax Reform This Year

Nearly two-thirds of recently surveyed business executives don't expect President Donald Trump and congressional Republicans to make good on their promise to achieve corporate tax reform until next year or 2019, according to results announced Thursday by audit, tax and advisory firm KPMG LLP.

Ill. Lawmakers Look To Extend Substantial Biz Tax Credits

Three possible plans for keeping businesses in Illinois with tax credits emerged Thursday in the state's General Assembly, as an earlier program that doled out more than 800 such credits is set to expire by the end of April.

IMMIGRATION

Money For Wall, More Immigration Judges In Trump Budget

President Donald Trump's vision of the federal budget for fiscal year 2018 would set aside $2.6 billion to pay for his long-advertised wall along the nation's southern border and would seek to hire more than 1,600 immigration agents, judges and prosecutors to aid his efforts to combat illegal immigration.

Maryland Judge The Second To Block Trump's Travel Ban

A Maryland federal judge on Thursday became the second to halt the implementation of the latest version of President Donald Trump's immigration ban after a Hawaii federal judge froze the measure on Wednesday, the day before it was set to take effect.

Five Judges Say 9th Circuit Should Have Upheld Travel Ban

A group of Ninth Circuit judges said Wednesday that the full appeals court should have reconsidered a three-judge panel's refusal to lift the block on President Donald Trump's immigration ban for people from seven mostly Muslim countries, saying the president and Congress have the power to decide who enters the U.S.

TELECOMMUNICATIONS

Trump's Budget Proposal Includes NTIA Support

A "budget blueprint" from President Donald Trump released Thursday makes no direct reference to the Federal Communications Commission but backs the National Telecommunications and Information Administration's mission for efficient government use of spectrum and its role in representing U.S. interests.

Free Market Group Says FCC Must Nix ISP Privacy Rules

Think tank the Free State Foundation on Thursday blasted privacy rules for ISPs adopted by the Federal Communications Commission late in the Obama administration, telling the agency that it doesn't have the authority to set them and should withdraw or overhaul the regulations.

Writers Guild Blasts FCC's Cutting Of Lifeline Providers

The Writers Guild of America, East, on Thursday pressed the Federal Communications Commission to undo its decision to take back eligibility to provide low-income Lifeline broadband service granted to nine companies late in the Obama administration, saying the move has undercut the program's goals.

EXPERT ANALYSIS

U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Senate
U.S. Supreme Court
U.S. Trade & Development Agency
Wage and Hour Division

Making Sense Of Potential DOL Fiduciary Rule Challenges

Much has been written about the U.S. Department of Labor's conflict-of-interest rule and it has been the subject of intense debate. Some important milestones are only hours or days away and the likelihood of significant changes to the rule is approaching rapidly, says David Tittsworth of Ropes & Gray LLP.

FCC Takes A Backseat In Regulating Online Privacy

Shortly after the Federal Communications Commission stayed the data security regulation piece of its broadband privacy order, a joint resolution of Congress proposed to repeal the entire order. Despite this rollback on FCC regulation of internet privacy, the FCC may still have a role in cybersecurity regulation outside the online space, say Adrienne Ehrhardt and Michelle Dama of Michael Best & Friedrich LLP.

Expansion Of Jurisprudence Under New Class Action Bill

One key provision of the Fairness in Class Action Litigation Act that has not garnered substantial attention affords class action litigants a compulsory right to appeal an order granting or denying class certification. This element of the bill will have a significant impact on litigants and will likely change the legal landscape of class action jurisprudence, say Kymberly Kochis and Veronica Wayner of Eversheds Sutherland LLP.

Renewable Energy And Tax Reform

In the coming months, the debate over reforming the nation's tax code will intensify, and the renewable energy tax provisions — the production tax credit and the investment tax credit — will be at risk of being either scaled back or eliminated altogether. But regardless of Washington politics, renewable energy deployment will likely continue to rise, say Michael Andrews and Brad Thompson of King & Spalding LLP.

A Pragmatic Look At Potential Changes To H-1B Cap Season

With the fiscal year 2018 H-1B cap season in full swing, the business community is questioning whether the Trump administration could alter or curtail the H-1B program. Scott FitzGerald and Alexandra Law of Fragomen Del Rey Bernsen & Loewy LLP address that question, with a focus on whether, and to what extent, the administration could impact the adjudication of applications and petitions filed under the 2018 H-1B cap.

LEGAL INDUSTRY

The Question All Firms Should Be Asking Their Clients

Law firms that don't have the time or wherewithal to compose lengthy client satisfaction surveys or hold one-on-one feedback sessions can gain a lot of value by asking their clients one question: Would you recommend our firm to someone else?

Analysis

Female Lawyers Are Still Struggling To Land Lead MDL Roles

While more and more female attorneys are shattering the glass ceiling and securing leadership posts in multidistrict litigation, the high-stakes, high-paying world of MDLs is still largely male-dominated, with only 16.5 percent of lead attorney roles going to women over the past five years, a new study shows.

Dewey Defense Takes Aim At Cooperator's Plea Change

A lawyer for a former Dewey & LeBoeuf LLP executive being tried a second time for fraud sought on Thursday to undermine the credibility of a primary government cooperator by grilling him about his change in guilty plea.

Bomber Loses 11th Circ. Appeal In Murder Of Federal Judge

The Eleventh Circuit on Thursday affirmed a lower court's ruling that found convicted killer Walter Leroy Moody Jr. "intelligently and knowingly" waived his right to counsel

during a 1996 capital murder trial in Alabama state court over his pipe bomb murder of U.S. Circuit Judge Robert S. Vance.

Law360's Weekly Verdict: Legal Lions & Lambs

Potter Anderson & Corroon LLP and Irell & Manella LLP were among this week's legal lions, defeating a $50 million post-merger payment demanded by a merger partner of client Gilead Sciences Inc. while a former Hunton & Williams LLP patent attorney became a legal lamb after a jury convicted him of tipping off a friend to Pfizer Inc.'s plans to acquire his client.

Del. Justices Decline To Weigh In On Political Balance Suit

Delaware's Supreme Court on Thursday declined Gov. John Carney's request to weigh in on a pending lawsuit over the state's requirement for party balance on its judicial benches, saying its opinion wouldn't be legally binding and therefore wouldn't give the governor the certainty he needs.

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Skadden
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Squire Patton Boggs
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Natural Resources Defense Council
American Bar Association
Corporation for Public Broadcasting
Twitter Inc.
Volkswagen
American Civil Liberties Union
American Farm Bureau Federation
American Federation of Labor and Congress of Industrial Organizations
Arizona Chamber of Commerce
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U.S. Supreme Court
U.S. Department of Labor
U.S. Environmental Protection Agency
Federal Communications Commission
U.S. Army
U.S. Department of Defense
Federal Bureau of Investigation
Legal Services Corp.
U.S. Department of Homeland Security
Army Corps of Engineers
Congressional Budget Office
Department of Commerce
Federal Aviation Administration
Federal Trade Commission
Internal Revenue Service
National Nuclear Security Administration
Occupational Safety and Health Administration
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Department of State
U.S. Senate
Arizona Health Care Cost Containment System
Bureau of Citizenship and Immigration Services
Centers for Disease Control and Prevention
Central Command
Delaware Court of Chancery
Equal Employment Opportunity Commission
Federal Transit Administration
Financial Crimes Enforcement Network
International Trade Administration
Judicial Conference of the United States
National Institute of Standards and Technology
National Institutes of Health
National Labor Relations Board
National Railroad Passenger Corporation
National Telecommunications and Information Administration
New Jersey Legislature
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Office of Natural Resources Revenue
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U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Housing and Urban Development
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Treasury

U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Trade & Development Agency
Wage and Hour Division

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Sat 9/24/2016 1:20:31 AM
Subject: [Marketing Mail] Bots For Banks? Financial Services Aren't Tacos-plus same-day ACH debuts

Blogs by Celent's Dan Latimore, "The Wombat!" and John Ginovsky

View Email In Browser

FINTECH CONVERSATIONS

Financial services aren't tacos

Bots can be amazing things to "chat" with online, so long as they work. And there's the rub. Forrester's Peter Wannemacher says they aren't so reliable yet. Not so bad if you are ordering tacos or pizza, not so good if you are transacting banking. Read more

MOBILE DEVICES

3 things banks can learn from Pokémon Go

You may not play Pokémon Go, but think about how many of your customers may be playing it. Banks have some lessons to learn from "Professor Pikachu." Read more

MOBILE BANKING

Who's winning the mobile capture race?

User-friendly apps prove to be the secret to successful mobile capture programs. A new report by Futurion compares 15 large-bank mobile remote deposit programs in depth and presents some troubling statistics for community banks. Read more

SAME-DAY ACH DEBUTS

MAKING SENSE OF IT ALL

Data breaches never take holidays

Cyber security awareness should be a year-round event, not just for the month of October, suggests John Ginovsky. Read more

BEYOND THE BANK

Cyber crooks keep on coming

There's absolutely no doubt about it, warns Dan "The Wombat" Fisher. Your bank *is* in their crosshairs. Read more

UNCONVENTIONAL WISDOM

Mobile: Not yet the end of the beginning

There should be no time for complacency for most banks offering mobile banking, warns Celent's Dan Latimore. Read more

- **Understanding CFPB's mindset**

Same-day ACH starts next step toward faster payments

After months of preparation, the age of same-day ACH has arrived in the U.S. Tech Contributing Editor John Ginovsky interviews NACHA's Janet Estep about the new system's implications and opportunities. Read more

SAME-DAY ACH SECURITY

Heading off potential ACH fraud

In the sci-fi film "Minority Report" a future police force uses a form of prediction to "catch" criminals before they actually commit the crime. That's the idea behind a new security product from Guardian Analytics that's designed to stop same-day ACH fraud before it happens. Read more

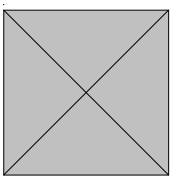
FINTECH COMPETITION

Is a federal fintech charter coming?

The Comptroller's Office has been delving into "responsible innovation" much of this year. A white paper, public response to it, and comments at a major forum drive an agency effort to frame out federal policy on innovation. *And a new kind of federal banking charter could be in the offing.* Read more

BE SOCIAL MEDIA

Follow us as we tackle another 11K



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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking*

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"While I have a bit of a leg up considering the work I do, sometimes I am befuddled, puzzled, or even frustrated by some of what I encounter, like many consumers"—*CFPB official Peggy Twohig* Read more

9/29 Webinar: Brave New World of Checking

A checking revolution is underway. The volume and type of transactions are changing the future of this traditional service. **Moebs $ervices** offers a for-pay webinar **Sept. 29** that will explore such topics as:

• Millennials' influence in checking design.
• Rise of "secret checking"—the reloadable prepaid card—and why consumers love it.
• How the Wells Fargo debacle will affect performance of your checking accounts.
• Rise of basic non-interest checking with a flat monthly fee.
• Comeback of flat-fee checking.
• Evolution of checking to transaction account.

Learn more/register

BE Web Seminar: Fed up? No, but you'd better get your act together

Join *Banking Exchange* Oct. 13 for "Coping With Rate Uncertainty," a 90-minute in-depth discussion of the ongoing challenge of very low rates combined with the uncertainty of the timing, pace, and degree of potential rate increases. Executive Editor Steve Cocheo will moderate an expert panel including Matthew Pieniazek of Darling Consulting Group, the asset/liability management specialist firm who publishes ALCO Beat articles on BankingExchange.com.

Key points to be discussed:

• Context from the Fed's most recent Open Market Committee meeting.
• Risks from being too asset- or too-liability sensitive given plausible rate and yield curve scenarios.
• Most effective balance sheet strategies in the current environment.
• Suggestions for effective rate-risk stress testing.
• Loan and deposit pricing decisions. Learn more/enroll

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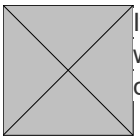

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Looming attacks threaten our democracy — but you can keep it thriving!

Dear Friend,

Throughout American history, it was a scandal when the president lied. But recent months have shown we are not in normal times.

Not when the president continues to make false claims about massive voter fraud, surging crime rates, and "American carnage." And certainly not when he fired the director of the FBI amid a crucial investigation.

Americans have **lost faith in our government**, which has become **polarized, paralyzed**, and **unrepresentative**. And that's when democracy is put at grave risk.

What can we do when lies threaten our democracy? We must — *and we will* — fight back with facts.

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With the full force of the Brennan Center for Justice's legal, research, and policy expertise — **and your generous support** — we will defend democracy and thwart this onslaught of attacks.

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While the White House won't acknowledge the real problem of Russian interference in the 2016 elections, it's **launched a "Commission on Election Integrity" to prove false accusations** that millions of people voted illegally last November.

With your partnership, the Brennan Center will:

- **Debunk baseless claims of massive voter fraud**, which have a long history of being used to justify discriminatory laws that block access to the polls.
- **Counter Attorney General Sessions' attempts to undo a powerful bipartisan movement for criminal justice reform** — including his mandate that prosecutors seek the maximum charge with the harshest punishment.

- Demand a proper investigation into the Russia scandal, fight the Muslim travel ban, and **curtail seemingly unending abuses of executive power**.

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For democracy,

Michael Waldman
President

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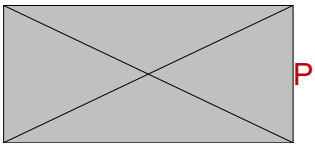
Subject: Roberts Becomes True Power As 'Kennedy Court' Ends



PUBLIC POLICY.

Friday, June 29, 2018

KENNEDY RETIRES

Analysis

Roberts Becomes True Power As 'Kennedy Court' Ends

The retirement of Justice Anthony Kennedy means that Chief Justice John Roberts is now the U.S. Supreme Court's most important member not just in title but also in reality, empowering him to advance a muscular conservative agenda and perhaps broker deals with outgunned liberals. Read more »

Delay On Kennedy Replacement 'Ain't Going To Happen': GOP

High-ranking Republicans on the Senate Judiciary Committee stood firm Thursday on keeping Majority Leader Mitch McConnell's promise to vote this fall on a replacement for retiring U.S. Supreme Court Justice Anthony Kennedy, with one saying Democrats' calls to wait until after the November midterms "ain't going to happen." Read more »

Analysis

Why The Defense Bar Celebrates Kennedy

Associate Justice Anthony Kennedy spent his three decades on the high court making a name for himself as a champion of individual freedoms, but he also authored the majority opinion in Ashcroft v. Iqbal that changed corporate litigation so much, it is cited in nearly every dismissal bid and has become the bane of the plaintiffs bar. Read more »

Analysis

Post-Kennedy Court Likely To Take Narrow View Of Title VII

A circuit split on whether Title VII's ban on workplace sex discrimination includes bias based on sexual orientation had civil rights advocates hoping the U.S. Supreme Court would eventually declare that federal law protects gay workers, but Justice Anthony Kennedy's retirement means that's a long shot, experts say. Read more »

Analysis

Kennedy's Exit Puts Climate Change Regulations On Thin Ice

The retirement of U.S. Supreme Court Justice Anthony Kennedy throws the future of federal climate change action into doubt, as experts say a more conservative high court could not only undo or neuter its landmark decision that greenhouse gases are pollutants, but also scuttle legal challenges of governmental decisions to regulate climate change and other environmental hazards. Read more »

Analysis

Kennedy Known For Careful Scrutiny Of Statutory Language

Retiring Supreme Court Justice Anthony Kennedy is known — and will be missed — for his meticulous scrutiny of the language of the law, a characteristic that can be found in abundance in a 2008 majority opinion written by Kennedy that placed limits on who could be held liable in securities fraud class action cases, legal experts said Thursday. Read more »

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Cozen O'Connor
Cravath Swaine
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Davis Wright Tremaine
Dentons
Dorsey & Whitney
Earthjustice
Eckert Seamans
Eversheds Sutherland
Faegre Baker
Fenwick & West
Fisch Sigler

Analysis

Presidential Power Key In Masterpiece, Travel Ban Divergence

Cases at the U.S. Supreme Court this term over President Donald Trump's travel ban and a baker's refusal to make a wedding cake for a gay couple involved strikingly similar claims related to religious-based animus, but ultimately diverged because the justices chose not to second-guess the president's motives, constitutional scholars said. Read more »

Analysis

Nixing Trump's Favorite Trade Weapon Looks Like Long Shot

A new challenge to the expansive Cold War-era law President Donald Trump has used to slap tariffs on steel and aluminum imports will face a steep uphill climb, legal experts say, as the case will have to overcome nearly a century's worth of precedent on the constitutional separation of powers. Read more »

Senate Panel Punts On 3rd, 11th Circ. Picks Over Tariffs

The Senate Judiciary Committee advanced several district court picks on Thursday, even as Sen. Jeff Flake, R-Ariz., has continued to stonewall advancing nominees for the Third and Eleventh circuits until the chamber votes on a tariff measure. Read more »

Senate Passes Farm Bill, Sets Up Clash With House

The U.S. Senate passed a five-year overhaul and reauthorization of farm subsidy and nutrition support programs Thursday, setting up a clash with the House over work requirements for the food stamp program. Read more »

BANKING & SECURITIES

Deutsche Bank Unit Comes Up Short In Fed Stress Tests

The Federal Reserve Board said Thursday that Deutsche Bank Trust Corp.'s U.S. subsidiary has flunked the latest round of annual stress testing over "material weaknesses" in its capital planning practices, while The Goldman Sachs Group Inc. and Morgan Stanley will have to keep buybacks and dividends steady because of side effects from last year's tax legislation. Read more »

ENERGY & ENVIRONMENTAL

FERC Commissioner Powelson To Step Down In August

Federal Energy Regulatory Commissioner Robert Powelson said Thursday he will step down in August, creating an even partisan split at the commission as it tackles weighty issues such as a pipeline policy revision and a potential U.S. Department of Energy bailout of coal and nuclear power plants. Read more »

Agencies Fight Tribes' Bid To Force Higher Lake Water Levels

Several federal agencies on Wednesday urged a California federal judge to reject the Klamath Tribes' request to immediately make the government maintain certain water levels in the Upper Klamath Lake for the protection of two fish species, arguing that the tribes are unlikely to win the case. Read more »

NJ Town Joins Growing Resistance To Plastic Bags

Jersey City, New Jersey, enacted an environmentally friendly ordinance Thursday banning merchants from using carryout bags made of plastic, following the lead of other Garden State towns that have identical laws in place and state lawmakers who want to curb the use of nonrecyclable takeout containers. Read more »

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Kelley Drye
Kellogg Hansen
Kelly Hart
King & Spalding
Kirkland & Ellis
Kramer Levin
Latham & Watkins
Littler Mendelson
Lowenstein Sandler
Manatt Phelps
Mayer Brown
McDermott Will
Milbank Tweed
Miller Canfield
Morgan Lewis
Morris Manning
Morrison & Foerster
Munger Tolles
Patterson Belknap
Paul Hastings
Paul Weiss
Perkins Coie
Polsinelli
Quinn Emanuel
Reed Smith
Robins Kaplan
Rosette LLP
Sanford Heisler
Scali Rasmussen
Sedgwick LLP
Seyfarth Shaw
Sidley Austin
Sills Cummis
Simpson Thacher

Senate Panel Advances Bill To Overhaul Music Licensing

The Senate Judiciary Committee moved forward Thursday with a bill that would overhaul how Spotify and other online music services pay royalties, as well as how license holders for pre-1972 hits are compensated. Read more »

MEDIA & ENTERTAINMENT

Pa. Casinos Threaten To Sue Over Slot-Style Lottery Games

The operators of Pennsylvania's casinos are threatening a lawsuit over new online lottery offerings from the state that they say violate recently adopted gambling laws by improperly replicating casino-style games. Read more »

REAL ESTATE

NJ City Accused Of Anti-Trump Bias In Kushner Project Fight

Jersey City has been slammed with a New Jersey federal lawsuit alleging municipal officials have attempted to drive out the real estate development firm owned by the family of White House senior adviser Jared Kushner as a partner in a redevelopment project because of the mayor's "political animus" toward Republican President Donald Trump. Read more »

EMPLOYMENT

4 Post-Janus Developments You Need To Know

Although the ink is barely dry on the U.S. Supreme Court's landmark Janus decision barring public-sector unions from collecting so-called fair share fees from workers, the ruling has spurred quick actions to handle the fallout, including from congressional Democrats, nearly two dozen mayors and a right-to-work nonprofit. Here, Law360 looks at four post-Janus developments to keep tabs on. Read more »

NJ Agency Must Turn Over Complaints In Racial Bias Suit

A New Jersey appeals court on Wednesday ordered two state agencies to turn over bias complaints in a racial discrimination suit against the agencies, ruling that the state's concerns about the privacy of employees who made those complaints were unfounded. Read more »

Mass. Gov. Signs Family Leave, Minimum Wage Bill

Republican Massachusetts Gov. Charlie Baker on Thursday signed legislation that will gradually raise the state's minimum wage, implement a family and medical leave policy and make a sales tax holiday permanent, according to his office. Read more »

COMPETITION

FCC Urged To Halt Sinclair-Tribune Deal Over Rules Review

Nonprofit groups Public Knowledge and Common Cause on Thursday told the Federal Communications Commission to wait before deciding if Sinclair Broadcast Group Inc. can merge with Tribune Media Co. until after the D.C. Circuit has looked at whether the agency's viewership discounts under its UHF rule are lawful. Read more »

CYBERSECURITY & PRIVACY

DC Circ. Expects Quick Response To Kaspersky's Stay Bid

The D.C. Circuit on Thursday gave the federal government a little more than a week to respond to an emergency request to stay a planned ban on federal contracts for Kaspersky Lab, after the company argued the government had moved up the

Skadden
Somach Simmons
Stroock & Stroock
Thompson & Knight
Vinson & Elkins
Weil Gotshal
Wiley Rein
Williams & Connolly
Willkie Farr
WilmerHale

COMPANIES

AT&T Inc.
Airbnb Inc.
Amazon.com Inc.
American Cable Association
American Civil Liberties Union
American Electric Power Co. Inc.
American Express Company
American Federation of Government Employees
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Federation of Teachers
Ansell Limited
Apple Inc.
Business Roundtable
Charter Communications Inc.
Chevron Corp.
Comcast Corporation
Concho Resources Inc.
Deutsche Bank AG
Dominion Energy Inc.
EQT Corp.
Facebook
First Interstate BancSystem Inc.
First Reserve Corp.
Goldman Sachs Group Inc.
Google Inc.
Honeywell International Inc.
Huawei Technologies
International Association of Privacy Professionals
JPMorgan Chase & Co.
Kaspersky Lab Ltd.
KeyCorp
Lambda Legal Defense & Educational Fund
Lawyers' Committee for Civil Rights Under Law

effective date of the ban. Read more »

Calif. Enacts Internet Privacy Law, Erasing Ballot Effort

California Gov. Jerry Brown on Thursday signed a landmark privacy bill that will give consumers the ability to control how online companies use and share their personal information and to request its deletion, prompting the backers of a similar but potentially more stringent privacy initiative set to appear on the November election ballot to withdraw their proposal. Read more »

AEROSPACE & DEFENSE

House Passes $675B Defense Spending Bill

The U.S. House of Representatives on Thursday easily passed its nearly $675 billion bill funding the U.S. Department of Defense for 2019, while rejecting a proposal to add more funding for attack submarines, as a Senate panel approved its own version of the bill. Read more »

INTERNATIONAL TRADE

Commerce Hands Down Early Tariffs On Asian Pipe Imports

The U.S. Department of Commerce moved to slap tariffs on imports of large-diameter welded pipes from several Asian countries, determining that producers from India, South Korea, China and Turkey had been unfairly subsidized by their respective governments. Read more »

TAX

IRS Commissioner Nominee Queried On Pass-Through Deduction

Charles Rettig, nominee for Internal Revenue Service commissioner, was questioned Thursday by a member of the Senate Finance Committee about the 20 percent deduction for certain pass-through income included in last year's federal tax overhaul legislation. Read more »

Calif. Gov. OKs Soda Tax Ban, Citing Beverage Biz Threat

California Gov. Jerry Brown on Thursday signed a measure that blocks cities and counties from enacting taxes on soda and other sugar-filled drinks through 2030, citing the threat of a beverage industry ballot measure that went away with the swipe of his pen. Read more »

IMMIGRATION

Senate OKs Bill To Grant New Zealanders Access To E Visas

The U.S. Senate on Thursday unanimously passed a bill that would add New Zealand to the list of countries participating in the E visa program, which allows nationals of certain foreign countries to temporarily reside in the U.S. to conduct trade and investment operations. Read more »

Feds Ordered To Halt Release Policy For NY Detained Minors

A New York federal court on Wednesday ordered the federal government to pause its policy requiring the head of an immigration agency to personally review and sign off on the release of detained minors who have been held in a more restrictive setting, certifying a class of children held in the state. Read more »

Trump's Remarks Did Not 'Taint' DACA Rollback, 9th Circ. Told

The Trump administration on Thursday urged the Ninth Circuit to find that, under the U.S. Supreme Court's travel ban ruling earlier this week, President Donald Trump's derogatory statements on the campaign trail regarding Mexicans similarly "did not

Lyft Inc.
M&T Bank Corporation
Microsoft Corporation
Mobilitie LLC
Morgan Stanley
NBCUniversal Inc.
National Education Association
National Right to Work Legal Defense Foundation
New York Times Co.
Oculus VR LLC
Public Knowledge
Sabine Oil & Gas Corp.
Schlumberger Limited
Service Employees International Union
Sierra Club
Sinclair Broadcast Group, Inc.
Spectrum Management Holding Co.
Spotify Technology SA
State Street Corp.
Stoneridge, Inc.
Theranos Inc.
Tribune Media Co.
Twitter Inc.
Verizon Communications Inc.
Wells Fargo & Co.
ZTE Corp.

GOVERNMENT AGENCIES

Bureau of Reclamation
California Secretary of State
Confederated Tribes and Bands of the Yakama Nation
Congressional Budget Office
Department of Commerce
European Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Labor Relations Authority
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Environmental Protection
Georgia Attorney General's Office
Internal Revenue Service

taint" the administration's plan to end the Deferred Action for Childhood Arrivals program. Read more »

Pro Bono Spotlight

BigLaw Jumps Into Immigration Fray

In response to the administration's zero-tolerance and family separation policies, BigLaw firms across the country are partnering with each other and a constellation of nonprofits to provide pro bono legal aid to parents and children seeking to be reunited and be granted asylum. Read more »

NATIVE AMERICAN

Law Enforcement Can't Stop Wash. Tribe's Fireworks Sales

A Washington federal court on Thursday granted a request by the Confederated Tribes and Bands of the Yakama Nation for immediate relief to prevent law enforcement from halting their members from selling fireworks sanctioned by tribal permit or confiscating the merchandise. Read more »

TELECOMMUNICATIONS

FCC's O'Rielly Says Admin Hearings Wrongly Kill Mergers

The Federal Communications Commission's administrative law judge system is one of the easiest ways to strangle a proposed media merger, Commissioner Michael O'Rielly suggested Thursday, saying in a speech that the agency's in-house review process should be scrapped. Read more »

Municipal Broadband May Present Free Speech Concerns

While municipally operated broadband networks may be an attractive option after the recent net neutrality rule deregulation, an expert warned Thursday that government-run networks can raise free speech concerns. Read more »

Rosenworcel Offers San Jose Small Cell Deals As 5G Model

Federal Communications Commissioner Jessica Rosenworcel is promoting contracts approved by the city of San Jose, California, for the deployment of 5G next generation broadband as a solution to conflicts between carriers' need for access to utility poles with local governments' demand to control the terms of telecom attachments. Read more »

Microsoft Urges Limited 'White Spaces' Spectrum Program

Microsoft Corp. has urged the Federal Communications Commission to preserve the status quo on its "white spaces" project, a plan to repurpose gaps between channels to power Wi-Fi-like signals in rural areas, which has proven to be controversial with groups that have complained the tech giant never participated in auctions and therefore isn't entitled to spectrum. Read more »

EXPERT ANALYSIS

Series

From Lawmaker To Lawyer: Prioritizing Is Always Key

Today, members of Congress often seem able to blame colleagues of the other party for not getting anything done for their constituents. In law practice, you can't really blame a bad result for your clients on the lawyers on the other side, says former Sen. Joe Lieberman, D-Conn., of Kasowitz Benson Torres LLP. Read more »

The E-Sign Act: 18 Years And All Grown Up

As the Electronic Signatures in Global and National Commerce Act — signed by President Bill Clinton on June 30, 2000 — reaches the age of maturity after being tested in the courts, and as more employers adopt or broaden their use of electronic signatures, now is a good time to review the basic requirements and lessons learned

International Trade Administration
International Trade Commission
Klamath Tribes
Massachusetts Legislature
NATO
National Marine Fisheries Service
New Jersey Attorney General's Office
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Department of Parks and Wildlife
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court

from the developing case law, says August Heckman of Morgan Lewis & Bockius LLP. Read more »

Trump V. Hawaii Left To The 'Moral Judgments Of History'

In Trump v. Hawaii, the U.S. Supreme Court recently found that Congress "delegated" to the president the "comprehensive" power to suspend the entry of any noncitizens whose admission he found "detrimental" to American interests. The crux of the majority's decision: No fig leaves here, says Joseph Tartakovsky, the James Wilson fellow in constitutional law at the Claremont Institute. Read more »

After Janus, Employers Should Proceed With Caution

The long-awaited decision in Janus v. AFSCME was the second within a month in which the U.S. Supreme Court ruled against unions, putting employers in a strong position at the bargaining table. But if employers appear too eager to exploit the moment, they risk facing a backlash, say Jack Schaedel and Christian Scali of Scali Rasmussen. Read more »

What You Should Know About The 24/7 Cybercrime Network

The CLOUD Act raises the possibility of agreements between the U.S. and EU on law enforcement access to digital evidence, and the EU's proposed "e-evidence" regulation would streamline law enforcement access to data among its 28 member states. These two actions will greatly change the way that the G7's 24/7 Cybercrime Network operates, says Chris Ott of Davis Wright Tremaine LLP. Read more »

IRS Delivers Double Whammy To Owners Of Escheated IRAs

Custodians of individual retirement accounts that escheat to the state will soon be required by the IRS to withhold 10 percent for federal income tax and report the escheatment as a taxable distribution to the owner. It is unclear whether the new rules provide any relief from the taxes and penalties these IRA owners may face, says Daniel Morgan of Blank Rome LLP. Read more »

LEGAL INDUSTRY

Paul Hastings, Cadwalader Move On Associate Pay Raises

Cadwalader Wickersham & Taft LLP, Paul Hastings LLP and Thompson & Knight LLP were among the firms that said they would be joining the trend of hiking salaries and offering mid-year bonuses for associates, according to internal memos made public on Thursday. Read more »

Sedgwick Faces New, $23M Landlord Suit Over NY Lease

The owner of the building that housed Sedgwick LLP's New York financial district office said the now-defunct law firm missed a payment related to the early termination of its lease and, as a result of the breach of contract, owes $23 million, according to a suit filed in state court just days after the landlords of its Chicago office made similar claims. Read more »

Foley Hoag Extends 18-Week Leave Policy To All Parents

Foley Hoag LLP has announced that it is implementing a new parental leave policy that offers up to 18 weeks off in the 12 months after the birth or adoption of a child for all parents, regardless of whether they are the primary caregiver or not. Read more »

V&E Attys Hurt In Boat Crash, Partner Pilot Faces Questions

A Vinson & Elkins LLP partner was hit with an arrest warrant earlier this month over his alleged role piloting a boat that crashed in Travis County, Texas, injuring three of his fellow partners, according to documents filed in state court, though the warrant has reportedly since been rescinded. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Williams & Connolly LLP partner Kannon Shanmugam landed on the legal lions list after the U.S. Supreme Court granted review on three of his cases during the past week, while attorneys at Haynes and Boone and Skadden ended up legal lambs

after a judge slashed client ZeniMax's $500 million intellectual property verdict in half. Read more »

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Covington & Burling
Cravath Swaine
Davis Wright Tremaine
Dorsey & Whitney
Foley Hoag
Gibson Dunn
Haynes and Boone
Kirkland & Ellis
Latham & Watkins
Morgan Lewis
Morrison & Foerster
Robins Kaplan
Vinson & Elkins
Abrams Fensterman
Ahmad Zavitsanos
Akerman
Allen & Overy
Altshuler Berzon
Arnold & Porter
Baker McKenzie
Ballard Spahr
Bilzin Sumberg
Brown Rudnick
Bryan Cave
Buckley Sandler
Cadwalader Wickersham
Carlton Fields
Clark Hill
Cleary Gottlieb
Clyde & Co
Cooley
Cotchett Pitre
Cozen O'Connor
Crowell & Moring
Dentons
Earthjustice

Eckert Seamans
Eversheds Sutherland
Faegre Baker
Fenwick & West
Fisch Sigler
Fish & Richardson
Foley & Lardner
Fried Frank
Haller & Colvin
Hochman Salkin
Hueston Hennigan
Hughes Hubbard
Hunton Andrews Kurth
Jackson Lewis
Jenner & Block
Kasowitz Benson
Katten Muchin
Kelley Drye
Kellogg Hansen
Kelly Hart
King & Spalding
Kramer Levin
Littler Mendelson
Lowenstein Sandler
Manatt Phelps
Mayer Brown
McDermott Will
Milbank Tweed
Miller Canfield
Morris Manning
Munger Tolles
Patterson Belknap
Paul Weiss
Perkins Coie
Polsinelli
Quinn Emanuel
Reed Smith
Rosette LLP
Sanford Heisler
Scali Rasmussen
Sedgwick LLP
Seyfarth Shaw
Sidley Austin
Sills Cummis
Simpson Thacher
Skadden
Somach Simmons
Stroock & Stroock
Thompson & Knight
Weil Gotshal
Wiley Rein
Williams & Connolly

Willkie Farr
WilmerHale

COMPANIES
American Federation of State, County and Municipal Employees
Facebook
Microsoft Corporation
AT&T Inc.
Amazon.com Inc.
American Civil Liberties Union
American Express Company
Comcast Corporation
Google Inc.
Public Knowledge
Twitter Inc.
Airbnb Inc.
American Cable Association
American Electric Power Co. Inc.
American Federation of Government Employees
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
Ansell Limited
Apple Inc.
Business Roundtable
Charter Communications Inc.
Chevron Corp.
Concho Resources Inc.
Deutsche Bank AG
Dominion Energy Inc.
EQT Corp.
First Interstate BancSystem Inc.
First Reserve Corp.
Goldman Sachs Group Inc.
Honeywell International Inc.
Huawei Technologies
International Association of Privacy Professionals
JPMorgan Chase & Co.
Kaspersky Lab Ltd.
KeyCorp
Lambda Legal Defense & Educational Fund
Lawyers' Committee for Civil Rights Under Law
Lyft Inc.
M&T Bank Corporation
Mobilitie LLC
Morgan Stanley
NBCUniversal Inc.
National Education Association
National Right to Work Legal Defense Foundation
New York Times Co.
Oculus VR LLC
Sabine Oil & Gas Corp.

Schlumberger Limited
Service Employees International Union
Sierra Club
Sinclair Broadcast Group, Inc.
Spectrum Management Holding Co.
Spotify Technology SA
State Street Corp.
Stoneridge, Inc.
Theranos Inc.
Tribune Media Co.
Verizon Communications Inc.
Wells Fargo & Co.
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Federal Communications Commission
U.S. Department of Homeland Security
U.S. Senate
European Union
Internal Revenue Service
Bureau of Reclamation
California Secretary of State
Confederated Tribes and Bands of the Yakama Nation
Congressional Budget Office
Department of Commerce
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Labor Relations Authority
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Environmental Protection
Georgia Attorney General's Office
International Trade Administration
International Trade Commission
Klamath Tribes
Massachusetts Legislature
NATO
National Marine Fisheries Service
New Jersey Attorney General's Office
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Department of Parks and Wildlife
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy

U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
U.S. House of Representatives

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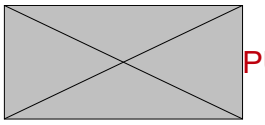
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 4/15/2016 8:14:53 AM
Subject: [Marketing Mail] FDA Data Integrity Guide Ends Excuses For Suspect Records



PUBLIC POLICY

Friday, April 15, 2016

TOP NEWS

FDA Data Integrity Guide Ends Excuses For Suspect Records

The FDA on Thursday explained how drugmakers can minimize doubts about the integrity of their manufacturing data, a move that will prove helpful but also eliminate excuses for suspicious record-keeping and make penalties more likely, attorneys say.

House Votes To Require Lawmaker Oversight Of FSOC Budget

The U.S. House of Representatives on Thursday passed legislation to subject funding for the Financial Stability Oversight Council to congressional oversight, as well as raise the asset threshold from $1 billion to $5 billion for banks exempted from certain Federal Reserve capital and debt requirements.

Reid's Attacks On McConnell Over Garland Block Get Personal

Senate Minority Leader Harry Reid, D-Nev., slammed Majority Leader Mitch McConnell, R-Ky., for his rigid blockade of U.S. Supreme Court nominee Merrick Garland, saying Thursday that McConnell is protecting the interests of the billionaire Koch brothers before his fellow Republicans up for re-election.

Sens. Release Draft Bill Following Apple-FBI Encryption Fight

Just weeks removed from a vicious battle between Apple and the FBI over encrypted data access, two U.S. senators on Wednesday released draft legislation that would require device makers and communication service providers to comply with court-ordered requests for assistance or decrypted data to law enforcement agents.

Lawmakers Say They're Worried About ITC's Patent Authority

Members of the House Judiciary Committee expressed a host of concerns about the U.S. International Trade Commission's authority to hear patent cases Thursday, saying that they are worried the trade forum is becoming a haven for nonpracticing entities and gives patent owners undue leverage.

Calif. Teacher Tenure Laws Saved By Appeal

A California appeals court on Thursday reversed an education reform group's stunning trial victory, upholding the constitutionality of the state's teacher tenure system and ruling the evidence didn't show the laws, and not administrators, were responsible for poor and minority students getting stuck with bad teachers.

Obama Picks Uber, MasterCard Execs For Cybersecurity Panel

President Barack Obama on Wednesday announced his appointees to the recently established nonpartisan Commission on Enhancing National Cybersecurity, tapping a former director of the National Security Agency and executives from Uber and MasterCard.

BANKING & SECURITIES

LAW FIRMS

Adduci Mastriani & Schaumberg
Akerman
Akin Gump
Altshuler Berzon
Arnold & Porter
Astigarraga Davis
Bancroft PLLC
Barnes & Thornburg
Barrack Rodos & Bacine
Brownstein Hyatt
Clyde & Co
Cooper & Kirk
Covington & Burling
Cravath Swaine
Curtin & Heefner
DLA Piper
Dechert
Dykema Gossett PLLC
Earthjustice
Foley & Lardner
Francis Alexander LLC
Gibson Dunn
Grant & Eisenhofer
Greenberg Traurig
Hancock Daniel
Hilliard Munoz
Hobbs Straus
Hogan Lovells
Holland & Knight
Hunton & Williams
Jones Day
Joseph Hage
Kessler Topaz
Kirkland & Ellis
Latham & Watkins
Massey & Gail
Milberg LLP
Mintz Levin
Munger Tolles

SEC Seeks Feedback On Changing Corporate Disclosures

The U.S. Securities and Exchange Commission agreed Wednesday to seek input on plans to update its rules governing corporate disclosure requirements — known as Regulation S-K — as part of a wider effort to modernize disclosure regulations.

States Push DC Circ. For More Say In Capital-Raising Rules

The states of Montana and Massachusetts urged a D.C. Circuit panel to overturn U.S. Securities and Exchange Commission rules on Regulation A securities, arguing the measures improperly stripped states of their ability to add additional disclosure and other requirements to protect small investors.

Senate Committee Sends CFTC Reauthorization Bill Onward

The U.S. Senate Agricultural Committee on Thursday voted to send to the Senate floor a bill reauthorizing the Commodity Futures Trading Commission and implementing some of the same changes that prompted a White House veto threat to a House version last year.

CFPB Appt. Doesn't Negate Win Over Law Firm, 9th Circ. Says

The Ninth Circuit on Thursday upheld the U.S. Consumer Financial Protection Bureau's victory in a suit alleging a California law firm ran an $11 million loan modification scam, ruling President Barack Obama's recess appointment of the CFPB's director didn't invalidate the agency's suit.

ENERGY & ENVIRONMENTAL

Interior Dept. Releases Final Offshore Well Control Regs

The Obama administration on Thursday unveiled its final well control regulations for offshore oil and gas operations, a significant piece of the Interior Department's response to the catastrophic Deepwater Horizon oil spill.

BLM Aims To Increase Timber Harvest In Western Oregon

The Bureau of Land Management on Tuesday proposed a new strategy for overseeing lands in Western Oregon, which involves increased timber harvesting, working with the Coquille Indian tribe to manage lands surrounding the Coquille Forest and protecting older, structurally complex forests that provide habitat for the northern spotted owl.

HEALTH & LIFE SCIENCES

Canada's Trudeau Seeks To Legalize Doctor-Assisted Suicide

Canadian Prime Minister Justin Trudeau on Thursday said that his Liberal Party is introducing a bill to the House of Commons that will allow citizens and residents with "grievous and irremediable medical conditions" to access physician-assisted suicide.

Fla. Gov. Signs Bills Enabling Hospital Cost Comparison

Florida Republican Gov. Rick Scott on Thursday signed into law a pair of health care measures that will better equip Floridians with the tools to make health care decisions based on cost of procedures and also protect them from unfair price-gouging from providers, his office said.

IP & TECHNOLOGY

Comcast, Others Back Senate Bill Over Patent Suit Venue

More than a dozen major companies and trade groups, including Comcast and Intel, expressed support Wednesday for a U.S. Senate bill that would restrict where patent lawsuits may be brought, saying the legislation would return "basic fairness, rationality and balance" to the system.

O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Paul Hastings
Paul Weiss
Phillips Nizer
Proskauer Rose
Robbins Geller
Robins Kaplan
Shearman & Sterling
Sidley Austin
Simpson Thacher
Skadden
Strasburger & Price
Taylor English
Thomas J. Henry Injury Attorneys
Venable LLP
Weil Gotshal
Wilkinson Walsh
WilmerHale
Winston & Strawn

COMPANIES

AT&T Inc.
Advocates for Highway and Auto Safety
Alliance of Automobile Manufacturers
Altman Weil Inc.
American Bar Association
American Petroleum Institute Inc.
Apple Inc.
Bank of America Corporation
Best Buy Co.
California Teachers Association
Comcast Corporation
DISH Network Corporation
Dow Chemical Co.
Edge International Inc.
Facebook
Fannie Mae
Farmers Insurance Group
Financial Industry Regulatory Authority Inc.
Freddie Mac
General Motors
Google Inc.
Halliburton Company
Intel Corporation
International Business Machines Corporation
John Wiley & Sons, Inc.
Madison Square Garden, Inc.

MEDIA & ENTERTAINMENT

Cuomo Signs MMA Bill, Making NY Last State In The Cage

New York Gov. Andrew Cuomo signed off on a bill that lifts the near-20-year ban on competitive mixed martial arts in the state Thursday, clearing the way for a Nov. 12 Ultimate Fighting Championship event in Madison Square Garden.

TRANSPORTATION & INFRASTRUCTURE

Highway Safety Head Defends Voluntary Industry Deal

The head of the National Highway Traffic Safety Administration on Thursday defended "unenforceable" safety agreements with the auto industry promising brake improvements and enhanced data analysis as a proactive way to address spiking traffic fatalities and defect recalls that could be faster than binding regulation.

Senate FAA Bill Moves Closer To Final Passage

A Senate bill to reauthorize the Federal Aviation Administration through 2017 passed a key procedural hurdle Thursday, but legislators could not reach a deal on several pending amendments, pushing back any final vote until at least next week.

Gibson Dunn Given More Time For Bridgegate Doc Reply

The New Jersey governor's office and its counsel Gibson Dunn were given more time on Thursday to reply to subpoenas from the former officials charged for the September 2013 closure of George Washington Bridge access lanes, while those ex-officials continued their pursuit to ax the charges against them.

EU Parliament Approves Airline Passenger Record-Sharing

The European Union's Parliament approved a directive Thursday that will require airlines to share passenger data with national authorities for all flights into and out of the bloc in an effort to combat terrorism and other serious crimes.

EMPLOYMENT

Sens. Reject Attempts To Advance Dueling Equal Pay Bills

Senators on Wednesday blocked attempts by both parties to advance by unanimous consent their competing equal pay and women in the workplace bills, with objections by Sens. Deb Fischer, R-Neb., and Patty Murray, D-Wash., throwing a wrench into the opposing group's plans.

Pittsburgh Asks Appeals Court To Revive Paid Sick Leave Law

The city of Pittsburgh is urging a Pennsylvania appeals court to revive its mandatory paid sick leave law after it was challenged by a hospitality trade association and struck down by a county judge in December on grounds that it placed improper obligations on employers.

Ky. Gov. Signs Bill Nixing Clerk Names On Marriage Licenses

Kentucky Gov. Matt Bevin has signed into law a bill officially removing clerk's names from marriage licenses, codifying a move he had made by executive order in December as part of the fallout against the nationwide legalization of same-sex marriage.

La. Gov. Bans LGBT Bias Against Public Workers

Louisiana Democratic Gov. John Bel Edwards issued an executive order on Wednesday that protects lesbian, gay, bisexual and transgender individuals who work for public sector employers or state contractors from discrimination based on sexual orientation or gender identity, making it the latest in a series of states that have recently waded into LGBT issues.

MasterCard Incorporated
Medtronic Inc.
MetLife Inc.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
National Cable & Telecommunications Association
National Governors Association
New York University
Newegg Inc.
Pfizer Inc.
Ranbaxy
Takata Corp.
Twitter Inc.
Ultimate Fighting Championship
Verizon Communications
Yahoo! Inc.
Zeughauser Group LLC
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Land Management
Bureau of Safety and Environmental Enforcement
Chicago Transit Authority
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
Department of the Interior
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Housing Finance Agency
Federal Reserve System
Federal Transit Administration
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Forest County Potawatomi
Government Accountability Office
Internal Revenue Service
International Trade Commission
Menominee Indian Tribe

PRIVACY & CONSUMER PROTECTION

EU Parliament Gives Final Nod To Data Protection Overhaul

The European Parliament on Thursday became the final regulatory body to sign off on sweeping data protection reforms that will subject multinational companies to fines of up to 4 percent of their global annual revenue, clearing the way for the regulation to take effect in 2018.

In Shift, FHFA To Allow Some Mortgage Principal Reductions

The Federal Housing Finance Agency unveiled on Thursday a limited, onetime mortgage principal reduction for borrowers who have fallen behind on their monthly payments, temporarily reversing earlier policy at the regulator for Fannie Mae and Freddie Mac.

GOVERNMENT CONTRACTS

Bombardier Challenges $1.3B Chicago Transit Contract Award

Bombardier Transit Corp. has filed a protest with the Chicago Transit Authority over a $1.3 billion rail car construction bid the transit agency awarded to a Chinese company, claiming the bid evaluation process was rigged, violating federal law.

INTERNATIONAL TRADE

WTO Chief Continues To Stump For Global Rules

Despite years of inaction and an acknowledgment that a new negotiating strategy must be devised, World Trade Organization Director-General Roberto Azevedo on Thursday made another pitch for a globally crafted set of trade rules.

China Retreats On Subsidies To Settle US WTO Case

The Obama administration announced on Thursday that China has agreed to terminate a sprawling export subsidy program that bolstered industries ranging from agriculture to medical devices in order to ward off a World Trade Organization complaint lodged by the U.S. last year.

TAX

Tea Party Orgs Push DC Circ. To Revive IRS Targeting Suits

Several conservative advocacy organizations urged a D.C. Circuit panel Thursday to restore a pair of lawsuits against the Internal Revenue Service for targeting them for additional scrutiny, criticizing the trial court for taking the agency's word that "egregious" violations stopped after the tax-exemption applications were granted.

BANKRUPTCY

NJ Assembly Panel Tweaks AC Recovery Bill, Slams Takeover

A New Jersey Assembly committee that last week approved legislation to help Atlantic City recover from its municipal debt crisis without an immediate state takeover of city finances on Thursday unanimously approved bill amendments to beef up oversight of fiscal benchmarks and ensure funds go to local schools.

IMMIGRATION

Texas Law That Bars Housing Immigrants Temporarily Blocked

A Texas federal judge held Thursday that a state law that makes it a felony to harbor unauthorized immigrants conflicts with federal law and is thus preempted,

NAFTA
National Highway Traffic Safety Administration
National Security Agency
Office of the Director of National Intelligence
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

granting a preliminary injunction that temporarily blocks enforcement of those provisions.

Immigrant Ex-Cons Can Be Held Past 6 Mos., 1st Circ. Says

The First Circuit ruled Wednesday that there's no hard, six-month deadline to hold a bond hearing for an immigrant who's been detained pending deportation proceedings after serving a criminal sentence, saying courts should individually consider whether the length of a detention is reasonable.

NATIVE AMERICAN

Menominee Get Nod To Intervene In Rival's Compact Suit

A D.C. federal judge allowed the Menominee Indian Tribe of Wisconsin Thursday to join rival tribe Forest County Potawatomi Community's suit accusing the federal government of improperly rejecting an amendment to its state gaming compact, finding the Menominee have standing despite the Forest County Potawatomi Community's objections.

TELECOMMUNICATIONS

Don't Short Us On Rural Broadband Funds, NY Tells FCC

New York state officials have told the Federal Communications Commission that Verizon's decision not to accept funds to expand broadband access in rural areas doesn't mean the state should lose out on the money.

Cable Group Rips Verizon's Special Access Regs Proposal

A cable industry group has blasted a joint Verizon and INCOMPAS proposal for a new regulatory framework for business data services and Federal Communications Commission Chairman Tom Wheeler's comments supporting it, saying that adding rate regulation for cable operators would undo decades of bipartisan policy.

PENNSYLVANIA

Vote On Pa. Judge Retire Age Stays Put As Court Fight Looms

The Pennsylvania Department of State on Thursday told county officials not to remove a question over whether to boost the state's mandatory judicial retirement age from the upcoming primary election ballot, noting that a court challenge was looming.

EXPERT ANALYSIS

OPINION: Advising The GOP About Its Obligation To Advise

By engaging in their blanket refusals, Senators McConnell, Grassley and other Judiciary Committee members have de facto deprived and severely burdened those who elected President Obama of their fundamental right to elect an executive empowered to appoint a U.S. Supreme Court justice. This "no way, no how" position might just be ripe for litigation, says Sam Israel, founder of Sam P. Israel PC.

Conflicts And Confusion With CPP's Compliance Deadlines

Given the current timeline involved with the D.C. Circuit's review of the Clean Power Plan, and the fact that an appeal to the U.S. Supreme Court is almost certain, a lift of the plan's stay may not occur until the end of 2017 or early 2018. This timeline conflicts with some of the initial deadlines in the CPP and creates a confusing situation for those charged with implementing it, say Charles T. Wehland and Alina Fortson at Jones Day.

What FinCEN AML Plan Means For Crowdfunding Platforms

Valid arguments exist supporting the concept that low-priced and privately placed securities pose a money laundering risk because they are susceptible to fraud and market manipulation. Nevertheless, anti-money laundering requirements for funding portals recently proposed by the Financial Crimes Enforcement Network would require significant devotion of time and resources, say attorneys with Arnold & Porter LLP.

Why EU Regulators Are Concerned About 'Privacy Shield'

In its 58-page opinion published this week, the influential EU Article 29 Working Party made great efforts to point to the improvements brought by the proposed EU-U.S. "Privacy Shield." However, overall, the evaluation is generally negative. The WP29's numerous critiques include the lack of consistency between the principles set forth in the Privacy Shield documents and fundamental EU data protection principles, says Francoise Gilbert of Greenberg Traurig LLP.

LEGAL INDUSTRY

5 Traits Of The Worst Law Firm Management Committees

Large or small, all management committees have something in common: They make mistakes. Here are a handful of traits of the worst law firm committees, relayed to Law360 by those who run and advise them.

Hogan Lovells Memo Heralds Equal Associate Bonuses

Hogan Lovells associates nationwide will receive bonuses above market rate next year, shifting away from the firm’s previous bonus scale that favored New York attorneys, according to an internal firm memo made public Thursday.

Why Miami Is Drawing The Attention Of Global Firms

As rumors swirl that U.K.-based Clyde & Co. is looking for a merger partner in Miami, experts say the move signals the mounting importance of South Florida as a hub for international dispute resolution, a service global law firms are eager to offer clients.

Law360's Weekly Verdict: Legal Lions & Lambs

Simpson Thacher & Bartlett LLP and Robins Kaplan LLP attorneys head up this week’s legal lions for helping retailer Best Buy beat the certification of a shareholder class at the Eighth Circuit, while Dechert LLP and Hancock Daniel Johnson & Nagle PC lead the lamb pack after the Fourth Circuit declined to let client Travelers off the hook for defending a medical records company in a data breach suit.

Proskauer Rose Had Modest Revenue Boost In 2015

Proskauer Rose LLP saw a slight uptick in revenue last year, which came in at $822.5 million and added the New York-based international firm to a lengthy list of other law firms that saw growth in 2015.

In Globalized World, Breyer Urges Closer Look At Foreign Law

Like it or not, engagement between U.S. and foreign law is on the rise, U.S. Supreme Court Justice Stephen Breyer said to a gathering of international law specialists in New York on Thursday, so lawyers and lawmakers best pay attention.

Female Attys Reach $4M Class Deal With Farmers In Bias Row

Female attorneys suing Farmers Insurance Co. for allegedly paying them less than their male counterparts reached a $4.1 million deal with the insurer in California federal court Wednesday that would also require Farmers to hire an independent human resources consultant.

NJ To Adopt Uniform Bar Exam, Admission By Motion

The New Jersey Supreme Court said Thursday it is changing facets of the state's legal practice by replacing the state's existing bar examination with a standardized version of the test, allowing qualified out-of-state attorneys admission to the state

bar by motion and tightening rules relating to metadata in electronic documents.

5 Tips For Aspiring Environmental Attorneys

Aspiring and newly minted environmental attorneys have a wealth of career options, whether they choose to pursue employment with a law firm, government agency or nonprofit advocacy group. Here, Law360 provides five tips for aspiring environmental attorneys.

JOBS

Search full listings or **advertise your job opening**

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Holland & Hart
Denver, Colorado

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Jones Day
Akin Gump
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Akerman
Altshuler Berzon
Arnold & Porter
Astigarraga Davis
Bancroft PLLC
Barnes & Thornburg
Barrack Rodos & Bacine
Brownstein Hyatt
Clyde & Co
Cooper & Kirk
Covington & Burling
Cravath Swaine
Curtin & Heefner
Dechert
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Francis Alexander LLC
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Hancock Daniel
Hilliard Munoz
Hobbs Straus
Hunton & Williams
Joseph Hage
Kessler Topaz
Kirkland & Ellis
Latham & Watkins
Massey & Gail

Milberg LLP
Mintz Levin
Munger Tolles
O'Melveny & Myers
Patterson Belknap
Paul Hastings
Paul Weiss
Phillips Nizer
Proskauer Rose
Robbins Geller
Robins Kaplan
Shearman & Sterling
Sidley Austin
Simpson Thacher
Skadden
Strasburger & Price
Taylor English
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Wilkinson Walsh
WilmerHale
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COMPANIES

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Apple Inc.
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Best Buy Co.
California Teachers Association
Comcast Corporation
DISH Network Corporation
Dow Chemical Co.
Edge International Inc.
Facebook
Fannie Mae
Farmers Insurance Group
Financial Industry Regulatory Authority Inc.
Freddie Mac
General Motors
Halliburton Company
Intel Corporation

International Business Machines Corporation
Madison Square Garden, Inc.
MasterCard Incorporated
Medtronic Inc.
MetLife Inc.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
National Cable & Telecommunications Association
National Governors Association
New York University
Newegg Inc.
Ranbaxy
Takata Corp.
Twitter Inc.
Ultimate Fighting Championship
Yahoo! Inc.
Zeughauser Group LLC
eBay Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Department of the Interior
Executive Office of the President
Securities and Exchange Commission
U.S. Senate
European Commission
Federal Communications Commission
U.S. Environmental Protection Agency
Bureau of Indian Affairs
Bureau of Land Management
Bureau of Safety and Environmental Enforcement
Chicago Transit Authority
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
Federal Aviation Administration
Federal Bureau of Investigation
Federal Housing Finance Agency
Federal Reserve System
Federal Transit Administration
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Forest County Potawatomi
Government Accountability Office
Internal Revenue Service
International Trade Commission
Menominee Indian Tribe
NAFTA

National Highway Traffic Safety Administration
National Security Agency
Office of the Director of National Intelligence
Port Authority of New York & New Jersey
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 5/26/2015 4:31:13 PM
Subject: Webinar Archive: EMV Rollout Presents Unique Opportunities for Banks

Webinar: EMV Rollout Presents Unique Opportunities for Banks - Register Now >

A 60-minute webinar covers the impact of EMV rollout this year, how banks can prepare for the possible outcomes, and how they can engage with customers about the change.

The rollout of EMV (smart) cards and terminals in 2015 will have a significant impact on reducing card-present fraud. It will likely result in a surge in card-not-present and other types of fraud as criminals shift to easier targets. The smart-card rollout presents banks with a unique opportunity to engage with retail and business customers. Banks need to be prepared not only to explain what the new cards are and do, but discuss the possible outcomes, and how the bank can assist.

A 60-minute interactive webinar explores the impact of EMV rollout and how banks can:

• be prepared for the possible outcomes

• reinforce customers' trust

• strengthen ties with merchant customer

View Now

Note: If you have already registered, click on the "Already Registered" box in the upper left hand corner of the registration page

Sponsored by:

Recorded: January 22, 2015

Running Time: 60 minutes, including questions and answers

Speakers:

Al Pascual
Director, Fraud and Security, Javelin Strategy & Research

Brian Higgins
First Vice President, Product and e-Banking Director, First Financial Bank, Cincinnati

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Moderator:

Bill Streeter
Editor & Publisher; Banking Exchange

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To: Brad Jerbic[bjerbic@LasVegasNevada.GOV]
Cc: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Esthefany Arochi[earochi@LasVegasNevada.GOV]; phillip[phillip@kinginteractive.com]
From: phillip
Sent: Wed 6/27/2018 10:03:01 PM
Subject: MyGameRoom (MGR) Greatergood.org / CLV - Draft Agreement
MGR -- Draft CLV Term Sheet 6.27.2018_Brad.docx

Hello Brad,
Hope all is well.
I have attached a working draft proposal for the City of Las Vegas branded My GameRoom which includes donations to local shelters and a risk free, cost free revenue vertical for the city. We are launching a large campaign in July across GreaterGood and Cumulus/Westwood One and would love to include promotion of a CLV branded MGR.

Please feel free to email, text or call me if you have any questions.

Look forward to your feedback.

Best regards,
Phillip Elden
CEO
My GameRoom

951-795-5503

For ease of reference:

https://clv2.gr8.com/

- EXAMPLE OF LV MGR PLATFORM: http://www.legendshill.com/vegas/
- EXMAPLE OF LV BRANDED GAME: http://www.appa11y.com/desktop/lv1/index.html

On Mon, Jun 11, 2018 at 4:17 PM, Phillip <phillip@kinginteractive.com> wrote:

Hello Mayor Goodman and team,
Was great spending time with you today.

I appreciate your accommodating the meeting at City Hall.

Below is a link (same as earlier with additional information that will be update daily) including audio spot demos.

https://clv2.gr8.com/

Bradford,
To answer your question, our main ask is to be be the " Official City of Las Vegas" social free to play game room and have a presence / integration through your online footprint (i.e. events, website, twitter, etc).
In exchange for that we will promote your City and brand on all levels nationwide while creating significant positive social impact locally. Additionally we are willing to pay a profit share to the City of Las Vegas from our advertising revenue.

I will be in LV through Wednesday if you would like to meet again and work through any questions you may have. My cell is below, feel free to reach out anytime.

Thanks,
Phillip

951-795-5503

* attached is our current station list -

FWD

In summary, I have developed a gaming brand called www.mygameroom.com that gives back to people, pets and the planet though an organization called www.greatergood.org. We have multi-platform distribution including but not limited to 400 + Cumulus radio stations including 8,500 WestWoodOne radio stations reaching 250m people per month (i.e. Examples- Houston: http://krbe-fm.mygameroom.com Los Angeles: http://kabc-am.mygameroom.com)

I am in the process of developing a Las Vegas branded gaming experience across our network and would love, in a collaboration with your office, to make it the "Official City Of Las Vegas gameroom."

Along with developing the platform to house the games we also create many of our own:

- EXAMPLE OF LV MGR PLATFORM: http://www.legendshill.com/vegas/
- EXMAPLE OF LV BRANDED GAME: http://www.appa11y.com/desktop/lv1/index.html

Mayor Goodman,

As you know I work with Larry King (www.kinginteractive.com), and produce interactive content for large organizations such as Cumulus/Westwood One and I am a huge supporter of the city LV and the work you are doing.

Liz Baker, who is flying in this morning for our lunch, is executive director for GreaterGood.Org, an organization that has given over $100 million in cash and product grants to charity partners and programs worldwide.

- http://greatergood.org/2018boardmeeting/pre-read-2018.pdf
- https://greatergood.org/about-us/

Liz Baker joined GreaterGood.org as Executive Director in 2012 working to protect people, pets & the planet. Liz has overseen the creation of Greatergood.org signature programs that address multiple issues ranging from hunger (Operation Sandwich), education (Girls Right to Opportunity Worldwide, Girls Voices, and A Safe Ride to School), land conservation (Project Wildcat and Madrean Discovery Expeditions) and animal welfare (Cats R Cool, One Picture Saves a Life, Rescue Rebuild, Rescue Bank) and veterans (Pets & Vets).

RJ Demman, a Las Vegas native, is a 20+ year casino veteran who is currently the Vice President of Player Development for Viejas Casino & Resort in San Diego, Ca. He spent most of his career at the same title working for the Hard Rock Hotel, Red Rock Resort and the Golden Nugget.

We all look forward to seeing you at lunch today where we can do a deeper dive into all of the aforementioned and enjoy your company.

Best regards,
Phillip

951-795-5503

AGREEMENT
City of Las Vegas My GameRoom

My GameRoom LLC, a Delaware limited liability company ("MGR"), and the City of Las Vegas ("CLV") agree to pursue (at no cost to CLV) the creation of a customized version of My GameRoom.com (a website owned and operated by MGR which hosts a variety of "freemium" and other free-to-play user-interactive games (including the licensed Heart Of Vegas™) that will compliment CLV's own marketing campaigns and market the CLV brand both locally and nationally while generating revenue to MGR and CLV and donations that will benefit CLV-selected causes involving people, pets and the planet (environment). CLV will recognize the CLV-branded My GameRoom as the online and mobile "Official Game Room of The City of Las Vegas".

The terms of the agreement are as follows:

1. The CLV-branded My GameRoom will offer an array of free–to-play games such as poker, blackjack, slots, bingo, trivia and word search. The parties understand that not all games may be available upon initial launch of the CLV-branded My GameRoom and that new games will be introduced in stages.

2. The CLV-branded My GameRoom will be distributed by MGR on various high traffic websites and mobile apps via applicable existing (i.e. radio) and future MGR distribution platforms and MGR-directed social media (including though social media accounts of MGR's celebrity relationships).

3. The CLV-branded My GameRoom will be limited to "not for money" gaming also known as "freemium" gaming and will not include real money gambling in any form.

4. The CLV-branded My GameRoom will be promoted from time to time by CLV through CLV websites, live promotional events, or CLV celebrity ambassador support (i.e. Mayor Goodman twitter) and use of applicable CLV e-mail targeted databases for marketing, all in the discretion of CLV.

5. The agreement for operation of the online CLV-branded My GameRoom shall be for three (3) years from the date the CLV-branded My GameRoom is launched (the "Initial Term").

6. The Initial Term will automatically extend for up to two (2) additional one-year periods (each a "Renewal Term") provided that CLV's share of collected net revenue and donations through MGR and GreaterGood.org is at least $240,000 during the twelve (12) calendar months immediately prior to the end of the Initial Term or any Renewal Term.

7. MGR will provide ongoing marketing and operations support at no cost to CLV to include the following:

a. provide an array of social MGR games; including creating customized games that promote the CLV (i.e. Las Vegas Word Search)
b. supervise operation of the games including 24/7 infrastructure support, organization of tournaments, prize claim and eligibility verification, maintenance of leaderboards and stats, communication with players including login and in-game notifications, and e-mail;
c. coordinate and manage payment systems for purchase of virtual currency and goods;
d. provide periodic reports not less frequently than monthly, including gaming statistics and financial reports; and,
e. provide all aspects of game administration including player support, geo-location and "know your client" management, fraud management, tax administration and legal compliance.
f. work with technology providers to ensure effective deployment and ongoing operation of the CLV-branded My GameRoom's games supporting CLV's objectives and maximizing game revenues;
g. drive game revenue by promoting in-game advertising, sponsorship opportunities and off-line marketing initiatives;
h. create merchandising around the CLV My GameRoom brand;
i. in-house MGR staff at CLV TBD location 5 to 7 days a week if needed; and
j. 24-hour customer support.

8. In consideration of the terms herein including CLV's participation, support and marketing of the CLV-branded My GameRoom, CLV shall be entitled to TBD% of Adjusted Operating Revenue (as defined below) to be paid out monthly in the form of TBD% charitable donations through GreaterGood.org and TBD% payments directly to CLV.

9. Adjusted Operating Revenue is calculated as gross revenue from all sources including the sale of virtual currency and in-game advertising (net of advertising commissions), less:

a. Fees payable to MGR's technology provider(s) (expected to be a formula based on a fixed percentage of gross revenue);
b. Payment processing and other banking fees associated with the purchase of virtual currency, including returns and chargebacks, and the cost of any app store fees;
c. Hosting costs, bandwidth costs, geolocation-know your customer costs, and third-party licensing fees to the extent not already included in fees paid to the technology provider;
d. Out-of-pocket costs incurred in running land-based promotional events;
e. Fees charged by App Store, Android store, and social networking platforms (e.g. Facebook) for distributing gameroom apps and managing the sale of in-game purchases;

f. The cost of marketing and promoting the Las Vegas Social My GameRoom Initiative; and,
g. All applicable sales taxes, value added taxes and other taxes.

10. In-game advertising/promotion revenue generated by MGR, less a 15% commission thereon, will be included in gross revenue for the purposes of paragraph 9 above.

11. CLV agrees that this agreement with MGR is an exclusive arrangement, and during the Initial Term and any Renewal Term CLV will not enter into discussions, negotiations, or an agreement with any other party for the development of a CLV online or mobile games platform.

12. MGR will pay the up-front and on-going costs of developing and deploying web and mobile based versions of CLV-branded My GameRoom.

13. If the CLV-branded My GameRoom is not launched within 90 days from the date of the signing of this agreement, either party shall have the option to terminate the agreement with no further responsibility or liability to the other party.

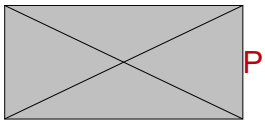
14. If the agreement is terminated, CLV agrees that for a period of 12 months following termination of the agreement, it will not enter into an agreement with any entity MGR approached during the term of the agreement regarding the provision of a CLV branded gaming platform.

15. Upon launch of the CLV branded My GameRoom, MGR will donate to CLV, through GreaterGood.org, 25,000 meals to local animal shelters and $25,000 to GreaterGood.org's Rescue ReBuild Program for Las Vegas.

IN WITNESS WHEREOF, MGR and CLV's signatures below acknowledge that the foregoing accurately sets forth and constitutes a binding agreement between the parties.

Brad Jerbic City of Las Vegas	My GameRoom, LLC Manager
Date	Date

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/18/2016 8:37:42 AM
Subject: [Marketing Mail] FCC's Municipal Broadband Loss Cuts Off Policy Options



PUBLIC POLICY

Thursday, August 18, 2016

TOP NEWS

FCC's Municipal Broadband Loss Cuts Off Policy Options

The Federal Communications Commission's Sixth Circuit loss last week over its push to promote expanded municipal broadband by preempting state laws leaves the FCC with little recourse but to ask a likely reluctant Congress for new authority, experts said.

Aetna Told DOJ Its ACA Plans Hinged On Merger Suit

Aetna Inc. threatened the U.S. Department of Justice that it would largely pull out of the Affordable Care Act marketplace — which it did Monday — if the government tried to block its $37 billion purchase of Humana Inc., according to a letter made public Wednesday.

Sex Discrimination Also Covers Gender Identity, GSA Says

The General Services Administration said Wednesday that it agrees with the interpretation of agencies such as the U.S. Equal Employment Opportunity Commission that sex discrimination includes bias based on gender identity, saying that federal facilities must adhere to that rendering of anti-discrimination statutes.

S&P Urges Transparency In Banks' Plans To Weather A Crisis

Globally systemically-important banks need to provide more information to their creditors about their recovery and resolution plans and internal financing so that investors can better understand the risks involved during a crisis, Standard & Poor's Financial Services LLC said in a report published Wednesday.

IRS Finalizes Foreign Procurement Excise Tax Guidance

The IRS released final rules on Wednesday on the 2 percent excise tax on the U.S. government's payments to foreign persons for goods or services provided under a government contract.

FCC Pushed To Recognize Special Access Competition

A trade group representing midsize communications companies, along with representatives from CenturyLink and Frontier Communications, are pushing the Federal Communications Commission to ensure tech neutrality and recognize key issues in its plan for a new regulatory framework governing the market for special access services.

Ill. Republicans Hesitant To Mention Trump At State Fair

With a little less than 12 weeks to go before Election Day, Illinois Republicans rallied the party faithful at the State Fair on Wednesday, all while hardly mentioning the man at the top of the ticket: Donald Trump.

ANALYSIS

Unpaid Duties Will Keep Heat On Enforcement Regime

LAW FIRMS

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Arnold & Porter
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Boies Schiller
Bracewell LLP
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Chadbourne & Parke
Cozen O'Connor
Cravath Swaine
Crowell & Moring
Dorsey & Whitney
Drinker Biddle
Earthjustice
Foley Hoag
Gallivan White
Gibson Dunn
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Greenbaum Rowe
Hunton & Williams
Husch Blackwell
Jenner & Block
Jones Day
Keker & Van Nest
King & Spalding
Kopon Airdo
Lockridge Grindal
McDermott Will
Michael Best
Morgan Lewis
Morvillo Abramowitz
Much Shelist
Nelson Mullins
O'Melveny & Myers
Petti & Briones
Polsinelli
Seyfarth Shaw
Sheppard Mullin
Sidley Austin

The U.S. Government Accountability Office has uncovered $2.3 billion worth of unpaid anti-dumping and countervailing duties, which experts say will amplify persistent calls for a robust trade enforcement strategy, even if relief is a long way off.

4 Things To Watch As New Truck Emissions Regs Get In Gear

The Obama administration's newly finalized regulations aiming to curb greenhouse gas emissions from the nation's trucking fleet will push owners, operators and manufacturers toward new efficiency goals through a mix of heightened standards and incentive provisions. Experts identified four things to keep an eye on as the ambitious new regulations are rolled out and implemented over the next decade.

Struggling ACA Can Take Cues From Past Medicare Woes

The Affordable Care Act's current struggles resemble previous turbulence experienced by private Medicare and Medicaid plans that are now on solid ground, according to experts who say the ACA can benefit from that past experience.

BANKING & SECURITIES

SEC's Investor Advocate Praises Proposed Audit Rules

The U.S. Securities and Exchange Commission's Investor Advocate sent a letter Monday encouraging the Public Company Accounting Oversight Board to move forward with proposals to require auditors to highlight complex and challenging matters in their reports.

ENERGY & ENVIRONMENTAL

Enviros, Industry Groups Clash Over New EPA Ozone Rules

Challengers of the U.S. Environmental Protection Agency's tighter national ozone limits lobbed legal shots at each other in the D.C. Circuit Wednesday, with environmental groups claiming industry groups are recycling rejected arguments against tougher standards and industry groups saying assertions that the new standards aren't strong enough are meritless.

Mass. Top Court Nixes Ratepayer Subsidies For Pipelines

Massachusetts' top court on Wednesday nixed a rule allowing state utility regulators to review and approve ratepayer-backed subsidies for new gas pipeline construction, saying it undermined the state's electricity deregulation laws by shifting the financial risk of pipeline projects onto consumers.

HEALTH & LIFE SCIENCES

CMS Beats Hospitals' Suit Over Uncompensated Care Pay

A D.C. federal judge cleared the Centers for Medicare and Medicaid Services on Wednesday of allegations that it improperly calculated the amount nine hospitals in New York, Florida and Minnesota should be reimbursed for uncompensated care in 2012 by basing its Medicare calculations on a vacated rule.

INSURANCE

Pols Urge End To EU 'Discrimination' Against US Insurers

As talks between the U.S. and European Union continue to unfold over the equivalence of both sides' insurers and reinsurers in the marketplace, a pair of House committee members Wednesday expressed concern over "discrimination" against American businesses they said was created by new EU regulations.

COMPETITION

Squire Patton Boggs
Stearns Weaver
Steptoe & Johnson LLP
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FanDuel Inc.
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Frontier Communications Corporation
Gawker Media LLC
Gerchen Keller Capital LLC
Google Inc.
Henry Schein, Inc.
HuffingtonPost.com LLC
Hulu LLC
Humana Inc.
IMF Bentham Ltd.
International Association of Defense Counsel
Internet Corporation for Assigned Names and Numbers

Menendez Urges 3rd Circ. To Reconsider Corruption Charges

U.S. Sen. Bob Menendez, D-N.J., has called on the full Third Circuit to revisit a decision upholding charges he unlawfully assisted a Florida eye doctor in exchange for gifts and political contributions, arguing the ruling improperly permits consideration of a lawmaker's motive in evaluating whether legislative acts are constitutionally protected.

PRIVACY & CONSUMER PROTECTION

Peter Thiel Wrong About 'Revenge Porn' Bill, Lawmaker Says

The federal lawmaker behind a bill that would criminalize “revenge porn” rejected on Tuesday tech entrepreneur Peter Thiel’s suggestion that the legislation was designed specifically for his controversial legal campaign against Gawker Media.

PRODUCT LIABILITY

FDA Guidance Partially Undone In Tobacco Labeling Suit

A D.C. federal court on Tuesday vacated part of the U.S. Food and Drug Administration's revised procedures for the approval of certain tobacco products, saying that a premarket approval requirement for label changes is prevented by federal law.

GOVERNMENT CONTRACTS

DOD Has Hard Time Distinguishing Everyday Spending

The U.S. Government Accountability Office may want the Pentagon to better distinguish its reporting on day-to-day spending, but the defense agency has a hard time doing just that, consistently spending more than what Congress authorized, according to a GAO report published Tuesday.

White House To Let Domain Name Contract Expire

The Obama administration said Tuesday that plans to privatize the internet’s domain name system will move forward, committing to letting a contract for the government’s stewardship expire and to transfer sole American control over internet address and domain name management to the global multistakeholder community.

DOD Eases Small Biz Subcontract Reporting Requirement

The U.S. Department of Defense has issued a new deviation from federal acquisition rules, easing the requirement for defense contractors to issue small business subcontracting reports, among other tweaks to subcontract reporting requirements.

INTERNATIONAL TRADE

Agencies Harmonize Docs For Defense, Dual-Use Exports

The U.S. Department of State and the Bureau of Industry and Security issued a pair of complementary final rules Wednesday amending the International Traffic in Arms Regulations, bringing an ITAR export report form in line with BIS’ Export Administration Regulations and making several other ITAR-related clarifications.

US Releases 1st-Ever Status Report On Peruvian Timber

A significant portion of a timber shipment from Peru to the U.S. last year was not compliant with the South American nation’s laws, regulations and other requirements on the harvest and trade of timber products, according to the results

Ion Media Networks Inc.
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McGraw Hill Financial Inc.
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Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
European Securities and Markets Authority
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration

of a first-of-its-kind report published Wednesday.

TAX

UK Proposes Tough Penalties For Tax Avoidance Enablers

The U.K. government on Wednesday proposed stiff penalties for banks, lawyers and accountants involved in creating, marketing and facilitating tax-avoidance schemes that are defeated in British courts.

IRS Urged To Define CPA In Co-Employer Regs

The American Institute of Certified Professional Accountants has told the IRS its proposed regulations for certified professional employer organizations do not define what exactly independent CPAs are, who represent such co-employers that handle companies' payroll.

Ill. Voters Could Save Money For Roads Via Ballot Measure

A group of transportation advocates and construction companies want Illinois voters to know that they will have the option of protecting funding for the state's transportation infrastructure this November, blocking the cash-strapped state from dipping into money meant to maintain highways when it needs to pay its bills.

Johnson, Tyco Ink $16.6B Inversion As Shareholders Balk

Shareholders for Johnson Controls and Tyco International PLC approved their $16.6 billion corporate inversion Wednesday, the day after a putative class of shareholders objected with a federal suit over the terms of the deal.

Fla. Counties' Rail Bond Suit Against DOT Stays On Track

A D.C. federal judge on Tuesday kept alive most claims brought by two Florida counties against the U.S. Department of Transportation's approval of a $1.75 billion bond offering for the All Aboard Florida rail project, but tossed one of the counties' Internal Revenue Code section-related claim.

NATIVE AMERICAN

SD Inks Tax Collection Deals With Three Tribes

South Dakota has finalized tax agreements with three tribes under which the state's revenue department will collect sales, use and excise taxes on the tribes' behalf to enforce tax laws, according to a statement Wednesday.

Texas Seeks To Shut Down Tribe's Electronic Bingo

The state of Texas on Monday told a federal court that the Alabama-Coushatta Tribes of Texas are in violation of a 2002 court-ordered block on gambling and that the tribe's electronic bingo games that have been operational since May are illegal.

TELECOMMUNICATIONS

Univision Urges FCC To Protect UHF Ownership 'Discount'

Univision was one of several broadcasters lobbying the Federal Communications Commission to at least retroactively safeguard their ultra high frequency station ownership stake "discount" as the agency mulls how UHF stations are treated under a regulation that caps nationwide market share, according to an ex parte filing Monday.

EXPERT ANALYSIS

Fuel Tax Law Creates Big Leak In Aviation Trust Fund

The 2006 "fuel fraud law" has reportedly cost the Aviation Trust Fund — an

Federal Communications Commission
Federal Reserve System
Food and Drug Administration
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Monetary Fund
National Highway Traffic Safety Administration
National Institutes of Health
National Telecommunications and Information Administration
Office of the U.S. Trade Representative
Securities and Exchange Commission
Small Business Administration
Texas Attorney General's Office
U.S. Agency for International Development
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court

important source of finance for airport improvements — between $1 billion and $2 billion per year, if not more. At this rate of decreased revenue, the Federal Aviation Administration faces a serious impediment in the upcoming years as airport, airline and consumer demands put pressure on the aviation industry, says Rachael Wallace of Cozen O'Connor PC.

New Biz Continuity Obligations For Investment Advisers

A U.S. Securities and Exchange Commission rule recently proposed makes it important for investment advisers to implement measures to protect client interests from being placed at risk as a result of a business disruption or transition. However, there is no one-size-fits-all strategy to addressing business continuity planning, say attorneys with Bracewell LLP.

Marijuana Status Quo Maintained: What's Next?

With its reaffirmation of marijuana's Schedule I status the U.S. Drug Enforcement Administration took two additional actions: clearing the way for additional medical marijuana research studies and clarifying the limitations and regulations involving hemp production and distribution. Bob Morgan at Much Shelist PC explains how these decisions impact the legal and health care industries and what to expect in the coming months and years.

The Shifting Junction Of Trade Secret Law And Noncompetes

While trade secrets are currently gaining greater protection, noncompetes are facing greater scrutiny. David Almeling and Tony Beasley of O'Melveny & Myers LLP explore this changing intersection of law, and explain how direct protection for trade secrets is waxing, while indirect protection in the form of noncompetes may be waning.

Beware The 'Standard' Mediation Confidentiality Agreement

There are several risks involved with signing a "standard" mediation confidentiality agreement, both to your clients and to yourself. Once you recognize these risks, you will never sign a standard MCA again, at least not without a lot of thought and a lot of disclosures to your client, says Jeff Kichaven of Jeff Kichaven Commercial Mediation.

LEGAL INDUSTRY

Dorsey Backs Away From Controversial Shkreli Invite

Days after Dorsey & Whitney LLP announced that the polarizing former Turing CEO Martin Shkreli would headline an upcoming firm event, it abruptly rescinded the invitation on Wednesday, citing the scandal surrounding the pharmaceutical bad boy.

How Firms Are Finding Success In The Midwest

As rent and staffing costs on the coasts skyrocket, several BigLaw firms with a strong presence in the Midwest have quietly increased revenue and headcount, leveraging lighter costs to implement a lower-rate strategy that experts say allows them to stand out in a crowded legal market.

Litigation Powerhouse: Boies Schiller & Flexner

Throughout its 19-year history, Boies Schiller & Flexner LLP has garnered a reputation as a firm that excels at taking complicated cases to trial and has locked down major litigation victories for clients including Barclays and Oracle, earning it a place among Law360's Litigation Powerhouses.

Law Grad Employment Rate Flat, Salaries Up, Report Says

The employment rate for members of 2015 law classes remained at the same rate seen by 2014 graduates while average salaries for new hires from the class of 2015 saw modest gains from the previous year, according to a report released Wednesday.

GCs Giving Firms More Work, But Atty Friction Continues

With in-house legal teams continuing to increase the amount of work outsourced to firms, it would seem that the working relationship between general counsels and outside attorneys is a happy one, but that is far from the case, according to an International Association of Defense Counsel survey released on Wednesday.

Litigation Financing Forced Into The Light By Chevron Case

A California judge's decision to force attorneys to say who is funding their $1.5 billion proposed class action against Chevron over a Nigerian offshore rig explosion has the potential to force the burgeoning and secretive industry of litigation funding out of the shadows, experts say.

Rainmaker Q&A: Morvillo Abramowitz's Jeremy Temkin

Some lawyers will promise potential clients unrealistic results and create a situation where the client is almost certain to be disappointed later. While sugar-coating might help land the matter, I'd rather be candid with the potential client even if it makes the relationship less likely, says Jeremy Temkin, a partner at Morvillo Abramowitz Grand Iason & Anello PC.

Rainmaker Q&A: Keker & Van Nest's Ashok Ramani

When I first made partner, I had this quaint notion that results and reputation speak for themselves, and that clients will find you if you do good work and have a good reputation. While results and reputation are of course critical, clients have so many demands on their time that it's important to stay top of mind, says Ashok Ramani, a partner at Keker & Van Nest LLP.

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American International Group Inc.
American Trucking Associations Inc.
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Apple Inc.
Avalere Health LLC
BDO USA LLP
Barclays PLC
Broadcom Corporation
Burford Capital LLC
CIGNA Corporation
CenturyLink Inc.
Chevron Corporation
Computer & Communications Industry Association
Conservation Law Foundation
Deloitte Touche
DraftKings Inc.
Engie
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Facebook
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Fireman's Fund Insurance Co.
Fox Entertainment Group
Frontier Communications Corporation
Gerchen Keller Capital LLC

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Methodist Hospital System
Montefiore Health System Inc.
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Mount Sinai Hospital
Murray Energy Corp.
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Netflix Inc.
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Oracle Corporation
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Sierra Club
TYCO International Ltd.
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U.S. Chamber of Commerce
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Vascular Solutions Inc.
Verizon Communications
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Zeughauser Group LLC

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Internal Revenue Service
Government Accountability Office
U.S. Department of the Treasury
U.S. Supreme Court
Federal Communications Commission
Securities and Exchange Commission
U.S. Department of Health and Human Services
European Commission
Food and Drug Administration
Office of the U.S. Trade Representative

U.S. Department of Defense
U.S. Environmental Protection Agency
U.S. Senate
Alabama-Coushatta Tribe of Texas
Bureau of Industry and Security
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Securities and Markets Authority
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Reserve System
Illinois Supreme Court
International Monetary Fund
National Highway Traffic Safety Administration
National Institutes of Health
National Telecommunications and Information Administration
Small Business Administration
Texas Attorney General's Office
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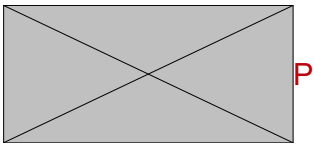
From: Public Policy Law360
Sent: Thur 9/6/2018 8:02:58 AM
Subject: Kavanaugh Tells Senate Kozinski Allegations A 'Gut Punch'



PUBLIC POLICY.

Thursday, September 6, 2018

TOP NEWS

Kavanaugh Tells Senate Kozinski Allegations A 'Gut Punch'

D.C. Circuit Judge Brett Kavanaugh denied he had any knowledge of the allegations of sexual misconduct by former Ninth Circuit Judge Alex Kozinski and defended some of his contentious opinions during his sprawling first day of testimony before the Senate Judiciary Committee Wednesday, in a major test of his bid for the U.S. Supreme Court. Read full article »

Analysis

Kavanaugh's Gun, Abortion Replies Show Fealty To History

History and tradition loom large for D.C. Circuit Judge Brett Kavanaugh in deciding cases, the jurist said Wednesday in answering hours of questions from the Senate Judiciary Committee on abortion and gun rights as he seeks the U.S. Supreme Court seat of retired Justice Anthony Kennedy. Read full article »

Analysis

DACA Recipients Should Hold The Applause On Recent Ruling

In the wake of a Texas federal court ruling last week, the Deferred Action for Childhood Arrivals program remains intact while a lengthy trial and appellate process plays out, but the judge's recent statements mean beneficiaries and their employers shouldn't celebrate just yet. Read full article »

Texas Judge Promises Quick Decision On ACA's Fate

A Texas federal judge said Wednesday that he'll soon issue a ruling on whether the Affordable Care Act will sink or swim, after a hearing in which 20 Republican-led states argued the ACA's individual mandate doesn't pass constitutional muster and the entire law should be struck down. Read full article »

Proposed SALT Rules Don’t Affect Biz Deductions, IRS Says

Treasury and the Internal Revenue Service said Wednesday that business owners who make payments to nonprofits in exchange for a state tax credit and a federal deduction can continue to do so, and deduct the payments as a business expense. Read full article »

Russia Probe Kept Out Of Manafort's Second Trial

A D.C. federal judge on Wednesday granted the request from President Donald Trump’s former campaign chairman Paul Manafort that mention of the federal government’s probe into potential collusion between Russia and the campaign be excluded from his upcoming second criminal trial. Read full article »

BANKING & SECURITIES

Senate Confirms Ex-Milbank Atty As SEC Commissioner

The U.S. Senate on Wednesday confirmed a former Milbank Tweed Hadley & McCloy LLP corporate and securities law attorney nominated by President Donald

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Morgan Lewis
Morrison & Foerster
Morvillo Abramowitz
Munger Tolles
Nexsen Pruet
Nixon Peabody
Nutter McClennen
Ogletree Deakins
Orrick Herrington

Trump to a five-year term on the U.S. Securities and Exchange Commission by a vote of 85-14. Read full article »

CFTC Offers Alternative To Its International 'Overreach'

The chairman of the top U.S. derivatives regulator wants to stop a yearslong practice of agency “overreach” with regard to the global swaps market, calling the Obama-era guidelines outdated now that other countries have established their own rules. Read full article »

14 AGs Urge CFPB Not To Back Off Disparate Impact Liability

A coalition of Democratic attorneys general cautioned the Consumer Financial Protection Bureau on Wednesday against reading disparate impact liability out of the Equal Credit Opportunity Act, calling the legal theory a "critically important feature of antidiscrimination law" that's been backed by the courts and decades of regulatory interpretation. Read full article »

Galvin Fends Off Zakim In Mass. Secretary Of State Primary

Massachusetts Secretary of the Commonwealth William F. Galvin late Tuesday fended off his toughest challenge in more than two decades from Boston City Councilor Josh Zakim, all but securing what he said will be his final term as the state’s top securities enforcement official. Read full article »

ENERGY & ENVIRONMENTAL

Enviros Urge Judge Not To Freeze Clean Water Rule Decision

Environmental groups asked a South Carolina federal judge to reject the federal government’s request that he delay the effect of his ruling that cleared the way for implementation of Obama-era water regulations. Read full article »

HEALTH & LIFE SCIENCES

ACA Cost-Sharing Payments Mandatory, Claims Court Rules

The federal government owes a nonprofit health insurance cooperative $5.3 million in Affordable Care Act cost-sharing reduction payments, the Court of Federal Claims has ruled, finding that the payments are mandatory under the ACA despite Congress failing to appropriate specific funding. Read full article »

FDA Ordered To Finish Overdue Graphics For Tobacco Labels

A federal judge in Massachusetts ordered the U.S. Food and Drug Administration on Wednesday to finish designing full-color, graphic warning labels that were due seven years ago under a law mandating the ugly imagery of tobacco’s health consequences be placed on cigarette packs and advertisements. Read full article »

7th Circ. Mulls Lack Of State Action In Fetal Tissue Law Row

The Seventh Circuit had trouble diving into an appeal on Wednesday over an allegedly vague Indiana law prohibiting the sale or transfer of aborted fetal tissue, as it asked both the state university challenging the law and the prosecutors defending it why they didn't first pursue their case in state court. Read full article »

FDA Focus: What Morgan Lewis' Practice Chair Is Watching

Morgan Lewis & Bockius LLP's Kathleen Sanzo, leader of the firm's U.S. Food and Drug Administration practice, tells Law360 she's tracking food safety challenges, surging litigation against dietary supplement companies, new FDA policies on personalized-medicine devices and the agency's efforts to boost generic drugs. This is the latest in a series of interviews with FDA practice leaders. Read full article »

Texas Can't Enforce New Law Over Fetal Remains Disposal

A federal judge in Texas issued an injunction on Wednesday blocking Texas from implementing a new law that would require health care providers to bury or cremate

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Saul Ewing
Seyfarth Shaw
Siskind Susser
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Steptoe & Johnson LLP
Vinson & Elkins
Wachtell Lipton
Warner Norcross
White & Case
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CTIA
Campaign for Tobacco-Free Kids
Center for Biological Diversity
Chevron Corp.
Cigna Corp.
Consumer Federation of America
Cornerstone Research Inc.
Court of Arbitration for Sport
Defenders of Wildlife
Epic Systems Corp.
Facebook
Faculty Athletics Representatives Association
Federation Internationale de Football Association
Financial Industry Regulatory Authority Inc.
Global Automakers
Google Inc.
HomeAway Inc.
Immigrant Defense Project
Insight Venture Management LLC
Intel Corp.
Leadership Council on Legal Diversity
LinkedIn Corp.
Lyft Inc.
Mylan NV

fetal remains, holding it violates the due process and equal protection clauses of the 14th Amendment. Read full article »

MEDIA & ENTERTAINMENT

Facebook, Twitter Execs Tout Steps To Fight Fake News

Top executives of Facebook and Twitter testified before lawmakers Wednesday that their platforms are finding new ways to combat fake news and incentivize productive public discourse despite claims that big technology companies are drowning out conservative voices. Read full article »

TRANSPORTATION & INFRASTRUCTURE

Freight Railroad Group Seeks DC Circ. Redo In Amtrak Row

Freight railroads asked the D.C. Circuit to rehear its split ruling in July that reversed a lower court's ruling that a federal statute governing Amtrak's regulatory authority is unconstitutional, arguing that the ruling conflicts with precedent. Read full article »

Local Gov'ts Want In On Fight Over Fuel Economy Rollback

A coalition of local governments including those of New York, Chicago and Los Angeles has asked the D.C. Circuit for permission to participate in a challenge led by California to the U.S. Environmental Protection Agency's bid to revisit certain Obama-era greenhouse gas emission standards for cars and light trucks. Read full article »

REAL ESTATE

HomeAway Seeks To Enjoin NYC Short-Term Rental Rule

HomeAway.com Inc. urged a federal judge to bar New York City from enforcing a new ordinance requiring short-term rental platforms to hand over hosts' personal information while the court considers the vacation-rental website's privacy-based challenge saying the company and its customers will be irreparably harmed otherwise. Read full article »

EMPLOYMENT

House Lawmakers Float New Joint Employer Bill

U.S. House of Representatives lawmakers have announced that they have unveiled a bill that would make it so that just by licensing a trademark to a franchisee, it would not create a so-called joint employer status between the franchisee and the franchisor. Read full article »

COMPETITION

Kavanaugh Sidesteps Tough Questions On Merger Opinions

D.C. Circuit Judge Brett Kavanaugh during the second day of his confirmation hearings on Wednesday defended a pair of opinions he penned siding against the government on merger challenges, telling Sen. Amy Klobuchar, D-Minn., that both cases were were "very fact-specific." Read full article »

CYBERSECURITY & PRIVACY

Calif. Privacy Law Changes Sent To Governor's Desk

The first in what is expected to be a series of amendments to California's landmark privacy law is headed to the governor's desk, after state lawmakers gave their

National Collegiate Athletic Association
National Federation of Independent Business
Natural Resources Defense Council
New York Immigration Coalition
New York University
PHH Corporation
Scottrade Inc.
Southern Environmental Law Center
Stoneridge, Inc.
Texas Public Policy Foundation
Truth Initiative
Twitter Inc.
U.S. Chamber of Commerce
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California Attorney General's Office
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
European Central Bank
European Commission
European Securities and Markets Authority
European Union
Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Massachusetts Supreme Judicial Court
NAFTA
National Economic Council
National Labor Relations Board
National Railroad Passenger Corp.
New York Attorney General's Office

backing to adjustments that delay enforcement of the law by the attorney general and remove the requirement for individuals to notify the AG's office before filing lawsuits. Read full article »

AEROSPACE & DEFENSE

Top Armed Services Democrat Wants Lower Defense Spending

The top Democrat on the House Armed Services Committee suggested Wednesday he would try to bring down defense spending if Democrats retake the House, as senators confirmed Sen. James Inhofe, R-Okla., would lead the Senate Armed Services Committee following the death of Sen. John McCain, R-Ariz. Read full article »

INTERNATIONAL TRADE

Feature

The Biggest Trade Bombshells From Woodward's Trump Book

Excerpts of veteran investigative reporter Bob Woodward's forthcoming book paint a generally chaotic picture of the Trump White House, with some of the most colorful anecdotes centering on the administration's struggle to craft a cohesive message on trade policy. Here, Law360 rounds up all of Woodward's revelations about the internal trade battle. Read full article »

Auto Industry, Economists Warn Against Trump Trade Policy

Automotive and trade policy experts told a Senate panel Wednesday that the Trump administration's flurry of trade enforcement moves in recent months is driving too much uncertainty that raises serious questions about whether the White House's strategy will achieve its purported goal of leveling the global trading field. Read full article »

House Dems Slam Potential Trade Deal With Philippines

A group of House Democrats has urged U.S. Trade Representative Robert Lighthizer not to negotiate a trade deal with the Philippines, condemning the country's record of human rights abuses and anti-worker labor laws in a joint letter Tuesday. Read full article »

TAX

Kyl's Tax Experience Welcomed By Sen. Hatch

After being sworn in Wednesday to fill the seat left vacant by the death of Sen. John McCain, Jon Kyl was invited by Senate Finance Committee Chairman Orrin Hatch to work on tax overhaul matters. Read full article »

Sports Betting No Golden Ticket For NY, Research Group Says

A New York state nonprofit research group warned policymakers Wednesday about the pitfalls of thinking legalized sports betting will be a "golden ticket," arguing that revenue estimates should be conservative, tax rates should be competitive, funds to help problem gamblers should be increased and the potential negative consequences should be closely analyzed. Read full article »

IMMIGRATION

Immigrant Groups Slam Bill That Expands 'Crime Of Violence'

Immigrant rights organizations on Wednesday slammed a proposed bill that would expand the federal definition of a "crime of violence," saying the measure would put even documented immigrants at higher risk of arrest and deportation. Read full article »

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- Securities and Exchange Commission
- Texas Attorney General's Office
- Texas Health and Human Services Commission
- Texas Legislature
- U.S. Army
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of Transportation
- U.S. Department of Veterans Affairs
- U.S. Department of the Treasury
- U.S. Environmental Protection Agency
- U.S. House Committee on Energy and Commerce
- U.S. House of Representatives
- U.S. Senate
- U.S. Supreme Court

Challengers To Census Citizenship Query Push For Gov't Docs

A number of states and immigration organizations challenging the inclusion of a citizenship question on the 2020 census urged a New York federal court Tuesday to compel the federal government to release a number of documents that officials have sought to shield from view. Read full article »

Calif. Nears Win On Safety Funds In Sanctuary City Row

A California federal judge seemed poised Wednesday to find that the Golden State's refusal to share information with federal immigration enforcement officials wasn't a valid reason for the Trump administration to withhold federal public safety funding, but he also expressed doubts about whether he could extend that finding nationwide. Read full article »

Amish Couple Seeks To Nix Photo Requirement For Residency

An Amish couple on Wednesday sued the federal government in Indiana federal court over its policy requiring candidates seeking permanent residency in the U.S. to submit a photo of themselves with their applications, arguing that it is against their religious beliefs to have their photos taken. Read full article »

TELECOMMUNICATIONS

FCC Sets Deadline For Foreign Media Disclosures

Media outlets considered "agents" of foreign governments or political parties have until mid-October to disclose those relationships under the newly enacted defense authorization law aimed squarely at foreign influence from Russia-controlled organizations, the Federal Communications Commission said Tuesday. Read full article »

Changes To 911 And Cell Tower Rules Top FCC's Sept. Agenda

The Federal Communications Commission announced several items on the agenda for its Sept. 26 open meeting, including changing the way multi-line telephone systems allow users to call 911 and considering a ruling that would streamline infrastructure approval for giant cell towers. Read full article »

Rosenworcel Says Location Updates Vital For Mobile 911 Calls

Regulators and the communications industry must work together to ensure that accurate location data is attached to every 911 call from a wireless phone, FCC Commissioner Jessica Rosenworcel said at a Wednesday panel event on Capitol Hill. Read full article »

EXPERT ANALYSIS

EPA's Clean Energy Proposal: 6 Key Points

The U.S. Environmental Protection Agency's proposed Affordable Clean Energy rule, released last month, provides states with significant leeway on regulating electric power generation. This would likely mean substantial variations between states and even individual generating units, say Joel Beauvais and Stacey VanBelleghem of Latham & Watkins LLP. Read full article »

Confusion In Calif. Privacy Act's Anti-Discrimination Rule

A unique feature of the California Consumer Privacy Act is its provision that expressly prohibits businesses from discriminating against California residents for exercising their CCPA rights. It allows two exceptions, but both contain significant ambiguities, says Grant Davis-Denny of Munger Tolles & Olson LLP. Read full article »

Regulation Best Interest: The SEC Can't Please Everybody

The U.S. Securities and Exchange Commission has proposed a package of rules, including "Regulation Best Interest," that is intended to raise the standard of care for investment professionals. Based on a sampling of the multitude of comments to the

rule proposal, it is clear that the commission must weigh some bitterly opposed views about major details, say attorneys with Nutter McClennen & Fish LLP. Read full article »

What To Expect From NYC's New Ride-Sharing Regs

The New York City Council recently passed a series of laws aimed at regulating the city's ride-sharing services. However, they do not provide the clarity businesses and workers in the industry were hoping for, say Rich Meneghello and Melissa Osipoff of Fisher Phillips. Read full article »

LEGAL INDUSTRY

These 10 Firms Win Clients' Vote For Being 'Most Innovative'

General counsel and other top legal decision makers have identified the legal industry's biggest movers and shakers, pointing to the law firms they see as most innovative in a report released Wednesday. Read full article »

Interview

Law Firm Leaders: McGuireWoods' Tracy Walker

J. Tracy Walker IV took on the role of firmwide managing partner of McGuireWoods LLP at the end of 2017, after serving as the law firm's deputy managing partner of litigation. He has focused his practice on product liability, consumer class action matters and commercial litigation, achieving significant success representing major automakers. Read full article »

Series

NYC Brick & Mortar: Smaller Partner, Associate Offices

Law firms in New York have been shrinking the size of individual offices for both partners and associates over the past two years as part of a larger trend to take on smaller overall spaces. This is the third in a four-part series that looks at how law firms in New York are addressing the question of brick-and-mortar space. Read full article »

BigLaw Firm Finances Are Booming

The nation's largest law firms are on track to have their best collective financial year in close to a decade, according to a Tuesday report by Wells Fargo Private Bank's Legal Specialty Group. Read full article »

3 Dewey Execs Settle With SEC Over Law Firm's Collapse

The U.S. Securities and Exchange Commission has said former Dewey & LeBoeuf chairman Steven Davis and two other ex-Dewey staffers have agreed to settle civil fraud claims against them stemming from the law firm’s 2012 collapse. Read full article »

Batch Of Akin Gump Attys Leave To Launch New Moscow Firm

A group of now former Akin Gump Strauss Hauer & Feld LLP attorneys comprising roughly half the firm's Moscow office have decided to strike out on their own to form a new law firm based in the Russian capital in light of trans-Atlantic "geopolitical tensions," the group said Wednesday. Read full article »

FIFA Scores UEFA Lawyers To Fill Top Spots

FIFA this week netted two new high-ranking lawyers from the Union of European Football Associations, a spokesperson for the world soccer organization has confirmed. Read full article »

AI-Powered Doc Reading Biz Secures $50M In Funding

Artificial intelligence-driven contract analytics software company Kira Systems said on Wednesday that it has secured a $50 million minority investment from New York-based private equity firm Insight Venture Partners, marking the first outside fundraise for the company. Read full article »

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Covington & Burling
Crowell & Moring
Culhane Meadows
Dentons
Dewey & LeBoeuf
Epstein Becker Green
Faegre Baker
Fenwick & West
Fisher Phillips
Frankfurt Kurnit
Herbert Smith Freehills
Hogan Lovells
Jones Day
Latham & Watkins
Mayer Brown
McGuireWoods
Milbank Tweed
Morrison & Foerster
Morvillo Abramowitz
Munger Tolles
Nexsen Pruet
Nixon Peabody
Nutter McClennen
Ogletree Deakins
Orrick Herrington
Saul Ewing
Seyfarth Shaw
Siskind Susser
Skadden
Steptoe & Johnson LLP
Vinson & Elkins
Wachtell Lipton
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Withers

COMPANIES

Faculty Athletics Representatives Association
National Collegiate Athletic Association
Twitter Inc.
Washington Post Co.
AAR Corporation
Airbnb Inc.
American Academy of Pediatrics
American Association for Justice
American Cancer Society Inc.
American Civil Liberties Union
American Enterprise Institute
American Express Company
American Heart Association
Associated Press
Association of American Railroads
BTI Consulting Group Inc.
CTIA
Campaign for Tobacco-Free Kids
Center for Biological Diversity
Chevron Corp.
Cigna Corp.
Consumer Federation of America
Cornerstone Research Inc.
Court of Arbitration for Sport
Defenders of Wildlife
Epic Systems Corp.
Facebook
Federation Internationale de Football Association
Financial Industry Regulatory Authority Inc.
Global Automakers
Google Inc.
HomeAway Inc.
Immigrant Defense Project
Insight Venture Management LLC
Intel Corp.
Leadership Council on Legal Diversity
LinkedIn Corp.
Lyft Inc.
Mylan NV
National Federation of Independent Business
Natural Resources Defense Council
New York Immigration Coalition
New York University
PHH Corporation
Scottrade Inc.
Southern Environmental Law Center
Stoneridge, Inc.
Texas Public Policy Foundation
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GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
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Federal Communications Commission
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Department of Commerce
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
NAFTA
National Labor Relations Board
U.S. Senate
Army Corps of Engineers
California Attorney General's Office
Commodity Futures Trading Commission
European Central Bank
European Commission
European Securities and Markets Authority
European Union
Executive Office of the President
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Massachusetts Supreme Judicial Court
National Economic Council
National Railroad Passenger Corp.
New York Attorney General's Office
Office of the U.S. Trade Representative
Texas Attorney General's Office
Texas Health and Human Services Commission
Texas Legislature
U.S. Army
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. House of Representatives

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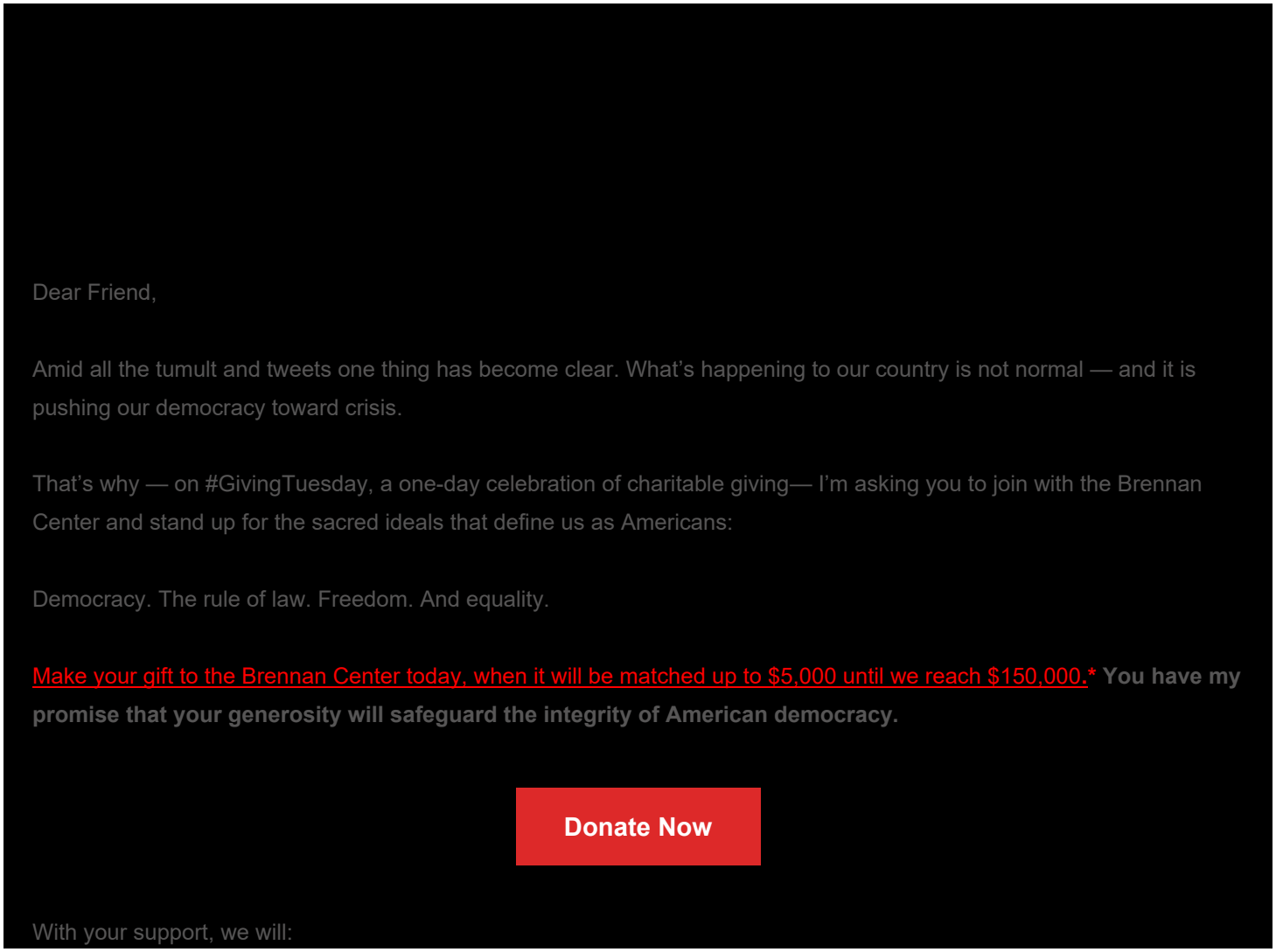
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Michael Waldman
Sent: Tue 11/28/2017 9:10:52 PM
Subject: FW: 2X match for democracy on #GivingTuesday

Last chance to have your #GivingTuesday gift for democracy doubled!



- Fight for solutions that will strengthen our election infrastructure and **protect us from threats like Russia's attack** on our elections
- Defend the right to vote and **shut down the Trump administration's sham "voter fraud" commission**
- Support criminal justice reforms that will **reverse mass incarceration** while helping to keep communities safer
- Continue to **block the administration's unconstitutional travel ban** in court

Our democracy is resilient, but it needs the strongest defense to withstand attack. Please make your gift right now, when it will have twice the power to protect the values we cherish.

Sincerely,

Michael Waldman
President

Match My Gift

* Gifts of up to $5,000 qualify for matching if they are made before December 31, up to a total of $150,000 for the campaign. Gifts received after that date or in excess of those limits will still be used for our general fund to help protect democracy.

The Brennan Center for Justice at NYU School of Law is a nonpartisan law and policy institute that seeks to improve our systems of democracy and justice.

Part think tank, part advocacy group, part cutting-edge communications hub, we work to hold our political institutions and laws accountable to the twin American ideals of democracy and equal justice for all.

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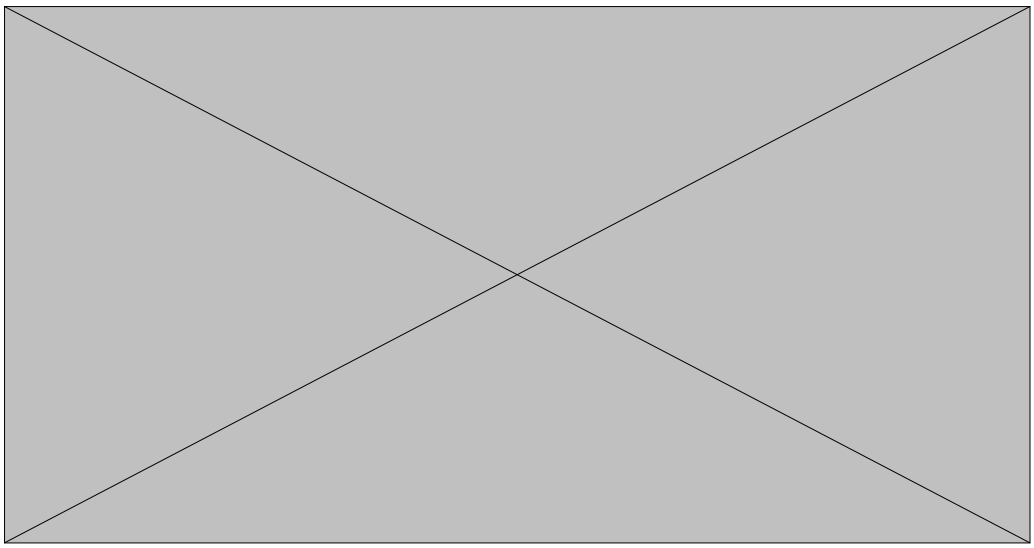
Sent: Thur 2/7/2019 11:05:15 AM
Subject: Trump Touts Border “Crisis” and Takes on Mueller

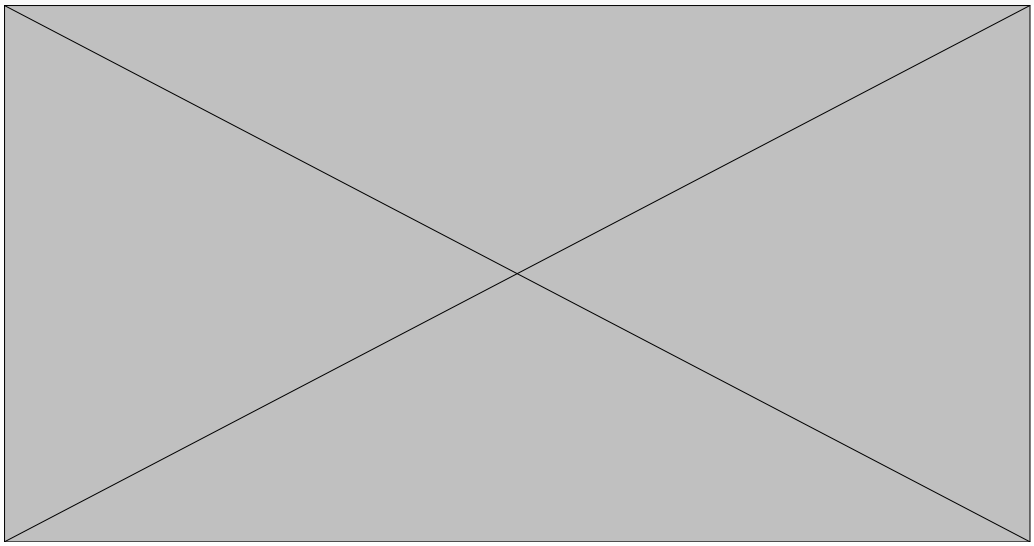
Plus, House Hearings Begin for Historic Anti-Corruption Bill



Trump Touts Border "Crisis," Takes on Mueller in State of the Union Address

As he’s done in the past, Trump contorted facts about crime and immigration, potentially part of building a case for an eventual national emergency. And he touted the bipartisan FIRST STEP Act, the first major criminal justice reform bill in decades.

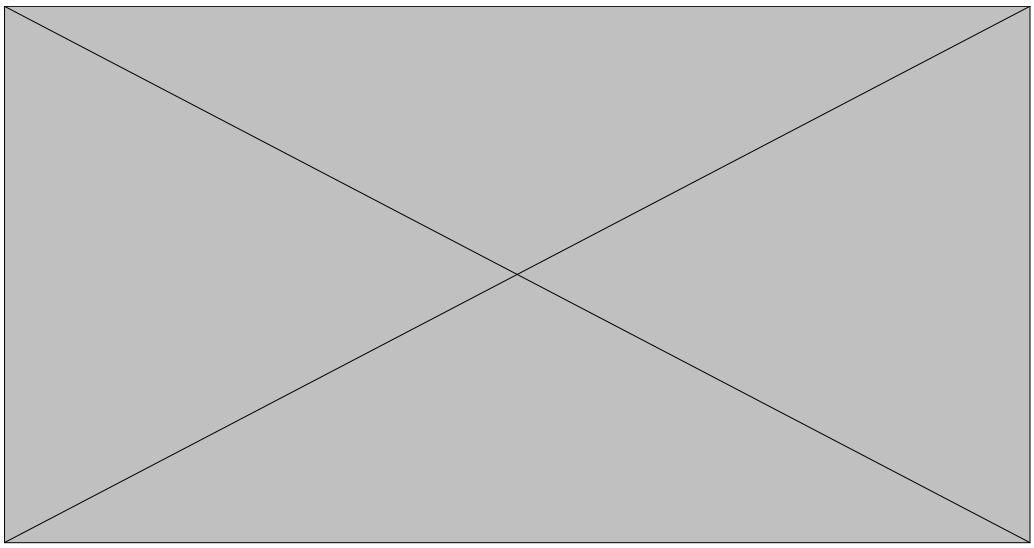
Our experts have the **key takeaways** from Tuesday’s televised address.



House Hearings Begin for Historic Anti-Corruption Bill

Tim Lau

The movement for reforming democracy entered a new phase as House Democrats began hearings on H.R. 1, the For the People Act — marking the first time in decades that either major political party has made reforming the systems of democracy a central priority. Brennan Center ethics expert Rudy Mehrbani testified this week on the bill's ethics provisions, legislation that would bring a new degree of accountability to Washington.



Trump Is Destroying His Own Case for a National Emergency

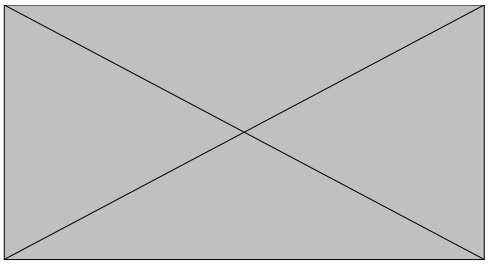
Liza Goitein

President Trump may think he looks more reasonable if he gives Congress plenty of time to act before declaring an emergency — but the truth is the exact opposite. By giving Congress time to definitively establish its unwillingness to fund the border wall, Trump loses any legitimate justification for emergency action.

FAIR MAPS

Vast Majority of Wisconsinites Back Redistricting Reform

Tim Lau



VOTER FRAUD MYTH

There's Good Reason to Question Texas' Voter Fraud Claims

Sean Morales-Doyle, Rebecca Ayala

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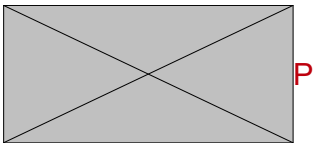
Sent: Fri 8/24/2018 8:23:42 AM
Subject: Sessions' Future Uncertain After Trump Trashes Him On TV



PUBLIC POLICY.

Friday, August 24, 2018

TOP NEWS

Sessions' Future Uncertain After Trump Trashes Him On TV

Jeff Sessions' future as U.S. attorney general came into question Thursday after President Donald Trump said on Fox News that Sessions "never took control" of the U.S. Department of Justice and claimed the agency is skewed in favor of the Democratic party, drawing mixed responses from Republican senators. Read full article »

Kavanaugh Sits Down With GOP Holdout Murkowski

After a high-stakes meeting with D.C. Circuit Judge Brett Kavanaugh on Thursday, Sen. Lisa Murkowski, R-Alaska, kept mum on whether she will support his nomination to the U.S. Supreme Court. Read full article »

No Mention Of Kavanaugh In Unsealed Starr Leak Report

The White House gloated Thursday after U.S. Supreme Court nominee D.C. Circuit Judge Brett Kavanaugh was not mentioned in a report unsealed by the National Archives investigating alleged leaks by Independent Counsel Ken Starr's office during the Clinton-Lewinsky scandal in the late 1990s. Read full article »

IRS Proposes Killing SALT Cap Workarounds

The IRS proposed on Thursday to disallow states' attempts to work around the $10,000 cap on state and local tax deductions by using charitable funds residents could donate to in exchange for a state tax credit and a federal deduction, while also limiting deductions for charity donations in which the taxpayer gets a state tax credit. Read full article »

Disney Rejects $260M Tax Break Before Minimum Wage Vote

Citing an unprecedented and counterproductive level of animus, the head of Disneyland Resort in California has asked the city of Anaheim to terminate over $260 million in tax incentives for a new 700-room hotel, weeks before a referendum that would raise the minimum wage for tax subsidy recipients. Read full article »

Feature

Bleak Prospects For Cabbies' Challenges To Uber, Lyft Regs

Taxicab companies and drivers claiming cities and municipalities are trampling their constitutional rights by carving out separate rules for ride-hailing services like Uber and Lyft are fighting a losing battle in court, experts say, after the Third Circuit recently joined other circuits in saying the local regulations were justified. Read full article »

LEGAL ETHICS & MALPRACTICE

ACLU Wins Pause Of Speech Limits For Court Support Staff

A D.C. federal judge has granted a request by the American Civil Liberties Union for a preliminary injunction against rules blocking the federal court system's

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Brown Winick
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Cooper & Kirk
Covington & Burling
Davis Polk
Dentons
Eckert Seamans
Eversheds Sutherland
Fink + Associates Law
Gibson Dunn
Hirschfeld Kraemer
Holland & Knight
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King & Spalding
Kirkland & Ellis
Landye Bennett
Leone & Alberts
Marc J. Bern & Partners
McCarter & English
McDermott Will
Miller & Chevalier
Morris Nichols
Morrison & Foerster
Napoli Shkolnik
O'Melveny & Myers

administrative employees from expressing support for political parties or donating to political campaigns — a move the ACLU says does not bode well for the government in the case. Read full article »

WHITE COLLAR

Calif. Rep., Wife Plead Not Guilty To Campaign Fund Misuse

A Republican congressman from California and his wife pled not guilty Thursday to charges they used more than $250,000 in campaign funds to pay for personal expenses including family vacations, dental work and private school tuition for their children, according to California federal court records. Read full article »

Indicted Russian Firm Leaps Into Contempt-Order Appeal

A Russian firm charged with influencing the 2016 presidential election in Donald Trump's favor has asked the D.C. Circuit for permission to jump into a separate contempt case against an aide for Trump confidant Roger Stone, saying that both cases call into question the constitutionality of Special Counsel Robert Mueller's job. Read full article »

ENERGY & ENVIRONMENTAL

Green Groups Ask High Court to Review Border Wall Decision

Conservation groups on Thursday asked the U.S. Supreme Court to strike down parts of an immigration law that they say has allowed President Donald Trump's administration to improperly evade environmental reviews of its controversial plans to build more walls along the nation's border with Mexico. Read full article »

States Urge Nationwide Injunction For EPA, Corps Water Rule

Louisiana, Mississippi and Texas on Wednesday asked a Texas federal judge to impose a nationwide injunction on the implementation of an Obama-era water rule that the Trump administration is in the process of rolling back. Read full article »

Coast Guard Sued Over Enbridge Pipeline In Great Lakes

Two environmental groups hit the U.S. Coast Guard with a complaint in Michigan federal court Wednesday, saying Enbridge Energy's pipeline through the Straits of Mackinac should be shut down because the service isn't adequately prepared for an oil spill in the Great Lakes. Read full article »

Pa. Court Won't Broadly Ax Notification Rules For Frackers

A Pennsylvania state court on Thursday refused to throw out controversial new rules on hydraulic fracturing that an industry group claimed created an improper pre-permitting regime that exceeded environmental regulators' statutory authority, but scaled back instances of when the rules would apply. Read full article »

SECURITIES

8th Circ. OKs FHFA's Fannie And Freddie 'Net Worth Sweeps'

An Eighth Circuit panel said Thursday that Fannie Mae and Freddie Mac shareholders can't block the Federal Housing Finance Agency's agreement to pay the Treasury Department a quarterly "net worth sweep" of the mortgage duo's profits, siding with other courts that have found the FHFA is within its authority. Read full article »

MEDIA & ENTERTAINMENT

Pa. Lottery's New Online Games Are Illegal, Casinos Say

A group of Pennsylvania casino operators sued the state lottery Wednesday, saying

O'Neill & Borges
Orrick Herrington
Paul Hastings
Pietrantoni Mendez
Proskauer Rose
Quinn Emanuel
Reed Smith
Robert & Robert PLLC
Seltzer Caplan
Sidley Austin
Thomas Coon
Williams & Connolly
Winston & Strawn

COMPANIES

American Arbitration Association
American Bar Association
American Civil Liberties Union
American Trucking Associations Inc.
Apple Inc.
Association of Corporate Counsel
Baker Hughes Inc.
Berry Petroleum Co.
Caterpillar Inc.
Center for Biological Diversity
Competitive Enterprise Institute
ConocoPhillips Co.
Defenders of Wildlife
Delaware State Bar Association
Delta Air Lines Inc.
Democratic National Committee
Dynegy Inc.
Enbridge
F-Squared Investment Management LLC
Fannie Mae
Freddie Mac
General Motors
GlaxoSmithKline
Halliburton Company
Huawei Technologies
JAMS Inc.
Ketchum Inc.
Linn Energy, LLC
Lyft Inc.
McDonald's Corporation
Mylan NV
National Wildlife Federation
Natural Resources Defense Council
New Balance Inc.

its new online games run afoul of laws that control "casino-style" products and infringe the exclusive right of slot machine licensees to conduct interactive gaming. Read full article »

INSURANCE

Detroit Mayor Says Mich. Insurance Law Is Unconstitutional

The mayor of Detroit filed suit in federal court on Thursday against the Michigan Department of Insurance and Financial Services, alleging the state's law requiring motorists to purchase no-fault auto insurance is unconstitutionally discriminatory because it has pushed premiums so high that it deprives low-income Michiganders of their ability to drive. Read full article »

REAL ESTATE

Calif. High Court Says Citizens Have A Say In Zoning Change

Residents in a San Francisco Bay Area city have the right to weigh in via a referendum on their city's plans to change zoning to accommodate a new hotel project, according to an opinion issued Thursday by the California Supreme Court that upheld an earlier Court of Appeals decision. Read full article »

EMPLOYMENT

NLRB's Pearce Biased, Groups Fighting Renomination Say

The Competitive Enterprise Institute along with several other free market groups sent a letter to President Donald Trump on Thursday, arguing that Democratic National Labor Relations Board member Mark Gaston Pearce is tainted by pro-union bias and shouldn't be renominated to the board. Read full article »

Mich. Restaurant Group Can't Block $12 Minimum Wage Vote

A split Michigan Court of Appeals dealt a blow to the business community on Wednesday, ruling that a restaurant industry group couldn't kill a proposed ballot measure to raise the minimum wage in the state to $12 an hour. Read full article »

CONSUMER PROTECTION

NY Regulator Updates Guidance On Bias In Auto Lending

The New York Department of Financial Services on Thursday released updated guidance for indirect auto lending by financial institutions and sales finance companies, aiming to remind the lenders that despite federal rollbacks on anti-discriminatory lending laws, they must still comply with New York State's Fair Lending Law. Read full article »

AEROSPACE & DEFENSE

Bolton Warns Russia On Election After Security Bill Stalls

National Security Adviser John Bolton said Thursday he has warned Russian officials against interfering in the November midterm elections, as another White House official signaled that administration concerns were likely at least a partial factor in an election security bill stalling in Congress. Read full article »

DOD Drops R&D Discussion Rule

The U.S. Department of Defense on Thursday formally pulled back its rule requiring major defense contractors to conduct a formal discussion with a DOD technical staffer before launching certain research and development projects, while also putting forward several other proposed acquisition tweaks. Read full article »

Nokia Corporation
Novartis AG
OTC Markets Group Inc.
Oculus VR LLC
Parker Drilling Company
Parx Casino
PepsiCo Inc.
Perry Capital LLC
Retrophin Inc.
Royal Dutch Shell PLC
Southern California Gas Co.
Tax Foundation
The Walt Disney Co.
Twitter Inc.
Uber Technologies Inc.
Volcano Corporation
Walt Disney Parks & Resorts Worldwide Inc.
ZTE Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
California Public Utilities Commission
California Supreme Court
Confederated Tribes of Siletz Indians
Consumer Financial Protection Bureau
Delaware Court of Chancery
European Union
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Housing Finance Agency
Federal Trade Commission
Internal Revenue Service
Michigan Department of Insurance & Financial Services
National Labor Relations Board
National Telecommunications and Information Administration
New York State Department of Financial Services
Pennsylvania Supreme Court
Pension Benefit Guaranty Corp.
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange

BANKRUPTCY

Puerto Rico Creditors Move To Halt Gov't Bank Restructuring

Unsecured creditors in Puerto Rico's historic debt overhaul filed court papers Wednesday to block the out-of-court restructuring of $4.1 billion in debt held by the island's Government Development Bank, saying the pending deal essentially strips the commonwealth of potentially valuable claims against the bank. Read full article »

IMMIGRATION

LA, SF Say New Grant Conditions Inhibit 'Sanctuary Cities'

The fight over the Trump administration's attempts to force so-called sanctuary cities to cooperate with federal immigration authorities or lose grant funding continued Wednesday with new California federal court lawsuits from Los Angeles and San Francisco challenging what they say are even more onerous requirements for the new fiscal year. Read full article »

Advocates Sue Trump Admin. For Denaturalization Docs

Muslim immigrant advocates sued the Trump administration on Thursday in D.C. federal court seeking the release of documents related to the federal government's efforts to identify misrepresentations in citizenship applications and denaturalize Americans. Read full article »

NATIVE AMERICAN

Siletz Tribe Says It Belongs In Chinook Suit Against DOI

The federally recognized Confederated Tribes of Siletz Indians of Oregon has told a federal judge it should be allowed to step into a suit by the Chinook Indian Nation against the federal government in regard to claims relating to the Chinook's efforts to get certain funds held in trust by the U.S. Department of the Interior. Read full article »

TELECOMMUNICATIONS

Toll-Free Texting Thrives Without New Regs, FCC Hears

The Federal Communications Commission should not step in to regulate text messages sent to toll-free numbers because the agency likely doesn't have jurisdiction over the services, the FCC heard Thursday. Read full article »

Trucking Group Says FCC Must Protect Car-To-Car Radio Tech

The American Trucking Associations has become the latest transportation-industry group to back plans to make radio-wave technology that helps vehicles "talk" to each other commonplace, as the Federal Communications Commission contemplates a plan to divvy up the spectrum dedicated to the innovation. Read full article »

Australia Bans Chinese Cos. From 5G Network For Security

Australia on Thursday banned Chinese telecommunications equipment makers Huawei and ZTE from supplying equipment for its pending next-generation 5G mobile networks, citing security concerns, following the lead of U.S. lawmakers who had earlier banned the two companies from federal contracting. Read full article »

EXPERT ANALYSIS

Del. Series LLC Changes Bring Clarity For Secured Lenders

Delaware recently passed amendments to the Delaware Limited Liability Company Act that enable a new type of series of an LLC known as a "registered series." The

Commission
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
World Trade Organization

changes address historical uncertainty among secured lenders seeking to perfect a security interest, say R. Jason Russell and Sean Sullivan of Morris Nichols Arsht & Tunnell LLP. Read full article »

Calif. Gas Storage Rules Impose New Burdens On Operators

In June, the California Conservation Commission adopted strict new regulations addressing the safety of underground natural gas storage facilities. Compliance with the rules' highly detailed data requirements may be a daunting process for natural gas operators in the state, say William Rice and James Bowe Jr. of King & Spalding LLP. Read full article »

Plan Sponsors Should Consider 401(k) Amendment

Pursuant to final regulations issued by the IRS in July, forfeitures under 401(k) plans can now be used to make qualified nonelective contributions and qualified matching contributions to 401(k) plans. This recent and welcome change may lower the yearly amount of contributions a plan sponsor must make from corporate assets, says Lori Atkin at Holland & Knight LLP. Read full article »

Brexit: Bracing For A No-Deal Scenario

Once considered the "cliff edge," the possibility of the United Kingdom exiting from the European Union without agreeing on a trade deal has moved from unthinkable to increasingly likely. Both sides are ramping up preparations for a no-deal scenario, which would have significant implications for businesses in all sectors, say attorneys with Baker McKenzie LLP. Read full article »

LEGAL INDUSTRY

Feature

GCs See Potential In Shaking Up Arbitration Fee Norms

The American Arbitration Association's recent introduction of an alternative fee arrangement option is a progressive step in making costs more predictable and simplifying budgeting for eligible cases, but it will take time to truly glean whether the move increases interest in the forum, according to general counsel and other legal professionals. Read full article »

Atty Reffing Napoli Bern Split Denies Quinn Emanuel Bias

The referee appointed to oversee a dispute in New York state court over the defunct firm Napoli Bern Ripka Shkolnik LLP, which was known for representing 9/11 workers, declined to step aside Wednesday, finding that his previous representation of Quinn Emanuel Urquhart & Sullivan LLP, the firm recently retained by Paul K. Napoli, does not make him partial. Read full article »

Ex-Shkreli Atty Taps Williams Heavy Hitter For Appeal

Former Katten Muchin Rosenman LLP attorney Evan Greebel has retained appellate lawyer Kannon Shanmugam of Williams & Connolly LLP to represent him in his appeal of his conviction for aiding "pharma bro" Martin Shkreli in defrauding drugmaker Retrophin Inc., Shanmugam announced Thursday. Read full article »

ConocoPhillips Names Baker Botts Atty As New GC

Houston-based energy giant ConocoPhillips has appointed a Baker Botts LLP corporate partner as its next general counsel, the company confirmed to Law360 on Thursday. Read full article »

Ex-W.Va. Supreme Court Justice Pleads Guilty To Wire Fraud

A recently retired West Virginia Supreme Court of Appeals justice pled guilty Thursday to a federal wire fraud charge connected to his personal use of a state-owned vehicle and gas credit card, according to the U.S. Attorney's Office for the Southern District of West Virginia. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Two solo practitioners won big on Wednesday, securing a $53 million jury verdict for their client in a breach of fiduciary duty suit and landing on this week's legal lions list,

while Barnes & Thornburg and Bowman and Brooke were among this week's legal lambs after a jury slammed their client Toyota with a nine-figure personal injury verdict. Read full article »

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Greeting of the day!

There are thousands of companies offering web related services that you could have chosen, and yet here we are, with an opportunity to earn your business. I cannot understate how much we appreciate being able to put this proposal in front of you today.

At Bipvaas SEO Marketing we believe in standing out. We stand out as a web design company by insisting on pushing the boundaries of website performance, and by delivering work of the highest quality on-time and on-budget.

Our mission to stand out doesn't stop with our internal goals. After all, our clients' satisfaction is what keeps our doors open, and helping you stand out is the best way to make sure you're completely satisfied. We're committed to helping your brand stand out in a crowded market, against a sea of hungry competitors.

I've included a lot of detail in this proposal, because I want to make it abundantly clear that Bipvaas SEO Marketing is the fastest growing web design company in business today. You'll find details regarding the functionality of your future website, our web design process.

To make things simple for you, allowing us to move forward with your web design project immediately.

Thanks and I look forward to working for you!

Andrew Mills
Web Manager

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Sent: Mon 2/8/2016 10:30:49 PM
Subject: [Marketing Mail] Ralston Reports -- Couple seeks class action against SolarCity for fraud, more

NEW BLOG POST

2.8.2016

This dispatch prepared for .

This is getting uglier. Details here.

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Sent: Thur 9/15/2016 4:48:28 PM
Subject: [Marketing Mail] Making mobile account opening seamless for customers and safe for banks-white paper

White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

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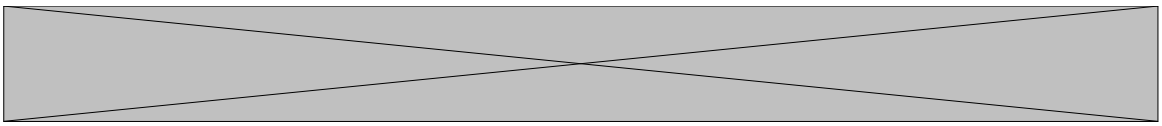


RISK MANAGEMENT

Taking a reading on D&O

Has D&O coverage hardened or softened, post crisis? Actually, it's more of an *evolution*, according to Travelers' Kristin Roger, chief underwriter. And what insurers expect from banks has evolved too. Read more

SOCIAL MEDIA

TD Ameritrade takes stock with social media

Banks. Compliance. Social media. Three concepts that sometimes don't mix so well. Yet Nicole Sherrod and TD Ameritrade have figured out how to mingle information, perspective, and even fun into an official social media stream. Read more

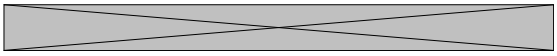
VIEWPOINT ON FRAUD

Banking's customer identity crisis

Phonies can perforate so many controls through technical stealth or social engineering. Is it time to filter through behavioral characteristics instead of simple identifying factors that can be gamed? Guardian Analytics' Craig Priess offers a view. Read more

ALCO MANAGEMENT

What's left on your HTM bucket list?



COMMUNITY BANKING

NOLs in acquisitions … simplified!

Jeff Gerrish warns bankers to be very sure what tax law will allow before they count on using net operating loss carryforwards after a merger. Read more

TALKING CREDIT

Survival advice for bank CEOs

Rule 1: Never kid yourself that you're doing it all, says Ed O'Leary. Read more

BANKING EXCHANGE CONFERENCES

InnoBank 2015 speaker stresses common sense responses to disruption

Everyone wants to be "cool," but community bank investor Joshua Siegel will urge listeners to tailor disruptive thinking to their own local realities. Join Siegel and other experts at InnoBank 2015, May 27-28, Atlanta. Read more

BANKING EXCHANGE MAGAZINE

Banking Exchange print/digital debuts

Banks continued to build their held-to-maturity securities portfolios to protect against rising rates, reports SNL Financial. However, growth slowed as institutions neared full compliance with regulations that influenced them to seek safety from swings in the market. Read more

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SNL REPORT

Restacking your ALCO blocks

Seeing potential changes in the rate cycle and stronger loan growth on the horizon, banks decreased the relative size of their bond portfolios in the fourth quarter and worked to shorten duration., according to SNL Financial. Read more

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WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter

Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins,

"Don't Operate Like A Bank" advises cover banker Josh Guttau of Iowa. Learn why he says so in our special report on industry disruption. Then peek inside Eastern Bank's bank lab; find out why the cloud may be more secure; scratch CRE's 7-year itch; get fair-lending compliance advice; and read the best up-front section in banking journalism today. Read *Banking Exchange* magazine

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Fed's Lael Brainard discusses economic status of Great Recession kids

Federal Reserve Board Governor Brainard spoke in detail today about the economic lives of "Generation Recession." She concluded:

"As the economic recovery continues to strengthen, it is important that we monitor the progress of young workers and their experience in the job market, their educational outcomes, their management of student debt, and their progress toward forming independent households and owning homes. Understanding the interaction of various economic pressures on young workers is the first step. The ultimate goal is to develop evidence-based policies and opportunities to support the generation that has come of age in the shadow of the Great Recession as they gain a foothold on the ladder to a better economic future." Read more

Human versus Avatar

Brett King, founder of Moven and bank futurist, keynotes InnoBank 2015, our new conference. In his *Breaking Banks*, King writes:

"You might think that trying to make technology more human is pointless or counterproductive—after all, the whole point of a human experience is that the human can think for himself, and surely that would provide the very best customer experience possible, right? Well, if you read Twitter feeds or Facebook status updates these days, you'll see there are plenty of human services experiences that go awry." Read more about *Breaking Banks*

FORWARD TO A FRIEND OR COLLEAGUE

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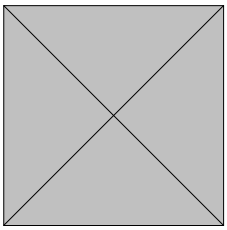
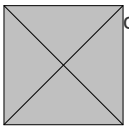


Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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Subject: Ralston Reports -- Morning Flash, 12/4/18

1.04.2018
This dispatch prepared for .

DAYS UNTIL FILING OPENS FOR THE 2018 GENERAL ELECTION: 60

DAYS UNTIL THE 2018 PRIMARY ELECTION: 159

DAYS UNTIL THE 2018 GENERAL ELECTION: 306

Good morning, everyone. The big news this morning is the AP report that Attorney General Jeff Sessions plans to unfetter U.S. attorneys to go after pot in states where it has been legalized. This comes, as The Indy's Michelle Rindels pointed out, the day after Nevada got a new interim U.S. attorney. Remember that Gov. Brian Sandoval seemed to imply during our IndyTalks a month ago that he met with Sessions last year and the AG seemed to offer reassurances that nothing would happen. (The governor did not say this explicitly, but that seemed to be his implication -- and several senators have said the same.) We will be getting reaction for The Indy – Michelle already has a story up -- but not sure we will get to the biggest story of all: The potential impact on Tick Segerblom's campaign contributions….

What's below: Dems attack SOS, Chris G's big score, Morning Flash nuggets and a trivia question about a casino purchase.

COMING UP

Speaking of U.S. attorneys, it looks like a former one (Greg Brower) is going to have to testify before the House Intel committee.

BARBS FOR BARBARA

My pal Steve Sebelius pointed out on Twitter on Wednesday that Democratic Secretary of State hopeful Nelson Araujo went after Barbara Cegavske for providing information to that federal voter fraud panel the president disbanded. (AG hopeful Aaron Ford and Rep. Dina Titus also went after her on the same topic.) Sebelius pointed out the SOS really had no choice but to provide public information.

He's right. I wrote about the controversy last year, allowing the SOS to explain. These reflexive partisan shots are silly and destructive. Maybe the Dems are arguing Cegavske should have stonewalled a public records request on some principle because the commission obviously was a joke stared because the president was upset about losing the popular vote? Really?

We hope to extensively fact-check this.

CHRIS G'S BIG HAUL

Some thoughts on the news release from the Chris Giunchigliani campaign announcing her $1 million haul – it's actually $800,000 plus $200,000 rolled over from her commission account.

----She told me last year she had to raise $1 million by the end of the year. It's pretty impressive, especially considering Steve Sisolak's amazing fundraising ability.

----I will be interested to see how much came from small donors and how much the Strip hedged its bets. I feel so badly for the casinos, having to hedge in the primary and then again in the general!
----I found it interesting in the RJ story, where she got a great headline, that Team Sisolak did not push back

by hinting it has so much more.

Game on, dear Flashees.

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 – We Matter in the Senate races.

Nugget No. 2 -- Harry's bill of goods on web gaming.

FAST FLASHES

Some stories are timeless.

Sheldon is all-in, Wolff books says.

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TRIVIA QUESTION OF THE DAY

This is the anniversary of the completion of a purchase this millennium of one family-owned casino by another family-owned casino company. What families and what casino?

Wednesday's winner: Henderson's Christopher Boyd

The question: This is the day in history, more than three decades ago, that a man was sworn into office. He had previously been a constitutional officer and lawmaker, and on this day was sworn into a new office. It would not be the last office he would hold. Who was it, and what office?

The answer: Harry Reid into the House

(As always, hat tip to William Lefkovics, my favorite historian.)

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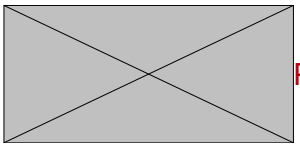
Subject: [Marketing Mail] House Authorizes National Cyber Security Center



PUBLIC POLICY.

Wednesday, May 17, 2017

TOP NEWS

House Authorizes National Cyber Security Center

The federal government could soon have a fully authorized cybersecurity center after the House of Representatives voted Tuesday to officially approve the existing National Computer Forensic Institute. Read more »

Senate Majority Whip Drops Out Of Running For FBI Head

U.S. Senator John Cornyn, R-Texas, on Tuesday said he has taken himself out of the running to serve as the next director of the FBI, one week after James Comey was ousted by President Donald Trump from the top spot at the agency. Read more »

Tech Giants Press Lighthizer To Liberalize Digital Trade Rules

A coalition of technology behemoths began making overtures to newly minted U.S. Trade Representative Robert Lighthizer on Tuesday, laying out their priorities for the country's digital trade policy, including loose data flow rules, balanced intellectual property provisions and a trimming of customs red tape. Read more »

Analysis

EPA Gets An Earful On Its Regulatory Reform Agenda

The U.S. Environmental Protection Agency's call for comments on its regulatory reform agenda prompted more than 60,000 submissions by Monday's deadline, drawing praise from supporters who say the agency could free businesses from burdensome regulations and outrage from critics who warn a regulatory rollback could endanger public health. Read more »

Analysis

Cybersecurity Fight Gets More Unified With Executive Order

The Trump administration issued an executive order last week instructing agencies to proactively assess cybersecurity risks and share threat information in order to better safeguard federal networks and infrastructure, a move that brings the government closer to an approach long embraced by the private sector and ramps up liability risks for companies that have yet to embrace the practices. Read more »

Analysis

New Audit Powers Mean New Liabilities For Partnership Reps

Forthcoming IRS regulations are expected to grant broad powers to those representing partnerships during audits, but these added capabilities could expose representatives to new risks, liabilities and potential misconduct claims from partners. Read more »

GOP Pushes To Keep Agenda On Track Amid Trump Turmoil

As Republicans in Congress have talked about pushing for major legislation on health care and tax reform, near-daily controversies emanating from the White House increasingly threaten to derail efforts at policy-making in the unified GOP government. Read more »

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COMPANIES

AT&T Inc.

Trio Of Dems Unveil Plan To Kill Congressional Review Act

Sens. Cory Booker and Tom Udall and Rep. David Cicilline on Tuesday introduced a plan to repeal the Congressional Review Act, which the three Democrats said Republicans are abusing to overturn regulations related to public health, the environment and consumer protections. Read more »

Immigration Bill Roundup: Cash For Wall, Authority For USCIS

Members of the 115th Congress took action on immigration-related bills in recent days that included measures that would redirect money from “sanctuary cities” to construction of a physical barrier along the nation’s southern border and that would reauthorize U.S. Citizenship and Immigration Services. Read more »

Krasner Snags Democratic Nod In Philly DA's Race

Civil rights attorney Lawrence Krasner is poised to take over as Philadelphia’s next district attorney after edging out six competitors vying for the Democratic nomination to replace the embattled R. Seth Williams in the wake of the federal bribery charges he was slapped with earlier this year. Read more »

BANKING & SECURITIES

Analysis

CFPB Prepaid Rule’s Escape Lifts Hopes For Arbitration Foes

The recent failure of Republican efforts to repeal the Consumer Financial Protection Bureau’s prepaid card rule has consumer advocates hopeful that they would be able to fight back any repeal efforts targeting the bureau’s potential limits on mandatory arbitration. Read more »

GOP Pol Outed Activist While Fundraising, Group Says

A Washington, D.C.-based government watchdog group on Tuesday accused a Republican congressman from New Jersey of violating political ethics rules for using a campaign donation letter to reveal the political leanings of a bank executive, who reportedly came under scrutiny from her employer and ultimately left her job. Read more »

ENERGY & ENVIRONMENTAL

EPA Submits Coal Jobs Analysis Plan Amid 4th Circ. Appeal

The U.S. Environmental Protection Agency on Monday laid out its plan for complying with a West Virginia federal judge's order to study the effect of the agency’s regulations on coal industry jobs, a directive sparked by a decision the EPA has appealed to the Fourth Circuit. Read more »

Va. Gov. Eyes Cap-And-Trade With Carbon Emissions Order

Virginia Gov. Terry McAuliffe on Tuesday inked an executive order directing state environmental regulators to craft rules that would limit carbon emissions from power plants and allow the state to establish a cap-and-trade program that can be linked with other states. Read more »

Calif. Cap-And-Trade Foes Take Fight To State Supreme Court

The California Chamber of Commerce asked the state Supreme Court on Monday to review an appeals court decision upholding the state's greenhouse gas cap-and-trade program, insisting that the auction revenues constitute an unauthorized tax. Read more »

Senate Dems Say EPA Pick's Lobbying Past Makes Her Unfit

Two Democratic senators are questioning the EPA about its recent decision to appoint an ex-lobbyist for an association of electric cooperatives to a leadership position, saying in a news release announcing a letter sent to the agency on Tuesday that she “appears to be unable to perform virtually any of the duties of the job due to her ethics conflicts.” Read more »

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GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Department of Finance
California Environmental Protection Agency
California State Board of Equalization
Commodity Futures Trading Commission

Enviros, Union Want Trump's 2-For-1 Regs Order Sunk

The Natural Resources Defense Council and other public interest groups on Monday asked a Washington, D.C., federal judge to strike down President Donald Trump's executive order mandating that executive agencies eliminate two regulations for every new one, saying it's unconstitutional. Read more »

HEALTH & LIFE SCIENCES

Analysis

Legislation Could Ease Litigation On Fla. Medical Pot Laws

Legal experts expect litigation over the implementation of Florida's recently passed constitutional amendment expanding medical marijuana, but they say hope remains that state lawmakers, despite failing to pass bills to establish rules for the industry in their recently ended session, may yet reach such an agreement, which could mitigate some lawsuits. Read more »

MEDIA & ENTERTAINMENT

NJ Rep. Urges Solicitor General To Back Sports Betting Bid

New Jersey Rep. Frank Pallone urged the acting U.S. solicitor general on Tuesday to throw his weight behind the state's petition to the U.S. Supreme Court in a case against the National Collegiate Athletic Association and major sports leagues challenging a federal law that blocks most states from authorizing sports betting. Read more »

TRANSPORTATION & INFRASTRUCTURE

Senate Approves Trump Transportation Undersecretary

President Donald Trump will soon have his No. 2 officer at the U.S. Department of Transportation after a close Senate vote confirmed Kirkland & Ellis LLP partner Jeffrey Rosen to be the deputy secretary. Read more »

EMPLOYMENT

Calif. Asks 9th Circ. To Reverse Bias Ruling, $1.4M Award

California agencies and law enforcement groups asked a Ninth Circuit panel Tuesday to revoke a $1.4 million award to a Mexican citizen who won his suit over a question on a correctional officer job application about past use of an invalid Social Security number, arguing the question didn't violate Title VII. Read more »

Golf Course Manager Hits NJ Agency With Wage Bias Suit

The female manager of a golf course run by the Middlesex County Improvement Authority has launched a gender-based, wage discrimination lawsuit against the agency in New Jersey state court alleging that male golf course managers have been paid around $30,000 more than her annually for doing similar jobs. Read more »

GOVERNMENT CONTRACTS

Federal Grant Recipients Get Extra Year To Update Policies

Nonfederal entities that receive grants or other federal financial assistance will get an extra year to comply with a sweeping overhaul of oversight and administration of those financial awards, the White House announced on Tuesday. Read more »

VA Proposes To Update Acquisition Regulation

The U.S. Department of Veterans Affairs on Tuesday issued a proposed rule to

Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
European Union
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Illinois General Assembly
Internal Revenue Service
National Institute of Standards and Technology
Rural Utilities Service
Securities and Exchange Commission
Small Business Administration
U.S. Department of Agriculture
U.S. Department of Homeland Security
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U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
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U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
World Trade Organization

update its acquisition regulation, intended to remove outdated material, incorporate new regulations and policies, and bring the regulation closer in line to the broader Federal Acquisition Regulation. Read more »

INTERNATIONAL TRADE

Ohio Dem Urges Trump To Take Even Harder Line On China

On the heels of a campaign that saw President Donald Trump repeatedly bash China's trade policies, Sen. Sherrod Brown, D-Ohio, on Tuesday suggested that the president was not being ambitious enough in his talks with Beijing, calling on the White House to widen its aperture in upcoming trade talks. Read more »

TAX

CPA Group Takes Up Trump's Call To 'Review' Tax Regs

The American Institute of CPAs on Tuesday gave the U.S. Department of the Treasury a list of what it considers burdensome tax regulations possibly worth scrapping as part of a review process initiated by President Donald Trump, recommending the agency cut Obama-era rules on transfer taxes, corporate inversions, stocks and more. Read more »

Ex-Illinois Rep. Told To Stop Tweeting About Tax Case

An Illinois federal judge warned former U.S. Rep. Melvin Reynolds on Tuesday that tweeting about his misdemeanor tax case is not appropriate, but not before Reynolds argued that prosecutors had behaved inappropriately themselves when they revealed the existence of his sex tapes in a court filing. Read more »

Calif. State Controller Floats Reforms For Tax Board

California's chief fiscal officer on Monday issued a policy draft aimed at steering the state's tax board toward "more ethical decision-making," a move that follows her call for major reform in the wake of a review that found operational inconsistences and questionable practices by board members. Read more »

Offshore Tax Suit Doesn't Block Collection, DC Circ. Told

Three taxpayers seeking to switch over to the IRS' new "streamlined" compliance program for unreported offshore income argued to a D.C. Circuit panel Tuesday that their lawsuit is not foreclosed by the Anti-Injunction Act's bar on pre-enforcement tax challenges, attacking the government's key defense in the case. Read more »

Ill. Dems Trot Out Nonbudget Ideas In End-Of-Session Rush

With just two weeks left in the Illinois General Assembly's spring legislative session, House Democrats injected three new ideas Tuesday into the mix of budgetary and nonbudgetary items lawmakers have been debating for months, all before the state slips into a third year operating under no budget. Read more »

TELECOMMUNICATIONS

FCC Details Rule Preempting Local Laws Over New Broadband

The FCC offered more detail on a proposal to preempt state and local laws pertaining to broadband infrastructure deployment, saying in the proposed rule published in the Federal Register on Tuesday that it's mulling everything from new contractor guidelines to utility record disclosure. Read more »

FCC Fights Sprint Challenge Of Data Services Deregulation

The Federal Communications Commission asked the D.C. Circuit Monday to toss an appeal brought by Sprint and Windstream challenging an FCC order deregulating pricing in the business data services market, saying the companies filed the appeal too soon. Read more »

PEOPLE

Ex-Federal Prosecutor, Obama Lawyer Joins Freshfields In DC

A former prosecutor who pursued fraud and financial criminals and did a stint in the White House as an adviser to President Barack Obama has moved to Freshfields Bruckhaus Deringer to advise companies and their top officials on global investigations and lawsuits, the firm said Tuesday. Read more »

EXPERT ANALYSIS

Trump Cybersecurity Order: Ambitious Goals, Tight Timelines

The Trump administration's first executive action on cybersecurity aims to jump-start cybersecurity risk management activities within the federal government and establish steps toward solving the aging federal information technology infrastructure. But with such short reporting deadlines, impacted agencies may not be able to undertake meaningful risk assessments and planning activities, say attorneys with Ropes & Gray LLP. Read more »

CHOICE Act's Potential Outsized Influence On The SEC

In addition to several big-ticket items, the newest version of the CHOICE Act also contains certain under-the-radar provisions that, collectively, could have a significant impact on U.S. Securities and Exchange Commission enforcement, says Daniel Chirlin of Walden Macht & Haran LLP. Read more »

Potential EB-5 Changes Ahead

The EB-5 program was originally set to sunset on April 28, 2017, but was recently extended as part of an omnibus spending bill. Though a clean extension has been issued, a flurry of proposals is being floated by members of Congress seeking to reform the EB-5 program, perhaps sooner rather than later, says Ali Brodie of Fox Rothschild LLP. Read more »

Solving The Legal Industry's Data Protection Breakdown

Most law firms today aren't using common security and data protection measures that other industries employ to protect sensitive data. Options like continuous data replication and backups have various pros and cons, but most importantly, law practices must understand the need for a two-tiered approach to data protection, says Jeff Ton of Bluelock LLC. Read more »

LEGAL INDUSTRY

Tips From A Judge On Becoming A Better Legal Writer

Attorneys who wish to improve their writing can revamp their approach to the task to create superior documents and enhance their credibility with judges, fellow lawyers and clients, a New York Supreme Court judge suggests. Read more »

Seyfarth Lays Off Lawyers And Staff Amid 'Shifting' Market

Seyfarth Shaw LLP said Tuesday it is laying off lawyers and staff members as a cost-cutting move after conducting a review of its business, shedding a reported 40 employees as the legal industry is mired in stagnant growth. Read more »

Analysis

BigLaw May See Wave Of Sex Bias Suits From Senior Partners

Proskauer Rose LLP recently became the latest BigLaw heavyweight to be rocked by a gender discrimination suit, a trend legal industry experts say will likely gain steam as female partners are emboldened to go public with claims of bias at their firms. Read more »

Attys Can Ethically Sell Future Fees To Nonlawyers, Prof Says

Allowing attorneys to sell their unmatured fees to nonlawyers would permit law firms and legal practitioners to more widely use a capital source that still complies with

current ethical restrictions on nonlawyer investment in the industry, according to a law professor. Read more »

Ex-Faruqi Partner Urges 2nd Circ. To Revive Commission Suit

A former Faruqi & Faruqi LLP partner told the Second Circuit on Monday that a New York district court did not fairly evaluate her claims before tossing her lawsuit seeking a cut of $4 million the firm had earned from litigating a settlement for clients she'd brought in, even though she'd left by then. Read more »

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: MeriTalk
Sent: Tue 12/11/2018 2:01:27 PM
Subject: State CIO Priorities for 2019 | Atlanta Ransomware Attackers Indicted and more...

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CIO

State CIO Priorities for 2019

NASCIO released its top technology priorities for 2019, which are determined via voting by forty-nine state CIOs.

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CYBERSECURITY

Atlanta Ransomware Attackers Indicted

A Federal grand jury in Atlanta has indicted two Iranian nationals for the March 2018 ransomware attack against the City of Atlanta. Faramarz Shahi Savandi and Mohammed Mehdi Shah Mansouri were charged with violating the Computer Fraud and Abuse Act.

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BROADBAND

Microsoft Expanding Rural Broadband Initiative

Microsoft announced that it plans to expand its rural broadband initiative, dubbed the Airband initiative, to reach an additional 1 million rural Americans.

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ELECTION SECURITY

Senate Committee Advances EAC Nominations

The Senate Rules & Administration Committee advanced two of President Trump's nominations to the Election Assistance Commission. The committee voted to advance the nominations of Benjamin Hovland and Donald L. Palmer out of committee.

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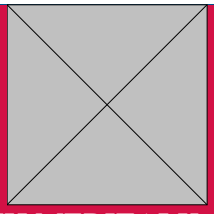

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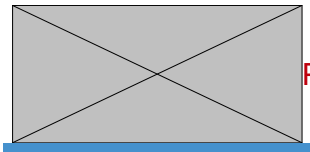
From: Public Policy Law360
Sent: Fri 6/9/2017 7:50:39 AM
Subject: [Marketing Mail] Trump's 'Let This Go' Request Half An Obstruction Case



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TOP NEWS

Analysis

Trump's 'Let This Go' Request Half An Obstruction Case

Fired FBI Director James Comey's account of President Donald Trump asking him to "let go" of an investigation into his former adviser's lies about contact with Russia could be evidence of obstruction depending on what else surfaces, legal observers told Law360. Read more »

House Passes Bill Overhauling Dodd-Frank

In a party-line vote the U.S. House of Representatives passed a bill Thursday that would repeal and replace many of the financial regulations put in place by the Dodd-Frank Act. Read more »

Comey Says Trump Sought To Curb Probe, Spread 'Lies'

Former FBI director James Comey directly contradicted President Donald Trump on whether the president asked him to curtail the investigation into former National Security Adviser Michael Flynn in Senate testimony Thursday, and claimed the administration spread “lies” about him and his bureau. Read more »

Senate Democrats Push For Russia Sanctions In Iran Bill

Senate Democrats are pushing for tougher sanctions on Russia in the wake of former FBI director James Comey’s bombshell testimony Thursday on his interactions with President Donald Trump, arguing the penalties should be added to a bill on Iran sanctions and potentially holding off a vote on that bill. Read more »

Senate Panel OKs Noel Francisco For Solicitor General Post

The Senate Judiciary Committee on Thursday approved two of President Donald Trump’s nominees for top spots in his administration: Noel Francisco, who was tapped to be the U.S. solicitor general, and Steven Engel, who was chosen to lead the Office of Legal Counsel. Read more »

Analysis

Trump, House Tax Plans Clash On How To Treat Biz Expenses

A lack of consensus between the Trump administration and House Republicans on whether to maintain the interest expense deduction or to allow the full expensing of capital investments presents yet another barrier to comprehensive tax reform, and experts warn that it would be economically unwise to have the two plans coexist. Read more »

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Kasowitz Benson
Kelley Drye
King & Spalding
Kirkland & Ellis
Kramer Levin
Latham & Watkins
Law Offices of Sheldon J. Schlesinger
MacLean Holloway
Montgomery Rennie
O'Melveny & Myers
O'Neill & Borges

20 EU States Agree To Create Public Prosecutor's Office

Twenty European Union member states on Thursday agreed to create the European Public Prosecutor's Office, a body that would be tasked with investigating and prosecuting cross-border fraud and other crimes affecting the EU's financial interest, the bloc said. Read more »

CFTC Chair Unlikely To Get Requested $281.5M Budget

U.S. Commodity Futures Trading Commission acting Chairman J. Christopher Giancarlo told lawmakers Thursday his agency is looking to streamline its operations and simplify regulations but needs more funds than President Donald Trump has requested, despite Republican warnings the CFTC is unlikely to see an increase. Read more »

BANKING & SECURITIES

Puerto Rico Justices Must Hear Bond Issuer Row, Judge Told

The dispute between COFINA bondholders and Puerto Rico's general obligation bondholders took a new turn Wednesday, as the former parties asked the federal judge overseeing the commonwealth's restructuring to let Puerto Rico's Supreme Court determine once and for all whether tax-backed bond issuer COFINA is even constitutional. Read more »

The Fed, SEC Tell DC Circ. To Ditch Risk Retention Appeal

The U.S. Securities and Exchange Commission and the Board of Governors of the Federal Reserve System have urged a D.C. Circuit panel not to revive a suit challenging federal requirements that investment firms retain an interest in debt securities they issue, saying the requirement is legitimate. Read more »

Tilton Asks SEC To Stay Her Case Pending DC Circ. Ruling

Private equity magnate Lynn Tilton has asked the U.S. Securities and Exchange Commission to stay its administrative proceeding against her until the D.C. Circuit has a chance to clear up the uncertainty surrounding the constitutionality of the agency's hiring of judges for those proceedings. Read more »

HEALTH & LIFE SCIENCES

Analysis

6 Highlights From Busy Health Policy Day On Capitol Hill

Significant health policy developments abounded Thursday on Capitol Hill as Republicans voiced support for Affordable Care Act subsidies, the Trump administration launched a new effort to relax ACA standards, and new details emerged about possible action on drug prices. Here are six highlights from hearings and regulatory actions. Read more »

Calif. City's Pot Ordinance Flouts Legalization, Groups Say

A drug decriminalization organization and a California chapter of the American Civil Liberties Union have hit a California city with a suit in state court, alleging a marijuana ordinance makes it unreasonably hard for residents to grow pot despite it being legal. Read more »

Fla. Justices Strike Med Mal Cap In Personal Injury Suits

The Florida Supreme Court on Thursday struck down a state law capping noneconomic damages in medical malpractice personal injury suits at $1 million, finding that it violates the equal protection clause of the Florida Constitution. Read more »

Judge Orders Speedier Payment Of Ill. Medicaid Bills

Illinois' general obligation bonds took a tumble in the bond market Thursday, the morning after a federal judge ordered Illinois Comptroller Susana Mendoza to pay down a "substantial" amount of the state's $2 billion owed to Medicaid providers.

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MEDIA & ENTERTAINMENT

Mass. High Court Punts On Defamation Immunity For Govs.

The Massachusetts Supreme Judicial Court on Thursday dismissed a defamation suit against a former governor over his ousting of an attorney who led the state's sex offender registry board, but declined to reach Deval Patrick's arguments that governors have absolute immunity from defamation suits. Read more »

Pa. House Passes Sweeping Gambling Expansion Measure

The Pennsylvania House of Representatives on Wednesday night passed a sweeping measure to expand gambling in the state that would authorize online gambling, regulate daily fantasy sports contests and, most controversially, allow as many as 40,000 video gaming terminals. Read more »

Knight Institute Calls Trump's Twitter Blocks Unconstitutional

Columbia University's Knight First Amendment Institute has asked President Donald Trump to unblock Twitter users who criticized him on the social media platform, saying his account is a public forum and that blocking users violates the First Amendment. Read more »

TRANSPORTATION & INFRASTRUCTURE

Laptop Ban May Extend To 71 Airports, DHS Head Says

The federal government is considering expanding a ban on large electronics like laptops in carry-on bags to cover U.S.-bound flights from up to 71 airports, a substantial increase from the 10 airports subject to the current ban, the U.S. Department of Homeland Security chief told a House panel on Wednesday. Read more »

EMPLOYMENT

Pa. Pension Measure Clears Final Legislative Hurdle

Pennsylvania is poised to enact pension reforms that would put new state and public school employees on 401(k)-style plans, after the state House on Thursday passed legislation that Democratic Gov. Tom Wolf has promised to sign. Read more »

COMPETITION

Senate Panel Approves DOJ Antitrust Pick Makan Delrahim

The Senate Judiciary Committee on Thursday voted overwhelmingly in favor of the nomination of Makan Delrahim, President Donald Trump's pick to be the assistant attorney general in charge of the U.S. Department of Justice's Antitrust Division. Read more »

PRIVACY & CONSUMER PROTECTION

CFPB Pushes Forward With Debt Collection Regulations

The Consumer Financial Protection Bureau is moving forward with regulations for the debt collection industry but will do a separate rule mandating that collectors contact the correct consumers about accurate amounts owed, the federal consumer finance watchdog's chief said Thursday. Read more »

White House Backs Moves To Renew Surveillance Authority

President Donald Trump's top homeland security adviser urged lawmakers

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Centers for Medicare & Medicaid Services
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Health Resources and Services Administration
Internal Revenue Service
National Labor Relations Board
National Security Agency
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. House of Representatives
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
World Trade Organization

Wednesday to renew so-called Section 702 foreign surveillance authority, set to expire later this year, saying it had been mischaracterized by critics and is vital to preventing terror attacks. Read more »

INTERNATIONAL TRADE

In Shift, US Pledges To Improve WTO Functionality

U.S. Trade Representative Robert Lighthizer on Thursday said that the U.S. will be active in helping to keep the World Trade Organization functioning effectively, striking a markedly warmer tone toward the Geneva-based trade forum than the Trump administration has in the past. Read more »

TAX

Tax Pros Float State Law Model For Partnership Audits

A group of tax practitioners on Thursday unveiled a draft of statute language covering how partnership audits would be handled on the state level, a legislative model they hope states will adopt by the time a new federal audit regime kicks in next year. Read more »

Taxpayers Shifting Income With Eye On Tax Cuts, CBO Says

Tax receipts for this year have fallen short of predictions because taxpayers may have shifted more income than projected from 2016 to later years with the expectation of upcoming legislation that would reduce tax rates, according to a Congressional Budget Office report released Wednesday. Read more »

IMMIGRATION

Analysis

With New Visa Questionnaire, Expect Delays And Uncertainty

With the Trump administration getting approval to ask visa applicants new, in-depth vetting questions, including their social media information, attorneys say more visa delays and denials are likely, and certain applicants may need to do extra preparation. As consular officers begin asking for this extra information, here's what to expect going forward. Read more »

Immigration Bill Roundup: Vet Benefits, Fighting Trafficking

Members of the 115th Congress took action on immigration-related bills in recent days that included measures that would aim to fight human trafficking and ensure that veterans who have been deported still have access to medical services. Read more »

TELECOMMUNICATIONS

Union Head Urges Lawmakers To Invest Billions In Broadband

The head of the Communications Workers of America has urged several legislators to make tens of billions of dollars' worth of investments in broadband, as a critical part of any broader government effort to invest in the nation’s infrastructure. Read more »

‘Wave’ Of TV Deals Looms If Rule Block Lifted, DC Circ. Told

Media advocacy groups warned the D.C. Circuit on Wednesday that if it doesn’t allow a Federal Communications Commission rule weakening TV ownership limits to stay blocked while the rule is being challenged in court, there will be a “wave of media consolidation” that won’t be unwound. Read more »

FCC Dem Urges Caution On Preempting Local Officials

Federal Communications Commissioner Mignon Clyburn, a Democrat, on Thursday

said the FCC must balance state and local concerns in infrastructure siting with the need to push next-generation technologies, warning that preemption of local authority to speed up deployment carries risks. Read more »

EXPERT ANALYSIS

How Regulatory Reforms Will Affect Taxes — And Taxpayers

The Trump administration has issued several executive orders that impact tax regulations. The exact application of these orders to tax policy is currently being determined, but this period of regulatory reform presents an opportunity for taxpayers to weigh in with the Treasury Department on guidance that may affect them, say attorneys with Steptoe & Johnson LLP. Read more »

Background Checks: Hiring Essential Or Barrier To Re-Entry?

Employers today must balance the risk of learning more information about a candidate with the risk of not learning information that may provide a critical window into the candidate's suitability for hire. With the rise of litigation and legislation targeting bias in hiring practices, employers are increasingly confronted with difficult background check decisions, say Thomas Servodidio and Kathryn Brown of Duane Morris LLP. Read more »

What We Don't Know About China's New Cybersecurity Law

Although China's Cybersecurity Law took effect last week, a fair number of issues remain unresolved, leaving companies and individuals seeking to comply with the law in limbo, says Grace Chen of Covington & Burling LLP. Read more »

LEGAL INDUSTRY

Susman Godfrey Sets New High Bar For Associate Pay

Susman Godfrey LLP has shattered the paradigm for associate pay, saying Thursday it was "breaking the market" by offering up to $125,000 in sign-on bonus money to incoming lawyers in a move the firm says it hopes will attract the best talent. Read more »

Analysis

How 3M And Sears Are Slashing Their Law Firm Rosters

Across the corporate world, legal departments have been striving to shrink their panel of go-to outside law firms and reduce their legal spend. Here, operations professionals from 3M and Sears explain the steps they've taken to downsize their law firm rosters. Read more »

3 Ways Attorneys And Law Firms Can Increase Productivity

Attorneys are notorious for working tons of hours and burning the midnight oil, but not all of that time is always productive. Here, Law360 looks at ways to increase productivity and say goodbye to wasted time. Read more »

Atty Charged With Wife's Murder Tried To Sway Case, Says DA

An Atlanta attorney pled not guilty at an arraignment hearing on Tuesday to the charge of murdering his wife, while also fielding accusations that he was trying to sway witnesses and a judge via telephone calls from jail. Read more »

Justices' Financial Disclosures Show More Stock Selloffs

Chief Justice John Roberts and Justices Stephen Breyer and Samuel Alito, the only U.S. Supreme Court members that hold stock in individual public companies, continued to sell off those securities last year, according to a watchdog group's analysis Thursday of newly released financial disclosures. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Jenner & Block LLP landed on top of this week's legal lions list for a win at the U.S. Supreme Court limiting SEC disgorgement orders, while King & Spalding LLP and Kirkland & Ellis LLP were dealt a blow when a New York bankruptcy judge cleared

the way for millions of product liability claims to proceed against their client, General Motors. Read more »

Sidley Litigation Chief Leaves To Run Legal Aid Nonprofit

The Legal Assistance Foundation of Metropolitan Chicago on Thursday announced that a Sidley Austin LLP partner and Chicago litigation chief will be joining the organization as executive director. Read more »

LexisNexis Picks Up San Francisco Startup Ravel Law

LexisNexis Legal & Professional has agreed to acquire Ravel Law, a venture-backed legal research and analytics firm that has developed artificial intelligence and machine-learning technologies that enable attorneys to quickly and efficiently mine and glean insight from court documents, the companies said Thursday. Read more »

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U.S. Department of Homeland Security
U.S. Senate
Antitrust Modernization Commission
Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Food and Drug Administration
Health Resources and Services Administration
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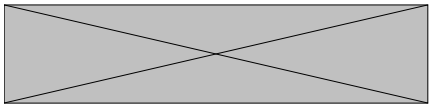
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 2/4/2016 3:53:00 PM
Subject: [Newsletter] [Marketing Mail] Groundbreaking Sessions featuring Innovators and Disruptors Transforming Payments



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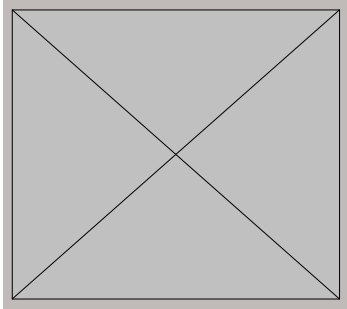
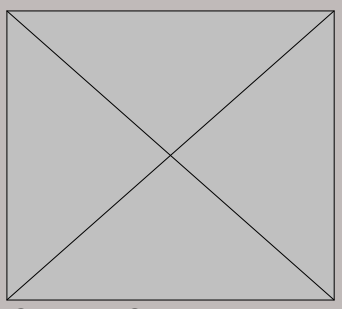
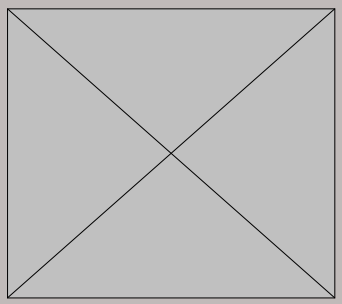


General Session
Unlocking the Power of Innovation to Transform Your Payments Strategy

Arkadi Kuhlmann,

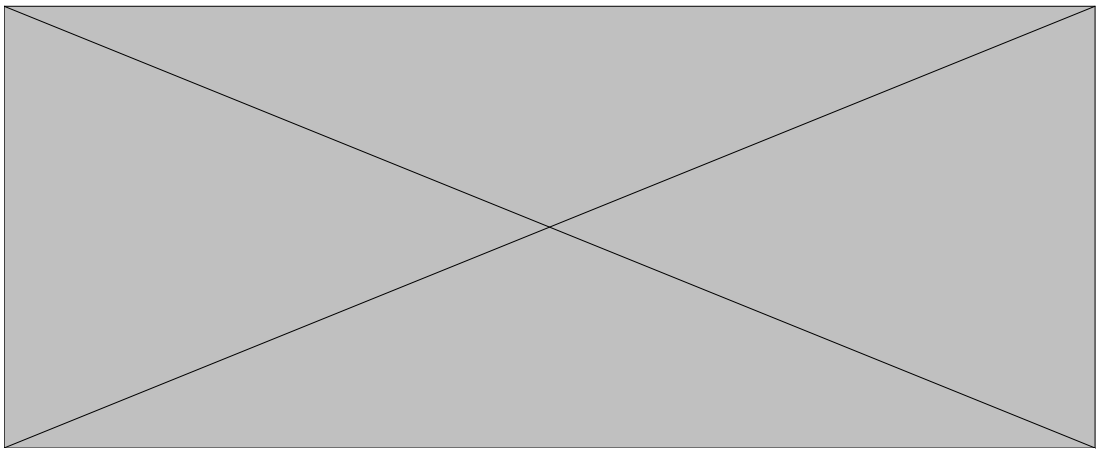


General Session
Insight and Updates on the U.S. Payments System Improvement Initiatives
Federal Reserve's Payments System



Featured Session
Practical Innovation for Payments Today and Tomorrow
John W. Thomas
Executive Vice President, US Payments

Founder and CEO Zenbanx	*Improvement Task Force leaders and industry perspectives from Task Force Steering Committee participants*	*TD Bank*



We're bringing together bold thinkers from around the globe who will go beyond the "what" of open banking and dive deep into the "how." Bring your challenges. Bring your goals. Get answers on forward-thinking topics from these visionary thought leaders:

- **Conny Dorrestijn**, **Listed on Women in FinTech 2015 – *Shiraz Partners*** - will provide an introduction to the key disruptive powers in banking today, especially in payments, and HOW your banking organization can successfully find itself at the center of the transformation to this new world of open banking.
- **Matteo Rizzi, *FinTechStage*** and **Pascal Bouvier, *Banco Santander*** will engage us in a dialogue around how to collaborate in the new world to build new business models and revenue streams in an open paradigm.
- **Patrick Moore, *Capital One*** will guide us in a discussion around how the two worlds of disruptive innovation and compliance collide, including lessons learned for direct application to innovation strategy.
- **Menekse Genser, *PwC*,** a seasoned entrepreneur from the high tech and fintech world, will share practical insights on How to Build a Next Gen Bank.
- **Doug Gross, *FIS*,** an expert at developing new business models that lead to increased revenue and competitive differentiation, will guide us in a discussion on the collision of disruptive innovation and compliance, including lessons learned for direct application to your innovation strategy.

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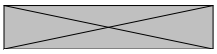

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Sent: Thur 4/4/2019 8:26:19 AM
Subject: Senate Rules Axed To Speed Judicial, Administration Picks

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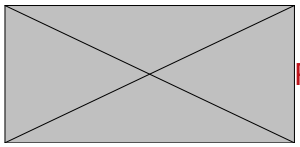

PUBLIC POLICY.

Thursday, April 4, 2019

TOP NEWS

Senate Rules Axed To Speed Judicial, Administration Picks

Senate Republicans voted to ax the chamber's nominee debate rules Wednesday, potentially opening the floodgates for dozens of President Donald Trump's trial judge and lower-level administrative nominees to be confirmed.

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Kirkland, Cuneo Gilbert Tops In Antitrust Cases

Kirkland & Ellis LLP was the most prolific member of the antitrust defense bar between 2016 and 2018, while Cuneo Gilbert & LaDuca LLP filed more private antitrust litigation than any other law firm due to its role in multidistrict litigation, according to a new Lex Machina report.

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Analysis

Court Rulings Take Toll On Private Antitrust Plaintiffs

Private plaintiffs have a better than 50-50 chance of winning antitrust cases that make it to trial, according to a new report from Lex Machina, but getting there is a trial in itself due to court rulings making it harder to win class certification and fend off dismissal motions and summary judgments.

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House Dems Request Trump's Tax Returns From IRS

The Democratic chairman of the House Ways and Means Committee on Wednesday asked the Internal Revenue Service to furnish President Donald Trump's tax return information for the past six years, taking the first step in a likely contentious legal battle.

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House Judiciary OKs Subpoena Of Full Mueller Report

House Judiciary Committee Democrats voted Wednesday to issue subpoenas compelling the release to Congress of grand jury materials underlying special counsel Robert Mueller's probe of the 2016 election, a move Republicans ripped as an attempt to end-run the legal process.

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Kavanaugh's Law School Gig Faces Student Backlash

Students at George Mason University are demanding that the school reverse its decision to hire U.S. Supreme Court Justice Brett Kavanaugh as a law school lecturer this summer in light of decades-old sexual misconduct claims against him that surfaced during his confirmation hearing.

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Feature

How To Argue Merger Cases And Win Over Judges

What's the best way to wage a merger case in federal court? According to a group of sitting and retired federal judges, attorneys should ground complex economics in real world-examples and be willing to collaborate with opposing counsel to make sure cases move forward quickly.

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BANKING & SECURITIES

CRA Update Could Be Done Within Year, Top Regulators Say

The heads of the Federal Deposit Insurance Corp. and Office of the Comptroller of the Currency signaled Wednesday that momentum is building behind an interagency effort to modernize Community Reinvestment Act regulations, saying that they could be finished with the project by next year.

Read full article »

SEC Says ICO Doesn't Need To Register As Security

Officials at the U.S. Securities and Exchange Commission issued a no-action letter Wednesday allowing an unregistered initial coin offering to proceed, finding it didn't meet the definition of a security laid out in staff guidance released alongside the letter.

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House Says Private Email Off-Limits In Collins Case

The U.S. House of Representatives has urged a New York federal court to adopt a broader interpretation of the Constitution's speech or debate clause than the government has presented in its insider trading case against U.S. Rep. Christopher Collins, implying prosecutors overstepped their bounds in seizing legislative materials.

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ENERGY & ENVIRONMENTAL

Analysis

Judge Throws Wet Blanket On State Water Quality 'Variance'

A Montana federal judge broke legal ground recently with a decision to curtail an exemption to state water quality standards approved by the U.S. Environmental Protection Agency, a ruling that suggests other states will have to stay within strict parameters if they adopt similar "variances."

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Colo. Lawmakers Tighten Reins On Oil, Gas Drilling

Colorado state lawmakers on Wednesday passed legislation that would dramatically overhaul state oil and gas regulations by tightening health and safety standards and giving local governments expanded authority over where drilling activity takes place.

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Entergy Launches 3rd Suit Seeking Nuclear Fuel Costs

A nuclear plant owned by Entergy rang the bell this week for a third round of litigation over the government's alleged failure to dispose of its spent nuclear waste in Michigan.

Read full article »

5th Circ. Told EPA Ignored Risks To OK Gulf Driller Permit

The Center for Biological Diversity told a Fifth Circuit panel in oral arguments Wednesday that the U.S. Environmental Protection Agency didn't do enough to evaluate the dangers posed to marine life before it signed off on a permit allowing offshore drillers in the Gulf of Mexico to dump wastewater.

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HEALTH & LIFE SCIENCES

1st Circ. Perplexed By 'Odd' Trump Birth Control Argument

The First Circuit on Wednesday appeared to lean toward reviving Massachusetts' challenge to a Trump administration rule allowing exemptions to birth control coverage under the Affordable Care Act, with one judge finding it "odd" to argue women would not be denied contraception coverage and consequently turn to the state for funding.

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Medical Pot Law Is Not A Right To Grow, Fla. Court Says

A Florida appeals court ruled Wednesday that a state constitutional amendment allowing the use of medical marijuana by qualified patients does not allow those patients to cultivate and process marijuana for their own use.

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Legalization Advocate Pushes Pa. Court To Reclassify Pot

Pennsylvania's classification of marijuana as a Schedule I drug without any accepted medical use runs counter to the state's own medical marijuana program and should be eliminated, a defense attorney and legalization advocate told a Superior Court of Pennsylvania panel Wednesday.

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IP & TECHNOLOGY

Trump Taking Aim At Online Counterfeit Market

President Donald Trump on Wednesday said he will soon formulate a new strategy to tackle what his administration believes is a rising tide of pirated and counterfeit goods being sold through online sellers such as eBay and Amazon.

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EMPLOYMENT

Acosta Defends DOL Rules, Epstein Case Handling At Hearing

Labor Secretary Alex Acosta was grilled during a budget hearing Wednesday over whether the U.S. Department of Labor has weakened worker protections under his watch and claims that he mishandled a decade-old sex crime case involving millionaire sex offender Jeffrey Epstein, with Acosta defending his actions on both fronts.

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COMPETITION

BMW's State Aid Appeal Should Be Tossed, EU Court Told

The European Commission didn't have to analyze the potential market impact for the portion of aid it made Germany cut from a planned €45 million ($50.6 million) investment in a BMW electric car plant, an advocate general told the European Court of Justice on Wednesday.

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CONSUMER PROTECTION

Robocall Bill Clears Senate Commerce Committee

A bipartisan bill aimed at handing the Federal Communications Commission more firepower to combat robocalls sailed through the Senate Committee on Commerce, Science and Transportation on Wednesday.

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AEROSPACE & DEFENSE

Trump May Allow Turkey To Keep F-35 Despite Russian Deal

Turkey's foreign minister said Wednesday that President Donald Trump has left the door open for Turkey to continue participating in the F-35 fighter jet program amid its contentious plan to purchase a missile defense system from Russia, despite defense officials recently moving to cut off Turkey's access to F-35 parts.

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Ex-Pentagon Leaders Warn Against China-Backed 5G Network

Six former U.S. military and intelligence officials warned Wednesday that if the country's allies use Chinese tech to support 5G networks, Chinese espionage is inevitable and future U.S. military operations would be jeopardized.

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TAX

Analysis

Calif. Marketplace Law Won't Forgive Past Tax Errors

A bill quickly moving through California's Legislature to protect small vendors selling through online platforms from sales and use tax liability comes too late to help thousands targeted by a state tax agency's ramped-up demands for years of back taxes.

Read full article »

'Varsity Blues' Parents May Have Violated Tax Laws: Sens.

Leaders of the Senate tax committee on Wednesday asked the Internal Revenue Service to crack down on inappropriate tax deductions that may have been claimed by participants in an alleged college admissions cheating scheme known as the "Varsity Blues" scandal.

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IMMIGRATION

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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United Nations

6th Circ. Won't Redo Panel Ruling On Iraqi Deportations

The full Sixth Circuit won't reconsider a split panel decision restricting the ability of Iraqi citizens to challenge their longstanding deportation orders in federal court, leaving those who were picked up in recent immigration sweeps in the lurch if Iraq now agrees to take them back.

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Feds Try To Dodge Border Emergency Declaration Challenges

The Trump administration wants out of a pair of lawsuits filed in federal court by Texas landowners and environmental organizations challenging the president's national emergency declaration to fund his long-promised southern border wall.

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NATIVE AMERICAN

Bill Seeks Better Response To Violence Against Native Women

A bipartisan group of senators introduced legislation Wednesday that aims to create a coordinated federal government strategy in response to the disproportionately high number of Native American women who are murdered, trafficked or go missing each year.

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TELECOMMUNICATIONS

FCC Needs Dedicated Robocall Unit, Rosenworcel Says

The Federal Communications Commission should add a unit to specifically tackle the scourge of robocalls, FCC Commissioner Jessica Rosenworcel told a House subcommittee Wednesday.

Read full article »

Reps. Urge FCC To Correct Broadband Deployment Data

Several Democratic members of the U.S. House are asking the Federal Communications Commission why faulty data may have been included in a draft of a major report on broadband deployment, and are urging the FCC to withdraw or correct inaccurate statements based on the data.

Read full article »

Reps. Divided Over FCC's Scope In Net Neutrality Bill

House Energy and Commerce Committee leaders quibbled Wednesday over whether an amendment to a Democratic-backed net neutrality bill sufficiently prevents the Federal Communications Commission from imposing price controls and other regulations on broadband, as the panel readied the bill for a potential floor vote.

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WHITE COLLAR

Warren Floats Bill To Expand Criminal Liability For Execs

Democratic presidential hopeful Sen. Elizabeth Warren introduced a bill Wednesday that would make executives at large corporations criminally liable for their organization's misdeeds.

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Trump's Opposition To ACA Can't Kill Esformes Trial

The Florida federal judge presiding over Philip Esformes' health care fraud trial rejected the nursing home mogul's bid to short-circuit the case based on the Trump administration's new position that the entire Affordable Care Act is invalid, finding Wednesday it does not affect the charges against him.

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EXPERT ANALYSIS

Nev. Digital Excise Bill Represents Major Tax Policy Departure

Nevada's proposed excise tax on the sale of digital goods and services would create inconsistencies with the Streamlined Sales and Use Tax Agreement — to which Nevada is a member — and may violate the Permanent Internet Tax Freedom Act, say attorneys at McDermott.

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What Restitution Could Mean For SEC Enforcement Cases

A Senate bill would allow the U.S. Securities and Exchange Commission to pursue restitution in cases against members of the securities industry. But adding this power to the SEC's arsenal is a major leap that should only be taken after all stakeholders have carefully weighed its implications, says Stephen Crimmins of Murphy & McGonigle.

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Calif. Regulators Should Account For PFAS Uncertainty

Given that California agencies have recognized that they lack sufficient data to draw credible conclusions regarding the health impact of per- and polyfluoroalkyl substances, they should weigh potential costs and benefits before imposing burdensome actions, say attorneys at Alston & Bird.

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Opinion

Time To End 'Open Mind' Requirement In Agency Rulemaking

A federal court recently found that U.S. Commerce Secretary Wilbur Ross had acted with an unalterably closed mind in choosing to include a citizenship question in the 2020 census. But the requirement for open-mindedness in rulemaking is fundamentally unsound, says Steven Gordon of Holland & Knight.

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LEGAL INDUSTRY

Ex-Jones Day Associates Hit Firm With $200M Bias Suit

A group of former Jones Day associates hit the BigLaw powerhouse with a $200 million pregnancy and gender discrimination suit Wednesday, accusing the firm of systematically underpaying women, devaluing the work of female associates and pushing out lawyers who have children.

Read full article »

Analysis

GC Missteps Loom Large In Mass. Regulator's Wynn Probe

Executives in the legal division of Wynn Resorts were among those flagged in a regulator's report detailing how sexual abuse allegations against ex-CEO and Chairman Steve Wynn were swept under the rug. Here, Law360 looks at how those attorneys may have failed to serve their ultimate client, the company.

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Stars, BigLaw Atty Make 'Varsity Blues' Court Debut

Hollywood stars Lori Loughlin and Felicity Huffman, along with ex-Willkie Farr & Gallagher LLP co-chair Gordon Caplan, faced a federal judge for the first time Wednesday after being charged in the "Varsity Blues" college admissions scandal, attracting a crush of media and autograph-seekers to the waterfront Boston courthouse.

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Allen & Overy Atty For Weinstein Referred For Discipline

An Allen & Overy attorney has been referred to a U.K. disciplinary tribunal following an investigation into alleged misconduct connected to the representation of disgraced movie mogul Harvey Weinstein and the use of nondisclosure agreements to hush up allegations of sexual assault.

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Court Staffer's Happy Hour Sparks Recusal Bid

A Georgia man has asked a state court judge to remove herself from his divorce case, saying a member of the judge's staff never disclosed that she attends a monthly happy hour with a lawyer at the firm representing his ex-wife, even when she was asked.

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Amazon Atty Joins StubHub As New General Counsel

StubHub has snagged former Amazon attorney Stephanie Burns to be its new vice president and general counsel, the online ticket exchange company announced Wednesday.

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Interview

Law Firm Leaders: Bryan Cave's Mayhew And Pritchard

Wednesday marks the one-year anniversary of the transatlantic merger that formed Bryan Cave Leighton Paisner. The law firm’s top leaders, Therese Pritchard and Lisa Mayhew, sat down recently with Law360 to chat about the combination and the law firm’s future.

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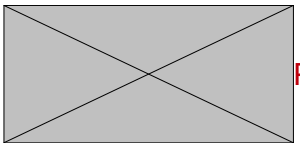
Sent: Thur 12/22/2016 10:04:54 AM
Subject: [Marketing Mail] Obama's 11th-Hour Offshore Drilling Ban May Be Hard To Sink



PUBLIC POLICY

Thursday, December 22, 2016

TOP NEWS

Analysis

Obama's 11th-Hour Offshore Drilling Ban May Be Hard To Sink

President-elect Donald J. Trump would likely face an uphill battle trying to undo outgoing President Barack Obama's indefinite blockage of oil and gas drilling in large swaths of the Arctic and Atlantic Oceans, though the resulting legal fight could clarify the currently untested limits of presidential authority under U.S. offshore law, experts say.

US Will Lose Billions If Trump Ends DACA, Report Says

President-elect Donald Trump's promise to end the program that allows young unauthorized immigrants who were brought to the U.S. as children to apply for deferred deportation and receive work permits could cost the nation billions of dollars, according to a report by the Immigrant Legal Resource Center.

Trump Taps Calif. Academic To Head New Trade Panel

President-elect Donald Trump announced Wednesday that he will form a new trade advisory panel within the White House, selecting University of California-Irvine professor Peter Navarro to be the panel's leader and a top presidential trade adviser.

BANKING & SECURITIES

Trump Treasury Nominee Faces Questions On Dodd-Frank

The top Democrat on the Senate Banking Committee on Wednesday asked Steven Mnuchin, President-elect Donald Trump's pick to lead the Treasury Department, to provide more details on his plans to supervise regional banks, enforce fair lending standards and deal with other regulatory issues upon confirmation.

ENERGY & ENVIRONMENTAL

Analysis

The Biggest Environmental Law Rulings Of 2016

U.S. courts grabbed headlines in 2016 with rulings in several important environmental law cases, approving Volkswagen's $14.7 billion settlement over its emissions cheating scandal, allowing the U.S. Environmental Protection Agency to revoke coal permits and blocking key federal rules backed by the Obama administration.

High Court Must Settle CWA Jurisdiction Issue, NAM Says

The National Association of Manufacturers continued its push Tuesday to get the U.S. Supreme Court to review the Sixth Circuit's finding that it has jurisdiction to hear challenges to the U.S. Environmental Protection Agency and Army Corps of Engineers' controversial Clean Water Rule, saying the muddled jurisdiction question

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Jones Day
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Kelly Remmel
Mayer Brown
Miller & Chevalier
Morgan Lewis
Paul Hastings
Reed Smith
Segal Roitman
Shook Hardy
Sidley Austin
Squire Patton Boggs
Steptoe & Johnson PLLC
Stroock & Stroock
Troutman Sanders
Wilson Elser
Zuckerman Law

COMPANIES

must be clarified.

FWS Takes Humpback Whales Off Endangered Species List

The U.S. Fish and Wildlife Service formally updated its list of endangered and threatened species Wednesday, removing the species-level endangered listing for humpback whales, and delisting altogether nine of the whale's 14 distinct populations.

EPA's New Plant Carbon Rules Get Support At DC Circ.

States, academics, environmental groups and power companies told the D.C. Circuit on Wednesday that the U.S. Environmental Protection Agency rightly concluded that carbon capture and storage technologies should be considered the "best system of emission reduction," urging the court to strike down challenges brought by a host of opposing states and industry players.

Wyo. Urges 10th Circ. To Uphold 'Open Land' Suit Ruling

Wyoming's attorney general urged the Tenth Circuit to uphold a lower court's decision to toss a lawsuit filed by conservation groups that alleges the Legislature passed trespassing laws that improperly prevent citizens from entering "open land" to collect information about agricultural pollution.

HEALTH & LIFE SCIENCES

9th Circ. Can't Stall Suit Over Planned Parenthood Tape

A California federal judge said Wednesday he would not stay Planned Parenthood's suit against anti-abortion activists who lied about their identities then released videos purporting to show the improper sale of fetal tissue, saying he didn't want the case to languish until the Ninth Circuit decides the fate of some of its claims.

TRANSPORTATION & INFRASTRUCTURE

Chao's Transpo Agenda Targets Safety, Red Tape

President-elect Donald Trump's transportation secretary pick, Elaine L. Chao, has told lawmakers that if the Senate confirms her, she will prioritize enforcing safety regulations effectively and expediting the approval processes for getting infrastructure projects off the ground.

Feds Back Mass. In 1st Circ. Fight Over Paid Sick Time Law

The U.S. government told the First Circuit on Tuesday that federal law does not preempt Massachusetts' paid sick leave law and a lower court should not have barred the commonwealth from enforcing its law against railroads.

EMPLOYMENT

Judge Says Treasury 'Miserably Failed' In Auto Pension Fight

The U.S. Department of Treasury will have to turn over evidence related to decisions it made in General Motors' 2009 bankruptcy for a related pension plan dispute after a Washington, D.C., judge found Tuesday the agency "miserably failed" to explain why the records are privileged.

Washington, DC, Adopts Expansive Paid Family Leave Plan

Washington, D.C., lawmakers on Tuesday passed one of the nation's most generous paid family leave proposals, which gives workers eight weeks paid leave to care for a new child as well as six weeks paid leave to help ailing family members.

PRIVACY & CONSUMER PROTECTION

AT&T Inc.
American Bar Association
American Petroleum Institute Inc.
American Public Power Association
Anheuser-Busch Inbev SA/NV
Apple Inc.
Arch Coal Inc.
Audi AG
BP p.l.c.
Banco Santander SA
Bank of America Corporation
Business Intelligence Associates Inc.
CSX Corporation
CTIA
Calpine Corporation
Center for Biological Diversity Inc.
Citigroup Inc.
Cray Inc
Dollar Tree Inc.
Environmental Defense Fund Inc.
General Motors
Goldman Sachs Group Inc.
Goodyear Tire & Rubber Co.
Honda Motor Co. Ltd.
Immigrant Legal Resource Center
International Brotherhood of Electrical Workers
International Business Machines Corporation
Johnson & Johnson
Lockheed Martin
Luminant Generation Co. LLC
Murray Energy Corp.
National Association of Manufacturers
National Grid PLC
Natural Resources Defense Council
Nintendo Co. Ltd.
OneWest Bank Group LLC
PG&E Corporation
Planned Parenthood Federation
Sierra Club
Sinclair Broadcast Group, Inc.
Sonoco Products Co.
Space Exploration Technologies Corp.
T-Mobile USA Inc.
The Boeing Company
United Continental Holdings Inc.
United Launch Alliance LLC

USTR Report Names New International Piracy Dangers

Stream-ripping sites and piracy apps are two growing dangers to international enforcement of intellectual property law, United States trade officials said in a report released Wednesday.

House Group Warns Against Proposals To Weaken Encryption

A bipartisan House group tasked with tackling the thorny legal and policy issues surrounding encryption recommended on Tuesday that Congress refrain from taking steps to require service providers to help law enforcement bypass security measures, but instead explore alternatives such as encouraging increased collaboration between the public and private sectors.

GOVERNMENT CONTRACTS

Probe Of United Launch Exec's Comments Finds No Bid Bias

The U.S. Department of Defense's internal watchdog has concluded that the agency did not show contracting favoritism to United Launch Alliance over competitors like SpaceX for military launches, saying a probe into controversial comments made by ULA's vice president uncovered no impropriety.

INTERNATIONAL TRADE

EU Seeks Input On Global Investment Court Proposal

The European Commission on Wednesday requested input from the public on its efforts to set up an international court that will adjudicate all investor-state disputes as a replacement for the patchwork of investment treaties and arbitration systems currently in place.

WTO Tweaks Policy Reviews Amid Rising Membership

The World Trade Organization Wednesday finalized some modest tweaks to the system its uses to review members' trade laws and policies to accommodate for the multilateral body's steadily growing ranks.

TAX

Mich. Appeals Court Backs State Decision To Exit Tax Deal

The Michigan Court of Appeals on Tuesday kept in line with earlier court rulings in finding that a multistate tax compact was not a binding contract, rejecting Solo Cup Operating Corp.'s challenge to Michigan's decision to withdraw from the accord.

EU Top Court Rules Against Tax Scheme On Foreign Holdings

The European Court of Justice on Wednesday set aside a lower court's decision on tax breaks granted to Spanish companies on their foreign holdings when it found that these tax breaks constituted illegal state aid.

IMMIGRATION

DHS Sends EB-5 Reform Plan To OMB For First Look

U.S. Citizenship and Immigration Services is taking steps toward reforming the EB-5 immigration investor program, with the agency asking the Office of Management and Budget on Tuesday to review a proposed rule-making to update the program's regulations.

NATIVE AMERICAN

Tribe, Opposing Maine, Wants In On EPA Water Quality Suit

United States Telecom Association
UnitedLex Corp.
Verizon Communications
Volkswagen
Washington Post Co.
Xcel Energy Inc

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Central Intelligence Agency
Confederated Tribes of the Colville Reservation
Defense Intelligence Agency
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Maritime Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Houlton Band of Maliseet Indians
Maine Department of Environmental Protection
National Aeronautics and Space Administration
National Economic Council
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Railroad Passenger Corporation
National Security Agency
National Security Council
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Office of the U.S. Trade Representative
Peace Corps
Pension Benefit Guaranty Corp.

The Houlton Band of Maliseet Indians asked a Maine federal court Tuesday to let it intervene to oppose the state's suit challenging the U.S. Environmental Protection Agency's tightening of its water quality standards for tribal waters, saying the more restrictive rules ensure the tribe can continue its fishing traditions.

Ruling Stands Allowing Seminoles To Continue Card Games

A federal judge Tuesday denied Florida's bid to alter his ruling that a state breach allows the Seminole Tribe of Florida to keep offering card games such as blackjack and baccarat for the remainder of their gaming agreement, saying the state's motion "simply reargues the merits."

TELECOMMUNICATIONS

FCC Approves Wireless Industry Network Resiliency Plan

The Federal Communications Commission said Tuesday that it has agreed to an industry-developed framework for improving wireless resiliency and transparency during emergencies without adopting new regulations, saying the voluntary path is a "reasonable approach."

Honda Seeks FCC Waiver On Entertainment System Access

Honda Motor Co. Ltd. asked the Federal Communications Commission on Tuesday for a limited-time waiver of accessibility rules for rear entertainment systems in several vehicles, saying it wasn't aware that the law applied to automakers but it intends to make changes and that stopping production could lead to employee layoffs or furloughs.

FCC's Wheeler Defends ISP Privacy Rules To Sen. Flake

Outgoing Federal Communications Commission Chairman Tom Wheeler has fired back at Republican Sen. Jeff Flake of Arizona on privacy rules for broadband providers adopted in October, writing in a letter posted publicly Wednesday that the process before the vote was "commonplace" and the plan protects consumers.

FCC Announces $50M In New Subsidies For Rural Broadband

The Federal Communications Commission on Monday ordered an additional $50 million annually in subsidies to build out broadband infrastructure in rural areas after interest in the program from local carriers exceeded the plan's initial $150 million allocation.

Sinclair Broadcast Slams Reports Of Slanted Trump Coverage

Sinclair Broadcast Group Inc. recently pushed back on reports it provided Donald Trump preferential coverage in exchange for access, saying that the TV broadcaster never promised positive coverage of the then-Republican nominee and that Hillary Clinton's campaign was given the same interview offers as Trump's.

EXPERT ANALYSIS

Boosting Contractor Employee Whistleblower Protections

Congress recently enacted S. 795, which permanently extends robust legal protections to employees of federal contractors, subcontractors and grantees who report waste, fraud or abuse. These new anti-retaliation provisions will be a powerful tool to combat waste, fraud and abuse in government contracts and grants, which total about half a trillion dollars annually, says Jason Zuckerman of Zuckerman Law.

FERC Income Tax Changes Could Impact Entire Energy Sector

The Federal Energy Regulatory Commission recently issued a notice of inquiry concerning the treatment of income taxes for ratemaking and cost recovery purposes by pass-through entities. Tax changes in this area could have significant effects on entities in the oil, gas and electric sectors, and possibly chill investment in energy infrastructure, say attorneys with Morgan Lewis & Bockius LLP.

Seminole Tribe of Florida
Social Security Administration
U.S. Air Force
U.S. Army
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Supreme Court
Wyoming Attorney General's Office

The Future Of Legal Marijuana: Post-Election Outlook

Following the 2016 election, marijuana legalization is spreading across states and becoming less important at the federal level. While marijuana is not yet treated like tobacco and alcohol, the federal policy environment seems unlikely to impose significant restrictions on access in the near future, say Richard Spees and Joshua Mandell of Akerman LLP.

Implied Preemption And Monograph Drugs: Part 1

Under 21 U.S.C. §379r, tort claims demanding that over-the-counter drugs carry warnings or other information that is "different from," "addition[al] to" or "otherwise not identical with" federal labeling requirements are preempted. But the savings clause exempts "product liability" claims from preemption. James Beck of Reed Smith LLP considers preemption of OTC drugs under the FDA's monograph system.

LEGAL INDUSTRY

Fisher & Phillips Partner Charged For His Wife's Death

A Fisher & Phillips LLP employment partner has been charged with involuntary manslaughter for the shooting death of his wife, which occurred when he was handling a gun in a moving car, and warrants have been issued for his arrest, a police representative said on Wednesday.

BigLaw Partners On Short List For NY High Court Vacancy

Partners from Gibson Dunn & Crutcher LLP, Cravath Swaine & Moore LLP and other firms were among candidates who received a stamp of approval from the New York City Bar Wednesday to fill a vacancy on New York's highest court created by Associate Judge Eugene F. Pigott's upcoming retirement.

Legal Tech Download: Axiom Expansion And Robot Billing

The world of legal technology is quickly evolving as new products aimed at aiding lawyers are created and launched in rapid succession. Here, Law360 takes a look at seven of the biggest legal tech-related news developments over the past two weeks.

Profit Margin Gap Widens Between Top And Mid-Tier UK Firms

Profit margins for the largest law firms in the U.K. are on the rise, while those in the mid-tier struggle to turn their revenue into positive gains, a new study by legal recruitment and consulting service Edward Drummond & Co. Ltd. has found.

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Balch & Bingham
Bush Ross
Corrs Chambers
Cravath Swaine
Dechert
Dickinson Wright
Fisher Phillips
Friedman Kaplan

Gibson Dunn
Gupta Wessler
Hobbs Straus
Holland & Hart
Jones Day
Kanji & Katzen
Kelly Remmel
Mayer Brown
Miller & Chevalier
Morgan Lewis
Paul Hastings
Reed Smith
Segal Roitman
Shook Hardy
Sidley Austin
Squire Patton Boggs
Steptoe & Johnson PLLC
Stroock & Stroock
Troutman Sanders
Wilson Elser
Zuckerman Law

COMPANIES

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American Bar Association
Honda Motor Co. Ltd.
Johnson & Johnson
T-Mobile USA Inc.
AT&T Inc.
American Petroleum Institute Inc.
American Public Power Association
Anheuser-Busch Inbev SA/NV
Apple Inc.
Arch Coal Inc.
Audi AG
BP p.l.c.
Banco Santander SA
Bank of America Corporation
Business Intelligence Associates Inc.
CSX Corporation
CTIA
Calpine Corporation
Center for Biological Diversity Inc.
Citigroup Inc.
Cray Inc
Dollar Tree Inc.
Environmental Defense Fund Inc.
General Motors
Goldman Sachs Group Inc.
Goodyear Tire & Rubber Co.
Immigrant Legal Resource Center

International Brotherhood of Electrical Workers
International Business Machines Corporation
Lockheed Martin
Luminant Generation Co. LLC
Murray Energy Corp.
National Association of Manufacturers
National Grid PLC
Nintendo Co. Ltd.
OneWest Bank Group LLC
PG&E Corporation
Planned Parenthood Federation
Sierra Club
Sinclair Broadcast Group, Inc.
Sonoco Products Co.
Space Exploration Technologies Corp.
The Boeing Company
United Continental Holdings Inc.
United Launch Alliance LLC
United States Telecom Association
UnitedLex Corp.
Verizon Communications
Volkswagen
Washington Post Co.
Xcel Energy Inc

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Environmental Protection Agency
Federal Communications Commission
U.S. Department of Defense
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
European Commission
Federal Bureau of Investigation
National Marine Fisheries Service
U.S. Department of the Interior
Bureau of Land Management
Central Intelligence Agency
Confederated Tribes of the Colville Reservation
Defense Intelligence Agency
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Maritime Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office

Houlton Band of Maliseet Indians
Maine Department of Environmental Protection
National Aeronautics and Space Administration
National Economic Council
National Oceanic and Atmospheric Administration
National Railroad Passenger Corporation
National Security Agency
National Security Council
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Office of the U.S. Trade Representative
Peace Corps
Pension Benefit Guaranty Corp.
Seminole Tribe of Florida
Social Security Administration
U.S. Air Force
U.S. Army
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Labor
U.S. Department of Transportation
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To: Tamara Higgins[redacted]
Cc: ogoodman@lvcva.com[ogoodman@lvcva.com]
From: Carolyn G. Goodman
Sent: Tue 5/31/2016 7:33:57 PM
Subject: RE: Regarding Howard Hargett

I am sorry about your plight herein and I shall pass this on to my husband at his email.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Tamara Higgins [redacted]
Sent: Saturday, May 28, 2016 12:17 AM
To: Carolyn G. Goodman
Subject: Regarding Howard Hargett

Hello Carolyn,

. My name is Tamara Higgins. My father was Howard Hargett. He used to be Oscars legal researcher before he passed away in 1989.

1 year ago today his sister passed away. Our entire family legacy...is now being robbed from us for lack of a better term, by the exetrix.In a nutshell, estate is located in Monroe, NI have pointed out fraud, deceit etc. But being a little town where everyone grew up and just stayed...
she is being able to get away with it.

I did hire an attorney. However he has done nothing. Now a year later, in the dark, we are being told if we dont settle he will withdraw as counsel.
I am in desperate need to be pointed in the right direction from someone I can trust.

I do apologize for reaching out to you at work. But can you please give Oscar this email. And ask him if he could suggest what steps to take.

With the utmost appreciation,
Tamara Higgins
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jeremy Robbins
Sent: Fri 3/16/2018 5:30:14 PM
Subject: Don't let Congress criminalize Dreamers

This sender failed our fraud detection checks and may not be who they appear to be. Learn about spoofing Feedback

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Protect Dreamers. Reject this awful bill.

Carolyn G. –

Right now, there's a bill moving through the House that could lead to mass deportations of DACA recipients – simply because they don't earn enough money.

You read that right. In one of the most wrongheaded policy proposals introduced so far, under this bill, DACA recipients who fall below 125 percent of the poverty line or are out of work for 90 days or more **would be put on a path to deportation.** Since the bill doesn't offer Dreamers a permanent solution, **this provision would apply for the rest of their lives** – even in retirement.

Call your House member today and tell them to REJECT this disgraceful bill and pass a real, bipartisan solution for Dreamers.

Only the most fringe anti-immigrant radicals want a bill that would punish Dreamers. As a new poll from NAE and TargetPoint Consulting shows, Republicans and even President Trump's base overwhelmingly support a deal that would provide citizenship for Dreamers and increased funding for border security.

The idea that we would detain and deport low-income DACA recipients or those temporarily out of work is *disgraceful.* This bill is bad politics, bad economics, and simply the wrong thing to do. **Call your Representative today and demand that they vote no on this bill.**

We'll keep you posted as this bill continues to be debated, and let you know when Congress goes back to looking for a real, bipartisan solution.

Thank you,

Jeremy Robbins
Executive Director
New American Economy

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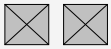
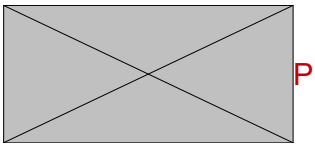


To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/31/2017 7:43:22 AM
Subject: Trump Promises Lower, Simpler Tax Rates In New Reforms



PUBLIC POLICY.

Thursday, August 31, 2017

TOP NEWS

Trump Promises Lower, Simpler Tax Rates In New Reforms

President Donald Trump laid out broad strokes of his upcoming tax reform push during a speech Wednesday in Missouri, promising lower rates and less complicated taxes intended to increase domestic investment and raise wages. Read more »

Analysis

USPTO Pick's Writings Give Hints To His Patent Views

Although he has a relatively low public profile, U.S. Patent and Trademark Office director nominee Andrei Iancu has written extensively on issues he could address during his tenure. From showing support for software patents to pushing back against criticism of the Eastern District of Texas, here are some of the views he has expressed in print. Read more »

DOL Confirms Plans To Delay Parts Of New Fiduciary Rule

The U.S. Department of Labor confirmed Wednesday that it plans to delay parts of its fiduciary rule for retirement account advisers until mid-2019, saying it would be impossible to conduct a new analysis of the rule ordered by the White House and make changes by the end of this year. Read more »

DOJ Claims 'Honest Misunderstanding' In Opaque Voter Panel

The Trump administration's controversial commission probing voter fraud didn't withhold material out of any malice but an "honest misunderstanding" born of a chaotic first meeting where staff weren't certain if members would be bringing their own materials, the U.S. Department of Justice told a D.C. federal judge on Wednesday. Read more »

Analysis

EEOC Chair Says Pay Bias Still A Priority Despite OMB Move

Although the White House budget office has given employers a temporary respite from the U.S. Equal Employment Opportunity Commission's recently expanded pay-data collection efforts, acting EEOC Chair Victoria Lipnic cautioned Wednesday that businesses are still bound by their previous reporting requirements and that the agency is not softening its focus on pay discrimination. Read more »

Analysis

4 Fast Facts As FDA Clears 'Historic' Novartis Therapy

The U.S. Food and Drug Administration on Wednesday cleared Novartis AG's first-of-its-kind gene therapy, declaring the approval "historic" and an "inflection point" for cancer treatment. Here are four fast facts about the therapy and what comes next. Read more »

BANKING & SECURITIES

NYSE Wants Cos. To Delay End-Of-Day Material News

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Covington & Burling
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Foley & Lardner
Gardere Wynne Sewell
Gibbons PC
Gibson Dunn
Goldman Antonetti
Goodwin
Gordon & Rees
Greenbaum Rowe
Greenberg Traurig
Gutride Safier

The U.S. Securities and Exchange Commission on Tuesday published a New York Stock Exchange proposal that would bar companies from issuing material news at the end of the day until after designated market makers finish their closing auctions, usually around 4:05 p.m. Read more »

Dems Ask SEC Chair To Enforce Conflict Minerals Rule

Two high-ranking Democratic lawmakers urged U.S. Securities and Exchange Commission Chairman Jay Clayton to have his agency "clarify immediately" that it will be enforcing its conflict minerals rule. Read more »

Sen. Asks FBI To Investigate Icahn's Possible Conflicts

Sen. Tammy Duckworth, D-Ill., asked FBI Director Christopher Wray on Wednesday to investigate whether billionaire investor Carl Icahn violated federal conflict of interest laws while serving as special adviser to President Donald Trump. Read more »

ENERGY & ENVIRONMENTAL

Kids Urge 9th Circ. Not To Nix Climate Suit Against Feds

Youths accusing the U.S. of failing to protect future generations from climate change have asked the Ninth Circuit to reject the federal government's request that the appeals court instruct an Oregon federal court to toss the lawsuit. Read more »

Enviros Tell 4th Circ. To Keep W.Va. Stream Toxicity Ruling

Environmental groups told the Fourth Circuit the U.S. Environmental Protection Agency failed in its duty to step in after West Virginia declined to set toxicity limits for hundreds of the state's rivers and streams, saying the local regulator's actions show the agency isn't enforcing the law. Read more »

HEALTH & LIFE SCIENCES

'Prior Good Acts' Not Allowed In Menendez Trial, Feds Say

Prosecutors gearing up for the corruption trial of New Jersey Sen. Bob Menendez next week asked a judge on Wednesday to keep the defense from comparing his favors for a wealthy eye doctor to the senator's other, unrelated official actions. Read more »

Challenge To Smog Standard Delay Is Moot, EPA Tells DC Circ.

With the U.S. Environmental Protection Agency having recently withdrawn its proposal to extend a deadline for designating smog-affected areas, the legal challenges to the extension are now moot and should be tossed, the agency told the D.C. Circuit Tuesday. Read more »

IP & TECHNOLOGY

Fed. Regs Can't Be Copyrighted, Nonprofit Tells DC Circ.

A nonprofit whose goal is to publicize industry rules written by private standards-setting groups that are later turned into law has appealed to the D.C. Circuit a lower court's February ruling that those regulations are protected by copyright law and must be removed from its website. Read more »

MEDIA & ENTERTAINMENT

Law Banning Sports Betting Must Fall, NJ Tells High Court

The state of New Jersey, a state horsemen's association and a group of policy think tanks urged the U.S. Supreme Court on Tuesday to deem the federal law prohibiting states from authorizing sports wagering unconstitutional, arguing in briefs that

Hanson Bridgett
Hartline Dacus
Hogan Lovells
Holland & Knight
Irell & Manella
Jackson Kelly
Jackson Lewis
Jackson Walker
K&L Gates
Kane Russell
Katten Muchin
Keker Van Nest & Peters
Kilpatrick Townsend
Kirkland & Ellis
Kobre & Kim
Kramer Levin
Lafayette & Kumagai
Latham & Watkins
Lawyers' Committee for Civil Rights
Mayer Brown
McCarter & English
McDermott Will
McElroy Deutsch
McGuireWoods
Morgan Lewis
Norton Rose Fulbright
O'Melveny & Myers
O'Neill & Borges
Olivares
Orrick Herrington
Paul Hastings
Paul Weiss
Porzio Bromberg
Proskauer Rose
Reed Smith
Schiff Hardin
Seyfarth Shaw
Sheppard Mullin
Sidley Austin
Skadden
Talley Anthony
Thompson & Knight
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COMPANIES

AT&T Inc.

Congress can't compel the Garden State to maintain an unwanted ban on sports betting. Read more »

TRANSPORTATION & INFRASTRUCTURE

Golden Gate Bridge Drivers Seek Class Cert. In FasTrak Row

Motorists urged a San Francisco judge Wednesday to certify a class of drivers who claim the Bay Area Toll Authority and its contractor, Xerox, robbed them of due process by failing to adequately alert them of penalties for crossing the Golden Gate Bridge without FasTrak electronic toll collection devices. Read more »

EMPLOYMENT

3rd Circ. Ruling Sets Limits for Title VII, ADA Claims

The Third Circuit on Wednesday said for the first time that federal civil rights claims for violations of Title VII of the Civil Rights Act and the Americans with Disabilities Act cannot be brought because Congress embedded a remedial scheme for redress within each statute. Read more »

COMPETITION

DOJ Official Urges China To Promote Antitrust Transparency

China's status as a world leader means the country must have a key voice in promoting transparency and fairness in competition proceedings on a global scale, a top antitrust official with the U.S. Department of Justice said Wednesday. Read more »

DC Circ. Ends 3rd-Party Candidates' Antitrust Suit

A D.C. Circuit panel has upheld the dismissal of a lawsuit filed by third-party presidential candidates Gary Johnson and Jill Stein against the Commission on Presidential Debates and the major political parties, ruling Tuesday that the pair's exclusion from the 2012 presidential debates constituted neither an antitrust violation nor an affront to their First Amendment rights. Read more »

PRIVACY & CYBERSECURITY

Analysis

As Cybersecurity Risks Loom, Carmakers Look To Regulators

Makers of internet-connected vehicles, facing new liability at the prospect of catastrophic hacks, are looking to how government agencies traditionally have regulated similar technologies as they step up self-policing efforts to guard consumer data, attorneys say. Read more »

GOVERNMENT CONTRACTS

GSA Watchdog To Probe Management Of Trump Hotel Lease

The U.S. General Services Administration's Office of Inspector General is probing the GSA's management of its lease with the Trump Organization for the Old Post Office building in Washington, D.C., currently a Trump-brand hotel, it confirmed Wednesday. Read more »

AEROSPACE & DEFENSE

Mattis Allows Transgender Troops To Serve During Review

Defense Secretary James Mattis announced late Tuesday that transgender troops

Alliance for Telecommunications Industry Solutions
Alliance of Automobile Manufacturers
Amazon.com Inc.
American Bar Association
American Cancer Society Inc.
American Civil Liberties Union
American Psychological Association
American Red Cross
Assured Guaranty Ltd.
Banner Health
Bristol-Myers Squibb Company
CTIA
CVR Energy Inc.
Celgene Corporation
CenturyLink Inc.
Citigroup Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Competitive Enterprise Institute
D-Link Corporation
Electronic Frontier Foundation
Environmental Defense Fund Inc.
Genentech Inc.
Gilead Sciences Inc.
Global Automakers
Juno Therapeutics Inc.
Kite Pharma Inc.
Lawyers' Committee for Civil Rights Under Law
Lone Star Legal Aid
Major League Baseball Inc.
Merck & Co Inc.
MultiCare Health System Inc.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
National Women's Law Center
Novartis AG
Pacific Legal Foundation
Regeneron Pharmaceuticals, Inc.
Sierra Club
Sprint Nextel Corporation
State Bar of Texas
Tesla Motors Inc.
The Cato Corporation
Trump Organization Inc.
U.S. Chamber of Commerce

will continue to be allowed to openly serve in the military for the time being, saying he will not fully implement President Donald Trump's recent ban until a review panel completes its work and he has a chance to advise the president. Read more »

Rep. Asks Navy For Answers On $21M Wasted On Fake Cops

A California lawmaker is demanding answers from the U.S. Navy regarding reports that a Virginia shipyard spent $21 million building an unauthorized police force equipped with improperly obtained weapons, vehicles and fuel under the watch of seven successive commanding officers over more than a decade. Read more »

TAX

Calif. High Court Affirms Taxing Powers Of Voter Initiatives

The California Supreme Court has ruled that taxes proposed by voter initiatives require only a simple majority vote at special elections under the state's constitution. Read more »

BANKRUPTCY

Puerto Rico Board Argues Utility Receiver Will Doom Business

Puerto Rico's fiscal advisory agency and the federal board charged with mending its debt crisis said Tuesday that a request by bondholders and insurers to appoint a receiver for its insolvent electric company must be rejected because it would violate restructuring legislation and chase away business. Read more »

IMMIGRATION

Philly Sues AG Over Withholding Funds To Sanctuary Cities

Philadelphia has joined the fight against the Trump administration's efforts to cut off federal public safety funding for so-called sanctuary cities, filing a federal suit Wednesday that claims the new rules established by Attorney General Jeff Sessions overstep his authority. Read more »

Texas Ban On 'Sanctuary Cities' Blocked By Fed. Judge

A Texas federal judge stopped the Lone Star State from enacting most of Senate Bill 4, a law that seeks to prevent so-called sanctuary cities from opting out of federal immigration efforts, finding that most of the law's provisions are unconstitutional. Read more »

SF, County Ask To Bar Trump's Sanctuary Order Permanently

California's Santa Clara County and the city of San Francisco are making a bid to block permanently the enforcement of President Donald Trump's executive order to withhold federal funds from so-called "sanctuary cities," the local governments said Wednesday. Read more »

TELECOMMUNICATIONS

Net Neutrality Comments Marked By Duplicates, Study Says

The vast majority of comments submitted to the Federal Communications Commission on net neutrality originated from form letters, according to a study commissioned by a lobbying group that was released Wednesday. Read more »

Call Completion Records Regs Ineffective, Telecoms Tell FCC

AT&T, Sprint Corp. and Comcast Corp. have told the Federal Communications Commission that the agency should eliminate certain record-keeping rules directed at cracking down on poor rural phone service, saying that the data indicates such requirements are not effective for improving service quality. Read more »

United States Telecom Association

Warburg Pincus LLC

Xerox Corporation

GOVERNMENT AGENCIES

Centers for Medicare & Medicaid Services

Commodity Futures Trading Commission

Defense Logistics Agency

Equal Employment Opportunity Commission

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Trade Commission

Financial Conduct Authority

Food and Drug Administration

International Maritime Organization

National Economic Council

National Highway Traffic Safety Administration

National Institute of Standards and Technology

New York State Senate

Office of Federal Contract Compliance Programs

Securities and Exchange Commission

Texas Attorney General's Office

U.S. Coast Guard

U.S. Department of Defense

U.S. Department of Homeland Security

U.S. Department of Justice

U.S. Department of Labor

U.S. Department of Transportation

U.S. Environmental Protection Agency

U.S. General Services Administration

U.S. Immigration and Customs Enforcement

U.S. Navy

U.S. Patent and Trademark Office

U.S. Senate

U.S. Supreme Court

West Virginia Department of Environmental Protection

DOJ Backs FCC Plan To Tackle Contraband Cellphones

The U.S. Department of Justice told the Federal Communications Commission Tuesday that it supports the agency's efforts to tackle contraband cellphones in correctional facilities, saying the phones are an ongoing security and public safety concern for the Bureau of Prisons and state and local correctional partners nationwide. Read more »

Retailers Back FCC Database Proposal To Temper TCPA Suits

A retail trade coalition has thrown its weight behind the Federal Communications Commission's proposal to create a database of phone numbers that have been reassigned to prevent people from unwittingly inheriting marketing contacts solicited by their number's previous owner, saying it would protect businesses from "predatory" Telephone Consumer Protection Act litigation. Read more »

EXPERT ANALYSIS

A Very Active Year For The CFTC So Far

Despite the lack of appointed commissioners until recently and the turnover of leadership, the U.S. Commodity Futures Trading Commission has announced more than 20 enforcement actions, proposed four rules and launched two new initiatives this year. The agency has been particularly active in bringing enforcement actions against individuals for fraud, misappropriation and false statements, say attorneys with Covington & Burling LLP. Read more »

Investing In Urgent Care: Trends And Developments To Watch

With the rise of narrow networks and increasing deductibles for health insurance plans, patients are paying more attention to the costs of specific providers and models of care, while insurers and plan sponsors continue looking for ways to drive patient volumes to lower-acuity and lower-cost settings. Urgent care providers have been a direct beneficiary of this shift, say attorneys with McGuireWoods LLP. Read more »

A Proposed Step Toward Uniform Cruise Passenger Rights

The recently introduced Cruise Passenger Protection Act of 2017 does not seek many material changes to passengers' statutory or common law legal rights against cruise lines, but rather appears aimed at uniformity of passenger protections across state lines, say Eric Lee and Michael Cavanaugh of Holland & Knight LLP. Read more »

How Autonomous Vehicles Will Transform Our Cities

Local governments and businesses must prepare for the disruptions that will hit their communities with the advent of autonomous vehicles. In the not-so-distant future, rules and regulations will change, methods for transporting people and goods will shift, and the way communities are designed, planned and built will be drastically altered, says Christopher Boll of Foley & Lardner LLP. Read more »

Opinion

Privacy And The DreamHost Paradox

Consider the D.C. judge's evaluation of the DreamHost warrant's proper digital scope, and then compare it to how the Federal Rules of Civil Procedure go further — yes, further — to protect parties from far less injurious e-discovery requests, says Jeff Hamburg of the Digital Privacy Alliance. Read more »

LEGAL INDUSTRY

Pro Bono Spotlight

K&L Gates Helps Free Man Who Spent 36 Years In Prison

After a decade of legal wrangling, K&L Gates LLP attorneys triumphed earlier this year when their pro bono client, a Boston man, was granted a new trial and released from prison after 36 years of incarceration. Read more »

Analysis

Texas Lawyers Jump To Action As Harvey Wreaks Havoc

As a deadly, unprecedented storm rolled through Houston and the greater coastal area, Texas lawyers stepped up to help, wading through chest-deep water to rescue neighbors, opening up homes to displaced colleagues and friends, and manning boats and trucks to save residents and deliver needed supplies. Read more »

Texas Justices OK Out-Of-State Attys To Help Harvey Victims

The disruption and destruction caused by Hurricane Harvey prompted the Texas Supreme Court on Tuesday to issue a series of emergency orders, one of which allows out-of-state attorneys licensed elsewhere to practice law in Texas for the next six months if certain criteria are met. Read more »

Series

What I Learned In My 1st Year: Authenticity Is Key

Three important lessons from the beginning of my practice have stuck with me. From these lessons, I discovered that I am at my best when I am authentic — and because I am who I am, clients, counsel and courts find me credible, says Amy Rubenstein of Schiff Hardin LLP. Read more »

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Ballard Spahr
Barnes & Thornburg
Best Best
Blank Rome
Bryan Cave
Butler Rubin
Cadwalader Wickersham
Casellas Alcover
Cassin & Cassin
Cohen & Gresser
Cotchett Pitre
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Foley & Lardner
Gardere Wynne Sewell

Gibbons PC
Gibson Dunn
Goldman Antonetti
Goodwin
Gordon & Rees
Greenbaum Rowe
Greenberg Traurig
Gutride Safier
Hanson Bridgett
Hartline Dacus
Hogan Lovells
Irell & Manella
Jackson Kelly
Jackson Lewis
Jackson Walker
K&L Gates
Kane Russell
Katten Muchin
Keker Van Nest & Peters
Kilpatrick Townsend
Kirkland & Ellis
Kobre & Kim
Kramer Levin
Lafayette & Kumagai
Latham & Watkins
Lawyers' Committee for Civil Rights
Mayer Brown
McCarter & English
McDermott Will
McElroy Deutsch
Morgan Lewis
O'Melveny & Myers
O'Neill & Borges
Olivares
Orrick Herrington
Paul Weiss
Porzio Bromberg
Proskauer Rose
Reed Smith
Schiff Hardin
Seyfarth Shaw
Sheppard Mullin
Sidley Austin
Talley Anthony
Thompson & Knight
Tully Rinckey
Wiley Rein
Wilson Sonsini
Winstead PC
Womble Carlyle

COMPANIES

AT&T Inc.
CTIA
CenturyLink Inc.
Comcast Corporation
State Bar of Texas
Alliance for Telecommunications Industry Solutions
Alliance of Automobile Manufacturers
Amazon.com Inc.
American Bar Association
American Cancer Society Inc.
American Civil Liberties Union
American Psychological Association
American Red Cross
Assured Guaranty Ltd.
Banner Health
Bristol-Myers Squibb Company
CVR Energy Inc.
Celgene Corporation
Citigroup Inc.
Citizens for Responsibility and Ethics in Washington
Competitive Enterprise Institute
D-Link Corporation
Electronic Frontier Foundation
Environmental Defense Fund Inc.
Genentech Inc.
Gilead Sciences Inc.
Global Automakers
Juno Therapeutics Inc.
Kite Pharma Inc.
Lawyers' Committee for Civil Rights Under Law
Lone Star Legal Aid
Major League Baseball Inc.
Merck & Co Inc.
MultiCare Health System Inc.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
National Women's Law Center
Novartis AG
Pacific Legal Foundation
Regeneron Pharmaceuticals, Inc.
Sierra Club
Sprint Nextel Corporation
Tesla Motors Inc.
The Cato Corporation
Trump Organization Inc.
U.S. Chamber of Commerce
United States Telecom Association
Warburg Pincus LLC
Xerox Corporation

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. Supreme Court
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
Executive Office of the President
U.S. Coast Guard
U.S. Immigration and Customs Enforcement
U.S. Senate
Centers for Medicare & Medicaid Services
Defense Logistics Agency
Federal Bureau of Investigation
Federal Trade Commission
Financial Conduct Authority
Food and Drug Administration
International Maritime Organization
National Economic Council
National Highway Traffic Safety Administration
National Institute of Standards and Technology
New York State Senate
Office of Federal Contract Compliance Programs
Texas Attorney General's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. General Services Administration
U.S. Navy
U.S. Patent and Trademark Office
West Virginia Department of Environmental Protection

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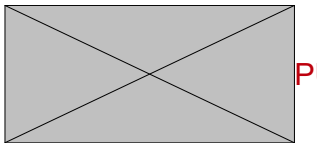
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 12/11/2018 8:55:48 AM
Subject: Supreme Court Agrees To Reconsider 'Auer' Deference



PUBLIC POLICY.

Tuesday, December 11, 2018

TOP NEWS

Supreme Court Agrees To Reconsider 'Auer' Deference

The U.S. Supreme Court on Monday agreed to reconsider a key precedent of administrative law that tells judges to defer to an agency's interpretation of its own ambiguous regulation, taking up a challenge to so-called Auer or Seminole Rock deference, which has been criticized by several conservative justices on the court. Read full article »

9th Circ. Won't Stay Order Blocking Trump's Asylum Policy

The Ninth Circuit on Friday rejected the Trump administration's request to allow its rule stripping asylum eligibility from migrants who cross the southern border outside a designated port of entry to go into effect while a lower court order blocking the policy is on appeal. Read full article »

DC Circ. Balks At Reversing Pentagon Transgender Move

Advocacy groups trying to overturn President Donald Trump's policy on transgender people serving in the military faced pointed queries from a D.C. Circuit panel on Monday as to why courts should not defer to the Pentagon's judgment on decisions regarding combat readiness. Read full article »

Analysis

Narrowed EU Digital Tax Delays Pain For Nondigital Firms, Too

The European Union’s decision to drastically limit the scope of its digital tax proposal was welcome news to large multinational corporations in the online sector — as well as those that likely don’t consider themselves digital companies. Read full article »

Barr, Delrahim Offered Dueling Accounts Of AT&T Merger Talk

President Donald Trump’s announcement Friday naming Kirkland & Ellis LLP attorney William Barr to replace ousted Attorney General Jeff Sessions has rekindled interest in a contentious meeting between Barr and the heads of the U.S. Department of Justice’s Antitrust Division that Barr once found “disturbing.” Read full article »

BANKING & SECURITIES

Hong Kong, China Exchanges Expand Mutual Access Program

The Stock Exchange of Hong Kong and its Shanghai and Shenzhen equivalents said in a joint statement Sunday they have reached an agreement to enhance the mutual market access program between mainland China and Hong Kong. Read full article »

ENERGY & ENVIRONMENTAL

NY Attorney General Seeks To Sink Exxon Climate Appeal

New York’s attorney general on Friday asked the Second Circuit to dismiss Exxon Mobil Corp.’s bid to halt the state’s climate change probe into the energy giant, saying

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Bradley Arant
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Buchanan Ingersoll
Cohen Milstein
Cravath Swaine
Dentons
Drummond Woodsum
Earthjustice
Foley Hoag
Fox Horan
Gibbons PC
Herbert Smith Freehills
Hueston Hennigan
Jones Day
Kanji & Katzen
Kelly Remmel
King & Spalding
Kirkland & Ellis
Littler Mendelson
Lowenstein Sandler
Mayer Brown
McCarter & English
McDermott Will
McGlinchey Stafford
Paul Weiss
Pierce Bainbridge

the investigation is completed and a civil enforcement action has already been filed based on the results. Read full article »

Sierra Prodded On Why It Didn't Challenge EPA Rule

D.C. Circuit judges on Monday questioned the Sierra Club on why it hasn't formally asked the U.S. Environmental Protection Agency to rewrite a rule on how states handle public feedback on air quality monitoring plans if the group objects to the changes. Read full article »

HEALTH & LIFE SCIENCES

Judge Mulls Several Outcomes For NY Opioid Surcharge Law

A Manhattan judge probed the pharmaceutical industry's attack on New York's $600 million levy on the opioid industry and the state's defense of the law at a Monday hearing, asking questions that suggested a range of outcomes were on the table between letting the law be and striking it down. Read full article »

FDA Hit With Suit Over Reporting Leeway For Clinical Trials

A New York University faculty member and a former U.S. Food and Drug Administration official have hit the agency with a suit challenging a rule they said relaxed the reporting requirements for researchers doing certain clinical trials. Read full article »

MEDIA & ENTERTAINMENT

Mass. Can't Ban Secret Recording Of Officials, Police

A blanket ban on secret audio recording in Massachusetts is unconstitutional when the person being recorded is a government official or a police officer performing their duties in public, a federal judge ruled Monday, granting a partial win to a conservative provocateur journalist and two activists in two cases. Read full article »

Trump Campaign, WikiLeaks Seek To Kill DNC Hacking Suit

The Trump campaign and WikiLeaks asked a New York federal court to toss the Democratic National Committee's suit over a pre-election email hack, saying Friday that the suit runs counter to the First Amendment and doesn't sufficiently allege they violated privacy and intellectual property laws. Read full article »

EMPLOYMENT

NLRB Aims To Speed Up Case-Handling By 20 Percent

The National Labor Relations Board is aiming to cut the time it takes to resolve labor disputes by a fifth over the next four years, according to a strategic plan the agency released Friday. Read full article »

NLRB Extends Comment Deadline For Joint Employer Rule

The National Labor Relations Board on Monday again pushed back the deadline for public feedback on its proposed rule for analyzing whether two businesses jointly employ workers, giving potential commenters until mid-January to give feedback. Read full article »

Ex-Nuclear Workers Need Clear Info For DOL Claims: GAO

The Government Accountability Office has said the U.S. Department of Labor must provide clearer information to former nuclear weapons production workers on how they can seek monetary compensation for illnesses caused by exposure to toxins. Read full article »

COMPETITION

Proskauer Rose
Quinn Emanuel
Ropes & Gray
Schiff Hardin
Selendy & Gay
Steptoe & Johnson LLP
Susman Godfrey
Waide & Associates
Wigdor LLP
WilmerHale
Winston & Strawn

COMPANIES

AT&T Inc.
Alibaba Group Holdings Ltd.
Amazon.com Inc.
American Arbitration Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
Association for Accessible Medicines
Black Hills Corporation
Cable News Network Inc.
Center for Constitutional Rights
Chevron Corp.
Computer & Communications Industry Association
Democratic National Committee
Digital Realty Trust Inc.
ESPN Inc.
EisnerAmper LLP
Entergy Corp.
Equifax Inc.
Exxon Mobil Corp.
Facebook
Faculty Athletics Representatives Association
Fiat Chrysler Automobiles NV
Food Network
Ford Motor Co.
General Motors
Google Inc.
HSBC Holdings PLC
Hong Kong Exchanges and Clearing
Iconix Brand Group, Inc.
Intel Corp.
International Business Machines Corp.
KPMG International

EU Approves Germany's €350M Per Year Rail Freight Plan

Europe's competition enforcer said Monday that it has approved Germany's plan to invest up to €350 million ($397.5 million) per year over the next several years to help move freight traffic from the roads to the rails, after finding the scheme is in line with the bloc's state aid rules. Read full article »

Australian Watchdog Calls For Digital Platform Regulation

Australia's competition and consumer protection watchdog raised concerns Monday over Facebook and Google's dominance and their effect on the media industry, calling for more regulatory oversight and other fixes for the digital platforms. Read full article »

CYBERSECURITY & PRIVACY

EU Greenlights Controversial Cross-Border Data Access Bill

The European Union is moving forward with a bill that will allow authorities in criminal proceedings to more easily reach across national boundaries for digital evidence, despite mixed support from member states and criticism from industry groups. Read full article »

House Committee Slams Equifax Over 'Preventable' Breach

The U.S. House Oversight and Government Reform Committee on Monday bashed Equifax for what the lawmakers called an "entirely preventable" data breach last year that compromised more than 148 million consumers' personal information, saying that the credit reporting giant had allowed hundreds of security certificates to expire and was woefully unprepared to handle the incident. Read full article »

INTERNATIONAL TRADE

Trump's NAFTA Withdrawal Threat Irks Centrist Dems

A group of moderate Democratic lawmakers met with U.S. Trade Representative Robert Lighthizer on Monday and expressed their discontent with President Donald Trump's threat to withdraw from the North American Free Trade Agreement in order to force a vote on a revised version of the pact. Read full article »

Looming Japan Trade Talks Tee Up Bitter Fight In Auto Sector

A top trade group representing U.S. automakers on Monday urged the Trump administration to pry open the Japanese market in upcoming trade talks with Tokyo just as labor advocates called for leaving automotive trade out of the talks altogether. Read full article »

TAX

Renewal Of Extenders Absent From Revised Year-End Tax Bill

A revised year-end tax package, released Monday by House Ways and Means Committee Chairman Kevin Brady, R-Texas, diverges from an earlier version by declining to address so-called extenders, which would revive expired tax credits retroactively. Read full article »

IMMIGRATION

DHS Watchdog To Probe If Detention Caused Toddler's Death

The U.S. Department of Homeland Security's internal watchdog has launched a probe into the death of a toddler who died soon after being released from an Immigration and Customs Enforcement lockup, a DHS spokesperson said Monday. Read full article »

US Citizen Kids Ask High Court To Halt Dad's Deportation

The children of an unauthorized Mexican immigrant have asked the U.S. Supreme

LinkedIn Corp.
Merck & Co Inc.
Microsoft Corporation
National Center for Lesbian Rights
National Rifle Association of America
Natural Resources Defense Council
New Jersey State Bar Association
New York University
Orion Energy Systems, Inc
PAREXEL International Corporation
Planned Parenthood Federation
Power Solutions International Inc.
Public Service Enterprise Group Inc.
QUALCOMM Inc.
ROC Nation LLC
Shanghai Stock Exchange Ltd.
Shenzhen Stock Exchange
Sierra Club
Snap Inc.
Sonos Inc.
Southern Poverty Law Center
Sprint Nextel Corporation
State Bar of Texas
T-Mobile USA Inc.
The American Law Institute
The Bank of Nova Scotia
The Gap Inc.
The Wireless Internet Service Providers Association
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
United Auto Workers
Verizon Communications Inc.
Warner Media LLC
eBay Inc.

GOVERNMENT AGENCIES

Antitrust Modernization Commission
Commodity Futures Trading Commission
Confederated Tribes of the Colville Reservation
Congressional Budget Office
European Commission
European Union
Federal Communications Commission
Federal Energy Regulatory

Court to review whether they, as American citizens, can claim a violation of their constitutional rights due to their father's deportation. Read full article »

AGs, Public Push Back On DHS 'Public Charge' Rule Change

The Trump administration's proposal to allow green card and visa applications to be denied based on the applicant's likelihood of using public benefits in the future drew nearly 200,000 public comments as the U.S. Department of Homeland Security kept its mailbox open Monday for the last day of submissions. Read full article »

NATIVE AMERICAN

House OKs Bill To Spur Tribes' Energy Projects

The U.S. House of Representatives approved a bill Monday that will allow Native American tribes to take more control over energy development on their lands, teeing the legislation up for signature by President Donald Trump. Read full article »

Tribe Fights For Water Quality Rule In Maine's EPA Suit

A tribe countering Maine's suit against the U.S. Environmental Protection Agency is pressing a federal court to declare that the state cannot lower water quality standards on the Penobscot River's main stem because it must be free from pollution so the tribe can maintain its fishing culture. Read full article »

TELECOMMUNICATIONS

FCC Queries Wireless Industry On Disaster Response

The Federal Communications Commission is seeking answers from the wireless industry on how cellphone service providers can better rebound from disasters and get communications up and running more quickly, the agency said Monday. Read full article »

Independent ISPs Urge FCC To Revise Subsidy Offerings

Members of the Wireless Internet Service Providers Association held a meeting with legal advisers for the Federal Communications Commission last week, asking them to lower the commission's proposed speed threshold and offer subsidies to rate-of-return carriers in areas where the broadband service is below 10/1 Mbps. Read full article »

WHITE COLLAR

Woman Accused Of Being Russian Agent Set To Change Plea

A D.C. federal judge on Monday granted a joint request from federal prosecutors and a Russian woman accused of infiltrating organizations with political influence inside the U.S. to hold a hearing so she can change her previous "not guilty" plea. Read full article »

EXPERT ANALYSIS

Opinion

DOJ Speech May Leave SEP Implementers In Dire Straits

I suspect the true audience for the U.S. Department of Justice's disavowal last week of a 2013 policy statement on standard-essential patents is not the courts but rather the U.S. International Trade Commission, whose discretion to pressure standard implementers to accept onerous licensing terms will be tested in the coming years, says University of Minnesota Law School professor Thomas Cotter. Read full article »

Top 10 Whistleblowing And Retaliation Events Of 2018

This year saw significant changes in the landscape of whistleblower and retaliation law, including a game-changing decision from the U.S. Supreme Court and the three largest bounty awards issued in the history of the U.S. Securities and Exchange Commission,

Commission
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Houlton Band of Maliseet Indians
Internal Revenue Service
International Trade Commission
Joint Committee on Taxation
NAFTA
National Institutes of Health
National Labor Relations Board
Navajo Nation
New York Attorney General's Office
New York State Joint Commission on Public Ethics
Office of the U.S. Trade Representative
Securities and Exchange Commission
Southern Ute Indian Tribe
U.S. Attorney's Office
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Patent and Trademark Office
U.S. Supreme Court
Utah Attorney General's Office

say Steven Pearlman and Meika Freeman of Proskauer Rose LLP. Read full article »

Don't Overlook Canada's New Data Breach Notification Rules

The reach of Canada's Personal Information Protection and Electronic Documents Act — which recently imposed new mandatory breach notification obligations — is far-ranging. U.S. companies that collect Canadian citizens' personal information should take note, say José Vega and Tyler Samsing of Bradley Arant Boult Cummings LLP. Read full article »

How To Help Realize A Tax Equity Market For Carbon Capture

In February, Congress amended Internal Revenue Code Section 45Q, creating a tax equity market that supports investment in carbon capture and storage projects. Additional guidance, like that proposed by the Carbon Capture Coalition, is needed in a number of key subject areas to unlock this market, says Hunter Johnston of Steptoe & Johnson LLP. Read full article »

2018 In Review: Significant White Collar Developments At DOJ

As the year comes to a close, attorneys at King & Spalding LLP look back at a few of the most notable developments at the U.S. Department of Justice, including corporate monitor guidance, a False Claims Act policy shift, foreign exchange prosecutions, cryptocurrency fraud and international cooperation developments. Read full article »

Proposed FDA Drug Software Rules Strict On Pharma Cos.

If implemented, the U.S. Food and Drug Administration's proposed framework for regulating prescription drug-use-related software would likely mean that pharmaceutical companies will need to exert more control over certain software applications and be more involved in software update processes, say attorneys at Ropes & Gray LLP. Read full article »

LEGAL INDUSTRY

Susman Godfrey Shatters Cravath Associate Bonus Standard

Three more law firms — Susman Godfrey LLP, Wigdor LLP and Selendy & Gay PLLC — are planning to exceed the market standard for associate bonuses previously set by trendsetter Cravath Swaine & Moore LLP, with Susman Godfrey saying that the lowest rung on its scale will pay $10,000 more than the top bonuses given to Cravath associates. Read full article »

John Gibbons, Former 3rd Circ. Chief Judge, Dies At 94

John J. Gibbons, a Gibbons PC name partner and former Third Circuit chief judge known as a champion of civil liberties, staunch constitutionalist and fierce critic of the death penalty, died Sunday at the age of 94, the law firm said. Read full article »

Jay-Z Claims Movement In Arbitrator Diversity Request

Music mogul Jay-Z told a New York state court that the American Arbitration Association has agreed to work with him to ensure more African-American arbitrators would be available in the pool of potential people to hear his intellectual property dispute with Iconix Brand Group Inc. Read full article »

Sonos Snags GC From Tribune A Week After Nexstar Deal

Smart speaker maker Sonos Inc. named Tribune Media Co.’s executive vice president and general counsel as its new chief legal officer on Monday, a week after Nexstar announced a $6.4 billion deal to acquire the media company. Read full article »

Interview

15 Minutes With Gap's Global General Counsel

Gap Inc. Global General Counsel Julie Gruber sees value in both formal and casual mentorship programs. Here, she describes how the company has made strides on diversity and inclusion and why being fast and flexible are crucial in the changing retail environment. Read full article »

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Alston & Bird
Arnold & Porter
Baker McKenzie
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Bradley Arant
Briggs and Morgan
Buchanan Ingersoll
Cohen Milstein
Cravath Swaine
Dentons
Drummond Woodsum
Earthjustice
Foley Hoag
Fox Horan
Gibbons PC
Herbert Smith Freehills
Hueston Hennigan
Jones Day
Kanji & Katzen
Kelly Remmel
King & Spalding
Littler Mendelson
Lowenstein Sandler
Mayer Brown
McCarter & English
McDermott Will
McGlinchey Stafford
Pierce Bainbridge
Quinn Emanuel
Schiff Hardin
Selendy & Gay
Steptoe & Johnson LLP
Susman Godfrey
Waide & Associates
Wigdor LLP
WilmerHale
Winston & Strawn

COMPANIES

Apple Inc.
AT&T Inc.

Amazon.com Inc.
American Civil Liberties Union
Center for Constitutional Rights
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New York University
Twitter Inc.
Alibaba Group Holdings Ltd.
American Arbitration Association
American Federation of Labor and Congress of Industrial Organizations
Association for Accessible Medicines
Black Hills Corporation
Cable News Network Inc.
Computer & Communications Industry Association
Democratic National Committee
Digital Realty Trust Inc.
ESPN Inc.
EisnerAmper LLP
Entergy Corp.
Equifax Inc.
Exxon Mobil Corp.
Faculty Athletics Representatives Association
Fiat Chrysler Automobiles NV
Food Network
Ford Motor Co.
General Motors
HSBC Holdings PLC
Hong Kong Exchanges and Clearing
Iconix Brand Group, Inc.
Intel Corp.
International Business Machines Corp.
KPMG International
LinkedIn Corp.
Merck & Co Inc.
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National Rifle Association of America
Natural Resources Defense Council
New Jersey State Bar Association
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Power Solutions International Inc.
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T-Mobile USA Inc.
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The Bank of Nova Scotia
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U.S. Chamber of Commerce
United Auto Workers
Verizon Communications Inc.
Warner Media LLC
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Federal Communications Commission
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U.S. Department of Homeland Security
U.S. Department of the Treasury
European Commission
European Union
Food and Drug Administration
Government Accountability Office
NAFTA
National Labor Relations Board
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
Antitrust Modernization Commission
Commodity Futures Trading Commission
Confederated Tribes of the Colville Reservation
Congressional Budget Office
Federal Energy Regulatory Commission
Federal Trade Commission
Houlton Band of Maliseet Indians
International Trade Commission
Joint Committee on Taxation
National Institutes of Health
Navajo Nation
New York Attorney General's Office
New York State Joint Commission on Public Ethics
Office of the U.S. Trade Representative
Southern Ute Indian Tribe
U.S. Attorney's Office
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U.S. Department of Health and Human Services
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To: ogoodman@lvcva.com[ogoodman@lvcva.com]
From: Carolyn G. Goodman
Sent: Mon 7/18/2016 7:43:42 PM
Subject: FW: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Carolyn G. Goodman
Sent: Monday, July 18, 2016 12:24 PM
To: [redacted]
Cc: [redacted]
Subject: FW: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Please advise as to your recommendation.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Jonathan Cooper [mailto:Jonathan.Cooper@clarkcountyda.com]
Sent: Monday, July 18, 2016 10:41 AM
To: Cheryl Russo
Subject: RE: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Cheryl,

Greetings, my name is Jonathan Cooper and I am the DDA assigned this case. I wanted to send the below Email to Mayor Goodman but I do not have her E-mail address. Can you please forward the below email to her for me.

Thank you !

Mayor Goodman:

Last week, Mr. Meeks attorney reached out to me in an attempt to resolve this case short of going to trial. Some of the suggestions that his attorney made were very reasonable. However, I first wanted to discuss possible resolutions with you before I agreed to any. Out of the few negotiations we discussed the most favorable to our position is below.

Offer
Pled Guilty to Count 1 (Forgery- D Felony punishable by 1-4 years)
Standard bail after entry of plea ($3,000.00)
State will argue facts of the case but not recommend a punishment

Pay Full Restitution

As you know, the Defendant is charged with 2 Counts of forgery. In essence, he will be pleading guilty to the "lead charge". Further, even if he was convicted of both counts at trial it is likely that the sentencing judge would run the counts concurrent. So, in my opinion under this negotiation we lose little if any leverage at sentencing. Another benefit of this negotiation is that I would not need you to come to court and testify which I know can be a scheduling nightmare.

Please let me know your thoughts. I am also available to answer any questions you may have regarding the case or the possible negotiation.

Jonathan

Jonathan Cooper
Deputy District Attorney
Major Fraud Unit / Elder Abuse Unit
Clark County District Attorney's Office
(702) 671-2636

From: Matthew Butler
Sent: Tuesday, July 12, 2016 9:48 AM
To: crusso@lasvegasnevada.gov
Cc: Jonathan Cooper <Jonathan.Cooper@clarkcountyda.com>
Subject: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Good morning Cheryl. Thank you for speaking with me regarding our upcoming hearing against Robert Meeks. I have attached a subpoena for Mayor Carolyn Goodman to appear on 07/19/2016 at 9:00 AM. I have notified DDA Jonathan Cooper Mayor Goodman's mandatory appointment at 10:00 AM.

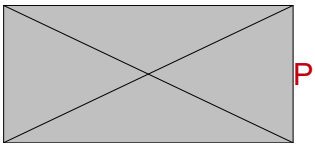
I will keep in contact with you regarding any changes to the hearing date.

Thank you for your assistance.

Matthew Butler
TAC Officer/Process Server
HIDTA/Grand Jury Unit/Fraud Unit
Clark County District Attorney
200 Lewis Ave., #3434
Las Vegas, NV 89101
(702) 671-2572 (phone)
(702) 868-2428 (fax)

(702) 271-6228 (cell)
matthew.butler@clarkcountyda.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 3/16/2018 7:46:55 AM
Subject: Courthouse Concealed-Gun Ruling Reversed By Texas Panel



PUBLIC POLICY.

Friday, March 16, 2018

TOP NEWS

Courthouse Concealed-Gun Ruling Reversed By Texas Panel

A split panel of the First Court of Appeals of Texas on Thursday determined a lower court didn't have standing to hold that signage outside a courthouse banning concealed license holders from entering with a handgun comports with state law, tossing the judgment but leaving the underlying matter unresolved. Read more »

Manafort Disputes Criminal Charges, Attacks Mueller Probe

Paul Manafort on Wednesday made his latest move to defeat a slew of money laundering and foreign lobbying charges brought by Special Counsel Robert Mueller, saying in court filings that Mueller's appointment improperly gave him a "blank check" to investigate anything arising from the Russia investigation, however attenuated. Read more »

USPTO Looks To Automate Identification Of Prior Art

The U.S. Patent and Trademark Office is making progress on a plan to streamline the patent examination process through an automated system to identify relevant prior art early in the review, Commissioner for Patents Andrew Hirshfeld said Thursday in Washington, D.C. Read more »

Senate Panel OKs 10th Circ., Fla., Del. Court Picks

President Donald Trump's picks for the Tenth Circuit and district court seats in Florida and Delaware moved through the Senate Judiciary Committee Thursday, all with at least some bipartisan support. Read more »

Law Firms Can Prosecute On Behalf Of DA, 9th Circ. Rules

The Ninth Circuit on Thursday refused to revive a bank's contention that a California district attorney can't hire Baron & Budd PC and other firms to prosecute allegations of customer deception, ruling for the first time that the government can pay private counsel to pursue civil penalties. Read more »

Split 5th Circ. Vacates DOL's Obama-Era Fiduciary Rule

A split Fifth Circuit panel on Thursday vacated the U.S. Department of Labor's fiduciary rule for retirement account advisers, with the majority finding the agency overstepped its authority and that the Obama-era rule's redefinition of "fiduciary" was unreasonable. Read more »

BANKING & SECURITIES

House Votes To Create Independent Review Board For Banks

The House of Representatives passed a pair of measures altering financial institution rules Thursday, creating an independent board to review agency actions and altering Regulation A+ securities offerings. Read more »

ENERGY & ENVIRONMENTAL

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Cravath Swaine
DLA Piper
Drinker Biddle
Eversheds Sutherland
Finnegan
Gibson Dunn
Golomb & Honik
Ice Miller
Ifrah Law
Jung & Sisco
Keller and Heckman
Kelley Drye
Kemp Jones
Kirkland & Ellis
Kurzban Kurzban
Lawyers' Committee for Civil Rights
Lewis Brisbois
Mayer Brown
McGuireWoods
Morgan Lewis
Morris Nichols
O'Melveny & Myers
Paul Hastings

FERC Won't Let Pipeline MLPs Recoup Tax Allowances

The Federal Energy Regulatory Commission will no longer permit master limited partnership interstate natural gas and oil pipelines to recoup an income tax allowance in cost-of-service rates, the agency said Thursday in response to a federal appeals court remand. Read more »

Feds To Revisit Critical Habitat Rules To Settle States' Suit

An Alabama federal judge on Thursday agreed to dismiss a challenge brought by a coalition of largely right-leaning state attorneys general against Endangered Species Act rules governing critical habitat designations after the federal government agreed to reconsider them, the Arkansas Attorney General's office said. Read more »

Perry Admits DOE Budget Cuts Face Long Odds In Congress

Energy Secretary Rick Perry on Thursday defended proposed cuts in the U.S. Department of Energy's 2019 budget plan from skeptical House appropriators, but admitted some reductions were legislative long shots, including the elimination of research and development programs and a plan to privatize federal hydroelectric power systems. Read more »

DC Circ. Asks FERC Why Utility's Potential Recoupment Cut

A D.C. Circuit panel skeptically prodded the Federal Energy Regulatory Commission on Thursday for an explanation why the agency ruled that if San Diego Gas & Electric Co. were forced to abandon a contentious project, it could only recoup half of the $31 million it initially spent, despite regulations the utility says mandate full reimbursement. Read more »

HEALTH & LIFE SCIENCES

Drugmakers Get Blowback As 340B Changes Gain Steam

Republican-led efforts to increase hospital transparency in the 340B drug discount program encountered turbulence on Capitol Hill on Thursday as Democrats spotlighted secrecy surrounding drugmaker pricing practices. Read more »

FDA Floats Plan To Cap Nicotine Levels In Cigarettes

The U.S. Food and Drug Administration on Thursday moved ahead with its plan to drastically reduce nicotine addiction and smoking-related deaths by cutting nicotine levels in cigarettes to the point where potential smokers won't get hooked and it will be easier for smokers to quit. Read more »

MEDIA & ENTERTAINMENT

Now's The Time To Get Ready For Sports Betting, Attys Say

An imminent U.S. Supreme Court decision could open the door to sports betting in many states, but companies looking to jump into the space should start preparing and start looking for partnerships with existing casinos now, attorneys say. Read more »

TRANSPORTATION & INFRASTRUCTURE

Feature

4 Things To Watch In FAA Reauthorization Talks

With the Federal Aviation Administration's current authorization expiring at the end of the month, Congress will likely pass a short-term extension to buy time to negotiate other top-flight issues concerning consumer protection, drone oversight and funding for airport upgrades, experts say. Read more »

EMPLOYMENT

Richman Law Group
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Sheppard Mullin
Sidley Austin
Stinson Leonard
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America's Essential Hospitals
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American Civil Liberties Union
Andeavor Corp.
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Citigroup Inc.
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Johnson & Johnson
Kinder Morgan
Lehman Brothers Holdings Inc.
Major League Baseball Inc.
McKesson Corporation
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association

Ex-Boston Top Cop Backs Hair Drug Test To Screen Officers

The former commissioner of the Boston Police Department told a Massachusetts federal judge in a long-running trial Thursday that he believed a drug test using hair samples was a valid means of screening officers, but acknowledged concern about a racial disparity in the results. Read more »

NLRB Employee Union Criticizes Proposed Agency Changes

A union representing National Labor Relations Board workers told general counsel Peter Robb that proposed changes to case processing procedures and to the regional office system would undermine the agency's mission and make it harder for unfair labor practice charges to be properly investigated, according to a letter made public Thursday. Read more »

CYBERSECURITY & PRIVACY

US Unveils New Russia Sanctions For Cyberattacks

The Trump administration on Thursday announced new sanctions on several Russian individuals, companies and intelligence agencies, in retaliation for meddling in the 2016 U.S. election and carrying out other cyberattacks. Read more »

Ill. High Court Weighs If FOIA Spirit Violated By New Laws

The Illinois Supreme Court on Thursday heard twin arguments in consolidated cases against the Illinois Department of Financial and Professional Regulation, which appellants say denied public records requests after stalling long enough for the legislature to pass narrow laws to prohibit the release of the information sought in the requests. Read more »

TAX

Feature

Pa. Officials Follow Trump In Not Releasing Tax Returns

Many state lawmakers have proposed legislation mandating that presidential candidates disclose their tax returns, but their states' own leaders sometimes keep that information secret, including three Republican candidates for Pennsylvania governor who recently said they will not release their returns. Read more »

Sen. Dems Introduce Resolution Opposing Remote Sales Tax

Creating a nationwide remote sales tax would be disastrous for entrepreneurs and small-business owners, who would be forced to collect and remit taxes for over 10,000 jurisdictions, Senate Finance Committee ranking minority member Ron Wyden, D-Ore., and four other Democratic lawmakers said in a resolution introduced Thursday. Read more »

IMMIGRATION

USCIS To Require Immigrants' Own Signatures On Documents

U.S. Citizenship and Immigration Services will require petitioners for immigration benefits to provide a valid signature on official documents and will no longer accept power of attorney signatures, according to an agency policy memorandum. Read more »

Asylum Seekers In 5 States Challenge Trump's Parole Policies

Several asylum seekers filed a putative class action against the federal government in D.C. federal court Thursday, alleging the Trump administration is categorically denying parole requests at detention facilities in California, Michigan, New Jersey, New Mexico and Pennsylvania, in violation of the U.S. Constitution and federal laws and policies. Read more »

Nestle
PayPal Inc.
PhRMA
Ryan LLC
San Diego Gas & Electric Co.
Smith & Nephew plc
Southwest Airlines Co.
Starbucks Corporation
Steuben Foods Inc.
Straight Path Communications Inc.
The DIRECTV Group, Inc.
Time Warner Inc.
Turner Broadcasting System Inc.
Twilio Inc.
Twitter Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
Verizon Communications
Wayfair LLC
Wynn Resorts Ltd.
Yahoo! Inc.

GOVERNMENT AGENCIES

Bonneville Power Administration
Bureau of Citizenship and Immigration Services
California Public Utilities Commission
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Health Resources and Services Administration
Illinois Supreme Court
Internal Revenue Service
Jamestown S'Klallam Tribe
Lower Elwha Klallam Tribe
National Labor Relations Board
National Marine Fisheries Service
Office of Foreign Assets Control
Port Gamble S'Klallam Tribe
Securities and Exchange Commission

Haitians' Protected Status Nixed Due To Racial Bias, Suit Says

A nonprofit group of lawyers who represent immigrants hit President Donald Trump and the U.S. Department of Homeland Security with a lawsuit in New York federal court Thursday challenging the decision to end temporary protected status for Haitians, saying the move was motivated by racial animus. Read more »

NATIVE AMERICAN

Dem Bill Takes On Tribal Opioid Crisis With New Program

Senate Democrats on Wednesday took steps to address the crushing effects of the opioid crisis in Native American communities, unveiling a bill that would create a special program to provide support and resources to those struggling with the epidemic and various mental health issues. Read more »

Skokomish Tribe Presses 9th Circ. To Revive Hunting Suit

The Skokomish Indian Tribe urged the Ninth Circuit on Wednesday to revive its suit accusing Suquamish tribal officers of encroaching on Skokomish hunting grounds in violation of a federal treaty, saying the officials aren't protected from the suit by the tribe's sovereign immunity. Read more »

TELECOMMUNICATIONS

Feature

3 Things To Watch As Net Neutrality Litigation Progresses

With the announcement last week that the most recent round of net neutrality litigation will be heard in the Ninth Circuit, the contours of the hotly contested internet regulation debate are coming into focus, but much remains unsettled as to the fate of the Obama-era FCC regulations. Read more »

Judge Blasts 'Fake News' In AT&T-Time Warner Row

A D.C. federal judge on Thursday railed against press reports that the trial contesting AT&T and Time Warner's merger has been pushed back two days, when in fact only opening arguments have been moved to make way for two days of evidentiary arguments, beginning Monday, March 19. Read more »

FCC Must Undo AT&T, Verizon Spectrum Sales, Rep. Says

In a letter Wednesday to FCC Chairman Ajit Pai, a California congresswoman accused the agency of unfairly giving AT&T and Verizon a leg up in the development of next-generation mobile service by approving a pair of multimillion-dollar spectrum license buyouts, calling for the commission to undo its actions. Read more »

WHITE COLLAR

Feds Tell 7th Circ. House Rules Fair Game In Schock Case

Prosecutors have urged the Seventh Circuit to reject ex-Rep. Aaron Schock's bid to shut down the government's fraud case against him on separation of powers grounds, setting up a showdown over whether "ambiguous" internal House rules can be used as a shield or a sword in government corruption cases. Read more »

EXPERT ANALYSIS

Employer Takeaways From Calif.'s Response To #MeToo

Because there is a clear definition of sexual harassment under both California and federal law, there are several appropriate precautions that employers can take to prevent the #MeToo movement from occupying their workspace, even as state representatives work to bolster the statutory scheme of protection in their legislative response, says Jamie Wright of Albright Yee & Schmit APC. Read more »

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Southwestern Power Administration
Texas Legislature
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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court
Western Area Power Administration
World Trade Organization

Trends In China's Food And Packaging Laws: Part 2

China has recently implemented a number of changes to its food regulatory system. U.S. beef can again be imported to China after a 14-year prohibition. But companies must comply with new standards for food manufacturer certification, food labeling and food packaging, say attorneys with Keller and Heckman LLP. Read more »

Tax Planning In The Age Of Tax Reform: Part 2

Businesses face challenges in implementing the Tax Cuts and Jobs Act, especially given its size and scope and the ambiguities that remain regarding its application. Unfortunately, if administrative guidance and technical corrections are not issued soon, companies may lose valuable rights, say attorneys with Eversheds Sutherland LLP. Read more »

LEGAL INDUSTRY

Feature

2 Hiring Moves That Could End Up Reducing Atty Turnover

Law firms may need to rethink the way they interview and hire to reverse the steady tide of attorneys jumping ship in today's highly active lateral market. Here are two tactics for finding and hiring lawyers that some say could prevent them from leaving in the long run. Read more »

Law Firms Get Low Marks On Innovation From In-House Attys

In the age of technology and artificial intelligence, a majority of United States corporate legal departments say they've seen no innovation from their law firms and legal service providers in the past year, the research firm Acritas said Thursday. Read more »

Panama Papers Firm Mossack Fonseca Closing Over Scandal

Mossack Fonseca & Co., the offshore law firm implicated in the Panama Papers scandal, is telling clients it will close by March 31 because of the damage to its reputation and business, according to a statement posted Wednesday by the International Consortium of Investigative Journalists. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

A trio of small and solo law firms secured a spot on this week's legal lions list after a federal judge sided with their client, US Coachways Inc., in a $50 million insurance dispute, while Butler Snow LLP landed on the legal lambs list when a federal jury slammed its client, a Johnson & Johnson unit, with a $35 million product liability verdict. Read more »

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Caldwell Boudreaux
Carter Wolden
Cozen O'Connor
Cravath Swaine
DLA Piper
Drinker Biddle
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Finnegan
Golomb & Honik
Ice Miller
Ifrah Law
Jung & Sisco
Keller and Heckman
Kelley Drye
Kemp Jones
Kirkland & Ellis
Kurzban Kurzban
Lawyers' Committee for Civil Rights
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McGuireWoods
Morris Nichols
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Competitive Enterprise Institute

Covidien PLC
Delta Air Lines Inc.
Discover Financial Services
Entergy Corporation
Etsy Inc.
Facebook
Ferro Corporation
FiberTower Corporation
Hawaiian Holdings Inc.
Home Box Office Inc.
Instagram Inc.
Institute for Justice
Interstate Hotels & Resorts Inc.
JetBlue Airways Corporation
Johnson & Johnson
Kinder Morgan
Lehman Brothers Holdings Inc.
Major League Baseball Inc.
McKesson Corporation
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
Nestle
PayPal Inc.
PhRMA
Ryan LLC
San Diego Gas & Electric Co.
Smith & Nephew plc
Starbucks Corporation
Steuben Foods Inc.
Straight Path Communications Inc.
The DIRECTV Group, Inc.
Time Warner Inc.
Turner Broadcasting System Inc.
Twilio Inc.
U.S. Chamber of Commerce
Verizon Communications
Wayfair LLC
Wynn Resorts Ltd.
Yahoo! Inc.

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U.S. Department of Justice
Federal Communications Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
Internal Revenue Service
Port Gamble S'Klallam Tribe
Securities and Exchange Commission
U.S. Department of Labor
U.S. Supreme Court

Bonneville Power Administration
Bureau of Citizenship and Immigration Services
California Public Utilities Commission
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau
Federal Aviation Administration
Federal Bureau of Investigation
Federal Trade Commission
Food and Drug Administration
Health Resources and Services Administration
Illinois Supreme Court
Jamestown S'Klallam Tribe
Lower Elwha Klallam Tribe
National Labor Relations Board
National Marine Fisheries Service
Office of Foreign Assets Control
Skokomish Indian Tribe
Southwestern Power Administration
Texas Legislature
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
Western Area Power Administration
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Fri 11/13/2015 5:02:43 PM
Subject: [Marketing Mail] 11/19 Webinar: How to Help Customers Susceptible to ID Fraud

Complimentary Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **Register Now >**

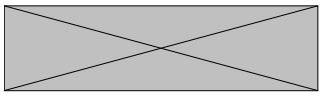
Military personnel are 25% more likely than the average person to be a victim of new account fraud, making them particularly vulnerable to identity theft. Two other at-risk groups are seniors and students. Learn how banks can play a role in reversing this trend for these key customer segments.

Join Banking Exchange on November 19 at 2:00 pm EST | 11:00 am PST for the complimentary webinar **Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow**.

Register for this complimentary webinar >

This webinar will cover:

- What behaviors and activities place students, military, and seniors at higher risk of identity fraud
- The outlook for fraud targets over the next few years and how it will impact these consumer segments
- Why customer engagement is the cornerstone of effective fraud detection



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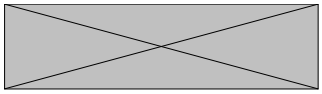

Date: Thursday, November 19, 2015

Time: 2:00 pm EST | 11:00 am PST

Speakers:

Thomas Carpenter
Vice-President, Product Development, Fifth Third Bank

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Moderator:

Bill Streeter
Editor & Publisher; Banking Exchange

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Thur 10/12/2017 12:59:32 PM
Subject: Oct 13, Failure to balance bill patients leads to large recoupment, audits, and litigation

.
Ted Burton

Balance Billing for Out-of-Network Providers

Most out of network health care providers make critical mistakes that jeopardize their compliance with state and federal laws. Many providers tell patients they will accept any payment received from the patient's health plan as payment in full. This practice is risky and may invite accusations of ínsurance fraud – it is however, prevalent throughout the U.S.

Here are just a few of the cases where billing related errors (Overpayments, Negligent misrepresentation, Out-of-network write-offs, and Balance billing) ended in very real legal nightmares:

- Connecticut General Life Ins. Co. and Cigna v. Health Diagnostic Laboratory, Inc.—**$84 Million dollars recovered**
- Aetna v Health Diagnostics Laboratory—**Sued for "tens of millions" of dollars**
- Aetna v Bay Area Surgical Management (BASM)—**Amount sought: $23 Million**

What makes it worse is that HHS is actively watching and waiting to catch you in case you backslide. However, all is not lost! Join expert speaker **Thomas Force, Esq.**, to learn how OON providers and their revenue recovery staff can maintain compliance while collecting a fair amount of money from the patient's health plan. He will also shed light on state laws relating to balance billing requirements for OON providers.

Conference: **The Balance Billing Requirement - Why Out-of-Network Providers Must Balance Bill Their Patients**
Date: **Friday**, **October 13 (*Available for all day*)**
Time: **60 minutes**

Failure to balance bill patients can lead to large recoupment, audits, and litigation for ínsurance fraud. This training session will help you avoid common pitfalls and get answers to questions like the following:

- Why is balance billing required in most jurisdictions?
- What are the exceptions to balance billing requirements?
- How to properly balance bill patients without offending or alienating them?
- How can my practice use ERISA to appeal denied and under-reimbursed claims for employer-sponsored plans?
- What is a recoupment and what to do when faced with one?
- What are the penalties for non-compliance with balance billing?

Session Highlights:

- Learn why OONs are required to balance bill—and why it's ínsurance fraud if you don't.
- Consider the case of Ingenix's conflict of interest—and how FAIR Health is reforming Out-of-Network reimbursement.
- Review ERISA Preemption—what it means for providers located in states that restrict or prohibit balance billing.
- View case studies of problematic billing—and how they are noncompliant.
- Understand patient protections under PPACA: Coverage for Emergency Services.
- Díscover industry insights on Medícare, TRICARE/CHAMPUS and balance billing.
- Learn about the impact of New York's Emergency Medical Services and Surprise Bills Law.
- Write a patient friendly balance bill letter, and consider the timing of the same.

- Review the importance of a Charity Care Program/ Financial Hardship Policy.
- Learn best practices: Transparency and Disclosure
- Discuss Case Laws—Cigna vs. Health Diagnostics, Aetna vs. Health Diagnostics Laboratory, and more.

Discount offer: Apply "**SAVE20**" at check-out and get **$20 off**. Plus, you will get ***1 AAPC CEU*** per registration.

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From: SAP Concur
Sent: Tue 9/25/2018 3:18:55 PM
Subject: Government regulations are always changing. Can you keep up?

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Regulations, rules, and laws on how you should be managing taxpayer dollars are always in flux. These constant changes cause complexity in your travel and expense policy, making it hard for even the most experienced government employees to stay up-to-date. As a result, small misunderstandings can lead to sizable fraud, waste, and improper payments. And when your agency is audited, these offenses can lead to serious ramifications for you and your teams.

A fully-connected, scalable T&E solution can reduce risk by:

- Giving you the data you need to ensure compliance with changing government and tax regulations.
- Providing a complete view of your T&E spend so you can catch patterns in fraudulent spend.
- Controlling policy compliance with built-in flags, spending blocks, and automatic audits to detect and prevent noncompliant behavior.

No longer can you afford to rely on human intervention when it comes to compliance. Download our info sheet "The Nuts and Bolts of Public Sector

Compliance" to learn tips for building a strong T&E policy foundation to stay on top of changing regulations and policy adjustments.

Download now

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Subject: Talent War Waged By "Marcus By Goldman Sachs"

Next Voices Hits SXSW • Goodbye To Credit Judgment? • Deposits Driving M&A • What, Wait, De Novos? • Fighting Human Trafficking • How To Slice Your Capital Pie

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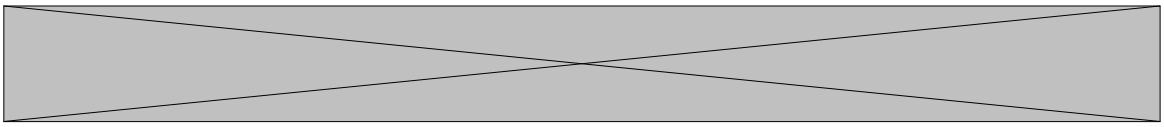

COMMUNITY BANKING STRATEGIES

Thriving starts with the board

Lesson #1 for a thriving independent bank: “If you want to stay independent, the first thing you have to understand is that you cannot stay independent as a community bank by doing nothing,” says expert Jeff Gerrish. “Independence is an action, not a condition.” Read more

DISRUPTION FROM WITHIN

Goldman's Marcus wages talent war

With his Marcus By Goldman Sachs banking brand going strong, it's not results that keep Omer Ismail up. He worries about keeping a fresh supply of fintech talent coming in the door as this "startup in a 149-year-old firm" expands its scope. Read more

MERGERS & ACQUISITIONS

M&A focus sharpens on low-cost deposits

An intensifying pursuit of core deposits is fueling bank mergers and acquisitions in 2018, bankers and analysts say.
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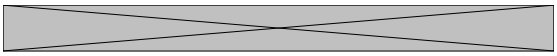
WHAT'S NEXT, BUFFALO?



NEXT VOICES

Experiencing fintech at SXSW

Fintech has become a bigger part of the annual SXSW festival in Austin, Texas, as discovered by Amrita Vir, one of our Next Voices bloggers. An on-site summary for *Banking Exchange*. Read more

TALKING CREDIT

What will credit training look like in ten years?

What bankers do today will produce tomorrow’s credit experts—or "experts." Read more

AML & FRAUD

No more “Empty Pages”*

John Byrne reports: Polaris study points out the importance of strong, consistent laws to attack human trafficking. Read more

COMMUNITY BANKING BLOG

Is your capital pie large enough?

New banks on the horizon?

De novo activity is picking up across the country, with industry veterans finding opportunities in market gaps left by a decade of community bank consolidation.
Read more

ALCO BEAT

Drought hits community banks' deposit farm

For more than ten years, banks came to enjoy abundant deposits. Bad news from Darling Consulting's Jeff Reynolds: A deposit drought is headed your way. Good news: Reynolds says there are steps you can take to protect your bank now.
Read more

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

What ingredients should your board be baking in? Jeff Gerrish explores tapping debt versus equity and the issue of shareholder dilution. Read more

BANKING'S NEXT GENERATION

4/22 deadline approaches for "20 Under 40" competition

Has your bank nominated a promising young banker for the *Banking Exchange* "20 Under 40" competition? The deadline is midnight, April 22. Nominate today!
Learn more

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Otting on risk management

"Bankers are much better at risk management than we've really ever been. They have more tools for seeing and monitoring risk. So what we are trying to do is remind them"—***Comptroller Joseph Otting*** *in exclusive interview*
Read more

Banking Trends Through a Millennial Lens

Much has been written about the Millennial generation, yet many questions remain about Millennials' approach to finances and their relationships with financial institutions. New

research from The Center for Generational Kinetics and **CSI** puts real numbers to the common lore about the Millennial generation, verifying some assumptions and correcting some that are incorrect. Read more

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Sent: Thur 12/21/2017 10:01:12 AM
Subject: New Comptroller Shares Priorities For First Year

ALCO Beat: Will Your Liquidity Plans Work? • Consumer Credit Strong • Are Your Products "Good Sticky" Or "Bad Sticky"? • Will Fed Lose Control? • Watch Open Banking

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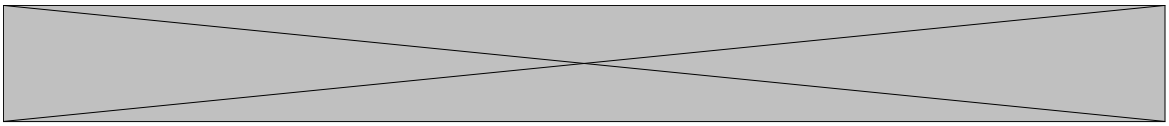
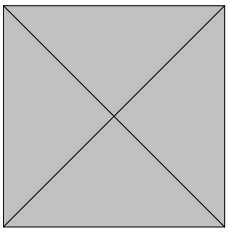


WASHINGTON

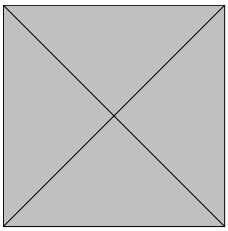
A banker takes OCC's helm



Reforming CRA regulation, taking a fresh look at BSA/AML enforcement, getting banks back into small personal loans, and simplifying capital regulations rank high on the agenda of new Comptroller of the Currency Joseph Otting.Read more

ALCO BEAT

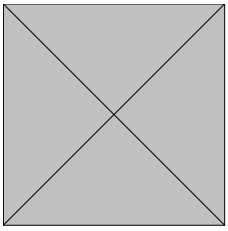
Is your liquidity plan ready for 2018?



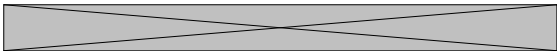
Regulators have some legitimate reasons to be concerned about banks' liquidity position, according to Steve Boselli of Darling Consulting Group. One example: Has your liquidity stress testing process grown stale compared to the conditions of today and tomorrow? Read more

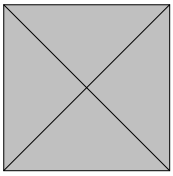
RETAIL BANKING

Consumer credit to stay strong even as rates rise



Consumer credit performance in 2018 should perform well even as the Federal Reserve continues to gradually hike interest rates into the new year, according to an analysis by TransUnion. Read more

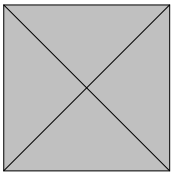




LIKE IT OR NOT

"Sticky" for the right reasons

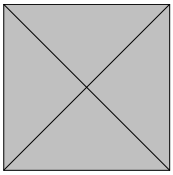
“Hassle” makes a lousy long-term marketing plan, writes Editor & Publisher Bill Streeter in his new blog. Read more



TALKING CREDIT

Looking forward, looking backware

Rate picture is just part of what should be keeping bankers up at night, says Ed O'Leary. Read more



AML & FRAUD

"Days Of Future Passed"

John Byrne presents his annual "what's in, what's out" listing for BSA/AML compliance. Read more

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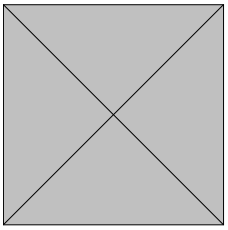
TECH STRATEGY

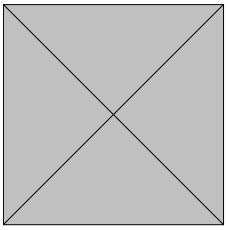
Why you must have your eye on open banking



Open banking is a "game changer," says a Celent senior analyst. Mandated in Europe and other countries, open banking is driven by APIs--software building blocks that transform tech development. U.S. banks must stay up with this wave of change. Read more

COMPLIANCE TRAINING

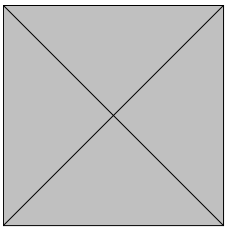
Compliance training by role versus reg



Traditional compliance training teaches everyone the whole nine yards of a reg, no matter what their bank job is. A new program takes an entirely different approach—teach people only what they *need* to do their job. Read more

MERGERS & ACQUISITIONS

Got cash, bought bank



Byline Bancorp Inc. built off its initial public offering as promised with a substantial bank acquisition plan that executives say will bolster its presence in Chicago's northern suburbs and provide it important toeholds in industrial corridors of the city's western markets. Read more

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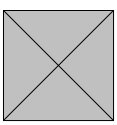

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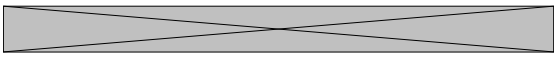

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Get "suits" and "jeans" working together

"The banking industry is squarely in the path of a perfect storm of disruption. ... Banks need to do a better job bringing together what we call their 'suits' and 'jeans'"—***Roger Park, E&Y***—*Read article*

NEW! The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

Multilayer Security—Because A Moat Is Not Enough

Not that long ago, banks believed that if they put up a firewall and installed anti-malware programs they would be protected from cybercrime. Clearly that is no longer the case. Cybercriminals have become far more sophisticated, and the threats have increased and become harder to detect. A white paper from digital-banking-platform-provider **Q2** identifies five layers of proactive security. Read more

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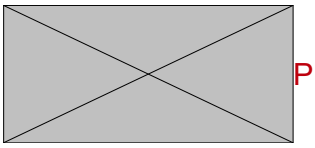
Subject: Judge Kavanaugh Stops DC Circ. Work For Confirmation Fight



PUBLIC POLICY.

Wednesday, July 18, 2018

SUPREME COURT NOMINATION

Judge Kavanaugh Stops DC Circ. Work For Confirmation Fight

D.C. Circuit Judge Brett Kavanaugh has stepped away from case work while his nomination for retiring Supreme Court Justice Anthony Kennedy's seat is pending, a court official confirmed on Tuesday. Read more »

Dems Fret Over Chevron, Enviro Rules If Kavanaugh Seated

Senate Democrats said Tuesday they worry that the U.S. Supreme Court's Chevron deference to agency expertise and other bedrock environmental rule precedent could be swept away if the Senate confirms D.C. Circuit Judge Brett Kavanaugh to the Supreme Court. Read more »

TOP NEWS

Exclusive

FCC's Sinclair-Tribune Protest Preempted DOJ Approval

The U.S. Department of Justice was on track to approve Sinclair Broadcast Group Inc.'s merger with Tribune Media Co. before the head of the Federal Communications Commission recommended that his fellow commissioners challenge the deal, according to a source familiar with the matter. Read more »

DC Circ. Nixes Ruling On Copyrighted Regulations

The D.C. Circuit ruled Tuesday on a closely watched case over copyright protection for private industry rules that are later transformed into federal law, tossing out a lower court's decision but leaving "far thornier" constitutional questions for another day. Read more »

DOL Formally Rolls Back 'Persuader' Rule

The U.S. Department of Labor on Tuesday formally pulled back the so-called persuader rule, an Obama-era regulation that would have made businesses and the consultants they hire for advice on fighting union drives disclose these efforts. Read more »

China Fires Another Preemptive WTO Shot At US Tariff Plan

China has again beefed up its World Trade Organization challenge to the U.S. tariffs meant to counter Beijing’s intellectual property regime, taking aim at the Trump administration’s proposal to hit $200 billion in Chinese goods with a 10 percent levy, according to WTO documents circulated Tuesday. Read more »

Analysis

States’ Suit Against SALT Cap Faces Significant Obstacles

Four states that sued the federal government Tuesday challenging the constitutionality of the cap on state and local tax deductions face significant hurdles in convincing a court that Congress lacks the authority to limit the deduction. Read more »

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4 States Sue Feds Over SALT Deduction Cap

New York, Connecticut, New Jersey and Maryland have filed suit against the federal government over the $10,000 cap imposed on state and local tax deductions by the federal tax overhaul, New York Gov. Andrew Cuomo announced Tuesday. Read more »

BANKING & SECURITIES

Powell Defends Fed's Handling Of Big Bank Stress Tests

Federal Reserve Chairman Jerome Powell told senators Tuesday that the central bank remains committed to using stress tests as part of its supervisory toolkit for the nation's biggest banks, pushing back on criticism that the Fed is trying to weaken testing on his watch. Read more »

ENERGY & ENVIRONMENTAL

FERC Chair Denies Reports Of LNG Project Review Delays

Federal Energy Regulatory Commission Chairman Kevin McIntyre on Tuesday denied published reports that the agency has informed liquefied natural gas developers that they face year-plus delays in FERC's review of their project applications and said FERC is putting the finishing touches on ways to accelerate the LNG review process. Read more »

Enviros Press DC Circ. To Halt EPA Truck Emissions Rollback

A trio of environmental groups urged the D.C. Circuit on Tuesday to halt the U.S. Environmental Protection Agency's recent decision to cease enforcing Obama-era greenhouse gas emissions standards for certain heavy-duty trucks outfitted with engines from older trucks, standards the agency plans to repeal. Read more »

House To Vote On Resolution Opposing Carbon Tax

The U.S. House of Representatives could vote as early as Wednesday on a nonbinding resolution expressing the view that a carbon tax would be harmful to the economy and to American families. Read more »

HEALTH & LIFE SCIENCES

DC Circ. Tosses Hospitals' Suit Over $1.6B Cut To 340B Pay

The D.C. Circuit on Tuesday refused to revive a suit challenging a $1.6 billion cut to Medicare reimbursement for drugs purchased by hospitals through the 340B drug discount program, ruling that the American Hospital Association had failed to properly present its claims before taking the federal government to court. Read more »

States Seek To Pause ACA Subsidy Fight With Feds

Democratic attorneys general asked a California federal judge to pause or end their lawsuit attempting to block the Trump administration from cutting billions in Affordable Care Act subsidies, noting that workarounds to the cuts are in place in many states while insisting future action may be needed. Read more »

Abortion Clinic Buffer Allows Free Speech, 3rd. Circ. Told

The city of Englewood, New Jersey, on Tuesday urged the Third Circuit to reverse a district court's ruling that the city's 8-foot buffer zone around an abortion clinic violates the free speech rights of protesters, arguing that the "sidewalk counselor" who sued the town is still able to converse with the clinic's clients. Read more »

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International Centre for Settlement of Investment Disputes
Kids in Need of Defense
Koch Industries Inc.
Mexican American Legal Defense and Education Fund
Morgan Stanley
National Immigration Law Center
Netflix Inc.
Public Knowledge
QUALCOMM Inc.
Quill Corp.
SBI Life Insurance Co. Ltd.
Sierra Club
Sinclair Broadcast Group, Inc.
Sonos Inc.
Spectrum Management Holding Co.
State Street Corp.
Swiss Re
T-Mobile USA Inc.
Tax Foundation
TechFreedom
The State University of New York
The Wireless Internet Service Providers Association

Reps. Reintroduce Bill To Curb Patent Licensing Fee Demands

Two lawmakers reintroduced legislation in the U.S. House of Representatives on Monday that would give the Federal Trade Commission and state attorneys general the authority to issue civil penalties of up to $5 million for sending misleading letters in bad faith demanding patent licensing fees. Read more »

CYBERSECURITY & PRIVACY

Ill. Court Clerk Faces Privacy Suit Over Driver Records

The clerk of Illinois' Cook County Circuit Court got hit with a proposed class action in federal court Tuesday over claims that her office is "systematically" violating federal driver privacy laws by disclosing unredacted traffic records in the court's docket terminals. Read more »

INTERNATIONAL TRADE

Analysis

China Trade War Leads Cos. To Disclose Tariff-Related Risks

More companies are likely to disclose risks to their business stemming from U.S. tariffs on Chinese goods and vice versa amid the escalating trade war between the two countries, attorneys say, in an effort to mitigate vulnerability to investor lawsuits should their stocks plunge. Read more »

Chinese Wood Flooring Co. Challenges Duties At CIT

A Chinese wood flooring producer is challenging the U.S. Department of Commerce's finding that it was receiving unfair government subsidies, according to a summons filed in the U.S. Court of International Trade on Monday. Read more »

EU, Japan Ink New Trade Deal Trimming Nearly All Tariffs

European Union and Japanese officials on Tuesday signed a bilateral trade deal that will drop tariffs and facilitate commerce between the two economic powerhouses, voicing a strong commitment for trade liberalization as barriers persist around the globe. Read more »

Iran Sues US Over Renewed Sanctions At World Court

Iran asked the United Nations' International Court of Justice to force the U.S. to roll back trade sanctions, including on oil, imposed after President Donald Trump pulled out of an Obama-era pact meant to curtail Tehran's nuclear ambitions, the court said Tuesday. Read more »

Sen. Hatch Mulling Support For Limiting Trump On Trade

Senate Finance Committee Chairman Orrin Hatch, R-Utah, on Tuesday threatened to work on legislation that would limit the ability of President Donald Trump to control the nation's trade policy if the administration doesn't pull back on its recent global trade strategy. Read more »

TAX

Brady, Trump Discuss Next Round Of Federal Tax Overhaul

U.S. House Ways and Means Committee Chairman Kevin Brady, R-Texas, met with President Donald Trump Tuesday to discuss the next round of the federal tax overhaul, promising a vote on the legislation in the House during September. Read more »

IMMIGRATION

Challengers Of Ariz. DACA Rule Seek $3.4M In Atty Fees

Time Warner Inc.
TravelCenters of America LLC
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Unisys Corporation
Wayfair LLC
Weaver LLP

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Congressional Budget Office
Crow Creek Sioux Tribe
Department of Commerce
European Commission
European Union
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Internal Revenue Service
International Court of Justice
International Trade Administration
Louisiana Department of Revenue
National Highway Traffic Safety Administration
New York Attorney General's Office
New York State Senate
Ohio Supreme Court
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United Nations
United States Court of Appeals for

A coalition that succeeded in permanently barring an Arizona state policy that effectively blocked Deferred Action for Childhood Arrivals program participants from obtaining state licenses or identification cards has asked an Arizona federal court to order the state to pay nearly $3.4 million of its attorneys' fees and costs. Read more »

Dems Float Bill To Reunite Separated Immigrant Families

A coalition of 14 Democratic senators introduced a bill on Tuesday that calls for the immediate reunification of all detained immigrant families with children as well as the establishment of a permanent system for agencies and nongovernmental organizations to coordinate to ensure their protection. Read more »

NATIVE AMERICAN

Energy Dept. Kicks Off $2B Tribal Loan Guarantee Program

The U.S. Department of Energy on Tuesday launched a loan guarantee program worth up to $2 billion that is intended to help spur energy development and attract private lending in Native American communities, according to a department statement. Read more »

Tribe Asks DC Circ. To Halt FCC Lifeline Subsidy Changes

A Native American tribe has asked the D.C. Circuit to stay a Federal Communications Commission's decision meant to lower the monthly cost of phone and internet for low-income Americans, arguing that the move will instead cut off important subsidies telecommunication providers need to reach rural tribal members. Read more »

TELECOMMUNICATIONS

House GOP Member Floats Bill To Restore Net Neutrality

Colorado Republican Rep. Mike Coffman Tuesday put pressure on House leaders to codify tougher net neutrality rules by introducing his own bill to give regulators greater oversight of internet service providers while also giving support to a Democratic effort that would reinstate Obama-era internet rules if his legislation doesn't pass. Read more »

Flexibility Needed To Unlock Rural Broadband, House Told

Federal lawmakers must work to make sure local communities aren’t cut off from much-needed broadband connections by prohibitive laws or inefficient spectrum allocation, members of a U.S. House of Representatives subcommittee heard Tuesday. Read more »

WHITE COLLAR

Manafort Can't Move Fraud Trial To Roanoke, Judge Rules

Paul Manafort can’t move his rapidly approaching tax and bank fraud trial from inside the Washington, D.C., Beltway to Roanoke, Virginia, a federal judge ruled Tuesday in a decision that found there was no real media circus or evidence of jury pool bias warranting a venue change. Read more »

Ex-NY Senate Boss, Son Again Convicted On Graft Charges

Former New York State Senate Majority Leader Dean Skelos and his son Adam were again convicted of corruption charges on Tuesday following a second trial over claims the once powerful Republican extorted businesses into directing payments to his family. Read more »

EXPERT ANALYSIS

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the Third Circuit
World Trade Organization

Are B-1 Business Visitors Trump's Next Target?

Most of the recent attention on the Trump administration's plans to restrict or reform temporary work visas has focused on H-1B visas for professionals. However, travel on business visitor B-1 status could be another potential target, says Jeff Gorsky of Berry Appleman & Leiden LLP. Read more »

Why Louisiana Won't Benefit From Wayfair

South Dakota v. Wayfair Inc., has undoubtedly provided various states with an additional opportunity to require remote sellers to collect and remit sales tax. The Supreme Court's decision in that case similarly leaves no doubt that Louisiana's complex state and local sales tax systems are presently lacking those features that would prevent undue burdens upon interstate commerce, say Andre Burvant and Matt Mantle of Jones Walker LLP. Read more »

Opinion

3 Pros, 3 Cons Of Litigation Finance

An educated guess puts the number of new litigation funders launched in the past 18 months at 30 — an astonishing number, with more to come. Is this a blessing to our legal system or something more akin to tulip mania? Maybe both, says Ralph Sutton, founder and CEO of litigation funding firm Validity Finance LLC. Read more »

LEGAL INDUSTRY

Global 20: Squire Patton Boggs

Squire Patton Boggs LLP has maintained a cohesive team of attorneys in offices across the globe who guide billions of dollars in government infrastructure financing for projects like Dubai's Route 2020 along with high-value initial public offerings, once again earning a spot on Law360's Global 20 list. Read more »

Quinn Emanuel Moves To Arbitrate Dispute With Ex-Partners

Quinn Emanuel Urquhart & Sullivan LLP filed a motion in New York state court on Monday, advancing an effort to enforce a clause in its partnership agreement to compel a group of former partners who defected earlier this year to turn over some of the legal fees earned at their new venture. Read more »

Greenberg Traurig Founder, 93, Dies In Miami

Robert Traurig, one of three co-founders of global law firm Greenberg Traurig LLP and the architect of Miami's land-use laws, died Tuesday in Miami at the age of 93, according to the firm. Read more »

Feature

3 Things That Have (Or Haven't) Happened Since The GDPR

It has been almost two months since the European Union's new data protection regime took effect, and privacy experts are surprised by some of the activity, or lack thereof, related to its enforcement. Here, Law360 looks at updates on three issues related to the General Data Protection Regulation. Read more »

Feature

Dinsmore Atty Presses Ohio Justices For OK To Practice

A Dinsmore & Shohl LLP associate from Kentucky turned to the Ohio Supreme Court on Tuesday to unravel a bar finding that she improperly practiced law in the Buckeye State and couldn't be admitted there, in a case that experts say highlights the troubles mobile attorneys and BigLaw firms face with often perplexing state admission rules. Read more »

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Fox Rothschild
Frost Brown Todd
Greenberg Traurig
Harris Wiltshire
Hoguet Newman
Jones Walker
Kelley Drye
Linklaters
McGuireWoods
Morgan Lewis
Mowry & Grimson
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Sherman Dunn
Sullivan & Worcester
Taft Stettinius
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COMPANIES

AT&T Inc.
National Immigration Law Center
Tax Foundation
America's Essential Hospitals
American Civil Liberties Union
American Hospital Association
Association of American Medical Colleges
Bemis Company, Inc.
Center for Biological Diversity Inc.
Charter Communications Inc.
Chevron Corp.

Comcast Corporation
Competitive Enterprise Institute
Credit Suisse Group AG
Daimler AG
Deutsche Bank AG
Dolby Laboratories, Inc.
Electronic Frontier Foundation
Environmental Defense Fund Inc.
Facebook
Goldman Sachs Group Inc.
Google Inc.
HBR Consulting LLC
IMF Bentham Ltd.
Integreon Managed Solutions Inc.
International Centre for Settlement of Investment Disputes
Kids in Need of Defense
Koch Industries Inc.
Mexican American Legal Defense and Education Fund
Morgan Stanley
Netflix Inc.
Public Knowledge
QUALCOMM Inc.
Quill Corp.
SBI Life Insurance Co. Ltd.
Sierra Club
Sinclair Broadcast Group, Inc.
Sonos Inc.
Spectrum Management Holding Co.
State Street Corp.
Swiss Re
T-Mobile USA Inc.
TechFreedom
The State University of New York
The Wireless Internet Service Providers Association
Time Warner Inc.
TravelCenters of America LLC
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Unisys Corporation
Wayfair LLC
Weaver LLP

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
European Union
Federal Communications Commission
U.S. House of Representatives
Internal Revenue Service
Congressional Budget Office

U.S. Department of Homeland Security
U.S. Environmental Protection Agency
World Trade Organization
Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Crow Creek Sioux Tribe
Department of Commerce
European Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
International Court of Justice
International Trade Administration
Louisiana Department of Revenue
National Highway Traffic Safety Administration
New York Attorney General's Office
New York State Senate
Ohio Supreme Court
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
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THIS WEEK!
Don't Miss U.S. Senator Dean Heller at the Business Power Luncheon!

Thursday, August 18

Get The Latest From Washington, D.C. Impacting YOUR Business!

Don't miss your last chance to register in advance for this opportunity to hear from one of Nevada's key policymakers as he discusses major federal issues that have a direct impact on Nevada's economy. Senator Dean Heller, serving on the Senate Committees on Banking, Housing and Urban Affairs; Commerce, Science and Transportation; Finance; Veterans' Affairs; and the Special Committee on Aging, will address Metro Chamber members on the issues relevant to Nevada's business community, such as I-11 and the new overtime regulations.

Do you have a question for Senator Heller? Submit your questions to jholliday@lvchamber.com by Wednesday, August 17, for an opportunity for Senator Heller to answer them during the facilitated Q & A period.

register

White Hot is Friday!

THIS WEEK!
Vegas Young Professionals' White Hot Fusion Mixer

Friday, August 19

VYP's signature annual networking party, White

Upcoming Meetings for Your Calendar

Tuesday, August 16

Chamber Voices Toastmasters

more info >

Hot 11, is taking over LAVO Casino Club inside the Palazzo.Come dressed to impress in your coolest summer whites and enjoy an atmosphere that fuses a modern gaming experience with indulgent entertainment, creative cocktails and white hot networking opportunities.

You must register in advance for this event, so be sure to do so and save $5 on your registration fee.

register >

Get Your Proud Member Name Badge!

Members of the Las Vegas Metro Chamber can purchase special "Proud Member" name badges with your name and company name printed on them. Each badge features a magnetic backing. Be sure to get yours, as well as badges for your staff, for just $10 each.

more info >

Save the Date for the Metro Chamber's Endorsed Candidates Reception!

Thursday, September 22

This exclusive reception will provide members with the opportunity to meet and speak with pro-prosperity candidates prior to the November general election. The Metro Chamber endorses candidates for Nevada State Senate, Nevada State Assembly, Nevada State Board of Education, Clark County Commission, and the Clark County School Board of Trustees.

register >

Tuesday, August 16

Chamber Connections

more info >

Tuesday, September 13

New Member Breakfast

rsvp >

President's Club Spotlight

Desert Radiologists

Richard E. Bodager, CPA, MBA, FACMPE

Chief Executive Officer

visit website >

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Log In to the Members Only Portal and access your member benefits!

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Real dollars. Real Savings.

See how much membership in the Metro Chamber saves your business.

calculate your roi >

Business Voice

Mattering to Millennials

The August issue of the *Business Voice* is now in your mailbox! This month, the Metro Chamber dives into the millennial consumer and how to harness their buying power. You can also read about the Presidential Debate happening at UNLV in October, help celebrate Caesars' 50th anniversary, and get need-to-know information about protecting your business from employee fraud.

Check Out the Online Edition

read now >

Governor's Conference on Business

Last Days to Apply! Enter the Governor's Conference on Business 2016 Business Pitch Competition!

For the first time in Las Vegas, the Governor's Conference on Business 2016 is hosting a statewide Business Pitch Competition. Nevada-based startups from any industry, in operation for two years or less with annual revenue under $250,000, are welcome to apply to pitch. Ten finalists will be selected to make a two-minute pitch on September 30. To be considered, you need to submit the $50 application fee and the completed application package by August 19.

more info >

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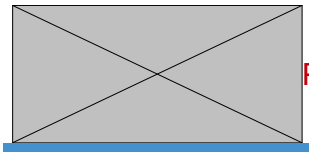

PUBLIC POLICY.

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Tuesday, April 3, 2018

TOP NEWS

EPA Must Meet 2021 Deadline For Risk Reviews

A D.C. district judge on Saturday said the U.S. Environmental Protection Agency has to hustle to update air emission requirements for nine sources of pollutants, saying that the agency must find a way to allocate resources for the already overdue Clean Air Act reviews by 2021. Read more »

EPA Rejects Obama Auto Emissions Standards

The U.S. Environmental Protection Agency said Monday it plans to revise Obama-era greenhouse gas emissions standards for 2022- to 2025-model cars and light trucks, a victory for automakers that said the requirements would be too tough to meet. Read more »

Mulvaney Calls On Congress To Curb CFPB's Independence

Consumer Financial Protection Bureau Acting Director Mick Mulvaney on Monday urged Congress to rein in the independence of the agency he leads, calling it “far too powerful” and pushing for Dodd-Frank Act changes that he says would make the agency more accountable. Read more »

Feature

Shulkin's VA Exit Opens Up Privatization, Legal Fights

Former Veterans Affairs Secretary David Shulkin’s termination has exposed an internal struggle over the potential privatization of VA health care, putting tens of billions of dollars in federal spending and assets at stake, as well as opening up a potential legal battle over his immediate successor. Read more »

Analysis

‘Radical Change’ In Auto Technology Threatens Tax Base

High tech advances in the automotive sector, including increased fuel efficiency, better batteries and driverless cars, will bring “radical change” and a level of societal disruption not seen in 100 years, experts say, including threats to traditional taxation and fiscal funding. Read more »

Feature

Here's The Latest On FCC Plans To Put More Spectrum In Use

The Federal Communications Commission has set an aggressive agenda to shoehorn more services into the public airwaves, teeing up inquiries into how more than a dozen spectrum bands can be used more broadly and considering new auctions and shared applications. Read more »

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Fletcher Heald
Foley & Lardner
Foley Hoag
Gibson Dunn
Goodwin
Gupta Wessler
Hawke McKeon
Hogan Lovells
Hunton & Williams
Husch Blackwell
Jones Day
Kramer Levin
Latham & Watkins
Mayall Hurley
Morrison & Foerster
Motley Rice
Nelson Mullins
O'Melveny & Myers
Redgrave LLP

BANKING & SECURITIES

No Secrets Means No Medicare Insider Trading, Jury Hears

A federal worker, a consultant and two investment pros formed a "corrupt tipping chain" for insider trades tied to Medicare and Medicaid payments, prosecutors told a Manhattan jury on Monday, but the defendants called the case a nonstarter, saying information that moved along the chain was far from secret. Read more »

ENERGY & ENVIRONMENTAL

DC Circ. Won't Review 'Moot' Challenge Of Rail Car Fees

The D.C. Circuit told a petroleum industry group Monday that it would not review its petition to strike down a surcharge on older-model fuel rail cars, saying a phaseout of the rail cars at issue has already been completed, thus rendering the case moot. Read more »

Mass. High Court To Hear Electric Emissions Cap Challenge

Massachusetts' top court said Monday it would hear arguments in May from electricity generators across the Northeast that challenged a state plan requiring them to incrementally reduce greenhouse gas emissions over the next three decades. Read more »

DC, Maryland Must Rethink Anacostia River Trash Control

A D.C. federal judge on Friday sided with the Natural Resources Defense Council in its lawsuit challenging the U.S. Environmental Protection Agency's approval of the District of Columbia and Maryland's plan for a total maximum daily load for trash pollution in the Anacostia River. Read more »

DC Circ. Weighs EPA Rule Limiting Appeals Court Decisions

Industry representatives Monday faced intense questioning from a D.C. Circuit panel that voiced skepticism regarding their challenge to a U.S. Environmental Protection Agency rule that restricts the effects of a federal appeals court's decision on a nationally applicable regulation to that court's jurisdiction. Read more »

Energy Cos. To Tell Pension Fund About Paris Accord Risks

Dominion Energy, Southwestern Energy and DTE Energy will divulge how the landmark Paris climate accord's goal of curbing global warming will have an impact on business, prompting the New York State Common Retirement Fund to yank requests that they clue in investors, New York State Comptroller Thomas P. DiNapoli announced Monday. Read more »

HEALTH & LIFE SCIENCES

High Court Keeps Ban On Anti-Abortion Videos In Place

The U.S. Supreme Court on Monday declined to overturn an injunction barring the publication of secretly recorded videos that an anti-abortion group taped at annual meetings of the National Abortion Federation. Read more »

TRANSPORTATION & INFRASTRUCTURE

Truckers Want Pa. Turnpike's Toll Spending Paused

A set of trade groups and trucking companies behind a putative class action that says Pennsylvania's "excessive" highway tolls violate the U.S. Constitution urged a federal judge Monday to place an injunction on the spending of toll proceeds for nonhighway projects. Read more »

COMPETITION

Shearman & Sterling
Sidley Austin
Stearns Weaver
Steptoe & Johnson LLP
Todd & Weld
Weiss Serota

COMPANIES

AT&T Inc.
Accenture plc
AcelRx Pharmaceuticals Inc.
Alliance of Automobile Manufacturers
American Bar Association
American Civil Liberties Union
American Enterprise Institute
American Fuel & Petrochemical Manufacturers
American Petroleum Institute Inc.
BNSF Railway
BP p.l.c.
BlackBerry Ltd.
Cable News Network Inc.
Cognizant Technology Solutions Corp.
Comcast Corporation
Competitive Carriers Association
ConocoPhillips
DTE Energy Co.
Deerfield Management Co. LP
Dominion Energy Inc.
Equifax Inc.
Exxon Mobil Corporation
Facebook
Faculty Athletics Representatives Association
Fannie Mae
FiberTower Corporation
Freddie Mac
Global Automakers
Google Inc.
Home Box Office Inc.
Hulu LLC
Lambda Legal Defense & Educational Fund
Lyft Inc.
Mars Inc.
Massachusetts Bar Association
McKesson Corp.
Merck & Co Inc.
Miramax Film Corp.
NBCUniversal Inc.
NRG Energy Inc.

FTC Names Former Official As New Acting GC

The Federal Trade Commission on Monday named Alden F. Abbott as its new acting general counsel, a former official for the agency who most recently served as a deputy director at the conservative think tank The Heritage Foundation. Read more »

DOJ Says Time Warner Unit Tactics Show AT&T Merger Risks

The U.S. Department of Justice on Monday used a former top Turner Broadcasting negotiator to illustrate the lengths to which Time Warner might go, if acquired by AT&T, to leverage its content for higher carriage rates from pay-TV providers. Read more »

CYBERSECURITY & PRIVACY

Researchers' Challenge To Anti-Hacking Law Kept Alive

A D.C. federal judge has kept alive a claim by a group of university professors and journalists that a federal anti-hacking law unconstitutionally bars their research into whether hiring websites that use online algorithms discriminate against job applicants. Read more »

AEROSPACE & DEFENSE

Air Force To Trim Airmen Rules, Improve Acquisition Process

The Air Force has moved to trim unnecessary policies and instructions for airmen and improve its acquisition processes as part of a broad ongoing policy overhaul, Air Force Secretary Heather Wilson said Friday. Read more »

INTERNATIONAL TRADE

China Whacks $3B Of US Goods With New Tariffs

The Chinese government enacted new tariffs covering nearly $3 billion worth of U.S. exports Monday, targeting pork, fruits, wines, pipes and various other products, escalating an acrimonious trade battle that began with U.S. duties on steel and aluminum imports. Read more »

Trump Threatens To Leave NAFTA, Says DACA Deal Is Off

President Donald Trump on Sunday threatened to back out of the North American Free Trade Agreement with Mexico over its failure to stem unauthorized border crossings, and said a deal on a legislative replacement to the Deferred Action for Childhood Arrivals program was off. Read more »

Hatch Open To Extending Trade Law, With Conditions

Senate Finance Committee Chairman Orrin Hatch, R-Utah, on Friday said that although he is open to extending the crucial Trade Promotion Authority law before July 1, he will need certain assurances that the Trump administration is committed to a true trade liberalization agenda. Read more »

TAX

High Court Won't Hear Sen. Paul, Republicans' FATCA Suit

The U.S. Supreme Court on Monday declined to take up a challenge to the Foreign Account Tax Compliance Act led by Sen. Rand Paul, R-Ky., and American expatriates, who had argued the international tax collection law's intergovernmental agreements, reporting requirements and penalties violated constitutional provisions. Read more »

National Association of Manufacturers
National Consumer Law Center
National Veterans Legal Services Program
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Northeastern University
Planned Parenthood Federation
QUALCOMM Incorporated
Royal Dutch Shell PLC
SLM Corporation
Sierra Club
Sony Pictures Entertainment Inc.
Southwestern Energy Co.
Straight Path Communications Inc.
Symetra Financial Corporation
T-Mobile USA Inc.
TBS International Limited
Tata Consultancy Services Ltd.
The DIRECTV Group, Inc.
The State University of New York
Tribune Media Co.
Turner Broadcasting System Inc.
Uber Technologies Inc.
United Parcel Service Inc.
Verizon Communications
Wells Fargo & Co.
YouTube Inc.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Central Bank
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Federal Transit Administration

Interim IRS Guidance Covers Tax Withholding In Partner Sales

The Internal Revenue Service released interim guidance on Monday to enact a portion of the new federal tax law requiring a withholding tax on transfers of nonpublicly traded partnership interests held by foreign individuals or corporations. Read more »

UK Registering Non-EU Seller Warehouses In VAT Fraud Fight

The U.K. tax authority on Sunday began the process of registering domestic warehouse businesses that distribute goods for online sellers based outside the European Union, to ensure those sellers properly assess value-added tax on their U.K. customers' purchases. Read more »

GWB Scandal Figure Misreads High Court Ruling, Feds Say

A U.S. Supreme Court opinion limiting a tax statute's scope does not support the narrow reading of an anti-fraud statute sought by a former public official challenging her conviction for reducing local access lanes to the George Washington Bridge in an act of political revenge, the federal government has argued. Read more »

CPA Group Asks Treasury For Clarity On Biz Meal Deductions

The American Institute of Certified Public Accountants asked the U.S. Department of the Treasury on Monday to come up with a process to help employers in the restaurant and food service industry comply with the new federal tax law's restrictions on tax deductions for employer-provided business meals. Read more »

Preparers Slam IRS Bid At DC Circ. To Revive $37.6M In Fees

A group of tax preparers on Monday urged the D.C. Circuit to uphold a federal court decision that found the IRS lacked the authority to charge $37.6 million in fees to issue and renew preparer tax identification numbers, arguing in an appellee brief the agency still had not offered any legitimate reason for doing so. Read more »

BANKRUPTCY

Puerto Rico Gov. Rejects Oversight Board's New Budget Cuts

The Governor of Puerto Rico is refusing to meet demands by the commonwealth's federal overseers for harsher austerity measures, potentially setting up a showdown between the on-again, off-again allies in the troubled island's restructuring process. Read more »

IMMIGRATION

Guam Businesses Secure Class Cert. In H-2B Visa Suit

A Guam federal judge on Saturday certified a class of businesses in the U.S. territory that allege the federal government unfairly denied their H-2B temporary worker visa petitions, rejecting arguments by the government that the employers lacked standing because the time to get relief had passed. Read more »

USCIS To Run Pilot Program For Canadian L-1 Visa Review

U.S. Citizenship and Immigration Services plans to conduct a pilot study in Washington state for adjudicating L-1 visas for Canadian executives or managers seeking to enter the United States on a temporary basis under the North American Free Trade Agreement, the agency announced Friday. Read more »

TELECOMMUNICATIONS

FCC Nixes CCA Bid To Halt Verizon's Straight Path Purchase

The Federal Communications Commission denied a wireless carriers trade group's request to freeze Verizon's $3.1 billion acquisition of 5G-primed spectrum from spectrum aggregator Straight Path Communications until a more formal review is

Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
House of Commons of the United Kingdom
Internal Revenue Service
Maryland Department of the Environment
Massachusetts Department of Environmental Protection
NAFTA
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
New York State Comptroller
Office of the Comptroller of the Currency
Pennsylvania Department of Transportation
Port Authority of New York & New Jersey
Securities and Exchange Commission
Surface Transportation Board
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
United States Court of Appeals for the Third Circuit
World Trade Organization

completed. Read more »

Sinclair Script Video Sparks Outrage In Policy Circles

A video of local news anchors reading identical scripts on Sinclair Broadcasting Group-owned TV stations went viral over the weekend, prompting fierce opposition from Democrats and policy organizations that say it underscores why the FCC shouldn't approve the company's proposed takeover of Tribune Media Co. Read more »

CIVIL RIGHTS

Fla. Cities Challenge State Gun Safety Law Preemption

Ten South Florida municipalities launched a challenge Monday to state law that bars local governments from enacting gun safety laws deemed stricter than the state's, saying accompanying penalties against officials are onerous and unconstitutional. Read more »

WHITE COLLAR

Defense Atty, Mass. Bar Pan DQ Bid In Corruption Case

Boston attorney Howard Cooper of Todd & Weld LLP and the Massachusetts Bar Association on Monday assailed federal prosecutors who claim Cooper is too ensnared in former Democratic state Sen. Brian Joyce's alleged fraud and racketeering activity to represent him at trial, saying the request for disqualification flies in the face of constitutional law. Read more »

PEOPLE

Husch Blackwell Adds 14 From Gardere Wynne In Texas

Husch Blackwell LLP added 14 lawyers — including eight partners — to its Texas offices Monday, tapping attorneys who left Gardere Wynne Sewell LLP amid its merger with Foley & Lardner LLP. Read more »

EXPERT ANALYSIS

Mueller's Innovative Use Of Money Laundering Statute

The U.S. special counsel, Robert Mueller, has shown a willingness to use the money laundering statute in unique ways to further the investigation into links between the Trump campaign and the Russian government, say Solomon Wisenberg and Graham Billings of Nelson Mullins Riley & Scarborough LLP. Read more »

How Senate Bill Would Change Compliance For Midsize Banks

The U.S. Senate last month passed the Economic Growth, Regulatory Relief, and Consumer Protection Act, which makes modest reforms to the Dodd-Frank Act. Here, attorneys with Arnold & Porter Kaye Scholer LLP look at the bill's notable provisions for community and midsized banks and the prospects for enactment. Read more »

Key Takeaways From The NY Buy American Act

The New York Buy American Act, which went into effect on Sunday, is slated for a relatively short life and is fairly focused. But it is a noteworthy development because it further reinforces the general rallying cry behind "buy American," say attorneys with Covington & Burling LLP. Read more »

Opinion

TCJA Replaced The 1986 Tax Act, But Is It Tax Reform?

The Tax Cuts and Jobs Act upended both the objectives and specific provisions of the Tax Act of 1986, but the question remains, can it achieve its stated goals? It is

unclear whether promised efficiency gains will be realized and unlikely that, on the whole, it's changes will result in meaningful, lasting reform, says Harvey Galper, visiting fellow at the Tax Policy Center in Washington, D.C. Read more »

Opinion

Rum, Cannabis And The 4th Amendment: A History Lesson

U.S. Attorney General Jeff Sessions recently made his first move against legal marijuana by reversing the U.S. Justice Department's policy of not enforcing federal cannabis laws in states that had legalized it. Sessions might be wise to study how a crackdown on contraband rum helped incite the American Revolution and influenced the U.S. Constitution, says Collin Wedel of Sidley Austin LLP. Read more »

LEGAL INDUSTRY

Feature

How Law Firms Can Combat Sexual Harassment

A newly updated handbook from the American Bar Association offers a guide for law firms on how to prevent sexual harassment in the workplace and properly address it when it happens. Here, Law360 takes a deep dive into how firms can fight harassment. Read more »

Courts Improperly Spent $200M In PACER Fees, Judge Rules

A Washington, D.C., federal judge on Saturday granted a partial win for PACER users, finding that the judiciary inappropriately used almost $200 million in fees collected via the online federal courts documents portal from 2010 to 2016 to fund other projects, in breach of federal law. Read more »

Feature

15 Minutes With Accenture's General Counsel

Chad Jerdee joined Accenture as a senior counsel two decades ago and has moved up the ranks over the years, serving as its general counsel and chief compliance officer since 2015. Here, Jerdee shares his thoughts with Law360 on the changing roles of in-house and outside counsel, his effort to shrink the number of law firms his organization uses, and his thoughts on professional networking and football games. Read more »

The Top In-House Hires Of March

The notable legal department hires during the third month of 2018 included new GCs at Miramax, Sallie Mae and Merck, as well as a recent hire for litigation director at Lambda Legal. Read more »

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Cravath Swaine
Cullen Law Firm
Davis & Davis PC
Duane Morris
Earthjustice

Fletcher Heald
Foley & Lardner
Gibson Dunn
Goodwin
Hawke McKeon
Hogan Lovells
Hunton & Williams
Husch Blackwell
Jones Day
Kramer Levin
Latham & Watkins
Mayall Hurley
Morrison & Foerster
Nelson Mullins
O'Melveny & Myers
Redgrave LLP
Shearman & Sterling
Stearns Weaver
Steptoe & Johnson LLP
Todd & Weld
Weiss Serota

COMPANIES

AT&T Inc.
American Civil Liberties Union
Cable News Network Inc.
Google Inc.
Natural Resources Defense Council
Straight Path Communications Inc.
Verizon Communications
YouTube Inc.
Accenture plc
AcelRx Pharmaceuticals Inc.
Alliance of Automobile Manufacturers
American Bar Association
American Enterprise Institute
American Fuel & Petrochemical Manufacturers
American Petroleum Institute Inc.
BNSF Railway
BP p.l.c.
BlackBerry Ltd.
Cognizant Technology Solutions Corp.
Comcast Corporation
Competitive Carriers Association
ConocoPhillips
DTE Energy Co.
Deerfield Management Co. LP
Dominion Energy Inc.
Equifax Inc.
Exxon Mobil Corporation
Facebook

Faculty Athletics Representatives Association
Fannie Mae
FiberTower Corporation
Freddie Mac
Global Automakers
Home Box Office Inc.
Hulu LLC
Lambda Legal Defense & Educational Fund
Lyft Inc.
Mars Inc.
Massachusetts Bar Association
McKesson Corp.
Merck & Co Inc.
Miramax Film Corp.
NBCUniversal Inc.
NRG Energy Inc.
National Association of Manufacturers
National Consumer Law Center
National Veterans Legal Services Program
Netflix Inc.
New York Times Co.
Northeastern University
Planned Parenthood Federation
QUALCOMM Incorporated
Royal Dutch Shell PLC
SLM Corporation
Sierra Club
Sony Pictures Entertainment Inc.
Southwestern Energy Co.
Symetra Financial Corporation
T-Mobile USA Inc.
TBS International Limited
Tata Consultancy Services Ltd.
The DIRECTV Group, Inc.
The State University of New York
Tribune Media Co.
Turner Broadcasting System Inc.
Uber Technologies Inc.
United Parcel Service Inc.
Wells Fargo & Co.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Department of the Treasury
Internal Revenue Service
U.S. Environmental Protection Agency
U.S. Supreme Court
Executive Office of the President
Federal Communications Commission
Federal Reserve System

NAFTA
U.S. Department of Transportation
Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Financial Crimes Enforcement Network
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Senate
Central Intelligence Agency
Department of Commerce
Equal Employment Opportunity Commission
European Central Bank
European Union
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Trade Commission
Federal Transit Administration
Financial Stability Oversight Council
Food and Drug Administration
House of Commons of the United Kingdom
Maryland Department of the Environment
Massachusetts Department of Environmental Protection
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
New York State Comptroller
Office of the Comptroller of the Currency
Pennsylvania Department of Transportation
Port Authority of New York & New Jersey
Surface Transportation Board
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Sentencing Commission
United States Court of Appeals for the Third Circuit
World Trade Organization

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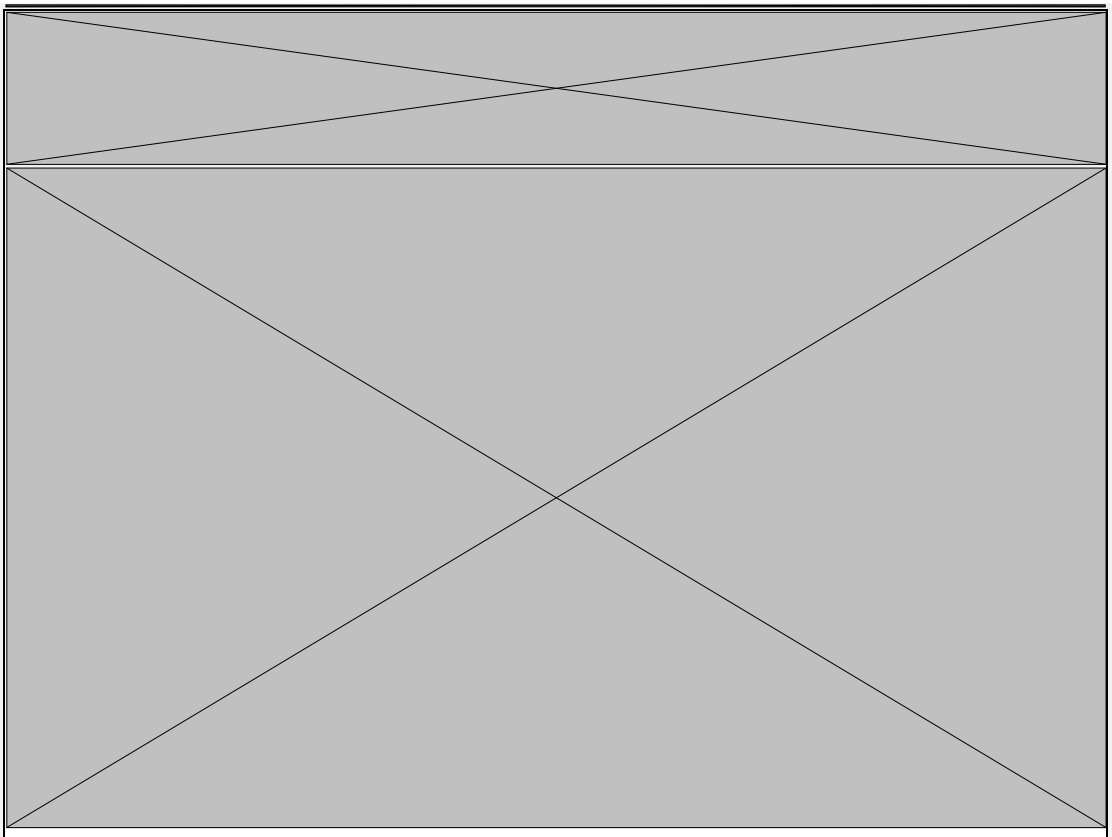

Know a banker under 40 who represents the "best of the best"? Nominate a colleague or yourself.

Banking Exchange presents its inaugural 20 Under 40 Awards in which we will profile twenty noteworthy Next-Gen bankers under the age of 40. We are looking for the people who will help banks thrive in the next decade. Entries will be judged by experienced industry professionals. The winners—representing the "best of the best"—will be featured in Banking Exchange's June issue and on BankingExchange.com.

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Subject: Reminder: Making the Rounds with Founding Dean Barbara Atkinson, May 7th, 2019

EXTERNAL EMAIL

Get UNLV School of Medicine stories, events, and news everyday!

Breaking News – Founding Dean Barbara Atkinson was honored with the 2019 Women of Distinction Award in the Medical/Healthcare Services Category. The National Association of Women Business Owners Awards Luncheon was held May 7th at the Conference Center of Las Vegas.

Making the Rounds with Founding Dean Dr. Barbara Atkinson

Issue 193 – *May 7th, 2019*

Dear Friends and Colleagues,

At the recent annual gala benefiting the Adelson Educational Campus, an academically invigorating preschool through Grade 12 independent school based on Jewish values and identity, my special assistant, JoAnn Prevetti, struck up a conversation with Crane Pomerantz. He's a Las Vegas attorney who has specialized in healthcare law, both as an Assistant U.S. Attorney and in private practice. The more Joann talked with Mr. Pomerantz, the more she realized that his experience could benefit our students. So she invited

him to campus. The other day he graciously came to talk with several residents who are largely concentrating on their internal medicine specialty, young men and women about to embark on their careers. What he had to say accomplished what he set out to do -- helped sensitize them to some of the real world legal, ethical and business issues they could one day face. From today's newsletter, I trust you'll get a better sense that not everything a doctor needs to know can be found in medical textbooks.

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TOP ATTORNEY SCHOOLS YOUNG PHYSICIANS ABOUT THE LEGAL PITFALLS IN MEDICINE

Attorney Crane Pomerantz, seen here with Dr. Budda Dawn and some internal medicine resident physicians, has worked as a federal prosecutor and in private practice, handling many noteworthy cases.

As attorney Crane Pomerantz spoke to UNLV School of Medicine internal medicine residents -- physicians who have finished medical school and who are now receiving training in their chosen specialty -- he emphasized that young doctors just starting their careers can unwittingly end up in legal trouble.

"You are...about to embark on a career that is highly regulated -- as highly regulated as any industry I can think of," he said at a powerpoint presentation delivered during a weekly "Academic Half Day" held every Tuesday afternoon for residents. "The problem you face at this point in your career is that you don't know what you don't know. My goal today is to give you a brief overview of some of the things you need to be aware of as you start practicing."

Pomerantz definitely knows his way around healthcare law. He was the criminal healthcare fraud coordinator in the U.S. Attorney's Office for the District of Nevada, where he worked for almost 14 years. Prior to his tenure as a federal prosecutor, Pomerantz worked in a pair of large Washington, D.C. law firms, where his practice focused on healthcare fraud and abuse litigation and counseling. He began his career at a Boston law firm, where his work focused on healthcare fraud defense.

Four years ago, Pomerantz was doing something far different than talking to medical residents. He stood in a Las Vegas courtroom as an Assistant U.S. Attorney and spoke of a physician, Dr. Dipak Desai, who intentionally defrauded the government by inflating the length of medical procedures and overbilling Medicare, Medicaid and private insurance companies for anesthesia.

Pomerantz called Desai, a gastroenterologist, a “despicable human being” who was driven in medical practice by “wanton, crass greed.”

Desai would receive 71 months in prison for his role in the multimillion dollar healthcare fraud scheme -- a federal conviction that was to be served concurrently with a life sentence that Desai received earlier in state court for his role in a 2007 hepatitis outbreak at clinics where colonoscopies were performed. Health officials, who said unsafe injection practices involving the reuse of syringes for anesthesia led to the outbreak, had to notify 63,000 former Desai clinic patients to get tested for potentially fatal blood-borne diseases, including hepatitis and HIV. Two former Desai clinic patients died, and as many as 114 cases of hepatitis were linked to Desai clinics. Desai died in Nevada State Prison in 2017.

In the days following his presentation at the UNLV School of Medicine, Pomerantz couldn’t have been more clear about his respect for physicians, saying that the overwhelming majority of physicians work tirelessly to give patients the best care possible. “Part of me is a frustrated physician,” says Pomerantz, who now does legal work for physicians on behalf of the Sklar Williams law firm. “Doctors work unbelievably hard to help others.”

During his presentation, Pomerantz said it is important for doctors just getting into practice to find a good healthcare lawyer, a competent certified public accountant, a solid office manager and a mentor that he/she can count on for good advice. The lawyer, he said, must be a specialist in healthcare law because there “are so many arcane areas.”

> *“What if, unbeknownst to you, your patient is selling his Percocets. What safeguards do you have in place to make sure your prescribing practices are gold standard?” - Crane Pomerantz*

For example, he said that most young physicians know that if they give or receive, offer or solicit something of value in exchange for patient referrals, they’ve committed a crime. But then he showed how a physician could get into trouble by not understanding the Anti-Kickback Act (AKA): “What if you have a large Medicaid census in your practice, and out of sympathy for their financial situation, you consistently waive their copayments? Or, simply in an effort to make sure that they keep their regular appointments, you give them Uber or Lyft coupons to come to the practice? Even though your motivations may be good, those practices arguably violate the AKA.”

Another violation, he said, of the AKA could come if the physician is, say, an orthopedist and decides to invest in a small durable medical equipment business to which he/she already refers. Unless that contractual agreement was structured properly, Pomerantz said it is “likely a violation of the AKA.”

Pomerantz also talked about the Ethics in Patients Referral Act, which is also known as the Stark Law because it was introduced by California U.S. Rep. Pete Stark. Essentially, it means the government can sue a physician of a Medicare or Medicaid patient for referring to any entity in

which the physician has a financial interest. No, Pomerantz said, you can't put the ownership of a lab in which a physician has a financial interest in the name of a spouse or business partner. "The Stark law prohibits the referral if you or an immediate family member have a financial interest in the entity to which the referral is made," Pomerantz noted.

Prescribing medications, particularly during the current opioid crisis, can also be a potential legal minefield for physicians if they're not careful, Pomerantz said before giving an example:

"You prescribe a 30-day supply of Percocet (acetaminophen/hydrocodone blend). And 20 days in, your patient, a long standing patient of the practice, comes in and says, 'I accidentally dropped my pills down the sink' or 'I left my prescription at the hotel on vacation' or 'My dog ate some pills.' As a new physician, I'm guessing you're going to be very trusting. Your concern is going to be to want to ameliorate your patient's pain, and you're going to be inclined to write a new script. But what if the patient is taking the pills inconsistent with your prescription (4 a day instead of 2) and you've unwittingly contributed to your patient's addiction? What if, unbeknownst to you, your patient is selling his Percocets. What safeguards do you have in place to make sure your prescribing practices are gold standard?"

Dr. Bhavana Bhaya, a senior resident in the internal medicine program, said she learned a lot from the presentation made by Pomerantz. "It is very important for medical personnel to understand the laws within which we have to practice medicine," she said. "Many of today's physicians are ill-equipped to handle the legal, regulatory and business realities of modern medicine."

Even Dr. Budda Dawn, the UNLV School of Medicine Department of Internal Medicine Chairman who has practiced medicine for decades, found Pomerantz's remarks helpful.

"In this day and age, all doctors need a good lawyer," he said.

What appear to be simple things -- manners and respect for others -- Pomerantz said, can keep physicians out of legal trouble:

"Who makes complaints to the Board of Medicine? Patients who feel like they haven't been treated with respect...Know who causes doctors to lose their privileges at hospitals and with insurers? Other doctors and nurses who think you're being greedy or rude or disrespectful...Know who files civil litigation and makes law enforcement referrals? Disgruntled business partners."

Pomerantz told the residents that he knows that they're going to have a million demands and a busy schedule and challenging cases. That said, he told them to remember to mind their manners if they don't want to end up in trouble.

In his presentation, he said he's been involved in "many hospital privilege hearings where my client is at risk of losing their privileges simply because they were rude to a charge nurse or had a personality conflict with another physician...So if you take nothing else out of this today, quote me on this: Play nice in the sandbox."

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IN THE NEWS

Click to see recent stories about UNLV School of Medicine

Clark County Sees Spike in Syphilis; Health Professionals Educate on Stopping it from Spreading (Dr. David Kuykendall).

KLAS Channel 8

https://www.lasvegasnow.com/news/local-news/clark-county-sees-spike-in-syphilis-health-professionals-educate-on-stopping-it-from-spreading/1931830909

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MEDICINE BY THE NUMBERS

40%

Americans continue to pack on the pounds.The nation's obesity rate is approaching 40 percent after holding around 34-35 percent between 2005 and 2012, according to data in "The State of Obesity: Better Policies for a Healthier America 2018." No state has had a statistically significant drop in its obesity rate in the past five years.

Source: https://www.ama-assn.org/delivering-care/public-health/adult-obesity-rates-rise-6-states-exceed-35-7

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MISSED A NEWSLETTER?

All previous issues of ***Making the Rounds with Founding Dean Dr. Barbara Atkinson***, are available on our website.

MAKING THE ROUNDS ARCHIVE

To become a subscriber to the UNLV School of Medicine newsletter, *Making the Rounds with Founding Dean Dr. Barbara Atkinson click* ***here***.

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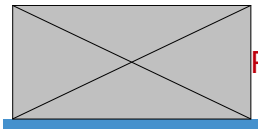

PUBLIC POLICY

Law360 In-Depth. For Experts Who Need To Dig Deeper.

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Tuesday, June 21, 2016

THE GLOBAL 20

Law360 Reveals The Global 20 Firms Of 2016
For the sixth straight year, Law360 has selected and ranked the 20 law firms that have the biggest global presence and handled the largest, most groundbreaking international and cross-border matters over the past year.

4 Firms Lead The Pack In Global Expansion
Four law firms are leading BigLaw's global march, making the biggest gains in international office openings in the industry over the past year through mergers and acquisitions and by opening outposts in locations from Dubai, United Arab Emirates, to Mexico City.

Firms Must Plant Roots In These Cities To Compete Globally
Global 20 firms have strategically widened — and narrowed — their maps, navigating their way into a handful of key international markets. Here, Law360 looks at the locations where powerhouse firms need to be.

TOP NEWS

Philly Sugar Tax's Bitter Foes Face Long-Shot Legal Battle
A new levy on sugary drinks signed into law in Philadelphia on Monday may leave a sour taste in the mouths of opponents, but experts say the measure is on solid ground to survive an all-but-certain legal challenge from the soda industry over state preemption and tax uniformity issues.

Senate Rejects Gun Control Measures On DOJ Funding Bill
The U.S. Senate failed to approve a series of gun control measures Monday night — votes forced by a Democratic filibuster last week — as the body works toward passage of the underlying bill funding scientific research and the Departments of Justice and Commerce.

High Court To Decide If Immigrants Entitled To Bond Hearings
The U.S. Supreme Court on Monday decided to hear a case over whether certain immigrants are entitled to automatic bond hearings following six months of detention, adding another layer to the national debate over immigrant detention.

USTR Teeing Up TPP Implementing Bill For Lame-Duck Vote
U.S. Trade Representative Michael Froman said Monday that his office has begun

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Allen & Overy
Alston & Bird
Ashurst LLP
Baker & McKenzie
Bancroft PLLC
Barnes & Thornburg
Becker & Poliakoff
Bradley Arant
Burke Warren
Cadwalader Wickersham
Cahill Gordon
Cleary Gottlieb
Cohen Milstein
Cravath Swaine
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DLA Piper
Dechert
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Duane Morris
Earthjustice
Fisher Phillips
Fragomen Del Rey
Freshfields
Gibson Dunn
Gunderson Palmer
Harris Wiltshire
Herbert Smith Freehills
Herrick Feinstein
Hogan Lovells
Hunton & Williams
Ifrah Law
K&L Gates
Katz Marshall

drafting legislation to implement the Trans-Pacific Partnership and admitted that a vote on the 12-nation accord is unlikely to take place until after the November elections.

Feds, Enviros Urge 10th Circ. To Unblock BLM Fracking Rule

The U.S. government and a group of environmentalists on Monday asked the Tenth Circuit to reinstate fracking rules that were blocked by a lower court, arguing the regulations are well within the Bureau of Land Management's authority.

High Court To Hear NLRB GC Nomination Appeal

The U.S. Supreme Court on Monday granted the National Labor Relations Board's request to review a decision by the D.C. Circuit that an acting NLRB general counsel was improperly nominated.

ANALYSIS

NY Lawmakers Keep Daily Fantasy Alive To Fight Another Day

Facing a deadline in an agreement to halt litigation with New York Attorney General Eric Schneiderman, daily fantasy sports giants DraftKings and FanDuel sweated out a New York legislative session late last week as lawmakers came through in the eleventh hour to pass legislation that experts say gives the beleaguered companies a major boost to their legal battles.

DOL Regs May Get Closer Look After High Court OT Pay Case

The U.S. Supreme Court's conclusion Monday that the U.S. Department of Labor failed to properly explain the reasons behind its rule that car dealership service advisers should qualify for overtime may lead courts to take a closer look at other controversial regulations proposed by the agency that veer from its previous positions, attorneys say.

5 Lessons For GCs From The EEOC's Harassment Study

To avoid the heavy legal and economic costs of workplace harassment, law departments should be addressing them head-on, not delegating to human resources, according to a new EEOC report. Here are what EEOC commissioners and members of the agency's harassment task force say are the report's key takeaways for corporate counsel.

SEC Uses IEX Approval To Begin Rethinking Market Regs

The U.S. Securities and Exchange Commission's vote Friday to approve IEX Group's plan for a new stock exchange came with a commission guidance widening the agency's interpretation of its national market system rules to allow IEX's built-in "speed bump," a move experts said shows the agency is starting to rethink whether the decade-old rules need revisiting.

BANKING & SECURITIES

HK Exchange Proposes Stock Option Position Limits Overhaul

The Hong Kong stock exchange proposed revisions Monday to its rules regarding stock option position limits, seeking to bring its standards more in line with international norms and boost the competitiveness of the region's booming derivatives market.

Bank Of England Launches Fintech Accelerator

The Bank of England on Friday launched a fintech accelerator to support financial technologies startups developing ideas that could transform central banking, including so-called blockchain technology that underpins bitcoin digital currency and stands to reshape capital raising and lending transactions.

Former S&P Exec Slams SEC's Bid To Restart Fraud Case

Former S&P executive Barbara Duka on Monday blasted a U.S. Securities and

Kirkland & Ellis
Klein Moynihan
Kline & Specter
Littler Mendelson
Mayer Brown
McCarter & English
McDermott Will
Morrison Cohen
Norton Rose Fulbright
Orrick Herrington
Paul Hastings
Pepper Hamilton
Petrillo Klein
Reed Smith
Shearman & Sterling
Sherman & Howard
Sidley Austin
Simpson Thacher
Skadden
Squire Patton Boggs
Thompson Coe
Wachtell Lipton
White & Case
WilmerHale

COMPANIES

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Alpha Natural Resources, Inc.
American Association of Airport Executives
American Beverage Association
American Civil Liberties Union
American Council of Life Insurers
American Immigration Council
Anthem Inc.
Arch Coal Inc.
Association of American Universities Inc.
Association of Corporate Counsel
Bank of England
Blue Cross and Blue Shield Association
CBS Corporation
CenturyLink Inc.
Charter Communications Inc.
Chevron Corporation
Cincinnati Bell Inc.
Comcast Corporation
Consolidated Communications Holdings, Inc.
Council on Foreign Relations

Exchange Commission bid to revive its in-house case against her alleging mortgage securities fraud, telling the Second Circuit that appellate procedure rules clearly show an injunction remains effective until the court mandates otherwise.

ENERGY & ENVIRONMENTAL

Feds Extend Time To Mull Coal Industry Self-Bonding Limits

As legislative pressure builds to ban the practice entirely, federal mining officials said Friday they would take more time to consider an environmental group's petition to bar self-bonding to pay for mining operation cleanups for coal companies with a history of financial problems.

HEALTH & LIFE SCIENCES

FDA OKs First Human Trials For Zika Vaccine

A Pennsylvania drug company and a South Korean vaccine developer on Monday said that they received U.S. Food and Drug Administration approval to start clinical trials on humans for a Zika virus vaccine.

MEDIA & ENTERTAINMENT

Chicago Official Accuses Group Of Extortion In Museum Fight

The president of the Chicago Parks District has accused a special interest group of attempting to extort concessions from Star Wars' creator George Lucas as part of a campaign to drive his museum out of Chicago, according to a copy of a letter obtained by Law360 Monday.

TRANSPORTATION & INFRASTRUCTURE

GOP Reps. Query Security Protections In Boeing's Iran Deal

A pair of senior Republican lawmakers urged The Boeing Co. in a letter made public Friday to explain the national security implications of a pending potential sale of airliners to Iran, saying they were concerned about the deal "weaponizing" the country.

With Carrier Profits $3B, Airports Call For Hike In Fee

The U.S. Department of Transportation reported Monday that domestic passenger airlines made $3.1 billion in net profit during the start of 2016, prompting an industry group to call for an increase in a fee that funds airport improvements.

EMPLOYMENT

EEOC Advises Employers To Update Anti-Harassment Efforts

Employers should regularly offer and modify their anti-harassment compliance training, and should ensure they have comprehensive anti-harassment policies in place that are frequently communicated to employees, an Equal Employment Opportunity Commission report released on Monday concluded.

Texas Mayor Sued Over Vote That Upheld Uber, Lyft Rules

The mayor of the city of Austin has been hit with a suit in a Texas state court seeking to void a public vote that upheld a requirement for drivers of companies like Uber and Lyft to be vetted using a fingerprint-based background check, on the purported grounds that voters were misled.

Labor Dept. Asks To Merge Cases Protesting Fiduciary Rule

The U.S. Department of Labor has asked a Texas federal court to consolidate

Cox Communications Inc.
DraftKings Inc.
ESPN Inc.
Facebook
FairPoint Communications Inc.
FanDuel Inc.
Frontier Communications Corporation
Georgia-Pacific LLC
Hillenbrand, Inc.
Hoffman Alvary & Co. LLC
Hong Kong Exchanges and Clearing
Inovio Pharmaceuticals, Inc.
International Business Machines Corporation
Lawyers' Committee for Civil Rights Under Law
Lyft Inc.
McGraw Hill Financial Inc.
Meritor Inc.
Microsoft Corporation
Moody's Corporation
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Association of Insurance Commissioners
National Association of Manufacturers
National Congress of American Indians
Northern Mariana Islands Retirement Fund
Peabody Energy Corporation
PricewaterhouseCoopers
Scripps Networks Interactive, Inc.
Sierra Club
Temple University
The Boeing Company
The Walt Disney Company
Time Warner Cable
Time Warner Inc.
Twitter Inc.
U.S. Chamber of Commerce
UCLA Health System
Uber Technologies Inc.
Verizon Communications
Viacom Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management

three lawsuits from industry and trade groups challenging the department's new fiduciary rule, arguing the cases are relatively similar and consolidation would expedite the litigation.

PRIVACY & CONSUMER PROTECTION

UK Lawmakers Want CEOs To Pay For Cybersecurity Failings

A U.K. parliamentary committee recommended Monday that, in light of a massive data breach last year at telecom TalkTalk, penalties for hackers and for businesses that fail to prepare for or report such incidents need to be significantly enhanced, including by tying executives' compensation to their organization's cybersecurity hygiene.

Miss. Law Poses No Imminent Harm For Gay Pair, Judge Says

A Mississippi federal judge on Monday refused to grant the American Civil Liberties Union of Mississippi and an engaged same-sex couple a preliminary injunction in their suit challenging a recently enacted bill that provides protection to those who say their religious beliefs are violated by same-sex marriage.

USDA Organic Fertilizer Rule Buried Over APA Stink

A California federal judge on Monday overturned a U.S. Department of Agriculture rule change concerning fertilizer requirements for organic food growers, saying the agency committed a "serious" error and violated the Administrative Procedures Act's requirements for providing public notice and comment before releasing a guidance document.

GOVERNMENT CONTRACTS

Watchdog Chastises USPTO For Noncompetitive Contracts

A government watchdog has criticized the U.S. Patent and Trademark Office for its use of noncompetitive contracts, saying it had not properly justified $116 million in recent sole source deals and could have saved an estimated $23 million if it had used a competitive bidding process.

DOD's Carter Lauds Allies' Defense Efforts But Urges More

Defense Secretary Ashton Carter on Monday praised U.S. allies for recently stepping up their multilateral efforts to respond to global security challenges in a Washington, D.C., speech, but urged them to do more, saying small increases in their defense budgets are not enough to help effectively combat growing threats.

DOD Proposes Rule To Up Emergency Acquisitions Threshold

The U.S. Department of Defense on Friday joined NASA and the General Services Administration in proposing a rule that would raise the dollar threshold to obtain supplies and services used in response to attacks and other emergency situations, according a notice filed with the Federal Register.

INTERNATIONAL TRADE

Canadian Trade Minister Champions New Pacific Alliance Pact

Canada's top trade official on Friday touted her office's recent partnership agreement with four Latin American nations known as the Pacific Alliance and encouraged Canadian companies to explore new business opportunities there.

ITC Finds CAFTA Rule Changes 'Negligible' For US Economy

The U.S. International Trade Commission on Friday released its assessment of proposed changes to the rules of origin for a handful of products under the Dominican Republic-Central America-U.S. Free Trade Agreement, finding that the changes would do little to alter U.S. trade flows.

California Department of Food and Agriculture
California Department of Insurance
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Communications Commission
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NATO
National Aeronautics and Space Administration
National Institutes of Health
National Labor Relations Board
National Oceanic and Atmospheric Administration
Navajo Nation
Oglala Sioux Tribe
Securities and Exchange Commission
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate

TAX

IRS Blasts Bid To Nix Program For Unlicensed Preparers

The Internal Revenue Service slammed the American Institute of Certified Public Accountants' contention that the agency's certification program for unlicensed tax return preparers is regulatory overreach, telling a D.C. federal judge on Friday that the program is voluntary and valid.

NATIVE AMERICAN

Army Corps Streamlines Tribal Water Project Team-Ups

The U.S. Army Corps of Engineers said Friday that it is making two changes to its policies that will make it easier for the agency and federally recognized tribes to work together on water projects, including eliminating a tribal sovereign immunity waiver in an agency agreement that kept many such plans from getting off the ground.

SD County Beats Tribe's Voter Discrimination Suit As Unripe

A federal judge on Friday tossed a lawsuit seeking to force a South Dakota county to open a satellite office for voter registration and absentee voting on the Oglala Sioux Tribe's reservation, saying the matter was not ripe for judicial review.

TELECOMMUNICATIONS

FCC Will Vote On Spectrum For 5G, Wheeler Says

The Federal Communications Commission will vote July 14 on rules to open up spectrum for 5G applications, FCC Chairman Tom Wheeler committed Monday, saying he will circulate a proposal this week to help make sure the U.S. is a leader in the new technology.

Amazon Won't Mess With Embed Ads On Unlocked Set-Tops

Amazon stressed to the Federal Communications Commission last week that it has no intention of interfering with embedded advertising should the agency proceed with unlocking set-top boxes, even as it argued that the industry is ready for the plan, according to an ex parte filing Friday.

Weather Co. Warns FCC Against Spectrum Sharing

The Weather Co. urged the Federal Communications Commission in a Friday filing to be cautious about spectrum sharing by commercial interests that could interfere with data used to make weather decisions.

CenturyLink Tells FCC To Toss Special-Access Data Analysis

CenturyLink pressed the Federal Communications Commission Friday to throw out data analysis the agency relied on in proposing regulations for the business data services market, saying it is now clear the information was flawed and the FCC must develop a new plan.

Undersea Cable Cos. Need Time On Outage Rules, FCC Told

The North American Submarine Cable Association urged the Federal Communications Commission last week to give undersea cable companies more time to implement proposed outage reporting requirements and more time to report actual outages, according to an ex parte filing Friday.

PEOPLE

Ill. Gov. Taps Ex-Mayer Brown Atty For Special Counsel

Illinois Gov. Bruce Rauner announced the promotion of a former Mayer Brown LLP

attorney to deputy chief of staff Friday, part of a staffing shuffle following the end of the second straight spring legislative session without a state budget.

FBI Official Selected As Chief Of Border Patrol

An FBI official has been tapped to head up the U.S. Border Patrol, according to a Monday announcement from its parent agency, with the move coming roughly eight months after news broke that the previous border chief was retiring.

Hastert To Serve Sentence At Minn. Federal Medical Center

Former U.S. House Speaker Dennis Hastert will serve his 15-month prison sentence at the federal medical center in Rochester, Minnesota, according to the Federal Bureau of Prisons.

EXPERT ANALYSIS

Damages In Trade Secret Actions After The DTSA

In the short term, damages analysis under the Defend Trade Secrets Act will likely remain essentially the same as under the Uniform Trade Secrets Act. However, the long-term effect may be more pronounced as federal case law from other intellectual property areas may increasingly influence the determination of damages under the DTSA, says Brian Dies of Hoffman Alvary & Company LLC.

Title IX Enforcement: A Lack Of Institutional Support

The events that led to the removal of Baylor University President Ken Starr, and the dismissal of its head football coach, have put a spotlight on the commonplace practice of university officials turning a blind eye to disturbing evidence of sexual assaults on college campuses. Baylor should provide a clarion call to university officials, say Colleen Coveney and Debra Katz at Katz Marshall & Banks LLP.

Insurers, Get Ready For Increased Cybersecurity Scrutiny

The requirements of the National Association of Insurance Commissioners' proposed data security model law would impose a set of data breach reporting requirements on insurers that is significantly more demanding than existing state and federal laws, say Jim Harvey and Bruce Sarkisian at Alston & Bird LLP.

LEGAL INDUSTRY

How To Lure Laterals And Keep Them In Your Firm’s Net

Lateral movement in the legal industry has been on a hot streak in recent years, compelling BigLaw firms to spend big bucks in the fight to recruit and hire top talent without any guarantee new hires will stay put for more than a minute. Here, experts weigh in on effective hiring and integration strategies for attracting and retaining top talent.

K&L Gates, Alston & Bird Latest To Bump Associate Salaries

K&L Gates LLP and Alston & Bird LLP on Monday said that they will match the new salary benchmark set by Cravath Swaine & Moore LLP for associates in certain U.S. markets, leaving just a handful of BigLaw firms that have yet to make announcements, according to news reports.

Making The Move In-House? Avoid These Rookie Mistakes

Going in-house can be a great career move for lawyers looking to try something new, but the transition is not without its pitfalls. Whether coming from a private law firm or a government agency, lawyers working in a corporate legal department for the first time face a host of challenges. Here are some mistakes all lawyers who’ve opted to explore the in-house avenue would do best to avoid.

Record Number Of UK Lawyers Register In Ireland Pre-Brexit

A record number of British lawyers have registered to practice in Ireland so far this year amid worries that the U.K. will vote to pull out of the European Union and its legal infrastructure in the so-called Brexit, the Law Society of Ireland said on

Monday.

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Equal Employment Opportunity Commission
U.S. Senate
Department of Commerce
Federal Bureau of Investigation
National Aeronautics and Space Administration
National Labor Relations Board
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Labor
U.S. Department of the Interior
Army Corps of Engineers
Bureau of Land Management
California Department of Food and Agriculture
California Department of Insurance
Executive Office of the President
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Prisons

Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NATO
National Institutes of Health
National Oceanic and Atmospheric Administration
Navajo Nation
Oglala Sioux Tribe
U.S. Army
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Mandalyn Morris
Sent: Thur 4/28/2016 3:43:57 PM
Subject: [Marketing Mail] Your Handy Reference for Ever-Changing Medicare Rules, Regulation Updates, & Reimbursement Issues

Dear Colleague,

CMS is on the move for 2016 and staying on top of compliance requirements is key to get the reimbursement you deserve. Plus it's time to staying on top of compliance requirements to get the reimbursement you deserve. Missing a single update can cost you, whether it's a fee schedule change. Medicare compliance has become even more challenging with a number of regulatory and federal changes implemented in 2015 and what's about to come for 2016. In the first half of FY 2014, **OIG reported 465 criminal actions** against individuals or entities that engaged in crimes against HHS programs; and **266 civil actions**, which include false claims and unjust-enrichment lawsuits filed in Federal district court, civil monetary penalties (CMP) settlements, and administrative recoveries related to provider self-disclosure matters.

Heightened federal scrutiny and penalty enforcement have physician practices/hospitals across the healthcare spectrum concerned that even a genuine error might result your practice to come under some serious scrutiny and unpleasant payback requests. You need to stay abreast with some of the latest updates implemented by Medicare in 2015 and changes to be implemented for 2016 to the Enrollment process, Documentation Guidelines for compliant reimbursement, PECOS, NPP Reimbursements, OIG target areas, ABN form updates, Medicare MSP Standards and much more.

Here are some of the topics we've covered in this special report:

- Understanding **CMS 855 B**
- **2015-2016 CMS Billing Updates and Strategies** to ensure compliant reimbursement from Medicare
- Tune In to Key Changes Listed in **Medicare Physician Fee Schedule**
- Collect Most Accurate Payments for Your Practice
- Don't Fall Victim to this Critical Care Myth
- Boost Your Charge Capture
- Don't Throw Away Thousands of Dollars
- **Advance Beneficiary Notices**: Reduce Risk Of Fraud Or Abuse Allegations
- Tips Help You Avoid Costly Billing Errors
- E/M Services Aren't Automatically Billable Every Time You See a Patient
- Overlooking These **E/M Tips Could Cost Your Practice $5000** Each Year
- Interpreting Your **PEPPER Report** Is Much Easier Than You Realize
- Find Your Path To Accurate Reimbursement for SNF Patients
- Don't Fall Victim To Heightened **OIG Scrutiny**
- Stay on the Right Side of Your Next Audit with These 3 Lessons
- Make Fewer Billing Mistakes, Report Your Services Ethically
- **ASCs**: Gear Up to File Cleaner Claims
- Successfully Navigate the Minefield of Specialist Payment Arrangements
- Watch The Clock For **Medicare Facility Observation Patients**
- Your Reimbursement Could Hinge on Outcomes Come 2016
- **HHPPS**: Improve Outcomes or Put Your Reimbursement at Risk
- Think Ahead: Good EHR Could Prevent Big Headaches
- Are You Among the Providers Who Can't Produce Documentation?
- **And much more…**

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Sent: Tue 5/22/2018 11:42:57 AM
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Ted Burton

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Presented By: Barbara J. Cobuzzi

Pre-recorded Webinar | **Lenght:** 240 minutes | **CEU:** 4 AAPC CEUs

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Assessing Your Billing Operations for Revenue Optimization

If yours is like most practices, you're probably seeing more patients with high-deductíble plans, HSA policies, and other third-párty payers that work hard to delay payments—or, worse, not pay at all. To overcome these obstacles, you must optimize collections.

Join us for this Virtual Boot Camp "**Medical Billing from Front to Back**" with codíng consultant **Barbara J. Cobuzzi**, where she will cover all the key elements a successful medical

billing operation needs to put in place—from the time the patient makes his appoíntment until you receive payment in full. This boot camp will highlight the crucial steps to take to ensure your practice gets the payments it deserves for the services rendered.

After attending this virtual boot camp, you will understand how to set up your practice's processes to improve your collections—and optimize your compliant revenue. You will have the tools to hold third-párty payers accountable for their share of the bills. Most important, you will be equipped to collect every dollar you're owed in the most efficient and compliant manner! Read more

Session Highlights

Here is a taste of what you will uncover:

- How codìng, documentation, and billing all fit together.
- Which latest tools can best assist billing staff in efficiently and compliantly collecting outstanding balances.
- Which compliance issues you must address to stay out of hot water with the feds.
- Where patient responsibility starts, and how can you encourage a patient to fulfill his responsibility
- What the insurancè company's responsibility is, and how you can make sure it pays what you're owed.
- When is the right time to involve a collections agèncy (The answer

may surprise you).

Session Agenda

This session will cover:

- The billing process
- Who/what effects the success of the billing process?
- Front end roles and responsibilities
- Insurancé verification
- Check-out decisions
- Starting the billing process
- Clinical staff involvement
- Documentation expectations
- Medical récord documentation
- Components of E/M
- Advance benefíciary notices
- Signature requirements
- Collecting patient balances
- Insurancé company recoupments
- Correct Codíng Initiative (CCI) Edits
- Global surgical package
- CMS-1500 completion tips
- Software in the practice
- Codíng versus reimbursement
- Reimbursement
- Medícare vs. prívate payers
- Level II appeal objectives
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- Need for appeals process

What's more

This immersive Virtual Boot Camp will teach you everything you need to know and the specific processes you need to

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- Assemble your billing dream téam – find out who affects your billing process.
- Díscover the ínsurance-verification tricks that you've never heard about before.
- Learn how to make crucial check-out decisions so you can start collecting the money ASAP.
- Beware: How "courtesy discounts" could get you into hot water for billing fraud.
- Debunk your misconceptions -- get everything you need to understand about Advance Benefíciary Notices.
- Go through the charge capture process step-by-step to stay compliant and get the reimbursement you deserve.
- Get the tools to understand the rules -- AMA codíng, CMS and payer rules, and more!
- Find out the best way to handle self-pay patients and increase collections.
- Demystify CMS 1500 forms with a comprehensive, can't-miss tutorial.
- Learn how to protéct your practice from the most common payer excuses to underpay or refuse to pay bills.
- Employ the secrets to achieving a 100% success rate on appeals to CMS and prívate payers for rejected claims!

- **And more**

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About Our Speaker

Barbara J. Cobuzzi - MBA, CPC, CENTC, COC, CPC-P, CPC-I, CPCO, AAPC, is owns CRN Healthcare Solutions where provides value added provider consulting services. She holds a BS in Industrial Engineering from Rensselaer Polytechnic Institute and an MBA from New York University. **Read more**

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Subject: FW: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

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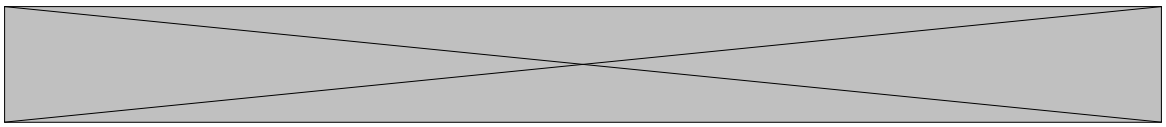


MORTGAGE LENDING

Building home-based wealth faster with new mortgage design

Maine's Androscoggin Bank is one of 15 institutions currently offering the Wealth Builder mortgage, invented by a pair of experts from a Washington, D.C., think tank. Read more

HOME EQUITY CREDIT

Home equity loan balances fall again in Q4'15

Home equity loans and lines of credit declined on the balance sheets of the nation's largest banks during the fourth quarter of 2015, as pay-downs of equity lines and balances outpaced new originations. SNL Financial asks where this business is headed. Read more

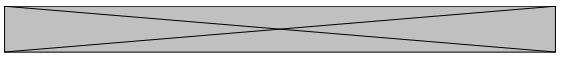
COMPLIANCE

CFPB 2016: predictions, guesses, best estimates

The Consumer Financial Protection Bureau is bankers' "gift that keeps on giving." Baker Donelson attorney Courtney Gilmer looks at the bureau's lineup for the rest of this year. Read more

ENERGY LENDING

Oil flow pours on unexpected stress



COMMON SENSE COMPLIANCE

Fair lending and new HMDA data

Can you really prove discrimination using only data? asks Lucy Griffin. Read more

AML & FRAUD

Panama Papers: Hot—but issues aren't new

John Byrne borrows from Buffalo Springfield: "There's something happening here, but what it is ain't exactly clear." Read more

TALKING CREDIT

What are big bank earnings telling us?

Ed O'Leary says mixed results show some commonalities. Read more

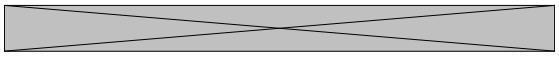
FREE 4/28 WEBINAR

EMV—the rest of the story

The much-anticipated "liability shift" has come and gone. But full implementation of EMV card technology is far from complete, and many customers remain

Energy lending has certainly stressed the banking business this year. And the Federal Reserve did build that issue into the scenario for the banks' stress testing—except the Fed projected oil at $110 a barrel. *Just slightly off*… Read more

confused about the transition. *Banking Exchange* and CPI Card Group will present a webinar **April 28 at 1 P.M. EDT** that will help your bank meet the EMV challenge. Learn more/register



MONEY LAUNDERING FIGHT

When real estate's a laundering channel…

Earlier this year FinCEN issued special targeting orders for real-estate transactions in Manhattan and Miami-Dade Counties in Florida. FinCEN's Jennifer Shasky Calvery said this effort is a beginning of a beginning. Read more

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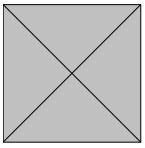

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Banks see increased demand for CRE loans

Eighty-two percent of banks plan to increase capital concentration in commercial real estate due to rising borrower demand, according to the American Bankers Association's first annual Commercial Real Estate Lending Survey. Nine percent of the surveyed banks have 300 percent or more capital concentration in CRE lending, and 19% reported 100% or more capital concentration in construction lending. Read more

*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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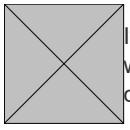

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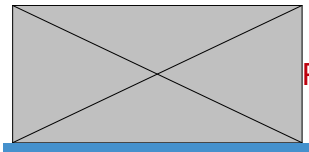

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Analysis

Mueller Probe Reopens Unsettled Questions Of Privilege

The prospect of White House counsel Donald McGahn being interviewed in the ongoing Russia investigation raises familiar questions about whether the president can invoke some form of privilege to avoid scrutiny. But the handful of federal appeals courts to address the issue since Watergate offer few definitive answers. Read more »

High Court Blocks Vetted Refugee Entry Under Travel Ban

The U.S. Supreme Court on Monday blocked part of an injunction that would have admitted certain refugees into the country despite President Donald Trump's travel ban, as Hawaii lodged its opening salvo in the Aloha State's high court challenge to the ban on travelers from six Muslim-majority countries. Read more »

Senate Takes Up $700B Defense Authorization, Reform Bill

The Senate voted Monday to take up a $700 billion bill authorizing defense spending and other reforms, setting off debate over buying reforms, base closures and the overall funding of the federal government. Read more »

FDA Chief Backs Streamlined Studies To Curb Drug Costs

U.S. Food and Drug Administration Commissioner Scott Gottlieb on Monday endorsed streamlined approaches to conducting clinical trials and evaluating their results, saying that drug development costs are on an "unsustainable path" and that a modernized approach to research is needed. Read more »

Antitrust No Cure-All For Economic Ills, FTC Chief Says

Amid increasing calls for tougher antitrust enforcement to tackle concentrated industries, the Federal Trade Commission's Maureen Ohlhausen cautioned Monday that the Sherman Act is not the right tool to deal with income inequality. Read more »

Trump Admin. Hit With 2nd AGs Suit Over DACA Rescission

California Attorney General Xavier Becerra and three other Democratic attorneys general filed a lawsuit challenging the Trump administration's decision to rescind DACA in California federal court on Monday, the second of its kind from states arguing the move is unconstitutional. Read more »

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Hogan Lovells
Holland & Knight
Hunton & Williams
Hyland Levin
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Kramer Levin
Latham & Watkins

Analysis

Fintech Firms Reignite Debate Over 'Industrial Bank' Charters

A decadeslong battle over a type of bank charter available to industrial companies has gained new life in recent months as financial technology firms like SoFi and Square have turned to that vehicle for licenses to operate nationwide, stoking opposition from community banks. Read more »

ENERGY & ENVIRONMENTAL

6th Circ. Says Flint Water Crisis Suit Belongs In State Court

A split Sixth Circuit on Monday directed that litigation against Michigan environmental officials over the Flint water crisis be returned to state court, breaking down brick by brick the officials' argument that their work was carried out under federal orders. Read more »

MSHA Floats Changes To Inspection Rule For Non-Coal Mines

The Mine Safety and Health Administration on Monday proposed changing a rule requiring mine operators to inspect non-coal mines before workers start to allow inspections to take place when shifts begin, according to a notice set for publication in the Federal Register on Tuesday. Read more »

Dem AGs Join Fight Over Fuel Efficiency Penalty Delay

Five Democratic state attorneys general on Monday sued federal transportation regulators in the Second Circuit over a recent delay to an Obama-era rule raising penalties on automakers that don't meet fuel efficiency standards, joining environmental groups that challenged the delay last week. Read more »

Waters Of US Rule Challengers Slam EPA, Corps In High Court

Industry groups, states and environmental organizations on Monday told the U.S. Supreme Court that the federal government is relying on flimsy, erroneous legal theories to support its contention that challenges to its controversial Waters of the U.S. rule belong in federal appellate rather than district courts. Read more »

High Court Asked To Review EPA Sewage Rule Challenge

An industry coalition has asked the U.S. Supreme Court to review a decision by the D.C. Circuit not to hear their challenge to the U.S. Environmental Protection Agency's refusal to apply an Eighth Circuit finding that the agency improperly crafted water pollution rules to states outside the Eighth Circuit's jurisdiction. Read more »

HEALTH & LIFE SCIENCES

Diarrhea Drug Abuse Shouldn't End OTC Sales, FDA Hears

Over-the-counter sales of Johnson & Johnson's diarrhea drug Imodium A-D shouldn't be halted despite an uptick in fatal overdoses, a top trade group told the U.S. Food and Drug Administration in a letter released Monday. Read more »

Menendez Provided Visa Help For Doctor, Ex-Staffer Says

A onetime aide to Sen. Bob Menendez said Monday at the lawmaker's and a Florida ophthalmologist's bribery trial that the senator directed him in 2008 to assist with visa applications for the doctor's alleged girlfriends, but defense counsel noted that Menendez provided similar advocacy that same year for unrelated applicants. Read more »

TRANSPORTATION & INFRASTRUCTURE

Trump Taps CSX, McClure Execs To Pipeline, Highway Posts

Mayer Brown
McDermott Will
Morgan Lewis
Nelson Mullins
Norton Rose Fulbright
O'Melveny & Myers
Porter Wright
Quinn Emanuel
Riley Safer
Schulte Roth
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Skadden
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Winston & Strawn

COMPANIES

AARP Inc.
ARM Holdings, plc
Act-1 Group Inc.
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American Immigration Lawyers Association
American Red Cross
Association of Tennis Professionals
BTI Consulting Group Inc.
Brattle Group
CSX Corporation
Center for Biological Diversity Inc.
Comcast Corporation
Consumer Healthcare Products Association
DISH Network Corporation
Dole Food Company Inc.
General Motors
Global Automakers
Google Inc.
Harley-Davidson, Inc.
Independent Community Bankers of America
Johnson & Johnson
KKR Financial Holdings LLC
Lockheed Martin
MasterCard Incorporated
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Mexican American Legal Defense and Education Fund
Microsoft Corporation

President Donald Trump has nominated a veteran freight rail executive from CSX Transportation Inc. to serve as administrator of the nation's pipeline safety regulator and picked the president of McClure Engineering Co. to serve as administrator of the Federal Highway Administration, the White House said Friday. Read more »

REAL ESTATE

Ex-NJ Housing Exec Gets 3-Year Probation In HUD Case

The former executive director of the Ocean City Housing Authority has been slapped in New Jersey federal court with a sentence of three years' probation for embezzling funds from the U.S. Department of Housing and Urban Development to cover the purchase of dozens of MasterCard gift cards that she used for personal expenses or gave to family and friends. Read more »

NJ Court Says Developer's Motel Plan Has Enough Parking

The New Jersey Appellate Division on Monday upheld a developer's plan to expand his Cape May motel and restaurant, ruling that the city's planning board properly relied on "substantial evidence on the record" in approving the proposal and a related parking space variance. Read more »

EMPLOYMENT

Philly Slams Salary Inquiry Law Injunction Bid

The city of Philadelphia urged a federal judge on Friday to reject efforts by a local business group to block a controversial new law that would bar employers from asking prospective workers about their salary histories. Read more »

CONSUMER PROTECTION

Texas AG Sues 'Reputation Management' Company

Texas Attorney General Ken Paxton filed a lawsuit in state court in Houston on Monday against "reputation management" company Solvera Group Inc., alleging that through deception it perpetrated a scheme and lied to its customers, local attorneys, judges and search engines like Google to have negative comments scrubbed from the internet. Read more »

BANKRUPTCY

San Juan Fights Puerto Rican Bank's $4.1B Debt Deal

Attorneys for Puerto Rico's capital city of San Juan argued to a federal court on Monday that a plan to restructure the $4.1 billion debt load for the territory's Government Development Bank would rob the island's municipalities of millions in secured funds without giving them an adequate ability to object. Read more »

IMMIGRATION

Analysis

Attys Sound The Alarm Over Advance Parole Denials

President Donald Trump's splashy moves on immigration have been dominating the headlines, but immigration attorneys say other changes are also afoot, with the government allegedly denying requests for "advance parole," a key document that allows foreign nationals to enter the U.S. if they leave the country. Read more »

Texas Judge Says States Erred In Bid To Pull DACA Challenge

A Texas federal judge on Friday told Texas and a group of other states they can't merely dismiss their challenge to federal deferred deportation programs, saying the "extensive and hard-fought clashes over the merits" of the case mean dismissal by

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T-Mobile USA Inc.
The Walt Disney Company
Thrivent Financial
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Verizon Communications
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Women in Cable Telecommunications
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Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Central Intelligence Agency
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Federal Deposit Insurance Corp.
Federal Highway Administration
Federal Reserve System
Federal Trade Commission
Florida Public Service Commission
Food and Drug Administration
Internal Revenue Service
Iowa Department of Transportation
Michigan Department of Environmental Quality
Mine Safety and Health

notice to the court is not appropriate. Read more »

AG Out Of Bounds In Sanctuary City Battle, Judge Told

The U.S. attorney general stepped far outside his authority when he tacked several new, immigration-focused conditions onto a public safety grant as part of the Trump administration's battle against so-called "sanctuary cities," attorneys for the city of Chicago told an Illinois federal judge Monday. Read more »

TELECOMMUNICATIONS

FCC Trims Outdated Common Carrier Regs

The Federal Communications Commission has issued an order to streamline and eliminate regulations pertaining to common carriers, which are highly regulated as utility services and currently include internet service providers. Read more »

FCC Chair Names 31 Diversity Committee Members

Two former commissioners of the Federal Communications Commission, the heads of Hispanic and black advocacy groups and women who've been pioneers in the telecommunications industry will serve on the FCC's diversity and digital empowerment committee, Chairman Ajit Pai announced Friday. Read more »

PEOPLE

Squire Patton Boggs Adds Obama IT Chief As Adviser

Squire Patton Boggs LLP on Monday announced the hiring of the Obama administration's last governmentwide chief information officer of the United States, an industry veteran with decades of experience who will help advise the firm's clients on data breaches and long-term planning. Read more »

EXPERT ANALYSIS

During Hurricane Season, Await Possible HIPAA Privacy Relief

Last week, as Hurricane Irma devastated several islands in the Caribbean and headed directly toward Miami, the U.S. Department of Health and Human Services issued its second bulletin addressing how the Health Insurance Portability and Accountability Act applies in emergency situations, says Trish Markus of Nelson Mullins Riley & Scarborough LLP. Read more »

DOL's Fiduciary Rule: Death By A Thousand Cuts?

Every now and then one wakes up with a thought along the lines of, "How the heck did we get to where we are?" Such a thought may easily be brought to mind by the present state of play regarding the U.S. Department of Labor's new fiduciary regulation, says Andrew Oringer of Dechert LLP. Read more »

How The Utility Of The Future Will Evolve: Part 1

Rapid deployment of distributed energy resources has led some to argue that the utility business model of the last 100 years will soon no longer suffice. Even moderate amounts of DERs change the landscape for utility planning, and require new methods of analysis and changes to status quo policies, say Bill Zarakas and Frank Graves of The Brattle Group. Read more »

LEGAL INDUSTRY

The 5 Firms That Strike Fear In GCs

General counsel have singled out five law firms they most fear seeing on the other side of the table in litigation, citing the firms' ability to upend business operations, rack up costly bills and potentially ruin reputations. Here, the five law firms that strike fear in the hearts of GCs. Read more »

Administration
National Highway Traffic Safety Administration
New York Attorney General's Office
Office of the Comptroller of the Currency
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Environmental Protection Agency
U.S. Office of Personnel Management
U.S. Supreme Court

Richard Posner On Battling Colleagues And Voting For His Cat

Richard Posner loomed large on the Seventh Circuit for more than three decades before abruptly retiring earlier this month. Here, Posner talks with Law360 about his decision to leave the bench and some ambitious plans for a beloved feline friend. Read more »

Doors Open To Women, But Barriers Remain, Ginsburg Says

Sharing story after story of discrimination and underestimation in her career, U.S. Supreme Court Justice Ruth Bader Ginsburg told an audience at Roosevelt University in Chicago on Monday that while more opportunities are available to female lawyers than ever, there are still glass ceilings to be broken. Read more »

Manhattan DA Wants Up To 4 Years For Ex-Dewey CFO

Dewey & LeBoeuf LLP's ex-chief financial officer should get up to four years in prison after his conviction for fraud and conspiracy, Manhattan prosecutors said, emphasizing that Joel Sanders has refused to fess up to his role in the firm's financial collapse. Read more »

Irma Closes Fla. Law Offices, Courts, But BigLaw Soldiers On

Hurricane Irma weakened into a tropical storm Monday as it continued its destructive path up the southeastern coast of the United States, but law firms and courthouses across Florida remained closed as the Sunshine State dealt with the aftermath of the storm. Read more »

Delaware No Longer King Of The Hill For Biz Litigation

Delaware fell precipitously in a U.S. Chamber of Commerce survey of which states corporate attorneys and executives feel have the friendliest climates for business litigation, dropping from first to 11th place and ceding the top spot for the first time in the report's 15-year history. Read more »

Global 20

Global 20: White & Case

White & Case LLP continued to broaden its global presence in recent months, working on hundreds of mergers and acquisitions worth hundreds of billions of dollars and focusing on a five-year growth strategy as it earned the top spot on Law360's Global 20. Read more »

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Nelson Mullins
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Quinn Emanuel
Riley Safer
Schulte Roth
Seyfarth Shaw
Skadden
Squire Patton Boggs
Thompson Coburn
Wachtell Lipton
WilmerHale
Winston & Strawn

COMPANIES

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Comcast Corporation
General Motors
Google Inc.
Sierra Club
AARP Inc.
ARM Holdings, plc
Act-1 Group Inc.
Alliance of Automobile Manufacturers
American Immigration Lawyers Association
American Red Cross
Association of Tennis Professionals
BTI Consulting Group Inc.
Brattle Group
CSX Corporation

Consumer Healthcare Products Association
DISH Network Corporation
Dole Food Company Inc.
Global Automakers
Harley-Davidson, Inc.
Independent Community Bankers of America
Johnson & Johnson
KKR Financial Holdings LLC
Lockheed Martin
MasterCard Incorporated
Mayne Pharma Group Ltd.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
Mizuho Securities Co. Ltd.
Mylan NV
National Association of Broadcasters
National Association of Manufacturers
Natural Resources Defense Council
New York Times Co.
PayPal Inc.
Procter & Gamble Co.
Sanofi-Aventis
SoftBank Group Corp.
Square Inc.
T-Mobile USA Inc.
The Walt Disney Company
Thrivent Financial
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Wal-Mart Stores Inc.
Warner Chilcott Limited
Washington Post Co.
Women in Cable Telecommunications
Zillow Inc.

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Federal Communications Commission
Food and Drug Administration
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of Transportation
U.S. Environmental Protection Agency
Army Corps of Engineers
Central Intelligence Agency
Consumer Financial Protection Bureau
European Union
Executive Office of the President

Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Highway Administration
Federal Reserve System
Federal Trade Commission
Florida Public Service Commission
Internal Revenue Service
Iowa Department of Transportation
Michigan Department of Environmental Quality
Mine Safety and Health Administration
National Highway Traffic Safety Administration
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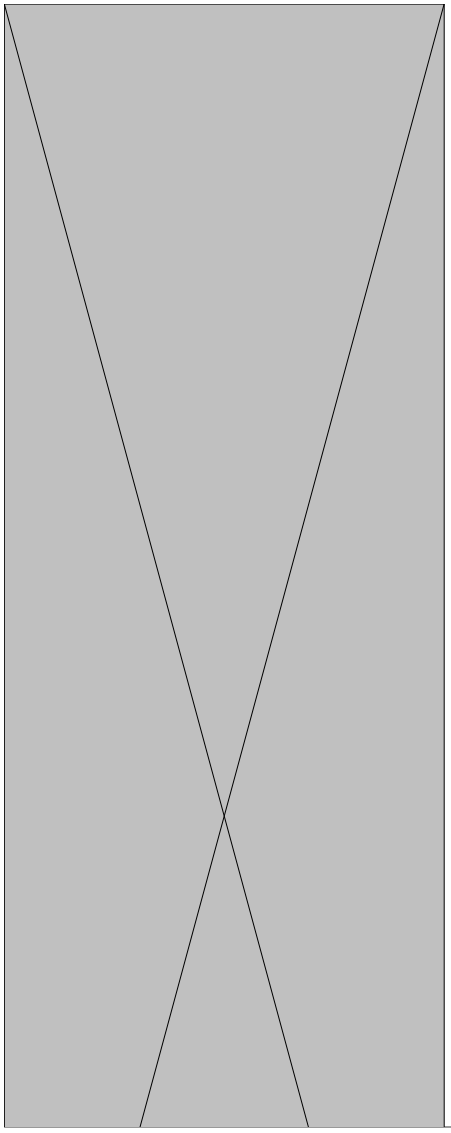

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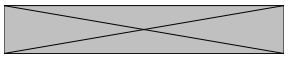

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Subject: Elko not a Bitcoin player

Quote of the Day

“Trust me, I understand how crazy that sounds."
----Morgan Rockcoons, The United States of Bitcoin founder now arrested for fraud

From the Editors

Next week we will all give thanks, and we are no different at *The Indy*. Most of all we give thanks for you, our most loyal readers. We cannot express how grateful we are to all of you who have supported our landmark adventure into nonprofit journalism. We believe in the importance of the work and our fabulous team more than ever, and we appreciate all of your support.

This newsletter will be on hiatus next week, and we will return the week of the 26th. Have a wonderful Thanksgiving.

Today's Front Page

Trump administration rule on public benefits having 'chilling effect' on immigrant health insurance enrollment

DSCC Chair Cortez Masto sees lessons in Nevada Democrat's success

Las Vegas man who claimed he would make Elko Bitcoin capital arrested for fraud

Today's Opinion

Nevada needs a strong Clark County public defender

IndyBlog

Southern Nevada Water Authority board OKs Colorado River drought plan as

Medical staff stand outside the imaging room at Dignity Health West Flamingo Campus, 9892 W. Flamingo Road, on Thursday, Aug. 10, 2017. (Jeff Scheid/The Nevada Independent)

ICYMI Podcast

IndyMatters Episode 75: Incoming Attorney General Aaron Ford on how he’ll change the office

Attorney General-elect Aaron Ford sat down with Editor Jon Ralston and reporters Michelle Rindels and Riley Snyder to discuss his plans to try enacting a stalled voter-approved gun background check law

Arizona, Colorado focus on resolving internal issues

ICYMI

MSG Sphere becomes latest business filing to leave NV Energy

IndyMatters: Aaron Ford on gun background checks, 'dog-whistling' campaign ads and standing up to Trump

Google planning to build $300 million data center in Henderson with help from state tax breaks

Police dogs and officers descend upon high school as part of district's ongoing safety efforts

and to defend the state's marijuana industry against any potential federal crackdown.

ICYMI Opinion

Political conflict has become more valuable than solving policy problems

Featured Tweet

This is good advice.

Support top-quality Nevada news in Spanish with a like on Facebook and a follow on Twitter: @nvindyespanol
New on the page: Elections officials push back on claims the election was stolen by non-citizen voters and a front-row look at how schools are carrying out random searches and using drug dogs.

Yours in transparency,

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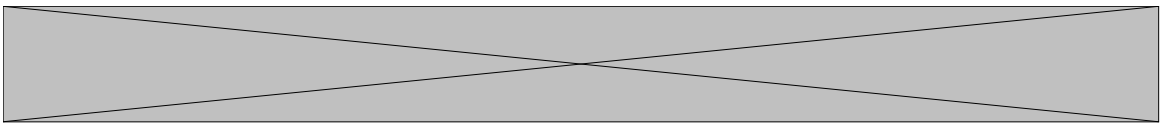


ALCO BEAT

Ready your liquidity contingency plan now

Everyone's talking about when the Fed will really raise rates, and that's important, says Keri Crooks of Darling Consulting Group. But equally important is devising a liquidity contingency plan to deal with the ripple effects that will be coming. Read more

BANKER BOOK REVIEW

24 hours, that's all any of us gets

Is your banking life leaking into your personal life? Banker-reviewer Will Taylor says the philosophy that time must be invested as carefully as cash appeals to him as a trust officer. He recommends Elizabeth Grace Saunders' *How To Invest Your Time Like Money*. Read more

COMMUNITY BANKING

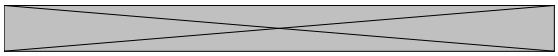
Insurance beckons bankers again

The insurance business is not for everyone, but some community banks are committed to it and even looking to expand in the space. SNL Financial reports on banker plans revealed at an industry conference. Read more

CREDIT MANAGEMENT

6 steps to better business loan closings

Veteran business credit attorney David Lawson says the angst of wrapping up a loan isn't inevitable. The lender who takes a half-dozen



COMMUNITY BANKING

Risk versus rewards of directorship

What really is your exposure, director? Jeff Gerrish has a surprising answer. Read more

TALKING CREDIT

When credit staff joins M&A due diligence team

No one wants to buy pigs in the portfolio, says Ed O'Leary. Read more

AML & FRAUD

"Pretzel Logic" from officials

John Byrne says what works for Steely Dan makes bad policy. Read more

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From our digital magazine: "Too many chiefs?"

"The banking C-suite has grown a little more crowded recently. A club that traditionally included only the CEO, CFO, and the COO has now expanded to include many others." Read *Banking Exchange* magazine

key points to heart can close loans faster and more efficiently. Read more

SNL REPORT

Snip, snap, branch gone

The U.S. saw 332 net bank and thrift branch closures in the first quarter as banks continue to trim costs and adapt to an increasingly mobile world. Yet some banks keep opening branches. Guess who leads the openers? Read more

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PAYMENTS PROMOTIONS

Rewarding ride

"What's in your back seat, Uber driver?" The disruptive transportation service has partnered with Capital One to give the bank's Quicksilver cardholders a very special deal. Read more

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of*

Fed governor on community bank regulation

In a speech touching on many aspects of community bank rules, **Federal Reserve Board Governor Daniel Tarullo** told attendees at the Washington Policy Summit of the Independent Community Bankers of America that:

"I want to reiterate my view that a few Dodd-Frank Act provisions might usefully be amended to exclude community banks entirely from their coverage. As I have said before, the concerns addressed by provisions such as the Volcker rule and the incentive compensation requirements of section 956 are substantially greater at larger institutions. In the unusual case in which a small bank is engaged in proprietary trading that could pose a risk to the deposit insurance fund or has in place a compensation system that incentivizes excessive risk, the supervisory process would remain available to address these risks.

"I recognize that statutory revisions of this sort would not be a major reduction in compliance burden. *But they would reflect the fact that, absent a change in this regard, community banks must expend scarce compliance resources to conform to the requirements of such regulations.*" [Emphasis added.] Read the speech

FORWARD TO A FRIEND OR COLLEAGUE

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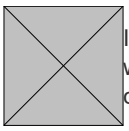

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Sent: Mon 12/5/2016 10:53:19 PM
Subject: [Newsletter] [Marketing Mail] Why Florida Bank Ditched Marketing ... plus new customers among underserved

Blogs: Back to banking basics by Jeff Gerrish; When talent isn't required by Ed O'Leary; America's AML grade by John Byrne

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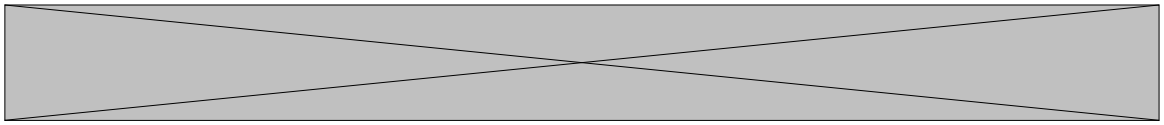


RETAIL BANKING I

Growing market seen among underserved

The large number of unbanked and underbanked Americans represents untapped opportunities, says a new report from the Center for Financial Services Innovation. Read more

RETAIL BANKING II

Why we are stopping our marketing…

Not permanently. But Florida banker Chris Nichols says his company deemphasizes traditional marketing during the holiday season. Why? First, it's more expensive and less effective. But his second reason will really get your attention. Read more

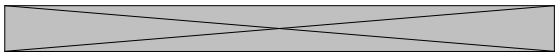
COMPLIANCE

Prospects for CFPB transition

The Trump Administration will make a huge number of changes in Washington. But regulatory expert Richard Riese says bankers should not expect overnight change at CFPB. However, he adds, the patient banker has some shifts to look forward to. Read more

MERGERS & ACQUISITIONS

Putting more M&A together



COMMUNITY BANKING BLOG

Time to return to banking basics

At the end of the day, Jeff Gerrish reminds community bankers, increasing shareholder return is what you are supposed to be concentrating on. Read more

AML & FRAUD

"Ten Years After"

The international Financial Action Task Force has just completed its mutual evaluation process of the U.S. anti-money laundering effort. John Byrne reviews highlights bankers can take away from the report. Read more

TALKING CREDIT

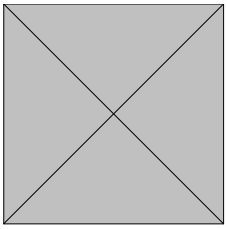
When talent isn't part of the hiring decision

JP Morgan's travails illustrate the dangers of mutual backscratching. Ed O'Leary looks back on past experiences at a large bank and considers where "the line" lies. Read more

Stronger prices for bank stocks mean more powerful "currency" for acquisition-hungry shoppers. This has some experts predicting a rise in bank deals. Read more

REGULATORY ANALYSIS

Would Minneapolis Fed plan set big banks adrift?



Minneapolis Federal Reserve President Neel Kashkari's bold plan to end too big to fail won't likely succeed, says S&P Global Market Intelligence. But it will become part of the ongoing debate over future regulation. Read more

COMMERCIAL REAL ESTATE

Strategic sales of CRE picking up

Selling commercial real estate loans used to be seen as a sign of some issues at a lender. However, now regulatory pressures to better toe the line on federal guidance on commercial real estate concentrations may be changing the CRE secondary. Read more

RISK MANAGEMENT VIEWPOINT

U.S. banks slammed once again

The international Financial Stability Board has pronounced U.S. banks to be the greatest threat to the worldwide financial system. Stock analyst Richard Bove attacks FSB's methodology and conclusions. Read more

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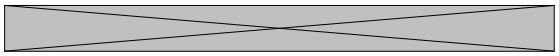
BOOK TALK

Avoiding damage by disruption

Ever felt just slightly overwhelmed by all the talk about disruption by fintechs and more? Kasasa's John Waupsh just wrote a book, *Bankruption: How Community Banking Can Survive Fintech.* An exclusive excerpt will bring you some fresh, encouraging thinking. Read more



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Eye on multifamily risk

"Renter-occupied household formations have surpassed owner-occupied household fomartions for the past nine years running"—*Michael Morrone, Jones Lang analyst*
Read more

White Paper: Fast-tracking performance and proficiency of financial services

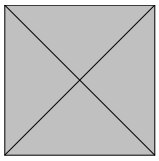
This white paper from Comcast explores the impact of digital technology in five areas:
• Protecting financial data assets.
• Keeping pace with escalating regulations.
• Enabling reliable, real-time data access.
• Increasing transaction speed and reducing latency.
• Enhancing connectivity to support mobile devices.
Read more

White Paper: Onboarding mobilely

Mobile Account Opening: Solving the Convenience-Risk Conundrum, a white paper by Mitek, explores the final frontier for bank apps. Mobile dominates consumer interactions with banks, with the exception of account opening. And yet the solution lies in mobile's unique capabilities.Read more

On-Demand Webinar: Win Over Millennials: Are All Your Bases Covered?

An expert on millennials from Kasasa addresses which products millennials want and where they go to find them. Read more



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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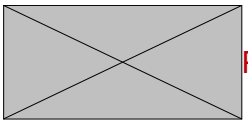

PUBLIC POLICY

Tuesday, September 27, 2016

TOP NEWS

Trump Raps Clinton For Shifting TPP Position

Monday's presidential debate saw Hillary Clinton and Donald Trump exchange blows over the proper direction of the nation's trade policy, with the real estate mogul doubling down on his protectionist strategy and criticizing the former secretary of state for shifting positions on the Trans-Pacific Partnership.

Obama's Climate Legacy At Stake In DC Circ. CPP Showdown

After months of court filings and surprising pretrial rulings, an en banc D.C. Circuit on Tuesday will finally hear oral arguments in the biggest environmental and energy case in years: a massive challenge to the legality of the Clean Power Plan.

Tougher EB-5 Rules Could Follow Election Season Gridlock

A Friday expiration date for the EB-5 immigrant investor program and upcoming elections mean lawmakers will likely act further down the road to toughen the troubled program's standards for qualifying projects and prevent abuses, but doing so will mean overcoming stark regional differences and other hurdles, experts say.

Report Suggests Paths To High Court Broadcasts, Term Limits

A group that wants the U.S. Supreme Court to adopt mandatory retirement ages or term limits and to begin broadcasting oral arguments says crisis, politics and closely watched cases have paved the way for those practices in some of the countries that have already implemented them and that the U.S. has ways to follow suit.

House Passes Cybersecurity, Transit, Food Security Bills

The House of Representatives passed bills Monday meant to tweak various parts of the country's security apparatus, ranging from the Department of Homeland Security's responsibilities for food and election security, to the amount of time that transit agencies can use grant money for security upgrades.

Fed's Stress Test Relief Unlikely To Stave Off Challenge

While the Federal Reserve's top regulatory official outlined plans Monday to make annual stress tests more predictable for regional banks, he said the Fed would hold firm in its refusal to give the biggest banks a peek at the testing process, even amid rumors of a potential legal challenge.

ANALYSIS

4 Things Real Estate Lawyers Need To Know About Basel III

Although rules stemming from international banking standard Basel III have been in place in the U.S. since the beginning of 2016, lawyers say banks continue to be confused about which types of loans require additional capital on the books. Here, Law360 looks at four things real estate lawyers should know as they try to make sense of Basel III.

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Haight Brown
Hobbs Straus
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Jackson Lewis
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Katten Muchin
Keller and Heckman
Kirkland & Ellis
Klasko Immigration Law Partners
Latham & Watkins
Linklaters
Loeb & Loeb
McGuireWoods
Morgan & Morgan
Morgan Lewis
O'Melveny & Myers
Paul Hastings
Pillsbury Winthrop
Polsinelli
Proskauer Rose
Reed Smith
Shearman & Sterling
Sidley Austin
Simpson Thacher
Skadden

New Emergency Alert Upgrades Could Aid Law Enforcement

The Federal Communications Commission is set to modernize the wireless emergency alert system in a vote Thursday that experts say is likely to tee up new capabilities such as adding hyperlinks to photos, which New York officials say would have aided their search for a bombing suspect last week.

A Look At Trump's Labor Positions As The Election Nears

While Donald Trump hasn't always been clear about his position on labor and employment issues, perhaps the Republican nominee's evolving positions are starting to take shape as the presidential race enters the final stretch. Here, Law360 looks at where Trump appears to stand on key labor and employment issues.

Lawyer Lineup For Clean Power Plan Oral Arguments

When oral arguments over the legality of the U.S. Environmental Protection Agency's Clean Power Plan take place at the D.C. Circuit on Tuesday, no fewer than 16 attorneys representing federal and state governments as well as industry giants will battle to determine the fate of the Obama administration's signature climate change rule slashing carbon emissions from existing power plants.

BANKING & SECURITIES

China OKs Credit Default Swaps For 1st Time

Chinese officials on Friday approved the use of various credit default swaps, which are derivative contracts that provide insurance against loan defaults, marking the first time the country has approved such contracts and its latest move toward more market-oriented policies.

Tilton Unlikely To Prevail In High Court Quest, SEC Says

The U.S. Securities and Exchange Commission has responded to private equity magnate Lynn Tilton's application at the U.S. Supreme Court for a stay of a $200 million in-house fraud case against her and Patriarch Partners, saying there are other avenues available to her.

SEC Adds 30 Days For Comment On Disclosure Requirements

The U.S. Securities and Exchange Commission said Friday it is giving commenters an extra month to respond to a controversial proposal to amend the agency's disclosure requirements, saying several letters it has already received call for an extension of the public's time for comment.

ENERGY & ENVIRONMENTAL

Clean Power Plan 'Epic' Power Grab, AGs Say

The attorneys general for Texas and West Virginia blasted the U.S. Environmental Protection Agency's Clean Power Plan in advance of their arguments to nix the rule this week, maintaining Monday that the plan usurps state authority.

Green Party's Bid To Get On Ariz. Ballot Denied By 9th Circ.

The Ninth Circuit on Friday upheld Arizona's requirements that new political parties must file a petition within 180 days of a primary election to get on the ballot, saying the Green Party's argument that the rule violates its constitutional rights is "purely speculative."

Group Wants EPA Attys Sanctioned In 8th Circ. CWA Suit

An industry coalition on Friday asked the D.C. Circuit to sanction counsel for the U.S. Environmental Protection Agency for not turning over documents that allegedly show the agency applied an Eighth Circuit finding that the agency improperly crafted water pollution rules only to the states in that circuit's jurisdiction.

EPA Extends Coolant Regs To Chems That Don't Harm Ozone

Squire Patton Boggs
Steptoe & Johnson LLP
Weitz & Luxenberg
White & Case
Wiley Rein
Winston & Strawn
Yetter Coleman

COMPANIES

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America Fujikura Ltd.
American Civil Liberties Union
American Electric Power Company Inc
American Federation of Labor and Congress of Industrial Organizations
American Federation of Television and Radio Artists
American International Group Inc.
American Public Power Association
CTIA
Center for American Progress
Equal Justice Initiative
Facebook
Ford Motor Company
General Electric Company
KBR, Inc.
Lyft Inc.
Make the Road New York
Marathon Petroleum Corp.
Mondelez International Inc.
NBCUniversal Inc.
National Health Law Program
National Immigration Law Center
Peabody Energy Corporation
Porsche
Temple-Inland Inc.
Texas Public Policy Foundation
The Mosaic Company
Twitter Inc.
U.S. Chamber of Commerce
Washington Post Co.
Waste Management, Inc.
Whole Foods Market, Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Land Management
California Department of Transportation
Central Command

The U.S. Environmental Protection Agency has refused to back down from its push to regulate substances that don't deplete atmospheric ozone under its refrigerant management program, announcing Monday that it is moving forward with a final rule despite commenters who argued the agency had no such authority.

Gov. To Change Fla. Pollution Notifications After Spill, Leak

In response to outcry over the handling of a recent sewage spill in St. Petersburg and a massive leak of radioactive wastewater at a phosphorous plant, Florida Gov. Rick Scott on Monday announced steps to update public notification requirements for pollution incidents.

Challenge To 9-Year Del. Unclaimed Property Audit Tossed

A Delaware federal judge dismissed Marathon Petroleum Corp.'s challenge to a law that allowed the state to embark on a nine-year audit in search of abandoned property to seize, saying on Friday that the gas station operator had not raised a valid argument.

AEROSPACE & DEFENSE

Trump Faults Clinton For Rise Of ISIS In National Security Fight

Republican presidential candidate Donald Trump argued Monday that he would be the better choice to defeat the Islamic State terror group, indirectly blaming Democratic nominee Hillary Clinton for its rise, as she argued that he lacked the necessary temperament to be commander-in-chief.

HEALTH & LIFE SCIENCES

HHS Health Info Protection Rules, Oversight Are Lacking: GAO

The U.S. Department of Health and Human Services needs to improve its security and privacy guidance and oversight, the U.S. Government Accountability Office said in a report released Monday, saying the steps the agency has taken to protect health information don't go far enough.

7th Circ. Orders Ill. To Help Find Nurses For Sick Kids

The Seventh Circuit on Friday ordered the state of Illinois to do something to help chronically ill children seeking in-home nursing care, saying Medicaid required the state to not only pay for the services but also to help locate them.

TRANSPORTATION & INFRASTRUCTURE

GWB Scandal Architect Says Plot Targeted 1st Day Of School

The architect behind the George Washington Bridge lane closures testified Monday at the trial of two former public officials that they took part in a political payback scheme against a mayor, saying the group sought to increase traffic woes by closing the lanes on the first day of classes at local schools.

US DOT Awards $5M To Boost Transit Service On Tribal Lands

The U.S. Department of Transportation said Monday it has awarded $5 million to help Native American and Alaska Native communities boost transit service on tribal lands, under increased funding provided by last year's Fixing America's Surface Transportation Act.

Billboard Co. Can't Knock Down Calif. Freeway Sign Rules

A California judge Monday tentatively denied billboard company Lamar's bid for a quick win on claims that California Department of Transportation regulations on highway-facing signs are unconstitutional, citing a state appeals court's recent affirmation of Los Angeles' billboard moratorium to say the more lax freeway rules are also constitutional.

Cherokee Nation
Chickasaw Nation
Department of Commerce
Drug Enforcement Administration
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve Bank of NY
Federal Reserve System
Federal Transit Administration
Florida Department of Environmental Protection
Government Accountability Office
Immigration and Customs Enforcement
Jicarilla Apache Nation
Muckleshoot Indian Tribe
NAFTA
NATO
National Institute of Standards and Technology
National Park Service
New York State Senate
Northern Arapaho Tribe
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
Rural Utilities Service
Securities and Exchange Commission
Special Inspector General for Afghanistan Reconstruction
U.S. Army
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of Veterans

Christie Campaign Replaces Counsel In GW Bridge Suit

New Jersey Gov. Chris Christie's previous gubernatorial campaign organization, accused in consolidated putative class actions over the George Washington Bridge scandal, on Monday replaced its attorney from Squire Patton Boggs LLP with the head of Linklaters LLP's Washington, D.C., litigation and government investigations practice.

REAL ESTATE

Buffalo Art Museum Getting $125M Upgrade

A plan for a $125 million expansion of a museum in Buffalo, New York, is moving ahead thanks in part to an injection of $10 million in state funds as well as a whopping $42.5 million private donation, according to an announcement on Friday from New York Democratic Gov. Andrew M. Cuomo.

EMPLOYMENT

NJ Sens. Seek To Ban Employers' Use Of Salary History

A pair of New Jersey state senators have introduced legislation that would prevent employers from asking job applicants about their salary history and from relying on that information to determine potential wages at any stage during the hiring process, Senate Democrats announced Monday.

Staffer Sues Ex-Pa. AG Kane Over 'Retaliatory' Demotion

The latest in a string of employment lawsuits against the Pennsylvania Attorney General's office was launched last week as a former regional operations supervisor claimed that he faced age discrimination and was ultimately demoted for intervening on behalf of a staffer who successfully fought off a disciplinary challenge.

PRIVACY & CONSUMER PROTECTION

Clinton, Trump Pledge Hard Line On Fighting Cyberattacks

Presidential candidates Hillary Clinton and Donald Trump on Monday vowed to combat cyberattacks that have plagued private companies and the federal government in recent years, with Clinton demanding action be taken against suspected state hackers like Russia and Trump pushing for the U.S. to regain control of the internet.

Calif. Gov. Signs Privacy Bill Shielding Actors' Ages

Under a measure signed by California Gov. Jerry Brown on Saturday, actors and other industry professionals can scrub their ages from online entertainment employment service provider sites such as IMDb.com Pro, marking a victory for the union that backed the proposal.

Feds Again Seek Clarity On Gender Guidelines Injunction

The U.S. government on Friday again defended its request that a federal judge offer clarification on his block of federal guidance that public schoolchildren be allowed to use the bathroom matching their gender identity, arguing that states challenging the directive, led by Texas, are trying to apply the ruling too broadly.

PRODUCT LIABILITY

Docs Treating Opioid Addicts To Report Details To HHS

Doctors using medication to treat opioid addiction will soon be required to make annual reports about their patient caseloads, according to a U.S. Department of Health and Human Services final rule to be published Tuesday in the Federal Register.

Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. Navy
U.S. Senate
U.S. Supreme Court

House OKs Bill Broadening DEA Drug Targeting Powers

The House of Representatives passed a bill Monday that would add several dozen compounds to the tightest-controlled list of drugs and give the Drug Enforcement Administration broader powers to target artificial agents of currently scheduled drugs.

GOVERNMENT CONTRACTS

GAO Says Pentagon Needs To Improve Burn Pit Procedures

The Pentagon largely has partially addressed lawmakers' call to control its use of burn pits for managing waste at overseas bases, but has yet to fully assess the health risks of using the pits, a government watchdog said in a report Monday.

IMMIGRATION

Trump Touts Tariffs, Clinton Talks Wages To Shore Up US Jobs

Employment was at the forefront in the opening stages of Monday's highly anticipated presidential debate, where Hillary Clinton spoke about her plans to help workers and Donald Trump emphasized the need to keep jobs in the U.S.

NY Judge Seems Open To New Path In Immigration Block Case

A New York federal judge has indicated a willingness to break from a Texas court on Thursday in a case seeking to exempt certain New York residents from the block against the president's executive actions on immigration, saying he had "no intention" of "marching behind in the parade," according to a transcript.

NATIVE AMERICAN

Obama Inks Bill Supporting Native American Tourism

President Barack Obama signed legislation on Friday that will require federal agencies to give more support to Native American tourism through existing federal programs and aid native groups working to build their own tourism infrastructure.

BIA Says Taking Over Reservation Programs Makes Suit Moot

The Bureau of Indian Affairs told a Montana federal court on Friday that the agency's decision to take back control of programs that were jointly administered by the tribes on Wyoming's Wind River Reservation means a lawsuit accusing agency officials of improperly awarding the contracts to one of the tribes is now moot.

EXPERT ANALYSIS

Looking Ahead: Emerging Labor And Employment Law Trends

With summer 2016 well behind us, employers should begin to plan for the major labor and employment law trends expected to emerge in the final quarter of the year and into 2017. From the looming overtime regulations to equal pay legislation and class action waivers, Joel Barras and Mark Goldstein of Reed Smith LLP dissect several of the developing trends in this arena.

Tribal Consultation Opportunity Could Change US Landscape

The U.S. Department of Interior, U.S. Department of Justice and U.S. Department of the Army have released a joint statement halting construction on the Dakota Access Pipeline and inviting tribes to discuss whether new legislation should be proposed in order to better protect tribal rights. Lael Echo-Hawk of Hobbs Straus Dean 7 Walker LLP discusses the steps tribes should take in order to make the most of this opportunity.

EPA Offers Insights For Retailer Waste Management

The U.S. Environmental Protection Agency recently published what it has termed a strategy for dealing with the management of hazardous wastes in the retail sector. Although the devil is in the details, the plan is potentially a promising step by the agency to provide the regulated community with greater clarity regarding its obligations in this complicated and confusing area, says Joseph Kakesh of Wiley Rein LLP.

LEGAL INDUSTRY

5 Ways BigLaw Is Helping Parents Get Back To Work

BigLaw is pulling out all the stops to retain lawyers who've recently had children, with three law firms unveiling programs targeting just that during the past two weeks alone. Here are five ways BigLaw is stepping up to help moms and dads get back to work.

Dentons Set For Leadership Shuffle In 2017

Dentons, the world's biggest legal network, will reshuffle leaders headed into the New Year, the firm announced on Monday.

Cops Say Texas Atty Who Shot 9 May Have Had Firm Problems

A Houston attorney who may have been disgruntled over his professional life donned a military-like uniform adorned with Nazi emblems, police said, as he indiscriminately fired dozens of rounds — from a handgun and Tommy gun — at passersby, sending nine to the hospital before police shot and killed him.

15 New Immigration Judges Sworn In To Serve Across US

The Executive Office for Immigration Review announced Monday it has sworn in 15 new immigration judges who will begin hearing cases this month in courts in California, Florida, Arizona, Colorado, Georgia, Nebraska, Illinois, New York, Massachusetts, Utah and Oregon.

Pro Bono Firm Of 2016: Gibson Dunn

From bringing home an Alabama state trooper who spent 15 years on death row after an unfair trial to international efforts like providing desperately needed legal assistance to British families and domestic violence victims, Gibson Dunn's commitment to giving back cemented its spot among Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: Haight Brown's Peter Dubrawski

Understanding a client goes beyond simply understanding their legal needs. It delves into what the company is all about. You want to let them know that you can be a partner of theirs and a meaningful part of their business, says Peter Dubrawski, leader of Haight Brown & Bonesteel LLP's transportation law practice group.

Rainmaker Q&A: Dowd Bennett's James Martin

It's important to have the right people with you to make a pitch. Too many lawyers try to present themselves as a jack of all trades. Instead, create teams to offer a panel of strengths to the client, says James Martin, a partner at Dowd Bennett LLP.

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Dowd Bennett
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Latham & Watkins
Linklaters
Loeb & Loeb
McGuireWoods
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Polsinelli
Simpson Thacher
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Weitz & Luxenberg
White & Case
Winston & Strawn
Yetter Coleman

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Twitter Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Civil Liberties Union
American Electric Power Company Inc
American Federation of Television and Radio Artists
American International Group Inc.
American Public Power Association

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Center for American Progress
Equal Justice Initiative
Facebook
Ford Motor Company
General Electric Company
KBR, Inc.
Lyft Inc.
Make the Road New York
Marathon Petroleum Corp.
Mondelez International Inc.
National Health Law Program
National Immigration Law Center
Peabody Energy Corporation
Porsche
Temple-Inland Inc.
Texas Public Policy Foundation
The Mosaic Company
U.S. Chamber of Commerce
Washington Post Co.
Waste Management, Inc.
Whole Foods Market, Inc.

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U.S. Department of Justice
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U.S. Environmental Protection Agency
Securities and Exchange Commission
Government Accountability Office
NAFTA
U.S. Department of Homeland Security
Bureau of Indian Affairs
Port Authority of New York & New Jersey
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of the Interior
Bureau of Land Management
California Department of Transportation
Central Command
Cherokee Nation
Chickasaw Nation
Department of Commerce
Drug Enforcement Administration
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve Bank of NY

Federal Reserve System
Federal Transit Administration
Florida Department of Environmental Protection
Immigration and Customs Enforcement
Jicarilla Apache Nation
Muckleshoot Indian Tribe
NATO
National Institute of Standards and Technology
National Park Service
New York State Senate
Northern Arapaho Tribe
Occupational Safety and Health Administration
Rural Utilities Service
Special Inspector General for Afghanistan Reconstruction
U.S. Army
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Forest Service
U.S. Navy
U.S. Senate

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Subject: Investing In Future Via Modern Mobile App

Bank Of The West's New Finlabs Program • Bank Buys Marketplace Lender • Don't Mess With Chris Skinner's Money • Anti-Blockchain-Hype Hype • Controlling Digital Risks • Fed To Study Payment Fraud

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FINTECH PARTNERSHIPS

Outside/inside innovation for Bank of the West

Bank of the West is expanding its Finlabs program to pair promising young fintech firms with specific challenges facing parts of the bank. Read more

MOBILE BANKING

Investing in future via modern app

Florida's Axiom Bank, N.A., launched a new mobile app, AxiomGO, designed to appeal to underbanked consumers. Mid-month the bank plans to take the program national.Read more

MARKETPLACE LENDING

National cash-flow lending good fit for small regional

Oak Street Funding's situation was similar to that of numerous nonbank marketplace lenders. Without access to bank deposits, funding depends on the capital markets. Tiring of "jumping from lily pad to lily pad," the company agreed to sell to Ohio's First Financial Bank. Read more

UNCONVENTIONAL WISDOM

Chris Skinner: "If you have no solution, why did you reach out?"

Tweets, email, and phone call later … and customer's still peeved. But this customer isn't just anybody … Read more

BUSINESS OF BLOCKCHAINS

Don't get taken in by anti-blockchain-hype hype

There's a wrong way and a right way to understand cryptocurrencies and the blockchain, according to William Mougayar. Right now there's a lot of the wrong way, he says. Read more

RISK, ADJUSTED

Control digital transformation's regulatory risks

A rigorous self-assessment is where the effort begins, recommend two experts from Treliant. Read more

PAYMENTS FRAUD

Fed launches payments fraud study

Metrics—and underlying causes—regarding payments fraud will be the goal of a new Federal Reserve-sponsored study. Read more

COMMUNITY BANK TECH

Tech ever-widening domain for community banks

Community bankers have begun taking steps to not be held back so frequently by their traditional tech vendors' schedules. Read more

INNOVATION'S FUTURE

Mixing banks, fintech, and "bigtech"

Feel like your bank's been spinning its innovation wheels? Recent research by Capgemini, LinkedIn, and Efma suggests some solutions to lack of traction. Read more

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MAKING SENSE OF IT ALL

Zelle goes hip hop—hope it hits well

John Ginovsky says 2018 will be the make-or-break year for the bank-backed flavor of P2P payments. Read more

BEYOND THE BANK

"Hey Google! Alexa! Or whoever you are!"

Digital assistants are taking over the world, but so far they aren't taking over the world, according to Dan Fisher. Read more

BANKING'S NEXT GENERATION

4/22 deadline approaches for "20 Under 40" competition

Has your bank nominated a promising young banker for the *Banking Exchange* "20 Under 40" competition? The deadline is midnight, **April 22**. Nominate today! Learn more

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What's banking's "secret sauce"?

"For most banks (and any primarily service-oriented business), the secret sauce almost always comes down to their people—in particular an enlightened leader and a team of engaged associates"—Bill

sponsored statement to bankers. Email Erik Vanderkolk today

Streeter, “Like It Or Not” column Read more

*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

Banking Trends Through a Millennial Lens

Much has been written about the Millennial generation, yet many questions remain about Millennials’ approach to finances and their relationships with financial institutions. New research from The Center for Generational Kinetics and **CSI** puts real numbers to the common lore about the Millennial generation, verifying some assumptions and correcting some that are incorrect. Read more

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

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INNOVATION

Citi, IBM collaborate on next-gen fintech

The two corporate heavyweights have announced a collaboration to work with developers to produce the next wave of financial technology through the Citi Mobile Challenge. Read more

DETAILS MEET DIGITAL

Compliance must match tech's pace

"It's not your father's compliance anymore" may not have sunk into everyone's head yet—because an Accenture study indicates many compliance officers don't see the need to keep up with tech developments. Read more

CYBER FRAUD

Ransomware rising, FBI says

Imagine your laptop locking up on the road, and getting a demand for money to unlock it. Imagine the same happening to your iPhone on the way to a big meeting. Unfortunately, ransomware isn't just imagination. Read more

SOCIALLY DRIVEN

Big social hug for mobile payments

Consumers are embracing mobile payments after having hung back due to security concerns. MasterCard drew on social media buzz for its mobile pay research.

MAKING SENSE OF IT ALL

Branch brouhaha

Density, smensity. John Ginovsky asks: What's really going on in brick-and-mortar? Read more

THE HUMAN ELEMENT

Supreme Court nixes lender's mortgage comp challenge

New blogger Steve Greene covers basics of a ruling that will also affect any lender handling consumer credit. Read more

BANKING EXCHANGE CONFERENCES

"Mr. Disruption" Brett King keynotes our InnoBank 2015 conference in Atlanta

Worried about nonbank and "nearbank" disruptors taking away business? *You should be.* But don't miss disruption's *opportunities* either. Experts like Moven's Brett King; Joshua Siegel; Jo Ann Barefoot; and Dan Schatt (see Industry Resources, below) will show you how to embrace change at InnoBank, a *Banking Exchange* conference. Read more/register

Read more

INSIDER RISK

Insider threats worry IT

Underneath a pleasant exterior, that person two offices down could be throwing your business under the bus. So suggests a recent survey of IT officers. Read more

RISK CHANNEL

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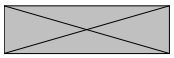
*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*



WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter

Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar

BANKING EXCHANGE SOCIAL MEDIA

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More than 8,300 followers see our daily updates about the Banking Exchange website, industry developments, and the occasional "out there" item. Earlier this week you could have seen *live* quotes of note out of the Independent Community Bankers of American Live 15 convention. Why not join us on Twitter today? Follow @BankingExchange on Twitter

Why not consider partnership?

Former PayPal executive Dan Schatt, in his *Virtual Banking: A Guide To Innovation and Partnering*, says: "The new age of partnering and innovation in the financial services arena is filled with brilliant shades of gray. The media would have you believe that any new up-and-comer in the financial services space is a disrupter to banks. I look at the media reports, and then at the 500+ partnerships we struck at PayPal in my tenure, and I just shake my head. There are really very few pure competitors in the financial services arena."

Schatt will speak and moderate a panel at the Banking Exchange InnoBank 2015 event.

FORWARD TO A FRIEND OR COLLEAGUE

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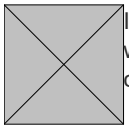

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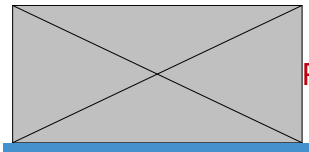

PUBLIC POLICY.

Law360 Closed For Independence Day

Newsletter service will resume Wednesday, July 5.

Monday, July 3, 2017

TOP NEWS

Benefits Row Can Test Obergefell's Reach, Texas Justices Say

The Texas Supreme Court on Friday held that the U.S. Supreme Court's landmark ruling in Obergefell v. Hodges doesn't resolve a fight over a Houston policy granting spousal benefits to city employees in same-sex marriages and that lower courts are entitled to fully explore Obergefell's reach. Read more »

Senate Tweaks Sanctions Bill To Allay House Concerns

The Senate on Thursday reached an agreement on technical changes to recently passed bipartisan Iran and Russia sanctions legislation in an effort to facilitate passage of the bill in the House of Representatives. Read more »

CBO Narrows Debt Limit Date, Warns of Deficit Increases

The Congressional Budget Office released a pair of reports Thursday narrowing down the date by which lawmakers must raise the debt limit before the government runs out of cash and projecting an even greater budget shortfall thanks to "weaker than expected" tax collection. Read more »

FBI Director Nominee Details Career In Senate Questionnaire

Representing New Jersey Gov. Chris Christie in Bridgegate investigations and leading the U.S. Department of Justice's counterterrorism and counterespionage sections as an assistant attorney general are among the major career activities listed by FBI director nominee Christopher A. Wray in a questionnaire filed with senators Thursday. Read more »

BANKING & SECURITIES

Analysis

SEC Gets Biz-Friendly With Confidential IPOs For All

The U.S. Securities and Exchange Commission's decision to expand confidential filing privileges to all companies seeking initial public offerings is an incremental but important step, likely to be followed by more actions by the new SEC staff to make capital raising easier for companies, attorneys say. Read more »

SEC Investor Advocate Says It Needs Breather On Rules

The U.S. Securities and Exchange Commission's investor advocate on Thursday encouraged Congress to give the agency a break from mandated rule-making and urged lawmakers to "resist the temptation" to move too quickly on market reforms.

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Foley & Lardner
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DOL Asks For More Info On Fiduciary Rule

The U.S. Department of Labor took another step Thursday toward rescinding or adjusting a rule requiring retirement advisers to act in their clients' best interests, publishing a request for public feedback on one of the more controversial pieces of the Obama administration's regulatory legacy. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Trump EPA's Water Rule Odyssey Just Beginning

The Trump administration has begun the process of rolling back the Obama-era Clean Water Rule as it looks to narrow Environmental Protection Agency jurisdiction over U.S. waters, but experts say crafting a replacement will be a long, difficult task given likely court challenges and the complicated history lurking beneath the rule's surface. Read more »

Judicial Watch Sues For Corps' Pipeline Convos With Enviros

The conservative legal advocacy group Judicial Watch filed suit in D.C. federal court Thursday in pursuit of records of communications between the U.S. Army Corps of Engineers and environmental groups about Dakota Access LLC's controversial $3.8 billion, 1,172-mile crude oil pipeline. Read more »

HEALTH & LIFE SCIENCES

Drug, Device Cos. Paid $8.2B To Doctors, Hospitals In 2016

Drug and device makers paid $8.2 billion to doctors and teaching hospitals last year for marketing and research, the federal government reported Friday. Read more »

Senator Says CMS Chief Might Have Violated Ethics Pact

The head of the Centers for Medicare & Medicaid Services — until recently a health industry consultant — may have breached an ethics agreement meant to limit her interactions with former clients, a Democratic senator said Friday. Read more »

Illinois Must Pay Medicaid Debt Under Consent Decrees

The evening before the state's budget crisis entered its third year, an Illinois federal judge on Friday ordered the state to pay $2 billion to Medicaid care providers over the next year in order to comply with two long-standing consent decrees requiring the state to cover care for classes of Illinois residents. Read more »

IP & TECHNOLOGY

Analysis

4 Things You Should Know About The STRONGER Patents Act

A new bill aimed at revamping the patent system has been introduced in the U.S. Senate, a decidedly pro-patent owner measure that would make significant changes to Patent Trial and Appeal Board trials and undo several recent U.S. Supreme Court decisions. Read more »

TRANSPORTATION & INFRASTRUCTURE

Analysis

3 Provisions To Watch In The FAA Reauthorization Bills

Congress has gotten the ball rolling on locking in long-term funding for the Federal Aviation Administration, marking up a pair of bills that weigh big-ticket proposals to revamp how air traffic control is operated and how to pay for airport infrastructure upgrades in what could be the biggest overhaul of the agency in decades. Read

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The Employment Law Group
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more »

Analysis

Feds May Save Driverless Cars From Patchwork State Regs

For years, a disconnected smattering of states has been slowly driving toward regulations for autonomous vehicles, but the federal government appears poised to finally take the wheel and save the industry from a patchwork of contradictory and unsustainable laws. Read more »

EMPLOYMENT

Trump DOL Defends Authority, But Not Obama OT Rule

The U.S. Department of Labor told the Fifth Circuit on Friday that it will not defend a controversial Obama administration rule that more than doubled the threshold under which workers must be paid overtime, but it will undertake the rulemaking process to set a new level, provided the court affirms its disputed power to set a salary test at all. Read more »

PRIVACY & CONSUMER PROTECTION

Sen. Hatch Proposes Cybersecurity Info Hub After Attacks

Sen. Orrin Hatch, R-Utah, on Thursday introduced legislation that would establish a website with publicly available best practices for cybersecurity, coming on the heels of the major WannaCry attacks that impacted at least 300,000 computer systems in May. Read more »

GOVERNMENT CONTRACTS

Analysis

Top Gov't Contracts Policies Of 2017: Midyear Report

The repeal of the contentious "blacklisting" rule, expansion of a popular mentor-protege program and an increased focus on "buying American" top the list of important government contract-related policy developments so far in 2017, a year as notable for what hasn't happened as what has. Here's a handful of impactful government contracting policy changes so far. Read more »

Ex-GSA Chief Threatened To Transfer Whistleblower, OIG Says

The former head of the General Services Administration engaged in retaliatory action against a whistleblower when she made changes to his job functions and threatened to transfer him over his refusal to sign off on a funding measure for a technology program she favored, according to an inspector general's report made public Friday. Read more »

INTERNATIONAL TRADE

US Teeing Up New S. Korea Trade Talks As Trump False Starts

President Donald Trump on Friday falsely claimed that the U.S. had begun renegotiating its free trade agreement with South Korea, hours before the White House clarified that the administration would soon convene a special committee to reopen the agreement. Read more »

US Steel Probes Draw Fire From WTO Members

A coalition of powerful World Trade Organization members took a stand Friday against possible new U.S. restrictions on aluminum and steel imports, warning that the Trump administration is posing "systemic risks" to the global trading system by attempting justify trade barriers with national security claims. Read more »

G-20 Trade Hurdles Still On The Rise But Slowing, WTO Says

Vedder Price
Vinson & Elkins
Walden Macht
Weil Gotshal
White and Williams
WilmerHale

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Adobe Systems Incorporated
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LinkedIn Corp.
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McKesson Corporation
Microsoft Corporation
National Conference of State Legislatures
PepsiCo Inc.
Pfizer Inc.
QUALCOMM Incorporated
RPX Corp.
Reed Elsevier

The World Trade Organization issued the latest missive in the ongoing discussion of global protectionism Friday by reporting that while trade barriers among G-20 nations are on the rise, the rate of growth has slowed compared to years past. Read more »

TAX

Chicago-Area Soda Tax Stayed On Eve Of Scheduled Start

Cook County, Illinois' penny-per-ounce tax on sugar-sweetened beverages will not be implemented as scheduled on July 1, per a circuit court judge's Friday ruling granting opponents a temporary restraining order on the tax. Read more »

IRS OKs Final Rules For Streamlined Nonprofit Applications

The Internal Revenue Service on Friday made permanent a streamlined nonprofit application process, meant to make it easier for small organizations to apply for tax-exempt status with fewer hurdles. Read more »

BANKRUPTCY

Puerto Rico Utility Headed For Bankruptcy After Panel Vote

The federal panel overseeing Puerto Rico's debt crisis voted Friday to allow the island's government-owned power company to voluntarily file for a specially created form of bankruptcy, just days after the same group rejected a $9 billion restructuring deal the utility reached with its creditors out of court. Read more »

IMMIGRATION

10 AGs File FOIA Request For Immigration Enforcement Data

The attorneys general of nine states and the District of Columbia filed a Freedom of Information Act request Thursday in a joint effort to get to the bottom of what they called a “confusing array” of immigrant enforcement practices implemented by the Trump administration, according to a statement that cited a nearly 40 percent bump in immigration arrests. Read more »

Immigration Ombudsman Cites Investor Visa Backlog

In its annual report to Congress, the Office of the Citizenship and Immigration Services Ombudsman said administrative reviews of visa denials had gotten quicker but noted that a surge in applications for immigrant investor visas has led to sometimes decadelong waits for approval. Read more »

WHITE COLLAR

Analysis

Ex-Philly DA’s Midtrial Plea Shows Fear Of Lengthy Sentence

Former Philadelphia District Attorney Seth Williams read the writing on the wall with Thursday’s surprise guilty plea to one count of violating Pennsylvania bribery law eight days into his federal trial, which was likely motivated by the realization he couldn't overcome damning evidence in the case and the fear of an exorbitant prison sentence, experts say. Read more »

Texas Justices Side With Dems In Corporate Contribution Row

A split Texas Supreme Court on Friday upheld the constitutionality of state laws limiting corporations from donating to candidates for office, rejecting a challenge from the nonprofit group King Street Patriots stemming from a lawsuit brought by the Texas Democratic Party. Read more »

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International Trade Commission
NAFTA
National Aeronautics and Space Administration
National Institute of Standards and Technology
National Labor Relations Board

Health Hires: DR Welch, Greenspoon Grow Cannabis Teams

DR Welch and Greenspoon Marder PA have each boosted their cannabis teams with attorneys from the California public health department and a boutique cannabis firm, respectively. Foley & Lardner LLP has also hired a litigator from Jones Day. Read more »

EXPERT ANALYSIS

Next Steps In Cybersecurity Under President Trump

President Donald Trump's recent cybersecurity executive order triggers no less than 19 reports, covering a full range of topics affecting cybersecurity stakeholders. While it is not clear how the reports will be coordinated or rationalized, stakeholders would be wise to take the reports seriously, and to recognize that the clock has started in the race to influence them, say attorneys with Arnold & Porter Kaye Scholer LLP. Read more »

'Physical Presence' Bill Could Have Enormous Impact

The recently introduced No Regulation Without Representation Act would not only legislatively enact and define the Quill physical presence rule, but also preempt many states' attempts to expand physical presence nexus, including click-through, marketplace nexus and economic nexus, say attorneys with McDermott Will & Emery LLP. Read more »

STRONGER Patents Act Is Likely Too Ambitious To Pass

The provisions of the STRONGER Patents Act are quite sweeping — they would undo or drastically alter five U.S. Supreme Court cases. As the 114th Congress demonstrated, bringing such an overarching bill to a vote can be very challenging, say attorneys with Finnegan Henderson Farabow Garrett & Dunner LLP. Read more »

US Supreme Court Snapshot With Ian Gershengorn

We've heard last term described as the calm before the storm. I think we may get to see the storm in this next sitting, says Ian Gershengorn, former acting solicitor general of the United States. Read more »

Recap

What The Experts Said About High Court Rulings This Term

With the U.S. Supreme Court term now concluded, we take a look back at some first impressions from the experts when the most impactful decisions for corporate law were handed down. Read more »

LEXIS PRACTICE ADVISOR

How To Use The Bona Fide Prospective Purchaser Defense

Under the Comprehensive Environmental Response, Compensation and Liability Act, current owners and operators of real property are strictly liable for costs to clean up environmental contamination. However, the bona fide prospective purchaser defense may shield a prospective purchaser from CERCLA liability stemming from pre-existing contamination, says Nicholas Rigano of Rigano LLC. Read more »

LEGAL INDUSTRY

Days After Hack, DLA Piper Restores Email Service

DLA Piper had restored its email systems by Friday afternoon, capping off nearly a week of disruption caused by a network shutdown responding to a massive global malware attack. Read more »

115-Year-Old Chadbourne Merges Into Norton Rose Fulbright

Chadbourne & Parke LLP, founded 115 years ago, has completed its tie-up with

National Security Agency
Office of Federal Procurement Policy
Securities and Exchange Commission
Small Business Administration
Texas Legislature
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Copyright Office
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U.S. Department of Health and Human Services
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U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
World Trade Organization

global giant Norton Rose Fulbright, with the combined firm now boasting approximately 4,000 attorneys in 33 countries under the Norton Rose Fulbright name, the firm said Friday. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The Trump administration's changing priorities were felt in many areas of labor and employment this week, a malware attack shook the business world, and the FTC said it was reviewing regulations that affect a swath of industries. These are some of the top stories in corporate legal news you may have missed last week. Read more »

They Found Love In A Taxless Place

In deciding that a former Colgate-Palmolive Co. executive should not have to pay $2.2 million in New York state taxes after moving to Paris to be with a long-lost love, an administrative law judge unraveled the inspiring saga of a pair of high school sweethearts who were torn apart for more than 40 years and the gold necklace that bound them together. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

Law360's Pro Say Podcast: Travel Ban & Shkreli Juror Woes

In the latest episode of Law360's Pro Say podcast the team discusses the U.S. Supreme Court deciding to hear a case over President Trump's immigration travel ban, the trouble finding unbiased jurors in the fraud trial of Martin Shkreli, and the latest developments in Gawker's war with Silicon Valley titan Peter Thiel. Read more »

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Consumer Federation of America
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Securities and Exchange Commission
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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. General Services Administration
Army Corps of Engineers
Centers for Medicare & Medicaid Services
Equal Employment Opportunity Commission
Executive Office of the President
International Trade Commission
National Institute of Standards and Technology
National Labor Relations Board
National Security Agency
U.S. Army
U.S. Department of Defense
U.S. Patent and Trademark Office
U.S. Senate
World Trade Organization
Bureau of Citizenship and Immigration Services
California Department of Public Health
California Public Employees' Retirement System
Central Intelligence Agency
Cheyenne River Sioux Tribe
Commodity Futures Trading Commission
Congressional Budget Office
Defense Logistics Agency
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Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Internal Revenue Service
NAFTA

National Aeronautics and Space Administration
Office of Federal Procurement Policy
Small Business Administration
Texas Legislature
U.S. Air Force
U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Health and Human Services
U.S. Department of Transportation
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: eCommNewz
Sent: Fri 10/14/2016 2:32:44 PM
Subject: [Newsletter] [Marketing Mail] Fight Fraud with Real-Time ID Verify Cloud Service

-This is an EcommNewz Sponsor Update-

September, 2016 **Click here** to view online

Fight Fraud with Real-Time ID Verify Cloud Service

End Chargebacks with Personator® ID Verification

Did you know that eRetailers lose $4 for every dollar of fraudulent charges online? How much is fraud costing your business? Personator matches name-to-address to verify true customer ID. Know who's behind the credit card. Not only will you save money, you'll have something even better – peace of mind.

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From: BE Tech Exchange
Sent: Tue 3/24/2015 10:12:16 PM
Subject: Don't Bite Into Apple Pay Just Yet...

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CYBER FRAUD

ID theft emerges as crime of the century

The Federal Trade Commission receives almost 1,000 complaints involving identification theft daily, according to Commissioner Terrell McSweeny. In a recent speech she said this crime cuts across every demographic line. Read more

CHANGING CHANNELS

Tilt toward online account opening's already here

"There go my people, I must follow them," a noted French revolutionary is said to have uttered. Banks may be in the same spot. Javelin research indicates consumers are already leaning toward a preference for online account opening. Read more

CSUITE

Heat's on for security chiefs

Corporate security officers face pressure from two directions: risks and their own organization's tendency to push the envelope of protection in the name of ease of use or growth. Trustwave's new survey exposes the risks of the two-way struggle. Read more

OUTSOURCING

MAKING SENSE OF IT ALL

What do customers want? Just everything

Conventional wisdom says you maximize results by focusing on the individual customer. Easy to say, not so easy to do, warns John Ginovsky. Read more

BEYOND THE BANK

Adopt Apple Pay? *Not so fast*

Dan Fisher warns banks that they are giving their "partner" more than they may realize. Read more

BANKING EXCHANGE CONFERENCES

InnoBank 2015 features a new take on compliance challenge

Jo Ann Barefoot says disruptive technology isn't a compliance challenge—it's a challenge to old ways of delivering compliance. She'll share her fresh thinking on how tech can ease compliance burden at InnoBank 2015, May 27-28, Atlanta. Read more/register

BANKING EXCHANGE SOCIAL MEDIA

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CLV000950

Vendor management not all it could be

Financial services companies have a fair idea of what they should be doing to satisfy vendor governance expectations. But the performance worldwide isn't always up to standard, according to a study by the Risk Management Association and MetricStream. Read more

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PAYMENTS

NACHA issues P2P ACH rules

New NACHA rules that mandate how all person-to-person (P2P) payments must be sent through the ACH Network became effective March 20. Read more

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WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter

Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Don't just treat it as a compliance challenge. Hear the free webinar

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

today

Over 8,400 followers see our daily updates about the Banking Exchange website, industry developments, and the occasional "out there" item. Why not join us on Twitter today? Follow @BankingExchange on Twitter

Understanding metrics of social media

Social media, especially to the uninitiated, can seem like its own world. That makes the metrics used to determine how effective it is that much more esoteric. Unmetric has issued a helpful free guide, *29 Must-Know Terms For Every Social Media Analyst (and the people who work with them)*. Here's one example:

"*Vanity Metrics:* So defined because without context, they don't help a brand with its business objectives or measure ROI. However, vanity metrics are easy to grasp and provide good headlines. …" Read more

FORWARD TO A FRIEND OR COLLEAGUE

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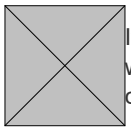

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: COSTCO WHOLESALE
Sent: Thur 6/14/2018 4:23:57 PM
Subject: FYI, We Wanted to Make Sure You Know About our Exclusive Costco Credit Card!

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Earn Costco cash rewards anywhere Visa is accepted. Plus, no annual fee with your paid Costco membership, and now with no foreign transaction fees.[1]

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CASH BACK ON ALL OTHER PURCHASES

Earn Costco cash rewards anywhere Visa is accepted. Plus, no annual fee with your paid Costco membership, and now with no foreign transaction fees.[1]

[1] Costco Anywhere Visa® Card by Citi and Costco Anywhere Visa® Business Card by Citi - Pricing and Other Important Information

Costco Anywhere Visa Card by Citi
The standard variable APR for purchases is 16.74%, and also applies to balance transfers. The standard variable APR for cash advances is 26.74%. Variable penalty APR up to 29.99% and applies if you pay late or your payment is returned. Minimum interest charge – $0.50. Fee for foreign purchases –None. Cash advance fee – either $10 or 5% of the amount of each cash advance, whichever is greater. Balance transfer fee – either $5 or 3% of the amount of each transfer, whichever is greater. No annual fee with paid Costco membership. New cardmembers only. Subject to credit approval. Additional limitations, terms and conditions apply. You will be given further information when you apply. Variable rates shown above are based on the 4.75% Prime Rate as of 6/1/2018.

Costco Anywhere Visa Business Card by Citi
The standard variable APR for purchases is 16.74%. The standard variable APR for cash advances is 23.49%. Variable penalty APR up to 29.99% and applies if you pay late or your payment is returned. Minimum interest charge – $0.50. Fee for foreign purchases – None. Cash advance fee – either $10 or 5% of the amount of each cash advance, whichever is greater. No annual fee with paid Costco membership. New cardmembers only. Subject to credit approval. Additional limitations, terms and conditions apply. You will be given further information when you apply. Variable rates shown above are based on the 4.75% Prime Rate as of 6/1/2018.

Costco Cash Rewards Program Terms:
Your Costco Anywhere Visa® Card by Citi and/or Costco Anywhere Visa Business Card by Citi account ("Card Account") will earn Costco Cash Rewards based on your purchases that can be redeemed for merchandise or cash back at any U.S. Costco warehouse, including Puerto Rico ("Costco Cash Rewards").

Earning Costco Cash Rewards on Purchases: You'll earn Costco Cash Rewards for purchases using your Card Account, minus returns and refunds, as follows:

- 4% cash back on eligible gas worldwide, including gas at Costco, for the first $7,000 per year in gas purchases and then 1% thereafter.
- **Certain Non-Qualifying Purchases.** You will only earn 1% cash back, not 4%, for gas purchased at superstores, supermarkets, convenience stores and warehouse clubs other than Costco or for fuel used for non-automobile purposes.
- 3% cash back on restaurant (including cafes, bars, lounges and fast food restaurants) and eligible travel purchases worldwide, including airfare, hotels, car rentals, travel agencies, cruise lines and Costco Travel.
- **Certain Non-Qualifying Purchases.** You will only earn 1%, not 3%, for purchases made at bakeries and certain restaurants/cafes inside department stores, grocery or warehouse clubs.
- 2% cash back on all other purchases from Costco and Costco.com.
- 1% cash back on all other purchases, including the non-qualifying purchases listed above.

Merchant Classification: Each merchant - that is a retailer, business or any other place where you can make a purchase - is assigned a code that indicates the merchant's area of business. For example, restaurants are generally assigned a specific merchant code. We don't assign or have any control over merchant codes. Codes are chosen and assigned by a third party, who may change the codes from time to time. When you

make a purchase at a merchant, we're provided the code for that merchant. If the code matches a category that gives you additional Costco Cash Rewards - for example, if the merchant code tells us that you made a purchase at a restaurant - we'll give you the additional Costco Cash Rewards for that purchase. Because we don't control what code a merchant is assigned, sometimes a purchase that you think fits a certain category may not earn additional Costco Cash Rewards. For example, a restaurant located within a large retail outlet may not be assigned a "restaurant" code, but rather a "retailer" code. This means that even though you receive additional Costco Cash Rewards for purchases at "restaurants," you won't earn additional Costco Cash Rewards for purchases at that restaurant.

What doesn't qualify as a purchase?: The following types of transactions don't qualify as purchases that earn Costco Cash Rewards:

- Use of checks that access your Card Account
- Balance transfers
- Cash advances
- Travelers checks, foreign currency purchases, money orders, wire transfers and similar cash-like transactions
- Lottery tickets, gaming chips and similar betting transactions
- Interest and account fees
- Unauthorized charges
- Items returned for credit

Returns: Returned items may result in credits being applied to your Card Account which will reduce or may eliminate accumulated Costco Cash Rewards and may result in a negative cash rewards balance. If your Card Account has a negative Costco Cash Rewards balance, any newly earned Costco Cash Rewards will be used to offset such negative Costco Cash Rewards balance until such balance has been brought to zero.

Redeeming Costco Cash Rewards: Your reward is distributed annually, in the form of a credit card reward certificate, once your February billing statement closes, and is redeemable through December 31 of the year issued in a single transaction at any U.S. Costco warehouse, including in Puerto Rico, for merchandise or cash back. The credit card reward certificate will contain your Costco Cash Rewards balance based on your eligible purchases during the annual reward period. The annual reward period is based on January through December billing statements. Should you choose to redeem only a portion of the certificate for merchandise, you will receive the remaining balance in cash at the Costco warehouse register upon checkout. Some warehouses may not permit the credit card reward certificate to be redeemed for alcohol purchases. Requests for cash may be fulfilled in the form of a check at Costco’s discretion. Your credit card reward certificate must be redeemed in person on or prior to its expiration date of December 31 in the year in which it is issued. Any Costco Cash Rewards you have earned on purchases made by authorized users on your Card Account will be added to your Costco Cash Rewards total. Only you, the primary cardmember, are eligible to receive the annual credit card reward certificate; however, you or anyone you authorize may redeem the certificate. **You will not receive a credit card reward certificate if your reward is less than $1 or your account is closed at the time your credit card reward certificate is scheduled to be sent; any Costco Cash Rewards that had been accrued at that time will be forfeited. You must maintain your Costco Membership to redeem your credit card reward certificate.**

Account Closure: If we close your Card Account, you will no longer be able to earn Costco Cash Rewards, and you will forfeit any Costco Cash Rewards accumulated, but not yet distributed. If you close or convert your Card Account prior to receiving the credit card reward certificate in your February billing statement, any earned Costco Cash Rewards will be forfeited.

Forfeiture: All Costco Cash Rewards not disbursed via an annual credit card reward certificate due to the reward amount being less than $1, the account status (including account closure), or other reasons, will be forfeited. Additionally, any Costco Cash Rewards not redeemed by December 31 of the year of issuance of the credit card reward certificate will be forfeited.
Value of Costco Cash Rewards: Costco Cash Rewards have no cash value until such time as they are redeemed at a Costco warehouse.

Property Rights: You have no property rights or other legal interests in Costco Cash Rewards. Costco Cash Rewards may not be transferred to any other person including through such events as inheritance, bankruptcy or divorce. Costco Cash Rewards cannot be assigned or pledged.

Changes to Program Rules: We may make changes to the Costco Cash Rewards Program at any time without notice. We will give you 30 days' written notice if we make any of the following changes: a change that negatively affects the number of Costco Cash Rewards you can earn, a change that negatively affects how/when you may lose your Costco Cash Rewards, a change that negatively affects how you can exercise your rights with respect to Costco Cash Rewards, or if we cancel the program.

Fraud: If we see evidence of fraud, misuse, abuse, or suspicious activity, we will investigate and, if we determine that fraud, misuse or abuse has occurred, we may take actions against you. These actions may include, without limitation:

- Taking away the Costco Cash Rewards you earned because of fraud, misuse or abuse

- Preventing you from earning Costco Cash Rewards
- Suspending or closing your Costco Cash Rewards Account
- Taking legal action to recover Costco Cash Rewards redeemed because of such activity and to recover our monetary losses, including litigation costs and damages

Some examples of fraud, misuse, abuse and suspicious activity include:

- Using your Card Account in an abusive manner for the primary purpose of acquiring Costco Cash Rewards
- Using your Consumer Card Account other than primarily for personal, consumer or household purposes
- Using your Business Card Account other than for business or commercial purposes

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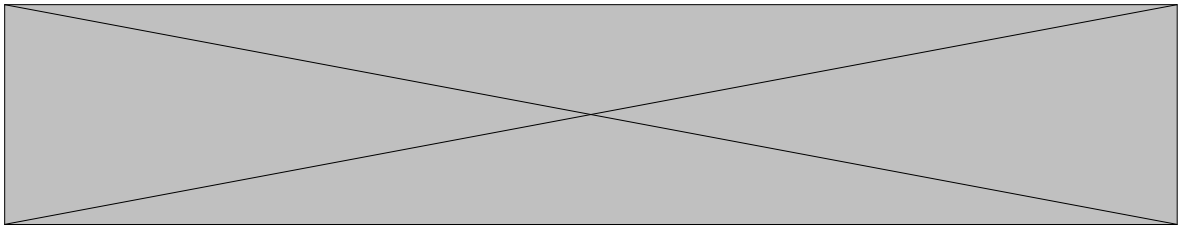
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Fri 11/6/2015 3:28:24 PM
Subject: [Marketing Mail] Webinar: Protecting the Elderly, Students & Military Personnel from Identity Fraud

Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **Register Now >**

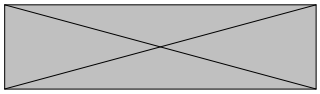


Join Banking Exchange and LifeLock on November 19 at 2:00 pm EST | 11:00 am PST for the webinar **Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow**.

Identity fraud affected almost 13 million Americans last year, yet not all Americans are affected equally. In a recent research study sponsored by LifeLock, Javelin explored the impact of identity fraud on students, seniors and military personnel and how fraudsters are using different techniques to attack these vulnerable populations. Each of these consumer segments has a different set of behaviors that cause them to be targets of account fraud. **Register for this complimentary webinar >**

This webinar will examine:

- What behaviors and activities place students, military and seniors at higher risk of identity fraud
- The outlook for fraud targets over the next few years and how it will impact these consumer segments
- Strategies for how banks can help protect customers and employees



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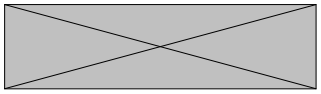

Date: Thursday, November 19, 2015

Time: 2:00 pm EST | 11:00 am PST

Speakers:

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Thomas Carpenter
Vice President, Product Development, Fifth Third Bank

Moderator:

Bill Streeter
Editor & Publisher; Banking Exchange

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Las Vegas Metro Chamber of Commerce
Sent: Mon 11/9/2015 10:34:55 PM
Subject: [Marketing Mail] Presidential Spotlight on Vegas

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NewsFeed Breakfast:
Nevada and the 2016 Presidential Election
Wednesday, November 18

Don't miss a need-to-know discussion on Nevada's influence on the 2016 presidential election, featuring two longtime Nevada political consultants: **Billy Vassiliadis, CEO of R&R Partners**, and **Sig Rogich, president of Rogich Communications Group**. Find out what the caucuses and 2016 Presidential Debate mean to Las Vegas. *Review-Journal* Senior Editorial Writer Glenn Cook will moderate the conversation.

register

FEATURED NEWS

Eggs & Issues featuring U.S. Congressman Cresent Hardy

Tuesday, November 10

Don't miss Congressman Hardy's first address to the Metro Chamber. During this information-packed session, Congressman Hardy will dicuss federal issues before Congress that impact the business community and the economy in Nevada.

register >

EVENTS

Tuesday, November 10
VYP Biz 101: Skill Development to Succeed

rsvp >

Friday, November 13
Chamber U: The Affordable Care Act in 2016

Southern Nevada Forum

Thursday, November 12

Join the Metro Chamber, Southern Nevada legislators, local government officials, business leaders and other stakeholders to discuss what issues should be legislative priorities for the 2016 legislative session.

rsvp >

Customer Service Excellence Luncheon

Friday, November 13

Celebrate outstanding customer service and find out how your company can join this free program! Join the Las Vegas Metro Chamber of Commerce and the Las Vegas Convention and Visitors Authority as we recognize those individuals that continue to go above and beyond to make Las Vegas a great place to live, work and visit.

register >

Lunch & Learn:

Doing Business with NASA and its Primes - A Regional Outreach Small Business Forum

In 2014, NASA awarded $2.5 billion directly to small businesses and another $2.1 billion through subcontracts with major suppliers. Find out how your company can get in the mix. Representatives from NASA will present how to do business with the agency and contracting opportunities that may be available for local small businesses. This is a can't-miss event for small businesses looking to connect with agency representatives and prime contractors to find new business opportunities.

register >

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Tuesday, November 17

Morning Mingle

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Thursday, November 19

VYP Fusion Mixer at Andrea's at Encore

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Have You Read the November *Business Voice* Yet?

The November *Business Voice* is now in your mailbox. Inside, you'll find need-to-know information on HR hot topics, as well as best practices for exhibiting at Preview Las Vegas, how to prevent employee fraud, and more.

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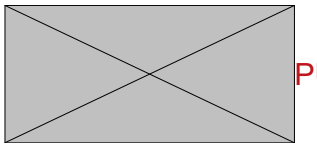
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 3/5/2019 9:04:22 AM
Subject: AG Barr Won't Recuse Himself From Mueller Probe



PUBLIC POLICY.

Tuesday, March 5, 2019

TOP NEWS

AG Barr Won't Recuse Himself From Mueller Probe

Ethics officials at the U.S. Department of Justice have cleared Attorney General William Barr to oversee the probe being conducted by special counsel Robert Mueller, according to a Monday statement, despite concerns about Barr's possible bias against the investigation.

Read full article »

Former Acting AG Matt Whitaker Leaves DOJ

Former acting Attorney General Matthew Whitaker has resigned from the U.S. Department of Justice, a DOJ spokesperson confirmed Monday, less than a month after William Barr was sworn in to replace him.

Read full article »

Jones Day Takes McGahn Back After White House Stint

Donald McGahn is returning to Jones Day to act as the global law firm's U.S. government regulation practice leader, the firm announced Monday, following a stint as White House counsel that included orchestrating the Trump administration's nomination of two U.S. Supreme Court justices.

Read full article »

Cash Bail Ended For San Francisco Arrestees Awaiting Pleas

A California federal judge said she will eliminate cash bail for those who are awaiting arraignment in San Francisco, finding Monday that the bail schedule is not constitutional and just a "get out of jail" card for anyone who can afford it.

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Analysis

Criminal Cartel Cases Languish As UK Plays Hot Potato

The U.K.'s antitrust watchdog wants to hand off its criminal cartel enforcement powers after having little to show for nearly five-year-old reforms meant to make prosecutions easier to win. But shifting responsibility to other enforcement agencies with different priorities is unlikely to yield much better results.

Read full article »

Pelosi Says Dems Ready To Unveil Net Neutrality Bill

Democrats have crafted a net neutrality bill they hope will replace the Obama-era open internet rules that were repealed in 2017, Speaker Nancy Pelosi revealed Monday in a "dear colleague" letter to the Democratic caucus.

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Earthjustice
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Holland & Knight
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Jackson Lewis
Jones Day
Keker Van Nest & Peters
Kick Law Firm
Kirkland & Ellis
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Law Offices of Matthew H Green
Lucas Magazine

BANKING & SECURITIES

KPMG's Middendorf Says He Blew Whistle On PCAOB Leaks

A former KPMG partner on trial for an alleged conspiracy to steal inspection plans from the Public Company Accounting Oversight Board took the stand in his own defense Monday, telling a Manhattan federal jury he'd acted appropriately, not criminally, upon learning of the scheme.

Read full article »

ENERGY & ENVIRONMENTAL

EPA Chief Touts Superfund Progress, Slams Enviro Critics

U.S. Environmental Protection Agency Administrator Andrew Wheeler on Monday touted the EPA's success in finalizing cleanups at Superfund sites across the country in 2018, and slammed environmentalists who say too many sites are being written off too quickly.

Read full article »

Tribes, Enviros Slam Defenders Of Trump's Monument Cuts

Environmental groups and Native American tribes said Utah and the American Farm Bureau Federation are wrong to claim that President Donald Trump has the authority to shrink two national monuments, urging a D.C. federal judge not to dismiss their challenges to the presidential proclamation.

Read full article »

DC Circ. Decision Killed EPA's HFC Rule, Chem Cos. Say

There's no legal basis to fight the U.S. Environmental Protection Agency's decision to stop implementing an Obama-era rule restricting hydrofluorocarbon use after the D.C. Circuit vacated parts of it, because the agency's decision was the only way it could comply with the ruling, the appeals court heard Friday.

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HEALTH & LIFE SCIENCES

Calif., Ore. Lead Push To Overturn Abortion 'Gag Rule'

The states of California, Oregon and New York led a charge Monday against a Trump administration rule forbidding health care providers that receive Title X federal funding from referring patients for abortions.

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Purdue Hits Mass. AG For 'Scapegoating' Co. In Opioid Suit

Purdue Pharma LP has accused the Massachusetts Attorney General of grossly mischaracterizing internal documents in an effort to score points in the press, in a state court lawsuit seeking to hold the company responsible for the opioid crisis.

Read full article »

EMPLOYMENT

Gov't Wrong To Stay Collection Of Pay Data, Judge Says

A Washington, D.C., federal judge on Monday ordered the White House budget office to lift its stay of an effort to root out discrimination by making employers disclose

Mayer Brown
McDermott Will
McKool Smith
Messing Adam
Miller & Chevalier
Morgan Lewis
Morrison & Foerster
NT Lakis
Native American Rights Fund
Ogletree Deakins
Petrillo Klein
Pierce Bainbridge
Quinn Emanuel
Reed Smith
Robins Kaplan
Salvatore Prescott
Sanford Heisler Sharp
Sheppard Mullin
Skadden
Squire Patton Boggs
Stein Mitchell
Stinson Leonard
TMK Attorneys PC
The Ruth Law Team
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American Civil Liberties Union
American Farm Bureau Federation
American Federation of Labor and Congress of Industrial Organizations
BNSF Railway Co.
Bayer AG
Big Lots Inc.
British Airways PLC
C Spire Wireless Inc.
CVS Caremark Corporation
Center for Biological Diversity
Centro Legal de la Raza
Charter Communications Inc.

detailed pay data, finding that the decision lacked explanation and was arbitrary and capricious.

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Calif. Justices OK Pension Tweak But Punt On 'California Rule'

A California law rescinding a program letting state employees pay to boost their pensions did not violate the state constitution, the California Supreme Court said Monday as it separately declined to analyze a challenge to the worker-friendly pension modification doctrine known as the “California Rule.”

Read full article »

Analysis

Texas Employers In Limbo Amid State, City Sick Leave Fight

A battle is playing out this legislative session in Texas as lawmakers advance bills that would bar cities from enacting local employment rules, while cities like Dallas move forward with plans to require paid sick leave for workers — leaving employers in a holding pattern.

Read full article »

Minneapolis Gets Legal Green Light For $15 Min. Wage Law

A Minnesota state appeals court on Monday upheld the legality of a Minneapolis ordinance that will hike the minimum wage to $15 per hour, saying that the state’s wage law doesn’t block the city’s right to set its own salary floor.

Read full article »

NY Wants Info On Cos. Getting Federal Wage Theft 'Amnesty'

The New York attorney general's office sued the Trump administration Monday, demanding records from the U.S. Department of Labor related to a federal wage theft self-reporting program called Payroll Audit Independent Determination, calling it a "non-enforcement initiative" that gives amnesty to violators.

Read full article »

EEOC Charge Necessary For Title VII Claims, Justices Told

The U.S. Chamber of Commerce and other business groups urged the U.S. Supreme Court Monday to reverse the Fifth Circuit’s finding that a federal court could hear a woman’s Title VII religious discrimination claim even though she didn’t first complain to the U.S. Equal Employment Opportunity Commission.

Read full article »

COMPETITION

UK Antitrust Agency Floats No-Deal Brexit Subsidies Guide

The U.K.’s antitrust regulator published draft guidance Monday outlining how it proposes to handle review of “state aid” subsidies doled out by local governments, if the country ends up crashing out of the European Union without a deal in place.

Read full article »

Remember Puerto Rico In Sprint-T-Mobile Merger, FCC Told

The Federal Communications Commission task force overseeing the T-Mobile-Sprint merger should take a hard look at how the tie-up could affect competition in Puerto Rico, according to the commonwealth's telecommunications bureau.

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Chevron Corp.
Chimei Innolux Corp.
Communications Workers of America
DISH Network Corporation
Defenders of Wildlife
Dell Technologies Inc.
Eutelsat Communications SA
Google Inc.
Graco Inc.
Intelsat SA
International Refugee Assistance Project
JBS SA
KPMG International
LS Corporation
LinkedIn Corp.
Memorial Sloan Kettering Cancer Center
Mortgage Bankers Association
NBCUniversal Inc.
National Association of Counties Inc.
National Conference of State Legislatures
National Consumer Law Center
National Federation of Independent Business
National Retail Federation Inc.
National Telephone Cooperative Association
National Trust for Historic Preservation
National Women's Law Center
Natural Resources Defense Council
New York Times Co.
Nexans SA
Patagonia Inc.
Planned Parenthood Federation
Prysmian SpA
Public Company Accounting Oversight Board
Purdue Pharma LP
Regents of the University of California
Rite Aid Corp.
SES SA
Safeway Inc.
Sierra Club
Sprint Nextel Corporation
T-Mobile USA Inc.
Target Corp.
The Wilderness Society

City Leader Org Joins Coalition Against T-Mobile-Sprint Deal

A partnership of hundreds of city leaders became the newest member of the 4Competition Coalition on Monday, joining the growing alliance of telecom industry players and stakeholders that teamed up to challenge T-Mobile's planned $26 billion pickup of Sprint Corp.

Read full article »

Brazil Watchdog Fines Cartel $7.2M In LCD Monitor Scheme

Brazil's competition authority has imposed fines amounting to 27.4 million Brazilian reals ($7.2 million) on two companies and 17 people for their role in an international LCD computer monitor cartel that drove up prices for consumers.

Read full article »

CONSUMER PROTECTION

CFPB Kicks Off PACE Loans Rulemaking With Call For Info

The Consumer Financial Protection Bureau put out a call for information on Monday as it begins a process to set federal standards for loans used by homeowners to cover the costs of energy-efficient property upgrades, a type of financing that's drawn scrutiny from both consumer advocates and housing industry groups.

Read full article »

PRODUCT LIABILITY

Verdict Tossed in Fla. Smoker Death Suit Over Juror Row

A Florida state appeals court has thrown out a jury's determination that Philip Morris was not liable for a longtime smoker's lung cancer and death, after finding the trial court wrongfully refused to allow the smoker's attorneys to reject a biased juror.

Read full article »

INTERNATIONAL TRADE

Trump Opens Door For New Lawsuits Against Cuban Cos.

The Trump administration broke with more than two decades of U.S. policy toward Cuba on Monday by allowing for new lawsuits against Cuban companies that are using property confiscated by the Castro regime, a move that will further tighten the White House's grip on Havana.

Read full article »

US Revokes Duty-Free Status For India, Turkey

The Office of the U.S. Trade Representative announced late Monday that it would remove India and Turkey from a program that allows duty-free access to the U.S. market, saying that both countries no longer qualify for preferential treatment.

Read full article »

US Opens Titanium Sponge Probe Citing National Security

The U.S. is investigating the import of titanium sponge, the U.S. Department of Commerce announced Monday, using, for the fourth time in the Donald Trump presidency, a Cold War-era law that empowers the president to impose duties on imports he deems a threat to national security.

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Titanium Metals Corporation
Toys "R" Us Inc.
Twitter Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
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Bureau of Citizenship and Immigration Services
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California Attorney General's Office
California Public Employees' Retirement System
California Supreme Court
Competition and Markets Authority
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Food and Drug Administration
Hopi Tribe
International Trade Administration
International Trade Commission
Massachusetts Department of Health and Human Services
National Institute of Standards and Technology
Navajo Nation
New Jersey Attorney General's Office
New Jersey Supreme Court
New York Attorney General's Office
Office of the U.S. Trade Representative
Pennsylvania Department of Environmental Protection
Securities and Exchange Commission
Serious Fraud Office
Texas State Senate

Commerce Sets Final Duties On Thai Rubber Bands

The U.S. Department of Commerce on Friday handed down final tariffs on rubber bands imported from Thailand after finding that the goods were being sold at unfairly low prices on the U.S. market, but also declared that exporters were minimally benefiting from government subsidies.

Read full article »

TAX

Individuals Can Get Foreign Tax Deduction, Treasury Says

Individual taxpayers with businesses abroad can elect for corporate treatment and receive a deduction on their intangible income worth up to 50 percent, according to regulations released by the U.S. Treasury Department on Monday.

Read full article »

Pharmacy Customers Can't Force Refunds: Calif. Justices

The California Supreme Court on Monday denied diabetic customers' bids to compel retail pharmacies to seek sales tax refunds on their behalf, saying it could not grant relief because the state tax department had not established a refund was proper.

Read full article »

NJ Lottery Winner Loses Tax Refund Bid Over Late Filing

A New Jersey Tax Court judge has nixed a lottery winner's bid for a refund of the income taxes he paid on the final installments of his roughly $7.5 million prize, finding that although the state wasn't permitted to collect the taxes, he was too late in demanding his money back.

Read full article »

IMMIGRATION

Feds Must Process Immigrant Kids Under Obama Program

A California federal court on Friday ordered the Trump administration to continue processing hundreds of Central American children conditionally approved for an Obama-era program meant to reunify them with their families in the U.S., but allowed the federal government to otherwise end the program.

Read full article »

Feds Want 9th Circ. To Toss Immigrant Bond Hearings Order

The federal government on Friday urged the Ninth Circuit to toss a California federal court's order that calls for a class of detained immigrants within the circuit to be provided with bond hearings after they have been held for six months, arguing the court misapplied legal precedent.

Read full article »

Unions Urge Congress To Protect Valued Immigrant Workers

More than 30 labor unions and institutions urged Congress on Monday to take legislative action to protect so-called Dreamers and noncitizens who stand to lose their Temporary Protected Status or Temporary Deferred Enforced Departure status, arguing that the uncertainty such "valued workers" face harms all U.S. employees.

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TELECOMMUNICATIONS

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U.S. Copyright Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. Supreme Court
Utah Attorney General's Office
Ute Indian Tribe
Ute Mountain Ute Tribe
Wage and Hour Division
World Trade Organization

FCC's O'Rielly Says Speed Takes Priority In C-Band Revamp

A proposal that would allow satellite companies to sell their spectrum in the so-called C-band to mobile companies would be the fastest and most practical way to repurpose a valuable slice of the airwaves to power 5G, FCC Commissioner Michael O'Rielly said Monday.

Read full article »

Officials Push Back On Resurfaced 'Nationalized' 5G Plan

All four FCC commissioners have swiftly rejected the notion that the Trump administration might steer the creation of a government-run or "wholesale" 5G wireless network after talk of the concept resurfaced over the weekend.

Read full article »

FCC Rejects Alaskans' Bid For Leeway On Fiber Maps

The Federal Communications Commission has shot down a proposal by Alaskan telecoms to waive an accuracy rule for fiber network coverage data the FCC collects from carriers receiving deployment help, saying the request was too broad.

Read full article »

PEOPLE

Longtime EPA GC, Gibson Dunn Vet Jumps To Patagonia

Former U.S. Environmental Protection Agency general counsel and Gibson Dunn environmental practice group leader Avi Garbow on Monday joined outdoor clothing and equipment retailer Patagonia Inc. in a new role that places him at the center of the company's commitment to green causes.

Read full article »

EXPERT ANALYSIS

Takeaways From Trump Administration's New AI Strategy

Last month, President Donald Trump signed an executive order setting out a high-level strategy to strengthen the United States' leadership position in artificial intelligence. Though questions remain, the order provides important opportunities for input from the private sector, say attorneys at Mayer Brown LLP.

Read full article »

CBD Market Must Wait For Regulations To Ease In NC

Because cannabidiol oil from hemp is now legal under the federal Farm Bill, it may seem that infusing food and beverage products with CBD oil is also legal. But according to the U.S. Food and Drug Administration and North Carolina regulators, this is not true — at least for now, say Dexter Hobbs and Whitt Steineker of Bradley Arant Boult Cummings LLP.

Read full article »

Making The Granston Memo Work For FCA Defendants

Since the January 2018 Granston memo leak, there has been an increase in False Claims Act case dismissals, indicating the U.S. Department of Justice is more receptive to defendants' arguments. Attorneys at Sheppard Mullin Richter & Hampton LLP discuss what defense counsel should do to show cases merit Granston memo consideration.

Read full article »

Women In Law Need Equal Treatment, Not Affirmative Action

The sheer number of women entering the legal profession means gender equality is coming, one way or the other. This Women's History Month, BigLaw firms should reflect on this with the understanding that they dismiss the flight of senior female attorneys from their ranks at their peril, says Tamara Kurtzman, founder of TMK Attorneys PC.

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LEGAL INDUSTRY

Ex-Baker McKenzie Atty To Be Deposed Over Tell-All Memo

Baker McKenzie's alleged dirty laundry could soon be aired by a Virginia federal court after a judge on Friday ordered the deposition of a former partner who wrote a mysterious memo regarding alleged misconduct by the firm's attorneys in a Brazilian corruption case tied to one of the world's largest meatpacking companies.

Read full article »

Justice Ginsburg Bounces Back With 3 Decisions In 3 Weeks

U.S. Supreme Court Justice Ruth Bader Ginsburg has penned three opinions for the high court in the past three weeks, apparently driven to write after missing months of work following cancer surgery in December.

Read full article »

7th MoFo Atty Added To $200M Pregnancy Bias Suit

A former New York-based Morrison & Foerster LLP lawyer has become the seventh female attorney to join a $200 million California federal class action accusing the firm of systematically discriminating against pregnant women, claiming she was unlawfully fired for not being adequately "committed" to the firm after twice taking maternity leave.

Read full article »

New Clifford Chance Program Offers 2-Month Unpaid Leave

Clifford Chance LLP is trying out a program that would allow attorneys to take two months of unpaid leave under a new framework at the firm meant to provide attorneys with a more flexible approach to their work, the firm announced Monday.

Read full article »

Akin Gump Initiative Will Watch For Retail Trends, Risks

Attorneys across Akin Gump Strauss Hauer & Feld LLP are trying to prepare themselves and their clients for the future of the retail industry's legal landscape through a new "retail industry initiative," the firm said.

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Interview

15 Minutes With Big Lots' General Counsel

Ronald "Rocky" Robins Jr. is familiar with both the corporate and private practice realms, as he has held two general counsel positions and worked at Davis Polk and Vorys Sater. Here, the general counsel of Big Lots shares the most rewarding parts of being a lawyer and the qualities he values most in outside counsel.

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Baker McKenzie
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NT Lakis
Native American Rights Fund
Petrillo Klein
Pierce Bainbridge
Quinn Emanuel
Reed Smith
Robins Kaplan
Salvatore Prescott
Sanford Heisler Sharp
Sheppard Mullin
Skadden
Squire Patton Boggs
Stein Mitchell
Stinson Leonard
TMK Attorneys PC
The Ruth Law Team
Trade Pacific PLLC
Trench Rossi
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American Federation of Labor and Congress of Industrial Organizations
Natural Resources Defense Council
T-Mobile USA Inc.
Organisation for Economic Co-operation and Development
Abercrombie & Fitch
Albertsons Companies LLC
Altria Group Inc.
American Civil Liberties Union
American Farm Bureau Federation
BNSF Railway Co.
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C Spire Wireless Inc.
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Center for Biological Diversity
Centro Legal de la Raza
Charter Communications Inc.
Chevron Corp.
Chimei Innolux Corp.
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DISH Network Corporation
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Dell Technologies Inc.
Eutelsat Communications SA
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Graco Inc.
Intelsat SA
International Refugee Assistance Project
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National Retail Federation Inc.
National Telephone Cooperative Association
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The Wilderness Society
Titanium Metals Corporation
Toys "R" Us Inc.
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U.S. Supreme Court
Federal Communications Commission
Executive Office of the President
European Union
U.S. Attorney's Office
U.S. Environmental Protection Agency
California Attorney General's Office
California Supreme Court
Competition and Markets Authority
Department of Commerce

Equal Employment Opportunity Commission
Federal Trade Commission
Food and Drug Administration
U.S. Department of Health and Human Services
U.S. House Committee on Energy and Commerce
Administrative Conference of the United States
Bureau of Alcohol and Tobacco Tax and Trade
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
California Public Employees' Retirement System
Consumer Financial Protection Bureau
European Commission
Federal Election Commission
Hopi Tribe
International Trade Administration
International Trade Commission
Massachusetts Department of Health and Human Services
National Institute of Standards and Technology
Navajo Nation
New Jersey Attorney General's Office
New Jersey Supreme Court
New York Attorney General's Office
Office of the U.S. Trade Representative
Pennsylvania Department of Environmental Protection
Securities and Exchange Commission
Serious Fraud Office
Texas State Senate
Texas Supreme Court
U.S. Copyright Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. General Services Administration
Utah Attorney General's Office
Ute Indian Tribe
Ute Mountain Ute Tribe
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To: Ortiz, Christopher J[christopher.ortiz@cbnorcal.com]
Cc: Fritz Springmeier [redacted] Themobmuseum Info[info@themobmuseum.org]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; san.francisco@ic.fbi.gov[san.francisco@ic.fbi.gov]; boston@ic.fbi.gov[boston@ic.fbi.gov]
From: Heidi Meyer
Sent: Fri 8/16/2019 6:16:12 PM
Subject: Re: 71 Van Ness Ave

EXTERNAL EMAIL: This email originated from outside the organization, do not click links or open attachments unless you recognize the sender and know the content is safe.

We talk story.

Thank you Christopher. Can you please send me the info of the name of the family homeowners and of the husband who was murdered and previously lived in the house that the agent in your office listed for sale and sold last year? Do you have the info of the buyers of this property last year and the disclosure of such history to this house? Is there reference to a Press Democrat news article of this unfortunate botched gang home invasion? The address and who the current buyers and homeowners are please. It sounds more like a set up and a contract killing of this particular man who resided at this address. Was this ever investigated by the Sonoma County Sheriff's Office? Were any of the suspects ever named? This is all public information.

You know, street gangs (any of them) are not known for high levels of I.Q. nor do they have any recognition and/or association or connection to the American mafia. Gangs make many mistakes in life. This is all done and manipulated through being self proclaimed and reputation on the streets with ties only to cartels and certain AXIS organizations. In other words their existence is based on fantasy and make believe orders through their own channels of command. It's like playing a video game online or being brainwashed to be in certain places at certain times with direct voice commands in their heads. This very dangerous because this is reality to them. They cannot decifer between fantasy and reality because of their piss to pour parental upbringing. No parental guidance when growing up. Kids who basically raised themselves and were sexually molested are key ingredients to this fantasy gang existence and to their profiling.

Do you have any suggestions or have any cheap properties that have come up for sale in the Russian River/Occidental area? Bodega Bay area? Jenner? Rio Nido? Monte Rio? Camp Meeker? Guerneville outlying areas?

This is not common knowledge but the DEA division of Sonoma, Lake and Mendocino Counties (CA) law enforcement divisions have their own hit squads. In fact many law enforcement agencies and police as well as sheriff offices have hit squads. No trial when fugitives are found. It is still in existence today by the federal/ local law enforcement divisions for finding fugitives at Indian reservations as well as at large throughout society. Al Capone had a brother in law enforcement. It is run through the Capone family line of law enforcers.

You might ask the listing agent for the property on the coast that I previously mentioned to you (5471 Sierra Grande, Bodega Bay $79,000) and it was said this building lot was part of a homeowner's association and was a no go, is that another similar homeowners association namely the Lake Pillsbury Ranch Homeowner's Association and Board of Directors in Lake County, CA consists currently of members of the Jim Jones Universal Church and Peoples Temple Death Cult. I believe there is another homeowner's association called the Sea Ranch in the vicinity of your coastal region as well. Hidden Valley Lake homeowner's association in Lake County, CA, homeowner associations and property in Napa, CA and at Lake Almanor, CA are also included in the Jonestown Death Cult repetoire. They seem to take over certain targeted families and family properties by forced means of red national socialism.

On Thursday, August 15, 2019, 02:50:31 PM PDT, Ortiz, Christopher J <christopher.ortiz@cbnorcal.com> wrote:

Heidi,

My apologies for the delay as I just got back from vacation yesterday. Moving down the list; the gangs and cartels to my knowledge have dimmed down quite a bit. There was a few moments the last few years were there was some stories even through the grape vine in our industry of them being a problem and causing some serious mayhem around the grow operations. As a matter of fact, an agent/colleague in my office sold a home just last year that belonged to a homeowner who's husband was murdered. It was an acreage property with misc structures on it that was used as storage for the family business and all of the merchandise and misc tools. Without rambling on, in short; their house was raided because there was rumors of a grow operation there (there was not), and at the end of the day, the poor husband was shot before the suspects fled the scene once they realized there was nothing going on. That's the story of the day.

As of lately, there hasn't been much news published or even in the industry of trouble for these types of operations.

- **Did you find out any information from the County of Sonoma for starter medicinal marijuana plants and licensing for cultivation?**
  - I inquired about this and to be honest, they asked so many questions in regards to licensing, how many plants?, have we gotten approval from the MCRSA?, Have we gotten what they described as "Local Approval?, State Cultivation License?, ETC ETC.
  - They knew instantly I wasn't the one really asking, so they recommended to put you in touch with the County of Sonoma as there is overwhelmingly A LOT of information.
  - They also referred me to the below link that entails permitting, zoning, and much more. Almost like a step by step.
  - https://sonomacounty.ca.gov/Cannabis/Permits/Cultivation/
- **Has anything come up in your listings that might be of interest?**
  - Nothing as of yet. Being that I just got back, I am now updating myself on the new listings while I as away, so let me take a better look and I will get back to you if I find some potential spots. I think I may have to take a 2nd trip down to the county as there is A LOT of requirements as far as the minimum sq ft needed for cultivation, a minimum distance away from public schools, etc.

Thank you,

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From: Heidi Meyer [redacted]
Sent: Sunday, August 11, 2019 4:02 PM
To: Ortiz, Christopher J <christopher.ortiz@cbnorcal.com>
Subject: Re: 71 Van Ness Ave

Hi Christopher,

I did more digging into the cultivation of Thai weed. It came to my attention no matter what the state and county legal licensing and business licensing is for the starter medicinal marijuana plants, federal law can still come in and shut it down.

I have a good rapport with the DEA in Sonoma, Mendocino and Lake Counties. I will contact them about this subject and of growing starter plants and then transporting them to Lake County for cultivation and selling to the medicinal marijuana THC processing plants.

My concern is the bad guys in the area who will be the problem not only to

me but to law enforcement as well. I'll see what they suggest. If this is okay or not.

Are the gangs and cartels still a problem in California? They really are a pain in the ass to any type of marijuana growing unfortunately. No one wants to deal with their problems.

Did you find out any information from the County of Sonoma for starter medicinal marijuana plants and licensing for cultivation?

What does a property have to be zoned for this type of business?

Has anything come up in your listings that might be of interest?

Thank you,

Heidi

On Sunday, July 21, 2019, 10:13:41 AM PDT, Ortiz, Christopher J <christopher.ortiz@cbnorcal.com> wrote:

Good Morning Heidi,

My pleasure, that's what I am here for. As far as to why the septic permit is so expensive, overall permitting is expensive in Sonoma County, CA. I would honestly have to either call or visit the PRMD here in Santa Rosa and talk with the permitting department to get further more in-depth details. To answer your question about more properties within the same price range, there is nothing that cheap around Sonoma County. I have heard further north like in Lake County land is significantly cheaper for what your trying to accomplish. There is often properties that come up similar near the Russian River indeed. May I ask how many acres you are looking for and your price range? I would be more than happy to keep a look out for you as my office is less than 20 minutes away from this area.

If you can email me the full rundown of your price range, property details, and preferred zoning, that would be a great start.

Thank you,

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From: Heidi Meyer [redacted]
Sent: Friday, July 19, 2019 9:27 AM
To: Ortiz, Christopher J <christopher.ortiz@cbnorcal.com>
Subject: Re: 71 Van Ness Ave

Hi Chris,

Thank you for getting back to me regarding this property. Why is the septic permit so expensive? Is this done through the County of Sonoma? Does it have to be engineered?

Do you have any properties for sale in this price range that a person could use with water available and where a septic tank can be placed for marijuana growing for the legal sale of permitted medicinal marijuana growing? Just for starter plants? The starter plants will be transported to another county for maturity and cultivation. Zoned Ag and/or agricultural - residence? Electricity is not an issue but would be nice. Everything is solar now. Or just a cheap lot for this purpose any where in the Russian River area?

Thank you,

Heidi

On Thursday, July 18, 2019, 11:35:35 AM CDT, Ortiz, Christopher J <christopher.ortiz@cbnorcal.com> wrote:

Good Morning Heidi,

My apologies for the delay on the email below; I received a failed attempt to send so I think I made a typo on your email when I tried to send it yesterday but I didn't realize the failed attempt alert until this morning.

I spoke with the listing agent for (71 Van Ness Ave, Camp Meeker, CA 95419), and gathered some info for you.

I know your biggest question yesterday was the water situation. The water on the property is only hooked up to the garage as of now. The water is provided by a Mutual Water Source System in Camp Meeker. One of the BIGGEST reasons why this property is listed so cheap is due to the fact that there is no septic system installed yet. Before the septic system can be paid for and installed, the permitting still needs to be completed which is estimated around $35,000 just for the permitting. Per the listing agent, this has been a problem so far with most buyers.

Also, the listing agent informed me that there has been A LOT of activity and they are expecting an offer ASAP today!

Please let me know if you have any questions at all and if this is still something you have desire in, let me know so I can keep you informed of what happens with the offer if/when received.

Thank you,

2019 Featured Top Agent
TOP AGENT MAGAZINE

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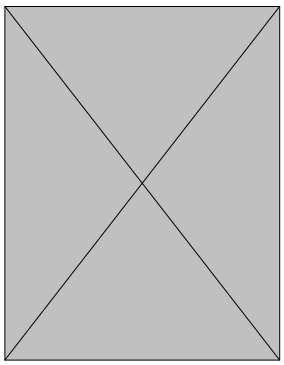
real estate contract via written or verbal communication.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING
Sent: Thur 4/19/2018 9:00:30 PM
Subject: [Papers] Improve Health and Human Services Using GIS, Buyers Guide to Budgeting Software and More

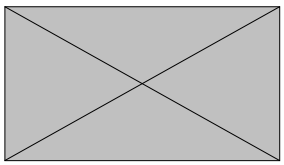
View in Browser

FEATURED PAPERS



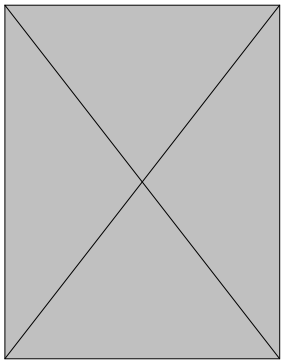
Propelling Printing Into the 21st Century

Printing can be a costly, ongoing expense that is difficult for government agencies to manage — but that doesn't have to be the case. When they leverage the right printing solution, agencies have the tools to help them realize long-term cost savings and process improvements. Read this case study to learn how the city of Thornton, Colo., capitalized on an all-in-one solution for print, scan, and device management.



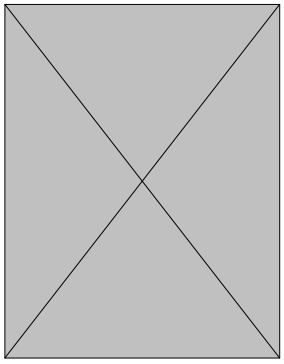
Improve Health and Human Services Using GIS Technology

Government agencies are responsible for improving the quality of lives for their constituents. Geographic Information Systems (GIS) technology makes it easy to gather, monitor and analyze data with mapping visuals to help you better understand and reveal relationships, patterns and trends. Download this guide now to see how GIS technology can help your agency use data to better lives.



How Do you Fight Tax Fraud Infographic

Community boundaries are blurred. Technology is changing rapidly. Without comprehensive information and technologies that allow you to see a complete picture of a person or business, fraud and data inaccuracies are going to continue to outpace your ability to keep up.



Buyers Guide to Budgeting Software

In the budgeting process, public sector managers are often left chasing dozens of departmental spreadsheets with little, if any, cohesive context or narrative. Modern budgeting solutions streamline the budget process by facilitating collaboration and reducing clerical work. Download The Buyer's Guide to Budgeting Software to learn more about finding an effective and modern budgeting solution that will allow your agency to meet its strategic goals!

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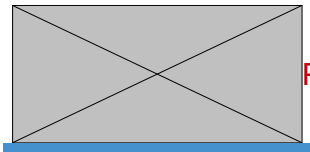
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 6/23/2017 7:49:48 AM
Subject: [Marketing Mail] 5 Key Takeaways From Senate's ACA Repeal Bill



PUBLIC POLICY.

Justice Sotomayor Sits Down With Law360

Read Part 2 Of Our Exclusive Interview

Friday, June 23, 2017

TOP NEWS

Analysis

5 Key Takeaways From Senate's ACA Repeal Bill

The U.S. Senate's legislation to repeal much of the Affordable Care Act encountered substantial criticism on Thursday, with conservatives branding it too modest and experts warning that it might destabilize insurance markets. Here are five key takeaways from the newly unveiled bill. Read more »

Senate GOP Unveils ACA Repeal Bill

Senate Republicans on Thursday unveiled draft legislation to scrap much of the Affordable Care Act, setting the stage for another make-or-break vote on the GOP repeal effort. Read more »

Trump Nixes Obama-Era Order That Sped Up Visa Wait Times

President Donald Trump on Wednesday signed an executive order revoking a provision of an executive order issued by former President Barack Obama in 2012 that sought to speed up visa interview wait times for nonimmigrant visa applicants, including students, doctors and journalists, according to a press release issued by the White House. Read more »

Analysis

4 Things Employers Must Know About NY's Family Leave Law

As employers in New York prepare to start collecting payroll deductions funding the state's new paid family leave law, experts warn the statute contains certain key differences from the federal Family and Medical Leave Act that could create confusion and cause compliance headaches. Here, Law360 examines four administrative challenges that may trip up employers. Read more »

Trump Says Infrastructure Plan Will Include Broadband

President Donald Trump said Wednesday in remarks in Cedar Rapids, Iowa, that his "$1 trillion proposal" for American infrastructure will support funding for rural broadband access, drawing praise Thursday from Federal Communications Commission Chairman Ajit Pai, who said the president's decision "holds great promise." Read more »

USTR Offers Glimmer Of Hope For Reviving EU Trade Talks

U.S. Trade Representative Robert Lighthizer on Thursday said that he plans to revisit the stalled trade negotiations with the European Union later this year, offering the Trump administration's first substantive comment on those talks in months. Read

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Hogan Lovells
Jackson Lewis
Jeffer Mangels
Jenner & Block
King & Spalding
Kirkland & Ellis
Kramer Levin
Latham & Watkins

more »

US Atty In NY To Leave DOJ For Private Practice

U.S. Attorney for the Northern District of New York Richard S. Hartunian on Thursday announced plans to leave the Department of Justice after 20 years to enter private practice at an unnamed firm. Read more »

BANKING & SECURITIES

Trump Treasury Assistant Secretary Pick Wins Senate OK

President Donald Trump's administration is closer to fully staffing up its anti-terror roles after a Senate vote on Thursday confirmed a Deloitte veteran to an assistant treasury secretary role for terrorist financing. Read more »

Senate Confirms Treasury Undersecretary Pick

The Senate has approved a new Treasury assistant secretary, with a Wednesday vote putting a Proskauer Rose LLP veteran in charge of some of the agency's antiterrorism efforts. Read more »

Giancarlo Says Easing CFTC Rules Won't Harm Dodd-Frank

U.S. Commodity Futures Trading Commission chairman nominee Christopher Giancarlo told a Senate committee on Thursday that his efforts to ease the burdens of agency rules won't water down the reforms of the Dodd-Frank Act, the landmark law on post-crisis financial regulations for which he reiterated support. Read more »

Big Banks Can Survive Major Recession, Fed Says

The 34 biggest banks in the United States would face up to $493 billion in losses under the most severe scenario described in stress tests required by the Dodd-Frank Act, but they would retain enough capital to keep lending and survive such a significant shock, the Federal Reserve said Thursday. Read more »

Clayton Laments IPO Decline At SEC Meeting

U.S. Securities and Exchange Commission Chairman Jay Clayton called the decline in the number of initial public offerings and public companies on American markets a "great concern" on Thursday at a meeting of an SEC advisory committee, saying his agency is working to address the issue while protecting investors. Read more »

Acting Comptroller Blasts CFPB At Senate Hearing

The acting head of the Office of the Comptroller of the Currency said on Thursday that the Consumer Financial Protection Bureau was not providing sufficient oversight of the smaller banks that it regulates. Read more »

ENERGY & ENVIRONMENTAL

EPA Releases New TSCA Prioritization, Risk Evaluation Rules

The U.S. Environmental Protection Agency on Thursday issued new rules and guidance that implement recent revisions to the Toxic Substances Control Act, including a framework for evaluating chemical risks and a method of prioritizing chemicals for review. Read more »

New Energy Landscape Coming Under Trump, Report Says

The energy sector should prepare itself for a policy shift and the accompanying legal challenges now that the Trump administration has issued executive orders promising to ramp up oil and gas production while reducing federal oversight of the industry, Babst Calland Clements and Zomnir PC has said in a new report. Read more »

ND, Texas File Brief Supporting EPA Methane Rules Delay

The states of North Dakota and Texas on Wednesday filed a brief in support of the U.S. Environmental Protection Agency's decision to put on hold and revise parts of a

Levi & Korsinsky
Milbank Tweed
Mintz Levin
Morgan Lewis
Morris Nichols
Morrison & Foerster
O'Neill & Borges
Patterson Belknap
Perkins Coie
Proskauer Rose
Quinn Emanuel
Reed Smith
Sheppard Mullin
Sherman Silverstein
Simpson Thacher
Skadden
Squire Patton Boggs
Stroock & Stroock
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American Express Company
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Avalere Health LLC
Bank of America Corporation
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Citigroup Inc.
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EnergySolutions, Inc.
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Expedia Inc.
Facebook
Financial Services Roundtable
First National of Nebraska Inc.
GlaxoSmithKline
Goldman Sachs Group Inc.
Google Inc.
JPMorgan Chase & Co.
Los Angeles Times
Morgan Stanley
NBCUniversal Inc.
National Air Traffic Controllers

rule aimed at curbing methane emissions, saying that the agency properly exercised its discretion in issuing the stay. Read more »

HEALTH & LIFE SCIENCES

NY Lawmakers Pass Bill To Extend Med Mal Time Limits

The New York Legislature advanced a bill that would delay the running clock on cancer patients' medical malpractice claims to the date the alleged injury was discovered rather than the date the alleged negligence took place, with both houses voting the bill through on Wednesday. Read more »

TRANSPORTATION & INFRASTRUCTURE

Transportation Regulation & Legislation: Midyear Report

Much-anticipated legislation reauthorizing the Federal Aviation Administration and implementing President Donald Trump's estimated $1 trillion infrastructure proposal are among the top transportation policy items still on deck for 2017. Here, Law360 examines the transportation-related legislation and regulation that attorneys will be watching closely for the rest of the year. Read more »

Senate, House Panels Unveil Dueling FAA Funding Bills

The U.S. Senate on Thursday introduced a more straightforward multiyear reauthorization of the Federal Aviation Administration a day after the House revived a 2016 reauthorization bill containing a highly controversial proposal to spin off the nation's air traffic control operations into a separate nonprofit entity. Read more »

REAL ESTATE

Policy Changes Could Slow Real Estate Investment In Cuba

President Donald Trump's recent announcement of upcoming U.S.-Cuba policy changes are not as widespread as some had thought they might be, but potential restrictions on travel and bans on doing deals with certain Cuban entities could slow down real estate investment on the island, lawyers say. Read more »

PRIVACY & CONSUMER PROTECTION

Activists Say Judge's Wife's Facebook 'Likes' Support DQ

Anti-abortion activists asked Thursday that U.S. District Judge William Orrick III be disqualified from a suit seeking to block their hidden-camera videos of abortion provider meetings, arguing he once sat on the board of an group that hosts a Planned Parenthood clinic and that his wife "liked" posts expressing pro-choice views on Facebook. Read more »

GOVERNMENT CONTRACTS

$50B Price Tag Likely Spells End To Talk Of F-22 Revival

A staggering $50 billion price tag has likely quashed the possibility of restarting production of the F-22 Raptor, Air Force officials confirmed Thursday. Read more »

Gov't Witness Says Gifts To Philly DA Had A Purpose

A suburban Philadelphia businessman described using lavish gifts — from a $3,000 custom sofa to an all-expenses-paid trip to the Dominican Republic — to cultivate a friendship with Philadelphia District Attorney Seth Williams, as testimony in the latter's federal corruption trial that continued Thursday. Read more »

House Passes DHS Buying Tweaks, Property Oversight Bills

Association
National Conference of State Legislatures
National Congress of American Indians
National Public Radio Inc.
National Telephone Cooperative Association
Natural Resources Defense Council
New York Times Co.
OneWest Bank Group LLC
Planned Parenthood Federation
Raymour & Flanigan Furniture
Santander Consumer USA Holdings Inc.
Sierra Club
Starbucks Corporation
State Street Corp.
Teva Pharmaceutical Industries Limited
The Bank of New York Mellon Corporation
The Blackstone Group L.P.
TransUnion LLC
TripAdvisor Inc.
Twitter Inc.
UBS AG
United Continental Holdings Inc.
Vivint Solar Inc.
Washington Post Co.
Wells Fargo & Co.
Whole Foods Market, Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Drug Enforcement Administration
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System

The Department of Homeland Security could soon have to do more internal soul-searching if a pair of bills the U.S. House of Representatives passed Wednesday requiring more purchasing and real property oversight by the agency become law. Read more »

INTERNATIONAL TRADE

Judge Orders New Seafood Origin Rule Following Challenge

A D.C. federal judge on Thursday declined to halt a regulation requiring importers to trace the origin of seafood brought into the United States and instead told the federal government to release a new version of the rule to address claims that the initial rulemaking didn't follow proper procedure. Read more »

TAX

Analysis

Proposed EU Rules For Advisers Will Limit Int'l Tax Deals

The European Commission's targeting of tax and financial advisers in its latest push to curb tax avoidance will undoubtedly limit the cross-border transactions that consultants support, but it also puts businesses in the strange position of having to self-report potential tax crimes before engaging in them. Read more »

Maine Lawmakers Override Veto Of Interstate Sales Tax

Maine joined a growing list of states trying to expand their taxing authority over online retailers on Wednesday, with lawmakers overriding a veto from Gov. Paul LePage to impose sales and use taxes on anyone with at least $100,000 worth of sales or 200 transactions a year in Maine. Read more »

Puerto Rico Court Shouldn't Hear Tax Row, Stakeholders Say

The board overseeing Puerto Rico's financial restructuring Wednesday united with bondholders and retirees to oppose moving a key dispute over sales tax revenue from federal court to the territory's Supreme Court. Read more »

IMMIGRATION

Trump Plans To Rescind Startup Founder Immigration Parole

The Trump administration plans to rescind an Obama-era rule granting parole to certain inventors and entrepreneurs who demonstrate that their work will serve the national interest through job creation and economic growth, according to a former White House official citing a final draft of a Federal Register notice. Read more »

Immigration Cases To Watch In The Next Half Of 2017

From the travel ban fight at the U.S. Supreme Court to litigation over Texas' new anti-sanctuary cities law, there's no shortage of immigration legal battles right now. As we hit the second half of 2017, here are the immigration-related cases to keep an eye on. Read more »

Patterson Belknap Tackles Islamophobia In NJ Pro Bono Case

While taking on a New Jersey town in a fight to revive a Muslim community's plan for a mosque, a group of pro bono attorneys from New York City-based Patterson Belknap Webb & Tyler LLP unearthed an ugly case of Islamophobia and turned it into a legal victory. Read more »

NATIVE AMERICAN

NM Sen. Refloats Bill To Protect Sacred Tribal Objects

U.S. Sen. Martin Heinrich, D-N.M., reintroduced a bill Wednesday that would help limit the export of objects sacred to Native American tribes and impose tougher

Financial Conduct Authority
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Internal Revenue Service
NAFTA
NATO
National Highway Traffic Safety Administration
National Oceanic and Atmospheric Administration
Navajo Nation
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Ohkay Owingeh
Pennsylvania Supreme Court
Securities and Exchange Commission
Serious Fraud Office
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Senate
U.S. Supreme Court
United Nations
United South and Eastern Tribes

penalties on those who illegally traffic in the items. Read more »

TELECOMMUNICATIONS

FCC Plans $120M Robocalling Scam Fine For Miami Man

The Federal Communications Commission voted at its meeting Thursday to hit a Miami man with a proposed $120 million fine after he allegedly flooded consumers with 96 million unlawful robocalls in three months, in a “major, unprecedented action” of enforcement, FCC Chairman Ajit Pai said. Read more »

Robocalls, Reassigned Numbers On FCC Meeting Agenda

The Federal Communications Commission is set to tackle a spate of consumer protection issues at its open meeting next month, including proposals to set up a system for authenticating the source of robocalls and to make it easier for companies to know when a customer's phone number has been reassigned, the commission said Thursday. Read more »

Funding Cuts Will Hurt Broadband Deployment, Group Says

A trade group representing small and rural telecom companies said Wednesday that many of its members will cut back on building out broadband service due to curbed funding in the Federal Communications Commission program that supports increased access, citing a survey that shows the impact of a budget control. Read more »

PEOPLE

Ex-Congressman Joins King & Spalding's Public Policy Team

Former U.S. Rep. Kendrick B. Meek, D-Fla., has joined King & Spalding LLP as a senior adviser in its government advocacy and public policy practice in Washington, D.C., the firm said Tuesday. Read more »

Willkie Farr Snags Stroock Fund Formation Atty

Willkie Farr & Gallagher LLP has nabbed a veteran fund formation attorney who previously chaired the Stroock & Stroock & Lavan LLP private funds group to join the firm’s New York office as a partner in its asset management group. Read more »

EXPERT ANALYSIS

Opinion

Justice Kennedy's Moderating Influence On The High Court

With the conclusion of this U.S. Supreme Court term just around the corner, the guessing game around Justice Anthony Kennedy’s possible retirement is reaching a crescendo. Yet the speculation does more than fuel bookmakers’ odds. It draws attention to his pivotal role as the court’s swing vote, says Nan Aron, president of Alliance for Justice. Read more »

The Primary Effects Of Rolling Back Cuba Sanctions Relief

A recent presidential directive lays out the framework for rolling back certain Obama-era regulations that eased travel and trade restrictions between the United States and Cuba. Although the action has received extensive coverage, its impact is fairly limited, says Paul Marquardt of Cleary Gottlieb Steen & Hamilton LLP. Read more »

Inbound And Outbound US Tax Planning After The MLI

The Multilateral Convention to Implement Tax Treaty Related Measures to Prevent Base Erosion and Profit Shifting was signed this month by 68 jursidictions. The United States has not signed on, but the convention may impact foreign investors in the U.S., and U.S.-based multinationals. Still, interesting planning opportunities remain, say Jeffrey Rubinger and Summer Ayers LePree of Bilzin Sumberg Baena Price & Axelrod LLP. Read more »

Provider Concerns When Recommending Medical Marijuana

When it comes to medical marijuana, health care providers are in an awkward — but not impossible — spot. In many cases, state and federal laws governing medical marijuana are in direct conflict, leaving providers who want to encourage their patients to use marijuana on shaky legal ground, says Michaela Poizner of Baker Donelson. Read more »

The UK's New Suspicious Activity Reporting Regime: Part 1

The U.K. Criminal Finances Act 2017 introduces major changes to the regime for suspicious activity reports. To minimize the risk of serious business disruption, financial services firms, accounting firms and law firms doing business in the U.K. must be prepared to take a more considered approach to analyzing whether a suspicious activity report is genuinely required, say attorneys with Dechert LLP. Read more »

LEGAL INDUSTRY

This BigLaw Firm Named Most Prestigious

Associates have ranked a BigLaw heavyweight who took the lead on salary increases in the industry last year as the most prestigious firm, according to the results of a survey released Wednesday. Read more »

How To Stay Safe In A World Of Law Firm Data Breaches

About two-thirds of law firms have experienced some sort of data breach, according to a forthcoming cybersecurity scorecard from Logicforce that gives eye-popping clarity to the extent of data breaches in the industry — and what firms can do about it. Read more »

Law Firms Aren't Adapting Fast Enough To Lack Of Demand

Legal consulting firm Altman Weil Inc. released on Thursday its annual survey of top law firms that found firms aren't adapting quickly enough to the industry's oversupply of lawyers and a decreasing demand for services. Read more »

Analysis

Gorsuch Knocks Colleagues In First High Court Concurrence

The first concurrence of Justice Neil Gorsuch's Supreme Court career reads a lot like a dissent. In an immigration case Thursday, the newest member of the court accused his colleagues of venturing into unchartered legal territory "guided only by our own lights" and before the lower courts have had the chance to weigh in. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Fish & Richardson PC was king of the legal jungle this week, winning a $235 million verdict for GlaxoSmithKline over a patent tied to the hypertension drug Coreg, while Skadden, Baker Botts and Morris Nichols ended up on the legal lambs list after a federal judge blocked their nuclear waste processor clients' $367 million merger. Read more »

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Skadden
Stroock & Stroock
Wachtell Lipton
Akin Gump
Archer & Greiner
Babst Calland
Baker Donelson
Baker McKenzie
Berry Appleman
Bilzin Sumberg
Borrelli & Associates
Condon & Forsyth
Cravath Swaine
Davis Polk
Dechert
Earthjustice
Ferraiuoli LLC
Fish & Richardson
Foley & Lardner
Fried Frank
Gardere Wynne Sewell
Jackson Lewis
Jeffer Mangels
Jenner & Block
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Kramer Levin
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Milbank Tweed
Mintz Levin
Morgan Lewis
Morris Nichols
O'Neill & Borges
Patterson Belknap
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Quinn Emanuel
Sheppard Mullin
Sherman Silverstein
Simpson Thacher
Squire Patton Boggs
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Planned Parenthood Federation
Wells Fargo & Co.
Altman Weil Inc.
American Express Company
American Hospital Association
Avalere Health LLC
Bank of America Corporation
Bristol-Myers Squibb Company
Burberry Group
CIT Group Inc.
CSP Inc.
Center for Constitutional Rights
Citigroup Inc.
Endo International Plc
EnergySolutions, Inc.
Environmental Defense Fund Inc.
Expedia Inc.
Financial Services Roundtable
First National of Nebraska Inc.
GlaxoSmithKline
Goldman Sachs Group Inc.
Google Inc.
JPMorgan Chase & Co.
Los Angeles Times
Morgan Stanley
NBCUniversal Inc.
National Air Traffic Controllers Association
National Conference of State Legislatures
National Congress of American Indians
National Public Radio Inc.
National Telephone Cooperative Association
Natural Resources Defense Council
New York Times Co.
OneWest Bank Group LLC
Raymour & Flanigan Furniture
Santander Consumer USA Holdings Inc.
Sierra Club
Starbucks Corporation
State Street Corp.
Teva Pharmaceutical Industries Limited
The Bank of New York Mellon Corporation
The Blackstone Group L.P.
TransUnion LLC
TripAdvisor Inc.
Twitter Inc.
UBS AG
United Continental Holdings Inc.
Vivint Solar Inc.
Washington Post Co.
Whole Foods Market, Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Homeland Security
U.S. Department of Justice
Executive Office of the President
Federal Communications Commission
U.S. Environmental Protection Agency
U.S. House of Representatives
Congressional Budget Office
European Union
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Reserve System
Financial Crimes Enforcement Network
Government Accountability Office
NATO
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Transportation
U.S. Senate
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Drug Enforcement Administration
European Commission
Federal Bureau of Investigation
Financial Conduct Authority
Food and Drug Administration
Hopi Tribe
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
National Oceanic and Atmospheric Administration
Navajo Nation
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Ohkay Owingeh
Pennsylvania Supreme Court
Securities and Exchange Commission
Serious Fraud Office
Transportation Security Administration
U.S. Army
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U.S. Department of the Interior
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From: Carolyn G. Goodman
Sent: Mon 6/29/2015 3:37:32 PM
Subject: FW: Please send me no of your Junk Email, I do not care .

Anything here – no time to read it through.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: DADS Central [mailto:DADSCentral@hevanet.com]
Sent: Sunday, June 28, 2015 10:17 AM
To: Pete Deiana; DAInfo@ClarkCountyDA.com
Cc: newsdesk@8newsnow.com; 13investigates@ktnv.com; aginfo@ag.nv.gov; 5newsdesk@fox5vegas.com; Carolyn G. Goodman; Crimetracker3@mynews3.com; dept18lc@clarkcountycourts.us; sosmail@sos.nv.gov; Becky Stiltz; Ashley; dfshotline@clarkcountynv.gov; dsa@clarkcountynv.gov; FinancialCrimes@lvmpd.com; Sonia@nevadachildseekers.org; City of Henderson; Josh.Reid@cityofhenderson.com; bjerbic@lasvegasnevada.com; DFS Intake; ssadmin@clarkcountynv.gov; bonaven@clarkcountynv.gov; jdehaven@viewnews.com; Jason Deiana; Tubachik
Subject: Please send me no of your Junk Email, I do not care .

Please send me no of your Junk Email, I do not care .

----- Original Message -----
From: Pete Deiana
To: DAInfo@ClarkCountyDA.com
Cc: newsdesk@8newsnow.com ; 13investigates@ktnv.com ; aginfo@ag.nv.gov ; 5newsdesk@fox5vegas.com ; cgoodman@lasvegasnevada.gov ; Crimetracker3@mynews3.com ; dept18lc@clarkcountycourts.us ; sosmail@sos.nv.gov ; Becky Stiltz ; Ashley ; dfshotline@clarkcountynv.gov ; sosmail@sos.nv.gov ; aginfo@ag.nv.gov ; dsa@clarkcountynv.gov ; FinancialCrimes@lvmpd.com ; Sonia@nevadachildseekers.org ; City of Henderson ; Josh.Reid@cityofhenderson.com ; bjerbic@lasvegasnevada.com ; DFS Intake ; ssadmin@clarkcountynv.gov ; bonaven@clarkcountynv.gov ; dadscentral@hevanet.com ; jdehaven@viewnews.com ; Jason Deiana ; Tubachik
Sent: Saturday, June 27, 2015 5:57 PM
Subject: child support order recieved in mail and your office protecting a criminal using the family system to commit fraud and criminal offenses

Dear Mr. Steve Wolfson< District Attorney;

I Peter Deiana in proper person, refuse from this day forward to be bullied, threatened and treated with such a disgusting disregard to my civil and constitutional rights by your office, the family court system as a whole and the attorneys that continuously get well compensated for openly helping their clients that have the financial means to hire these dirtbags commit serious offenses; criminal offenses and hide them from prosecution under the cover of the family courts. Now this isn't true for all litigants; It stands true if you are of the female sex you very easily can get away with serious serious criminal offenses, offenses that carry felony d and worse charges! In my particular cases (plural) the justice system we know as family courts has failed me twice. completely ruined my life to where i've contemplated taking my own life. both these women have committed serious criminal offenses against myself your office and the courts. I have more than enough proof; I have presented my obligation of proof in the first case with Rebecca Deiana, Stiltz, and whatever she has changed her name to now, Hinkle I believe. Multiple jurisdictions multiple courts multiple child support offices multiple counties and states and always the legal system fails to take responsibility and do what they are obligated to do.... RIGHT THE WRONGS AND PUNISH THE CRIMINALS> It has been shown to me over and over again that the judges that have been elected to their benches fail us as men over and over and over again because it is much easier for them to continue their careers under the cover of "the norm and acceptable" then to take a stand and risk the persecution by their piers then to believe that the things that I and i'm sure 1000's o other men have accused these women of doing; THAT IN FACT THESE WOMEN ARE

VERY CAPABLE OF COMMITTING THESE GROSS AND COMPLETE LACKING OF REMORSE AND MORAL STANDARDS IF ANY STANDARDS AT ALL!!! Somebody needs to take a stand and change your spineless practices and start prosecuting these women and judges and attorneys that are ruining; completely ruining countless lives day in and day out and at day end never giving them another thought as the add to our homeless, add to our drug addiction epidemic, add to the horrible rise in suicides and worse of all add the number of children that grow up without a father, when the father wanted nothing more than to be a father to that child and the growing number of our youth that are suffering from mental instability issues handed down from you officials showing total disregard to the long term consequences of your actions. When did we stop caring about what was right and wrong and right in front of our faces and start ruining lives because this book says here says such and such is the only scenario possible and this party should always be given no doubt to the statements being true. Over the last six to seven months I have studied so much on family law and scenarios that are documented as case study and opinions and turned into the bible on how to deal with certain offenses, to the point that nobody has to think nobody has to use common sense just open the book and the book will cast a shadow on the offending party and on with the ruining of lives we go. so much studying it literally made me sick to see how many regulations and statues as case studies and laws where written and published being completely sexiest and against the man from beginning to end. That is what got us here today, it started a movement by these women that should be stripped of their parental rights for doing these acts toward and directly affecting the innocent children the family courts says they act in the best interest of. Completely not A TRUE STATEMENT ON THE COURTS PART. iF i CAN TAKE THE N.R.S THAT EXPRESSES HOW THE SYSTEM SHOULD COME TO THEIR CONCLUSION ON THE BEST INTEREST OF CHILD, AND I can with out a doubt that these women especially Ashley have violated ever one of the regulating factors of these guidelines and ultimately gets ignored and swept aside by rebuttals of complete lies false allegations and perjury and all out fraud. Well I am going to be making that stand myself!!! I WILL NOT GO ALONG WITH EITHER COURT ORDER OF SUPPORT FROM THIS DAY FORWARD. Instead I will be continuing this front against both parties, the courts and the lawyers at fault for letting these behaviors and actions continue on without consequence but with out a doubt is ruining countless amounts of lives day in and day out. This needs to change. I have written a great number of emails to a great number of agencies and offices about the specifics of my current case or onset of false allegations, false police reports, crimes against my person and crimes against public, perjury, fraud upon the courts, fraudulently presenting herself as a victim of specific domestic violence acts that she Ashley, actually committed against myself in the direct presence of my children, child abduction and serious onset of alienation.Alienation of affection; a multiple year onslot of alienation delivered by my wifes mother directly and personally. And more, all provable, most are very obvious. obvious and very provable case of multi state criminal conspiracy involving a minimum of 5 individuals which includes but not limited to false testimonies/willingness to provide false testimonies, to do with false criminal allegations to gain imprisonment of myself and judgements in my wife's favor. including my wife's attorney, her brother her mother her father her friend and our babysitter Jamie Houston resident of enterprise, southern highlands in southern las vegas and runs a day care that is past legal capacity on most days in reference to license, employees, space and number of children. Her brother Rob Mcclelland resides in albuquerque new mexico, Mother and father Kathi and Bob McClelland from Tucumcari, new mexico and own 2 pharmacys and is currently under their second serious investigation by the pharmacy board for illegal practices and distributions of controlled and dangerous drugs. It should be known I am a main witness and have provided a great deal of evidence in this case with the pharmacy board of new mexico and these people know this to be true and I propose a threat to their fraudulent and illegal lifestyle. Attorney is Gary Zernich and is very privy to all this information and knows it to be true and has taken a personal interest toward destroying my character and continues to help his client in her hidden and illegal agendas. Now know all these statements to be very true and that I do hold evidence and proof to all accusations i have made in this statement and all others I have written and will continuously write and distribute thru out until Justice; true justice prevails. And I will take this to the upper courts and will continue to insist somebody of authority stands up and takes charge and these individuals are rightfully charged and prosecuted with the criminal charges they deserve and my children are reunited with me and my civil, personal and constitutional rights are no longer being violated. I will not tolerate being illegally and fraudulently being stripped of my rights to a father/child relationship for 6-7 months now; completely denied over 600 attempts at visitation will also being abused under the cover of the family courts. And I definitely will not fund these women's fraudulent and illegal activities with $1600.00 a month in judgements against me. I havent made $1600.00 a month in at least the last 3 months!!!! and recently find myself unemployed. Even though my wifes reward from success in her agendas against me is becoming a million aire (no longer cut off from family money and inheratances by her

mother) I will have no argument to taking care of my responsibilities but not under these circumstances. I will prevail in complete reversals in both cases. If you feel that it proves a point or somehow helps or fixes anything by putting me in jail, then so be it. I will add wrongful imprisonment to the fight and will immediately continue my fights for justice against the unbelievable actions of these women the second and every time I am released.

Thank you in advance,

Pete Deiana
pbdeiana@yahoo.com
cell 702-964-3058

No virus found in this message.
Checked by AVG - www.avg.com
Version: 2015.0.5961 / Virus Database: 4365/10109 - Release Date: 06/27/15

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Tue 6/27/2017 2:41:24 PM
Subject: [Marketing Mail] RE: Gov-ERM on July 24

Carolyn —

I wanted to make sure you had a chance to see the agenda for our upcoming Gov-ERM forum. With fraud, cyber, and operational risks growing each year and with new mandates like A-123, it's ever important to stay on top of these issues.

We'll have guidance from the White House Budget Office at the event, along with several case studies from government agencies that will be especially insightful.

Can I get you an agenda?

Thanks,

–Jonathan Copeland

From: Jonathan Copeland
Subject: Gov-ERM on July 24
Date: Thursday, June 22, 2017

Carolyn —

Are you sending someone to attend Gov-ERM Government Enterprise Risk Management Forum on July 24? Space is limited and I wanted to make sure we can accommodate someone from your program area.

New mandates (such as A-123) require each government program to undergo a comprehensive risk assessment and formulate and submit risk mitigation plans.

Have you examined your program's fraud risk, cyber risk, and operational risk? Gov-ERM will show you how to do it all while mitigating those risks through improved internal controls and changing the culture of your agency to be more risk-aware.

The White House Budget Office will present their guidance on risk management and we'll hear best practice case studies from several government agencies.

Would you like to see an agenda and/or RSVP for a seat today?

Best,

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

You're receiving this email because you're a past participant in Performance Institute events or a public official. This email was sent to cgoodman@lasvegasnevada.gov.
Our mailing address is:
Performance Institute, LLC
1440 G St NW
Washington, DC - DISTRICT OF COLUMBIA 20005

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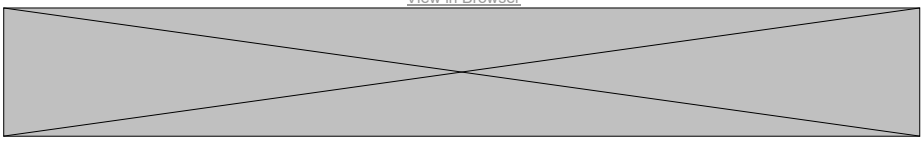
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING Management
Sent: Tue 5/28/2019 10:02:06 AM
Subject: How Governments Are Reevaluating the Employee Review

EXTERNAL EMAIL

View in Browser



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Join state and local leaders and industry experts from across the country to tackle the personnel challenges facing government at *Governing*'s Summit on Workforce.

Today's newsletter presented by the de Beaumont Foundation

FEATURED STORY FOR MAY 28, 2019

How Public Employers Are Reevaluating the Employee Review

Local governments are changing the frequency of performance evaluations, who receives them and what they're assessing.

CONTENT PROVIDED BY THE DE BEAUMONT FOUNDATION

Introducing the 2019 40 Under 40 in Public Health

Meet the 40 rising stars of public health who are bringing fresh perspectives, creative problem-solving, and innovative health solutions to communities across the U.S.
Meet this year's winners

MORE ON MANAGEMENT

WORKFORCE ISSUES:

- **Can Medical Marijuana Get You Fired? Depends on the State.**

- **No More Sick Leave? Calif. Teachers Pay for Their Subs.**
- **5 Years After Eric Garner's Chokehold Death, NYPD Cop Goes on Trial**
- **COMMENTARY | The Education Investment States Should Be Making**
- **COMMENTARY | Government Employment for Those Who Need a Leg Up**

PROBLEMS AT THE TOP:

- **Kan. Governor Cancels No-Bid Technology Contracts**
- **How Many Local Governments Is Too Many?**
- **Ga. Insurance Commissioner Indicted in Fraud Scheme**
- **'It Was a Hectic Scene': Brawl Erupts at Conference for Local Government Officials**

CONTENT PROVIDED BY THE DE BEAUMONT FOUNDATION

Who are the 40 Under 40 in Public Health?

These 40 rising stars in public health are building partnerships, informing policy, and inspiring change to drive health innovation in communities across the country.
Meet this year's winners

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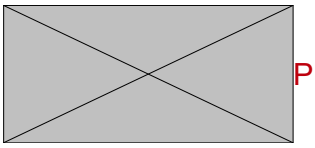
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 5/18/2018 7:59:10 AM
Subject: Senate Nearing Point Of No Return On Judicial Confirmations



PUBLIC POLICY.

Friday, May 18, 2018

TOP NEWS

Analysis

Senate Nearing Point Of No Return On Judicial Confirmations

President Donald Trump kept up the momentum this week in his push to reshape the federal courts by getting his 21st circuit court judge confirmed through a sharply divided Senate, but the effort to leave his stamp on the judiciary may permanently alter how the chamber confirms judges — and how quickly. Read more »

Analysis

FDA Shames Anti-Generic Tactics, Putting Onus On Congress

The U.S. Food and Drug Administration on Thursday named and shamed drugmakers suspected of impeding lower-cost generics by withholding product samples, a splashy move that could jolt Congress into taking action. Read more »

EU Will Implement Tariffs On $3B In US Goods

The European Union on Wednesday announced it will implement tariffs on more than $3 billion of U.S. goods to retaliate against the Trump administration's recently enacted tariffs on imports of steel and aluminum. Read more »

EPA Floats Rollback Of Obama-Era Chemical Safety Regs

The U.S. Environmental Protection Agency on Thursday proposed rollbacks of several key provisions of an Obama-era chemical risk management rule as it fights a legal battle with environmental groups and a steelworkers' union over a delay of the rule to mull reconsideration bids from industry groups and several states. Read more »

Senate OKs 1st Female CIA Chief Despite Torture Concerns

President Donald Trump's choice to lead the CIA, Gina Haspel, cleared the Senate on Thursday despite opposition from a number of Democrats and Republicans over her record at the agency, including her oversight of so-called black sites and torture of terror suspects. Read more »

BANKING & SECURITIES

Calif., NY, Ore. Push On In Fiduciary Rule Case

The attorneys general of California, New York and Oregon showed on Wednesday that they aren't ready to give up the fight to save the U.S. Department of Labor's fiduciary rule, asking the full Fifth Circuit for permission to intervene in the case after a three-judge panel wouldn't let them. Read more »

ENERGY & ENVIRONMENTAL

FERC Tees Up Review Of Public Utility Regulatory Policies

The chairman of the Federal Energy Regulatory Commission announced Thursday

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Herrick Feinstein
Husch Blackwell
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Jones Day
Kirkland & Ellis
Lanier Law Firm
McDermott Will
McGuireWoods
McKool Smith
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Perkins Coie
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that the commission will review its longstanding policies under the four-decade-old Public Utility Regulatory Policies Act, which directs utilities to buy electricity from small-scale producers. Read more »

Immigration Standoff Threatens Farm Bill Passage In House

Congress' long-simmering immigration debate boiled over Thursday, potentially upsetting the five-year reauthorization of many farm and food stamp programs in the House as conservative members threatened to vote down the legislation. Read more »

Minn. Legislature Passes Bill To Greenlight Pipeline Project

The Minnesota House of Representatives on Thursday passed an amended piece of legislation that authorizes the company behind a pipeline replacement project to go ahead with construction, according to legislative records. Read more »

MEDIA & ENTERTAINMENT

NCAA May Change Gambling-Related Rules

The National Collegiate Athletic Association on Thursday said it is suspending its ban on championship games in states that allow sports betting and that it may consider permanent rule changes in response to the U.S. Supreme Court's Monday sports gambling ruling. Read more »

Conservative Blogger Defeats Fees But Not Ethics Fine Suit

A Texas appellate court on Thursday held that a conservative activist and blogger who was fighting a $10,000 fine from the Texas Ethics Commission for failing to register as a lobbyist cannot use a state free speech law to dismiss his own administrative appeal of the fine. Read more »

REAL ESTATE

Plans For $4B Miami Mega-Mall Advance With Key Approvals

Plans for the massive American Dream Miami entertainment-retail complex passed key mileposts Thursday as the Miami-Dade County Commission approved land use and zoning applications and a development agreement needed for the $4 billion project to move forward. Read more »

Santa Monica Urges 9th Circ. To OK Home-Share Ordinance

Santa Monica, California, slammed Airbnb and HomeAway's bid to nix a city ordinance requiring residents who use the home-sharing websites for short-term rentals to obtain licenses, telling the Ninth Circuit on Wednesday that the companies' argument that the Communications Decency Act preempts the ordinance is flawed. Read more »

EMPLOYMENT

Premium Hike May Help Save Multiemployer Funds' Safety Net

The director of a government-run insurance fund that pays workers' retirement benefits when their employers' pension funds tank told a group of lawmakers on Thursday that multiemployer plans will need to start paying about five times more in premiums to save the fund from insolvency. Read more »

Workers Ask Justices To Stop Calif. Union Mediation Scheme

Eight workers for a fruit grower asked the U.S. Supreme Court Wednesday to take up their employer's challenge to a California Supreme Court ruling upholding a state mechanism that sends union-represented farmworkers and farms to mediation if they can't reach a deal, saying it's forcing them to work under a contract they don't want. Read more »

Quinn Emanuel
Reed Smith
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Schlossberg LLC
Squire Patton Boggs
Stoel Rives
Vinson & Elkins
Wiley Rein
WilmerHale

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Apollo Global Management LLC
Apple Inc.
Association for Accessible Medicines
Charter Communications Inc.
Comcast Corporation
DePuy Synthes Cos.
Emerson Electric Co.
Enbridge
Facebook
Google Inc.
HomeAway Inc.
International Centre for Settlement of Investment Disputes
Intuit Inc.
Johnson & Johnson
LM Ericsson Telephone Company
Major Lindsey & Africa
Marathon Petroleum Corp.
Mylan NV
National Collegiate Athletic Association
National Congress of American Indians
National Federation of Independent Business
National Immigration Law Center
National Right to Work Legal Defense Foundation
National Telephone Cooperative Association
Netflix Inc.
New York Immigration Coalition
Nickelodeon Global Network

CONSUMER PROTECTION

Bid To Undo CFPB's Payday Lending Rule Via CRA Fizzles

Consumer advocates claimed victory on Thursday after lawmakers appeared to run out of time for passing a Congressional Review Act resolution to roll back Consumer Financial Protection Bureau restrictions on short-term, high-interest lenders. Read more »

INTERNATIONAL TRADE

US May Revoke Thailand Tariff Cuts Following Pork Complaint

Thailand's alleged failure to let U.S. pork producers access its market could cost it a spot on the newly reauthorized U.S. Generalized System of Preferences program, which slashes duties on imports from developing nations, the U.S. trade representative's office said Thursday. Read more »

Netherlands Outlines New EU Investment Pact

The Netherlands has restructured its investment arbitration system in a draft version of its bilateral investment treaty with Slovakia, following a groundbreaking decision issued earlier in March by Europe's top court that found the old investor-state dispute resolution mechanism under the treaty to be incompatible with EU law. Read more »

TAX

Seattle Approves Head-Tax Bill Blasted By Amazon, Starbucks

Seattle's Democratic Mayor Jenny Durkan said she signed a bill imposing an annual $275-per-employee tax on companies making more than $20 million a year despite strong opposition from hometown corporate giants Amazon and Starbucks. Read more »

IMMIGRATION

Trump Says 'Animals' Remark Only Meant Gang Members

President Donald Trump on Thursday tried to reframe comments he made Wednesday that referred to some immigrants as "animals," saying he really meant to use the dehumanizing term only for members of gangs, not for immigrants in general. Read more »

Lawmakers Urge DHS To Keep H-4 Work Authorization

A bipartisan group of 130 lawmakers urged the U.S. Department of Homeland Security to keep in place an Obama-era rule that allows spouses of H-1B visa holders to work in the U.S., following the Trump administration's announcement that it would rescind their work authorization in June. Read more »

ICE, CBP Hit With Suit Over Docs On 'Matador' Initiative

An immigrant advocacy group accused U.S. Immigration and Customs Enforcement and U.S. Customs and Border Protection in New York federal court Wednesday of refusing to hand over records relating to an anti-gang initiative known as "Operation Matador," which the group says is a pretext to target and detain immigrant youth of color. Read more »

NATIVE AMERICAN

Senate Panel OKs Bill To Boost Indian Country In Farm Bill

The U.S. Senate Committee on Indian Affairs has pushed through a bipartisan piece

Ventures Inc.
Pacific Legal Foundation
RLJ Lodging Trust
Remington Arms Co. LLC
Sierra Club
Sinclair Broadcast Group, Inc.
Staples Inc.
Starbucks Corporation
State Bar of California
The City University of New York
The Walt Disney Co.
Tribune Media Co.
TripleFive Group of Companies
Twilio Inc.
Twitter Inc.
U.S. Chamber of Commerce
United Farm Workers
United Nations Commission on International Trade Law
United States Telecom Association
United Steelworkers
Wal-Mart Stores Inc.
Walt Disney Parks & Resorts Worldwide Inc.
Washington Post Co.
Xerox Corporation
Yelp Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Natural Resources Agency
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Election Commission
Federal Energy Regulatory Commission
Federal Housing Administration
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Leech Lake Band of Ojibwe
New Jersey Attorney General's

of legislation meant to authorize greater tribal self-governance, agricultural production and more rural development opportunities and agribusiness for Native American communities, ranchers and farmers. Read more »

NJ Says History Shows It Never Formally Recognized Tribe

New Jersey's attorney general on Wednesday told a federal judge that a push by the Nanticoke Lenni-Lenape Tribal Nation for an early win on its allegations that the state improperly refused to recognize the tribe should fail, saying history proved its view of the tribe was consistent. Read more »

TELECOMMUNICATIONS

Feature

Debunking 5 Myths Surrounding The Net Neutrality CRA

Senate Democrats celebrated a breakthrough Wednesday when they won passage of a resolution to preserve Obama-era net neutrality rules, but the move also prompted questions about the measure's endgame and perpetuated common myths. Here, Law360 debunks five misconceptions surrounding Wednesday's Senate vote and the current status of net neutrality. Read more »

Leahy Rips Pai On Net Neutrality, Rural Broadband Coverage

Sen. Patrick Leahy, D-Vt., tore into FCC chair Ajit Pai Thursday during a subcommittee budget hearing, criticizing his policies and allegedly contemptuous tone while asking him, unsuccessfully, to quantify how much scrapping net neutrality might spur broadband deployment in rural areas. Read more »

FCC's June Meeting Will Address Broadband Subsidy Program

At its upcoming open commission meeting, the Federal Communications Commission is expected to vote on whether certain rural broadband providers should be eligible for a break on their contributions to the Universal Service Fund, the agency said Thursday. Read more »

WHITE COLLAR

Ariz. Men Charged With $23M PAC Donation Scheme

The U.S. Department of Justice unsealed a criminal complaint Thursday in Manhattan federal court, charging two Arizona men with fraud and money laundering for allegedly using nine fake political action committees to raise more than $23 million from unsuspecting donors. Read more »

PEOPLE

Ex-US Sen. Evan Bayh Lands Cozen O'Connor Lobbying Gig

The former U.S. senator and governor from Indiana once a stone's throw away from serving as President Barack Obama's vice president has joined Cozen O'Connor as of counsel, where he will serve as senior adviser for its lobbying wing. Read more »

Q&A

Q&A

A Chat With Perkins Practice Management Chief Toby Brown

In this monthly series, legal recruiting experts at Major Lindsey & Africa interview management from top law firms about navigating an increasingly competitive business environment. Here we feature Toby Brown, chief practice management officer at Perkins Coie LLP. Read more »

EXPERT ANALYSIS

Office
New York Attorney General's Office
New York State Unified Court System
Pennsylvania Department of Health
Pension Benefit Guaranty Corp.
Permanent Court of Arbitration
Texas Ethics Commission
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
U.S. Senate Committee on Indian Affairs
U.S. Supreme Court
World Bank Group
World Trade Organization

A Look Inside Trump's 4-Point Plan For Curbing Drug Prices

President Donald Trump recently outlined his administration's plan for lowering prescription drug prices. Tom Bulleit and Kirsten Mayer of Ropes & Gray LLP break down the key proposals and assess the likely paths forward. Read more »

California May Pass Its Own GDPR

If approved by voters in November, the California Consumer Privacy Act would impose a sweeping privacy regime like the EU's General Data Protection Regulation. The act covers virtually all information a business has about a consumer, expanding far beyond traditional notions of personal information, say Purvi Patel and Alexandra Laks of Morrison & Foerster LLP. Read more »

Reducing Retirement Saving Barriers For Gig Workers

Workers in the gig economy are currently not entitled to enjoy a traditional employer-based retirement plan because such plans are subject to stringent rules and only permitted to cover employees, not independent contractors. However, Congress is attempting to address this issue via the recently reintroduced Retirement Enhancement and Savings Act, says Brett Owens of Fisher Phillips. Read more »

Key Issues States Face In The Wake Of Sports Bet Ruling

While the U.S. Supreme Court's decision this week removing the federal ban on sports betting may appear straightforward, the path toward regulating sports betting across the United States may be anything but simple, say attorneys with Bryan Cave Leighton Paisner LLP. Read more »

New Medical Marijuana Challenges For Pa. Employers

As access to medical marijuana in Pennsylvania continues to grow — to date, 22 dispensaries have opened throughout the state — employers face fresh concerns about the impact of legalization on their operations as well as their obligations under the law, say John McDonald and Melissa Ferrara of Reed Smith LLP. Read more »

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: The Lanier Law Firm's Mark Lanier

Winning a $247 million jury verdict in a bellwether trial against Johnson & Johnson over allegedly faulty hip implants was just one of the major victories Mark Lanier of The Lanier Law Firm tallied last year, earning him a spot on Law360's 2018 Titans of the Plaintiffs Bar. Read more »

NYC Atty Threatening To Call ICE Faces Complaint From Pols

The man who was filmed screaming at employees of a New York City restaurant for speaking Spanish, then later identified as a complex commercial and insurance coverage attorney, is facing a formal complaint filed in the state court system's Departmental Disciplinary Committee. Read more »

Female Law Profs To Get $2.7M In EEOC Unfair Pay Suit

The U.S. Equal Employment Opportunity Commission won a Colorado federal judge's approval Thursday for a deal requiring the University of Denver's Sturm College of Law to pay nearly $2.7 million to end a suit alleging it paid female law professors less than their male counterparts. Read more »

Calif. Bar Warns Attys Of Fee Phishing Scam

The State Bar of California sent out an alert Thursday warning attorneys licensed in the state to be aware of a phishing scam coming in the form of suspicious emails claiming that their fee payments to the bar are overdue. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Gibson Dunn is this week's top legal lion, securing a decision from the U.S. Supreme Court striking down a federal law that prohibited states from legalizing sports betting, while Baker McKenzie ended up on the legal lambs list after a federal judge dismissed a $7 billion lawsuit its client, Facebook, had filed against the IRS.

Read more »

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Fisher Phillips
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McDermott Will
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Stoel Rives
Vinson & Elkins
Wiley Rein

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National Collegiate Athletic Association
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Achmea BV
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Apollo Global Management LLC
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Emerson Electric Co.
Enbridge
Google Inc.
HomeAway Inc.
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Intuit Inc.
Johnson & Johnson
LM Ericsson Telephone Company
Major Lindsey & Africa
Marathon Petroleum Corp.
Mylan NV
National Congress of American Indians
National Federation of Independent Business
National Immigration Law Center
National Right to Work Legal Defense Foundation
National Telephone Cooperative Association
Netflix Inc.
New York Immigration Coalition
Nickelodeon Global Network Ventures Inc.
Pacific Legal Foundation
RLJ Lodging Trust
Remington Arms Co. LLC
Sierra Club
Sinclair Broadcast Group, Inc.
Staples Inc.
Starbucks Corporation
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The City University of New York
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Tribune Media Co.
TripleFive Group of Companies

Twilio Inc.
Twitter Inc.
United Farm Workers
United Nations Commission on International Trade Law
United States Telecom Association
United Steelworkers
Wal-Mart Stores Inc.
Walt Disney Parks & Resorts Worldwide Inc.
Washington Post Co.
Xerox Corporation
Yelp Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
Federal Communications Commission
U.S. Department of Justice
U.S. Immigration and Customs Enforcement
Food and Drug Administration
Internal Revenue Service
Bureau of Citizenship and Immigration Services
California Natural Resources Agency
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Election Commission
Federal Energy Regulatory Commission
Federal Housing Administration
Federal Trade Commission
Leech Lake Band of Ojibwe
New Jersey Attorney General's Office
New York Attorney General's Office
New York State Unified Court System
Pennsylvania Department of Health
Pension Benefit Guaranty Corp.
Permanent Court of Arbitration
Texas Ethics Commission
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Senate Committee on Indian Affairs
World Bank Group
World Trade Organization

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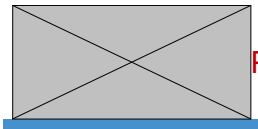
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 7/29/2016 8:10:44 AM
Subject: [Marketing Mail] CFPB's Debt Collection Push Will Force Changes At Banks



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Friday, July 29, 2016

TOP NEWS

CFPB's Debt Collection Push Will Force Changes At Banks

Banks, credit card companies and other first-party creditors may have been left out of the Consumer Financial Protection Bureau's outline of new rules for debt collection released Thursday, but they will likely still face new pressures to improve their data retention and transfer processes under the coming framework.

DOJ Watchdog Warns 'Sanctuary Cities' Risk Fed. Funding

The inspector general for the U.S. Department of Justice released the results of an investigation Thursday that found several so-called “sanctuary cities” could be putting millions of dollars of federal funding on the line by refusing to comply with request for cooperation from U.S. Immigration and Customs Enforcement officials.

Lawmakers Keep Fighting For Tariff Cuts On Travel Goods

A bipartisan group of 14 lawmakers on Wednesday joined the fray surrounding the Obama administration’s recent expansion of products eligible for tariff cuts under the Generalized System of Preferences, calling for those benefits to be expanded to cover travel goods.

House Panel Wants White House’s Cybersecurity Report

House Oversight Committee leaders on Wednesday pressed the White House to explain cybersecurity implementation efforts within the Executive Office of the President, or alternatively explain why it believes it is exempt from a reporting requirement that applies to other federal agencies.

Pa. AG Can't Use Porn Defense In Perjury Trial, Judge Says

Pennsylvania Attorney General Kathleen Kane can’t use evidence that other officials shared pornography to bolster her upcoming perjury trial, according to a short order handling several pretrial motions in state court Thursday.

2nd Circ. Won't Rethink NY In-State Law Office Requirement

The Second Circuit on Thursday declined the chance to reconsider its decision upholding a New York law requiring nonresident attorneys to maintain a physical office in the state, keeping in place its controversial split ruling that such a law is constitutional.

Colo. Baker Asks Justices For Relief From Gay Couple's Cake

A Colorado baker who the Colorado Court of Appeals found in violation of a state discrimination law for refusing to make a wedding cake for a same-sex couple has

LAW FIRMS

Arnold & Porter
Austin Hansley PLLC
BuckleySandler
Coffman Law Firm
Cravath Swaine
DLA Piper
Gibson Dunn
Gray & Associates
Greenberg Traurig
Gunster
Gupta Wessler
Jackson Walker
Kelley Kronenberg
King & Greisen
Kirkland & Ellis
Locke Lord
Lowenstein Sandler
Ludwig & Robinson
Marino Tortorella
Mayer Brown
Morrison & Foerster
Nixon Peabody
Nutter McClennen
Paul Weiss
Pillsbury Winthrop
Reinhardt Wendorf
Ropes & Gray
Seyfarth Shaw
Taylor & Associates
Taylor & Taylor
Thompson Hine
Vladeck Raskin
Weil Gotshal
Wheeler Trigg

asked the U.S. Supreme Court to determine that his cakes are art protected by the First Amendment.

ANALYSIS

New STB Switching Regs Draw Fire Over Clarity Concerns

The Surface Transportation Board's long-anticipated proposed regulations allowing shippers served by only one major carrier in their region to get access to another railroad may stimulate competition, but the lack of clear definitions for which situations qualify for so-called competitive switching could mean chaos for shippers and railroads if not addressed when the rule becomes final, experts say.

BANKING & SECURITIES

Merchants Want High Court Review In Texas Swipe Fee Row

A group of merchants have defended a petition challenging a Texas state law that bars businesses from imposing surcharges on credit card purchases, which the group claims unconstitutionally infringes their free speech rights, telling the Supreme Court that the issue is ripe for review.

SEC Updates Rules For Administrative Proceedings

New rules of practice governing the U.S. Securities and Exchange Commission's administrative proceedings, including extending the prehearing period up to 10 months, are set to become effective 60 days from Friday when the amendments are set to be published in the Federal Register.

ENERGY & ENVIRONMENTAL

EPA Issues Final Regs On Formaldehyde In Wood Products

The U.S. Environmental Protection Agency on Wednesday unveiled a final rule regulating formaldehyde vapors from domestic and imported composite wood products, saying it worked with California regulators to keep the national regulations consistent with California's.

House Science Chair Blasts NY, Mass. AGs' Subpoena Refusal

The Republican chairman of the House Committee on Science, Space and Technology said Wednesday he was "disappointed" that the attorneys general of New York and Massachusetts refused to comply with a subpoena scrutinizing their fraud investigations into whether ExxonMobil misled consumers and investors about climate change.

BLM Moves Drilling Permit Reviews Online

The U.S. Bureau of Land Management said Thursday that it would shift the filing of oil and gas drilling permit applications for federal and tribal lands entirely online by year's end in an effort to speed up a permitting process that has been criticized by industry for taking too long.

5th Circ. Haze Ruling Dooms Clean Power Plan, DC Circ. Told

The Fifth Circuit's recent block of the U.S. Environmental Protection Agency's regional haze plan for Texas and Oklahoma supports arguments that the agency overstepped its legal authority in crafting the Clean Power Plan, states challenging the rule told the D.C. Circuit on Wednesday.

HEALTH & LIFE SCIENCES

FDA Urges South Fla. Blood Donation Pause Due To Zika Fears

With Florida investigating four possible cases on nontravel-related cases of Zika

Winston & Strawn

COMPANIES

AAR Corporation
AECOM
AbbVie Inc.
Alabama Power Co.
American Bar Association
American Cable Association
American Chemistry Council Inc.
American Civil Liberties Union
Amgen Inc.
Apple Inc.
Arch Coal Inc.
Association of American Railroads
Association of Corporate Counsel
BNP Paribas
BTI Consulting Group Inc.
BuzzFeed Inc.
Circuit City Stores Inc.
Citigroup Inc.
Consumer Bankers Association
Ford Motor Company
Frontier Communications Corporation
GlaxoSmithKline
HSBC Holdings PLC
Hasbro, Inc.
Institute for Justice
JPMorgan Chase & Co.
National Consumer Law Center
National Railroad Passenger Corporation
New Jersey State Bar Association
New York State Bar Association
PhRMA
Public Knowledge
Sabine Oil & Gas Corp.
Sedgwick Claims Management Services, Inc.
The Boeing Company
The Royal Bank of Scotland Group PLC
Time Warner Cable
UBS AG
Village Super Market Inc.
Wendy's Company
Zale Corporation

GOVERNMENT AGENCIES

Bureau of Land Management
Centers for Disease Control and Prevention

virus in Miami-Dade and Broward counties, the U.S. Food and Drug Administration on Wednesday requested that blood organizations suspend collections in the two counties until they implement testing of all donations.

TRANSPORTATION & INFRASTRUCTURE

STB Finalizes Amtrak On-Time Performance Rule

The Surface Transportation Board on Thursday officially defined what constitutes an on-time arrival or departure for any Amtrak train as it continues to set parameters for investigating delays as part of 2008's Passenger Rail Investment and Improvement Act.

INSURANCE

Nurse Asks High Court To Review Fla. Workers' Comp Law

A former Hialeah Hospital nurse is urging the U.S. Supreme Court to take up his challenge to Florida's workers' compensation law, arguing that its erosion of workers' benefits does not stand up to constitutional scrutiny.

REAL ESTATE

ShopRite Sues NJ Town To Halt Competing Project

A Hanover, New Jersey, ShopRite supermarket operator has accused the township of improperly granting a construction permit for a shopping center with a competing grocery store, arguing that the developer's plan has changed substantially since it received municipal approval and hasn't secured required state approval.

COMPETITION

FCA Says Firms Showing Improvements After Forex Scandal

More than 30 firms working on the U.K.'s forex market and enrolled in a corrective program after the forex manipulation scandal are showing "real improvements," the Financial Conduct Authority said Thursday, urging the firms' peers to learn similar lessons.

CORRECTED: Skeloses Face Continuing Fallout From Convictions

Former New York State Senate leader Dean Skelos saw his name stricken from New York's attorney roll Wednesday, finalizing his automatic disbarment for his December conviction on corruption charges, just a day after his also-convicted son abandoned his efforts to fight a forfeiture proceeding of his Long Island home. (Correction: An earlier story mischaracterized the agreement Adam Skelos reached with the federal government. The error has been corrected.)

PRIVACY & CONSUMER PROTECTION

Feds Hit Back On Bid To Block Obama's Gender ID Policy

The federal government, and separately a handful of states, told a federal judge on Wednesday not to grant a request from Texas and a dozen other states seeking to block the Obama administration's federal guidance for transgender students — days after other states voiced support for halting the measure while the case is decided.

Dem Lawmakers Push Obama For DNC Hack Details

A pair of Democratic lawmakers are calling on President Barack Obama to release details related to a recent hack of the Democratic National Committee followed by

Consumer Financial Protection Bureau
Defense Contract Management Agency
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Immigration and Customs Enforcement
Internal Revenue Service
International Trade Commission
Merit Systems Protection Board
NAFTA
National Institutes of Health
New York Attorney General's Office
Office of Foreign Assets Control
Office of Justice Programs
Securities and Exchange Commission
Special Inspector General for Afghanistan Reconstruction
Surface Transportation Board
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. Supreme Court

the release of thousands of internal emails by WikiLeaks, and specifically on the investigation into alleged Russian involvement.

Ark. Political Robocall Law Struck Down As Unconstitutional

An Arkansas federal judge on Wednesday struck down a state law banning political robocalls, ruling that the decades-old statute did not meet the "strict" test for bypassing First Amendment protections because the relevant privacy and safety concerns could have been tackled in a less restrictive way.

GOVERNMENT CONTRACTS

Afghan Army Deal Flubs May Cost $1.3B, Watchdog Warns

A government watchdog strongly criticized the Pentagon on Thursday for lax management of a vehicle maintenance contract for the Afghan National Army, saying problems with contract planning and contractor performance could ultimately cost more than $1.25 billion in unnecessary spending.

DOD May 'Blow Up' Cyber Buying Process, Official Says

The U.S. Department of Defense's chief information officer said the government could soon "blow up" the way it buys and certifies new cybersecurity technologies, arguing Thursday that the government needs new, more flexible ways to get the latest technology.

INTERNATIONAL TRADE

Trump Scales Back Projected Tariffs On Ford's Mexican Plant

Republican presidential nominee Donald Trump on Wednesday reiterated his plan to levy import taxes on Ford Motor Co. should it open a $1.6 billion manufacturing plant in Mexico, though the tariffs he floated were lower than those he suggested three months ago, when the carmaker announced its plans.

ITC Underwhelmed By Lagging Dominican Apparel Program

A program meant to boost the Dominican Republic’s apparel exports to the U.S. is not yielding sufficient results after seven years, prompting stakeholders to call for an expansion of the program’s members, according to a U.S. International Trade Commission report Thursday.

TELECOMMUNICATIONS

FCC Told To Follow Congress' Privacy Directive

Public interest group Public Knowledge has told the Federal Communications Commission that as the agency considers privacy rules for internet service providers, it must respect the explicit direction of Congress to regard the privacy of communications as “uniquely sacrosanct.”

FCC Urged To Exclude Small Providers From Set-Top Box Plan

The American Cable Association on Tuesday told the Federal Communications Commission that whatever plan it adopts to allow consumers to access their pay-TV programming on third-party devices, the rules should not apply to smaller companies that could be pushed out of the market.

PEOPLE

TaylorHittner, Focused On Public Policy, Launches In Texas

Prominent Houston attorneys Andy Taylor and George Hittner have teamed up and announced Thursday the launching of TaylorHittner, a new Texas-based law firm that will focus on cases that involve the intersection of business, public policy and

the law.

EXPERT ANALYSIS

OPINION: Our Juries Are Being Circumvented

The Freddie Gray case and the U.S. Supreme Court ruling regarding former Virginia Governor Robert McDonnell demonstrate how the government replaces juries, eliminating an important community decision maker and a check on governmental power, says Professor Suja Thomas of the University of Illinois College of Law.

Justice For Servicemembers Act: A Look At The Big Picture

If recently introduced bills providing for a so-called Justice for Servicemembers Act are enacted into law, the decades-long evolution of service members' rights could take another significant, evolutionary step. Whether that step would be advisable will be subject to debate, says David Henderson at Nutter McClennen & Fish LLP.

What To Know About NY's New Cooling Tower Regulations

As a response to a 2015 legionellosis outbreak in the Bronx, New York's recently finalized cooling tower regulations include broad definitions of what qualifies as a covered cooling tower and who may be deemed an owner, and additional requirements for hospitals and residential health care facilities, say Libby Ford and Jean McCreary at Nixon Peabody LLP.

New Tax Rules Curtail Benefits Of Pass-Through Leases

New IRS regulations addressing certain investment tax credit issues in a so-called "pass-through lease" structure will change the financial modeling of both historic and energy investment tax credit inverted leases and make them somewhat less attractive to tax equity investors, say attorneys with Mayer Brown LLP.

6 Months Since Iran Sanctions Relief: Lessons And Forecast

The last six months offer important lessons about the scope of sanctions relief that the U.S. and other countries provided to Iran in exchange for curtailing its nuclear program. Attorneys at Ropes & Gray LLP discuss the willingness — and unwillingness — of companies and financial institutions to engage with Iran in this new regulatory environment.

LEGAL INDUSTRY

4 Things You Should Say During Your Lateral Interview

When you're an associate looking to make the jump to another firm, the prospect of interviewing can quickly lead to anxiety about how to present yourself in the best possible light, but there are ways to stack the deck in your favor.

GCs Think Most Law Firms Are Stuck In The Past, Survey Says

While 43.5 percent of corporate counsel say their firms are changing for the better, the majority believe their firms are stuck and incapable of changing, according to a survey released Wednesday.

GCs Outgrowing The Industry's Preferred Billing Codes

There are few general counsel and outside lawyers who haven't experimented with alternative fee arrangements at this point, but the hourly based billing standards that dominate the industry also keep lawyers bound to the billable hour. Here's how a group of legal departments are working together to change that.

Law360's Weekly Verdict: Legal Lions & Lambs

Attorneys from Jackson Walker LLP secured a rare reversal of a Patent Trial and Appeal Board ruling in a suit over a client's fracking patent, placing them at the top of this week's list of legal lions, while Greenberg Traurig LLP wound up a legal lamb after a Rhode Island federal judge disqualified the law firm from a suit against its former client Hasbro, finding a clear conflict of interest.

DC Court Upholds Its Ability Send Fee Cases To Arbitration

The D.C. Court of Appeals on Thursday rejected a lawyer's challenge of a D.C. Bar rule that gives the court authority to compel arbitration when a present or former client requests it in a fee dispute.

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Ropes & Gray
Seyfarth Shaw
Taylor & Associates
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COMPANIES

Association of Corporate Counsel
AAR Corporation
AECOM
AbbVie Inc.
Alabama Power Co.

American Bar Association
American Cable Association
American Chemistry Council Inc.
American Civil Liberties Union
Amgen Inc.
Apple Inc.
Arch Coal Inc.
Association of American Railroads
BNP Paribas
BTI Consulting Group Inc.
BuzzFeed Inc.
Circuit City Stores Inc.
Citigroup Inc.
Consumer Bankers Association
Ford Motor Company
Frontier Communications Corporation
GlaxoSmithKline
HSBC Holdings PLC
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U.S. Department of Justice
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Consumer Financial Protection Bureau
Defense Contract Management Agency
Executive Office of the President
Federal Bureau of Investigation

Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Immigration and Customs Enforcement
Internal Revenue Service
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To: [redacted]
From: Carolyn G. Goodman
Sent: Tue 5/31/2016 9:56:23 PM
Subject: FW: Regarding Howard Hargett

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Oscar Goodman [mailto:ogoodman@lvcva.com]
Sent: Tuesday, May 31, 2016 2:43 PM
To: Tamara Higggins
Subject: Re: Regarding Howard Hargett

Suggestion
Try to use a "public" attorney. Many jurisdictions have agencies defined to address the issues you described. That's my suggestion,

From: Tamara Higgins [redacted]
Sent: Saturday, May 28, 2016 12:17 AM
To: Carolyn G. Goodman
Subject: Regarding Howard Hargett

Hello Carolyn,

. My name is Tamara Higgins. My father was Howard Hargett. He used to be Oscars legal researcher before he passed away in 1989.

1 year ago today his sister passed away. Our entire family legacy...is now being robbed from us for lack of a better term, by the exetrix.In a nutshell, estate is located in Monroe, NI have pointed out fraud, deceit etc. But being a little town where everyone grew up and just stayed...
she is being able to get away with it.

I did hire an attorney. However he has done nothing. Now a year later, in the dark, we are being told if we dont settle he will withdraw as counsel.
I am in desperate need to be pointed in the right direction from someone I can trust.

I do apologize for reaching out to you at work. But can you please give Oscar this email. And ask him if he could suggest what steps to take.

With the utmost appreciation,
Tamara Higgins
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Thur 4/16/2015 5:50:05 PM
Subject: Millennials Warm To Prepaid--plus three cyber fraud updates

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CYBER SECURITY & WASHINGTON

National emergency declared against cyber threats

President Obama issued an executive order earlier this month declaring a national emergency to deal with malicious cyber-enabled activities originating outside of the U.S. Here's the broad outline of the President's plans. Read more

CYBER SECURITY & WASHINGTON

FFIEC offers cyber attack resources

The Federal Financial Institutions Examination Council issued two statements about ways that financial institutions can identify and mitigate cyber attacks that compromise user credentials or use destructive software. Read more

CYBER SECURITY AUDITING

Online risks top of mind for auditors

Internal audit professionals are making strides in meeting cyber security and data privacy standards, although much work remains, according to a survey by Protiviti. Read more

EMV UPDATE

Chip-and-PIN preferred against POS fraud

EMV technology will greatly aid efforts in the fight against credit and debit card fraud, say respondents to a survey by the Association for

MAKING SENSE OF IT ALL

Omnichannel: To infinity! And beyond!

Well, someday, predicts John Ginovsky. Bankers hope to take omnichannel beyond cost reduction to realization of sales potential. Read more

AML & FRAUD

"We Didn't Start The Fire"

John Byrne goes Billy Joel as he reports on large banks' BSA/AML angst. Read more

BANKING EXCHANGE CONFERENCES

InnoBank 2015 speaker Brett King to bring banks survival advice

Banking as we've known it will increasingly disappear in many markets, but that doesn't mean banks won't be around. Keynote speaker Brett King will share tactics for surviving and thriving at the InnoBank conference, May 27-28, Atlanta. Read more

Financial Professionals. Read more

PAYMENTS

Millennials warm to prepaid cards

One in four Americans either currently use or have used a reloadable prepaid card in the past two to three years. But one in three millennials favor this transaction card, according to a TD Bank survey. Read more

MARKETING DATA

Turning data hype into reality

How do you make big data and all the rest a tool you can use and not just a dream that's beyond your grasp? Merkle's Jay Houghton outlines an approach bankers can use. Read more

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Banking Exchange print/digital debuts

"Don't Operate Like A Bank" advises cover banker Josh Guttau of Iowa. Learn why he says so in our special report on industry disruption. Then peek inside Eastern Bank's bank lab; find out why the cloud may be more secure; scratch CRE's 7-year itch; get fair-lending compliance advice; and read the best up-front section in banking journalism today. Read *Banking Exchange* magazine

But maybe cyber fraudsters' retirement plan isn't all that good?

Writing in an IBM blog on Forbes.com, executive security advisor Diana Kelley calls for more industry cooperation and sharing—if only because the bad guys are already teaming up:

"Today's cyber criminals work together in highly sophisticated, organized and often well-funded networks. Some operate with strategic efficiency that most businesses would envy. They rapidly share data, tools and expertise to launch large, highly elaborate attacks with tremendous ROI. Many of these attacks aren't detected until after millions of data records or dollars have been stolen."

Kelley's blog includes an interesting infographic, "The New Face of Organized Crime." Read the blog

InnoBank 2015 speaker urges partnership for banks, disruptors

In his book *Virtual Banking: A Guide To Innovation and Partnering*, InnoBank 2015 speaker Dan Schatt advises:

"Any institution a financial services company might view as a disintermediator for banks might just be what's keeping your financial institution relevant. The biggest risk for financial institutions is to remain static. There is a nonbank alternative product to most everything these days, including peer-to-peer payments, financing, investments, and payment services. What will keep consumers using their financial institutions is the level of service, convenience, and trust." Read a review of Schatt's book

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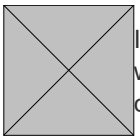

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: BOB BEERS[bbeers@LasVegasNevada.GOV]; Stavros Anthony[santhony@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Sue Leavitt[sleavitt@LasVegasNevada.GOV]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]
From: ron
Sent: Mon 6/12/2017 2:12:07 AM
Subject: Re: Stop coddling illegal aliens in Las Vegas

Mayor Goodman,

Thank you for your acknowledgement. Please read my summary of "Adios America" below.

Also, because some people are more influenced by feelings than facts, I thought you might be interested in my summary of this NYT book review, "Against Empathy: The Case for Rational Compassion" by Paul Bloom:

"Empathy, he argues, is a poor moral guide.... favouring the one over the many... empathy is untampered by reason, emanating from the murky bayou of the gut. He prefers a kind of rational compassion - a mixture of caring and detached cost-benefit analysis. ... To those who say empathy is essential to morality, he would reply that morality has many sources. Many 'wrongs' - like littering or cheating on your taxes - have no distinct victims to empathise with. Nor does it appear that the most empathetic people behave the most ethically. There have been hundreds of studies... the results are 'meh'. ... empathy is generally a bad tool to use for allocating resources. ... is part of the reason why governments and individuals care more about a little girl stuck in a well than about events that will affect millions. Consider parenting... almost all parents have a terrible time tolerating the discomfort of their children. Yet it's often essential (going to the dentist, doing homework, spending a night away from home). ...rationality in political domains often does seem to be in short supply."

"Adios, America!" by Ann Coulter. Excerpts below:

1. For forty years, the people have tried to tell politicians they want less immigration, but the politicians won't listen. Every single elite group in America is aligned against the public - the media, ethnic activists, big campaign donors, Wall Street, multimillionaire farmers, and liberal "churches." They all want mass immigration from the Third World to continue. Both political parties connive to grant illegal aliens citizenship and bring in millions more legally, and the media hide the evidence. ... How immigration is changing our country is a lot more important than most of the "news" we hear about endlessly. The media will pound away at Chris Christie's 'Bridge gate', apocryphal fraternity rapes, the Augusta National Golf Club's membership policies, 'white privilege... But getting the truth about immigration is nearly impossible. The media tell us: ... Immigrants are doing the jobs Americans just won't do: Americans are perfectly happy to do all manner of jobs - they just won't do them for $7.00 an hour. Unions used to care about that, but now they just want political power.... Amnesty will be Fantastic for the Economy: Unless we're talking about the Mexican economy, this is patently ridiculous. Adding another 30 million poor, unskilled, non-taxpaying, welfare-receiving people to America is good only for government workers and employers who refuse to mechanize their operations or pay Americans one dollar more. ... The problems stemming from unchecked immigration are all over the news. You'll just never be told they are problems of immigration - children living in poverty, childhood obesity, teen pregnancy, out-of-wedlock births, abysmal high school dropout rates, income inequality, 'homegrown' terrorists, massive Medicare frauds, internet crime, identity theft, prison overcrowding, the vast number of uninsured used to justify Obamacare, sex trafficking, the epidemic of child rape, the destruction of our national parks, drunk driving casualties, drug-resistant tuberculosis, measles and other viral outbreaks, bankrupt government pension, low reading and math scores and shorter 'Americans'. ... why is it a crisis that illegal aliens are 'living in the shadows'?... It's supposed to be uncomfortable to break the law. ... How did all those illegal aliens get into the shadows in the first place? They weren't kidnapped and dragged across the border... But 'living in the shadows' is evidently better than living in Guadalajara, otherwise, there's an easy solution. Democrats aren't big on amnestying other lawbreakers. they don't hysterically demand amnesty for accounting cheats or polluters - not even for "the children" of accounting cheats and polluters. Enron executives were hard workers. They loved their families and wanted the best for them, just I'm sure MS-13 gang members love their families.... When the bathtub is overflowing, the very first thing you do

is: TURN OFF THE WATER. ... obviously, any amnesty functions as a magnet for more illegal aliens. Nothing shows the bad faith of amnesty advocates with more blinding clarity than their steadfast refusal to seal the border. Ordinary people see this and know they're being lied to. ... China built a thirteen-thousand mile wall several centuries before Christ, and it's still working. ... For whom is a 'world without borders' an ideal? People who don't much care for America, I gather. ... Congress has repeatedly voted to build a border fence. But somehow, the fence never gets built - and Congress does nothing. ... amnesty supporters tried a surprise argument: To stop illegals pouring across

the border, congress had to pass amnesty. They were hoping to stun us into silence with the stupidity of their argument. ... The 1986 Simpson-Mazzoli Act was supposed to end illegal immigration forever: Give us amnesty one time, then: Never again. As with all laws that combine the bitter with the sweet, such as tax hikes and spending cuts, we got one and not the other. The amnesty came, but the border security never did. Illegal immigration sextupled. There have been a half dozen more amnesties since then... . "The moral thing to do" is usually defined as "following the law." ... To paraphrase what President Bush used to say about terrorists: The anti-amnesty side has to be perfect every time; the pro-amnesty side only has to win once. Then the country is finished. 2. ... shouldn't politicians be more concerned with what citizens think of them than what foreigners do? ... Wouldn't any sane immigration policy be based on the principle that we want to bring in only immigrants who will benefit the people already here? ... Try calling another country's embassy and asking to immigrate there. Consulate: What do you want? You: Well, I can't read or write, I have no skills, and I've got nine kids. Oh and by the way. If I can't make it in your country, would you mind cutting my family a check once a month? ... Our "family reunification" policies mean that being related to a recent immigrant from Pakistan trumps being a surgeon from Denmark. Our government does such a terrific job at choosing who gets to immigrate to America that 52 percent of legal immigrant households with children are on government assistance. In all, nearly 60 percent of immigrants - legal and illegal - are on government assistance, compared with 39 percent of native households. Why would any country voluntarily bring in people who have to be supported by the taxpayer? ... The immigrants get a taxpayer subsidy to work for the rich, and the rich get a break on the maid. This cozy deal is funded by the long-suffering middle class. The anti-American crowd used to dash off to fight with Communist insurgencies in Third World jungles. But the fun of being self-righteous was sometimes cut short when they ended up in prison.... Rather than hating America from abroad, today's radicals can hate it right here at home by bringing the Third World to America! ... Being openly hostile to America has become a part of ethnic pride. US Rep Luis Gutierrez calls on his own country (technically the USA) to "stop the deportation of our people . ... Gutierrez told Newsweek that he has "only one loyalty, and that's to the immigrant community."

Whose taxes will be raised to make up the shortfall? Not the people who don't pay any taxes at all. Employers don't care. They want the cheap labor NOW.... We're seeing exactly what Vladimir Lenin is supposed to have said about capitalists: 'They will sell us the rope with which to hang them.' ... Whey shouldn't employers be on the hook when their cheap labor becomes a public charge or commits a crime? ... An immigration law premised on the idea that America owes the rest of the world would be bad enough. But Third World immigration + massive welfare state + political correctness = The end of America. 4. America is not the natural state of the world. The natural state of the world is Darfur. The British Empire spread Anglo-Saxon culture around the globe - Protestant morals, individualism, and the rule of law. Most British colonies rejected those values. Only the ones populated by actual British people -

America, Canada, Australia, and New Zealand - managed to hold on to them and, as a result, prospered. The empire's most successful experiment was the United States. Anyone who hesitates for a moment to recognize that some groups have it over other groups in producing free and prosperous nations has been brainwashed beyond reclamation.

5. America has already taken in more than one quarter of Mexico's entire population. ... Is that diverse enough yet?

Why is it better that the ethnic population of our country be changed? ... Immigration of the past half century has been a homicide made to look like a suicide. ...a natural process? ... It's more like Americans are trying to stop an Army Corp of Engineers project that will flood the valley where they live in order to build a hydroelectric plant that will help one powerful corporation.

6. ... Until 1970, American immigrants did better than the natives - as any sane immigration policy would require. They made more money, bought more houses, and were more educated. By contrast, the post-1970 immigrants are far more likely to be unemployed and live in poverty that the native Americans. More that a third of the post-Kennedy act

immigrants don't even have a high school diploma. ... In some bizarre notion of turn-about-is-fair-play, it is assumed that backward societies have the right to relocate to the countries of their former colonizers. I thought they hated those guys (the colonizers)? ... In just a few decades, Minnesota has gone from being approximately, 99 percent German, Dutch, Finnish, Danish, and Polish to 20 percent African immigrant, including at least one hundred thousand Somalis. And that's not counting the Somalis who have recently left the country to fight with al Queda and ISIS. One hundred thousand is just an estimate. We don't know precisely how many Somalis the federal government has brought in as "refugees" because the government won't tell us. ... Kate Towle, the parent leader of a high school group called "Students Together as Allies for Racial Trust" explained that diversity skills "have to be developed like math, history." Maybe it would be better for students to be learning math and history, rather than the important skill of getting along with Somalis. It doesn't seem to be working anyway. There are still violent ethnic brawls that send students to the hospital. What did we do to Somalis? ... absolutely nothing. But now these immigrants, who arrived yesterday, will get affirmative action over white Americans. ... Luckily, every Somali in Minnesota who has a job works for an ethnic grievance outfit - for example, the Somali Justice Advocacy Center, the Somali Resources Aid Associates, the African Development Center, and the Confederation of Somali Community in Minnesota. (And those are just some of the jobs being created by immigrants!). ... half of Somalis in Minnesota unemployed and 80 percent living at or below the poverty level... Recent mass murders committed by legal immigrants: The seven people murdered by Chechen immigrants Dzhokhar and Tamerlan Tsarnaev, who planted a bomb at the Boston Marathon, the four people fatally shot in a Carson City IHOP by... the Mexican-born Eduardo Sencion, the thirteen soldiers killed at Fort Hood by Major Nidal Malik Hasan, son of Palestinian immigrants, the thirteen people murdered by Vietnamese immigrant Jiverly Wong, at an American Civic Association in Binghamton, New York, the thirty-two people murdered at Virginia Tech by Seung-Hui Cho, a South Korean immigrant.... no one notices the immigrant crime wave because the media hide the evidence.

8. When did Americans get together and decide we want 30 percent of all immigrants to be from a single country and that country should be Mexico? If we're going to take almost all our immigrants from a single country, why not Denmark? There appears to have been only on Danish prisoner in New York State in decades - and, again, that was a Muslim. ...nearly 90 percent (of criminal aliens imprisoned in the states in 2009) were from one of eight countries: Mexico, Colombia, the Dominican Republic, Cuba, Jamaica, El Salvador, Honduras, and Guatemala. ... What other country on earth would be so stupid? We have studies showing Hispanics are underrepresented in Hollywood, at top colleges, in the federal government, and in the national media... You know where else Hispanics are underrepresented? In the US military. You'd never know it... but Hispanics are half as likely to enlist in the military as either whites or blacks. ... Hispanic males in the US are more than three times as likely to spend time in prison in their lifetimes than white males. ... The vast majority of all drugs in America - heroin, cocaine, marijuana, and increasingly, methamphetamine - are brought in from Mexico. Most of the heroin sold in the US is grown south of the border, and Mexican cartels transport nearly all of it. ... More than 40,000 Americans were killed from all illegal drug use in 2010, surpassing car accidents and shootings as a cause of death. ... Today, China is once again battling drug smuggling because like America, it also has a poor, corrupt nation with a massive humanitarian crisis on its border; Not Mexico, but North Korea. Guess what China did? It built a fence! Despite stern warnings from the New York Times, China put a thirteen-foot barbed wire fence on its border, patrolled by armed guards. And you know what, it's working! ... Is an American citizen more likely to be murdered by a Muslim terrorist or by a Mexican? According to CNN, 29 Americans have been killed in Islamic terrorist attacks in the US since 9/11. I don't know why they excluded 9/11, so by my count, it's 3,029. In fact, let's round it up to 4,000 to cover the last several decades. According to the GAO's extremely conservative figures, Mexicans alone - forget other immigrants - have murdered a minimum of 23,000 Americans in the last few decades. ... If this were happening in Israel, forget a fence - Netanyahu would be bombing Mexico. ... President Eisenhower put a general in charge of the INS, who proceeded to round up and deport illegals in an operation dubbed "Operation Wetback." HBO's Bill Maher would be saying of our southern neighbors: "Americans have 349 Nobel Prizes; Latin Americans have 16. That seems like kind of a big advantage for Team America." ... Far more Americans are murdered by Mexicans, per capita, than Israelis are murdered by Palestinians. 11. The three young girls kidnapped and held as sex slaves for more than a decade in a boarded-up house in Cleveland had been held by Ariel Castro. ... But then it turned out Castro wasn't the only Hispanic raping young girls - on his block. ... While investigating the Castro case, detectives happened upon Acevedo... he had raped and killed two of his neighbors...

Chandra Levy's killer turned out not to be Democratic Congressman Gary Condit, but Ingmar Guandique - an illegal alien from El Salvador, given temporary amnesty by President Bush. (Does that guy have any brothers? I'd love to see another

one like him in the White House!). The one Central Park rapist that even liberals admit was guilty was Hispanic Matias Reyes. After the other attackers had finished with the victim, Reyes came across the joggers beaten and bloody body, and raped her himself.

12. ... environmentalists used to care about gridlock, overcrowding, loss of parkland, and exhaustion of natural resources. Not anymore. Today's environmentalists turn a blind eye as 25 million people tramp through delicate ecosystems, set fire to national parks, kill livestock, dump tons of soiled diapers and Pepsi bottles in the desert, and deface ancient Native American sites. Political correctness demands that no one notice immigrants' toll on the environment. ... Of the 77 human-caused fires on federal or tribal land in Arizona between 2006 and 2010 investigated by the GAO, a cause could be determined in 60 cases. Fully half of those were caused by illegal aliens. ...One of the reasons the GAO was able to review only 77 fires was that the BLM and the Forest Service couldn't spare any agents for investigations. They were too busy protecting 'firefighters and their equipment from illegal aliens.' Apparently, when illegals see border patrol agents, they try to distract them by throwing lighted matches in the brush to start fires. Not only do illegal immigrants intentionally set wildfires, but they violently attack firefighters trying to extinguish the blazes. Firies are allowed to rage, because fire crews are forced to wait for law enforcement protection. ... The Forest Service had once gamely suggested trying to identify 'the group most likely to start fires,' but once the evidence was in, they buried it. To blame illegal aliens would be playing the 'blame the perpetrator' game. ... Because of new border restrictions after 9/11 - I guess it was possible to tighten the borders! - our dear friends in Mexico moved their drug cartel operations directly into America's parks. ... 'These guys shoot people'... Armed illegal aliens were in control of our national parks, so government officials leapt to action by shutting down the parks. A majority of Organ Pipe Cactus National Monument was closed to US citizens for more than a decade because it was too dangerous.

... For a glimpse into America's future, consider how Mexicans treat their own environment. In Mexico's most famous national park, a ten-thousand-year-old evergreen forest designated by presidential decree as a biosphere reserve, illegal loggers chop down about seventy mature tress a day... While environmentalists from around the world send millions of dollars to Mexico preserve the forest... For decades, Mexican refuse ended up on San Diego's world-famous beaches by way of the Tijuana River. ... One solution would have been for Mexicans to stop throwing their garbage in the river. ... Instead, US taxpayers funded a sewage treatment plant on the border at a cost of $239.4 million. Mexico chipped in $17 million. ... Where are the environmentalists? For 50 years, they've been carrying on about overpopulation; promoting family planning, birth control... The Sierra Club began sounding the alarm over the country's expanding population in 1965 - the very year Teddy Kennedy's immigration act passed - and in 1978, adopted a resolution expressly asking Congress to 'conduct a thorough examination of US immigration laws.' For a while, the Club taked about almost nothing else. "It is obvious" the Club said two years later, "that the numbers of immigrants the US accepts affects our population size and growth rate," even more than 'the number of children per family.

Over the next three decades, America took in tens of millions of legal immigrants and illegal aliens alike. But suddenly, about ten years ago, the Sierra Cub realized to its embarrassment that importing multiple millions of polluting, fire-setting, littering immigrants is actually fantastic for the environment! The advantages of overpopulation dawned on the Sierra Club right after it received a $100 million donation from hedge fund billionaire David Gelbaum with the express stipulation that - as he told the LA Times - 'if they ever came out anti-immigration, they would never get a dollar from me.' It would be as

if someone offered the Catholic Church $100 million to be pro-abortion. But the Sierra Club said: Sure! Did you bring the check? Obviously, there's no reason to listen to them on anything.

... Not only did the Sierra Club never again say another word against immigration, but, in 2004, it went the extra mile, denouncing three actuals environmentalists running for the Club's board, by claiming they were racists who opposed mass immigration. The three 'white supremacists' were Dick Lamm, the three-time Democratic governor of Colorado; Frank Morris, former head of the Black Congressional Caucus Foundation; and Cornell professor David Pimentel, who created the first ecology course at the university... America's premiere hate group, the Southern Poverty Law Center, jumped into the fray, with multimillionaire con man and SPLC head Morris Dees running for the Sierra Club board simply to smear the three real environmentalist candidates... But, evidently, what poor Southerners need most is a massive influx of foreign poor people competing for their jobs. ... In 2012, Sierra Club executive director Michael Brune announced that the Club officially supported mass immigration - amnesty, no borders, more legal immigration, the whole nine yards.

13. Normally, (Carlos) slim is the kind of businessman the (NY) Times - along with every other sentient human being - would find repugnant. Frequently listed as the richest man in the world, Slim acquired his fortune through a corrupt inside deal giving him a monopoly on telecommunications services in Mexico. But in order to make money from his monopoly, Slim needs lots of Mexicans living in the US, sending money to their relatives back in Oaxaca. Otherwise, Mexicans couldn't pay him - and they wouldn't have much need for phone service, either, other than to call in ransom demands. Back in 2004, before the Times became Slim's pimp - a Times article stated: "Clearly... the nation's southern border is under siege." But that was before Carlos Slim saved the Times from bankruptcy. Ten years later, with a border crisis even worse that in 2004, and Latin America pouring across the border, the Times indignantly demanded the Obama "go big" on immigration and give "millions of immigrants permission to stay". ...

Republicans are terrified of saying anything about immigration for fear of being called 'racist.' ... The fact that most immigrants are Hispanic provides excellent cover for the elite's monumental self-interest. Here's a tip for the GOP: Don't talk about the illegal aliens. Talk about Carlos Slim, Talk about rich Americans finding a solution to 'the servant problem.' Talk about one-hit wonder Mark Zuckerberg underpaying his computer programmers while 32 percent of American graduates in STEM fields can't get job and the rest haven't seen their salaries rise for more than a decade. Talk about how Bill Clinton couldn't find someone to be his attorney general because of the prevalence of illegal alien employees in households of the '1 percent'. Determined to appoint a woman attorney general, Clinton kept producing women with illegal alien nannies (Zoe Baird, Kimba Wood). ... The elites just can't grasp that most Americans raise their own kids, make their own beds, cook their own food, and drive their own cars. ... America will be Brazil, with a well-pampered, itty-bitty upper class, amid an ocean of poor people. ... It's a sweet deal the elites have: They get to have cheap nannies and lawn boys in the whitest towns in America - and feel morally superior at the same time!

14. The vast majority of all legal immigrants - two thirds- get in on "family reunification" policies each year. In other words, America has no say about the single largest category of immigrants... Entire villages from Pakistan are dumped on the country, based not on their expertise in nuclear engineering, but because everyone in the village is related to the first guy who got in. If they're not, in the strict sense, related, they'll lie. In 2008, the State Department suspended the family reunification part of the African refugee program because DNA testing showed that only 20 percent of 'family members' were actually related. We'll still take as many refugees from Africa, but they won't have to lie about being related anymore. ... The special agricultural amnesty of 1986 is a good example of how even the most reasonable-sounding immigration law will inevitably be turned into a pipeline for criminals, welfare cases, and terrorists. ... illegal alien farmworkers who could prove they had done seasonal farmwork for a total of ninety days between May 1, 1985 and May 1, 1986, would be granted temporary legal status. what could go wrong? In the first three years of the program, 888,637 agricultural amnesty applications were identified as fraudulent - but only 60,637 of those were denied. Overwhelmed with amnesty applications under just this one provision, the INS found it to be a big time-saver to simply ignore fraud. ... Mohammed Salameh, another terrorist convicted in the 1993 World Trade Center bombing, was also in the US because of Schumer's special agricultural worker amnesty. The unskilled 19-year-old first came to the US on a tourist visa because, as the US consulate later explained, someone in the office "took a chance" on Mohammed. Mohammed not only had never worked on a farm, but he was not even in the country until 1988, two years after the special amnesty became law, though it was explicitly limited to those who had worked on farms in the US in the year before May 1, 1986. By the most basic definition of the law, Mohammed was not eligible, but he was allowed to stay in the US and obtain a work visa - while the INS processed his petition. Moving with the lightning speed of a government agency, the INS rejected his petition for amnesty as a farm worker three years later. Then, Mohammed applied for a general amnesty, claiming he had been living continuously in the US from 1980 to 1986. Actually, he was a teenager in Jordan then, but again, Mohammed was allowed to stay while the INS considered his request. As it considering, Mohammed bombed the World Trade Center.

How about all those brainy, high-tech H-!B immigrants that Senator Orrin Hatch keeps telling us about? ... the cheap-labor advocacy group Partnership for a New American Economy excitedly tweeted that two - yes two - of the five LindedIn founders were "born in Europe"!... Here's my counter tweet: 98.7% fo the founders of important Silicon Valley companies were born in America! 99 percent are white men! ... Professor Norman Matloff: 'The vast majority of H-1B's, including those hired from US universities, are ordinary people doing ordinary work, not the best and the brightest. On the contrary, the average quality of the H-1Bs is lower that theat of the Americans. ... The main advantage of foreign labor over native workers, Matloff explains, is aht H-1B workers are indentured servants: They can't quit without risking deportation. so American employers get to pay less for standard computer programming work. ... They want cheap people. Mass-

immigration advocates push ethnic stereotypes about high-IQ immigrants, but then go crazy whenever anyone suggests we actually bring in high-IQ immigrants. ... The average Indian IQ is staggeringly low: 82. That's about the same as the average IQ in Afghanistan - 84; Panama - 84; Dominican Republic - 82; Paraguay - 84; Yemen - 85; and Tonga - 86. We take more immigrants from India than from Austria, Belgium, Denmark, Finland, Greece, Iceland, Ireland, the Netherlands, New Zealand, Sweden, Switzerland, Spain, and the Czech Republic put together. Why are

we discriminating...? The answer is: Because those immigrants would tend to fill the kinds of jobs rich people have.

15. The only thing that stands between America and oblivion is a total immigration moratorium. ... It's evident that the government can't be trusted to use three brain cells in admitting immigrants, so its discretion has to be completely revoked. No matter how clearly laws are written, government bureaucrats connive to confer citizenship on people that a majority of Americans would not want to let in as tourists, much less as our fellow citizens. ... No other fix will work. Congress could just insist that immigrants pay taxes, learn English, not collect welfare, and have good moral character, except the problem is: It already has. All those laws were swept away by INS officials, judges, and Democratic administrations. Doing it again won't produce a different result. ... Even if we could trust the government on immigration - and we can't - there are the legions of immigration lawyers, lobbyists, nonprofits, and general miscreants whose single-minded mission is to turn America into the Third World hellhole of liberal fantasies. ... The billion-dollar immigration industry has turned every single aspect of immigration law into an engine of fraud. The family reunifications are frauds, the 'farmworkers' are frauds, the high-tech visas are frauds - and the asylum and refugee cases are monumental frauds. ... the only result of our asylum policies is that we get good liars. Taxpayers subsidize sleazy immigration activists who coach immigrants to lie to immigration officials. Document mills produce phony passports, school records, and medical reports. ... immigration judges approve 92 percent of all "credible fear" asylum applications.

16. ... if Romney had won 71 percent of the Hispanic vote in 2012, instead of 27 percent, he still would have lost. On the other hand, had he won just 4 percent more of the white vote, he would have won.

17. America's suicidal immigration policies are the single biggest threat facing the nation. What happens with immigration will determine whether America continues to exist or becomes a Third World republic...

END

Sent from Outlook

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Sent: Wednesday, May 24, 2017 12:25 PM
To: ron
Cc: Bob Beers; Stavros Anthony; David Riggleman; Sue Leavitt; Lora Kalkman; Zachary Bucher
Subject: RE: Stop coddling illegal aliens in Las Vegas!

thank you for your position.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: ron [redacted]
Sent: Tuesday, May 23, 2017 7:05 PM
To: Carolyn G. Goodman
Cc: Bob Beers; Stavros Anthony
Subject: Stop coddling illegal aliens in Las Vegas!

Sent from Outlook

Mayor Goodman,
I was disappointed to watch you on your KCLV show Friday evening supporting illegal aliens. Worse yet was the inclusion of two guests, both of who were also advocates of illegal aliens. Wouldn't it have been fair to host an equal amount of speakers in opposition? Is the care and feeding of illegal aliens a part of the city charter? I doubt it. We need the illegal immigrants to return to their native countries. Your positions lure more of them here and encourage them to stay. Why don't you start looking out for US citizens first? Don't you realize that the reason people from third world countries sneak into the US is ultimately because they can't stand being around other third world people. Plenty of skilled people from developed countries are waiting patiently for admission to the US. Is it fair to reward those whose very first act into this county is illegal? You can disguise the problem by saying they are fleeing high crime rates, violence, rotten economy... but this deception hides the real reason. Why would you want to turn us into a third world country? If you feel so concerned about them, there is an easy solution: move to a third world country to help them where they are.

Please read:

The Immigration Solution, by MacDonald, Hansen & Malanga

While the cheapness of the immigrants' labor may benefit a very few industries and provide some upper and le-class families with cut-rate gardeners and nannies, it adds very little to our national standard of living. On the other side of the ledger, the costs these immigrants impose on US taxpayers for health care, schooling, welfare, and (all too often) incarceration far outweigh the benefits they offer. In California, the National Academy of Sciences found immigrant families cost each native-born household an additional $1,200 in taxes per year. Although a net loss for the US, such workers are an unalloyed boon for Mexico. Their ability to find work north of the border is an essential safety valve for Mexico's failed economy and stubbornly unreformed political culture, and the remittances these workers send home are indispensable to Mexico, constituting its second largest source of hard currency. No wonder the Mexican government – especially through its consuls in the US – vigorously fosters the illegal migration of its nationals into its northern neighbor. … But those earlier huddled masses of immigrants yearning to breathe free, however tired and poor they may have looked, were in fact on average more skilled than the native-born population of a century ago. In addition, the less-developed economy of that era also had a vastly greater need for immigrants without skills than does today's knowledge economy. More important, the US immigration system of that period was a machine for selecting the most enterprising and energetic migrants. With no welfare system whatever, those who came were those who thought they could make use of the opportunity and freedom America offered by their own efforts. Grateful for the chance, these newcomers were only too glad to assimilate to their new land as best they could, and their children did so wholeheartedly. Not so today. The first child born in America to an immigrant entitles his or her family to child-only welfare payments – a hefty-looking sum to a recent migrants from a peasant village. … Deprived of work, illegals would return home, just as 60 percent of immigrants from the first great migration eventually left these shores when they couldn't make it here. ...our new policy should select newcomers not because they are someone's brother or adult child or elderly parents, or

because they successfully sneaked into the country some years ago, but because they have some special skill... that will enrich our nation. … Thousands arrive illegally from Mexico into California each year... They come in such numbers because a tacit alliance of Right and Left has created an open-borders policy, aimed at keeping wage labor cheap and social problems ever fresh, so that the ministrations of Chicano studies professors, La Raza activists, and all the other self-appointed defenders of group causes will never be unneeded. … nearly one quarter of California's inmates are aliens from Mexico. The pro-labor left found that the industrious new arrivals whom it championed eroded the wages of its own domestic low wage constituencies - the Labor Department attributes 50 percent of real-wage declines to the influx of cheap immigrant labor. … when I was ten, in 1963, all suburbanites mowed their own lawns – many with push mowers. Now almost everyone hires the job out. Nannies for toddlers and grannies, unheard of then, are now ubiquitous... Rural schools used to begin in mid-September to ensure that we natives could pick grapes to earn our school clothes and shoes. Today not a single student in California would do such hot, dirty work, now considered demeaning. … So we allow illegal aliens to obtain California driver's licenses – the foundation for all other means of legal identification – and to pay reduced in-state tuition at the University of California, thereby providing several thousand dollars in discounts not available to American citizens from out of state. Whether you break the law to reach California or immigrate legally, it makes little difference in how you drive, send your kids to college, or draw on the public services of the state. … I often suggest to teachers who tell aliens that our culture is racist, exploitative, and sexist that they should live in Mexico themselves to fathom why millions are dying to obtain what they so casually dismiss.

… America does not have a vast labor shortage that requires waves of low wage immigrants to alleviate; in fact, unemployment among native-born unskilled workers in high – consistently about double the nations' overall unemployment rate. … an unusual coalition of business groups, unions, civil rights activists, and church leaders thwarted the call for restrictions with passage of the inaptly names 1986 Immigration Reform and Control Act, which legalized some 2.7 million unauthorized aliens already here, supposedly in exchange for tougher penalties and controls against employers who hired illegals. The law proved no deterrent, however, because supporters, in subsequent legislation and court cases argued on civil rights grounds, weakened the employer sanctions. Meanwhile more illegals flooded here in the hope of future amnesties from Congress, while the newly legalized sneaked their wives and children into the country rather than have them wait for family-preference visas. The flow of illegals into the country rose to between 300,000 and 500,000 per year in the 1990's, so that a decade after the legislation that had supposedly solved the undocumented alien problem by reclassifying them as legal, the number of illegals living in the US was back up to about 5 million. … In many American industries, waves of low-wage workers have also retarded investments that might lead to modernization and efficiency. Farming, which employs a million immigrant laborers in California alone, is the prime case in point. Faced with a labor shortage in the early 1960's, when President Kennedy ended a 22-year-old guest-worker program that allowed 45,000 Mexican farm hands to cross over the border and harvest 2.2 million tons of California tomatoes for processed foods, farmers complained but swiftly automated, adopting a mechanical tomato-picking technology created more than a decade earlier. Today, just 5,000 better-paid workers – one-ninth the original workforce – harvest 12 million tons of tomatoes using the machines. The savings prompted by low-wage migrants may even be minimal in crops not easily mechanized. … If the benefits of the current generation of migrants are small, the costs are large and growing because of America's vast range of social programs and the wide advocacy network that strives to hook low-earning legal and illegal immigrants into these programs. A 1998 Nationals Academy of Sciences study found that more than 30 percent of California's foreign-born were on Medicaid... compared with 14 percent of native –born households. The foreign-born were more than twice as likely as the native-born to be on welfare, and their children were nearly five times as likely to be in means-tested government lunch programs. Native-born households pay for much of this, the study found, because they earn more and pay higher taxes – and are more likely to comply with tax laws. Recent immigrants, by comparison, have much lower levels of income and tax compliance.

... This call for 'human rights' is a clever one, for it hides its radical status in a rhetorical safe harbor. What, exactly, are the 'human rights' that the US is denying illegal aliens? They have unfettered access to free medical care, free education, welfare for their children, free representation in court when they commit crimes, every due process protection during criminal prosecution that the Constitution guarantees citizens and legal immigrants, the shelter of labor laws, and the miracles of modern industrial society like clean water, the control of infectious diseases (including the ones they bring with them), and plumbing. The only putative 'right' they lack - and that, of course, is the 'human right' to which they and their ambassadors refer - is the right to legal status regardless of illegal entry. ....

No one will take the assurance that 'this time we mean business' seriously. If the executive branch is not willing to

enforce the current law against violators, a new set of laws will not suddenly strengthen its resolve... border defenses have been fortified over the years, but the drill has been: if you can get past the border patrol, you are home free. The most important action the government could take to end illegal immigration would be to penalize employers that unlawfully hire illegal aliens... After 9/11, the department of Homeland Security deported fifteen hundred illegal Pakistanis. An additional fifteen thousand then left voluntarily, reports Jessica Vaughan of the Center for Immigration Studies. There is no reason to think this enforcement-through-attrition strategy won't work as well for Hispanic illegals.
...

It would be useful for open-borders optimists to spend some time in the Los Angeles Unified School District, which is 73 percent Hispanic, and where just 40 percent of Hispanic students graduate. (Nationwide, 53 percent of Hispanics graduate from high school...) Of those Hispanic students who do graduate, just 22 percent have completed the course work necessary for admission to a four-year state college - which means that of all Hispanic students who enter in ninth grade, fewer than 15 percent will graduate ready for college. Immigrant advocates have fiercely opposed in court a long-deferred California high school exit exam, which would require students to answer just over 50 percent of questions testing eight-grade-level math and ninth-grade-level English. The California Research Bureau predicts that if the exam becomes a reality, Hispanic graduation rates would drop well below 30 percent. ... Schools spend huge sums trying to improve the Hispanic graduation rate, even hiring 'outreach consultants' for dropout prevention. One Santa Ana consultant's approach is predictably multicultural. "We need to teach teachers that students need to be proud of where they are coming from," she told me. But, of course, Hispanic school failure derives not from ethnic neglect - the Sana Ana schools glorify the Hispanic heritage to a fault...
...a high level of immigration translates to increased levels of crime. Between the foreign-born generation and their American children, the incarceration rate of Mexican American jumps more than eightfold...
Pro-amnesty forces promote that illegal immigrants "risk everything for the dream of freedom"... However lousy the Mexican economy, there are few, if any, political freedoms enjoyed by Americans that Mexico denies. It is the Yankee dollar, not untasted freedom, that brings the vast majority of illegals here.

...in spring 2006 American witnessed millions of illegal aliens who not only were unapologetic about their illegal status but were demanding that their hosts accommodate their own political grievances, from providing driver's licenses to full amnesty. The largest demonstrations - held on May Day, with thousands of protesters waving Mexican flags and bearing placards depicting the Communist insurrectionist Che Guevara - only confirmed to most Americans that illegal immigration was out of control and beginning to become politicized along the lines of Latin American radicalism. I chronicled in *Mexifornia* the anomaly of angry protesters waving he flag of the country they vehemently did not wish to return to , but now the evening news beamed these images to millions. In short, the radical socialism of Latin America, seething in the angry millions who flocked to support Venezuela's Hugo Chavez, Bolivia's Evo Morales, and Mexico's Andres Lopez Obrador, had now seemingly been imported into our own largest cities. ...
.....

Crippled America

We are the only nation in the world whose immigration system places the needs of other nations ahead of our own. … Too many people have forgotten the Mariel boatlift. … The Mexican government has published pamphlets explaining how to illegally emigrate to the US. … It's a great way for those governments to get rid of their worst people without paying any price.... Operation Wetback... was successful. It was a joint effort between the INS and the Mexican government. Special immigration teams were created to quickly process and deport illegal immigrants. One of the reasons it worked is that people who were caught were given to Mexican government agents, who moved them into central Mexico, where they could find jobs. ...In the first year, more than one million people were sent back. ...Why should we absorb the expense of keeping criminals in prisons? Let their countries of origin deal with the problems they sent us. If they refuse to take them back, we can stop issuing visas to those countries, preventing their citizens from legally visiting the US. I also would triple the number of immigration officers we currently employ until the wall is built. … Currently there are about 5,000 officers attempting to enforce the existing immigration laws against the more than 11 million illegal aliens. Compare that to the... 35,000 officers in the New York Police Department. Since 9/11 we have tripled the size of the border patrol but haven't substantially increased the number of ICE officers – the officers who enforce immigration laws. … We have to cut off federal grants to sanctury cities... We need to have real penalties

for people who overstay their visas. … Most important is ending or curtailing so-called birthright citizenship, or anchor babies. … It is estimated that about 300,000 of these children are born here annually. That's 300,000 children who are entitled to all the rights and privileges granted to American citizens because their mothers entered this country illegally... There are businesses that specialize in making this happen! They call it 'birth tourism'…. And those people take advantage of the system and come here illegally should never enjoy the benefits of being a resident – or citizen – of this nation. So, I am against any path to citizenship for undocumented workers or anyone else who is in this country illegally. They should – and need to – go home and get in line. And you know who agrees with me? The Mexicans, the Chinese, and all the people from other countries who want to be here legally and can't get a visa or fit into a quota... We can be generous and do all of this humanely. But the security and prosperity of American citizens have to come first. .. (Chapter 3)

I believe in putting the needs of American citizens first, always.... There's an old phrase that, sadly, you rarely hear anymore, "Made in America". We will start saying this again. (Chap. 10)

by Donald Trump, 2015

.....

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Dear colleague,

This May, AudioEducator is hosting an interesting lineup of webinars on healthcare topics you can't afford to miss! We'll be covering subjects that directly affect your medical organization, such as off-campus coding, billing and reimbursement; HIPAA audits; SNF Phase 2 Requirement of Participation; SIU investigations; observation documentation; texting and email with patients; the 21st Century Cures Act & more! These events will provide you with all the information, strategies and help you need to ensure robust compliance and better reimbursement in 2017 and beyond!

Upcoming Events:

- Understanding the Latest Coding, Billing, and Strategic Considerations for Off-Campus Provider-Based Departments

  CMS' contract year 2017 Hospital Outpatient Prospective Payment System (HOPPS) Rule had many changes from the proposed rule regarding Section 603 of the Balanced Budget Act, which impacts coding, billing and reimbursement for off-campus provider-based departments. Join expert speakers **Jugna Shah, MPH** and **Valerie Rinkle, MPA** in this session to review the latest conditions in coding and billing for off-campus provider-based departments. The session will review the provider-based rules that impact both on- and off-campus departments of a provider. Read more!

- Preparing for HIPAA Audits — Having Documentation Ready to Go and Avoiding Issues

  Following the HIPAA compliance program's trial audits and a second round of audits in 2016, Department of Health and Human Services (HHS) has indicated that the HIPAA audit program will become permanent. All covered entities may be subjected to an audit, and they need to know what kind of questions they'll be asked, what information they'll need to provide, and how to prevent issues that could lead to violations and fines. Join this session by expert speaker **Jim Sheldon-Dean**, where he will discuss how the HIPAA audit program works, the areas that caused the most issues in the 2012 audits, and the areas that were targeted in the 2016 audits. Read more!

- Updates on Fraud Investigations against Healthcare Providers

  Fraud Investigations are increasing from both governmental agencies and insurance special investigation units. Medical providers need to use best practices to avoid even the appearance of fraud. This session by expert speaker **Thomas J. Force, Esq.**, will categorize the most common fraud actions brought against healthcare providers and will include recommendations to avoid audits. Thomas will analyze recent court cases, fraud allegations, findings of fraud, and SIU investigations into fraud. The session will also reveal current best practices that you can implement in your organization. Read more!

- Observation Documentation for Proper Coding, Billing and Reimbursement

  Observation services are one of the most challenging areas that hospitals face. In order to determine when a patient can be safely discharged, your staff needs a thorough understanding of the relevant coding and billing requirements for observations. Join expert speaker **Duane Abbey, Ph.D.**, in this session to learn to distinguish observation services from inpatient admissions. He will also address best practices in physician, nursing and clinical documentation for proper reimbursements. Read more!

- Structuring Physician Practice Acquisitions: Key Legal Considerations
  In today's challenging enforcement climate, your organization needs to manage its compliance and enterprise risk, including ensuring that any new arrangements are defensible under the Stark Law. Join this session by expert speaker **Joseph Wolfe** to get an overview of the Stark Law, including the changes that occurred in 2016. The session will also explore how Stark Law's underlying technical requirements and key tenets of defensibility apply to physician practice acquisitions. Read more!

- Texting and E-mail with Patients—Meeting Patient Desires According to the Rules

  Patients communicate with their healthcare providers by various means. However, the new requirements in the regulations for electronic communications and new guidance on access to information by individuals require that HIPAA-covered entities carefully consider requests for electronic communications such as plain e-mail and/or text messages, and respond appropriately. This session by expert speaker **Jim Sheldon-Dean** will focus on the rights of individuals to communicate in the manner they desire, and how a medical office can decide what an acceptable process for communicating with individuals. Read more!

- Grievances and Complaints: What Hospitals Should Know About the CMS and Joint Commission, DNV Standards and OCR?

  The CMS grievance requirements are a frequent source of investigation, and CMS perennially identifies them as problem areas for hospitals. Most hospitals that accept federal reimbursement must be in compliance with the CMS Conditions of Participation (CoPs). Hospitals must have a grievance procedure and a compliance coordinator to investigate any grievances alleging noncompliance, including discrimination. Join this live webinar by expert speaker **Sue Dill Calloway, RN, MSN, JD**, to learn about the CMS, The Joint Commission (TJC) and Office of Civil Rights (OCR) standards for grievances and complaints. Read more!

- 21st Century Cures Act: Coding, Billing & Reimbursement Issues

  Searching for the coding, billing, and reimbursement rules in the 1000-page 21st Century Cures Act is like finding a needle in a haystack. While a majority of this legislation, signed into law in December 2016, is directed toward research, there are coding, billing and reimbursement sections buried in the text—you just have to know where to look and how the information applies to your organization. Join this session by expert speaker **Duane C. Abbey, Ph.D**., and find out what's in the law that's relevant to your coding, billing, and reimbursement compliance. Read more!

- Phase 2 Requirements of Participation: Baseline Care Plans and Discharge Requirements

  Phase 2 requirements for participation will be in place in November 2017. Join this session where expert speaker **Marilyn Mines** will review the details of the baseline and discharge requirements to enable facilities to prepare for the November 28, 2017 deadline. The session will also offer suggestions to ensure compliance with the new requirements of participation for baseline care plans and discharge summaries and plans. Read more!

- CMS Standing Orders, Protocols, Order Sets, and Preprinted Orders

  Standing orders and Medícare conditions of participation that relate to them are some of the most confusing compliance requirements that hospitals face. Both CMS and the Joint Commission address this tricky area, and four separate sections of the hospital CoP manual regulate the issue of standing order requirements. This session by expert speaker **Sue Dill Calloway, RN, MSN, JD**, will discuss the interpretive guidelines and regulations that are required by the CMS and the Joint Commission regarding protocols, order sets, preprinted orders and standing orders. Read more!

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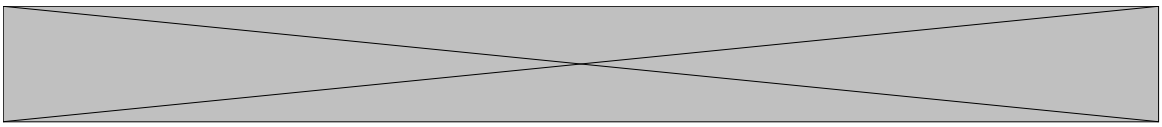


BANKER'S DAY JOB

High-tech lending in Silicon Valley

Companies in Silicon Valley make or design the gadgets we crave, plus a good many forms of technology we don't even know we depend on. Esoteric as their tech may be, they still need plain old money. Bank of the West's Lee Merkle-Raymond discusses lending to tech firms. Read more

COMPLIANCE

Confront KYC—with less angst

Mergers and acquisitions rank high among factors making it harder than ever to "know your customer." But this comes as KYC expands beyond BSA/AML boundaries. Experts from Deloitte suggest "enterprise fraud management" can lick the challenge. Read more

ECONOMY

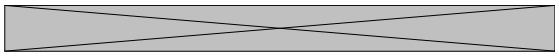
Small business momentum bodes well

The latest Experian/Moody's Analytics Small Business Credit Index points to improving conditions for small companies and hopeful news for their would-be lenders. Read more

CAPITAL

Thin wallets less frequent

The number of undercapitalized banks fell considerably in 2014 and a handful of institutions managed to escape negative territory by finding



TALKING CREDIT

Concentrations beyond three dimensions

Credit concentrations can be subtler than ever, says Ed O'Leary. Read more

COMMON SENSE COMPLIANCE

Loan applications: Still crazy, after all these years

"Reform" may make you take more aspirin, warns Nancy Castiglione. Read more

COMMUNITY BANKING

How small banks view today's conditions

Jeff Gerrish gives a "mood of the meeting" report about ICBA's recent annual convention. Read more

BANKING EXCHANGE CONFERENCES

InnoBank 2015 features a new take on compliance challenge

Jo Ann Barefoot says disruptive technology isn't a compliance challenge—it's a challenge to old ways of delivering compliance.

a lifeline in the form of a partnering institution, according to SNL Financial. Read more

SNL REPORT

Stress tests drive more stress

With interest rates still at historically low levels, there are not many options available for banks as they try to generate yield. But one emerging lending category continues to be one- to four-family residential construction loans. This category continued its upward swing in the fourth quarter of 2014, according to SNL Financial analysts. Read more

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Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and She'll share her fresh thinking on how tech can ease compliance burden at InnoBank 2015, May 27-28, Atlanta. Read more/register

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It's 1 A.M. Are you sending a business email? Why?

"Your late-night emails are hurting your team," by productivity consultant Maura Thomas on the *Harvard Business Review* website covers the common risks and the rare rewards of emailing round the clock. Says Thomas:

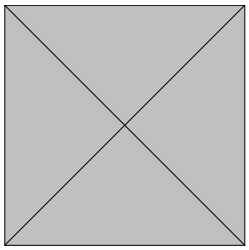
"Think about the message you'd like to send. Do you intend for your staff to reply to you immediately? Or are you just sending the email because you're thinking about it at the moment, and want to get it done before you forget? If it's the former, you're intentionally chaining your employees to the office 24/7. If it's the latter, you're *unintentionally* chaining your employees to the office 24/7. ... Being connected in off-hours during busy times is the sign of a high-performer. Never disconnecting is a sign of a workaholic. And there is a difference."

Thomas shares tips for finding a more productive solution. Read more

Does branch-level advice still cut it?

Brett King, banking futurist and keynote speaker at Banking Exchange's InnoBank 2015 event (see "Blogs," above), says this about advice in his book *Breaking Banks*:

"Conventional wisdom dictates that one of the primary reasons for maintaining a network of branches to support the customer base is that at any time a customer can come into the branch and get advice on his finances or banking. While this is the mantra within retail, mass affluent, and even small business banking, the reality is somewhat different. Advice in these scenarios is often more about product positioning than it is pure, unbiased financial advice, which is why the independent financial advisory business is thriving today." Learn more



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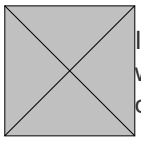

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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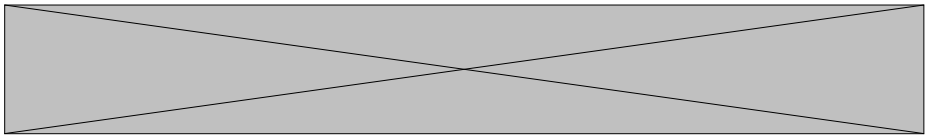

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The K-12 Conundrum: Americans Want More Education Funding, But Not Higher Taxes

The public is willing to raise some taxes, but only ones that create unreliable revenue streams.

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Why the GOP Frontrunner Might Lose the Mississippi Governor's Race

Lt. Gov. Tate Reeves has been the frontrunner all year, but in Tuesday's primary, he fell just short of the majority needed to avoid a runoff.

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Will Climate Change Lead to a 'Fiscal Tsunami'?

Ratings agencies want more information about each state and local government's vulnerability to extreme weather. Moody's isn't waiting for them to give it up.

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Liberal and conservative states are both stirring things up. Very different things.

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Amount the Trump campaign owes the Texas city of El Paso for police and public safety services associated with a rally there in February. Democratic presidential candidate Beto O Rourke held a rally the same day and paid the city in May.

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WHO SAID THAT?

"The Republican Party is enabling white supremacy in our country. As a lifelong Republican, it pains me to say this, but it s the truth."

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New Rules for Attracting and Retaining Government Talent

Finding, attracting and retaining talent is a top challenge facing government agencies. In this paper, Emily Craig, partner for IBM Talent and Transformation, shares strategies that government agencies can use to find and cultivate the workforce they need now and prepare for the future.

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From: Ramirez Group
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Subject: [Marketing Mail] Newsletter, February 10, 2017

Weekly Newsletter

Friends,

If you follow sports in Nevada, then you need no reminder that the UNLV-UNR rivalry game took place this week. Ramirez Group is pretty Runnin' Rebel-dominated, but we have some who bleed blue here, as well.

Congratulations to the Wolfpack on their hard fought win. Don't let that win go to your head now, we'll see you again next year.

For one final note, this will be our final Weekly Newsletter. Starting in March, look for our Monthly Newsletter, a more in-depth collection of our perspective on recent news, with more opinions and blog posts from your friends here.

Community Events

Donations to Recovery & Red Cross Blood Drive

February 10

Henderson, Nevada

Destinations to Recovery is partnering with the American Red Cross to host a community blood drive on Friday, February 10th from 10:00 a.m. to 2:00 p.m. Click below for more information about donating elibigiblity and appointment scheduling

More Info

Fashion Outlets of Las Vegas Chinese New Year

February 11

Las Vegas, Nevada

Fashion Outlets of Las Vegas is hosting a Chinese New Year/Lantern Festival this Saturday, from 2 pm - 4 pm. Come to see a lion dance through the party, or to support the nonprofit organization behind the production, Lohan School of Shaolin, there's something for everyone to celebrate here.

More info

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This past election, Ramirez Group were fortunate enough to work on a project aimed at improving voter registration in Nevada, with no extra effort or paperwork required for any citizens. With our client iVote, we gathered over XXXXXXX signatures from all corners of Nevada to submit a petition to the Secretary of State, and the bill was introduced just this week. Click below to read more about it from The Nevada Independent.

Interesting Reads

The Super Bowl LI ads sold an escape to the future

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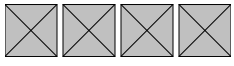

Ramirez Group
531 South 7th St.
Las Vegas, NV, 89101

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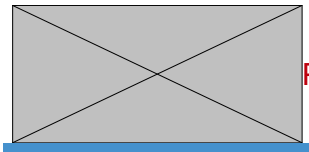
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 7/25/2017 8:25:44 AM
Subject: Slapdash ACA Repeal Risks Insurance Market Chaos



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Tuesday, July 25, 2017

TOP NEWS

Analysis

Slapdash ACA Repeal Risks Insurance Market Chaos

Republicans risk unleashing chaos in health insurance markets if they pursue a headlong vote to repeal the Affordable Care Act without fully vetting a replacement law, experts say. Read more »

House To Vote To Overturn CFPB Arbitration Rule

The House of Representatives is set to vote Tuesday to overturn the latest Consumer Financial Protection Bureau rules on consumer arbitration agreements, taking aim at one of the most recent controversial rule-makings from the agency. Read more »

BLM Plans Revocation Of Obama-Era Fracking Rule

The Bureau of Land Management on Monday formally unveiled is proposal to rescind an Obama-era rule regulating hydraulic fracturing on federal and tribal lands, as states, industry and environmental groups continue to fight over the rule's legality. Read more »

House Dems Block Passage Of 2018 Intelligence Bill

Democrats in the U.S. House of Representatives on Monday blocked the passage of intelligence authorization legislation for 2018, objecting to the limited debate that had been allowed for the bill despite largely agreeing with the intent of the proposal itself. Read more »

House Passes Small Business Banking, Microloans Bills

Federal rules for investing in and lending to small businesses could see major reforms through a set of bills passed by the House of Representatives Monday, increasing borrowing limits and making other changes to the Small Business Administration. Read more »

Ginsburg Counsels Attys: Be Plumbers Or Change Agents

U.S. Supreme Court Justice Ruth Bader Ginsburg encouraged aspiring lawyers Monday in Washington, D.C., to not just work as “plumbers” with a particular skill set, but instead to become the “true professionals” who apply their expertise to advocacy work. Read more »

Senate Approves BigLaw Partner As Trump Interior Deputy

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Latham & Watkins
Littler Mendelson
Motley Rice
Pepper Hamilton
Reed Smith
Relman Dane
Ropes & Gray
Sanford Heisler
Sidley Austin
Slater & Gordon
Van Ness Feldman

The Senate has approved a Brownstein Hyatt Farber Schreck LLP partner as President Donald Trump's pick to be Interior Secretary Ryan Zinke's top deputy Monday, putting one of the administration's first new picks into the agency. Read more »

BANKING & SECURITIES

Sen. Questions Watchdog's Challenge To Arbitration Rule

A Democratic senator said Monday that she intends to question why a federal banking regulator is pushing hard against the Consumer Financial Protection Bureau's rule eliminating class action bans in arbitration clauses. Read more »

Fed Eases Volcker's Treatment Of 'Seed' Investments

The Federal Reserve on Monday made it simpler for banks to get more time to provide so-called seed funding in investment funds under the Volcker Rule, the second tweak to the Dodd-Frank Act's ban on proprietary trading announced in less than a week. Read more »

SEC Orders Exchanges To Rethink Audit Trail Fees

The U.S. Securities and Exchange Commission on Friday vacated a plan to allocate the fees charged to pay for the Consolidated Audit Trail after industry participants complained the fees would burden smaller exchanges and broker-dealers, saying it would need to formally review any refiled plan. Read more »

ENERGY & ENVIRONMENTAL

ND Can't Fight EPA Drilling Waste Suit Deal, DC Circ. Told

The U.S. Environmental Protection Agency on Friday asked the D.C. Circuit to affirm a lower court's decision that kept North Dakota from intervening in a case between environmental groups and the agency that established a schedule for it to review its oil and gas drilling waste disposal rules. Read more »

Pa. Coal Mining Bill Becomes Law Without Gov.'s Signature

A Pennsylvania bill addressing the impact of coal mining on waterways became law on Friday after Gov. Tom Wolf said he would not exercise his veto power over the measure, which will affect a Consol Energy Inc. unit's contested plans to expand a Greene County mine. Read more »

Sierra Club Says Georgia Power Coal Ash Plans Violate CWA

The Sierra Club sent Georgia Power Co. a notice of intent to sue Monday, arguing that the company's plans for dealing with coal ash at several of its power plants violate the Clean Water Act because it did not obtain the proper National Pollutant Discharge Elimination System permits. Read more »

Alaska Seeks High Court Review Of 'Threatened' Seal Listing

The state of Alaska, along with local and Native communities and business groups, on Friday urged the U.S. Supreme Court to overturn the Ninth Circuit's ruling that climate change projections could be used to list an Arctic seal population as a threatened species under the Endangered Species Act. Read more »

Ga. City Says Utility Policies Don't Target Minorities

A Georgia city asked a federal judge Friday to dismiss a lawsuit claiming its utility policies illegally discriminate against African-Americans and immigrants, saying the policies have legitimate, nondiscriminatory purposes and the federal anti-bias law cited by the plaintiffs does not apply in these circumstances. Read more »

HEALTH & LIFE SCIENCES

Democrats Launch New Campaign To Target Rx Drug Costs

Venable LLP
Vinson & Elkins
Wiley Rein

COMPANIES

Abbott Laboratories
Altman Weil Inc.
American Academy of Family Physicians
American Academy of Pediatrics
American Bankers Association
American Bar Association
American Civil Liberties Union
American College of Physicians
American International Group Inc.
Anchorage Capital Group LLC
Arctic Slope Regional Corp.
Burford Capital LLC
CONSOL Energy Inc.
Colfax Corporation
Deloitte Touche
Disabled American Veterans
Electronic Privacy Information Center
Financial Industry Regulatory Authority Inc.
Georgia Power Co.
Google Inc.
Kyocera Corporation
Lucas Group
NANA Regional Corporation
National Immigration Law Center
Natural Resources Defense Council
New York Times Co.
SIFMA
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Yingli Green Energy Holding Co.

GOVERNMENT AGENCIES

Alaska Department of Law
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau

Democrats on Monday announced their plan to rein in drug prices through what they're calling "A Better Deal," which includes creating a new agency to handle price gouging, allowing Medicare to negotiate prices and making companies justify large price increases. Read more »

Texas Senate OKs Maternal Mortality Study Extension

The Texas Senate on Monday voted unanimously for a series of women's health initiatives aimed at cutting the highest-in-the-nation maternal mortality rate, preventing pregnancy-related deaths and treating postpartum depression. Read more »

REAL ESTATE

NJ High Court To Weigh Application Timing Rule For Builder

The New Jersey Supreme Court has agreed to review a developer's challenge to a published state appellate panel decision that an application must be accompanied by documents required by a municipality in order for the proposal to be evaluated based on regulations in effect at the time the application is filed. Read more »

EMPLOYMENT

Analysis

DOL Wage And Hour Division Getting In Gear After Slow Start

The DOL's Wage and Hour Division is starting to hit its stride after a slow start under President Donald Trump, pulling back from a few of employers' least-liked Obama-era legal interpretations and taking steps to revise a rule on overtime eligibility. Here, Law360 takes a look at what's happened at the division since Trump took office, as well as what's on the horizon. Read more »

EEOC, Pa. Atty Win Age Bias Suit Against State Agency

Pennsylvania's Office of Open Records has agreed to pay $60,000 to a Pennsylvania lawyer who claimed he had been denied a job with the agency as a result of age discrimination, the U.S. Equal Employment Commission announced Monday. Read more »

PRIVACY & CYBERSECURITY

EPIC Loses Bid To Block State Voter Data Collection

A D.C. federal judge on Monday shot down the Electronic Privacy Information Center's bid to stop the president's voter fraud commission from collecting state voter records, saying the organization has standing to bring the action, but it's a "Pyrrhic victory" because the court lacks authority to review the challenged process. Read more »

Fla. To Pay $1.1M In Atty Fees In 'Gun Gag' Law Case

Florida will pay $1.1 million in legal fees to the doctors who successfully challenged the constitutionality of a state "gun gag" law curbing doctors from asking patients about firearm ownership, the doctors' attorneys announced Monday. Read more »

AEROSPACE & DEFENSE

Dems Reject $2B Extension Of Veterans Choice Program

The U.S. House of Representatives on Monday easily passed a slate of eight bills related to the U.S. Department of Veterans Affairs, including legislation to improve federal contracting opportunities for veteran-owned businesses, but Democrats blocked the passage of a contentious $2 billion extension of the Veterans Choice program. Read more »

Defense Intelligence Agency
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Georgia Environmental Protection Division
Internal Revenue Service
National Institutes of Health
National Marine Fisheries Service
National Security Agency
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Securities and Exchange Commission
Small Business Administration
Special Inspector General for Afghanistan Reconstruction
Texas Health and Human Services Commission
Texas State Senate
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

McCaskill Demands Info On Costly Afghan Army Uniforms

Missouri Sen. Claire McCaskill on Friday asked the Pentagon for information on procurement practices after an inspector general's report that found tens of millions of dollars may have been wasted on new uniforms for the Afghan National Army. Read more »

INTERNATIONAL TRADE

Slowing Trade Barriers Offer Glimmer Of Hope To WTO

The World Trade Organization offered a rare bit of good news for trade liberalization advocates Monday as it reported a substantial slowdown in the enactment of new trade barriers around the globe. Read more »

CIT Upholds Solar Panel Orders In China, Taiwan Duty Rows

The U.S. Court of International Trade on Friday upheld the scope of two trade case appeals involving solar panels, handing a victory to SolarWorld, a U.S. producer that has been pushing to maintain tariffs on its Chinese and Taiwanese competitors for years. Read more »

US, UK Look To Smooth Trade Ties Amid Brexit Uncertainty

Trade officials from the United States and the United Kingdom kicked off a bilateral economic summit Monday with talks focused on providing stability for companies on both sides of the Atlantic, as London completes its prolonged and complex withdrawal from the European Union. Read more »

TAX

Dems Embark On Agenda To Limit Mergers, Tax Loopholes

In an effort to turn around recent electoral losses, the Democratic party launched a campaign on Monday that attacks the Republicans' tax reform goals as enriching the wealthy on the backs of those with lower incomes while promising to limit large mergers, rein in rising drug prices and boost wages. Read more »

IRS Asks To Stay Court Order Barring Tax Preparer Fees

Despite a D.C. federal judge's ruling barring the Internal Revenue Service from regulating tax return preparers, the IRS said Monday that it wants to continue charging them a fee while it decides whether to appeal the judge's decision. Read more »

Ill. Judge To Rule On Challenge Of County's Soda Tax

An Illinois judge is set to rule this week on Cook County's penny-per-ounce soda tax, after extending the stay of the tax one week to allow for a decision on whether the suit by businesses challenging the levy can move forward. Read more »

IMMIGRATION

Court Officers Can't Honor ICE Detainers, Mass. Justices Rule

In a decision hailed by immigrant rights advocates, the Massachusetts high court ruled Monday that court officers in the state can't hold people in custody solely on so-called detainers from federal immigration authorities. Read more »

MASSACHUSETTS

Mass. Voter Registration Cutoff Unconstitutional, Judge Says

A Massachusetts state judge said Monday the commonwealth's requirement that citizens register to vote 20 days before an election is unconstitutional and unnecessary to avoid fraud or ensure an orderly election. Read more »

EXPERT ANALYSIS

The Supreme Court And The Future Of The Travel Ban

President Donald Trump claimed the U.S. Supreme Court's recent decision to leave part of his travel ban in place was a victory for the administration, and some analysts have agreed. It is hard, however, to see the court's opinion as anything but a government defeat, says Jeffrey Gorsky of Berry Appleman & Leiden LLP. Read more »

New IPO Policy Signals Pragmatic Regulatory Approach

A new U.S. Securities and Exchange Commission policy that allows all issuers to have their registration statements reviewed on a nonpublic basis for initial public offerings — put in place quickly without rule writing or statutory mandate — demonstrates the SEC's willingness to make significant changes in long-standing policy to spur capital formation, say attorneys with Latham & Watkins LLP. Read more »

What To Expect From Antitrust Under Trump

President Donald Trump's nomination of Makan Delrahim to lead the U.S. Department of Justice's Antitrust Division provides little indication of what will become of antitrust. But there are other possible clues as to what may be ahead, says attorney Edwin S. Rockefeller. Read more »

How Section 1332 Waivers Could Impact Health Care Reform

Although Alaska's Section 1332 "State Innovation Waiver" was the first to be approved by the Trump administration, it almost certainly will not be the last. In the absence of comprehensive health care reform, the administration is likely to promote these waivers as a means of devolving certain health care regulations to the state level, say attorneys with Debevoise & Plimpton LLP. Read more »

A Possible Pathway Out Of The Stern V. Marshall Maze

PEM Entities v. Levin, which the U.S. Supreme Court will hear next term, potentially could provide the court with a coherent rationale to start resolving the uncertainty it created six years ago in Stern v. Marshall regarding the constitutional authority of bankruptcy courts, says Benjamin Feder of Kelley Drye & Warren LLP. Read more »

LEGAL INDUSTRY

Analysis

5 Ways Firms Can Offer Associates Fulfilling Work

If law firms want to retain talented associates, research shows that offering them high-quality work is one of the best ways to do it. Here are five ideas for how law firms can hand promising associates top-notch work and convince them to stay. Read more »

Analysis

Resistance To Nonlawyer Investment May Be Hurting BigLaw

While yet another U.K. law firm went public last week, U.S. regulators have continued to maintain their resistance to outside investment in the sector, a stance some say is pushing clients away as the existing capital structure fails to deliver the results they demand. Read more »

Plaintiffs Bar Perspective: Labaton Sucharow's Mike Stocker

Young lawyers should take advantage of their own ignorance. When you are starting out, you can ask questions and seek explanations from more experienced attorneys without losing face, says Mike Stocker of Labaton Sucharow LLP. Read more »

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Motley Rice
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COMPANIES

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American Bar Association
U.S. Chamber of Commerce
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Altman Weil Inc.
American Academy of Family Physicians
American Academy of Pediatrics
American Bankers Association
American College of Physicians
American International Group Inc.
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Colfax Corporation
Deloitte Touche
Disabled American Veterans

Electronic Privacy Information Center
Financial Industry Regulatory Authority Inc.
Georgia Power Co.
Google Inc.
Kyocera Corporation
Lucas Group
NANA Regional Corporation
National Immigration Law Center
Natural Resources Defense Council
New York Times Co.
SIFMA
Sierra Club
SunEdison LLC
SunPower Corporation
The Cato Corporation
Wounded Warrior Project
Yingli Green Energy Holding Co.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. House of Representatives
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. Senate
Consumer Financial Protection Bureau
Executive Office of the President
Federal Deposit Insurance Corp.
Office of the Comptroller of the Currency
U.S. Department of Defense
Alaska Department of Law
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Defense Intelligence Agency
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Federal Acquisition Regulatory Council
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Georgia Environmental Protection Division
Internal Revenue Service
National Institutes of Health
National Marine Fisheries Service
National Security Agency
Office of the Director of National Intelligence

Small Business Administration
Special Inspector General for Afghanistan Reconstruction
Texas Health and Human Services Commission
Texas State Senate
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. General Services Administration
U.S. Immigration and Customs Enforcement
Wage and Hour Division
World Trade Organization

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To: For President Hillary Clinton[info@hillaryclinton.com]; First Lady Michelle Obama[leader@dlcc.org]; Governor Brian Sandoval[brian@briansandoval.com]; Congresswoman Dina Titus[dina@dinatitus.com]; Chair / Congresswoman Judy Chu[CA27JCima-113@mail.house.gov]; Commission Chairman Steve Sisolak[ccdista@ClarkCountyNV.gov]; For US Senate Catherine Cortez Masto[corsto22@netzero.net]; DA Steve Wolfson[DASteveWolfson@Gmail.com]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Mayor Andy Hafen[redacted]; Chairman / F. Mayor Oscar Goodman[ogoodman@lvcva.com]; Chair Dr. Miriam Adelson[miriam.adelson@adfam.com]; Chairwoman Toni Chaltiel[redacted]; CEO Tony Hsieh[tony@zappos.com]; S. Senator Whip Ruben J. Kihuen[ruben.kihuen@sen.state.nv.us]; Judge Joe Hardy Jr[judgejoehardyjr@gmail.com]; F. First Lady Dawn Gibbons[dawngibbons@mac.com]; Chair Roberta Lang[chair@nvdems.com]; Director Kristopher Sanchez[ksanchez@diversifynevada.com]; Washington Bureau Chief / Executive Editor Carl Cannon[CCannon@realclearpolitics.com]; Publisher Helen Hsueh[redacted]; G.M. Jamaal McCoy redacted,, , Broker / Owner Michael Ring <MHRing@grelv.com>,, redacted
From: FY Song
Sent: Sat 11/5/2016 5:57:23 PM
Subject: 1. We Will Help & Vote Some Candidates, 2. Why I will not support Trump, 3. Thanks to Host APA President Dr.P.'s invitation, & he gave me one table of 10 guests, 4. [Johnny Jackson]'s Problems History
IMG_0401.JPG
IMG_0410.JPG
IMG_0417.JPG
IMG_0423.JPG
IMG_0425.JPG
IMG_0430.JPG

Dear Friend,

*** Please do not forget to turn the clock back on Sunday, 11/06.

*** Three more days, you will find who is our future leader.

*** I came back from the surgery which was in Hospital outpatient on 11/01/16 [Tuesday]. However, I will start to join events. I believe that I still will help the elction before 11/8 election day.

---

1. We Will Help & Vote Some Candidates:

We decided to vote Dems this year because Trump's big problems & History.

We Will Help & Support Some Candidates as follows:

1. Hillary Clinton for President.
2. Catherine Cortez Masto for US Senate.
3. Reelect Dina Titus for US Congress.
4. Ruben Kihuen for US Congress.
5. Jacky Rosen for US Congress.
6. Re Elect Commissioner Steve Sisolak, Commissioner Chris Giunchigliani, Commissioner Mary Beth Scow, Commissioner Marilyn Kirkpatrick, Commissioner Susan Brager, Commissioner Larry Brown. ect.
7. Re Elect So many Judges: I only list some friends as: Judge Joe Hardy Jr., Judge Eric johnson, Judge Janirce Marshall, Judge Suzan Baucum, Judge Rebecca Kern, Judge Harmony Letizia, Judge Anat Levy, Judge Karen Bennett, Judge Bita Yeager, and more etc..

==========

2. Why I will not support Trump:

Trump is not fitted for the President from any angle.

Last year Sand Las Vegas CEO Mr. Sheldon Adelson supported & contributed to Republic Party of One Billion dollars. How about Mr. Adelson now? I think that Mr. Adelson Who did not support Trump One Billion dollars this year any more.

Trump's Company has 560 millions dollars debt. But Trump said he is very very rich. Why did Trump need a loan of 56 millions dollars for Champion? Even some GOP members do not support Trump any more.

*** Trump's wife is illegal to stay in USA for long time. Under investigation.
*** Giulian,Trump & Bert B. at Fox News [CH. 21 in Vegas at Cox] made FBI rumored to damage Hillary's Indictment. It is fraude. Under investigation.
*** Trump's Race discrimination in apartments, Under investigation.
*** Trump University' Fraud is Under investigation.
*** Trump's Tax Return is Under investigation.

After 11/08 election day, Who will be in big trouble?

However, Hillary is my first choice at this time because Bill Clinton era, It let me made a good money under his administered in the high pay contract jobs of DOE & Energy companies. I was a new immigration during Jimmy Cater Era. I got my first job as a senior engineer in Bechtel for 7 years at stable nice income of [$5,000 / mo]. But in Reagan's era, Reagan took our Bechtel President George Shultz to be his Secretary Of State. Then Bechtel loses Thousand of employees. I am one of them.

However, during Bill Clinton era, I am allowed to be a contractor for DOE [with Q clearance] & Energy companies [with SRO - Senior Reactor Operator GE's Certification]. My pay was [$10,000 / mo]. My pay checks increased 100%. My working hours from 40 hours / week to 72 hours / week [Max per DOL regulation]. Because the owner would lose $ 1 million per day if not compliance to NRC regulation. That Owner would not care how much he would pay us. It was much less than $ 1 million a day. WOW!

==========

Before, I disputed with Patricia as below:

*** [No color is wrote by Patricia]; [W / Yellow color is wrote by Robert].

Robert]: I would like to bet with Patricia of $10,000 if Trump to be our next President, I will pay Patricia $10,000, or she pay me $10,000 if Trump is not our next President, Would Patricia sign an agreement with me and we go to get a Notary Public and a witness? Make sure that we will pay the winner each other.

Patricia]: For your information my father was a major partner with Mr Donald J. Trump and he made multi millions of dollars but that is just people talking bad jealous he turned one million into over 30 Billion Dollars he is brilliant he did this with all his business partners my dad would never be involved with a dishonest person so Mr Donald J. Trump was above board with all his business dealings.

Robert]: If he could turned one million $ into over 30 Billion Dollars. Show me the money. Why Trump needs 6 times of Bankruptcy in 70 years? Why he could not pay so many people he owed? Even his Champagne could not pay staffs. No money for Ads? No money for Ground Game.

Trump's company owe 560 millios dollars in debt.

His Champagne fund is only 1/40 of Clinton's. He pays employee wage [$7-8 / hr]. It is under market value. Why RNC's Cleveland Conviction was owed $50 millions. How many Big donors and companies support RNC & Trump? Trump borrowed 56 million to run his champion. He & RNC are very weak now.

He is brilliant to cheat contractors and the people he owed. 5,000+ open cases for Trump's law suit. Why did He still owes contractors and the business men the money. He still owed the show children. 5,000+ open cases for his law suit. He will make our country danger, even it will Bankruptcy our country. That why 30+ GOP congressmen & congresswomen. And 50 Security persons against to him?

Patricia]: The best choice for America not Hillary or anyone else just our next a President Of The United States Of America. Mr Donald J. Trump. You need to do your research on Hillary they just stole the election from Bernie shame sham on them not to many people want Hillary look at her events 500 people Mr Donald J. Trumps has Hundred of Thousand one event he had over 50,000. 00 thousand the American People have spoken we want a business leader that has made a payroll not a government employee that has no respect for the law of the land.

Robert]: The best choice for America is Hillary. I am very confident about Bill & Hillary who will make America Real Great. Not Trump, believe me. Trump just talk and cheat. No action and No contents. I did a lot of my research over Hillary and Trump. You just know the iceberg of Trump. Trump has no respect for the law of the land. He missed balls so many times.

Hillary is never stole the election from Bernie. Shame sham on Bernie who cheated the poor, young persons, noneducational people's money and rich for himself by his Cannot do platforms. Where is the Free education? Where is the Free Insurance? where is $15/Hr wage? One day he will meet FBI. Even not long ago he still ask money / Fund from those persons for Revolution and Defeat the DNC Chairwoman. Give me a break. What kind of US Senator? Cheat! Cheat! Cheat!

==========

Patricia]: Shame sham on them not to many people want Hillary look at her events 500 people Mr Donald J. Trumps has Hundred of Thousand one event he had over 50,000. 00 thousand the American People have spoken we want a business leader that has made a payroll not a government employee that has no respect for the law of the land.

Robert]: Hillary has strong Management / Ground Staffs to get Votes. Trump likes Bernie, Just Tweet, Text, Always create for the Free TV about his Tweets, rallies and events. Bad result and negative images. please check the new polls. Trump is looser. Almost Frozen. No money, No Ads. No helps. No experience, No ground operation, weak organization. only 10% of Clinton's staffs.

He is not a good business leader. Only Fraud & cheat for life. Trump could not made a payroll for USA. Even his own employees. Trump has no respect to the law of the land. He could not run a good Champagne. How can Trump run the country?

Patricia]: God bless you and your lovely wife and God bless America still Love You. Hope to see you soon.

Robert]: God bless you and your Husband also. God bless America. I was retired. However, I watched Trump for one year. I do not like him at all. I am very disappointed with Trump's talks, performs and history. How many candidates got so many protesters? Thanks.

Best wishes,
Robert Song

==========

3. *** Thanks to Host APA President Dr. P.'s invitation, & APA gave me one table of 10 guests.

asian political alliance <messageapa@gmail.com>
Oct 26 at 8:10 PM
CC
afsong@yahoo.com

Message body
SEE ATTACHED FLYER. PLEASE COME WITH YOUR FRIENDS AND FAMILY. MEET NATIONAL, STATE,AND LOCAL CANDIDATES AND ENJOY A GREAT LUNCH. VOTE AND HAVE YOUR VOICES HEARD. RSVP WITH NAMES APPRECIATED.
ASIAN POLITICAL ALLIANCE
LAS VEGAS NV
702-280-7203

Please view The attachments for event photos:

IMG_0401.JPG: USS Harry Reid, with [HI, Hawaii] USS Mazie K. Hirono speaks.
IMG_0410.JPG: USS Harry Reid endorsed Judge Suzan Baucum with speaks.
IMG_0417.JPG: USS Harry Reid endorsed Judge Karen Bennett with speaks. .
IMG_0423.JPG: Host APA President Dr.P. with USS Harry Reid endorsed [For USS Catherine Cortez Masto] with speaks!
IMG_0425.JPG: [HI] USS Mazie K. Hirono with President Rozita Lee.
IMG_0430.JPG: Iris Zhang and President Rozita Lee. with Alice Song.

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4. [Johnny Jackson]'s Problems History:

Year 2010]: When two AssemblyMen have an event in the Park with Cola bend performance. Johnny invited me to go outside the event in the park to fight. I did not know his offensive purpose [May be I supported another candidate which is not with his list, conflict with his favor]. He was a Boxer, he always threatened me to knock my Head down. That time I almost called the Metro to report the violation of Johnny. However, one of AssemblyMan asked me to drop the case to let him go. Yes, I did it for his peace. Johnny likes intimation. It is danger. Why he want to violation so much.

Year 2011 to 2016]: Johnny often called me to loan $30 for short of Auto Gas. Some time I loaned him $30, and he returned to me after one week each time. For helped his emergency, I agree to

do so for his gas.

Year 2011 to 2016]: Johnny often to asked me to forward his events email flyers to my 500 viewers. I always try to help him to forward. But he could not remember what I helped his email business.

Year 2013]: Johnny got a traffic ticket of $800 in the Tonopah, NV. I just knew the Judge Dr. Robert P. Bettinger at that area, I called Judge Bettinger for Johnny's case, Judge Bettinger said he would help Johnny to cut the ticket to half. I did the favor of $400 to Johnny that time.

Year 2014]: Johnny asked me to find a wheelchair for him. I did, I found Free one from Dr. P's office which was a used wheelchair. Johnny has picked it up. But Johnny did not said thank you to me.

Year 2016]: I joined some of President Mike Vaswani's, President Cavin Fung's & his events. I found that Johnny is working hard for himself, for President Cavin Fung, for President Mike Vaswani, and for community. For appreciated his works. I invited him to join my [Buffet @ Asia] lunch party. I was glad to see three of his family members to join us. During the lunch, he asked me to loan him $30 for gas and he would return to me next day. I loaned $30 for his urgent. However, after 10 days, he have not paid me back at all. Beside that, He wanted me to pick up $30 from his NLV working area. It is 20 miles from my home. I refused & told him that I may publish this issue to my 500 viewers. Then he said: [He will knock down my jaw] which made me mad over that. Then he did not care what he said. And he starts to not answer to my phone messages neither to reply my texts.

I Invited Johnny joined Four Season's high class lunch, he checked in with wife & a 8 years grandaughter. WOW! Whole meeting room 300 guests, only one 8 years old girl. This is political Debate and Panel discussion. Why Johnny brought in a 8 years old girl for political Debate?

During the lunch, I asked Johnny to give $30 back to me. He told me that after a judge pay him before lunch ending. He will pay me back. But after finished lunch, I could not find him. Boy!!!

some of Johnny's published to my friends the twisted story as follows:

No choice, I have reported to President Cavin Fung. Thanks to Cavin's helps. After Judge Janirce Marshall & President Cavin Fung's reviewed & verification from my Smart phone's text record on 10/31 at the Birthday event at Texas Casino. President Cavin Fung insisted to give me $30. I did not know where the money from? From Cavin or Johnny?
My points are not the $30 issue, they are Lair, Fraud, Attitude & Insult issues.

I am disappointed that Champion Manager Johnny Jackson's Big Lair to fail our friendship. How can a candidate trust him?
Thanks for Cavin's helps. However, Johnny is a Big Lair.
Please review Johnny's Email. I would not to talk with him any more. It will not worth to waste my time with him.

I can not forgive him any more. Too many times already.

Answer to [Johnny]'s Accusations as follows:

*** I used Yellow Robert]: shadow for my answers.

*** Some friends suggested to me to call Johnny's Nick name as [$30 Johnny] in the future:

Inbox x

[redacted]

[1]Robert]: Johnny should not use my friends' eMail address for [Reply to all] button without their' consents. Please view the following email he sent on 10/29. He even does not know the most of them. He did the same way for years already. He was violated the Laws & Equity. He was very impolite to my friends. Shame! Boy!

---------- Forwarded message ----------
From: **AlohaConsulting** [redacted]
Date: Sat, Oct 29, 2016 at 1:18 PM
Subject: RE: Accusations of Robert Song
To: [redacted], sisolak [redacted]>, Publisher Su Phelps [redacted], Steven Seroka [redacted]>, CEO Helen Miaohong Hanson [redacted], Chief of Protocol Gayle Anderson [redacted], "Dr. Michell T. Chen" [redacted] "Dr. J.I. Park Cutter" [redacted], "Dept Chair/Professor Emily S Lin Ph.D." <Emily.Lin@unlv.edu>, "Publisher / Editor Christine L. McKellar" [redacted]>, Publisher Tammy Grabel [redacted], Principal Cathy HsiaoChin Endy [redacted] President Judi Rock [redacted] "M. Excutive Producer Peggy Yuen" [redacted]>, Radio & TV Manager Karen Wong <Karen@nevadapublicradio.org>, "Fundraiser Heather Robinson – [Congress Chu]" [redacted] Director Chris Lu <[redacted] Founder Annie Chang Evans [redacted], Consultant Iris Zhang [redacted], Publisher Leizel Trinidad-Myles [redacted]

Johnny]: Aloha, In regards to statement of Robert Song about me. I have the texts between us to show he is not telling the whole truth. His Slander & Libelous words are not true. His threat about having a gun to shoot me. I have his words in a saved text.

---

[2]Robert]: Who is true? Please view the saved text contents from my Texts message in [Yellow] & [Johnny]'s Text in [Blue] from my Smartphone.

Johnny]: Am at Piersong Center until 7 pm Call you then.
Robert]: Ever day you have excuses. You can not be trusted.
Johnny]: I am working when I gave U 6 free tickets then I was OK come to Pierson U can get it now.
Robert]: Why I bought three [His wife & grand daughter] of you a lunch buffet? Then you want me to pick up the $30 from your working place. That is not right. Every time you said you want to attack me. I will not be fear. I have a gun to protect me. You may go to jail. You may think twice. I just try to help you. But you tried to treated me unfair.
Johnny]: U threaten me with gun? U make big mistake.
Robert]: You always make mistakes. Gun for personal protection. I will not use it for offense by law. Do not keep wrong think. That why I do not want Patricia to be friend any more. 4 years ago last time I almost called Metro for your attacked.
You gave me 6 complimentary tickets. Thanks. However, I spent a lot of time to find the friends to go. Because the most friends could not go by short notes. My wife did not like it because the small size. my two

friends did not like it because you was late & let them to wait for one hour to get tickets. My tenants just did not want it. However, They took 2 tickets from me. But they did not go. Thanks for your offer. Now you want to convert the tickets to $30.
Johnny]: Ok.
Robert]: Do you know I am very busy also. For this month I joined 12 events. Took more then 1,000 photos.I did not have time to do the emails for long time. I have been 4 nights did not sleep at all for my business. Even my wife did not get my helps time. Just let you know. I knew you may busier then me.

*** After 16 minutes no response.
Robert]: My address is XXXX Bellerive St. Las Vegas, 89113. Please come after working. At Four Session Lunch. You told me that you would pay me back $30 after lunch to get money from a Judge. However, after lunch, you left quickly & did not pay me. I do not mant to keep delay.
Johnny]: Just finish.
Robert]: Take how long to be here? It is 9 pm already. However,I may sleep lateat 12 midnight.
Johnny]: Am driving from NLV Craig Rd.
Robert]: Thanks.
Johnny]: OK.

*** After 16 minutes no response.
Robert]: My address is XXXX Bellerive St. Las Vegas, 89113. Please come after working. At Four Session Lunch. You told me that you would pay me back $30 after lunch to get money from a Judge. However, after lunch, you left quickly & did not pay me. I do not mant to keep delay.
Johnny]: Just finish.
Robert]: Take how long to be here? It is 9 pm already. However,I may sleep lateat 12 midnight.
Johnny]: Am driving from NLV Craig Rd.
Robert]:Thanks.
Johnny]: OK.

*** After 56 minutes waited. it is no response.
Robert]: Are you on the way? Why did you take so long to be here.
Johnny]: I am lost.
Johnny]: Call you 10 minutes. Need to pull over.
Robert]: I am around R&R [Rainbow & Russel areas] You may call me from there.
Johnny]: OK.
Robert]: You have too many problems. It is 11 pm already. When will you be here? I do not think that you are right. My wife can not trust & stand with you any more.
Tomorrow, I will write a email about this issue and the 2012 event incident about your history. It is disappointed that with you friend. Why did you want to cheat me? Did I owed you anything?
What happen? You did not show up to pay the $30. I have waited you until 2 am this morning. Please reply ASAP.
I gave you so much time to pay me $30 back. You tried to avoid to pay me. What is your intention? No choice, I have to publish your story to 500 viewers. That is your choice. You start to no anwser my message. No return my text. You forced me to do so. I am 73 years old and I am half blind. You may lost you case. I am going to talk my attorney Soon.

Johnny]: Mr. Song has suicidal thoughts, which he has said a few times. If he thinks that threats he made are not serious, I can report him also. I like Mr. Song & his wife Alice, I do not understand why he attacked me this way. If it continues, I will make a report to Metro for the gun threat.

Robert]: I told Johnny about [Suicidal Thoughts]. I treated him as a good friend. I told him after I cured in July 2016. Then he published it to my friends in emails for attack purposes. That is my personal depressions issues about I lost total $ 2.7 millions in years 2000 [Stocks of $1.5 millions] & in years 2008 [House & Stocks of $1.2 millions]. I was okay for 14 years for big lost which I was not upset much. But I suddenly recalled those lost when I was 71 years old [2 years ago], plus some children issues which made me very upset. Boy! When I told my depression to the first friend Mr.Cavin Fung two years ago. He have not told any one else about that. That is a real friend. But [$30 Johnny] used it for attacked.

Johnny]: Read his complete e-mail, you can see Mr. Song has emotional problems.

Robert]: I do not think so. I do not have emotion problem since July 2016 for 3.5 months already. I think that the problems are in Johnny side. Next time I will tell you about [$30 Johnny]'s many problems since year 2010. Sham on Johnny!!! My points are not the $30. It is [$30 Johnny]'s Problems & Behavior]. I hope that he still will be you Champion loose Manager.

Aloha
Johnny Jackson & Robert Song

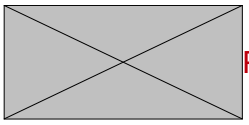
==========

...***Robert Song***

Nuclear Power Retiree
Retiree of Pan-Am Legal Services
Email Networking man
[redacted]

[Message clipped] View entire message

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 9/15/2016 7:36:34 AM
Subject: [Marketing Mail] GOP Sen. Blocks Vote On Claims Court Judge Picks



PUBLIC POLICY

Thursday, September 15, 2016

TOP NEWS

GOP Sen. Blocks Vote On Claims Court Judge Picks

Sen. Tom Cotton continued his blocking of appointments to the Court of Federal Claims on Tuesday, arguing that the court's caseload is too low to justify filling pending vacancies.

House Votes To Pass Agency-Curtailing Measure

Over Democratic members' complaints, the House voted through a measure Wednesday that backers claimed would bring to heel overzealous' agencies lobbying behind the scenes for burdensome rules they never consider the true cost of.

EB-5 Markup Put Off Amid Uncertainty Over Program's Fate

The markup of the EB-5 Regional Center Program reform bill introduced on Monday by House Judiciary Committee Chairman Bob Goodlatte, R-Va., which had been set for today, was abruptly canceled Tuesday night and will be postponed for a later date, according to a committee press release.

EEOC Backs NLRB's Joint-Employer Rule At DC Circ.

The Equal Employment Opportunity Commission voiced its support Wednesday for the loosened definition of a joint employer adopted by the National Labor Relations Board last year, telling the D.C. Circuit the new standard is in line with its own, time-tested approach.

Water Infrastructure Bill Set For Senate Vote

The Senate's efforts to kick-start more than $9.4 billion in water infrastructure work on aid for communities like Flint, Michigan, with contaminated water cleared the last stumbling block Wednesday and is heading for a final vote as soon as Thursday.

Cruz Sounds Alarm On Internet Transition As Some Cry Foul

Sen. Ted Cruz blasted the intended privatization of the internet's domain name system at a Senate hearing Wednesday, warning that it will boost repressive regimes and diminish First Amendment protections, while opponents said his rhetoric does not match the facts of a technical handoff.

Pa. Justices Urged To Ax Frivolous Suit Claims Against Attys

Pennsylvania's highest court was urged in a brief on Monday to affirm a decision finding that the state's so-called Dragonetti Act, which allows attorneys to be held liable for pursuing frivolous litigation, unconstitutionally infringed on the judiciary's sole authority to regulate and police itself.

ANALYSIS

The AIA At 5: How Less-Known Aspects Have Shaped Patents

When the America Invents Act became law five years ago, rules regarding patent

LAW FIRMS

Arnold & Porter
BakerHostetler
Bancroft PLLC
Beeson Tayer
Chamberlain Hrdlicka
Cleary Gottlieb
Covington & Burling
Davis Polk
Davis Wright Tremaine
Dechert
Dentons
Diamond McCarthy
Earthjustice
Feldman Shepherd
Fennemore Craig
Fish & Richardson
Foley & Lardner
Gibson Dunn
Hangley Aronchick
Jones Day
K&L Gates
Kane Pugh
Keker & Van Nest
King & Wood Mallesons
Kirkland & Ellis
Kline & Specter
Lamb McErlane
Latham & Watkins
Marshall Gerstein
Mayer Brown
Morgan Lewis
Munger Tolles
Native American Rights Fund
Orrick Herrington
Paul Hastings
Phillips & Cohen LLP
PilieroMazza PLLC
Quinn Emanuel
Schnader Harrison

applications and validity challenges grabbed headlines, but smaller provisions in the 58-page law have also influenced patent law. Here's a look at how some under-the-radar aspects of the AIA have played out.

Alternative TTIP Approaches Come With Drawbacks

A slimmed-down version of the Transatlantic Trade and Investment Partnership — perhaps leaving out thorny intellectual property and arbitration issues — could prevent the deal from foundering but raises questions about the viability of the deal as a model for global trade accords.

3 Highlights As ACA Wars Resume On Capitol Hill

Affordable Care Act brawling resumed Wednesday on Capitol Hill as Republicans questioned multibillion-dollar settlements with insurers, Democrats ridiculed a watchdog's warnings about ACA fraud and one lawmaker dramatically botched an anti-ACA attack. Here are three highlights from congressional hearings.

3 Big EU Copyright Proposals You Need To Know

The European Union's executive body proposed sweeping changes Wednesday to modernize the bloc's copyright rules for the internet. As the new proposals move forward, here are three of them to keep an eye on.

BANKING & SECURITIES

Calif. To Require Pension Funds To Reveal Private Equity Fees

California Gov. Jerry Brown on Wednesday signed into law a proposal to require public pension funds to disclose fees paid to private equity investment firms, aiming to increase transparency over how much of the funds' money are paid out fund managers.

SEC Chief Flags Challenges In Algorithmic Trading Regs

Fundamental changes to the equity markets based on automated trading will require greater efforts by regulators to oversee algorithmic traders and to update rules on alternative trading systems, U.S. Securities and Exchange Commission Chair Mary Jo White said Wednesday.

New Small Biz Group To Fight Leverage Restrictions On BDCs

A new lobbying group has formed to advocate for expanding small business access to capital, focusing initial efforts on opposing a U.S. Securities and Exchange Commission rule proposal it argues will limit how much capital small firms can access through business development companies.

SEC Welcomes Whistleblower Attys, Enforcement Chief Says

U.S. Securities and Exchange Commission Enforcement Director Andrew Ceresney said the agency appreciates the help of the growing number of whistleblower attorneys as it seeks to expand its whistleblower program while also outlining hot tips for would-be tipsters in a speech Wednesday.

ENERGY & ENVIRONMENTAL

House Committee Gets Legal Support For AG Subpoenas

House Science Committee Republicans on Wednesday received support from legal experts for subpoenas they issued to state attorneys general and environmental groups seeking information about whether those parties collaborated on climate change investigations targeting industry players like Exxon Mobil Corp.

Regulators Approve Calif. Desert Clean Energy Plan Revamps

Federal and state regulators on Wednesday approved revisions of a sprawling renewable energy and conservation plan for the California desert to prioritize development on federal lands, but the new plan was quickly panned by clean energy industry groups and environmentalists.

Segal Roitman
Seyfarth Shaw
Shearman & Sterling
Sidley Austin
Simpson Thacher
Slover & Loftus
Snell & Wilmer
Squire Patton Boggs
Steptoe & Johnson LLP
Sterne Kessler
Susman Godfrey
Valle Makoff
Wheeler Trigg
White and Williams
WilmerHale

COMPANIES

AT&T Inc.
Aetna Inc.
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Beverage Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
Ares Capital Corp.
Association of Corporate Counsel
BNSF Railway
BTI Consulting Group Inc.
Blue Cross and Blue Shield Association
BlueCross BlueShield of North Carolina
Bridgestone Corp.
CBS Corporation
CSX Corporation
California State Teachers Employees' Retirement System
Center for Biological Diversity Inc.
CenturyLink Inc.
Citigroup Inc.
Competitive Carriers Association
Computer & Communications Industry Association
Cray Inc
Exodus Refugee Immigration Inc.
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.

EPA Defends 2008 Ozone Implementation Rule To DC Circ.

The U.S. Environmental Protection Agency on Wednesday urged the D.C. Circuit to reject a slew of challenges to the agency's rule implementing 2008 ozone standards, including whether the regulator properly revoked 1997 standards.

US To Lead Global Alliance To Fight Shady Fishing Subsidies

The U.S., along with 12 World Trade Organization members, on Wednesday launched an initiative to combat fishing subsidies that contribute to overfishing, overcapacity or are linked to illegal fishing, in a bid to help ensure the sustainability of fisheries around the world.

HEALTH & LIFE SCIENCES

UN Report On Public Health Access Blasted By Biz Groups

A long-awaited United Nations report suggesting government-led initiatives to bridge the gap between health care innovation and public access released on Wednesday was immediately blasted by groups like the U.S. Chamber of Commerce and other medical and business associations that claimed it discounted the role of intellectual property, among other criticisms.

FDA Panels To Mull Opioid Painkillers In Children

The U.S. Food and Drug Administration will ask several panels Thursday to weigh in on the use of opioid painkillers for children, seeking advice on how to manage the risks.

TRANSPORTATION & INFRASTRUCTURE

Mass. Takes Sick Time Law Fight With Railroads To 1st Circ.

The Massachusetts attorney general on Wednesday appealed to the First Circuit a recent federal court ruling that the commonwealth cannot enforce its new paid sick leave law against railroads because they're already required to provide their employees sick leave benefits under federal law.

Calif. Slams Rail Injunction Bid In Hazmat Transpo Fee Suit

California tax regulators blasted a bid by BNSF Railway Co. and Union Pacific Railroad Co. to block a new law charging a fee on rail cars transporting hazardous materials such as crude oil and chemicals, arguing there's no federal preemption and the railroads haven't suffered losses to justify an injunction.

NJ Bridge Scandal Trial Set To Open After Jurors Selected

Prosecutors and defense counsel on Wednesday finished selecting a panel of 16 jurors to serve on the trial of two former public officials charged in the George Washington Bridge lane-closing scandal, picking them out of hundreds of people considered for the high-profile case.

Autonomous Vehicle Laws May Be Restrictive, Google Says

The CEO of Google Inc.'s autonomous vehicle program on Tuesday expressed his concern with newly passed legislation in Michigan seeking to open the state to wider use of the technology, saying it may restrict companies without previously established automotive businesses from taking advantage of the programs.

GOVERNMENT CONTRACTS

US Signs $38B Military Aid Package Deal With Israel

The United States has reportedly committed $38 billion in security assistance to Israel in an agreement signed Wednesday, which the U.S. Department of State has called "the single largest pledge of bilateral military assistance in U.S. history."

Ford Motor Company
Genzyme Corporation
Goodyear Tire & Rubber Co.
Google Inc.
Helsinn Healthcare SA
Highmark Inc.
Hobby Lobby Stores
Hulu LLC
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
Internet Corporation for Assigned Names and Numbers
LinkedIn Corp.
Loan Syndications & Trading Association
McGraw Hill Financial Inc.
Monsanto Company
Morgan Stanley
National Association of Manufacturers
National Conference of State Legislatures
National Railroad Passenger Corporation
Netflix Inc.
New York University
Pew Charitable Trusts
PhRMA
Purdue Pharma LP
Republic Services, Inc.
Ritz-Carlton Company LLC
Salesforce.com Inc.
Sierra Club
THL Credit Inc
Teva Pharmaceutical Industries Limited
Texas Medical Association
The Cato Corporation
The Federation of State Medical Boards Inc.
The Walt Disney Company
TiVo Inc.
Time Warner Inc.
Twitter Inc.
U.S. Chamber of Commerce
Union Pacific Corporation
Union of Concerned Scientists
Verizon Communications
Viacom Inc.
Zeughauser Group LLC
Zillow Inc.

Poor Oversight Blamed For Rampant Afghanistan Corruption

The nearly $115 billion the U.S. spent on Afghanistan reconstruction has involved flawed oversight and contracting practices, contributing to the rampant growth of corruption in the nation and undermining reconstruction efforts, according to a watchdog report released Wednesday.

INTERNATIONAL TRADE

Obama Restores Myanmar's Trade Benefits After 27-Year Ban

President Barack Obama said Wednesday he would lift a 27-year-old trade benefits ban on Myanmar, giving the Southeast Asian nation duty-free treatment for exports of more than 5,000 products to the U.S., the latest step in an ongoing effort to scale back sanctions against the country.

Feds Say 5th Circ. Can't Hear Texas Medical Board's Appeal

The federal government on Wednesday sided with a telehealth company before the Fifth Circuit, saying that the appellate court doesn't have jurisdiction over the Texas Medical Board's appeal of its failed bid to dismiss the company's antitrust suit.

TAX

Israeli Court Rejects Challenge Of US Tax Data-Sharing Pact

An Israeli Supreme Court panel has thrown out a challenge to a tax information-sharing agreement with the U.S. and removed a temporary block on the pact's implementation, rejecting arguments that the agreement violates the rights of Israelis.

Philly Soft Drink Tax Targeted In Beverage Groups' Suit

The American Beverage Association and a group of retailers, distributors and consumers who oppose Philadelphia's recently passed tax on sweetened drinks hit the city with a state court lawsuit Wednesday, accusing it of duplicating a tax imposed by the state that will diminish the purchasing power of local residents.

Calif. Gov. Vetoes Tampon Tax Bill, Citing Budget Concerns

California will not become the fourth state this year to eliminate sales tax on tampons and other menstrual products after the measure ended up on the chopping block on Wednesday as part of a series of bills that Democratic Gov. Jerry Brown vetoed for creating or expanding existing tax breaks.

IMMIGRATION

Keep H-2B Returner Apps Coming Despite Uncertainty: USCIS

U.S. Citizenship and Immigration Services on Tuesday urged businesses that employ H-2B workers to continue identifying foreigners they expect to hire again next year despite uncertainty over whether provisions exempting such returning workers from the annual cap will be extended into 2017.

Posner Reams Ind. Atty Over Syrian Refugee Policy

A Seventh Circuit panel indicated Wednesday it will likely uphold a lower court's decision halting an Indiana policy aimed at keeping Syrian refugees out of the state, with Judge Richard Posner pointedly saying Gov. Mike Pence's attorney was "so out of it" when trying to explain how his directive could possibly be legal.

NATIVE AMERICAN

Tribe Wants Sanctions Over Destroyed Notes In Casino Fight

The Tohono O'odham Nation urged an Arizona federal judge Wednesday to issue

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Energy Commission
California Public Employees' Retirement System
California State Board of Equalization
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Congressional Budget Office
Congressional Research Service
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Emergency Management Agency
Federal Financial Institutions Examination Council
Federal Trade Commission
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Internal Revenue Service
International Trade Commission
Municipal Securities Rulemaking Board
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Labor Relations Board
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative

sanctions in a suit against the head of Arizona's gambling department over the tribe's right to offer Las Vegas-style gaming near Phoenix, alleging a state legal official destroyed notes from meetings with rival gaming tribes about how to stop the nation's plans.

TELECOMMUNICATIONS

FCC's Pai Launches Call For Incentives To Expand Broadband

The federal government must offer incentives to spur private-sector braodband development in rural areas, and the Federal Communications Commission must remove regulatory barriers to help streamline broadband deployment, commissioner Ajit Pai said on Tuesday.

Amazon Opposes FCC Licensing Involvement In Set-Top Plan

Amazon.com Inc. has joined Disney, CBS and others opposed to the Federal Communications Commission's plan to unlock competition in the set-top box market that includes agency involvement in the licensing process, according to a letter made public Tuesday.

NYC Weighing Legal Action Against Verizon Over FiOS Deal

New York City officials on Tuesday informed Verizon New York Inc. they may face legal action for the company's alleged default on an agreement to deliver FiOS cable TV connections to every home in the city and improperly reducing a $50 million performance bond to $15 million.

CenturyLink Cautions FCC On ISP Privacy And Breach Rules

Internet service provider CenturyLink Corp. pushed back on the Federal Communications Commission's proposed data privacy and breach notification rules, arguing that the agency's approach will hurt consumer choice and potentially lead to duplicative, confusing regulatory requirements.

Rival Companies Urge FCC Action In Special Access Market

Data collected by the Federal Communications Commission "overwhelmingly shows" that the market for business data services is broken, several groups representing competing companies told the agency Tuesday, urging FCC action to reform it and reduce prices.

PEOPLE

Shearman Partner To Lead NY AG's Antitrust Bureau

The co-head of Shearman & Sterling LLP's global antitrust group will join the New York attorney general's office to lead its antitrust bureau, Attorney General Eric T. Schneiderman announced Wednesday.

EXPERT ANALYSIS

Why Political Law Matters During M&A

Those involved in corporate M&A often overlook political law compliance issues until after the transaction is complete. This can leave the acquiring company with unexpected post-merger problems to solve, says Robert Lenhard, partner at Covington & Burling LLP and former chairman of the Federal Election Commission.

The Post-AIA Battleground For Patent Challenges

The implementation of the America Invents Act, which began on Sept. 16, 2012, ushered in a new age for patent law. The impact of the AIA has reverberated across all technological sectors and fundamentally changed the way the patent community approaches prosecution, licensing, enforcement and monetization, say attorneys with Sterne Kessler Goldstein & Fox PLLC.

Omaha Tribe of Nebraska
Port Authority of New York & New Jersey
Salt River Pima-Maricopa Indian Community
Securities and Exchange Commission
Special Inspector General for Afghanistan Reconstruction
Texas Attorney General's Office
Tohono O'odham Nation
U.S. Army
U.S. Attorney's Office
U.S. Census Bureau
U.S. Civilian Board of Contract Appeals
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Supreme Court
United Nations
World Health Organization
World Intellectual Property Organization

A Clean Air Act Nightmare For Yuma County, Ariz.

In response to certain air quality challenges Yuma County, Arizona, currently faces, the U.S. Environmental Protection Agency has repeatedly suggested the concerns be addressed through various relief mechanisms established in the Clean Air Act. Unfortunately, it is unlikely any of these options will be of use to Yuma County while it's at risk of being designated a nonattainment area for ozone, say attorneys at Snell & Wilmer LLP.

Reducing Settlement Delays In Loan Trading Market

In a long-awaited development, the delayed-compensation standard for late settlement of loans trading at or near par recently changed in important ways. By incentivizing market participants to speed up settlement of loan assignments, the Loan Syndications & Trading Association's new standard should alleviate some of the factors that have contributed to blockages, say attorneys with K&L Gates LLP.

FTC Makes Clear That NIST Cyber Framework Is Not A Cure-All

If you comply with the National Institute of Standards and Technology's cybersecurity framework, are you complying with what the Federal Trade Commission requires? The FTC recently published a blog post with a nuanced answer to this oft-asked question. The short answer: "No," say attorneys with Orrick Herrington & Sutcliffe LLP.

Category Management: What Contractors Need To Know

In less than two years, the Office of Management and Budget's Category Management initiative has begun to reshape aspects of federal procurement, says Michelle Litteken of PilieroMazza PLLC.

LEGAL INDUSTRY

BigLaw Flounders Amid Fierce Competition In China

Despite the success stories of a select few firms, non-Chinese BigLaw players have largely failed to find a profitable foothold in China over the past several years as they fight for work in a flooded market, experts on the ground say.

Ginsburg Says Legal Industry Lagging In Work-Life Balance

Associate Supreme Court Justice Ruth Bader Ginsburg on Wednesday lamented the slow pace at which the legal industry has adopted technology to allow for better work-life balance, urging firm attorneys and in-house counsel to band together to demand more flexibility for raising children and other personal issues.

Ex-Simpson Thacher Clerk Gets Prison For Insider Trading

A New Jersey federal judge on Wednesday handed a 46-month prison sentence to Simpson Thacher & Bartlett LLP's former managing clerk for his role in an insider trader scheme that netted $5.6 million for himself and two co-conspirators.

Susman Godfrey Moves To Start Clerkship Bonuses At $80K

Susman Godfrey LLP announced Tuesday that it is upping bonuses handed out to incoming attorneys with federal judicial clerkship experience, with attorneys who have completed one clerkship receiving $80,000 and those who have completed more than one receiving up to $100,000 upon joining the firm.

Obama Nominates Bharara Deputy To NY's Eastern District

President Barack Obama on Tuesday tapped Manhattan U.S. Attorney Preet Bharara's criminal division deputy chief, a former Davis Polk & Wardwell LLP attorney with experience handling criminal matters throughout the state, to serve as a judge in New York's Eastern District.

Calif. High Court To Hear Heller Ehrman Clawback Query

The California Supreme Court announced Wednesday it will decide whether a dissolved law firm can claw back profits earned on unfinished business by former partners at new firms, a case stemming from litigation launched by a trustee for bankrupt law firm Heller Ehrman LLP.

Firm Culture Motivates London Lateral Hires, Study Finds

Law partners moving laterally in London selected new opportunities based on a firm's culture above all other motivating factors, including compensation and leadership opportunities, a new survey released on Wednesday by legal search firm Major Lindsey & Africa said.

UK Firms Favor Atty Teams, Tech Investments Over Mergers

Firms in the U.K. are increasingly wary of using potentially risky mergers to increase business and service capability and instead are looking to poach full practice teams and to invest more in technology, according to a new survey from Fox Williams LLP and Byfield Consultancy.

Pro Bono Firm Of 2016: Bancroft

Bringing its top-tier appellate advocacy to a wide range of gratis work, headlined by U.S. Supreme Court cases such as a prominent dispute over the so-called contraceptive mandate, has earned Bancroft PLLC a spot as one of Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: Dechert's Laura Swihart

Over time assignments can become more and more significant as clients become more accustomed to seeing you in various other roles relating to their transactions. I have learned that rain often starts with sprinkles, says Laura Swihart, a partner with Dechert LLP.

Rainmaker Q&A: Chamberlain Hrdlicka's Scot Kirkpatrick

The main focus of a new lawyer should be to become an expert in their chosen area of the law. If you don't know your area, you are not going to be successful no matter how smooth you can talk, says Scot Kirkpatrick, shareholder at Chamberlain Hrdlicka White Williams & Aughtry.

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Dechert
Diamond McCarthy
Earthjustice
Feldman Shepherd
Fennemore Craig
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American Beverage Association
American Federation of Labor and Congress of Industrial Organizations
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Hulu LLC
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
Internet Corporation for Assigned Names and Numbers
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Loan Syndications & Trading Association
McGraw Hill Financial Inc.
Monsanto Company
Morgan Stanley
National Association of Manufacturers
National Conference of State Legislatures
National Railroad Passenger Corporation
Netflix Inc.
New York University
Pew Charitable Trusts
PhRMA
Purdue Pharma LP
Republic Services, Inc.
Ritz-Carlton Company LLC
Salesforce.com Inc.
Sierra Club
THL Credit Inc
Teva Pharmaceutical Industries Limited
Texas Medical Association
The Cato Corporation
The Federation of State Medical Boards Inc.
The Walt Disney Company
TiVo Inc.
Time Warner Inc.
Twitter Inc.
U.S. Chamber of Commerce
Union Pacific Corporation

Union of Concerned Scientists
Viacom Inc.
Zeughauser Group LLC
Zillow Inc.

GOVERNMENT AGENCIES

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Federal Communications Commission
Federal Trade Commission
United Nations
Executive Office of the President
Office of the U.S. Trade Representative
U.S. Army
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Energy Commission
California Public Employees' Retirement System
California State Board of Equalization
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Congressional Budget Office
Congressional Research Service
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Emergency Management Agency
Federal Financial Institutions Examination Council
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Internal Revenue Service
International Trade Commission
Municipal Securities Rulemaking Board
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Labor Relations Board
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency

Omaha Tribe of Nebraska
Port Authority of New York & New Jersey
Salt River Pima-Maricopa Indian Community
Special Inspector General for Afghanistan Reconstruction
Texas Attorney General's Office
Tohono O'odham Nation
U.S. Attorney's Office
U.S. Census Bureau
U.S. Civilian Board of Contract Appeals
U.S. Department of Defense
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Subject: [Marketing Mail] How And Why Your Bank Must Serve Millennials Today

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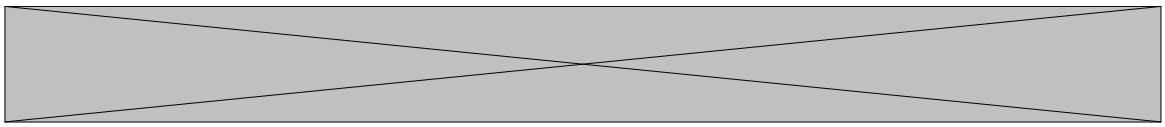

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MANAGEMENT METHODS

Bright ideas coming out of stress?

The largest banks, and more recently the next tier, have had to deal with official stress tests in a pressure-cooker environment. But smaller banks have the luxury of learning from those experiences with the time to implement helpful measures, says Will Newcomer of Wolters Kluwer. Read more

MORTGAGE LENDING

Homebuying's rough road for millennials

Millennial prospects face an uphill fight to buy a home. Beyond societal factors that set them apart, many simply lack anything near what traditional downpayments come to. A recent forum addressed how banks can help millennials re-think things to get under their own roof. Read more

SNL REPORT

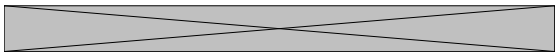
Mixed signals mark midyear earnings

Heading into second-quarter bank earnings season in July, analysts are looking for loan growth and cost controls to offset continued net interest margin pressure, reports SNL. Read more

UNCONVENTIONAL WISDOM BLOG

Get millennials, Gen Zs while young

"I don't care about millennials, they don't have any money," the banker groaned. CCG Catalyst's Paul



RISK ADJUSTED

Defense! Three lines of defense!

What Dan Rothstein says community banks can learn from OCC's large bank rules. Read more

COMMUNITY BANKING

Don't ditch dual banking

U.S. still well served by federal or state charter options, says Jeff Gerrish. Read more

TALKING CREDIT

Main Street without bandwidth

Sure, high-speed internet makes a difference to community desirability, says Ed O'Leary. But bankers add bandwidth too. Read more

AML & FRAUD

"Change partners"*

The gavel has passed at FATF, says John Byrne, with a new player's views to consider. Read more

CLV001069

Schaus says that's a very shortsighted view unless you are planning to retire imminently. Read more

INTEREST RATE RISK

Getting ready for rate increase

Banks continued to build their held-to-maturity portfolios as they prepare for changes in the interest rate cycle, reported SNL Financial analysts. Read more

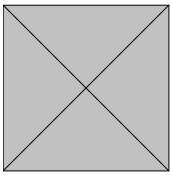
FINTECH AND CYBER SECURITY

Searching for data that's portable yet secure

One of the greatest challenges to bank technologists is cyber security. In an interview, David Reilly, BofA's chief technology officer, envisions a way to package data so it can travel, and yet be incapable of duplication. Read more

B.E. SOCIAL MEDIA

Banking updates, 140 characters at a time



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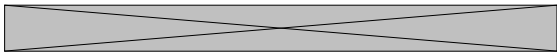
*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*



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BE DIGITAL MAGAZINE

Read new July edition

In "4 trends that change everything," Contributing Editor Jo Ann Barefoot writes that both banks and their regulators must get big data, artificial intelligence, mobility, and voice technology right. Plus a fifth factor you'll learn about if you…Read more

Should your bank hire hackers?

The Wired Money 2015 conference going on this week has featured some controversial new thinking. Alexa Clay, author of *The Misfit Economy,* suggested to listeners that hackers could be the next bankers. As written by Katie Collins of Wired.com.uk:

"Clay believes that the hacking spirit has a place 'both those inside and outside our financial institutions.' Hackers have popped up in the financial world because of the opportunities that have been presented to them; because they have been given the license to operate by the societal remit of banks being called into question, because bureaucracy has suffocated ideas and because saboteurs will be saboteurs." Read more

Fed's Powell on "building a safer payment system"

During a late June speech at the Kansas City Federal Reserve Bank, Fed Governor Jerome Powell gave updates on the central bank's task forces on payments speed and security. Then he contrasted the methods of Frank Abagnale, the check fraud artist made famous in the movie, "Catch Me If You Can," and modern thieves who pulled a complicated ATM heist:

"Frank Abagnale relied on the slow speech of the paper check-clearing system and in-person social engineering. In contrast, the ATM thieves relied on rapid transmission of data to remotely steal account information and alter withdrawl limits, all without interacting with bank employees. Today, fraud can be executed quickly, perpetrated on a massive scale, and carried out remotely." Read Powell's speech

FORWARD TO A FRIEND OR COLLEAGUE

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FEATURED STORIES

Hostile Poll Watchers Could Cause a Mess

We've heard repeated calls for poll watchers to root out supposed fraud in states like Pennsylvania. What could this mean for November? "We might see a lot of individuals trying to take on the role of election officials or law enforcement, and crossing the line into intimidation, discrimination and polling place disruption," Wendy Weiser told *Politico*. See the Brennan Center's briefing memo on these so-called "ballot security" operations, spelling out what is allowed and what isn't.

Read Now »

SCOTUS Punts on Campaign Finance, Judicial Integrity

By declining to hear a case involving possibly illegal campaign spending coordination in Wisconsin, the Supreme Court missed an important

opportunity on money in politics.
Read Now »

THE TOP 5

Is it Right to Report Results Before the Polls Close?

Just because you technically can do something, should you do it? Walter Shapiro discusses the ethics of spoiling an election with early projections.

Why America's Votes Will Be Counted

With almost 10,000 election jurisdictions, it is practically impossible to “hack” the returns.

How Criminal Justice is Changing Hollywood

The fall crop of new TV shows are taking a more nuanced view of the criminal justice system, Lauren-Brooke Eisen writes for *The Hollywood Reporter.*

The Real Clinton Email Scandal? Overclassification

Republicans and Democrats seem unable to agree on what day of the week it is. But they do agree that far too much information is classified.

How a Bank Error Led to the Throwing Out of an Election

Ciara Torres-Spelliscy reports on how a Florida court threw out an election because a bank mistakenly refused to cash a check.

FEATURED EVENT

The Great Suppression: A Book Talk With Zachary Roth

Nearly two dozen states have passed new voting restrictions. Gerrymandering keeps partisans in power. And the Supreme Court gutted campaign finance laws and protections against voting discrimination. In *The Great Suppression: Voting Rights, Corporate Cash, and the Conservative Assault on American Democracy*, MSNBC reporter Zachary Roth reveals how some are not only manipulating the machinery of democracy, but have come to distrust the very idea of democracy itself. Join Roth and the Brennan Center's Myrna Pérez October 18 for a timely discussion about this exciting new book. RSVP here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Oct 5

Yahoo complied w/ government directive last year to scan all of its incoming customers' e-mails for certain content. http://trib.al/WyeaAfu

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@BrennanCenter • Oct 5

Trying to head off court challenge of voter ID law, WI DMV righting wrongs by retraining staff on rules to get ID. http://trib.al/pN1FtWs

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@BrennanCenter • Oct 4

"Tragedy, triumph & actual innocence" featured on @WrongConviction w/ @itsjasonflom. More: http://trib.al/Ia7nlC9 #WrongfulConvictionDay

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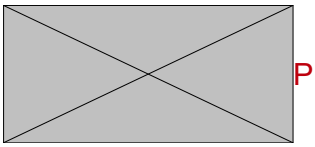

PUBLIC POLICY

Monday, January 9, 2017

TOP NEWS

Trump Taps Ex-Gibson Dunn Atty For Immigration Policy Job

An ex-Gibson Dunn attorney and former staffer for the presidential campaign of Sen. Ted Cruz, R-Texas, has been picked for a White House job involving regulatory reform and immigration policy, the Trump transition team announced Thursday as it unveiled a slew of Domestic Policy Council appointments.

Chevron Doctrine Repeal Teed Up For House Vote

The House of Representatives will vote next week to overturn the Supreme Court's longstanding Chevron doctrine, which defers to government agency legal interpretations, as part of a larger campaign to pull back on federal rulemaking powers.

Analysis

4 Changes EEOC May Face Under Trump

While the U.S. Equal Employment Opportunity Commission has not been at the forefront of President-elect Donald Trump’s agenda to this point, the commission could soon face alterations to its strategic plan and budget cuts once the new administration and Republican-controlled Congress are in place. Here, Law360 examines four potential changes that could befall the agency in the coming years.

Lawmakers, Experts Lay Out Cybersecurity Plan For Trump

A cyber policy task force including a bipartisan pair of federal lawmakers has urged the incoming Trump administration to step up efforts to fight cybercrime and prevent cyberattacks, including by strengthening the U.S. Department of Homeland Security’s oversight over cybersecurity.

Trump Picks Ex-Indiana Sen. For Intelligence Chief

Retired Sen. Dan Coats, R-Ind., has been tapped by Donald Trump to serve as the national intelligence director amid sparring between the president-elect and the U.S. intelligence community over Russian interference in the 2016 election.

Analysis

Obama's Fight Against Climate Change Is His Energy Legacy

From sweeping domestic regulations such as the Clean Power Plan to major international deals to reduce greenhouse gas emissions, outgoing President Barack Obama's efforts to combat climate change are the centerpiece of his energy policy legacy, and experts say that legacy that will be difficult for President-elect Donald J. Trump to completely unwind.

Analysis

5 FCA Issues To Watch As Trump Takes Power

The intense False Claims Act enforcement that played out during President Barack Obama's tenure will likely continue during the Trump administration, but the plaintiffs bar may have to carry a bit more weight, experts say. Here are five key issues to watch.

LAW FIRMS

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Arnold & Porter Kaye Scholer
Bailey & Glasser
Bancroft PLLC
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Caesar Rivise
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Cozen O'Connor
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Dentons
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Fox Rothschild
Gardere Wynne Sewell
Gibson Dunn
Greenberg Traurig
Hangley Aronchick
Hogan Lovells
Holland & Knight
Hueston Hennigan
Katten Muchin
Kirkland & Ellis
Kline & Specter
Kobre & Kim
Latham & Watkins
Littler Mendelson
Lynch Cox
Manatt Phelps
Marten Law
Mayer Brown
McDermott Will
Morgan Lewis
Morgan Verkamp LLC

Intel Brief Says Putin Ordered Election Hacks To Aid Trump

A U.S. intelligence report made public Friday pins the impetus for Russian interference with the recent U.S. election directly on Russian President Vladimir Putin, saying he had ordered an “influence campaign” intended to help President-elect Donald Trump win the White House.

BANKING & SECURITIES

SEC Judge Says 10th Circ. Ruling Doesn't Warrant Dismissal

An administrative law judge at the U.S. Securities and Exchange Commission refused Thursday to disqualify himself from or dismiss outright the case of a Kansas man who wanted his proceeding dropped after a recent Tenth Circuit decision saying the hiring — rather than appointment — of ALJs violates the Constitution.

US Chamber Protests Posed Commodities Rules For Banks

The U.S. Chamber of Commerce on Thursday protested a proposed U.S. Federal Reserve rule change tightening the regulations for commodity ownership by banks, saying the agency is overstating the risks and underestimating the economic impact.

ENERGY & ENVIRONMENTAL

Long-Shot Bill Would Ban West Coast Offshore Drilling

A group of six West Coast Democratic senators announced the introduction of the West Coast Ocean Protection Act on Thursday, a bill aimed at permanently prohibiting drilling off America’s Pacific Coast, although the plan would have to be approved by a Republican-led Congress and an incoming administration that has pledged support for fossil fuels.

Fed. Gov’t Nixes Airgun Seismic Survey Permits In Atlantic

The Bureau of Ocean Energy Management on Friday denied six permit applications to conduct airgun seismic surveys off the Atlantic coast, saying there’s less need for oil and gas exploration since President Barack Obama removed the area from a five-year oil and gas leasing program.

Gov’t Greenlights Emissions Fix For Some VW Diesel Cars

The U.S. Environmental Protection Agency and the California Air Resources Board on Friday announced their approval of a technical modification to a limited number of newer Volkswagen diesel cars found to be skirting emissions standards that will drastically cut the current emissions from the cars.

NJ Ratepayer Advocate Blasts Proposed $111M Utility Project

The New Jersey Division of Rate Counsel on Friday offered a sharp critique of a FirstEnergy Corp. unit’s proposed 10-mile transmission line, questioning the need for the $111 million project and whether other alternatives have been fully considered.

Fla., Ga. Ordered To Try To Settle Water-Use Dispute

A U.S. Supreme Court-appointed special master on Tuesday ordered Florida and Georgia to the bargaining table to try to hammer out a settlement in their dispute over water from the Apalachicola-Chattahoochee-Flint river basins.

Idaho Loses Protest Over Sage Grouse Habitat Plan

A Washington, D.C., federal judge on Thursday tossed Idaho’s challenge to the U.S. Department of Interior and Department of Agriculture’s plan to protect the greater sage grouse in the state, ruling Gov. Butch Otter failed to identify an injury that would give him grounds to sue.

EPA Floats Rule On Toxic Chemical Reporting For Gas Plants

The U.S. Environmental Protection Agency on Friday proposed a rule that would

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Pierce Atwood
Quinn Emanuel
Ropes & Gray
Sauer & Wagner
Seyfarth Shaw
Shaheen & Gordon
Shearman & Sterling
Sidley Austin
Siebman Burg
Silverstein & Pomerantz
Skadden
Snell & Wilmer
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American Bar Association
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American Cable Association
American Civil Liberties Union
Apple Inc.
Associated Press
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CTIA
Center for Strategic and International Studies
Chevron Corporation
Citigroup Inc.
Domino's Pizza, Inc.
Eli Lilly and Company
Facebook
FirstEnergy Corp
General Electric Capital Corp.
General Electric Company
Google Inc.
HSBC Holdings PLC
IMS Health Inc.
International Business Machines Corporation
Ion Geophysical Corporation
JPMorgan Chase & Co.
Kirkland's, Inc.
Marriott International Inc.

require natural gas processing facilities to publicly disclose more information on chemical releases and other waste management activities.

Enviros' Bull Trout Suit Should Be Tossed, Judge Says

A magistrate judge on Thursday recommended granting the U.S. Fish and Wildlife Service's bid to dismiss a complaint alleging it hasn't done enough to protect the bull trout's cold-water habitat from global warming, saying the court lacked jurisdiction because the plan in question doesn't qualify as a final agency action.

HEALTH & LIFE SCIENCES

Justices Urged To Clarify Standard For Restricting Speech

A group of chiropractors looking to overturn a Kentucky anti-solicitation law that prevents them from alerting car accident victims that they're entitled to free medical benefits has asked the U.S. Supreme Court to decide when content-based restrictions are subject to heightened scrutiny.

CMS Extends Ban On 6 States' Ambulance, Home Health Cos.

The Centers for Medicare and Medicaid Services on Friday again expanded a temporary ban on nonemergency ambulance suppliers and home health care agencies in six states from enrolling in Medicare and Medicaid for six months, saying the prohibition has helped fight fraud and abuse.

DOJ Subpoenas DaVita, Fresenius Over Dialysis Aid Program

DaVita Inc. and Fresenius Medical Care have been subpoenaed by the U.S. Attorney's Office in Boston regarding an arrangement in which their charitable donations fund dialysis treatment for patients, the companies said Friday, the same day they sued the government over a rule change affecting patient insurance coverage.

IP & TECHNOLOGY

Giving Pfizer Rebate Info To Lawmakers Legal, Texas Says

The Texas Health and Human Services Commission on Friday told a Texas federal court that it didn't violate any laws by providing Pfizer Inc.'s drug pricing and rebate information to two state legislators because the public information act provides explicit exceptions for lawmakers.

TRANSPORTATION & INFRASTRUCTURE

FAA Chief Says Drone Flight-Over-People Rule Still In Works

The Federal Aviation Administration chief said Friday that the agency is still ironing out privacy and security concerns before it can finalize proposed regulations allowing the commercial use of small unmanned aircraft systems, or drones, over people for the first time.

NYC Cab Driver Asks High Court To Hear GPS Tracking Case

A New York City taxi driver wants the U.S. Supreme Court to decide on whether drivers tracked via GPS devices in their cabs have Fourth Amendment rights when they didn't own the vehicles at the time the tracking devices were installed, saying that circuit courts have made conflicting rulings on the issue.

REAL ESTATE

Calif. Town Didn't Disclose Wal-Mart-Funded Election

A California appeals court on Thursday partially affirmed a lower court's ruling that found a town council failed to properly notify the public that it was voting on Wal-Mart

Microsoft Corporation
Morgan Stanley
NJ Transit Corp.
National Association of Broadcasters
National Federation of Independent Business
Natural Resources Defense Council
New England Council
New York Times Co.
New York University
Newegg Inc.
North American Electric Reliability Corp.
Overstock.com Inc.
PJM Interconnection LLC
Petroleum Geo-Services
Pfizer Inc.
Public Knowledge
Rockwell Automation Inc.
San Francisco Bar Association
Schlumberger Limited
Snap Inc.
State Bar of California
State Farm
Stepan Co.
T-Mobile USA Inc.
TechFreedom
The Boeing Company
The DIRECTV Group, Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
U.S. Renal Care Inc.
Universal Health Services Inc.
Volkswagen
Wal-Mart Stores Inc.
Washington Post Co.
Wayfair LLC
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Bureau of Ocean Energy Management
California Attorney General's Office
California Environmental Protection Agency

Stores Inc.'s offer to pay more than $700,000 to fund a vote on a proposed 30-acre commercial development that included a Wal-Mart Supercenter.

EMPLOYMENT

Kentucky Right-To-Work Bill On Fast Track After House Vote

The Kentucky House of Representatives on Thursday passed a right-to-work bill, putting it on a fast track that could see the proposal become law over the weekend.

PRIVACY & CONSUMER PROTECTION

NY Gov. Calls For Tougher Cybercrime Laws, Response Team

New York Gov. Andrew Cuomo on Friday unveiled a series of legislative priorities and other reforms designed to protect government agencies and citizens from cybercrime, including a proposal to strengthen hacking and identity theft laws as well as the creation of a cyber incident response team for the state.

NH Asks Supreme Court To Reinstate Voting Booth Selfie Ban

New Hampshire's secretary of state has asked the U.S. Supreme Court to reinstate its voting booth selfie ban, saying that the First Circuit erred in finding that the law violated the First Amendment.

IMDb Seeks To Bar Calif. AG From Enforcing Privacy Law

Online movie database IMDb.com asked a California federal judge Thursday to keep the state's attorney general from enforcing a law that requires online entertainment employment boards to remove the ages of film industry people from profiles, saying its constitutional rights will be violated unless the court intervenes.

GOVERNMENT CONTRACTS

Debriefings Don't Lead To More Protests, Agencies Told

The Office of Federal Procurement Policy issued a memo Thursday urging federal agencies to improve the debriefings they give to government contract bidders, saying commonly raised concerns such as debriefings' leading to bid protests are largely incorrect.

Reps Ask Contractor For Info On DOD's $125B Waste Report

House Oversight Committee members on Thursday asked consulting firm McKinsey & Co. to explain its role in a study that identified $125 billion in savings for the U.S. Department of Defense, which recently surfaced after the Pentagon reportedly buried it due to a fear of losing funding.

INTERNATIONAL TRADE

Trump Beefs Up New Trade Council With 2 Appointments

President-elect Donald Trump on Thursday added two members to his new White House-level trade advisory panel, tapping defense adviser Alexander Gray and former U.S. Chamber of Commerce Vice President Rolf Lundberg to join his team.

TAX

Wyo. Introduces Bill To Fight High Court's Sales Tax Ruling

Wyoming became the latest state to formally fight a controversial U.S. Supreme Court ruling requiring retailers to have a physical presence in a state to collect transaction taxes after it introduced a bill requiring out-of-state vendors to remit these taxes.

Central Intelligence Agency
Commodity Futures Trading Commission
Dallas Fort Worth International Airport
Delaware Court of Chancery
Department of Commerce
Energy Information Administration
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Environmental Protection
Food and Drug Administration
Idaho Legislature
Immigration and Customs Enforcement
Internal Revenue Service
International Monetary Fund
Miami International Airport
Michigan Department of Treasury
NATO
National Aeronautics and Space Administration
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
National Security Agency
National Security Council
New Jersey Board of Public Utilities
New York Division of Homeland Security & Emergency Services
New York State Department of Financial Services
Office of Federal Procurement Policy
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Securities and Exchange Commission
Standing Rock Sioux Tribe
Texas Health and Human Services Commission

Tax Group Urges High Court To Review Mich. Tax Deal Spat

A state tax policy advocacy group has joined the slog over Michigan's decision to retroactively withdraw from a multistate tax agreement, upheld by Michigan's high court in June, urging the U.S. Supreme Court to hear the case.

Philly Urges Pa. Justices To Hear Soda Tax Challenge

The Pennsylvania Supreme Court was urged in a petition Friday to assume special jurisdiction over a pending appeal following the dismissal of a lawsuit challenging the city of Philadelphia's new tax on sugar-sweetened drinks and diet soda.

IMMIGRATION

Immigration Bill Roundup: Religion-Based Lists, Work Visas

Members of the 115th Congress introduced a slew of immigration-related bills during the session's first week, including measures that would seek to block any religion-based registry of immigrants and that would amend the eligibility requirements for obtaining work visas.

Trump Says Mexico Will Repay For Wall, But Questions Loom

Speculation over how the U.S. would pay for a possible border wall kicked up again Friday as President-elect Donald Trump claimed Mexico would eventually reimburse the U.S. for the southern barrier, although it is far from clear how Mexico would be forced to cough up the funds.

Docs Must Meet US Acclaim Standards For Exam Exemption

To be considered a "physician of national or international renown," a status exempting foreign doctors from the U.S. medical licensing requirement, a doctor's achievements leading to "national renown" must be ones that would warrant such a status in the United States, the U.S. Citizenship and Immigration Services said this week.

NATIVE AMERICAN

Hoeven, Udall Elected To Top Spots On Senate Indian Panel

Sen. John Hoeven, R-N.D., and Sen. Tom Udall, D-N.M., pledged to work across the aisle to support legislation benefiting Native Americans after they were elected Thursday as the new chairman and vice chairman, respectively, of the Senate Committee on Indian Affairs.

TELECOMMUNICATIONS

Broadcasters Slam Microsoft's Vacant Channel Push

Broadcasters on Friday blasted Microsoft Corp. and others' request that the Federal Communications Commission preserve vacant TV channel space for public use, saying the move is lobbying on behalf of Google Inc. to keep the space free for the tech giant's own unlicensed use.

Cable Group Bashes FCC's 5G Cybersecurity Reporting Rule

NCTA – The Internet & Television Association has urged the Office of Management and Budget to reject a Federal Communications Commission rule to require public cybersecurity plan disclosures under its 5G spectrum proposal, disclosures the trade group says are burdensome and could expose companies to hacking.

Q&A

5 Insights From General Electric's Alex Dimitrief

"Data sovereignty" is a recent trend with important consequences for GE's future as

U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
Wyoming Legislature

a digital industrial company. The technical challenges alone are immense. But compounding those challenges are the growing number of countries considering laws that would impede the flow of data across national borders, says Alex Dimitrief, general counsel of General Electric Co.

EXPERT ANALYSIS

In Congress: Obamacare, The Cabinet

Republican leaders in Congress plan to take the initial steps toward repealing and replacing Obamacare this week, hoping to deliver on the campaign promises made by most Republicans over the past six years and by President-elect Trump during the 2016 election cycle, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

Is Restaurant Menu Labeling On ACA Chopping Block?

The Affordable Care Act contains a number of provisions not ordinarily associated with health care, including nutrition labeling of menu items for chain restaurants and retail food establishments. With the Trump administration working to fulfill its repeal and replace campaign promise, Michael Walsh of Strasburger & Price LLP looks at the current status of the menu labeling rule, its viability and some of its untested challenges.

For US Citizens In Israel, Time To Face Up To FATCA

In accord with the U.S. Foreign Account Tax Compliance Act, Israeli financial institutions must now report their U.S. account holders' personal and financial information to Israeli authorities, who will send that information to the IRS. Accordingly, Americans with substantial assets in Israel must either comply with the law's obligations, or prepare for the consequences of enforcement, say Robert Henoch and Will Rosenzweig of Kobre & Kim LLP.

Initial Reactions To Bank Charter Plan For Fintech Cos.

While many financial technology companies will welcome the decision by the Office of the Comptroller of the Currency to provide fintech companies with the option to become chartered as special-purpose national banks, some banks and state regulators may have some concerns, say attorneys with Latham & Watkins LLP.

Time Is Running Out For Auto Cybersecurity Standards

According to a new report from Billington Cybersecurity, the automotive industry needs to adopt tougher cybersecurity standards for autonomous vehicles. However, at a time when we cannot wait to create a defense, legislation aimed at establishing federal standards to secure automobiles and protect drivers' privacy is failing to pass, says Jonathan Michaels of MLG Automotive Law APLC.

New Water Act Is A 'WIIN' For Infrastructure

Last month, in a strong display of bipartisanship in an otherwise tense post-election political climate, Congress passed the Water Infrastructure Improvements for the Nation Act. The law includes certain provisions that may be of particular interest to private sector entities pursuing investments in the water sector, including investments through public-private partnerships, says Paul Epstein of Shearman & Sterling LLP.

LEGAL INDUSTRY

2 Law Firms Ring In The New Year With Associate Raises

Philadelphia-based Blank Rome LLP is set to join the ranks of law firms that pay associates $180,000-a-year base salaries, the firm confirmed Friday, while California litigation boutique Dovel & Luner LLP has upped its game with $200,000 salaries for first-year associates.

Litigation Is Being Diced Up And Doled Out, Paper Says

Clients are increasingly unbundling legal services in an attempt to control costs,

doling out bits and pieces of litigation to contract attorneys, alternative legal services providers and others, leaving law firms to grapple with a shifting role in client matters, according to a forthcoming academic paper.

A Map Of Kirkland's Conflict Maze In Turkish Trader Case

The conflict knots around appellate all-star Paul Clement and the Kirkland & Ellis LLP team representing a Turkish trader accused of defrauding megabanks also on the firm's client roster have produced a few unusual proposed solutions. Here are some key points about the Kirkland conflict conundrum.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Google faces a U.S. Department of Labor suit for refusing to hand over employee data, business groups rally against an Federal Trade Commission data leak action, and a Delaware Supreme Court decision gives lawyers more leeway to claim a piece of clients' winnings. Those stories top the corporate legal news you may have missed this past week.

Legal Sector Sees End Of Year Bump With 2,000 New Jobs

The legal sector finished 2016 on a high note, adding 2,000 jobs in December to reach a level not seen since 2013, the jobs report released Friday by the Bureau of Labor Statistics found.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Law360 Seeks Questions From Law Firm Associates

Is there something you have always wanted to know from a law firm partner's perspective — but were afraid to ask? A new Law360 column may have the answer.

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Blank Rome
Caesar Rivise
Carlton Fields
Chamberlain Hrdlicka
Covington & Burling
Cozen O'Connor
Davis & Gilbert
Dentons
Dorsey & Whitney

Dovel & Luner
Epstein Becker Green
Fish & Richardson
Foley & Lardner
Fox Rothschild
Gardere Wynne Sewell
Greenberg Traurig
Hangley Aronchick
Hogan Lovells
Holland & Knight
Hueston Hennigan
Katten Muchin
Kline & Specter
Kobre & Kim
Littler Mendelson
Lynch Cox
Manatt Phelps
Marten Law
Mayer Brown
McDermott Will
Morgan Verkamp LLC
Morrison & Foerster
Pierce Atwood
Quinn Emanuel
Ropes & Gray
Sauer & Wagner
Seyfarth Shaw
Shaheen & Gordon
Shearman & Sterling
Sidley Austin
Siebman Burg
Silverstein & Pomerantz
Skadden
Snell & Wilmer
Strasburger & Price
Sullivan & Cromwell
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Vinson & Elkins
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Wiley Rein
WilmerHale

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American Beverage Association
American Cable Association
American Civil Liberties Union
Apple Inc.
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Baker Hughes Inc.
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T-Mobile USA Inc.
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The Boeing Company
The DIRECTV Group, Inc.
Turner Broadcasting System Inc.
U.S. Renal Care Inc.

Universal Health Services Inc.
Wal-Mart Stores Inc.
Wayfair LLC
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GOVERNMENT AGENCIES

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U.S. Department of Justice
U.S. Environmental Protection Agency
Central Intelligence Agency
Equal Employment Opportunity Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Securities and Exchange Commission
U.S. Department of Homeland Security
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Federal Bureau of Investigation
Federal Reserve System
Federal Trade Commission
National Security Agency
Office of the Comptroller of the Currency
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U.S. Department of the Interior
U.S. Department of the Treasury
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Bureau of Labor Statistics
Bureau of Ocean Energy Management
California Attorney General's Office
California Environmental Protection Agency
Commodity Futures Trading Commission
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Delaware Court of Chancery
Department of Commerce
Energy Information Administration
Federal Aviation Administration
Fish and Wildlife Service
Florida Department of Environmental Protection
Food and Drug Administration
Idaho Legislature
Immigration and Customs Enforcement
Internal Revenue Service
International Monetary Fund
Miami International Airport
Michigan Department of Treasury
NATO
National Aeronautics and Space Administration
National Economic Council

National Highway Traffic Safety Administration
National Labor Relations Board
National Security Council
New Jersey Board of Public Utilities
New York Division of Homeland Security & Emergency Services
New York State Department of Financial Services
Office of Federal Procurement Policy
Office of Foreign Assets Control
Standing Rock Sioux Tribe
Texas Health and Human Services Commission
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of State
U.S. Senate
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"We Live Here Too" • Big Broom In Your Boardroom • Compliance Calendar 2018 • Tax Cut Drives HR Melee • Can Online Retailer Teach Branch Lessons?

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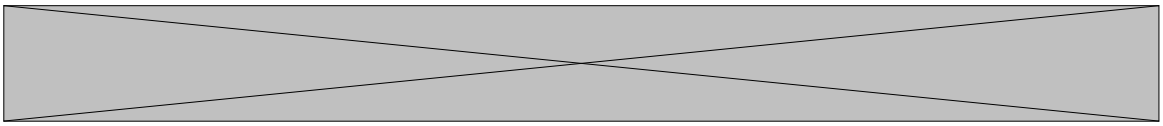


NEW BANK RESEARCH

"Yes, we need to change," say community bank execs

New research finds 79% of nearly 300 community bankers say their bank needs to significantly change to better compete. Also covered in this first of three articles: Need to reach a particular size, tactics for competing with fintechs.Read more

COMPLIANCE 2018

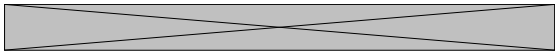
Compliance challenge continues …

Better load up your calendar. Compliance is going to have another busy year! In the second of a two-part series Pam Perdue and Donna Cameron tee up what looks like a year that, for compliance folks, will be as busy as ever. Read more

EXAMINATION PROCESS

Reconsidering regulatory warnings

The banking agencies' issuance of "Matters Requiring Action" is supposed to flag things so they can be addressed before they become big deals. Some notable recent misses have sparked some rethinking of the process. Read more



UNCONVENTIONAL WISDOM

The "banking desert" mirage

As a federal revamp of CRA rules begins, the role of branches will come up. Recent research by economists at the New York Fed questions whether there really are "banking deserts."Read more

COMMUNITY BANKING BLOG

Big broom in the boardroom

"Exit stage left" can sometimes be the best lasting contribution a troublesome director can make to the bank. Jeff Gerrish discusses key points to ponder before urging such board members toward the door.Read more

TALKING CREDIT

"We live here too"

Why don't community bankers seem to be talking up community banking anymore? asks Ed O'Leary. One bank's slogan seems to say what more should be saying. Read more

THE REVAMPING OF CFPB

Bureau seeks comments on administrative hearings

Comments will open on Feb. 5 on CFPB's administrative hearing process, as Acting Director Mick Mulvaney continues to seek input, area by area, on how the bureau does its job.Read more

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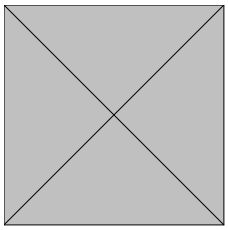
COMPLIANCE OFFICER SURVEY

Pressure isn't coming off for compliance risk



The industry's buzzwords seem to be "customer centricity" and "customer experience," which usually means getting tech right. But Tim Burniston of Wolters Kluwer asks how you can deliver either concept without successful consumer compliance? Read more

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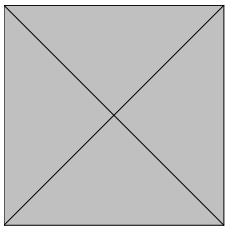
BANKS & THE NEW TAX LAW

Tax cut drives HR melee



Many U.S. banks reaping the benefits of tax reform are investing in higher minimum wages and bonuses for employees, triggering a domino effect of competitors also increasing compensation to protect their talent. Read more

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CAN AMAZON DELIVER BRANCH IDEAS?

Checking out an Amazon bookstore

What can bankers learn from a bookstore run by Amazon, the online disrupter of the traditional book business? A "prime" opportunity. Read more

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"Banks are not ever going to be bleeding edge, but some banks are more willing to have failures"—***Larry Edgar-Smith, Temenos***—*Read article*

How Digital Banking Is Transforming Fraud Detection

Pressed by aggressive new entrants and evolving regulations, financial institutions are undergoing a digital revolution. But finding the sweet spot between new opportunities and the inherent risks of a digital world is a challenge. This white paper from **IBM** summarizes how the digital revolution is changing banking and how fraud detection must evolve to keep pace. Read more

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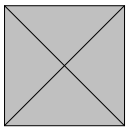

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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MOBILE TECHNOLOGY

What's mobile's next act

2014's flat adoption rate demands enhanced capabilities before banks can boost usage. A Javelin study looks at newer features that can help push up customer buy-in. Read more

BUSINESS DISRUPTIONS

Cyber threats chew up yesterday's recovery plans

Maintaining backup processing sites far from your bank used to do much of the job for business resumption planning. That worked when threats tended to be *physical*—floods, fires, hurricanes. But the cyber attacks undo traditional remedies. Read more

HUMAN RESOURCES & TECH

"Big Data" to become a title, not a concept?

"BD" may not catch on as a nickname title, but "CDO" might. Chief Information Officers polled say they see strong need for a Chief Data Officer position to bridge the gaps between data, people, and technology. Read more

RETAIL BANKING

Engage customers first—then cross sell

Effective onboarding and activation that emphasizes customer engagement can help financial

MAKING SENSE OF IT ALL

Passwords—so "123456gone"

Biometric authentication—and beyond—gaining traction, says John Ginovsky. Read more

BANKING EXCHANGE CONFERENCES

"Mr. Disruption" Brett King keynotes our InnoBank 2015 conference

Worried about nonbank and "nearbank" disruptors taking away business? *You should be.* But don't miss the opportunities in disruption. Experts like Moven's Brett King will show how to embrace change at InnoBank, a *Banking Exchange* conference. Read more/register

WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter

Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric

institutions boost profitability by $212 per customer, according to a new study sponsored by Deluxe. Read more

TAX-TIME CYBER FRAUD ALERT

'Tis the season—for tax refund ID fraud

A timely warning for banks from Guardian Analytics regarding identity theft tax fraud. It's a scheme where criminals file fake tax returns under the name of an unsuspecting taxpayer, obtaining a refund from the Internal Revenue Service before the legitimate taxpayer files his or her actual return. Read more

UP ALL NIGHT

Cyber risks near top of boardroom agendas

Cyber security has come to the forefront of risk oversight for board members and C-suite executives, says a survey of business executives by Protiviti and the Enterprise Risk Management Initiative. Read more

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Hungry, hungry iPhone 6 Plus

"iPhone 6 Plus subscribers generate the most data volume, double that of an iPhone 6. This increase impacts subscribers when choosing a new device—be careful to select a data plan that matches your super-sized screen. Clearly the phablet-sized iPhone 6 Plus shows data usage patterns more akin to tablet usage."—*February 2015 Citrix Mobile Analytics Report*. Read more

Weaknesses grow as tech becomes friendlier

"With users becoming ever-weaker links in the security chain, enterprises have choices to make when implementing security technologies and policies: As developers try to make applications and software more intuitive and easy to use, do organizations open new loopholes for cybercriminals to exploit? Do enterprises bypass users, assuming they cannot be trusted or taught, and install stricter security controls that impede how users do their jobs? Do they take the time to educate users on why security controls are in place, and clearly explain how users play a vital role in helping the organization achieve dynamic security that supports the business?"—*CISCO 2015 Annual Security Report*. Read report
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FORWARD TO A FRIEND OR COLLEAGUE

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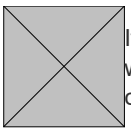

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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Subject: [Marketing Mail] You can protect the right to vote!

Make sure every voter has a voice. Join the fight to safeguard our right to vote.

Dear Friend,

The president's claim of "massive voter fraud" is a baseless lie. The Brennan Center checked the facts, and found that noncitizen voting in the 2016 election was exceedingly rare.

Here's the truth the president hasn't mentioned:

Voter suppression laws intentionally discriminate against minority voters.

Politicians thwart policies that make it easier for eligible citizens to register to vote.

Make no mistake: the president's lies are raising the stakes in the *fight* to protect the *right* to vote.

The Brennan Center for Justice's fiscal year ends on June 30. Help us enter the next 12 months with the resources we need to protect this sacred American value. **Please make your gift right now**.

The president insists he won the popular vote when you "subtract" 3 to 5 million illegal voters. To prove his lie, the White House is wasting taxpayer dollars on an unnecessary "Commission on Election Integrity."

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Why would he do this?

Because the commission's true purpose is to recommend voting rights changes that could **disenfranchise millions of voters** — especially our most vulnerable citizens, including people of color, the elderly, and students.

But the Brennan Center is already preparing for the assault, and your generous support will help us wage counterattacks in the legislatures, in the media, and especially in the courts.

We'll also continue to advocate for **our signature proposal for universal, automatic voter registration**, which is already the law in eight states and the District of Columbia.

Help us bring as many resources as possible to this critical fight. Please make your gift by June 30.

For democracy,

Michael Waldman
President

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To: Public Affairs Office[pao@LasVegasNevada.GOV]
Cc: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Margaret Kurtz
Sent: Thur 7/9/2015 8:28:00 PM
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> ---
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more

information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Wed 1/4/2017 3:28:40 PM
Subject: [Marketing Mail] Making mobile account opening seamless for customers and safe for banks

White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

Register to receive: Mobile Account Opening: Solving The Convenience-Risk Conundrum

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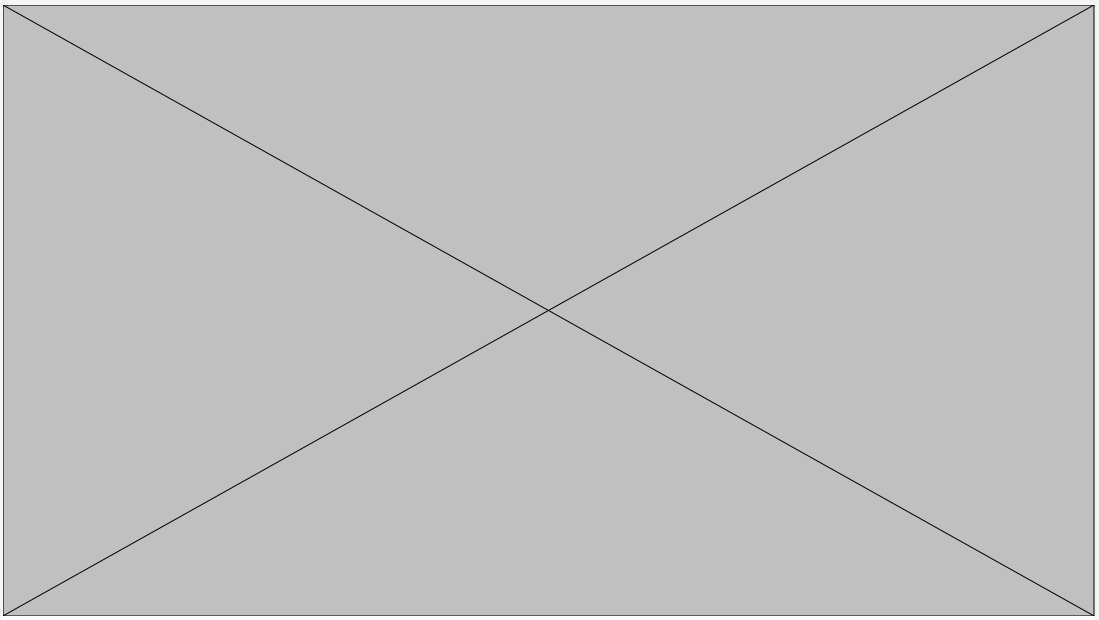
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: WebProNews
Sent: Wed 12/2/2015 5:32:56 PM
Subject: [Marketing Mail] [White Paper] Avoid Holiday Chargebacks and Keep More Profits

-- This is a WebProNews Sponsor Update --

Avoid Holiday Chargebacks and Keep More Profits - Get the White Paper



Unfortunately not all of your customers are on Santa's "Good List." Friendly Fraud is the most pervasive form of online fraud costing merchants $11.8B annually. With the 50% holiday chargeback spike and post-EMV consequences on the horizon, now more than ever is the time to protect hard earned holiday profits.

Get a copy of our latest white paper and see how you can avoid holiday chargebacks and keep more profits.

What you'll learn:

- What to expect this holdiay selling season -the good & the bad
- How EMV influences chargebacks
- Best practices for preventing holiday chargebacks

Get white paper

Verifi, Inc.
8391 Beverly Blvd., #310
Los Angeles, CA 90048

Visit: www.verifi.com
Email: info@verifi.com

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Radford Snelding
Sent: Wed 2/17/2016 11:58:01 PM
Subject: Audit Oversight Committee

Mayor Goodman,

I just finished speaking to Lt. Kenny Delzer, the Sheriff's nomination to serve on the Audit Oversight Committee. I am very happy with him and I think he would make a great addition.

Additionally, Trish Truesdell forwarded a Board Interest form for Joseph Throneberry who is a Certified Fraud Examiner and Principle Fraud Investigator for several years. I do not know him well but have seen him at the Association of Certified Fraud Examiners meetings. He would also be a great addition.

My question is who do you think. Could we talk for a moment.

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

To: Commissioner Giunchigliani[CHRISG@ClarkCountyNV.gov]; Commissioner Larry Brown[LBrown@ClarkCountyNV.gov]; Councilwoman March[debra.march@cityofhenderson.com]; Lois Tarkanian[ltarkanian@LasVegasNevada.GOV]; Mayor Al Litman[alitman@mesquitenv.gov]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Mayor John Lee[leej@cityofnorthlasvegas.com]; Mayor Woodbury[rwoodbury@bcnv.org]
Cc: Marc Traasdahl[traasdahlm@rtcsnv.com]; M.J. Maynard[maynardm@rtcsnv.com]; Angela Torres Castro[castroa@rtcsnv.com]; Fred Ohene[ohenef@rtcsnv.com]; Kelly Backman[BackmanK@rtcsnv.com]; Chauntelle Popp[poppc@cityofnorthlasvegas.com]; Cheryl Russo[crusso@LasVegasNevada.GOV]; Donna Rainone[dor@ClarkCountyNV.gov]; Joy Eastwood[jeastwood@mesquitenv.gov]; Kimberly Reid[kreid@LasVegasNevada.GOV]; Marcie Whelan[marcie@ClarkCountyNV.gov]; Robin Coon[Robin.Coon@cityofhenderson.com]; Tami McKay[TMcKay@bcnv.org]
From: Tina Quigley
Sent: Wed 11/30/2016 11:15:01 PM
Subject: RTC Washoe County fraud issue

RTC Board – Earlier this month RTC Washoe accidentally paid a fake invoice for over $1M. This story got media attention, but they often referred to the agency as RTC (not clearly specifying WASHOE). The purpose of this email is to:

1) Clarify that the error occurred at RTC Washoe…. Not RTC Southern Nevada
2) Inform you that we contacted Washoe to get the details (see below)
3) Assure you that we validated our existing processes to ensure this error could not occur at RTC Southern Nevada

Just wanted to make sure there was no confusion in case anyone asked you about the event. Marc Traasdahl is available to answer questions if you would like more information. - Tina

---

From: Scott Mazick
Sent: Thursday, November 03, 2016 9:39 AM
To: Tina Quigley; Marc Traasdahl; M.J. Maynard; David Swallow; Fred Ohene
Subject: RTC Washoe update

I spoke with RTC Washoe this morning concerning their fraud incident that occurred. They couldn't go into too many details as there is an investigation in progress, but she said they received what seemed to be a legitimate email invoice from one of their contractors. Normal procedures are to verify the invoice with the PM and go thru finance approvals before any funds are wired for payment. Somehow, this invoice appears to have fallen through the cracks and those policies might not have been followed. She did mention that the invoice appeared to be legitimate, providing project details and personnel. The contractor who supposedly sent the invoice contacted the RTC and informed them that there have been emails sent on their behalf that were fraudulent.

We have seen these types of emails in the past as well here at the RTC. Marc has procedures in place that require multiple levels of approval before any payments are made.

IT will be sending out an IT Alert this morning reminding staff how important Cybersecurity is. We will also include some steps to verify if an email is legitimate or not. We have seen emails come in from abobe.com instead of adobe.com for instance. We will remind staff to be aware of any emails that speak about banking information that has changed and needing updates. We will also be sending out monthly IT Alerts concerning Cybersecurity as part of an ongoing education process.

Thanks,

Scott Mazick | Director Technical Services
RTC of Southern Nevada
600 S. Grand Central Parkway, Suite 350, Las Vegas, NV 89106
O: 702-676-1573 | mazicks@rtcsnv.com

To: For President Hillary Clinton[info@hillaryclinton.com]; First Lady Michelle Obama[leader@dlcc.org]; Senator Harry Reid[senator_harry_reid@reid.enews.senate.gov]; Governor Brian Sandoval[brian@briansandoval.com]; Congresswoman Dina Titus[dina@dinatitus.com]; Chair / Congresswoman Judy Chu[CA27JCima-113@mail.house.gov]; Commission Chairman Steve Sisolak[ccdista@ClarkCountyNV.gov]; For US Senate Catherine Cortez Masto[corsto22@netzero.net]; Chair Roberta Lang[chair@nvdems.com]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Mayor Andy Hafen[ahafennv@yahoo.com]; Chairman / F. Mayor Oscar Goodman[ogoodman@lvcva.com]; Chair Dr. Miriam Adelson[miriam.adelson@adfam.com]; Chairwoman Toni Chaltie[redacted]; CEO Tony Hsieh[tony@zappos.com]; S. Senator Whip Ruben J. Kihuen[ruben.kihuen@sen.state.nv.us]; Judge Joe Hardy Jr[redacted]; F. First Lady Dawn Gibbons[redacted]; Director Kristopher Sanchez[ksanchez@diversifynevada.com]; Washington Bureau Chief / Executive Editor Carl Cannon[CCannon@realclearpolitics.com]; Publisher Helen Hsueh[redacted] Broker / Owner Michael Ring[MHRING@GRELV.COM]; Team Leader / Owner Ronney Chang[RonneyTeam@yahoo.com]; Publisher Rossana Huang[redacted]; President Andy AnSheng Liu[redacted]; President / Inspector Cavin Fung[redacted]; [redacted] Director Doris Zhao[redacted] Realtor Tina Hong[redacted]; 1. Executive Host MBA Yi Li[redacted]
From: Robert Song
Sent: Sat 10/29/2016 5:57:15 AM
Subject: 1. From Senator Harry Reid: Get Covered During the 2017 Open Enrollment Period, 2. From Governor Brian Sandoval: Question 2 on the ballot, 3. Emails from Executive Producer Peggy Yuen & Manager Karen

Dear Friend,

*** I have bad stories about Johnny Jackson's [Dishonest Incidents], I warmed Johnny Jackson for many times for few days, but Johnny Jackson did not care. Even he did not reply my texts, No return my phone call messages. Just to avoid to pay me back for $30 which he borrowed from me.This kinds of criminal threat behavior. we should not trust Johnny Jackson' Dishonesty, Offense and criminal threat. Next step, I may call Metro to deal with his criminal threat Incidents. Few years ago, he did same criminal threat to me. I would call Metro to deal with him that time. However, one AssemblyMan requested me to forgive Johnny Jackson. Then I let him go. No one should be above the Law. I will review the candiates he promoted / supported. We may not void them any more.

***** I was very busy for events & cleaning up my home's staffs for one month. I accumulated 2,000 photos as back log, 1,800 emails not read as back log & Cleanuped 25% my old staffs from my home and rearrange the left ones. I could not compose those emails at time. Even I have been worked 24 hours [wihout sleep at night 4 times for 4 days in one month, and most of days, I only sleep 3 to 4 hours a night. Poor Robert!

Thanks! & Best wishes,

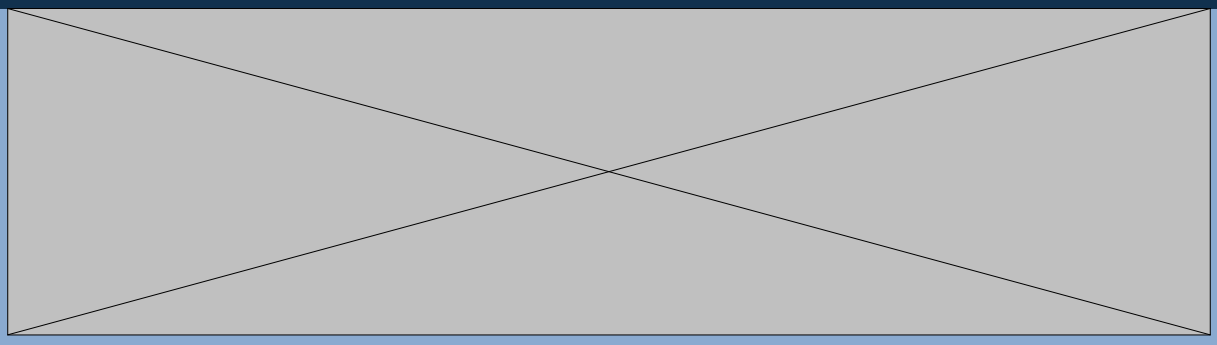
Robert Song

---

1. From Senator Harry Reid: Get Covered During the 2017 Open Enrollment Period: November 1, 2016 - January 31, 2017:

----- Forwarded Message -----
From: Senator Harry Reid <senator_harry_reid@reid.enews.senate.gov>
To: Robert Song <afsong@yahoo.com>
Sent: Thursday, October 27, 2016 9:38 AM
Subject: Get Covered During the 2017 Open Enrollment Period: November 1, 2016 - January 31, 2017

If you are having trouble viewing this message or would like to share it on a social network, you can view the message online.



Share this on:

October 27, 2016

Dear Fellow Nevadan,

This year's open enrollment period to enroll in high-quality, affordable health coverage will begin on November 1, 2016, and will conclude on January 31, 2017.

Through Nevada Health Link, the health insurance marketplacethat the Silver State created under the Affordable Care Act, Nevadans can shop, compare and enroll in a health plan that meets their health care needs and budget. Because of the Affordable Care Act, plans offered in the marketplace must cover a set of essential health benefits including doctor visits, hospitalizations, emergency room visits, preventive services and prescriptions. Click here to view a list of health services that marketplace plans must cover.

Enrolling through the marketplace also allows eligible enrollees to receive financial assistance to make coverage even more affordable. This assistance is only available for plans selected through Nevada Health Link or healthcare.gov, and for most individuals the amount paid in premiums is capped. Last year, 89.5 percent of Nevadans who selected a plan on the marketplace were eligible for an average savings of $265 per month to lower their monthly premium payments. And the U.S. Department of Health and Human Services estimates that as many as 27,000 Nevadans who are currently enrolled in a health insurance plan off of the marketplace may be eligible for financial assistance should they choose to enroll in health coverage on the marketplace this year. The health insurance marketplace also connects Nevadans to other health insurance programs, such as Medicaid and Nevada Check Up.

To get started, log on to Nevada Health Link or HealthCare.gov. Nevadans can also "window shop" for plans before creating a marketplace account.

Free in-person assistance is available throughout the Silver State to help Nevadans enroll in a plan that fits their needs. Nevadans can use Nevada Health Link's in-person assistance tool to search for a trained assister in their area. The Nevada Health Link website also features a community events calendar where Nevadans can see the enrollment events happening near them, including the "Sign-up Saturday" and "Pop-up" enrollment events that Nevada Health Link will be hosting throughout the open enrollment period. Click hereto learn more about this year's enrollment process.

The Affordable Care Act is helping to ensure that hardworking individuals and families in Nevada have access to quality, affordable health insurance coverage. The Affordable Care Act prohibits insurance companies from denying coverage to individuals with preexisting conditions, allows young adults without insurance to be covered on their parents' insurance policies until the age of 26 and eliminates cost-sharing for preventive services, like mammograms and cholesterol and blood pressure screenings.

The Affordable Care Act is working for Nevada's families. Whether you are new to the health insurance marketplace or you enrolled in a plan in the past, I encourage you visit Nevada Health Link or HealthCare.gov and search for a health plan that works for you.

To learn more about my work in the Senate on behalf of Nevadans or to contact me, please visit reid.senate.gov, sign up for my e-newsletter, The Reid Report, or connect with me on Facebook and Twitter.

Sincerely,

HARRY REID

U.S. Senator for Nevada

OFFICE LOCATIONS

Las Vegas
Lloyd D. George Building
333 Las Vegas Boulevard South
Suite 8016
Las Vegas, NV 89101
Phone: 702·388·5020
Fax: 702·388·5030

Reno
Bruce R. Thompson Courthouse
and Federal Building
400 South Virginia Street, Suite 902
Reno, NV 89501
Phone: 775·686·5750
Fax: 775·686·5757

Carson City
600 East Williams Street
Suite 304
Carson City, NV 89701
Phone: 775·882·REID (7343)
Fax: 775·883·1980

Washington
522 Hart Senate Office Building - Washington, DC 20510
Phone: 202·224·3542 - Fax: 202·224·7327
Toll Free for Nevadans: 1·866·SEN·REID (736·7343)
Restricted to calls originating from area codes 775 and 702

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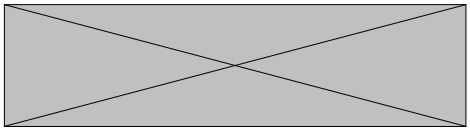
2. From Governor Brian Sandoval: Question 2 on the ballot,

----- Forwarded Message -----
From: Brian Sandoval <brian@briansandoval.com>
To: [redacted]
Sent: Sunday, October 23, 2016 6:51 PM
Subject: Question 2 on the ballot



Robert and Alice --

Nevada has come so far, and legalizing recreational marijuana would only set us back.
That's why I'm writing to urge you to join me and Vote NO on Question 2.
We can learn from other state's experiences. Since Colorado, Washington and Oregon legalized recreational marijuana:

- Car accident deaths related to marijuana increased 62% in Colorado since legalization.
- Within 6 months of legalizing, Oregon's pot-related DUI's increased 163%.
- In Colorado, accidental ingestion by youth increased more than 600%.
- Pot-related traffic deaths in Washington doubled.
- Colorado is now ranked as the leading state in combined opioid, marijuana, alcohol, and cocaine use.

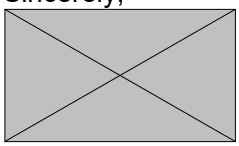
Marijuana is not harmless.
Legalizing recreational marijuana would also setback the strides we've made since the great recession, right when Nevadans needs a dependable workforce more than ever.

Overall, the arguments in favor of legalizing recreational marijuana are not enough to outweigh the consequences. Especially considering policy makers have reduced penalties for possession of small quantities of the drug and medicinal marijuana is already legal in Nevada.

When you cast your ballot, will you join me in voting NO on Question 2?

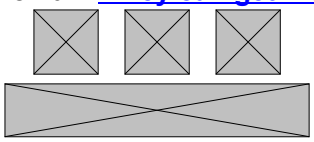
Thank you for your hard work fighting for the future of our great state.

Sincerely,



Brian Sandoval

P.S. Will you make sure your friends and family know the implications of Question 2 by **forwarding this along in an email?** **They can get more facts here.**



P.O. Box 370297 | Las Vegas, NV 89137

Telephone: 702-228-2014

Privacy Policy

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3. Emails from Executive Producer Peggy Yuen & Manager Karen Wong as follows:

1] From Executive Producer Peggy Yuen's emais:

From: Peggy Yuen<[redacted]
To: Robert Song [redacted]
Sent: Monday, October 24, 2016 9:43 AM
Subject: Re: Hi Karen!! Your one photo

Thank you Robert! Glad meeting you, your wonderful another half and all my beautiful lady friends too.
Warmth regards,

Kwan :)
Phone (C): [redacted]

Dear Peggy,

Thanks for your email, I found a photo of yours. Later, I may find some more. In one month, I joined 12 events. I have 2,000 pictures are not clean up yet [Back Log].

It was nice meeting all of you at the event. Thank you for so nice to me!! I would like to send you the attachments, so you can see them! I would like to meet you again.

Thank you!

Best wishes,
Robert Song

2] From Karen Wong's emais:

Hi Robert,

It was nice meeting you last night at the event. Thank you for taking photos!! Please send me copies or send me the link so I can see them!

Thank you!

Karen Wong
Print Traffic Manager Desert Companion Magazine
Nevada Public Radio – KNPR 88.9 KCNV 89.7
1289 S. Torrey Pines Dr. Las Vegas, NV 89146
(702) 259-7845 Direct (702) 258-5646 Fax

==========

Dear Karen,

Thank you to email me. I have accumulated about 2,000 pictures [12 events in one month] which I did not have time to clean up yet. please wait few more days. I will send to you as soon as they are ready to send. Normally I attached them with my emails. Each email only can attach 10 MG [Around 7 pictures] because some viewers' accounts could no accept >10 MG. But some events, I used a new camera which I forgot to lower the density of camera. Each email only can attach 2 pictures at time because of high density.

WOW, You are a outstanding Chinese who owns so many titles & potentials. I would like to meet you again.

Best wishes,
Robert Song

==========

4. It is Time to Stop Trump:

For our country, It is Time to Stop Trump. Trump is not fitted to be USA' President. For the 18

months. Trump always Cheat, Flip Flop, you will not know what is Trump's intentions. It is danger for our country. Trump is a Liar, Con artist, Scam man, King of Debt, King of Bankruptcy guy, ..., I did / do not like Trump at all since 15 years ago.

Please view the following emails I did before with updated:

Dear Friend,

*** I can not agree with Patricia and Her Husband Danny any more:

*** [No Color highlights are wrote by Patricia]; [With Yellow color is wrote by Robert].

[Patricia]: Don't mind betting with you at all but we need to meet and Danny say he won $100 dollars from you for Super Bowl and you still need to pay him.

Robert' A]: I can not agree with Patricia and Patricia's Husband Danny any more. Sham on Danny. Two years ago, he joked with me that he wanted to bet with me of $100 dollars about Seattle to win the Super Bowl. Then before the Super Bowl, Danny told me that he just joked with me only. We did not need to pay each other. If Patricia or Danny is dishonesty to demand from me. I will not be their friend any more. Danny just likes Trump to cheat the deal without honest.

I would like to bet with Patricia of $10,000 if Trump to be our next President, I will pay Patricia $10,000 cash, or Patricia pay me $10,000 cash if Trump is not our next President, Would Patriciasign an agreement with me and we go to get a Notary Public and a witness? Make sure that we will pay the winner each other.

[Patricia]: For your information my father was a major partner with Mr Donald J. Trump and he made multi millions of dollars but that is just people talking bad jealous he turned one million into over 30 Billion Dollars he is brilliant he did this with all his business partners my dad would never be involved with a dishonest person so Mr Donald J. Trump was above board with all his business dealings.

Robert' A]: I did not know Your father was a major partner with Mr Donald J. Trump. I did not know that If he could turned one million $ into over 30 Billion Dollars. Show me the money. Why Trump needs 6 times of Bankruptcy in 70 years? Why he could not pay so many people he owed? Even his Champagne team could not pay staffs. a few money for Ad?

His Champagne fund is only 1/30 of Clinton's. He pays employee wage [$8-10]. It is under market value. Why RNC's Cleveland Conviction was owed $50 millions. How many Big donors and companies support RNC & Trump? He & RNC are very weak.

He is brilliant to cheat contractors and the people he owed. 5,000+ open cases for Trump's law suit. If you are so poor vision about Trump. Why did He still owes contractors and the business men the money. 5,000+ open cases for his law suit. He will make our country danger, even it will Bankruptcy our country. That why 30 GOP congressmen & women. And 50 Security persons against to him.

[Patricia]:The best choice for America not Hillary or anyone else just our next a President Of The United States Of America. Mr Donald J. Trump. You need to do your research on Hillary they just stole the election from Bernie shame sham on them not to many people want Hillary look at her events 500 people Mr Donald J. Trumps has Hundred of Thousand one event he had over 50,000. 00 thousand the American People have spoken we want a business leader that has made a payroll not a government employee that has no respect for the law of the land.

Robert' A]: The best choice for America is Hillary. I am very confident about Bill & Hillary who will make America Real Great. Not Trump, believe me. Trump just talk and cheat. No action and No content. I did a lot of my research over Hillary and Trump. You just know the iceberg of Trump. Trump has no respect for the law of the land. He missed ball so many times.

Hillary is never stole the election from Bernie. Shame sham on Bernie who cheated the poor, young persons, noneducational people's money and rich for himself by his Cannot do platforms. Where is the Free education? Where is the Free Insurance? where is $15/Hr wage? One day he will meet FBI. Even now he still ask money / Fund from those persons for Revolution and Defeat the DNC Chairwoman. Give me a break. What kind of US Senator?
Cheat! Cheat! Cheat!

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[Patricia]:Shame sham on them not to many people want Hillary look at her events 500 people Mr Donald J. Trumps has Hundred of Thousand one event he had over 50,000. 00 thousand the American People have spoken we want a business leader that has made a payroll not a government employee that has no respect for the law of the land.

Robert' A]: Hillary has strong Management / Ground Staffs to get Votes. Trump likes Bernie, Just Tweet, Text, Always create for the Free TV about his Tweets, rallies and events. Bad result and negative images. please check the new polls. Trump is looser. Almost Frozen. No money, No Ads. No helps. No experience, No ground war, weak organization. 10% of Clinton's staffs.

He is not a good business leader. Only Fraud & cheat. Trump could not made a payroll for USA. Even his own employee. Trump has no respect to the law of the land. He could not run a good Champagne. How can Trump run the country?

God bless you and your lovely wife and God bless America still Love You. Hope to see you soon.

A]: God bless you and your Husband also. God bless America. I was retired. However, I watched Trump for one year. I do not like him at all. I am very disappointed with Trump's talks, performs and history. How many candidates got so many protesters? Thanks.

Best wishes,
Robert Song

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[From Patricia,s Email comments]

Thank You Mr Robert Song,
Don't mind betting with you at all but we need to meet and Danny say he won $100 dollars from you for Super Bowl and you still need to pay him.

For your information my father was a major partner with Mr Donald J. Trump and he made multi millions of dollars but that is just people talking bad jealous he turned one million into over 30 Billion Dollars he is brilliant he did this with all his business partners my dad would never be involved with a dishonest person so Mr Donald J. Trump was above board with all his business dealings best choice for America not Hillary or anyone else just our next a President Of The United States Of America. Mr Donald J. Trump. You need to do your research on Hillary they just stole the election from Bernie shame sham on them not to many people want Hillary look at her events 500 people Mr Donald J. Trumps has Hundred of Thousand one event he had over 50,000. 00 thousand the American People have spoken we want a business leader that has made a payroll not a government employee that has no respect for the law of the land.

God bless you and your lovely wife and God bless America still Love You. Hope to see you soon.

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5. 2nd Invite - Join our next Water Street Rall-E Wednesday, November 2nd!

---------- Forwarded message ----------

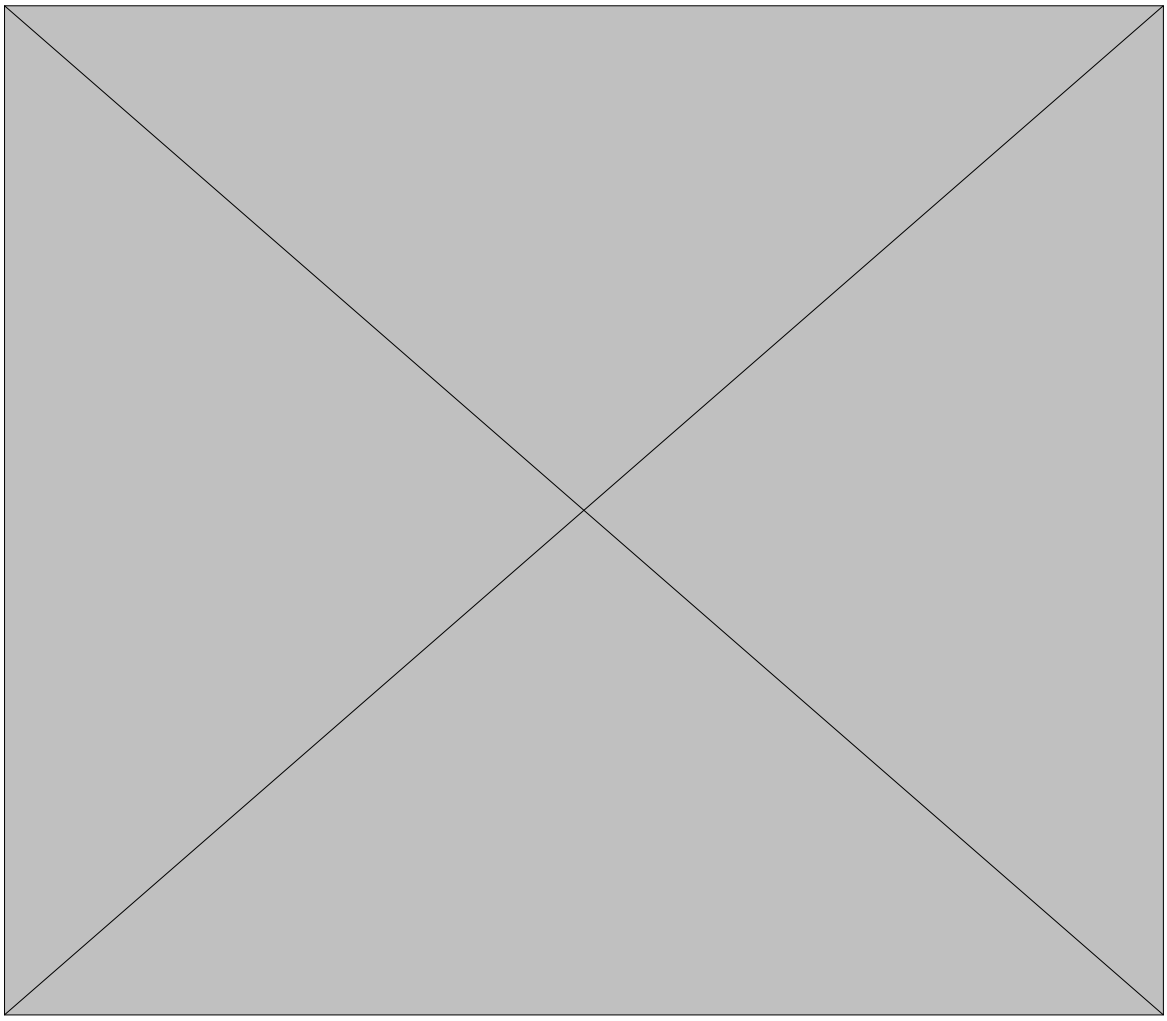
From: Barbra Coffee <cohecon@cityofhenderson.com>
To: [redacted]
Sent: Monday, October 24, 2016 2:48 PM
Subject: 2nd Invite - Join our next Water Street Rall-E Wednesday, November 2nd!

Having trouble viewing this email? Click here

Don't miss the next Water Street Rall-E, Wednesday, November 2 at 6 pm at the Gold Mine Tavern in downtown Henderson!

Food and beverage courtesy of Sarah Brown with FranNet! Join us this month for our moderated panel presentation focused on entrepreneurship programs and resources available through NSC, CSN and UNLV! Don't miss it! Come, be inspired!

Please call 702-267-1650 now or reply to this email to reserve your spot for this exciting entrepreneur networking event! There is no cost to attend.



City of Henderson Economic Development Division, 280 S. Water St., Henderson, NV 89009

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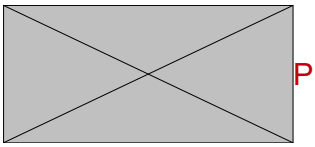
Robert Song

Nuclear Power Retiree
Retiree of Pan-Am Legal Services

Email Networking man
702-889-0678

==========

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 4/25/2017 8:25:06 AM
Subject: [Marketing Mail] Sessions Says DOJ Won't Forsake White Collar Enforcement



PUBLIC POLICY.

Tuesday, April 25, 2017

TOP NEWS

Sessions Says DOJ Won't Forsake White Collar Enforcement

U.S. Attorney General Jeff Sessions said in a speech Monday that the new administration will not bring a sea change in white collar enforcement, saying the U.S. Department of Justice "will continue to investigate and prosecute corporate fraud and misconduct." Read more »

Congress Tells SEC To Rein Itself In With CHOICE Act 2.0

Although Rep. Jeb Hensarling's second shot at repealing Dodd-Frank faces an uncertain path to passage, experts say the Financial CHOICE Act 2.0 sends a clear message to the U.S. Securities and Exchange Commission to pull back its enforcement program and focus on capital formation — a message likely to be well received by the agency's new leadership. Read more »

White House Reportedly Drafting Massive Corporate Tax Cut

President Donald Trump has asked his White House staff to hurry up with a legislative proposal to cut the corporate tax rate to 15 percent despite potential repercussions for the federal deficit, according to a media report published Monday. Read more »

Trump Admin. Preps For Shutdown, Calls Moves A Precaution

With funding for the government set to expire on Friday, the Trump administration has initiated preparations for a government shutdown, though it says it does not expect one and insists the measures are precautionary, according to several media reports published at the end of last week. Read more »

ABA Urges Congress To Preserve Cash Accounting Method

The American Bar Association asked Congress to reject proposals in the latest tax overhaul that would force law firms and others to use an accrual accounting method instead of the standard, simple cash approach, saying this change could cause a "substantial financial hardship" for many. Read more »

Akin Gump Gets $9M In First Lobbying Numbers Under Trump

In the first three months of the new year, Akin Gump Strauss Hauer & Feld LLP held on to its top spot among BigLaw lobbying firms, with $9.13 million, followed by Brownstein Hyatt Farber Schreck LLP and Squire Patton Boggs LLP, according to numbers disclosed by the firms Monday and Friday. Read more »

Senate Confirms Trump Agriculture Secretary Pick

The Senate on Monday approved the latest member of President Donald Trump's cabinet, sending former Georgia Republican Gov. Sonny Perdue to the U.S. Department of Agriculture. Read more »

5th Circ. Agrees To Delay Power Plant Effluent Rule Challenge

The Fifth Circuit on Monday granted the U.S. Environmental Protection Agency's request to hold in abeyance for four months a challenge to an Obama-era rule that

LAW FIRMS

Akerman
Akin Gump
Arnold & Porter Kaye Scholer
Baker Botts
Baker McKenzie
Balch & Bingham
Boies Schiller
Brownstein Hyatt
Brune Law PC
Covington & Burling
Cravath Swaine
Crowell & Moring
Davis Graham
Debevoise & Plimpton
Dentons
Desmarais LLP
Dewey & LeBoeuf
Dhillon Law Group Inc.
Earthjustice
Eimer Stahl
Fried Frank
Gibson Dunn
Grant & Eisenhofer
Greenberg Traurig
Hogan Lovells
Holland & Knight
Hopping Green
Hughes Hubbard
Hunton & Williams
K&L Gates
Kirkland & Ellis
Lewis Brisbois
Linklaters
Manko Gold
Michael Best
Miller Shakman
Morgan Lewis
Norton Rose Fulbright
Quinn Emanuel

set limits on how much toxic metal can be discharged in wastewater from power plants, despite environmental groups warning the public is harmed the longer a decision on the rule's merits is delayed. Read more »

BANKING & SECURITIES

Tilton's ALJ Fight 'Misses The Mark,' SEC Tells High Court

Private equity magnate Lynn Tilton missed the mark when petitioning the U.S. Supreme Court to hear her constitutional challenge against the U.S. Securities and Exchange Commission's administrative law judges, the agency argued on Friday, saying the issue must first be heard in its in-house court. Read more »

High Court Won't Hear Microcap Dealer's FINRA Challenge

The U.S. Supreme Court on Monday declined to review a Fourth Circuit decision that microcap broker-dealer Scottsdale Capital Advisors Corp. must challenge the Financial Industry Regulatory Authority's power before the agency and the U.S. Securities and Exchange Commission instead of in federal court. Read more »

MetLife Wants SIFI Appeal Paused Amid Trump Order

MetLife Inc., hoping it could be the first beneficiary of an executive order to review regulations for large financial institutions, on Monday asked the D.C. Circuit to pause the appeal of a ruling that freed the insurer from some of those very regulations. Read more »

Feds Tells DC Circ. Tanzanian Bank Faces No 'Death Sentence'

A federal regulator asked the D.C. Circuit on Friday to allow its administrative sanctions against Tanzania-based FBME Bank Ltd. to take hold while the bank appeals the punishment, but FBME on Monday said it would be "wiped out" and forced to surrender if the rule goes into effect. Read more »

Fla. House Bill Adds Bitcoin To Anti-Money Laundering Law

Legislation was advanced to the floor of the Florida House of Representatives on Monday that would add bitcoin and other virtual currency to the state's money laundering statute, a move requested by Miami's top prosecutor after a criminal case was dismissed as a result of the law's definitions. Read more »

British Taxpayers Recoup $26B Spent On Lloyds Bailout

The British government on Friday said that it has recovered all £20.4 billion ($26 billion) it spent rescuing Lloyds Banking Group PLC from collapse during the financial crisis, meaning taxpayers have broken even after footing cost of the bailout. Read more »

ENERGY & ENVIRONMENTAL

EPA Pushes DC Circ. To Pause Methane Rule Rows

The U.S. Environmental Protection Agency continued Friday to press the D.C. Circuit to pause consolidated challenges to its methane rule for new oil and gas infrastructure and other previous emissions rules for the sector, arguing that the agency's review of the latest rule under an executive order by President Donald Trump could impact the disputes. Read more »

States, Enviros Oppose EPA Bid To Pause Mercury Rule Case

Environmentalists and a group of largely Democratic state and local governments asked the D.C. Circuit on Friday to deny the U.S. Environmental Protection Agency's request to delay oral arguments in a case focused on regulations limiting mercury and other toxic emissions from coal-fired power plants. Read more »

EPA Renewable Fuel Requirements Are Too Lax, DC Circ. Told

Environmental and biofuel industry groups attacked an Environmental Protection Agency rule Monday that they claim slashes renewable fuel requirements far below

Seward & Kissel
Seyfarth Shaw
Sheppard Mullin
Squire Patton Boggs
Sullivan & Cromwell
Tonkon Torp
Troutman Sanders
Weil Gotshal
WilmerHale
Winston & Strawn

COMPANIES

AT&T Inc.
Amazon.com Inc.
American Association for Justice
American Bar Association
American Civil Liberties Union
American International Group Inc.
American Petroleum Institute Inc.
American Public Health Association
American Water Works Company, Inc.
Associated Press
Berkeley Research Group
Center for Biological Diversity Inc.
Chevron Corporation
Comcast Corporation
Conservation Law Foundation
Consumer Watchdog
Electronic Privacy Information Center
Environmental Defense Fund Inc.
Facebook
Financial Industry Regulatory Authority Inc.
Florida Immigrant Coalition
General Electric Capital Corp.
General Motors
Google Inc.
Honda Motor Co. Ltd.
Illinois Transportation Trade Association
Institute for Justice
International Dairy Foods Association
Internet Corporation for Assigned Names and Numbers
Kirkland's, Inc.
Lloyds Bank PLC
Lloyds Banking Group PLC
Lyft Inc.
MetLife Inc.

congressional targets, telling a D.C. Circuit panel that there was “vastly more than enough” renewable fuel supplies to meet those goals. Read more »

Analysis

Enviros Gird For Pitched Battle To Stop Trump Border Wall

President Donald Trump appears committed to his campaign promise to build a wall along the border with Mexico, but environmental groups say they are ready to battle the administration in court every step of the way, even though past challenges to border barrier construction have failed. Read more »

MEDIA & ENTERTAINMENT

Conservative Groups Sue Berkeley Over Ann Coulter Speech

Two conservative youth groups accused University of California, Berkeley leadership of muzzling speakers who don’t align with liberal viewpoints when it canceled, then rescheduled Ann Coulter’s planned April 27 speech on campus, according to a suit lodged on Monday. Read more »

TRANSPORTATION & INFRASTRUCTURE

High Court Declines Challenge To Chicago Ride-Hailing Regs

The U.S. Supreme Court on Monday declined to take up the Chicago taxicab industry’s challenge to the city’s ordinances governing ride-hailing platforms such as Uber and Lyft, ending more than three years of litigation over regulations that the cab companies said unfairly favored the apps. Read more »

Trailer Cos. Say Stay Forces Them To Follow Challenged Rule

A 90-day pause in challenges to greenhouse gas and fuel efficiency standards for new large and heavy-duty vehicles proposed by the federal government would essentially force truck trailer manufacturers to comply with the very standards they're fighting, an industry group told the D.C. Circuit Friday. Read more »

EMPLOYMENT

Trump Taps Miscimarra As NLRB Head, Renews OSHRC Chair

The Trump administration said Friday it will nominate National Labor Relations Board acting Chair Philip Miscimarra to take over the position permanently, and it has renominated Occupational Safety and Health Review Commission acting Chair Heather L. MacDougall for a fresh term. Read more »

PRIVACY & CONSUMER PROTECTION

FTC Can Treat Soundboard Calls As Robocalls, Judge Says

A move by the Federal Trade Commission to extend robocalling restrictions to telemarketing calls that use so-called soundboard technology was constitutional and followed proper procedure, a D.C. federal judge ruled Monday. Read more »

No-Fly List Challenge Gets Its Wings Clipped By Ore. Judge

A group of travelers named on the no-fly list must take their challenge of the Transportation Security Administration’s decision not to remove their names from the list to the Ninth Circuit, an Oregon federal judge said Friday when nixing their suit. Read more »

GOVERNMENT CONTRACTS

DCAA Says Hiring Freeze May Stall Its Effort To Clear Backlog

Murray Energy Corp.
National Association of Broadcasters
National Corn Growers Association
National Immigration Law Center
National Milk Producers Federation
Natural Resources Defense Council
New York Immigration Coalition
New York University
PHH Corporation
Physicians for Social Responsibility
Prudential Financial Inc.
Public Company Accounting Oversight Board
Sierra Club
Southern Environmental Law Center
Southern Poverty Law Center
T-Mobile USA Inc.
Tax Foundation
The Royal Bank of Scotland Group PLC
Twitter Inc.
U.S. Bancorp
Uber Technologies Inc.
United Brotherhood of Carpenters
Verizon Communications
Volkswagen
Yahoo! Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Blackfeet Nation
Bureau of Land Management
Bureau of Reclamation
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Defense Contract Audit Agency
Department of Commerce
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement

President Donald Trump's federal hiring freeze may have derailed the Defense Contract Audit Agency's goal to clear its audit backlog by 2018, the DCAA said in an otherwise glowing annual report to Congress made available recently. Read more »

INTERNATIONAL TRADE

US To Impose 20% Tariff On Canadian Softwood Lumber

The Donald Trump administration will impose new tariffs on softwood lumber imports from Canada at rates averaging about 20 percent, a White House spokesperson said Monday. Read more »

Pence Opens Door For US-Australia Trade Modifications

Vice President Mike Pence on Saturday said that he was pleased with the status of the U.S.-Australia free trade agreement — a rarity for the Trump administration — but nevertheless held open the possibility that the agreement could be reworked in the near future. Read more »

TAX

Analysis

Axing Obama Tax Regs Could Reopen Loopholes

President Donald Trump's efforts to eliminate tax regulations from the previous administration are misguided in a world where businesses crave clarity in interpreting tax laws, according to experts who say the White House should instead focus on facilitating rules that help with business planning and prevent the gaming of tax laws. Read more »

IMMIGRATION

Brooklyn DA Moves To Avoid Deportations Over Petty Crimes

Acting Brooklyn District Attorney Eric Gonzalez said Monday that his office will provide special assistance to undocumented immigrants facing criminal convictions for minor offenses, advising them on how to avoid deportation and training staff to increase awareness of immigration issues. Read more »

Immigration Enforcement Bill Advances To Fla. House Floor

Florida's House Judiciary Committee on Monday voted 12-6 to send the full chamber a bill that bars "sanctuary" policies and requires state and local officials to cooperate with federal immigration enforcement on matters such as detainment requests or risk penalties, including possible removal from office. Read more »

Hawaii Urges 9th Circ. To Uphold Initial Halt To Travel Ban

The state of Hawaii on Friday urged the Ninth Circuit to uphold a preliminary injunction that halted a revised executive order on immigration from six predominantly Muslim countries, saying the order flouts the protections of the U.S. Constitution. Read more »

DHS Probes Abuse Of Power In Anti-Trump Tweeter Summons

The U.S. Department of Homeland Security's inspector general said Friday that he is investigating whether U.S. Customs and Border Protection abused its authority by issuing a summons to Twitter that sought the identity of the user behind an anonymous account critical of the Trump administration's immigration policies. Read more »

NATIVE AMERICAN

Blackfeet OK $471M Water Rights Deal With Feds, Montana

The Blackfeet Nation has voted to approve a water rights agreement with the federal

Network
Financial Stability Oversight Council
Florida House of Representatives
Government Accountability Office
Internal Revenue Service
International Telecommunication Union
International Trade Commission
Los Angeles County District Attorney's Office
NAFTA
National Credit Union Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
Occupational Safety and Health Administration
Occupational Safety and Health Review Commission
Office of the Comptroller of the Currency
Securities and Exchange Commission
Small Business Administration
Tohono O'odham Nation
Transportation Security Administration
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United Nations

government and the state of Montana that will furnish the tribe with $471 million in funding from both governments for infrastructure projects on the reservation. Read more »

TELECOMMUNICATIONS

FCC's O'Rielly Blasts Aftermath Of Domain System Switch

The six months since the transition of the internet's domain name system out of U.S. oversight have shown that despite claims beforehand, the move hasn't stopped "despots" abroad from continuing to press for government intervention online, Federal Communications Commissioner Michael O'Rielly said Friday. Read more »

FCC Chairman Creates Diversity Advisory Committee

The chairman of the Federal Communications Commission, Ajit Pai, on Monday said that he will create a new advisory committee on "diversity and digital empowerment" to advise the agency on ways to push the participation of all in communications. Read more »

Privacy Groups Urge FCC To End Call Data Retention Rule

The Electronic Privacy Information Center and a coalition of civil society organizations and others have urged the Federal Communications Commission to repeal a rule that requires phone companies to retain the detailed call records of their customers, saying it's unnecessary and threatens consumer privacy. Read more »

Post-Auction Transition Shouldn't Harm Consumers, FCC Told

The National Association of Broadcasters has returned to the Federal Communications Commission to make its case for a careful transition after the airwaves auction, saying the agency shouldn't be locked in by decisions made by previous FCC leadership, according to a filing made public Friday. Read more »

Sen. Criticizes FCC's Business Data Services Deregulation

A Democratic senator who sits on the Commerce, Science and Transportation Committee has criticized the Federal Communication Commission's move to relax pricing regulations in the market for business data services. Read more »

PEOPLE

Kirkland & Ellis Gets Back Ex-Obama White House Counsel

The former top attorney for President Barack Obama's administration is heading back to Kirkland & Ellis where he will serve as a partner in its government, regulatory and internal investigations practice group, the firm announced Monday. Read more »

EXPERT ANALYSIS

Trump's Environmental Agenda: The 1st 100 Days

The first 100 days of the Trump administration have been momentous for environmental policy. Brian Israel and Ethan Shenkman of Arnold & Porter Kaye Scholer LLP outline what we know so far about President Donald Trump's environmental agenda, identify key unknowns, and discuss five major obstacles that Trump will face as he seeks to implement his environmental agenda. Read more »

A Closer Look At Financial CHOICE Act 2.0

The recently released amended version of the Financial CHOICE Act builds on and retains key features of the original act adopted in the House Financial Services Committee last year, including its targeted approach of amending, repealing or replacing individual provisions of the Dodd-Frank Act. There are, however, several key modifications in the revised legislation, say attorneys with Sullivan & Cromwell

LLP. Read more »

Deciphering DC's New Universal Paid Leave Law

Washington, D.C.'s Universal Paid Leave Amendment Act of 2016 became effective earlier this month, instituting one of the nation's most expansive paid leave laws. Yet, even as the act takes effect, uncertainty about how the law will work in practice persists, say Bill Miossi and Scott Phillips of Winston & Strawn LLP. Read more »

Roundup

Counsel To Counsel: Insights From Law Firm GCs

Catch up if you missed last week's special series spotlighting general counsel at four firms and the issues they encounter in an increasingly complex legal environment. Read more »

LEGAL INDUSTRY

Fried Frank Rewards Staff With Bonus Worth A Week's Salary

With bonuses climbing into six figures for some associates, Fried Frank Harris Shriver & Jacobson LLP honored the contributions of its administrative staff with one-time bonuses of their own, according to internal memos disclosed Friday. Read more »

Arsonist Behind Lewis Brisbois LA Office Fire Gets 15 Years

The man charged with setting one of the largest structure fires in Los Angeles history, torching an apartment complex and damaging the nearby offices of Lewis Brisbois Bisgaard & Smith LLP, pled guilty Monday to arson and was sentenced to 15 years in state prison, the Los Angeles County District Attorney's Office announced. Read more »

Dewey Execs Pin Hopes On Undermining State's Case

Defense attorneys for two former Dewey & LeBoeuf LLP executives told a New York judge on Monday that they will not present full-blown defense cases, meaning a jury will likely start weighing the financial-crisis-era fraud case next week. Read more »

Linklaters Venture Aims For Shanghai Free Trade Zone Entry

In a move to bolster its legal capacities in Asia, Linklaters LLP confirmed Monday that it has linked up with a firm in the People's Republic of China to incorporate PRC law capabilities within its own international focus in the hope of establishing an operation in the Shanghai Free Trade Zone. Read more »

Plaintiffs Bar Perspective: Grant & Eisenhofer's Beth Graham

For plaintiffs attorneys, sticking to offense rather than going on defense in response to something the other side puts up is not always easy, says Beth Graham, director of Grant & Eisenhofer's complex pharmaceutical and medical device litigation practice. Read more »

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Sullivan & Cromwell
WilmerHale
Akerman
Baker Botts
Baker McKenzie
Balch & Bingham
Boies Schiller
Brownstein Hyatt
Brune Law PC
Cravath Swaine
Davis Graham
Debevoise & Plimpton
Dentons
Desmarais LLP
Dewey & LeBoeuf
Dhillon Law Group Inc.
Eimer Stahl
Fried Frank
Grant & Eisenhofer
Greenberg Traurig
Holland & Knight
Hopping Green
Hughes Hubbard
K&L Gates
Kirkland & Ellis
Lewis Brisbois
Linklaters
Manko Gold
Michael Best
Miller Shakman
Morgan Lewis
Norton Rose Fulbright
Quinn Emanuel
Seward & Kissel
Seyfarth Shaw
Sheppard Mullin
Tonkon Torp
Troutman Sanders
Weil Gotshal
Winston & Strawn

COMPANIES

Sierra Club
American Civil Liberties Union
Twitter Inc.
American Petroleum Institute Inc.
Environmental Defense Fund Inc.
U.S. Bancorp
AT&T Inc.
Amazon.com Inc.
American Association for Justice

American Bar Association
American International Group Inc.
American Public Health Association
American Water Works Company, Inc.
Associated Press
Berkeley Research Group
Center for Biological Diversity Inc.
Chevron Corporation
Comcast Corporation
Conservation Law Foundation
Consumer Watchdog
Electronic Privacy Information Center
Facebook
Financial Industry Regulatory Authority Inc.
Florida Immigrant Coalition
General Electric Capital Corp.
General Motors
Google Inc.
Honda Motor Co. Ltd.
Illinois Transportation Trade Association
Institute for Justice
International Dairy Foods Association
Internet Corporation for Assigned Names and Numbers
Kirkland's, Inc.
Lloyds Bank PLC
Lloyds Banking Group PLC
Lyft Inc.
MetLife Inc.
Murray Energy Corp.
National Association of Broadcasters
National Corn Growers Association
National Immigration Law Center
National Milk Producers Federation
Natural Resources Defense Council
New York Immigration Coalition
New York University
PHH Corporation
Physicians for Social Responsibility
Prudential Financial Inc.
Public Company Accounting Oversight Board
Southern Environmental Law Center
Southern Poverty Law Center
T-Mobile USA Inc.
Tax Foundation
The Royal Bank of Scotland Group PLC
Uber Technologies Inc.
United Brotherhood of Carpenters
Verizon Communications
Volkswagen
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Environmental Protection Agency
Federal Communications Commission
Securities and Exchange Commission
Executive Office of the President
U.S. Department of Homeland Security
U.S. Department of the Treasury
Consumer Financial Protection Bureau
Department of Commerce
Financial Stability Oversight Council
U.S. Customs and Border Protection
U.S. Department of the Interior
U.S. Immigration and Customs Enforcement
Army Corps of Engineers
Blackfeet Nation
Bureau of Land Management
Bureau of Reclamation
Commodity Futures Trading Commission
Council on Environmental Quality
Defense Contract Audit Agency
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Florida House of Representatives
Government Accountability Office
Internal Revenue Service
International Telecommunication Union
International Trade Commission
Los Angeles County District Attorney's Office
NAFTA
National Credit Union Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
Occupational Safety and Health Administration
Occupational Safety and Health Review Commission
Office of the Comptroller of the Currency
Small Business Administration
Tohono O'odham Nation
Transportation Security Administration
U.S. Army
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of State
United Nations

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From: Brennan Center for Justice
Sent: Thur 2/16/2017 8:28:31 PM
Subject: [Newsletter] [Marketing Mail] Latest News: The Real Facts About Non-Citizen Voting

FEATURED STORIES

Non-Citizens Are Not Voting. Here Are the Facts.

The Trump administration continues to repeat its false and widely criticized assertion that 3 to 5 million non-citizens illegally voted in the 2016 election. But we already know ineligible non-citizens do not vote in American elections, except at negligible rates.

Read Now »

This Bill Could Make It Easier for Russia to Hack U.S. Elections

Recent foreign incursions into American politics raise serious national security concerns. Yet last week, a congressional committee voted to abolish the federal agency

that helps secure our voting machines.
Read Now »

THE TOP 5

Police Chiefs Weigh in on Trump's Anti-Crime Agenda

A group of leading law enforcement officials released a blueprint to reduce crime, strengthen criminal justice, and lower incarceration rates.

Judiciary Grabs Back on Trump's Immigration Ban

A Ninth Circuit Court decision broke no new legal ground, but may be remembered as one of the most important rulings in modern American history.

Tweeting at the Courts

Separation of powers is not a threat to democracy — it is the essence of democracy.

Interference with the Census is a Bad Idea

The independence of the Census Bureau could be at risk and with it the accuracy of a vital data source used for redistricting and a variety of government and business functions.

Starving Civil Rights In the Trump Era

Donald Trump is poised to defund the Justice Department's Civil Rights Division, and his Supreme Court pick bodes poorly for the future of civil rights.

FROM OUR FELLOWS

Hot Live Action on C-SPAN

The extraordinary silencing of Sen. Elizabeth Warren during the Jeff Sessions debate marks a new chapter in Senate dysfunction, writes Victoria Bassetti.

Neil Gorsuch Understands Campaign Finance And That's The Problem

A Gorsuch opinion from the 10th Circuit may tip his hand that he opposes regulating money in politics, argues Ciara Torres-Spelliscy.

Learn more about our fellows »

FEATURED PUBLICATION

Voting Laws Roundup 2017

Amid President Trump's claim that millions of non-citizens voted in 2016, and his promised major investigation on the subject, hundreds of election bills are already circulating in state capitals. At least 46 bills to restrict voting have been introduced in 21 states, and 308 bills to enhance voting have been introduced in 36 states. See all the details here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Feb 15

Attorney General Sessions thinks we are experiencing "a crime problem." The facts say otherwise: http://trib.al/xyHCqU3

@BrennanCenter • Feb 14

There is no proof of widespread voter fraud. Most cases of double-voting are administrative errors. @washingtonpost http://trib.al/z6TZufe

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@BrennanCenter • Feb 13

Republicans hold on to the myth of voter fraud to hold onto power, via @nytimes http://trib.al/CJjKVPb

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Subject: Boyd Briefs

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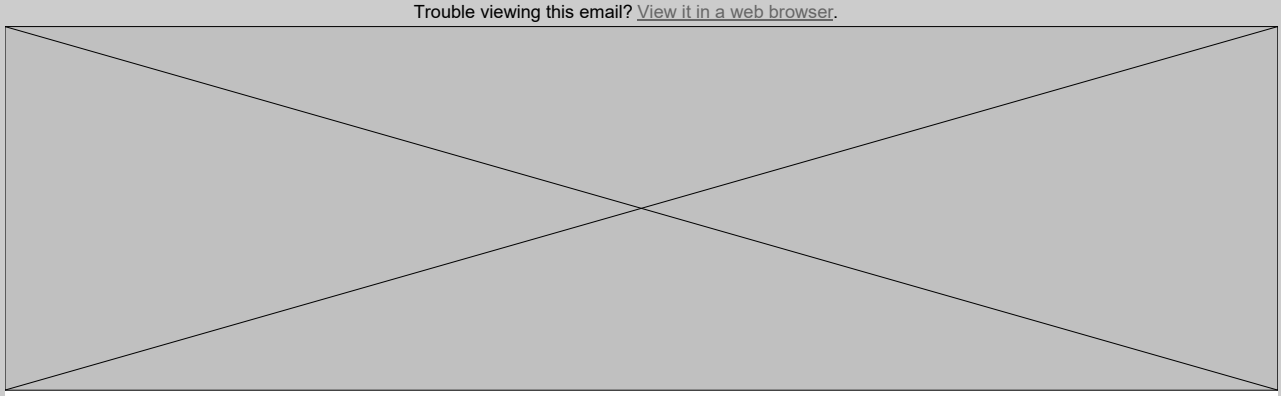

Boyd Briefs: February 12, 2015

From Dean Dan

Next Thursday, we are pleased to host the 16th Annual Public Interest Law Association Auction, a great community event for the law school that promotes all of our efforts to support students pursuing careers in public interest law. This year's auction is already the most successful ever, and I want to recognize and thank the exceptional hard work of all our student members of the Public Interest Law Association (PILA). This year, PILA is honoring Judge Elizabeth Gonzalez, a longtime friend of the law school and distinguished member of the bar, for her outstanding commitment to public interest. Past honorees were Bill Curran (2014), Justice Michael Douglas (2013), Barbara Buckley (2012), and Franny Forsman (2011).

16th Annual Public Interest Law Association Auction
Thursday, Feb. 19, 5:30 p.m.
The Smith Center for the Performing Arts - Reynolds Hall Lobby

PILA is a non-profit, student-run organization created to raise awareness about public interest work and the opportunities available to law students. Each year, the auction helps to raise funds to finance summer internship grants for Boyd students working in the public sector. You can learn about some of the wonderful things our PILA students are doing by reading about two of them in the student section below. The auction really is a wonderful cause - not only are you supporting Boyd students who commit their time to practicing public interest law, but also the many people in our community who would not receive legal assistance if not for their dedication.

Dan

Dean & Richard J. Morgan Professor of Law
daniel.hamilton@unlv.edu
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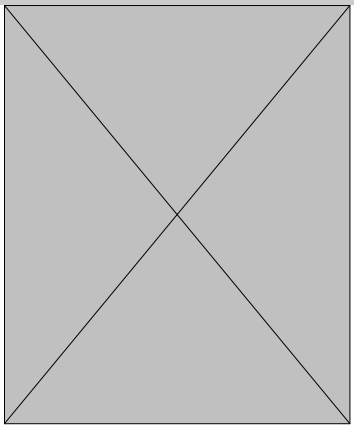
FACULTY SPOTLIGHT: Ian Bartrum

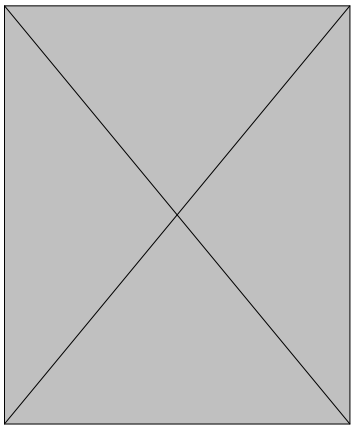
Professor Ian Bartrum is an expert on matters of Constitutional



interpretation. Naturally, there are a number of theories about how the U.S. Constitution should be interpreted. Bartrum believes that most of these theories are right. And wrong. The interpretive theories are right in the sense that these various approaches can lend insight and legitimacy to the critically important task of interpreting our Constitution. Yet these interpretive theories are wrong to the extent that they seek to foreclose other interpretive approaches. Bartrum argues that it would be dangerous for a society to commit in advance to any theory of interpretation that would reduce the number and kind of interpretive tools that have emerged from the centuries of lived experience.

In one of his recent articles, titled *Two Dogmas of Originalism*, Professor Bartrum challenges a prominent theory of constitutional interpretation called New Originalism. In his typically erudite fashion, Bartrum exposes a number of structural flaws within this interpretive modality. But his principal criticism is directed at the theory's constraint principle, which would restrict judges to follow a fixed semantic meaning that, in turn, is the product of certain linguistic facts (a term Bartrum calls "conceptually oxymoronic"). Bartrum bristles at this—or any—exclusive constraining principle because it would represent a radical challenge to our longstanding interpretive traditions. "Judges must speak fluently in our constitutional language, and opinions that depart too radically from the inherited interpretive norms are very much like assertions offered in a foreign tongue. In truth, these evolving practical norms, built and adapted over centuries of lived democratic experience, better keep judges within the contours of our collected political wisdom than any external normative theory ever could."

Professor Bartrum is not only one of the faculty's leading scholars, he is also a popular and effective teacher. A leader, a team player, and a welcome iconoclast, Bartrum lives in Boulder City, and is a frequent hockey player and mountain biker.

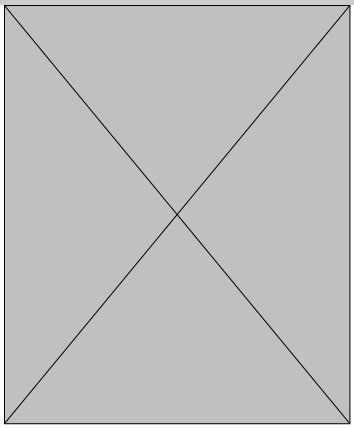


Bailey Bortolin

STUDENT SPOTLIGHT: Bailey Bortolin and Shaina Plaksin

Dean Dan's plug above for the fabulous Public Interest Law Association (PILA) Auction seems a fabulous segue to talk some about this year's fabulous PILA co-presidents, Bailey Bortolin and Shaina Plaksin.

Shaina has toiled tirelessly to make this year's auction bigger and better than ever. As a Boyd Public Interest Fellow, Shaina has worked as an intern in the Fraud Unit of the Nevada Attorney General's Office. Additionally, she has served as a student attorney in our Immigration Law Clinic, a research assistant for Professor Fatma Marouf, and founding president of Boyd's Federal Bar Association Student Chapter. Shaina is an articles editor for the *Nevada Law Journal*. Following graduation this May, she will clerk for the Honorable Gloria Navarro of the United States District Court for the District of Nevada. Of her time at Boyd, Shaina says, "I live by the belief that life is what you make of it. Looking back on my law school experience, I feel that I have made the most of the many opportunities at Boyd to learn and give

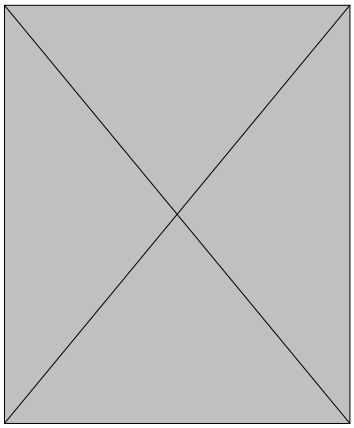


Shaina Plaksin

back."

Also a Boyd Public Interest Fellow, Bailey currently finds herself in beautiful Carson City, Nevada, participating in Boyd's Legislative Externship Program; she is working as a lobbyist for the Legal Aid Center of Southern Nevada (LACSN) as well as Washoe Legal Services. In 2014 she earned the *Nevada Law Journal* Scholarly Writing Competition Award. Bailey has been a student attorney with Boyd's Family Justice Clinic, as well as events coordinator for the Child Advocacy Law Association. Recently she was named a recipient of the UNLV Graduate and Professional Student Association Service Award. "Boyd and LACSN have helped me cultivate a voice and a passion for helping community members in need," shares Bailey. "I am proud to be a part of such extraordinary legal programs."

If you can make it to the PILA auction for fun and fundraising next Thursday, 5:30 p.m., at the spectacular Smith Center – and we certainly hope you can – make sure you say "hey" to Bailey and Shaina and congratulate them on an event well done. For more information on the PILA Auction, please go to http://law.unlv.edu/PILA2015auction.



ALUMNI SPOTLIGHT: Christina Mills '07

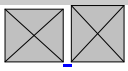
Christina Mills is a '07 Boyd graduate and currently serves as senior counsel at Aruze Gaming America. Christina provides primary legal support to Aruze's Sales Team and assists with other corporate transactions and gaming compliance matters.

After Christina graduated from the University of San Diego with a degree in Political Science, she returned to Las Vegas to attend Boyd. Christina started her legal career at Aristocrat Technologies as a law clerk while attending Boyd, and was promoted to associate counsel in 2007. After Aristocrat, she spent time at MGM Resorts International and Station Casinos as associate general counsel, before she became the general counsel of SLS Las Vegas during the development phase of the property. Upon successfully opening the SLS, she returned to the manufacturing side of gaming with Aruze.

Christina credits many experiences at Boyd to her success as an attorney, including her time as an extern for Federal Judge James Mahan and participating in the Juvenile Justice Clinic; however, she credits her success in the gaming industry to her time as a student and mentee of Bob Faiss.

"Bob was a true inspiration to so many people and although I was just a drop in the bucket of his life, he was instrumental in making me the attorney and person I am today. I feel so privileged to have been a student of Bob's."

Christina is married to Darin Mills and they have a 2-year-old Labradoodle named Riese and 12-year-old cat named Calvin.



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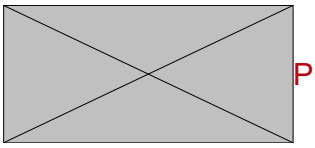

PUBLIC POLICY.

Thursday, October 4, 2018

TOP NEWS

Senate Kicks Off Process For Final Kavanaugh Vote

Senate Republicans started the process to hold a final U.S. Supreme Court confirmation vote on D.C. Circuit Judge Brett Kavanaugh Wednesday after receiving the FBI's secondary investigation into sexual assault allegations against him, even as his accuser said she hasn't spoken to investigators. Read full article »

Gibson Dunn's Ted Olson Slams ABA Over Kavanaugh Letter

Gibson Dunn & Crutcher LLP partner and appeals court heavyweight Theodore Olson criticized the American Bar Association on Wednesday over its president's support of an FBI investigation into sexual assault allegations against U.S. Supreme Court nominee Brett Kavanaugh. Read full article »

Analysis

Dems' New Line Of Attack On Kavanaugh: His Temperament

Democrats and outside groups are raising questions about Judge Brett Kavanaugh's temperament and demeanor after he cast sexual assault allegations as "revenge on behalf of the Clintons" and openly challenged senators during a hearing before the Senate Judiciary Committee last week. Read full article »

Analysis

New WH Cyber Strategy Talks Big Game, But Has Big Holes

The White House's newly unveiled national cybersecurity strategy takes the long-awaited step of adding digital combat to the top of America's foreign policy agenda, but it's unclear how its aggressive rhetoric will play out in practice, former federal officials say. Read full article »

Dems Pledge To Demand Trump's Taxes If They Win Congress

In the wake of new reporting on alleged illegal tax avoidance by the family of President Donald Trump, Democratic lawmakers pledged Wednesday to demand access to Trump's tax returns if they win back majorities in the U.S. Congress in November's midterm elections. Read full article »

Analysis

FDA Petition-Shaming Plan Gives Ammo To Antitrust Suits

The U.S. Food and Drug Administration appears poised to shame branded-drug makers that make strategically timed objections to generic-drug approval standards, providing new ammunition for antitrust suits over delayed access to lower-cost medicines. Read full article »

ENERGY & ENVIRONMENTAL

Trump Taps DOE Policy Head For FERC Commissioner Slot

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Goodwin
Jones Day
Katz Marshall
Kellogg Hansen
Kirkland & Ellis
Klestadt Winters
Latham & Watkins
Lewis & Llewellyn
Mayer Brown
McGuireWoods
Morgan Lewis
Morris Nichols
Native American Rights Fund
Ogletree Deakins
Paul Hastings
Reitler Kailas
Sanford Heisler Sharp

President Donald Trump announced Wednesday his intention to nominate the executive director of the office of policy at the U.S. Department of Energy as a member of the Federal Energy Regulatory Commission. Read full article »

DC Circ. Hears Challenges To Cross-State Emissions Regs

The Environmental Protection Agency faced pointed questioning Wednesday from a D.C. Circuit panel over environmental groups' claims that the regulator has failed to adequately rein in ozone emissions from so-called upwind states that have kept their neighbors from meeting 2008 air quality standards. Read full article »

HEALTH & LIFE SCIENCES

Senate Sends Sweeping Opioid Legislation To Trump's Desk

The U.S. Senate on Wednesday sent a massive bipartisan bill tackling the opioid crisis to President Donald Trump after passing the wide-ranging legislation 98-1. Read full article »

Ill. Wants Sterigenics Plant Closed Amid Cancer Concerns

Illinois' environmental regulator on Tuesday pushed for a temporary shutdown of a Chicago-area medical equipment facility run by Sterigenics International Inc., amid allegations that the plant has emitted a hazardous pollutant for decades. Read full article »

IP & TECHNOLOGY

Delrahim Says Critics Of DOJ's Patent Shift Are Wrong

Makan Delrahim, the head of the U.S. Department of Justice's antitrust division, on Wednesday defended his advocacy of more scrutiny of licensees in the standard essential patent process, telling a Senate oversight subcommittee that the shift from prior patent-focused antitrust enforcement is backed by leading academics. Read full article »

TRANSPORTATION & INFRASTRUCTURE

Things To Watch In The New FAA Reauthorization

Congress' swift passage of a five-year reauthorization of the Federal Aviation Administration advances meaningful infrastructure investment, embraces aviation safety reforms and expands the government's playbook for integrating drones, industry observers say. Here are a few notable provisions in the FAA Reauthorization Act of 2018. Read full article »

EMPLOYMENT

DC Council Axes Voter-OK'd Wage Hike For Tipped Workers

The Washington, D.C. City Council voted Tuesday to overturn a measure that incrementally raises the minimum wage for tipped workers such as restaurant servers and bartenders until it reaches $15 per hour — just four months after voters approved it. Read full article »

COMPETITION

FTC Says No Harm After EU's In-House Counsel Privilege Rule

The European Union's high court ruling that legal professional privilege does not cover communications with in-house counsel during competition probes has not led to a decline in the ability to give confidential advice to attorneys, the Federal Trade Commission said in a blog post Wednesday. Read full article »

Saul Ewing
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Seyfarth Shaw
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Cisco Systems Inc.
Express Scripts Holding Co.
FTI Consulting Inc.
Facebook
Fordham University
Fujifilm
GTCR LLC
General Electric Co.
Google Inc.
Huawei Technologies
Icahn Enterprises LP
International Paper Co.
Johnson & Johnson
Lincoln National Corp.
LinkedIn Corp.
McGuireWoods Consulting LLC
Microsoft Corporation
Mississippi Power Co.
National Community Pharmacists Association
National Restaurant Association
Natural Resources Defense Council
New York Times Co.
New York University

CYBERSECURITY & PRIVACY

NIST Issues Final Draft Of Updated Risk Management Plan

The National Institute for Standards and Technology on Tuesday released a final draft of its updated information-system risk management framework, a revision that it says both better reflects privacy and supply-chain issues and better aligns with its cybersecurity framework, among other updates. Read full article »

PERSONAL INJURY

SafeSport 'Overwhelmed' With Sex Abuse Claims, Sens. Hear

U.S. Olympic sports governing bodies told federal lawmakers that the U.S. Center for SafeSport is "overwhelmed" with sexual abuse allegations and needs more financial support to continue to protect athletes in the Olympic movement amid several serious scandals. Read full article »

AEROSPACE & DEFENSE

Thousands Face Ax Under DOD's 'Deploy Or Get Out' Policy

About 126,000 service members face potential discharge under the U.S. Department of Defense's new retention policy, the department said, just after the policy formally went into effect. Read full article »

INTERNATIONAL TRADE

US Scraps Decades-Old Iran Treaty After ICJ Sanctions Order

Hours after the International Court of Justice ordered the U.S. on Wednesday to lift sanctions affecting the trade of humanitarian items and civil aviation-related goods to Iran, U.S. Secretary of State Mike Pompeo said that the U.S. would be terminating an underlying decades-old treaty with the Middle Eastern nation. Read full article »

IMMIGRATION

Calif. Judge Blocks TPS Terminations For Four Countries

A California federal judge on Wednesday night blocked the Trump administration from terminating Temporary Protected Status for over 240,000 nationals of El Salvador, Haiti, Nicaragua and Sudan, finding that there remain serious questions as to whether the policy decision overtly targeted non-whites. Read full article »

Report Finds Bad Medical Care, Nooses At Calif. ICE Facility

Immigrants held in a U.S. Immigration and Customs Enforcement detention center in Adelanto, California, are handcuffed and shackled, lack access to adequate medical care and live in cells with nooses hanging from the vents, a new report by a Department of Homeland Security inspector found. Read full article »

2 Men Sentenced For Smuggling Foreigners Into Vt.

One man got three years behind bars and another was sentenced to time served for their roles in smuggling more than a dozen Latin Americans from Quebec, Canada, into northern Vermont, the U.S. Attorney’s Office for the District of Vermont said Tuesday. Read full article »

Calif. AG Issues Model For Courts Handling Immigrants' Cases

California state courts must adopt policies aimed at protecting immigrants in their courthouses under guidance issued by state Attorney General Xavier Becerra's office seeking to limit courthouse employees' involvement in federal immigration enforcement activities "to the fullest extent under the law." Read full article »

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Sierra Club
Telecommunications Industry Association
Texas Public Policy Foundation
Twitter Inc.
United Continental Holdings Inc.
United States Olympic Committee
United States Telecom Association
ViroPharma Incorporated
Washington Post Co.
Xerox Corporation

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Reclamation
California Attorney General's Office
Crow Nation
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Illinois Environmental Protection Agency
Internal Revenue Service
International Court of Justice
Joint Committee on Taxation
National Aeronautics and Space Administration
National Economic Council
National Institute of Standards and Technology
National Security Agency
National Telecommunications and Information Administration
National Transportation Safety Board
Transportation Security Administration
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense

Calif. AG Urges Court To Proceed With DOJ Sanctuary Suit

California Attorney General Xavier Becerra urged a federal court on Tuesday to move forward in the U.S. Department of Justice's suit challenging several of the state's sanctuary laws while it appeals to the Ninth Circuit, arguing that to pause proceedings would be improper and further prevent state law from going into effect. Read full article »

NATIVE AMERICAN

Tribal Voters Press Gorsuch To Limit ND Voting Law

A group of Native American voters continued to push Wednesday for U.S. Supreme Court Justice Neil Gorsuch to stay a recent Eighth Circuit ruling letting North Dakota demand proof of a current residential address to vote, after the state argued that the address requirement is needed to protect against voter fraud. Read full article »

DOI Watchdog Disputes $13M In Crow Tribe's Contract Costs

The U.S. Department of the Interior's Office of Inspector General said that the Crow Tribe didn't properly track its use of federal funding under two contracts with the Bureau of Reclamation to support the tribe's water systems, calling into question nearly $13 million in costs the tribe claimed under the contracts. Read full article »

Land Claim Bill For Alaska Native Veterans Advances

Roughly 2,800 Alaska Native veterans who served during the Vietnam War would be eligible to seek land allotments from the federal government under a Republican bill advanced by the Senate Energy and Natural Resources Committee on Tuesday. Read full article »

TELECOMMUNICATIONS

Broadband Groups Sue To Block Calif. Net Neutrality Law

A group of broadband associations hit California Attorney General Xavier Becerra with a lawsuit in California federal court Wednesday seeking to block a new Golden State net neutrality law that bars internet service providers from speeding up, slowing down or showing priority to web traffic. Read full article »

FCC's Pai Backs Trump Admin.'s Economic Arguments For 5G

Federal Communications Commission Chairman Ajit Pai on Wednesday reinforced the Trump administration's recent arguments for the economic benefits of 5G, telling a Washington, D.C., audience that his agency is aligned with broader priorities of helping commercial carriers deploy fifth-generation networks. Read full article »

FCC Enabling Next-Gen TV Experiments As Standards Form

The Federal Communications Commission is working with broadcasters that want to test the next-generation TV standard by facilitating experimental licenses in at least six U.S. cities and honing other policies to smooth the technology transition, a senior FCC official said Wednesday. Read full article »

'Presidential Alert' Test Proceeds Despite Injunction Bid

A Manhattan federal judge on Wednesday rejected a request by a trio of self-represented plaintiffs to halt a test of a "presidential alert" system planned for the same afternoon, saying their suit raised interesting questions but didn't meet the standards for an injunction. Read full article »

Huawei Tells FCC Barring It From US Would Hurt Rural Areas

Chinese smartphone maker Huawei has told the Federal Communications Commission that the agency's plan to restrict some foreign vendors from U.S. communications networks would reduce competition in the telecom equipment market and raise prices for rural network construction. Read full article »

EXPERT ANALYSIS

U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Postal Service
U.S. Senate
U.S. Supreme Court

The DOJ's Current White Collar Priorities

In a speech last week, Deputy Assistant Attorney General Matthew Miner acknowledged numerous changes over the past year in the U.S. Department of Justice's approach to corporate white collar enforcement, and clearly set forth current prosecutorial initiatives, say attorneys with Epstein Becker & Green PC. Read full article »

The Broad Impact Of H-1B Premium Processing Suspension

With U.S. Citizenship and Immigration Services' recent decision to extend and expand the suspension of premium processing for certain H-1B petitions, employers now face uncertain processing times, and workers' ability to safely and promptly change employers is severely limited, say attorneys with Hammond Young Immigration Law LLC. Read full article »

UK Product Liability Law In The Autonomous Vehicle Era

The United Kingdom is positioning itself as the go-to location to develop, test and drive automated vehicles, and has already enacted legislation to provide an insurance model for AVs. But it is not yet clear whether existing U.K. product liability law will be able to accommodate the challenges posed by this new technology, say attorneys with Jones Day. Read full article »

Why Law Firms Should Monitor The Dark Web

Dark web monitoring allows law firms to see what sensitive information may have made its way onto the thriving global underground marketplace where cybercriminals buy and sell exposed data. It can also help lawyers advise clients on a wide range of legal and business matters, say Anju Chopra and Brian Lapidus of Kroll. Read full article »

Opinion

Skip The New 'Civility Courses' And Think Like A Lawyer

As we watch what passes for political discourse in our nation’s capital, it’s understandable that universities are launching programs on how to cope with ideological disputes. But our country needs fewer people who profess to be open-minded and more people who engage in and honor the conclusions of reasoned debates, says Alex Dimitrief of General Electric Co. Read full article »

LEGAL INDUSTRY

Analysis

Sedgwick Ch. 11 Sets Stage For Atty Payments Battle

Sedgwick LLP's recent Chapter 11 petition signals a new turn in the story of the now-defunct firm, potentially setting up its former equity partnership for a long and contentious dispute over the return of payments doled out to attorneys in the firm's final year, or longer. Read full article »

Desmarais Ups Paid Parental Leave For All To 12 Weeks

Desmarais LLP has expanded its paid parental leave policy to offer 12 weeks of leave to everyone employed at the firm, regardless of their gender or how they became parents. Read full article »

Ogletree Gender Bias Suit Shouldn't Be Arbitrated, Atty Says

An attorney suing Ogletree Deakins Nash Smoak & Stewart PC for gender bias has argued that the $300 million proposed class action currently in California federal court doesn't belong in arbitration, contending that the firm presented its arbitration agreement in a misleading way and that she never actually signed it. Read full article »

Cigna Names GC To Guide Co. Post-Express Scripts Merger

Cigna Corp. has named Nicole S. Jones general counsel of the combined company created by its $67 billion purchase of pharmacy benefits manager Express Scripts

Inc., the same position she previously held with the health insurer. Read full article »

Xerox Names Ex-Icahn Atty As New General Counsel

Xerox announced on Wednesday that Louie Pastor, previously deputy counsel at Icahn Enterprises, has been named the company's new general counsel and executive vice president. Read full article »

McCormick, Zurn Confirmed To Complete Chancery Expansion

With a nod to the state's thorough judicial candidate screeners, Delaware's Senate swiftly confirmed two vice chancellor additions to the state's Court of Chancery on Wednesday, boosting the increasingly busy court's membership to seven. Read full article »

Q&A

Law Firm Leaders: Williams & Connolly's Dane Butswinkas

Some 50 years after its founding, Washington, D.C., litigation stalwart Williams & Connolly LLP still leans heavily on tradition, and it isn't looking to change things up by merging or poaching a raft of lateral partners anytime soon, according to firm chairman Dane H. Butswinkas. Read full article »

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American Association of Airport Executives
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American Conference Institute
American Hospital Association
Anthem Inc.
CTIA
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Cisco Systems Inc.
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FTI Consulting Inc.
Facebook
Fordham University
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GTCR LLC
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Google Inc.
Huawei Technologies
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International Paper Co.
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Mississippi Power Co.
National Community Pharmacists Association
National Restaurant Association
Natural Resources Defense Council
New York Times Co.
New York University
Reckitt Benckiser Group PLC
Sierra Club

Telecommunications Industry Association
Texas Public Policy Foundation
Twitter Inc.
United Continental Holdings Inc.
United States Olympic Committee
United States Telecom Association
ViroPharma Incorporated
Washington Post Co.
Xerox Corporation

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Federal Bureau of Investigation
U.S. Department of Homeland Security
Executive Office of the President
Federal Trade Commission
U.S. Senate
European Commission
European Union
U.S. Attorney's Office
U.S. Department of Transportation
U.S. Immigration and Customs Enforcement
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
California Attorney General's Office
Crow Nation
Federal Aviation Administration
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Food and Drug Administration
Illinois Environmental Protection Agency
Internal Revenue Service
International Court of Justice
Joint Committee on Taxation
National Aeronautics and Space Administration
National Economic Council
National Institute of Standards and Technology
National Security Agency
National Telecommunications and Information Administration
National Transportation Safety Board
Transportation Security Administration
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
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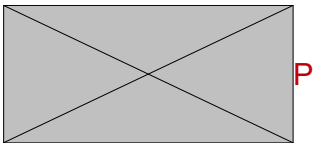
Subject: 'Not A Complicated Case': Kavanaugh's Straightforward Style



PUBLIC POLICY.

Wednesday, July 11, 2018

SUPREME COURT NOMINATION

Feature

'Not A Complicated Case': Kavanaugh's Straightforward Style

There's no argle-bargle in Judge Brett Kavanaugh's opinions. Instead, he's made a name for himself on the D.C. Circuit with clear, concise writing. Read more »

Analysis

With Kavanaugh's Nomination, Chevron's Future Looking Grim

Confirmation of President Donald Trump's nominee to the U.S. Supreme Court, D.C. Circuit jurist and conservative all-star Brett Kavanaugh, would spell further trouble for federal agencies and so-called Chevron deference, but experts predict that the pro-regulation judicial doctrine is unlikely to be overturned completely in the near future. Read more »

Dems Need Unified Front To Combat Trump's High Court Pick

U.S. Senate Democrats have launched their drive to block President Donald Trump's choice of D.C. Circuit Judge Brett Kavanaugh for the U.S. Supreme Court, but the math indicates they must make sure their party ranks hold together. Read more »

Feature

5 Tips For Kavanaugh As Confirmation Gets Underway

D.C. Circuit Judge Brett Kavanaugh, President Donald Trump's nominee to replace retiring Justice Anthony Kennedy on the U.S. Supreme Court, has publicly shared his view that being a judge means following the law — not making it — being impartial and not acting like a jerk. Here, experts share with Law360 five tips for how he can adhere to that philosophy while navigating confirmation hearings. Read more »

Analysis

Kavanaugh Dissent Shows Skepticism For Deference To SEC

U.S. Supreme Court nominee D.C. Circuit Judge Brett Kavanaugh has earned a reputation for being skeptical of "overreaching" federal agencies, a point of view that could significantly influence how the high court defers to the U.S. Securities and Exchange Commission going forward, legal experts said Tuesday. Read more »

Analysis

Kavanaugh Could Mean High Court Trouble For CFPB

D.C. Circuit Judge Brett Kavanaugh would bring to the U.S. Supreme Court a skepticism of regulatory agency authority that could be a boon for the financial services industry and a bummer for the Consumer Financial Protection Bureau, experts say. Read more »

Analysis

What Enviro Lawyers Need To Know About Kavanaugh

President Donald Trump's nomination of D.C. Circuit Judge Brett Kavanaugh to the U.S. Supreme Court has attorneys, industry advocacy groups, environmentalists and

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Casellas Alcover
Cotchett Pitre
Covington & Burling
Cravath Swaine
Curtin & Heefner
Davis Wright Tremaine
Dorsey & Whitney
Duane Morris
Dykema Gossett PLLC
Earthjustice
Fisher Phillips
Gibson Dunn
GrayRobinson
Hogan Lovells
Hoguet Newman
Holland & Knight
Jomarron Lopez
Kasowitz Benson
Kirkland & Ellis
Kohn Kohn
Lowenstein Sandler
Milbank Tweed
Munger Tolles
Norton Rose Fulbright
O'Melveny & Myers
O'Neill & Borges
Ogletree Deakins
Paul Hastings
Proskauer Rose

academics delving into his majority opinions, dissents and oral argument comments for clues to his thoughts on matters ranging from climate change to executive agency deference. Here, Law360 takes a look at four key cases that provide insight into his approach to environmental and administrative law matters. Read more »

Feature

6 Kavanaugh Employment Cases Lawyers Need To See

As U.S. Circuit Judge Brett Kavanaugh prepares to embark on a potentially contentious confirmation process, a look at his judicial record in labor and employment cases reveals a judge who often sides with employers and tends to take a tough line with federal agencies. Here, Law360 looks at a handful of Judge Kavanaugh's D.C. Circuit employment law opinions that could offer a glimpse as to what his positions on the high court may look like. Read more »

Analysis

Wave Of FDA Suits Awaits If Kavanaugh Helps Trim Chevron

Numerous legal challenges to U.S. Food and Drug Administration policies are likely if D.C. Circuit Judge Brett Kavanaugh ascends to the U.S. Supreme Court and helps persuade other justices to give less deference to regulators. Read more »

Analysis

3 Dissents That Define Kavanaugh's Immigration Record

U.S. Supreme Court nominee Brett Kavanaugh has written dissents over the course of his 12-year tenure as a D.C. Circuit judge asserting that unauthorized immigrants don't have labor rights, that visa applicants' cultural background is irrelevant and that a detained immigrant teen should not be given immediate access to an abortion. Here, Law360 takes a look at Judge Kavanaugh's most notable writings on immigration. Read more »

TOP NEWS

Senate Approves 1st Trump Nominee To 9th Circ.

The Senate on Tuesday approved former Hawaii Attorney General Mark J. Bennett's nomination to a Ninth Circuit seat with a 72-27 vote, granting President Donald Trump his first confirmation to the influential court. Read more »

Trump Issues Post-Lucia Order Nixing Exams For ALJs

President Donald Trump on Tuesday issued an executive order eliminating the competitive examination and selection procedures for appointing administrative law judges, citing "sound policy reasons" for making the exception in the wake of the U.S. Supreme Court's Lucia v. SEC ruling last month. Read more »

Enviro's Claim Of FERC Industry Bias Rejected By DC Circ.

The D.C. Circuit on Tuesday rejected Delaware Riverkeeper Network's arguments that the Federal Energy Regulatory Commission improperly favors industry and that the agency's practice of issuing tolling orders that delay decisions on requests to revisit pipeline approvals was lawful, affirming a lower court's decision. Read more »

Calif. Judge Slashes DOJ Challenge To State Sanctuary Laws

A California federal judge on Monday trimmed the U.S. Department of Justice's suit challenging California's "sanctuary" laws, after finding last week that the government was unlikely to prevail on most of its claims. Read more »

Feds Defend Spoofing Indictment Of Software Developer

Federal prosecutors are pushing back on a software company executive's bid to dismiss an indictment accusing him of participating in a spoofing scheme, telling an Illinois federal court on Monday that the anti-spoofing statute isn't unconstitutionally vague and the indictment wasn't arbitrary. Read more »

ENERGY & ENVIRONMENTAL

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Reed Smith
Sanford Heisler
Shapiro Arato
Simpson Thacher
Snell & Wilmer
Starn O'Toole
Stroock & Stroock
Thompson Coburn
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American Bankers Association
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Immigration Council
American Immigration Lawyers Association
American Petroleum Institute Inc.
Assured Guaranty Ltd.
Barclays PLC
CSP Inc.
Cable News Network Inc.
Cato Institute
Chemours Co.
Chevron Corp.
Credit Union National Association Inc.
Delaware Riverkeeper Network
Enel SpA
Fannie Mae
Fogo de Chao Inc.
Ford Motor Co.
General Motors
Globalstar, Inc.
Honeywell International Inc.
Independent Community Bankers of America
Interstate Natural Gas Association of America
JPMorgan Chase & Co.
Janus Capital Group Inc.
Kids in Need of Defense
Kroll Bond Rating Agency Inc.
McDonald's Corporation
Melaleuca Inc.
Mexican American Legal Defense and Education Fund

NY Says FERC Trying To Block Review Of GHG Analysis Order

The New York attorney general wrote to the Federal Energy Regulatory Commission on Tuesday saying that the commission's recent order limiting its analysis of downstream greenhouse gas emissions for some gas pipeline projects was designed to shield the policy from judicial review. Read more »

EMPLOYMENT

NLRB Launches Program Aimed At Increasing Use Of ADR

The National Labor Relations Board announced on Tuesday that it will proactively contact parties in a new outreach program to help settle more cases before the board. Read more »

Texas AG Warns San Antonio Paid Sick Leave Is Preempted

Texas Attorney General Ken Paxton has fired off a warning letter to the city of San Antonio's mayor and city council, letting it know that municipalities cannot enact an ordinance mandating that employers provide employees paid sick leave because the measure is preempted by state law. Read more »

COMPETITION

FTC Says Prosthesis Co. Merger Should Be Unwound

The Federal Trade Commission urged an administrative law judge in opening statements Tuesday to undo a leading prosthetics manufacturer's purchase of its smaller but highly competitive rival in the market for microprocessor-driven knees, a deal that allegedly threatens the "intense" competition between the companies that pushed prices downward. Read more »

EU Tells Spain To Recoup €167M In State Aid From Postal Co.

The European Commission ordered Spain on Tuesday to recover €167 million ($196 million) in illegal state aid to Correos, the country's postal service, after determining the government-owned company had been overcompensated between 2004 and 2010 and benefited from "incompatible" tax exemptions. Read more »

INTERNATIONAL TRADE

Trump Preparing To Hit China With $200B In Added Tariffs

The Trump administration on Tuesday ratcheted up the trade war between the U.S. and China, releasing a wide-ranging $200 billion list of Chinese goods the government said it wants to hit with tariffs, from frozen fish to plastic pipes. Read more »

Switzerland Fires Rare WTO Salvo Against US Metal Tariffs

The Trump administration's contentious duties on steel and aluminum prompted a rare World Trade Organization challenge from Switzerland on Tuesday, marking just the fifth time the Central European country has filed a case in the 23-year history of the WTO. Read more »

BANKRUPTCY

Puerto Rico Fights Special Revenue Bond Insurer Appeal

Puerto Rico and its federally appointed financial restructuring advisers urged the First Circuit on Monday to affirm a decision that has freed the commonwealth from an obligation to pay special revenue bondholders while it winds its way through bankruptcy-like proceedings, saying a reversal would "undermine critical infrastructure." Read more »

Nabors Industries Ltd.
National Association of Manufacturers
National Conference of State Legislatures
National Consumer Law Center
National Immigration Law Center
Natural Resources Defense Council
New York Times Co.
PHH Corporation
Pacific Legal Foundation
People's United Financial Inc.
Raymond James Financial Inc.
Regents of the University of California
Santander Consumer USA Holdings Inc.
Space Exploration Technologies Corp.
Tesco Corporation
The Boeing Company
The City University of New York
Toyota Motor Corporation
Twitter Inc.
United States Council for International Business
Volkswagen

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
National Communications System
National Highway Traffic Safety Administration

IMMIGRATION

USCIS Closes Vt. EB-5 Investor Center Over Ski Resort Fraud

Vermont said Tuesday it has received a termination notice from U.S. Citizenship and Immigration Services, saying it is shutting down the Vermont Regional Center for immigrant investors after an alleged scheme to defraud EB-5 visa holders who invested millions of dollars in the state's Jay Peak ski resort. Read more »

US Slaps Visa Sanctions On Laos, Myanmar

The U.S. Department of Homeland Security hit Laos and Myanmar with visa sanctions after the Trump administration determined that the two Asian nations have failed to cooperate sufficiently on taking back nationals the U.S. seeks to deport, the agency said Tuesday. Read more »

ICE, CBP Hit With Suit Over Immigrant Arrest Records

The American Immigration Council asked a D.C. federal court Monday to force U.S. Customs and Border Protection and U.S. Immigration and Customs Enforcement to hand over their immigration enforcement records, claiming the agencies illegally failed to respond to the nonprofit's Freedom of Information Act request. Read more »

Travel Ban Ruling Doesn't Apply To DACA, 9th Circ. Told

The Ninth Circuit shouldn't view the U.S. Supreme Court's decision to side with the Trump administration in the travel ban case as a cue for greenlighting the executive branch's rescission of the Deferred Action for Childhood Arrivals program, attorneys representing the University of California, a California county and several immigrants told the court Monday. Read more »

NATIVE AMERICAN

Navajo Nation Wants Radiation Compensation Law Expanded

The Navajo Nation is pressing the U.S. Congress to update a federal law that provides compensation for people who contracted cancer and other serious diseases after being exposed to radiation during Cold War-era nuclear weapons testing, saying that the statute needs to be expanded. Read more »

Suit Challenging Census Citizenship Question Amended

A federal lawsuit challenging the Trump administration's decision to include a citizenship question on the 2020 census has been updated to include claims that Native Americans would also be harmed by the inclusion of the query. Read more »

TELECOMMUNICATIONS

Feature

Top 3 Groups Lobbying The FCC

During June, telecom lobbyists pressed harder on hot-button issues at the Federal Communications Commission including phone accessibility and model small-cell agreements. Here's a look at the top three groups lobbying the FCC from June 1 to June 30 and a sampling of what they care about. Read more »

'Regulatory Humility' Will Spur New Technologies, Pai Says

Federal Communications Commission Chairman Ajit Pai on Tuesday touted a philosophy of "regulatory humility" undergirding his leadership of the agency, telling a symposium in Switzerland that deferral to market mechanisms is the best way for governments to foster the growth of new technologies. Read more »

NTIA Requests FCC Rulemaking On Emergency Network Use

The National Telecommunications and Information Administration, the president's adviser on domestic and international telecommunications policy, asked the Federal Communications Commission on Monday to make rule changes that would allow

National Labor Relations Board
National Telecommunications and Information Administration
Navajo Nation
New York State Senate
Occupational Safety and Health Administration
Office of the U.S. Trade Representative
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
World Trade Organization

government entities to have priority access to wireless operators' networks in times of emergency. Read more »

SpaceX, Others Back FCC Satellite Rule, But With Tweaks

SpaceX and other space launch and satellite companies weighed in positively on the FCC's proposed rule to streamline licensing requirements for small satellites in comments made public Tuesday, although commenters also urged the commission to make several tweaks before finalizing the proposal. Read more »

MADD Urges FCC To Keep Car Safety Tech Alive

Advocacy group Mothers Against Drunk Driving is urging the Federal Communications Commission to work with automakers to deploy a safety technology that would allow cars to communicate wirelessly with each other and infrastructure components to reduce accidents. Read more »

WHITE COLLAR

Jury Hears Of 'Skelos Family Shakedown' As Trial Nears End

The Manhattan U.S. Attorney's Office made the case to jurors Tuesday that former New York State Senate Majority Leader Dean Skelos and his son Adam used the Long Island Republican's powerful office to extort real estate, environmental and insurance companies, calling it "the Skelos family shakedown." Read more »

EXPERT ANALYSIS

Series

High Crimes And Misdemeanors: 'Manifest Injury' Is Key

Under the U.S. Constitution, impeachment requires no charging of crime, no intent to do wrong and no lawbreaking. Rather, impeachment focuses on significance of effect. President Bill Clinton's 1998 impeachment was a clear demonstration of the differences between criminal and impeachment prosecution, says attorney Barbara Radnofsky. Read more »

New Bill Addresses Systemic Risk In Cannabis Banking

The newly introduced STATES Act would alleviate most of the issues that financial institutions face in providing services to marijuana-related businesses, say attorneys with Dykema Gossett PLLC. Read more »

Opinion

The Problem With SEC's Plan To Cap Whistleblower Awards

The U.S. Securities and Exchange Commission's proposal to reduce payments to whistleblowers in the largest anti-fraud cases completely ignores the central purpose of the Dodd-Frank Act's whistleblower provisions, says Stephen Kohn of Kohn Kohn & Colapinto LLP. Read more »

Opinion

Law Schools Must Take A Stand Against Mandatory Arbitration

Later this week, Harvard Law students will begin bidding on interview slots with the nation's top law firms. Our institutions owe it to their students not only to require firms to disclose mandatory arbitration provisions in new associate contracts, but also to bar employers from on-campus recruiting if they require these provisions, says Isabel Finley, a third-year student at Harvard Law School and president of the Harvard Women's Law Association. Read more »

LEGAL INDUSTRY

Global 20: Norton Rose Fulbright

Norton Rose Fulbright continues to handle cross-border matters in several industry sectors, from guiding Tesco in its $220 million energy combination with Nabors to successfully defending a banking executive in the JPMorgan "London Whale" case,

winning the firm a place for the sixth consecutive year on Law360's Global 20 list. Read more »

Kasowitz Among Those Exceeding Cravath On Associate Pay

More than a month after Milbank Tweed Hadley & McCloy LLP sparked the start of the 2018 associate pay raises, more law firms continue to bump up salaries, with Kasowitz Benson Torres LLP on Tuesday announcing big raises that exceed the Cravath scale. Read more »

Ogletree Says Amending Gender Bias Complaint Is 'Futile'

Ogletree Deakins Nash Smoak & Stewart PC urged a California federal judge Monday to reject a former firm attorney's request to amend her gender bias suit against the labor law powerhouse, arguing that bringing more individuals into the suit would be futile since her dispute is subject to an arbitration agreement. Read more »

Kirkland Booted From For-Profit Law School's ABA Suit

An Arizona federal judge overseeing a suit by a for-profit law school against the American Bar Association has removed from the case three Kirkland & Ellis attorneys representing the school, including former U.S. Solicitor General Paul D. Clement, saying they have not complied with out-of-state attorney admission procedures. Read more »

Holland & Knight Adds Ex-Reed Smith Team For Philly Launch

Holland & Knight LLP announced Tuesday it has hired a dozen former Reed Smith LLP attorneys, including a longtime managing partner in Philadelphia, to help launch a new office in the City of Brotherly Love. Read more »

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Kasowitz Benson

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Proskauer Rose
Quarles & Brady
Reed Smith
Sanford Heisler
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Simpson Thacher
Snell & Wilmer
Starn O'Toole
Stroock & Stroock
Thompson Coburn
Weil Gotshal

COMPANIES

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AT&T Inc.
Cato Institute
American Bankers Association
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Immigration Council
American Immigration Lawyers Association
American Petroleum Institute Inc.
Assured Guaranty Ltd.
Barclays PLC
CSP Inc.
Cable News Network Inc.
Chemours Co.
Credit Union National Association Inc.
Delaware Riverkeeper Network
Enel SpA
Fannie Mae
Fogo de Chao Inc.
Ford Motor Co.
General Motors
Globalstar, Inc.
Honeywell International Inc.
Independent Community Bankers of America
Interstate Natural Gas Association of America
JPMorgan Chase & Co.
Janus Capital Group Inc.

Kids in Need of Defense
Kroll Bond Rating Agency Inc.
McDonald's Corporation
Melaleuca Inc.
Mexican American Legal Defense and Education Fund
Nabors Industries Ltd.
National Association of Manufacturers
National Conference of State Legislatures
National Consumer Law Center
National Immigration Law Center
Natural Resources Defense Council
New York Times Co.
PHH Corporation
Pacific Legal Foundation
People's United Financial Inc.
Raymond James Financial Inc.
Regents of the University of California
Santander Consumer USA Holdings Inc.
Space Exploration Technologies Corp.
Tesco Corporation
The Boeing Company
The City University of New York
Toyota Motor Corporation
Twitter Inc.
United States Council for International Business
Volkswagen

GOVERNMENT AGENCIES

U.S. Supreme Court
Securities and Exchange Commission
Federal Communications Commission
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Senate
National Labor Relations Board
U.S. Immigration and Customs Enforcement
European Union
Federal Energy Regulatory Commission
Federal Reserve System
Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
National Communications System

National Highway Traffic Safety Administration
National Telecommunications and Information Administration
Navajo Nation
New York State Senate
Occupational Safety and Health Administration
Office of the U.S. Trade Representative
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
World Trade Organization

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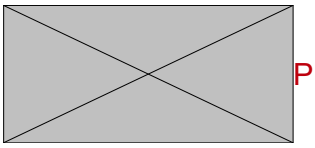
Subject: The Best Law Firms For Female Attorneys



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Tuesday, May 29, 2018

GLASS CEILING REPORT

The Best Law Firms For Female Attorneys

While the latest Glass Ceiling Report again shows only incremental growth for female lawyers in private practice, some firms are proving that building a more equitable profession is possible. Here are the law firms leading the way. Read more »

Law360's Glass Ceiling Report, By The Numbers

Our latest survey of the largest U.S. law firms again paints a bleak picture for female attorneys. Here's our breakdown of the data from this year's Glass Ceiling Report. Read more »

What Does Gender Parity In The Legal Industry Look Like?

Law360 asked 40 women how we'll know when the legal industry has achieved true gender parity. Here's what they had to say. Read more »

Guest Feature

How We Got Here: A Look Back At Trailblazing Women In Law

Today's female lawyers stand on the shoulders of several generations of pioneers. Here, historian Jill Norgren explains how the status of women in the legal profession has changed since the 1870s. Read more »

Podcast

Law360's Pro Say: Why Are All The Partners Still Men?

Are you looking around your firm and still seeing a lot of men in leadership? On the latest episode of Law360's Pro Say podcast we discuss our annual Glass Ceiling report, which reveals little progress for women in the law, and we speak with Kerrie Campbell, an attorney who filed a high-profile gender bias suit against her firm. Read more »

TOP NEWS

Analysis

Vast Swaths Of Okla. At Stake As Justices Mull Reservation

The U.S. Supreme Court's decision to hear Oklahoma's challenge to a Tenth Circuit ruling that nixed a Muscogee Creek Nation member's death sentence sets the stage for the justices to rule on how much of the tribe's reservation still exists, a decision that could affect huge swaths of land as well as Oklahoma's legal and regulatory reach. Read more »

Feature

Pruitt's Slate Of EPA Regional Chiefs Leaves Enviros Fuming

U.S. Environmental Protection Agency head Scott Pruitt recently filled the organization's last open regional administrator position, once again picking an individual who environmentalists say is too cozy with the companies he is tasked

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Bryan Cave
Choate
Clark Hill
Cozen O'Connor
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De Brauw
Debevoise & Plimpton
Duane Morris
Earthjustice
Epstein Becker Green
Fine Kaplan
Fish & Richardson
Fisher Phillips
Foley & Lardner
FordHarrison
Fragomen Del Rey
Fried Frank
Gibson Dunn
Herbert Smith Freehills
Hogan Lovells
Holland & Knight
Husch Blackwell
Isaac Wiles
Jackson Lewis
Jones Day
Katten Muchin
Katz Marshall
Kaufman Legal Group
Kellogg Hansen

with regulating. Read more »

Analysis

Iran Nuclear Deal Withdrawal Will Prompt Private Disputes

While it's unlikely that the U.S. would lose an investor-state claim initiated as a result of its withdrawal from the 2015 Iran nuclear deal, the headaches for non-U.S. companies that began doing business in Iran after the deal was implemented could be just beginning, experts say. Read more »

Feature

5 Flash Points As FDA Gets Earful On Compounding Guidance

The U.S. Food and Drug Administration's move to dramatically curtail large-scale compounding of lower-cost drugs is stoking fiery debate about benefits for patient safety and possible drug shortages. Read more »

Analysis

5 Areas Of GDPR Compliance Where Member States Diverge

The European Union's sweeping General Data Protection Regulation, which took effect Friday, allows member states to take their own path when it comes to issues ranging from the cut-off for obtaining parental consent to the ability to levy criminal penalties. Here, attorneys flag the top points of departure that companies will need to be sure of folding into their compliance plans. Read more »

BANKING & SECURITIES

Saudis Must Cough Up Documents In 9/11 Victims Suit

A federal judge in Manhattan has ordered the government of Saudi Arabia to disclose any documents and other information it may have on two former officials suspected of aiding hijackers in preparation of the terrorist attacks on Sept. 11, 2001, in a recently trimmed, yearslong lawsuit seeking to hold the kingdom liable for allegedly backing the plot. Read more »

Takata Prosecutor Is New Head Of DOJ Securities Fraud Unit

A prosecutor who led the $1 billion criminal case against Takata Corp. has taken the reins of the U.S. Department of Justice's elite unit that goes after securities and financial fraud, after its former chief departed for private practice, Law360 confirmed Friday. Read more »

ENERGY & ENVIRONMENTAL

Exxon, AGs Clash Over Speed Of Climate Probe Appeal

ExxonMobil wants the Second Circuit to take off the fast track its appeal of the dismissal of its suit claiming the attorneys general of New York and Massachusetts conspired to violate Exxon's free speech rights on climate change issues by investigating the company, a move the prosecutors oppose. Read more »

Prop 65 Requires Warning For Even Trace Lead, Enviros Say

Environmentalists asked a California appeals court Friday to rule that Proposition 65, the state's toxic substances warning law, should require notice if a product contains any lead, arguing the state adopted safe lead levels from a federal agency whole cloth and flouted the local law by not doing its own scientific research. Read more »

HEALTH & LIFE SCIENCES

Monopoly Argument Falls Short In Bid For New Fla. Hospice

A Florida appeals court ruled Friday that despite the presence of a regional monopoly in hospice services in and around Sarasota County, the state's health administrative agency acted within its legal rights when it denied a certificate of need

King & Spalding
Kirkland & Ellis
Kramer Levin
Kreindler & Kreindler
Kutak Rock
Latham & Watkins
Leason Ellis
Lewis Brisbois
Lexington Law Group
Lieff Cabraser
Littler Mendelson
McDermott Will
McGuire Craddock
Michelman & Robinson
Morgan Lewis
Morrison & Foerster
Morrison Cohen
Motley Rice
Munger Tolles
Norton Rose Fulbright
Nossaman LLP
O'Melveny & Myers
Ogletree Deakins
Outten & Golden
Paul Weiss
Perkins Coie
Phillips Nizer
Proskauer Rose
Reed Smith
Riker Danzig
Schiff Hardin
Skadden
Smith Gambrell
Sterne Kessler
Sullivan & Worcester
The Employment Law Group
Valorem Law Group
Van Ness Feldman
Weil Gotshal
Willkie Farr
WilmerHale
Winston & Strawn
Womble Bond Dickinson

COMPANIES

AXA SA
American Airlines Group Inc.
American Bar Association
American Civil Liberties Union
American Federation of Government Employees
American Society of Health-

application for a new provider based on other factors. Read more »

MEDIA & ENTERTAINMENT

Pa. Lawmaker Urges State Regulator To OK Sports Betting

A Pennsylvania lawmaker is calling on the state's Gaming Control Board to roll out regulations for legal sports gambling in the wake of the U.S. Supreme Court's landmark Murphy v. NCAA decision earlier this month, calling it a potentially "lucrative revenue source" for the perennially cash-strapped Keystone State. Read more »

INSURANCE

Calif. AG's High Court Commercial Broke The Law, Suit Says

California Attorney General Xavier Becerra illegally filmed a campaign commercial in the Stanley Mosk State Library and Courts Building, according to a suit Thursday by fellow Golden State politician and Democrat Dave Jones, the insurance commissioner who's challenging Becerra for the job as the state's top cop. Read more »

EMPLOYMENT

Trump Limits Union Time, Job Protections For Fed. Workers

President Donald Trump signed three executive orders Friday regarding federal employees, moving to reduce spending on publicly funded union activities and requiring agencies to negotiate "better" union contracts in a more efficient manner, as well as making it easier to fire workers. Read more »

Dems Question Trump On 'Unnecessary' PBGC Nomination

U.S. Sen. Ron Wyden, D-Ore., and Sen. Patty Murray, D-Wash., sent a letter Thursday to the White House demanding answers to why President Donald Trump decided to nominate Gordon Hartogensis to lead the Pension Benefit Guaranty Corp. before the current director's term ended, calling the decision "unexpected and seemingly unnecessary." Read more »

AEROSPACE & DEFENSE

DCAA Will Soon Eliminate Years-Old Audit Backlog

The Defense Contract Audit Agency is on track to eliminate its long-running audit backlog by September, the agency said in its latest annual report to Congress while touting a claimed $3.5 billion in cost savings the DCAA had achieved in fiscal 2017. Read more »

TAX

New Tax Cut Plan Coming This Summer, White House Says

Another tax overhaul bill will be released by the end of the summer, a top official in President Donald Trump's administration told reporters Friday. Read more »

Go Easy On The SALT Workarounds, Study Warns Treasury

A nonpartisan report warned the U.S. Treasury Department that the charitable donation workaround plans targeting the $10,000 cap on state and local tax deductions would be hard to regulate effectively, concluding that Congress is the best vehicle for addressing the issue. Read more »

IRS Taps McDermott Partner For LB&I Division Counsel

System Pharmacists
Apple Inc.
Aspen Technology Inc.
Association for Accessible Medicines
Barclays PLC
California Farm Bureau Federation
Charter Communications Inc.
Credit Suisse Group AG
DraftKings Inc.
Dynamex, Inc.
Electronic Privacy Information Center
Epic Systems Corp.
Ernst & Young
Faculty Athletics Representatives Association
Federation of American Hospitals Inc.
Gallup Inc.
Google Inc.
Honeywell International Inc.
Independent Community Bankers of America
International Finance Corp.
Kimberly-Clark Corporation
LinkedIn Corp.
Lockheed Martin
Lyft Inc.
Medisca Pharmaceutique Inc.
Murphy USA Inc.
National Association of State Regulatory Utility Commissioners
National Collegiate Athletic Association
New York University
Nokia Corporation
Northrop Grumman Corporation
PayPal Inc.
Pew Charitable Trusts
Pindrop Security Inc.
Praxair, Inc.
Purdue Pharma LP
Raytheon Company
Sierra Club
State Bar of California
Swiss Re
Takata Corp.
The Boeing Company
The City University of New York
Twitter Inc.
United States Telecom

The Internal Revenue Service said Friday it has chosen a McDermott Will & Emery LLP attorney to become the division counsel for the Large Business and International Division. Read more »

IMMIGRATION

Feds Moving Ahead With Travelers' Biometric Collection

The federal government wants to continue and expand its collection of digital fingerprints, face scans, iris images and other sorts of biometric data from travelers entering and leaving the United States, in part to beef up immigration enforcement. Read more »

DHS To Rescind Startup Founder Immigration Parole Rule

The U.S. Department of Homeland Security on Friday announced that it will proceed with the Trump administration's plan to rescind a rule giving immigration benefits to foreign startup founders, despite objections from the business community. Read more »

Trump Makes Controversial Pick For Refugees Post

President Donald Trump on Thursday nominated Robert Mortensen, a fellow at conservative group Center for Immigration Studies who has repeatedly blasted immigrants living in the U.S. without permission, for the top U.S. Department of State post overseeing refugees, drawing ire from liberal pro-immigrant advocates. Read more »

TELECOMMUNICATIONS

Charter Wants Net Neutrality Advocate’s Emails From NY AG

The New York State Attorney General’s Office is not cooperating with Charter Communications Inc.’s probe into whether the watchdog wrongly looped in a net neutrality advocate and other groups to engineer a case against Charter's allegedly faulty internet service, the provider has asserted. Read more »

WHITE COLLAR

Manafort Trial Delayed 2 Weeks Over Family Medical Issue

Former Trump campaign chairman Paul Manafort's trial on financial crimes has been delayed by roughly two weeks, as a Virginia federal judge cited an unspecified family medical issue on Friday. Read more »

EXPERT ANALYSIS

Officials Must Note Financial Conflict Of Interest Law

The director of the U.S. Centers for Disease Control was forced to resign earlier this year after her investment manager purchased stock in tobacco and pharmaceutical companies on her behalf, creating a conflict of interest with her official role. The incident highlights how important it is for public officials to understand the conflict of interest statute and structure their investment arrangements accordingly, say attorneys with WilmerHale. Read more »

How Dodd-Frank Rollback Changes The Volcker Rule

The recently signed Economic Growth, Regulatory Relief and Consumer Protection Act represents the first significant deregulatory piece of legislation amending the Dodd-Frank Act. The new law makes several changes to the Volcker Rule, but its impact is likely to be modest, say attorneys with Fried Frank Harris Shriver & Jacobson LLP. Read more »

Opinion

Association
Valeant Pharmaceuticals International
Vannin Capital PCC
Volkswagen
Washington Post Co.

GOVERNMENT AGENCIES

Alabama Department of Environmental Management
Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
California Labor and Workforce Development Agency
California Supreme Court
Centers for Disease Control and Prevention
Cherokee Nation
Consumer Financial Protection Bureau
Defense Contract Audit Agency
Delaware Tribe of Indians
European Union
Federal Communications Commission
Federal Reserve System
Florida Agency for Health Care Administration
Food and Drug Administration
Internal Revenue Service
Massachusetts Supreme Judicial Court
Muscogee Creek Nation
National Labor Relations Board
National Oceanic and Atmospheric Administration
Nebraska Department of Environmental Quality
New York Attorney General's Office
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Omaha Tribe of Nebraska
Onondaga Nation
Peace Corps
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
Seneca Nation of Indians
Texas Commission on Environmental Quality

Why H-4 Spouse Work Authorization Rescission Will Hurt US

The Trump administration's "Buy American, Hire American" agenda will likely end a program that allows certain H-4 spouses to work in the United States, which will discourage highly skilled and knowledgeable workers from seeking opportunities that would enable them to contribute to the U.S. economy, say Ali Nasserghodsi and Yeon Me Kim of Hammond Young Immigration Law LLC. Read more »

Opinion

Self-Policing Animal Research: Another Bad Idea From USDA

When Congress passed the Animal Welfare Act in 1966, it stressed the law was needed because of “the shocking failure of self-policing” by the animal experimentation industry. Yet now, the U.S. Department of Agriculture is considering a return to self-policing — an exceedingly bad idea, says Delcianna Winders, visiting scholar at the Elisabeth Haub School of Law at Pace University. Read more »

LEGAL INDUSTRY

Feature

3 Things You Need To Know When Starting Out In BigLaw

There are numerous opportunities and pitfalls that lie in store for new associates as they enter BigLaw, yet many of the intricacies of navigating the inner workings of a large law firm are not taught in school, leaving many lawyers to fend for themselves to learn by trial and error. Here, BigLaw veterans reflect on some of the actions incoming attorneys can take to make the best of their early days at a firm. Read more »

Ex-BigLaw Atty Convicted Of Wife's Murder Faces Civil Suit

The former Fisher Phillips employment partner sentenced to life in prison earlier this week for the shooting death of his wife has been hit with a civil lawsuit in Georgia state court by the administrator of his wife’s estate. Read more »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

The European Union’s new data protection regime went into effect, the U.S. House of Representatives voted to loosen regulations for thousands of community banks and regional lenders, and the U.S. Supreme Court sided with employers in class action arbitration cases. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

JOBS
Search full listings or **advertise your job opening**

VP, State Relations
Lincoln Financial Group
Washington DC, District of Columbia

Texas General Land Office
U.S. Agency for International Development
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Mint
U.S. Office of Government Ethics
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
Wisconsin Department of Natural Resources

LAW FIRMS
Norton Rose Fulbright
WilmerHale
Arnold & Porter
Cozen O'Connor
Herbert Smith Freehills
Husch Blackwell
Jones Day
Kirkland & Ellis
Nossaman LLP

O'Melveny & Myers
Ogletree Deakins
Alston & Bird
Alston Hunt
Anderson Kill
Baker Botts
Bryan Cave
Choate
Clark Hill
DLA Piper
De Brauw
Debevoise & Plimpton
Duane Morris
Earthjustice
Epstein Becker Green
Fine Kaplan
Fish & Richardson
Fisher Phillips
Foley & Lardner
FordHarrison
Fragomen Del Rey
Fried Frank
Gibson Dunn
Hogan Lovells
Holland & Knight
Isaac Wiles
Jackson Lewis
Katten Muchin
Katz Marshall
Kaufman Legal Group
Kellogg Hansen
King & Spalding
Kramer Levin
Kreindler & Kreindler
Kutak Rock
Latham & Watkins
Leason Ellis
Lewis Brisbois
Lexington Law Group
Lieff Cabraser
Littler Mendelson
McDermott Will
McGuire Craddock
Michelman & Robinson
Morgan Lewis
Morrison & Foerster
Morrison Cohen
Motley Rice
Munger Tolles
Outten & Golden
Paul Weiss
Perkins Coie

Phillips Nizer
Proskauer Rose
Reed Smith
Riker Danzig
Schiff Hardin
Skadden
Smith Gambrell
Sterne Kessler
Sullivan & Worcester
The Employment Law Group
Valorem Law Group
Van Ness Feldman
Weil Gotshal
Willkie Farr
Winston & Strawn
Womble Bond Dickinson

COMPANIES

American Bar Association
Google Inc.
LinkedIn Corp.
State Bar of California
AXA SA
American Airlines Group Inc.
American Civil Liberties Union
American Federation of Government Employees
American Society of Health-System Pharmacists
Apple Inc.
Aspen Technology Inc.
Association for Accessible Medicines
Barclays PLC
California Farm Bureau Federation
Charter Communications Inc.
Credit Suisse Group AG
DraftKings Inc.
Dynamex, Inc.
Electronic Privacy Information Center
Epic Systems Corp.
Ernst & Young
Faculty Athletics Representatives Association
Federation of American Hospitals Inc.
Gallup Inc.
Honeywell International Inc.
Independent Community Bankers of America
International Finance Corp.
Kimberly-Clark Corporation
Lockheed Martin
Lyft Inc.
Medisca Pharmaceutique Inc.
Murphy USA Inc.
National Association of State Regulatory Utility Commissioners

National Collegiate Athletic Association
New York University
Nokia Corporation
Northrop Grumman Corporation
PayPal Inc.
Pew Charitable Trusts
Pindrop Security Inc.
Praxair, Inc.
Purdue Pharma LP
Raytheon Company
Sierra Club
Swiss Re
Takata Corp.
The Boeing Company
The City University of New York
Twitter Inc.
United States Telecom Association
Valeant Pharmaceuticals International
Vannin Capital PCC
Volkswagen
Washington Post Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Department of Homeland Security
European Union
Internal Revenue Service
U.S. Department of the Treasury
Bureau of Citizenship and Immigration Services
California Supreme Court
Centers for Disease Control and Prevention
Federal Reserve System
Food and Drug Administration
U.S. Department of State
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Senate
Alabama Department of Environmental Management
California Environmental Protection Agency
California Labor and Workforce Development Agency
Cherokee Nation
Consumer Financial Protection Bureau
Defense Contract Audit Agency
Delaware Tribe of Indians
Federal Communications Commission
Florida Agency for Health Care Administration
Massachusetts Supreme Judicial Court
Muscogee Creek Nation
National Labor Relations Board
National Oceanic and Atmospheric Administration

Nebraska Department of Environmental Quality
New York Attorney General's Office
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Omaha Tribe of Nebraska
Onondaga Nation
Peace Corps
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
Seneca Nation of Indians
Texas Commission on Environmental Quality
Texas General Land Office
U.S. Agency for International Development
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Labor
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Mint
U.S. Office of Government Ethics
U.S. Patent and Trademark Office
United Nations
Wisconsin Department of Natural Resources

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Lincoln Financial Group
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marilyn Provost
Sent: Thur 12/7/2017 6:09:35 PM
Subject: Nonprofit Connection 12.07.17

Nonprofit Connection 12.07.17

December 7, 2017

Hello,

Thank you for your commitment to our community. We hope that the *UWSN NONPROFIT CONNECTION* serves as a valuable resource for your organization and invite you to forward this email.

This email notice will normally be sent out on the 1st and 3rd weeks of the month.

To add an item to United Way's Nonprofit or Community Events, please complete this form or PDF Flyer and email to **NPC@uwsn.org**. **Please note new email address for submitting information.**

Please send announcements, job opportunities, events and training information to **NPC@uwsn.org** by the 1st of the month.

Please let us know if the notice is time sensitive.

Announcements and Events

2017 Olive Crest Event Calendar
A listing of the activities provided by Olive Crest October - December 2017

2017 Free Board Evaluation to Nonprofit Boards
Nonprofit Boards are advised to undertake a self-evaluation at least once a year. If you haven't conducted yours this year and would like the opportunity to do so -- please read the attached invitation.

2017 Salvation Army Free Rehabilitation Service
If you need this service for family or friends please call us for additional information.

UWSN - Volunteer in Your Community
Hundreds of opportunities await you. Whether you are looking for part-time, one time or full time volunteering opportunities. Click on the link to learn more.

Back to Basic Global Ministries Sponsor a Bed
Roujae' House of Caring Families is a Community Non- Profit organization. We are a rising Non-Profit coming to Las Vegas, NV dedicated to the pedagogy and empowerment of self-esteem, health, education, and community service. Roujae' House extends our warm and open arms to troubled youth, women and children, men and children, mentally ill, and alcohol and substance abuse patients. We provide all needed resources to help contribute to positive, promising, and an enlightening future. We are currently working diligently to get the support, resources, and advertisement for funding that we need to produce the best quality programming. We invite you to explore our sponsorship packages available on our website as well as a opportunity to partner with us for our very first event! If you are interested, have any questions, concerns, or want additional information please feel free to contact me via email **Dezarah.Jenkins@Roujaecompanies.org** **or phone** **702-470-4915** Thank you

Oct - Nov - Dec Financial Guidance Center 4th Qtr. Classes
FGC is offering classes ranging from Debt Management, Budgeting, Credit 101 and Bankruptcy Debtor Education.

Nov - Dec Nevada Promise Scholarship Mentoring Program
Mentors are needed for students entering College of Southern Nevada. If you would like to volunteer, click the link for additional information.

12.01-08.17 Family Promise Holiday Toy Drive
The Staff and students of Givens Elementary School have selected Family Promise of Las Vegas children to be the recipients of a very

special holiday part on December 17, 2017. Please help by donating new toys by Thursday, December 8th .

12.11.17 Back 2 Basics Open House
Learn how your agency can partner with us so we can do more together.

12.15.17 Legal Aid Center - Veterans: Ask-A Lawyer Event
In honor of our veterans this program is available for veterans seeking legal advice on many areas. See flyer for details.

01.09.18 Senior Medicare Patrol - Volunteer Information Session
Would you like to make a difference and help in the fight against Medicare fraud, waste and abuse? Lean more about the Nevada Senior Medicare Patrol volunteer program and other volunteer programs with the State of Nevada Aging and Disability Services Division at the next Volunteer Information Session on January 9, 2018 from 10:00 to 12:30 pm at 1820 E. Sahara Avenue, Suite 201, Las Vegas, NV 89104. To attend, please contact Melissa McDonald at mamcdonald@adsd.nv.gov or 702-486-3796.

2018 Legal Aid Center - Ask A Lawyer Program
Volunteer attorneys will provide FREE consultations to unrepresented individuals seeking legal advice.

- 4th Tuesday: Family Law
- 2nd Wednesday: Landlord/Tenant
- 1st & 3rd Tuesdays: Small Claims
- Community Legal Education Classes

Job Opportunities

Nevada Partnership for Homeless Youth

- Emergency Shelter House Parent
- Facilities Assistant
- Homeless Youth Residential Case Manager

Nevada HAND

- RS Coordinator (Family)
- RS Coordinator (Seniors)

The Rape Crisis Center

- **2 Part Time Positions**

United Way of Southern Nevada

- Senior Director, Major Gifts

United Way of Southern Nevada issues information to nonprofits as a community service and does not intend the UWSN NONPROFIT CONNECTION to be an endorsement of listed events or announcements. Fundraising information cannot be distributed through the UWSN NONPROFIT CONNECTION.

This email was sent to cgoodman@lasvegasnevada.gov

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arolyn G. Goodman[cgoodman@lasvegasnevada.gov]
ommittee for a Responsible Federal Budget
/ed 3/14/2018 2:04:00 PM
/atch Live: CRFB President Testifies before Congress

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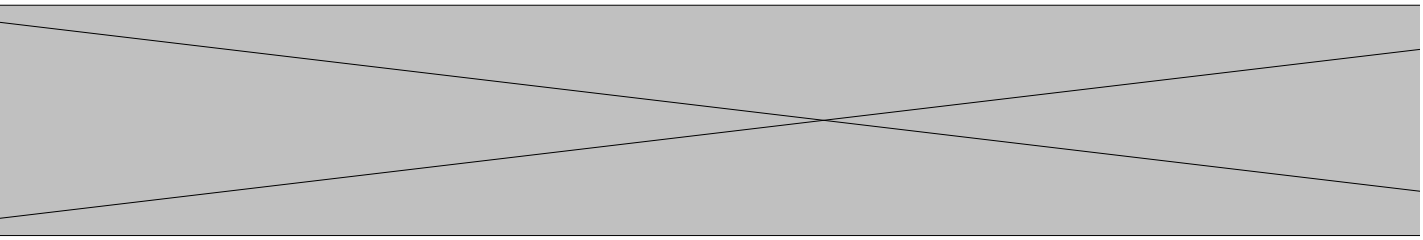

Maya MacGuineas Testifies before Two Congressional Committees
March 14, 2018

for a Responsible Federal Budget president Maya MacGuineas will testify before two House Committees today on nt fiscal issues:

House Budget Committee Hearing: CBO Oversight: Perspectives from Outside Experts

aring before the House Budget Committee is entitled "CBO Oversight: Perspectives from Outside Experts" and will ongressional Budget Office's (CBO) role in the budget process. MacGuineas will testify on the second panel with Associate Director for Legislative Affairs Sandy Davis. Former CBO Directors Alice Rivlin (also a CRFB board d Doug Holtz-Eakin will be on the first panel. The hearing will begin at 10:00 AM Eastern time in Room 1334 of the House Office Building.

ny will focus on how CBO has done an admirable job as Congress's independent referee and offer ways to improve t undermining its key functions.

Watch the House Budget Committee hearing live here
Read the full House Budget Committee testimony here

e Ways and Means Committee Hearing: Post Tax Reform Evaluation of Recently Expired Tax Provisions

hearing before the House Ways and Means Committee's Tax Policy Subcommittee is entitled "Post Tax Reform of Recently Expired Tax Provisions." It will examine tax extenders that were recently extended through 2017 in the and are currently expired. MacGuineas will be on the third of four panels to discuss the tax and budgetary of these extenders along with witnesses from the Heritage Foundation, the Institute on Taxation and Economic ayers for Common Sense, and the Center for American Progress. This hearing will also begin at 10:00 AM Eastern m 1100 of the Longworth House Office Building.

ny will focus on how tax extenders are generally poor policy, the 2015 PATH Act was supposed to permanently m, the Tax Cuts and Jobs Act made the situation worse by creating more expiring provisions, and how we cannot debt-finance tax cuts given our unsustainable fiscal situation.

Watch the House Ways and Means Committee hearing live here
Read the full House Ways and Means Committee testimony here

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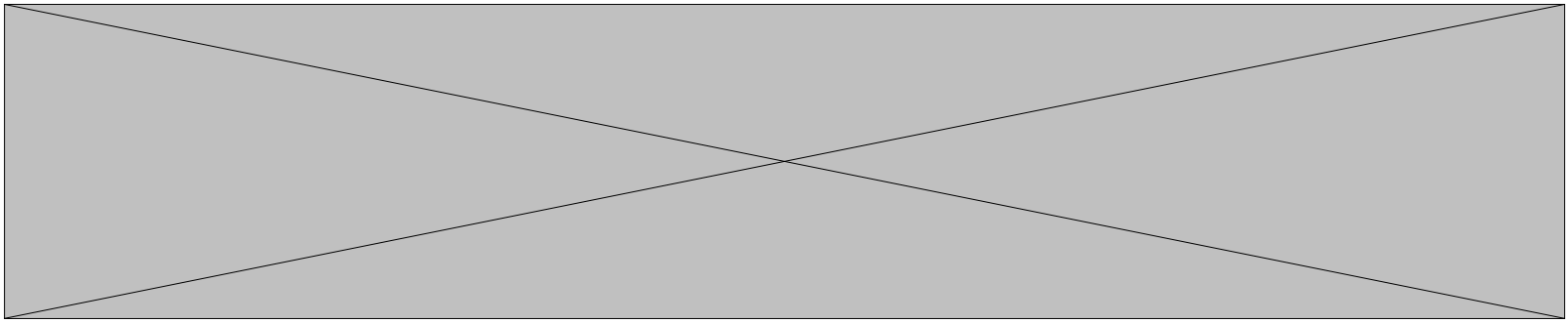
formation, contact Patrick Newton, press secretary, at newton@crfb.org.



Committee for a Responsible Federal Budget
1900 M Street NW
Suite 850
Washington DC 20036 United States

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold Notification
Sent: Tue 8/9/2016 3:36:32 PM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn Levering
Sent: Mon 4/11/2016 8:17:41 PM
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Well, this is certainly…interesting. I do not recall having seen or heard of such communications from this person until now. I will forward the string to the Fusion Center to follow up on. If his message reached Ted Moody prior to his retirement, he would have sent it along to SNCTC as well. If so, they will have a file started on this person and any communications they may have had with him since. His initial warning in May 2014 has yet to pan out and with no specifics to go on, there's not much we can do.

I recommend your response read something to the effect of:

"Mr. Almon, thank you for sharing your concerns about terrorism and its potential impact to the Las Vegas area. I have recently expressed my own concerns directly with Secretary Johnson of the Department of Homeland Security. As a city, we invest in many resources to ensure the safety of the community and the visitors we serve. As you know, we cannot prevent every possible act of violence or terrorism. We work very hard to ensure communication, cooperation and coordination with our local government agencies, the private sector and our state and federal partners to be prepared to achieve our 5 mission areas: prevent, protect, mitigate, respond, recover from terror attack.

I am forwarding your concerns to our Joint Terrorism Task Force and the Southern Nevada Counter Terrorism Center for further investigation. If you have knowledge of ***specific planned targets, modes of attack, or dates and times of planned attack***, please file a SAR (Suspicious Activity Report) as soon as possible with our Counter Terrorism Center. This report may be sent anonymously if so desired."

I hope this is satisfactory for your use. Please let me know if he persists with non-specific information about how much danger we are in. Thank you!

Carolyn M. Levering, MEd, CEM
Emergency Manager
City of Las Vegas
"Building Community to Make Life Better"
Office - (702) 229-0770
clevering@lasvegasnevada.gov
www.LVAlert.com

From: Carolyn G. Goodman
Sent: Monday, April 11, 2016 12:32 PM
To: Carolyn Levering
Cc: Lora Kalkman
Subject: FW: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Are you aware of this individual and any suggested response.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman

Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse

than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
[redacted]

EMAIL TO LV COMMANDER

-------- Original Message --------

Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON

http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries- which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

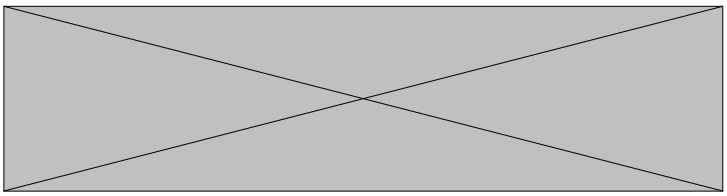
I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am

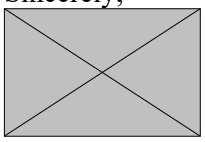
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES
http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST

CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: almonjer@yahoo.com
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

almonjer@yahoo.com (Jerome Almon)
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almon[redacted].com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95
HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11 terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United

States.
"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.
"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."
The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.
He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.
The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.
"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"
Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be worked out.
"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."
Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.
"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.
Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.
Tighter local security
Local authorities say they've taken the steps they can to bolster security.
Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.
"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."
Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.
The owners of the Ambassador Bridge have installed new lighting,

fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.

"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.

The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.

"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."

Blue Water Bridge study

Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.

With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.

Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.

Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.

"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html
http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: "almonjer@gmail.com" <almonjer@gmail.com>
Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-
Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go

after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org,

comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION
http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION
http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD
http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL

http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU
http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:

From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: almonjer@yahoo.com
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)

Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is
Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and
I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

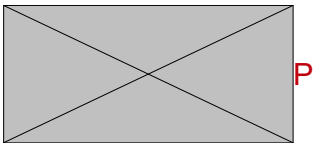
Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820
Fax: ++44 (0) 207 820

BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 5/31/2018 7:51:11 AM
Subject: Trump Tells 2nd Circ. To Nix 'Manufactured' Emoluments Suit



PUBLIC POLICY.

Thursday, May 31, 2018

TOP NEWS

Trump Tells 2nd Circ. To Nix 'Manufactured' Emoluments Suit

President Donald Trump urged the Second Circuit to affirm the dismissal of litigation alleging his financial interests in hotels and restaurants that receive payments from foreign and domestic government officials violate the Constitution's emoluments clauses, asserting that a restaurant worker advocacy group and two hospitality industry players lack standing for their "manufactured" lawsuit. Read more »

Analysis

If Jury Racism Isn't OK, Neither Is Homophobia, Justices Told

The U.S. Supreme Court ruled last term that judges could hear evidence of racial bias in the jury room despite a long tradition of secrecy in such deliberations. A gay man sentenced to death by a South Dakota jury in the early 1990s is now asking the justices to apply that decision to alleged homophobia in a case to be considered next month. Read more »

Feature

Public Opinion Split, EPA Faces Tough Call On Groundwater

The U.S. Environmental Protection Agency received nearly 60,000 comments about whether it should stop, clarify, change or continue the way it has permitted some groundwater pollution discharges under the Clean Water Act, with many industry groups opposing regulation, environmental groups supporting it, and municipalities such as Los Angeles and New York City expressing different views. Read more »

Skydiving Co. Asks Justices To Review Gay Bias Ruling

The New York skydiving company at the center of a suit that earlier this year saw the en banc Second Circuit extend federal discrimination protections to gay workers has asked the U.S. Supreme Court to review the decision, arguing the appeals court wrongly usurped Congress' lawmaking authority. Read more »

Calif. AG Becerra Ineligible For The Job, Rival Says

California Attorney General Xavier Becerra is constitutionally ineligible to hold the office of attorney general and should be dropped from the November 2018 ballot, according to a lawsuit filed Tuesday in Sacramento state court by a Republican challenger. Read more »

BANKING & SECURITIES

Fed Rolls Out Proposed Changes To Volcker Rule

Banks could get some relief from the Volcker rule under a package of proposals unveiled by the Federal Reserve on Wednesday, kicking off the next phase of an interagency effort to pare back a key set of post-crisis restrictions on bank risk-taking that critics warn could threaten financial stability. Read more »

Barclays, HP Grapple With Fraud Payout After DOJ Declination

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Baker McKenzie
Barnhouse Keegan
Bracewell
Brownstein Hyatt
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Cohen Milstein
Covington & Burling
Cravath Swaine
Crowell & Moring
Cullen Law Firm
Dentons
Donoghue Barrett
Duane Morris
Early Sullivan Wright
Earthjustice
Epstein Becker Green
Fox Rothschild
Frankfurt Kurnit
Gibson Dunn
Gupta Wessler
Harris Wiltshire
Hinshaw & Culbertson
Holland & Knight
Horwood Marcus
Jenner & Block
Jones Day
Keker Van Nest & Peters
Kirkland & Ellis
Labaton Sucharow
Law Office of Cooley & Associates
Lieff Cabraser

The U.S. Department of Justice has given Barclays more time to negotiate with Hewlett-Packard Corp. over how much the bank should pay in restitution for a foreign currency exchange fraud on HP that the DOJ declined to prosecute, according to a document made public Wednesday. Read more »

Dodd-Frank Rollback Also Expands Reg A+ Benefits

The recent Dodd-Frank rollback, aimed mostly at curbing financial regulations, also relaxed certain capital-raising rules, including a restriction that bars public reporting companies from using so-called Reg A+ offerings, a change that experts said Wednesday could make it easier for small companies to raise money. Read more »

ENERGY & ENVIRONMENTAL

NY, Calif. Sue EPA Over Delayed Pesticide Training Update

The U.S. Environmental Protection Agency abused its discretion and unnecessarily harmed workers when it decided to delay the enforcement of an Obama-era rule forcing employers to provide updated pesticide training, New York, California and Maryland said in a joint lawsuit filed in New York federal court Wednesday. Read more »

Enviros Seek To Force EPA, FWS Malathion Review

Environmental groups on Wednesday sued the U.S. Environmental Protection Agency and U.S. Fish and Wildlife Service in California federal court, alleging they have improperly failed to determine whether the pesticide malathion poses a danger to threatened and endangered species. Read more »

Calif. Appeals Court Dumps CARB Truck-Filter Rule Suits

A state appeals court handed the California Air Resources Board a win Tuesday by rejecting a pair of suits seeking to invalidate the board's regulation requiring that commercial trucks install engine particulate filters, saying both challenges were filed in the wrong forum. Read more »

Enviros' Owl, Wolf Worries Can't Stop Calif. Forest Project

A California federal judge on Tuesday dismissed an environmental group's lawsuit accusing the U.S. Forest Service and Fish and Wildlife Service of improperly approving a forest-thinning project that it says would imperil gray wolves and northern spotted owls. Read more »

DOE Resists Publishing Energy-Saver Rules At 9th Circ.

The U.S. Department of Energy has told the Ninth Circuit that a lower court improperly said it must publish Obama-era energy conservation standards for industrial and household appliances, arguing the agency had the authority to reverse itself prior to the rules' publication in the Federal Register. Read more »

FERC Pipeline Process Needs Work, DOE Watchdog Says

The Federal Energy Regulatory Commission should take steps to increase public transparency of how it reviews and approves natural gas infrastructure projects, including improving public access to records related to projects under review, the U.S. Department of Energy's watchdog said in a report made public Wednesday. Read more »

EPA Biofuel Regs Have No Basis In Reality, DC Circ. Told

The U.S. Environmental Protection Agency simply ignored the market pressures buffeting the renewable fuel industry when it botched setting the 2017 levels of renewable fuels that must be blended into the nation's transportation fuel supply, petroleum industry and refiner groups told the D.C. Circuit on Tuesday. Read more »

HEALTH & LIFE SCIENCES

Businesses Tell Trump Admin. To Suspend ACA Tax Penalties

Littler Mendelson
Lommen Abdo
McGuireWoods
Morgan Lewis
Morrison & Foerster
Nixon Peabody
O'Melveny & Myers
Olshan Frome Wolosky
Paul Weiss
Perkins Coie
Petrillo Klein
Quinn Emanuel
Reed Smith
Sanders Warren
Selendy & Gay
Shaw Fishman
Stroock & Stroock
Sullivan & Cromwell
Thornton Law Firm LLP
Weil Gotshal
WilmerHale
Wilson Sonsini
Winston & Strawn
Zabell & Associates

COMPANIES

AT&T Inc.
Alliance Defending Freedom
American Bankers Association
American Cable Association
American Civil Liberties Union
American Fuel & Petrochemical Manufacturers
Center for Biological Diversity Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Conservation Law Foundation
Consumer Bankers Association
Dominion Energy Inc.
Dover Corp
Dow Chemical Co.
Facebook
Financial Services Roundtable
Google Inc.
Innophos Holdings, Inc.
Kaspersky Lab Ltd.
Kinder Morgan
Lambda Legal Defense & Educational Fund
Lowe's Companies Inc.
Major Lindsey & Africa

The Internal Revenue Service should immediately cease issuing tax penalties associated with the Affordable Care Act's employer mandate, a dozen business groups said in a letter Wednesday to top officials in President Donald Trump's cabinet. Read more »

FDA Issues Challenge For New Tech To Fight Opioid Crisis

The U.S. Food and Drug Administration put out a call Wednesday for new technologies that could help fight the nationwide opioid crisis, promising a close working relationship with the agency and the possibility of breakthrough designation for devices that make the cut. Read more »

Groups Urge 9th Circ. To Keep ACA Birth Control Rules Halted

Dozens of reproductive rights, civil liberties, gender equality, religious and health groups on Tuesday supported California, Delaware, Maryland, New York and Virginia in urging the Ninth Circuit to uphold a nationwide block on Trump administration rules permitting employers to claim religious or moral exemptions to the Affordable Care Act's contraception mandate. Read more »

EMPLOYMENT

Sens. Ask NLRB Chair To Nix Potential Joint-Employer Regs

Sens. Bernie Sanders, I-Vt.; Elizabeth Warren, D-Mass.; and Kirsten Gillibrand, D-N.Y., expressed their concern Wednesday to National Labor Relations Board Chairman John Ring that the agency is looking to avoid ethical restrictions on board members by using the regulatory process to overturn the board's controversial 2015 Browning-Ferris joint-employment decision. Read more »

COMPETITION

Media Giants Balk At Cable Group's Fix For AT&T-TW Deal

Media giants Walt Disney Co., Fox and CBS pushed to intervene in the U.S. Department of Justice's challenge to AT&T's $85 billion merger with Time Warner, arguing Tuesday that the American Cable Association's proposed antitrust remedy for the deal would endanger their confidential licensing agreements. Read more »

EU Lawmakers Reach Deal On National Antitrust Powers

The European Parliament on Wednesday reached a deal with the Council of the European Union over a proposal to give antitrust agencies of member nations greater investigative and enforcement powers, while also requiring their independence. Read more »

CYBERSECURITY & PRIVACY

Kaspersky Software Ban Within US Rights, DC Judge Says

A D.C. federal judge tossed two lawsuits brought by Kaspersky Lab over the U.S. ban on its antivirus products, finding Wednesday that the government had constitutional grounds to stop using the Moscow-based firm's software amid concerns that it could be hijacked by Russian spies. Read more »

AEROSPACE & DEFENSE

Gov't Urges 9th Circ. To Lift Bar On DOD Transgender Ban

The federal government on Tuesday urged the Ninth Circuit to lift an injunction against President Donald Trump's policy barring many transgender individuals from military service, saying the policy is constitutional as a military decision and a district court had not properly assessed the issue before granting the injunction. Read more »

Markets Group Inc.
Metropolitan Water District of Southern California
Mexican American Legal Defense and Education Fund
Microsoft Corporation
Monroe Energy LLC
NASDAQ OMX Group Inc.
NBCUniversal Inc.
National Collegiate Athletic Association
National Mining Association
Natural Resources Defense Council
Netflix Inc.
Owner-Operator Independent Drivers Association Inc.
Planned Parenthood Federation
Public Broadcasting Service
Public Knowledge
RCN Corp.
Raycom Media Inc.
Sinclair Broadcast Group, Inc.
State Street Corp.
The DIRECTV Group, Inc.
The Internet Association
The Walt Disney Co.
Time Warner Inc.
Tribune Media Co.
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
Universal Service Administrative Co.
Viacom Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
California Air Resources Board
California Attorney General's Office
Cherokee Nation
Commodity Futures Trading Commission
Confederated Tribes and Bands of the Yakama Nation
European Commission
European Union
Executive Office for Immigration Review
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.

Guardsman Sues DOD Over 'Unconstitutional' HIV Policy

An Army National Guardsman sued the U.S. Department of Defense in Virginia federal court Wednesday claiming that policies that variously exclude or limit the military service of HIV-positive people, which have denied him a military lawyer position and may cost him his place in the military altogether, are unconstitutional. Read more »

IMMIGRATION

Feature

What Attorneys Can Do To Reunify Immigrant Families

The Trump administration's plan to prosecute all unauthorized border crossers, resulting in more children being separated from their parents, has already created roadblocks for attorneys trying to reunify immigrant families. Here, Law360 examines what attorneys can do in the face of this new enforcement protocol. Read more »

DOJ Redacts Immigration Docs In Response To FOIA Request

A New York-based immigration attorney is crying foul after the U.S. Department of Justice responded to his Freedom of Information Act request for copies of dozens of decisions involving an immigration judge by releasing heavily redacted versions of the documents. Read more »

Advocates Lose Bid To Toss Texas DACA Challenge

A Texas federal judge on Wednesday rejected a bid by an immigration advocacy group that he toss a recently filed suit by Texas and six other states challenging the legality of the federal Deferred Action for Childhood Arrivals program because a pending case in California is already reviewing the matter. Read more »

Immigrants Say LI Sheriff Violates Rights By Holding For ICE

A pair of immigrants residing in Long Island, New York, have renewed their proposed class action against Suffolk County and its sheriff's office over an alleged practice of holding detained individuals 48 hours past their release date when asked to by U.S. Immigration and Customs Enforcement. Read more »

NATIVE AMERICAN

Federal Law Applies In Native Cig Tax Suit, 2nd Circ. Told

The federal government on Tuesday told the Second Circuit that a lower court wrongly dismissed some claims in a cigarette tax battle between the state of New York and a Native American-owned tobacco maker, saying the tribe's cigarette sales to reservations in other states constituted interstate commerce subject to the Prevent All Cigarette Trafficking Act. Read more »

States Back Indian Child Welfare Act In Texas' Challenge

California and several other states with large Native American populations have voiced their support for the Indian Child Welfare Act in the state of Texas' challenge to the statute in federal court, arguing that the law doesn't violate constitutional protections and plays an important role in rectifying former abuses against tribes. Read more »

TELECOMMUNICATIONS

Newsmax Duels With Broadcasters Over FCC Ownership Cap

Conservative news organization Newsmax is duking it out with some big broadcast groups over the Federal Communications Commission's proposal for raising the national ownership cap for TV stations. Read more »

Web Platforms, Advocates Divided Over New Ad Disclosures

Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
Illinois Department of Revenue
Illinois General Assembly
Internal Revenue Service
National Labor Relations Board
National Security Agency
Navajo Nation
New York Attorney General's Office
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
World Health Organization

Tech and public advocacy groups appeared divided in recent days over whether the Federal Election Commission should bring paid web advertisements under the same transparency standards applied to broadcast advertisements, or whether it should apply a less rigorous standard. Read more »

Lifeline 'Flaw' Could Hurt Online Enrollment, FCC Told

The Federal Communications Commission needs to fix a “flaw” in the online enrollment system for the Lifeline subsidy program that could hurt rural and other customers signing up for discounted phone service offered to low-income consumers, Q Link Wireless LLC recently told senior agency staffers. Read more »

Calif. Senate Clears State Net Neutrality Bill

California’s state senate cleared a net neutrality measure Wednesday that supporters argue is needed to plug the gap they say will be left when the Federal Communications Commission’s own rules prohibiting discriminating between internet traffic are taken offline next month. Read more »

WHITE COLLAR

7th Circ. Keeps Indictment Against Ex-Rep. Aaron Schock

The Seventh Circuit on Wednesday rejected former U.S. Rep. Aaron Schock's bid to dismiss his federal indictment on charges he misused public funding to cover interior decorating and travel costs, saying the Constitution's rulemaking clause does not protect him from prosecution. Read more »

Ex-NJ Utility Agency Official Cops To Kickback Schemes

A onetime commissioner of a defunct New Jersey utilities agency admitted Wednesday that he took kickbacks from contractors he paid for work that was never performed, federal prosecutors said. Read more »

'Friends' Of Paul Manafort Launch Legal Defense Fund

A group claiming to be “longtime friends” of Paul Manafort announced the launch of a legal defense fund Wednesday to help the former Trump campaign chair fight allegations of financial crimes brought against him in D.C. and Virginia federal courts. Read more »

EXPERT ANALYSIS

Changes Are Coming For Providers Of 800 Numbers

The Federal Communications Commission is slated to consider potential new rules concerning the use of 800 numbers on June 7. The rules will most directly affect network providers, but may also result in reduced costs for companies providing 800-number calling to their customers, says Michael Pryor of Brownstein Hyatt Farber Schreck LLP. Read more »

Is Your Mental Health Parity Compliance Up To Par?

Compliance with the requirements of the Mental Health Parity and Addiction Equity Act is an enforcement priority for the U.S. Department of Labor this year. Given recently proposed FAQs from the DOL, the U.S. Department of Health and Human Services, and the U.S. Department of the Treasury, sponsors of group health plans should review and analyze their programs, says Michelle Capezza of Epstein Becker Green. Read more »

Calif. Consumer Privacy Act: 6 Considerations For Banks

Financial institutions in the United States are no strangers to privacy regulations, particularly given the obligations imposed by the federal Gramm-Leach-Bliley Act and the California Financial Information Privacy Act. But the California Consumer Privacy Act — an initiative likely to appear on the November ballot — could complicate existing privacy processes, say Nathan Taylor and Purvi Patel of Morrison & Foerster LLP. Read more »

Illinois Tax Talk: Time To Toss The 'Throw-Out' Rule?

While many states employ some form of throw-back rule in calculating sales factor, Illinois' espousal of both a throw-back and throw-out rule is unique. Given the incompatibility between Illinois' market-based sourcing, Illinois' use of throw-out is likely to generate substantial controversy, says Christopher Lutz of Horwood Marcus & Berk Chtd. Read more »

The Potentially Far-Reaching Impact Of Sports Betting Case

The U.S. Supreme Court's decision in Murphy v. National Collegiate Athletic Association was focused on sports betting but could be construed as conferring substantially more power on states in general, on issues including gun control, marijuana legalization and sanctuary cities, says Cory Lapin of Manning Gross & Massenburg LLP. Read more »

Opinion

A Pragmatic Alternative To Separating Families At The Border

In response to the recent increase of arrivals at the U.S. southern border, the Trump administration has instituted a policy of prosecuting all border crossers and separating parents from their children. However, there is a less controversial and more logical way for the administration to solve this problem without Congress, says Leon Fresco of Holland & Knight LLP. Read more »

LEGAL INDUSTRY

Analysis

Quinn Emanuel Tiff With Ex-Partners Raises Ethics Questions

Quinn Emanuel Urquhart & Sullivan LLP engaged in an ethically dubious gambit when it allegedly attempted to prevent a group of defecting partners from poaching associates by threatening to enforce an unenforceable clause in their contract, experts said. Read more »

Weil Reduces Partnership Track Timeline To Woo Associates

Weil Gotshal & Manges LLP on Wednesday said it will shorten the length of time it takes associates to reach the rank of partner or counsel in a renewed effort to keep high-quality talent at the firm. Read more »

Reed Smith Initiative Focuses On Associate Advancement

Reed Smith LLP on Wednesday unveiled a new internal, multifaceted initiative aimed at preparing the firm's greenest lawyers to move up the ranks and take on more responsibility at the firm. Read more »

3 Firms Accused Of Misconduct In Billable Hours Probe

A special master appointed in a billing probe found misconduct on the part of the attorneys who led a $300 million class action settlement with State Street Corp. and recommended that a significant chunk of a $75 million fee award be returned, according to details revealed during a contentious hearing Wednesday in a Massachusetts courtroom. Read more »

Fox Rothschild Announces Merger With Shaw Fishman

Philadelphia-headquartered Fox Rothschild LLP has agreed to merge with Shaw Fishman Glantz & Towbin LLC, a 23-attorney firm with focuses in commercial bankruptcy & restructuring, commercial litigation and real estate, according to statements released Wednesday. Read more »

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Barnhouse Keegan
Bracewell
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Choate
Cohen Milstein
Covington & Burling
Cravath Swaine
Crowell & Moring
Cullen Law Firm
Dentons
Donoghue Barrett
Duane Morris
Early Sullivan Wright
Earthjustice
Fox Rothschild
Frankfurt Kurnit
Gupta Wessler
Harris Wiltshire
Hinshaw & Culbertson
Holland & Knight
Horwood Marcus
Jenner & Block
Jones Day
Keker Van Nest & Peters
Kirkland & Ellis
Labaton Sucharow
Law Office of Cooley & Associates
Lieff Cabraser
Littler Mendelson
Lommen Abdo
McGuireWoods
Morgan Lewis
Morrison & Foerster
Nixon Peabody
O'Melveny & Myers
Olshan Frome Wolosky
Paul Weiss
Perkins Coie
Petrillo Klein
Quinn Emanuel
Reed Smith
Sanders Warren
Selendy & Gay
Shaw Fishman

Stroock & Stroock
Sullivan & Cromwell
Thornton Law Firm LLP
Weil Gotshal
WilmerHale
Wilson Sonsini
Zabell & Associates

COMPANIES
Lambda Legal Defense & Educational Fund
AT&T Inc.
American Bankers Association
American Civil Liberties Union
Natural Resources Defense Council
Twitter Inc.
Alliance Defending Freedom
American Cable Association
American Fuel & Petrochemical Manufacturers
Center for Biological Diversity Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Conservation Law Foundation
Consumer Bankers Association
Dominion Energy Inc.
Dover Corp
Dow Chemical Co.
Facebook
Financial Services Roundtable
Google Inc.
Innophos Holdings, Inc.
Kaspersky Lab Ltd.
Kinder Morgan
Lowe's Companies Inc.
Major Lindsey & Africa
Markets Group Inc.
Metropolitan Water District of Southern California
Mexican American Legal Defense and Education Fund
Microsoft Corporation
Monroe Energy LLC
NASDAQ OMX Group Inc.
NBCUniversal Inc.
National Collegiate Athletic Association
National Mining Association
Netflix Inc.
Owner-Operator Independent Drivers Association Inc.
Planned Parenthood Federation
Public Broadcasting Service
Public Knowledge
RCN Corp.
Raycom Media Inc.
Sinclair Broadcast Group, Inc.

State Street Corp.
The DIRECTV Group, Inc.
The Internet Association
The Walt Disney Co.
Time Warner Inc.
Tribune Media Co.
Trump Organization Inc.
Turner Broadcasting System Inc.
Universal Service Administrative Co.
Viacom Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
U.S. Supreme Court
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of the Treasury
Federal Bureau of Investigation
Fish and Wildlife Service
Securities and Exchange Commission
U.S. Department of Energy
U.S. Department of Labor
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
Bureau of Indian Affairs
California Air Resources Board
California Attorney General's Office
Cherokee Nation
Commodity Futures Trading Commission
Confederated Tribes and Bands of the Yakama Nation
European Commission
European Union
Executive Office for Immigration Review
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Food and Drug Administration
Illinois Department of Revenue
Illinois General Assembly
Internal Revenue Service
National Labor Relations Board
National Security Agency
Navajo Nation
New York Attorney General's Office
Office of Foreign Assets Control
Office of the Comptroller of the Currency
U.S. Air Force

U.S. Attorney's Office
U.S. Department of the Interior
U.S. Forest Service
U.S. Senate
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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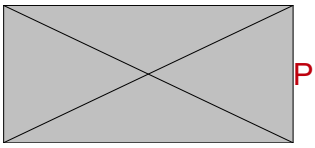
Sent: Thur 7/20/2017 8:19:45 AM
Subject: High Court Nixes Bid To Include Grandparents In Travel Ban



PUBLIC POLICY.

Thursday, July 20, 2017

TOP NEWS

High Court Nixes Bid To Include Grandparents In Travel Ban

The U.S. Supreme Court on Wednesday denied the government's bid to include grandparents and other relatives in its travel ban, dealing a setback to the Trump administration on its travel restriction policy. Read more »

Trump: If He'd Known Of Recusal, Sessions Wouldn't Be AG

President Donald Trump said he wouldn't have appointed Attorney General Jeff Sessions if he'd known that Sessions would recuse himself from overseeing the investigation into possible collusion between Trump's campaign and Russia meddling in the election, according to a New York Times interview published Wednesday. Read more »

Trump To Nominate Hester Peirce As SEC Commissioner

The Trump administration is nominating Hester M. Peirce to the U.S. Securities and Exchange Commission, nearly two years after the research fellow and former Senate aide was first tapped for the vacant Republican seat, the administration announced Tuesday. Read more »

Clean ACA Repeal Means 32M Uninsured, CBO Says

Repealing the Affordable Care Act's funding and individual mandate without passing a replacement plan would eventually lead to 32 million more uninsured Americans and cause premiums to double, the Congressional Budget Office reported Wednesday. Read more »

Voter Fraud Panel Needn't Give Public Access, Judge Says

A Washington, D.C., federal judge on Tuesday ruled that the Presidential Advisory Commission on Election Integrity, which was established to investigate voter fraud, does not have to allow public access to its first meeting, denying a request from a legal civil rights nonprofit that argued attendance by members of the public would increase transparency. Read more »

House Votes To Give FERC More Sway In Pipeline Approvals

House Republicans passed a measure Wednesday aimed at paring down interagency spats over new pipeline approvals, largely putting decisions in the hands of the Federal Energy Regulatory Commission. Read more »

Sessions Brings Back Adoptive Forfeiture With Some Tweaks

U.S. Attorney General Jeff Sessions revived a program on Wednesday that allows state and local law enforcement authorities to borrow federal authority to forfeit seized assets whenever the underlying conduct also violates federal law. Read more »

BANKING & SECURITIES

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Arnold & Porter Kaye Scholer
Bracewell
Chadbourne & Parke
Connors LLP
DLA Piper
Davis Polk
Davis Wright Tremaine
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Drinker Biddle
Fried Frank
GeyerGorey LLP
Greenbaum Rowe
Hodgson Russ
Hogan Lovells
Hudson Cook
Jeeves Law
Joseph & Kirschenbaum
Kasowitz Benson
Kobre & Kim
Kozacky Weitzel
Lankler Siffert
Lawyers' Committee for Civil Rights
Lipsitz Green
Littler Mendelson
McDermott Will
Norton Rose Fulbright
O'Connell & Aronowitz
Outten & Golden
Quinn Emanuel
Schertler & Onorato
Schulte Roth
Steptoe & Johnson LLP
Stoel Rives
Sullivan & Cromwell

Trump Banking Noms To Get Senate Hearing Next Week

The Senate banking committee on Wednesday said it would hold confirmation hearings next week for nominees to fill two key bank regulatory positions and hasten the pace of the Trump administration's planned rollback of bank rules. Read more »

Acting OCC Chief Backs Fintech Charter Efforts

The acting head of a key U.S. bank regulator backed his predecessor's efforts to establish special national banking charters for so-called fintech firms on Wednesday, keeping alive a fight with state regulators who have opposed the move. Read more »

ENERGY & ENVIRONMENTAL

Reps. OK Bill To Cut White House Out Of Pipeline Permits

International pipeline projects like the Keystone XL could have a more standardized review process that doesn't involve the White House if a bill the House of Representatives passed Wednesday becomes law, backers said. Read more »

Dems Ask EPA To Extend Comments On Clean Water Rule

A group of 22 Senate Democrats is calling on the Trump administration to give the public more commenting time on its proposal to rescind an Obama-era rule defining the federal government's permitting jurisdiction under the Clean Water Act, saying the stakes are too high for a rush job. Read more »

HEALTH & LIFE SCIENCES

Fla. Health Dept. Urges High Court To Deny Records Fee Case

The Florida Board of Medicine told the state Supreme Court on Tuesday it should reject a case challenging a rule it adopted allowing physicians to charge more for copies of patient records, saying there is no conflict in the case law to justify the high court's review. Read more »

Menendez Urges Court To Nix Charges Based On McDonnell

Sen. Bob Menendez called on a New Jersey federal court Tuesday to toss his corruption charges, arguing that the allegations fall short of the narrow definition of "official acts" set by the U.S. Supreme Court's landmark McDonnell decision, less than a week after the conviction of ex-New York Assembly Speaker Sheldon Silver was thrown out based on the high court ruling. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Subcommittee OKs Self-Driving Vehicle Legislation

A U.S. House subcommittee on Wednesday approved proposed legislation that would federally regulate self-driving vehicles, a bipartisan effort that legislators on both sides of the aisle said was driven by a desire to improve safety on the nation's roadways. Read more »

REAL ESTATE

Ill. Village Can't Dodge Feds' Racial Bias Housing Suit

The south suburban Chicago village of Tinley Park cannot escape a U.S. Department of Justice lawsuit over the town's alleged racial bias in halting a low-income housing development, an Illinois federal judge has ruled. Read more »

EMPLOYMENT

Susman Godfrey
Walden Macht
White & Case
Wiley Rein
WilmerHale
de la Parte & Gilbert

COMPANIES

American Bar Association
American Civil Liberties Union
American Wind Energy Association
Apple Inc.
Bank of America Corporation
Carlyle Group LP
Caterpillar Inc.
Citigroup Inc.
Communications Workers of America
Competitive Power Ventures Holdings LLC
Conference of State Bank Supervisors
Cynosure Inc.
Electronic Privacy Information Center
Exelon Corporation
Facebook
JPMorgan Chase & Co.
Lattice Semiconductor Corporation
Lawyers' Committee for Civil Rights Under Law
London Court of International Arbitration
National Employment Lawyers Association
New York Times Co.
OneWest Bank Group LLC
Oracle Corp.
Pfizer Inc.
RPX Corp.
Samsung Electronics Co. Ltd.
School of Rock LLC
Talen Energy Corp.
Tax Foundation
The Boeing Company
TransCanada Corporation
Twitter Inc.
U.S. Bancorp
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Council for International Business

Senate Labor Committee Advances NLRB Nominees

Republicans on the Senate Health, Education, Labor and Pensions Committee on Wednesday signed off on the Trump administration's nominees to fill the two vacancies on the National Labor Relations Board, sending them to a vote in the full Senate, over objections from some committee Democrats. Read more »

PRIVACY & CYBERSECURITY

Tech Industry GCs Share Tips On Curbing 'Bro Culture'

General counsels for Uber, Twitter and Oracle spoke at the Ninth Circuit's judicial conference in San Francisco on Wednesday about curbing "bro culture" at multinational tech companies and in the courtroom, sharing advice on how legal departments, law firms and judges can combat bias in the male-dominated tech industry. Read more »

Vt. DMV's Use Of Biometric Tech Violated State Law, AG Says

The Vermont Department of Motor Vehicles shouldn't go back to using facial-recognition technology in its effort to stop individuals from securing multiple licenses unless legislation allowing the practice is passed, the state attorney general said Tuesday, explaining that the program isn't compliant with state law. Read more »

GOVERNMENT CONTRACTS

Judge Splits Albany Corruption Case, Trials Set For 2018

A sprawling corruption case involving two former aides to New York Gov. Andrew Cuomo and hundreds of millions of dollars of rigged contracts was split in two by a federal judge in Manhattan on Tuesday, with trials set to begin in January and May. Read more »

AEROSPACE & DEFENSE

Army Reservists Seeking Citizenship Ordered To Tweak Suit

A courtroom battle over the Pentagon's move to stall naturalization proceedings for noncitizen Army reservists ended in a stalemate Wednesday as a D.C. federal judge ordered the reservists to refile their lawsuit with additional legal arguments, but not before ripping the government for a "baffling" series of policy changes. Read more »

INTERNATIONAL TRADE

US Will Host First Round Of NAFTA Talks Next Month

The effort to renegotiate the North American Free Trade Agreement will begin in earnest on Aug. 16 with an opening round of talks in Washington, D.C., the Office of the U.S. Trade Representative announced Wednesday. Read more »

Enforcement Hawks Back Stiff Steel, Aluminum Curbs

A group of trade enforcement advocates on Tuesday urged the Trump administration to hold firm and pursue formidable import restrictions in its national security probes of foreign steel and aluminum, telling the White House to ignore "vague speculation about trade retaliation" from opponents. Read more »

TAX

CPA Group Rattles Off Tax Reform Ideas To Senate

The American Institute of CPAs has sketched out its vision for comprehensive tax reform in a series of letters to the Senate Finance Committee chairman on Tuesday, supporting relief for small businesses and individuals while pushing back against

Verizon Communications
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Internal Revenue Service
International Monetary Fund
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
New Jersey Board of Public Utilities
New York Power Authority
New York State Department of Financial Services
Occupational Safety and Health Review Commission
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Environmental Protection Agency
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
World Trade Organization

efforts to close certain deductions. Read more »

GOP Lawmakers Demand IRS Briefing On Record Preservation

Three Republican lawmakers are demanding a report from IRS Commissioner John Koskinen on the agency's record-keeping practices after a recent audit spotlighted an outdated email system and inadequate storage policies. Read more »

Think Tank Rebuts Koch Group's Hostility To Full Expensing

The Tax Foundation, a conservative-leaning think tank, railed against opposition from a political advocacy group funded by the Koch brothers to a tax-reform proposal to allow the full expensing of capital investments, saying Tuesday that the proposal will boost after-tax incomes and have a positive effect on the economy. Read more »

IMMIGRATION

Sens. Graham, Durbin To Lead Bipartisan Dream Act Revival

Sens. Lindsey Graham, R-S.C., and Dick Durbin, D-Ill., announced Wednesday that they will soon unveil a bipartisan revival of the Dream Act that would allow certain young undocumented immigrants to attain lawful permanent U.S. residence and a path to citizenship. Read more »

TELECOMMUNICATIONS

Pai Pledges To Keep Trump Influence Out Of FCC Proceedings

Federal Communications Commission Chairman Ajit Pai told the Senate Committee on Commerce, Science, and Transportation on Wednesday that he would not be willing to help President Donald Trump crack down on the media outlets he so often disparages. Read more »

EXPERT ANALYSIS

A Chat With FTC's Thomas Pahl

Recently, I joined a "fireside chat" with Thomas Pahl, acting director of the Federal Trade Commission's Bureau of Consumer Protection. He discussed the FTC's consumer protection priorities and its initiative to reform the agency's investigative process, says Lucy Morris of Hudson Cook LLC. Read more »

Sherman Act Is An Unconstitutional Criminal Statute: Part 2

What passed constitutional muster when the Sherman Act was a misdemeanor merits another look now that the statute carries a maximum jail time of 10 years. I have a proposal to fix the criminal element of the Sherman Act, says Robert Connolly of GeyerGorey LLP. Read more »

How Industry Is Responding To FERC On State Policies

In May, the Federal Energy Regulatory Commission held a conference focused on the interplay between state policy goals and the organized energy markets in the eastern U.S. The subsequent comments from more than 70 interested parties reflect a basic lack of consensus among industry participants on the best approach going forward, say attorneys with Bracewell LLP. Read more »

The CFIUS Calculus Has Changed — In More Ways Than One

Recent unwritten changes to the Committee on Foreign Investment in the United States, made in the name of national security, may undermine the committee's original purpose, says Stephen Heifetz, a partner with Steptoe & Johnson LLP who previously served as the Department of Homeland Security's CFIUS representative. Read more »

Looking Ahead For The National Flood Insurance Program

The Federal Emergency Management Agency's National Flood Insurance Program will expire if not reauthorized before Sept. 30, 2017, which would have immediate and long-term repercussions for property owners. There is a need to reauthorize the NFIP and improve it in order to align values of a national safety net and self-reliance on both a personal and local community level, says Michelle Rudd of Stoel Rives LLP. Read more »

Weekly Column

Innovating For Wise Juries: Matching Experts

In the penultimate installment of this series, Stephen Susman, Richard Lorren Jolly and Dr. Roy Futterman of the NYU School of Law Civil Jury Project answer a question on many legal analysts' minds: What if both sides' expert witnesses sat in a hot tub discussing the case while a jury watched? Read more »

LEGAL INDUSTRY

The 2017 Rising Stars, By Firm

Law360's Rising Stars recognizes attorneys under 40 who have demonstrated outstanding career accomplishments. This year, Gibson Dunn & Crutcher LLP and Kirkland & Ellis LLP led the pack with eight Rising Stars each, followed by Latham & Watkins LLP, Mayer Brown LLP and Quinn Emanuel Urquhart & Sullivan LLP, which had six apiece. Weil Gotshal & Manges LLP rounded out the group with five Rising Stars. Read more »

2 Ways To Combat Law's Gender Inequality Problem

A Seattle University law professor on Tuesday offered up her thoughts on combating gender inequality in the legal profession, which include confronting and changing sexism on a societal level and making structural changes at law firms. Read more »

Ex-Quinn Worker Claims Racism Behind Scenes Of Apple Trial

Quinn Emanuel Urquhart & Sullivan LLP protected a supervisor who openly made "horrific" discriminatory comments to at least three African-American employees during the 2014 patent trial in Apple v. Samsung, according to a suit in New York federal court Wednesday. Read more »

White & Case, Partner Fined £300K For Acting 'Recklessly'

The U.K. Solicitors Regulation Authority fined White & Case LLP and one of its partners, who specializes in international arbitration, a combined £300,000 ($390,720) for having "acted recklessly" by not taking the necessary steps to ensure client confidentiality and prevent conflicts of interest, according to a notice published Wednesday by the SRA. Read more »

Congresswoman's Atty Pleads Not Guilty In Nude Pics Case

A former counsel to Rep. Stacey Plaskett, the Democratic delegate from the U.S. Virgin Islands, pled not guilty on Tuesday to allegations that he leaked nude photos and videos stolen off of Plaskett's iPhone. Read more »

Plaintiffs Bar Perspective: Outten & Golden's Wayne Outten

Employees come to me with a wide range of workplace problems. Some of those problems can be addressed using legal tools, such as litigation. But such tools, while important and necessary, often are insufficient or ineffective to address employment problems, says Wayne Outten of Outten & Golden LLP. Read more »

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Drinker Biddle
Fried Frank
GeyerGorey LLP
Greenbaum Rowe
Hodgson Russ
Hudson Cook
Jeeves Law
Joseph & Kirschenbaum
Kasowitz Benson
Kobre & Kim
Kozacky Weitzel
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Lawyers' Committee for Civil Rights
Lipsitz Green
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O'Connell & Aronowitz
Outten & Golden
Quinn Emanuel
Schertler & Onorato
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Stoel Rives
Sullivan & Cromwell
Susman Godfrey
Walden Macht
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COMPANIES

American Civil Liberties Union
Apple Inc.
Facebook
OneWest Bank Group LLC
Pfizer Inc.
American Bar Association
American Wind Energy Association
Bank of America Corporation
Carlyle Group LP
Caterpillar Inc.
Citigroup Inc.
Communications Workers of America
Competitive Power Ventures Holdings LLC

Conference of State Bank Supervisors
Cynosure Inc.
Electronic Privacy Information Center
Exelon Corporation
JPMorgan Chase & Co.
Lattice Semiconductor Corporation
Lawyers' Committee for Civil Rights Under Law
London Court of International Arbitration
National Employment Lawyers Association
New York Times Co.
Oracle Corp.
RPX Corp.
Samsung Electronics Co. Ltd.
School of Rock LLC
Talen Energy Corp.
Tax Foundation
The Boeing Company
TransCanada Corporation
Twitter Inc.
U.S. Bancorp
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Council for International Business
Verizon Communications
Wells Fargo & Co.

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Executive Office of the President
Internal Revenue Service
NAFTA
Office of the Comptroller of the Currency
U.S. Department of Homeland Security
U.S. Department of Labor
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Reserve System
Federal Trade Commission
International Monetary Fund
National Highway Traffic Safety Administration
National Labor Relations Board
New Jersey Board of Public Utilities

New York Power Authority
New York State Department of Financial Services
Occupational Safety and Health Review Commission
Office of the U.S. Trade Representative
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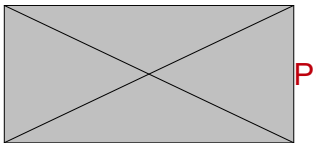
Subject: 'UGHH,' 'NO NO NO': Kavanaugh Was Hard-Nosed Editor



PUBLIC POLICY.

Tuesday, August 7, 2018

TOP NEWS

'UGHH,' 'NO NO NO': Kavanaugh Was Hard-Nosed Editor

As a young lawyer in the Office of the Independent Counsel, U.S. Supreme Court nominee Brett Kavanaugh didn't hold back when marking up his colleagues' legal filings, documents released Monday indicate. Read full article »

Gates Admits Embezzling From Manafort, Helping Hide Fraud

Rick Gates took the stand Monday to testify against his longtime business partner Paul Manafort, telling a Virginia federal jury he helped President Donald Trump's former campaign manager hide vast sums from the IRS and deceive banks even as he admitted embezzling from Manafort himself. Read full article »

Trump Admin. Asks High Court To Nix Net Neutrality Ruling

The U.S. Department of Justice and the Federal Communications Commission have asked the U.S. Supreme Court to gut a D.C. Circuit decision upholding the legitimacy of the Obama-era net neutrality rules now that the Trump administration has reversed those rules. Read full article »

Sessions Criticizes Judge's Ruling Maintaining DACA Program

A District of Columbia federal judge lacks the authority to stand in the way of the Trump administration's bid to rescind the Deferred Action for Childhood Arrivals program, as federal officials are simply trying to reestablish policies consistent with federal law, U.S. Attorney General Jeff Sessions argued on Monday. Read full article »

GAO Says More Info Needed On Southern Border Wall's Cost

The U.S. Customs and Border Protection needs to provide additional information regarding construction costs for a wall at the United States' southwest border, as the agency's analysis does not account for how topography, land ownership and other factors will affect its ultimate price tag, a report released Monday by the U.S. Government Accountability Office said. Read full article »

BANKING & SECURITIES

Groups Challenge SEC Paperless Reporting Rule At DC Circ.

A collection of groups representing consumers as well as the paper and printing industries have asked the D.C. Circuit to throw out the U.S. Securities and Exchange Commission's recently finalized rule allowing mutual funds to distribute most shareholder reports online and send out paper versions only upon request. Read full article »

ENERGY & ENVIRONMENTAL

3 NM Dems Slam EPA For Gold King Compensation Delays

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Goodwin
Jenner & Block
Jones Day
Lowey Dannenberg
Morrison & Foerster
Murrin Taylor
Perkins Coie
Schneider Wallace
Silver Miller
Skadden
Stoel Rives
Van Ness Law Firm
Venable LLP
Vinson & Elkins
Weil Gotshal
WilmerHale
Winston & Strawn

COMPANIES
AT&T Inc.
Allergan PLC
Amazon.com Inc.
American Bar Association
American Federation of Labor and Congress of Industrial

A trio of New Mexico Democrats, including the state's two U.S. senators, chastised the U.S. Environmental Protection Agency on Sunday for what they called the "ongoing failure to compensate victims" who said they were injured by the Gold King Mine disaster that occurred three years ago. Read full article »

Pa. Justices Order Redo In Residential Drilling Challenge

In the wake of a major revitalization of Pennsylvania's constitutionally enshrined environmental protections, the state's Supreme Court is ordering a lower court to reconsider its decision upholding a Butler County municipality's ordinance expressly allowing oil and gas drilling in residential and agricultural areas. Read full article »

HEALTH & LIFE SCIENCES

Humana Hits Generic-Drug Makers With Price-Fixing Claims

Insurance giant Humana has slapped a host of generic-drug makers with a sprawling racketeering suit in Pennsylvania federal court alleging they conspired to hike prices on a range of everyday medications from muscle relaxers to antidepressants, resulting in "extraordinary" prices over a four-year period. Read full article »

IP & TECHNOLOGY

Texas Retailers Sue USDA to Keep SNAP Data Confidential

The Texas Retailers Association filed suit against the U.S. Department of Agriculture on Monday, urging a Texas federal judge to revisit an earlier court's "stale" ruling concerning the release of certain data about participation in the Supplemental Nutrition Assistance Program now that online retailers can participate in the program. Read full article »

TRANSPORTATION & INFRASTRUCTURE

Uber, Calif. Commission Duck Unfair Licensing Regs Suit

A California federal judge on Friday tossed a suit accusing the California Public Utilities Commission of creating a licensing scheme for transportation network companies such as Uber and Lyft that two drivers claimed was preempted by federal transportation law and violated their equal protection rights. Read full article »

EMPLOYMENT

Chamber Says 9th Circ. Shouldn't Redo Uber Union Opinion

A Ninth Circuit panel was right to find that Seattle's law letting for-hire drivers, like those from Uber, form quasi-unions is vulnerable to an antitrust challenge, the U.S. Chamber of Commerce said Friday in a brief urging the full court not to rethink a ruling reviving parts of the business group's suit. Read full article »

NY AG Underwood Sues DOL Over Wage Amnesty Docs

New York State Attorney General Barbara Underwood sued the U.S. Department of Labor on Monday to make it release documents saying how and why it launched a new program that lets businesses escape federal suits by reporting and correcting wage violations. Read full article »

AEROSPACE & DEFENSE

Trump Cut From Transgender Military Ban Suit Against Gov't

A Washington, D.C., federal judge on Monday cut President Donald Trump from a suit challenging his administration's policy banning many transgender people from

Organizations

American Federation of Teachers
American Postal Workers Union
Andreessen Horowitz LLC
Associated Press
CRA International Inc.
Chevron Corp.
Consumer Action
Delaware Riverkeeper Network
Enterprise Holdings Inc.
Facebook
Fougera Pharmaceuticals Inc.
Hertz Global Holdings Inc.
Home Box Office Inc.
Humana Inc.
J.C. Penney Company Inc.
JPMorgan Chase & Co.
Lupin Ltd.
Lyft Inc.
Microsoft Corporation
Mylan NV
Netflix Inc.
New York University
Par Pharmaceutical Companies, Inc.
Rex Energy Corp.
Sephora SA
Spotify Technology SA
Teva Pharmaceutical Industries Limited
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications Inc.

GOVERNMENT AGENCIES

California Public Utilities Commission
Commodity Futures Trading Commission
Department of Commerce
European Commission
European Union
Federal Communications Commission
Federal Motor Carrier Safety Administration
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Highway Traffic Safety

military service in order to avoid “unnecessary constitutional confrontations,” but refused to dismiss the suit outright, saying a change to the policy had not eliminated the basis for the challenge. Read full article »

DOD Bans Geolocation Devices For Deployed Troops

The U.S. Department of Defense will ban the use of all geolocation apps and devices for DOD personnel in operational areas, such as fitness trackers, amid concerns about security risks for both personnel and operations, it announced Monday. Read full article »

INTERNATIONAL TRADE

US Begins To Squeeze Iran Following Nuclear Deal Exit

The Trump administration will reinstate sanctions on Iran’s aircraft, automotive and metals sectors as it completes its exit from the Obama administration’s historic nuclear disarmament deal, vowing to apply “unprecedented” economic pressure on Tehran. Read full article »

TAX

IRS Issues Final Regulations On Electing Partnership Rep

The Internal Revenue Service released final regulations Monday regarding the election of a partnership representative under a new audit regime that made several changes to the proposed rules, but the agency largely stuck to its guns on a provision that allows the government to select a representative. Read full article »

EU Finance Officials To Tackle Digital Tax At Sept. Meeting

The European Commission’s proposal to tax large digital companies will be on the agenda at an informal meeting of economic and finance officials in early September, the European Union’s current president announced after a meeting Sunday. Read full article »

San Diego Airport Fights Fees In Hertz Suit Against Port

The San Diego airport authority has intervened in a case brought by Hertz and Enterprise against the city’s Port District, asking the Superior Court of California to invalidate a user fee on car rental companies, block the port from charging any additional fees on airport property and compel the port to return all fees collected on its property. Read full article »

IMMIGRATION

Immigrant Family Reunited In NY Following Vetting Delay

The Office of Refugee Resettlement reunited a Honduran boy with his mother on Friday in New York only hours after their attorneys told the government that they would otherwise seek an emergency court order securing his release, according to the New York Civil Liberties Union. Read full article »

TELECOMMUNICATIONS

Comment System Take-Down Not Cyberattack, FCC Confirms

A drastic spike in public comments brought down the FCC’s online system last summer following a segment about net neutrality on the HBO program “Last Week Tonight,” the Federal Communications Commission’s inspector general has concluded in a report, changing the agency’s original narrative that it had been the target of a cyberattack. Read full article »

Agencies Finalize Rules For $110M Grants To Modernize 911

Administration
National Telecommunications and Information Administration
Navajo Nation
New York Attorney General's Office
Pennsylvania Supreme Court
Port of San Diego
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Coast Guard
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
U.S. Uniform Law Commission
United States District Court for the Eastern District of Pennsylvania
Wage and Hour Division
Washington Legislature

The U.S. Department of Commerce and the Department of Transportation have published final rules in the Federal Register for a $110 million grant program to facilitate support for text message, video and other internet protocol technologies at 911 call centers around the country. Read full article »

FCC Eyes Later Deadline For Challenging Coverage Maps

The chairman of the Federal Communications Commission has asked his fellow commissioners to push back the deadline for certain groups to challenge coverage maps that determine which rural and underserved parts of the country are eligible for subsidies to boost mobile broadband. Read full article »

EXPERT ANALYSIS

How Delaware Refreshed Its LLC Act And General Corp. Law

Last week, a number of amendments to the Delaware Limited Liability Company Act and the Delaware General Corporation Law became effective. Allison Land and Anne Connolly of Skadden Arps Slate Meagher & Flom LLP discuss the five major changes impacting companies. Read full article »

Inside The Latest Congressional Hearing On Crypto

Following a July hearing by the House Committee on Agriculture on the regulation of cryptocurrencies and blockchain technology, Todd Friedman of Silver Miller recaps the views of various stakeholders — from the former head of JPMorgan's blockchain program to a former chairman of the U.S. Commodity Futures Trading Commission. Read full article »

IRS Allows Donor Nondisclosure, Some States Won't Follow

The IRS has announced that certain nonprofits will no longer be required to disclose the identity of their large donors, prompting concerns about "dark money" political contributions. In response, several states are likely to pass their own disclosure requirements, resulting in less donor privacy and a patchwork of inconsistent rules, say Cynthia Lewin and Lawrence Norton at Venable LLP. Read full article »

Opinion

Time To Remove Patent Barriers To US Drug Manufacturing

To be on a level playing field with the rest of the world, the United States should consider amending its patent laws to permit both the export and stockpiling of pharmaceuticals during the patent term extension period, say attorneys with Goodwin Procter LLP. Read full article »

NY Offshore Wind Plan Spotlights Jones Act Compliance

Last month, New York Gov. Andrew Cuomo announced an ambitious offshore wind power plan. But to succeed, the plan must comply with the many restrictions of the Jones Act, a federal law that reserves U.S. domestic maritime trade to U.S.-built vessels owned and operated by Americans, says Charlie Papavizas of Winston & Strawn LLP. Read full article »

Series

Clerking For Ginsburg: In Pursuit Of Precision

As clerks for Justice Ruth Bader Ginsburg, we learned early on that, when preparing a memorandum or draft opinion, it was essential to present any opposing argument in its strongest possible light. There is a lesson here for today's public debates, says Trevor Morrison, dean of NYU Law School. Read full article »

LEGAL INDUSTRY

ABA To Slash Dues In Effort To Attract More Members

Amid falling revenue from membership dues, the American Bar Association’s House of Delegates voted Monday to alter the structure and cost of its membership in an effort to compel more people to join the association. Read full article »

ABA Delegates Back Revamp Of Attorney Advertising Rules

The American Bar Association's House of Delegates overwhelmingly approved a sweeping set of changes to the rules governing lawyer advertising and client solicitation in a voice vote Monday in Chicago. Read full article »

Ohio State Taps Ex-SEC Chair To Lead Urban Meyer Probe

The Ohio State University announced late Sunday night that it will convene a working group headed by Debevoise & Plimpton LLP attorney and former U.S. Securities and Exchange Commission Chair Mary Jo White to investigate whether its star football coach, Urban Meyer, knew about alleged domestic violence by a trusted adviser. Read full article »

SRA Warns Attys Not To Transfer Money From Client Accounts

Law firms must not make payments into, transfers through or withdrawals from client accounts, the regulator for solicitors in England and Wales warned on Monday as it sought to diffuse the money laundering risk to the legal profession. Read full article »

Atty Asks Judge To Rethink Cert. Bid In PACER Fee Row

A lawyer accusing the federal government of improperly charging people to access judges' opinions in the Public Access to Court Electronic Records system urged a Florida federal judge Monday to reconsider his previous denial of class certification, arguing the government's supposedly subjective definition of "opinion" shouldn't preclude his suit. Read full article »

Interview

15 Minutes With JCPenney's General Counsel

As a law firm associate, Brandy Treadway enjoyed working with the same clients repeatedly and learning about their businesses. She didn't actively search for in-house positions, but she realized the aspects within the legal profession that interested her could be beneficial if she made the transition, and in 2011 she began her career at JCPenney. Now as the department store chain's senior vice president and general counsel, she explains why brick-and-mortar stores aren't obsolete. Read full article »

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Title IX/Campus Discipline Attorney
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Philadelphia, -

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Debevoise & Plimpton
Epstein Becker Green
Foley Hoag
Goodwin
Jenner & Block
Jones Day
Lowey Dannenberg
Morrison & Foerster
Murrin Taylor

Perkins Coie
Schneider Wallace
Silver Miller
Skadden
Stoel Rives
Van Ness Law Firm
Venable LLP
Vinson & Elkins
Weil Gotshal
WilmerHale
Winston & Strawn

COMPANIES
American Bar Association
Lyft Inc.
AT&T Inc.
Allergan PLC
Amazon.com Inc.
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
American Postal Workers Union
Andreessen Horowitz LLC
Associated Press
CRA International Inc.
Chevron Corp.
Consumer Action
Delaware Riverkeeper Network
Enterprise Holdings Inc.
Facebook
Fougera Pharmaceuticals Inc.
Hertz Global Holdings Inc.
Home Box Office Inc.
Humana Inc.
J.C. Penney Company Inc.
JPMorgan Chase & Co.
Lupin Ltd.
Microsoft Corporation
Mylan NV
Netflix Inc.
New York University
Par Pharmaceutical Companies, Inc.
Rex Energy Corp.
Sephora SA
Spotify Technology SA
Teva Pharmaceutical Industries Limited
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. House of Representatives
European Commission
European Union
Government Accountability Office
U.S. Department of Defense
California Public Utilities Commission
Commodity Futures Trading Commission
Department of Commerce
Federal Motor Carrier Safety Administration
Financial Crimes Enforcement Network
Food and Drug Administration
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
Navajo Nation
New York Attorney General's Office
Pennsylvania Supreme Court
Port of San Diego
Solicitors Regulation Authority
U.S. Coast Guard
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of Transportation
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Sent: Tue 2/20/2018 7:14:38 PM
Subject: Police Need to Get Social | From CISO to CIO–Lonbom Leads Land of Lincoln and more…

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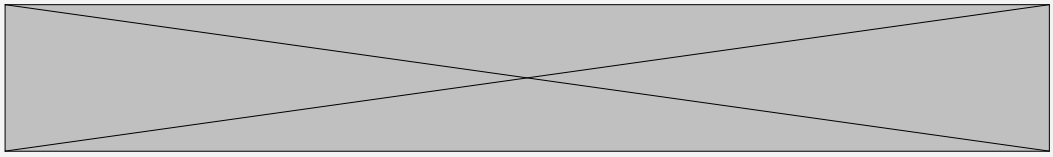
FEBRUARY 20, 2018

FORWARD TO A FRIEND



DIGITAL INNOVATION

Police Need to Get Social

Social media has become ubiquitous–everyone from the Pope to your second grade English teacher has a following. The one group that's lagging behind? Law enforcement. That's not to say that police aren't investing in technology–quite the opposite, in fact. "Law enforcement organizations invest pretty heavily in technology, but it's not clear when that technology actually improves public safety," Mark Forman, former Federal CIO and current global head for the Public Sector at Unisys, told MeriTalk State & Local. A January report from Unisys found that more than 1,500 urbanites from ages 18 to 74 in Chicago, Dallas, Los Angeles, and Philadelphia want more online interaction with law enforcement.

READ MORE

ILLINOIS

From CISO to CIO–Lonbom Leads Land of Lincoln

When the Land of Lincoln needed a new CIO this fall, Illinois-native Kirk Lonbom couldn't have been a more obvious choice. With two years as CISO and more than 15 years of experience with the state government, Lonbom had the right credentials for the job. So, it was no surprise when Gov. Bruce Rauner tapped Lonbom to head the Illinois Department of Innovation & Technology as state CIO. Though he's only held the CIO title for a few months, Lonbom has already built on the programs of his predecessor and launched his own initiatives.

READ MORE

CENTERS FOR MEDICARE AND MEDICAID SERVICES

GAO Diagnoses State/CMS Data Malady–Flags

$36.7 Billion Improper Payments

The Trump administration has a fever for curing Fraud, Waste, and Abuse (FWA)–in fact, this is perhaps the most important Three Letter Acronym in Federal IT today. So, GAO's January report on the shortcomings of CMS Transformed Medicaid Statistical Information System (T-MSIS) and the fact that Medicaid improper payments hit an estimated $36.7 billion in 2017 raised temperatures across government.

READ MORE

EVENT

Cyber Convergence: Security, the Cloud, and Your Data

Data is one of the government's most valuable assets. On March 8, be part of the modernization conversation that will shape state, local and Federal IT, and learn what tools and approaches are needed to keep your data safe from cyber threats. Earn CPE credits while hearing insights from ODNI, Commerce, DHS, HHS and more.

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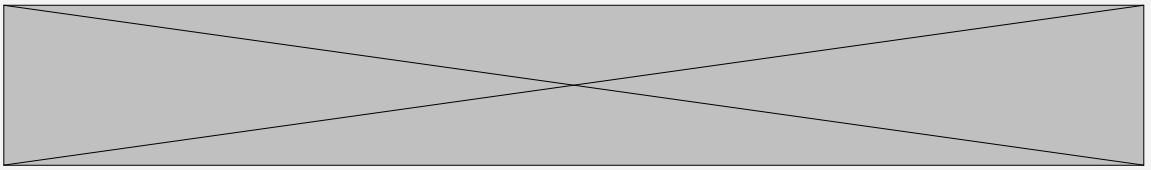

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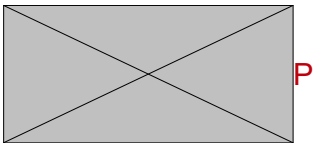
From: Public Policy Law360
Sent: Fri 7/20/2018 8:28:13 AM
Subject: Party Line Splits Senators On Kavanaugh Records Requests



PUBLIC POLICY.

Friday, July 20, 2018

SUPREME COURT NOMINIATION

Party Line Splits Senators On Kavanaugh Records Requests

The Senate Judiciary Committee cleared four U.S. Circuit Court and three district court nominees Thursday, but the panel's main focus was the clash between Republican members trying to limit document requests on U.S. Supreme Court candidate Brett Kavanaugh and Democrats pushing for more access. Read more »

Bush Library Releasing Slivers Of Kavanaugh Papers

The George W. Bush Presidential Library has been releasing thousands of pages of documents from D.C. Circuit Judge Brett Kavanaugh's time at the White House, including a batch Thursday that provides a small glimpse into the career of President Donald Trump's nominee to the Supreme Court. Read more »

Kavanaugh's Harvard Students Laud His Intellect, Parity

Dozens of students who took classes at Harvard Law School with President Donald Trump's U.S. Supreme Court nominee, D.C. Circuit Judge Brett Kavanaugh, wrote a letter to the Senate Committee on the Judiciary on Thursday lauding his intellectual rigor and "gracious" personality. Read more »

TOP NEWS

GOP Sens. Kill Vote On Trump 9th Circ. Pick Ryan Bounds

Republican leaders scuttled a planned Senate vote on President Donald Trump's choice of federal prosecutor Ryan Bounds for a Ninth Circuit judgeship Thursday rather than have the nominee fail to win confirmation. Read more »

Trump Admin Proposes Weakening Endangered Species Rules

The Trump administration on Thursday proposed a package of Endangered Species Act regulatory reforms, one of which would roll back a nearly 40-year-old rule that extends the same protections afforded to species listed as endangered to those listed as threatened, which denotes a less imperiled status. Read more »

FERC Cuts Gas Pipelines A Break In Final Tax Policy Change

The Federal Energy Regulatory Commission late Wednesday finalized a rule directing gas pipeline operators to disclose the effect on its rates of recently enacted corporate tax cuts and removing a tax perk for pipeline master limited partnerships, while giving companies an opportunity to avoid additional FERC scrutiny. Read more »

FCC To Probe If Sinclair Clouded Tribune Divestiture Deal

The Federal Communications Commission plans to probe whether Sinclair Broadcast Group Inc. obscured that it would effectively retain control of three divested stations in its acquisition of Tribune Media Co., according to a hearing designation order that was officially released Thursday afternoon. Read more »

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GluckWalrath
Hoguet Newman
Holland & Hart
Jones Day
Lightfoot Franklin
McConnell Valdes
Morris Manning
Munger Tolles
Nelson Mullins
Orrick Herrington
Perkins Coie
Pillsbury Winthrop
Podhurst Orseck
Proskauer Rose
Robbins Geller
Saul Ewing
Shapiro Arato
Sheppard Mullin

HHS Looks To Imports As Remedy For Drug Price Increases

The U.S. Department of Health and Human Services on Thursday said it is directing the U.S. Food and Drug Administration to examine the feasibility of importing drugs from other countries to combat major price increases or difficulties accessing certain medicines. Read more »

BANKING & SECURITIES

CFPB Director Nominee Gets Heat From Dem Senators

President Donald Trump's nominee to become director of the Consumer Financial Protection Bureau faced withering criticism from Democratic senators at her confirmation hearing Thursday over her past oversight of agencies responsible for the recent separations of migrant families, but offered a few glimpses of how she might lead the federal consumer watchdog. Read more »

ENERGY & ENVIRONMENTAL

16 AGs Sue EPA Over 'Super-Polluting' Truck Rule Rollback

The attorneys general for New York, California and other states sued the U.S. Environmental Protection Agency on Thursday for suspending a rule that limited the number of remanufactured, heavy-duty trucks that could be sold, a decision issued on Scott Pruitt's last day as agency administrator. Read more »

FERC Still Won't Override NY's $683M Pipeline Permit Denial

The Federal Energy Regulatory Commission on Thursday stood by its decision to leave intact New York's denial of a Clean Water Act permit for a $683 million natural gas pipeline, dealing a fresh setback to Williams Cos. Inc. unit Constitution Pipeline Co. LLC. Read more »

Senate Enviro Committee Goes Easy On Trump CEQ Nominee

President Donald Trump's pick to lead the White House Council on Environmental Quality left a Senate confirmation hearing Thursday largely unscathed, avoiding much of the controversy that has dogged many of the administration's other nominees for environmental positions. Read more »

IP & TECHNOLOGY

Senate Passes Bill Boosting Patent Outreach To Small Biz

The U.S. Senate has passed a bipartisan bill that aims to help small businesses protect their intellectual property by boosting educational resources explaining how to obtain and protect patents, particularly in foreign markets, according to a statement Thursday from the Senate Committee on Small Business and Entrepreneurship. Read more »

MEDIA & ENTERTAINMENT

Sex Trafficking Law Foes 'Jumping The Line,' Judge Says

A D.C. federal judge showed little patience Thursday for internet free speech advocates challenging a new law meant to crack down on sex trafficking that they say prevents human rights groups from educating sex workers, saying they're "jumping the line" and that a ruling in the next few weeks is impossible. Read more »

EMPLOYMENT

Feature

Benefits Legislation Lawyers Should Keep An Eye On

Sidley Austin
Silverman Thompson
Snell & Wilmer
Spector Roseman
Venable LLP
White and Williams
Wiley Rein
Winston & Strawn
Zimmerman Reed

COMPANIES

Alabama Power Co.
Alliance of Automobile Manufacturers
Amazon.com Inc.
Ambry Genetics Corp.
BASF SE
Bayer AG
Bipartisan Policy Center
C. R. Bard, Inc.
Cable News Network Inc.
Center for Biological Diversity Inc.
Conservation Law Foundation
Contemporary Services Corp.
Defenders of Wildlife
Drummond Company Inc.
Electronic Frontier Foundation
Enbridge
Environmental Defense Fund Inc.
Federalist Society
General Mills Inc.
Google Inc.
Grant Thornton LLP
JAMS ADR
Johnson & Johnson
Konica Minolta Holdings
Lambda Legal Defense & Educational Fund
LightSquared Inc.
Lockheed Martin Corp.
MGM Resorts International
Mandalay Bay Hotel & Casino
McDonald's Corporation
Monsanto Co.
Motion Picture Association of America
Motorola Solutions Inc.
National Consumer Law Center
National Hockey League
National Wildlife Federation
Netflix Inc.
Platinum Equity LLC

Workers' health care and retirement benefits have been a hot topic on Capitol Hill recently, with the past two weeks bringing the introduction of bipartisan pension bills, movement on legislation dealing with the employer mandate and health savings accounts, and a report on a proposal to save the struggling multiemployer pension system. Here, Law360 looks at seven bills benefits attorneys should have on their radar. Read more »

Lack Of Evidence Dooms NJ Firefighters' Political Bias Suit

A New Jersey state appellate court declined Thursday to revive a suit filed by a group of Hoboken firefighters against the city and their union, which they claim conspired to deny them promotions due to their political beliefs, ruling that the lower court was right to say the accusations lacked support. Read more »

Philly Should Do More To Fight Harassment, Controller Says

The Philadelphia city controller released a report Thursday recommending the city update its sexual harassment policies, including reforms for training, discipline and the way complaints are handled, and revealing that it has spent at least $2.2 million in harassment settlements since 2012. Read more »

COMPETITION

Advocates Urge FCC To Reject Prison Phone Co. Merger

Legal reform and human rights advocates have called on the Federal Communications Commission to refuse prominent prison-phone operator Securus Technologies Inc.'s bid to buy a competitor, arguing that the company has a shaky track record and will have a monopoly over the industry. Read more »

PERSONAL INJURY

Analysis

MGM's Bid To Dodge Vegas Shooting Liability Seen As Gamble

After MGM's recent preemptive actions to escape liability over last year's mass shooting at a concert in Las Vegas sparked widespread public backlash, experts said the hospitality giant is misreading the anti-terrorism law it cites and faces long odds in this case of first impression. Read more »

AEROSPACE & DEFENSE

House Panel OKs $51B DHS Bill With Border Wall Boost

A House panel on Thursday approved a $51 billion bill funding the U.S. Department of Homeland Security for 2019, including $5 billion in funding for the southern border wall project, setting up a clash with the Senate's version of the same legislation. Read more »

DHS Extends Temporary Protected Status For Somalis

The Department of Homeland Security announced Thursday that approximately 500 Somalis can stay in the United States for another 18 months due to Somalia's ongoing armed conflict, extending the temporary protected status that the department has ended for citizens of other countries. Read more »

Guardsman Fights DOD Discharges Of HIV-Positive Troops

A U.S. Army National Guardsman asked a Virginia federal court Thursday to temporarily block the U.S. Department of Defense from using its "deploy or get out" policy against any HIV-positive service members while his challenge to the DOD's broader HIV policy is resolved, saying people are already being discharged under the new deployment policy. Read more »

INTERNATIONAL TRADE

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Shire PLC
Sierra Club
Sinclair Broadcast Group, Inc.
State Bar of California
Temple University
The Florida Bar
The Travelers Companies Inc.
The Walt Disney Co.
Tribune Media Co.
Turing Pharmaceuticals AG
Twitter Inc.
YouTube Inc.

GOVERNMENT AGENCIES

Alabama Legislature
Bureau of Citizenship and Immigration Services
California Air Resources Board
California Supreme Court
Congressional Budget Office
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Minnesota Pollution Control Agency
National Labor Relations Board
National Marine Fisheries Service
New York Attorney General's Office
New York State Department of Environmental Conservation
New York State Senate
Office of the Comptroller of the Currency
Pennsylvania Department of Environmental Protection
Pennsylvania Supreme Court
Small Business Administration

Trump Faces Widespread Calls To Steer Clear Of Car Tariffs

A chorus of automakers and advocacy groups on Thursday implored the Trump administration to not slap tariffs on imported cars, trucks and parts, questioning the administration's national security rationale for the potential duties and warning of the economic calamity that could ensue if they take effect. Read more »

Gov't Swipes At Bid To Undo Cold War-Era Trade Law

The U.S. government hit back against a constitutional challenge to the 1962 law President Donald Trump has used to impose steel and aluminum tariffs, arguing that the U.S. Court of International Trade is likely to give the White House a wide berth on issues of national security. Read more »

Calif. Gov. OKs New Law For Int'l Commercial Arbitration

California Gov. Jerry Brown signed into law a bill allowing out-of-state and foreign attorneys to appear in international commercial arbitrations in the state, legislation that proponents say sends a "clear message" that California is open for business for international arbitration. Read more »

TAX

Analysis

Ruling OK'ing Philly Soda Tax Tees Up Legislative Fight

The Pennsylvania Supreme Court's decision on Wednesday upholding the city of Philadelphia's controversial tax on sweetened beverages is likely to put renewed pressure on lawmakers to enact legislation that would specifically preempt such levies across the state. Read more »

Senate Panel Approves IRS Commissioner Nominee By 1 Vote

The Senate Finance Committee Thursday approved Chuck Rettig to be the next commissioner of the Internal Revenue Service by one vote, which means that the full Senate may now have the opportunity to consider his nomination. Read more »

IMMIGRATION

Trump's 'Sanctuary' Rules Should Be Paused, LA Says

The city of Los Angeles on Wednesday urged a California federal court to temporarily pause what it calls the Trump administration's unconstitutional attempt to place immigration-related conditions for awarding federal public safety grants to communities it deems "sanctuaries" for unauthorized immigrants. Read more »

Immigrants Ask Court To Hasten Care For Separated Families

A proposed class of immigrant parents who have been detained and separated from their children urged a California federal judge on Wednesday to quickly provide effective mental health care to families who have been impacted by the Trump administration's family separation policy. Read more »

TELECOMMUNICATIONS

GOP Rep. Floats Bill To Codify FCC Draft Item Releases

Illinois GOP House lawmaker Adam Kinzinger introduced legislation on Thursday that would force the Federal Communications Commission to publish draft documents on its website at least three weeks ahead of any vote, calling it a drive toward "transparency, efficiency and accountability." Read more »

Ligado's Satellite 5G Network Should Commence, FCC Hears

The wireless industry is ratcheting up pressure for the Federal Communications Commission to approve Ligado Networks LLC's proposed licensing changes that would enable a massive satellite broadband network supporting the rollout of 5G

TRICARE
Transportation Security Administration
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U.S. Army
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U.S. Customs and Border Protection
U.S. Department of Defense
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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Secret Service
U.S. Senate
U.S. Supreme Court

and "internet of things" applications. Read more »

WHITE COLLAR

Drummond Exec, Balch & Bingham Partner Trial Goes To Jury

An Alabama federal jury heard that a coal company executive who, along with a former Balch & Bingham partner, stands accused of bribery to help avert liability for an EPA cleanup was "doing his job" as closing arguments wrapped Thursday morning. Read more »

PEOPLE

NJ Gov't Leader To Join Archer & Greiner As Partner

A leader in the New Jersey Department of Community Affairs who's helped to oversee Atlantic City's ongoing fiscal recovery will be joining Archer & Greiner PC as a partner in its public finance and governmental affairs practice groups, the firm announced Thursday. Read more »

EXPERT ANALYSIS

Guest Feature

Chris Dodd Talks Dodd-Frank, Nuremberg Trial, Hollywood

Attorney Randy Maniloff recently sat down with former Sen. Christopher Dodd at his new office at Arnold & Porter in Washington, D.C. The goal? To discover things we might not know about the author of some of the most important legislation of the last few decades. Read more »

DOJ's Health Care Enforcement Initiative Is Still Going Strong

Last month, the U.S. Department of Justice released the results of its ninth annual health care fraud takedown, an aggregation of criminal, civil and administrative health care-related actions. It appears that the DOJ and its law enforcement partners are sticking to many of the same enforcement areas that were central to last year's takedown, say Melissa Jampol and George Breen of Epstein Becker Green. Read more »

DC Circ. Set A Higher Bar For Hydro License Renewal

On July 6, the D.C. Circuit torpedoed a hydroelectric license renewal issued in 2013 because the Federal Energy Regulatory Commission and the U.S. Fish and Wildlife Service did not consider environmental damage already caused by the project. In doing so, the court rejected FERC's long-standing practice of using existing conditions and operations as an environmental baseline, say attorneys at Davis Wright Tremaine LLP. Read more »

Is Kentucky's Tax Reform Dead On Arrival?

As a result of a tax tribunal decision, Beshear v. Bevin, the landmark tax reform legislation in Kentucky now faces a possible constitutional attack just two months after passage, says Mark Sommer of Frost Brown Todd LLC. Read more »

Employers Can Prepare For New Colo. Data Privacy Law

Thanks to new legislation recently signed into law by Colorado Gov. John Hickenlooper, organizations that employ workers in the state will soon face more stringent data privacy requirements. Dustin Berger of Holland & Hart LLP reviews key elements of the new requirements and steps employers should take to comply. Read more »

Opinion

Round 2 Tax Bills Would Further Batter Working Families

The next round of proposed tax legislation would make permanent certain tax cuts from last year's Tax Cuts and Jobs Act. Like the TCJA itself, it would

disproportionately benefit the wealthy, fail to deliver on economic promises to working families and threaten funding for vital public services, says Frank Clemente, executive director of Americans for Tax Fairness. Read more »

LEGAL INDUSTRY

Global 20: Baker McKenzie

Since April 2017, Baker McKenzie has closed six multinational deals worth $1 billion or more, including Servier Laboratories' $2.4 billion purchase of Shire PLC's oncology business and Post Holdings' £1.4 billion ($1.8 billion) acquisition of Weetabix, keeping the firm at its long-held spot on Law360's Global 20 list. Read more »

La. Courthouse Assistant Accuses Judge Of Sexual Assault

An executive assistant with the New Orleans Criminal District Court has accused a criminal court judge of sexually assaulting her on multiple occasions over the course of three years. Read more »

Fla. Eases Path For Military-Spouse Attys To Practice In State

For attorneys married to military service members, an assignment of their spouse to a Florida base no longer will mean facing the dilemma of having to live apart from their significant other or likely giving up their practice, under new rules approved Thursday by the Florida Supreme Court. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Three plaintiffs law firms snagged this week's top legal lion title after a judge awarded them $63 million in fees in a now-settled case, lauding the "imaginative" attorneys' "outstanding work," while Orrick Herrington & Sutcliffe LLP was among this week's lambs after a jury slammed its client Johnson & Johnson with a $4.69 billion verdict. Read more »

Pro Bono Spotlight

Proskauer Partner Takes Action In Border Separation Crisis

Proskauer Rose partner William Silverman's own grandparents sought refuge in the U.S. after facing violence in their native Russia, and now, a century later, the attorney is dedicated to aiding immigrants at the southern border seeking the same things his family once did: safety, freedom and opportunity. Read more »

JOBS

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Alabama Legislature
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Consumer Financial Protection Bureau
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Department of Commerce
Executive Office of the President
Federal Emergency Management Agency
Federal Trade Commission
Food and Drug Administration
Minnesota Pollution Control Agency
National Labor Relations Board
New York Attorney General's Office
New York State Department of Environmental Conservation
New York State Senate
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Pennsylvania Department of Environmental Protection
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Gloria Totten via ActionNetwork.org
Sent: Thur 1/7/2016 2:27:12 PM
Subject: Abortion Rights, Financial Protection, Drug Offenders and More

The Public Leadership Institute is a nonprofit educational group organized to raise public awareness on key issues and to develop public leaders who will improve the economic and social conditions of all Americans. To join, click here.

Rape Survivor Information Act: Emergency contraception (EC) is exceptionally effective in preventing pregnancy after unprotected sex. Any woman who reports to law enforcement or college authorities that she has been sexually assaulted ought to be informed about ECs. State and local lawmakers can require it with the Rape Survivor Information Act.

California cracked down on fraudulent Crisis Pregnancy Centers (CPCs), shouldn't you? CPCs are offices that purport to offer women comprehensive and unbiased reproductive health care information and services, but their mission is to say anything—whether truthful or not—to prevent women from obtaining abortions. There are three ways that lawmakers can address CPC fraud. Read about them on IdeaLog, our blog intended to raise eyebrows and engage minds.

Top Ten Model Bills for Abortion Rights: Wednesday, January 13 @3pm Eastern, 2pm Central, 1pm Mountain, Noon Pacific. The best way to defend against anti-abortion attacks is by going on the offensive, reframing the debate with proactive legislation, and putting the right wingers in a difficult political position. Join this webinar for ten good ideas how to do it.

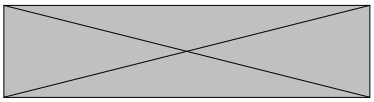
States are lifting restriction on SNAP and TANF for drug offenders: A 1996 federal law lets states decide whether to include ex-drug offenders in food stamp and welfare programs. A story from Pew notes that states are realizing, if the goal is to help ex-offenders go straight, it makes no sense to impoverish and starve them.

Protections from abuses in the credit and collections industries: The National Consumer Law Center has a great new model bill, the Family Financial Protection Act. It levels the playing field between consumers and debt collectors, among other important consumer reforms.

A Playbook for Abortion Rights: With 27 model bills and 2 model resolutions, our new Playbook for Abortion Rights is a one-of-a-kind resource for state and local policymakers. Click here to read a summary of the bills and download the whole book.

Public Leadership Institute, 1825 K Street NW, Suite 400, Washington, DC 20006

www.publicleadershipinstitute.org



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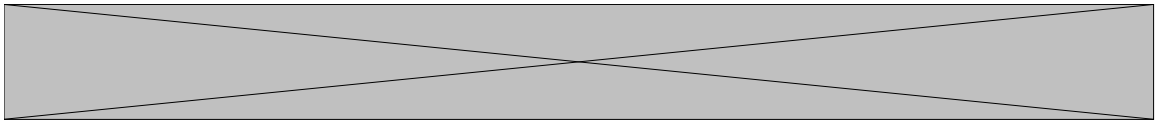

Do you know what your lending customers really want?

Why & how banks must update their lending approach for today's customer. Over the last decade, the lending landscape has undergone a dramatic transformation. Read more

Bank of America Moving Back to Commission Based Products for Some Services

Andy Sieg of Merrill Lynch Wealth Investments stated that the new retirement system for Bank of America is to "provide clients with greater choice and flexibility while maintaining our support for the best interest standard for investment advice across all accounts." Read more

Student Loan Defaults May Be Greater Than Reported

According to the New York Times opinion piece by Ben-Miller, more than 30 percent of student loan borrowers are in default or have stopped making payments after just six years. Read more

Blockchain on the Minds of Future Clients of Banks

Coinbase, a crypto exchange,

ONESPAN WHITE PAPER

Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year and year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your free copy

COMCAST WHITE PAPER

Branch Optimization For Financial Services

Banks and financial services companies increasingly are under pressure to do more with less. Changing customer behaviors and attitudes toward banking and financial pressures have forced many banks to trim the number of branch offices, in some cases eliminating their presence in a particular town altogether. Download your free copy

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

released a survey of students last week that showed great interest in classes on blockchain technology, as well as cryptocurrency. Read more

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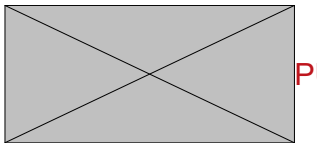

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Tuesday, February 5, 2019

TOP NEWS

Analysis

Trump DC Circ. Pick Faces Tough Road Over Past Statements

President Donald Trump's choice for the vacant seat left by U.S. Supreme Court Justice Brett Kavanaugh on the high-profile D.C. Circuit will likely be forced to defend past writings, including ones in which she denounced "multiculturalists" and advised women to "stay reasonably sober" to avoid date rape, in the first major judicial nomination battle of the year. Read full article »

Trump Taps Acting DOI Head For Permanent Position

The acting head of the U.S. Department of Interior, former Brownstein Hyatt Farber Schreck LLP partner David Bernhardt, got the nod from President Donald Trump on Monday to permanently lead the federal land management agency, which he took over when his predecessor left amid several ethics investigations. Read full article »

Feature

4 Key Issues In Kids' Climate Suit At 9th Circ.

The federal government wants the Ninth Circuit to save it from having to face a trial over whether its policies contribute to climate change, but the court must resolve several potentially groundbreaking issues first, including the judiciary's reach over environmental and energy policies. Read full article »

ENERGY & ENVIRONMENTAL

Industry Backs FERC At DC Circ. In GHG Analysis Rollback

Industry groups told the D.C. Circuit that the Federal Energy Regulatory Commission properly exercised its discretion when it declined to estimate greenhouse gas emissions caused by extracting and consuming natural gas associated with a New York pipeline expansion project. Read full article »

EPA's Shift On Clean Water Rule Lets Enviros Enter Challenge

An Ohio federal judge has said a reversal of the U.S. Environmental Protection Agency's stance on a 2015 rule that expanded the federal government's oversight of waterways opened the door for environmental groups to intervene and defend the Obama-era regulation against a challenge by three states. Read full article »

EPA Can't Let Small Refiners Duck RFS Regs, DC Circ. Told

A coalition of ethanol and biodiesel producers told the D.C. Circuit on Friday that U.S. Environmental Protection Agency exemptions granted to small refiners from the Renewable Fuel Standard undermines the program, which requires refiners to blend more renewable fuels into the U.S. transportation fuel supply. Read full article »

House Dems Press EPA For Effects Of Enforcement Drop-Off

Several House Democrats sent a letter asking the U.S. Environmental Protection Agency for information on any immediate ramifications of an initiative to go easier on

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LeClairRyan
Littler Mendelson

potential polluters, the House Energy and Commerce Committee announced Monday. Read full article »

HEALTH & LIFE SCIENCES

$12B ACA Reversal Like 'Lucy And The Football,' Justices Told

Congress committed a brazen “bait and switch” by withholding $12 billion in promised Affordable Care Act funding, health insurers told the U.S. Supreme Court on Monday, urging review of a Federal Circuit ruling that upheld the about-face. Read full article »

REAL ESTATE

NJ Project Permit Needs Conflict Review, Appeals Court Says

A New Jersey appellate court revived a challenge to a construction permit issued by the Verona Township Planning Board, saying Monday that more information is needed to determine whether interactions between the company seeking approval and a board member who is also a municipal engineer constitute a conflict of interest. Read full article »

EMPLOYMENT

Feature

EEOC Wellness Incentive Wipeout Leaves Employers In Limbo

A federal court order nixing a key part of U.S. Equal Employment Opportunity Commission regulations laying out guidelines for implementing workplace wellness programs recently took effect, leaving employers uncertain about how to entice workers to take part without facing bias suits. Read full article »

Rail Workers' Unions Take Mass. Sick Time Fight To 1st Circ.

Railroad workers' unions have said they'll ask the First Circuit to review a Massachusetts federal judge's finding that the state's paid sick leave law is preempted by the federal Railroad Unemployment Insurance Act and cannot be enforced against railroads. Read full article »

CYBERSECURITY & PRIVACY

Tech Standards Agency Targets Internet-Connected Sensors

The National Institute for Standards in Technology, part of the U.S Department of Commerce, said Monday it is seeking public feedback on how to write rules of the road for protecting the growing industry of building-installed, internet-connected sensors from cyberattacks. Read full article »

AEROSPACE & DEFENSE

Senators Urge Pentagon To Complete Audit On Time

A bipartisan group of senators led by David Perdue, R-Ga., and Angus King, I-Maine, urged acting Secretary of Defense Patrick Shanahan to commit to completing a full audit of the U.S. Department of Defense in the 2019 fiscal year. Read full article »

TAX

Sens. Urge Limiting Dividend Payouts By Changing Tax Code

Two leading members of the Democratic Senate caucus have called for limiting dividend payouts by adjusting the tax code as part of their upcoming legislation to limit corporations’ stock buybacks. Read full article »

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EU Retail Group Says Slovak Turnover Tax Discriminatory

A group representing European Union retailers said Monday that it had filed complaints to the European Commission against a turnover tax in Slovakia, saying the rule affects only non-Slovak businesses and constituted unlawful state aid. Read full article »

Fla. Gov. Seeks Property, Sales Tax Relief In $91.3B Budget

Florida Gov. Ron DeSantis has unveiled a $91.3 billion budget that includes property tax relief, sales tax holidays and an automatic reduction in the corporate tax rate that he says align with the state's reputation for low taxes. Read full article »

BANKRUPTCY

Puerto Rico Gets Green Light For $18B Sales Tax Debt Plan

A plan expected to save Puerto Rico nearly $18 billion by restructuring debt carried by the Puerto Rico Sales Tax Financing Corp., or COFINA, got the go-ahead on Monday from the judge overseeing the U.S. territory's bankruptcy-like proceedings. Read full article »

IMMIGRATION

Shutdown Woes Aren't Over For Immigration Courts

The end of the government shutdown came as a relief to business immigration practitioners who work on affected employment eligibility verification processes and saw some related visa processing delays, but the reopened immigration courts remain in chaos due to canceled hearings and piled-up paperwork. Read full article »

Immigrants Win Class Cert. In Special Juvenile Status Fight

A California federal judge has certified a class of young immigrants challenging the Trump administration's policy of clamping down on requests for special immigrant protections for noncitizens ages 18 to 20 who allege they are victims of abuse or neglect by their parents. Read full article »

Obama Exceeded Authority With DACA, State Coalition Says

A coalition of nine states urged a Texas federal court Monday to roll back the Deferred Action for Childhood Arrivals program — despite court orders in other districts upholding it — arguing that former President Barack Obama exceeded his power in implementing the deportation relief policy. Read full article »

Migrant Kids Separated In 2017 Can't Be Tracked, Feds Say

The Trump administration has said that it did not track the statuses of thousands more children who may have been separated from their parents at the southwestern border before the government's "zero-tolerance" policy on unauthorized border crossings was announced last year, according to a recent pair of court filings. Read full article »

TELECOMMUNICATIONS

Feature

AI Uses And Regulatory Hurdles: What You Need To Know

Artificial intelligence is expected to play a role soon in managing spectrum, directing self-driving cars and automating marketing and communications, but federal agencies and stakeholders are still working to settle regulatory frameworks and legal questions before these innovations hit the marketplace. Read full article »

FCC Creates Fraud Team To Fight Misuse Of Subsidy Funds

The Federal Communications Commission said Monday it has voted to carve out a specific fraud division within its enforcement arm to weed out any misuse of taxpayer funds within an agency subsidy program, citing the "unfortunate reality" that companies have been abusing the program for years. Read full article »

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Halliburton Company
Intel Corp.
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
International Business Machines Corp.
Interstate Natural Gas Association of America
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Natural Resources Defense Council
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European Commission
European Union
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Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission

Mennonites Say FCC Rule Proposal Harms Their Way Of Life

Amish and Mennonite communities are urging the U.S. Federal Communications Commission through handwritten comments not to take steps they say could put in jeopardy free call conferencing services they rely on for important news. Read full article »

EXPERT ANALYSIS

Opinion

On Privacy, Europe And California Are Not Good Models

Many proponents of federal privacy legislation favor prescriptive methods like the European General Data Protection Regulation and the California Consumer Privacy Act, but little or no evidence suggests that the prophylactic approach yields benefits, says Thomas Lenard of the Technology Policy Institute. Read full article »

Keeping PR Strategy Communications Privileged: Part 2

Determining whether and to what extent your legal team should invite a PR agent into privileged communications requires weighing many factors — including the unsettled and evolving case law on whether such involvement destroys privilege protection and creates discoverable, usable evidence, says Jeffrey Schomig of WilmerHale. Read full article »

LEGAL INDUSTRY

Venable Next For Students Pushing To End Forced Arbitration

Following successful campaigns to convince Kirkland & Ellis LLP and Sidley Austin LLP to end mandatory arbitration at their firms, a group of Harvard law students is now urging peers to boycott Venable LLP, calling the firm's "jaw-dropping" policy “among the most egregious examples of forced arbitration” in a social media campaign Monday. Read full article »

MoFo Enters Boston With Finance Group From Local Boutique

Morrison & Foerster LLP has opened a new office in Boston, its ninth in the U.S. and 17th overall, spearheaded by a team of finance attorneys from boutique Riemer & Braunstein LLP, the firm announced on Monday. Read full article »

LeClairRyan Taps Litigation Head As New President

LeClairRyan's head of litigation, Elizabeth K. Acee, has assumed the role of firm president and will share executive duties with the CEO as part of a leadership reorganization announced by the firm on Monday. Read full article »

Greenberg Opens New Minneapolis Office With DLA Crew

Greenberg Traurig LLP has opened a new office in Minneapolis with three DLA Piper lawyers, marking the firm's 30th location in the U.S., the firm announced Monday. Read full article »

Cooley Opens Brussels Office With An Eye On Brexit

Cooley LLP is launching a new office in the European Union capital city of Brussels, a decision the firm said Monday is attributed in part to the instability around Brexit. Read full article »

Puerto Rico Law Firm McConnell Valdés Opens Miami Office

McConnell Valdés LLC, Puerto Rico’s largest law firm, has opened an office in Miami that will focus on white collar defense, real estate, commercial financing, labor, and Office of Foreign Asset Control and bankruptcy matters, the firm said Monday. Read full article »

Interview

15 Minutes With Whole Foods Market's General Counsel

Whole Foods Market General Counsel Heather Stern often encourages lawyers to "run toward the chaos" to learn new skills and expand their profiles. Here, she describes her

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own mentors and why having a seat at the table with the executive team is crucial for a general counsel. Read full article »

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Google Inc.
Halliburton Company
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International Brotherhood of Teamsters
International Business Machines Corp.
Interstate Natural Gas Association of America

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Levick Strategic Communications
MGM Resorts International
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Mexican American Legal Defense and Education Fund
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National Wildlife Federation
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Department of Commerce
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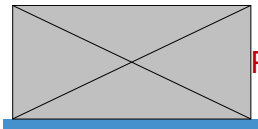
Subject: [Marketing Mail] Challenge To IRS Offshore Income Program Rules Dismissed



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Tuesday, July 26, 2016

TOP NEWS

Challenge To IRS Offshore Income Program Rules Dismissed

A D.C. federal judge tossed a suit from three taxpayers seeking to upend the Internal Revenue Services' offshore income disclosure programs Monday, ruling that the suit illegally sought to affect the agency's ability to collect taxes.

NJ Lawmaker Proposes State Universal Health Care Plan

A New Jersey lawmaker wants to institute a health care program in which the state government, not private insurers, acts as a "single payer" that negotiates and covers the cost of care, cutting expenses for patients and freeing them from traditional insurance network restrictions.

EPA Declares Aircraft GHG Emissions A Human Health Threat

The U.S. Environmental Protection Agency on Monday finalized a finding that greenhouse gas emissions from aircraft endanger human health and the environment, clearing the way for widely expected federal regulation.

EU Supervisor Urges E-Privacy Update With Strong Encryption

The European data protection supervisor on Monday pushed for an update to the bloc's e-privacy law that would prohibit the breaking of encryption or monitoring of communications over a wide range of services, from traditional phone calls to messages sent over mobile apps.

Ill. High Court Expedites Appeal Of Redistricting Petition

The Illinois Supreme Court has promised to speed up an appeal of a November ballot initiative that would change the way legislative districts are drawn in the state, following a lower court decision that the ballot initiative is unconstitutional.

Sticking By Tariff Threats, Trump Floats WTO Withdrawal

Newly minted Republican presidential nominee Donald Trump has long threatened to impose flat tariffs on purportedly unfair imports, but he took the radical proposal a step further Sunday while threatening to withdraw the U.S. from the World Trade Organization if the tariff is challenged there.

ANALYSIS

The Top 5 Law Blogs All Lawyers Should Be Reading

Attorneys everywhere are reading blogs for meaningful discussion on major events

LAW FIRMS

Anderson Bottrell
Arnold & Porter
Bailey & Galyen
Baker & McKenzie
Bancroft PLLC
Blank Rome
Bradley Arant
Brent Coon & Associates
Brownstein Hyatt
Earthjustice
Fried Frank
Gibson Dunn
Greenberg Glusker
Greenberg Traurig
Harris Moure
Hinshaw & Culbertson
Hunton & Williams
Jackson Walker
Jones Day
Joseph Greenwald
Kobre & Kim
Mayer Brown
McGinnis Lochridge
Olivares
Pillsbury Winthrop
Salenger Sack
Shook Hardy
Skadden
Snell & Wilmer
Steptoe & Johnson LLP
Troutman Sanders
Weisbrod Matteis
Weiss Attorneys at Law

in their profession, and while exact interests vary by practice area, a number of blogs top the list of favorites for those looking to follow major happenings in the legal community.

NBA Tests Power To Effect Change With All-Star Game Move

The NBA took the bold move of relocating the 2017 All-Star Game from Charlotte, North Carolina, citing the state's controversial new law preventing transgender people from choosing the bathroom of their choice, in what some attorneys said could test the power of a sports league to effect social change.

Defense IT Initiative Likely Unscathed By Critical GAO Report

A recent audit of the Pentagon's ambitious Joint Information Environment initiative, a major information technology overhaul, found that the effort lacked sufficient oversight and didn't clearly define what it is supposed to cover, but experts say that criticism reflects the inapposite nature of the audit more than any fundamental flaw with the initiative.

BANKING & SECURITIES

Tilton Taps Clement For SEC Admin Court Fight In 2nd Circ.

Private equity magnate Lynn Tilton swapped one high-profile legal team for another in her bid to revive her challenge to the U.S. Securities and Exchange Commission’s in-house court at the Second Circuit, filing a notice Monday that she has hired famed appellate lawyer Paul Clement after Gibson Dunn was booted from the case.

CFPB Fights Payment Processor's Constitutional Challenge

The Consumer Financial Protection Bureau urged a North Dakota federal judge Monday to toss a payment processor's lawsuit seeking to bar a $12 million administrative proceeding against it on grounds that the bureau is unconstitutional, saying the court should allow the matter to be resolved in the CFPB's enforcement action.

Committee Urges SEC To Expand 'Accredited Investor' Terms

A small business-focused committee is urging the U.S. Securities and Exchange Commission to expand its definition of an “accredited investor” to include a person’s financial sophistication, potentially broadening the population eligible to invest in the growing market for private placements.

ENERGY & ENVIRONMENTAL

EPA Tells 6th Circ. No More Docs Needed In Water Rule Row

The U.S. Environmental Protection Agency and U.S. Army Corps of Engineers on Friday urged the Sixth Circuit not to force them to turn over additional records related to their controversial Clean Water Rule.

Spokeo Dooms Enviros' Calif. Fracking Suit, BLM Says

The Bureau of Land Management told a California federal judge Friday that it can't be sued over a resource management plan that outlines the lands available for oil and gas development managed by its Bakersfield, California, field office, saying the plan is too far removed from any potential concrete harms under the Supreme Court’s Spokeo decision.

Lawyers Urge Texas To Streamline Groundwater Oversight

Water rights lawyers on Monday urged a Texas Senate committee to streamline the regulation of groundwater, saying a patchwork of inconsistent and fragmented local oversight leads to unpredictable water allocation that makes it hard for businesses to plan ahead.

HEALTH & LIFE SCIENCES

COMPANIES

Alliance of Automobile Manufacturers
American Bar Association
American Cable Association
American Civil Liberties Union
American International Group Inc.
Anheuser-Busch Inbev SA/NV
Apple Inc.
Associated Press
BuzzFeed Inc.
Center for Biological Diversity Inc.
Charlotte Hornets
DecisionQuest Inc.
Deltek, Inc.
Dollar Tree, Inc.
Embraer SA
Facebook
Ford Motor Company
General Motors
Global Automakers
Goodyear Tire & Rubber Co.
Google Inc.
Health Net, Inc.
Hobby Lobby Stores
International Business Machines Corporation
Kimberly-Clark Corporation
Los Angeles Clippers
Madison Square Garden, Inc.
Murray Energy Corp.
NFL Enterprises LLC
National Basketball Association
National Cable & Telecommunications Association
National Telephone Cooperative Association
Nationwide Mutual Insurance Co.
New England Patriots
New York City Bar Association
PHH Corporation
Pfizer Inc.
Prudential Financial Inc.
QUALCOMM Incorporated
Sigma-Aldrich Corporation
Sonoco Products Co.
State Farm
Texas RioGrande Legal Aid Inc.
The Boeing Company
Toyota Motor Corporation
Turner Broadcasting System Inc.
Twitter Inc.

Arnold & Porter Ducks DQ In Defense Of Menendez Pal

A Florida federal judge on Monday rejected federal prosecutors' bid to disqualify Arnold & Porter LLP from representing a doctor — separately charged with bribing Sen. Robert Menendez, D-N.J. — in a Medicare fraud case, ruling it is too late in the case to disqualify the doctor's attorneys.

INSURANCE

Fed Gives More Time For Insurance Capital Comments

The Federal Reserve on Monday gave the industry and other interested parties an extra month to weigh in on an agency proposal for how insurance companies under Fed supervision should calculate their capital levels and protect against risk.

EMPLOYMENT

Ex-NJ Homeland Security Official Sues Agency Over Age Bias

A former high-ranking official in the New Jersey Office of Homeland Security and Preparedness has hit the agency with an age discrimination lawsuit in New Jersey state court alleging he was fired in 2014 as part of a long-standing pattern of bias against older employees.

PRIVACY & CONSUMER PROTECTION

FBI Opens Probe Into DNC Email Hack

The FBI revealed Monday that it has launched a probe into a massive data breach at the Democratic National Committee, which led to the exposure and online publication of nearly 20,000 emails that discussed topics ranging from the strength of the committee's cybersecurity to personal details about donors.

Idaho Gov. Supports Blocking Obama's Gender Identity Policy

Idaho's governor has backed a coalition of states challenging the Obama administration over federal guidance for transgender students, telling a Texas federal court Friday the directive puts school districts in a no-win situation.

GOVERNMENT CONTRACTS

Army Shorting Its Contractor Reviews, IG Report Finds

The U.S. Army's contractor assessments are frequently late, incomplete or unsupported, according to a Defense Department Inspector General report released Monday that finds the Army and other departments' assessors frequently don't even know what they're looking for when reviewing contractors.

NASA Floats Contractor Property Reporting Rule

NASA contractors may soon have to keep better track of the agency's property, as the space agency proposed a rule Monday to require monthly reporting of NASA assets.

INTERNATIONAL TRADE

Commerce Department Launches New Trade Finance Panel

The U.S. Department of Commerce on Monday unveiled a new federal advisory panel that will aim to help potential U.S. exporters gain better access to trade finance and asked interested stakeholders to submit nominees to sit on the panel.

Washington Post Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
Consumer Financial Protection Bureau
Defense Information Systems Agency
Department of Commerce
European Commission
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Judicial Center
Federal Reserve System
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Internal Revenue Service
National Aeronautics and Space Administration
National Credit Union Administration
National Park Service
Navajo Nation
New Jersey Attorney General's Office
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Army
U.S. Coast Guard
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Navy
U.S. Supreme Court

WTO Chief Pushes Members For Specific Negotiating Offers

World Trade Organization Director-General Roberto Azevedo on Monday applauded the strides that member countries have made in developing a new negotiating agenda but said that the ideas will have to get much more detailed in order for the effort to be a success in the short term.

TAX

IBM Wins $6M Tax Refund Row At Mich. Appeals Court

The Michigan Court of Appeals has overturned a trial court's denial of nearly $6 million in IBM Corp. tax refunds, saying the lower court ruling went against a state Supreme Court directive.

IMMIGRATION

Texas To Accept More Documents In Bid For Birth Certificates

The Texas Department of State Health Services and the agency's vital statistics unit have agreed to broaden the types of documents immigrant parents can provide to obtain birth certificates for their American-born children, according to a settlement agreement.

NATIVE AMERICAN

Feds Ask 9th Circ. To Rethink Navajo's Suit Over Remains

The federal government on Friday asked the Ninth Circuit to rethink its decision that revived the Navajo Nation's suit seeking the return of human remains and funerary objects taken from its reservation by the National Park Service.

TELECOMMUNICATIONS

FCC's Clyburn Wants 'Mutually Beneficial' ISP Privacy Rules

Federal Communications Commissioner Mignon Clyburn told small broadband providers Monday that she is mindful of their concerns about burdensome regulations as the FCC considers privacy rules for internet service providers, saying the goal is a solution that works for all stakeholders.

FCC Told Set-Top Rules Mustn't Apply To Small Providers

A rural broadband group has told the Federal Communications Commission that whatever plan it adopts to allow consumers to access their pay-TV programming on third-party devices, smaller companies must receive an exemption for rules that could push them out of business.

FCC Urged To Keep Public Inspection Rules For Broadcasters

The Federal Communications Commission should keep its requirement for commercial broadcasters to retain copies of correspondence from viewers and listeners in its public inspection file, the National Hispanic Media Coalition said Friday, arguing that the file allows community members to hold their local broadcasters accountable.

Toyota Pushes FCC On Concerns In Sharing 5.9 GHz Band

Toyota Motor Corp. on Friday urged the Federal Communications Commission to use caution when considering sharing the 5.9 gigahertz band with certain wireless devices, joining other auto industry members in warning of the proposal's potential to interfere with the band's original goal of improving road safety.

FCC Told Inmate Call Reforms Must Ban Prison Commissions

A North Carolina attorney has pressed the Federal Communications Commission

to ban or limit the payments made by inmate calling service providers to correctional facilities that providers say are necessary to secure contracts, saying a new plan to raise the cap on how much inmates pay without the ban won't lead to real reform.

EXPERT ANALYSIS

Testing The UBE: Missouri Benefits From Uniform Bar Exam

We in Missouri do not take lightly to new trends or frothy ideas. Yet, the uniform bar exam has allowed us to meet the challenges of an increasingly mobile legal profession and the changing needs of clients, and to ensure that a newly admitted attorney has the knowledge, character and fitness to practice in the Show-Me State, says Jim Nowogrocki, president of the Board of Law Examiners in Missouri — the first state to adopt the UBE.

Carelessness Is Not Criminal: The Impact Of FBI Chief's Theory

Buried deep in the transcript of FBI Director James Comey's fiery hearing with the House Oversight and Government Reform Committee was an interesting nugget — Comey stated that he has worked hard "to stop the criminalization of negligence in the United States." It's a fascinating position to take and could alter attitudes about who should be held accountable following cyberattacks, says Brian Finch of Pillsbury Winthrop Shaw Pittman LLP.

Benefiting From FDA's Medical Device Risk-Benefit Guidance

Medical device manufacturers should understand the U.S. Food and Drug Administration's considerations for benefit-risk assessments so they can advocate for favorable FDA decisions by using the enumerated factors to illustrate the high benefits and low risks of the company's device, say Dan Wittenberg and Tim Scalo at Snell & Wilmer LLP.

EPA Wants More Control Over State-Issued Discharge Permits

Proposed changes to the U.S. Environmental Protection Agency's National Pollutant Discharge Permit System would make minor revisions to program definitions and the contents of permit fact sheets, and major revisions that will expand the EPA's ability to object to permits administratively continued by a state program, say attorneys at Brownstein Hyatt Farber Schreck LLP.

LEGAL INDUSTRY

Yale, Harvard Nab Majority Of Supreme Court Clerkships

Yale Law and Harvard Law will have the most graduates clerking for the U.S. Supreme Court when the October term rolls around, and the majority of the prestigious posts will be held by men, according to the court's list of new clerks.

Clear Writing Can Make Or Break A Case, Study Says

Clear writing in legal briefs wins cases, according to the results of a new study, which found that there is a clear statistical correlation between the clarity of a brief requesting summary judgment and the likelihood that a judge will grant the request.

New York Lawyers Need To Learn About Diversity, Bars Say

More than a dozen New York bar associations in a letter on Friday pushed authorities in the state to require lawyers to earn separate continuing education credits that focus exclusively on diversity and inclusion in the legal profession and the elimination of bias.

Tips For Using A 'Career Witness' To Win A Trial

Using a veteran expert witness who is comfortable on the stand and resonates with jurors can be a key factor in winning a trial. But there's a catch: Juries can perceive these "career" expert witnesses as biased and view their testimony with a skeptical eye. Here, litigators share tips on how to present your experienced expert witness

to a jury.

Mass Tort Atty Says Firm CEO Bought Plane, Skipped Bonuses

A former Bailey & Galyen attorney sued the firm in Houston state court Friday alleging he was shorted on agreed-upon bonuses for bringing in mass tort cases while the firm's CEO lived large by buying vacation homes and a plane with proceeds from their cases.

JOBS
Search full listings or **advertise your job opening**

LAW FIRMS

Earthjustice
Mayer Brown
Anderson Bottrell
Arnold & Porter
Bailey & Galyen
Baker & McKenzie
Bancroft PLLC
Blank Rome
Bradley Arant
Brent Coon & Associates
Brownstein Hyatt
Fried Frank
Gibson Dunn
Greenberg Glusker
Greenberg Traurig
Harris Moure
Hinshaw & Culbertson
Hunton & Williams
Jackson Walker
Jones Day
Joseph Greenwald
Kobre & Kim
McGinnis Lochridge
Olivares
Pillsbury Winthrop
Salenger Sack
Shook Hardy
Skadden
Snell & Wilmer
Steptoe & Johnson LLP
Troutman Sanders
Weisbrod Matteis
Weiss Attorneys at Law

COMPANIES

American Cable Association
National Cable & Telecommunications Association
American Bar Association
Apple Inc.
Twitter Inc.

Alliance of Automobile Manufacturers
American Civil Liberties Union
American International Group Inc.
Anheuser-Busch Inbev SA/NV
Associated Press
BuzzFeed Inc.
Center for Biological Diversity Inc.
Charlotte Hornets
DecisionQuest Inc.
Deltek, Inc.
Dollar Tree, Inc.
Embraer SA
Facebook
Ford Motor Company
General Motors
Global Automakers
Goodyear Tire & Rubber Co.
Google Inc.
Health Net, Inc.
Hobby Lobby Stores
International Business Machines Corporation
Kimberly-Clark Corporation
Los Angeles Clippers
Madison Square Garden, Inc.
Murray Energy Corp.
NFL Enterprises LLC
National Basketball Association
National Telephone Cooperative Association
Nationwide Mutual Insurance Co.
New England Patriots
New York City Bar Association
PHH Corporation
Pfizer Inc.
Prudential Financial Inc.
QUALCOMM Incorporated
Sigma-Aldrich Corporation
Sonoco Products Co.
State Farm
Texas RioGrande Legal Aid Inc.
The Boeing Company
Toyota Motor Corporation
Turner Broadcasting System Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Supreme Court
Federal Bureau of Investigation
U.S. Environmental Protection Agency
Army Corps of Engineers

Securities and Exchange Commission
U.S. Army
U.S. Department of Defense
Bureau of Land Management
Consumer Financial Protection Bureau
Defense Information Systems Agency
Department of Commerce
European Commission
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Judicial Center
Federal Reserve System
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Internal Revenue Service
National Aeronautics and Space Administration
National Credit Union Administration
National Park Service
Navajo Nation
New Jersey Attorney General's Office
Texas Attorney General's Office
U.S. Coast Guard
U.S. Department of Agriculture
U.S. Department of Education
U.S. General Services Administration
U.S. Navy

JOBS
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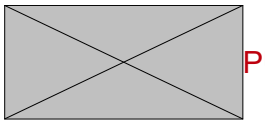
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 3/21/2016 7:56:25 AM
Subject: [Marketing Mail] What To Watch For During Obama's Historic Cuba Trip



PUBLIC POLICY

Monday, March 21, 2016

TOP NEWS

What To Watch For During Obama's Historic Cuba Trip

President Barack Obama's landmark trip to Cuba marks the culmination of more than a year's worth of intense efforts to normalize economic and political relations with the island nation after decades of its isolation. Here, experts share four potential outcomes of the president's Havana tour.

Senate Bill Would Restrict Where Patent Suits Can Be Brought

A U.S. Senate bill introduced Thursday would place new restrictions on where patent suits can be filed, including taking telecommuting employees out of the equation and requiring defendants have physical facilities in the relevant district.

Froman Dismisses Notion Of Renegotiating TPP

U.S. Trade Representative Michael Froman on Friday roundly rejected the notion that the U.S. could lead a renegotiation of the Trans-Pacific Partnership agreement, but said his office remains open to addressing fears about the agreement's intellectual property and banking data provisions.

White House Campaign To Confirm Garland Picks Up Steam

With a new website soliciting volunteers, an active Twitter account and media appearances by President Barack Obama, the campaign by liberal groups and the White House to secure Merrick B. Garland's confirmation to the U.S. Supreme Court has picked up speed since the D.C. Circuit chief judge's Wednesday nomination.

Ex-Conn. Gov. Fights Campaign Fraud Rap In 2nd Circ.

A lawyer for former Connecticut Gov. John Rowland urged the Second Circuit on Friday to overturn his trial conviction for allegedly hiding his involvement in two federal election campaigns, saying that prosecutors had won the case by misapplying a provision of the Sarbanes-Oxley Act.

Commerce Sets Up Panel To Attract Foreign Investment

The U.S. Department of Commerce on Friday said it has established a private-sector committee to advise agency Secretary Penny Pritzker on how to draw more foreign investment to the United States amid increased global competition.

ANALYSIS

Hazy Revamp Of Large-Business Audits Offers IRS Leeway

As the Internal Revenue Service begins rolling out an overhaul of the way it audits the largest corporations, tax professionals say they are still unsure about what exactly the revamp will look like, and that could be by design.

New Gas Pipeline Safety Rules Expand PHMSA's Reach

Sweeping safety regulations proposed Thursday by the U.S. Pipeline and

LAW FIRMS

Akin Gump
Alston & Bird
Babst Calland
Baker & McKenzie
Baker Botts
Balch & Bingham
Bancroft PLLC
Berger Singerman
Boies Schiller
Cahill Gordon
Cleary Gottlieb
Consovoy McCarthy
Covington & Burling
Cozen O'Connor
Cravath Swaine
Crowell & Moring
DLA Piper
Davis & Gilbert
Debevoise & Plimpton
Fenwick & West
Gardere Wynne Sewell
Goodwin Procter
Greenberg Traurig
Haynes and Boone
Hobbs Straus
Hueston Hennigan
Jenner & Block
Jones Day
K&L Gates
Katten Muchin
Kaye Scholer
Kramer Levin
Locke Lord
McDermott Will
Miller & Chevalier
Mintz Levin
Munger Tolles
Murphy & McGonigle
Nauman Smith

Hazardous Materials Safety Administration could broaden the agency's authority by getting rid of exemptions for old pipelines and extending the agency's jurisdiction over the nation's natural gas pipeline system closer to the gas sources themselves, experts say.

Uneven Resolution Regimes Pose Risks To Global Banks

A Friday report from global regulators highlighted the progress that countries housing most of the world's largest, systemically important banks have made in setting up regimes to safely take them apart when they fail, but experts say slowing progress in other jurisdictions could present problems.

The Amarin Win: How Cahill Gordon Took On The FDA

When Amarin Pharma this month nailed down a seismic win for Big Pharma's off-label marketing, it was the climax of a First Amendment case painstakingly developed by three seasoned attorneys at Cahill Gordon & Reindel LLP. In an interview with Law360, they discussed the case's origins, why it succeeded and where things go from here.

BANKING & SECURITIES

DC Circ. Sends Risk-Retention Rule Suit To District Court

The D.C. Circuit on Friday sent to district court a Wall Street interest group's challenge to federal regulations requiring investment firms to retain an interest in debt securities they issue, finding that Congress hadn't explicitly given the appellate court initial jurisdiction over the rule.

ENERGY & ENVIRONMENTAL

States Hope Second Mercury Rule Petition Is The Charm

More than 20 states and state agencies have asked the U.S. Supreme Court to force the D.C. Circuit to vacate a controversial mercury air pollution law while the U.S. Environmental Protection Agency revises it.

Texas Wants 5th Circ. To Delay EPA Haze Rule

Texas has asked the Fifth Circuit to stay a U.S. Environmental Protection Agency rule that replaces the state's plan for reducing regional haze at national parks and scenic areas with a federal one, arguing electricity may be provided less reliably if the rule isn't stalled.

HEALTH & LIFE SCIENCES

Fla. Gov. Suspends 2 On Hospital Board Amid Investigation

Florida Gov. Rick Scott suspended two members of the Broward Health Board of Commissioners, including its chair, on Friday, citing the state chief inspector general expressing "grave concerns" about the officials' interference with her ongoing investigation into the board's operations.

TRANSPORTATION & INFRASTRUCTURE

EPA Rule Tweak Allows Bad Highway Project, DC Circ. Told

The Sierra Club and several Colorado groups have challenged at the D.C. Circuit, a recent U.S. Environmental Protection Agency guidance that allegedly improperly cleared a $1.2 billion Denver highway expansion under the Clean Air Act.

Sens. Urge DOT To Make All Airfares Available On All Sites

A pair of Senate Democrats on Thursday called on federal transportation officials to push for more airline price competition by instituting rulemaking or

Paul Hastings
Paul Weiss
Pepper Hamilton
Perkins Coie
Porter Hedges
Pulman Cappuccio
RuyakCherian LLP
Schiff Hardin
Sedgwick LLP
Segal Roitman
Sidley Austin
Sonosky Chambers
Squire Patton Boggs
Strasburger & Price
Susman Godfrey
Vinson & Elkins
White & Case
WilmerHale
Winston & Strawn

COMPANIES

AT&T Inc.
Allergan PLC
Amazon.com Inc.
Apollo Global Management LLC
Apple Inc.
Atlantic Health System Inc.
Avaya Inc.
Bipartisan Policy Center
CBS Corporation
CSX Corporation
CTIA
Caesars Entertainment
Competitive Carriers Association
Computer & Communications Industry Association
Cray Inc
Danaher Corporation
Elan Corporation, plc
Electric Reliability Council of Texas Inc.
Energy Future Holdings
Facebook
Fiat Chrysler Automobiles NV
Google Inc.
Grant Thornton LLP
Honeywell International Inc.
IMS Health Inc.
Intel Corporation
International Bar Association
International Brotherhood of Electrical Workers

investigations, saying they're concerned that airlines are pulling their fares from third-party booking websites that consumers frequently use to comparison shop.

Calif. $64B High-Speed Rail Plan Lacking, Report Says

The estimated $64 billion first phase of California's high-speed rail project is not yet adequately funded, and a plan to end the project's first operating segment in a rural area of the San Joaquin Valley also raises concerns, the state's independent legislative analyst said Thursday.

Unions Want In On CSX Suit Over Mass. Sick Time Law

Labor unions representing railroad workers sought to intervene in CSX Transportation Inc. and Amtrak's lawsuit challenging Massachusetts' new paid sick time law, telling a federal court Friday that the unions need to jump into the fight to protect their members' interests.

DOT, Alphabet Unit To Work On New Transportation System

The U.S. Department of Transportation and Alphabet unit Sidewalk Labs will create a new, high-tech tracking and management system for seven cities' public transportation systems, the department announced Thursday.

EMPLOYMENT

Republicans Introduce Bill To Kill DOL's Impending OT Rule

Congressional Republicans on Thursday introduced a bill designed to kill the U.S. Department of Labor's rule expanding overtime eligibility, which is close to being finalized, saying the DOL's rule would overly burden businesses and cost workers their jobs.

Public Worker Info Not Subject To Pa. Records Law Limits

The Pennsylvania Commonwealth Court issued a published decision on Friday finding that personal information about public employees sought by a nonprofit labor reform group could be publicly released despite privacy protections enshrined in the state's Right To Know Law.

COMPETITION

Woman Accused Of Bringing Bribes To Ex-UN Officials

A Chinese-American woman accused of carrying $500,000 in bribes to U.N. officials including former General Assembly President John Ashe was set to be released on $1.5 million bail Friday after her arrest on money laundering and conspiracy charges.

PRODUCT LIABILITY

Senate OKs Prescription Drug Oversight Bill

Companies that inadvertently violate the Controlled Substances Act by allowing prescription drugs to end up in the wrong hands won't immediately have their ability to manufacture or distribute drugs suspended or revoked, according to a bill that unanimously passed the U.S. Senate on Thursday and headed to the House.

GOVERNMENT CONTRACTS

Ark. Planned Parenthood Seeks Order For Medicaid Funding

A Planned Parenthood branch asked an Arkansas federal judge on Thursday for a court order forcing the state to allow funding for all of its Medicaid patients, an important next step in the health care provider's fight to stop the state from defunding its Medicaid programs in the wake of an abortion video scandal.

International Business Machines Corporation
JPMorgan Chase & Co.
LSI Corporation
Loan Syndications & Trading Association
Lord & Taylor LLC
Luminant Generation Co. LLC
Microsoft Corporation
Nathan Associates Inc.
National Railroad Passenger Corporation
National Right to Work Legal Defense Foundation
Netflix Inc.
New Jersey Hospital Association
New Jersey State Bar Association
New York Times Co.
Newegg Inc.
Oclaro Inc.
Office Depot Inc.
OfficeMax Incorporated
PG&E Corporation
Pacira Pharmaceuticals Inc.
Par Pharmaceutical Companies, Inc.
Planned Parenthood Federation
Public Knowledge
QUALCOMM Incorporated
Samsung Electronics Co. Ltd.
San Manuel Indian Bingo & Casino
Sierra Club
Southern California Gas Co.
Sports Authority Inc.
Sprint Nextel Corporation
Staples, Inc.
Starbucks Corporation
Twilio Inc.
Twitter Inc.
U.S. Chamber of Commerce
Vascular Solutions Inc.
Wal-Mart Stores Inc.
Xcel Energy Inc
ZTE Corp.
Zeughauser Group LLC
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bay Mills Indian Community
Bureau of Citizenship and Immigration Services

INTERNATIONAL TRADE

USTR Opens Up Challenges To African Growth Act Eligibility

The U.S. Trade Representative's office on Friday enacted a new process that will allow stakeholders to file their own petitions asking the agency to decide whether certain nations should continue to be eligible for preferential tariff treatment under the African Growth and Opportunity Act.

GOP Sens. Want New Iran Sanctions For Ballistic Tests

A dozen Senate Republicans introduced a bill Thursday that would impose new sanctions on Iran for its recent ballistic missile tests, saying the country's actions threaten stability in the region and endanger U.S. and Israeli security interests.

DOL Flags Trouble Spots In Peru But Doesn't Allege Violations

The U.S. Department of Labor said on Friday that it would keep a watchful on eye on certain sectors of the Peruvian economy that have raised questions about the nation's enforcement of its labor laws but stopped short of alleging a formal violation of the bilateral trade agreement.

TAX

UK To Scrap 'Tampon Tax' After EU Changes VAT Rules

The United Kingdom's government announced Friday it will slash value-added taxes imposed on feminine hygiene products, joining an international movement calling for an end to the "tampon tax."

Christie Freezes Property Tax Rates For Nonprofit Hospitals

New Jersey Gov. Chris Christie on Friday put a two-year moratorium on property tax rates for previously exempt nonprofit hospitals and created a commission to review the state's property tax exemption law, effectively ending the dispute over when certain hospitals are exempt from property taxes.

IMMIGRATION

USCIS Issues Final Memo On Green Card-Seeker Job Changes

U.S. Citizenship and Immigration Services released a final version of a policy memo Friday on whether two jobs are the "same or similar" when it comes to green card seekers who are hoping to change positions, retaining a reference to certain U.S. Department of Labor codes that had worried attorneys.

NATIVE AMERICAN

New IHS Rule Will Let Tribes Pay Docs Medicare-Like Rates

The Indian Health Service announced a final rule on Friday that will allow the agency and tribal and urban Indian health programs to pay Medicare-like rates to physicians and other non-hospital health service providers, bringing the programs in line with other federal agencies.

Sen. Bill Aims To Boost Tribal Dam Maintenance, Flood Safety

The chairman of the U.S. Senate Committee on Indian Affairs introduced a bill Thursday to address a backlog of maintenance of dams and ramp up flood prevention efforts on Native American lands.

Colorado, Utes Ally Against NLRB Regulation Of Tribal Casinos

The state of Colorado and the Ute Mountain Ute Tribe in an unusual move joined forces Thursday to ask the U.S. Supreme Court to overturn two Sixth Circuit decisions that backed the National Labor Relations Board's regulation of tribal

Bureau of Indian Affairs
Bureau of Industry and Security
California High-Speed Rail Authority
Cherokee Nation
Colorado Department of Transportation
Department of Commerce
Department of Energy
Department of Health and Human Services
Department of Labor
Department of the Interior
Drug Enforcement Administration
Environmental Protection Agency
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Indian Health Service
Internal Revenue Service
International Trade Administration
Little River Band of Ottawa Indians
National Labor Relations Board
National Oceanic and Atmospheric Administration
National Science Foundation
Occupational Safety and Health Administration
Office of Foreign Assets Control
Office of Management and Budget
Pipeline and Hazardous Materials Safety Administration
Saginaw Chippewa Indian Tribe of Michigan
Securities and Exchange Commission
Seminole Tribe of Florida
Smithsonian
Spokane Tribe of Indians
Substance Abuse and Mental Health Services Administration
U.S. Army
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation

casinos, arguing the rulings violate federal law and threaten both state and tribal sovereignty.

TELECOMMUNICATIONS

FCC Says Incentive Auction On Track Despite DC Circ. Order

The Federal Communications Commission said Friday the upcoming spectrum auction will begin on the date planned despite a court order Thursday that a Florida broadcaster protesting its exclusion can participate provisionally, but also warned that a similar ruling for stations in a separate case could delay the March 29 start.

Telecom Trade Groups Question FCC Lifeline Proposals

Four telecommunications trade groups have shared "significant concerns" about certain changes the Federal Communications Commission may make to its Lifeline subsidy program for low-income consumers, saying the changes could end up harming the customers they are designed to help.

AT&T Tells FCC Regs Would Risk 'Avalanche' Of Text Spam

A proposal to subject text messaging to the protections of the Federal Communications Commission's net neutrality order would result in an overloading of consumers with spam text messages, AT&T has warned the agency, recommending that it reject the regulatory approach.

TEXAS

DC Circ. Sends Texas' Voter ID Fee Fight To State Court

The D.C. Circuit Court on Thursday kicked back to state court Texas' ongoing battle over attorneys' fees owed to three intervenors who challenged the state's voter identification law, finding there are questions over the hours worked by the attorneys and the appropriate rates.

Texas Group Says It Belongs In Wal-Mart's Liquor Permit Row

The Texas Package Stores Association urged the Fifth Circuit on Thursday to overturn a district court's refusal to allow it to intervene in Wal-Mart's suit over the constitutionality of the state's ban on public companies selling liquor, saying as Wal-Mart's potential top competitor, it has a right to make sure its interests are represented in court.

EXPERT ANALYSIS

Huckabee Copyright Case And 'Religious Assembly' Defense

When Mike Huckabee's presidential campaign was sued based on the alleged unauthorized public performance of “Eye of the Tiger” during a rally for Kim Davis, the Kentucky county clerk who was briefly jailed for refusing to issue same-sex marriage licenses, it raised an interesting affirmative defense — that the rally was actually a “religious assembly.” But the event did not appear to follow any recognizable religious service, says Thomas Orofino of Sedgwick LLP.

Changing Climate: What The Paris Accord Means For China

Chinese President Xi Jinping has asserted a diplomatic policy approach to climate change and reportedly intends to inject more Chinese elements into international rules. This includes efforts to establish a “new type of great-power relationship” with the United States, says WilmerHale's Lester Ross, chairman of the policy committee of the American Chamber of Commerce in the People's Republic of China.

Smartphones And Foreign Policy: ZTE Sanctions Explained

ZTE Corp.'s placement on the U.S. Department of Commerce's Entity List deals a

U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
Ute Mountain Ute Tribe

significant blow to the global telecommunications equipment sector and is a setback for ZTE's U.S suppliers, showing that even a significant impact on the U.S. economy will not protect a company from U.S. sanctions when national security and foreign policy interests are implicated, say attorneys at Goodwin Procter LLP.

In Congress: Senate Off, House Tackles FAA Extension

With the Senate adjourned for two weeks and the House due to follow once legislative business concludes Wednesday, the schedule this week will be lighter than normal. But before recess, the House is expected to vote on the Senate-amended Airport and Airway Extension Act of 2016, which extends authorization for the Federal Aviation Administration, including air-traffic control operations, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

LEGAL INDUSTRY

7 Traits Of The Most Profitable Law Firms

Most firms dream of raking in millions in profits-per-partner, but it doesn't take long to discover that winning big profits isn't as easy as collecting big revenue. Here, Law360 looks at the characteristics that put firms at the top of the profit-making heap.

Setting Up Your Own Practice: 6 Tips For Getting It Right

Launching your own law firm or solo practice is no small task, and involves no small amount of risk, either. But done right, the rewards can be big. Here, attorneys offer six tips for striking out on your own.

McDermott Is Stuffing Associates' Pockets On Bonus Day

More than half of McDermott Will & Emery LLP associates based in the U.S. will receive bonuses above the market rate — by as much as $45,000 in some cases, the firm said Friday.

Young Trial Attys Face Tough Hurdles To Logging Court Time

When it comes to logging solid courtroom experience, young litigators often find client pressures and senior partners standing in their way, but there is a growing movement to shine light on this issue to get them more time in court, according to experts.

Schiff Hardin Cuts 11 Associates After Partner Flight

Following the departure of 22 partners earlier this year, Schiff Hardin LLP on Friday said that it is laying off 11 associates, which will result in a firm that has 15 percent few lawyers than it did at the start of 2016.

Mintz Levin Hits Record Revenues As Porter Hedges Slumps

Mintz Levin Cohn Ferris Glovsky & Popeo PC had a record year in 2015, boosting gross revenue by 13.9 percent for a total of $360 million, while a slow energy market contributed to a 3.5 percent fall in revenue at Porter Hedges LLP, representatives for the firms confirmed Friday.

Florida Judge's Would-Be Assassin Found Guilty

A federal jury found a Florida man guilty late Thursday of attempting to murder a Florida federal judge who had convicted and sentenced the would-be killer years earlier, and of charges related to firearms, false statements, failure to appear in court and impersonating a military officer.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

GC Cheat Sheet: The Hottest Corporate News Of The Week

D.C. Circuit Chief Judge Merrick Garland and congressional rancor over the U.S. Supreme Court nominee may have dominated headlines last week, but that wasn't the only development that could affect your company. Here's the corporate legal

news you might have missed.

5 International Arbitration Blind Spots GCs Can't Ignore

As businesses become more international, so do their disputes, which can raise a whole host of new issues for general counsel who are more used to the U.S. court system than international arbitration. Here's what the experts say in-house counsel should watch out for.

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DLA Piper
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Debevoise & Plimpton
Fenwick & West
Gardere Wynne Sewell
Goodwin Procter
Greenberg Traurig
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Hobbs Straus
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AT&T Inc.
Amazon.com Inc.
CTIA
Computer & Communications Industry Association
Google Inc.
Twitter Inc.
Zeughauser Group LLC
Allergan PLC
Apollo Global Management LLC
Apple Inc.
Atlantic Health System Inc.
Avaya Inc.
Bipartisan Policy Center
CBS Corporation
CSX Corporation
Caesars Entertainment
Competitive Carriers Association
Cray Inc
Danaher Corporation
Elan Corporation, plc
Electric Reliability Council of Texas Inc.
Energy Future Holdings
Facebook
Fiat Chrysler Automobiles NV
Grant Thornton LLP
Honeywell International Inc.
IMS Health Inc.
Intel Corporation
International Bar Association
International Brotherhood of Electrical Workers
International Business Machines Corporation
JPMorgan Chase & Co.

LSI Corporation
Loan Syndications & Trading Association
Lord & Taylor LLC
Luminant Generation Co. LLC
Microsoft Corporation
Nathan Associates Inc.
National Railroad Passenger Corporation
National Right to Work Legal Defense Foundation
Netflix Inc.
New Jersey Hospital Association
New Jersey State Bar Association
New York Times Co.
Newegg Inc.
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OfficeMax Incorporated
PG&E Corporation
Pacira Pharmaceuticals Inc.
Par Pharmaceutical Companies, Inc.
Planned Parenthood Federation
Public Knowledge
QUALCOMM Incorporated
Samsung Electronics Co. Ltd.
San Manuel Indian Bingo & Casino
Sierra Club
Southern California Gas Co.
Sports Authority Inc.
Sprint Nextel Corporation
Staples, Inc.
Starbucks Corporation
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Vascular Solutions Inc.
Wal-Mart Stores Inc.
Xcel Energy Inc
ZTE Corp.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
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Environmental Protection Agency
Federal Communications Commission
U.S. Department of Justice
U.S. Senate
United Nations
Securities and Exchange Commission
U.S. Department of Transportation
U.S. Department of the Treasury
Department of Commerce
Federal Bureau of Investigation

Federal Reserve System
Federal Trade Commission
Internal Revenue Service
Office of Management and Budget
Army Corps of Engineers
Bay Mills Indian Community
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Industry and Security
California High-Speed Rail Authority
Cherokee Nation
Colorado Department of Transportation
Department of Energy
Department of Health and Human Services
Department of the Interior
Drug Enforcement Administration
European Commission
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Election Commission
Food and Drug Administration
Indian Health Service
International Trade Administration
Little River Band of Ottawa Indians
National Labor Relations Board
National Oceanic and Atmospheric Administration
National Science Foundation
Occupational Safety and Health Administration
Office of Foreign Assets Control
Pipeline and Hazardous Materials Safety Administration
Saginaw Chippewa Indian Tribe of Michigan
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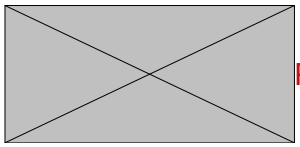
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 4/3/2019 7:27:54 AM
Subject: Senate Readies 'Nuclear Option' On Nomination Debate Time

EXTERNAL EMAIL



PUBLIC POLICY.

Wednesday, April 3, 2019

TOP NEWS

Senate Readies 'Nuclear Option' On Nomination Debate Time

The U.S. Senate is on the verge of blowing up yet another part of its rules with a simple-majority "nuclear option" vote as early as Wednesday, as Republican efforts to speed judicial confirmations by shortening debate time fell short of a filibuster-proof majority on Tuesday.

Read full article »

Analysis

Ruling Cements Staying Power Of Offshore Drilling Bans

An Alaska federal court may have emboldened future presidents to rope off more offshore areas from oil and gas drilling by ruling that President Donald Trump can't rescind his predecessor's indefinite ban on drilling in large swaths of the Arctic and Atlantic oceans.

Read full article »

9 Times Trump Clashed With The 9th Circ. Over Immigration

The Trump administration has argued against a case the Ninth Circuit is currently reviewing, which would determine whether children have a right to public, court-appointed counsel in immigration proceedings. Before the court rules on that policy, Law360 takes a look back at instances in which it and the administration went head-to-head over immigration.

Read full article »

Congress, Ex-Judges Back Census Challenge At High Court

The U.S. House of Representatives, former U.S. Census Bureau directors, ex-federal judges, immigrant advocacy groups and others have thrown their support behind New York state's U.S. Supreme Court challenge to the addition of a citizenship question on the 2020 census.

Read full article »

Sen. Graham Floats Idea Of National Arbitration Standards

Senate Judiciary Committee Chairman Lindsey Graham, R-S.C., floated the idea Tuesday of establishing uniform standards for arbitration clauses and questioned whether class action rules should be reformed during a hearing on complaints that

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Baller Stokes
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Cohen Milstein
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DeCotiis FitzPatrick
Dechert
Eagan Avenatti
Eversheds Sutherland
Fisher Phillips
Foley Hoag
Fried Frank
Gibson Dunn
Hilder & Associates
Hobbs Straus
Holland & Knight
Hunton Andrews Kurth
Latham & Watkins
Law Offices of Paul D. Scott
Littler Mendelson
Mayer Brown
McDermott Will

arbitrations unfairly sweep issues under the rug.

Read full article »

Trump Org. Chief Compliance Counsel To Step Down In June

The man in charge of legal compliance for the Trump Organization, George A. Sorial, will hand the reins to assistant general counsel Jill Martin in June, the outgoing attorney confirmed to Law360 on Tuesday.

Read full article »

BANKING & SECURITIES

Senator Urges SEC To Toughen Shareholder Proposal Rules

A Republican senator on Tuesday urged the Securities and Exchange Commission to raise thresholds for shareholder ballot proposals on the grounds that activist campaigns to change corporate policy on social and environmental issues are deterring companies from going public.

Read full article »

Housing Finance Reform A Priority, Lawmakers Tell Bankers

The chairs of the House and Senate banking committees told a Washington gathering of a top U.S. banking industry organization on Tuesday that they're both focused on developing plans to reform the housing finance system, but their respective policy to-do lists largely diverged from there.

Read full article »

ENERGY & ENVIRONMENTAL

House Dems Use EPA Budget Hearing To Slam Rule Rollbacks

House Democrats on Tuesday laughed off President Donald Trump's proposed cuts to the U.S Environmental Protection Agency's budget and spent their time with EPA Administrator Andrew Wheeler grilling him on issues like climate change and proposed changes to mercury and automobile air emissions regulations.

Read full article »

HEALTH & LIFE SCIENCES

Interview

FDA Focus: What Latham's Practice Chair Is Watching

The global co-chair of Latham & Watkins LLP's health and life sciences practice tells Law360 about the legacy left by the U.S. Food and Drug Administration's outgoing commissioner, when it makes sense for companies to sue the FDA, and his nostalgia for the good old days of informal interactions with regulators.

Read full article »

Purdue's Sackler Family Wants 'Divisive' Mass. Suit Tossed

Purdue Pharma LP's controlling Sackler family asked a Massachusetts judge Tuesday to dismiss the state attorney general's lawsuit holding it responsible for the opioid crisis, calling the allegations divisive, inflammatory and misleading.

Read full article »

Deal Nets Fla. Medical Marijuana Provider Extra Dispensaries

Trulieve Inc., Florida's largest medical marijuana provider, will be able to operate up to

Mitchell Silberberg
Morrison & Foerster
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Porter Wright
Radey Law Firm
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COMPANIES

Organisation for Economic Co-operation and Development
23andMe Inc.
Altman Weil Inc.
American Bankers Association
American Bar Association
American Federation of State, County and Municipal Employees
CTIA
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Endo International PLC
Ernst & Young
Ethiopian Airlines Enterprise
Fannie Mae
Federalist Society
Ferrara Candy Co.
Freddie Mac
Georgia State University
Google Inc.
Henkels & McCoy Inc.
Human Rights Campaign
ICx Technologies, Inc.
Immigration Reform Law Institute
International Franchise Association
Judicial Watch Inc.
Juul Labs
Liga Nacional de Futbol Profesional
LinkedIn Corp.

49 dispensaries across the state as part of a settlement announced Monday to drop its lawsuit challenging a statutory cap that limits licensed medical marijuana treatment centers to 35 locations.

Read full article »

IP & TECHNOLOGY

Trademark Bill Would Let States, Towns Register Flags

A bipartisan group of U.S. senators introduced legislation Tuesday that would amend the Lanham Act to allow government entities to register flags, seals and other insignia as trademarks.

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TRANSPORTATION & INFRASTRUCTURE

Senate Panel To Probe FAA Inspectors After Boeing Crashes

Senate lawmakers on Tuesday said they will investigate whistleblower reports that Federal Aviation Administration safety inspectors weren't sufficiently trained to evaluate and approve the Boeing 737 MAX 8 aircraft involved in a pair of recent fatal crashes.

Read full article »

EMPLOYMENT

Analysis

5 Things To Watch As DOL Wades Into Joint-Employer Debate

The U.S. Department of Labor's proposal to streamline its test for determining whether multiple businesses are jointly liable for wage violations puts the agency in the middle of a contentious debate over whether a tighter standard would let franchisors off the hook too easily. Here, Law360 looks at five things to keep an eye on as the comment period for the new rule gets underway.

Read full article »

DOL Releases Opinions On OT Exemptions, '8-And-80' Pay

The U.S. Department of Labor issued opinion letters Tuesday weighing in on Fair Labor Standards Act overtime exemptions for agricultural workers and teachers, and on health industry employers' use of an overtime structure that calculates workers' pay across two weeks.

Read full article »

Pa. Panel Rejects Bid To Ax AFSCME As Workers' Sole Union

A Pennsylvania appeals court on Tuesday upheld decisions finding that two efforts to remove the American Federation of State, County and Municipal Employees as the exclusive bargaining unit representing certain state workers lacked enough support to get off the ground.

Read full article »

COMPETITION

Feature

3 Merger Review Tips From The FTC's Competition Chief

The director of the Federal Trade Commission's competition bureau, Bruce Hoffman, offered some advice to lawyers shepherding their clients' tie-ups through the agency's

McDonald's Corp.
McKesson Corp.
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
NBC Sports Group
NBCUniversal Inc.
Nardello & Co.
National Congress of American Indians
National Employment Law Project
New York Times Co.
New York University
Nike Inc.
Public Knowledge
Purdue Pharma LP
Securus Technologies Inc.
Spectrum Management Holding Co.
The Boeing Company
The Coca-Cola Co.
Trump Organization Inc.
Washington Post Co.
Wells Fargo & Co.
Zekelman Industries Inc.
beIN Media Group LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Supreme Court
Congressional Budget Office
Department of Commerce
European Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Florida Department of Health
Food and Drug Administration
Indian Health Service
Internal Revenue Service
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
New York Attorney General's Office

merger reviews during the American Bar Association's annual spring antitrust meeting. Here's what Hoffman had to say about timing agreements, document requests and the younger generation.

Read full article »

GOVERNMENT CONTRACTS

Labor Dept. Looks To Speed Up Contractor Debarment

The U.S. Department of Labor kicked off a new pilot program Tuesday that aims to speed up the discretionary suspension and debarment process to protect the federal government from working with contractors involved in inappropriate or illegal activities.

Read full article »

DOJ, Landis Near Finish Line In Epic Lance Armstrong Suit

The U.S. Department of Justice and a former cyclist who accused Lance Armstrong of doping are poised to end nine years of litigation over allegations Armstrong and his cycling team lied to the government about using performance-enhancing drugs to keep a sponsorship from the U.S. Postal Service.

Read full article »

AEROSPACE & DEFENSE

House Dems Propose $60B Increase In Defense Spending

House Democrats called for a more than $60 billion increase in defense spending next fiscal year as part of a budget released Tuesday featuring $1.3 trillion in overall federal spending.

Read full article »

INTERNATIONAL TRADE

US-Led Tariff Wave Driving Down Global Trade Growth

The World Trade Organization on Tuesday projected a sharp downturn for global trade growth in 2019, citing a deluge of tariffs from the Trump administration and the retaliatory duties they have prompted from other major economies.

Read full article »

Commerce Must Again Redo Turkish Steel Pipe Duty, CIT Says

The U.S. Department of Commerce must redo a tariff on steel pipes and tubes from Turkey, the U.S. Court of International Trade ordered Monday, finding that the agency had for the second time miscalculated certain price adjustments for a Turkish exporter.

Read full article »

TAX

2nd Circ. Reverses Tax Court Ruling In Late Filer's Favor

The Second Circuit unanimously overturned a U.S. Tax Court decision that had denied a retired Connecticut woman her tax refund, saying Tuesday that the ruling had resulted in differential treatment of taxpayers that Congress had intended to avoid.

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Office of the U.S. Trade Representative
Pennsylvania Supreme Court
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U.S. Census Bureau
U.S. Customs and Border Protection
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U.S. Department of Transportation
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Postal Service
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
United Nations
United States Court of Appeals for the Third Circuit
Wage and Hour Division
World Trade Organization

Part Of UK Tax Rules Illegally Aided Multinationals, EU Says

The European Union's competition regulator said Tuesday that part of a U.K. scheme that exempted certain multinational companies from anti-tax-avoidance rules amounted to illegal state aid, and it ordered the British government to recover the money.

Read full article »

House Tax Panel Approves IRS Reform, Retirement Bills

The House Ways and Means Committee on Tuesday unanimously approved legislation to overhaul the Internal Revenue Service and to revise rules for retirement savings accounts during its first markup under a Democratic majority.

Read full article »

IMMIGRATION

US Refugee Admissions On Pace To Hit 40-Year Low

A U.S. coalition focused on refugees said Tuesday the country has admitted less than half of a 30,000-refugee admission goal for fiscal year 2019 and is on pace to admit the lowest number of refugees in the United States Refugee Admissions Program's nearly 40-year history.

Read full article »

DHS Tells DC Circ. H-1B Spouse Law Row May Soon Be Moot

The Department of Homeland Security asked the D.C. Circuit on Monday to toss a challenge to an Obama-era rule allowing the spouses of highly skilled visa holders to work in the U.S., saying the agency is in the process of rescinding the rule.

Read full article »

USCIS Seeks To Shake Immigrants' Juvenile Policy Suit

U.S. Citizenship and Immigration Services urged a Washington federal court on Monday to reject a request to block steps it has taken to make it more difficult for young immigrants between ages 18 and 21 to qualify for special immigrant protections, arguing that it is merely implementing existing law rather than introducing a new policy.

Read full article »

NATIVE AMERICAN

Tribes Urge 5th Circ. To Preserve Indian Health Law In ACA

The great majority of federally recognized tribes in the United States have urged the Fifth Circuit to preserve portions of the Affordable Care Act specific to Native Americans, saying those provisions have nothing to do with the individual mandate a lower court found unconstitutional.

Read full article »

TELECOMMUNICATIONS

FCC Tosses 'Refusal To Deal' Claim Against Comcast

The Federal Communications Commission has thrown out a claim that Comcast refused to deal with the sports network that carries Spain's professional soccer league games in their ongoing dispute over channel lineups, saying the allegation should have been brought up sooner.

Read full article »

Nexstar Fights Internet Co. Over How To Talk To FCC

Nexstar Media Group Inc. is resisting a broadband company's push to meet with the Federal Communications Commission about the companies' dispute over carriage of the broadcaster's stations without Nexstar in the room, saying the move aims to stoke "political warfare" as the FCC also considers Nexstar's planned megamerger with Tribune Co.

Read full article »

Trade Group Calls For Scheduling Spectrum Auctions

Mobile communications trade group CTIA unveiled its vision for the Trump administration's spectrum strategy on Tuesday, including calling for an established schedule that would complete planned auctions of spectrum by 2024.

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Prison Phone Cos. Call Off Merger After FCC Discouragement

Prison phone operators Securus Technologies Inc. and Inmate Calling Solutions LLC have withdrawn their merger application after the Federal Communications Commission decided the combination wouldn't serve the public good, the agency announced Tuesday.

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FCC Taking Too Long On Mobile Location Tracking: Starks

The FCC is taking too long to get to the bottom of mobile location sales and must move swiftly against improper data use before its enforcement authority expires, the agency's newest Democratic commissioner said Tuesday.

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WHITE COLLAR

Convicted Pa. Political Consultant's Law License Suspended

A Pennsylvania attorney disciplinary board has suspended the law license of a political consultant after a federal jury in December convicted him of funneling money from the campaign of former Rep. Bob Brady, D-Pa., to a rival in exchange for the other candidate's withdrawal from a 2012 congressional primary.

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Ex-Congressional Staffer Gets Prison For Charity Fraud

A former aide to an ex-congressman from Texas was sentenced Tuesday to 18 months in prison for his role in a scheme in which the legislator used money solicited as charitable donations to instead fund campaigns and pay personal expenses.

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PEOPLE

Ex-Mass. AG Leaves Foley Hoag For E-Cigarette Maker Juul

Former Massachusetts Attorney General Martha Coakley will join the government affairs team at e-cigarette maker Juul this month, the company announced Tuesday, saying she would work on education efforts to combat youth usage of the controversial product.

Read full article »

EXPERT ANALYSIS

What To Do While Waiting For Cadillac Tax To Hit The Road

Despite growing bipartisan momentum to repeal the Affordable Care Act's "Cadillac tax" provision, employers must consider the impact it would have on their current benefits structure and maintain flexibility to change benefit offerings or pass along costs once it is implemented, says Stephanie Vasconcellos of Mayer Brown.

Read full article »

New Calif. Packaging Law Cuts Companies Some Slack

New safe harbor provisions in California's slack-fill law offer welcome relief to food and consumer product companies, and may make multimillion-dollar slack-fill settlements — and the litigation they incentivize — less common, say William Tarantino and Megan Ault of Morrison & Foerster.

Read full article »

9th Circ. Ruling Could Break US Asylum System

In Thuraissigiam v. U.S. Department of Homeland Security, the Ninth Circuit held that the Immigration and Nationality Act illegally deprives asylum seekers of a chance to challenge adverse "credible fear" determinations, potentially adding yet another strain to an overly burdened system, says Seth Stodder of Holland & Knight.

Read full article »

Opinion

Governments Could Effectively Tax Tech Profits

If governments are prepared to take radical action to address the tax avoidance practices of many large technology companies, a perfectly legitimate solution could lie in legislation disallowing the use of double tax agreements for tech royalty schemes, says George Turner of Tax Watch UK.

Read full article »

Opinion

Kisor Case May Positively Disrupt Technological Governance

If the U.S. Supreme Court decision in Kisor v. Wilkie lowers standards for judicial deference, it will help clear the path for positive disruptions that certain technologies can bring to our lives, says Jennifer Huddleston of the Mercatus Center at George Mason University.

Read full article »

LEGAL INDUSTRY

Small Firm Consolidations Continue At Rapid Clip

Law firm consolidation continued apace in the first quarter of 2019, driven largely by deals in which large firms gobbled up firms with fewer than 10 attorneys, according to a report released Tuesday.

Read full article »

Trump Taps Investigations Firm GC For Georgia Bench

President Donald Trump nominated an investigations firm's general counsel on Tuesday to serve as a Georgia federal judge and tapped a federal bankruptcy judge to serve on the federal bench in West Virginia.

Read full article »

How The ABA Judicial Ratings Lost Their Luster

Some six years before he became chairman of the Senate Judiciary Committee, Sen. Lindsey Graham said the American Bar Association's ratings of judicial nominees were the "gold standard." But like everything else relating to the judiciary, the ABA's work has been politicized.

Read full article »

Avenatti's Ex-Clients Say He Exposed Them To Legal Woes

Two former clients of lawyer Michael Avenatti accused him Tuesday of secretly funneling fees from a $39 million settlement and drawing the pair into "seven years of unnecessary litigation" with another attorney over those fees.

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3 Months Into The Job, Texas Judge Accidentally Resigns

A Harris County, Texas, civil court judge is scrambling to stay on the bench after accidentally resigning three months into the job.

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Gibson Dunn Health Chair Tapped As Catholic U. Law Dean

The chair of Gibson Dunn's Food and Drug Administration and health care practice group is set to become the new dean of Catholic University's Columbus School of Law, the university announced Tuesday.

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Uber Health Picks Up McKesson Atty As Legal Director

Uber Health, the transportation network's year-old platform that allows hospitals and other health care providers to request rides for patients, has hired a McKesson Corp. assistant general counsel as its legal director, the venture confirmed to Law360 on Tuesday.

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The Boeing Company
The Coca-Cola Co.
Trump Organization Inc.
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beIN Media Group LLC

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U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
U.S. Department of Homeland Security
Bureau of Citizenship and Immigration Services
Food and Drug Administration
U.S. Senate
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. House of Representatives

Department of Commerce
European Union
Federal Trade Commission
Internal Revenue Service
U.S. Attorney's Office
U.S. Department of Transportation
Wage and Hour Division
California Attorney General's Office
California Supreme Court
Congressional Budget Office
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Election Commission
Florida Department of Health
Indian Health Service
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
New York Attorney General's Office
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
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U.S. Census Bureau
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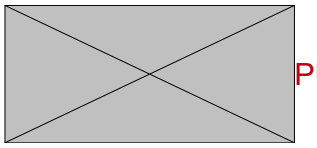
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 12/10/2018 9:49:01 AM
Subject: Trump Trial Court Pick Unlikely To Get Vote, Grassley Says



PUBLIC POLICY.

Monday, December 10, 2018

TOP NEWS

Trump Trial Court Pick Unlikely To Get Vote, Grassley Says

President Donald Trump's choice for a North Carolina federal judgeship will likely be sent back to the White House after prospects for confirmation this year dwindled to nil, the head of the Senate Judiciary Committee said. Read full article »

Michael Cohen Deserves 'Substantial Prison Term,' Feds Say

Prosecutors told a Manhattan federal judge Friday that Michael Cohen, President Donald Trump's former lawyer and political champion, should be sentenced to a "substantial prison term" — possibly in the range of four years — after Cohen copped to a series of crimes including lying to Congress and tax evasion in two plea hearings. Read full article »

Mueller Says Manafort Lied About Contact With Trump Admin.

Paul Manafort lied to prosecutors about several things, including his claim that he was not in contact with the Trump administration earlier this year, in violation of his plea agreement, special prosecutor Robert Mueller told a D.C. federal court Friday. Read full article »

Calif. School Vaccine Law Upheld As Panel Pans 'Hyperbole'

California's law requiring children in day care and grade school to get vaccinated survived another in a long line of challenges when a state appeals court criticized the lawsuit's "hyperbole" in a unanimous opinion upholding a lower court's decision to toss the case. Read full article »

Immigrant Challenges Legitimacy Of Judges Under Acting AG

The nation's immigration judges currently lack the authority to act on a broad range of cases because acting U.S. Attorney General Matthew Whitaker has not been lawfully appointed, a Colorado resident who faces deportation has contended. Read full article »

Trump Unlikely To Defy 'So-Called Judges,' Prof Argues

A recent paper by a William & Mary law professor argues that, despite charged rhetoric from the Trump administration, including the president's personal attacks on judges, the federal government has thus far complied with judicial orders and is likely to continue to do so. Read full article »

SERIES SPOTLIGHT

Data-Driven Lawyer: Morgan Lewis' J. Kyle Poe

Morgan Lewis' J. Kyle Poe, a self-proclaimed "elder millennial," created a client management platform to streamline the firm's work in asbestos litigation that is now used across practice areas, making the firm's business more efficient and upping its ability to attract clients through innovative fee arrangements, earning him a spot on our 2018 list of Data-Driven Lawyers. Read full article »

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Michael Best
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Modus Law
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Munger Tolles
Native American Rights Fund
Ogletree Deakins
Orrick Herrington
Petrillo Klein
Rimon PC
Sidley Austin
Squire Patton Boggs
Steptoe & Johnson LLP
Tucker Ellis
Weil Gotshal
Wiley Rein

BANKING & SECURITIES

Chinese Cos. Eluding US Scrutiny, Hurting Investors: SEC

Wall Street regulators issued an unusually strong rebuke Friday of their counterparts in China for continuing to shield reports that could indicate whether public companies based there are playing fairly in U.S. exchanges. Read full article »

Trump Picks Kirkland's William Barr For AG

President Donald Trump named Kirkland & Ellis LLP attorney William Barr as his pick to replace former Attorney General Jeff Sessions Friday, setting Barr up to reprise the role he served under late President George H.W. Bush. Read full article »

IP & TECHNOLOGY

DOJ Antitrust Head Redoing Patent Accord To Help IP Owners

The head of the U.S. Department of Justice's Antitrust Division on Friday delivered one of the sharpest examples yet of the division's new emphasis on protecting patent holders by promising to rewrite an Obama-era policy on standard-essential patents and to crack down on standard-setting bodies that disrupt competition. Read full article »

MEDIA & ENTERTAINMENT

Advertisers Can't Tear Down NYC Billboard Ban At 2nd Circ.

Advertisers can't block a New York City ban on billboard advertising near public parks and roadways after the Second Circuit said Friday a decades-old regulation exemption that lets signs plaster a Queens ballpark doesn't mean the companies are being deprived of their commercial speech rights. Read full article »

EMPLOYMENT

NLRB Joint Employer Rule Predicted To Cost Workers $1.3B

The National Labor Relations Board's proposed regulation tightening its standard for finding businesses jointly employ the same group of employees will cost workers $1.3 billion a year by making it harder for them to bargain with whoever holds the purse strings, a workers' advocacy group said Monday. Read full article »

ERISA Industry Group Wants Seattle Hotel Benefits Law Nixed

The ERISA Industry Committee again asked for a quick win in its challenge to a recently revised section of Seattle's municipal code governing hotel employee health benefits, asking a Washington federal judge to reject the city's assertion that the ordinance wasn't preempted by the Employee Retirement Income Security Act. Read full article »

COMPETITION

Take Merger Fight To The Links, FCC's Pai Says At Roast

FCC Chairman Ajit Pai needled parties involved in two of the year's biggest mergers during the 32nd annual Chairman's Dinner Thursday night, suggesting AT&T and the DOJ could settle their beef on the putting green and Sprint and T-Mobile's merger attempts resemble dysfunctional relationships on "The Office." Read full article »

EU Takes Romania To Court Over $105M In Unrecovered Aid

The European Union's antitrust watchdog is taking Romania to court over the country's failure to fully claw back €92 million ($104.8 million) it paid to two Swedish investors in violation of EU state aid rules, the agency said Friday. Read full article »

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Airbnb Inc.
American Bar Association
American Civil Liberties Union
AstraZeneca
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CTIA
CUNA Mutual Group
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Chicago Bulls
Clear Channel Outdoor Holdings, Inc.
Consumer Attorneys of California
Electronic Frontier Foundation
Entergy Corp.
Equifax Inc.
Federal Communications Bar Association
Ford Motor Co.
Gilead Sciences Inc.
GlaxoSmithKline
Google Inc.
Gordon Food Service Inc.
Home Box Office Inc.
Honeywell International Inc.
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
Kirkland's, Inc.
Lands' End Inc.
Leadership Council on Legal Diversity
LexisNexis Group
Marriott International Inc.
NBCUniversal Inc.
Naral Pro-Choice America
National Basketball Association
National Conference of State Legislatures
National Trust for Historic Preservation
New York Mets
PG&E Corporation
PepsiCo Inc.
PhRMA
Public Company Accounting

UK Watchdog Probing Pepsi-Chips Combo

The U.K.'s competition watchdog announced Friday that it had opened an investigation into Pepsi's purchase of Pipers Crisps Ltd., saying the deal could result in a lessening of competition. Read full article »

German Power Giant To Allow More Danish Energy After Probe

The largest high-voltage electricity transmitter in Germany will let in more energy from Denmark suppliers to end a European Commission investigation that it choked the supply of cheap Nordic electricity in favor of German-produced power, regulators said Friday. Read full article »

MEDICAL MALPRACTICE

Colo. Sheriff Can't Hold Detainees For ICE, Judge Rules

A Colorado federal judge gave a quick win Thursday to classes of detainees at the El Paso County jail in finding that the local sheriff cannot hold them for up to 48 hours after they have resolved their criminal cases so that immigration authorities can pick them up without a court order. Read full article »

TAX

Analysis

Intricacy Of Interest Deduction Regs May Vex Multinationals

The U.S. Treasury Department's decision to limit interest expense deductions for certain foreign affiliates of multinational corporations could force businesses to undertake complex calculations and puts them at a risk of paying more tax on global income. Read full article »

IRS Lets Cos. Opt Out Of New Stock Option Deferral Program

Companies will be able to opt out of a new provision in last year's federal tax overhaul that allows employees to defer income from exercising stock options, the Internal Revenue Service said Friday. Read full article »

IMMIGRATION

Texas AG, Others Tell High Court Trump Can End DACA

A coalition of 10 states led by Texas and a group of nonprofits led by Citizens United have each filed amicus briefs with the U.S. Supreme Court, supporting the move by President Donald Trump's administration to rescind the Deferred Action for Childhood Arrivals program. Read full article »

NATIVE AMERICAN

Senate OKs Bill To Fight Crime Against Tribal Women

The Senate has approved a bipartisan bill that would bolster law enforcement efforts to investigate the abductions and murders of Native American women, many of which "go uninvestigated and unresolved," according to the measure's co-sponsor. Read full article »

Many Native Americans Lack High-Speed Internet: Census

Native Americans living on Indian lands are among the people least likely in the United States to have access to high-speed internet service, the U.S. Census Bureau reported Thursday. Read full article »

Tribes Can't Stop FCC's Next-Gen Towers, DC Circ. Told

The Federal Communications Commission has urged the D.C. Circuit to toss out a petition for review by tribes and environmentalists regarding the commission's plan to

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Internal Revenue Service
National Labor Relations Board
National Telecommunications and Information Administration
National Transportation Safety Board
Office of Federal Contract Compliance Programs
Omaha Tribe of Nebraska
Securities and Exchange Commission
Seminole Tribe of Florida
Spirit Lake Tribe
Texas Attorney General's Office

accelerate the building of 5G infrastructure, saying the deployment of small-cell fixtures is not a major federal action. Read full article »

TELECOMMUNICATIONS

FCC Halts $4.5B Subsidy Project To Probe Carrier Data

The Federal Communications Commission said Friday it's opening an investigation into whether major carriers fudged nationwide coverage maps submitted within a $4.53 billion agency initiative to bring high-speed access to rural areas, pausing the project after early looks at carrier data pointed to "significant violations" of the rules. Read full article »

Dems Urge FCC Not To Classify Texting As An Info Service

A group of Democratic senators are urging the Federal Communications Commission to drop plans to classify text messaging as an information service rather than a telecommunications one, saying that such a move would give providers a free pass to censor consumers' text messages. Read full article »

POLITICS

Mass. Winner-Take-All Electoral System Sound, Judge Rules

A bid by a former Massachusetts governor and two Republicans to change the state's winner-take-all practice for selecting presidential electors was dismissed Friday by a federal judge who ruled the system — which is in place in 48 states and the District of Columbia — does not violate the U.S. Constitution. Read full article »

PEOPLE

Georgetown Tech Hub Hires Ex-FTC Commish, Covington Atty

Georgetown Law has nabbed a top Covington & Burling lawyer and former Federal Trade Commission member who worked on antitrust and consumer protection matters for the school’s tech law hub, who will join as a distinguished fellow. Read full article »

EXPERT ANALYSIS

A Look Back At Mulvaney's CFPB, And What's Ahead In 2019

With Kathy Kraninger now confirmed as the next director of the Consumer Financial Protection Bureau, attorneys with Mayer Brown LLP offer an in-depth look at how the agency has changed under acting Director Mick Mulvaney and what it may look like going forward. Read full article »

Opinion

House Problem Solvers May Not Solve The Problem

A small group of Democrats committed to making the House more collegial and productive has reached an agreement with the minority leader on several changes to the way the House operates. While a great first step, these provisions will create problems of their own, say Thomas Spulak and George Crawford of King & Spalding LLP. Read full article »

OFCCP Employee Selection Guidance: A Few Misconceptions

Meeting the scope and variety of the Office of Federal Contract Compliance Programs' adjunct employee selection requirements is a continuing challenge for contractors. Richard Fischer, research psychologist with the U.S. Department of Homeland Security and former OFCCP testing expert, debunks some common misinterpretations. Read full article »

State Net

More State Issues The Blue Wave May Shape In 2019

- U.S. Attorney's Office
- U.S. Census Bureau
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of State
- U.S. Department of the Treasury
- U.S. Immigration and Customs Enforcement
- U.S. Patent and Trademark Office
- U.S. Senate
- U.S. Supreme Court
- United Keetoowah Band of Cherokee Indians

In the second installment of this three-part legislative preview, Rich Ehisen of State Net Capitol Journal examines a number of issues that should keep state lawmakers occupied next year. Read full article »

Calif. Privacy Act Will Increase Data Breach Liability

The California Consumer Privacy Act's statutory damages provision will likely generate significant litigation and require courts to weigh in on various aspects of this important new remedy, say Grant Davis-Denny and Alex Gorin of Munger Tolles & Olson LLP. Read full article »

LEGAL INDUSTRY

Kirkland & Ellis Chairman To Retire, Successor Named

Kirkland & Ellis LLP's longtime chairman Jeffrey Hammes will retire in early 2020 and will be replaced by Jon Ballis, a Chicago-based private equity partner and member of the firm's global management executive committee, according to a Friday internal memo obtained by Law360. Read full article »

Feature

Bar Orgs In The Crosshairs After Justices Revive Dues Case

The U.S. Supreme Court created an existential threat for mandatory state bar associations when it recently ordered a fresh look at whether their required dues are constitutional, a move that could lead to a decline in bar membership depending on the outcome of the case. Read full article »

Legal Industry Sheds 2,400 Jobs, Wiping Out Year's Gains

The legal services sector lost 2,400 jobs in November, the steepest single-month drop in 2018, erasing virtually all of the gains made throughout the year, according to data released Friday by the U.S. Bureau of Labor Statistics. Read full article »

BigLaw Revenues On Track For Banner Year, Wells Fargo Says

The legal industry is poised to have its most successful year since the 2008 economic downturn, with revenue up among top firms through the first three quarters, a report from Wells Fargo Private Bank's legal specialty group predicts. Read full article »

Kirkland Nixes Forced Arbitration For Non-Attorney Staff

Kirkland & Ellis LLP told employees it would end its policy of requiring arbitration to settle employment disputes for all non-attorney staff, according to a memo obtained Friday by Law360 and following public pressure mounted by a group of Harvard Law School students. Read full article »

Tesla Taps Williams & Connolly Chairman To Take GC Reins

Williams & Connolly LLP chairman Dane Butswinkas will become the new general counsel at Tesla Inc., moving in-house after a decadeslong career at the prestigious Washington, D.C., firm, the automaker announced Thursday. Read full article »

Belgian Busted In Scheme To Dupe US Law Firms, Charities

A Belgian national who was indicted by a federal grand jury for a scheme to convince law firms and charities to wire him money was arraigned in Boston federal court Friday, 22 months after a warrant was issued for his arrest. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

More than a dozen privacy groups doubled down on efforts to persuade California lawmakers to refrain from watering down a landmark privacy law, the District of Columbia gave final approval to a post-Wayfair tax law, and the Marriott hack showed the risks of cyber diligence gaps in mergers. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: The Copy-Paste Case That Led To Fraud

Can you be held liable for securities fraud if you simply copy-and-paste someone else's false statements? The U.S. Supreme Court wrangled with that question this week, and reporter Jon Hill joins the Pro Say podcast to explain the case. Read full article »

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Bureau of Labor Statistics
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Consumer Financial Protection Bureau
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Emergency Management Agency
Food and Drug Administration
National Telecommunications and Information Administration
National Transportation Safety Board
Office of Federal Contract Compliance Programs
Omaha Tribe of Nebraska
Seminole Tribe of Florida
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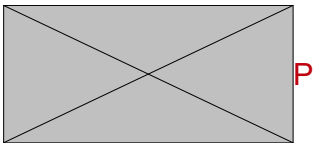
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 10/4/2017 8:00:45 AM
Subject: Chief Justice Fears Gerrymander Case Will Sully High Court



PUBLIC POLICY.

Wednesday, October 4, 2017

TOP NEWS

Chief Justice Fears Gerrymander Case Will Sully High Court

Chief Justice John Roberts Jr. offered a rare moment of candor during Tuesday's oral arguments in a historic challenge to partisan gerrymanders: He's afraid the outcome of the case could do irreparable harm to the court's reputation. Read more »

Fla. Can't Enforce Abortion Law That Violates Free Speech

A Florida federal judge barred the enforcement of a state law that limits abortion access by requiring any individual or group providing counseling to detail alternatives to the procedure or face up to a year in jail, finding that it violates the free speech clause of the First Amendment. Read more »

Advocacy Groups Sue Trump Admin Over 'Muslim Ban 3.0'

The Trump administration was hit with a fresh round of lawsuits Monday claiming its latest set of travel restrictions that limit entry to the U.S. for certain foreign nationals from eight countries, issued in late September to replace a previous temporary travel ban, is unconstitutional. Read more »

Trump Admin Delays Penalties For Drug Price Overcharges

The Trump administration has delayed the implementation of a rule that would penalize drug manufacturers for overcharging certain health care providers, such as those that treat children and cancer patients, saying the extra time is necessary to allow drugmakers to comply and to let the agency sort out questions and objections regarding the rule. Read more »

9th Circ. Backs Weighing Immigrant Assets In Setting Bonds

The Ninth Circuit on Monday upheld a California federal court's determination that temporarily calls for immigration officials to consider the financial circumstances of detained individuals suspected of being in the U.S. without authorization when determining bond amounts or alternatives for conditionally releasing them. Read more »

FERC Puts Perry's Grid Proposal On Fast Track

The Federal Energy Regulatory Commission established a comment period Monday for U.S. Department of Energy Secretary Rick Perry's request for rules that could pay coal-fired and nuclear power plants for contributing to grid reliability, establishing a briefer timeline than some energy associations had hoped. Read more »

Ex-Equifax CEO Defends Breach Response To Skeptical Reps

U.S. House members grilled Equifax's former CEO on Tuesday about the credit bureau's handling of a data breach that impacted the personal information of 145.5 million people, blasting his refusal to acknowledge that consumers were likely to face harm and floating proposals to establish national data security standards and force businesses to pay consumers for such hacks. Read more »

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Edelson PC
Frost Brown Todd
Gass Weber
Gibson Dunn
Gilchrist & Rutter
Goldstein & Russell
Gordon & Rees
Greenbaum Rowe
Harrison White
Hartline Dacus
Hinkle Law Firm

OECD Handbooks Target Tax Avoidance By Multinationals

The Organization for Economic Cooperation and Development has issued two new handbooks to help tax authorities implement and assess country-by-country tax reporting for large multinational companies, as part of its Base Erosion and Profit Shifting project aimed at cracking down on corporate tax-avoidance schemes worldwide. Read more »

BANKING & SECURITIES

House OKs Bill To Equalize Muni Bonds In Liquidity Rules

The U.S. House of Representatives passed a bipartisan bill Tuesday that would spread a Federal Reserve rule on the treatment of municipal securities across the financial industry. Read more »

'Pay To Play' Rules Expand To Capital Acquisition Brokers

The U.S. Securities and Exchange Commission has approved a Financial Industry Regulatory Authority proposal that broadens “pay to play” rules — which bar investment investors from soliciting government business for two years after a political contribution — to a new category of advisers known as capital-acquisition brokers. Read more »

ENERGY & ENVIRONMENTAL

Citing Bee Die-Offs, Enviros Sue To Revoke Pesticide OKs

The federal government has wrongly approved the widespread use of a class of pesticides known as “neonics” that environmentalists say have contributed to the collapse of bee populations and are harmful to other protected species, a new lawsuit said Tuesday. Read more »

EPA's Blown Ozone Deadline Prompts Enviro Lawsuit Threat

The U.S. Environmental Protection Agency on Tuesday failed to meet a deadline to publish which areas of the country do not meet ozone standards set in 2015, prompting environmentalists to threaten litigation to force the agency to act. Read more »

Farmers Lose $30M Suit Against Gov't Over Water Rights, Fish

A federal judge on Friday tossed a lawsuit filed by a group of southern Oregon and Northern California farmers who sought $30 million from the U.S. government for withholding water from their operations and sending it to rivers that provide the habitat for several endangered fish species. Read more »

HEALTH & LIFE SCIENCES

ACLU Sues FDA Over Access Restrictions To Abortion Pill

The American Civil Liberties Union challenged the U.S. Food and Drug Administration’s limiting of access to the so-called abortion pill in a lawsuit filed in Hawaii federal court Tuesday, arguing that federal restrictions are too burdensome. Read more »

Sens. Still Working On Stabilizing Health Insurance Markets

A bipartisan deal could still materialize to stabilize the individual health insurance market, according to Senator Lamar Alexander, R-Tenn., who said Tuesday that lawmakers are trying to build support for a short-term fix. Read more »

Ex-HHS Head Says Menendez Called Medicare Policy 'Unfair'

Former Health and Human Services Secretary Kathleen Sebelius testified Tuesday at the bribery trial of Sen. Bob Menendez and a Florida ophthalmologist that the senator at a 2012 meeting cited the unclear and unfair nature of a policy underlying

Husch Blackwell
Jenner & Block
Jones Day
Juneau David
Kirkland & Ellis
Kobre & Kim
Lane & Waterman
Levine Sullivan
Lindquist & Vennum
Liner LLP
Maclay Murray
Marzulla Law
Mayer Brown
McDermott Will
McGuireWoods
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Native American Rights Fund
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COMPANIES

AIXTRON SE
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Albany Molecular Research Inc.
Alere Inc.
Allergan PLC
Altman Weil Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
Apple Inc.
Bats Global Markets Inc.
CBOE Holdings Inc.
Carlyle Group LP

an $8.9 million Medicare overbilling dispute involving the doctor. Read more »

IP & TECHNOLOGY

Allergan Tribal IP Transfer Sparks House Oversight Inquiry

House Oversight and Government Reform Committee members requested information Tuesday from Allergan PLC about its transfer of patents for dry-eye treatment Restasis to a Native American tribe, saying the deal could thwart competition for generic versions of the drug. Read more »

PRIVACY & CYBERSECURITY

Trump Cyber Adviser Vows More Disclosure Of Software Holes

A top cybersecurity expert for the Trump administration on Tuesday vowed more transparency in how the government discloses vulnerabilities it finds in software, even as he cautioned against overloading companies with layers of conflicting state and federal regulations protecting consumers' private information. Read more »

Senate Dems Roast Wells Fargo CEO Over Accounts Scandal

Wells Fargo & Co. CEO Tim Sloan faced questions from Senate Democrats about whether he should be fired, whether the bank would enforce arbitration agreements on customers who had been the victim of the bank's fake accounts scandal and whether Wells Fargo should have its charter revoked at a raucous Senate hearing on Tuesday. Read more »

Industry Groups Urge National Internet Of Things Policy

A report released Tuesday by a coalition of tech industry groups and companies including Samsung calls on the United States to adopt a national strategy on the internet of things, enacting legislation to ensure the nation benefits from the evolving network of internet-connected cars, appliances and other devices while also managing cybersecurity concerns. Read more »

CONSUMER PROTECTION

Takata Special Master Reports Delays In Claims Plan

The special master overseeing the handling of a nearly $1 billion restitution fund in the criminal lawsuit over Takata's potentially deadly air bag inflators made his first report to a Michigan federal court on Tuesday, saying that he's hit several delays carrying out his duties so far. Read more »

AEROSPACE & DEFENSE

Trump's Afghan Plan To Cost $12.5B A Year, Mattis Says

The Trump administration's new policy toward the war in Afghanistan will cost an additional $1 billion a year for a total of $12.5 billion annually, Defense Secretary James Mattis told Congress on Tuesday, while warning lawmakers that withdrawing the U.S. presence in the country would be "at our peril." Read more »

INTERNATIONAL TRADE

EU Moves Ahead With Trade Rules To Head Off China Fight

The European Union on Tuesday reached an agreement to overhaul its trade enforcement rules as part of its ongoing effort to resolve a World Trade Organization complaint from China that has challenged Brussels' long-standing anti-dumping policies. Read more »

Chicago Cubs
Cisco Systems Inc.
Citigroup Inc.
Deutsche Bank AG
Endurance Specialty Holdings Ltd.
Equifax Inc.
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Federalist Society
Fidelity Investments
Financial Industry Regulatory Authority Inc.
Ford Motor Company
GTCR LLC
Garden City Group Inc.
HSBC Holdings PLC
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Humana Inc.
Information Technology Industry Council
Intel Corporation
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Key Safety Systems Inc.
Kirkland's, Inc.
Lattice Semiconductor Corporation
LexisNexis Group
Liberty Global Inc.
Los Angeles Times
Metro-Goldwyn-Mayer Studios Inc.
Microsoft Corporation
Mylan NV
NYCwireless Inc.
Natural Resources Defense Council
New York University
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Northern Trust Corporation
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Reed Elsevier
Sierra Club
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Sompo Holdings Inc.
Spokeo Inc.
Syngenta AG
TW Liquidation Corp.
Takata Corp.
The Bank of Nova Scotia
The Boeing Company
Tribune Media Co.

Textile Groups Mobilize To Close NAFTA Sourcing 'Loophole'

A coalition of U.S. textile associations on Tuesday called for the elimination of provisions within the North American Free Trade Agreement that grant duty-free treatment to fabric and apparel that originates from non-NAFTA countries, blasting the rule as a “loophole” that hinders domestic production. Read more »

EU, Canada Settle Decadeslong Beef Spat, Citing Trade Deal

The European Union and Canada have put an end to a 21-year World Trade Organization battle over Brussels’ restrictions on hormone-treated beef, according to a WTO document circulated on Tuesday that cited provisions of the two governments’ new bilateral trade deal. Read more »

TAX

SD Implores High Court To Kill Quill Precedent On Sales Tax

The state of South Dakota implored the U.S. Supreme Court to reverse a 25-year rule preventing it from collecting sales tax from online retailers, saying in its petition Monday that the rule is incorrect and outdated, with detrimental effects on the economy. Read more »

100 Groups Urge Opposition To GOP Territorial Tax System

One-hundred groups, including the AFL-CIO and Americans for Tax Fairness, urged Congress Monday to oppose the "incredibly bad idea" of adopting a territorial tax system as part of the GOP’s tax reform framework, saying such a system would allow multinational corporations to repatriate foreign profits largely tax-free. Read more »

IMMIGRATION

Travel Ban Unlawfully Applied To Syrian Family, Suit Says

A U.S. citizen has been wrongfully kept from reuniting with her Syrian sister and other relatives after the Trump administration’s travel ban was wrongfully applied to them, the family has contended in D.C. federal court. Read more »

LA Sues DOJ For Tying Policing Funds To Immigration

The City of Los Angeles has sued the U.S. Department of Justice to block the Trump administration’s plan to strap immigration enforcement terms to an existing federal grant funding community policing, calling the move unconstitutional and incompatible with the grant program enacted by Congress. Read more »

No DACA Replacement Without Border Security: GOP Sens.

Lawmakers on Tuesday proffered competing visions for a legislative replacement of the Deferred Action for Childhood Arrivals program, or DACA, in anticipation of its imminent termination, with Republicans advocating that immigration enforcement and border security must be a crucial part of any remedies for young immigrants whose livelihood depends on the program. Read more »

TELECOMMUNICATIONS

UHF Station Perk Creates Arcane Merger Loophole, Rep. Says

Rep. David Price shamed the Federal Communications Commission on Tuesday for reactivating its so-called UHF discount, saying during a press call that the measure is lending unacceptable leverage to Sinclair Broadcast Group Inc.’s proposed acquisition of Tribune Media Co. Read more »

WHITE COLLAR CRIME

Twitter Inc.
U.S. Chamber of Commerce
UBS AG
Washington Post Co.
Wayfair LLC
Wells Fargo & Co.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Reclamation
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Drug Enforcement Administration
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Attorney General's Office
Food and Drug Administration
Health Resources and Services Administration
Illinois Department of Transportation
Illinois General Assembly
Klamath Tribes
Municipal Securities Rulemaking Board
NAFTA
National Economic Council
National Highway Traffic Safety Administration
National Security Agency
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative

Feds Must Review Docs After 'False' Claims In Schock Case

An Illinois federal judge ordered prosecutors on Tuesday to review every statement they have made in the government's year-old fraud case against ex-Rep. Aaron Schock, R-Ill., after recent filings revealed prosecutors made "misleading, if not simply false" claims about how they convinced a grand jury to hand down Schock's indictment. Read more »

Indicted Texas State Sen. Loses Bid To Trim Charge

A Texas federal court on Monday denied a state senator's bid to toss a charge that he had failed to register as a securities broker from the 22-count criminal securities fraud indictment against him over investments in a fracking sand company. Read more »

EXPERT ANALYSIS

CFIUS, China And Trump Administration: 5 Things To Know

One consequence of the increasing restriction being imposed on Chinese investment in the U.S. is that more transactions will be structured to fall outside the scope of the Committee on Foreign Investment in the United States, arguably weakening its effectiveness as a national security gatekeeper, says Scott Flicker of Paul Hastings LLP. Read more »

Hazy Outlook For Legislation Protecting Medical Cannabis

The fate of crucial federal legislation protecting medical cannabis producers, retailers and consumers from prosecution by the U.S. Department of Justice is up in the air. But there is reason to expect that renewal of the Rohrabacher-Blumenaur Amendment will ultimately be included in the final omnibus fiscal year 2018 spending bill, say Michael Rosenblum and Kristin Smith of Thompson Coburn LLP. Read more »

Series

Judging A Book: Tunheim Reviews 'Miles Lord'

Litigator Roberta Walburn's rollicking new book, "Miles Lord: The Maverick Judge Who Brought Corporate America to Justice," is a really good read — a fascinating story about a life lived in the heat of battle and usually at the edge of what might have been considered appropriate for a federal judge, says Chief U.S. District Judge John Tunheim of the District of Minnesota. Read more »

LEGAL INDUSTRY

Ill. Powerhouses Stay On Top Of Chicago's Trends

To stand out from the crowd in a city that counts the law among its primary industries, Law360's 2017 Illinois Powerhouses rode Chicago's real estate boom, navigated transactions in its burgeoning private equity sector and helped build the city's reputation as a class action center. Read more »

Law360's Guide To Trump's Judicial Picks

The Senate Judiciary Committee will consider President Donald Trump's first pick to the Third Circuit Court of Appeals and four other judicial nominees Wednesday. Here is Law360's comprehensive guide to which seats remain open and the status of nominations. Check back for updates as Trump reshapes the judiciary. Read more »

Law Firm Mergers Continue Record Pace Through 3rd Quarter

An additional 24 mergers between law firms in the third quarter of 2017 means the stage is set for a record-breaking year as the industry inches closer to surpassing the all-time high for tie-ups set in 2015, according to report released Tuesday by legal consultant Altman Weil Inc. Read more »

Legal Tech Download: Axiom's R&D, Lex Machina Analytics

The world of legal technology is quickly evolving, with new products aimed at aiding

Securities and Exchange Commission
Small Business Administration
St. Regis Mohawk Tribe
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
World Trade Organization

lawyers coming to market in rapid succession. Here, Law360 takes a look at eight recent major developments in legal tech. Read more »

Steptoe Says Ex-Associate Can't Certify Pay Bias Suit

Steptoe & Johnson on Monday urged a California federal judge not to conditionally certify a collective action alleging the firm pays its female associates and contract attorneys less than their male counterparts, accusing the former associate behind the suit of seeking a “judicial rubber stamp” on a deficient case. Read more »

Global 20: Shearman & Sterling

New York-based Shearman & Sterling LLP introduced new practice areas in privacy and emerging growth while engaging in first-in-kind, high-value transactions in Latin America and Asia, once again earning a spot on Law360’s 2017 Global 20 list. Read more »

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Alston & Bird
Andrus Anderson
Baker Donelson
Ball Ball
Ballard Spahr
Bangs McCullen
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Bingham Greenebaum
Bradley Arant
Brann & Isaacson
Burr & Forman
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Clark Hill
Cooper & Kirk
Cozen O'Connor
DLA Piper
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Shearman & Sterling
Skadden
Smith Currie
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Stone Pigman
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Wallace Jordan
Willkie Farr
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COMPANIES

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American Bar Association
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Allergan PLC
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Cisco Systems Inc.
Citigroup Inc.
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Federalist Society
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Financial Industry Regulatory Authority Inc.
Ford Motor Company
GTCR LLC
Garden City Group Inc.
HSBC Holdings PLC
Hobby Lobby Stores
Humana Inc.
Information Technology Industry Council
Intel Corporation
JPMorgan Chase & Co.
Key Safety Systems Inc.
Kirkland's, Inc.
Lattice Semiconductor Corporation
LexisNexis Group
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Philip Morris USA Inc.
Reed Elsevier
Sinclair Broadcast Group, Inc.
Sompo Holdings Inc.
Spokeo Inc.
Syngenta AG
TW Liquidation Corp.
Takata Corp.
The Bank of Nova Scotia
The Boeing Company
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce

UBS AG
Wayfair LLC
Wells Fargo & Co.
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
European Union
U.S. Department of Homeland Security
Federal Communications Commission
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
U.S. House of Representatives
World Trade Organization
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Drug Enforcement Administration
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Attorney General's Office
Food and Drug Administration
Health Resources and Services Administration
Illinois Department of Transportation
Illinois General Assembly
Klamath Tribes
Municipal Securities Rulemaking Board
NAFTA
National Economic Council
National Highway Traffic Safety Administration
National Security Agency
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Small Business Administration
St. Regis Mohawk Tribe
Texas Attorney General's Office
U.S. Department of Defense

U.S. Department of Energy
U.S. Department of State
U.S. House Committee on Energy and Commerce
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Fri 5/27/2016 2:44:34 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 5/27/16

5.27.2016
This dispatch prepared for .

DAYS UNTIL EARLY VOTING BEGINS FOR THE 2016 PRIMARY ELECTION: 1

DAYS UNTIL THE 2016 PRIMARY ELECTION: 18

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 145

DAYS UNTIL THE 2016 GENERAL ELECTION: 165

Good morning, everyone. After 30 years, it's hard to be surprised by much in politics, which is why I love Nevada because it still happens. Take Thursday. Never – and I mean never – have I seen a video like this one. Filmed after the last Southern Nevada Tourism and Infrastructure Committee meeting at UNLV, five elected officials appeared in a promotional video for Sheldon Adelson's stadium. They gushed, they gushed and they gushed: State Sens. Aaron Ford, Michael Roberson, Kelvin Atkinson (Go Raiders!) and Scott Hammond and Clark County Commission Chairman Steve Sisolak (who still asked some tough questions Thursday). What were they thinking? Answer: They weren't or they didn't care. They can all say they haven't endorsed the financing scheme (free stadium for billionaires paid for by the public!). But that parsing won't cut it. Adelson wanted their faces in the video to make it appear as if this is a done deal. It's just astonishing. (FYI, The Adelson News's Rick Velotta played it straight.)

On Thursday, we had NV Energy CEO Paul Caudill. He danced around the subsidy question, but he also said the utility will not take its ads down decrying the subsidy despite a new solar-backed study. Tonight: NYU Professor Jay Rosen on The Adelson News. He was at UNLV on Thursday evening..

What's below: Debate time, GOP vs. Dems, campaign nuggets, Morning Flash nuggets and a trivia question about a Nevada Primary Day.

COMING UP

Early voting starts tomorrow. It's about to get real.

DEBATE SET IN CD4, ROBERSON AVOIDS EVEN RESPONDING FOR CD3 DEBATE

Good news, dear Flashees: Lucy Flores, Susie Lee and Ruben Kihuen have agreed to an hour-long debate on "Ralston Live" a week before the election (June 8, actually). Better late than never, and that race could be very, very close. In CD3, even though he is the frontrunner, Danny Tarkanian readily agreed to debate Michael Roberson, whose campaign won't answer phone calls, texts or emails from my producer. Very sad.

GOP MAKES GAINS, BUT DEMOCRATS STILL STANDING TALL

I have already told you how the state Republican Party has been evolving with RNC staffers, including spokeswoman Sara Sendek, and an executive director, Greg Bailor, who actually knows what he is doing. The party also spent $250,000 on voter contact and raised more money than the formidable state Democratic Party in the last reporting period (both raised just south of $700,000) .

But let's put this in perspective, too: The Democrats are still ahead by about $700,000 for the cycle, and without the RNC's help, the state GOP would be $415,000 poorer, Still, money is money.

And let's not forget that in perhaps the most important metric – voter registration – the Democrats continue to

pull further and further ahead. It has slowed in the last few weeks, but the Democrats are now ahead by almost 116,000 voters in Clark County.

A QUINTET OF CAMPAIGN NUGGETS

Nugget No. 1 – Assemblywoman Victoria Seaman is using a Bob Beers robocall to try to close the deal with GOP voters in her state Senate battle with colleague Erv Nelson. Not a bad move as she has been pounded by "tax hypocrite" messaging. In other news from that critical district, Seaman's lawyer sent a note to reporters Thursday about a new mail piece raising questions about an old court case. The wording was fantastic: "This literature gives the impression to those who are not familiar with the law or this case that Victoria was sued for fraud and settled the case because she committed fraud. That is not what the words are saying, but that is the message conveyed. " That is classic.

Nugget No. 2 – Cresent Hardy sent out a missive Thursday attacking…Ruben Kihuen: "Dishonest career politicians seem to attract dishonest career politicians." That might help him in the Democratic primary!

Nugget No. 3 -- Sharron Angle made a buy. It's tiny. Bye bye.

Nugget No. 4 -- Michele is a menace, Chapter 5,924. Here's the letter.

Nugget No. 5 – Lesley Cohen has sent out a pretty brilliant mailer attacking Amy Groves as a "Donald Trump Republican." It was sent to GOP primary voters. The old Prince Harry trick: Trying to pick your foe.

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 – Sad to hear about the passing of Coe Swobe. Always enjoyed running into him.

Nugget No. 2 -- I did a Twitter chat Thursday.

FAST FLASHES

Click and enjoy.

Solar task force report, via Daniel Rothberg

It's been a long, long time coming.

Steve Sebelius explains the meaning of words to Danny Tarkanian.

FLASH FACTS OF THE DAY

Lincoln Fitzgerald moved to Reno, NV from Detriot, MI in 1945, after operating illegal gambling operations in Michigan. He invested in the Nevada Club and operated it with co-owner Danny Sullivan. In 1949, was shot in the back at close range with a shotgun in his driveway. Fitzgerald claimed he did not see the shooter, and the attempted murder was never solved. It was the last mob-style assassination attempt in Nevada before the Kefauver Committee hearings on organized crime. Fitzgerald survived. In 1964, Fitzgerald began purchasing properties in downtown Reno, including the Blue Bird Hotel and the Silver Dollar Club casino. He operated the Silver Dollar Club while he made bigger plans for the property. A groundbreaking ceremony was held in December 1974 for what would be the Fitzgerald's Hotel and Casino. The $16 million project included a 16 story, 347 room hotel tower and large casino floor to compete with Harrah's. Fitzgeralds Hotel and Casino at 255 Virginia St, Reno, NV, opened modestly on May 27, 1976, with a "luck of the Irish" theme. Only some of the hotel rooms opened that day, with the bulk of the hotel rooms and other amenities added gradually over the next few months. Lincoln Fitzgerald died in Reno, NV on April 18, 1981. Fitzgerald's wife, and co-owner, Meta Fitzgerald managed the resort briefly before entering into an agreement with the Lincoln Management Group to manage Fitzgeralds. In 1986, Lincoln Management exercised an option to purchase the property, which it did for $26.25 million. Lincoln Management expanded the brand, most notably opening in downtown Las Vegas, NV, acquiring the Sundance in 1987, and opening it as Fitzgerald's Las Vegas. They also opened Fitzgeralds casinos in Colorado and Mississippi. Fitzgeralds filed for bankruptcy in 2000, though the Reno location was modestly profitable, and the locations were sold. Fitzgeralds Reno was finally sold in 2007, and closed in November 2008. Completely renovated in 2013, without the casino, the hotel was reopened in May 2014 as the modern Whitney Peak Hotel.

"Mr Fitzgerald wants it done right, and by God, we're going to do it right." – Assistant manager, Fitzgeralds Hotel, Reno, Jim Mack, 1976.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

In a pair of primaries held on this day in Nevada, a sitting president defeated an insurgent challenge from a U.S. senator and a future president defeated another future president. What year was it and who defeated whom on each side?

Thursday's winner: StudentsFirst's Andrew Diss

The question I chaired a powerful money committee. I once declared a "Bomb the XXXXX Week" in the Legislature. I have a middle school named after me. Who was I, and what week did I declare?

The answer: Marvin Sedway, Bomb the Miners Week

MOVIE TRIVIA QUESTION OF THE WEEK

Name the actor and the movies: He was in a classic about high school kids; he played a guy who was often chemically impaired; he played a guy suspicious of a neighbor; and he played a president.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Tue 1/10/2017 8:56:52 PM
Subject: [Marketing Mail] FW: Detecting/Analyzing Fraud

Hi Carolyn —

I just checked with my manager — it looks like we have a couple discount passes available for our upcoming Fraud Analytics event Jan 30-31.

Can I get you a brochure and mark you as attending?

Thanks,

-Jonathan Copeland

From: Jonathan Copeland
Subject: FW: Detecting/Analyzing Fraud
Date: Wednesday, January 4, 2017

Hi Carolyn —

Government programs are seeing big success and cost savings by using the power of data analytics to detect and reduce waste, fraud and abuse.

With Trump's Administration starting to really take shape, there's no doubt going to be a huge focus on detecting fraud and waste across all government programs.

In just a few weeks, The Performance Institute is holding a forum at the end of January (30-31) with experts across the government in developing measures to detect and eliminate fraud.

This is shaping into a really great event — can I get you a brochure?

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold Notification
Sent: Sun 2/5/2017 8:59:58 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reissued - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Gloria Totten via ActionNetwork.org
Sent: Thur 9/28/2017 1:30:40 PM
Subject: No Gag Rule, Media Lies, Debating Public Policy and More

No Gag Rule on Pharmacists Act: Incredibly, some health insurance companies and pharmacy benefits managers restrict pharmacists from telling customers how they can save money on certain prescriptions. Five states (CT, GA, LA, ME and ND) have passed laws against this practice and our model No Gag Rule on Pharmacists Act is based on the version enacted in Connecticut.

Lies the Media Told You: Throughout the ACA repeal ordeal, the mainstream media repeated the right wing's "repeal and replace" message framing thousands of times. And that's just one example. When the media says "bickering" it's a lie. When they say "partisan" it's a lie. "Washington," "reform" and "nationalist" are lies. Progressives need to understand how the media's language skews the debate against us and we need to cry foul whenever this happens. Read more in the latest IdeaLog, our blog intended to raise eyebrows and engage minds.

Words and phrases to avoid when debating public policy: Wednesday, October 4 @ 3pm Eastern, 2pm Central, 1pm Mountain, Noon Pacific. Progressives often derail their own arguments by using language that triggers the wrong responses from persuadable Americans. This presentation will go over dozens of examples. For example, don't say "welfare," "capitalism," "free markets," "religious extremists," "failing schools," "the poor," "tax reform," "voter fraud," "repeal and replace," and much more. To sign up for this webinar, click here.

Poverty declined in most states in 2016: This short article and map from the Economic Policy Institute allows you to click on your state and see the differences in poverty rates. During President Obama's last year in office, poverty decreased in 43 states. Red states generally have the highest rates of poverty.

Despite recent numbers, crime is rising in only a few places: The FBI's latest crime report says that murder and other violent crime increased in 2016, but that is an average disproportionately affected by just a few sections of a few cities, notably Chicago and Baltimore, while crime has decreased in many other places, explains an analysis in The

Atlantic.

New PLI Books now available on Amazon: If you would like a PDF copy of our new *Voicing Our Values* messaging guide, click here; you can also buy a hard copy on Amazon, here. Similarly, for a PDF copy of our new *Preparing to Win* advocacy guide, click here; you can also buy a hard copy on Amazon, here.

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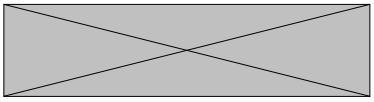

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Tue 10/30/2018 5:30:54 PM
Subject: State over-billed by community homes

Quote of the Day

“As we know, we’ve been housing them in somewhat deplorable conditions and now we know we’re overpaying for it. It’s a system that I just see as broken right now, and we need to find a better way to do this because there are people whose lives are relying on us to find a better way.”

—State Sen. Ben Kieckhefer on an audit revealing the state was over-billed for services by a number of so-called community-based living arrangement homes for people with mental illnesses

From the Editors

Two days left in our **#IndyGive** member and fundraising drive. You're reading and relying on us. We want to continue that scenario well into the future. Please, support our work.

Oversight

Well-intended public-private programs can go awry when systems are loose and no one's watching. As referenced in the Quote of the Day, according to an audit report presented to an interim legislative panel, the state’s Division of Public and Behavioral Health likely lost up to $1.5 million in possible overpayments last year — plus another $600,000 because of a discrepancy in service rates.

The home-based care model was intended to enable mental health patients to have a quasi-independent living experience while still receiving needed ongoing care — but in the wake of a January audit that found many homes had “filthy” and “unsafe” living conditions, this financial audit adds insult to injury.

Lawmakers will no doubt be eager to address poor living conditions and flawed billing and payroll practices by community home providers once things are rolling in Carson City.

What's new on our Spanish page

Explore (and share) our newly expanded Spanish Elections page, with highlights on major candidates and links to our series of Spanish video explainers on the ballot questions. Just go to this page, scroll down the sidebar a bit, and click the "ESP" toggle button to view *En Espanol.* It looks like this:

Today's Front Page

Audit: State overcharged $2.1 million by community homes for mentally ill, fraud possible

State parks lost out on $1.2 million in uncollected entrance fees, audit finds

Eric Trump stumps for Hardy, warns of 'anarchy' if Democrats take control of Congress

Sandoval recognizes Teacher of the Year and offers a glimpse into his education budget

Eric Trump, right, and his wife Lara speak during a rally for candidate for Cresent Hardy, left, U.S. Representative for Nevada's 4th congressional district, in Las Vegas on Monday, Oct. 29, 2018.(Jeff Scheid-Nevada Independent)

ICYMI

Political donations from opioid-related pharma companies slow down in 2018

IndyBlog

Laxalt ad features wife Jaime: 'He'll keep us safe. I married a good man.'

New Ford ad focuses on family, personal history

Republican super PAC ties Rosen to Pelosi in new ad focused on taxes, immigration

Following a court order on sage grouse, BLM pulls thousands of acres from oil leasing

Tweet o' the Day

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

The Daily Indy | The Nevada Independent | editors@thenvindy.com | https://thenevadaindependent.com/

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Cristin Haught[chaught@themobmuseum.org]
Cc: [redacted]
From: Jonathan Ullman
Sent: Wed 12/13/2017 12:50:17 AM
Subject: RE: 300 SAC Board of Directors Meeting

We'll miss you, Mayor. We are never at our best without you, but of course we understand.

Unfortunately, our meeting is going to begin with breakfast and a tour of the spaces under construction. We will not be back around the table until close to 9AM, so there is probably not much point to you calling in.

I'll look forward to updating you sometime soon, perhaps just after the holidays.

Thanks, and all the best!

Jonathan

Jonathan Ullman
Executive Director & CEO

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jullman@themobmuseum.org
www.themobmuseum.org
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From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Tuesday, December 12, 2017 3:54 PM
To: Cristin Haught <chaught@themobmuseum.org>
Cc: Jonathan Ullman <jullman@themobmuseum.org>; [redacted]
Subject: [WARN] RE: 300 SAC Board of Directors Meeting

I will be calling in at 8 a.m. Because of the holidays and additional obligations, I have a 9:00 and no time to travel to and from MM ☹

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Cristin Haught [mailto:chaught@themobmuseum.org]
Sent: Monday, December 11, 2017 5:20 PM
To: Bob Stoldal [redacted] Cathy Tull (ctull@lvcva.com) <ctull@lvcva.com>; Chris Kaempfer (ckaempfer@kcnvlaw.com) <ckaempfer@kcnvlaw.com>; Clint Holmes [redacted]>; Craig Galati (cgalati@lgainc.com) <cgalati@lgainc.com>; Ed Koijane (edward.koijane@ey.com) <edward.koijane@ey.com>; JB Batiste (audry@precisewealth.com) <audry@precisewealth.com>; Jeff Silver (jsilver@dickinson-wright.com) <jsilver@dickinson-wright.com>; Jerry Epstein (jerry@engagednation.com) <jerry@engagednation.com>; Jim Germain [redacted]; John Mowbray (jmowbray@spencerfane.com) <jmowbray@spencerfane.com>; Kara Kelley (kara@karajkelley.com) <kara@karajkelley.com>; Mayor Carolyn G. Goodman ([redacted]>; Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; Mayor Oscar Goodman (ogoodman@lvcva.com) <ogoodman@lvcva.com>; Mike Green ([redacted] Nancy Rapoport (nancy.rapoport@unlv.edu) <nancy.rapoport@unlv.edu>; Paul Camacho (paul.camacho@stationcasinos.com) <paul.camacho@stationcasinos.com>; Rob Dondero (rob.dondero@rrpartners.com) <rob.dondero@rrpartners.com>; Senator Richard Bryan (rbryan@fclaw.com) <rbryan@fclaw.com>; Steve Martinez (stevmartin@mgmresorts.com)

<stevmartin@mgmresorts.com>; Ted Quirk (quirkt@gtlaw.com) <quirkt@gtlaw.com>; Valerie Murzl (valerie.murzl@stationcasinos.com) <valerie.murzl@stationcasinos.com>
Cc: Adam Miller (amiller@spencerfane.com) <amiller@spencerfane.com>; Adar Bagus (abagus@kcnvlaw.com) <abagus@kcnvlaw.com>; Cheryl Russo <crusso@LasVegasNevada.GOV>; Denise Farnham (dfarnham@fclaw.com) <dfarnham@fclaw.com>; Jamilah Brewington (jamilah.brewington@unlv.edu) <jamilah.brewington@unlv.edu>; Kathy Jordan (kjordan@lvcva.com) <kjordan@lvcva.com>; Leiandra Gaskill (lgaskill@lvcva.com) <lgaskill@lvcva.com>; Marichu Villanos (marichu.villanos@stationcasinos.com) <marichu.villanos@stationcasinos.com>; Sharon Jones (sjones@mgmresorts.com) <sjones@mgmresorts.com>; Stella Llamas (stella@engagednation.com) <stella@engagednation.com>; Terri Vollmer (terri.vollmer@rrpartners.com) <terri.vollmer@rrpartners.com>; Jonathan Ullman <jullman@themobmuseum.org>
Subject: 300 SAC Board of Directors Meeting

Members of the Board,

Please find Wednesday's Board meeting materials here: December 2017 Board Meeting Materials. The agenda is light on action items, with approvals only for the previous meeting minutes, advisory council invitees, and Q3 financials. All other matters are for update and discussion.

We will begin our meeting at 8AM in the Courtroom, with our customary holiday breakfast. This will include a briefing on the Museum Improvement Project, followed by walkthroughs of the first floor and basement spaces. We will be joined by Al Salm of CREO Industrial Arts (our exhibit fabricator) and Avery Hacker of CORE Construction.

For those planning to call in, please join the conference line at 8:45AM. We will use the following number: 702.724.8680, password 1111.

Thanks – and looking forward to seeing many of you on Wednesday!

Jonathan

Jonathan Ullman
Executive Director & CEO

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Direct: 702.229.5358
jullman@themobmuseum.org
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Cristin Haught
Manager, Corporate Affairs
Office: 702.724.8636
Mobile: 434.610.6770
chaught@themobmuseum.org
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From: BE Editors Exchange
Sent: Fri 2/27/2015 11:27:10 PM
Subject: What FDIC Wants, What FDIC Missed--plus new Disruptor Conference

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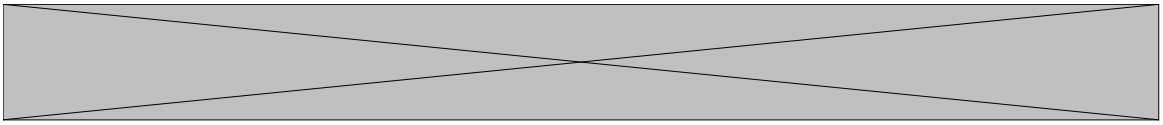

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ALCO BEAT

Reflections on rising rates

Can you defend your bank's interest rate stance the next time examiners walk in? Darling Consulting's Jeff Reynolds says FDIC's made it easier, if you read and consider a recent agency guide. That, and Reynolds' own recommendations, may lead to less "stress." Read more

RETAIL BANKING

What FDIC's branch study missed …

New FDIC research on bank branches painted a picture that "disruptor" Brett King won't buy. King says FDIC failed to get the point—because the most important factor facing branches *isn't* in the government database. Read more

RISING RATES

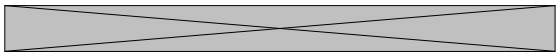
Weigh costs, benefits of rate rise

SNL Financial reporters find that institutions are running the numbers to see how they'll fare on the asset and liability sides as rates, someday, inevitably, rise. Read more

SNL REPORT

Adding to loan loss reserves

Loan loss provisioning increased year over year in the last three months of 2014 for the second quarter in a row, according to SNL Financial analysts. This cements the view among some experts that



COMMUNITY BANKING

Breaking up really is hard to do

Jeff Gerrish continues his series about the hows, whens, whys, and what to dos about mergers that don't come off. Read more

AML & FRAUD

"Takin' it to the Streets"

Unbelievable—a bi-partisan attack on human trafficking that John Byrne says is worthy of support. Read more

COMMON SENSE COMPLIANCE

Blame it all on Compliance

Nancy Derr-Castiglione says it's time bankers stop blaming failure to move forward on the Compliance Department. Read more

TALKING CREDIT

Looking forward by looking backward

Suffering from insomnia, Ed O'Leary cruises Facebook and finds some sobering "whatever-

provisions will be a headwind for bank earnings in 2015. Read more

AUTO LENDING

Millennials increasingly in driver's seat

Millennials are the fastest-growing category of auto loan consumers, according to new research from TransUnion. Read more

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Frequent updates on the Risk Channel will not only warn you of new trends in fraud and other threats, but of the latest thinking in enterprise risk management techniques. Visit the Risk Channel

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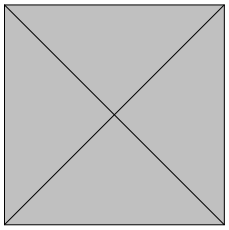
WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter



Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar

happened-tos." Read more

BANKING EXCHANGE CONFERENCES

"Mr. Disruption" Brett King keynotes our InnoBank 2015 conference

Worried about nonbank and "nearbank" disruptors taking away business? *You should be.* But don't miss the opportunities in disruption. Experts like Moven's Brett King will show how to embrace change at InnoBank, a *Banking Exchange* conference. Read more/register

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Follow @BankingExchange from ICBA's annual convention

Our nearly 8,300 Twitter followers can watch for our tweets from sessions and more during the Independent Community Bankers Association "Live" National Convention in Orlando March 1-3. Hashtag for all convention tweets is #ICBALive15 If you are attending the convention, you can meet our staff in booth 157. Follow us now

Time versus money versus your life and how you want to live it

Elizabeth Grace Saunders, author of *How to Invest Your Time Like Money* (Harvard Business Review Press 2015), says in a recent posting on the *Harvard Business Review's* website:

"Saving money has its place, but many times spending a bit of extra money can save you hours in your day—and in many cases that time can be invested in activities that are most important to you. This could mean driving or taking a cab instead of booking a train because train travel would take three times as long. Or hiring a cleaning service to put your house in order or having groceries delivered, instead of spending the time and saving the expense to do it yourself. Or even choosing to live closer to work even though it's more expensive because it saves you hours of time and frustration during your commute. In 20 years, you won't miss the few extra

*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

dollars here and there, but you will miss the opportunity to live the life you wanted to live." Read more

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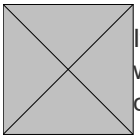

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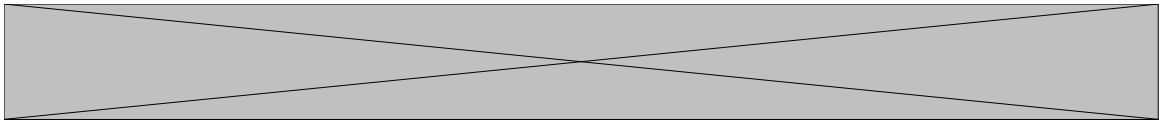


COMPLIANCE/HMDA, CRA & FAIR LENDING

Uncovering expanded HMDA's 5 hidden risks

Another major CFPB rule has dropped and the clock is ticking. Amy Downey of Wolters Kluwer takes an up-to-date look at the new Home Mortgage Disclosure Act rules, and the dangers presented for those who don't start *now*. Read more

SPECIAL REPORT

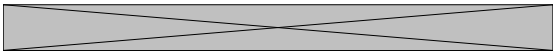
CFPB, 4 years in

Everyone is a consumer and the Consumer Financial Protection Bureau touches us all. Are we better off? In this special report from *Banking Exchange* magazine, bankers, compliance and legal experts, and former CFPB officials answer that and much more. Read more

BANKER BOOK REVIEWS

Scoundrels, savants, and saviors of finance

Wealth, money, banking, finance—all the stuff of history, and the roots of our modern financial system. Banker-reviewer Lisa Rabinsky enjoyed the breezy *Heroes & Villains of Finance*, that capsulizes the contributions of 50 figures from "Thales of Miletus" to the Medicis to Warren Buffet. Read more



AML & FRAUD

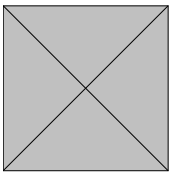
When attitudes get stuck in Park

John Byrne wonders what banks have to do to get the government to recognize that progress is being made. Read more

TALKING CREDIT

Too many banks? Really?

Is the U.S. overbanked? asks Ed O'Leary—or is the banking industry underutilized? Read more



TWITTER UPDATES

Tweets from sessions at MBA Annual next week

Contributing Editor Melanie Scarborough will be tweeting headlines and quotes from the floor of the annual convention of the Mortgage Bankers Association starting Monday. Follow us on Twitter on @BankingExchange

ALCO BEAT

Connecting ALCO dots

When your bank's asset-liability management committee meets, are members discussing the right

GENERATIONAL MARKETING

"Adultolesence" and more millennial foibles

There's a continuum for "participatory ribbons" for sports and the emerging American workforce. At the BAI Retail Delivery conference, expert Cam Marston gave tips on meeting the challenges. Read more

M&A TRENDS I

Don't fool Mother Market

If your bank is considering mergers and acqusitions, a word to the savvy from an SNL Financial M&A conference—don't blindside bank investors. Read more

M&A TRENDS II

Top investment bankers see reasons for more M&A

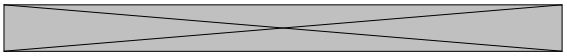
A better understanding of the regulatory environment, increasing pressure from activist investors on certain banks to sell, and more would-be buyers looking anew at the value of core deposits should drive ongoing bank deal activity. So said experts at a recent SNL Financial M&A workshop. Read more

MANAGEMENT

7 lessons for bankers from "Shark Tank"

Entrepreneurs Barbara Corcoran and Robert Herjavec, two of the stars of ABC's "Shark Tank," gave tips about leadership and making smart business decisions at BAI's Retail Delivery conference. Read more

things for today's challenges? Darling Consulting's **Keith Reagan** suggests key topics you can't afford to not cover next meeting. Read more



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You are who you hire. Bankers and others shared their best practices for getting and keeping the best of the best with Contributing Editor Melanie Scarborough. Read more

How to Finovate without leaving home
Some exciting ideas get aired—all in 7 minutes or less—at the multiple Finovate events held around the world. Can't make it to a Finovate session? You can review all the presentations ever made online. "Visit" Finovate

Trade groups endorse Data Security Act of 2015
Yesterday seven trade groups co-endorsed H.R. 2205, which would require all players in the retail payments chain to "have in place robust processes to protect data." The groups include The Financial Services Roundtable, Independent Community Bankers of America, the American Bankers Association, the Electronic Payments Coalition, Credit Union National Association, Consumer Bankers Association, and National Association of Federal Credit Unions. Read the letter

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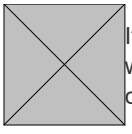

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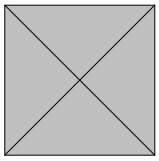

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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Bank Fraud Case Exposed by Unusual Source

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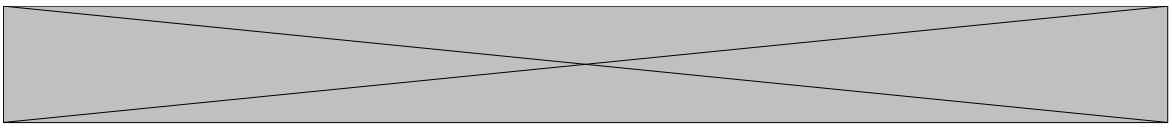

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Deutsche Bank and Commerzbank May Say Auf Wiedersehen to Independent Turnaround

Deutsche Bank's top executives expressed optimism that they could turn their misfortune around even as late as this past December. However, analysts are not so sure now and government officials in Germany are not talking. The same is true of Commerzbank, as the rivals may be closing in on a forced merger.
Read more

ONESPAN WHITE PAPER
Financial Agreement Automation RFP Guide

Agreement automation enables financial institutions to digitize account openings, lending, leasing and other financial transactions to improve the user experience and reduce risk. This includes digital identity verification and e-signature technologies that replace time-consuming, paper-based and in-person processes.
Download your copy

Bank Fraud Case Exposed by Unusual Source

Six people were arrested last week of bank fraud in Jacksonville, Florida. The charges included credit card fraud and bank fraud where the suspects were actually able to produce bank cards without stealing the physical card. One of the suspects learned how to use an encoder in order to make counterfeits.
Read more

DocuSign WHITE PAPER
Get Compliant and Stay Compliant with the New Department of Labor "Final Rule" Fiduciary Regulations

In April 2016, the Department of Labor (DOL) issued its "final rule" on fiduciary responsibilities of those providing investment advice and products to retirement accounts and employee benefit plans.
Download White Paper

Banking 2019: The Personalization Opportunity

For most banks, acting on the personalization opportunity requires a major change in mindset. Once they set this priority, they commit to treating customers as individuals at

every stage of the relationship. Their success will depend on a banking team's ability to read the data and act on it...
Read more

Big Banks Outpacing Regional Banks says J.D. Power Study

J.D. Power has issued the release for the 2019 U.S. Retail Banking Advice Study that measures customer satisfaction with retail bank provided advice and account-opening processes that includes six of the largest banks as well as seventeen regional banks.
Read more

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Tamara Higgins
Sent: Sat 5/28/2016 7:17:00 AM
Subject: Regarding Howard Hargett

Hello Carolyn,
. My name is Tamara Higgins. My father was Howard Hargett. He used to be Oscars legal researcher before he passed away in 1989.

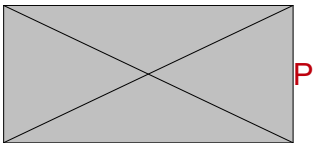
1 year ago today his sister passed away. Our entire family legacy...is now being robbed from us for lack of a better term, by the exetrix.In a nutshell, estate is located in Monroe, NI have pointed out fraud, deceit etc. But being a little town where everyone grew up and just stayed...
she is being able to get away with it.

I did hire an attorney. However he has done nothing. Now a year later, in the dark, we are being told if we dont settle he will withdraw as counsel.
I am in desperate need to be pointed in the right direction from someone I can trust.

I do apologize for reaching out to you at work. But can you please give Oscar this email. And ask him if he could suggest what steps to take.

With the utmost appreciation,
Tamara Higgins
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 7/9/2018 8:24:54 AM
Subject: What You Need To Know For The Supreme Court Nomination



PUBLIC POLICY.

Monday, July 9, 2018

TOP NEWS

What You Need To Know For The Supreme Court Nomination

President Donald Trump is expected Monday night to name his choice to replace Justice Anthony Kennedy. The nomination will give the president his second chance to name a justice to the high court in less than two years, setting up a high-stakes political battle likely to consume the legal world and the nation in the months to come. Read more »

Feature

High Court Nomination Watch: 6th Circ.'s Raymond Kethledge

When President Donald Trump announces his replacement for retiring U.S. Supreme Court Justice Anthony Kennedy on Monday, he could look west to Sixth Circuit Judge Raymond Kethledge. Read more »

Conservatives Split On Kavanaugh For High Court

As President Donald Trump prepares to announce his U.S. Supreme Court nominee, the conservative legal world is divided over whether to support D.C. Circuit Judge Brett Kavanaugh for the spot. Read more »

Analysis

Pruitt's Legacy At The EPA: Big Goals, Mixed Results

Outgoing U.S. Environmental Protection Agency Administrator Scott Pruitt left the post with his deregulation goals far from complete, but experts say he managed to refocus the agency on industry priorities and left a significant administrative mark on it in his 17 scandal-filled months. Read more »

Feature

DACA To TPS: Biggest Immigration Cases To Watch

Challenges to the Trump administration's immigration policies — including its attempts to separate noncitizen families at the border, end certain programs offering deportation relief and undermine so-called sanctuary policies — have swept federal court dockets in recent months with no sign of slowing down. Here, Law360 looks ahead at the biggest ongoing immigration cases. Read more »

Feature

Telecom Lobbying In Trump's DC Blurs Access And Expertise

When AT&T public policy executive Bob Quinn sat down to a private dinner with Federal Communications Commission Chairman Ajit Pai last February, the meal at the chic Hotel Neri restaurant in Barcelona had the trappings of a typical meeting between U.S. politicos. Read more »

Calif. Art Royalties Law Only Applies To 1977 Sales: 9th Circ.

A Ninth Circuit panel ruled Friday that California's Resale Royalties Act, effective since 1977, only applies to art sales conducted prior to the 1978 effective date of the federal Copyright Act, mostly affirming a lower court's dismissal of long-running class action litigation against Christie's Inc., Sotheby's Inc. and eBay Inc. Read more »

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Balch & Bingham
Ballard Spahr
Bracewell
Browne George
Chambliss Bahner
Constantine Cannon
Cooley
Cornerstone Law Group
Covington & Burling
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Wright Tremaine
Earthjustice
Epstein Becker Green
Fenwick & West
Gibson Dunn
Girard Gibbs
Goodwin
Gray Cary
Greenberg Glusker
Greenberg Traurig
Guida Slavich
Gupta Wessler
Hanson Bridgett
Hogan & Vandenberg
Hoguet Newman
Hunton Andrews Kurth
Hyman Phelps

DC Circ. Denies Challenge To FAA Hobbyist Drone Rule

The D.C. Circuit on Friday denied a challenge to an allegedly overreaching Federal Aviation Administration rule regulating hobbyist drones, finding that the regulation was within the agency's statutory authority. Read more »

BANKING & SECURITIES

Analysis

SEC Moving Toward Sharper Clarity On Crypto Regs, ICOs

Nearly one year since the U.S. Securities and Exchange Commission weighed in on cryptocurrencies and their related funding ventures known as initial coin offerings, attorneys say the regulatory landscape governing this nascent market is getting clearer. Read more »

CFPB Deputy To Exit, Drop Suit Over Mulvaney Appointment

Deputy Director Leandra English of the Consumer Financial Protection Bureau is leaving the agency and dropping her court challenge to Mick Mulvaney's appointment as acting director, she and her attorney said Friday. Read more »

Regulators Want CCPs To Oversee Commodity Storage

Derivatives prices will be pushed down if data about storage of the commodity that underlies them is not transparent, a group of global securities regulators has warned, as they proposed that central counterparties should ensure that reserves are robust. Read more »

ENERGY & ENVIRONMENTAL

DC Circ. Overturns FERC License For Alabama Power Co.

The D.C. Circuit on Friday said the Federal Energy Regulatory Commission's 30-year license for Alabama Power Co's generating facilities to continue operating on the Coosa River should be nixed, deciding it was based on environmental assessments that did not properly consider current harm the facilities cause. Read more »

EPA Must Rethink Kiln Emissions Rules, DC Circ. Says

The D.C. Circuit on Friday denied petitions from industry groups challenging new EPA kiln air emissions standards for brick and clay manufacturers, but mostly sided with environmental groups who argued that the rules didn't go far enough to protect the public from the health risks of air pollution. Read more »

Enviros Ask 4th Circ. To Halt Atlantic Coast Pipeline

A handful of environmental groups suing to stop the controversial Atlantic Coast Pipeline have asked the Fourth Circuit to temporarily shut down all construction on the project, after the appeals court revoked a key federal permit in May. Read more »

HEALTH & LIFE SCIENCES

Analysis

Creative Attys Get Anti-Regulation Ammo In High Court Case

The U.S. Supreme Court encouraged wide-ranging challenges to government regulations when it endorsed a theory of free speech to shield anti-abortion centers from disclosing state-funded abortion services, some experts say. Read more »

FDA Releases Draft Guidance On Drug Indication Labeling

The U.S. Food and Drug Administration released draft guidance Friday outlining its recommendations for how drug companies should word the indications and usage sections on a drug's label, such as specifying which age groups are best suited for specific drugs. Read more »

Jeffer Mangels
Jones Day
Kobre & Kim
Lawyers' Committee for Civil Rights
Marzulla Law
McDermott Will
Meyers Nave
Michael Best
Milbank Tweed
Miller Starr
Morgan Lewis
Morrison & Foerster
Munger Tolles
Norton Rose Fulbright
Orrick Herrington
Paul Hastings
Reed Smith
Ropes & Gray
Shapiro Arato
Shearman & Sterling
Sidley Austin
Simpson Thacher
Skadden
Stoel Rives
Sullivan & Worcester
Weil Gotshal
Willkie Farr
Yetter Coleman

COMPANIES

AT&T Inc.
AbbVie Inc.
Alabama Power Co.
American Cable Association
American Civil Liberties Union
American Immigration Lawyers Association
Apple Inc.
Archer Daniels Midland Co.
Bank of America Corporation
Christie's International PLC
Coinbase Inc.
Competitive Carriers Association
Consumer Bankers Association
Defenders of Wildlife
Deloitte Touche
Dendreon Corporation
Deutsche Telekom AG
Dominion Energy Inc.
Duke Energy Corporation
Electronic Privacy Information

FDA Can't Compel New Tobacco Co. Warning Labels Yet

Cigar and pipe-tobacco makers received a reprieve Thursday from a looming deadline for the placement of new, larger health warnings on packages and ads when a federal judge, citing a recent Supreme Court decision, halted the U.S. Food and Drug Administration mandate pending appeal of a May ruling. Read more »

TRANSPORTATION & INFRASTRUCTURE

Trump To Pick Chicago Atty For Surface Transportation Board

President Donald Trump plans to nominate a Chicago attorney to fill the fifth spot on the Surface Transportation Board, the White House said, moving the rail regulator a step closer to hitting a full complement. Read more »

REAL ESTATE

Feature

Calif. Real Estate Regulations To Watch In 2nd Half Of 2018

A vote in November on the question of what sort of reach California municipalities have in enacting rent control, continued efforts to solve the state's affordable housing crisis and two attempts to fast-track environmental reviews for stadiums are among the developments Golden State real estate lawyers will have their eyes on in the second half of 2018. Here, Law360 looks at four areas of legislation and regulation they will be watching. Read more »

COMPETITION

La. Real Estate Board Tells 5th Circ. It's Immune From FTC

The Louisiana Real Estate Appraisers Board urged the Fifth Circuit on Thursday to toss a Federal Trade Commission administrative trial challenging board regulations that control appraisal fees, arguing that the FTC wrongly denied it immunity as a state agency, or the chance to at least assert that argument at trial. Read more »

EMPLOYMENT

States, DC Seek Full 9th Circ. Redo Of Uber Union Law Fight

Fourteen states and the District of Columbia asked the full Ninth Circuit to revisit a recent appellate decision reviving the U.S. Chamber of Commerce's challenge to a Seattle ordinance letting app-based, ride-hailing drivers bargain collectively, saying Thursday the ruling intruded on state sovereignty. Read more »

Restaurant Orgs Sue To Take Down DOL's Tip-Credit Guidance

The Restaurant Law Center and the Texas Restaurant Association filed a lawsuit Friday against the U.S. Department of Labor in Texas federal court challenging Obama-era guidelines related to an employer's ability to reduce the minimum wage given to tipped workers. Read more »

INTERNATIONAL TRADE

Trump's China Tariffs Take Hold As Biz Groups Sound Alarm

The Trump administration on Friday imposed tariffs on $34 billion worth of Chinese imports covering technology, medical devices and industrial goods, marking the most aggressive move yet in the White House's trade imbroglio with Beijing and stoking fear within the U.S. business community. Read more »

USTR Rolls Out Waiver Process For New China Tariffs

Soon after the Trump administration finalized tariffs on $34 billion worth of Chinese

Center
Facebook
Ford Motor Co.
Fosun International Ltd.
Goldman Sachs Group Inc.
Google Inc.
H5
HSBC Holdings PLC
HSN, Inc.
Hobby Lobby Stores
Hubbell Inc.
IMS Health Inc.
Immigrant Legal Resource Center
International Association of Privacy Professionals
Internet Brands, Inc.
KKR Financial Holdings LLC
Kaplan Inc.
Kohler Co.
LegalZoom.com Inc.
Los Angeles Clippers
Lyft Inc.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Association of Manufacturers
National Collegiate Athletic Association
National Federation of Independent Business
Natural Resources Defense Council
New York State Bar Association
North Carolina State Bar
Oakland Athletics
Overstock.com Inc.
PricewaterhouseCoopers
Public Company Accounting Oversight Board
Public Knowledge
QVC Incorporated
Quill Corp.
Qurate Retail Group
Rosenthal Collins Group LLC
Salesforce.com Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Sinclair Broadcast Group, Inc.
Sompo International Holdings Ltd.

goods in an intensifying tussle over intellectual property rules on Friday, the Office of the U.S. Trade Representative unveiled a new process for importers to earn waivers from the new 25 percent levy. Read more »

BANKRUPTCY

Lawmakers Question PE Firms Over Toys 'R' Us Collapse

More than a dozen members of Congress sent a letter to the private equity backers of Toys 'R' Us Inc., seeking to understand the role they played in the bankruptcy and sudden collapse of the iconic toy chain, while also voicing criticism over the use of leveraged buyouts. Read more »

IMMIGRATION

DOJ Can't Use DNA Tests To Delay Reuniting Migrant Families

A California federal judge on Friday kept intact the deadlines for the Trump administration to reunite families who have been separated at the U.S.-Mexico border, despite the government's protests that more time was needed to confirm parentage through DNA testing. Read more »

New USCIS Policy Will Increase Deportation Cases

Immigrants left undocumented after their visa applications are rejected could face removal proceedings immediately upon the denial, under a set of updated guidelines published by the U.S. Citizenship and Immigration Services on Thursday evening. Read more »

3rd Circ. Says Sex Offender Can't Sponsor Immigrant Wife

The Third Circuit has declined to revive a case brought by a convicted sex offender challenging an immigration law that prevented him from sponsoring his wife for permanent resident status, ruling the law did not violate his right to marriage and the court did not have the authority to override U.S. Department of Homeland Security guidelines around waiving the rule. Read more »

Advocates Want Texas Suit Challenging DACA Tossed

An immigration advocacy group on Thursday urged a Texas federal court to toss a lawsuit by Texas and seven other states challenging the legality of the federal Deferred Action for Childhood Arrivals program because the states and the federal government agree DACA should be nixed. Read more »

NATIVE AMERICAN

DOT Awards Funds To Bolster Tribal Transportation Safety

The U.S. Department of Transportation on Thursday announced that it has chosen to award $17.5 million to help Native American tribes make transportation options on their lands safer, providing financing for dozens of tribes in multiple states. Read more »

TELECOMMUNICATIONS

FCC Won't Pause Lifeline Restrictions Pending Lawsuits

The Federal Communications Commission said it will not delay the implementation of its restrictions on subsidized phone and internet service in the Lifeline program, despite a pending court challenge brought by a tribe, wireless resellers and others. Read more »

'Overstated' Verizon Coverage Hurts Rural Carriers, Cos. Say

A coalition of radio frequency engineering firms told the Federal Communications

Sotheby's
Southeastern Pennsylvania Transportation Authority
Southern Environmental Law Center
T-Mobile USA Inc.
Temple University
The Southern Company Inc.
Toys "R" Us Inc.
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Council for International Business
Valeant Pharmaceuticals International
Verizon Communications Inc.
Vornado Realty Trust
Wayfair LLC
Yale University
Zulily Inc.
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Crow Creek Sioux Tribe
Department of Commerce
Equal Employment Opportunity Commission
European Securities and Markets Authority
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
National Oceanic and Atmospheric Administration
National Park Service

Commission that Verizon has “grossly overstated” its nationwide 4G LTE coverage, hurting the mobile wireless carriers the engineering firms serve because the carriers can only get needed FCC funding to boost coverage in areas where coverage is low. Read more »

Alert Tests Could Confuse Real Deal, Trade Group Tells FCC

NCTA – The Internet & Television Association is warning the Federal Communications Commission that one of two ways of transmitting emergency alert tests, which the agency wants to streamline, could inadvertently be confused with actual alerts. Read more »

Scientists Urge FCC To Guard Galaxy-Exploration Frequencies

The National Academy of Sciences Thursday urged the Federal Communications Commission to take caution as it looks to open up for public safety use spectrum currently used for radio astronomy, saying interference issues could undermine an important tool for exploring the far reaches of the galaxy. Read more »

WHITE COLLAR

Ex-NY Senate Boss Takes Stand At Retrial, Denies Graft

Former New York Senate Majority Leader Dean Skelos unexpectedly took the witness stand in his own defense Friday at a retrial over charges he strong-armed businesses for illicit payments to his son, denying that he ever traded his official position for personal gain. Read more »

Manafort Says Change Venue, Fears Beltway Clinton Bias

Attorneys for Paul Manafort told a Virginia federal judge Friday that he should shift the former President Donald Trump campaign chair’s rapidly approaching tax and bank fraud trial from inside the Washington, D.C., beltway to Roanoke, Virginia, where voters leaned more toward Trump in 2016. Read more »

PEOPLE

Blockchain Atty Departs MoFo To Launch Crypto Boutique

Joshua Ashley Klayman, a founder and former head of Morrison & Foerster LLP’s blockchain and smart contracts group, has spun off her own boutique law firm called Klayman LLC, a New York-based outfit that she says will target the digital token sale and blockchain industry as it continues to morph. Read more »

EXPERT ANALYSIS

Series

High Crimes And Misdemeanors: Impeachment Isn't A Trial

The U.S. Constitution specifies that a president can only be impeached for committing “high crimes and misdemeanors.” A comparison of the only two presidential impeachments to date suggests that the actual logistics of the process are fluid and unpredictable, says David O. Stewart, who served as defense counsel during the U.S. Senate impeachment trial of Judge Walter Nixon. Read more »

3 Key Defense Arguments For Post-Lucia SEC Proceedings

The U.S. Securities and Exchange Commission’s post-Lucia problems extend beyond the practical challenge of litigating cases for a second time. The U.S. Supreme Court's decision has also set up several concrete defense arguments for respondents in SEC administrative actions, say Andrew Morris and Ben Aiken of Orrick Herrrington & Sutcliffe LLP. Read more »

Series

Winner's Playbook: Behind The Scenes Of Sports Bet Case

Three members of the Gibson Dunn & Crutcher LLP team that represented the state

- Navajo Nation
- New Jersey Legislature
- New York State Department of Financial Services
- Office of the U.S. Trade Representative
- San Francisco Bay Area Rapid Transit District (BART)
- Securities and Exchange Commission
- South Dakota Legislature
- Surface Transportation Board
- Tennessee Department of Revenue
- Tennessee Legislature
- U.S. Attorney's Office
- U.S. Customs and Border Protection
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of Transportation
- U.S. Department of the Interior
- U.S. Environmental Protection Agency
- U.S. Immigration and Customs Enforcement
- U.S. Senate
- U.S. Supreme Court
- United States Court of Appeals for the Third Circuit
- Washington Legislature

of New Jersey in Murphy v. NCAA explain how they kept the faith — over six years of litigation — that the U.S. Supreme Court would eventually strike down the federal prohibition on state legalization of sports wagering. Read more »

Myths And Facts About Using TAR Across Borders

Many legal teams involved in cross-border matters still hesitate to use technology assisted review, questioning its ability to handle non-English document collections. However, with the proper expertise, modern TAR can be used with any language, including challenging Asian languages, say John Tredennick and David Sannar of Catalyst Repository Systems. Read more »

What Will Happen With Tenn. Rule 129 In Light Of Wayfair

In 2016, Tennessee devised its own nonphysical presence economic nexus test — Rule 129 — which was challenged before it became effective in American Catalog Mailers Association v. Tennessee Department of Revenue. Enforcement of the rule was stayed pending the conclusion of litigation. David Mittelstadt and David Hunter at Chambliss Bahner & Stophel PC analyze its chances of success in light of South Dakota v. Wayfair. Read more »

LEGAL INDUSTRY

Global 20: DLA Piper

DLA Piper relied last year on its global presence to help strike one of the largest deals by a China-based company after the Asian nation imposed stricter controls on overseas investments, helping land it a spot on Law360's Global 20 list for the eighth consecutive year. Read more »

Feature

How Clients Decide Which Firms To Cut And Which To Keep

Many corporate legal departments periodically slash a large number of law firms from their rosters of go-to outside counsel, deciding in one fell swoop which to cut and which to keep. Here is a look at the factors at play when those decisions are made. Read more »

Arnold & Porter Ups Salaries, While DLA Piper Adds Bonuses

Arnold & Porter joined the chorus of firms hiking associate compensation, offering increases to base salaries for its first- through eighth-year attorneys, while DLA Piper sweetened its previously announced raises with the promise of midyear bonuses, according to internal memos made public on Friday. Read more »

Legal Sector Hits Employment High Thanks To Strong June

After an anemic start to 2018, the legal sector rallied in June, adding 4,800 jobs and bringing the total number of industry jobs to surpass the high-water mark set one year ago, the U.S. Bureau of Labor Statistics announced on Friday. Read more »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

A new study showed that more than a half million U.S. businesses could be influenced by a new privacy law in California, New York pushed banks to work with medical marijuana companies and the Internal Revenue Service approved five new compliance campaigns, including a focus on virtual currencies. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

Under Regulator Pressure, Avvo Legal Services To Shut Down

Avvo Legal Services, the online client-lawyer connector besieged by bar ethics committees, is soon to be no more. Read more »

Podcast

Law360's Pro Say: High Court Cases, Kennedy & Key Stats

It's safe to say the 2017 U.S. Supreme Court term was a wild ride — with cases on President Donald Trump's travel ban, a baker's right to free speech and gerrymandered election maps, plus Justice Anthony Kennedy's retirement

announcement. On this week's special episode of the Pro Say podcast, we're dedicating our entire show to stepping back and looking at what lessons can be taken from it all. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Akerman
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Alston & Bird
Altshuler Berzon
Arnold & Porter
Baker McKenzie
Balch & Bingham
Ballard Spahr
Bracewell
Browne George
Chambliss Bahner
Constantine Cannon
Cornerstone Law Group
Covington & Burling
Cravath Swaine
Crowell & Moring
Earthjustice
Epstein Becker Green
Fenwick & West
Girard Gibbs
Gray Cary
Greenberg Glusker
Greenberg Traurig
Guida Slavich
Gupta Wessler
Hanson Bridgett
Hogan & Vandenberg
Hoguet Newman
Hunton Andrews Kurth
Hyman Phelps
Jeffer Mangels

Jones Day
Kobre & Kim
Lawyers' Committee for Civil Rights
Marzulla Law
McDermott Will
Meyers Nave
Michael Best
Milbank Tweed
Miller Starr
Morgan Lewis
Munger Tolles
Orrick Herrington
Ropes & Gray
Shapiro Arato
Shearman & Sterling
Sidley Austin
Simpson Thacher
Skadden
Stoel Rives
Sullivan & Worcester
Willkie Farr
Yetter Coleman

COMPANIES

American Civil Liberties Union
Google Inc.
Sierra Club
T-Mobile USA Inc.
Southern Environmental Law Center
AT&T Inc.
AbbVie Inc.
Alabama Power Co.
American Cable Association
American Immigration Lawyers Association
Apple Inc.
Archer Daniels Midland Co.
Bank of America Corporation
Christie's International PLC
Coinbase Inc.
Competitive Carriers Association
Consumer Bankers Association
Defenders of Wildlife
Deloitte Touche
Dendreon Corporation
Deutsche Telekom AG
Dominion Energy Inc.
Duke Energy Corporation
Electronic Privacy Information Center
Facebook
Ford Motor Co.
Fosun International Ltd.

Goldman Sachs Group Inc.
H5
HSBC Holdings PLC
HSN, Inc.
Hobby Lobby Stores
Hubbell Inc.
IMS Health Inc.
Immigrant Legal Resource Center
International Association of Privacy Professionals
Internet Brands, Inc.
KKR Financial Holdings LLC
Kaplan Inc.
Kohler Co.
LegalZoom.com Inc.
Los Angeles Clippers
Lyft Inc.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Association of Manufacturers
National Collegiate Athletic Association
National Federation of Independent Business
Natural Resources Defense Council
New York State Bar Association
North Carolina State Bar
Oakland Athletics
Overstock.com Inc.
PricewaterhouseCoopers
Public Company Accounting Oversight Board
Public Knowledge
QVC Incorporated
Quill Corp.
Qurate Retail Group
Rosenthal Collins Group LLC
Salesforce.com Inc.
Samsung Electronics Co. Ltd.
Sinclair Broadcast Group, Inc.
Sompo International Holdings Ltd.
Sotheby's
Southeastern Pennsylvania Transportation Authority
Temple University
The Southern Company Inc.
Toys "R" Us Inc.
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Council for International Business
Valeant Pharmaceuticals International
Verizon Communications Inc.
Vornado Realty Trust

Wayfair LLC
Yale University
Zulily Inc.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Federal Communications Commission
Federal Trade Commission
U.S. Immigration and Customs Enforcement
Executive Office of the President
Federal Energy Regulatory Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Senate
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Crow Creek Sioux Tribe
Department of Commerce
Equal Employment Opportunity Commission
European Securities and Markets Authority
Federal Aviation Administration
Federal Judicial Center
National Oceanic and Atmospheric Administration
National Park Service
Navajo Nation
New Jersey Legislature
New York State Department of Financial Services
Office of the U.S. Trade Representative
San Francisco Bay Area Rapid Transit District (BART)
South Dakota Legislature
Surface Transportation Board
Tennessee Department of Revenue
Tennessee Legislature
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of Transportation
United States Court of Appeals for the Third Circuit
Washington Legislature

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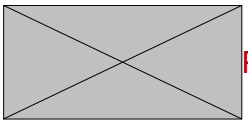
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold Notification
Sent: Fri 8/4/2017 8:56:17 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reissued - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 10/20/2016 9:02:13 AM
Subject: [Marketing Mail] Garland Takes Back Seat To SCOTUS Culture Wars At Debate



PUBLIC POLICY

Thursday, October 20, 2016

TOP NEWS

Garland Takes Back Seat To SCOTUS Culture Wars At Debate

Donald Trump and Hillary Clinton paid scant attention to Merrick Garland's long-dormant nomination to the U.S. Supreme Court during the final presidential debate in Las Vegas on Wednesday, instead using an opening segment on the high court to cater to their respective conservative and liberal bases with views on abortion, the Second Amendment and campaign finance.

White House Proposes New Regs To Protect Air Travelers

The Obama administration on Tuesday proposed new regulations requiring airlines to refund handling fees for passengers' delayed baggage and barring any favoritism or bias in how airlines and online ticket agents display fares, part of efforts to bolster competition and improve consumers' air travel experiences.

Regulators Aim For Banks To Prevent Cyberattack Contagion

Federal banking regulators unveiled a proposal Wednesday that would force the largest banks and other critical financial companies to ensure their cybersecurity protocols are strong enough to prevent a hack from spreading to other firms and to recover from an attack in a matter of hours.

Clinton, Trump Spar On Borders, Deportations In 3rd Debate

The Democratic and Republican presidential candidates clashed over immigration policy during Wednesday night's debate, with Hillary Clinton having to explain her leaked comments on "open borders" and Donald Trump dinged for having "choked" on the border wall issue during his trip to Mexico.

Clinton, Trump Poke Holes In Each Other's Trade Records

Wednesday night's final presidential debate saw the candidates attempting to expose one another's shifting positions on international trade issues, with Donald Trump again bashing Hillary Clinton's pivot on an Asia-Pacific trade accord and Clinton rebuking Trump's use of Chinese steel in his development ventures.

T-Mobile To Pay $48M Over Misleading 'Unlimited' Data Plan

T-Mobile USA Inc. has agreed to pay a $7.5 million fine, $35.5 million in consumer benefits and $5 million to help connect low-income students following a Federal Communications Commission investigation into whether the company sufficiently disclosed constraints on speed and data in its allegedly "unlimited" plans, the FCC said Wednesday.

ANALYSIS

$48M T-Mobile Settlement Sends Solid Transparency Message

The Federal Communications Commission put mobile broadband providers on notice Wednesday that they risk potentially heavy penalties for violating the FCC's transparency rules for falsely advertising "unlimited" data plans, with T-Mobile agreeing to pay $48 million to settle claims of misleading customers.

LAW FIRMS

Baker & McKenzie
Boies Schiller
Carter Ledyard
Consovoy McCarthy
Covington & Burling
Davis & Hamrick LLP
Dechert
Dowd PLLC
Dykema Gossett PLLC
Gibson Dunn
Harris Wiltshire
Haynes and Boone
Holland & Knight
Hunton & Williams
Jones Day
Robinson & Cole
Sheppard Mullin
Skadden
Snell & Wilmer
Squire Patton Boggs
Wilson Elser
Wilson Sonsini

COMPANIES

AT&T Inc.
Accenture plc
Agricultural Retailers Association
Air Transport Association of America
Airbnb Inc.
Alcoa Inc.
American Civil Liberties Union
American Farm Bureau Federation
American Immigration Lawyers Association
Association of Corporate Counsel
Bechtel Corp.
Boise Cascade Holdings
CTIA
Charter Communications Inc.

IRS' Disguised Sale Regs Will Limit Options For Partnerships

The Internal Revenue Service's recently issued regulations governing the tax treatment of disguised property sales within partnerships are expected to reduce flexibility for businesses in how they manage debt and close certain tax planning avenues for managing losses and liabilities.

BANKING & SECURITIES

SEC Approves FINRA's Treasury Securities Reporting Rule

The U.S. Securities and Exchange Commission approved a new rule on Tuesday that would let regulators peer into the market for U.S. Treasury securities for the first time by requiring brokers to report transactions to the Financial Industry Regulatory Authority.

ENERGY & ENVIRONMENTAL

Energy Coalition Sues NY Over Nuclear Plant Subsidies

A coalition of energy companies and groups filed a suit in federal court Wednesday against New York Public Service Commission officials over the state's plan to subsidize a group of nuclear power plants that have been struggling.

Suspected Power Agency Misconduct Draws Lawmakers' Eye

The House Oversight and Government Reform Committee on Tuesday asked the Western Area Power Administration to hand over documents for an investigation into alleged mismanagement at the agency, citing recent media, customer and watchdog reports as raising serious concerns about WAPA.

Rep. Blasts DOI Support For Klamath Dam Removal Project

The Republican head of the House Committee on Natural Resources on Wednesday blasted the Obama administration's support for a proposal to tear down four PacifiCorp-owned dams on the Klamath River in California and Oregon, a plan supported by the states and Native American tribes in the area.

Ag, Biofuel Groups Blast EPA Aircraft GHG Emissions Rule

A coalition of biofuel and agricultural industry groups is fighting the U.S. Environmental Protection Agency's recent finding that greenhouse gas emissions from aircraft endanger human health and the environment at the D.C. Circuit, claiming the agency wrongly equates crop-derived biomass carbon emissions with emissions from fossil fuels.

IP & TECHNOLOGY

Gilead Says Ferring Win Should Extend HIV Drug Exclusivity

The U.S. Food and Drug Administration should retroactively grant Gilead Sciences Inc. five years of exclusivity for its combination HIV drug Stribild after a D.C. federal judge provided a similar win for Ferring Pharmaceuticals, Gilead said in a citizen petition posted Tuesday.

Photog Sues Trump Campaign Over Skittles Refugee Meme

Donald Trump's presidential campaign was hit with a copyright infringement lawsuit Tuesday from the photographer behind an infamous image of a bowl of Skittles that one of the candidate's sons used to illustrate the supposed danger of Syrian refugees in the U.S.

MEDIA & ENTERTAINMENT

Judge Tosses Banned Coach's Anti-Doping Agency Suit

Comcast Corporation
Competitive Carriers Association
Consumer Bankers Association
Council for Global Immigration
Cox Enterprises
Credit Suisse Group AG
DRI Corporation
Dynegy Inc.
Embraer SA
Entergy Corporation
ExactTarget Inc.
Exelon Corporation
Ferring Pharmaceuticals Inc.
Financial Industry Regulatory Authority Inc.
General Electric Company
Gilead Sciences Inc.
Hewlett Packard Enterprise Co.
Intel Corporation
International Association of Defense Counsel
International Swaps and Derivatives Association
Level 3 Communications Inc.
McKesson Corporation
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Pfizer Inc.
Portfolio Recovery Associates Inc.
Rite Aid Corporation
Royal Dutch Shell PLC
SIFMA
Salesforce.com Inc.
Sirius XM Radio Inc.
Sprint Nextel Corporation
T-Mobile USA Inc.
TOTAL SA
The Boeing Company
Tokyo Stock Exchange Group Inc.
Twitter Inc.
Tyson Foods Inc.
U.S. Chamber of Commerce

A North Carolina federal judge has slapped down a lawsuit filed by a prominent track and field coach against the U.S. Anti-Doping Agency over a lifetime ban for his role in helping athletes such as Marion Jones obtain performance-enhancing drugs.

TRANSPORTATION & INFRASTRUCTURE

Ex-Christie Spokesman Denies Talk Of GWB Revenge Plot

New Jersey Gov. Chris Christie's former press secretary on Wednesday rebutted claims that he discussed closing lanes to the George Washington Bridge as an act of political revenge over dinner with the architect of the plan.

REAL ESTATE

New East Harlem Zoning Plan Will Allow 35-Story Buildings

The New York City Department of City Planning on Tuesday unveiled a draft rezoning plan for East Harlem that will allow buildings of up to 35 stories in some areas.

Airbnb Floats Concessions To NYC Lawmakers

Lodging service Airbnb Inc. said Wednesday it will soon limit hosts in New York to one rented home and proposed a framework for a new law it hopes would address lawmakers' concerns that its business model is hurting the housing supply.

EMPLOYMENT

Anti-Union Group Dodges Labor Atty's Defamation Suit

An attorney for an Illinois local can't pursue his defamation lawsuit against an anti-labor group in Illinois federal court but can refile in another jurisdiction, a judge ruled Monday in dismissing the case.

COMPETITION

German Sausage Makers Slip €128M In Cartel Fines

Two German sausage makers have avoided €128 million ($140 million) in cartel fines after restructuring their businesses, taking advantage of what the country's competition authority called Wednesday a loophole in antitrust laws that would be closed under proposed legislation.

PRIVACY & CONSUMER PROTECTION

Judge Affirms Block Of Obama's Gender Identity Guidance

A Texas federal judge late Tuesday reaffirmed a nationwide injunction issued in August barring the federal guidance that public schoolchildren be allowed to use the bathroom matching their gender identity from taking effect, saying the block wasn't too sweeping.

GOP Rep. Says PHH Ruling Subjects CFPB To Exec Orders

A top House Republican said Wednesday that a recent D.C. Circuit opinion that made the Consumer Financial Protection Bureau an executive agency means the bureau is subject to executive orders mandating the use of cost-benefit analyses and other requirements.

GOVERNMENT CONTRACTS

Feds Want Extension Of Power To Gather Contractor Info

United States Anti-Doping Agency
Verizon Communications
Waste Management, Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
California Environmental Protection Agency
Chemehuevi Indian Tribe
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Hoopa Valley Tribe
Internal Revenue Service
Judicial Conference of the United States
Karuk Tribe
Klamath Tribes
NAFTA
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Ohkay Owingeh
Port Authority of New York & New Jersey
Securities and Exchange Commission
Serious Fraud Office
Shakopee Mdewakanton Sioux
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of Labor

Federal acquisition officials published a request Tuesday to allow government agencies to collect data about contractors' debarment or suspension proceedings largely unchanged, despite criticism that officials had underestimated compliance burdens.

INTERNATIONAL TRADE

CFTC Won't Ditch Plan Allowing It To Peek At Trading Code

The U.S. Commodity Futures Trading Commission is pressing on with its plan to require that automated trading firms give the agency access to their source code under a proposed market-stability rule despite the firms' intellectual property concerns, CFTC Chairman Timothy Massad said Wednesday.

Europe Aims For Middle Ground In China Market Fight

The European Commission said Thursday that it will not unilaterally declare China to be a market economy in the context of new anti-dumping investigations but instead will take a case-by-case approach in determining whether Chinese exporters are truly independent from the government.

Japan HFT Plan Contemplates Oversight Through Registration

Japan is ramping up an effort to regulate high-frequency trading with the hope that forcing such operations to register with the country's financial regulator will prevent glitches that have roiled global markets in recent years, according to the Thursday edition of a Tokyo publication.

TAX

Wyden Asks Treasury, IRS for Info On Panama Papers Cos.

Sen. Ron Wyden, D-Ore., asked the heads of the U.S. Department of the Treasury and the Internal Revenue Service on Wednesday to provide detailed reports on filings by the thousands of companies linked to the Panama Papers leak.

IMMIGRATION

10th Circ. Affirms Halt Of Kansas Voter Registration Law

The Tenth Circuit affirmed a lower court's decision to stop the implementation of a Kansas law requiring voters to provide documentary proof that they are U.S. citizens when registering to vote, finding Wednesday that the law is preempted by federal regulations.

Rule On 'Unfair' Immigration Job Practices Takes Biz Heat

A proposed U.S. Department of Justice regulation on "unfair" employment practices linked to immigration has received blowback from agricultural, trade and even immigration groups, some of which took issue with a possible change to the definition of "discriminate" in recent comments.

NATIVE AMERICAN

BIA Approves Calif. Tribe's Business Leasing Regulations

The Bureau of Indian Affairs has approved the Chemehuevi Indian Tribe of the Chemehuevi Reservation to administer its own land leasing regulations for businesses, allowing the California-based tribe to bypass formal BIA approval of land-lease deals, according to a notice set to appear in the Federal Register on Thursday.

TELECOMMUNICATIONS

U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
United Nations
Western Area Power Administration
Yurok Tribe

FCC Took Autodialer Ban Too Far, DC Circ. Told

Telemarketing industry members urged the D.C. Circuit on Wednesday to throw out the Federal Communications Commission's new order trying to cut down on autodialed calls to consumers, stating in oral arguments that Congress never meant for a blanket prohibition on even potential autodialers, which could ensnare ordinary smartphones.

Fight For Muni Broadband Has Moved To States: FCC Official

A top staffer for Federal Communications Commission Chairman Tom Wheeler said Tuesday that the campaign to foster municipal broadband expansion now resides in the state legislatures after the Sixth Circuit scrapped an agency override of local broadband restrictions.

FCC Told To Narrow Definition Of Sensitive Info In Privacy Plan

An internet and television trade group, joined by representatives from Charter, Cox and Comcast, recently expressed concerns with the Federal Communications Commission's privacy framework for broadband providers, as did Nokia and Level 3 Communications, taking particular issue with what is to be considered "sensitive" information.

Spectrum Bids Fall Short In FCC Incentive Auction

The Federal Communications Commission's spectrum incentive auction has come up short for the second time, the agency said Wednesday, with the latest round failing to clear a $54.6 billion hurdle for a targeted 114 megahertz of spectrum.

Sprint Says It's Waited Long Enough For Biz Data Reform

Sprint chief Marcelo Claure has pressed the Federal Communications Commission's Democratic majority to move forward with a revised proposal to promote competition and regulate rates in the market for business data services, according to ex parte filings Tuesday arguing the decade-plus wait for reform has cost the company.

PEOPLE

Holland & Knight Adds Ex-Senate Staffer In DC

Holland & Knight LLP revealed Monday it has bolstered its public policy and regulation practice with the addition of a former U.S. Senate staffer in D.C. who helped draft a sweeping reform to the outdated Toxic Substances Control Act.

OFCCP Director Patricia Shiu To Step Down

U.S. Department of Labor Office of Federal Contract Compliance Programs Director Patricia Shiu will step down in November after seven years leading the agency, a DOL spokesman confirmed Wednesday.

EXPERT ANALYSIS

What To Know About CMS Medicare Physician Payment Reform

At nearly 2,400 pages, the enormity of the Centers for Medicare and Medicaid Services' recently released final rule implementing Medicare physician payment reform reflects the transformative intent of the law. Miranda Franco of Holland & Knight LLP discusses key highlights and takeaways from the new rule.

Calif. High Court Throws Wrench In Cooperative Federalism

The holding and logic of the California Supreme Court's recent decision in Department of Finance v. Commission on State Mandates has the potential for significant implications in California and nationwide. Importantly, the logic of the decision could apply to any cooperative federalism-based environmental statute, potentially opening the door to other challenges to state implementation of federal laws, says Samuel Brown of Hunton & Williams LLP.

Preparing For Changes To Federal Appellate Rules

On Dec. 1, 2016, several important amendments to the Federal Rules of Appellate Procedure take effect. The most impactful amendment is the shortening of the permissible length of appellate briefs, which will affect many appeals and will have a particularly significant impact on complex appeals such as patent cases, says Matthew Dowd of Dowd PLLC.

1 Year After Yates Memo: The DOJ's Yates-Lite Approach

There have been no major signs of a Yates memo impact on large multijurisdictional cases. But the U.S. Department of Justice has issued significant settlements in the last year and presumably has the information included in those agreements to initiate individual prosecutions. So why haven't we seen a significant increase? asks Joan Meyer of Baker & McKenzie LLP.

LEGAL INDUSTRY

6 Ways To Be The High Court's Best Friend

An amicus brief can play a unique role in a Supreme Court case, providing a different perspective or valuable context for the justices. But when it's in a pile with dozens of others competing for the court's attention, how can a friend-of-the-court brief stand out from the rest? Here are six ways.

How To Maintain Your Integrity As A GC

Today's corporate general counsel has more clout than ever, but with that power comes great responsibility, according to a panel of GCs. Here is their practical advice for operating with integrity at the legal and ethical helm of a company.

Rainmaker Q&A: Snell & Wilmer's Daniel Mahoney

Even if you are a good communicator and networker, you must have the ability and desire to develop relationships slowly, to not give up the first time the CEO or general counsel says "no thanks," and to persevere in the face of seeming rejection, says Daniel Mahoney, partner at Snell & Wilmer LLP.

Rainmaker Q&A: The Scali Law Firm's Melanie Joo

Becoming familiar with the business practices, culture and problems of a potential or existing client may not yield an immediate result, but constitute significant steps towards achieving the role of where you become the first phone call in an emergency, says Melanie Joo, partner at The Scali Law Firm.

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Dowd PLLC
Dykema Gossett PLLC
Gibson Dunn
Haynes and Boone
Hunton & Williams
Jones Day
Robinson & Cole

Sheppard Mullin
Skadden
Snell & Wilmer
Squire Patton Boggs
Wilson Elser
Wilson Sonsini

COMPANIES

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T-Mobile USA Inc.
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American Civil Liberties Union
Charter Communications Inc.
Exelon Corporation
Financial Industry Regulatory Authority Inc.
Accenture plc
Agricultural Retailers Association
Air Transport Association of America
Airbnb Inc.
Alcoa Inc.
American Farm Bureau Federation
American Immigration Lawyers Association
Association of Corporate Counsel
Bechtel Corp.
Boise Cascade Holdings
CTIA
Comcast Corporation
Competitive Carriers Association
Consumer Bankers Association
Council for Global Immigration
Cox Enterprises
Credit Suisse Group AG
DRI Corporation
Dynegy Inc.
Embraer SA
Entergy Corporation
ExactTarget Inc.
Ferring Pharmaceuticals Inc.
General Electric Company
Gilead Sciences Inc.
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Intel Corporation
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National Association of Manufacturers
National Employment Law Project

National Immigration Law Center
New York Daily News Co.
Nokia Corporation
PHH Corporation
PacifiCorp
Pfizer Inc.
Portfolio Recovery Associates Inc.
Rite Aid Corporation
Royal Dutch Shell PLC
SIFMA
Salesforce.com Inc.
Sirius XM Radio Inc.
Sprint Nextel Corporation
TOTAL SA
The Boeing Company
Tokyo Stock Exchange Group Inc.
Twitter Inc.
Tyson Foods Inc.
United States Anti-Doping Agency
Verizon Communications
Waste Management, Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Environmental Protection Agency
Commodity Futures Trading Commission
Executive Office of the President
Federal Energy Regulatory Commission
Federal Trade Commission
Internal Revenue Service
U.S. Department of the Treasury
Bureau of Indian Affairs
California Environmental Protection Agency
Chemehuevi Indian Tribe
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Reserve System
Food and Drug Administration
Government Accountability Office
Hoopa Valley Tribe
Judicial Conference of the United States
Karuk Tribe
Klamath Tribes
NAFTA

New York State Department of Financial Services
Occupational Safety and Health Administration
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Ohkay Owingeh
Port Authority of New York & New Jersey
Serious Fraud Office
Shakopee Mdewakanton Sioux
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. General Services Administration
U.S. Senate
United Nations
Western Area Power Administration
Yurok Tribe

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Steven Hughes
Sent: Thur 8/17/2017 5:16:42 PM
Subject: OMB & Congress Act on Fraud Initiatives

Carolyn-

Big news – the White House Budget Office and Congress have each launched anti-fraud initiatives that will have a big impact on all government programs.

OMB is requiring risk assessments and fraud detection/reduction targets from each agency, while Congress has created a Commission to deal with legislative changes to target specific programs. With billions in potential fraud happening across government, these initiatives will receive a ton of oversight.

On October 23, 2017, the Performance Institute is convening the Government Fraud Analytics Summit to cover the latest mandates and present the best practices in fraud assessment, detection, mitigation and reporting.

Would you like to see the agenda and consider attending? If not, who in your agency would be the best person to follow-up with?

Thanks,

Steven Hughes
Deputy Director for Outreach
The Performance Institute

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log News
Sent: Thur 9/15/2016 9:01:14 PM
Subject: [Marketing Mail] Vigor delivers two pilot boats to Oman; Two more indicted in Fat Leonard Affair

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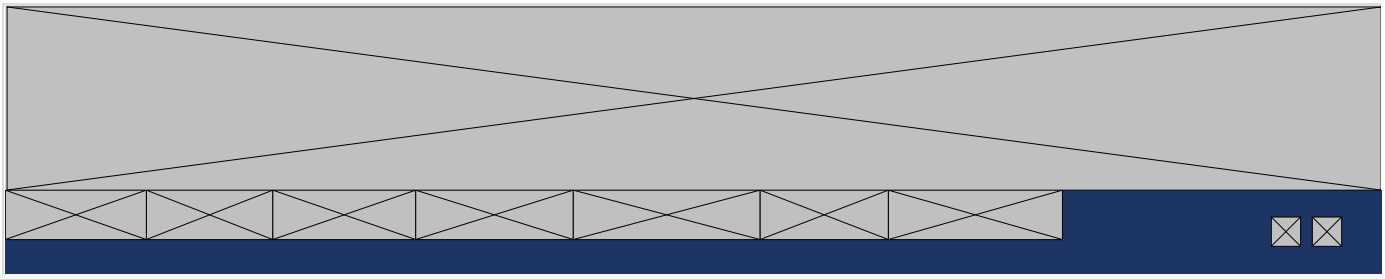

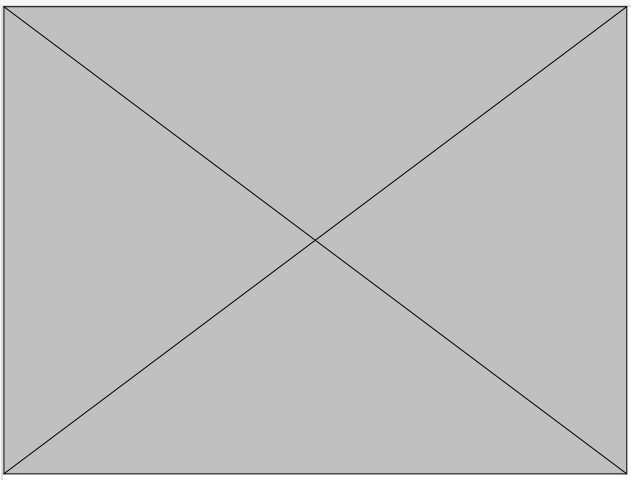

Vigor delivers two pilot boats to Oman

September 15, 2016 — Vigor has delivered two, 19 m all-weather pilot boats to the Port of Duqm Company (PDC) in the Sultanate of Oman. The Port has been undergoing a major multiphase expansion and the new pilot boats will play a key role in ensuring the safety of vessels calling on the port.

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[Paper] Overcoming Seafarer Disconnection Effect
Seafarers and their employers run health, safety, and operational risks due to disconnection from shore. Resources available now help fleets aid their crews and officers. Read the paper.
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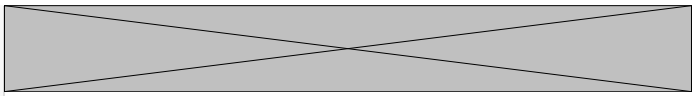

Ingalls awarded $19 million to accelerate LX(R) design

The U.S. Navy's LX(R) amphibious warship class will replace the Harpers Ferry- and Whidbey Island-class dock landing ships.

Two more indicted in Fat Leonard Affair

Two former executives of defense contractor Glenn Defense Marine Asia have been charged participating in a conspiracy to submit fraudulent information to the U.S. Navy in an effort to steal millions of dollars as part of a years-long corruption and fraud scheme.

NTSB releases study on Coast Guard VTS system

The need for the study was driven by the investigation of six major commercial vessel accidents.

Gladding-Hearn delivers high speed Incat Crowther ferry

Hy-Line Cruises has taken delivery of a new 493-passenger, high-speed catamaran from Gladding-Hearn Shipbuilding, the Duclos Corporation.

SPONSORED

[Video] A Purpose-built Ballast Water Treatment System

Drawing on deep-rooted expertise and innovation, the UV technology incorporated into the Trojan Marinex BWT system truly is second to none. So too is the degree to which its robustness is validated. Watch as a TrojanUV Solo Lamp gets vibrated up to 4.0g at operating temperature.

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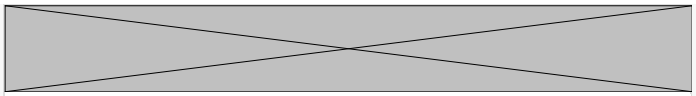
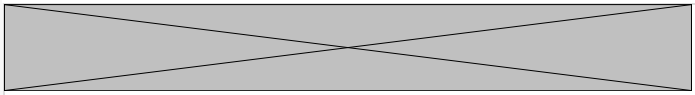


CEO Spotlight: A tale of two shipyards

Great Lakes Regional Focus: Thriving Business

Navigation: Out with the old

Towboats: Let me take you down



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To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]; Esthefany Arochi[earochi@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 8/30/2018 11:12:09 PM
Subject: FW: BREAKING: Ex-Pa. Mayor Convicted In Pay-To-Play Scheme

PAY TO PLAY IN READING, PA!!!!

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

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From: Public Policy Law360 <news-q1@law360.com>
Sent: Thursday, August 30, 2018 3:55 PM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: BREAKING: Ex-Pa. Mayor Convicted In Pay-To-Play Scheme

PUBLIC POLICY

Thursday, August 30, 2018

BREAKING: Ex-Pa. Mayor Convicted In Pay-To-Play Scheme

A Pennsylvania federal jury on Thursday found ex-Reading mayor Vaughn Spencer guilty on charges of bribery and wire fraud in connection with a scheme in which he solicited campaign donations from city vendors in exchange for lucrative contracts.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nevada League of Cities & Municipalities
Sent: Mon 11/28/2016 7:48:43 PM
Subject: [Marketing Mail] December City Courier

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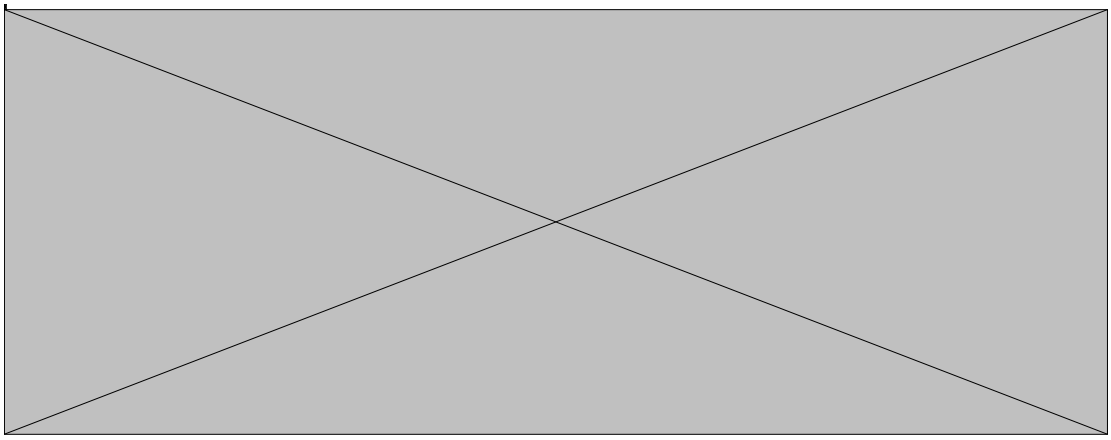


In This Issue

NLC City Summit

Cities Speak

NLC Service Line Warranty Program

U.S. Communities

Around the League

The League would like to thank everyone who attended our Annual Conference last month in the City of Sparks. The conference was a huge success thanks to everyone who participated. The Board of Directors met at the Annual Business meeting during the conference and approved the Nominating Committee recommendations to elect Councilwoman Gerri Schroder, City of Henderson as Secretary/Treasurer, Councilman David Bobzien, City of Reno, as At-Large-Large Cities, Mayor Pro Tem Geno Withelder as At Large-Small Cities and Board Member Linda Slater, Town of Gardnerville, At-Large Towns and GID's. Mayor Geno Martini, City of Sparks will serve as President and Trustee Natalie Yanish, Kingsbury General Improvement District, will be our Vice President. All terms begin in January.

We would like to thank all from Nevada that attended the National League of Cities 2016 City Summit held in Pittsburgh, PA earlier this month. We are happy to announce that City of Henderson Councilwoman Gerri Schroder has been elected chair of both the Community and Economic Development Committee and the Large Cities Council. She also serves as vice chair of the Western Municipal Association. We appreciate Councilwoman Schroder's

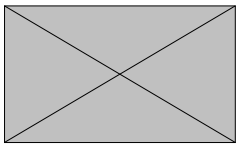
willingness to serve and to represent Nevada and the League.

The National League of Cities is divided into eight regions. An executive director of a state municipal league from each region serves on the NLC's Board of Directors. Our Executive Director, Wes Henderson, has been selected to represent Region 8 on the board. Wes looks forward to representing not only Nevada but all the states in Region 8.

The Investiture of our 2017 officers will be held during the Board of Director's meeting scheduled for January 9, 2017 at the Reno Airport. More information and meeting agenda will be sent in January.

We would like to wish our officers, the members of our board of directors, all of the elected and appointed municipal officials and staff, the members of our "Friends of the League" program a very happy holiday season. As we prepare for 2017 we look forward to continuing to work with you for the betterment of our municipalities and our great State.

Cities Speak

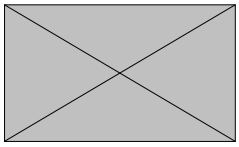


National League of Cities Opens City Summit 2016 in Pittsburgh

PITTSBURGH - More than 3,000 local leaders and staff have convened in Pittsburgh for the National League of Cities (NLC) 2016 City Summit (formerly known as the Congress of Cities) to network, discuss city priorities and learn best practices. Over the next few days, mayors, councilmembers and city staff will attend informative workshops, take mobile tours and education sessions at the David L. Lawrence Convention Center. The annual conference, which takes place November 16-19, includes many events that are open to press. Please contact us for media availability during the event.
Speakers will deliver remarks at the general sessions, which are open to press:

- Terry Bradshaw, Hall of Fame NFL quarterback and sports broadcaster at FOX will provide the keynote.
- Candy Crowley, award-winning journalist who served as CNN's chief political correspondent.
- Vernice "Flygirl" Armour, America's First African American female combat pilot.
- Panel on autonomous vehicles with:
    - Hon. William "Bill" Peduto, mayor of Pittsburgh
    - David Plouffe, senior executive at Uber and former manager for the Obama 2008 presidential campaign
    - Jon Shieber, senior editor at TechCrunch (moderator)

Mobile Workshops: Innovative and informative sessions located throughout Pittsburgh on Wednesday and Thursday, showcasing collaborative solutions to issues facing local government.



A Prescription for Action: Ending the Opioid Crisis

Incidents of prescription drug and heroin overdoses and deaths is at epidemic levels. The number of deaths from these causes now exceeds those from automobile accidents according to the Centers for Disease Control and Prevention (CDC). While the raw numbers are overwhelming in themselves, they fail to shed adequate light on the extent of the human tragedy in America's cities and counties where local leaders confront the realities of this public health epidemic one life at a time.

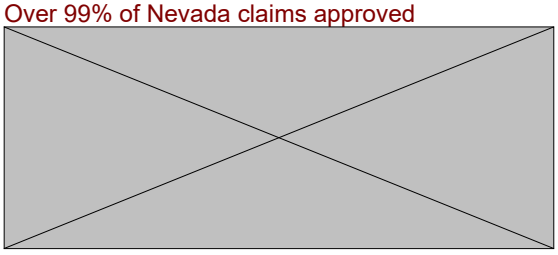
In response to the growing opioid crisis, the National League of Cities (NLC) and the National Association of Counties (NACo) today released, "A Prescription for Action: Local Resolve in Ending the Opioid Crisis." The report brings the knowledge and experience of city and county leaders to peers in local government and to partners at the state and federal levels. Specifically, it addresses issues of leadership, prevention and education, treatment, public safety and law enforcement, as well as specialized recommendations for federal and state governments.

The report comes from the National City-County Task Force on the Opioid Epidemic, which was convened by NLC and NACo earlier this year. The members of the taskforce - city and county leaders from across the country - are intimately familiar with the devastating impact the opioid epidemic has had on local communities.

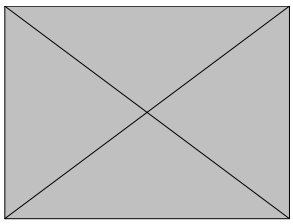
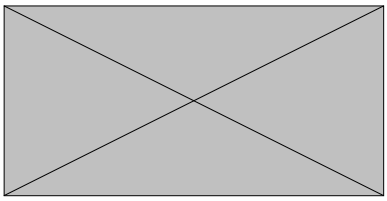
Luckily, however, cities and counties are the places where creative and innovative strategies may be tested and scaled up. As in so many cases, the solutions being implemented across America by city and county governments to address the opioids epidemic are proving successful. Whether it's the Safe Stations initiative in Manchester, N.H., drug market intervention in High Point, N.C., Recovery Coaches in Ocean County, N.J., or the Seattle-King County LEAD program, these harm-reduction efforts are changing the dynamics of the epidemic and are helping reverse the negative stigma attached to the illness of addiction.

Click here for more information.

NLC&M Endorses the NLC Service Line Warranty Program

- Nearly 12,000 households in Nevada enjoy sewer, water and/or in-home plumbing line coverage
- Over #315,000 paid in repair costs
- Over 99% of Nevada claims approved
- 
- Endorsed by the Nevada League of Cities and Municipalities
- Homeowners are educated about their service line responsibilities
- 24/7365 bilingual customer service

New Contract for Data, Analytics & Fraud Detection Solutions

New innovative contract provides expertise and analytical insight needed to make the right decisions for your community and constituents.

We are excited to announce that Experian has been awarded a multi-year contract to provide data, analytics and fraud detection services through the innovations solutions solicitation. This contract was awarded through a competitive solicitation process conducted by lead public agency, Fairfax County, Virginia. The initial contract term is for three (3) years through August 28, 2019, with the option to renew the contract for two (2) additional three (3) year periods. To learn more about this new contract and services available, register for a complimentary 30-minute webinar.

Experian solutions and expertise makes it possible for public agencies to achieve mission success through solutions such as:

- Child support enforcement: Provides up-to-date contact data for noncustodial parents
- Collections: Maximizes recovery efforts with flexibility and minimal cost
- Contractor responsibility: Delivers essential data for vetting of potential vendors and contractors
- Data breach: Benefit from consumer credit monitoring and call center support for citizens impacted by a data breach
- Data cleansing: Verify and update best addresses for voter registration list hygiene
- Eligibility: Verify applicant identity and validate financial data for benefits determination, real-time monitoring of credit and financial data, and for continued benefits eligibility
- Online authentication/ Identity management: Authenticate new constituents for eServicing, online reauthorization of already registered constituents of eServicing and using knowledge-based out-of-wallet questions
- Tax return fraud: Improve detection of identity theft-based income-tax fraud

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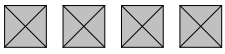
STAY CONNECTED 

Nevada League of Cities & Municipalities, 310 S. Curry Street, Carson City, NV 89703

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marilyn Provost
Sent: Thur 12/21/2017 10:04:48 PM
Subject: Nonprofit Connection 12.21.17

Nonprofit Connection 12.21.17

December 21, 2017

Hello,

Thank you for your commitment to our community. We hope that the UWSN NONPROFIT CONNECTION serves as a valuable resource for your organization and invite you to forward this email. This email notice will normally be sent out on the 1st and 3rd weeks of the month.

To add an item to United Way's Nonprofit or Community Events, please complete this form or PDF Flyer and email to NPC@uwsn.org. Please note new email address for submitting information.

Please send announcements, job opportunities, events and training information to NPC@uwsn.org by the 1st of the month. Please let us know if the notice is time sensitive.

Workshop - SAVE THE DATE

(January 25, 2018 – 3 pm – 5 pm)

at United Way of Southern Nevada

Community Conversation on Multi - Generational Poverty: The Facts, Figures and the Future for Southern Nevada's children in poverty

According to the 2016 Poverty & Median Household Income Estimates, 78% of impoverished children in Nevada live in Clark County. In Clark County, 23% of children under the age of 18 live in poverty.

In partnership with United Way Worldwide and the Robert Wood Johnson Foundation, United Way of Southern Nevada will host a skill-building workshop exploring multi-generational poverty using data and asset mapping to discuss what policies and programs work to improve the lives of children and their families currently experiencing poverty in Southern Nevada.

RSVP to NPC@uwsn.org

Announcements and Events

UWSN - Volunteer in Your Community
Hundreds of opportunities await you. Whether you are looking for part-time, one time or full time volunteering opportunities. Click on the link to learn more.

Jan - Feb - Mar 2018: Financial Guidance Center 1st Quarter Classes
FGC is offering classes ranging from Debt Management, Budgeting, Credit 101 and Bankruptcy Debtor Education.
(Brochure)

2018 CXWorks by Tech Impact: Customer Service Training
Designed for those 18-26 years old. Customer service training to set you apart.

2018 ITWorks by Tech Impact: Training in the IT Sector
Watch the video for additional information: **https://youtu.be/mVe9PEuzf0s**

2018 Legal Aid Center - Ask A Lawyer Program
Volunteer attorneys will provide FREE consultations to unrepresented individuals seeking legal advice.

- 4th Tuesday: Family Law
- 2nd Wednesday: Landlord/Tenant
- 1st & 3rd Tuesdays: Small Claims
- Community Legal Education Classes

01.09.18 Senior Medicare Patrol - Volunteer Information Session
Would you like to make a difference and help in the fight against Medicare fraud, waste and abuse? Lean more about the Nevada Senior Medicare Patrol volunteer program and other volunteer programs with the State of Nevada Aging and Disability Services Division at the next Volunteer Information Session on January 9, 2018 from 10:00 to 12:30 pm at 1820 E. Sahara Avenue, Suite 201, Las Vegas, NV 89104. To attend, please contact Melissa McDonald at mamcdonald@adsd.nv.gov or 702-486-3796.

01.29-30.18 GrantWriting USA - Nonprofit discount offer
Your tuition includes everything: two days of terrific instruction, workbook, and access to our Alumni Forum that's packed full of tools, helpful discussions and more than 200 sample grant proposals.

Job Opportunities

Nevada Partnership for Homeless Youth

- Emergency Shelter House Parent
- Facilities Assistant
- Homeless Youth Residential Case Manager

Opportunity Village

- Donor Gifts & Relationship Manger

The Rape Crisis Center

- **2 Part Time Positions**

United Way of Southern Nevada issues information to nonprofits as a community service and does not intend the UWSN NONPROFIT CONNECTION to be an endorsement of listed events or announcements. Fundraising information cannot be distributed through the UWSN NONPROFIT CONNECTION.

This email was sent to cgoodman@lasvegasnevada.gov

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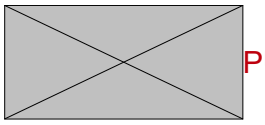
United Way of Southern Nevada · 5830 W. Flamingo Road · Las Vegas, NV 89103 · USA

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 4/22/2016 8:07:51 AM
Subject: [Marketing Mail] Bankers Face Bonus Restrictions Under New Proposed Rule



PUBLIC POLICY

Friday, April 22, 2016

TOP NEWS

Bankers Face Bonus Restrictions Under New Proposed Rule

U.S. financial regulators on Thursday unveiled long-awaited proposed restrictions on banker incentive-based compensation that would see top executives at the largest institutions defer a significant portion of their bonuses and other incentive-based pay for four years.

In First Speech As Nominee, Garland Praises Pro Bono Work

U.S. Supreme Court nominee Judge Merrick Garland on Thursday spoke publicly for the first time since being nominated for the high court, praising Washington, D.C., attorneys for their pro bono work, but did not touch on his nomination.

Dickstein Shapiro Cleared In Fla. Lobbying Probe

A Florida ethics commission cleared Dickstein Shapiro LLP and a onetime practice leader Wednesday of allegations that they improperly tried to influence state Attorney General Pam Bondi on behalf of corporate clients.

FTC Commish Calls On Agency To Examine Data Privacy Regs

Federal Trade Commissioner Maureen Ohlhausen on Thursday called on her agency to look into how its rules apply to the "Internet of Things" in industries including automotive and health care, saying technological changes and disruptive business models can create new privacy risks for consumers.

Senate Bid To Block Clean Water Rule Funding Falls Short

The U.S. Senate on Thursday rejected a proposed amendment to cut off funding for the U.S. Environmental Protection Agency's contentious Clean Water Rule, as it continued debate on a $37.5 billion bill funding federal energy, water development and certain weapons programs for 2017.

Koch Bros. Group Wins Trial To Keep Donor List Private

A California federal judge on Thursday granted conservative advocacy group Americans for Prosperity Foundation’s bid to prevent California’s attorney general from obtaining its donor list, ruling after a bench trial that allowing the donor list handover would violate the foundation’s free speech rights.

ANALYSIS

SEC Disclosure Regs Primed For Cleanup, Not Renovation

As the U.S. Securities and Exchange Commission seeks input on how it should modernize regulations governing public company disclosures, lawyers say the review provides a fresh opportunity to trim one-size-fits-all rules that have been accumulating for decades, but some doubt that the process will generate bold changes.

No Bump In Union Election Wins In 1st Year Of NLRB Rule

LAW FIRMS

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Audet & Partners
Ballard Spahr
Bancroft PLLC
Barnes & Thornburg
Baron & Budd
Blank Rome
Bradley Arant
Carlton Fields
Chaffetz Lindsey
Clay Daniel Walton
Cleary Gottlieb
Cozen O'Connor
Debevoise & Plimpton
Dechert
Dickstein Shapiro
Dovel & Luner
Drinker Biddle
Durie Tangri
Edelson PC
Farella Braun
Fine Kaplan
Gibson Dunn
Greenberg Traurig
Haight Brown
Hardy Carey
Houthoff Buruma
Hunton & Williams
Jenner & Block
Kelley Drye
Kerr & Wagstaffe
Kirkland & Ellis
Leitner Williams
Leonard Carder
Mayer Brown
McDermott Will
McElroy Deutsch
MoloLamken LLP
O'Melveny & Myers

After a year on the books, the National Labor Relations Board's controversial union election rule has sped up election procedures but hasn't led to the spike in representation petitions or increased union election wins that management-side lawyers had initially feared.

Won A Contract Corrective Action? Don't Celebrate Just Yet

Federal agencies frequently take corrective action on contracting decisions either on their own or at the U.S. Government Accountability Office's prodding, but while those efforts can boost losing-bidders' competitive chances, attorneys say it's still unlikely the award will actually change hands.

New Broadcast Standard Set For Rare Smooth Sailing At FCC

With Federal Communications Commission Chairman Tom Wheeler's signaling Wednesday that the FCC will move quickly to advance a new over-the-air broadcasting standard, experts said the plan to let market forces decide the rollout should have a smooth ride to government approval even in an FCC dogged by partisan bickering.

High Court Unlikely To Wade Into 6th Circ. Water Row

The Sixth Circuit's refusal Thursday to revisit a shaky panel decision that asserted jurisdiction over challenges to the U.S. Environmental Protection Agency's Clean Water Rule gives the rule's opponents a chance to seek high court review, but experts say the U.S. Supreme Court will likely avoid the case until the Sixth Circuit rules on its merits.

Tougher US Plan On Banker Bonuses Still Trails Europe Regs

A proposal to restrict incentive compensation for financial firm executives moves beyond a previous version of the Dodd-Frank Act-mandated regulation, but some critics say that the U.S. still lags behind other jurisdictions when it comes to limiting the rewards bankers receive for taking on excess risk.

BANKING & SECURITIES

EU Official Urges Lighter Regulation Of Small Banks

The European Union's top financial services official said Thursday he wants to ease capital and disclosure requirements for smaller banks as part of an approach that's more "proportionate" than the financial crisis-era rules that many companies say are too one-size-fits-all and hinder the growth of Europe's capital markets.

FINRA Again Stalls Debt Research Rules Over Firms' Concerns

The Financial Industry Regulatory Authority on Wednesday said it will again delay implementing rules that will regulate debt research reports and analysts for the first time, saying it wants to give members more time to adapt after continuing to receive questions over the new requirements.

House Panel Blasts SEC's Oversight Of Rating Agencies

The U.S. Securities and Exchange Commission's efforts to police credit rating agencies after the financial crisis came under congressional fire on Thursday when members of a House Financial Services subcommittee took an agency official to task for not clamping down more tightly on an industry that was at the center of the Great Recession.

ENERGY & ENVIRONMENTAL

NJ Takes Steps To Allow More Development In Protected Area

The New Jersey Department of Environmental Protection announced Thursday that it is working toward amending septic density rules that cap development in its protected Highlands region, saying recent scientific data suggests it can increase sewage capacity in forested and other protected areas and still maintain the region's high water quality standards.

Paul Weiss
Pillsbury Winthrop
Quinn Emanuel
Reed Smith
Scharf Banks
Schnader Harrison
Sedgwick LLP
Shearman & Sterling
Snell & Wilmer
Stafford Rosenbaum
Stoll Keenon
Taylor & Associates
Troutman Sanders
Weil Gotshal
Western Environmental Law Center
White & Case
Wiley Rein

COMPANIES

AT&T Inc.
AXA SA
American Bar Association
American Civil Liberties Union
American Farm Bureau Federation
American Gaming Association
American Petroleum Institute Inc.
Apple Inc.
BTI Consulting Group Inc.
BlueCross BlueShield of Tennessee
Center for Biological Diversity Inc.
Citigroup Inc.
Coherent, Inc.
Comcast Corporation
DISH Network Corporation
Financial Industry Regulatory Authority Inc.
Lambda Legal Defense & Educational Fund
Lyft Inc.
McGraw Hill Financial Inc.
Morgan Stanley
Murray Energy Corp.
NFL Enterprises LLC
NJ Transit Corp.
National Association of Broadcasters
National Association of Home Builders
National Association of Insurance Commissioners

6th Circ. Won't Rethink Venue For Water Rule Challenge

The full Sixth Circuit on Thursday declined to review a panel's finding that challenges to a controversial water rule belong at the appeals court — a loss for states and industry groups that sought to litigate the rule at the district court level.

Pa. Oil, Gas Well Rules OK'd By Regulatory Review Board

Controversial new rules governing surface operations at oil and gas wells in Pennsylvania were narrowly approved Thursday afternoon after a marathon hearing before the state's Independent Regulatory Review Commission.

MEDIA & ENTERTAINMENT

Sports Gambling Should Move Aboveground, Group Tells DC

The U.S. gaming industry's biggest trade group and a suspicious-betting monitoring service on Wednesday called on lawmakers to make sports betting legal nationwide as the ban faces a challenge in the Third Circuit, saying illegal gambling is putting money in criminals' pockets and taking it out of the government's.

TRANSPORTATION & INFRASTRUCTURE

Ex-Amtrak Exec Backs Out Of Top NJ Transit Job

A former Amtrak chief operating officer tapped to lead New Jersey Transit has backed out just days before he was set to take over the top job at the country's third-largest public transportation provider, citing concerns about moving his family from Virginia.

DC Circ. Upholds Secrecy Of CIA Drone Killings

A D.C. Circuit panel on Thursday allowed the Central Intelligence Agency to keep legal deliberations and summaries on targeted drone killings secret, agreeing with a lower court that the American Civil Liberties Union's Freedom of Information Act suit is seeking classified information important to national security.

Uber Hit With $11.4M Fine By Pa. Regulator

Uber Technologies Inc. was hit with a nearly $11.4 million fine Thursday for beginning operations in Pennsylvania without proper licensure, after state utility regulators concluded that the ride-sharing company earned a significant reduction in a proposed $50 million penalty by coming into compliance over the last year.

EMPLOYMENT

House Committee OKs Resolution To Bar DOL Fiduciary Rule

A Republican-controlled congressional committee on Thursday approved a resolution to block the government from implementing the U.S. Department of Labor's "fiduciary rule" requiring financial advisers to act in their clients' best interest, a step forward in the party's concerted effort to stop the rule.

Ex-Houston Mayor Asks 5th Circ. To Nix Atty Fee Fight

Former Houston Mayor Annise Parker told the Fifth Circuit on Wednesday that it should affirm a lower court's dismissal of a suit seeking attorneys' fees brought against her by a coalition of pastors related to a politically polarizing equal-rights ordinance.

PRIVACY & CONSUMER PROTECTION

6th Circ. Cuts Ky. Gov. From Davis' Marriage License Row

The Sixth Circuit has freed Kentucky Gov. Matt Bevin from litigation brought by

National Association of Manufacturers
National Railroad Passenger Corporation
New York Times Co.
Nobel Biocare Holding AG
Parsons Corp.
SIFMA
Samsung Electronics Co. Ltd.
Sierra Club
State Bar of California
Uber Technologies Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Reclamation
California Department of Consumer Affairs
California Department of Public Health
California State Board of Equalization
Central Intelligence Agency
Drug Enforcement Administration
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Aeronautics and Space Administration
National Credit Union Administration
National Labor Relations Board
National Oceanic and Atmospheric Administration
National Telecommunications and Information Administration
Navajo Nation
New Jersey Department of Transportation
New Jersey Election Law Enforcement Commission
Office of Surface Mining Reclamation and Enforcement
Office of the Comptroller of the Currency

Rowan County Clerk Kim Davis asking the state to remove her name from marriage licenses in protest of same-sex marriage, finding an executive order doing just that nullified her claims.

More Challengers Join ACLU In NC Transgender Law Fight

The American Civil Liberties Union added three more plaintiffs Thursday to its federal challenge of North Carolina's now-infamous law barring transgender people from public bathrooms that don't match their biological sex and blocking municipalities from passing anti-discrimination ordinances.

4th Circ. Transgender Ruling Signals Defeat For NC Law

When the Fourth Circuit ruled this week that barring a transgender male student from the boys' bathroom in Virginia violates federal education law, it forecast a defeat over North Carolina's already notorious discrimination law.

INTERNATIONAL TRADE

House Ag Chairman Blasts Turkish Duties On US Cotton

House Agriculture Committee Chairman Michael Conaway, R-Texas, on Wednesday took aim at a new remedial tariff imposed by the Turkish government on U.S. cotton fiber shipments, suggesting that the anti-dumping duty is not in line with World Trade Organization rules.

Businesses Want Substance Over Speed In Latest TTIP Round

A coalition of European and U.S. businesses on Thursday said that next week's round of Transatlantic Trade and Investment Partnership negotiations should keep the two governments moving toward a high-standard pact, but stressed that officials should not race to strike a deal.

TAX

Move To Regulate Tax Preparers Rejected By Senate Panel

The Senate Finance Committee on Wednesday approved two bipartisan pieces of legislation geared toward preventing tax fraud and identity theft and protecting taxpayers, but the lawmakers shot down an amendment to one of the bills that would have allowed the government to regulate tax preparers.

House Votes To Bar IRS Bonuses Until Service Improves

The U.S. House of Representatives passed a pair of bills Thursday banning the Internal Revenue Service from paying employee bonuses until it develops a plan to improve customer service and preventing it from rehiring staff previously terminated for cause.

IMMIGRATION

Sen. Floats Bill To Create New Guest Worker Program

Sen. Jeff Flake, R-Ariz., introduced legislation Wednesday to create a new guest worker program for people who don't have bachelor's degrees, billing the proposal as a way to tackle the gap between the H-1B program for skilled workers and seasonal worker programs.

NATIVE AMERICAN

Amid Suit, EPA Proposes New Rules For Maine's Tribal Waters

The U.S. Environmental Protection Agency proposed new water quality standards Wednesday to regulate tribal waters in Maine, in the midst of an ongoing lawsuit in which Maine is accusing the federal agency of limiting its powers to monitor these

Securities and Exchange Commission
U.S. Army
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
World Bank Group

waters.

Enviro Groups Sue Feds Over Navajo Coal Approvals

The U.S. Department of the Interior broke the law by allowing a Navajo Nation-owned coal mine to expand and feed the Four Corners Power Plant for another 25 years despite the threat it poses to the ecosystem of the Southwest, according to a lawsuit filed by five environmental groups Wednesday in Arizona federal court.

TELECOMMUNICATIONS

Reid Bashes McConnell Over FCC Confirmation Delay

Minority Leader Sen. Harry Reid, D-Nev., criticized Sen. Mitch McConnell, R-Ky., for allegedly going back on his word to quickly reconfirm Federal Communications Commissioner Jessica Rosenworcel on the Senate floor Thursday, saying her nomination has languished for more than a year.

Comcast Ballyhoos Set Top Box-Free Programming

Comcast cable subscribers with either a Samsung smart TV or a Roku player will be able to use either device to access Comcast programming without a set-top box, the cable giant told the Federal Communications Commission on Wednesday.

NEW JERSEY

NJ Senate Panel Advances Christie Pick For High Court

Walter F. Timpone, a McElroy Deutsch Mulvaney & Carpenter LLP partner tapped by New Jersey Gov. Chris Christie to fill a state Supreme Court vacancy, received the unanimous backing of a state Senate panel Thursday, clearing the way for a vote on his nomination by the full house.

EXPERT ANALYSIS

Why Earth Day Is Everyone's Business

The concept of sustainability is no longer just a fad. The effects of climate change have become more dire. This Earth Day, all of us in the environmental law community and beyond need to collectively rise to the challenge of climate change and help our clients and communities embrace the new regime of sustainable enterprise, says Remi Moncel at O'Melveny & Myers LLP.

State Legislation Vs. Federal Prohibition Of Marijuana

The tension between federal prohibition and state legalization of marijuana — medical and recreational — makes for complicated law, but general consensus is that federal prohibition trumps state legalization. However, recent developments in the federal government and at a California court of appeal could signal a potential shift in marijuana policy, say Carrie Bonnington and Derek Mayor at Pillsbury Winthrop Shaw Pittman LLP.

New Tax Plan Will Hurt IT, Pharma Vendors In Texas

A proposed tax rule in Texas does not comport with the common-sense meaning of the term "produced," which has previously been interpreted to mean making a physical change to an item, rather than merely adding intangible property. The rule will likely have the undesirable effect of stifling information technology and pharmaceutical development by Texas taxpayers, say attorneys with McDermott Will & Emery LLP.

Changes In Nev. Construction Law Foster Real Estate Growth

The 2015 Nevada state legislative session was one for the (construction law) books with the Legislature lowering the maximum retention rate allowed in contracts and subcontracts from 10 to 5 percent and completely overhauling Nevada's residential construction defect statutes — which could spur real estate

development, says Sarah Mead at Snell & Wilmer LLP.

Avoiding The Pitfalls Of Researching Attorneys In PACER

While PACER is a powerful tool for gaining information, practitioners should keep in mind that certain flaws often cause lawyers to be omitted from cases they've worked on or to show up associated with the wrong firm. These errors build up across aggregate records, tainting any conclusions drawn from such data — often to a surprising extent, according to Brian Howard, a legal data scientist at Lex Machina.

LEGAL INDUSTRY

5 Traits Of The Best Law Firm Management Committees

Running a successful law firm may often seem to require the skills of a politician, magician and psychologist all at the same time, but there are basic practices and approaches a firm can employ to ensure it has the best possible management committee leading the way. Here, Law360 takes a look at five traits that help law firm leadership succeed.

AFAs Now Dominate A Third Of Firm Spending

With the average client now reportedly saving $2.7 million through alternative fee arrangements, it's easy to see why AFA-based outside counsel spending has grown at a steady, 19.8 percent clip since 2012, accounting for over a third of law firm spending last year.

Women Missing Out On Lead Roles In Court, Study Says

Though women make up nearly half of all law school graduates, they are lagging far behind in courtroom leadership roles, according to a study presented Thursday at a symposium on women trial attorneys at the U.S. District Court for the Northern District of Illinois.

9th Circ. Arms Firms Seeking To Discharge Client Debt

A ruling by the Ninth Circuit that a California lawyer who filed for bankruptcy doesn't have to pay an arbitration award debt to a client will open the door for financially strapped firms to argue that other kinds of obligations to clients should also be dischargeable, experts said.

Law360's Weekly Verdict: Legal Lions & Lambs

Attorneys from Cleary Gottlieb Steen & Hamilton LLP, White & Case LLP and six foreign law firms secured a spot on Law360's list of legal lions this week by getting a $50 billion shareholder judgment against Russia overturned while Kelley Drye & Warren LLP and Stafford Rosenbaum LLP landed on the list of lambs after a jury handed a $940 million trade secrets verdict to their clients' opponents.

Conflicted Attys Can't Accept Referral Fees, ABA Says

A lawyer cannot accept a case referral fee if they would otherwise be blocked from representing the client due to a conflict, the American Bar Association said in a Thursday ethics opinion.

JOBS

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Blank Rome

Hunton & Williams
Jenner & Block
Pillsbury Winthrop
Quinn Emanuel
Troutman Sanders
Wiley Rein
Arnstein & Lehr
Audet & Partners
Ballard Spahr
Bancroft PLLC
Barnes & Thornburg
Baron & Budd
Bradley Arant
Carlton Fields
Chaffetz Lindsey
Clay Daniel Walton
Cleary Gottlieb
Cozen O'Connor
Debevoise & Plimpton
Dechert
Dickstein Shapiro
Dovel & Luner
Drinker Biddle
Durie Tangri
Edelson PC
Farella Braun
Fine Kaplan
Gibson Dunn
Haight Brown
Hardy Carey
Houthoff Buruma
Kelley Drye
Kerr & Wagstaffe
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Leitner Williams
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Schnader Harrison
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Western Environmental Law Center

White & Case

COMPANIES

American Civil Liberties Union
Sierra Club
Apple Inc.
Murray Energy Corp.
AT&T Inc.
AXA SA
American Bar Association
American Farm Bureau Federation
American Gaming Association
American Petroleum Institute Inc.
BTI Consulting Group Inc.
BlueCross BlueShield of Tennessee
Center for Biological Diversity Inc.
Citigroup Inc.
Coherent, Inc.
Comcast Corporation
DISH Network Corporation
Financial Industry Regulatory Authority Inc.
Lambda Legal Defense & Educational Fund
Lyft Inc.
McGraw Hill Financial Inc.
Morgan Stanley
NFL Enterprises LLC
NJ Transit Corp.
National Association of Broadcasters
National Association of Home Builders
National Association of Insurance Commissioners
National Association of Manufacturers
National Railroad Passenger Corporation
New York Times Co.
Nobel Biocare Holding AG
Parsons Corp.
SIFMA
Samsung Electronics Co. Ltd.
State Bar of California
Uber Technologies Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
Securities and Exchange Commission
Federal Communications Commission
U.S. Department of Justice
U.S. Environmental Protection Agency
Army Corps of Engineers
Federal Deposit Insurance Corp.
Internal Revenue Service
European Commission

Federal Housing Finance Agency
Federal Reserve System
National Credit Union Administration
U.S. Department of Labor
U.S. House of Representatives
Bureau of Indian Affairs
Bureau of Reclamation
California Department of Consumer Affairs
California Department of Public Health
California State Board of Equalization
Central Intelligence Agency
Drug Enforcement Administration
Executive Office of the President
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
National Aeronautics and Space Administration
National Labor Relations Board
National Oceanic and Atmospheric Administration
National Telecommunications and Information Administration
Navajo Nation
New Jersey Department of Transportation
New Jersey Election Law Enforcement Commission
Office of Surface Mining Reclamation and Enforcement
Office of the Comptroller of the Currency
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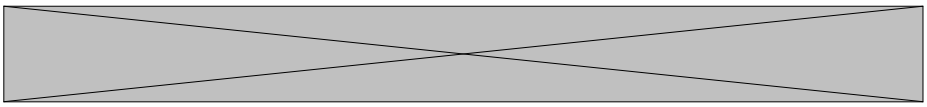

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JENNY HOLZER

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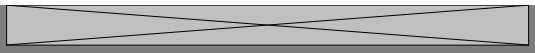

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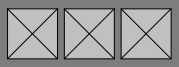

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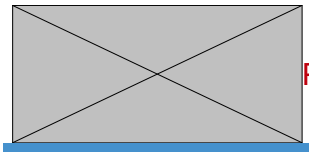
Subject: Trump's 'One In, Two Out' Rule Pops Up In Kind Bar Battle



PUBLIC POLICY.

What Do You Think About 3rd Party Litigation Funding?

Take Our Survey

Monday, September 18, 2017

TOP NEWS

Trump's 'One In, Two Out' Rule Pops Up In Kind Bar Battle

President Donald Trump's requirement that two regulations be erased for every one implemented reared its head in a false labeling suit targeting Kind LLC on Friday, with snack bar buyers telling Manhattan U.S. District Judge William H. Pauley III the directive makes waiting for federal guidance no longer feasible. Read more »

Trump Warns Against 'Chain Migration' In Immigration Deal

President Donald Trump on Friday warned that he would not support any legislation on immigration that would allow for “chain migration,” a term often used by advocates of limited immigration that refers to U.S. citizens or lawful permanent residents sponsoring relatives. Read more »

Analysis

3 Takeaways From Trump’s Block Of China Chipmaker Deal

President Donald Trump became just the third U.S. president to formally reject a transaction on national security grounds when he blocked a Chinese private equity firm's proposed $1.3 billion acquisition of chipmaker Lattice Semiconductor Corp. Here, Law360 looks at three takeaways from the move amid increasing global anxiety about foreign acquisitions. Read more »

EU Rolls Out Trade Reforms On Arbitration, Transparency

The European Commission offered details about the latest round of reforms to its trade policy Thursday, headlined by a push for new bilateral deals, a directive to begin talks on a multilateral court for investment arbitration and tweaks to ensure its negotiations are more transparent. Read more »

Analysis

Net Neutrality Comments: The People's Case

The Federal Communications Commission’s net neutrality docket recently garnered a landslide of 22.1 million submissions that included the well-researched positions of industry groups arguing for and against repealing broadband's Title II status, which regulates internet service providers as utilities. But it also attracted a high volume of comments from passionate individuals eager to make their voices heard. Read more »

DOJ Director Turned Sessions Aide Tapped For Civil Division

The White House said Friday that it plans to nominate a longtime overseer of the U.S. Department of Justice’s representation of government agencies who has

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Epstein Becker Green
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Fisher Phillips
Freshfields
Gibson Dunn
Greenberg Traurig
Hartline Dacus
Hogan Lovells
Husch Blackwell
Jones Day
Kirkland & Ellis
Latham & Watkins
Locke Lord
Mayer Brown
Meyer Capel
Morgan Lewis
Morris Nichols
Morrison & Foerster

recently been serving as U.S. Attorney General Jeff Sessions' chief of staff to lead the DOJ's Civil Division. Read more »

BANKING & SECURITIES

IRS Proposes New Rules Affecting Registered Obligations

The Internal Revenue Service on Friday proposed new rules amending the definition of obligations requiring registration and attempting to clarify the types of arrangements that qualify as pass-through certificates. Read more »

ENERGY & ENVIRONMENTAL

9th Circ. Revives Calif. Foie Gras Ban

The Ninth Circuit on Friday upheld California's ban on force-feeding birds to produce foie gras, a culinary delicacy made from the fattened liver of a duck or goose, after finding that the state law was not preempted by the federal Poultry Products Inspection Act. Read more »

Enviros Blast EPA's Weak Emissions Rules Before DC Circ.

The Sierra Club and other groups blasted the Environmental Protection Agency's explanation for lower carbon monoxide standards for industrial boilers during arguments at the D.C. Circuit Friday, saying the agency's concerns about unreliable data are no excuse to flout the Clean Air Act. Read more »

HEALTH & LIFE SCIENCES

FDA, Groups Ink Deal To Pause Suit Over Menu Labeling Delay

The U.S. Food and Drug Administration has struck a deal with two groups to freeze litigation over delayed menu labeling regulations until May 7, 2018, so long as the federal agency sticks to a timeline to implement the requirements at chain restaurants and other food service venues, according to a court filing Friday. Read more »

Hatch Pressures HHS To Act On Nursing Home Abuse

Sen. Orrin Hatch, R-Utah, on Friday asked the U.S. Department of Health and Human Services for more information about how the agency plans to respond to its internal watchdog's findings that physical and sexual abuse may go underreported by federally funded nursing homes. Read more »

TRANSPORTATION & INFRASTRUCTURE

Group Urges 'Tech Neutral' Mobile Standards In EU

A trade group for mobile operators on Thursday called on the European Commission to adopt a technology-neutral approach in developing its cooperative intelligent transport systems, saying that allowing the market to choose which technology prevails will result in safer and smarter roads. Read more »

Uber Used Software To Dodge Probe, Portland Officials Say

Uber Technologies Inc. used a software tool to evade 16 government officials in Portland, Oregon, who were tracking whether the ride-hailing giant was illegally operating in the city months before it received regulatory approval to do so, city officials said on Thursday. Read more »

EMPLOYMENT

Downs Rachlin Labor Vet Tapped For NLRB General Counsel

Motley Rice
Nix Patterson
Norton Rose Fulbright
Orrick Herrington
Pillsbury Winthrop
Proskauer Rose
Quinn Emanuel
Riley Safer
Skadden
Sterne Kessler
Stroock & Stroock
Williams & Connolly
WilmerHale

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AIXTRON SE
Advanced Micro Devices, Inc.
Aerospace Industries Association
Airbnb Inc.
Altria Group Inc.
American Bar Association
American Enterprise Institute
American International Group Inc.
Audi AG
BP p.l.c.
Berkeley Research Group
BlueCross BlueShield of Illinois
Bridge Capital Holdings
British Broadcasting Corp.
CTIA
CVC Capital Partners
Cache Creek Casino Resort
Center for Science in the Public Interest
Comcast Corporation
Council on Foreign Relations
DISH Network Corporation
Dallas Cowboys
Dell Technologies Inc.
EchoStar Corporation
Energy Transfer Equity, L.P.
Equifax Inc.
Expedia Inc.
Facebook
Fordham University
GSM Association
Gerdau
Google Inc.
Home Box Office Inc.
Hyatt Hotels Corporation
Intel Corporation
Kind LLC

President Donald Trump has tapped Peter B. Robb, a longtime labor and employment attorney at Downs Rachlin Martin PLLC, to become the National Labor Relations Board's next general counsel, the White House announced Friday. Read more »

Philly Salary Law Could Close Pay Gap, Women's Groups Say

The Women's Law Project and a host of other groups on Friday urged a Pennsylvania federal court to not block a recent Philadelphia law barring employers from asking applicants about their pay history, saying the ordinance addresses the gender wage gap without hurting businesses. Read more »

COMPETITION

UK Competition Authority Sees Need To Amend Law For Brexit

The U.K.'s competition law will need to be updated to ensure effective and efficient enforcement of antitrust policy following the country's departure from the European Union, the Competition and Markets Authority told a parliamentary panel in testimony released Friday. Read more »

EU Antitrust Official Defends Watchdog's Economic Analysis

A leading official for the European Commission's competition authority stayed mostly mum Friday about a recent decision sending an abuse of dominance case against Intel Corp. back to the General Court, but he defended the watchdog's ability to complete the type of analysis at issue in the case. Read more »

GOVERNMENT CONTRACTS

Texas Judge Won't Nix State Sen.'s Kickback Indictment

A Texas federal judge on Thursday denied a motion to dismiss an indictment against Texas state Sen. Carlos Uresti, D-San Antonio, related to alleged kickbacks for a medical services contract at a county jail, rejecting the argument that the government had only alleged Uresti was paid "gratuities," and not bribes. Read more »

AEROSPACE & DEFENSE

Former GC For National Intelligence Director Joins MoFo

Morrison & Foerster LLP has hired the most recent confirmed general counsel for the Office of the Director of National Intelligence to serve as of counsel in the firm's expanding national security and global risk and crisis management practices. Read more »

Contractor Groups Want To Prune Broad Swath Of DOD Regs

Aerospace and defense contractor groups pushed back on provisions of the Defense Federal Acquisition Regulation Supplement they say are outdated, impose unnecessary costs or impede job growth in comments submitted to a Trump administration regulatory reform taskforce at the U.S. Department of Defense. Read more »

INTERNATIONAL TRADE

Top Senate Dem Warns Of Possible Sanctions Against Turkey

Turkey's purchase of a Russian air defense system could trigger U.S. sanctions against the NATO ally, the Senate Foreign Relations Committee's top Democrat said Thursday. Read more »

Portuguese Engineer Gets 20 Mos. For Sanctions Violations

Lattice Semiconductor Corporation
Lenovo Group Ltd.
Liggett Group LLC
Lyft Inc.
Microsoft Corporation
NFL Enterprises LLC
NXP Semiconductors NV
National Association of Attorneys General
National Association of Realtors
National Employment Law Project
National Restaurant Association
National Retail Federation Inc.
National Women's Law Center
New York Times Co.
New York University
Oil States International Inc.
PricewaterhouseCoopers
Purdue Pharma LP
QUALCOMM Incorporated
Sierra Club
Straight Path Communications Inc.
The Boeing Company
The Hospital and Healthsystem Association of Pennsylvania
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United Parcel Service Inc.
Verizon Communications
Washington Post Co.
YouTube Inc.

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Bureau of Indian Affairs
California Department of Justice
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Cherokee Nation
Competition and Markets Authority
Delaware Court of Chancery
European Commission
European Union
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications

A federal judge on Thursday sentenced a Portuguese engineer to 20 months in prison for helping an Iranian company obtain equipment with military uses from the U.S. without required approval from the U.S. Department of the Treasury's Office of Foreign Assets Control. Read more »

TAX

Mass. Senate Short-Term Rental Tax Bill On The Move

A joint revenue panel in the Massachusetts Legislature has recommended legislation that would broaden the commonwealth's hotel and motel tax to include short-term rentals offered by home-sharing platforms such as Airbnb Inc., leap-frogging over a House leader who was planning to introduce a similar bill. Read more »

Mexico Finalizes 280 Tax Accords With US-Based Companies

A 2016 agreement between the U.S. and Mexico on how to tax a category of Mexican manufacturers has resulted in 280 concluded advance pricing agreements, Carlos Perez Gomez Serrano of Mexico's tax authority said on Friday. Read more »

High Court Urged To Tune In To Satellite-Cable Tax Row

Dish Network LLC has asked the U.S. Supreme Court to review an opinion from Florida justices holding that satellite providers are not facing a discriminatory tax compared to cable companies, saying that the sales tax consumers pay on their satellite subscriptions is nearly double the rate for cable. Read more »

Former Sen. Finance Counsel Urges Higher Taxes On Wealthy

One of the country's most influential former tax policy advisers said Thursay that any reform of the current system must grow revenue and be borne by the wealthiest, most fortunate Americans. Read more »

Audit Finds Flaws In IRS Information Sharing Programs

An audit released Thursday by the Treasury Inspector General for Tax Administration showcased significant flaws in the IRS' use of information exchanges with other countries and suggested the expansion of the exchange-of-information program. Read more »

IMMIGRATION

Judge Blocks DOJ's Immigration Conditions On Grants

In a win for Chicago, an Illinois federal judge on Friday blocked two anti-sanctuary city conditions set by the U.S. Department of Justice on certain law enforcement grants, finding the new criteria went beyond statutory authority. Read more »

Chicago, LA, NYC Oppose Travel Ban At Supreme Court

Some of the country's biggest cities and their public officials have urged the U.S. Supreme Court to strike down the Trump administration's travel ban for nationals of six predominantly Muslim countries, calling the ban "as misguided as it is unconstitutional." Read more »

Ariz. County Not Liable For Arpaio, Skeptical 9th Circ. Told

Maricopa County, Arizona, told a skeptical Ninth Circuit panel Friday it shouldn't be held liable for law enforcement policies that discriminated against Latinos, arguing the county government had little control over its former sheriff, Joe Arpaio, who was recently pardoned by the president for flouting court orders over the practices. Read more »

NATIVE AMERICAN

Judge Nixes Challenge To Calif. Tribal Trust Land Decision

Commission
Federal Labor Relations Authority
Federal Trade Commission
Florida Department of Revenue
Food and Drug Administration
House of Lords of the United Kingdom
Internal Revenue Service
Massachusetts Legislature
NATO
National Labor Relations Board
National Security Agency
Office of Foreign Assets Control
Office of Justice Programs
Office of the Director of National Intelligence
Securities and Exchange Commission
Texas Legislature
U.S. Air Force
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
Yocha Dehe Wintun Nation

A California federal judge on Thursday tossed a suit by a community group seeking to block the Bureau of Indian Affairs from taking approximately 853 acres into trust for the Yocha Dehe Wintun Nation, saying the agency had properly evaluated the tribe's need for the land and potential jurisdictional and land use conflicts. Read more »

TELECOMMUNICATIONS

House Introduces Resolution To Encourage 5G Rollout

Two lawmakers introduced a bipartisan House resolution on Thursday that aims to speed the deployment of 5G networks, saying Congress must recognize the potential the technology holds for future growth and investment. Read more »

Conservative Groups Urge FCC To Repurpose Spectrum Gaps

A handful of conservative-leaning advocacy groups have thrown their support behind a plan to repurpose gaps between TV channels to power Wi-Fi-like signals in rural areas, writing in a Thursday letter that the unused spectrum "represents a valuable opportunity" to expand broadband access. Read more »

PEOPLE

Ill. Attorney General Madigan Won't Seek Re-Election

Illinois Attorney General Lisa Madigan announced Friday she would not run for re-election after having served nearly 15 years in that role, saying she is seeking "a new challenge." Read more »

EXPERT ANALYSIS

A Guide To The Executive Branch Official Nomination Process

Although the Trump administration has completed the vetting and confirmation of a cabinet and White House staff, thousands of senior positions remain unfilled throughout the executive branch. More than ever, people selected for those posts find themselves under close scrutiny, say Adam Raviv and Reginald Brown of WilmerHale. Read more »

Are Opioids The New Tobacco?

Is the rising spate of opioid litigation comparable to the litigation that led to the mega-billion dollar settlement with Big Tobacco? According to ex-trial lawyer Richard Scruggs, who helped engineer the $248 billion tobacco settlement in the 1990s, the answer is "sort of." Read more »

Opinion

On CFIUS Reform, We Must Proceed With Caution

While some proposed changes to the Committee on Foreign Investment in the United States may be justified, others could undermine confidence in CFIUS as an unbiased institution acting in a fair and even-handed manner, says DJ Rosenthal, co-chairman of the CFIUS advisory practice at Kroll Associates. Read more »

Opinion

Congress Must Do More To Speed Up DOD Cyber Acquisitions

The slow pace of cyber acquisitions constitutes a significant vulnerability. Congress has relieved some of the U.S. Department of Defense's regulatory burden in the past two years, but the streamlining efforts do not go nearly far enough to deter our enemies, says Daniel Schoeni, a judge advocate with the U.S. Air Force. Read more »

LEGAL INDUSTRY

Posner's Book Reveals Deteriorating Ties With Chief Judge

Retired Judge Richard Posner has come under fire from his former boss, the chief judge of the Seventh Circuit, after his latest book slammed decisions she made over a program that handles litigants who represent themselves before the appeals court. Read more »

Analysis

Justice Strine Catches Flak For Delaware's Diminished Rep

Delaware's Chief Justice Leo E. Strine Jr., with his biting wit and forceful personality on the bench, is facing fire from some for the First State's tarnished reputation among many business leaders, with attorney Alan Dershowitz calling him "an unfortunate face" for the state. Read more »

Analysis

Judge's Suit Over Psych Exam To Test Oversight Limits

A federal judge sued the judiciary and its disciplinary panels after they tried to make him submit to a psychiatric evaluation, a move that will tee up a rare constitutional test of a judicial oversight law and test the limits of how far court authorities can go to control judges with lifetime appointments, experts said. Read more »

Judge Pushes SEC To Come To Terms With Dewey Duo

U.S. District Judge Valerie E. Caproni prodded the U.S. Securities and Exchange Commission on Friday to "swallow hard" and decide on whether to settle fraud claims against ex-Dewey & LeBoeuf LLP chief financial officer Joel Sanders and Stephen DiCarmine, the fallen firm's former executive director. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

Delaware fell precipitously in its ranking for business litigation, Federal Trade Commission acting Chairman Maureen Ohlhausen pushed back on calls for a more aggressive approach to antitrust enforcement of the digital economy, and the National Labor Relations Board will likely be ramping up the number of decisions it releases over the next three months. These are some of the top stories in corporate legal news you may have missed last week. Read more »

Pa. Fed Court Humming Despite Vacancies, Chief Judge Says

Productivity at the U.S. District Court for the Eastern District of Pennsylvania, the third-largest federal bench in the country, has remained high even with three nagging judicial vacancies, the court's new chief judge told Law360 in an exclusive interview. Read more »

Global 20: DLA Piper

While DLA Piper's sprawling international presence allows it to oversee multibillion-dollar acquisitions like Qualcomm's purchase of NXP Semiconductors, it also helps the firm fully respect and embrace an array of local cultures, earning it a spot on Law360's Global 20 list for the seventh consecutive year. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

Podcast

Law360's Pro Say: Will Equifax Investors Win Their Lawsuits?

On the latest episode of Law360's Pro Say podcast, the team discusses the potential foothold investor lawsuits will have against Equifax after its massive data breach, a bill to regulate self-driving cars, Ezekiel Elliott's fight with the NFL, and a comedy duo who were sued for fraud after a morning show appearance. Read more »

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DLA Piper
Dentons
Dewey & LeBoeuf
Downs Rachlin
Epstein Becker Green
Finkelstein Blankinship
Fisher Phillips
Freshfields
Gibson Dunn
Greenberg Traurig
Hartline Dacus
Husch Blackwell
Latham & Watkins
Locke Lord
Mayer Brown
Meyer Capel
Morgan Lewis
Morris Nichols
Motley Rice
Nix Patterson
Norton Rose Fulbright
Orrick Herrington
Pillsbury Winthrop
Proskauer Rose
Sterne Kessler
Stroock & Stroock
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Berkeley Research Group
BlueCross BlueShield of Illinois
Bridge Capital Holdings
British Broadcasting Corp.
CTIA
CVC Capital Partners
Cache Creek Casino Resort
Center for Science in the Public Interest
Comcast Corporation
Council on Foreign Relations
DISH Network Corporation
Dallas Cowboys
Dell Technologies Inc.
EchoStar Corporation
Energy Transfer Equity, L.P.
Expedia Inc.
Facebook
Fordham University
GSM Association
Gerdau
Home Box Office Inc.
Hyatt Hotels Corporation
Intel Corporation
Kind LLC
Lattice Semiconductor Corporation
Lenovo Group Ltd.
Liggett Group LLC
Lyft Inc.
Microsoft Corporation
NFL Enterprises LLC
NXP Semiconductors NV
National Association of Attorneys General
National Association of Realtors
National Employment Law Project
National Restaurant Association
National Retail Federation Inc.
National Women's Law Center
New York University
Oil States International Inc.
PricewaterhouseCoopers

Purdue Pharma LP
QUALCOMM Incorporated
Sierra Club
Straight Path Communications Inc.
The Boeing Company
The Hospital and Healthsystem Association of Pennsylvania
Uber Technologies Inc.
United Parcel Service Inc.
Verizon Communications
YouTube Inc.

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European Commission
European Union
Food and Drug Administration
U.S. Supreme Court
Internal Revenue Service
U.S. Department of Defense
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Trade Commission
National Labor Relations Board
U.S. Department of Health and Human Services
U.S. Senate
Attorney Registration and Disciplinary Commission
Bureau of Indian Affairs
California Department of Justice
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Cherokee Nation
Competition and Markets Authority
Delaware Court of Chancery
Federal Bureau of Investigation
Federal Labor Relations Authority
Florida Department of Revenue
House of Lords of the United Kingdom
Massachusetts Legislature
NATO
National Security Agency
Office of Foreign Assets Control
Office of Justice Programs
Office of the Director of National Intelligence
Securities and Exchange Commission
Texas Legislature
U.S. Air Force
U.S. Department of Agriculture
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives

U.S. Immigration and Customs Enforcement
Yocha Dehe Wintun Nation

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Sent: Fri 2/2/2018 12:26:05 AM
Subject: Two oil majors announce major U.S. GoM deepwater finds; Another guilty plea in Fat Leonard case

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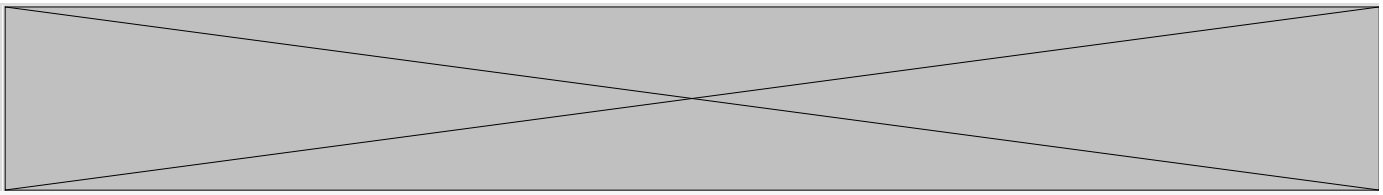
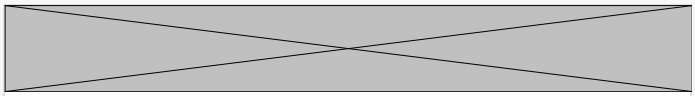


Norway's latest zero emission ferries feature PBES battery systems

February 1, 2018 — Norway's two latest battery operated, zero emission ferries feature 1MWh battery systems supplied by PlanB Energy Storage (PBES). Built for ferry operator Fjord1 by Turkey's Tersan Shipyard and designed by Multi Maritime AS, the ferries, the M/F *Gloppefjord* and M/F *Eidsfjord*, service the 2 km crossing between the Anda and Lote docks.



Two oil majors announce major U.S. GoM deepwater finds

Shell announced what it called "one of its largest U.S. Gulf of Mexico exploration finds in the past decade" from the Whale deepwater well. Meanwhile, Total announced a major oil discovery in the Ballymore prospect.

Another guilty plea in Fat Leonard bribery case

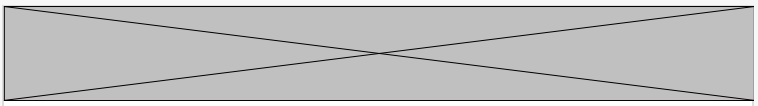
Former U.S. Navy Commander Troy Amundson is the latest U.S. Navy official to plead guilty in the wide-ranging corruption and fraud investigation known as the "Fat Leonard" case.

Governor Murphy moves to get NJ offshore wind back on track

New Jersey Governor Phil Murphy signed an Executive Order directing the New Jersey Board of Public Utilities to fully implement the Offshore Wind Economic Development Act (OWEDA) and begin the process of moving the state toward a goal of 3,500 megawatts of offshore wind energy generation by the year 2030.

GC Rieber secures three year time charter for Polar Onyx

Delivered by Ulstein Verft shipyard in 2014 and featuring the iconic Ulstein X-bow, the 130m *Polar Onyx* is a high capacity flexible pipelay and subsea construction vessel built for harsh conditions and deep waters.



CEO SPOTLIGHT: Q&A with Staten Island Ferry's Capt. James C. DeSimone

TOP PORTS: Top Ports in the U.S.

SHIPBUILDING: The New Cold War

PASSENGER VESSELS: Outgrowing Capacity

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PODCAST: Nautican's Elizabeth Boyd Discusses Propulsion Efficiency

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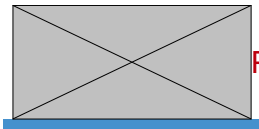

PUBLIC POLICY

Law360's Election 2016 Hub

Check out our complete coverage of the runup and fallout of the 2016 election

Tuesday, November 8, 2016

TOP NEWS

News Analysis

Clinton Trounces Trump In Donations From Biggest Of BigLaw

Donald Trump has attracted just a fraction of the donations Hillary Clinton received from employees at the country's 10 largest law firms, federal records show.

Janet Reno Remembered As 'Lawyer For The People"

Former U.S. Attorney General Janet Reno, a Washington outsider who became the first woman to lead the Justice Department and weathered some of the biggest controversies of the Clinton administration, died on Monday at age 78.

Analysis

Citizens United Architect Predicts Future Finance Battles

A longtime soldier for conservative and Republican causes, attorney James Bopp Jr. was an architect of the landmark Citizens United case that unleashed unlimited corporate and union spending on campaign advertising. Now challenging restrictions on soft money in state and local elections, Bopp spoke with Law360 about super PACs, Hillary Clinton, and why he thinks Donald Trump's claims of a "rigged" election aren't so far-fetched.

High Court Justices Appear Dubious Of NLRB GC Nomination

The U.S. Supreme Court expressed skepticism Monday that former acting National Labor Relations Board general counsel Lafe Solomon could serve on a temporary basis while he awaited U.S. Senate confirmation to a permanent appointment in a case that could limit future presidents' ability to fill vacant high-level positions.

Import Malaise Baffling, But Trade Cost Isn't Culprit, Fed Says

The U.S. Federal Reserve, perplexed as to why growth in U.S. imports of goods has remained stubbornly low since the second quarter of 2015, said it has uncovered patterns of "extraordinary weakness" in the nation's economy that can't be attributed to the cost of international trade.

Feds' Ban On Nursing Home Arbitration Blocked

A Mississippi federal judge on Monday at least temporarily blocked enforcement of the federal government's looming ban on mandatory arbitration in cases involving nursing homes and signaled serious doubts about the government's authority.

Challenge Claiming RNC-Backed Voter Intimidation Rejected

A New Jersey federal judge refused to find the Republican National Committee in

LAW FIRMS

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Akin Gump
Arent Fox
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Genova Burns
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Hyman Phelps
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Mayer Brown
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O'Melveny & Myers
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Ropes & Gray

contempt of a decades-old order barring it from engaging in certain kinds of voter intimidation, citing a lack of evidence that the RNC coordinated with Donald Trump's campaign in anti-voter fraud efforts.

BANKING & SECURITIES

Singapore Watchdog To Oversee OTC Derivatives Market

The Monetary Authority of Singapore plans to take over the regulation of over-the-counter derivatives activities in the republic under amendments to its Securities and Futures Act to become better aligned with global market practices, the MAS said Monday.

ENERGY & ENVIRONMENTAL

BLM, Southern Ute Reach Settlement In Fracking Rule Suit

The U.S. Bureau of Land Management, the U.S. Department of Justice and the Southern Ute Indian tribe have reached an agreement meant to resolve the tribe's Colorado federal court suit over the BLM's controversial fracking rule, according to a joint statement issued on Friday.

EPA Denies Clean Power Plan Downplays Effects On Coal

The U.S. Environmental Protection Agency fought back Monday against the National Mining Association's allegation that the agency understated the Clean Power Plan's effects by exaggerating how much coal generation will decline despite the plan, saying the miners presented no new meaningful information.

NJ Agency To Review Gas Pipeline After Improper Approval

A New Jersey state appeals court on Monday ruled that the executive director of the New Jersey Pinelands Commission overstepped her authority last year in approving a proposed 21.6-mile natural gas pipeline across a swath of the environmentally sensitive Pinelands region, saying that power lies with the commission itself.

HEALTH & LIFE SCIENCES

Hyman Phelps Attacks FDA Over 'Broken Approval System'

Boutique law firm Hyman Phelps & McNamara PC on Monday published a strongly worded attack on the U.S. Food and Drug Administration's handling of certain decisions on drug exclusivity, alleging that secrecy has created chaos and a "broken approval system."

IP & TECHNOLOGY

FBI Again Clears Clinton On Private Emails

FBI Director James Comey has again announced that Hillary Clinton should not be criminally prosecuted for her use of a private email server during her tenure as secretary of state, following an eleventh-hour announcement in October that the FBI had unearthed new, potentially relevant emails.

TRANSPORTATION & INFRASTRUCTURE

NJ Senator Wants Special Prosecutor In Christie GWB Suit

A New Jersey senator wants a special prosecutor to handle a citizen's criminal complaint alleging Gov. Chris Christie failed to stop the George Washington Bridge lane closures that led to criminal convictions against three public officials Friday, citing the state attorney general's close ties with the governor.

Sandler Reiff
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Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Taft Stettinius
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Natural Resources Defense Council
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PricewaterhouseCoopers
Public Broadcasting Service
Sierra Club
Singapore Exchange Ltd.
Turner Broadcasting System Inc.
Urban Land Institute

INSURANCE

House Can't Weigh In On $5B ACA Case, Claims Court Rules

A U.S. Court of Federal Claims judge on Monday denied a request from the Republican-controlled U.S. House of Representatives to file an amicus brief supporting dismissal of an insurer's $5 billion class complaint against the U.S. in a dispute over so-called risk corridor payments under the Affordable Care Act.

PRIVACY & CONSUMER PROTECTION

China's Cybersecurity Law Roils US Businesses

Chinese lawmakers on Monday ratified a sweeping new law that gives the government more power to tackle cybersecurity threats, despite fervent opposition from overseas business associations that have blasted the measure as a draconian attempt to lock foreign companies out of critical Chinese industry sectors.

GOVERNMENT CONTRACTS

Watchdog Urges USPS To Improve Oversight Of Retailers

A U.S. Postal Service watchdog has urged the USPS to step up its oversight of its contract retail locations, saying in an audit report that it had found widespread problems with performance reviews and other oversight mistakes.

Senators Want Mylan To Pay DOD $50M In EpiPen Refunds

Three U.S. senators who have been spearheading the congressional fight against Mylan NV after the drug company upped the price of its EpiPen asked the company's CEO on Monday whether she intends to reimburse the U.S. Department of Defense an estimated $50 million in refunds Mylan has avoided paying by misclassifying the drug as a generic.

INTERNATIONAL TRADE

Gun Groups Aim For 5th Circ. Rehearing In 3-D Printing Case

A 3-D gun group urged the Fifth Circuit Friday to rehear its decision allowing the U.S. Department of State to block the organization from posting digital firearm designs online, arguing the decision flouts precedents set by both the circuit court and the U.S. Supreme Court.

TAX

IRS' Tea Party Screening Likely Unconstitutional, Judge Says

The IRS suffered a heavy blow Friday in a class action alleging the agency unlawfully scrutinized conservative group tax-exemption applications, when an Ohio federal judge said tea party organizations would likely succeed on their First and Fifth Amendment claims.

TELECOMMUNICATIONS

FCC Hit By New 3rd Cir. Challenge To Media Ownership Move

The Federal Communications Commission is facing another challenge at the Third Circuit over its latest decision strengthening media ownership restrictions, with Pennsylvania-based citizens groups saying that the commission has made several mistakes, including proposing no new measures to increase minority and women broadcast ownership.

Verizon Communications
Washington Post Co.

GOVERNMENT AGENCIES

Bureau of Land Management
Centers for Medicare & Medicaid Services
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Reserve Bank of NY
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Labor Relations Board
New Jersey Attorney General's Office
Port Authority of New York & New Jersey
Small Business Administration
Southern Ute Indian Tribe
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Postal Service
U.S. Senate
U.S. Supreme Court

Amazon Warns License Plan Could Delay Set-Top Box Unlock

Amazon has told the Federal Communications Commission that it has concerns that a proposed licensing regime in the FCC's plan to unlock consumer set-top boxes could cause delays, urging greater flexibility and rules that better leverage the app marketplace.

Utility Consumer Group Wants More FCC Biz Data Reform

The National Association of State Utility Consumer Advocates has told the Federal Communications Commission that while reform of the business data services market is overdue, the agency's current plan for an overhaul does not go far enough on price caps to promote competition.

Verizon Urges Caution In FCC's Data Roaming Review

Verizon has told the Federal Communications Commission that it should be careful when considering whether to extend tougher roaming rules to data services, saying the existing regime strikes a necessary balance that supports broadband investment.

PEOPLE

Akin Gump Hires Ex-Republican Staffers For Lobbying Efforts

Akin Gump Strauss Hauer & Feld LLP has added two former high-ranking Republican staffers to its public law and policy practice to advise clients of the firm on government relations strategies and policy issues ranging from international trade to financial services.

EXPERT ANALYSIS

OPINION: James Comey's Fair Weather Friends

As a voter registered neither as a Democrat nor a Republican, I can say with great confidence that this sort of ridiculous finger-wagging against a career public servant — meant to score points with a political base, and without any true understanding of Comey's decision — is precisely what middle-of-the-road Americans detest about politics and politicians, says Jim Walden, a veteran litigator who served in the U.S. Department of Justice under the Clinton and Bush administrations.

Second Circuit Email Warrant Ruling Raises New Questions

As a result of the Second Circuit's recent opinion in Microsoft v. United States, the U.S. government likely can no longer use warrants issued pursuant to the Stored Communications Act to compel U.S.-based companies to produce communications, such as emails, that are stored in a physical location outside of the United States — at least for now, say Andrew Serwin and Adam Fleisher of Morrison & Foerster LLP.

7 Steps For Managing An Associate Who May Be Impaired

According to a recent study on the prevalence of attorney addiction and mental health concerns, more than one-third of practicing attorneys in the U.S. qualify as problem drinkers and 28 percent struggle with depression. While change in large law firms can be slow, there is a lot firms can do to navigate situations where an associate's performance may be impaired, says Stacey Saada Schwartz, a former litigator and Los Angeles-based executive coach and facilitator.

LEGAL INDUSTRY

How To Compete With The Big 4 For Clients

The Big Four accounting firms' march into the legal services arena has picked up speed in recent years as the global giants grab not only tax work but a vast array of legal work from law firms around the world. Here, experts offer their take on how law firms can combat the threat posed by the Big Four.

Justices Won't Hear Calif., Out-Of-State Bar Rules Fight

The U.S. Supreme Court on Monday said it will not consider a challenge to policies in Maryland and California regarding restrictions placed on out-of-state attorneys to practice in-state without passing that state's bar exam, as well as their refusal to allow reciprocity agreements with other states.

Kirkland Aids Clemency Release For Ohio Man Serving Life

A protracted pro bono push by a Kirkland & Ellis LLP team to secure a place in society for an Illinois man who had expected to spend the rest of his life behind bars culminated last week in a tearful phone call to an Ohio prison.

Rainmaker Q&A: Akerman's Scott Marrs

In this “connected” (or some might say “disconnected”) world, it is still all about relationships. Like any relationship, it takes work. Time. Effort. Thought. That extra step. Being genuine. But it is rewarding, personally and professionally. Start now, get going, keep it up, never give up. Everyone needs a family, a clan, a tribe, a network, says Scott Marrs, regional managing partner at Akerman LLP.

Rainmaker Q&A: Wilson Cribbs' Reid Wilson

Develop a strong elevator speech about your law practice, and give it some zing. Don’t just be a lawyer. In my case, I became a “land use lawyer, protecting owner property rights.” Create an image that is memorable, says Reid Wilson, chairman of Wilson Cribbs & Goren PC.

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American Arbitration Association
American Association for Justice
American Board of Trial Advocates
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Association of Corporate Counsel
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Federal Reserve Bank of NY
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Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Labor Relations Board
New Jersey Attorney General's Office
Port Authority of New York & New Jersey
Small Business Administration
Southern Ute Indian Tribe
U.S. Air Force
U.S. Attorney's Office
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Subject: Revived Rule Ups Barr's Power To Shape Immigration Law

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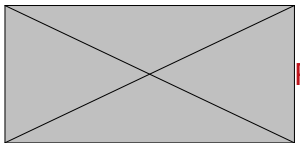

PUBLIC POLICY.

Tuesday, July 2, 2019

TOP NEWS

Revived Rule Ups Barr's Power To Shape Immigration Law

The Trump administration has revived a decade-old federal regulation that will boost the U.S. attorney general's powers to shape immigration law, attorneys say.

Proposed Rule attached | Read full article »

HHS Postpones Worker 'Conscience' Rule For Abortions

The U.S. Department of Health and Human Services has said it is pushing back the effective date of a challenged rule aimed at shielding health care providers from having to take part in procedures like abortions if they have moral or religious objections, after a New York federal judge approved the move Monday.

2 documents attached | Read full article »

Trump Taps Walmart Honcho For Ark. Judgeship

President Donald Trump on Monday named a Walmart compliance executive and a Rushton Stakely business lawyer as picks for federal judicial seats in Arkansas and Alabama, respectively.

Read full article »

Bridgegate Figure Out Of Prison Pending High Court Appeal

A New Jersey federal judge on Monday ordered William E. Baroni Jr., the incarcerated ex-New Jersey Gov. Chris Christie appointee convicted of helping orchestrate a politically motivated traffic jam, released from prison, for now, while the U.S. Supreme Court's review of his case proceeds.

Order attached | Read full article »

New DOL Wage Chief Talks OT Rules In 1st Guidance Opinions

Highly paid paralegals for a "global trade organization" do enough managerial work to be exempt from overtime pay under federal law, the new head of the U.S. Department of Labor's Wage and Hour Division said Monday in her first set of opinion letters.

Read full article »

BANKING & SECURITIES

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Paul Hastings
Riemer & Associates
Robinson & Cole
Rushton Stakely
Schagrin Associates
Seyfarth Shaw
Sidley Austin
Skadden

Central Banks Launch Initiative To Compete In Fintech

The Bank for International Settlements, a global coalition of central banks, has unveiled an initiative designed to increase collaboration on financial technology initiatives amid the growing interest in digital currencies and other technological advances around the world.

Read full article »

ENERGY & ENVIRONMENTAL

11 AGs Sue EPA Over Rejected Asbestos Regulations

Eleven attorneys general said Monday that they have filed a lawsuit challenging the U.S. Environmental Protection Agency's rejection of their call for stricter reporting requirements for the import and use of asbestos.

Complaint attached | Read full article »

Enviros Launch New Suit To Block Keystone XL Pipeline

Environmental groups on Monday launched a fresh bid to block construction of the Keystone XL pipeline, this time targeting the Army Corps of Engineers' issuance of a nationwide Clean Water Act permit for the controversial project.

Complaint attached | Read full article »

HEALTH & LIFE SCIENCES

Cannabis Suits Haunt Employers As More States Legalize

Lawsuits filed by workers who were fired or denied a job over their cannabis use are on the rise as more states legalize the drug, forcing employers to navigate between the risks of litigation and impaired employees.

Read full article »

REAL ESTATE

Analysis

NY Real Estate Regulation To Watch In The 2nd Half Of 2019

New York real estate lawyers in the second half of 2019 will be closely watching the impact of new rent control legislation across the state and efforts to further regulate the construction of new hotels in New York City.

Read full article »

EMPLOYMENT

Oregon Sends Paid Family Leave Bill To Governor

Oregon is on track to become the eighth state to adopt a paid family and medical leave program, with Gov. Kate Brown promising Monday to sign a bill giving workers 12 paid weeks off to care for themselves, family members or new children.

Read full article »

NJ, Pa. Slam Trump Admin. Birth Control Exemptions To ACA

Pennsylvania and New Jersey have asked a federal court to throw out two Trump administration rules that allow employers to claim a moral or religious objection to the

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Facebook Inc.
Florida Power & Light Co.
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
International Refugee Assistance Project
JPMorgan Chase & Co.
MetLife Inc.
Myriad Genetics, Inc.
National Association of Attorneys General
National Conference of State Legislatures
National Women's Law Center
New York Times Co.
Planned Parenthood Federation
PricewaterhouseCoopers
Princeton University
Prometheus Laboratories Inc.
Refugee & Immigrant Center for Education & Legal Services
Sierra Club
The Legal Aid Society
The University of Alabama System

Affordable Care Act's birth control mandate, arguing that the rules flout several federal statutes.

Memorandum attached | Read full article »

Ex-Judge Hit With $2.85M Suit Over Probation Power Grab

A retired judge and former chief justice of the Massachusetts trial court has been hit with a $2.85 million civil suit by two former probation department officials who claim they were forced out and faced criminal charges due to a personal grudge and a desire to control department hiring.

Complaint attached | Read full article »

Delta Says NYC Has Overstepped With Paid Sick Leave Law

Delta Air Lines has told a federal court that New York City has overstepped its jurisdiction by trying to enforce its paid sick leave law against airlines whose prices, routes and services have long been regulated by the federal government.

1 document attached | Read full article »

CYBERSECURITY & PRIVACY

Mass. City Second To Ban Facial Recognition In US

The Massachusetts city of Somerville has become the second U.S. city to ban government use of facial recognition, in an effort by privacy advocates to tamp down on the embattled technology weeks after San Francisco passed the nation's first prohibition.

Read full article »

Lawmakers Gun For 'Deepfakes' In Bill Tackling Gov't Fixes

Two bipartisan groups of lawmakers have filed bills to fight so-called "deepfake" videos that use artificial intelligence to distort real footage, mandating that the Department of Homeland Security put a microscope on the issue and come up with policy solutions.

Bill attached | Read full article »

INTERNATIONAL TRADE

Analysis

International Trade In 2019: What's Happened, What's Next

At the midway point of 2019, much of the Trump administration's trade policy remains in flux. Tensions with China remain unresolved; a new trade deal with Mexico and Canada is still without full congressional support; and the future of the World Trade Organization is more uncertain than ever.

Read full article »

Trade Lawyers Square Off Over Currency CVD Proposal

The U.S. Department of Commerce's proposal to set duties on imports benefiting from undervalued foreign currency has touched off fierce debate among the trade bar with attorneys for U.S. producers advocating for the rule change and respondent-side counsel warning of its perils.

Read full article »

TAX

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California Department of Justice
California Supreme Court
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Executive Office for Immigration Review
Executive Office of the President
Federal Communications Commission
Federal Trade Commission
Internal Revenue Service
International Monetary Fund
Joint Committee on Taxation
Massachusetts Supreme Judicial Court
NAFTA
New Mexico Attorney General's Office
New York City Department of Consumer Affairs
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U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Supreme Court

Trump Signs IRS Revamp Legislation Into Law

President Donald Trump signed a bill on Monday that in part will prevent private debt collectors from pursuing low-income individuals who owe money to the Internal Revenue Service.

Read full article »

NJ Gov. Signs $38.7B Budget Citing Progress But Tax Shortfall

New Jersey Gov. Phil Murphy signed a $38.7 billion state budget bill Sunday, arguing that while the spending package made progress in education investment, it fell short in increasing taxes for funding.

Read full article »

IMMIGRATION

Trump Can't Divert $2.5B To Build Border Wall, Judge Says

President Donald Trump can't reallocate $2.5 billion in defense dollars to fund two border wall projects in California and New Mexico, a California federal judge has declared, handing the states a partial win and certifying the dispute for the Ninth Circuit to take up in short order.

Order attached | Read full article »

11th Circ. Says Bolivian Fraud Victim Not Part Of Social Group

A Bolivian woman who was threatened and harassed after accidentally participating in a fraud scheme can't get asylum in the U.S., an Eleventh Circuit panel has held, finding that she does not fit into a specifically defined social group as required.

Opinion attached | Read full article »

DHS Probing 'Disturbing' Secret Border Patrol Facebook Posts

The U.S. Department of Homeland Security's Office of Inspector General is investigating a private Facebook page run by Border Patrol agents who, according to news reports, joked about the deaths of migrants and created racist and sexist memes, U.S. Customs and Border Protection officials said Monday.

Read full article »

Refugee Groups Challenge Higher Fear Bar For Asylum

The Trump administration has put forth an unconstitutional set of guidelines that makes it more difficult for asylum-seekers to clear initial fear screenings, a new lawsuit filed by two refugee advocacy groups alleges.

Complaint attached | Read full article »

TELECOMMUNICATIONS

Dems Question Industry Dominance On FCC Advisory Board

Two Democratic lawmakers are asking the Federal Communications Commission for wide-ranging information about industry's role in a key agency advisory council, suggesting that telecom companies and trade groups wield outsize influence on the panel to sway policy in business interests' favor.

Letter attached | Read full article »

City Leaders Blast FCC's Bid To Kill Local Broadband Sharing

A partnership of hundreds of city leaders criticized the Federal Communications Commission's controversial push to blunt a San Francisco policy aimed at drumming

United Nations
United States Court of Appeals for the Third Circuit
United States District Court for the Eastern District of New York
United States District Court for the Eastern District of Pennsylvania
United States District Court for the Southern District of New York
Virginia State Senate
Wage and Hour Division
World Trade Organization

up local broadband competition, as the organization said Monday the effort runs counter to the agency's mission.

Read full article »

FCC Must Keep Minimum Hours Of Kid TV, Senators Say

The Federal Communications Commission should continue to require broadcasters to air three hours of regularly scheduled educational children's programming a week on their primary stations, instead of relaxing the rules, nine Democratic senators have said in a letter.

Letter attached | Read full article »

AT&T Says Fla. Telecom Bilking It On Pole Attachment Rates

Florida Power & Light Co. is charging unreasonable rates to telecoms that want to attach mobile equipment to electric poles, flouting a recent Federal Communications Commission regulation setting standard rates for such agreements, AT&T told the agency Monday.

Complaint attached | Read full article »

EXPERT ANALYSIS

The Dashboard Act's Innovative Approach To Data Protection

A new bipartisan bill mandates transparency by major online platforms regarding monetization of user data. The Dashboard Act has important implications for the digital economy and the status of “data” as a discrete asset governed by a new and rapidly evolving body of law, says Mary Hildebrand of Lowenstein Sandler.

Read full article »

How Congress Could Abolish Patent Eligibility Exceptions

Congress is considering abrogating the exceptions to patent eligibility, which is likely permissible to the extent that the eligibility exceptions derive purely from statutory construction, but not permissible to the extent that the eligibility exceptions are required by the Constitution, says Andrew Michaels of the University of Huston Law Center.

Read full article »

The Issues Holding Up Retirement Reform

In May, an overwhelming House majority passed the SECURE Act, a bill to reform the retirement system driven largely by concerns about increased life expectancy. Despite bipartisan Senate support and a White House endorsement, disagreements over certain provisions have slowed further progress, says Elliot Dinkin of Cowden Associates.

Read full article »

High Court Opts For Incremental Approach To LGBT Rights

Despite veering right, the U.S. Supreme Court didn't signal outright hostility to LGBT rights in the term that ended last week, says Chad Eggspuehler of Tucker Ellis.

Read full article »

LEGAL INDUSTRY

What You Need To Know As The Supreme Court Term Ends

A new and controversial justice. A growing number of dissents. Fights over precedent. The reality of Chief Justice John Roberts' new court proved more complicated than expected. Here, Law360 takes you on a deep dive of the last session.

Read full article »

Mich. High Court Boots Embattled Judge From Bench

The Michigan Supreme Court has removed a state court judge from the bench and banned her from resuming judicial office for six years, citing an investigation that revealed she tainted a murder trial through a personal relationship, destroyed evidence in her divorce and has shown a “breathtaking” willingness to lie under oath.

Read full article »

Fairfax Leaves MoFo As Firm Ends Sexual Misconduct Probe

Virginia Lt. Gov. Justin Fairfax has left his position at Morrison & Foerster LLP after outside counsel completed an investigation stemming from sexual assault allegations and found no evidence he committed any wrongdoing since joining MoFo last year, a firm spokesperson said Monday.

Read full article »

Kelley Drye Debuts New Gender-Neutral Parental Leave Policy

Kelley Drye & Warren LLP said Monday it would begin providing all of its attorneys with up to eight weeks of paid parental leave regardless of their gender or caregiver status, allowing for a total of up to 20 weeks of leave when combined with time off for childbirth and recovery.

Read full article »

Legal Aid Society Accused Of Racial Bias By White Atty

A staff attorney for the Legal Aid Society has filed a suit in New York state court alleging that she was discriminated against and harassed for being white, resulting in a work environment so hostile she could no longer work there.

Read full article »

MetLife Wants To Ax Ex-Weil Partner's Disability Benefits Suit

The Metropolitan Life Insurance Co. wants to sink a lawsuit brought by a former Weil Gotshal & Manges LLP bankruptcy partner who unsuccessfully sought long-term disability benefits following a "moderate depressive episode," arguing in New York federal court that his psychiatric problems weren't severe enough to stop him from working.

Read full article »

Analysis

Gregory Craig Preps For Trial Tightrope In Foreign Agent Case

A BigLaw attorney facing a trial over accusations he lied to federal officials about foreign lobbying must navigate a fine line as he defends his statements as true while avoiding the appearance that he wants a pass for pulling the wool over the eyes of the U.S. Department of Justice.

Read full article »

Interview

15 Minutes With Ripple's General Counsel

As a lawyer, Stu Alderoty has gravitated toward complex issues in need of a resolution. Following that path, he recently moved to San Francisco to become the general counsel of blockchain solutions provider Ripple. Here, he shares how blockchain technology is transforming the financial services industry and how the company will continue to build momentum in that space.

Read full article »

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Joshua Stein PLLC
Katz Marshall
King & Spalding
Kirkland & Ellis
Kostelanetz & Fink
Littler Mendelson
Lowenstein Sandler
Morgan Lewis
Morrison & Foerster
Paul Hastings
Riemer & Associates
Robinson & Cole
Rushton Stakely
Schagrin Associates
Seyfarth Shaw
Sidley Austin
Skadden
Smith Mullin
Sterne Kessler
The Harman Firm LLP
Tucker Ellis
Uscher Quiat
Weil Gotshal
Wiggin and Dana
WilmerHale

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Amazon.com Inc.

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American Immigration Lawyers Association
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Delta Air Lines Inc.
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Florida Power & Light Co.
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
International Refugee Assistance Project
JPMorgan Chase & Co.
MetLife Inc.
Myriad Genetics, Inc.
National Association of Attorneys General
National Conference of State Legislatures
National Women's Law Center
New York Times Co.
Planned Parenthood Federation
PricewaterhouseCoopers
Princeton University
Prometheus Laboratories Inc.
Refugee & Immigrant Center for Education & Legal Services
The Legal Aid Society
The University of Alabama System
Virgin America Inc.
Wal-Mart Stores Inc.
YouTube Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Federal Communications Commission
U.S. Department of Homeland Security
Joint Committee on Taxation
Massachusetts Supreme Judicial Court
U.S. Department of Defense
U.S. Department of Labor
U.S. House of Representatives
United States District Court for the Southern District of New York
World Trade Organization
Army Corps of Engineers
Bank of England
Bureau of Citizenship and Immigration Services
California Department of Justice
California Supreme Court
Department of Commerce
Equal Employment Opportunity Commission

European Central Bank
Executive Office for Immigration Review
Executive Office of the President
Federal Trade Commission
Internal Revenue Service
International Monetary Fund
NAFTA
New Mexico Attorney General's Office
New York City Department of Consumer Affairs
Pennsylvania Attorney General's Office
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
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Subject: [Marketing Mail] Webinar Thursday: How to Help Customers Susceptible to ID Fraud

Complimentary Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **Register Now >**

Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow

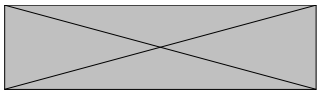
Military personnel are 25% more likely than the average person to be a victim of new account fraud, making them particularly vulnerable to identity theft. Two other at-risk groups are seniors and students. Learn how banks can play a role in reversing this trend for these key customer segments.

Join Banking Exchange on November 19 at 2:00 pm EST | 11:00 am PST for the complimentary webinar **Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow**.

Register for this complimentary webinar >

This webinar will cover:

- What behaviors and activities place students, military, and seniors at higher risk of identity fraud
- The outlook for fraud targets over the next few years and how it will impact these consumer segments
- Why customer engagement is the cornerstone of effective fraud detection



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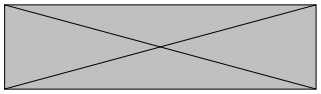

Date: Thursday, November 19, 2015

Time: 2:00 pm EST | 11:00 am PST

Speakers:

Thomas Carpenter
Vice-President, Product Development, Fifth Third Bank

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Moderator:

Bill Streeter

Editor & Publisher;
Banking Exchange

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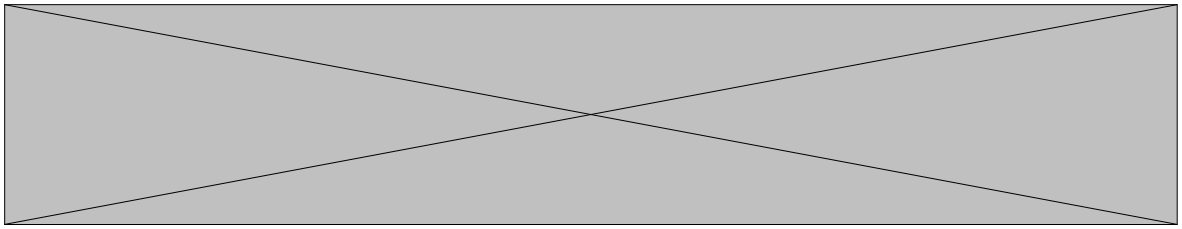
On-Demand Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **View Webinar >**



On-demand webinar covers risks particular to students, military personnel and seniors.

Identity fraud affected almost 13 million Americans last year, yet not all Americans are affected equally. In a recent research study sponsored by **LifeLock**, **Javelin** explored the impact of identity fraud on students, seniors and military personnel and how fraudsters are using different techniques to attack these vulnerable populations. Each of these consumer segments has a different set of behaviors that cause them to be targets of account fraud. **View webinar now >**

This on-demand webinar examines:

- What behaviors and activities place students, military and seniors at higher risk of identity fraud
- The changing outlook for fraud targets over the next few years and how that will impact these consumer segments
- Strategies for how banks can help protect customers and employees

A computer with an internet connection and speakers/headphones is all you need.

Note: *If you have already registered, click on the "Already Registered" box in the upper left hand corner of the registration page.*

This webinar is brought to you by:

Recorded: November 19, 2015

Running Time: 60 minutes, including questions and answers

Speakers:

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Thomas Carpenter
Vice President, Product Development, Fifth Third Bank

Moderator:

Bill Streeter
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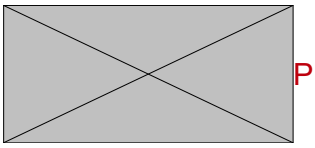

PUBLIC POLICY.

Thursday, January 25, 2018

TOP NEWS

Trump's 7th Circ. Pick Advances Without 'Blue Slip'

Senate Democrats on Wednesday bitterly complained about their GOP colleagues' advancement of President Donald Trump's choice for a Seventh Circuit vacancy, accusing the Senate Judiciary Committee chair of tearing down a tradition that allows minority senators to influence the confirmation process. Read more »

Chicago's New US Atty Keeps Eye On Fraud

Under pressure from a White House that has repeatedly singled out Chicago as a hotbed of violence, the new U.S. attorney for the Northern District of Illinois said Wednesday he will continue the office's focus on violent crime but won't let up on its fraud investigations. Read more »

Calif. AG Sues Over Trump Admin.'s Fracking Rule Repeal

California Attorney General Xavier Becerra on Wednesday sued to block the repeal of Obama-era regulations for hydraulic fracturing on federal and tribal lands, the latest in a string of environmental stands that Becerra has taken against the Trump administration since taking office one year ago. Read more »

Dems Want More Agencies In FCC Fake Comment Probe

Democratic House leaders asked Wednesday that a previously requested investigation into the submission of fake net neutrality comments to the Federal Communications Commission be expanded to include other regulators' rulemakings, a move that comes after the Government Accountability Office agreed this month to look into the extent of the problem. Read more »

BANKING & SECURITIES

South Korea Targets Cryptocurrency-Related Financial Crimes

South Korea's Financial Services Commission announced steps to curb speculation in cryptocurrency trading on Tuesday, focusing on reducing the incidence of exchanges being used for money laundering and tax evasion. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Garden State Energy Policy Goes Green With New Gov.

From a reunion with a regional cap-and-trade program to a rebirth for offshore wind development, newly minted New Jersey Gov. Phil Murphy heralds a greening of the Garden State's energy policies, Trenton watchers say. Here's a list of new energy and climate policy changes that bear watching. Read more »

Ute Tribe Says Decision Against Fracking Rule Must Stand

The Ute Indian Tribe pressed the Tenth Circuit on Tuesday to leave in place a lower

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Dechert
Dentons
Earthjustice
Fox Rothschild
Fredericks Peebles
Freshfields
Fried Frank
Gardere Wynne Sewell
Gass Weber
Goodwin
Greenbaum Rowe
Greenberg Traurig
Jackson Lewis
Jenner & Block
K&L Gates
Kasowitz Benson
Kirkland & Ellis
Kobre & Kim

court ruling that the government didn't have the authority to apply a 2015 fracking rule to tribal land, saying the federal government can't take away the benefit of the tribe's win by rescinding the rule. Read more »

Enviros Fight To Keep Methane Rule Battle In Calif.

A coalition of environmental and tribal groups told a California federal court Tuesday that their bid to unblock regulations targeting methane emissions on public lands should stay in California, arguing that a move to Wyoming would cause delay when "time is of the essence." Read more »

HEALTH & LIFE SCIENCES

Senate Confirms Eli Lilly, Wiley Rein Vet To Lead HHS

The Senate approved President Donald Trump's pick for his second U.S. Department of Health and Human Services secretary Wednesday, following Democratic complaints about the nominee's ties to the pharmaceutical industry. Read more »

Lesbian Couples Lose Challenge To NJ Insurance Rules

A New Jersey federal judge on Tuesday tossed a lawsuit alleging the state discriminates against lesbians seeking insurance coverage for infertility treatments, ruling that the public agencies and individuals named in the suit are shielded by sovereign immunity. Read more »

CMS Sued Over 'Radical' Medicaid Work Requirements

The Trump administration's recent announcement that it will support state efforts to impose work requirements on Medicaid beneficiaries is unconstitutional and improperly bypasses the legislative process, a proposed class of Kentucky residents said in a lawsuit filed Wednesday in D.C. federal court. Read more »

MEDIA & ENTERTAINMENT

Senators Push For Big Changes To Music Licensing

A bipartisan group of senators on Wednesday introduced legislation that would make major changes to the way digital streaming music services pay royalties, mirroring a House effort launched last month. Read more »

AT&T Ad Pushes 'Internet Bill Of Rights'

AT&T Inc. Chairman and CEO Randall Stephenson penned a full-page ad in national media publications Wednesday, calling for new federal legislation he dubbed an "Internet Bill of Rights" that would require all online companies — not just internet service providers like AT&T — to stick to so-called open internet principles. Read more »

Time For Legalized Sports Betting, NBA GC Tells Lawmakers

NBA Assistant General Counsel Dan Spillane said "the time has come for a different approach" to sports betting, testifying before a New York State Senate committee hearing on Wednesday and expressing the league's support for a legalized and regulated system of sports betting. Read more »

Texas Sex Trafficking Victim Sues Websites, Hotels

A sprawling lawsuit was filed in Harris County, Texas, District Court on Tuesday that names more than two dozen defendants — including Backpage.com, hotel companies and truck stops — as parties who profited off of the sex trafficking of a minor girl, identified as Jane Doe #1. Read more »

Trump Says He's Willing To Talk With Mueller In Russia Probe

President Donald Trump told a gaggle of reporters in the White House that he was willing to be interviewed by Special Counsel Robert Mueller, who's spearheading an investigation into Russia's interference in the 2016 presidential election, according to

Kostelanetz & Fink
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Mayer Brown
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National Basketball Association
National Conference of State

reports Wednesday. Read more »

TRANSPORTATION & INFRASTRUCTURE

FAA, SoCal Cities Reach Settlement Over Flight Paths

The City of Laguna Beach, California, and other local California governments reached a settlement with the Federal Aviation Administration on Tuesday that would dismiss the cities' lawsuits against the agency and its environmental assessment of a plan to implement new flight paths. Read more »

EMPLOYMENT

Kentucky Judge OKs State's Right To Work Law

A Kentucky state judge on Tuesday dismissed a union suit challenging the state's 2017 right-to-work law, saying the law does not amount to the state "taking" the union's property in violation of the Kentucky Constitution. Read more »

PRIVACY & CYBERSECURITY

Law Prof Urges US To Have Cos. 'Hack Back' At Cyberthreats

The U.S. should encourage private technology companies to directly respond to cyberthreats from foreign actors, a law professor said Wednesday at a Washington, D.C., cybersecurity panel, insisting that the threat of retaliation against such attacks would more effectively shape international norms than any set of international laws or treaties. Read more »

CONSUMER PROTECTION

Mulvaney Wants Biz Input On CFPB Investigative Demands

The Consumer Financial Protection Bureau's Mick Mulvaney opened an inquiry Wednesday into the bureau's process for requesting documents from companies under investigation, saying the CFPB wants to hear specifically from businesses that have received multiple civil investigative demands. Read more »

Analysis

State Efforts To Rein In Financial Firms Face Roadblock

With state attorneys general and banking regulators planning to step up their consumer protection efforts if the Trump administration pulls back on enforcement, a recent government filing in Massachusetts has consumer advocates worried the administration will attempt to stand in states' way. Read more »

INTERNATIONAL TRADE

US Prods Russia On Import-Averse Policies

Even as the Trump administration pursues an "America first" trade policy that focuses on robust enforcement against foreign goods, it has nevertheless begun questioning the Russian government for its own rules that appear to be aimed at boosting Moscow's domestic producers, according to documents published Wednesday. Read more »

TAX

Anti-Hybrid Statute Gives Broad Authority, Specialists Say

While a provision in the recently enacted U.S. tax reform legislation was relatively narrow in how it defined so-called hybrid entities and transactions, the authority to

Legislatures
National Health Law Program
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Public Knowledge
Public Service Enterprise Group Inc.
Sierra Club
Sinclair Broadcast Group, Inc.
Southern Poverty Law Center
Spotify Technology SA
TravelCenters of America LLC
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Washington Lawyers' Committee for Civil Rights and Urban Affairs
Washington Post Co.
YouTube Inc.

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Bureau of Land Management
California Department of Justice
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Cherokee Nation
Commonwealth of Kentucky
Consumer Financial Protection Bureau
Drug Enforcement Administration
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Government Accountability Office
Internal Revenue Service
National Geospatial-Intelligence Agency
National Reconnaissance Office
National Security Agency
New Jersey Legislature
New York Attorney General's Office
New York State Senate
Office of the Comptroller of the Currency

issue related regulations to curb potential tax avoidance was broad, practitioners said on a webcast Tuesday. Read more »

Conservative Groups Tell Trump To Oppose Gas Tax Increase

Two influential conservative organizations with ties to the Koch brothers called on President Donald Trump on Wednesday to oppose an increase in the federal gas tax as part of an infrastructure bill, in a break with the U.S. Chamber of Commerce. Read more »

IMMIGRATION

DOJ Wants Sanctuary Cities' Immigration Compliance Docs

The U.S. Department of Justice on Wednesday told 23 recipients of a federal public safety grant to turn over documents showing whether they're violating funding conditions by blocking police officers in their jurisdictions from sharing information with federal immigration authorities. Read more »

Populous Va. County To Roll Back Immigrant Detentions

Virginia's most populous county said Tuesday it intends to stop detaining immigrants who completed their jail sentences and may be of interest to federal immigration officials unless it receives court orders to do so. Read more »

NJ Joins DACA Fight As 'Dreamer' Atty Gets Sworn In

An Indian immigrant protected under the Deferred Action for Childhood Arrivals program from deportation was sworn into the New Jersey bar at a ceremony Wednesday, where state officials revealed that New Jersey is joining a court challenge to DACA's planned end. Read more »

Shepherds Fight H-2A Visa At DC Circ. In Wage Dispute

The H-2A nonimmigrant visas that allow foreign-born shepherds to work in the U.S. are unlawful because the available positions represent a permanent labor shortage and are thus not temporary, and that they open those shepherds up to abuse by their employers, asserted organizations representing the workers in a brief they filed Tuesday with the D.C. Circuit. Read more »

State Dems Fight Trump's Sanctuary City, DACA Policies

Several Democratic mayors and a state official pushed back at the Trump administration's immigration policies this week, with leaders of so-called sanctuary cities abstaining from a meeting at the White House and New York Gov. Andrew Cuomo unveiling a plan to provide health insurance to Deferred Action for Childhood Arrivals participants. Read more »

NATIVE AMERICAN

Freedmen Worry Cherokee Won't Comply On Citizenship Deal

A D.C. federal judge on Wednesday gave the Cherokee Nation, the descendants of slaves owned by tribal members and the U.S. government 30 days to sort out lingering issues preventing final judgment that would close out a tribal citizenship mandate issued for the descendants last year. Read more »

TELECOMMUNICATIONS

$26 For A Whopper? Burger King Takes On Net Neutrality

A quirky Burger King ad released Wednesday turned a fast-food joint into a net neutrality case study, depicting outraged customers who are told they must pay $26 to be in the "priority" Whopper lane. Read more »

FCC Chief Plugs Achievements Amid Net Neutrality Flak

Federal Communications Commission Chairman Ajit Pai touted his

Securities and Exchange Commission
U.S. Army
U.S. Copyright Office
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
Ute Indian Tribe
World Trade Organization

accomplishments in a report Wednesday just after his first year at the agency's helm, despite controversy over his moves to end net neutrality and allegations that he played favorites with Sinclair Broadcast Group Inc. by relaxing media regulations. Read more »

WHITE COLLAR

NJ Judge Trims Menendez Corruption Charges

A New Jersey federal judge on Wednesday acquitted U.S. Sen. Bob Menendez, D-N.J., of charges he received political donations as bribes from a Florida eye doctor while upholding charges that the senator accepted private jet rides and other gifts in exchange for his official actions. Read more »

EXPERT ANALYSIS

Setting The Stage For Next Phase Of Clean Water Rule Suits

On Monday, in National Association of Manufacturers v. U.S. Department of Defense, the U.S. Supreme Court held that federal courts of appeals lack jurisdiction to hear challenges to the 2015 rule amending the Clean Water Act's definition of "waters of the United States." The ruling has two immediate consequences for the ongoing battle over the definition, say attorneys with Beveridge & Diamond PC. Read more »

Tax Reform's Likely Impact On Domestic M&A

The Tax Cuts and Jobs Act contains several provisions that significantly affect the federal income tax consequences of structures often used in domestic mergers and acquisitions. The act also contains a number of ambiguities, which makes application uncertain, say attorneys with Fox Rothschild LLP. Read more »

Understanding New IRS Rule On Contractor Tax Compliance

The U.S. Treasury Department recently issued an interim rule to improve the Internal Revenue Service's ability to identify contractors who have delinquent federal tax liabilities. Contractors should review their filing histories and recent returns to make sure they are up-to-date, says Megan Brackney of Kostelanetz & Fink LLP. Read more »

LEGAL INDUSTRY

Analysis

Build Versus Buy: Law Firms Seek Legal Tech Answers

New tools make it easier for law firms to develop their own technology, but many firms are struggling with the question of whether doing so is best for them. Here, the first in a two-part series looking at BigLaw's build versus buy dilemma. Read more »

Goodwin To Offer Most Associates Cravath-Scale Bonuses

Goodwin Procter LLP announced in a memo made public Wednesday that the vast majority of its associates would receive year-end bonuses on par with or exceeding the familiar scale established by Cravath Swaine & Moore LLP, which has remained the standard for several BigLaw firms. Read more »

Bar Exam Prep Co., Blind Students Settle ADA Suit

Bar exam prep company BarBri and three blind law students who had alleged the company failed to provide equal access to parts of its courses in violation of the Americans with Disabilities Act have settled the dispute, according to court documents filed this week. Read more »

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Cadwalader Wickersham
Cahill Gordon
Cleary Gottlieb
Clifford Chance
Cohen Milstein
Covington & Burling
Cravath Swaine
Davis Polk
Debevoise & Plimpton
Dechert
Dentons
Fredericks Peebles
Freshfields
Fried Frank
Gardere Wynne Sewell
Gass Weber
Goodwin
Greenbaum Rowe
Jackson Lewis
Jenner & Block
K&L Gates
Kasowitz Benson
Kirkland & Ellis
Kobre & Kim
Kostelanetz & Fink
Linklaters
Mayer Brown
McCarter & English
McDermott Will
Milbank Tweed
Norton Rose Fulbright
Orrick Herrington
Paul Weiss
Pillsbury Winthrop
Proskauer Rose
Remy Moose
Ropes & Gray
Rutan & Tucker
Scarinci Hollenbeck
Shearman & Sterling
Sico Hoelscher

Simpson Thacher
Skadden
Weil Gotshal
Western Environmental Law Center
Wiley Rein
Willkie Farr
Winston & Strawn
Zuckerman Spaeder

COMPANIES
Sierra Club
New York Times Co.
American Civil Liberties Union
Burger King Holdings Inc.
AT&T Inc.
BP p.l.c.
Center for Biological Diversity Inc.
Choice Hotels International, Inc.
Clean Air Task Force
Community Financial Corp.
Deloitte Touche
Eli Lilly and Company
Environmental Defense Fund Inc.
Etsy Inc.
HBR Consulting LLC
Hyatt Hotels Corporation
International Brotherhood of Teamsters
Los Angeles Times
Love's Travel Stops
Microsoft Corporation
National Association of Consumer Advocates
National Association of Manufacturers
National Basketball Association
National Conference of State Legislatures
National Health Law Program
Natural Resources Defense Council
Netflix Inc.
Public Knowledge
Public Service Enterprise Group Inc.
Sinclair Broadcast Group, Inc.
Southern Poverty Law Center
Spotify Technology SA
TravelCenters of America LLC
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Washington Lawyers' Committee for Civil Rights and Urban Affairs
Washington Post Co.
YouTube Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
Bureau of Land Management
Consumer Financial Protection Bureau
Federal Bureau of Investigation
U.S. Senate
Centers for Medicare & Medicaid Services
Internal Revenue Service
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
Army Corps of Engineers
California Department of Justice
Central Intelligence Agency
Cherokee Nation
Commonwealth of Kentucky
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European Union
Executive Office of the President
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Federal Energy Regulatory Commission
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National Geospatial-Intelligence Agency
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ricki Y. Barlow
Sent: Mon 10/12/2015 7:30:42 PM
Subject: RE: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Mayor, I have no understanding as to what this is about…however, I am not going to engage myself in someone else's personal issue.

Thanks,

Ricki Y. Barlow
Councilman, Ward 5
495 South Main Street, 7th Floor
Las Vegas, Nevada 89101
702.229.5443 direct | 702.464.2600 fax

PLEASE NOTE:
CITY HALL HOURS ARE MON. – THURS., 7AM - 5:30PM
CLOSED FRIDAYS.

From: Carolyn G. Goodman
Sent: Friday, October 09, 2015 10:06 AM
To: Ricki Y. Barlow
Cc: Carolyn G. Goodman
Subject: FW: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Please advise if you have any understanding as to what this is?

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: ANN BARLOW [redacted]
Sent: Thursday, October 08, 2015 12:38 PM
To: Carolyn G. Goodman
Cc: Ricki Y. Barlow; J Barlow
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct [redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Access to Justice Law360
Sent: Mon 7/15/2019 11:20:23 AM
Subject: In Appalachia, A Lawyer's Vast Fraud Dogs Destitute Clients

EXTERNAL EMAIL

Access to Justice

Monday, July 15, 2019

In Appalachia, A Lawyer's Vast Fraud Dogs Destitute Clients

Four years have passed since an attorney's unprecedented fraud led to the sudden suspension or reduction of disability benefits for thousands of people. But despite a massive pro bono effort, many are still fighting to convince the government they played no part in the scheme.
Read full article

Why An Attorney May Not Be Enough In Child Welfare Cases

More and more states are considering multipronged approaches to child welfare cases that go beyond attorney representation to include social workers and other experts for parents, with one study linking such methods to less time in foster care for kids.
Read full article

Legal Groups Call For Independent Immigration Courts

Four prominent legal organizations are urging lawmakers to grant the immigration court system independence from the U.S. Department of Justice, citing growing dysfunction and serious due process concerns within the courts.
Read full article

Pa. High Court Stokes Bail Reform Hopes In Philly

The Pennsylvania Supreme Court has agreed to investigate allegations of systemically excessive bail practices on the part of arraignment judges in Philadelphia, a move that gives hope to reformers following a lawsuit by the American Civil Liberties Union earlier this year.
Read full article

NY's High Rate Of Locking Up Parolees Gets Fresh Look

The New York State Bar Association is taking a hard look at the state's parole system as lawmakers have so far fallen short on reforms to address the state's high rate of revoking parole, keeping a fire under efforts to follow other jurisdictions that have slashed parole-related prison stints.
Read full article

All Access

Amanda Kool On Solving America's Rural Justice Gap

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DLA Piper
Faegre Baker
Gibson Dunn
Husch Blackwell
Immigration Law PLLC
Kirkland & Ellis
Latham & Watkins
Morgan Lewis
Nixon Peabody
Paul Hastings
Paul Weiss
Peabody & Arnold
Shook Hardy
Sidley Austin
Skadden
Thompson Coburn
Weil Gotshal
WilmerHale
Zuckerman Spaeder
COMPANIES
American Bar Association
American Civil Liberties Union
American Immigration Lawyers Association
Apple Inc.
Casey Family Programs

Amanda Kool had her dream job at Harvard Law School, working to provide business and financial legal services to people in need. Now she lives and works in Bracken County, a 202-square-mile stretch of Kentucky with just 8,000 residents. And she couldn't be happier.
Read full article

Perspectives

Addressing Modern Slavery Inside And Outside The UK

As the problem of modern slavery persists, U.K. companies must take a broad approach when rooting out slave labor in their supply chains, and should not ignore the risk posed by suppliers within the U.K., says Maria Theodoulou of Stokoe.
Read full article

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Center for Family Representation Inc.
Citigroup Inc.
Conn's Inc.
Federal Bar Association
Financial Industry Regulatory Authority Inc.
Foxconn
General Cable Corp.
Google Inc.
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New York State Bar Association
New York Times Co.
New York University
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European Union
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National Crime Agency
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U.S. Department of Health and Human Services
U.S. Department of Justice

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Latham & Watkins

Morgan Lewis

Nixon Peabody

Paul Hastings

Paul Weiss

Peabody & Arnold

Shook Hardy

Sidley Austin

Thompson Coburn

Weil Gotshal

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Kentucky Bar Association
Major Lindsey & Africa
New York State Bar Association
New York University
Nokia Corporation
Northeastern University
Paypal Holdings Inc.
Platinum Partners LP
Spectrum Management Holding Co.
Spotify Technology SA
The Council of State Governments
Thomson Reuters Corporation

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U.S. Supreme Court
European Banking Authority
European Union
Executive Office for Immigration Review
Federal Bureau of Investigation
National Crime Agency
Pennsylvania Supreme Court
Securities and Exchange Commission
Social Security Administration
U.S. Attorney's Office
U.S. Department of Health and Human Services

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Cheryl Russo
Sent: Mon 7/18/2016 7:20:48 PM
Subject: FW: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Please read carefully

From: Jonathan Cooper [mailto:Jonathan.Cooper@clarkcountyda.com]
Sent: Monday, July 18, 2016 10:41 AM
To: Cheryl Russo
Subject: RE: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Cheryl,

Greetings, my name is Jonathan Cooper and I am the DDA assigned this case. I wanted to send the below Email to Mayor Goodman but I do not have her E-mail address. Can you please forward the below email to her for me.

Thank you !

Mayor Goodman:

Last week, Mr. Meeks attorney reached out to me in an attempt to resolve this case short of going to trial. Some of the suggestions that his attorney made were very reasonable. However, I first wanted to discuss possible resolutions with you before I agreed to any. Out of the few negotiations we discussed the most favorable to our position is below.

Offer
Pled Guilty to Count 1 (Forgery- D Felony punishable by 1-4 years)
Standard bail after entry of plea ($3,000.00)
State will argue facts of the case but not recommend a punishment
Pay Full Restitution

As you know, the Defendant is charged with 2 Counts of forgery. In essence, he will be pleading guilty to the "lead charge". Further, even if he was convicted of both counts at trial it is likely that the sentencing judge would run the counts concurrent. So, in my opinion under this negotiation we lose little if any leverage at sentencing. Another benefit of this negotiation is that I would not need you to come to court and testify which I know can be a scheduling nightmare.

Please let me know your thoughts. I am also available to answer any questions you may have regarding the case or the possible negotiation.

Jonathan

Jonathan Cooper
Deputy District Attorney
Major Fraud Unit / Elder Abuse Unit
Clark County District Attorney's Office
(702) 671-2636

From: Matthew Butler
Sent: Tuesday, July 12, 2016 9:48 AM
To: crusso@lasvegasnevada.gov
Cc: Jonathan Cooper <Jonathan.Cooper@clarkcountyda.com>

Subject: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Good morning Cheryl. Thank you for speaking with me regarding our upcoming hearing against Robert Meeks. I have attached a subpoena for Mayor Carolyn Goodman to appear on 07/19/2016 at 9:00 AM. I have notified DDA Jonathan Cooper Mayor Goodman's mandatory appointment at 10:00 AM.

I will keep in contact with you regarding any changes to the hearing date.

Thank you for your assistance.

Matthew Butler
TAC Officer/Process Server
HIDTA/Grand Jury Unit/Fraud Unit
Clark County District Attorney
200 Lewis Ave., #3434
Las Vegas, NV 89101
(702) 671-2572 (phone)
(702) 868-2428 (fax)
(702) 271-6228 (cell)
matthew.butler@clarkcountyda.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 5/22/2018 9:01:14 AM
Subject: Bringing Data Analytics To Business Banking

Why People Still Want People • How Big Banks Get To Know Fintechs • Amazon Clouds Outlook • PayPal Buys More POS Reach

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DATA ANALYTICS

Bringing data analytics to business banking

The consumer side of banking took up data analytics early on, but business banking hung back. That's a luxury that competitive players can no longer afford, so business banking has an analytical ramping up ahead of it, predicts Duncan Banfield of Greenwich Associates. Read more

HUMAN VERSUS DIGITAL

People still want people

In time banks may develop a blend of digital delivery, human interaction, and augmentation of the latter with artificial intelligence, suggests Genpact's Raja Bose. But for now his firm's recent research suggests there's more to the picture than the "common digital wisdom." Read more

FINTECH PARTNERSHIPS

When startup tech meets megabank

BofA execs and others gave fintech startups a sense of how new technologies come aboard at megabanks at a recent tech seminar—and a sense of how to survive the competition. Rule #1:

AML & FRAUD

"You Can't Always Get What You Want"

Federal Suspicious Activity Reports filed by banks are confidential—period, says John Byrne. Read more

MAKING SENSE OF IT ALL

More tech terms you need to know

From “dark fiber” to “identity proofing," John Ginovsky keeps you in the loop. Read more

BEYOND THE BANK

You need an agnostic internet platform

What will yours look like, asks Dan Fisher. Read more

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You may live in the cloud, but your megabank target's legacy processing systems live in the Seventies. Read more

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Bankers can also link with Digital Content Manager Steve Cocheo

THE UBIQUITOUS COMPETITOR

Is Amazon specter darkening banker outlook?

A community banker confidence poll seems to have been dragged down by the news that Amazon is seriously looking into partnering with a big bank to offer banking services. Read more

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Talent search tips

"The vibe a company gives off is important for attracting the talent that we have today" —**Mike Butler, Radius Bank** Read more

PAYMENTS

PayPal announces acquisition of iZettle

PayPal is buying iZettle, which will substantially expand the company's international reach at the point of sale. Read more

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

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Banking Exchange
55 Broad St, 26th Floor
New York New York 10004
United States

This email is intended for cgoodman@lasvegasnevada.gov.
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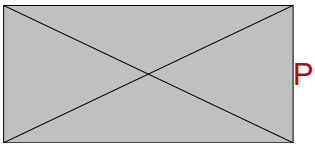
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 3/9/2018 9:17:14 AM
Subject: US' Position That Quill Isn't Important Raises Eyebrows



PUBLIC POLICY.

Friday, March 9, 2018

TOP NEWS

Analysis

US' Position That Quill Isn't Important Raises Eyebrows

The nation's top litigator defied conventional wisdom Monday when, representing the official position of the United States, he told the U.S. Supreme Court that Quill Corp. v. North Dakota isn't really so important in online taxation. Read more »

Manafort Pleads Not Guilty, Again Ordered Confined To Home

U.S. District Judge T.S. Ellis III placed a second order for home confinement and GPS electronic monitoring on former Trump campaign manager Paul Manafort, who pled not guilty in Virginia federal court Thursday to last month's indictment for tax violations, bank fraud and failure to report foreign accounts by Special Counsel Robert Mueller. Read more »

11 TPP Countries Sign New Deal Post-US Withdrawal

The 11 countries remaining in the Trans-Pacific Partnership bloc following President Donald Trump's decision to withdraw from the deal inked a new agreement Thursday, binding their economies together under a unified set of trading rules in the crucial Asia-Pacific region. Read more »

5 Sens. Introduce Bill To Bar Tribal Immunity Deals At PTAB

A group of five bipartisan lawmakers led by Sen. Claire McCaskill, D-Mo., formally introduced legislation Wednesday that aims to prevent companies from selling their patents to Native American tribes to use tribal immunity to shield them from America Invents Act reviews at the Patent Trial and Appeal Board. Read more »

USPTO Defends Charging Attys' Fees At Full Fed. Circ.

The U.S. patent office insisted before an en banc panel of the Federal Circuit on Thursday that the agency was well within its rights in 2015 when it suddenly began making patent applicants cover all legal costs associated with challenges to patent denials in federal district court, upending 170 years of established practice. Read more »

Sessions Refers Another BIA Case To Himself For Review

U.S. Attorney General Jeff Sessions on Wednesday referred a Board of Immigration Appeals decision to himself so he can review whether certain crime victims who seek asylum or withholding of removal qualify to be recognized as part of a "social group," the latest instance of his insertion into board matters. Read more »

Trump Inks 'Flexible' Steel, Aluminum Tariff Order

President Donald Trump forged ahead with his controversial tariffs on imported steel and aluminum Thursday, stressing the need to shield U.S. security interests while also exempting Canada and Mexico and allowing other allies to earn relief from the duties. Read more »

BANKING & SECURITIES

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Hickey & Evans
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Morgan Lewis
Norris McLaughlin
Orrick Herrington
Paul Weiss
Reed Smith
Skadden
Spiegel & McDiarmid
Steptoe & Johnson LLP
Thompson Hine

CFPB Tweaks Mortgage Servicer Rule

The Consumer Financial Protection Bureau said Thursday it is tweaking its mortgage servicing regulation to help servicers communicate with certain consumers entering or exiting bankruptcy, issuing a final rule the day after seeking feedback on the way the bureau makes such rules in the first place. Read more »

Senate Banking Debate Stalls Vote On Regulation Rollbacks

The Senate gave up on voting this week on a rollback of some Dodd-Frank Act financial regulations, after both sides Thursday could not reach an agreement on which of the more than 100 amendments to the bill they would vote on. Read more »

SEC Committee Wants More Disclosure On Dual-Class Shares

A Securities and Exchange Commission advisory committee on Thursday endorsed a policy recommendation that demands public companies with multiclass stock structures provide their shareholders with better disclosure about the ramifications of such setups, which reserve outsize voting power for company insiders. Read more »

ENERGY & ENVIRONMENTAL

House Passes Coal-Fired Power Plants Exemption Bill

The House of Representatives passed legislation Thursday that would loosen certain U.S. Environmental Protection Agency air quality standards for power plants that burn refuse coal, as backers claimed the plants may otherwise have to shut down. Read more »

Wyo. Judge Lifts Stay Of Challenge To BLM's Methane Rule

A Wyoming federal judge on Wednesday granted bids by states and industry groups to restart a court challenge to an Obama-era rule limiting methane venting and flaring from natural gas wells on public and tribal lands. Read more »

Enviro Justice Council Tells EPA To Focus On Water Access

The U.S. Environmental Protection Agency needs to do a better job of helping to ensure access to safe drinking water and appropriate wastewater treatment and disposal systems, the EPA's National Environmental Justice Advisory Council said Thursday. Read more »

EPA Wants Suit Over Clean Water Rule Delay Moved To Texas

The U.S. Environmental Protection Agency and U.S. Army Corps of Engineers on Wednesday asked a New York federal judge to send a lawsuit by a coalition of states challenging the suspension of the Clean Water Rule to Texas — over their objections — arguing that the case is intertwined with other claims in that venue. Read more »

HEALTH & LIFE SCIENCES

Trump Administration Rejects Idaho's Bid To Skirt ACA

The Trump administration on Thursday balked at Idaho's closely watched proposal to allow sales of health insurance policies that don't meet Affordable Care Act standards, signaling a limit to the administration's openness to relaxing the law's requirements. Read more »

MEDIA & ENTERTAINMENT

DOJ Defends Trump's Twitter Blocking As Constitutional

The U.S. Department of Justice on Thursday asked a Manhattan federal judge to throw out a lawsuit claiming President Donald Trump's "blocking" of critics from his

Vandenack Weaver
Wachtell Lipton
Western Environmental Law Center
White & Case
Willkie Farr
WilmerHale
Wilson Robertson
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Express Scripts, Inc.
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Federal Bar Association
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Google Inc.
Hong Kong Exchanges and Clearing
Houston Texans
International Trademark Association
MAPFRE SA
Major League Baseball Inc.
Major League Soccer LLC
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NBCUniversal Inc.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
Oakland Raiders
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Public Knowledge
Sierra Club
Snap Inc.
Twitter Inc.
WaveDivision Holdings LLC
Wayfair LLC
Zeughauser Group LLC

Twitter account is unconstitutional, saying the practice doesn't trample on anyone's First Amendment rights. Read more »

NY Senator Pitches 8.5% Tax On Casinos' Sports Revenue

New York state Sen. John Bonacic introduced a bill Wednesday that would regulate sports betting and mobile sports wagering in the state, calling for regulation of pro and college sports and proposing an 8.5 percent tax on casinos' sports wagering gross revenue. Read more »

REAL ESTATE

NJ Court Ends Affordable Housing Limbo For Two Towns

Two New Jersey municipalities will have to provide more affordable housing to accommodate low- and middle-income residents over the next six years than they had predicted, a state court judge found Thursday in determining the formulas they must use to calculate their "fair share" housing obligations. Read more »

EMPLOYMENT

PBGC Paid Out $5.6B In Main Pension Program Last Year

The Pension Benefit Guaranty Corp. said on Wednesday that it paid out $5.6 billion in retiree benefits to about 868,000 people who are part of its single-employer program in 2017, numbers that stayed near previous years' levels. Read more »

COMPETITION

EU Axes Claims Against 18 Countries Over Antitrust Rules

The European Commission has dropped infringement proceedings against 18 European Union member states over rules adopted last year making it easier for victims to claim damages from antitrust violations, saying Thursday that the countries have adopted legislation complying with the rules. Read more »

CYBERSECURITY & PRIVACY

DHS Falling Behind In Cybersecurity Workforce, GAO Says

The director of information security issues at the U.S. Government Accountability Office on Wednesday told two subcommittees of the House Committee on Homeland Security that the U.S. Department of Homeland Security needs to take urgent action to ensure that it is meeting requirements to identify and categorize its cybersecurity jobs. Read more »

GOVERNMENT CONTRACTS

DOJ Leaning More On FCA In Fight Against Opioid Abuse

A senior U.S. Department of Justice official on Thursday said the DOJ is ramping up its use of the False Claims Act to crack down on unnecessary prescriptions for opioid painkillers, as part of broader focus on fighting opioid abuse. Read more »

AEROSPACE & DEFENSE

Soldiers Say Citizenship Class Action Must Move Forward

The Trump administration shouldn't get another chance at a quick win in a class action alleging the military improperly changed the requirements for soldiers' expedited naturalization applications, the soldiers told a D.C. federal court Wednesday. Read more »

GOVERNMENT AGENCIES

- Army Corps of Engineers
- Bureau of Citizenship and Immigration Services
- Bureau of Land Management
- California Public Utilities Commission
- Centers for Medicare & Medicaid Services
- Consumer Financial Protection Bureau
- Department of Commerce
- European Commission
- European Union
- Federal Aviation Administration
- Federal Bureau of Investigation
- Federal Communications Commission
- Federal Reserve System
- Federal Trade Commission
- Government Accountability Office
- Internal Revenue Service
- Michigan Department of Environmental Quality
- NAFTA
- National Institute of Standards and Technology
- Pension Benefit Guaranty Corp.
- Securities and Exchange Commission
- St. Regis Mohawk Tribe
- U.S. Army
- U.S. Attorney's Office
- U.S. Department of Defense
- U.S. Department of Homeland Security
- U.S. Department of Housing and Urban Development
- U.S. Department of Justice
- U.S. Department of the Interior
- U.S. Environmental Protection Agency
- U.S. Immigration and Customs Enforcement
- U.S. Office of Personnel Management
- U.S. Patent and Trademark Office
- U.S. Supreme Court
- World Trade Organization

INTERNATIONAL TRADE

GOP Still Crying Foul On Trump's Softened Metal Tariffs

The Trump administration’s efforts to soften the blow of its impending tariffs on steel and aluminum did little to quiet cries of opposition within its own party on Thursday, as Republican leaders flocked to denounce the aggressive enforcement maneuver as a blow to the economy. Read more »

NAFTA Update Must Tackle Mexico Labor Rights, Legislator Says

A renegotiated NAFTA deal must address labor rights in Mexico to win bipartisan U.S. congressional support, a Democratic lawmaker said Thursday at a trade symposium in Washington, D.C. Read more »

India Moves To Further Tweak Arbitration Law

India said Wednesday it has advanced legislation to further amend its law pertaining to arbitration and conciliation, including a proposal to establish an arbitration council that would grade arbitral institutions and establish policy on professional standards, as part of efforts to encourage institutional arbitration to resolve disputes. Read more »

TAX

Analysis

Ohio Suit Against Soccer Team Tests Anti-Relocation Law

The state of Ohio and city of Columbus are going to court to keep the Columbus Crew Major League Soccer club from leaving the city, a suit that could test the bounds of an Ohio state law and have broader implications for the states and cities in danger of losing a professional sports team to relocation. Read more »

Transfer Pricing Will Still Be Enforced, IRS Official Says

Even though the U.S. has shifted to a territorial tax system, in which only local income from a source inside a country is taxed, the Internal Revenue Service will keep enforcing transfer pricing, an IRS official said on Thursday. Read more »

Sen. Wyden Slams Push To Add Remote Sales Tax To Bill

Senate Finance Committee ranking member Ron Wyden said Thursday he was "extremely concerned" about reports that Republicans intended to address remote sales tax collection on a national level in legislation they were trying to include in a must-pass federal spending bill. Read more »

IMMIGRATION

ICE Fights Immigrant Activist's Bid For Removal Injunction

U.S. Immigration and Customs Enforcement urged a New York federal judge on Wednesday to deny a prominent immigration activist’s bid for an injunction stopping removal proceedings against him, arguing that the court lacked jurisdiction to hear his claims. Read more »

Democratic Sens. Urge Gov't To Move On DACA Processing

A group of Democratic senators urged the U.S. Department of Homeland Security on Thursday to expedite the review of renewal applications for the Deferred Action for Childhood Arrivals program, saying that doing so will “help to reduce the chaos and anxiety associated with President Trump’s termination” of the program. Read more »

TELECOMMUNICATIONS

9th Circ. To Hear Consolidated Net Neutrality Challenges

A dozen challenges seeking to overturn the Federal Communications Commission's order ending net neutrality regulations will be consolidated and heard by the Ninth Circuit, according to a Thursday order from the U.S. Judicial Panel on Multidistrict Litigation. Read more »

Comcast Prevails In Sports Network Dispute At FCC

Comcast prevailed Wednesday in a dispute with Wave Broadband over the carriage of regional sports networks when the Federal Communications Commission found that Wave had lobbed its challenge too late and through the wrong avenue. Read more »

FCC's Deregulation Is Hurting Poor People, Dems Say

The Trump administration's decisions to dial back net neutrality safeguards, Lifeline subsidies and by-the-minute prison phone call rate limits are disadvantaging poor and minority communities, Democratic FCC commissioners Mignon Clyburn and Jessica Rosenworcel said Thursday. Read more »

PEOPLE

Pittsburgh's City Solicitor To Return To Private Practice

Pittsburgh's city solicitor, a former Clark Hill PLC attorney, is resigning in early April to return to private practice, according to an announcement from the mayor's office Thursday. Read more »

EXPERT ANALYSIS

No-Action Action: Steps Toward A Better CFPB Policy

Consumer Financial Protection Bureau Director Mick Mulvaney has signaled that enforcement will be a last resort, and that the bureau will instead seek to improve compliance with the law by making its requirements clear. Clearing pathways to new products and services by recalibrating the bureau's "no-action letter" policy is one way the bureau can make good on that promise, say Eric Mogilnicki and Michael Nonaka of Covington & Burling LLP. Read more »

LEGAL INDUSTRY

How Mindfulness Can Help Law Firm Brass Lead Better

Meditation and mindfulness hold the potential to help law firm leaders do their jobs better, according to a pair of speakers at the American Bar Association's TechShow in Chicago on Thursday. Read more »

Men, Women Differ On Perception Of Equality In Legal Field

While progress has been made on gender equality in the legal profession over the last five years, perception is skewed, according to data released by the Law Society of England and Wales on Thursday. Read more »

Texas Legal Market Poised For Merger Bump In 2018

Law firms in Texas are optimistic in their outlook for 2018, a survey released Thursday said, but an increasing number of firms are being approached about combinations and many are considering making a move as competition ramps up in the state's legal market. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

A civil rights and employment attorney tops this week's list of legal lions after her work on closing the gender gap in Hollywood got an unexpected boost before a global audience on Oscar night, while the lambs list is stacked with a host of attorneys embroiled in legal and ethical hot water, starting with a former Akin Gump partner sentenced this week to 30 months in prison. Read more »

Pro Bono Spotlight

Milbank Associate Scores 'Emotional' School Segregation Win

The Eleventh Circuit last month barred the racial segregation of an Alabama county's public schools in a personally meaningful win for a Milbank Tweed Hadley & McCloy LLP associate who worked on the case pro bono for more than two years. Read more »

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National Collegiate Athletic Association
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Securities and Exchange Commission
U.S. Environmental Protection Agency

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Army Corps of Engineers
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California Public Utilities Commission
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Department of Commerce
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Federal Bureau of Investigation
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Federal Trade Commission
Government Accountability Office
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National Institute of Standards and Technology
Pension Benefit Guaranty Corp.
St. Regis Mohawk Tribe
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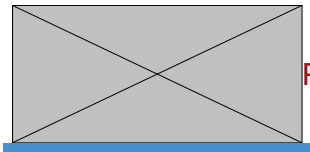
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 5/8/2017 7:43:53 AM
Subject: [Marketing Mail] Trump's Enforcement Flexing Has Trade Bar Energized



PUBLIC POLICY.

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Monday, May 8, 2017

TOP NEWS

Analysis

Trump's Enforcement Flexing Has Trade Bar Energized

The early days of the Trump administration have been marked by aggressive trade enforcement moves that have emboldened the petitioners' side of the trade bar to aggressively pursue creative avenues to secure tariff relief for their clients. Read more »

Analysis

What NYC's New Tax Abatement Program Means For Attorneys

The replacement for New York City's 421-A property tax exemption program, now called Affordable New York, was codified with the state budget passed last month and developers and their attorneys are working to figure out what will be required to qualify under the new program and how the process will work. Law360 takes a look at Affordable New York and some of the issues real estate attorneys will be grappling with as the new program starts to get used. Read more »

Embattled Army Sec. Nominee Steps Down

President Donald Trump is now 0 for 2 on nominees to serve as Secretary of the Army after Tennessee State Sen. Mark Green announced Friday he has withdrawn his nomination for the position amid backlash over his record on issues of LGBTQ rights, women's rights and religious liberty. Read more »

Analysis

FCC's Broadband Reversal Puts Expanded Access In Doubt

The Federal Communications Commission's plan to reverse the classification of broadband as a utility and rethink net neutrality rules may also undercut the agency's ability to expand broadband through its universal service fund, as it may no longer be deemed an essential telecom service and eligible for support under the program, according to experts and the commission's sole Democratic member. Read more »

ABA Raises Concerns Over DHS Searches Of Lawyer Devices

The American Bar Association on Friday called for a review and modification of U.S. Department of Homeland Security rules permitting the search of lawyers' laptop computers, cellphones and other electronic devices at U.S. border crossings, citing confidentiality and privilege concerns. Read more »

Analysis

9th Circ. Ruling Deepens Debate Over Equal Pay Act

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Ethridge Quinn
Fisher Phillips
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Jenner & Block
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Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Kohn Kohn
Kramer Levin
Lane & Waterman
Latham & Watkins
Mandelbaum Salsburg
Mayer Brown
McGuireWoods

A Ninth Circuit decision last month exposed a divide among circuit courts over whether the federal Equal Pay Act allows basing an employee's salary on pay history alone, further fueling ongoing policy debates about closing the gender pay gap. Read more »

Pruitt Takes Himself Off CPP, Waters Of US Cases

U.S. Environmental Protection Agency Administrator Scott Pruitt on Thursday said he will not participate in several pending lawsuits involving the agency, many of which he pursued as Oklahoma attorney general. Read more »

Ex-Rep. Schock Fights 'Opaque' Government Theft Charge

Former U.S. Rep Aaron Schock asked an Illinois federal court Friday to dismiss one of the 24 counts he is facing over allegations that the Peoria, Illinois, Republican stole more than $100,000 in campaign and congressional funds, calling the count overly broad, repetitive and prejudicial. Read more »

BANKING & SECURITIES

DC Circ. Told To Embrace 10th Circ. Ruling On SEC Judges

An investment adviser urged the D.C. Circuit on Thursday to follow the Tenth Circuit's lead in finding that the U.S. Securities and Exchange Commission's in-house judges are unconstitutional, pointing to the Tenth Circuit's recent refusal to rehear the issue. Read more »

ENERGY & ENVIRONMENTAL

BLM Will Rethink California Fracking Plan

The Bureau of Land Management agreed to redo a resource management plan for large tracts of land in California that would have been opened to fracking and oil drilling, a win for environmentalists who alleged that the agency failed to consider the plan's risks. Read more »

Sen. Rubio Floats Bill To Extend Florida-Area Gulf Drilling Ban

U.S. Sen. Marco Rubio, R-Fla., on Thursday introduced legislation that would extend a drilling ban in the Gulf of Mexico off Florida's coast to 2027 but would also give the Sunshine State a cut of the offshore drilling revenues doled out to the other four Gulf states. Read more »

High Court Pressed To Nix Virginia's Uranium Mining Ban

A uranium company has urged the U.S. Supreme Court to overturn Virginia's ban on uranium mining, arguing that the Fourth Circuit's backing of the ban conflicts with high court precedent that holds that state laws addressing radiation dangers are preempted by the Atomic Energy Act. Read more »

BLM Asks 10th Circ. To Pause Fracking Rule Litigation

The U.S. Bureau of Land Management asked the 10th Circuit on Friday to hold in abeyance litigation over its rule imposing restrictions on fracking practices on federal and tribal lands, saying the Obama-era regulations may not reflect the Trump administration's policies. Read more »

DOI Shakes Enviros' Offshore Drilling Review Suit

A Washington, D.C., federal judge said Thursday the Interior Department isn't required to complete a long-pending review of its practice of approving offshore drilling permits without site-specific environmental reviews under a federal regulation cited by the Center for Biological Diversity, explaining why she tossed the group's challenge earlier this year. Read more »

HEALTH & LIFE SCIENCES

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Perkins Coie
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Mattel, Inc.
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New York Times Co.
Northeastern University
Oracle Corp.

Analysis

FDA Leaders Dish On Agency Policies Under Trump

U.S. Food and Drug Administration leaders, as well as experts from Big Pharma and BigLaw, took the stage on Thursday at a major annual conference and shared wide-ranging perspectives on the agency's likely priorities and policies under the Trump administration. Here are four key takeaways from the nonprofit Food and Drug Law Institute's annual gathering. Read more »

MEDIA & ENTERTAINMENT

Mass. Anti-SLAPP Law Is Unconstitutional, 1st Circ. Told

A Massachusetts law protecting First Amendment speech and petitioning from lawsuits — called an anti-SLAPP law — is currently unconstitutional because it deprives plaintiffs of their rights to a trial by jury, a disgruntled homeowner suing an architectural firm over allegedly inaccurate drawings told the First Circuit on Thursday. Read more »

TRANSPORTATION & INFRASTRUCTURE

Feds Investigating Uber For Regulator-Dodging Software

Uber is under federal investigation for using a software tool allowing it to dodge local transportation regulators that were cracking down on the ride-hailing giant's unauthorized operations in certain cities and regions, according to a Thursday report. Read more »

GOVERNMENT CONTRACTS

GSA Fell Short On Improper Payments Compliance, OIG Says

The U.S. General Services Administration fell short of meeting its statutory requirements to help reduce improper payments in 2016, with its evaluation and reporting of those payments both off the mark, a GSA watchdog claimed Thursday. Read more »

VA Needs To Improve Facility Planning, GAO Says

The U.S. Department of Veterans Affairs should make changes in its processes meant to align its portfolio of facilities with veterans' needs and locations, as its current processes are too slow and fail to account for all necessary factors to ensure facilities are properly planned, the U..S. Government Accountability Office said in a report Friday. Read more »

INTERNATIONAL TRADE

USTR Pick To Move Forward Next Week, McConnell Says

The confirmation of U.S. Trade Representative nominee Robert Lighthizer will move forward, Senate Majority Leader Mitch McConnell said on the floor Thursday, after votes Monday on the president's picks to head the U.S. Air Force and the U.S. Food and Drug Administration. Read more »

Trump Trade Deals Must Share TPP's Goals, CRS Says

Despite President Donald Trump's derision of the Trans-Pacific Partnership, the administration remains bound to pursue the same objectives underlying the now-shelved agreement in any new major trade negotiations or face a morass of congressional gridlock, according to a report released Thursday by the Congressional Research Service. Read more »

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Bureau of Labor Statistics
Bureau of Land Management
California Energy Commission
Central Intelligence Agency
Congressional Budget Office
Congressional Research Service
Consumer Financial Protection Bureau
Department of Commerce
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Maritime Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
International Thermonuclear Experimental Reactor
Maritime Administration
National Institutes of Health
National Oceanic and Atmospheric Administration
National Security Agency
New York Attorney General's Office
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Securities and Exchange Commission
Small Business Administration
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection

Del. Unclaimed Property Rules Defy Ruling, Tax Group Says

Delaware's new unclaimed property rules fail to meet the standards of the court ruling they were drafted to address, an interstate trade association told the state's Department of Finance on Wednesday. Read more »

Federal Court Again Upholds Colo. Taxpayer Bill Of Rights

A Colorado federal court on Thursday tossed a challenge to the state's Taxpayer Bill of Rights on the basis that it violated legislative taxing powers, ruling that the lawmakers, school districts, political subdivisions and citizens bringing the suit lacked standing to sue. Read more »

IMMIGRATION

State Dept. Proposes Tougher Visa Questioning Process

The U.S. Department of State is seeking to implement stricter visa questioning in line with President Donald Trump's so-called extreme vetting measures, according to a document published by the Federal Register on Thursday, which outlines newly proposed reporting requirements from selected travelers. Read more »

DOL Needs Authority To Curb H-1B Visa Abuse, Senators Say

U.S. Sens. Chuck Grassley, R-Iowa, and Dick Durbin, D-Ill., called on colleagues on Friday to pass legislation they authored giving the U.S. Department of Labor added authority to investigate skilled foreign worker visa programs such as the H-1B program, saying it would prevent businesses from replacing U.S. workers with cheaper foreign labor. Read more »

Caseworkers Can't Be Blocked From Farms, Judge Rules

Caseworkers, including legal aid workers, should enjoy First Amendment protection in making outreach visits to migrant workers living on their employers' land, a Maryland federal judge has ruled, saying caseworkers hit with now-rescinded trespassing notices may keep pursuing most of their claims. Read more »

Jeb Bush Backs Ariz. In Immigrant Licenses Dispute

Former Florida Gov. Jeb Bush has become the latest public figure to support Arizona as it asks the U.S. Supreme Court to review a Ninth Circuit decision that permanently barred the state from refusing driver's licenses to immigrants brought to the country illegally as children. Read more »

NATIVE AMERICAN

Calif. Tribe Battles Bid To Toss Federal Recognition Suit

The Tsi Akim Maidu of Taylorsville Rancheria fought back Thursday against the U.S. Department of the Interior's bid to nix the tribe's suit seeking to compel the federal government to find that the tribe never lost its status as federally recognized, rejecting the contention that its claims are barred by a statute of limitations. Read more »

TELECOMMUNICATIONS

Oracle Backs FCC In Nixing Open Internet Regs

Oracle Corp. in a letter on Friday praised a Federal Communications Commission plan to undo the legal framework for 2015 net neutrality rules, telling the FCC that the draft proposal would be a step forward to update rules "in the complex and converging broadband world." Read more »

FCC Chief Touts Deployment, Deregulation In First 100 Days

Federal Communications Commission Chairman Ajit Pai said in remarks Friday that the first 100 days of his chairmanship have been a productive period marked by

U.S. Department of Agriculture
U.S. Department of Health and Human Services
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U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

progress on closing the digital divide, boosting innovation, cutting regulatory red tape and improving internal processes. Read more »

Seattle Boosts Broadband Privacy In Wake Of Bill Nixing Rules

The city of Seattle has issued a rule to strengthen broadband privacy for consumers a month after President Donald Trump signed a bill eliminating privacy rules for broadband providers set by the Federal Communications Commission late in the Obama administration. Read more »

Rural Broadband Group Wants FCC To Review Privacy Rules

A trade group for rural internet providers has told the Federal Communications Commission that its privacy rules for telecom companies differ from the Federal Trade Commission's privacy approach and the agency should take a fresh look at its framework or risk hitting companies with two sets of standards. Read more »

EXPERT ANALYSIS

The Good, The Bad And The Ugly Of The AHCA

Much of the mass media coverage of the American Health Care Act recently passed by the U.S. House of Representatives has focused on the same few aspects of the bill. Dennis Alessi of Mandelbaum Salsburg PC discusses several provisions that have not been reported as widely — but which are of significant importance — and the expected impact of the bill. Read more »

How Brexit May Harm The US Nuclear Industry

As it exits the European Union, the United Kingdom will also withdraw from Euratom — the European Atomic Energy Community. But U.S.-U.K. trade in nuclear materials is authorized through the U.S.-Euratom agreement. So unless swift action is taken to execute a new bilateral agreement, U.S.-U.K. nuclear trade may grind to a halt in 2019, says John Matthews of Morgan Lewis & Bockius LLP. Read more »

Opinion

Why Wildlife Whistleblower Rewards Need Work

Laws governing wildlife whistleblower rewards have existed for over 30 years, and apply to informants who provide information on crimes covering animals, fish and plants. Unfortunately, they have not been effectively utilized as the powerful tool that Congress intended, say Steven Kohn of Kohn Kohn & Colapinto LLP and Ashley Binetti of the National Whistleblower Center. Read more »

State Bank Regulators To OCC: 'Innovation' Starts In States

The Office of the Comptroller of the Currency's recent proposal to create special-purpose national bank charters for financial technology companies is not without political concerns. As a result, some opposition has developed on both sides of the congressional aisle, says Thomas Brooks of Clark Hill PLC. Read more »

In Congress: House Out Of Town

After the most significant and dramatic week of the 115th Congress, having kept the government funded through the end of the fiscal year and passed its bill to repeal the Affordable Care Act, the House is on a scheduled district work period. The Senate is the only chamber in session this week, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP. Read more »

LEGAL INDUSTRY

Analysis

4 Ways Laterals Can Spot A Toxic Law Firm Before Day 1

Many attorneys are lured laterally to new law firms that appear placid from the outside but that they discover soon after accepting a job offer are actually plagued by toxic workplace cultures. Here are four red flags that a law firm may be trying to hide bad blood. Read more »

Legal Jobs Bounce Back In April After Rough Start To 2017

The legal services industry rebounded in April after a three-month slide, gaining more than 1,000 jobs and seeing positive growth for the first time in 2017, according to the monthly jobs report released Friday by the Bureau of Labor Statistics. Read more »

Dewey Jury Eyes Execs' Actions In $150M Bond Offering

A New York jury deliberating fraud charges against two former Dewey & LeBoeuf LLP executives requested testimony Friday regarding what investors in a $150 million private bond offering were told about the ailing firm's finances and who told them. Read more »

Jenner & Block $3M Fee Win Appealed To Supreme Court

Patent holding company Parallel Networks LLC has asked the U.S. Supreme Court to hear a dispute between it and Jenner & Block LLP over a lower court's finding that an agreement allowed the firm to drop its representation of Parallel Networks and still receive $3 million in fees, after Texas' high court declined the case. Read more »

Legal Tech Download: Mergers And New Office Openings

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at six major recent developments in legal tech. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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U.S. Department of the Interior
Federal Trade Commission
Bureau of Land Management
Department of Commerce
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Government Accountability Office
Nuclear Regulatory Commission
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. House of Representatives
Animal and Plant Health Inspection Service
Bureau of Labor Statistics
California Energy Commission
Central Intelligence Agency
Congressional Budget Office
Congressional Research Service
Consumer Financial Protection Bureau
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Maritime Commission
Fish and Wildlife Service
International Thermonuclear Experimental Reactor
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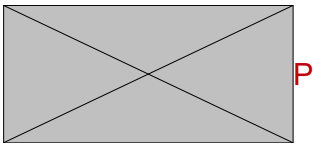
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 1/10/2018 9:14:08 AM
Subject: New Tax Law At Odds With Treaties, International Policy



PUBLIC POLICY.

Wednesday, January 10, 2018

TOP NEWS

Analysis

New Tax Law At Odds With Treaties, International Policy

The Republicans' sweeping tax legislation radically revised the treatment of overseas income in a way that undermines tax treaties at a time when U.S. multinational businesses will need them to resolve cross-border disputes that are on the horizon, specialists say. Read more »

Analysis

Telecom Policy Wish List For 2018

As the new year gets underway, telecom attorneys have high hopes for certain policy changes that promise new technology strides, more civil public debate and enhanced local cooperation. Here's a look at some popular policy resolutions for 2018. Read more »

DACA Compromise Negotiations Heat Up At White House

President Donald Trump said Congress should draft a "bill of love" while also maintaining a hard line on border security in striking a deal to continue protections for beneficiaries of the Deferred Action for Childhood Arrivals program as part of negotiations at the White House on Tuesday. Read more »

Panel Blocks Gerrymandered NC Map, Demands Redo

A federal congressional map has been blocked due to partisan gerrymandering for the first time in U.S. history, as a panel of federal judges on Tuesday ordered North Carolina's Republican-controlled General Assembly to redraw district lines before this year's midterm elections because its current plan is unconstitutional. Read more »

Senate Fills 1st Tenn. Judicial Post, Advances 2nd Nominee

The Senate voted to approve President Donald Trump's first federal judge of the new year, confirming Frost Brown Todd LLC member William Campbell Jr. to an empty judge post in Tennessee on Tuesday, as well as advancing a nominee to fill a second vacancy in the state. Read more »

Ex-USPTO Director Lee Says She Did Not Stack PTAB Panels

Former U.S. Patent and Trademark Office Director Michelle Lee told Law360 in a recent interview she did not stack panels of Patent Trial and Appeal Board judges to achieve a particular outcome, addressing an issue that has been a source of criticism for the board and drawn concerns from some U.S. Supreme Court justices. Read more »

Kamala Harris, Cory Booker Get Seats On Judiciary Panel

Sens. Kamala Harris, D-Calif., and Cory Booker, D-N.J., on Tuesday were set to have seats on the U.S. Senate Judiciary Committee following a shake-up after the resignation of Sen. Al Franken, D-Minn., and election of Sen. Doug Jones, D-Ala. Read more »

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Gibbons PC
Goodwin
Greenspoon Marder
Hamrick & Evans
Haynes and Boone
Hogan Lovells
Jaffe & Asher
Kaufman & Company LLC
Kilpatrick Townsend

BANKING & SECURITIES

Sens. Look Open To Shifting Anti-Money Laundering Rules

Senators from both parties on Tuesday appeared to back making changes to anti-money laundering requirements that would ease the amount of time and money that banks spend on targeting suspicious transactions, while at the same time modernizing the system for halting illicit funds. Read more »

FINRA To Eye ICOs, Cryptocurrencies In 2018

The Financial Industry Regulatory Authority plans to increase its focus on how broker-dealers handle initial coin offerings and cryptocurrency transactions, a booming niche that is attracting more regulatory attention, according to the organization's annual examination letter Monday. Read more »

ENERGY & ENVIRONMENTAL

DOI Says It Will Remove Fla. Coast From Drilling Plan

The U.S. Department of the Interior announced Tuesday that it would remove Florida's coast from the locations it plans to allow for future oil drilling, following opposition from Republican Gov. Rick Scott and environmental groups. Read more »

Christie Beats Suit Over Lead Poisoning In Newark Schools

A New Jersey federal judge on Monday tossed a putative class action alleging that New Jersey Gov. Chris Christie and related parties exposed Newark school children to lead-contaminated water and tried to cover up the health hazard, saying students' parents have failed to back up their claims. Read more »

Exxon Seeks To Depose Calif. Officials Over Climate Suits

Exxon Mobil Corp. on Monday told a Texas state judge that attorneys and California public officials who allege the oil giant is liable for effects that climate change is having on their cities and counties have downplayed those same effects to bondholders. Read more »

Senate Dems Lament Renomination Of Trump Enviro Pick

President Donald Trump's decision to renominate his controversial pick to lead the White House's Council on Environmental Quality has been met with criticism, with the head Democrat on the U.S. Senate Committee on the Environment and Public Works calling the resubmission "shortsighted." Read more »

HEALTH & LIFE SCIENCES

Fla. Judge Finds 24-Hour Abortion Delay Law Unconstitutional

A Florida law requiring women to wait 24 hours after an initial doctor's visit before obtaining an abortion is unconstitutional, a Tallahassee federal judge ruled Tuesday, permanently blocking enforcement of the statute. Read more »

HHS Nominee Eyes New Tacks On Drug Prices, Provider Pay

The Trump administration's nominee to lead the U.S. Department of Health and Human Services opened the door Tuesday to new approaches for easing drug prices and basing Medicare reimbursement on the performance of health care providers. Read more »

CMS Medicaid Change Without Public Input Vexes 1st Circ.

Three First Circuit judges on Monday challenged a government attorney as they dug into a claim that the Centers for Medicare and Medicaid Services bypassed public participation and slid a substantive change in how Medicaid reimbursements are calculated into a statement online. Read more »

King & Spalding
Latham & Watkins
LegalForce RAPC Worldwide
Lewis Brisbois
Marashlian & Donahue
McCarter & English
McGuireWoods
Morrison & Foerster
Nelson Mullins
Nixon Peabody
O'Melveny & Myers
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Orrick Herrington
Patterson Belknap
Paul Weiss
Pepper Hamilton
Poyner Spruill
Proskauer Rose
Quinn Emanuel
Reed Smith
Riley Warnock
Salon Marrow
Sanford Heisler
Steptoe & Johnson LLP
Wiley Rein
Wilson Sonsini
Womble Bond Dickinson

COMPANIES

AT&T Inc.
Allergan PLC
American Civil Liberties Union
American Enterprise Institute
American Gaming Association
American Immigration Council
Apple Inc.
Assurant Inc.
Chevron Corporation
Citigroup Inc.
Clearing House Payments Co. LLC
Competitive Enterprise Institute
Computer & Communications Industry Association
Covidien PLC
Democratic National Committee
ESPN Inc.
Electronic Frontier Foundation
Eli Lilly and Company
Environmental Law Institute
Exxon Mobil Corporation
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CMS Told To Speed Up Collection Of State Medicaid Data

The Centers for Medicare & Medicaid Services needs to do more work to speed up the collection of state-reported Medicaid data and develop a specific plan to use that information to oversee the federal program, the nonpartisan U.S. Government Accountability Office said in a report released Monday. Read more »

Mass. US Atty Won't Rule Out Pot Prosecutions Post-Reversal

The newly appointed U.S. attorney for Massachusetts, where residents have voted to legalize marijuana for recreational use, declined on Monday to promise that he would not prosecute members of the marijuana industry in the wake of Attorney General Jeff Sessions' rollback of an Obama-era policy limiting the enforcement of federal marijuana laws. Read more »

MEDIA & ENTERTAINMENT

Penn National Sues Pa. Over Gambling Expansion Law

A Pennsylvania casino on Tuesday filed a federal lawsuit challenging the state's 2017 gambling expansion legislation that authorized 10 new casinos, saying new competition would cannibalize its revenues and cause roughly $34 million in yearly revenue losses. Read more »

Ind. Lawmaker Introduces Sports Gambling Bill

An Indiana state representative on Monday introduced a bill that would legalize sports betting if the federal ban is lifted when the U.S. Supreme Court rules in New Jersey's challenge to federal law. Read more »

TRANSPORTATION & INFRASTRUCTURE

Old Standards Holding Back Auto Safety Advancement

Federal regulators' failure to routinely update motor vehicle standards to keep up with technological advancements and industry best practices hampers the deployment of safer driving technology, including automated or self-driving cars, according to a report released Tuesday. Read more »

PRIVACY & CYBERSECURITY

Analysis

FISA Renewal Hinges On Warrants To Snoop On Americans

The debate in Washington over renewing a federal spy program that allows warrantless surveillance of foreign investigation targets has boiled down to a single question, experts say: whether authorities need a warrant to search for American citizens' data swept up in the program. Read more »

Supreme Court Questions Police Power To Search Vehicles

The U.S. Supreme Court grilled government lawyers Tuesday over the ability of police to inspect motor vehicles in two criminal cases raising novel questions under the Fourth Amendment, which protects against unreasonable searches and seizures. Read more »

GOVERNMENT CONTRACTS

County, Las Vegas Airport Dodge Landowner's FCA Suit

A Nevada federal judge on Monday tossed a False Claims Act suit alleging Clark County and McCarran International Airport illegally obtained hundreds of millions of dollars in airport improvement grants, saying the whistleblower's claims were time-barred or weren't specific enough to allege fraud. Read more »

Financial Industry Regulatory Authority Inc.
General Electric Company
Google Inc.
Horizon Blue Cross Blue Shield of New Jersey
LegalZoom.com Inc.
Major League Baseball Inc.
Make the Road New York
Microsoft Corporation
Mylan NV
NFL Enterprises LLC
National Basketball Association
National Hockey League
National Immigration Law Center
Netflix Inc.
New York Times Co.
New York University
Oil States International Inc.
Penn National Gaming Inc.
Public Knowledge
SAS Institute
Sands Casino Resort Bethlehem
Sentinel Management Group Inc.
Sinclair Broadcast Group, Inc.
The Renco Group
Tribune Media Co.
Twitter Inc.
U.S. Bancorp
Volkswagen
XL Catlin

GOVERNMENT AGENCIES

Bay Mills Indian Community
Bureau of Citizenship and Immigration Services
California Department of Transportation
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Committee on Foreign Investment in the United States
Congressional Research Service
Council on Environmental Quality
Department of Commerce
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Financial Crimes Enforcement Network

AEROSPACE & DEFENSE

Beirut Victims' Kin Tell 2nd Circ. Not To Review Ruling

Families of the victims of the 1983 Beirut Marine Corps barracks bombing urged the Second Circuit on Monday not to reconsider its decision to revive an avenue for them to potentially seize $1.68 billion linked to Iran's central bank, saying an appellate panel got it right last year when it ordered a lower court to take another look at whether they could access the funds. Read more »

INTERNATIONAL TRADE

CFIUS Needs More Support, Not Overhaul, House Panel Told

The Committee on Foreign Investment in the United States needs modernized processes and additional resources to combat rivals like China, but proposed legislation that would expand CFIUS' jurisdiction may overburden the interagency committee, a panel of experts told the House Financial Services Committee on Tuesday. Read more »

Analysis

Scope Of US-Korea Trade Deal Overhaul Still Taking Shape

The Trump administration's decision to reopen the U.S.-South Korea trade agreement has big implications for the two countries' economic partnership, but experts tracking the process still have substantial questions about how aggressive the two sides will be in reshaping the 2012 accord. Read more »

Report On Rural America Calls For Removing Trade Barriers

The Interagency Task Force on Agriculture and Rural Prosperity presented a report to President Donald Trump on Monday that includes more than 100 recommendations to improve life in rural America, including creating a strategy to remove unjustified trade barriers and increasing access to the global market. Read more »

TAX

Analysis

Millionaires' Tax Debate Continuing In Cities, States

With the newly signed federal tax reform law, H.R. 1, widely characterized as disproportionately benefiting the wealthy, the debate over so-called millionaires' taxes is advancing in several state and city jurisdictions, a move that could theoretically take back some of the potential windfall for the affluent. Read more »

Dems Ask If Administration's Pressuring IRS On Tax Tables

Senate Finance Committee ranking member Ron Wyden, D-Ore., and House Ways and Means ranking member Richard Neal, D-Mass., in a Monday letter questioned whether the Trump administration was wrongfully pressuring the IRS to produce 2018 withholding tables that would result in a systematic underwithholding of federal taxes from taxpayer earnings. Read more »

Ryan Says Tax Act Spurs Cos. To Stay In US, Boost 401(k)s

Assurant Inc. announced Tuesday that it plans to remain a Delaware corporation, and Aflac recently said it would boost its employee 401(k) matching, decisions that Republican House Speaker Paul Ryan linked to the federal tax overhaul. Read more »

IMMIGRATION

Analysis

What Attorneys Can Do For Salvadorans Losing TPS

Fish and Wildlife Service
Government Accountability Office
Hartsfield-Jackson Atlanta International Airport
Internal Revenue Service
Judicial Conference of the United States
Kiowa Tribe of Oklahoma
Little River Band of Ottawa Indians
McCarran International Airport
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
National Security Agency
National Security Council
New Jersey Attorney General's Office
North Carolina Department of Justice
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Oglala Sioux Tribe
Securities and Exchange Commission
St. Regis Mohawk Tribe
Substance Abuse and Mental Health Services Administration
U.S. Army
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Navy
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
World Trade Organization

About 200,000 Salvadorans will lose their temporary protected status in the United States next year, and many attorneys are now scrambling to offer these immigrants a legal means to remain in the U.S. Here, experts share the options these immigrants should weigh. Read more »

Feds Deny Considering Forcing Out Some H-1B Visa Holders

The Trump administration pushed back Tuesday against reports that it caved to pressure from the business community and is no longer considering certain new restrictions for the H-1B program that would have forced some visa holders to leave the U.S. Read more »

'Difficult' DACA Cases Head To 2nd Circ.

A New York federal judge on Monday granted the Trump administration's bid to immediately appeal a November order allowing key procedural and racial-animus allegations to continue in two cases challenging the impending termination of the Deferred Action for Childhood Arrivals program, sending the "difficult" cases to the Second Circuit. Read more »

Pardoned Ex-Sheriff Arpaio Says He's Running For Senate

Former Maricopa County, Arizona, Sheriff Joe Arpaio announced Tuesday that he's running for Senate despite his continued battle in the Ninth Circuit to wipe from his record a criminal contempt conviction over racial profiling following President Donald Trump's pardon of the matter. Read more »

TELECOMMUNICATIONS

Commissioner Carr Nominated To Full FCC Term

FCC Commissioner Brendan Carr has been nominated by President Donald Trump to serve a full five-year term at the agency, the White House said Tuesday. Read more »

Collins Becomes 1st GOP Sen. To Back Net Neutrality Effort

The effort to overturn the Federal Communications Commission's net neutrality order gained further steam Tuesday as Sen. Susan Collins, R-Maine, backed the effort, putting the push one GOP vote from victory. Read more »

WHITE COLLAR

Feinstein Puts Out Fusion GPS Founder's Russia Interview

Sen. Dianne Feinstein on Tuesday publicly released the transcript of a closed-door interview Fusion GPA founder Glenn Simpson in which he described his firm's research suggesting the Russian government had interfered in the U.S. presidential election. Read more »

PEOPLE

Ex-DOJ Enviro Head John Cruden Joins Beveridge & Diamond

The former chief of the U.S. Department of Justice's environment division, John Cruden, has joined Beveridge & Diamond PC as a principal, the firm said Wednesday. Read more »

King & Spalding Adds Former Prosecutor To Chicago Office

King & Spalding added another member of the Illinois Northern District U.S. Attorney's Office to the roster in its newest Chicago office Monday, with a former prosecutor joining its special matters and government investigations practice, the firm announced. Read more »

NJ Gov.-Elect Names Ex-Paul Weiss Atty, Others To Top Posts

Democratic New Jersey Gov. Elect Phil Murphy on Tuesday unveiled his incoming

administration's senior leadership team, including a former Paul Weiss Rifkind Wharton & Garrison LLP associate and a current general counsel for the state's Assembly, with a mission to "change the culture in Trenton." Read more »

EXPERT ANALYSIS

The Uncertain Fate Of Migratory Birds

It remains to be seen if the recent reversal of the U.S. Department of the Interior's long-standing position regarding the Migratory Bird Treaty Act will withstand challenges. The launch of this decision — just before Christmas and without a solicitor — highlights some potential pitfalls, says Hilary Tompkins, a partner at Hogan Lovells and former solicitor of the DOI. Read more »

Amici Views On Big Pharma 'Renting' Sovereign Immunity

The Patent Trial and Appeal Board recently requested briefing from amici for the first time — in Mylan v. Saint Regis Mohawk Tribe. In general, technology and pharmaceutical companies argued that the deal assigning Allergan patents to the tribe was a sham, while other tribes and a group of law professors supported the sovereign immunity defense, says Ben Bourke of Womble Bond Dickinson LLP. Read more »

What Tax Reform Means For The Energy Sector: Part 2

Companies in the energy sector will be affected by many provisions in the new tax law, including changes to base erosion taxation, the corporate alternative minimum tax, net operating losses, contributions in aid of construction, partnership and other pass-through income and Section 199 domestic production activities, say attorneys with Eversheds Sutherland LLP. Read more »

Inside New Regs On Sharing Substance Use Disorder Info

A rule recently issued by the Substance Abuse and Mental Health Services Administration demonstrates the agency's attempt to find a balance between making substance use disorder information available to those who need it for legitimate purposes while safeguarding it from improper uses and disclosures, says Patricia Markus of Nelson Mullins Riley & Scarborough LLP. Read more »

New Magnitsky Sanctions Expand Enforcement Authority

New sanctions under the 2016 Global Magnitsky Human Rights Accountability Act not only provide the U.S. government with a new instrument to take action in response to conduct that might violate the Foreign Corrupt Practices Act or the U.S. anti-money laundering laws, but also expand the scope of U.S. extraterritorial enforcement, say partners with Dentons. Read more »

Series

My Supreme Court Debut: An Impassioned Plea

As I rose to the lectern for my first argument at the U.S. Supreme Court, I realized that the court had to that point heard over 90 minutes of oral argument about California's "three strikes" law, but no one — not any of the lawyers, not any of the justices — had expressed outrage that a man could spend life in prison for shoplifting, says Erwin Chemerinsky, dean of UC Berkeley Law School. Read more »

LEGAL INDUSTRY

Analysis

7 Habits Of Successful Litigators & How They Apply To You

Being a litigator requires organization, discipline and efficiency, and even the most revered litigators admit there are challenges to staying organized and progressing on projects. Here, Law360 looks at seven daily habits litigators have adopted to help them manage busy schedules and stay on task to attain success. Read more »

Big Data Drives Innovation And New Risks For GCs

While data provides the foundation for such advancements as artificial intelligence chatbots and autonomous vehicles, it also carries new and unintended legal implications, according to a report released Tuesday by Crowell & Moring LLP. Read more »

Renco Sues Ex-Kaye Scholer Attys Over $214M Verdict

The Renco Group sued its former attorneys from Kaye Scholer in New York state court Monday, blaming the counsel for an "inconsistent" jury verdict that cost the company and its billionaire owner Ira Rennert $214 million in damages over fraudulent transfers. Read more »

Judge Wood Talks To Law360 About Rooting Out Harassment

Law clerks who worked for Ninth Circuit Judge Alex Kozinski believed court rules barred them from speaking out about his alleged harassment — a misunderstanding that Seventh Circuit Chief Judge Diane Wood hopes she can prevent through a new committee on sexual harassment, she told Law360 in an interview Tuesday. Read more »

IP Firm Stakes Survival On War Against Non-Atty TM Services

A California attorney has lodged his eighth complaint in just three weeks over online trademark registration services, telling Law360 on Tuesday that his litigation war over such companies' use of non-lawyers for legal work is a "matter of survival" for his firm. Read more »

LA Developer Can Redo Lewis Brisbois Office Fire Claims

A California judge on Tuesday gave a Los Angeles developer another shot at his counterclaims that the state's failure to fix a broken fence gave an arsonist the means to start a fire that caused $80 million of damage, including at Lewis Brisbois Bisgaard & Smith LLP's former high-rise outpost. Read more »

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Denenberg Tuffley
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Drinker Biddle
Duane Morris
Eversheds Sutherland
Frost Brown Todd
Gibbons PC
Goodwin
Greenspoon Marder
Hamrick & Evans
Haynes and Boone
Hogan Lovells
Jaffe & Asher
Kaufman & Company LLC
Kilpatrick Townsend
King & Spalding
LegalForce RAPC Worldwide
Lewis Brisbois
Marashlian & Donahue
McCarter & English
McGuireWoods
Morrison & Foerster
Nelson Mullins
Nixon Peabody
O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Pepper Hamilton
Poyner Spruill
Proskauer Rose
Quinn Emanuel
Reed Smith
Riley Warnock
Salon Marrow
Sanford Heisler
Steptoe & Johnson LLP
Wilson Sonsini
Womble Bond Dickinson

COMPANIES

American Civil Liberties Union
Citigroup Inc.
Oil States International Inc.
AT&T Inc.
Allergan PLC
American Enterprise Institute
American Gaming Association
American Immigration Council
Apple Inc.

Assurant Inc.
Chevron Corporation
Clearing House Payments Co. LLC
Competitive Enterprise Institute
Computer & Communications Industry Association
Covidien PLC
Democratic National Committee
ESPN Inc.
Electronic Frontier Foundation
Eli Lilly and Company
Environmental Law Institute
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
General Electric Company
Google Inc.
Horizon Blue Cross Blue Shield of New Jersey
LegalZoom.com Inc.
Major League Baseball Inc.
Make the Road New York
Microsoft Corporation
Mylan NV
NFL Enterprises LLC
National Basketball Association
National Hockey League
National Immigration Law Center
Netflix Inc.
New York Times Co.
New York University
Penn National Gaming Inc.
Public Knowledge
SAS Institute
Sands Casino Resort Bethlehem
Sentinel Management Group Inc.
Sinclair Broadcast Group, Inc.
The Renco Group
Tribune Media Co.
Twitter Inc.
U.S. Bancorp
Volkswagen
XL Catlin

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Senate
U.S. Department of Health and Human Services
U.S. Department of the Treasury
Federal Bureau of Investigation
Federal Communications Commission
Internal Revenue Service

U.S. Attorney's Office
Bureau of Citizenship and Immigration Services
Government Accountability Office
Office of Foreign Assets Control
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. House of Representatives
U.S. Patent and Trademark Office
Bay Mills Indian Community
California Department of Transportation
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Committee on Foreign Investment in the United States
Congressional Research Service
Council on Environmental Quality
Department of Commerce
Executive Office of the President
Federal Aviation Administration
Financial Crimes Enforcement Network
Fish and Wildlife Service
Hartsfield-Jackson Atlanta International Airport
Judicial Conference of the United States
Kiowa Tribe of Oklahoma
Little River Band of Ottawa Indians
McCarran International Airport
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
National Security Agency
National Security Council
New Jersey Attorney General's Office
North Carolina Department of Justice
Office of the Comptroller of the Currency
Oglala Sioux Tribe
St. Regis Mohawk Tribe
Substance Abuse and Mental Health Services Administration
U.S. Army
U.S. Department of State
U.S. Navy
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 3/12/2019 9:00:33 AM
Subject: New Study Shows Embedded Chip Cards Helping to Contain Fraud

Demand for Digitization and Data-Driven Decisioning is Remaking Mortgage Lending

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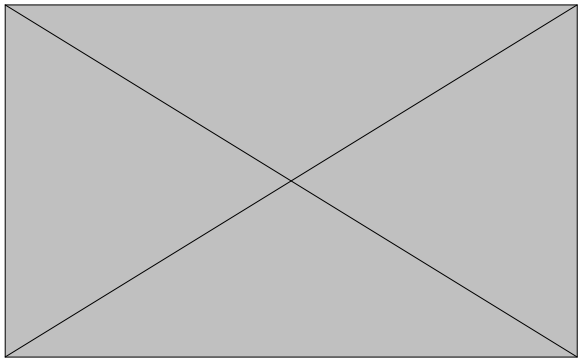
A Banking Exchange Newsletter



New Study Shows Embedded Chip Cards Helping to Contain Fraud

The recent shift to EMV (embedded chip) cards is helping to contain existing card fraud. According to the study, existing card fraud losses declined from $8.1 billion in 2017 to $6.4 billion last year. Read more...

Demand for Digitization and Data-Driven Decisioning is Remaking Mortgage Lending

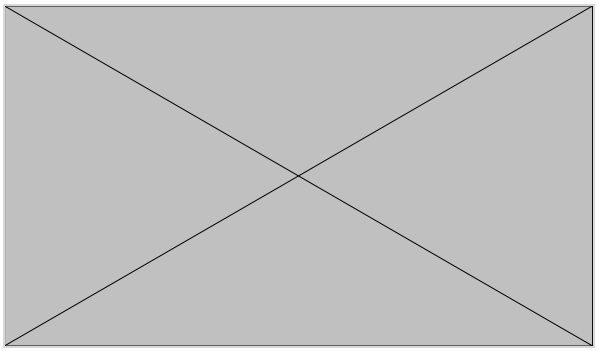
Purchasing a home is an integral part of the American dream, and a mortgage is often what makes that dream a reality. Mortgage lending is vital to the majority of financial institutions, enabling them to operate profitably while meeting the needs of consumers. Read more...

Disrupt or Be Disrupted: Why Banks Must Leverage Digital Channels as Competitive Differentiators

The past decade has marked significant upheaval in the international banking sector. Young Gen-Xers and Millennials may still be leery of big banks, but experts are confident that the market is starting to look up. Read more...

The Importance of the FX Global Code

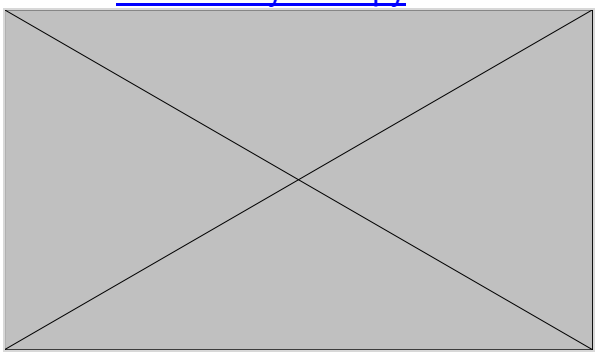
The Mafia. The Cartel. The Bandits Club. These menacing-sounding names bring to mind crime shows and gangster movies, not the Foreign Exchange (FX) market. Yet, the monikers are exactly what these names reference: the FX market. Read more...



CSI WHITE PAPER

Executive Report: 2019 Banking Priorities

What will rise as the hot button issue in the financial services industry for 2019? Will it be regulatory relief? Threats from various tech disruptors and cybercriminals? A shake-up in the digital payments sector? Download your copy



BOTTOMLINE WHITE PAPER

The Digital Transformation Is Here

Technology has made people more connected and empowered. Consumers now dictate where, when, and how they connect with businesses, and set the standards for how businesses engage with them. Read more...

Banking Exchange
Yakol LLC
700 Canal Street
Stamford Connecticut 06902
United States

You are subscribed to this email as cgoodman@lasvegasnevada.gov.
Click here to modify your preferences or unsubscribe.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Diana Paul[dpaul@LasVegasNevada.GOV]
From: Margaret Kurtz
Sent: Thur 7/9/2015 8:31:35 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>

From: Diana Paul
Sent: Thursday, July 09, 2015 7:25 AM
To: cgoodman
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.
>
> <image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman

Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>_____

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: cgoodman
Sent: Thur 3/15/2018 2:59:51 PM
Subject: FW: Sad News

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Feedback

From: The Brearley School Alumnae Association [mailto:alumnae@brearley.org]
Sent: Thursday, March 15, 2018 7:27 AM
To: Carolyn Goodman
Subject: Sad News

Dear Class of 1957,
It is with sadness that I share news of Laure de Montebello's passing on March 3, 2018. Laure de Montebello '85 is survived by her mother Edith de Montebello '57. We have provided the link for her obituary.
http://www.legacy.com/obituaries/nytimes/obituary.aspx?n=laure-de-montebello&pid=188401272

Sincerely,
Alumnae Relations

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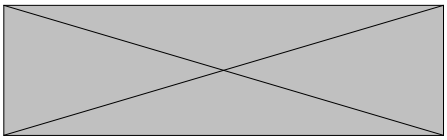
THE BREARLEY SCHOOL

610 East 83rd Street, New York, NY 10028

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 9/11/2018 5:07:42 PM
Subject: White Paper: Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

Trouble viewing this email? Read it online

White Paper: Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security



WHITE PAPER
Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

[redacted]

[redacted]

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Yakol LLC
700 Canal Street
Stamford, Connecticut 06902
United States

This email is intended for cgoodman@lasvegasnevada.gov.
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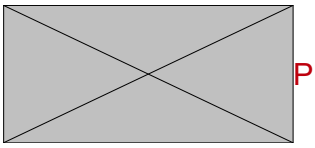
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 12/6/2017 9:01:00 AM
Subject: Swing Vote Kennedy Conflicted In Masterpiece Cakeshop Case



PUBLIC POLICY.

Wednesday, December 6, 2017

TOP NEWS

Swing Vote Kennedy Conflicted In Masterpiece Cakeshop Case

In a major case over whether a Christian baker can refuse to make a custom wedding cake for a same-sex couple, U.S. Supreme Court Justice Anthony Kennedy, who is expected to cast the deciding vote, appeared torn between supporting religious liberty and LGBT rights during oral arguments Tuesday. Read more »

Analysis

Top 4 Groups Lobbying The FCC

November infused new energy into already-active FCC dockets, bringing another wave of net neutrality filings as the commission scheduled a vote to reverse the Obama-era protections and released a draft of the proposed item. But the most prolific lobbyists also weighed in on such high-profile issues as Lifeline subsidy changes and copper network retirement. Read more »

Senate Approves Trump's Homeland Security Pick

The U.S. Senate on Tuesday voted to confirm President Donald Trump's second Homeland Security secretary, despite opponents who cited her lack of management experience. Read more »

Dodd-Frank Rollback Bill Moves Out Of Committee Unchanged

A Senate panel on Tuesday advanced a bipartisan package of changes to the Dodd-Frank Act, rejecting a slew of amendments from more liberal Democrats that could have altered the delicate framework that allowed lawmakers from both parties to produce the compromise bill. Read more »

Tax Pro Sees Threat To Global Tax Break From Senate Patch

An 11th-hour addition to the Senate's tax overhaul could threaten a key Republican goal with tax reform — ending the worldwide taxation of U.S. companies — according to a leading tax practitioner. Read more »

BANKING & SECURITIES

Fed Chair Nominee Easily Clears Committee

A Senate panel on Tuesday moved Jerome Powell's nomination to be the next Federal Reserve chairman forward in a nearly unanimous vote. Read more »

SEC Approves NYSE Plan To Delay End-Of-Day Material News

The U.S. Securities and Exchange Commission on Monday approved a New York Stock Exchange plan to bar companies from releasing end-of-day material news for up to five minutes after markets close, a move intended to prevent price discrepancies and market confusion. Read more »

Credit Union Sues Trump For Naming Mulvaney CFPB Director

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Cleary Gottlieb
Clifford Chance
Cotchett Pitre
Covington & Burling
Cravath Swaine
Davis Polk
Davis Wright Tremaine
Day Pitney
Debevoise & Plimpton
Dechert
Earthjustice
Emery Celli
Eversheds Sutherland
Freshfields
Fried Frank
GCA Law Partners
Gibson Dunn
Gupta Wessler
Hogan Lovells
Holwell Shuster
Kasowitz Benson
King & Greisen

A credit union sued President Donald Trump and his appointed Consumer Financial Protection Bureau acting director Mick Mulvaney in New York federal court on Tuesday, claiming Trump undermined the Constitution to pick his man over the deputy director selected by the former agency head. Read more »

ENERGY & ENVIRONMENTAL

FERC Ruling Casts New Scrutiny On Oil Pipeline Contracts

The Federal Energy Regulatory Commission's recent ruling that an oil pipeline company's plan for its marketing arm to buy up pipeline space at full price while reselling it at a discount is illegal will send other pipeline operators scrambling to review their own marketing deals and could spark more litigation at FERC, experts say. Read more »

BLM Will Fight Methane Enforcement Ruling At 9th Circ.

The Bureau of Land Management on Monday said that it will appeal to the Ninth Circuit an October ruling from a California federal magistrate judge that reactivated Obama-era regulations limiting methane gas emissions on public lands. Read more »

AGs Lob Latest Suit Accusing EPA Of Missing Smog Deadline

A coalition of 15 attorneys general from states including New York, California and Massachusetts sued the U.S. Environmental Protection Agency and its leader on Tuesday, alleging the agency has missed a deadline to identify the areas of the U.S. that are subject to smog reduction requirements. Read more »

Conservationists Sue Over Trump's Move To Slash Monument

The Conservation Lands Foundation and two other groups added their lawsuit on Monday to a growing list of challenges to President Donald Trump's decision to slash the size of two Utah national monuments, arguing that federal law prevents the president from reducing the size of Grand Staircase-Escalante National Monument. Read more »

HEALTH & LIFE SCIENCES

GOP Tax Bill Likely To Ax ACA Mandate, Rep. Brady Says

Top House Republican tax writer Kevin Brady, of Texas, said Tuesday the finalized version of the GOP tax bill making its way through Congress will more than likely get rid of the Affordable Care Act's individual mandate. Read more »

House OKs Tougher Sentences For Female Genital Mutilation

The House of Representatives voted to approve a bill Tuesday afternoon to increase punishments for medical professionals and others who perform female genital mutilation procedures on their patients. Read more »

Pro Bono Spotlight

MoFo Helps Defeat 2nd-Trimester Abortion Law In Texas

Morrison & Foerster LLP helped abortion clinics and providers reach a pro bono victory in late November when a U.S. district judge ruled that a Texas law restricting the most common second-trimester abortion practice in the country is unconstitutional. Read more »

IP & TECHNOLOGY

PTAB Judge Says New Regs Will Increase Patent Amendments

U.S. Patent Trial and Appeal Board Chief Judge David Ruschke predicted on Monday there will be an increase in the number of motions to amend challenged patents following the recent issuance of new guidance lowering the burden on such claims. Read more »

Linklaters
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Milbank Tweed
Morrison & Foerster
Munger Tolles
Paul Weiss
Polsinelli
Proskauer Rose
Ropes & Gray
Shearman & Sterling
Sheppard Mullin
Simpson Thacher
Skadden
Taylor English
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Weil Gotshal
Western Environmental Law Center
White and Williams
Wilkinson Walsh
Willkie Farr
Winston & Strawn

COMPANIES

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American Bar Association
American Civil Liberties Union
American Public Health Association
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Facebook
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Federation for American Immigration Reform
FireEye Inc.
Ford Motor Company
General Motors
Google Inc.
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MEDIA & ENTERTAINMENT

Trump Can't Cite Duties To Slip Defamation Suit: Accuser

Summer Zervos, the former “Apprentice” contestant who sued President Donald Trump for defamation after he said her sexual misconduct claims were lies, sought to swat aside protests that his work was too important for him to be sued by telling a New York state judge on Tuesday that no one was above the law. Read more »

Russian Olympic Team Barred From 2018 Winter Olympics

The International Olympic Committee on Tuesday suspended the Russian Olympic Committee, a move that comes after the IOC has levied a number of lifetime bans against the nation’s past Olympic athletes for violating global doping rules, but opened the door for individual Russian athletes to compete in the 2018 Winter Olympics to be held in Pyeongchang, South Korea, under the Olympic flag. Read more »

CYBERSECURITY & PRIVACY

EU Regulators Demand Action On 'Privacy Shield' Issues

Europe’s data protection authorities on Tuesday warned that they would move to strike down the trans-Atlantic Privacy Shield data transfer pact if officials don’t act within the next year to address several “significant concerns,” including a lack of clear guidance on consumers' redress rights and insufficient U.S. surveillance guarantees. Read more »

TRANSPORTATION & INFRASTRUCTURE

DOT Yanks Emergency Brakes Mandate For Crude Oil Trains

The U.S. Department of Transportation said late Monday it will pull a 2015 final rule requiring trains carrying crude oil, ethanol and other flammable liquids to be outfitted with electronically controlled pneumatic brakes, or ECP brakes, saying it’s unclear whether the perceived safety benefits justified the costs to railroads. Read more »

Plan To Move Miami Tennis Tournament Hits Possible Snag

IMG Worldwide Inc. on Tuesday appeared poised to score a win for a long-term deal to move its Miami Open tennis tournament to the Miami Dolphins' stadium, but a last-minute change by the county before approving two needed agreements had the company questioning if the plan will clear the net. Read more »

EMPLOYMENT

OSHA Nominee Backs Criminal Penalties During Hearing

President Donald Trump’s pick to lead the Occupational Safety and Health Administration told a panel of senators Tuesday that he would consider pursuing criminal penalties against certain egregious workplace safety violators but stopped short of promising an increased effort to publicize violations through agency-issued press releases. Read more »

Sen. Presses VA On Alleged Whistleblower Retaliation

Sen. Claire McCaskill, D-Mo., asked the U.S. Department of Veterans Affairs on Monday to explain its ongoing efforts to protect whistleblowers at the agency, saying she was “troubled” by reports alleging that retaliation against VA employees is on the upswing. Read more »

COMPETITION

Halliburton Company
Henry Ford Health System
IMG Worldwide Inc.
Immigration Reform Law Institute
International Business Machines Corporation
International Olympic Committee
LexisNexis Group
Lifeway Foods Inc.
Magellan Midstream Partners, L.P.
Microsoft Corporation
National Australia Bank
National Conference of State Legislatures
National Wildlife Federation
Natural Resources Defense Council
New York University
Planned Parenthood Federation
PricewaterhouseCoopers
Reed Elsevier
Sierra Club
The Boeing Company
The Coca-Cola Company
The Wilderness Society
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Virtu Financial Inc.
Wal-Mart Stores Inc.
Washington Post Co.
Wilderness Workshop
World Anti-Doping Agency

GOVERNMENT AGENCIES

Bank of England
Bureau of Labor Statistics
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory

ABA Sections Caution France On Merger Review Changes

A pair of American Bar Association sections said they do not want France's competition watchdog to implement sector-specific or market-share-based merger notification thresholds as part of a possible retooling of the country's merger and control laws, according to a Tuesday announcement from the ABA. Read more »

CONSUMER PROTECTION

CFPB Leadership Fight Hurtles Toward Likely Appeal

The Consumer Financial Protection Bureau official fighting to wrest the agency's top job from President Donald Trump's temporary pick won a faster timetable Tuesday than the administration wants, thanks to an aggressive briefing schedule set by a D.C. federal judge that tees the suit up for a likely appeal. Read more »

GOVERNMENT CONTRACTS

GAO Urges VA To Improve Medical Supply Purchase Program

A program the U.S. Department of Veterans Affairs implemented to streamline its medical supply purchases lacked sufficient planning and oversight, meaning it hasn't yet met its cost savings and efficiency goals and needs improvement, a VA watchdog said Monday. Read more »

INTERNATIONAL TRADE

Australia, Mexico Want In On US-China WTO Dispute

Mexico and Australia are the latest countries seeking to keep tabs on a high-stakes World Trade Organization battle over the U.S. policy toward China in anti-dumping probes, each stressing their "substantial trade interest" in the case after its recent escalation over aluminum foil. Read more »

TAX

Analysis

House's Complex Pass-Through Tax Plan Expected To Fizzle

As the House and Senate prepare to reconcile their vastly different proposals for taxing pass-through enterprises, practitioners anticipate that the more complex House plan, favoring capital-intensive businesses and passive investors, ultimately will get ditched for the more labor-friendly Senate version. Read more »

EU Releases 'Blacklist' Of Tax Havens, Including South Korea

The European Union's Economic and Financial Affairs Council released Tuesday a list of 17 nations it says are "uncooperative on tax matters," opening them to possible economic sanctions. Read more »

EU Adopts Rules To Revamp VAT System For Online Sales

The Council of the European Union on Tuesday adopted regulations to overhaul its antiquated value-added tax system so that certain online sales from countries outside the EU no longer will be exempt from the tax and to reduce compliance costs for businesses. Read more »

Tax Bill Likely To Yield Wave Of State Laws, Experts Say

As sweeping federal tax changes move closer to becoming law, a panel of experts warned Tuesday that the effects on state and local budgets are likely to result in a flood of state legislation to reduce negative impacts. Read more »

IMMIGRATION

Commission
Federal Financial Institutions Examination Council
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Government Accountability Office
Internal Revenue Service
Judicial Conference of the United States
Navajo Nation
New York Attorney General's Office
Occupational Safety and Health Administration
Pipeline and Hazardous Materials Safety Administration
Privacy & Civil Liberties Oversight Board
Prudential Regulation Authority
Securities and Exchange Commission
Texas Attorney General's Office
Texas State Senate
Transportation Security Administration
U.S. Coast Guard
U.S. Copyright Office
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
World Health Organization
World Trade Organization

Judge Wants Help Responding To High Court DACA Stay Bid

A California federal judge asked for help Monday responding to a U.S. Supreme Court petition the Trump administration filed recently seeking to pause a discovery mandate in a group of cases contesting the planned end of the Deferred Action for Childhood Arrivals program. Read more »

GOP Senator Sponsors Bill Addressing DACA, Border Security

The Senate GOP unveiled a bill Tuesday intended to address the recipients of the Deferred Action for Childhood Arrivals program, and quickly faced criticism from Democrats that the bill would not do enough to protect participants. Read more »

Immigration Group Sues Ind. City Over 'Welcoming' Policy

The legal arm of an organization that calls for lower immigration levels on Tuesday filed a lawsuit challenging an ordinance in Gary, Indiana, that calls for the city to be welcoming to immigrants and for authorities not to cooperate with federal immigration-related requests unaccompanied by court orders. Read more »

NATIVE AMERICAN

9th Circ. Gives Navajo Partial Win In Waters Rights Suit

A Ninth Circuit panel on Monday gave the Navajo Nation a partial win in its water rights suit against the U.S. Department of the Interior, ruling that a district court's dismissal of its breach of trust claim was not warranted, and sent the claim back to the lower court to consider it on its merits. Read more »

EXPERT ANALYSIS

High Court's Latest Travel Ban Ruling Lacks Details

On Monday the U.S. Supreme Court lifted all stays on the third version of President Trump's travel ban. The paragraph-long ruling was devoid of limitations on the wide discretion available when deciding whether or not to bar an individual, which essentially leaves U.S. customs agents, defense counsel and those affected by the order to decipher the logistics as they go, says Tahanie Aboushi of The Aboushi Law Firm. Read more »

Is A Shift In DOJ Qui Tam Intervention Policy Coming?

A U.S. Department of Justice official recently made a surprising policy announcement that has the potential to change the practice of attorneys involved in bringing and defending against qui tam lawsuits under the False Claims Act, say Brian McEvoy and Michael Besser of Polsinelli PC. Read more »

Basic Human Rights: Whose Job Is Enforcement?

The cases of Jesner v. Arab Bank and Doe v. Cisco Systems pose different legal tests under the Alien Tort Statute. But these decisions could hold major consequences for environmentalists, human rights activists and even individuals who have turned to ATS to go after transnational corporations, says Dan Weissman of LexisNexis. Read more »

Navigating Whistleblower Protections Across The Atlantic

Both the Dodd-Frank Act in the U.S. and rules under the Financial Conduct Authority in the U.K. provide whistleblower protections for financial industry employees who report fraud and regulatory breaches. Whereas the specific protections in the U.S. and U.K. differ somewhat, many of the protection mechanisms are remarkably similar, say Lynne Bernabei and Kristen Sinisi of Bernabei & Kabat PLLC. Read more »

Opinion

Leave The Never-Was-Neutral Net Alone

Federal Communications Commission Chairman Ajit Pai bills his recent net neutrality proposal as a "repeal" of the 2015 rules, but it really just imposes his own

version of net neutrality through impenetrable and ultimately ineffectual disclosures that both harm providers and confuse users, says Doug Hass, general counsel at Lifeway Foods Inc. Read more »

Opinion

The Numbers Indicate The Russian Olympic Ban Is Too Harsh

While the war of words between the World Anti-Doping Agency and Russia over alleged state-sponsored doping of Olympic athletes ended in a victory for WADA on Tuesday, there is evidence that supports a lesser punishment, says Ronald Katz, of counsel at GCA Law Partners LLP and chair emeritus of the Institute of Sports Law and Ethics at University of the Pacific. Read more »

LEGAL INDUSTRY

Litigation Boutiques Match, Exceed Cravath Scale Bonuses

A pair of litigation boutiques have revealed that their associates would receive year-end bonuses that either matched or exceeded the market scale established by Cravath Swaine & Moore LLP, which has remained the standard among many BigLaw firms. Read more »

Hackers Cite Roy Moore Scandal In Law Firm Snoop Scheme

Chinese hackers tried to spy on attorneys and snatch secret files from three multinational law firms by luring lawyers with phishing emails citing the uproar over Alabama Senate candidate Roy Moore, cybersecurity researchers said Tuesday. Read more »

Fla. Judicial Panel Offers Sens. 4 Names For District Seats

Florida's federal judicial nominating commission on Monday sent the names of four potential nominees — two trial court judges and two appellate judges — to the state's U.S. senators for the three vacancies on the Middle District of Florida bench. Read more »

Series

My Supreme Court Debut: 2 Moots And A Sweet Celebration

In my first argument at the U.S. Supreme Court, and each one thereafter, I stood up only after having been intensively questioned by my colleagues and having received their insights, advice and reactions, says Ginger Anders of Munger Tolles & Olson LLP. Read more »

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American Public Health Association
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Association of American Railroads
CTIA
Celgene Corporation
Center for Biological Diversity Inc.
Chevron Corporation
Chiquita Brands International Inc.
Cisco Systems Inc.
Clean Air Task Force
Environmental Defense Fund Inc.
Equifax Inc.
FedEx Corporation
Federation for American Immigration Reform
FireEye Inc.
Ford Motor Company
General Motors
H&M
Halliburton Company
Henry Ford Health System
IMG Worldwide Inc.
Immigration Reform Law Institute
International Business Machines Corporation
LexisNexis Group
Lifeway Foods Inc.
Magellan Midstream Partners, L.P.
National Australia Bank
National Conference of State Legislatures
National Wildlife Federation
New York University
Planned Parenthood Federation
PricewaterhouseCoopers
The Boeing Company
The Coca-Cola Company
The Wilderness Society
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Virtu Financial Inc.
Wal-Mart Stores Inc.
Washington Post Co.
Wilderness Workshop

GOVERNMENT AGENCIES
U.S. Supreme Court

U.S. Department of Justice
European Union
European Commission
Executive Office of the President
Consumer Financial Protection Bureau
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Veterans Affairs
U.S. House of Representatives
U.S. Senate
United Nations
Bank of England
Bureau of Labor Statistics
Bureau of Land Management
Department of Commerce
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Financial Institutions Examination Council
Federal Railroad Administration
Financial Conduct Authority
Government Accountability Office
Internal Revenue Service
Judicial Conference of the United States
Navajo Nation
New York Attorney General's Office
Occupational Safety and Health Administration
Pipeline and Hazardous Materials Safety Administration
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Texas Attorney General's Office
Texas State Senate
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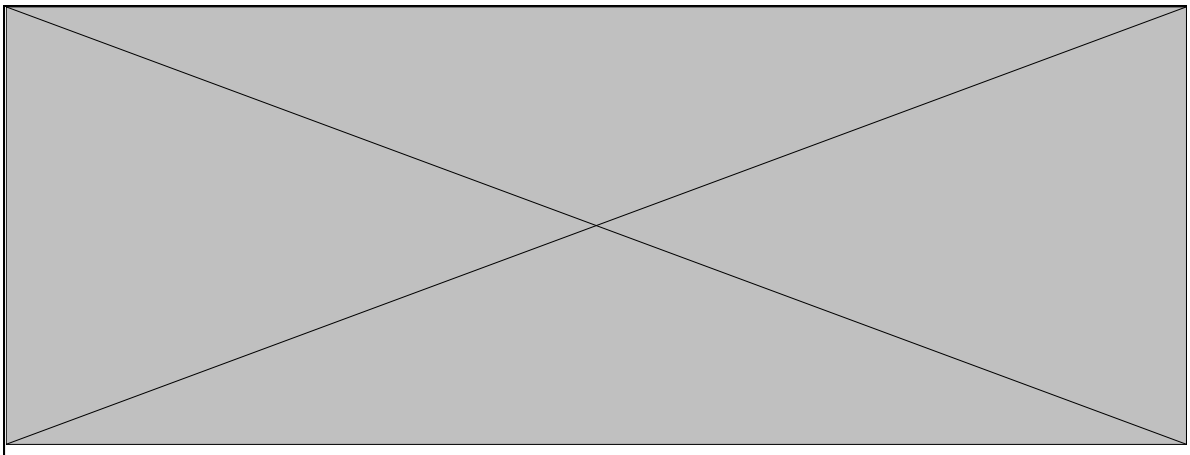
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GHS Compliance
Sent: Wed 3/4/2015 2:15:09 PM
Subject: Auditing EH&S programs for the Non-Technical Auditor in 2015



Date: Monday, March 9, 2015 | Length: 90 minutes
Time: 1:00 pm ET | 12:00 pm CT | 11:00 am MT | 10:00 am PT
Speaker - Lynn Fountain, CGMA, CRMA

Worldwide attention focused on global environmental issues and health and safety concerns from toxic chemicals tops the list of major risk areas that all companies must be able to manage. Environmental issues span further than hazardous waste or toxic emissions. Similarly, health and safety issues span further than a worker slip and fall or carpal tunnel syndrome. Compliance professionals must be prepared to proactively and effectively identify the risks incumbent in their everyday processes.

Compliance rules governing environmental health and safety issues are some of the most complex laws that exist today. Dependent on the industry, rules can incorporate aspects ranging from air, water, soil or waste pollution to worker safety regulations and community and employee health standards. These laws are often very technical in nature and require professionals with specific engineering, scientific or safety background to develop compliance programs. Companies often put significant capital into creating elaborate programs to address these various environmental and health and safety requirements. Once the programs are developed, their ongoing operation can overshadow the ongoing need of periodic operating effectiveness.

This session Auditing EH&S programs for the Non-Technical Auditor in 2015 by expert speaker Lynn Fountain is designed to provide compliance and audit professionals with base understanding of the most important risks associated with environmental health and safety concerns. In addition, attendees will uncover effective deployment strategies for assessing these very technical areas.

Training Objective

- Environmental issues span further than hazardous waste or toxic emissions.
- Common Chemical and EH&S Risks
- Understanding EH&S terminology
- Regulations impacting EH&S compliance professionals should understand
- Effective utilization of assessment methods: maturity model assessment, interviews, site visits, questionnaires

- Application of attorney client privilege to audits
- Keys to reporting results

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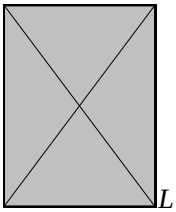

Lynn Fountain is a subject matter expert in internal Audit, risk management, fraud, ethics, compliance and internal controls. She has over thirty years experience in the corporate world and has served as a Chief Audit Executive for two international companies.

Ask a question at the Question and Answers session following the live event and get advice unique to your situation, directly from our expert speaker.

We also recommend:

- Mar 19, 2015: Auditing the Supply Chain for Electric Utilities and Petrochemical Companies by Lynn Fountain

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Thur 11/30/2017 12:31:22 PM
Subject: Improve Quality of Patient Care by Refining Value-Based Strategies

.

Ted Burton

Good morning,

Medícare, Medícaid and prívate payers look to accelerate the transition from volume to value and population health through targeted incentives. Going forward, healthcare leaders need to develop a value-based strategy so they can position their organizations for financial success in the new value-based world. A refined and comprehensive value-based strategy can advance important goals for a healthcare organization, among them: enhancement of quality of care and improvement of patient outcomes; promotion of safe medical practices; sharing of best clinical practices; increased efficiencies in care delivery; facilitation of appropriate utilization of services; and alignment of financial incentives.

Join us for this 60-minute Live Webinar—"**Paying Healthcare Providers for Quality and Value: Key Trends and Stark Law Considerations**" with expert speaker **Joseph Wolfe** on **Friday, December 1, 2017** at **1 pm ET**, where he will provide a better understanding of the legal issues surrounding paying for quality and value. This knowledge will help you refine your current strategy and identify new delivery models and potential opportuníties. Joseph will provide a straight-forward, practical explanation of developing concepts, including the quality and value metrics into new federal healthcare programs and commercial payment systems. He will also discuss the new delivery models, what providers can do to develop a value-based strategy, and the application of the Stark Law and other fraud and abusé laws to new models aimed at population health, quality of care and cost control.

Session Highlights

- A general overview of new quality and value-based payment trends
- The new quality payment program (QPP) of the Centers for Medícare & Medícaid Services (CMS)
- QPP pathways and potential options for clinicians as they navigate the program during the 2017 transition year and beyond
- Potential strategies for incentivizing physicians in connection with the rollout of new value-based programs
- Application of the existing regulatory framework (e.g., AKS, Stark, CMP, benefíciary inducement, etc.) to new models aimed at incentivizing population health, quality of care and cost control

Session Agenda

- Introductory concepts
  - Highlights of healthcare reform trends
  - Complying with the current climate and considerations for managing risk
  - Focus on the 3 tenets of defensibility
  - Focus on defensible business planning
- Overview of the regulatory standards
  - Regulatory framework covering federal healthcare programs, tax exemption issues, antitrust compliance and state law issues
  - Stark's general framework and common exceptions in it
  - The 3 tenets of defensibility
  - Overview of different aspects of Stark group practices
- Value-based compensation, waivers and gain sharing models
  - How Stark phases 1 and 2 take on value-based compensation
  - Current issues waivers and caution from CMS for battling fraud and abusé waivers
  - What's prohibited by CMS law, associated penalties and managing gainsharing arrangements
- Introduction to the CMS quality payment program

    - The two trackers, viz. advanced APMs and MIPS
    - Potential adjustments under MIPS
- Developing a quality and value strategy
    - Considerations for developing a PHM model strategy
    - Quality model compliance considerations
- And more

Get answers to your questions in the Q&A directly from the speaker

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Looking forward to your participation.

Thanks,
Ted Burton
Customer Relationship Director

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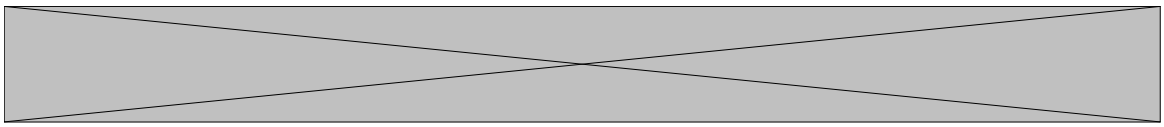


MANAGEMENT CLINIC

4 diseases dragging banks down

If your frontline people spend more time filling in forms than talking to customers, we've got bad news. Your bank is suffering from three diseases afflicting bank service. But we also have six best practices that can help. Read more

COMMUNITY BANKING

Banks borrowing to save and grow

A combination of factors has community banks tapping the debt markets both for growth fuel and as a cheaper alternative to existing capital forms, according to SNL Financial research. Read more

M&A STRATEGY

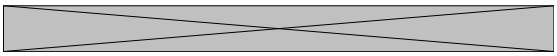
"Merge to make it" may not fly

Doing a deal may not produce what you hope if all it does is make you a bigger bank that lacks strategic focus. CCG Catalyst's Paul Schaus says in the fintech era meeting customer "pain points" comes first. If you aren't doing that, size won't help you. Read more

FINANCIAL PERFORMANCE

Don't give away your bottom line

Former bank CEO Peyton Patterson says bankers waive too many fees.



TALKING CREDIT

Going, going, going …

It's not just community banks disappearing, says Ed O'Leary. Large bank autonomy is eroding. Read more

AML & FRAUD

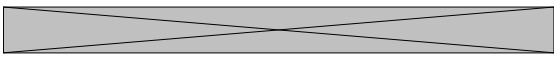
"Keep On Truckin"*

John Byrne presents a month-by-month recap of 2015 in the BSA/AML world. Read more

UNCONVENTIONAL WISDOM

3 ways Marketing earns "a seat at the table"

Cornerstone's Sam Kilmer has some tough talk for marketers who feel they have no say. *Join those who have reacted online after you read Kilmer's points.* Read more



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Inside look at an SBA profit machine

About 3,000 banks make SBA loans. Most have one lender doing on average $10 million a year.

Customer service is critical, but banks shouldn't give away the store–the need for revenue is *way* too strong. Patterson also discusses revenue building, efficiency, and beating fintechs. Read more

Seacoast Commerce does $200 million and is returning 19% on capital. Read more

SNL REPORT

Getting in on Lone Star comeback?

Some analysts worry about the banking industry's involvement with energy, but large banks doing business in Texas believe they're stockpiling some future plusses. Read more

PAYMENTS

Not your grandpa's prepaid card

If your sense of prepaid cards begins and ends with what's on the rack at your local pharmacy, it's time you updated your thinking. Read more

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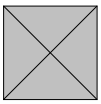

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

ABA calls for financial education volunteers

The American Bankers Association Foundation is calling for banker volunteers to register for its annual Teach Children to Save campaign and other 2016 financial education initiatives.

Now in its 20th year, the Teach Children to Save program is a national campaign that encourages banker volunteers to visit schools or youth groups in their local communities and present savings lessons. Teach Children to Save Day will be celebrated on April 29, but bankers can hold their lessons throughout the year.

"Early introduction to money concepts and financial discipline is key," said Rob Nichols, ABA's incoming president and CEO. "By presenting students with these financial education fundamentals, bankers set them on a path toward a financially fit future." Read more about ABA Foundation education opportunities

FORWARD TO A FRIEND OR COLLEAGUE

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Wed 10/3/2018 4:02:01 PM
Subject: Ralston Reports -- Morning Flash, 10/3/18

10.03.2018
This dispatch prepared for .

DAYS UNTIL EARLY VOTING BEGINS FOR THE 2018 GENERAL ELECTION: 17

DAYS UNTIL THE 2018 GENERAL ELECTION: 34

DAYS UNTIL THE 2019 LEGISLATURE BEGINS: 124

Good morning, everyone. It was very interesting to watch Tom Steyer in action at last night's town hall downtown. I'm not saying he's clearly running for president, but….well, yes I will say it. But he knows how to talk to a crowd, and progressives ate it up. He got a decent crowd for a weeknight in Vegas – 100-125, I'd guess. And he does appear to be doing a lot to register millennials to vote. If Dems do well in 2018, they will owe him a debt.

What's below: Gov candidates speak, Morning Flash nuggets and repeating a trivia question about a landmark agreement.

COMING UP

We intended to announce a new partnership yesterday, but technical difficulties prevented it. We are hoping for today.

GUBERNATORIAL CONTENDERS FACE THE STATE

I may do this as a blog post about the gubernatorial candidates and their "plans" for education, -- my biennial lament made more acute this cycle about major candidates not being specific about major issues -- but I wanted you, dear Flashees, to know that Steve Sisolak and Adam Laxalt spent about 12 or 13 minutes with Arianna Bennett on "Face the State" and said some interesting things.

Sisolak:

The Democrats said he wants to pay teachers more and increase education funding "unlike my opponent who wants to cut…." This is not so. Not only has Laxalt not said that – Sisolak is talking about The Commerce Tax repeal, I assume – but Laxalt's math indicates he would HAVE to raise taxes. (More below).

Sisolak firmly pledged not to raise taxes – I think this may be the first time and a response to Laxalt's pounding him on the "everything is on the table" comment from months ago and his property taxes comment, too. Sisolak says he will move room tax money that was earmarked for education and then stolen (my word, not his) by lawmakers violating the intent of an initiative petition, pot money and new internet sales tax money. No specifics, but that would be at least tens of millions of dollars.

"Right now, I don't see a reason for new taxes," he said. Right now.

Sisolak said he was a "fiscal moderate" – he later changed to "conservative" – and "socially liberal." He also said he favors raising the minimum wage in steps and emphasized he is a "blue-collar guy," although he is now slightly richer…..

Laxalt:

She got a lot more interesting stuff out of him, including him making clear (again) he either doesn't understand the state budget or the Commerce Tax or doesn't care.

She began by asking him about moving to Nevada to run for AG. That elicited this: "I was born in Reno. My family has been here for many generations. This is my home. Nevada's been my home."

Laxalt reiterated he will infuse $500 million in new money into education, which surely came from early reports of a surplus, one that is evanescent.

How will he pay for it – and additional money for school safety he mentioned, which will be very expensive? He risibly mentioned he has returned $30 million to the state from the AG budget, pot money (this is such a canard both candidates are using because it is not significant in the scheme of a billion-dollar education budget) and then he showed he does not get the surplus will be eaten up: "We are fortunate enough to grow enough that we had a big surplus….We can expect half a billion in surplus going into the session, probably more."

Then he reverted back to his Joeck of a talking point – at least his third estimate of Commerce Tax revenue: "The Commerce tax is less then 1 percent of our general fund." He later said it brings in "less than $100 million year," which ain't pennies and is still wrong.

This is false, and he either knows it or doesn't care. The Commerce Tax is the fifth largest revenue source for the state and after business tax credits for payees is at least $250 million and probably closer to $300 million – at least 3 percent and maybe 5 percent of the overall general fund and even Gov. Brian Sandoval has said it will hurt education to repeal it.

By the way, he has yet to explain WHY he wants to repeal it, especially if it is such a small part of the budget. What doesn't he like about it?

He also said twice it is "being used as a political battering ram," a vacuous talking point he has used for a long time.

When Bennett asked Laxalt, as she asked Sisolak, where he stood on the political spectrum on social issues, he said, "I don't know exactly the question." Then, obviously flustered, he defaulted to providing a better life for Nevadans and helping with the rape kit backlog. (Shhh – don't talk about abortion or LGBT issues. Amazing.)

On Medicaid, Laxalt said he will not roll it back – a recent position after he opposed Sandoval's expansion – and then he said he wants to "make sure the right people are on it." And he touted his efforts to fight Medicaid fraud.

Thanks, dear Flashees, for helping me write a draft of my coming blog post!

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 -- A real ad in the gov's race.

Nugget No. 2 -- Haaretz on the Senate race.

TRIVIA QUESTION OF THE DAY

No one got this, so one more try with this hint: It ultimately affected me. On this date in history, an agreement in Nevada took effect that one of the signers said "keeps us around another 35 years." Who said it and about what?

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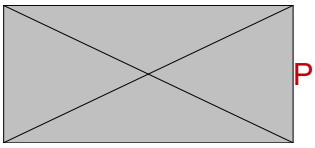
Subject: Has Litigation Finance Shed Its Stigma?



PUBLIC POLICY.

Tuesday, December 12, 2017

IN-DEPTH

Feature

Has Litigation Finance Shed Its Stigma?

Once a taboo topic in the halls of BigLaw, litigation finance is winning over converts. And the peer pressure is building for rival law firms to join the bandwagon. Read more »

Feature

What Your Colleagues Think Of Litigation Finance

We asked, and you answered. Here are the results of Law360's inaugural survey on third-party legal funding. Read more »

News Analysis

Why Investors Are Taking The Leap To 3rd-Party Funding

They often don't know exactly what they're buying, and there's an ever-present chance they could come up empty in a given case. Here's why investors are flocking to litigation finance anyway. Read more »

TOP NEWS

Analysis

Bitcoin Futures Bring Digital Currencies To Wider Market

The launch of bitcoin futures trading will likely pave the way for broader market acceptance of cryptocurrencies as investment products, experts said Monday, volatility risks notwithstanding. Read more »

Treasury's $300B Boost From Senate Tax Bill Disputed

Analysis released Monday from the U.S. Department of Treasury's Office of Tax Policy said the Senate's tax reform plan would ultimately boost revenue by $300 billion over the next 10 years, but its one-page memo was quickly derided by critics for depending on assumptions and a rosy economic outlook. Read more »

DOD To Accept Trans Troops After Court Refuses To Budge

The U.S. Department of Defense will allow transgender people to enlist in the military beginning Jan. 1, after a Washington, D.C., federal judge on Monday refused to halt an injunction against the Trump administration's efforts to stop transgender troops from serving. Read more »

Man Must Unlock Phone To Aid Abuse Probe: Mass. Court

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Gonzalez Olivieri
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A Massachusetts appeals court on Monday shot down a man's challenge to an order that required him to unlock his iPhone as part of a child abuse investigation, ruling that the directive didn't violate his Fifth Amendment rights because law enforcement already knew what would be on the device. Read more »

Senate Sets Up Vote For 'Not Qualified' Trump Judge Pick

The Senate on Monday advanced the nomination of Husch Blackwell LLP senior counsel L. Steven Grasz to an Eighth Circuit vacancy, despite Democrats' protests citing his "not qualified" rating from the American Bar Association. Read more »

Prosecutor Nominees Need To Be More Diverse, ABA Warns

The American Bar Association has urged the U.S. Department of Justice to place an emphasis on diversity when seeking recommendations for nominees to serve as U.S. attorneys, warning that a lack of diversity in the legal profession could erode public confidence in the justice system. Read more »

BANKING & SECURITIES

House Bill To Put Limits On Bank Agency Account Closures

Federal bank regulators would have new limits on ordering account closures in a bill passed by the House of Representatives on Monday, mandating that agencies have a reason beyond "reputational risk" to the firm to order an account closed. Read more »

ENERGY & ENVIRONMENTAL

Sinking Kids' Climate Suit Would 'Flood' 9th Circ., Judge Says

The Ninth Circuit's chief judge said Monday the court would be "absolutely flooded with appeals" if it sided with the U.S. Department of Justice and reversed an Oregon federal judge's ruling that gave 21 children a green light to sue the executive branch for allegedly endangering them and future generations with policies that contribute to climate change. Read more »

DC Circ. Urged To Affirm FERC Has No Pro-Pipeline Bias

The developers of the PennEast pipeline on Friday urged the D.C. Circuit to affirm that the Federal Energy Regulatory Commission's natural gas pipeline process isn't unconstitutionally biased in favor of industry, saying to accept an environmental group's argument otherwise would contradict a century's worth of due process legal theory. Read more »

Supreme Court Denies Petition Challenging Tax On Stored Gas

The U.S. Supreme Court on Monday denied ETC Marketing Ltd.'s petition for certiorari, which sought review of a Texas Supreme Court decision that upheld an ad valorem tax on natural gas inventory stored in the state. Read more »

EPA Blasts Challenge To Chemical Rule Delay At DC Circ.

The U.S. Environmental Protection Agency shot back Friday at challenges to its delay of an Obama-era chemical risk management rule, telling the D.C. Circuit the challengers didn't have standing as they couldn't establish there would be an "impending injury." Read more »

Enviros Sue Chem Safety Board Over Accident Report Rules

Environmentalists have sued the U.S. Chemical Safety and Hazard Investigation Board, alleging the agency has failed to publish regulations for accidental chemical-release reporting as required by the Clean Air Act. Read more »

INSURANCE

Northwestern Mutual Must Hold Manafort's Insurance Policy

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A federal judge on Monday granted Special Counsel Robert Mueller's request that Northwestern Mutual Life Insurance Co. be required to preserve the value of a life insurance policy for indicted former Trump campaign manager Paul Manafort and his wife. Read more »

TRANSPORTATION & INFRASTRUCTURE

Tesla Wins Info In Fight Over Direct Sales Ban In Mich.

Three Michigan auto dealers must hand over information about their lobbying efforts supporting a state ban on car manufacturers selling vehicles directly to consumers, a federal judge ruled Monday, rejecting their attempt to dodge a July order in Tesla's lawsuit alleging the ban creates an unconstitutional monopoly. Read more »

REAL ESTATE

Fla. City Scores Wins At 11th Circ. In Liquor Store Sale Row

The Eleventh Circuit on Friday largely affirmed a decision tossing litigation alleging a conspiracy between Marathon, Florida, and city officials to try to discourage the sale of a liquor store and cocktail lounge, concluding that most of the allegations were rightfully dismissed, but one isn't yet ripe for review. Read more »

EMPLOYMENT

Justices Leave PAGA No-Arbitration Rule Intact In Calif.

The U.S. Supreme Court refused on Monday to review a California appellate court decision that claims under the state's Private Attorneys General Act cannot be arbitrated, effectively rejecting arguments that the Federal Arbitration Act preempted state labor laws like PAGA that disfavor arbitration. Read more »

High Court Won't Decide If Title VII Bars Anti-Gay Bias

The U.S. Supreme Court on Monday declined to review an Eleventh Circuit ruling affirming dismissal of a lesbian security guard's allegations that a Georgia hospital violated Title VII by effectively firing her over her sexuality, leaving in place a circuit split over whether federal law bars discrimination against gay workers. Read more »

NLRB Partial Settlements Shift Is Trump Board's 1st Reversal

The National Labor Relations Board said Monday that its judges can sign off on partial settlement proposals even if the agency's general counsel and the charging party in a given case object, restoring the board's "reasonableness" settlement standard in the Trump board's first reversal of Obama-era policy. Read more »

States, AFL-CIO Back Seattle's Uber Union Law In 9th Circ.

A dozen states and the AFL-CIO threw their support behind the city of Seattle on Friday, telling the Ninth Circuit that a local ordinance allowing Uber and Lyft drivers to unionize should be upheld because it's covered by state-action immunity and doesn't violate federal antitrust law. Read more »

PRIVACY & CYBERSECURITY

House Passes DHS Cybersecurity Overhaul

The House of Representatives passed a bill Monday meant to centralize authority and responsibility for cybersecurity at the U.S. Department of Homeland Security, with backers claiming the legislation would allow for clear decision-making at the agency. Read more »

Intelligence Chief Set To Stiffen 'Unmasking' Standards

Director of National Intelligence Dan Coats will tighten requirements for when the

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LifeLock Inc.
Longford Capital Management LP
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Microsoft Corporation
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names of U.S. nationals that have been redacted in classified intelligence reports are able to be “unmasked,” according to a Friday media report. Read more »

INTERNATIONAL TRADE

WTO Delays Ruling In Landmark EU-China Dumping Scrap

A decision in the bombshell dispute between the European Union and China regarding the treatment of Beijing in anti-dumping cases has been delayed to the second half of 2018, the World Trade Organization said Monday, citing a lack of personnel on hand to weigh the case. Read more »

Lighthizer Plays Nice With WTO, Still Stumps For Revamps

U.S. Trade Representative Robert Lighthizer addressed the World Trade Organization’s Ministerial Conference in Argentina on Monday, with relatively kind words for the multilateral trading system while reiterating his call for big changes to the WTO. Read more »

TAX

EU Finance Chiefs Warn Congress Over GOP Tax Bills

The finance chiefs of Europe's five largest economies on Monday warned U.S. Treasury Secretary Steve Mnuchin and other U.S. leaders that provisions of the Republican tax bills could be at odds with World Trade Organization rules, break double-taxation agreements, constitute unfair trade practices and hurt international banking and insurance. Read more »

€8B Business Cost Prompts EU To Simply Tax Refund Process

The European Commission on Monday introduced a set of procedures aimed at simplifying the refund process for cross-border investors that are hit with a withholding tax twice, noting that the current repayment system’s complexity costs businesses €8.4 billion ($9.9 billion) a year. Read more »

OECD Proposes New Disclosure Rules For Tax Advisers

The Organization for Economic Cooperation and Development on Monday released recommended rules that would require tax advisers and planners to disclose if they are marketing structures or “schemes” to avoid new global reporting rules that prohibit tax evasion. Read more »

Pa.'s New Fraud Unit Nets $30M In Taxpayer Savings

A program designed to block fraudulent tax refunds is paying off for Pennsylvania, bringing in nearly $30 million in its first year. Read more »

IMMIGRATION

Justices Won't Review Admissibility Of I-9 Forms In Removals

The U.S. Supreme Court on Monday declined to review a Fifth Circuit decision that held that evidence from a Form I-9, or worker eligibility document, can be used against an immigrant in removal proceedings, not just in criminal proceedings. Read more »

Trump Sued By Refugees In Calif. Court Over 3rd Travel Ban

A group of refugees and immigrants and a social services organization on Friday amended a putative class action in California federal court to challenge President Donald Trump’s third travel ban, saying it is yet another attempt to target Muslims. Read more »

NATIVE AMERICAN

GOVERNMENT AGENCIES

Bureau of Alcohol Tobacco Firearms and Explosives
Bureau of Indian Affairs
Commodity Futures Trading Commission
Congressional Budget Office
Equal Employment Opportunity Commission
European Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Trade Commission
Government Accountability Office
Harris County Appraisal District
Houlton Band of Maliseet Indians
Indian Health Service
International Monetary Fund
Michigan Legislature
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
New York Attorney General's Office
Office of the Director of National Intelligence
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U.S. Chemical Safety and Hazard Investigation Board
U.S. Customs and Border Protection
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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Postal Service
U.S. Supreme Court
United Nations
Washington Legislature
World Trade Organization

EPA Says It Won't Change Challenged Tribal Water Rules

The U.S. Environmental Protection Agency said on Friday that it wouldn't change course on any decisions challenged in a suit from the state of Maine over the agency's tightening of water quality standards for tribal waters. Read more »

TELECOMMUNICATIONS

FCC, FTC Tout Enforcement Plan Before Net Neutrality Vote

Days before the Federal Communications Commission is expected to vote to roll back the legal underpinning for its net neutrality rules, it announced plans Monday to partner with the Federal Trade Commission to share information and enforcement duties for service providers that don't honestly disclose their open internet practices. Read more »

House Dem Looks To Block Vote On Net Neutrality Rollback

A Democratic congressman has introduced legislation to block Thursday's Federal Communications Commission vote to roll back net neutrality protections by invalidating what he calls flawed rulemaking efforts as the FCC presses forward with the controversial new rules. Read more »

Telecoms Tell 9th Circ. FCC's Network Transition Too Fast

Several telecommunications organizations asked the Ninth Circuit on Friday to review the Federal Communication Commission's recent move to speed the transition from copper to fiber optic networks, arguing that the decision is "arbitrary" and may violate federal laws. Read more »

WHITE COLLAR

Gates Keeps Defense Atty Despite Potential Conflict

Indicted Trump lobbyist Rick Gates will continue to be represented by Manhattan white-collar attorney Walter Mack despite a potential conflict of interest involving a separate criminal case, Gates told a D.C. federal judge Monday. Read more »

EXPERT ANALYSIS

The Trump Administration's Move Against SEC Judges

The government's new position on the constitutionality of the U.S. Securities and Exchange Commission's administrative law judges is more far-reaching and potentially consequential than is generally understood, says Daniel Walfish, a former SEC senior counsel now with Milbank Tweed Hadley & McCloy LLP. Read more »

10 Things To Know About Native American Policy: Part 1

The Trump administration has a number of regulatory priorities and political vacancies that need to be focused on, including key areas that would impact Indian Country such as tax reform proposals, insurance reform and fee-to-trust regulations, say attorneys with Akin Gump Strauss Hauer & Feld LLP. Read more »

A Look Back At 2017's Enviro And Energy Law Developments

2017 has been a year of dramatic shift in United States energy and environmental policy. As the year draws to a close, it's an apt time to review the key steps taken to achieve President Donald Trump's campaign goals, assess the impacts of the administration's actions, and postulate on what may be coming next, say Stacey Mitchell and Kenneth Markowitz of Akin Gump Strauss Hauer & Feld LLP. Read more »

Opinion

Standoff At WTO Is Giving Trade Ministers The Jitters

The World Trade Organization is in Buenos Aires this week for its biennial conference with increasingly diminished expectations for updating international trade

rules. One subject not on the agenda, but likely to be hotly debated, is the ongoing U.S. block on the appointment of new WTO Appellate Body members, says former WTO permanent delegate Robert McDougall, now a senior fellow at the Centre for International Governance Innovation. Read more »

6 Things You Need To Know About Millennial Jurors

Millennials are now the largest living generation and comprise one-third of jurors. While it is impossible to generalize a group so large and diverse, trial lawyers should be mindful of certain generational differences, say baby boomer Lee Hollis and millennial Zachary Martin of Lightfoot Franklin & White LLC. Read more »

LEGAL INDUSTRY

Another Boutique Tops Cravath Scale For Associate Bonuses

Two more firms announced in recent days that many of their associates would receive year-end bonuses that either matched or exceeded the market scale established by Cravath Swaine & Moore LLP, which has remained the standard among many BigLaw firms. Read more »

LA Boutique Says Ex-Gibson Dunn Atty Owes $140K In Fees

A former Gibson Dunn & Crutcher LLP partner skipped out on $140,000 in legal fees owed to Los Angeles-based boutique Brown Neri Smith & Khan LLP for an elderly abuse case, according to a state court suit filed Friday that said the former partner had even praised the boutique's work with some freshly baked bread. Read more »

Pierce Sergenian Shakeout Produces A Split-Off Boutique

Less than a year into its existence, Los Angeles litigation boutique Pierce Sergenian LLP has been renamed Pierce Burns LLP after two members split to form their own boutique as a result of a clash between the original name partners over their long-term visions, Law360 has learned. Read more »

Fla. Justices To Hear Row Over Judge's Facebook Friends

The Florida Supreme Court said Monday it will consider whether a judge should be disqualified from presiding over a case for being Facebook friends with opposing counsel, setting the stage for the court to refine the Sunshine State's laws on judges' social media use. Read more »

Analysis

15 Minutes With Pindrop's General Counsel

Clarissa Cerda, GC of voice technology security company Pindrop, shared with Law360 what she's most excited for in 2018 and her thoughts on alternative billing arrangements. Read more »

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Lewis Baach
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Olson & Olson LLP
Pierce Sergenian
Polsinelli
Proskauer Rose
Richman Greer
Ropes & Gray
Seward & Kissel
Shearman & Sterling
Shutts & Bowen
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Skadden
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Susman Godfrey

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Vorys Sater
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Wilkinson Walsh
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AT&T Inc.
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
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Arkema SA
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Association of Corporate Counsel
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Cable News Network Inc.
Comcast Corporation
Delaware Riverkeeper Network
Dice Holdings Inc.
Energy Transfer Partners, L.P.
Equifax Inc.
Gerchen Keller Capital LLC
Google Inc.
Gulf Oil Limited Partnership
Lambda Legal Defense & Educational Fund
Law Finance Group Inc.
LifeLock Inc.
Longford Capital Management LP
Lyft Inc.
Microsoft Corporation
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Association of Manufacturers
National Congress of American Indians
National Indian Gaming Association
Northwestern Mutual Life Insurance Co.
Pindrop Security Inc.
PricewaterhouseCoopers
Public Company Accounting Oversight Board

Public Knowledge
R&D Strategic Solutions LLC
Service Employees International Union
Sierra Club
Siguler Guff & Co. LP
Tesla Motors Inc.
The Utility Reform Network
Uber Technologies Inc.
United Services Automobile Association
United Steelworkers
University of Pittsburgh Medical Center
Volkswagen
Zeughauser Group LLC

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U.S. Department of Justice
U.S. Supreme Court
European Union
Federal Communications Commission
U.S. Environmental Protection Agency
World Trade Organization
Federal Trade Commission
U.S. Department of Homeland Security
International Monetary Fund
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of the Interior
Bureau of Alcohol Tobacco Firearms and Explosives
Bureau of Indian Affairs
Commodity Futures Trading Commission
Congressional Budget Office
Equal Employment Opportunity Commission
European Commission
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Government Accountability Office
Harris County Appraisal District
Houlton Band of Maliseet Indians
Indian Health Service
Michigan Legislature
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
New York Attorney General's Office
Office of the Director of National Intelligence
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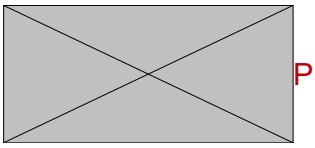
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 8/27/2018 8:44:49 AM
Subject: Senate Democrats Call For Delay To Kavanaugh Hearing



PUBLIC POLICY.

Monday, August 27, 2018

TOP NEWS

Senate Democrats Call For Delay To Kavanaugh Hearing

Democrats pushed the Senate Judiciary Committee chairman to delay the U.S. Supreme Court confirmation hearing of D.C. Circuit Judge Brett Kavanaugh in a letter Friday, pointing to the criminal charges against several of President Donald Trump's top aides while suggesting that the judge could shield Trump from legal woes. Read full article »

New DOL Directive Will Make Pay Audits More Predictable

The U.S. Department of Labor office that monitors federal contractors for violations of equal pay laws on Friday told its investigators to analyze compensation data largely on employers' terms, ditching an Obama-era directive that gave them more freedom to tailor audits. Read full article »

SEC To Reconsider Staff's Rejection Of 9 Bitcoin ETFs

The U.S. Securities and Exchange Commission said its commissioners will review a recent staff decision to reject nine bitcoin-based exchange traded funds, meaning agency leaders will take a closer look at a potentially innovative but untested investment idea that worries skeptics about fraud possibilities. Read full article »

Analysis

Calif. High Court Decision Is A Change Of Course For Zoning

A decision Thursday by the California Supreme Court on voter referendums that concern rezoning could change the way cities approach both rezoning and their general zoning plan, and lawyers say more opponents of development in the state may seek to use referendums to block future projects. Read full article »

Barnes & Thornburg Atty Tapped To Monitor ZTE Compliance

The U.S. Department of Commerce announced Friday that Barnes & Thornburg LLP partner Roscoe Howard will head the team overseeing ZTE Corp.'s compliance with U.S. export control laws, part of a $1.76 billion penalty announced in June over the telecom giant's illicit sales to Iran and North Korea. Read full article »

Feature

4 Policy Changes Targeting Vulnerable Immigrants

The Trump administration has pushed policy changes in recent months that could penalize immigrants who use public benefits and impede asylum seekers and neglected minors in obtaining deportation relief. Here, we examine those policy changes and how lawyers are coping with them. Read full article »

Hope Solo Slams US Soccer Federation Over Pay Gap

Hope Solo, former goalkeeper for the U.S. women's national soccer team, sued the U.S. Soccer Federation on Friday in California federal court, accusing the organization of paying its female players a fraction of what it pays their male counterparts in violation of the Equal Pay Act. Read full article »

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Earthjustice
Farella Braun
Fitzpatrick Cella
Foley Hoag
Fortney & Scott
Fredericks Peebles
Gibson Dunn
Goodwin
Greenberg Traurig
Hogan Lovells
Hopping Green
Hunton Andrews Kurth
Irell & Manella
Jeffer Mangels
John & Hengerer
Kaplan Hecker
Kerr & Wagstaffe
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis

ENERGY & ENVIRONMENTAL

Senate Dems Press Judiciary For Kavanaugh Enviro Docs

Democrats on the Senate Environment Committee on Friday requested they be given any documents related to President Donald Trump's U.S. Supreme Court nominee D.C. Circuit Judge Brett Kavanaugh's record on environmental matters during his time working in the White House for former President George W. Bush. Read full article »

FERC, Energy Cos. Fight Pipeline Pause Bid At DC Circ.

The Federal Energy Regulatory Commission and a group of energy companies connected with the $3.5 billion Mountain Valley gas pipeline urged the D.C. Circuit not to halt construction on the project, saying environmentalists and tribal officials hadn't shown an emergency stay is needed. Read full article »

EPA Asks SC Court To Delay Effect Of Water Rule Decision

The federal government on Thursday asked a South Carolina federal judge to delay the effect of his decision to vacate a rule that would have stayed the implementation of Obama-era water regulations that the Trump administration is in the process of replacing. Read full article »

DOI Seeks End To Yellowstone Grizzly Delisting Suit

The U.S. Department of the Interior has urged a Montana federal judge to grant it a quick win in a suit brought by tribes and environmental groups over the U.S. Fish and Wildlife Service's decision to strip Endangered Species Act protections from the Yellowstone population of grizzly bear, with several states and groups backing the department. Read full article »

HEALTH & LIFE SCIENCES

AGs Seek Quick Win In Association Health Plan Rule Suit

A group of states and the District of Columbia have urged a Washington, D.C., federal judge to give them a quick win in their suit challenging the U.S. Department of Labor's final rule on association health plans, saying the rule breaches the Affordable Care Act. Read full article »

HHS Watchdog Mulls Kickback Leeway For Coordinated Care

The U.S. Department of Health and Human Services' Office of Inspector General on Friday solicited ideas for Anti-Kickback Statute safe harbors that would shield coordinated-care arrangements among health care providers, signaling openness to recent pleas for more leeway. Read full article »

REAL ESTATE

Airbnb Suit Challenges New NYC Rental Data Collection Law

Airbnb Inc. sued New York City on Friday claiming a new law requiring online rental companies to share data about their clientele violates the U.S. Constitution, but the city said it would work to get the Manhattan federal court complaint tossed to protect its effort to maintain affordable housing and secure neighborhoods. Read full article »

EMPLOYMENT

Judge Rolls Back Trump's Executive Orders Targeting Workers

A Washington, D.C., federal judge on Saturday defanged a trio of Trump administration executive orders affecting federal employees and their unions, striking key provisions including passages giving the government more power to fire

Latham & Watkins
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Lewis Rice
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Venable LLP
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White & Case
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Williams Law Firm P.C (Missoula, MO)
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Ziontz Chestnut

COMPANIES

AT&T Inc.
Adidas AG
Airbnb Inc.
Allegheny Health Network
Alliance Defending Freedom
Amazon.com Inc.
American Arbitration Association
American Bar Association
American Civil Liberties Union

workers and limiting what job terms agencies must negotiate with unions. Read full article »

States, Faith Groups Tell Justices To Hear Trans Bias Case

A handful of religious groups and a coalition of 16 states on Thursday urged the U.S. Supreme Court to take up the question of whether Title VII blocks businesses from discriminating against transgender workers and to overturn the Sixth Circuit's ruling that it does. Read full article »

NJ Expands Atty Fee Awards For Workers' Comp Cases

New Jersey Gov. Phil Murphy signed off on a bill Friday that will allow attorneys to collect more fees on certain workers' compensation cases by including compensation from insurers and employers in the basis for the fees if it was received after an attorney-client relationship was established. Read full article »

CONSUMER PROTECTION

CFPB Gets Door Opened To 2nd Circ. Look At Constitutionality

A New York federal judge who previously ruled that the Consumer Financial Protection Bureau is unconstitutionally structured and must exit a lawsuit accusing a litigation funder of gouging NFL players and 9/11 responders has agreed to finalize her judgment against the agency, teeing up its expected appeal to the Second Circuit. Read full article »

RETAIL & E-COMMERCE

Wash. Liquor, Cannabis Official Tossed From Cig Sale Suit

A federal judge has let a Washington State Liquor and Cannabis Board lieutenant escape a suit from Native American tribe members over confiscated commercial cigarettes, finding that there was a legal warrant for the seizure, among other things. Read full article »

AEROSPACE & DEFENSE

Senate Easily Passes $675B Defense Spending Bill For 2019

The U.S. Senate passed a $675 billion bill funding the U.S. Department of Defense for 2019, part of a broader package alongside labor and health funding, after adopting a last-minute package of amendments including a ban on defense contracts for companies with delinquent tax bills. Read full article »

More Discovery Ordered In Suit Against Military Trans Ban

There are too many disputed and unclear issues in play to decide either way yet on a challenge to the Trump administration's policy banning many transgender people from military service, a Washington, D.C., federal judge ruled Friday, rejecting both sides' bids for an early judgment. Read full article »

TAX

Final Deal On EU Digital Tax May Not Happen By December

The Austrian presidency is seeking progress on the European Union's digital tax proposals, but has conceded that the issue might be too divisive to reach a deal by the end of the year, an EU diplomat told Law360 Friday. Read full article »

IMMIGRATION

Trump's ICE Must Face Suit On Spousal Separations

American Federation of Government Employees
American Federation of State, County and Municipal Employees
American Immigration Lawyers Association
Bayer AG
Comcast Corporation
Consolidated Edison Inc.
Consumer Reports
Deloitte Touche
Deutsche Telekom AG
EQT Corp.
Exxon Mobil Corp.
Facebook
GlaxoSmithKline
Google Inc.
GrubHub Inc.
JELD-WEN Inc.
Major Lindsey & Africa
Merck & Co Inc.
Microsoft Corporation
Mobilitie LLC
Monsanto Co.
NFL Enterprises LLC
National Rifle Association of America
National Women's Law Center
NextEra Energy Inc.
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Orexigen Therapeutics, Inc.
PHH Corporation
Penn Medicine
Pittsburgh Steelers
Plains All American Pipeline L.P.
Planned Parenthood Federation
ProFund Advisors LLC
Public Knowledge
Quicken Loans Inc.
R&D Strategic Solutions LLC
RD Legal Funding LLC
Seal Software Ltd.
Sierra Club
SoftBank Group Corp.
Southern Environmental Law Center
State Bar of California
Sutter Health
T-Mobile USA Inc.
Teva Pharmaceutical Industries Limited
Thomson Reuters Corporation
Twitter Inc.

A Massachusetts federal judge refused from the bench Thursday to toss a proposed class action seeking to prevent U.S. Immigration and Customs Enforcement from deporting undocumented immigrants seeking citizenship through their U.S. citizen spouses. Read full article »

Bill Roundup: E-Verify, ICE Harassment, Asylum Screening

U.S. senators on both sides of the aisle introduced legislation this week that would implement obligatory employment eligibility verification and require asylum seekers to undergo screening abroad, as well as a resolution opposing the harassment of U.S. Immigration and Customs Enforcement officers. Here, we examine their proposals. Read full article »

TELECOMMUNICATIONS

Calif. AG Probing $59B Sprint-T-Mobile Merger Plan

California's attorney general is investigating Sprint's planned $59 billion merger with T-Mobile and is looking for documents about the companies' registered numbers and other data, according to a letter filed with the Federal Communications Commission. Read full article »

Kavanaugh Favored 'Level Playing Field' For Broadband

U.S. Supreme Court nominee Brett Kavanaugh appeared to view favorably a Federal Communications Commission initiative to deregulate broadband services delivered over telephone lines when he served in the George W. Bush administration, newly released documents show. Read full article »

Don't Hobble Local 5G Small-Cell Negotiations, FCC Told

San Jose, held up by the Federal Communications Commission's lone Democrat as a model for local collaboration with carriers who'd prefer nationwide standards to deploy small cells crucial for 5G, is urging the FCC not to undermine municipal-level deployment deals with "preemptive requirements." Read full article »

FCC's 2017 Hurricane Report Falls Short, Rosenworcel Says

The Federal Communications Commission on Friday released a report summarizing lessons learned from the destructive 2017 hurricane season, but for at least one commissioner, the findings are "too little, too late." Read full article »

PEOPLE

Carlton Fields Adds Ex-Fla. Health Official To Cannabis Team

A former chief operating officer of the Florida Department of Health has joined Carlton Fields, where she will serve as co-chair for its medical marijuana task force as the firm aims to establish a greater national presence serving this expanding industry, the firm has announced. Read full article »

EXPERT ANALYSIS

Local Sugar Taxes May Be Headed For A Crash

California is the latest to join a growing list of states in banning local taxes targeted at sweetened beverages or similar sugar taxes. The recent popularity of these taxes at the local level not only has the beverage and retail industry fired up over the compliance issues but citizens are beginning to recognize the paternalistic nature of these taxes and their regressive effects on communities, say Carley Roberts and Jessica Allen of Pillsbury Winthrop Shaw Pittman LLC. Read full article »

New Rules For Accommodation Requests For NYC Employers

An amendment to the New York City Human Rights Law addressing employers' responses to employee requests for accommodations — taking effect in October — will have significant implications for employers' ability to assert certain defenses in

United States Soccer Federation Inc.
University of Pittsburgh Medical Center
Valero Energy Corp.
Verizon Communications Inc.
ZTE Corp.

GOVERNMENT AGENCIES

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Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
California Supreme Court
Centers for Medicare & Medicaid Services
Cheyenne River Sioux Tribe
Consumer Financial Protection Bureau
Crow Creek Sioux Tribe
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Labor Relations Authority
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Health
Government Accountability Office
Muckleshoot Indian Tribe
Nebraska Attorney General's Office
New Jersey Legislature
New York Attorney General's Office
Northern Cheyenne Tribe
Office of Federal Contract Compliance Programs
Pennsylvania Supreme Court
Ponca Tribe of Nebraska
Securities and Exchange Commission
Social Security Administration
Standing Rock Sioux Tribe
U.S. Army
U.S. Attorney's Office

any subsequent litigation, say Laura Sack and Michael Goettig of Davis Wright Tremaine LLP. Read full article »

Opinion

A Case For Impeaching President Trump

U.S. impeachment practice permits the strategic combination of claims in “omnibus” or “catch-all” articles. With that in mind — and considering precedent set by the Clinton impeachment and others — attorney Barbara Radnofsky offers her version of an omnibus article of impeachment against the current U.S. president. Read full article »

5 E-Discovery Hurdles For Government Agencies

Electronic discovery is a challenging process for even the most experienced law firms and corporations, but the challenges faced by government agencies may be even more daunting, says Amy Hilbert of Casepoint LLC. Read full article »

LEGAL INDUSTRY

Calif. Powerhouses Leverage Top Talent In Legal Gold Rush

The continuing growth of California’s economy has fueled a legal industry gold rush across practice areas, and the eight firms selected as Law360’s 2018 California Powerhouses have excelled at attracting top talent and the state’s increasing book of business, from class actions targeting tech giants to deals and disputes in the sports and entertainment industries. Read full article »

Broad Pa. Economy Helping Boost State's Powerhouse Firms

A well rounded and increasingly strong state economy, aided by industries from health care and pharmaceuticals to energy and technology, is helping buoy the five firms chosen as Law360's Pennsylvania Powerhouses for 2018 as they use their strong foundations in the commonwealth to expand both across the country and overseas. Read full article »

Feature

Wild West Lives On In Texas Judge's Outlandish Opinions

This month, U.S. District Judge Fred Biery quoted Elvis Presley, Abraham Lincoln and "Star Wars," lamented the influx of out-of-state attorneys into San Antonio, and threatened to make opposing counsel kiss in front of the Alamo — all within a seven page order. However, it was far from the judge’s first unconventional opinion. Read full article »

Administrative Law Judge In Fla. Dead After Police Standoff

A federal administrative law judge facing felony charges of threatening the mother of his child with a gun killed himself Friday morning in Miami after an all-night standoff with police, authorities said. Read full article »

Ex-Armstrong Teasdale Atty To Appeal Toss Of Age Bias Suit

A former Armstrong Teasdale LLP equity partner told a Missouri federal judge Friday that he will mount a challenge at the Eighth Circuit to the recent dismissal of his age bias suit against the firm, which the court shut down after concluding the attorney couldn’t relitigate a state court’s finding that he didn’t qualify as an employee. Read full article »

Calif. Appeals Court Vetos Request For Bar Applicant Data

The State Bar of California does not have to release individual data like bar exam applicants' LSAT scores to a UCLA researcher, a state appellate court ruled Thursday, agreeing with a lower court that state law does not require an agency to create new records to satisfy a public record request. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

The legal sector warned growth could halve by 2025 if the United Kingdom leaves the European Union without a trade deal, the U.S. Securities and Exchange Commission rejected applications for nine separate bitcoin-based exchange-traded

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U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Washington Attorney General's Office
World Trade Organization

funds and the U.S. Department of Homeland Security confirmed its plans to rescind work authorization for the spouses of highly skilled immigrants. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: How Will Cohen & Manafort Impact Trump?

Within minutes on Tuesday, two of President Donald Trump's closest confidants — his former attorney Michael Cohen and the onetime chairman of his presidential campaign Paul Manafort — became felons. On this week's Pro Say podcast, we break down what these watershed developments mean for the Trump administration. Read full article »

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Securities and Exchange Commission
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Cheyenne River Sioux Tribe
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Crow Creek Sioux Tribe
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Federal Energy Regulatory Commission
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Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 10/21/15

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#

10.21.2015
This dispatch prepared for .

DAYS UNTIL THE SECOND VEGAS PRESIDENTIAL DEBATE: 55

DAYS UNTIL THE NEVADA DEMOCRATIC PRESIDENTIAL CAUCUS: 122

DAYS UNTIL THE NEVADA GOP PRESIDENTIAL CAUCUS: 125

DAYS UNTIL CANDIDATE FILING OPENS: 138

DAYS UNTIL THE 2016 PRIMARY ELECTION: 237

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 365

DAYS UNTIL THE 2016 GENERAL ELECTION: 384

Good morning, everyone. Jeb Bush is in Nevada today, doing events North and South. He is doing a Libre Initiative event in the South, as Rand Paul and Marco Rubio have done. And he is doing an event in a park in Reno, where he will unveil a lands plan.

Oh, did I mention Jeb will be on “Ralston Live” tonight?

What’s below: Sharron is back, Heck ad starts, Morning Flash nuggets and repeating a trivia question about a presidential visit.

COMING UP
The Las Vegas City Council meets today. Contain your excitement.

”WE CAN DO THIS”
Sharron Angle really wants to run for the U.S. Senate and Brent Jones and Don Gustavson are trying to help her. I know – you thought last night’s Flash was an early April Fool’s joke. Not so. And they are even raising the specter of voter fraud in 2010. Again.

God, I love Nevada politics.

My morning take.

HECK OF AN AD
Remember that commercial I told you about in Monday’s Flash in the Senate race by the group related to American Crossroads. I have the ad. It starts today. And so does the real U.S. Senate campaign.

A TRIO OF MORNING FLASH NUGGETS

Nugget No. 1 – Acting Gov. Mark Hutchison quietly held a Vegas fundraiser last night, which he tweeted about. He was elected lieutenant governor only 11 months ago. So why is he raising money? Um, because he can. And because he wants to be governor. And because once Brian Sandoval gets a federal appointment or Cabinet post, he will be acting governor in 2017 and the favorite to win in 2018.

Nugget No. 2 – On "Ralston Live" last night, Treasurer Dan Schwartz refused to apologize for creating that six-figure sinecure for state GOP boss Michael McDonald. He could barely keep a straight face during my questioning, smiling and turning red as he all but acknowledged media heat forced him to cut McDonald loose.

I asked him if he was embarrassed about creating the position: "This was a real job," he answered risibly. He said McDonald came to him in January about a job. "We looked for something he could do," Schwartz, who was once finance boss of the GOP, told me. My goodness.

There was no process, Schwartz conceded, and he essentially claimed he needed someone to manage the Vegas office and said he had "those skills." Schwartz said my description of the state party as bankrupt is false, saying, "We have 40 or 50 thousand dollars." Seriously!

Check out the Schwartz smirk throughout. So telling. (It starts about 18 minutes in.)

Nugget No. 3 – Speaking of Schwartz, he broke news on the program that a request for a preliminary injunction was filed late Tuesday to try to stop him from handing out ESA money. The legal document, which I have obtained and is posted here, was filed by the Justin Jones adequacy folks, not the ACLU (although that may be coming).

FAST FLASHES

Click and enjoy.

Howard Stutz on a Mulroy vote.

Stutz again on Steve Wynn.

Yay!

----------PAID ADVERTISEMENT----------

A MESSAGE FROM MGM RESORTS INTERNATIONAL: For the ninth year, Black Enterprise magazine has named MGM Resorts International one of the "Best Companies for Diversity" in the U.S. based on its diversity and inclusion practices. MGM Resorts is the only company in the integrated resort industry, and the only company based in Nevada, to be named to the magazine's list.

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FLASH FACTS OF THE DAY

When John C Frémont passed through what is now northern Nevada, he met a rather respectful, friendly leader of the northern Paiutes in Chief Truckee. When Chief Truckee accompanied Frémont to California, he appointed Poito, as acting Chief while he was away. Poito would later be known as Chief Winnemucca. Winnemucca was more apprehensive about the presence of white settlers in their native lands, but swore to keep the peace while Chief Truckee was away. During the fall pine nut harvest of 1860, Chief Truckee died on October 8, 1860 near Como, NV, in Lyon County.

Winnemucca became Chief Winnemucca. One of his nicknames was "Bad Face." Winnemucca was actually a Shoshone, but when he married a daughter of Chief Truckee. Chief Winnemucca had two wives. Sarah Winnemucca was his fourth child and second daughter. Both of Winnemucca's wives were killed in the lead up to the Pyramid Lake War in 1860. Chief Winnemucca resisted life of a reservation, and disassociated himself from his daughter Sara when she wed an abusive white man. Chief Winnemucca spent years struggling to find the best life for his people with the growing number of white settlers.

While traveling, Chief Winnemucca fell ill. He blamed a young woman he was walking with for his illness. He ordered her death by stoning for bewitching him. Chief Winnemucca, sick and comatose, finally died on October 21, 1882, possibly from poisoning, near Coppersmith Station, in northern Nevada. He was about 90 years old.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

Repeating this one with a hint: He is campaigning again this year. On this day in history not so long ago, a former president campaigned in Northern Nevada for a future president. He campaigned at two institutions of higher education. Who was it, who was he campaigning for and where did he campaign?

Tuesday's winner: No one

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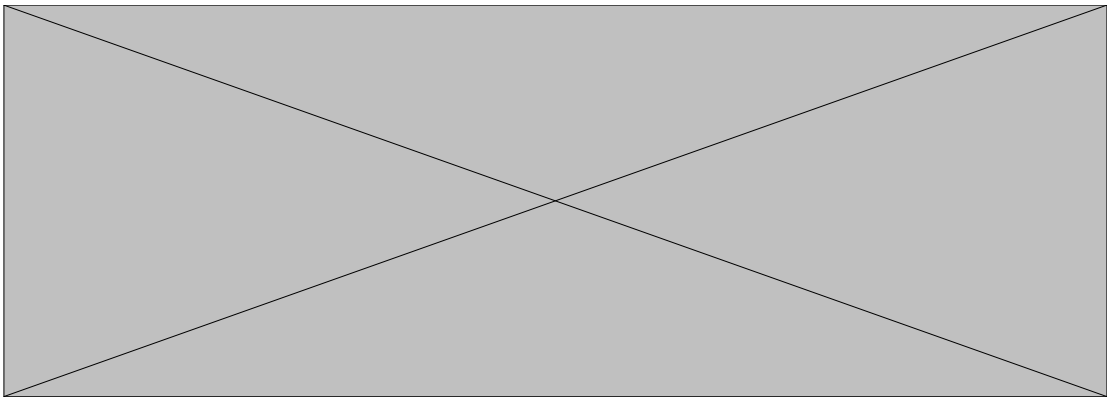
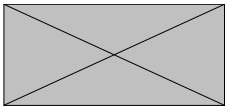


OPINION: PERS secrecy bill based entirely on known falsehood



Robert Fellner
Nevada Policy Research Institute
April 18, 2017

State Senator Julia Ratti's Senate Bill 384 is the latest salvo in a five year campaign of misinformation designed to keep taxpayers from knowing how the Public Employees' Retirement System of Nevada (PERS) spends their money.

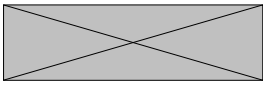
Proponents of SB384 claim that disclosing names and pension amounts would leave retirees vulnerable to cybercrime, and thus should be exempt from Nevada's public records law.

But this claim is simply not true, according to three separate Nevada court rulings — including a unanimous Nevada Supreme Court opinion issued in 2013 — as well as the legislatures and courts in the 34 other states that also make this information public.

Bolstering the strength of this consensus is the fact that the alleged speculative harm never materializes.

Said differently, does anyone really believe that Democratic strongholds like California, New Jersey and Rhode Island would continue releasing this information if it actually resulted in harm to

Quote: "Given the obvious conflict of interest arising from the fact that legislators are also PERS members, the argument for transparency is that much stronger. Lawmakers must oppose any effort that would make Nevada's government less transparent and less accountable, particularly one that is based entirely on a known falsehood."– Robert Fellner, NPRI, April 18, 2017



PERS secrecy bill based on unfounded fears: Our view

Editorial Board
Reno Gazette Journal
April 17, 2017

A bill before the Nevada Legislature would make secret the names of public employees in the state retirement system.

This is a bad idea, based upon unfounded fears, that weakens

retirees?

It is clear that, despite the rhetoric, SB384 is about secrecy, not safety.

Recognizing that the judiciary — who require a claim to be true, as opposed to merely asserted — was a dead-end, PERS petitioned its Democratic allies in the 2015 Legislature to sponsor a bill that would make much of their data exempt from Nevada's public records law, a ploy that the RGJ Editorial Board **condemned** as an example of why "people dislike and distrust government."

A Republican majority ensured that that bill died, but the current Democratic majority threatens that SB384 has a real shot of passing, as evidenced by committee chairman David Parks' closing remarks at last month's **hearing**: "As a retired public employee myself, I share the same concerns that you have."

So much for representing the public interest!

Legislators who can pass — and personally profit — from PERS enhancements should not be able to keep that information secret.

And as the ones responsible for paying for those enhancements — along with the System's **$13.5 billion** shortfall — Nevada taxpayers deserve to know where and how their money is being spent.

Beyond that, transparency is vital for several reasons. After an anonymous tip led to **criminal fraud charges**, the general counsel for CalPERS — the nation's largest public pension fund — extoled "the great value of the public's assistance in CalPERS' efforts to protect the state pension system from fraud, waste, and abuse."

SB384 would make it virtually impossible to detect similar cases of fraud that might occur here, as well as other more innocuous examples of waste.

Take the case of a San Diego pension fund, for example, where a **$500,000** overpayment was only discovered because of a public records request for the very data that SB384 would make private.

These types of errors are even more likely here, given that PERS records are so poorly organized it takes staff several months of manual review to produce an accurate report, according to their sworn testimony.

For decades, numerous iterations of the Nevada Legislature on both sides of the aisle have emphasized the importance of transparency in government, and took great pains to ensure that access be limited only in those rare cases where it is truly warranted.

Given the obvious conflict of interest arising from the fact that legislators are also PERS members, the argument for transparency is that much stronger.

scrutiny of government fraud, abuse and waste and creates a slippery slope to more government secrecy.

State Sen. Julia Ratti, a Democrat from Sparks, is trying mightily to walk a tightrope between the highly charged concerns of public employee retirees and the right of the public to see how its tax dollars are being spent...

....Beyond investigatory reasons for names, at a fundamental level, taxpayers deserve to know whom the government is giving their money to.

- **This is what a public job requires.** While many public employees do not object to their names and compensation being online, some do. But if this is a concern, taking a public job is optional. Some jobs require security clearances, some require confidentiality clauses, some require random drug testing. Jobs with government entities require that compensation – and who's getting it – is public record because taxpayer money is being spent.

- **It sets a bad precedent**. Ratti says she intentionally did not seek changes to state law for current public employees, just retirees, who are more frequently targets of identity theft. But if this bill is passed based upon the rationale that revealing names creates an identity theft risk, then it is only a matter of time before current public workers will want the same.

- **It's a solution without a problem.** Testimony at the bill's committee hearing focused on identity theft fears. Senators were told, correctly, that identity theft is growing and Nevada is among the worst states for it. Supporters then made a leap to say this is why names must be hidden. But ask for an example where public employee salary data contributed to identity theft, and the response is silence. Thieves are getting their information elsewhere.

The RGJ Editorial Board asked a PERS representative for any identity theft cases anywhere linked to public salary data, and none was given. Instead, the representative said the bill would prevent future cases.

But if hundreds of thousands of employees' data has been released for many years across Nevada and the nation and none has been linked to

Lawmakers must oppose any effort that would make Nevada's government less transparent and less accountable, particularly one that is based entirely on a known falsehood.

identity theft, the case has been made for lack of harm, not future danger.

Read More Here

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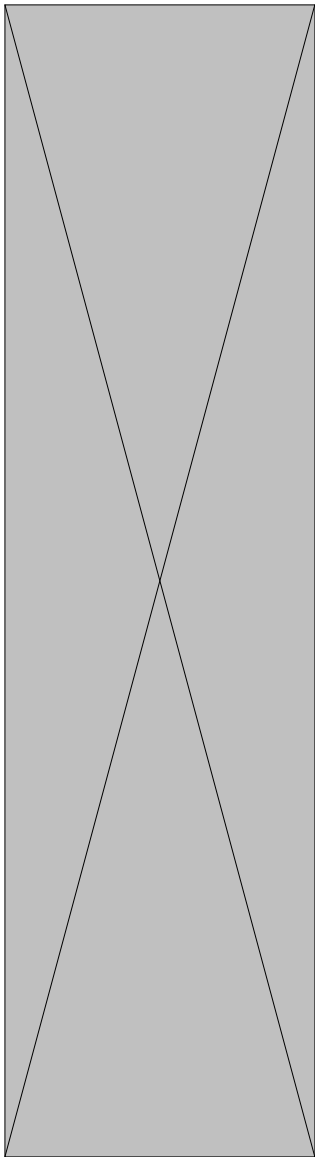
To recruit, support and advocate for candidates for public office who support private sector job creation, low taxation, a responsible regulatory environment, and effective delivery of essential state services.

Keystone's Mission:

- To focus on candidate support on state legislative races and the governor's office.
- To oppose any form of corporate income taxes or other business taxes that discourage capital investment and therefore job creation.
- Support limiting Nevada state government spending to the rate of population growth.



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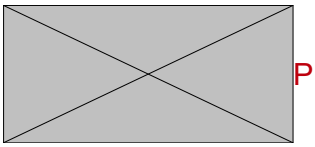

PUBLIC POLICY.

Monday, April 24, 2017

TOP NEWS

Analysis

Government Funding Showdown Has Attorneys On Edge

With President Donald Trump taking an increasingly hard line on his budget demands, congressional Democrats and the administration are now on a collision course that could end in a government shutdown, leaving attorneys worried about delayed contract awards, agency work left undone and the government's ability to function. Read more »

Grassley Opens Justice Sweepstakes With Retirement Rumor

President Donald Trump will get to name another justice to the U.S. Supreme Court as early as this summer if Senate Judiciary Chairman Chuck Grassley's crystal ball is accurate, and observers say this go-around may mean no compromises for Republicans because of the recent nuclear option rule change in the Senate. Read more »

Analysis

Cold War-Era Trade Law Emerges As Trump's Magic Bullet

For its first substantial trade enforcement move, the Trump administration has dusted off a 1962 law that gives the U.S. broad discretion to impose tariffs on steel without much room for legal reprisal but will do little to cool trade tensions with major partners — namely China. Read more »

Campaign Rhetoric Surfaces At Immigration Ban Hearing

President Donald Trump's campaign promise to ban Muslims from the U.S. emerged on Friday in D.C. federal court, at the center of a challenge to the latest executive action on immigration, as a judge considered whether the statements should be considered proof of religious bias. Read more »

Analysis

Trump, Calif. Poised For Energy And Climate Policy War

With President Donald Trump embracing fossil fuels and California going all-in on fighting climate change and promoting clean energy, courtroom clashes between the federal government and the Golden State are inevitable. Here, attorneys identify four potential energy-related battlegrounds to keep an eye on. Read more »

2016 Tax Regs In Peril As Trump To Issue Tax Plan Wednesday

The White House intends to release its plan to overhaul federal tax laws this coming Wednesday, while the U.S. Department of the Treasury begins reviewing tax regulations issued in 2016 to either repeal or modify them under a presidential executive order signed Friday. Read more »

BANKING & SECURITIES

Trump Orders Review Of 2 Key Dodd-Frank Powers

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Haynes and Boone
Hogan Lovells
Holland & Knight
Hughes Hubbard
Husch Blackwell
Jones Day
King & Wood Mallesons
Kirkland & Ellis
Kobre & Kim
Lane & Waterman
Latham & Watkins
Lawyers' Committee for Civil Rights
Locke Lord
Manatt Phelps
Marashlian & Donahue

President Donald Trump on Friday signed executive orders calling for reviews of powers the Dodd-Frank Act gave regulators to unwind a giant bank and a panel of regulators the 2010 law set up to oversee the financial system. Read more »

ENERGY & ENVIRONMENTAL

GOP AGs Want Exxon Climate Change Probes Blocked

Eleven Republican state attorneys general have thrown their weight behind Exxon Mobil's bid to quash investigations by Massachusetts and New York authorities into the company's knowledge of climate change, arguing the probes violate Exxon's free speech rights. Read more »

Industry, Climate Groups Push For Carbon Capture Funding

A coalition of coal industry, labor and climate change groups urged President Donald Trump and congressional leaders Thursday to make carbon capture and sequestration projects part of any broad infrastructure legislative package, as well as to extend federal tax credits for such projects. Read more »

HEALTH & LIFE SCIENCES

FDA Deluged With Feedback On Off-Label Policies

The U.S. Food and Drug Administration is getting flooded with praise and criticism from drugmakers, device makers, consumer advocates and trial lawyers regarding recent policy statements about off-label promotion, newly released letters show. Read more »

EMPLOYMENT

Title IX Can't Protect Gender Identity, 6th Circ. Hears

An Ohio school district has urged the Sixth Circuit to rule that gender identity isn't a protected category under Title IX, and that a lower court incorrectly ordered it to let an 11-year-old transgender girl use her restroom of choice. Read more »

PRIVACY & CONSUMER PROTECTION

Nat'l Intel Chief Urges Congress To Reauthorize Spy Powers

The Office of the Director of National Intelligence is pushing Congress to take action on reauthorizing the FISA Amendments Act, telling lawmakers in a 10-page fact sheet the law is crucial to national security. Read more »

FTC Wants Input On TRUSTe's Tweaks To COPPA Safe Harbor

The Federal Trade Commission is seeking the public's input on changes that TRUSTe wants to make to its safe harbor program under the Children's Online Privacy Protection Act, including an amendment that would require participants to conduct an annual internal assessment of third parties' data collection practices. Read more »

PRODUCT LIABILITY

9th Circ. Won't Block Berkeley's Cellphone Warning Law

The Ninth Circuit on Friday declined to halt enforcement of a Berkeley, California, ordinance that requires cellphone retailers to warn consumers about radiation risks, saying the law withstands First Amendment scrutiny since it's related to a substantial government interest of protecting consumers' health and safety. Read more »

GOVERNMENT CONTRACTS

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McGuireWoods
Mintz Levin
Morgan Lewis
Morrison & Foerster
Munger Tolles
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Sidley Austin
Skadden
Sterne Kessler
Thompson & Knight
Thompson Hine
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WilmerHale
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CTIA
Cap Gemini SA
Cloud Peak Energy, Inc.
Comcast Corporation
Competitive Carriers Association
Ernst & Young
Exxon Mobil Corporation
Fannie Mae
Federalist Society
Freddie Mac
General Electric Capital Corp.

Air Force Stops Work On Ops Deal After Senate Halts Funds

The U.S. Air Force said Thursday it has temporarily halted work on its Air Operations Center modernization program after Congress refused a request to move funds from other programs following the Air Force issuing a report stating that estimated development costs for the program have nearly doubled to around $745 million. Read more »

GSA Inspector Urges Increased Competition On OASIS Deals

A U.S. General Services Administration watchdog said Thursday that the GSA's Federal Acquisition Service has largely complied with price and negotiation requirements for orders under the massive OASIS professional services contract, but it could stand to improve related documentation and competition for those orders. Read more »

TAX

Majority Of Voters Support Border-Adjusted Tax, Poll Says

A new poll out Thursday shows that more than 60 percent of voters support a border-adjusted tax of 20 percent on all imports, which has frequently been floated as part of a broader tax reform plan. Read more »

IRS Issues Biz Property Depreciation Deductions Guidance

The Internal Revenue Service issued new guidance Thursday outlining how taxpayers can take advantage of some new income tax deductions based on property's wear and tear over time, via depreciation, in line with the Protecting Americans from Tax Hikes Act of 2015. Read more »

Sale Of Fractional Aircraft Shares Not Taxable, NY Says

New York's Department of Taxation and Finance Friday issued an advisory opinion saying that the sale or lease of a fractional share of an aircraft constitutes the sale of a nontaxable service, exempt from local sales and use tax, if the sale was made after Sept. 1, 2015. Read more »

IMMIGRATION

Analysis

With H-1B Application Drop, Signs Point To IT Retreat

After steadily increasing over the last few years, the number of H-1B visa petitions filed this spring dropped by over 30,000, and both immigration attorneys and government data suggest that the decline could be due to large information technology companies filing fewer requests for the skilled worker visas. Read more »

9th Circ. Denies Initial En Banc Review Of Travel Ban Appeal

The Ninth Circuit on Friday denied the state of Hawaii's bid for an initial hearing en banc on the Trump administration's appeal of a preliminary injunction that halted a revised executive order on immigration from six predominantly Muslim countries. Read more »

Grassley Probes FBI's EB-5 Fraud Allegations

Sen. Chuck Grassley is launching his own inquiry into an allegedly fraudulent EB-5 investor center, requesting more information Thursday from the U.S. Department of Homeland Security about a California attorney and her father accused of helping fugitives get visas through the program. Read more »

NATIVE AMERICAN

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Google Inc.
Huawei Technologies
Infosys Ltd.
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
Lehman Brothers Holdings Inc.
Natural Resources Defense Council
New York University
Northrop Grumman Corporation
Peabody Energy Corp.
PhRMA
Planned Parenthood Federation
Prudential Financial Inc.
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Tata Consultancy Services Ltd.
The Cato Corporation
Uber Technologies Inc.
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Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Environmental Protection Agency
Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Trade Commission
Financial Stability Oversight

Feds Want Tribe's Suit Over Federal Recognition Tossed

The U.S. Department of the Interior on Thursday urged a federal judge to toss a suit from the Tsi Akim Maidu of Taylorsville Rancheria seeking to compel the federal government to find the Indian tribe never lost its status as federally recognized, arguing that the claims are barred by a statute of limitations, among other things. Read more »

Navajo Council Votes To Oust Housing Agency Board

The Navajo Nation Council on Thursday approved an emergency bill to immediately remove the leadership of the Navajo Housing Authority, after council members and the tribe's president accused the agency of mismanagement of federal funding for tribe members' housing. Read more »

TELECOMMUNICATIONS

Analysis

FCC's Infrastructure Votes Pave Way For Bold 5G Push

The Federal Communications Commission on Thursday voted to tee up proposals to streamline the deployment of wireline and wireless infrastructure, and experts say the agency appears ready to act quickly and aggressively to use its authority to remove roadblocks. Read more »

FCC Chairman Pushes Broadband Group Goals

Federal Communications Commission Chairman Ajit Pai on Friday heralded the first meeting of a new advisory group meant to make recommendations to the agency on clearing the way for broadband deployment, urging the group to find ways to make broadband service more accessible and less expensive. Read more »

PEOPLE

7th Circ. Upholds Blago's 14-Year Sentence On Second Appeal

The Seventh Circuit upheld former Illinois Gov. Rod Blagojevich's 14-year sentence Friday, rejecting his request to be sentenced for a third time for his conviction on charges that he used the power of his office to shake down would-be political donors. Read more »

McDonnell Ruling 'Premature' In Menendez Case, Judge Says

The New Jersey federal judge handling the corruption case against U.S. Sen. Bob Menendez, D-N.J., indicated Friday that he would not rule on issues related to the U.S. Supreme Court's landmark McDonnell decision before evidence is presented at the senator's trial this fall or there are stipulations of facts. Read more »

Fla. State Senator Resigns Over Racist Remarks

A Florida state senator resigned Friday after an obscenity-laced tirade Monday night in which he reportedly used a racial slur to insult fellow Republicans and aimed other barbs at another colleague as well as the Senate president. Read more »

Ex-Rep. Schock Slams Feds' 'Non-Response' On Informant

Indicted former U.S. Rep. Aaron Schock, R-Ill., pushed back Thursday against federal prosecutors' refusal to provide more information about his office-manager-turned-criminal-informant or the grand jury that decided to charge the ex-politician with 24 counts in November. Read more »

Ex-Judges, Prosecutors Back Fla. State Atty Over Removal

A group of ex-judges and current and former prosecutors from around the country on Friday backed Florida prosecutor Aramis Ayala in her bid to stop Florida Governor Rick Scott from yanking her from 23 homicide cases over her reluctance to pursue the death penalty in a high-profile double-murder case. Read more »

EXPERT ANALYSIS

Council
Florida State Senate
Food and Drug Administration
Hawaii Attorney General's Office
Internal Revenue Service
Library of Congress
National Security Agency
National Security Council
Navajo Nation
New York Attorney General's Office
Office of Foreign Assets Control
Office of the Director of National Intelligence
Privacy & Civil Liberties Oversight Board
U.S. Air Force
U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court

University Speech Codes: Essential Or Unconstitutional?

Universities often restrict certain forms of expression, targeting verbal harassment based on traditionally protected classes such as race, sex and religion, and sometimes limiting other speech as well. Speech codes at public universities have come under fire as violating the First Amendment, but they are not unconstitutional in some cases, say M.C. Sungaila, Polly Fohn and Natasha Breaux of Haynes and Boone LLP. Read more »

The Trump Sanctions Policy At 3 Months

Recent references by U.S. Secretary of State Rex Tillerson to an ongoing review of whether to continue suspending U.S. sanctions on Iran — and a host of other foreign policy challenges — raise questions about whether changes in sanctions policy are on the horizon, say attorneys with Hughes Hubbard & Reed LLP. Read more »

The 'State' Of The Gig Economy Under Trump

There is no question that America's sharing economy is growing and showing no signs of slowing down. However, if the Trump administration continues its hands-off approach to worker misclassification issues, and court decisions create as much confusion as clarity, we may be forced to look to state legislatures to take control, says Amy Strauss of Fisher Phillips. Read more »

Impact Of 'Buy American And Hire American' On H-1B

President Trump recently signed an executive order addressing the protection of U.S. jobs and preferences for U.S.-manufactured products and goods. While the order has no immediate effect on the processing of H-1B visa petitions, it does give us a clear picture of the administration's views on the program. The "feeding frenzy" that characterizes the H-1B cap season may well become a thing of the past, say partners of Mayer Brown LLP. Read more »

More EPA Financial Responsibility Rules On The Way

The U.S. Environmental Protection Agency recently proposed a rule regarding financial responsibility requirements for the hardrock mining industry. The particulars on how it determined this formula may be a precursor for methods used in other upcoming industry regulations, say attorneys with Thompson Hine LLP. Read more »

In Congress: A Major Fiscal Deadline

The current continuing resolution expires at midnight on April 28, leaving Congress very little time to strike a deal to keep the government funded and avert a shutdown. Complicating things are reports that the White House may also be pressuring House leadership to schedule a vote this week on a new version of the health care "repeal and replace" bill, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP. Read more »

LEGAL INDUSTRY

Analysis

How BigLaw Mergers Can Benefit From Pooled Profits

Large law firm combinations are often structured to keep the merging entities' profit pools siloed, maintaining a degree of autonomy, but there are a number of instances in which firms could reap big benefits from taking the plunge and fully combining their finances. Read more »

Analysis

Texas Firms Eye Energy Uptick After Weathering Downturn

Texas law firms felt the sting of the energy downturn along with their clients, but generally weathered the storm without serious harm to their bottom lines because their work is spread across many segments of the industry. Now, there's an optimism tied to rebounding oil prices, and early 2017 could be one of the busiest terms in recent years, attorneys say. Read more »

Judge John Noonan Dies After 3 Decades With 9th Circ.

A judge who penned more than 1,000 opinions including a decision broadening the definition of persecution for asylum seekers and a landmark ruling backing state bans on assisted suicide, Senior Judge John T. Noonan Jr. has died after more than three decades with the Ninth Circuit. Read more »

Fla. Judge Sends Eagan Avenatti Bankruptcy To Calif.

A Florida bankruptcy judge on Friday granted a U.S. trustee's request to move the involuntary Chapter 11 case of class action law firm Eagan Avenatti LLP to California, where the firm, its owners and creditors are based. Read more »

Dewey Prosecution Rests In Retrial, Defense Plans Unclear

New York prosecutors finished laying out their fraud case Friday against two former executives of failed law firm Dewey & LeBoeuf LLP, turning the focus to whether Stephen DiCarmine and Joel Sanders will take the stand in their own defense before the jury starts deliberations. Read more »

Tag-Along Clients Carry Conflict Risks, Experts Warn

Obliging a longtime client's request to take on a short-term piece of business for another company may seem like a good way to build the primary relationship, but such "accommodation clients" also carry often-overlooked conflict risks, a panel of legal liability specialists said Friday. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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McDermott Will
Morgan Lewis
Morrison & Foerster
Andrews Kurth Kenyon
Baker Botts
Baker McKenzie
BakerHostetler
Boies Schiller
Cantey Hanger
Covington & Burling
DLA Piper
Debevoise & Plimpton
Dentons
Dewey & LeBoeuf
Eagan Avenatti
Eversheds Sutherland
Fisher Phillips

Goel & Anderson
Gray Reed
Greenbaum Rowe
Harris Wiltshire
Hogan Lovells
Holland & Knight
Hughes Hubbard
Husch Blackwell
Jones Day
King & Wood Mallesons
Kobre & Kim
Lane & Waterman
Latham & Watkins
Lawyers' Committee for Civil Rights
Locke Lord
Manatt Phelps
Marashlian & Donahue
Mayer Brown
McGuireWoods
Mintz Levin
Munger Tolles
Norton Rose Fulbright
Ogletree Deakins
Paul Hastings
Paul Weiss
Perkins Coie
Pillsbury Winthrop
Quinn Emanuel
Sanford Heisler
Sauer & Wagner
Seward & Kissel
Sheppard Mullin
Skadden
Sterne Kessler
Thompson & Knight
Thompson Hine
Venable LLP
WilmerHale
Zelle LLP
Zuckerman Spaeder

COMPANIES

American Bar Association
Southern Poverty Law Center
The Cato Corporation
AT&T Inc.
AdvaMed
Allergan PLC
Altman Weil Inc.
America's Health Insurance Plans
American Association for Justice

American International Group Inc.
American Medical Association Inc.
Ames & Gough
Associated Press
Burford Capital LLC
CTIA
Cap Gemini SA
Cloud Peak Energy, Inc.
Comcast Corporation
Competitive Carriers Association
Ernst & Young
Exxon Mobil Corporation
Fannie Mae
Federalist Society
Freddie Mac
General Electric Capital Corp.
Goodyear Tire & Rubber Co.
Google Inc.
Huawei Technologies
Infosys Ltd.
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
Lehman Brothers Holdings Inc.
Natural Resources Defense Council
New York University
Northrop Grumman Corporation
Peabody Energy Corp.
PhRMA
Planned Parenthood Federation
Prudential Financial Inc.
S&P Global Inc.
TRUSTe Inc.
Tata Consultancy Services Ltd.
Uber Technologies Inc.
Wal-Mart Stores Inc.
Washington Legal Foundation
Washington Post Co.
ZTE Corp.
Zeughauser Group LLC

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
Executive Office of the President
U.S. Environmental Protection Agency
Federal Bureau of Investigation
Federal Communications Commission
Internal Revenue Service
Federal Acquisition Regulatory Council
Food and Drug Administration
New York Attorney General's Office

U.S. Air Force
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Senate
Agency for Toxic Substances and Disease
Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Environmental Protection Agency
Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Trade Commission
Financial Stability Oversight Council
Florida State Senate
Hawaii Attorney General's Office
Library of Congress
National Security Agency
National Security Council
Navajo Nation
Office of Foreign Assets Control
Office of the Director of National Intelligence
Privacy & Civil Liberties Oversight Board
U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Department of the Interior
U.S. General Services Administration
U.S. Immigration and Customs Enforcement

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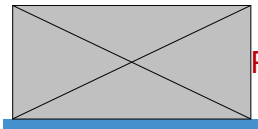
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 7/13/2016 8:55:02 AM
Subject: [Marketing Mail] 'Pokemon Go' User Data Collection Sparks Senator Inquiry



PUBLIC POLICY

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Wednesday, July 13, 2016

TOP NEWS

'Pokemon Go' User Data Collection Sparks Senator Inquiry

"Pokemon Go," the hugely popular mobile app that's taking the smartphone world by storm, has caught some heat from U.S. Sen. Al Franken, D-Minn., a tech privacy watchdog who on Tuesday wrote a letter to the game developer's chief executive expressing concern about the app's collection of personal data.

Trump Says He Hopes Ginsburg 'Gets Off The Court ASAP'

Donald Trump shot back at U.S. Supreme Court Justice Ruth Bader Ginsburg on Tuesday over disparaging remarks she made about his potential presidency, calling her comments a "disgrace" and saying he hopes she would "get off the court as soon as possible."

AG Lynch Dodges House GOP Questions On Clinton Emails

Attorney General Loretta Lynch faced sharp criticism from House GOP members Tuesday over her refusal to answer questions on the decision not to prosecute presidential candidate Hillary Clinton over alleged mishandling of classified information on a private email server when she was secretary of State.

Obama Backs 'Public Option' To Compete With ACA Plans

President Barack Obama in a Journal of the American Medical Association article published Monday said there is not enough competition in all Affordable Care Act marketplaces and urged Congress to revisit adding Medicare-like public plan options.

EU-US 'Privacy Shield' Data Transfer Pact Gets Final Nod

The European Commission on Tuesday formally adopted the new trans-Atlantic Privacy Shield data transfer pact, opening the door for scores of multinationals that had relied on the recently invalidated safe harbor tool to begin using the revamped mechanism to send data between the European Union and the United States on Aug. 1.

ANALYSIS

New UK Chief Must Balance Biz Needs With Brexit Goals

Theresa May will take over as British prime minister Wednesday and begin setting the stage for marathon talks with the European Union, as the U.K. strives to exit the bloc without Britain's banks and other services sectors losing crucial access to

LAW FIRMS

Alston & Bird
Appleby Global
Armstrong Teasdale
Arnold & Porter
Baker & McKenzie
Baker Botts
Baker Donelson
BakerHostetler
Best Best
Bracewell LLP
Bradley Arant
Brody Hardoon
BuckleySandler
Cantor Colburn
Caplin & Drysdale
Chaffe McCall
Cleary Gottlieb
Clifford Chance
Constangy Brooks
Cooley
Crowe & Dunlevy
Crowell & Moring
DLA Piper
Davis Polk
Day Pitney
Earthjustice
Eckert Seamans
Fish & Richardson
Foley & Lardner
Fortney & Scott
Foster Pepper
Fowler White Burnett
Fox Rothschild
Freshfields

EU markets.

5 Notable Tax Laws And Regulations Of 2016: Midyear Report

The tax world has seen major shifts this year, with corporate tax avoidance being top of mind for regulators across the globe. Here, Law360 looks at policy changes including controversial anti-inversion regulations and mandatory country-by-country reporting rules that have been introduced to deter tax avoidance practices.

BANKING & SECURITIES

SEC Taps New Members For Investor Advisory Committee

The U.S. Securities and Exchange Commission on Tuesday named three new members to its Investor Advisory Committee — a panel established by the Dodd-Frank Act to counsel the commission on regulatory priorities and other issues — including a former SEC chair and a Harvard law professor.

Banking Experts Say Fintech Charter Support Conditional

Financial technology and banking experts told a U.S. House committee Tuesday that their support for a federal charter for online lenders would most likely be determined by the details of that charter.

ENERGY & ENVIRONMENTAL

Enviros Press Obama To Halt Federal Fossil Fuel Leasing

The U.S. must immediately place a moratorium on new leases for federal fossil fuel resources if it wants to work toward the worldwide climate goals set last year in Paris, more than 250 organizations said in a petition to the U.S. Department of the Interior on Tuesday.

House Passes Bill Ending Chevron Deference To Agencies

The U.S. House of Representatives passed a bill that would end the courts' longstanding deference to administrative agencies Tuesday over Democratic objections that the bill would undermine critical environmental and safety regulatory protections.

New EPA Advice On Selenium Limits Has Enviros Crying Foul

The U.S. Environmental Protection Agency on Tuesday revised its recommendations to states and tribes about how much selenium should be allowed in fresh water sources, but environmentalists were quick to condemn the new levels as too weak.

Enviros Press 10th Circ. To Lift BLM Fracking Rule Stay

Environmental groups urged the Tenth Circuit on Monday to vacate an injunction blocking the U.S. Bureau of Land Management's recently invalidated hydraulic fracturing rule, claiming it's unfair to dismiss their appeal of the stay as moot yet allow the stay to remain as the groups appeal the rule's invalidation.

Enviros Blast DOI's Bid To Slip Offshore Drilling Suit

The Center for Biological Diversity told a Washington, D.C., federal court on Monday that it can and should make the Interior Department review its practice of approving offshore drilling permits without site-specific environmental reviews, blasting the department’s bid to dismiss the suit.

Enviros Seek Gov't Docs In 6th Circ. Battle Over Water Rule

Environmental groups challenging a rule clarifying the federal government’s jurisdiction under the Clean Water Act asked the Sixth Circuit on Monday to include in the record several U.S. Army Corps of Engineers communications they say will show the rule’s weaknesses.

Pa. Requiring Pittsburgh Utility To Address Lead In Water

Gardere Wynne Sewell
Goulston & Storrs
Greenberg Traurig
Gruber Elrod
Harrity & Harrity
Hermes Law PC
Hinshaw & Culbertson
Hogan Lovells
Hunton & Williams
Ice Miller
Katten Muchin
Kelley Drye
King & Wood Mallesons
Kluger Kaplan
Linklaters
Littler Mendelson
Locke Lord
Lucas & Mercanti
Mayer Brown
McCarter & English
McDermott Will
McGuireWoods
Munsch Hardt
Murphy Pearson
Nixon Peabody
Norton Rose Fulbright
Orrick Herrington
Paley Rothman
Pillsbury Winthrop
Reed Smith
Renner Otto
Robins Kaplan
Rosenberg & Estis
Russ August
Sanford Heisler
Schnader Harrison
Searcy Denney
Sedgwick LLP
Seltzer Caplan
Seyfarth Shaw
Sidley Austin
Simpson Thacher
Skadden
Squire Patton Boggs
Stark & Stark
Sterne Kessler
Stinson Leonard
Stites & Harbison
Sutherland Asbill
Troutman Sanders
Tyson & Mendes

The Pennsylvania Department of Environmental Protection announced on Tuesday that staff members will oversee and work with Pittsburgh Water and Sewer Authority to implement measures to address lead in drinking water after citing it earlier this year for altering the way it treated drinking water to control corrosion in the distribution system.

Too Much Atty 'Conferring' In ND's Fee Bid, Minn. Says

North Dakota's success in invalidating Minnesota's restrictions on out-of-state coal-fired power plants does not entitle it to fees meant for prevailing parties in civil rights cases, Minnesota told the Eighth Circuit on Monday, adding that it thinks that the legal bill was inflated with too much attorney time spent "conferring."

Pa. Senate OKs Bill Trimming New Fracking Regulations

The Pennsylvania Senate on Monday approved through bill amendments an assortment of measures that would essentially counteract pending environmental oversight rules for hydraulic fracturing at oil and gas wells, sending the legislation back to the House.

HEALTH & LIFE SCIENCES

Stark Law Overhaul Gains Traction On Capitol Hill

U.S. senators on Tuesday expressed openness to tweaking the Stark Law's restrictions on physician referrals, acknowledging concerns that the limits are hindering new models of coordinated care.

IP & TECHNOLOGY

Profs Back Patent Venue Reform, Slam Texas' Eastern District

Nearly four dozen law, economics and other university professors from institutions across the nation on Tuesday urged Congress to pass venue reform legislation for patent cases as a way to reduce forum shopping, saying that the disproportionate number of cases in Texas' Eastern District is bad for the patent system.

UK Urged To Stay In Unified Patent Court Despite Brexit

A European patent attorneys group urged the U.K. government Monday to ratify the agreement to create a Unified Patent Court system for the European Union, even though a British majority voted last month to leave the bloc.

TRANSPORTATION & INFRASTRUCTURE

Boston Cab Companies Put Brakes On Suit Against Uber

Two Boston cab services agreed to drop their unfair competition suit against Uber Technologies Inc. Tuesday, avoiding a September trial and giving the ride-hailing company one less legal battle to face, court documents filed in Massachusetts federal court showed.

GOP-Backed Bill Aims To Ground Commercial Flights To Cuba

House Republicans on Tuesday led an effort to block the start of scheduled commercial flights between the U.S. and Cuba, saying President Barack Obama's administration has still failed to account for passenger screening and security concerns at Cuban airports.

FAA Cuts Number Of Airports In Safety Plan Proposal

The Federal Aviation Administration on Tuesday updated its proposal requiring airports to implement formal safety management systems to minimize the risk of accidents and security breaches, easing its mandate to apply to only the busiest and largest facilities.

CORRECTED: Judge Refuses To Bless Deal Allowing Uber Service

Watson Farley
Wilson Elser
Winthrop & Weinstine

COMPANIES

AARP Inc.
AT&T Inc.
Adventist Health System Inc.
Akina Corporation
Allergan PLC
Amazon.com Inc.
America Fujikura Ltd.
American Airlines Group Inc.
American Bankers Association
American Bar Association
American Cable Association
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
American Petroleum Institute Inc.
Anheuser-Busch Inbev SA/NV
Asahi Kasei Corp.
AstraZeneca
BB&T Corporation
CFA Institute
Center for Biological Diversity Inc.
Chevron Corporation
Coca-Cola Enterprises Inc.
Comcast Corporation
Consumer Federation of America
Delta Air Lines Inc.
EisnerAmper LLP
Facebook
Florida Bar Association
Frontier Airlines Inc.
Gazprom
Google Inc.
Habib Bank Ltd.
International Centre for Settlement of Investment Disputes
JPMorgan Chase & Co.
JetBlue Airways Corporation
Johns Hopkins Medicine
Lehman Brothers Holdings Inc.
LinkedIn Corp.
Lyft Inc.
Murray Energy Corp.
National Cable & Telecommunications Association
National Federation of Independent Business
National Retail Federation Inc.

In Philly

Challengers fighting a recent deal between the Philadelphia Parking Authority and Uber Inc. allowing the company to legally operate in the city claimed victory on Tuesday as a state judge stood by previous rulings characterizing the ride-sharing service as a "hack taxi," though the decision's impact is in dispute. *Correction: An earlier story failed to indicate that the impact of the judge's ruling is in dispute. The error has been corrected.*

COMPETITION

Blagojevich Should Serve Full 14-Year Term, Prosecutors Say

Ahead of former Illinois Gov. Rod Blagojevich's resentencing next month, prosecutors told the federal judge overseeing the case Monday that he should remain in prison for the eight years he has left, while his defense argued the convictions still standing aren't enough to warrant more time behind bars.

Mexican Competition Watchdog Wants Gas Rules Eased

Mexico should expand the upper and lower limits of gas prices and make other changes to open up the market to competitors ahead of a transition to free-market conditions planned for 2018, the Mexican competition authority said Monday.

PRIVACY & CONSUMER PROTECTION

White House Releases Cybersecurity Workforce Strategy

The White House on Tuesday released its first ever cybersecurity workforce strategy, a move intended to help the federal government better identify, recruit and retain the "best, brightest and most diverse" cybersecurity employees it can, the administration said.

White House Demands House Alter $32B EPA-Interior Bill

The White House threatened Monday to veto a $32.1 billion bill to fund the Environmental Protection Agency and Department of the Interior unless the U.S. House of Representatives addresses issues like budget cuts that threaten the EPA's ability to protect personal information and provisions that cripple environmental initiatives like the Clean Power Plan.

Most Ransomware Attacks Are HIPAA Breaches, Feds Say

Ransomware attacks against a health facility or provider will generally be considered a breach of personal information under the Health Information Portability and Accountability Act, the U.S. Department of Health and Human Services said Monday.

House Torn Over Bill To Protect Gay Marriage Opponents

During a heated three-hour committee meeting at the U.S. House of Representatives over a bill to protect those who oppose same-sex marriage from federal discrimination claims, Democrats and Republicans agreed they're having too hard of a time understanding the bill to determine what it would entail.

GOVERNMENT CONTRACTS

10th Circ. Stops Utah From Ending Planned Parenthood Deals

The Tenth Circuit ordered a district court Tuesday to block Utah from terminating contracts with the Planned Parenthood Association of Utah, ruling Gov. Gary Herbert's decision to end them was "more likely than not" unconstitutional retaliation against the group for its abortion services.

INTERNATIONAL TRADE

New York City Bar Association
New York Times Co.
Nintendo Co. Ltd.
PayPal Inc.
Petrobras
Pfizer Inc.
Planned Parenthood Federation
Polypore International, Inc.
SABMiller
SIFMA
Sierra Club
Southeastern Pennsylvania Transportation Authority
Southwest Airlines Co.
Spirit Airlines Inc.
Starbucks Corporation
State Farm
The Coca-Cola Company
TiVo Inc.
Time Warner Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United Continental Holdings Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Land Management
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Financial Institutions Examination Council
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Food and Drug Administration
Indian Health Service
Internal Revenue Service

South China Sea Ruling Unlikely To Ease Trade Tensions

Tuesday's decision by an arbitration panel in The Hague faulting China for its aggressive industrial moves in the South China Sea will do little to alleviate the fraught landscape facing fishermen and shippers in the region, experts say, noting there is no enforcement mechanism in place to prod China into complying with the ruling.

TAX

Sen. Hatch Unveils Legislation To Curb Tax Fraud

Senate Finance Committee Chairman Orrin Hatch, R-Utah, on Tuesday announced that two new bills have been introduced to the U.S. Senate, geared toward preventing tax refund fraud and identify theft and increasing protections for taxpayers and tax fraud whistleblowers.

IMMIGRATION

China, Cuba Trafficking Rankings Seem Off, Reps. Says

Leaders of a U.S. House of Representatives subcommittee on Tuesday questioned aspects of State Department rankings of nations' efforts to combat human trafficking, such as why China and Cuba did not score lower.

NATIVE AMERICAN

Wash. County Says DOI Must Resolve Jurisdiction Row

A Washington county urged a federal judge Monday not to toss a suit against the U.S. Department of the Interior over its alleged refusal to make a decision on whether a tract of land rests within the Yakama Nation's reservation, arguing that the confusion over jurisdiction created by the government's inaction puts the county at serious risk.

Critics Slam Indian Health Service At House Bill Hearing

The head of a Sioux Tribal Health Board in South Dakota demanded an investigation into the closing of the tribe's emergency clinic, saying patients were now dying en route to far-flung hospitals, as the beleaguered Indian Health Service came under scrutiny before a House panel considering an agency reform measure Tuesday.

TELECOMMUNICATIONS

Internet Law, Economics Experts Slam FCC Privacy Plan

Experts on the law and economics of the internet told the Federal Communications Commission on Monday that its proposed broadband privacy and data security rules will single out internet service providers in a way that would harm consumers and hamper innovation.

Alternative To Set-Top Box Plan Bad For Consumers, FCC Told

A coalition comprising Google Fiber, TiVo Inc. and consumer and trade groups Monday told the Federal Communications Commission that an industry-backed, apps-based alternative to the FCC's plan to unlock the pay-TV set-top box would deny consumers competitive products.

EXPERT ANALYSIS

The Rising Pressure Against DOL's Persuader Rule

Tension surrounding the U.S. Department of Labor's persuader rule is not just

National Labor Relations Board
National Marine Fisheries Service
National Park Service
National Security Agency
Office of the Comptroller of the Currency
Securities and Exchange Commission
Transportation Security Administration
U.S. Army
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
Unified Patent Court

limited to courthouse challenges. However, it's possible that a court of appeals decision overturning the Texas federal court's injunction will effectively restore the new regulations, meaning employers faced with union organizing campaigns should continue to proceed with caution, says Shar Bahmani at Squire Patton Boggs.

Skyrocketing FCA Penalties Ripe For Constitutional Challenges

Constitutional objections to outsized False Claims Act judgments have experienced little success, but the dramatically higher penalty ranges recently announced by the U.S. Department of Justice may create an opportunity for defendants finally to gain traction in arguing for constitutional limits to FCA penalties, say attorneys with Sidley Austin LLP.

FAA Regs For Small Drones — A Step In The Right Direction

For those already in the commercial drone industry and operating under a Section 333 exemption, the Federal Aviation Administration's new regulations for small unmanned aircraft systems likely leave much to be desired. However, the FAA appears to be committed to a circumscribed regulatory construct that will require additional time and ongoing dialogue to perfect, say Timothy Purdon and Seth Nielsen of Robins Kaplan LLP.

Unintended Consequences Of CFPB's Payday Lending Rule

Last month, the Consumer Financial Protection Bureau released its long-awaited proposed rule covering payday loans. With the heavy regulation this rule will place on these types of products, and the strong divide it creates, the bureau finds itself stuck between two competing agendas, say Courtney Gilmer and Craig Nazzaro at Baker Donelson Bearman Caldwell & Berkowitz PC.

New York's Final AML Rule And Strategic Alternatives

New York's final anti-money laundering rule imposes a burden on financial institutions unlike ever before, which should cause regulated entities to evaluate whether it makes business sense to remain a New York-regulated institution, say attorneys with Arnold & Porter LLP.

LEGAL INDUSTRY

5 Ways To Deal With Underperforming Partners

The dilemma of an underperforming partner may raise a myriad of unwanted issues for a law firm, from a depressed bottom line to toxic internal politics, but with the right approach, firms can steer such attorneys back to the light and avoid an awkward or nasty breakup, experts say.

How To Avoid Trial And Save Clients Money

Most clients aren’t interested in shelling out large sums of money to take a case to trial. Instead, they dream of finding a law firm that can help them escape litigation before they break the bank, experts say. Here, veteran litigators offer their take on how to end a case quickly and save clients cash.

Law360 Names Attys Who Moved Up The Firm Ranks In Q2

A promotion to partner or election to practice group chair means lots of well-deserved recognition within a firm and in the larger legal community. Law360 reveals the list of attorneys whose commitment to excellence earned them highly coveted spots in the law firm leadership ranks. Find out if your old legal friends — or rivals — moved up in the second quarter of the year, and let the office chatter begin.

Fla. Bar's Ad Rule Could Confuse Consumers, Attys Fear

After a successful legal challenge to a Florida rule barring attorneys without board certification from calling themselves experts in advertisements, the Florida Bar has proposed relaxing the guidelines, a move that some attorneys say could diminish the value of their board certifications and confuse potential clients.

Nearly Half Of UK Women Lawyers Report Harassment

Forty percent of women lawyers in the UK say they have experienced harassment in their professional lives and nearly half say they've been experienced discrimination, a new report released Tuesday by British legal regulators has found.

Global 20: Cleary Gottlieb Steen & Hamilton

Cleary Gottlieb Steen & Hamilton LLP's attorneys have once against scored a spot among Law360's Global 20, displaying a commitment to internationalism with historic capital markets offerings, complex cross-border deals and a penchant for throwing their support behind sovereign nations in disputes, markets and even global soccer matchups.

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Sent: Fri 3/16/2018 9:03:48 AM
Subject: Railcars a “steel” amid tariffs

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Railcars a “steel” amid tariffs

Cowen and Company analysts Matt Elkott and Matthew Frankel are projecting a 20% sequential jump in freight car orders in the first quarter to 10,200 units (up 20% from the fourth quarter’s 8,500 units), as buyers could preempt a run-up in the steel price rally. **Full Article**

Murphy wants $242M more for NJ Transit

Gov. Phil Murphy is proposing hundreds of millions of dollars in additional funding for New Jersey Transit's operations in fiscal 2019, making good on campaign pledges to rebuild the agency he termed “a national disgrace.” **Full Article**

Silicon carbide traction system passes Stockholm test

Trials on Stockholm’s Green Line with a C20 metro car equipped with Bombardier’s new silicon carbide (SiC)-equipped Mitrac TC1500 traction converter have shown energy reductions of up to 35%, and a 19dB reduction in noise emissions. **Full Article**

Quebec’s RTM lays out investment plan to boost rail reliability

The Réseau de transport métropolitain (RTM) in Quebec detailed a five-year plan to improve service reliability along all rail lines and includes investments in infrastructure, rolling stock,

CONFERENCES

Light Rail 2018, presented by Railway Age and RT&S
April 26-27, 2018
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Rail Insights 2018, presented by Railway Age
June 7-8, 2018
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October 18-19, 2018
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INDUSTRY EVENTS

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operations, maintenance, as well as an enhanced winter operation plan. **Full Article**

US company planning Mexican energy terminals

Railroads in the U.S. are expected to benefit from a plan by USD Group LLC to expand its network of refined products destination terminals across Mexico. The expansion includes two terminals in the Central Chihuahua area. **Full Article**

Tendering begins for train services in northern Norway

Norway's Railway Directorate has issued tender documents to prequalified bidders for a concession to operate passenger services over a large area of central and northern Norway. Traffic Package 2 encompasses the electrified Oslo-Trondheim main line. **Full Article**

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Subject: [Marketing Mail] Boyd Briefs

Boyd Briefs
Mar. 31, 2017

[redacted]

From Dean Dan

In this Boyd Briefs we highlight the law school's thriving Health Law Program. We are delighted to share the news that David Orentlicher will be joining our faculty. Professor Orentlicher comes to Boyd after serving as the Samuel R. Rosen Professor of Law and the Co-director of the William S. and Christine S. Hall Center for Law and Health at the Indiana University Robert H. McKinney School of Law. Professor Orentlicher is one of the leading health law scholars in the country. He is a member of the American Law Institute, and former president of the American Society of Law, Medicine & Ethics. Professor Orentlicher earned both his medical and law degrees from Harvard, and he is the co-author of the casebook *Health Care Law and Ethics.* He joins our already outstanding health law faculty including Lehman Professor of Law Stacey Tovino, Professor Max Gakh, William S. Boyd Professor of Law Ann McGinley, and Professor Sara Gordon, who is featured below.

Adjunct Professor Cynthia Asher has organized two excellent CLE programs coming up in April. First, on Friday, April 14, 2017, Samuel R. Maizel, a partner in the Los Angeles office of Dentons, will give a talk titled "Unique Issues That Arise in the Restructuring of a Financially Distressed Healthcare Business." On Friday, April 21, 2017, Cory Talbot, a partner in the Salt Lake City office of Holland and Hart LLP, will give a talk titled "Antitrust Considerations in Health Care and Ways to Protect Your Transaction." Both of these talks are free and approved for two hours of CLE.

The UNLV Health Law Program also now offers law students the opportunity to concentrate their elective studies in health law. Our first Boyd student to earn the new Health Law Concentration is Vanessa Rendon, a December 2016 graduate. I want to congratulate Vanessa on recently placing second in two national writing competitions sponsored by the American Bar Association and the American College of Legal Medicine for her outstanding paper on medical repatriation.

Finally, this week the law school partnered with the Brookings Institution, together with the Saltman Center for Conflict Resolution and the Desert Research Institute, for a wonderful conference on water law and policy in Washington, D.C. You can watch videos from the conference here. After the conference, I had the opportunity to meet with some of our Congressional delegates, including Congresswoman Jacky Rosen, Congressman Mark Amodei, Congresswoman Dina Titus, Senator Dean Heller, and Senator Catherine Cortez Masto. They were happy to hear about all of the great things happening at the law school, and we are very grateful for their continued support.

Dan

Dean & Richard J. Morgan Professor of Law
daniel.hamilton@unlv.edu
facebook.com/DeanDanHamilton

[redacted]

Faculty Spotlight: Sara Gordon

Associate Professor of Law

What's the most important thing you are working on right now?

My current research focuses on the treatment of individuals with mental illness and addiction in the legal system, and specifically in drug and other specialty courts like mental health court. Specifically, I have been looking at the high rates of co-morbidity of addiction and mental illness, as well as co-occurring substance use and behavioral addictions. Addiction frequently co-occurs with or contributes to a wide range of medical conditions, including physical conditions like heart disease, as well as mental health and behavioral disorders like depression and anxiety. Moreover, many people who are addicted to substances also engage in addictive behaviors, like problem gambling. But while we know that these types of disorders often occur in tandem, drug and other specialty courts are typically segregated; that is, individuals are diverted into a specialty court that might address one problem, like drug or alcohol use, while failing to address another problem the individual may also have, like a gambling disorder. Because of the significant advances in our understanding of the frequency of co-occurring disorders since the original conception of the drug court model, my research suggests that the basic structure of drug and other specialty courts might be improved by shifting the focus away from discrete substances or behaviors, and towards the underlying causes of addiction and the intersection of addiction and mental illness.

What is the most significant issue facing your field and how should it be addressed?

I think the most significant issue facing the legal system as it attempts to deal with individuals with addiction is the continuing lack of understanding that addiction is a brain disease, one with a biological basis similar to cancer or diabetes. This is a problem for any individual with an addiction who finds herself involved with the criminal justice system, but I think it is also a problem for individuals who become involved with drug and other specialty courts. Many drug courts, for instance, will not accept participants who are undergoing medication-assisted treatment for addiction and substance abuse, treatments which have been shown to be safe and highly effective for many people. I think many people still believe that addiction is a type of character flaw or weakness, and this attitude is reflected in the types of addiction treatment we are willing to provide to people both within and outside of the justice system.

When you are working on an article or a book, what's your favorite part of the process?

My favorite part of the process of any writing project is the moment (and for me, it is usually a fairly discrete moment) where I feel like I've reached the top of the mountain and the rest of the way is downhill. Sometimes, this is when I have a pretty good draft of something and I can start fine-tuning. But more often, it's when I can see where all of the pieces will (eventually) go. Even if I still have a lot of—or most of—the work to go, that stage is much more satisfying than the beginning when I feel like one idea could go in a dozen different and unpredictable directions.

Student Spotlight: Bryce Moir

You are taking both the Health Law and HIPAA Privacy courses with Professor Stacey Tovino this semester. How are you enjoying those courses, and how are they shaping your professional objectives?

My mother has been in the medical field for over 20 years, so I have always been fascinated with anything medically related. I also love politics, law, and policy so Health Law and HIPAA are a perfect amalgamation of policy and health. I could not have asked for a better combination! I hope to take these HIPAA skills and be a HIPAA privacy officer after I graduate.

Tell us about your work with the Legal Aid Center of Southern Nevada Consumer Rights Project.

As a law clerk, I researched many topics about bankruptcy law and bankruptcy fraud. We were working on a case where a woman was trying to commit bankruptcy fraud, so that was extremely exciting to be a part of an actual case with real life consequences. The best part of LACSN, however, is that face-to-face connection I made with so many people that needed our help. Really nothing can be better than helping those in need.

You studied music as a high school student at the Las Vegas Academy. Do you still find time to play while now studying the law?

While my violin days are over, I still play piano every day. It keeps me calm and sane in this chaotic world of law school. It really has been my saving grace in times of extreme duress.

Where do you see yourself in ten years?

I see myself somewhere in the health law profession either working as general counsel for a hospital or doing something HIPAA related. Either way, as long as I am happy and comfortable I cannot ask for anything more!

Alumni Spotlight: David Klink '11

David Klink Attorney at Law, Phoenix

What piqued your interest in health care law as a student?

While at Boyd, health care reform and the Patient Protection and Affordable Care Act were part of the national debate. So, I focused my studies on health care legal issues, believing it to be a growth field where I could find a job after graduation, since we were also in the middle of the recession.

The health program at Boyd was in its infancy and I was able to study with Professor Stacey Tovino while externing at UMC's Office of Risk Management. Everything from physician credentialing, EMTALA regulations, patient privacy laws, STARK compliance, mental health patient legal issues, institutional review boards for clinical trials, and malpractice claims were part of hospital projects where I experienced classroom legal concepts played out in real life at a large fast-paced hospital.

Tell us about your solo practice working in health care.

My practice is devoted primarily to defending health care providers. I help nurses, doctors, and other health care professionals respond to complaint notices from their licensing boards. This unique area of administrative law has different procedural rules than civil or criminal litigation; however, I frequently draw on civil, criminal, and constitutional law to effectively represent my clients.

Additionally, I advise health care providers and others for general business and litigation matters; and represent personal injury plaintiffs. I have helped clients with provider reimbursement disputes, credentialing issues, employment non-compete agreements, medical marijuana compliance, physician employment and operating agreement reviews, and many other issues affecting health care providers and their businesses.

The growing field of health care is a great practice with many different areas where lawyers can find a niche.

Is there a nugget of advice you would give a recent Boyd Law graduate?

First, understand that your client is often facing one of the most difficult and stressful situations of his/her life. Clients trust us to help them through the unfamiliar legal system. Second, never be afraid to ask other attorneys for guidance in unfamiliar situations. Most attorneys are more than willing to share information and advice because it is impossible to know everything. Asking questions and sharing information about your practice with other attorneys is a great way to develop professional relationships. Third, make time to pursue activities that have nothing to do with the practice of law. This will help refresh your mind and manage the pressures of legal practice.

Community Member Spotlight: Lynn Stange

Chief Compliance Officer at Nathan Adelson Hospice, Member of the Health Law Advisory Board at the Boyd School of Law

Tell me about your decision to serve on the Health Law Advisory Board and what makes Boyd Law's mission meaningful to you.

I came to the Advisory Board initially to attend in our CEO Carole Fisher's place but once the conversation started, my unique experience in the regulatory arena appealed to the Board and I was asked by Stacey Tovino to participate as a regular member. The Board and its mission are meaningful to me because it creates an opportunity to share with community members from all professions regarding health care law and how it relates to actual practice.

What was your first or most memorable job?

My first job was at McDonald's in Helena, Montana. I met my husband of 32 years there, making it very memorable. Beyond that, it was a great place to meet new people from different parts of the city and create this space to have fun and engage in new friendships.

What advice would you give to current Boyd Law students?

Be open to new possibilities and not limit those possibilities. I also think what CEO Carole Fisher and I share is that we believe we should always be in "learning mode" versus "knowing mode."

Where is your favorite travel destination?

Rome, Italy. You can wander the streets endlessly and always encounter something new and interesting. Of course the people are very special and the food is delicious too.

Tell me about a book you have read that has made a real difference to you.

The Shack by William P. Young is a wonderful story of forgiveness, closure and redemption.

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Sent: Fri 6/14/2019 4:32:10 PM
Subject: RE: The Mob Museum - Individual Giving

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Good morning Mayor,

Thank you for the gift to The Mob Museum on behalf of the both of you. Your generosity and support to this organization is very much appreciated.

Would you prefer the donor package be mailed to your work, Oscar's work or to your home? If it's your home, please provide me with the address.

Wishing you a wonderful weekend – you are always in my prayers.

Thank you,
Adrina

Adrina Ramos-King
Direct: 702.724.8619

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Sent: Thursday, June 13, 2019 3:58 PM
To: Adrina Ramos-King <ARamos-King@themobmuseum.org>
Subject: [WARN] RE: The Mob Museum - Individual Giving

Oscar gave a contribution to MM yesterday at the Board meeting for us.

CAROLYN G. GOODMAN, MAYOR
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From: Adrina Ramos-King <ARamos-King@themobmuseum.org>
Sent: Monday, June 10, 2019 5:18 PM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: The Mob Museum - Individual Giving

EXTERNAL EMAIL

Dear Mayor Goodman,

I am delighted to have the opportunity to see you this Wednesday. I have only been a part of this organization for a few months,

but I understand that you have been a long-time and extremely generous supporter of the Museum, in a multitude of ways. Your commitment and service is very inspiring to me.

Attached is your personalized individual giving form and date of your last gift. These documents will also be available in hardcopy at the Board meeting. Since it is time to renew, I would like to confirm whether you wish to remain at the same level or if your giving capacity has changed. You can indicate this on the giving form or feel free to reply to me via email. Please also indicate whether or not you would like an invoice generated for your gift amount.

If you prefer to manage your individual giving over the phone or in person, please do not hesitate to contact me. I am happy to assist you and answer any questions, and I will be available immediately before and after Wednesday's meeting. Please also consider whether you have access to a company match program, as that may increase the total amount of your gift substantially.

We are honored that you consider us a worthy recipient of your valuable time and financial support. Thank you for being a champion of The Mob Museum!

Sincerely,
Adrina

Adrina Ramos-King
Manager of Strategic Partnerships
702.724.8619 (office)
aramos-king@themobmuseum.org
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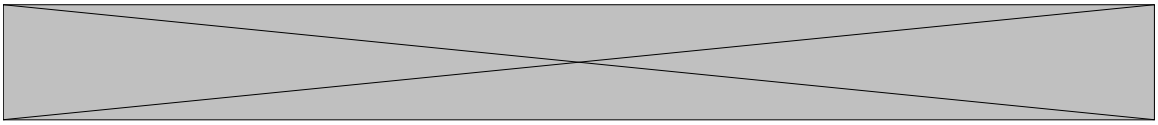

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Business Lending in the Digital Era – Are We Shrinking Our Way to Greatness?

Those of us with gray hair will remember Tom Peters' seminal 1997 work, The Circle of Innovation. A snapshot on leadership and organizational change subtitled "You can't shrink your way to greatness" Read more

How data-driven decisioning helps you acquire the (right) customers faster

Acquiring new customers is critical to any business, whether you're a startup or an established global company. But there are unprecedented challenges that make this easier said than done. Read more

Opinion: Preparing For CECL: Six Considerations In Managing The Biggest Change In Bank Accounting History

As the most significant accounting change in banking history approaches, a surprisingly large number of financial institutions remain unprepared for the significant challenges involved with meeting the new Current Expected Credit Loss (CECL) standard. Read more

CSI WHITE PAPER

Definitive Guide To A Successful Core Partnership

When it comes to choosing a core solution for their institution, bankers have a difficult choice to make. The core is the heart of your bank's operation, and you only go through the selection, at best, once a decade. And with technology changing rapidly, banks need a core platform that keeps pace with innovation and enables their institution's unique business strategy. Download to read more

ONESPAN WHITE PAPER

Adaptive authentication: Superior user experience and growth through intelligent security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year after year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your copy

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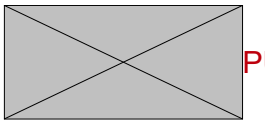
Subject: [Marketing Mail] CFTC Finalizes Cross-Border Swap Margin Rule



PUBLIC POLICY

Wednesday, May 25, 2016

TOP NEWS

CFTC Finalizes Cross-Border Swap Margin Rule

The U.S. Commodities Futures Trading Commission announced on Tuesday that it will require compliance with its margin rules in uncleared cross-border swap transactions, especially in cases where there is no equally stringent international rule, over objections of one commissioner who called the rule confusing.

IRS Head A No-Show At Impeachment Hearing

A congressional hearing that was ultimately intended to impeach IRS commissioner John Koskinen for purportedly suppressing evidence of the agency's political bias against conservative groups devolved into partisan sparring on Tuesday after the commissioner declined to take the hot seat before a House committee.

TSCA Reform Passes House By Huge Margin

The U.S. House of Representatives on Tuesday overwhelmingly approved a bill that would revamp the outdated Toxic Substances Control Act, overcoming initial skepticism from key Democrats and shifting focus to the Senate, which will take up the measure next.

Dems Argue High Court Vacancy Could Harm Small Business

Democratic leaders on Tuesday continued to criticize their Republican counterparts over their "obstruction" of U.S. Supreme Court nominee Judge Merrick Garland, releasing a so-called special report highlighting claimed potential negative impacts of a "weakened" high court for small businesses.

Nonprofit Drops Suit Over EB-5 Program Gerrymandering

A Texas federal judge on Tuesday granted a nonprofit's bid to toss its suit over "gerrymandered" targeted employment areas that allow would-be immigrants to secure EB-5 visas with lower investment amounts after the government expressed its intention to make reforms that align with the litigation's goals.

Fla. Gov. Defends Appointment Power In Judicial Challenges

Florida Gov. Rick Scott defended his judicial appointment power Monday and said the would-be judicial candidates challenging the cancellation of elections to replace retiring circuit court judges have no legal right to qualify for elections that by law cannot happen.

BANKING & SECURITIES

FinCEN Chief Defends Shell Co. Ownership ID Rule

The Treasury Department's top financial intelligence official on Tuesday said a new rule requiring banks to collect information about the owners of shell companies would help law enforcement officials to ferret out illicit activities, despite concerns that it would be easily evaded.

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AML-Fearing Banks Warned Against Derisking Overkill

State bank regulators warned Tuesday that the increasing number of banks denying services to licensed money service businesses could make it harder to enforce anti-money laundering regulations and cut off terror financing.

Equifax, Experian, TransUnion Incite Most CFPB Complaints

The country's three largest credit reporting agencies, Equifax, Experian and TransUnion, garner the most Consumer Financial Protection Bureau complaints from consumers, the federal regulator said Tuesday, with credit reporting remaining the third-most-bemoaned financial product.

FCA Probes Banks Dumping Potentially Risky Accounts

U.K. authorities said Tuesday they will probe banks that deny services to potentially risky customers to avoid money-laundering issues, warning that the practice could be in violation of U.K. competition law.

ENERGY & ENVIRONMENTAL

House Keeps 'Waters Of US Rule' Defunding In Energy Bill

The U.S. House of Representatives voted Tuesday to keep provisions blocking implementation of the so-called Waters of the United States rule under the Clean Water Act in a $37.4 billion bill funding the U.S. Department of Energy, U.S. Army Corps of Engineers, and several energy and water infrastructure projects.

Citing Zika Risk, House Cuts Pesticide Rules Amid Veto Threat

The U.S. House passed a bill Tuesday that would get rid of Environmental Protection Agency permitting rules on using pesticides near bodies of water, after a veto threat from the White House maintaining the measure would not actually stop the spread of the Zika virus.

ND Judge Rejects EPA Bid To Nix Water Rule Challenge

A North Dakota federal judge on Tuesday rejected the U.S. Environmental Protection Agency's bid to nix a challenge to the EPA and Army Corps of Engineers' Clean Water Rule and put the case on hold pending the outcome of a similar challenge making its way through the Sixth Circuit.

Enviros Blast Fossil Fuel Portions Of Energy Reform Bill

Scores of environmental groups urged U.S. Senate leaders Tuesday to strip provisions that streamline permitting for liquefied natural gas export projects and other oil and gas infrastructure from sweeping energy reform legislation being hammered out by Congress, saying any legislation should focus on phasing out fossil fuels.

States Slam EPA's Bid To Keep MATS Fight Out Of High Court

States wrestling with the U.S. Environmental Protection Agency over its Mercury and Air Toxics Standards rule on Monday pressed the U.S. Supreme Court to consider whether a court can remand a legally defective rule without vacating it.

HEALTH & LIFE SCIENCES

Green Lights Ahead For Medical Pot Legal Work In Pa.

The board that oversees the conduct of Pennsylvania attorneys is mulling a change to professional rules that would allow lawyers to advise clients taking advantage of the state's new medical marijuana legislation, according to a newsletter circulated Tuesday.

TRANSPORTATION & INFRASTRUCTURE

Lawyers' Committee for Civil Rights Under Law
Level 3 Communications Inc.
LexisNexis Group
LinkedIn Corp.
NAACP Legal Defense and Educational Fund Inc.
National Association of Broadcasters
National Railroad Passenger Corporation
New York Times Co.
Pfizer Inc.
PhRMA
Reed Elsevier
Southeastern Pennsylvania Transportation Authority
Stryker Corporation
The Center for Auto Safety
TransUnion LLC
Twitter Inc.
United States Telecom Association
UnitedLex Corp.
Universal Health Services Inc.
Univision Communications Inc.
Washington Metropolitan Area Transit Authority
Wells Fargo & Co.
Xerox Corporation

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
Bureau of Reclamation
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration

NHTSA Accused Of Letting Car Cos. Off Easy On Auto Braking

Consumer advocacy groups have accused the National Highway Traffic Safety Administration of not doing enough to make automatic emergency braking standard in all light vehicles, saying a recent “backroom deal” between the agency and a slew of automakers allows them to skirt safety standards.

SEPTA Must Follow Philly Anti-Bias Law, Pa. Justices Told

The city of Philadelphia urged a top state appeals court on Monday to overturn a decision finding that the Southeastern Pennsylvania Transportation Authority was outside the reach of a local anti-discrimination law.

DC Metro Defends Plan To Fix Safety Failures

The Washington Metropolitan Area Transit Authority and federal transit officials reassured a U.S. House panel Tuesday of their progress on fixing the safety issues that have plagued D.C.’s Metrorail system, including shoring up training, tackling maintenance backlogs and firing inefficient managers.

INSURANCE

AIG Gets Into Equity Crowdfunding Biz With Fraud Coverage

American International Group Inc. unveiled an insurance product Tuesday designed to protect equity crowdfunding investors from issuer fraud, one week after U.S. rules governing equity crowdfunding went live and enabled people of ordinary means to invest in private startups for the first time.

REAL ESTATE

$58B Transpo, Housing Funding Bill Advances In House

The House Appropriations Committee approved a $58.2 billion transportation and housing funding bill Tuesday, including controversial and closely watched provisions clarifying regulations for truckers’ hours of service and meal and rest breaks, sending the measure to the full House floor.

EMPLOYMENT

US Backs Mass. Sick Time Law In Row With CSX And Amtrak

The federal government told a Massachusetts federal court on Monday that the commonwealth’s new paid sick leave law is not preempted by a federal law that provides wage replacement for sick railroad workers, a boost for the state as it faces a lawsuit from CSX Transportation Inc. and Amtrak.

PRIVACY & CONSUMER PROTECTION

Texas Tells 5th Circ. Voter ID Law Not Discriminatory

Texas' solicitor general told an en banc panel of the Fifth Circuit during oral arguments Tuesday that the state's controversial photo identification voting law should be allowed to stand because it does not deny anyone an equal opportunity to vote.

House Reps Push Colleagues To Step Up Data Security Game

A bipartisan pair of House lawmakers on Monday pressed their colleagues to do more to protect the security of their online communications, including by using end-to-end encryption and employing more complex passwords, saying it was "frightening" how easily hackers could gain access to their devices.

Pet Shops Gone To Dogs After Breeder Ban, 7th Circ. Told

A group of pet shops and dog breeders told a Seventh Circuit Court of Appeals

Federal Railroad Administration
Federal Transit Administration
Financial Crimes Enforcement Network
Internal Revenue Service
Maritime Administration
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
National Transportation Safety Board
Nuclear Regulatory Commission
Office of Foreign Assets Control
Securities and Exchange Commission
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court

panel Tuesday that a Chicago ordinance meant to end puppy mills will force them to close their doors, arguing the measure discriminates against out-of-state breeders and the shops that rely on them.

GOVERNMENT CONTRACTS

Gov't Targets Contractor Emissions In New Rule

Federal contractors may soon be required to annually report whether they publicly disclose information about their ongoing and targeted greenhouse gas emissions, according to a proposed rule Tuesday, as the U.S. government pushes to reduce its emissions of the heat-trapping gases.

INTERNATIONAL TRADE

Violating Iran Sanctions Gets Man 3-Year Sentence

The U.S. Department of Justice on Monday announced a three-year prison sentence for a Canadian-Iranian dual citizen who copped to violating Iran sanctions in a six-year scheme to buy high-end electronics and ship them via his Canadian company.

EC Says 'Good Progress' In TTIP Talks, But Work Remains

The European Commission on Tuesday released information about the latest round of negotiations in New York for the Transatlantic Trade and Investment Partnership, saying that “good progress” had been made during the round of talks with the U.S. about the proposed deal but that more work remains.

TAX

EU Committee Greenlights Anti-Tax Evasion Measures

The European Union moved another step closer to adopting proposals meant to combat multinationals’ tax avoidance practices by forcing them to pay taxes in the country where profits are earned, with a parliamentary committee voting in favor of the measures on Tuesday.

BANKRUPTCY

ACLU Says State Takeover In AC Bailout Would Harm Voters

The American Civil Liberties Union of New Jersey said it reached out to state lawmakers on Tuesday to voice its concerns that an Atlantic City bailout plan working its way through the Legislature that allows for a possible state takeover of municipal finances "raises several constitutional and civil rights concerns."

TELECOMMUNICATIONS

Prisons' Hands Tied On Smuggled Phones, FCC Told

With prisoners' contraband cellphones a pressing problem, the Federal Communications Commission must modernize "outdated" regulations so states and correctional facilities can develop better ways of finding and disabling the phones, nearly a dozen governors said Monday.

Broadcasters Want Out Of Foreign Investment Review Tweaks

Several individual companies and the National Association of Broadcasters urged the Federal Communications Commission on Monday not to needlessly envelop broadcasters in proposed tweaks to Team Telecom reviews of foreign investment, arguing adding new information to be collected would slow the process.

EXPERT ANALYSIS

An FCA Update As We Await High Court's Escobar Decision

The federal False Claims Act may soon be reshaped. With a case pending before the U.S. Supreme Court on the controversial theory of implied false certification, a pair of interesting cases in the Second Circuit and a recent House Judiciary Subcommittee raising issues of FCA reform, the law may face changes in text or interpretation, say attorneys with Bradley Arant Boult Cummings LLP.

Unclaimed Property Auditors Move Beyond Life Insurers

The same contingency-fee unclaimed property auditors that targeted life insurance companies are now turning their focus to other types of insurance, like health insurance and property and casualty insurance, raising a host of unique issues, say Wilson Barmeyer and Mary Jane Wilson-Bilik at Sutherland Asbill & Brennan LLP.

Panama Papers: Reminders About Law Firm Cybersecurity

Nowhere is the attractiveness of law firms as cybercrime targets more evident than the recent Mossack Fonseca hack, believed to be the most significant data theft event in history. Firms represent a treasure trove of information and historically have had dreadful cybersecurity practices. There has been some progress, but firms can also commit to better defending their information by taking a simple, three-step approach, says Sean Doherty of TSC Advantage.

LEGAL INDUSTRY

Why Millennials Aren't Joining Your Firm

Like it or not, millennials have become a powerful force in the legal industry and your firm's future depends on them. Here, Law360 offers reasons younger attorneys may not want to join your firm, and the things you can do to become more attractive to them.

How To Compete With Corporate Law Departments

General counsels are increasingly bringing more work in-house, a trend experts say creates the need for law firms to not only compete with one another, but with their clients. Here, experts offer three tips for getting a leg up on in-house lawyers.

GCs Are Unwilling To Hire New Firms, Study Says

Competition for new clients in today's legal market is tough as general counsel whittle down the number of firms they are willing to work with, resulting in only 44 percent of legal departments engaging with a new firm last year, a new study says.

3 Things To Know About A Hunton-Addleshaws Merger

A merger of U.K. legal giant Addleshaw Goddard LLP and Virginia-based Hunton & Williams LLP is reportedly under discussion. Here, Law360 looks at three things you need to know about what a combined firm would look like.

UK Barristers 'Prefer Not To Say' When Asked About Diversity

Noncompliance with diversity reporting requirements by barristers in the U.K. is widespread, according to a new study, with the complex way regulators have implemented guidance on diversity monitoring and reporting being a potential contributor.

JOBS
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Addleshaw Goddard
Bingham McCutchen

Bradley Arant
Brannock & Humphries
Cooley
DLA Piper
Dechert
Dilworth Paxson
Greenberg Traurig
Hunton & Williams
Jones Day
Morrison & Foerster
Richards Rodriguez
Squire Patton Boggs
Stearns Weaver
Sutherland Asbill
Wachtell Lipton

COMPANIES

National Railroad Passenger Corporation
21st Century Fox Inc.
Altman Weil Inc.
American Civil Liberties Union
American Hospital Association
American International Group Inc.
American Medical Association Inc.
American Trucking Associations Inc.
Association of Corporate Counsel
CBS Corporation
CSX Corporation
Center for Biological Diversity Inc.
Citigroup Inc.
Community Bank
Conference of State Bank Supervisors
Consumer Watchdog
Cray Inc
Equifax Inc.
Experian
HSBC Holdings PLC
Lawyers' Committee for Civil Rights Under Law
Level 3 Communications Inc.
LexisNexis Group
LinkedIn Corp.
NAACP Legal Defense and Educational Fund Inc.
National Association of Broadcasters
New York Times Co.
Pfizer Inc.
PhRMA
Reed Elsevier
Southeastern Pennsylvania Transportation Authority
Stryker Corporation
The Center for Auto Safety
TransUnion LLC

Twitter Inc.
United States Telecom Association
UnitedLex Corp.
Universal Health Services Inc.
Univision Communications Inc.
Washington Metropolitan Area Transit Authority
Wells Fargo & Co.
Xerox Corporation

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Financial Crimes Enforcement Network
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. House of Representatives
Army Corps of Engineers
European Commission
Federal Communications Commission
Federal Transit Administration
Office of Foreign Assets Control
U.S. Department of Defense
U.S. Department of Transportation
U.S. Senate
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
Bureau of Reclamation
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Railroad Administration
Internal Revenue Service
Maritime Administration
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
National Transportation Safety Board
Nuclear Regulatory Commission
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development

U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration

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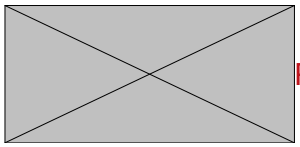
From: Public Policy Law360
Sent: Fri 4/5/2019 7:57:16 AM
Subject: Jenner, Munger Tolles Partners Inch Closer To 9th Circ. Seats

EXTERNAL EMAIL



PUBLIC POLICY.

Friday, April 5, 2019

TOP NEWS

Jenner, Munger Tolles Partners Inch Closer To 9th Circ. Seats

The Senate Judiciary Committee advanced two of President Donald Trump's choices for Ninth Circuit vacancies Thursday despite Democratic objections about their records and college-era writings.

Read full article »

AGs Protest Trump's 'Illegal, Juvenile' '2-For-1' Order

California, Oregon and Minnesota's attorneys general on Thursday hit President Donald Trump and a long list of other federal defendants with a lawsuit over the 2017 “Two-for-One” executive order, which requires federal agencies to repeal at least two existing regulations for every new regulation that agency issues.

Read full article »

Mnuchin Warned Not To Interfere In Trump Tax Return Request

Treasury Secretary Steven Mnuchin should not intercede in a request by the House Ways and Means Committee chairman for President Donald Trump’s tax returns, the leading Democrat on the Senate tax panel warned Thursday.

Read full article »

21 AGs Oppose Trump Rule Limiting Food Stamp Benefits

A coalition of 21 attorneys general expressed their opposition to a proposed Trump administration rule they say could result in more than 750,000 Americans losing access to food stamp benefits in a comment letter filed with the U.S. Department of Agriculture on Wednesday.

Read full article »

Analysis

Trucking Cos. Hit Rough Patches In Calif. Classification Fights

Trucking companies are facing increasingly narrow legal avenues in their challenges to California’s stringent worker classification standard as courts continue to reject claims that the Golden State’s workplace regulations unduly burden motor carriers and undermine federal law, experts say.

Read full article »

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Akeel & Valentine
Altshuler Berzon LLP
Anthony LG PLLC
Barnwell Whaley
Boies Schiller
Brownstein Hyatt
Clark Hill
Cleary Gottlieb
Covington & Burling
Cravath Swaine
Cullen Law Firm
DLA Piper
Davis Polk
Debevoise & Plimpton
Dechert
Duane Morris
Earthjustice
Edelson PC
Eichelbaum Wardell
Foley Hoag
Fortney Scott
Girardi & Keese
Goulston & Storrs
Haglund Kelley LLP
Hanson Bridgett
Hawke McKeon
Jenner & Block
Jones Day

Terror Watchlist Needs Judicial Oversight, Muslim Group Says

Studying Arabic should not be sufficient evidence to land an American citizen on a terrorist watchlist, a Muslim civil rights group told a Virginia federal court Thursday, where the group pushed to raise the standards for including individuals in the Terrorist Screening Database.

Read full article »

BANKING & SECURITIES

Senate Confirms Calabria To Lead Housing Finance Regulator

Senators on Thursday confirmed Mark A. Calabria to become the next director of the Federal Housing Finance Agency, installing him atop the Fannie Mae and Freddie Mac regulator as both Congress and the White House have set their sights on freeing the two mortgage giants from conservatorship and tackling housing finance reform.

Read full article »

Senate Dems Press Fed Board Pick To Explain Back Taxes

The top Democrats on the Senate Banking and Finance committees said Wednesday that they want President Donald Trump's expected Federal Reserve nominee Stephen Moore to provide more details about his past tax problems.

Read full article »

Hong Kong Watchdog Seeks Cap On Brokers' Margin Lending

The Hong Kong Securities and Futures Trading Commission on Thursday unveiled rules that will limit how much brokers can lend to their clients for stock purchases to five times their capital, part of an attempt to curb what regulators consider excessive risk-taking.

Read full article »

ENERGY & ENVIRONMENTAL

Senate Panel Clears DOI Nominee Despite Ethics Furor

The U.S. Senate Committee on Energy and Natural Resources on Thursday advanced acting Secretary of the Interior David Bernhardt's nomination for the full-time post by a 14-6 vote, as committee Chairwoman Lisa Murkowski, R-Alaska, downplayed questions over ethics and potential conflicts of interest.

Read full article »

Obama's Ore. Monument Expansion OK, Judge Says

An Oregon federal judge says a logging company has not shown that former President Barack Obama exceeded his authority under the Antiquities Act by including timber-producing land in the 2017 expansion of the Cascade-Siskiyou National Monument.

Read full article »

House Dems Launch Clean Energy Tax Policy Push

A Pennsylvania Democrat on Thursday reintroduced federal legislation that would make energy storage technologies fully eligible for the federal investment tax credit and joined scores of colleagues in calling for an extension of the ITC and other renewable energy credits that are currently scheduled to phase out.

Read full article »

5th Circ. Remands Dusky Gopher Frog Habitat Case

Kaufman Dolowich
Kirkland & Ellis
Locke Lord
Mayer Brown
McGuiness Yager
Munger Tolles
Orrick Herrington
Paul Hastings
Phillips Goldman
Pope McGlamry
Potter Anderson
Quinn Emanuel
Reichman Jorgensen
Schnader Harrison
Seyfarth Shaw
Sidley Austin
Simpson Thacher
Slaughter and May
Smyser Kaplan
Stanley Reuter
Troutman Sanders
Weil Gotshal
Western Environmental Law Center
Willkie Farr
Winston & Strawn

COMPANIES

Adidas AG
Alexion Pharmaceuticals Inc.
Align Technology Inc.
Allergan PLC
Amazon.com Inc.
American Bankers Association
American Bar Association
American Federation of Government Employees
American Federation of State, County and Municipal Employees
American Federation of Teachers
Apple Inc.
BASF SE
CTIA
California Trucking Association
Cato Institute
Center for Biological Diversity
Chevron Corp.
Citigroup Inc.
Compass Minerals International, Inc.
Competitive Enterprise Institute
Consumer Action
DocuSign Inc.

The Fifth Circuit is letting a district court decide whether to let the U.S. Fish and Wildlife Service reevaluate whether a 1,500-acre piece of Louisiana land owned by timber company Weyerhauser Co. should be classified as critical habitat for the endangered dusky gopher frog.

Read full article »

HEALTH & LIFE SCIENCES

Pharma Cos. To Pay $123M To End Medicare Kickbacks Probe

A trio of pharmaceutical companies will pay a total of $123 million to resolve allegations that they violated the False Claims Act by using charities to pay kickbacks to Medicare patients and a veterans' health program, the Massachusetts U.S. attorney's office announced Thursday.

Read full article »

MEDIA & ENTERTAINMENT

Nexstar Accused Of Sabotaging Black-Owned TV Broadcaster

A minority-owned broadcaster has sued Nexstar in New York state court, saying the media behemoth used a sale of three TV stations to curry favor with federal regulators before it gutted the businesses, hoping to buy them back on the cheap.

Read full article »

TRANSPORTATION & INFRASTRUCTURE

Pennsylvania Turnpike Shakes Excessive Tolls Suit

The Pennsylvania Turnpike Commission escaped a proposed class action brought by trade groups and trucking companies that accused it of charging unconstitutional highway tolls, after a Pennsylvania federal judge ruled Thursday that the tolls did not unfairly burden interstate commerce.

Read full article »

EMPLOYMENT

DC Circ. Probes Court's Ability To Nix Trump's Labor Orders

Labor unions that successfully challenged three Trump administration executive orders on workers' protections faced a fresh test from the D.C. Circuit on Thursday, as the panel appeared skeptical that a lower court had jurisdiction to hear the case.

Read full article »

Lack Of EEOC Quorum Bad For Biz, Chamber Tells McConnell

The U.S. Chamber of Commerce and 29 other business organizations are urging Senate Majority Leader Mitch McConnell to do everything in his power to get Trump administration nominee Janet Dhillon confirmed and restore a quorum at the U.S. Equal Employment Opportunity Commission.

Read full article »

Biz Groups Seek 18 Months To Fork Over Pay Data To EEOC

The U.S. Chamber of Commerce and others told a D.C. federal judge Thursday their members need at least 18 months to gather workers' pay data for a recently reinstated U.S. Equal Employment Opportunity Commission survey, a day after the agency announced a September deadline.

Dole Food Company Inc.
Dynamex, Inc.
EisnerAmper LLP
Facebook
Fannie Mae
FedEx Corp.
Federal Bar Association
Freddie Mac
General Electric Co.
General Motors
Google Inc.
Home Depot Inc.
Huawei Technologies
Instagram Inc.
Jazz Pharmaceuticals Inc.
KPMG International
Law Finance Group Inc.
LendingClub Corp.
Liberty Mutual Insurance Group
Liggett Group LLC
Major Lindsey & Africa
Massachusetts Mutual Life Insurance
Microsoft Corp.
Mortgage Bankers Association
NFL Enterprises LLC
National Association of Manufacturers
National Association of Realtors
National Congress of American Indians
National Restaurant Association
National Retail Federation Inc.
National Rifle Association of America
National Treasury Employees Union
National Women's Law Center
Natural Resources Defense Council
New York Times Co.
Northwell Health Inc.
Orexo AB
PayPal Inc.
Retail Industry Leaders Association
Seal Software Ltd.
Service Employees International Union
Southern Poverty Law Center
Symantec Corp.
T-Mobile USA Inc.
Target Corp.

Read full article »

COMPETITION

EU Report Calls For New Antitrust Rules For Tech Platforms

The European Commission should issue guidelines outlining new obligations for dominant technology platforms, including requirements that they make it easier for users to switch services, according to an advisory report commissioned by the antitrust enforcer and published Thursday.

Read full article »

CYBERSECURITY & PRIVACY

Feds To Use FISA Surveillance In Prosecuting Huawei

Federal prosecutors said Thursday they intend to use secret surveillance information obtained pursuant to the Foreign Intelligence Surveillance Act in the criminal case charging Huawei Technologies Co. Ltd. with bank fraud and sanctions violations.

Read full article »

AEROSPACE & DEFENSE

House Passes Resolution To End US Involvement In Yemen

The U.S. House of Representatives passed a resolution Thursday to end American military support for a Saudi-led war in Yemen, sending it to President Donald Trump's desk where he has indicated that he will veto it.

Read full article »

INTERNATIONAL TRADE

Trump Escalates Mexican Border Feud With Car Tariff Threat

President Donald Trump said Thursday that he would impose punitive tariffs on Mexico's cars in one year or close the U.S. southern border entirely if the nation doesn't help stem the flow of drugs into the U.S.

Read full article »

Trump Aims To Strike China Trade Deal Within A Month

President Donald Trump and Chinese Vice Premier Liu He did not emerge from a White House meeting with a new deal to cool their simmering trade tensions Thursday, but Trump said he anticipates an agreement will come together within the next four weeks.

Read full article »

Cos. Warn Against Ending Duty-Free Status For India, Turkey

A coalition of companies on Thursday urged top U.S. lawmakers to ask the White House to delay plans for removing India and Turkey from a program that allows duty-free access to the U.S. market, arguing that the move would hurt American businesses and workers.

Read full article »

TAX

Teva Pharmaceutical Industries Limited
The ADT Corp.
The Boeing Co.
U.S. Bancorp
U.S. Chamber of Commerce
Ultimate Fighting Championship Ltd.
United States Steel Corp.
Urban-Brookings Tax Policy Center
Walt Disney Parks & Resorts Worldwide Inc.
Weyerhaeuser Co.
Yamaha Corp.
ZTE Corp.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Department of Justice
California Environmental Protection Agency
California Supreme Court
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Housing Finance Agency
Federal Labor Relations Authority
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Internal Revenue Service
Joint Committee on Taxation
Klamath Tribes
Library of Congress
Makah Tribe
National Economic Council
National Labor Relations Board
National Oceanic and Atmospheric Administration
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative

More FDII Documentation Rules Coming, Official Says

The U.S. Department of the Treasury plans to add more options for its documentation rules for claiming the 2017 tax law's 37.5 percent deduction on foreign-derived intangible income, an official said Thursday.

Read full article »

Texas School District Fights Property Exemption Repeal Ban

A Texas school district has asked the state's high court to review a lower court's affirmation that a law prohibiting the reduction or repeal of property tax exemptions was retroactive and constitutional, arguing its repeal of its exemption was constitutional.

Read full article »

IMMIGRATION

House Tiptoes Toward Litigating Trump Border Declaration

Leaders in the House of Representatives voted Thursday to bring their chamber into the legal fight surrounding President Donald Trump's declaration of an emergency on the southern border earlier this year.

Read full article »

San Diego County Sues US For Ending Asylum Release Policy

San Diego County asked a federal court Wednesday to force the Trump administration to reinstate a program to help asylum seekers reach their final destinations after they are released in the U.S., claiming the government violated administrative law and created a public health crisis in the county when it ended the program last year.

Read full article »

Lawmakers Weigh Deterrents To Family Migration Surge

Lawmakers on Thursday said they may change how asylum applications are adjudicated and change the law to allow for the prolonged detention of migrant children to address the recent surge of families crossing the southern border.

Read full article »

Immigrant Files Claim Over Harms Due To Family Separation

A Guatemalan man who was separated from his young daughter when he was placed in immigration detention last year claimed the Trump administration caused them emotional distress and violated their constitutional right to family integrity, according to an administrative federal tort claim filed Thursday.

Read full article »

Tech Group Asks Court To Nix USCIS Guest Worker Policies

An information technology group has asked a D.C. federal judge to jettison several guest worker policies by U.S. Citizenship and Immigration Services that the industry claims in dozens of lawsuits are hurting its sector and reach beyond the agency's authority.

Read full article »

NATIVE AMERICAN

House Passes Bill Expanding Tribal Jurisdiction Over Crimes

The House of Representatives passed a measure Thursday that would expand tribal jurisdiction over nontribal members who commit crimes other than domestic violence

Oregon Department of Justice
Pennsylvania Department of Transportation
Securities and Exchange Commission
Texas Attorney General's Office
Texas Secretary of State
Texas Supreme Court
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Senate Committee on Energy and Natural Resources
U.S. Supreme Court
United Nations
United States District Court for the Eastern District of Pennsylvania

on tribal land under a new Violence Against Women Act.

Read full article »

NOAA Floats Rule Allowing Tribe's Gray Whale Hunt

The National Oceanic and Atmospheric Administration will propose allowing the Makah Tribe to hunt a small number of gray whales off the coast of Washington, a practice the tribe said is important to its culture.

Read full article »

TELECOMMUNICATIONS

Trump Admin. Still Backs Private 5G Rollout, Kudlow Says

A prominent member of the Trump administration further distanced himself from a potential plan for a government-directed 5G network on Thursday, saying in a speech at a wireless industry conference that the U.S. is leaning into the same “free enterprise” approach that spurred 4G.

Read full article »

FCC Right To Rein In Cable Fees, Policy Experts Say

It would be an appropriate use of authority for the Federal Communications Commission to rein in the services and fees that local cable franchise authorities are allowed to ask for in exchange for right-of-way access, public policy leaders suggested Thursday at a Washington, D.C., event.

Read full article »

WHITE COLLAR

Ex-Pa. Mayor's Bribery Conviction Called Into Question

A Pennsylvania federal judge appeared to struggle during a hearing Thursday over whether the now-convicted former mayor of Reading’s $1,800 payment aimed at influencing a city councilman to repeal caps on campaign contributions constituted a bribe as defined by statute.

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EXPERT ANALYSIS

SEC Disclosure Rule Puts Hedging Policies In Spotlight

As a result of the U.S. Securities and Exchange Commission's new rule requiring companies to disclose hedging policies governing company equity securities — which goes into effect in July — many companies will likely adopt more robust hedging policies, says attorney Laura Anthony.

Read full article »

5 Points Of Clarity On Evolving NLRB Doctrines

Five new advice memos from the National Labor Relations Board's Office of the General Counsel provide valuable insight into how the agency analyzes unfair labor practice allegations, including application of the board’s Boeing test for evaluating work rules, say attorneys with Dechert.

Read full article »

Prop 65 Rental Property Rules Leave Questions Unanswered

Starting in July, California residential property owners will be able to add Proposition 65

warnings to lease agreements instead of having to post signs. But the new rules remain ambiguous on key points, says Andrea Sumits of Environmental General Counsel.

Read full article »

Book Excerpt

'Big Tech' Questions Echo Early Days Of US Corporate Law

The current calls to curb the power of Google, Facebook and Amazon recall an earlier time in American history, when the “bigness” of oil, steel and tobacco was front and center in national politics. And in those debates, the top lawyers of the day had a major voice, says John Oller, author of the new book "White Shoe."

Read full article »

LEGAL INDUSTRY

Millennial Lawyers Say Firm Model 'Fundamentally Broken'

While many millennial lawyers view partnership as their long-term career goal, more than half believe the law firm business model is "fundamentally broken," according to a survey published Thursday, which also found a wide disparity between male and female attorneys in whether they think shop culture is sexist.

Read full article »

In-House Attys Embrace Mansfield Rule To Hit Diversity Goals

Eight companies, including PayPal and Symantec Corp., have signed on to an in-house version of the Mansfield Rule that was publicly launched Thursday in an effort to increase the representation of women and minorities in top legal department roles and for outside counsel representation, aiming to build on the success of a similar program for law firms.

Read full article »

Girardi, Lender Agree To Arbitrate 'Lavish' Lifestyle Dispute

Los Angeles trial attorney Thomas Girardi and Law Finance Group LLC agreed Thursday to arbitrate the legal loan company's claims that Girardi is living a "lavish" lifestyle while he and his firm owe more than $15 million that they borrowed to fund litigation.

Read full article »

Attys Back Texas Judge Who Accidentally Resigned In Letter

More than two dozen attorneys defended a Harris County, Texas, civil court judge who accidentally resigned after only three months by posting online about his intent to run for the state Supreme Court, blaming the confusion on the "peculiar structure of the Texas Constitution" in a public letter Thursday.

Read full article »

Legal Tech Download: New Discovery App, Compliance Tool

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at six recent developments.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Winston & Strawn kicks off this week’s lions list with a favorable jury verdict for client Teva in a $41 million drug patent infringement suit, while Atlanta’s Pope McGlamry ended up among the legal lambs after a judge slashed its fee request in a pro football player’s concussion settlement.

Read full article »

Review

Moving New Play Scrutinizes The Constitution's Failings

The new Broadway play "What The Constitution Means To Me" examines the limits of the nation's founding document, probing legal history and U.S. Supreme Court rulings to make a sobering case that the Constitution falls short of ensuring comprehensive rights for all Americans.

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Dole Food Company Inc.
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Fannie Mae
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Federal Bar Association
Freddie Mac
General Electric Co.
General Motors
Home Depot Inc.
Instagram Inc.
Jazz Pharmaceuticals Inc.
KPMG International
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LendingClub Corp.
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Liggett Group LLC
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Microsoft Corp.
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National Association of Manufacturers
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National Congress of American Indians
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United States Steel Corp.
Urban-Brookings Tax Policy Center
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Yamaha Corp.
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U.S. Senate
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Equal Employment Opportunity Commission
Fish and Wildlife Service
U.S. Department of Homeland Security
United Nations
Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Department of Justice
California Environmental Protection Agency
California Supreme Court
Department of Commerce
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Housing Finance Agency
Federal Labor Relations Authority
Federal Reserve System
Federal Trade Commission
Joint Committee on Taxation
Klamath Tribes
Library of Congress
Makah Tribe
National Economic Council
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National Oceanic and Atmospheric Administration
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Oregon Department of Justice
Pennsylvania Department of Transportation
Securities and Exchange Commission
Texas Attorney General's Office
Texas Secretary of State
Texas Supreme Court
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of the Treasury
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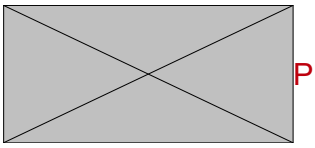
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 1/5/2018 9:12:11 AM
Subject: Manafort's Unlikely Shot At Mueller Aimed For Public Splash



PUBLIC POLICY.

Friday, January 5, 2018

TOP NEWS

Analysis

Manafort's Unlikely Shot At Mueller Aimed For Public Splash

Paul Manafort's new civil suit against special counsel Robert Mueller risks jeopardizing his odds of a negotiating a plea and his standing in the parallel criminal case, but white collar attorneys say the onetime Trump campaign chair could be signaling his loyalty to the president by publicly attacking Mueller's mandate. Read more »

Analysis

New US Atty Temps Meet Colleagues' Praise, Senate Side-Eye

Nearly a year after President Donald Trump's inauguration, the administration has tapped four private-sector lawyers for high profile U.S. attorney jobs in New York, New Jersey and California on an interim basis, ending months of jockeying and speculation and setting the stage for their formal nominations. Read more »

Trump's Atty Threatens Writer, Publisher With Libel Suit

President Donald Trump's attorney threatened the author and publisher of an upcoming book with a libel suit Thursday, a day after sending Trump's ex-chief strategist Stephen Bannon a similar letter accusing him of violating an employment agreement by making defamatory comments about the president that were published in the book. Read more »

Analysis

Top 3 Groups Lobbying The FCC

The last month of 2017 was a busy one for lobbyists and telecom attorneys as the FCC voted to overturn its 2015 net neutrality rules and teed up further review of its media ownership rules, among other changes. Here are the top three groups that lobbied the FCC in December and a sampling of what they care about. Read more »

Analysis

Immigration, Spending Deal Dominate Busy Jan. On The Hill

Congress has a full plate this month, including struggles on federal spending and immigration policy, and experts said it's likely to forestall major decisions on health care policy, disaster assistance and the like. Read more »

Analysis

DOD Shakes Up Background Checks In Takeover

The National Background Investigations Bureau is barely a year old, but already the agency charged with background checks governmentwide is losing the bulk of its responsibilities to the U.S. Department of Defense, and contractors are sure to feel the fallout. Read more »

BANKING & SECURITIES

Analysis

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Berman Berman
Blank Rome
Bradley Arant
Clyde & Co
DAC Beachcroft
Davis Polk
Debevoise & Plimpton
Dinsmore & Shohl
Duane Morris
Duval & Stachenfeld
Eimer Stahl
Epstein Becker Green
Faegre Baker
Ferraro Law Firm
Fleming Ruvoldt
Fletcher Heald
Fox Rothschild
Fried Frank
Frohsin & Barger
Gibson Dunn
Gordon & Rees
Greenberg Traurig
Gupta Wessler
Harder Mirell
Herrick Feinstein
Hinshaw & Culbertson
Hogan Lovells
Hunton & Williams
Husch Blackwell

Sessions' Reversal Likely To Kill Any Pot Buzz For Banks

Banks and other financial institutions have been slow to take on marijuana-related businesses in states where the drug is legal, and they will likely remain on the sidelines after Attorney General Jeff Sessions' Thursday rescission of an Obama-era policy to not intervene in such states, experts said. Read more »

State Regulators Warn Public On Cryptocurrencies, ICOs

An organization representing state securities regulators on Thursday joined the growing chorus of government officials warning the public of potential pitfalls relating to cryptocurrency investments and so-called initial coin offerings. Read more »

ENERGY & ENVIRONMENTAL

No Coast Is Off Limits In New DOI Offshore Drilling Plan

The U.S. Department of the Interior on Thursday floated a five-year offshore leasing plan that opens up nearly all federal waters to potential drilling, a proposal sure to encounter fierce resistance from environmentalists and coastal lawmakers from both sides of the aisle. Read more »

USDA's Idaho Wolf Killings May Continue, Judge Says

An Idaho federal judge on Thursday tossed a lawsuit by environmental groups claiming the U.S. Department of Agriculture was improperly managing the state's wolf population by killing and trapping the animals. Read more »

HEALTH & LIFE SCIENCES

Analysis

Sessions' Pivot On Pot Could Put Chill On Cannabis Law

Attorney General Jeff Sessions on Thursday reversed an Obama-era policy that provided some cover for state-legal marijuana companies acting in compliance with local and state laws, creating a potential chilling effect for cannabis lawyers serving clients in this legal gray area. Read more »

Ill. Hit With Civil Rights Complaint Over Abortion Law

A conservative Christian advocacy group on Thursday filed a civil rights discrimination complaint with the U.S. Department of Health and Human Services, claiming an Illinois abortion law that's been on the books for over a year is in violation of the First Amendment and other federal protections for pro-life health care professionals. Read more »

MEDIA & ENTERTAINMENT

FCC Says Reversal Of Main Studio Rule Takes Effect Jan. 8

The Federal Communications Commission announced Thursday that its decision to eliminate a regulation requiring broadcasters to maintain offices in their community of license, known as the main studio rule, would take effect Jan. 8, a little more than two months after the agency voted to nix the rule. Read more »

INSURANCE

DOL Floats Lower Bar For Forming 'Association Health Plans'

The U.S. Department of Labor on Thursday issued a proposed rule that would let more employers avoid stricter rules for small group and individual insurance plans under the Employee Retirement Income Security Act by joining together to form so-called association health plans. Read more »

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Pepper Hamilton
Perkins Coie
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CA Inc.
CTIA
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Center for Biological Diversity Inc.
Chiquita Brands International Inc.
Consumer Attorneys of California
Crystallex International Corp
Federation for American Immigration Reform
Financial Industry Regulatory Authority Inc.
General Mills Inc.
LG&E and KU Energy LLC
Lawyers' Committee for Civil Rights Under Law
Mexican American Legal Defense

HUD To Postpone Obama Fair-Housing Rule Deadline

The U.S. Department of Housing and Urban Development said in a notice filed Thursday that it will suspend an Obama-era requirement that communities analyze their housing segregation and submit plans for changing it in order to receive certain federal grants, postponing the plan submission deadline until 2020. Read more »

EMPLOYMENT

Calif. Bill Bars Secret Settlements In Sex Misconduct Cases

A California bill that would prohibit someone accused of sexual assault, harassment or discrimination in the workplace from settling allegations with an agreement that includes a confidentiality provision was introduced by a female senator Wednesday, who said such secrecy keeps "these aggressors unaccountable." Read more »

TAX

Analysis

States Waste No Time Crafting Pushback To Federal Tax Law

Despite widespread uncertainties over its content and a strong likelihood of multiple changes and corrections, state and local lawmakers are wasting no time in efforts to offset or ameliorate the impacts of the just-signed federal tax reform law. Read more »

Analysis

DOJ Reversal May Spark State Pushback Over Lost Pot Taxes

The Trump administration's retreat from an Obama-era policy limiting the enforcement of federal marijuana laws could prompt a backlash from states that rely on tax revenue from the cannabis industry and force Congress to draft marijuana reform laws. Read more »

CPA Group Urges Delay In New Partnership Auditing Regime

The American Institute of Certified Public Accountants on Thursday renewed its plea for lawmakers to pass legislation delaying the implementation of the centralized partnership audit regime established by the Bipartisan Budget Act of 2015, which took effect on Jan. 1, 2018. Read more »

Eversource Says Tax Bill Allows It To Lower Customer Rates

Eversource announced Thursday that it will pass some of the millions of dollars it will save under the newly-passed federal tax bill onto its Massachusetts customers. Read more »

IMMIGRATION

Trump Lays Out Demands For DACA Deal

President Donald Trump on Thursday laid out his conditions for striking a deal to continue protections for beneficiaries of the Deferred Action for Childhood Arrivals program, saying that any agreement must include money for a border wall and an end to the diversity visa lottery. Read more »

Punish Politicians Who Support Sanctuaries, ICE Chief Says

Acting Director of U.S. Immigration and Customs Enforcement Thomas Homan urged the U.S. Department of Justice to criminally prosecute politicians from sanctuary jurisdictions in an interview Tuesday with Fox News, earning both blowback and support from immigrant policy groups. Read more »

Atty Fees Bid Trimmed In Detainees' Bond Policy Battle

A California federal court on Wednesday reduced by more than a third the attorneys'

and Education Fund
NERA Economic Consulting
NFL Enterprises LLC
National Restaurant Association
Netflix Inc.
New York Times Co.
North American Securities Administrators Association
PricewaterhouseCoopers
Reed Elsevier
Twitter Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Cherokee Nation
Commodity Futures Trading Commission
Congressional Budget Office
Defense Security Service
Drug Enforcement Administration
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Judicial Center
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Health Resources and Services Administration
Idaho Department of Fish and Game
Internal Revenue Service
Office of the Special Trustee for American Indians
Securities and Exchange Commission
Standing Rock Sioux Tribe
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor

fees and costs sought by a certified class of asylum seekers who say their detentions have been prolonged by a policy of not considering ability to pay when determining bond amounts. Read more »

Iranian Nationals Cite Harm In Latest Travel Ban Challenge

A group of Iranian nationals called on a D.C. federal judge Wednesday to halt implementation of the Trump administration's latest travel ban on people from a group of predominantly Muslim nations or expedite the briefing schedule in the case, saying the harms against them have intensified since a hearing was held in early November. Read more »

NATIVE AMERICAN

BIA Taps CFO As Regional Director For Southern Plains

The Bureau of Indian Affairs announced Wednesday that it has tapped its own chief financial officer to lead one of its regional offices covering two dozen tribes across Oklahoma, Kansas and Texas, a week after it announced a new deputy bureau director of its Office of Justice Services. Read more »

TELECOMMUNICATIONS

Net Neutrality Repeal Order Released By FCC

The Federal Communications Commission Thursday released the more than 500-page order officially repealing Obama-era net neutrality rules mandating that internet service providers treat all online content equally. Read more »

Calif. Senate Leader Unveils State-Level Net Neutrality Bill

A California state senator introduced legislation Wednesday that would impose state-level net neutrality rules to replace those that were repealed last month by the Federal Communications Commission. Read more »

Senate Dem Warns Of Russian Net Neutrality Interference

Democratic U.S. Sen. Bill Nelson of Florida blasted the GOP-controlled Federal Communications Commission on Wednesday over what he called the “flawed” handling of its net neutrality repeal, which he said was tainted by hundreds of thousands of falsified comments with Russian email addresses that he attributed to Russia’s government. Read more »

EXPERT ANALYSIS

The Broader Implications Of Sessions’ Marijuana Move

Beyond what it heralds for the marijuana industry, Jeff Sessions’ memo on marijuana enforcement signals a new era of increasingly decentralized federal prosecutorial power, say attorneys with Perkins Coie LLP, including former Colorado Chief Justice Michael Bender. Read more »

5 Health Care Policy Issues To Follow In 2018

As the 115th Congress enters its second session, it's expected that health care policy will remain at the forefront. Pari Mody and Kristine Blackwood of Arnold & Porter Kaye Scholer LLP discuss the top five health care policy issues to track this year. Read more »

Opinion

We Need A Law To Recognize And Combat Pyramid Schemes

Establishing clear guidelines in law on what constitutes pyramid fraud, and promulgating safeguards against fraudulent practices, can help to clear the fog, prevent fraud and stimulate economic activity, says Chetan Sanghvi of NERA Economic Consulting. Read more »

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U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court

Litigation Finance Trends To Watch In 2018

Jay Greenberg and Max Volsky, co-founders of litigation finance platform LexShares Inc., analyze emerging trends based on conversations with their investors and executives in this rapidly evolving sector. Read more »

Employment Visas: 2017 Changes And What To Expect Ahead

In line with campaign promises made by President Donald Trump, in 2017 the U.S. Department of Homeland Security imposed added burdens on employers seeking employment-based visas for foreign nationals. Daniel Berner of Berner Law PLLC discusses some of the principal changes and the policies DHS has indicated it will pursue for employment-based visas in 2018 and beyond. Read more »

LEXIS PRACTICE ADVISOR

Buying And Selling Air Rights In New York City: Part 2

Developers utilizing air rights transfers in New York City must understand the process for obtaining such rights, as well as the provisions generally included in zoning lot development and easement agreements, says Robin Kramer of Duval & Stachenfeld LLP in the final part of this article. Read more »

LEGAL INDUSTRY

7th Circ. Forms Committee To Examine Sexual Harassment

In the wake of Ninth Circuit Judge Alex Kozinski's retirement following allegations of inappropriate behavior, the Seventh Circuit's chief judge created a committee to look at how complaints of harassment brought by people employed in the circuit's courts are handled. Read more »

Lobbyist Says Firm Fired Her For Anti-Harassment Campaign

A former California lobbyist sued Wilke Fleury Hoffelt Gould & Birney LLP in Sacramento on Tuesday, alleging that the firm fired her for signing an open letter aimed at raising awareness of sexual harassment in the wake of the high-profile allegations against producer Harvey Weinstein. Read more »

7-Atty Sedgwick Team Makes Move To Steptoe & Johnson

Steptoe & Johnson LLP announced on Thursday that the firm has added a group of seven attorneys in San Francisco and Chicago to its commercial litigation practice from the soon-to-be-dissolved Sedgwick LLP. Read more »

Lake Whillans Closes $125M Litigation Funding Round

Litigation finance firm Lake Whillans closed a $125 million round of funding at the end of the year, the firm said Thursday, marking the first time the firm has looked outward since its inception in 2013. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Morris Nichols Arsht & Tunnell LLP and Eimer Stahl LLP rose to the top of this week's legal lions list with a victory at the Third Circuit freeing their client, a subsidiary of Venezuela's national oil company, from litigation over a $1.4 billion arbitration award, while McDermott Will & Emery LLP and its co-counsel landed on the lambs list after failing to prevent a Manhattan federal jury from convicting a Turkish banker charged with helping Iran evade billions of dollars in U.S. sanctions. Read more »

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Dinsmore & Shohl
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Eimer Stahl
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McDermott Will
Mehri & Skalet
Morris Nichols
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Perkins Coie
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Reinhardt Wendorf
Sedgwick LLP
Shook Hardy
Skadden
Snell & Wilmer
Sparkman & Foote

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Crystallex International Corp
Federation for American Immigration Reform
Financial Industry Regulatory Authority Inc.
General Mills Inc.
LG&E and KU Energy LLC
Lawyers' Committee for Civil Rights Under Law
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Reed Elsevier
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U.S. Supreme Court
Bureau of Citizenship and Immigration Services
Executive Office of the President
Federal Trade Commission
Securities and Exchange Commission

U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of the Interior
U.S. Department of the Treasury
Bureau of Indian Affairs
Cherokee Nation
Commodity Futures Trading Commission
Congressional Budget Office
Defense Security Service
Drug Enforcement Administration
Federal Bureau of Investigation
Federal Judicial Center
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Health Resources and Services Administration
Idaho Department of Fish and Game
Office of the Special Trustee for American Indians
Standing Rock Sioux Tribe
U.S. Army
U.S. Department of Agriculture
U.S. Department of Health and Human Services
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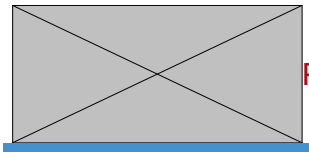
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 11/16/2017 8:51:05 AM
Subject: Federal Watchdogs Ask Congress For Subpoena Power



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Thursday, November 16, 2017

TOP NEWS

Federal Watchdogs Ask Congress For Subpoena Power

Executive agency watchdogs on Wednesday urged Congress to enact legislation that would give them authority to demand testimony for investigations into waste, fraud and abuse, arguing that their inability to compel testimony from former agency employees poses a barrier to their oversight duties. Read more »

Analysis

Cordray Leaves Mixed Legacy As He Departs CFPB

Richard Cordray's coming departure from the Consumer Financial Protection Bureau by the end of the month closes a chapter that saw the outgoing director build a powerful regulator from scratch even as he courted controversy and enmity from Republican lawmakers and the industries he oversaw. Read more »

ABA Judicial Ratings Remain In GOP Senators' Crosshairs

Senate Republicans criticized the chair of the American Bar Association's judicial rating committee Wednesday, as the body's evaluation of several of President Donald Trump's nominees as "not qualified" added fuel to partisan struggles over filling vacancies on the federal bench. Read more »

Analysis

Tax Bill's Critics May Be Drowned Out By Frenzied Momentum

The Republicans' rapid-fire changes to their own tax proposals combined with their need for a legislative win is raising concerns that tax cuts largely benefiting corporations may be irresponsibly ushered in, despite analyses showing minimal sustained economic growth and an exploding national debt. Read more »

Monsanto, Ag Groups Sue Calif. Over Glyphosate Listing

Monsanto Co. and several agricultural industry groups on Wednesday sued California's chemical watchdog over its decision this year to list the herbicide glyphosate — a key ingredient in Monsanto's Roundup weed killer — as a substance that is known to cause cancer. Read more »

BANKING & SECURITIES

Analysis

SEC's Clayton Tightens Leash On Further Audit Trail Delays

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Husch Blackwell
Jenner & Block
Jones Day
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Kopelowitz Ostrow
Kramer Levin

The chairman of the U.S. Securities and Exchange Commission this week showed he's not afraid of crossing powerful interests on Wall Street when he denied a last-minute plea by the nation's stock exchange operators to yet again delay the launch of the consolidated audit trail. Read more »

Senate Moves Comptroller Nominee Closer To Confirmation

Joseph Otting, President Donald Trump's choice to serve as comptroller of the currency, cleared a key hurdle Wednesday when the U.S. Senate voted to end debate on his nomination. Read more »

ENERGY & ENVIRONMENTAL

EPA Unveils Some Ozone Info After Enviro Lawsuit Threat

The U.S. Environmental Protection Agency on Wednesday identified more than 2,000 counties in the U.S., as well as tribal lands, that meet ozone standards set in 2015, weeks after environmentalists threatened to sue the agency for blowing a statutory deadline to publish the list. Read more »

Fla. Courts Won't Move Citrus Canker Suits To Tallahassee

Two Florida appeals courts on Wednesday denied the state's attempt to move suits by classes of Florida homeowners who had their residential citrus trees cut down — and have already won nearly $30 million in judgments against the state — to Tallahassee from courts in Lee and Broward counties. Read more »

Senate Confirms Ex-Coal Exec For Mine Safety Post

The U.S. Senate on Wednesday confirmed a former coal executive who was President Donald Trump's pick to serve as the nation's top mine safety regulator on a strict party-line vote. Read more »

HEALTH & LIFE SCIENCES

Bipartisan Bill Would Block 340B Drug Program Cuts

Bipartisan legislation unveiled Wednesday in the U.S. House of Representatives would block a $1.6 billion cut to the 340B drug discount program, overriding a newly finalized policy change by the Centers for Medicare & Medicaid Services. Read more »

MEDIA & ENTERTAINMENT

SG Wins Bid To Defend Sports-Betting Ban At High Court

The solicitor general can represent the government in oral arguments at the U.S. Supreme Court over New Jersey's challenge to a federal sports betting ban, the high court ruled Monday, denying a similar request for a seat at the table by a Florida State University professor. Read more »

Watchdog Orgs Blast Expected FCC Media Rule Rollback

The FCC's expected Thursday vote to roll back broadcast ownership prohibitions is the next step in a chain of decisions to clear the way for massive industry consolidation, media advocacy organizations warned Wednesday. Read more »

EMPLOYMENT

House Committee Presses Acosta On OT, Fiduciary Rules

Labor Secretary Alex Acosta's comments Wednesday at a U.S. House of Representatives workforce committee hearing on his agency's priorities were short on policy specifics, including only nuggets of information on key labor issues such as the agency's rules on overtime pay and retirement savings advice. Read more »

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Paul Weiss
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Reed Smith
Robbins Russell
Roetzel & Andress
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Stroock & Stroock
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Vorys Sater
Weil Gotshal
Weiss Serota

COMPANIES

Alpha Natural Resources, Inc.
American Bar Association
American Hospital Association
Assured Guaranty Ltd.
Boehringer Ingelheim
CIT Group Inc.
CSP Inc.
Consumer Bankers Association
Consumer Federation of America
Dole Food Company Inc.
Dow Chemical Co.
Equifax Inc.
Ernst & Young
Financial Industry Regulatory Authority Inc.
Florida Panthers
Home Depot, Inc.
Integreon Managed Solutions Inc.
KPMG International
Major League Baseball Inc.
Microsoft Corporation
Monsanto Company
Moody's Corporation
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic

DOL Solicitor Pick Queried On Arbitration, Harassment

Kirkland & Ellis partner Kate O'Scannlain said at a Senate hearing Wednesday to confirm her for the U.S. Department of Labor's top legal post that employer arbitration clauses "are problematic" when confronting workplace harassment, but she stopped short of supporting their elimination despite agreeing they can keep women unaware of serial harassers. Read more »

COMPETITION

DC Circ. Threads Needle On Docs Privilege In FTC Row

A D.C. Circuit panel pressed lawyers for the Federal Trade Commission and Boehringer Ingelheim on Wednesday to spell out the fine line between attorney-client privilege and unprivileged business materials as the FTC investigates a possible pay-for-delay deal. Read more »

PRIVACY & CYBERSECURITY

White House Releases Rules On Disclosing Security Flaws

The Trump Administration revealed details Wednesday on its secretive process for deciding whether to disclose or keep to itself cybersecurity flaws discovered by intelligence agencies. Read more »

Senate Bill Would Set Federal Data Security, Reporting Rules

Senate Democrats on Tuesday floated legislation that would subject businesses to civil penalties for failing to report data breaches "as expediently as possible" and for neglecting to implement baseline data security standards to protect customers' financial account information and other sensitive records. Read more »

CONSUMER PROTECTION

Analysis

Cordray's Departure Brings Back CFPB Leadership Questions

The surprise announcement that Consumer Financial Protection Bureau Director Richard Cordray will leave his post by the end of the month has clouded the future of the federal consumer finance watchdog and its leadership. Read more »

CFPB Director Cordray To Resign After Turbulent Tenure

Consumer Financial Protection Bureau Director Richard Cordray on Wednesday told the bureau's staff that he intends to step down by the end of the month, ending speculation about whether President Donald Trump would fire the controversial official. Read more »

Baker Donelson Review Flags More Past Conduct At Hospital

An independent review organization, led by a Baker Donelson Bearman Caldwell & Berkowitz PC shareholder and mandated by a $70 million settlement between the federal government and the North Broward Hospital District over alleged patient referral kickbacks, has told Florida's chief inspector general it has uncovered more possible misconduct among the hospital group's previous leadership. Read more »

GOVERNMENT CONTRACTS

Treasury Issues Tax Check Procedure For IRS Contractors

The U.S. Department of Treasury announced Tuesday that it had set up a process for certain Internal Revenue Service officials to access the taxpayer return information of contract winners to determine if they have any tax liabilities that could render them ineligible for an award. Read more »

Association
National Consumer Law Center
National Corn Growers Association
National Hockey League
National Retail Federation Inc.
Northern Mariana Islands Retirement Fund
Northwestern Medicine
OneWest Bank Group LLC
Panasonic Corporation
Public Knowledge
Raytheon Company
SIFMA
Sierra Club
Sinclair Broadcast Group, Inc.
Sprint Nextel Corporation
St. Louis Cardinals
Target Corporation
The Gap Inc.
Tribune Media Co.
Twitter Inc.
U.S. Bancorp
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

California Environmental Protection Agency
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Council of Inspectors General on Integrity and Efficiency
Defense Health Agency
Employee Benefits Security Administration
European Union
Executive Office of the President
Federal Communications Commission
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Mine Safety and Health Administration
National Aeronautics and Space Administration
National Security Agency
Office of the Comptroller of the

AEROSPACE & DEFENSE

DOD Backs 1st Service Member Sex-Reassignment Surgery

An active-duty service member received sex-reassignment surgery Tuesday amid ongoing legal wrangling over a pending ban on openly transgender people serving in the military, the U.S. Department of Defense said, marking the first time the DOD has approved and paid for the procedure. Read more »

Senate Confirms Trump's 3rd Choice For Army Secretary

Third time's the charm: the U.S. Senate confirmed President Donald Trump's third pick to be secretary of the Army on Wednesday, sending Raytheon executive Mark T. Esper to the Pentagon. Read more »

Lawmakers Demand TSA Officials Answer Retaliation Claims

Three high-ranking Transportation Security Administration officials linked to allegations of whistleblower retaliation at the agency will speak before Congress voluntarily or face subpoenas to appear, ranking members of the House Oversight Committee said Wednesday. Read more »

INTERNATIONAL TRADE

US, UK Chug Along On Preliminary Trade Talks

U.K. and U.S. trade officials said Wednesday that they've completed their second round of talks to further deepen trade ties between the two nations, with U.K. Secretary of State for International Trade Liam Fox saying they're "laying the groundwork for a potential future free trade agreement." Read more »

Industry Urges Congress To Renew Duty-Free Program

More than 350 U.S. companies and industry associations called on leaders of the Senate Finance and House Ways and Means committees Tuesday to take action and renew the Generalized System of Preferences program, which is set to expire at the end of the year. Read more »

TAX

Senate Tax Bill Moving Through Markup Amid Dem Protests

The Senate GOP's $1.4 trillion tax cut bill moved closer the chamber floor Wednesday after Republicans on the Senate Finance Committee shot down Democratic amendments protesting a last-minute provision repealing the individual mandate of the Affordable Care Act. Read more »

Senate Committee Lowers Global Tax On Offshore Income

Senate tax writers tweaked anti-abuse rules in their tax plan Tuesday, lowering a tax rate on intangible offshore income for the first 10 years but raising it, and other base erosion taxes, in 2025 unless the U.S. Treasury hits certain revenue targets. Read more »

IRS Advisory Council Sounds Alarm On Agency Budget Cuts

Calling ongoing federal budget cuts to the Internal Revenue Service a disservice to "the nation as a whole," the IRS Advisory Council sounded the alarm in its 2017 annual report on Wednesday to fund the agency adequately, as Congress has expanded its duties while cutting its funding by about $1 billion since 2010. Read more »

BANKRUPTCY

Puerto Rico Creditors Denied Bid For Separate Debt Probe

- Currency
- Office of the U.S. Trade Representative
- Peace Corps
- Securities and Exchange Commission
- Transportation Security Administration
- U.S. Army
- U.S. Department of Agriculture
- U.S. Department of Defense
- U.S. Department of Education
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of the Treasury
- U.S. Environmental Protection Agency
- U.S. General Services Administration
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Senate
- U.S. Supreme Court
- United States District Court for the Eastern District of Pennsylvania

There will be only one investigation into the origins of Puerto Rico's crippling debt crisis, a federal judge ruled Wednesday, shutting down a creditor committee's effort to conduct its own probe into some of the island's biggest banks but saying their input should be part of a federal board's ongoing inquiry. Read more »

IMMIGRATION

Trump Fires Another Warning Shot At Sanctuary Cities

The Trump administration on Wednesday launched its latest salvo in its bid to challenge so-called sanctuary cities, sending warning letters to communities in states including California, Massachusetts and New York that it suspects are violating federal immigration law. Read more »

Feds Can't Deny Cash To Philly Over 'Sanctuary' Policy

A Pennsylvania federal judge on Wednesday temporarily barred the Trump administration from rejecting Philadelphia's bid for a federal policing grant based on the city's "sanctuary city" policy toward unauthorized immigrants. Read more »

TELECOMMUNICATIONS

Advocacy Org. Presses FCC For More Net Neutrality Docs

A media advocacy organization is calling on the Federal Communications Commission to review whether it has actually completed a release of consumer complaints and supporting documents that the group says could shed new light on the expected net neutrality rule rollback. Read more »

CIVIL RIGHTS

Texas Judicial Picks Defend Writings, Tweets Before Senate

President Donald Trump's picks for two Fifth Circuit seats pushed back on criticism of their past writings — and in the case of Texas Supreme Court Justice Don Willett, his tweets — before a Senate panel Wednesday. Read more »

EXPERT ANALYSIS

Opinion

Trump Campaign Officials Likely Violated CFAA

The publicly available evidence strongly suggests that certain Trump campaign officials had knowledge that Russian hackers had penetrated the Democratic National Committee computer system before this became publicly known, and sought political benefit from this. If that is true, there is probable cause to charge Trump officials, and maybe the president himself, with felony violations of the Computer Fraud and Abuse Act, says former federal prosecutor Peter Toren. Read more »

How Tax Reform May Hit Aircraft Owners' Pocketbooks

If proposed tax reform legislation passes as written, owners of physical assets such as corporate aircraft would not be able to defer taxable gains when upgrading to newer aircraft. This could negatively affect, among other industries, aircraft manufacturers, resellers, brokers, appraisers, insurers and lenders, says Sandra Shippey of Procopio Cory Hargreaves & Savitch LLP. Read more »

Applying Privacy Laws To Health Info About Opioid Use

The U.S. Department of Health and Human Services recently released guidance explaining when health care providers may share protected health information with family or friends of a patient in crisis, such as following an opioid overdose. However, some may find the guidance less than clear, says Patricia Markus of Nelson Mullins Riley & Scarborough LLP. Read more »

China's FDA Reform Will Encourage Life Science Innovation

A recent China Food and Drug Administration Office circular outlines a series of robust reform initiatives that will likely transform the competitive dynamics in China's life sciences industry and considerably impact pharmaceutical and device companies' strategies in the Chinese market, say Katherine Wang and Silvia Mo of Ropes & Gray LLP. Read more »

Series

Judging A Book: Gilstrap Reviews 'Alexander Hamilton'

While Alexander Hamilton is the subject of a hit Broadway musical and renewed biographical examinations, professor Kate Brown takes us down a road less traveled in her book "Alexander Hamilton and the Development of American Law" — showing Hamilton as first, last and foremost an American lawyer, says U.S. District Judge Rodney Gilstrap of the Eastern District of Texas. Read more »

LEGAL INDUSTRY

Analysis

Law Firms Shun Old Hierarchies With Modern Office Updates

Law firms in which partners have big corner offices, where heavy wooden doors isolate lawyers and staff and where fluorescent lighting floods the space with a yellow hue are becoming obsolete as firms create updated workplaces that reflect a new philosophy — one that values egalitarianism, community and wellness. Read more »

Midsize Clients Spend More On Outside Counsel

Medium-sized corporations spend more of their legal budget on outside counsel than large or small companies, and the bite alternative legal service providers take out of legal spend is still comparatively tiny, according to a new report out Wednesday. Read more »

Dentons Launches In-House Consulting Team With Ex-GCs

Dentons on Wednesday launched a strategic consulting service with more than 50 former general counsel from around the world to offer mentoring to in-house counsel. Read more »

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COMPANIES

American Bar Association
Consumer Federation of America
Major League Baseball Inc.
National Consumer Law Center
National Hockey League
Public Knowledge
Alpha Natural Resources, Inc.
American Hospital Association
Assured Guaranty Ltd.
Boehringer Ingelheim
CIT Group Inc.
CSP Inc.
Consumer Bankers Association
Dole Food Company Inc.
Dow Chemical Co.

Equifax Inc.
Ernst & Young
Financial Industry Regulatory Authority Inc.
Florida Panthers
Home Depot, Inc.
Integreon Managed Solutions Inc.
KPMG International
Microsoft Corporation
Monsanto Company
Moody's Corporation
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Corn Growers Association
National Retail Federation Inc.
Northern Mariana Islands Retirement Fund
Northwestern Medicine
OneWest Bank Group LLC
Panasonic Corporation
Raytheon Company
SIFMA
Sierra Club
Sinclair Broadcast Group, Inc.
Sprint Nextel Corporation
St. Louis Cardinals
Target Corporation
The Gap Inc.
Tribune Media Co.
Twitter Inc.
U.S. Bancorp
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
Consumer Financial Protection Bureau
U.S. Supreme Court
Executive Office of the President
Federal Trade Commission
U.S. House of Representatives
U.S. Senate
Federal Communications Commission
Internal Revenue Service
Office of the Comptroller of the Currency
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Immigration and Customs Enforcement

California Environmental Protection Agency
Centers for Medicare & Medicaid Services
Congressional Budget Office
Council of Inspectors General on Integrity and Efficiency
Defense Health Agency
Employee Benefits Security Administration
European Union
Food and Drug Administration
Mine Safety and Health Administration
National Aeronautics and Space Administration
National Security Agency
Office of the U.S. Trade Representative
Peace Corps
Securities and Exchange Commission
Transportation Security Administration
U.S. Army
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
United States District Court for the Eastern District of Pennsylvania

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From: BE Editors Exchange
Sent: Mon 1/5/2015 10:34:51 PM
Subject: D.C. Making Compliance Personal--plus, fighting CFPB edicts

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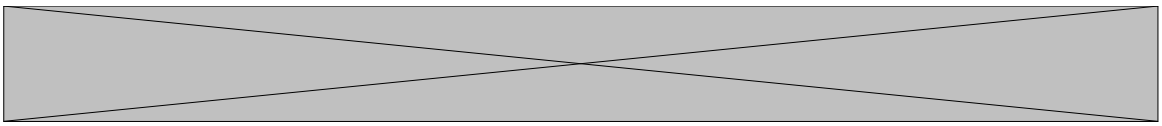

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SOCIAL MEDIA

Keeping up with Banking Exchange

Over the holiday period while Editors Exchange was on hiatus we kept on updating www.BankingExchange.com. If you were among our over 7,900 Twitter followers, you'd already know about those postings. This special issue will also bring you up to speed. Follow us on Twitter

BSA/AML COMPLIANCE LIABILITY

MoneyGram/Haider case: Compliance penalties get personal

Did you know the government is going after a compliance officer personally—and for a major financial penalty? A special edition of Nancy Derr-Castiglione's Common Sense Compliance blog provides an overview—plus links to key documents you'll want to read. Read more

SOCIAL MEDIA

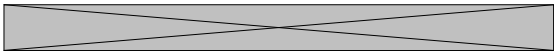
TD Bank goes social to #MakeTodayMatter

Tapping customers involved in their communities, TD Bank sponsored major charitable events in the U.S. and Canada in a campaign called #MakeTodayMatter. Several social media platforms helped the bank publicize the results. Read more

RETAIL BANKING

BofA at forefront of branch reduction trend

Mobile banking and other tech



COMMON SENSE COMPLIANCE

Should banks push back?

When you face CFPB's tactics, what have you got to lose? asks Lucy Griffin. Read more

AML & FRAUD

Byrne's BSA/AML "ins" and "outs" for 2015

John Byrne's occasionally irreverent list for the new year. Read more

COMMUNITY BANKING

Internal politics … in your bank?

There may be more going on than you suspect, warns Jeff Gerrish, with some strategies to defuse things. Read more

TALKING CREDIT

An oil lender's take on the price drop

Over the holidays Ed O'Leary continued his series about banks and the oil business. In Part 2 he interviews a Texas oil lender, and in Part 3, he takes the long view on

channels have been changing the mix of transactions at many banks, but the changes at BofA have been stunning. SNL Financial details BofA chief Brian Moynihan's recent talk about these trends. Read more

Also read the report, "Rethinking Citi's retail empire"

GREEN BANKING

5 "green" resolutions for banking

Going green means much more than adopting e-statements, if banks take the trend seriously this year. Holland & Knight lawyers David Sofge and Anthony Alfonso explore the massive public-private financial infrastructure developing for "green finance." Read more

COMMUNITY BANKING

Congress delivers M&A capital gift before Christmas

As a result of legislation passed and signed in December, soon banks between $500 million and $1 billion in assets will be able to take advantage of Federal Reserve special rules on debt for smaller bank holding companies. SNL Financial provides a recap. This may change the M&A picture. Read more

SNL REPORT

Some Basel III relief for some small banks

A fair number of community banks are still falling short of compliance with Basel III requirements, according to SNL Financial analysis. However, SNL has determined that some banks will be assisted by recent federal legislation, mentioned in the previous item. A full analysis is presented in this article. Read more

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Over the weeks and months ahead

banks and oil. Begin with Part 2

FREE WEBINAR

EMV rollout presents unique opportunities for banks

Mainstream media have picked up the EMV rollout this week, but bankers have been weighing this for some time. While EMV will reduce card-present fraud, a surge of other frauds may result. LifeLock is sponsoring a Jan. 22 webinar to explore how best to engage with customers. Sign up now

A look ahead and a look back at bank regulation for community banks

What's ahead for community banks facing regulatory overload? Invictus Consulting Group offers a free 2014 year in review, with heads-up notes for 2015, plus a forward-looking introduction. A sample from the introduction:

"Smart banks would be wise to understand the stress testing and liquidity rules that apply to the largest banks and figure out how to best use those regulatory fundamentals to improve their risk management practices. Best practices often trickle down to community banks, even if the regulations are not a mandate." Download the review

FORWARD TO A FRIEND OR COLLEAGUE

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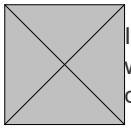

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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Subject: Pharma insulin pricing disclosures coming soon

Quote of the Day

"It's not that people are malicious, but if they don't have adequate training, they may be doing something that they think is helpful that isn't helpful."

— Medicaid Acting Administrator Cody Phinney

From the Editors

Nevada Medicaid is putting a hold on enrollment for two types of health-care providers while the agency develops new rules aimed at curbing fraud and abuse within the state-run insurance program. Megan Messerly explains the moratorium.

Good-bye, November

We hardly knew ye.

As we fast approach the last month of the year with a "Can you believe it's going to be December?" shake of our heads, we find ourselves feeling grateful for the readers who have been with us throughout this rather amazing news year — and for those of you who are new to *The Indy* family.

We hope your holiday season will be warm, merry and (relatively) stress free.

Today's Front Page

As state awaits data from diabetes drug manufacturers, initial report highlights price increases

Medicaid to pause mental health associate, aide enrollment as new requirements considered

Blanca Pena, senior pharmacist tech of control substances and state vaccines at University Medical Center, demonstrates the finger print scan to unlock a safe that contains controlled substances in the pharmacy on Friday, September 29, 2017. (Jeff Scheid/The Nevada Independent)

ICYMI

Proposal extending rooftop solar to

*Indy*Blog

Regulators approved Blockchains

apartments rejected by utility regulators, ball now in Legislature's court

Incoming state treasurer Zach Conine sets his sights on boosting awareness and stabilizing education programs

Departing Treasurer Dan Schwartz reflects on term marked by investment gains, political headwinds

application for fiber network in rural county

Labor board orders Station Casinos to begin bargaining with Culinary Union

Featured Tweet

We agree. (If you were rushed as you scanned this and skipped Megan's diabetes drug story, at least click through and check out her great infogram.)

Yours in illuminating graphics and transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
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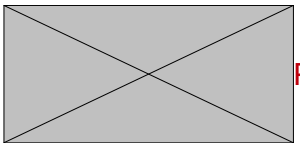
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 12/19/2016 8:40:04 AM
Subject: [Marketing Mail] The Biggest Employment Cases Of 2016



PUBLIC POLICY

Monday, December 19, 2016

TOP NEWS

Analysis

The Biggest Employment Cases Of 2016

This year saw a historic decision allowing private college students to unionize, the president of Fox News toppled by a sexual harassment suit, the seeming demise of the Department of Labor's overtime rule update, and more. Here attorneys discuss the biggest employment law cases of 2016

Analysis

The Biggest Immigration Cases Of 2016

There was no shortage of immigration litigation this year, with the U.S. Supreme Court deadlocking in the case over Obama's executive actions, the U.S. Securities and Exchange Commission bringing a major suit over alleged EB-5 visa fraud, and courts hearing challenges to work authorization rules for immigrants. Here, Law360 looks back at some of the biggest immigration cases from 2016.

EPA Reaches Deal With States On Cross-State Pollution

Eight northeastern states that petitioned the U.S. Environmental Protection Agency to crack down on interstate ozone pollution from upwind states will receive an answer to their petition before President Barack Obama leaves office, according to a notice published Friday, resolving a lawsuit by six of those states claiming the agency blew its deadline in responding to their petition.

IRS Limits Gain Recognition For Certain Stock Distributions

The Internal Revenue Service on Friday adopted regulations it had initially proposed in 2004 to limit the recognition of gain in stock distributions involving a predecessor corporation, with significant modifications to the definition of the predecessor in response to comments from the public.

Obama Backs DNC Hack Response, Teasing Future Action

President Barack Obama on Friday defended his administration's response to a pre-election hack of the Democratic National Committee that has been publicly attributed to Russia, repeatedly asserting that the U.S. government handled the incident appropriately and suggesting that further retaliation is still to come.

DOL Floats Anti-Bias Rule For Apprenticeships

The U.S. Department of Labor on Friday issued a new rule updating equal employment opportunity protections in apprenticeships to include greater protections for individuals over 40 as well as for disability, genetic information and sexual orientation.

BANKING & SECURITIES

NJ Pol Blasts Trump's SEC Chair Pick Over GWB Scandal

A New Jersey legislative leader has urged four U.S. senators to block President-

LAW FIRMS

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Dinsmore & Shohl
Earthjustice
Edelson PC
Epstein Becker Green
Eversheds LLP
Faegre Baker
Foley & Lardner
Foley Hoag
Gardere Wynne Sewell
Gibson Dunn
Greenberg Traurig
Haynes and Boone
Hickey & Evans
Hogan Lovells
Jenner & Block
Jones Day
Kirkland & Ellis
Latham & Watkins
McGuireWoods
McKool Smith
Miller Mayer
Morgan Lewis
Morrison & Foerster
Morvillo LLP
Nelson Mullins
Norton Rose Fulbright

elect Donald Trump's anticipated nomination of a Gibson Dunn partner for chair of the U.S. Securities and Exchange Commission, saying she took part in a sham investigation that cleared New Jersey Gov. Chris Christie of wrongdoing in the George Washington Bridge lane-closing scandal.

4th Circ. Tosses Another SEC Admin Court Challenge

The Fourth Circuit on Friday became the fifth appellate court to find challenges to the constitutionality of the U.S. Securities and Exchange Commission's administrative court must first be brought before the tribunal itself, sending a Maryland financial adviser to face a suit that has already resulted in more than $4 million in penalties.

Sens. Knock CFTC For Not Finishing Position Limit Rule

Three U.S. senators this week criticized the Commodities Futures Trading Commission for failing to pass a final rule limiting speculative positions on derivatives last week despite three years of work on the proposed rule.

ENERGY & ENVIRONMENTAL

New ND Gov. Backs Dakota Access Pipeline On First Day

North Dakota's new Republican governor spoke out in support of the Dakota Access pipeline on his first day in office Thursday, calling on President Barack Obama's administration to grant an easement needed to finish the project and saying the federal government should reimburse the state $17 million in costs caused by "unjustified political delays."

EPA Defends Lower Renewable Fuel Requirements At DC Circ.

The U.S. Environmental Protection Agency on Thursday urged the D.C. Circuit to reject challenges to the latest volume obligations the agency set for the Renewable Fuel Standard program, saying it was within its authority to lower the amounts of some fuels.

EPA Takes Coal Jobs Ruling Fight To 4th Circ.

The U.S. Environmental Protection Agency said Friday it would appeal to the Fourth Circuit a West Virginia federal judge's ruling that the agency has to better study the effects its environmental regulations have on jobs.

Don't Put BLM Flaring Rule On Hold, Feds Tell Judge

The federal government urged a Wyoming federal court Thursday to reject a bid by states and industry groups to block implementation of a new Bureau of Land Management rule aimed at limiting the release of methane from drilling operations on federal and Native American lands.

County, Rail Group Allowed To Weigh In On Pa. Well Denial

A Pennsylvania federal judge on Thursday allowed two outside motions, including one from a local development board, to intervene in a challenge to the Delaware River Basin Commission's fracking moratorium and refusal to approve an exploratory natural gas well.

HEALTH & LIFE SCIENCES

HHS Decries 'Impossible' Order On Medicare Appeals Backlog

The U.S. Department of Health and Human Services on Thursday protested a D.C. federal judge's order requiring it to eradicate its backlog of Medicare billing appeals by 2021, saying that to do so would be "impossible" without improperly paying claims, regardless of their merit.

Texas Fetal Disposal Rule Change Halted Until January

New Texas rules requiring fetal tissue to be buried or cremated instead of disposed like other medical waste can't take effect until January under a temporary restraining

O'Melveny & Myers
Paul Weiss
Proskauer Rose
Quinn Emanuel
Reed Smith
Sanford Heisler
Skadden
Snell & Wilmer
Squire Patton Boggs
Steptoe & Johnson LLP
Sutherland Asbill
Vedder Price
Western Environmental Law Center
WilmerHale

COMPANIES

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AT&T Inc.
American Bar Association
American Civil Liberties Union
American Enterprise Institute
American Hospital Association
American Petroleum Institute Inc.
American Soybean Association
Arizona Chamber of Commerce
CACI International Inc.
CTIA
Center for Biological Diversity Inc.
Comcast Corporation
Competitive Carriers Association
Consilio LLC
Delaware Riverkeeper Network
Environmental Defense Fund Inc.
Federation Internationale de Football Association
Ford Motor Company
General Motors
Gilead Sciences Inc.
Google Inc.
Idenix Pharmaceuticals, Inc.
Immigrant Legal Resource Center
Intellectual Ventures
Lyft Inc.
McDonald's Corporation
Murray Energy Corp.
NBCUniversal Inc.
Natural Resources Defense Council
New York Times Co.
New York University
Pfizer Inc.

order entered Thursday by a Texas federal judge.

TRANSPORTATION & INFRASTRUCTURE

Uber, Calif. DMV On Collision Course Over Self-Driving Cars

The California Attorney General on Friday warned Uber it wll take legal action unless the ride-hailing company obtains a permit from state regulators for self-driving cars it's testing on roadways in the Bay Area, the latest salvo in a deepening impasse between the tech giant and state officials.

EMPLOYMENT

Arizona Chamber Challenges Minimum Wage Hike

The Arizona Chamber of Commerce is leading a charge to stop a newly approved minimum wage hike and paid sick leave ballot initiative from taking effect, filing a lawsuit in state court Thursday that says the proposal's lack of a state revenue generator and inclusion of multiple subjects violate the state's constitution.

New OSHA Rule Revives 5-Year Injury Recording Period

The Department of Labor's Occupational Safety and Health Administration issued a final rule Friday requiring that companies note and keep records of workplace injuries for five years after they happen, attempting an end-run around a 2012 D.C. Circuit decision that shot down its prior continuing obligation rule.

DC Circ. Won't Block DOL Fiduciary Rule For Trade Group

The D.C. Circuit on Thursday shut down the latest effort by the National Association for Fixed Annuities to block the U.S. Department of Labor's rule expanding the definition of a fiduciary for retirement account investment advisers, saying the insurance-industry trade group fell short of a high bar for injunctive relief.

PRIVACY & CONSUMER PROTECTION

EU Regulators Offer Guidance On Data Protection Regulation

Europe's privacy regulators on Friday lent clarity to how they plan to enforce the bloc's looming general data protection regulation by issuing guidance that pushes companies to appoint data protection officers and develop tools that will allow consumers to easily transfer their data to another service provider.

Michigan Med Mal Compensation Bill Heads To Governor

The Michigan Senate recently approved a bill that would close a loophole allowing medical malpractice plaintiffs to sue for compensation for the charged amount of medical expenses rather than what is actually paid out by insurance companies.

Trans Girl Can Keep Using Women's Bathroom, 6th Circ. Says

The Sixth Circuit on Thursday ruled that an Ohio school district must continue to let an 11-year-old transgender girl use the restroom that matches her gender identity while the school district appeals a trial court's ruling that required it to treat the student "as the girl she is."

GOVERNMENT CONTRACTS

DOD Challenges Include Terrorism, Strategic Force, Money

The U.S. Department of Defense faces a wide range of management and performance challenges from combating terrorism to confronting territorial aggression from the likes of China and Russia, along with bolstering the full breadth of military capabilities while improving government contracting, the Pentagon's internal watchdog said Friday.

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Publicis Groupe
Sasol Limited
Sierra Club
Symantec Corporation
T-Mobile USA Inc.
The DIRECTV Group, Inc.
Time Warner Cable
Time Warner Inc.
Trend Micro Inc.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Valero Energy Corp.
Verizon Communications
Volvo Car Corp.
Yahoo! Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Transportation Agency
Central Intelligence Agency
Commodity Futures Trading Commission
Delaware River Basin Commission
Employment and Training Administration
Energy Information Administration
Equal Employment Opportunity Commission
European Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Government Accountability Office
Internal Revenue Service
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board

NASA Issues Contractor Reporting Rule For $10M Of Property

NASA on Friday finalized a rule that will require contractors working with $10 million or more of the agency's property to submit monthly reports, as part of an effort to help assess the efficiency and effectiveness of asset management.

GAO Dings Navy's Inadequate Cost Scrutiny On $176M Project

The Government Accountability Office was not satisfied with how the U.S. Navy evaluated costs in awarding a $176 million ship IT project, according to a bid protest decision made public Friday pressing the military branch to redo its analysis and make a new award if necessary.

INTERNATIONAL TRADE

EU Dumping Duties On Indonesian Chem Additives OK: WTO

A World Trade Organization panel on Friday sided with the European Union in its dispute with Indonesia over anti-dumping measures imposed on imports of chemical additives, saying the EU acted correctly when imposing the duties.

IMMIGRATION

DOJ Unleashes Rule On Unfair Immigration Job Practices

The U.S. Department of Justice brought its implementation of the unfair immigration-related employment practice provisions of the Immigration and Nationality Act up-to-date in a final rule published Friday, tweaking an August draft to address stakeholder worries the rule would sweep in neutral decisions.

Justices Want More Info In Immigrant Detention Case

The U.S. Supreme Court Thursday requested supplemental briefs from parties in an immigration detention case centered on questions of whether detained immigrants attempting entry to the U.S. are entitled to bond hearings after lengthy periods in custody.

NATIVE AMERICAN

BIA Removed Whistleblower Who Irked Colo. Tribe, Says OSC

The Bureau of Indian Affairs retaliated against and removed a whistleblowing employee after he angered Colorado's Southern Ute Indian Tribe by pointing out that some of its oil and gas lease agreements flouted both the agency's regulations and environmental statutes, the U.S. Office of Special Counsel said Thursday following an investigation.

TELECOMMUNICATIONS

Media Groups Want FCC Rules Challenge Moved To 3rd Circ.

Two media policy groups intervening in a challenge to a Federal Communications Commission order imposing restrictive broadcast ownership rules on Friday urged the D.C. Circuit to bless the transfer of the appeal to the Third Circuit, citing the latter court's experience in hearing similar challenges to the agency's ownership rules.

FCC Told To Rethink Cybersecurity Reporting Requirement

The Federal Communications Commission received petitions from several telecom trade groups, along with T-Mobile, taking up issues with the agency's efforts to open up spectrum for 5G wireless technology, with a common criticism among the filings targeting planned cybersecurity reporting requirements.

EXPERT ANALYSIS

National Security Agency
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the Director of National Intelligence
Port Authority of New York & New Jersey
Securities and Exchange Commission
Southern Ute Indian Tribe
Standing Rock Sioux Tribe
Texas Health and Human Services Commission
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Navy
U.S. Office Of Special Counsel
U.S. Supreme Court

The Truth About The Russians And The Election

Last week, media outlets flooded the airwaves with dark tales of online Russian operatives who prevented Hillary Clinton from becoming U.S. president. However, the conclusory allegation of a Russian-orchestrated and targeted cyberstrike seems more akin to propaganda than truth, and is not only disquieting, but also irresponsible, says John Reed Stark, president of John Reed Stark Consulting LLC and former chief of the U.S. Securities and Exchange Commission's Office of Internet Enforcement.

What The FCC Will Look Like In 2017

Given that the Republican Party will soon hold three of five commissioner seats at the Federal Communications Commission, its agenda will likely hold sway for at least the next four years. The FCC may shift its attitude toward issues such as spectrum management and major mergers, says Stephanie Roy of Steptoe & Johnson LLP.

CPP Rollback May Impact SO2 Emissions Trading Markets

If the U.S. Environmental Protection Agency's Clean Power Plan is jettisoned or substantially scaled back by the D.C. Circuit or the next administration, then the resulting short-term regulatory uncertainty and the potential tapering of recent declines in sulfur dioxide emissions may affect sulfur dioxide emissions allowance prices, says David Fotouhi of Gibson Dunn & Crutcher LLP.

The Panama Papers: The Story So Far, And What Comes Next

The offshore banking industry attracted global attention earlier this year with the publication of 11.5 million leaked documents detailing decades of information about over 200,000 bank accounts and shell companies. Jeremy Maltby and Grant Damon-Feng of O'Melveny & Myers LLP examine government responses to the Panama Papers and offer tips for companies to minimize their risk of exposure to unlawful shell company activity and its consequences.

Are Courts In The Discovery Driver's Seat?

I recently asked a panel of four federal court judges whether they expect courts to start taking a more active role in e-discovery. They answered with a resounding yes. However, their responses left me wondering whether courts are actually taking a more active role in discovery since the Federal Rules of Civil Procedure amendments took effect in December 2015, says Cristin Traylor of McGuireWoods LLP.

LEGAL INDUSTRY

BigLaw Fails To Bend To GC Billing Needs, Survey Says

Corporate legal departments in 2016 had little faith in law firms to be change agents and drivers of innovation in a climate where departments are increasingly seeking cost-effective alternative fee arrangements, according to results of a survey recently published by Blickstein Group.

More Work To Move In-House As Cos. Continue To Cut Costs

As corporate legal departments continue to strive for efficiency and cost cutting, the traditional work of outside counsel is becoming increasingly expendable, and with ever-improving legal technology, more and more legal work is expected to be brought back in-house, according to a new report.

Chadbourne Pay Row Counterclaims Are Revenge, Attys Say

Chadbourne & Parke LLP engaged in "naked acts of retribution" when it countersued lawyers who have alleged the firm short-changed female partners and locked them out of leadership, according to a Friday filing from the attorneys.

Eversheds, Sutherlands Ink Trans-Atlantic Deal

Sealing a relatively rare transatlantic law firm merger, partners of Atlanta-based Sutherland Asbill & Brennan LLP and the U.K.'s Eversheds LLP have voted to combine to create a new firm — 2,300-attorney global giant Eversheds Sutherland,

the firms announced Friday.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The White House rolls out a multiagency IP enforcement scheme, the EEOC lays out the rights of workers with mental health conditions and BigLaw is a big target for data thieves. Those stories top the corporate legal news you may have missed last week.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

My Strangest Day In Court: The 1995 Oklahoma City Bombing

When Timothy McVeigh detonated a rental truck full of fertilizer and fuel oil in front of the Alfred P. Murrah Federal Building on April 19, 1995, the explosion blew the windows out of our courtroom and the jurors jumped from their seats and dashed from the building. Plainly, there would be a mistrial, recalls Randy Gordon of Gardere Wynne Sewell LLP.

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Hickey & Evans
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Miller Mayer
Morgan Lewis
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Morvillo LLP
Nelson Mullins
Norton Rose Fulbright
O'Melveny & Myers
Paul Weiss
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Quinn Emanuel
Reed Smith
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Snell & Wilmer
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Steptoe & Johnson LLP
Sutherland Asbill
Vedder Price
Western Environmental Law Center
WilmerHale

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Pfizer Inc.
T-Mobile USA Inc.
3M Company
AT&T Inc.
American Civil Liberties Union
American Enterprise Institute
American Hospital Association
American Petroleum Institute Inc.
American Soybean Association
Arizona Chamber of Commerce
CACI International Inc.
CTIA
Center for Biological Diversity Inc.
Comcast Corporation
Competitive Carriers Association
Consilio LLC
Delaware Riverkeeper Network
Environmental Defense Fund Inc.
Federation Internationale de Football Association
Ford Motor Company
General Motors
Gilead Sciences Inc.
Google Inc.
Idenix Pharmaceuticals, Inc.
Immigrant Legal Resource Center

Intellectual Ventures
Lyft Inc.
McDonald's Corporation
Murray Energy Corp.
Natural Resources Defense Council
New York Times Co.
New York University
Public Company Accounting Oversight Board
Publicis Groupe
Sasol Limited
Sierra Club
Symantec Corporation
The DIRECTV Group, Inc.
Time Warner Cable
Time Warner Inc.
Trend Micro Inc.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Valero Energy Corp.
Verizon Communications
Volvo Car Corp.
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Environmental Protection Agency
Federal Communications Commission
U.S. Department of Labor
Central Intelligence Agency
Internal Revenue Service
U.S. Attorney's Office
U.S. Department of Homeland Security
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Transportation Agency
Commodity Futures Trading Commission
Delaware River Basin Commission
Employment and Training Administration
Energy Information Administration
Equal Employment Opportunity Commission
European Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Trade Commission

Financial Crimes Enforcement Network
Government Accountability Office
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Security Agency
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the Director of National Intelligence
Port Authority of New York & New Jersey
Southern Ute Indian Tribe
Standing Rock Sioux Tribe
Texas Health and Human Services Commission
U.S. Army
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Cheryl Winson
Sent: Sun 3/8/2015 6:49:33 PM
Subject: Your Guide to 2015 NPP Risk Areas and Audit Considerations

Dear Colleague,

Hiring non-physician practitioners (NPPs), such as nurse practitioners, physician assistants, or clinical nurse specialists, can ease physician workload and boost patient satisfaction. But if you don't know the specific rules for billing NPP services, you could lose deserved reimbursement — or worse, face fraud charges and denials.

You need to know the answers to these questions before you start billing NPP services:

- **Which services can your NPP perform and what are the options for billing them?**
- **What are the split/shared E/M visit basic requirements, and when do they not apply?**
- **How do split shared rules differ between an office setting and a hospital setting ?**
- **What levels of supervision are required for an NPP to provide services?**
- **What are the NPP and incident-to risk areas and specific audit considerations?**
- **Can you apply CMS's "incident-to" rules to non-CMS payers?**
- **What can you do if the non-Medicare payer does not credential or recognize the NPP's NPI?**
- **How can you determine who has the ability to bill for services and when?**

If you don't know the answers, your practice or facility will pay the price.

You need a trusted resource that provides expert answers to these questions and more. Turn to the ***Non-Physician Practitioner Handbook 2015***.

Brought to you by The Coding Institute, this guide includes **tips and tricks, expert-answered reader questions, and sample tools** to ensure you learn the pros and cons of hiring NPPs, as well as the **ins and outs of ethically maximizing reimbursement for NPP encounters**.

Take a look at some of the key areas covered in *Non-Physician Practitioner Handbook 2015*:

- Boost your productivity and income by adding an NPP, but weigh the pros and cons first.
- Follow 3 Easy Steps to Keep Your NPP Coding Incident Free.
- New MAC Tip Reminds Practices What Ancillary Staff Can — and Cannot — Document.
- Focus on terminology to navigate the NPP maze.
- Use this incident-to audit checklist to avoid claim missteps.
- PA Assisting at Surgery? Check These Tips to Bill Properly.
- Quickly Determine Whether You Can Bill Your NPPs Service Incident to the Physician.
- Avoid these F2F pitfalls.

Please use the link below to purchase this handbook:

CLICK HERE TO ORDER THIS HANDBOOK

Please use discount code "**MS20**" at checkout to get a **$20 discount** on the Non-Physician Practitioner Handbook (valid till March 09, 2015 only).

I am ldooking forward to helping you ensure successful claims and top reimbursement for all the services your NPPs provide this year.

Thanks,
Cheryl Winson
Customer Relationship Director

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Mon 11/16/2015 9:22:27 PM
Subject: [Marketing Mail] How Banks Can Help Fight Terrorism, from blogger John Byrne

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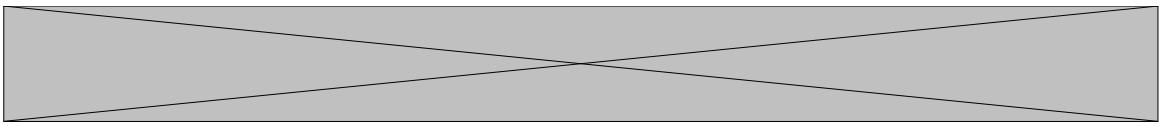


MISLED ON MILLENNIALS?

Will online account openings secure millennials?

Many bankers believe they must offer online account opening in order to attract millennial customers. But research from Haberfeld Associates indicates a more-nuanced situation. Read more

VENDOR MANAGEMENT

Meeting the vendor management challenge

Your vendors don't serve you, in the eyes of regulators. *They are you*. A panel of experts discussed how to meet this challenge at the Mortgage Bankers Association Annual Convention. Read more

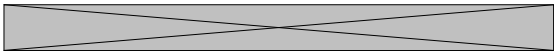
DEPOSIT BUILDING

Stepping up "savings ed"

Banks are turning to digital tools, gamification, and other new techniques to teach and encourage savings among consumers. Consider "The Bite Club," a vampirish take on savings for retirement. Read more

DEPOSIT TRENDS

Deposit growth still strong across the



AML & FRAUD

"Us and Them"

The Paris attacks confirm we are in more than a battle of words. John Byrne says the AML community can greatly aid the ongoing response to terrorists. Read more

TALKING CREDIT

Banking's too important for throwaway lines

Major banking issues came up in last week's Republican debates, and what he heard made Ed O'Leary more than uneasy over understanding of the industry. Read more

UNCONVENTIONAL WISDOM

How much will disruptors disrupt?

Bankers have both short-term and long-term views on this question, says consultant Joe Cady—and it may be a good shaking up is what banks needed. Read more

HUMAN ELEMENT

Pay transparency rules

Northeast

Deposit growth for community banks and thrifts in the Northeast has recently been strong, SNL Financial reports, with some bankers saying the key to their success has been garnering deposits from the businesses in their markets. Read more

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RETAIL BANKING

Chipping away bricks

Banks in the U.S. reduced the country's cumulative branch network by 598 locations during the quarter—more than in any of the three previous quarters, an SNL Financial analysis found. Read more

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TECHNOLOGY PLANNING

When legacy systems endanger your bank's legacy

Building a secure, lasting infrastructure for a bank's information is like building a house—it requires a solid foundation. An enterprise content management system acts as this foundation. Does yours have some cracks in it? Read more

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CYBER FRAUD

Waging cyber crime war

The simple fact that a smartphone email didn't show a sender's email address properly nearly cooked a community bank officer subbing for the CFO. At the BAI Retail Delivery conference Talmer Bank and Trust shared some lessons learned. Read more

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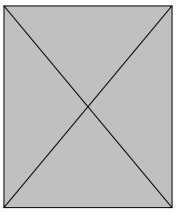

effective in January

Steve Greene gives an update on federal rules governing employee communication about their wages, with pointers on preparation. Read more

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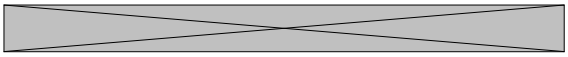
FREE WEBINAR THIS THURSDAY

Nov. 19, learn how to protect seniors from ID theft

Could senior citizens' frequent preference for paper-based records be harming them? Research by Javelin indicates that's so. **Javelin's AI Pascual** and other experts will present solutions to help banks help seniors and two more vulnerable groups: students and the military. Learn more and register



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5 things not to do in a crisis…

From "When Bad Things Happen":

1. Don't lie.
2. Don't disappear.
3. Don't issue a denial until you have all the facts.
4. Don't minimize the situation.
5. Don't make a joke about the crisis.

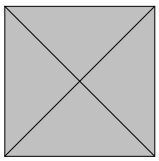
For more tips and advice, Read more

How American Express is evolving

Listen in to the latest podcast by Jo Ann Barefoot, consultant and *Banking Exchange* editorial advisory board member. Here's how she describes her chat with Courtney Kelso of American Express:

"Think about trying to drive disruptive innovation in an organization that's not only enormous and global, but is also 165 years old—one of the oldest financial brands anywhere. As Courtney says, American Express was a freight company, moving Americans west in the 1800's. Innovation and adaptation are in its corporate DNA, but change at big companies is hard.

"And then also think about taking a company like American Express, which has always epitomized elite, high-prestige financial services, and shifting it from being an exclusive brand to an inclusive brand. It's a fascinating saga, full of lessons for everyone." Listen now



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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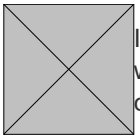

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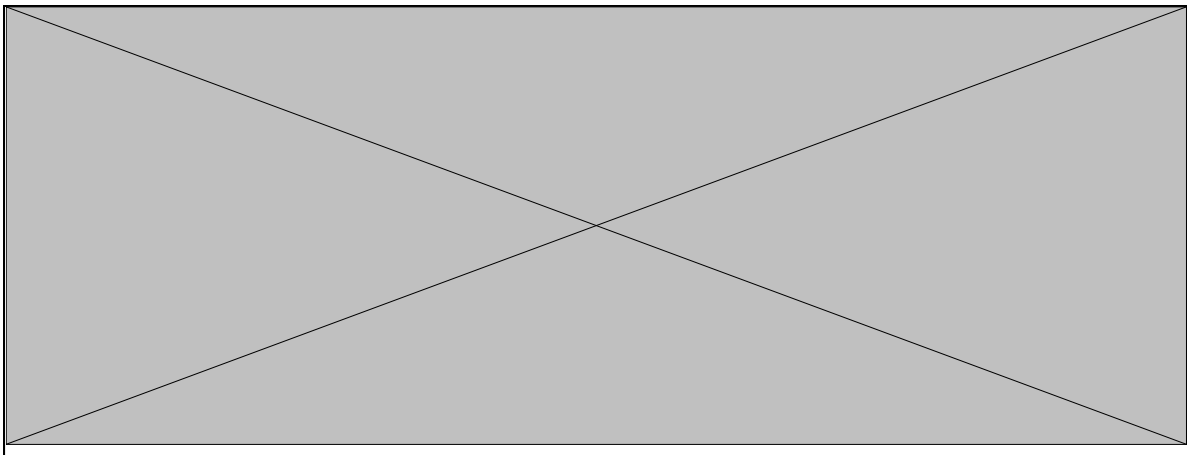
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: EH&S Audits
Sent: Fri 1/16/2015 2:16:21 PM
Subject: Auditing EH&S programs for the Non-Technical Auditor in 2015



Date: Monday, March 9, 2015 | Length: 90 minutes
Time: 1:00 pm ET | 12:00 pm CT | 11:00 am MT | 10:00 am PT
Speaker - Lynn Fountain, CGMA, CRMA

Worldwide attention focused on global environmental issues and health and safety concerns from toxic chemicals tops the list of major risk areas that all companies must be able to manage. Environmental issues span further than hazardous waste or toxic emissions. Similarly, health and safety issues span further than a worker slip and fall or carpal tunnel syndrome. Compliance professionals must be prepared to proactively and effectively identify the risks incumbent in their everyday processes.

Compliance rules governing environmental health and safety issues are some of the most complex laws that exist today. Dependent on the industry, rules can incorporate aspects ranging from air, water, soil or waste pollution to worker safety regulations and community and employee health standards. These laws are often very technical in nature and require professionals with specific engineering, scientific or safety background to develop compliance programs. Companies often put significant capital into creating elaborate programs to address these various environmental and health and safety requirements. Once the programs are developed, their ongoing operation can overshadow the ongoing need of periodic operating effectiveness.

This session Auditing EH&S programs for the Non-Technical Auditor in 2015 by expert speaker Lynn Fountain is designed to provide compliance and audit professionals with base understanding of the most important risks associated with environmental health and safety concerns. In addition, attendees will uncover effective deployment strategies for assessing these very technical areas.

Training Objective

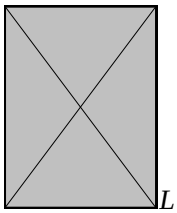
- Environmental issues span further than hazardous waste or toxic emissions.
- Common Chemical and EH&S Risks
- Understanding EH&S terminology
- Regulations impacting EH&S compliance professionals should understand
- Effective utilization of assessment methods: maturity model assessment, interviews, site visits, questionnaires

- Application of attorney client privilege to audits
- Keys to reporting results

Register Now!

Apply "SK20" at check-out to get $20 off.

About Our Speaker:-



Lynn Fountain is a subject matter expert in internal Audit, risk management, fraud, ethics, compliance and internal controls. She has over thirty years experience in the corporate world and has served as a Chief Audit Executive for two international companies.

Ask a question at the Question and Answers session following the live event and get advice unique to your situation, directly from our expert speaker.

We also recommend:

- Jan 28, 2015: Introduction to Sustainability and Useful Practices by Dr. Alan W. Elzerman
- Feb 04, 2015: Getting Nanomaterials to the Market- What Regulations Should You Worry About? by Dr David Carlander
- Mar 19, 2015: Auditing the Supply Chain for Electric Utilities and Petrochemical Companies by Lynn Fountain

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To: F. First Lady Hillary Clinton[info@onwardtogether.org]; F. First Lady Michelle Obama[leader@dlcc.org]; Leader Nancy Pelosi[DLCC@dlcc.org]; USS Catherine Cortez Masto / Director of Press[Press@catherinecortezmasto.com]; Governor Brian Sandoval[brian@briansandoval.com]; Congresswoman Judy Chu- Chair[CA27JCima-113@mail.house.gov]; Congresswoman Dina Titus[dina@dinatitus.com]; Congressman Ruben J. Kihuen[ruben.kihuen@mail.house.gov]; For Governor/ Commission Chairman Steve Sisolak[ccdista@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[ccdiste@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[; Secretary of State Barbara Cegavske ; DA Steve Wolfson ; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Chairman / F. Mayor Oscar Goodman[ogoodman@lvcva.com]; "Mayor Debra A. March"[F. First Lady Dawn Gibbons[; Chief Deputy DA / For Judge Elana Lee Graham[ElanaLee@elanaleegraham.com]; Chief Deputy DA / For Judge Jeff Rogan[Jeff@JeffRogan4Judge.com]; Rebecca Wolfson[rwolfson@LasVegasNevada.GOV]; LV Sand Chair Dr. Miriam Adelson[miriam.adelson@adfam.com]; Redhills Chair Toni Chaltiel[r ; Zappos CEO Tony Hsieh[tony@zappos.com]; Commissioner Marilyn Kirkpatrick[CCDISTB@ClarkCountyNV.gov]; Commissioner Larry Brown[ccdistc@ClarkCountyNV.gov]; Commissioner Lawrence Weekly[ccdistd@ClarkCountyNV.gov]; Commissioner Susan Brager[ccdistf@ClarkCountyNV.gov]; Commissioner James B. Gibson[ccdistg@ClarkCountyNV.gov]; "D. Leader Marilyn Kirkpatrick"[marilyn@marilynkirkpatrick.com]; Sheriff Joy Lombardo[sheriff@lvmpd.com]; Assistant Sheriff Tim Kelly[T3807K@LVMPD.COM]; Under Sheriff Kevin McMahill[K3948M@LVMPD.COM]; Captain Roxanne Burke - Internal Affairs Bureau[R4985B@LVMPD.COM]; Captain-Sean McNulty[S6242M@LVMPD.COM]; Administrator Mark Hall-Patton[mhp@clarkcountynv.gov]; Judge Jerry Tao[t ; Judge Elissa Cadish[Chief Judge Kalani Hoo[Kalani.Hoo@ClarkCountyNV.gov]; Judge Joe Hardy Jr[; Judge Adriana Escobar[; Judge James Dean Leavitt[; Judge Amy Chelini[Judge Cheryl Moss[; Judge Eric Johnson[eric@judgeericjohnson.com]; Judge Mark Bailus[Mark@judgemarkbailus.com]; Judge Cynthia Cruz[Cynthia.Cruz@clarkcountynv.gov]; Judge Deborah Schumacher[Judge Suzan Baucum[; Judge Maria Maskall[; Bert M. Brown[bmbrown@LasVegasNevada.GOV]; Judge Melanie Andress-Tobiasson[Melanie.Andress-Tobiasson@clarkcountynv.gov]; Dean and Professor Daniel Hamilton[daniel.hamilton@unlv.edu]; Dean Dan Hamilton[bslnews@unlv.edu]; "Atty. Elene H. Chung ESQ"[Counsel@ArroyoLawGroup.com]; "Atty. Dr. Robert P. Bettinger ESQ"[; Atty. Tisha Black / For Commissioner[tisha@tishablack.com]; "Atty. Robert Lueck ESQ" ; "Atty. Eric K. Chen ESQ"[info@ericchenlaw.com]; "Atty. Eric K. Chen" ESQ[eric@ericchenlaw.com]; "Atty. Eric K. Chen ESQ"[eric@lawekc.com]; Atty. Lugas Shay "Atty. Jonathan C. Callister ESQ"[jcallister@callisterfrizell.com]; Atty. Bobby Misko ESQ[bobby@bongiovilaw.com]; Atty. Gina Bongiovi ESQ / MBA[Gina@bongiovilaw.com]; "Atty. Eddy Silverman ESQ"[Eddy711@live.com]; "Atty. Gerald M. Welt Esq."[gmwesq@weltlaw.com]; "Atty. Patricia A. Trent Esq."[Patricia@probatelawlv.com]; Atty. Xiaosheng Huang ESQ[; "Atty. Michael Lin ESQ"[; "Atty. Yvette Chevalier ESQ " ; "Atty. Xin Wang ESQ"[; "Atty. Jennifer HW Tsai ESQ"[info@jtlawgroup.com]; "Atty. Radha Chanderraj ESQ"[radha@chanderrajlaw.com]; "Atty. Carina Castaneda ESQ"[CICastaneda@sbcglobal.net]; "Atty. James E. Smith ESQ" ; "Atty. Alicia Mandler ESQ"]; "Atty. Hanh P Nuyen ESQ"["President / Atty. JD. Yin Yan" Atty. Maximiliano D. Couvillier III[mcouvillier@blacklobello.law]; Atty. Jacob Frizell ESQ[Staff2@frizelllaw.com]; Founder / President Annie Chang[Manager Anne Tseng[ ]; President George Song[george@damacy.net]; Producer Frederick Lien ; YCFC Dan Russell[Dan@russellfinancial.com]; "Maint. Super. Ted Gleason / Sale Brenda Martigani" ; Chair Jose Soloric ; Owner Steven Lacks[Steven.L@SonicPrint.com]; Owner Perry Black[ ]
From: Robert Song
Sent: Mon 8/13/2018 4:56:54 PM
Subject: 1. Prosecutors to wrap up Manafort case, may soon go to jury, 2. Quote & Verse of the day, 3. President Cynthia Stephens' Message, 4. C2 Financial cutting ties with Quicken Loans this week, 5. House &

mail (26).jpg
mail.png
mail (27).jpg
mail (28).jpg
mail.gif
mail.jpg

Dear Friend, Amice, Paisano, Amichi, Amigo, Amiga, Pinoy, & Pinay,

---

*** Justice, Bravery, Benevolence

Politeness, Veracity,Honor,

Loyalty, & Courtesy.

*** My New Phone #s:
1] M: 702-912-7174.

2] H: 702-889-0678 [Landline].

==========

1. Prosecutors to wrap up Manafort case, may soon go to jury:

Top stories

Prosecutors to wrap up Manafort case, may soon go to jury
Reuters
4 hours ago

Prosecution's case in Paul Manafort trial close to wrapping up
CNN
1 day ago

The Latest: Manafort Prosecutors Expect to Rest Case Monday
U.S. News & World Report
2 days ago

More for manafort case news

Web results

Prosecutors to wrap up Manafort case, may soon go to jury | Reuters
https://www.reuters.com/...manafort/prosecutors-to-wrap-up-manafort-case-may-soon...

5 hours ago - (Reuters) - U.S. prosecutors on Monday plan to wrap up their tax and bank fraud **case**against former Trump campaign chair Paul **Manafort**, making it likely the **case** will go to the jury by midweek if the defense decides not to call any witnesses. ... Before completing their **case** ...

==========

2. Quote & Verse of the day:

Quote of the day

The greatest glory in living lies not in never falling, but in rising...

Nelson Mandela

read quote...

Verse of the day

Psalm 79:9

Help us, O God our Savior, for the glory of your name; deliver us and forgive our sins for your name's sake.

read more verses...

Acts 1:8

But you will receive power when the Holy Spirit comes on you; and you will be my witnesses in Jerusalem, and in all Judea and Samaria, and to the ends of the earth.

read more verses...

==========

3. President Cynthia Stephens' Message:

Dear President Cynthia Stephens,

I am retired, I am 75, I am half-blind & disabled, But I try to help Community & Champion.

I made $ 3 millions from Bill Clinton era's helps. But I lost $ 3 millions [in 1,999 & 2,008] in Vegas for wrong investments. I thought that to suicide after lost $ 3 millions for 18 months in 2014.

But I came back in 2015. I started to try my plans to Buy & Sell the RE in 2015. I recovered to
$ 1 million level after 4 years. Thanks to God.

Thank you for your Emails & helps.

Respectful & Best wishes,
Robert Song

Nuclear Power Retiree
Retiree of Pan-Am Legal Services
Email Networking King
[redacted]

==========

On Monday, August 13, 2018, 6:12:46 AM PDT, Cynthia Stephens [redacted] > wrote:

Robert, you are welcome.
Are you a full-time advocate now? I see that you're a retiree of the nuclear field and are affiliated with a legal services group.

On Sunday, August 12, 2018, Robert Song <[redacted]> wrote:

Dear Cynthia Stephens,

Thank you for your Emails also.

Respectful & Best wishes,

Robert Song

Nuclear Power Retiree
Retiree of Pan-Am Legal Services
Email Networking King
702-889-0678

==========

On Sunday, August 12, 2018, 7:12:42 PM PDT, Cynthia Stephens [redacted] wrote:

Thank you.

==========

4. C2 Financial cutting ties with Quicken Loans this week:

----- Forwarded Message -----
From: Twitter <info@twitter.com>
To: Bob Song[redacted]
Sent: Monday, August 13, 2018, 8:14:37 AM PDT
Subject: Scott Allan shared "Monday Morning Cup of Coffee: C2 Financial cutti...

19

What's happening

Scott Allan shared

Monday Morning Cup of Coffee: C2 Financial cutting ties with Quicken Loans this week

HousingWire

We've been growing their business a while and we offer extremely competitive pricing. We thought we were doing a good...

Read more at Twitter

KSNV News 3 shared

Baltimore Officer caught beating man on viral video has resigned

KSNV

BALTIMORE -- WBFF -- Baltimore Police say that they are continuing to investigate a viral video that shows a police o...

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KSNV News 3 shared

WWII pilot's remains return home after 7 decades

KSNV

BEATRICE, Neb. (AP) The remains of a World War II pilot were finally buried with full military honors in his home sta...

Read more at Twitter

KSNV News 3 shared

Two Henderson police officers struck by 'suspicious vehicle' near Windmill and Pecos

KSNV

Two officers have suffered minor injures after police say they were struck by a suspicious vehicle in commercial cent...

Read more at Twitter

KTNV Action News shared

Las Vegas breaking news for August 12, 2018

KTNV

This is a roundup of all the breaking news from around the Las Vegas valley for August 12, 2018.

Read more at Twitter

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We sent this email to @afsong168.

Twitter, Inc. 1355 Market Street, Suite 900 San Francisco, CA 94103

==========

5. House & Model Photos:

Please see attachments at bottom: IMG_Mail (26) to IMG_Mail (28): House & Model.

==========

Robert Song

MSEE, Business Promoter,

Email Networking King

Grande USA Dept. Of Energy [DOE]

Silver Certificate of America Nuclear

Society (ANS),

[37 years Now] & a Lifetime Member

of ANS.

*** Landline: 702-889-0678

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Lora Kalkman
Sent: Wed 12/26/2018 6:32:28 PM
Subject: FW: NEVADA MayorLAS CG InquiryClosed.CTLV Vs MAD
NEVADA Mayor CG Resolv.MAD+CTLV.pdf
NEVADA AG01.CTLV+WFB.pdf

Hi Mayor,

Another good news note—and thanks to you! (An elderly lady with diminished capacity had been bamboozled into buying an expensive, new car…)

Lora Kalkman
Special Assistant to Mayor Goodman
Office of the Mayor
702-229-6241
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov
City Hall is closed on Fridays

From: Bradley .... [redacted]
Sent: Tuesday, December 25, 2018 1:13 PM
To: Office of the Mayor <officeofthemayor@lasvegasnevada.gov>
Cc: Lora Kalkman <lkalkman@LasVegasNevada.GOV>; Karen Duddlesten <kduddlesten@LasVegasNevada.GOV>; Ward 1 <Ward1@LasVegasNevada.GOV>; Ward4@lasvegasnevada.gov
Subject: NEVADA MayorLAS CG InquiryClosed.CTLV Vs MAD

City of Las Vegas Office of the Mayor, Carolyn Goodman:

Mary Ann Driver, a Nevadan Senior Citizen/Resident and I want to personally "Thank-You" for your assistance and intervention in resolving a recent inquiry/fraud complaint about Wells Fargo Bank (WFB), Wells Fargo Dealer Services (WFDS), and Centennial Toyota of Las Vegas (CTLV). Now that the matter has been resolved to the satisfaction of all parties involved, WFB, WFDS, and CTLV, please consider this matter closed!

At this special time of Personal Acknowledgement, Sharing, and Caring, we wish you and your Family a Safe, Happy, and Joyous Holiday Season by enclosing a Holiday GIF of Peace, Joy and Happiness.

https://farm9.staticflickr.com/8467/8082244545_ea3fd74cd7_o.gif

Bradley,
Son of Mary Ann Driver
[redacted]

Mary Ann Driver Contact Info:
[redacted]

From: Lora Kalkman <lkalkman@LasVegasNevada.GOV>
Sent: Wednesday, August 01, 2018 7:35 AM
To: Bradley .... [redacted]
Subject: RE: NEVADA NCA Update.CTLV Fraud + Mary Ann Driver

Good Morning, Bradley:

Have you asked for the Attorney General's office to intervene? It appears you need to consult a private attorney, or you may also contact Nevada Legal Services (702-386-0404) or Legal Aid Center of Southern Nevada (702-386-1070). The Mayor does not have the authority to intervene or conduct investigations regarding personal business disputes; this is a legal matter that must be resolved through appropriate legal channels. Best wishes in your efforts.

Lora Kalkman
Special Assistant to Mayor Goodman
Office of the Mayor
702-229-6241
495 S. Main St. | Las Vegas, NV 89101

lasvegasnevada.gov

From: Bradley .... [redacted]
Sent: Wednesday, August 01, 2018 7:00 AM
To: Lora Kalkman
Subject: NEVADA NCA Update.CTLV Fraud + Mary Ann Driver

Constituent Services, Office of the Honorable Mayor, Carolynn Goodman:

WE need your continued assistance and involvement. We would like to request an update/status on our recent request for assistance submitted to the AG on June 9, 2018 regarding our recent inquiry/fraud complaint about Wells Fargo Bank (WFB), Wells Fargo Dealer Services (WFDS), and Centennial Toyota of Las Vegas (CTLV).

After considerable inquires, WFB did reply in reference to our claims on fraudulent business practices, coercion, and sales tactics of WFDS and CTLV. Their documents reveal . .

Our Strength comes from.. Knowledge Faith, Education & Pride

July 31, 2018

STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL
555 East Washington Avenue
Suite 3900
Las Vegas, NV 89101

Honorable Adam Paul Laxalt, Attorney General:

We have received your Response Letter dated July 16, 2018 regarding our recent inquiry/fraud complaint about **Wells Fargo Bank (WFB), Wells Fargo Dealer Services (WFDS),** and **Centennial Toyota of Las Vegas (CTLV)**. Thank-you for responding to our complaint.

My Mother, Mary Ann Driver who suffers from ***"Vascular Dementia"*** and impaired motor skills and diagnosed with early ***Alzheimer's Disease*** was victimized by egregious business practices of WFB, WFDS and CTLV. My Mother's Social Security income of $953.00 p/m which covers her mortgage, food, utilities, hospital/medical prescriptions and bills - with any outstanding expenses paid by Her Family Members & Caring Friends, was in no financial or coherent position to be sold a vehicle under any circumstances!

The day of the sale, documents attached show CTLV & WFDS agreements, loan papers, and documents indicating an APR ranging from 6.29% up to 7.45%, monthly payment amounts ranging from $204.99 to $211.90 and total sales price financed from $12,235.50 up to $19,488.80. Transactions that were fraudulent and deceptive. Equally, WFB, WFDS and CTLV engaged in further nefarious business practices as mentioned below:

Mary Ann Driver, a Nevadan Senior Citizen almost 80 years old was sold a 2015 Nissan Sentra priced at $19,488.00 for a 72-month term lease with monthly payments of $211.90 without income verification, proof-of-employment or asset-based down-payment; and

Mary Ann Driver may have been **the latest victim of WFB business practices** of accepting falsified income reported at $4,200.00 without proof being reported to WFDS as stated per letter dated July 11, 2018; and

Mary Ann Driver was coerced into purchasing a 60 month/$795.00 "Tire & Wheel Protection with Cosmetic Coverage – Platinum Plus Service Agreement"; and

Mary Ann Driver was coerced into purchasing a 24 month/$2,440.00 "Century Service Plus Vehicle Service Agreement" through Century Automotive Service Corporation; and

Mary Ann Driver was coerced into applying for a Toyota Credit Card for a $2,500 down payment AND was **coerced into signing a *"POWER-OF-ATTORNEY"* to CTLV for the "trade-in-value"** of $132 toward Her 2008 Kia Spectra as additional down-payment; and finally

From the Desk of Mr. Bradley 3125 N. Andrita St. 90065

The Fact is My Mother at her age, given her lack of employment, inadequate income verification, high risk-low credit rating coupled with her impaired cognitive skills SHOULD HAVE NEVER been sold a lease and frivolous service agreements during her visit to a dealer just to inquire about trade-in-values.

We are asking for your assistance with Wells Fargo Bank, Wells Fargo Dealer Services established under Account No. 8882479293, and Centennial Toyota Las Vegas to cancel the $19,488.00/72-month term lease and retrieve/schedule a pick-up of the 2015 Nissan Sentra and return it to the dealer, cancel the Toyota Credit Card Services issued under Account No. [redacted] rescind the "POWER-OF-ATTORNEY" to CTLV for the "trade-in-value" and return her 2008 Kia Spectra or provide equivalent compensation for the loss of her vehicle which has resulted in fear and a deep mistrust of all Las Vegas, Nevada business practices that systematically prey upon the Poor, Elderly, Single Women or Senior Women of Color living in Las Vegas.

My Mother's Rights, Freedoms, Protections and Privileges as a Senior Citizen has been trampled-on, misused and abused. This situation seriously warrants further investigation
We thank-you for your assistance and hope to hear from you soon on this important and timely investigation.

Bradley,
Son of Mary Ann Driver
B/lgz
Attachments:
Exhibit A – C / CTLV Loan Docs A – C
Exhibit D / CTLV/Toyota Financial Service Receipts
Exhibit E / Credit Card Statement
Exhibit F1 / 3 Pgs / WFDS Payment Statements
Exhibit G, Pg 1-6Of6 / WFB Correspondence
Exhibit H / USB Statement of Monthly Income

All Reply Correspondence to be forwarded to:

Brad Bradley
[redacted]

Mary Ann Driver Contact Info:
[redacted]

ADAM PAUL LAXALT
Attorney General

J. BRIN GIBSON
First Assistant Attorney General

NICHOLAS A. TRUTANICH
Chief of Staff

KETAN D. BHIRUD
General Counsel

STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL
555 E. Washington Avenue, Suite 3900
Las Vegas, Nevada 89101

July 16, 2018

Brad Bradley
[redacted]

Re: Centennial Toyota of Las Vegas.

Dear Mr. Bradley,

Thank you for contacting our office in regards to your complaint. It is being forwarded to the appropriate investigative unit within the Office of the Attorney General for review. As is the case with all law enforcement agencies, we can neither confirm nor deny the existence of any investigation. If any further information is needed, you will be contacted by a member of our staff.

In addition, the following agencies ***may*** be able to assist you on your complaint.

Federal Trade Commission
600 Pennsylvania Ave. NW
Consumer Response Center
Washington, D.C. 20580
(877) 382-4357

Nevada Consumer Affairs
3300 W. Sahara Ave., Suite 425
Las Vegas, NV 89102
(702) 486-2750

State of Nevada Department of Motor Vehicles
Compliance & Enforcement
8250 W. Flamingo Rd
Las Vegas, NV 89117
(702) 486-8626

Should you wish to contact a private attorney regarding this matter, the State Bar of Nevada sponsors the Nevada Lawyer Referral and Information Service and can be reached at (775) 329-4100, or toll free in Nevada at (800) 789-5747.

I hope you find the above-referenced information useful.

Sincerely,

ADAM PAUL LAXALT
Attorney General

By: _____
Constituent Services Unit

RECEIVED
JUL 19 2018
BY: .....

STATE OF NEVADA
OFFICE OF THE ATTORNEY GENERAL

100 N. Carson St.
Carson City, NV 89701
Phone: 775-684-1100
Fax: 775-684-1108

555 E. Washington Ave. #3900
Las Vegas, NV 89101
Phone: 702-486-3420
Fax: 702-486-3768

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For official use only:
Received by:
Date Received:
Complaint Type:
Referred to: ☐ BCP ☐ GI ☐ IFU ☐ OML ☐ MFU ☐ MFCU ☐ PIU ☐ WCFU ☐ CM
[Stamp here]

OFFICE OF THE ATTORNEY GENERAL
LAS VEGAS, NEVADA
JUL 06 2018
ADMINISTRATION

COMPLAINT FORM

The information you report on this form may be used to help us investigate violations of state laws. When completed, mail, or electronically submit your form and supporting documents to the office listed above. Upon receipt, your complaint will be reviewed by a member of our staff. The length of this process can vary depending on the circumstances and information you provide with your complaint. The Attorney General's Office may contact you if additional information is needed.

ONLY COMPLAINTS THAT ARE SIGNED WILL BE PROCESSED

INSTRUCTIONS: Please TYPE/PRINT your complaint in dark ink. You must write LEGIBLY. All fields MUST be completed.

SECTION 1.

COMPLAINANT INFORMATION

Salutation: ☑ Mr. ☐ Mrs. ☐ Ms. ☐ Miss

Your Name: BRADLEY (Last) BRAD (First) ( ) (MI)

Your Organization, if any:

Your Address: [redacted] (Address) (City) (State) (Zip)

Your Phone Number: [redacted] (Home) (Cell) 323-550-8335 (Work) ( ) (Fax)

Email: bradley@ebeassociates.com Call me between 8am-5pm at: ☐ Home ☑ Cell ☐ Work

Age: ☐ Under 18 ☐ 18-29 ☐ 30-39 ☐ 40-49 ☑ 50-59 ☐ 60 or older

SECTION 2.

TYPE OF COMPLAINT

☑ General Investigations	☐ Mortgage Fraud
☐ High Tech Crime	☐ Open Meeting Law
☐ Insurance Fraud	☐ Public Integrity
☐ Medicaid Fraud	☐ Workers Comp. Fraud
	☐ Ticket Sales

This is a Copy of the Customer Completed signed electronic form held by RouteOne LLC

LAW 553-NV-e 10/12

SIMPLE INTEREST VEHICLE CONTRACT FOR SALE AND SECURITY AGREEMENT

SECTION A:

Buyer's Name(s): MARY ANN DRIVER
Name: N/A
Address: [redacted]
County [redacted]
State [redacted] Zip [redacted]
Bus. Phone: ( ) N/A
Res. Phone: ( ) [redacted]

CREDITOR: CENTENNIAL TOYOTA
Address: [illegible] CENTENNIAL CENTER BOULEVARD
City: LAS VEGAS County: N/A
State: NV Zip: 89149
Phone: ( ) (702) 942-3800

Stock No.: 00480155 Salesman: N/A Date: 03/05/2018

SECTION B: DISCLOSURE MADE IN COMPLIANCE WITH FEDERAL TRUTH IN LENDING ACT.

ANNUAL PERCENTAGE RATE	The cost of your credit as a yearly rate.	7.45 %
FINANCE CHARGE	The dollar amount the credit will cost you.	$ 3,021.30
Amount Financed	The amount of credit provided to you or on your behalf.	$ 12,235.50
Total of Payments	The amount you will have paid after you have made all payments as scheduled.	$ 15,256.80
Total Sales Price	The total cost of your purchase on credit, including your down payment of $ 4,232.00.	$ 19,488.80

Your Payment Schedule will be: (e) means an estimate

Number of payments:	Amount of payments:	When payments are due:
72 Payments	$ 211.90	Monthly Beginning 04/19/2018
N/A	N/A	N/A
N/A	N/A	N/A

INSURANCE AND DEBT CANCELLATION: Credit life insurance, credit disability insurance and debt cancellation coverage, which is also known as GAP coverage, are not required to obtain credit, and will not be provided unless you sign and agree to pay the additional cost.

	Premium:	Term:	Signature(s):
Credit life:	$ N/A	N/A	I want credit life insurance: XA N/A
Joint credit life:	$ N/A	N/A	We want joint credit life insurance: XB N/A N/A
Credit disability:	$ N/A	N/A	I want credit disability insurance: XC N/A N/A
Credit life and disability:	$ N/A	N/A	I want credit life and disability insurance: X N/A
Joint credit life and disability:	$ N/A	N/A	We want joint credit life and single disability insurance: X N/A
Debt cancellation coverage (GAP coverage)	$ N/A	N/A	I want debt cancellation coverage (GAP coverage): X D N/A

You may obtain property insurance from anyone you want that is acceptable to the Creditor on page 1 of 6. If you get the insurance from the Creditor, you will pay $ N/A and the term of the insurance will be N/A.

SECURITY: You are giving a security interest in the goods or property being purchased.

☐ If checked, you are giving a security interest in N/A

LATE CHARGE: If a payment is more than 10 days late, you will be charged $15 or 8 percent of the payment, whichever is less.

PREPAYMENT: If you pay off early, you will not have to pay a penalty.

See your contract documents for any additional information about nonpayment, default, any required repayment in full before the scheduled date, and penalties.

True and Accurate Completed Copy - UCC Non-Authoritative Copy

True and Accurate Completed Copy - UCC Non-Authoritative Copy

T188143837-DP1881[illegible]0 [illegible] Mon Mar 05 09:39:40 GMT 2018

EXHIBIT 'A'

CENTURY SERVICE PLUS
VEHICLE SERVICE AGREEMENT

ADMINISTRATOR OBLIGOR: Century Automotive Service Corporation
PO Box 3809
Albuquerque, NM 87190-3809
TOLL FREE: 1-888-338-0389

California License Number: 0C88598

APPLICATION / TERMS & CONDITIONS

MARCH 294

1. PURCHASER CONTRACT NO: DAP00403628

NAME	STREET
MARY DRIVER	[redacted]
CITY [redacted] STATE ZIP	TELEPHONE HOME: [redacted] WORK:

2. COVERED VEHICLE

VIN [redacted]	Odometer reading on the agreement date 65,385	Vehicle Class 0
YEAR / MAKE / MODEL	ORIGINAL DATE OF IN-SERVICE	VEHICLE PURCHASE PRICE
2015 NISSAN SENTRA	03/05/2018	$11,499.00

3. SELLING DEALER

DEALER NAME	STREET
CENTENNIAL TOYOTA	6551 CENTENNIAL CENTER BLVD
CITY / STATE / ZIP	TELEPHONE
LAS VEGAS NV 89149	702-942-3800

4. VEHICLE SERVICE AGREEMENT (VSA) Roadside Service and Mechanical Breakdown Rental Car apply to all levels of coverage

NEW VEHICLE COVERAGE PLAN OR LWA WRAP	WRAP VEHICLE COVERAGE PLAN	USED VEHICLE COVERAGE PLAN
STANDARD ☐ HIGHTECH ☐ COMPREHENSIVE ☐	WRAP ☐ CERTIFIED WRAP ☐	POWERTRAIN ☐ STANDARD ☐
LWA Wrap HIGHTECH ☐ LWA Wrap COMPREHENSIVE ☐	WRAP PLUS ☐	HIGHTECH ☐ COMPREHENSIVE ☑
LWA Wrap Plus HIGHTECH ☐ LWA Wrap Plus COMPREHENSIVE ☐	HIGHTECH ☐ COMPREHENSIVE ☐	
If no coverage box is checked, then STANDARD coverage will apply	If no coverage box is checked, then HIGHTECH coverage will apply	If no coverage box is checked, then POWERTRAIN coverage will apply
TERM	**TERM** (If no term selected, term will be equal to the factory powertrain term)	**TERM**
This Agreement begins on the Agreement Date, and shall end: _____ Months from the Agreement Date, or when _____ Total miles are registered on the odometer, whichever occurs first.	This Agreement begins on the Original Factory In-Service Date, and shall end: _____ Months from that Date, or when _____ Total miles are registered on the odometer, whichever occurs first.	This Agreement begins on the Agreement Date, and shall end: 24 Months from the Agreement Date, or when 24,000 Miles have been added to Odometer reading, whichever occurs first.

5. VEHICLE SERVICE AGREEMENT DEDUCTIBLE OPTIONS

$0 ☐ $50 ☑ $100 ☐ $200 ☐ Disappearing Deductible: $50 ☐ $100 ☐

6. SURCHARGE

4x4 ☐ Diesel ☐ Turbo/Super Charger ☐ Lift/Lower Kits ☐ Oversized Tires ☐ Business Use ☐

7. COVERAGE AGREEMENT

ACCEPTANCE OF COVERAGE: I hereby ACKNOWLEDGE THE PURCHASE OF THE Century Service Vehicle Service Agreement with the coverage and term above. Purchaser initials:: X MAD

DECLINATION OF COVERAGE: I hereby decline to purchase the Century Vehicle Service Agreement and acknowledge that I am not entitled to the coverage or benefits listed above. Purchaser initials: X _____

8. AGREEMENT CHARGE (CONTRACT PRICE)

CENTURY VEHICLE SERVICE AGREEMENT CHARGE: $2,440.00

9. AGREEMENT DATE

03/05/2018 | Lienholder Name & Address: TOYOTA MOTOR CREDIT CORP. P.O. BOX 105386 , ATLANTA, GA 30348

ADMINISTRATOR OBLIGOR: Century Automotive Service Corporation, PO BOX 3809, Albuquerque, NM. 87190-3809, 1-888-338-0389. This is a Contract between You and the Administrator Obligor. The Administrator Obligor's performance under this Contract is insured by an insurance policy issued by American Commerce Insurance Company, 3590 Twin Creeks Dr, Columbus, OH. 43218-2579, Telephone 1-877-778-3450. If a covered claim is not paid within sixty (60) days after proof of loss has been filed, you may file a claim with American Commerce Insurance Company at the address listed above.

SIGNED BY X Mary Ann Driver PURCHASER SIGNED BY X _____ DEALER'S REPRESENTATIVE

MAINTENANCE REQUIREMENTS: You must have Your Vehicle checked and serviced in accordance with the manufacturer's recommendations as outlined in the Owner's Manual provided by the manufacturer of Your Vehicle.

Purchase of this coverage is not required to obtain financing or to register a motor vehicle. **THIS AGREEMENT IS NOT AN INSURANCE POLICY:** It is an Extended Service Agreement between You and the Administrator.

EXHIBIT 'B'

TIRE & WHEEL PROTECTION WITH COSMETIC COVERAGE SERVICE AGREEMENT

TOYOTA FINANCIAL SERVICES

Customer Information

First Name	Middle Initial	Last Name
MARY		DRIVER

Mailing Address: [redacted]
E-mail Address: [redacted]
City, State, ZIP Code: [redacted]
Phone Number: [redacted]

Vehicle Information

Vehicle Identification Number (VIN): [redacted]
Make: NISSAN
Model: SENTRA
Year: 2015

Odometer Mileage	Vehicle Purchase Date	Vehicle Type	Finance Type
65385	03/05/18	☐ New ☒ Used ☐ Certified ☐ Demo	☒ Finance ☐ Lease ☐ Cash

Lienholder/Lessor

Name: TOYOTA MOTOR CREDIT CORPORATION
Mailing Address: PO BOX 105386
City, State, ZIP Code: ATLANTA GA 30348

Selling Dealer Information

Dealer Name: CENTENNIAL TOYOTA
Mailing Address: 6551 CENTENNIAL CENTER BL
City, State, ZIP Code: LAS VEGAS NV 89149
Dealer Number: 27022

Agreement Information

Coverage

- ☐ Platinum
  - Tire & Wheel
- ☐ Platinum Plus
  - Tire & Wheel
  - Paintless Dent Repair
  - Windshield Repair
- ☐ Platinum with Key
  - Tire & Wheel
  - Key Replacement
- ☒ Platinum Plus with Key
  - Tire & Wheel
  - Paintless Dent Repair
  - Windshield Repair
  - Key Replacement

Term: 60 ~~24~~ Months

Agreement Purchase Price: $ ~~2440.00~~ 795.00

THE PURCHASE OF THIS AGREEMENT IS OPTIONAL AND NOT REQUIRED IN ORDER TO PURCHASE, LEASE OR OBTAIN FINANCING FOR A MOTOR VEHICLE. THIS AGREEMENT IS NOT AN INSURANCE CONTRACT. THIS IS NOT AN AUTOMOBILE LIABILITY OR PHYSICAL DAMAGE INSURANCE POLICY. SEE IMPORTANT TERMS AND CONDITIONS ON THE FOLLOWING PAGES OF THIS AGREEMENT.

Customer ("You") whose signature appears below, acknowledges that the information contained above is, to the best of Your knowledge, true. YOU HAVE READ THE TERMS AND CONDITIONS CONTAINED HEREIN AND YOU UNDERSTAND AND AGREE TO ALL OF THE PROVISIONS HEREIN. This Agreement is between the Obligor (as defined herein) and You.

Agreement Purchase Date	Customer Signature	Dealer Signature
03/05/18	Name: DRIVER, MARY ANN	Name: BROWN, JOSHUA

Customer Acknowledgements

MD **Prohibited Commercial Purpose Notice:** By initialing this box, You acknowledge that this Agreement does not provide coverage if the Vehicle is used for any Prohibited Commercial Purpose as defined in Section II of this Agreement. If You purchase this Agreement and We determine that the Vehicle is excluded from coverage, We will deny any claims You may submit and terminate this Agreement as described in Section VIII.

MD **Master Key Acknowledgment:** By initialing this box, You acknowledge that (1) You agree to purchase the Key Replacement Coverage as described in this Agreement, and (2) You received, or have in your possession, two (2) Master Keys on the Agreement Purchase Date. Further, You acknowledge and understand that You are not eligible for Key Replacement Coverage if You did not receive two (2) Master Keys on the Agreement Purchase Date and that a valet key does not qualify as a Master Key.

MD **Nevada Customers Only:** By initialing this box, You acknowledge that Section VII of this Agreement contains an Arbitration Provision, that You have read and understand the Arbitration Provision section and affirmatively agree to the terms contained therein.

[ ] **Washington Residents Only:** By initialing this box, You acknowledge that You have read, understand and agree to the terms and conditions of this Agreement. Additionally, You have reviewed with the Dealer the sections of this Agreement titled: III. GENERAL TERMS OF AGREEMENT/TERM, VI. GENERAL EXCLUSIONS, VIII. CANCELLATION PROCEDURES, and WASHINGTON SPECIFIC SECTION. 5. IMPLIED WARRANTY OF MERCHANTABILITY. In addition:

If You have purchased Platinum Coverage, You have further reviewed with the Dealer the sections of this Agreement titled IV. AGREEMENT COVERAGES subsections: A. TIRE & WHEEL COVERAGE (subsections A.1. through A.7.).

If You have purchased Platinum with Key Coverage, You have further reviewed with the Dealer the sections of the Agreement titled: IV. AGREEMENT COVERAGES subsections: A. TIRE & WHEEL COVERAGE (subsections A.1. through A.7.), D. KEY REPLACEMENT COVERAGE (subsections D.2. through D.4.).

If You have purchased Platinum Plus Coverage, You have further reviewed with the Dealer the sections of the Agreement titled IV. AGREEMENT COVERAGES subsections: A. TIRE & WHEEL COVERAGE (subsections A.1. through A.7.), B. PAINTLESS DENT REPAIR (PDR) COVERAGE (subsections B.1. through B.4.), C. WINDSHIELD REPAIR PROTECTION COVERAGE (subsections C.1. through C.4.).

If You have purchased Platinum Plus with Key Coverage, You have further reviewed with the Dealer the sections of the Agreement titled IV. AGREEMENT COVERAGES subsections: A. TIRE & WHEEL COVERAGE (subsections A.1. through A.7.), B. PAINTLESS DENT REPAIR (PDR) COVERAGE (subsections B.1. through B.4.), C. WINDSHIELD REPAIR PROTECTION COVERAGE (subsections C.1. through C.4.), D. KEY REPLACEMENT COVERAGE (subsections D.2. through D.4.).

THIS AGREEMENT PROVIDES TIRE REPLACEMENT COVERAGE. THIS AGREEMENT DOES NOT COVER TIRE REPAIR.

EXHIBIT C

CENTENNIAL TOYOTA
6551 CENTENNIAL CENTER BLVD.
LAS VEGAS, NV 89149
(702) 942-3800

CASH RECEIPT NO. 60832 *

3/5 20 18

RECEIVED FROM Mary Driver

Two Thousand Five Hundred Dollars 00/100 DOLLARS $ 2500 00

D# 301403 S# 480155

DETAIL	ACCOUNT	NOTE	HOW PAID
AMOUNT DUE			CASH
AMOUNT PAID	2500 00		CHECK
			CREDIT CARD ✓
BALANCE DUE			MONEY ORDER

Thank You

Down payment
$2500 credit card toyota down payment
$ 132 trade in Credit
$ 2632 total down payment

CENTENNIAL TOYOTA.
6551 CENTENNIAL CTR BLV
LAS VEGAS, NV 89149

03/05/2018 11:35:46
MID: XXXXXXXXXXX166 TID: XXXXX514

CREDIT CARD
VISA SALE

Card #	XXXXXXXXXXX8951
SEQ #:	2
Batch #:	347
INVOICE	301403
Approval Code:	001092
Entry Method:	Manual
Mode:	Online

SALE AMOUNT $2500.00

I agree to pay above total amount
according to card issuer agreement.
(Merchant agreement if Credit Voucher)

X Mary Ann Driver

MERCHANT COPY

EXHIBIT 'D'

Get 0% APR for 6 months

if paid in full on all dealership purchases of $199 or more, every time you spend $199 or more*

Summary of account activity

Account no. [redacted]

Previous balance	$0.00
Payments	0.00
Other credits	0.00
Purchases	2,500.00
Other debits	0.00
Fees charged	0.00
Interest charged	0.00
New balance	$2,500.00
Past due amount	0.00
Credit limit	$2,500.00
Available credit	$0.00
Statement closing date	03/24/2018
Days in billing cycle	35

Payment information

New balance	$2,500.00
Minimum payment due	$88.00
Payment due date	04/19/2018

Late payment warning:
If we do not receive your minimum payment by 04/19/2018 you may have to pay up to a $38.00 late fee.

Minimum payment warning: If you make only the minimum payment for each period, you will pay more in interest and it will take you longer to pay off your balances. For example:

If you make no additional charges using this card and each month you pay:	You will pay off the balance shown on the statement in about:	And you will end up paying an estimated total of:
Only the minimum payment	7 years	$4681
$105	3 years	$3794 (savings $887)

For information regarding credit counseling services, call 1-800-284-1706.

You must pay the balance $2,500.00 of your Plan 406-00001 in full by Sep 07, 2018 to avoid paying accrued interest charges.

Account Questions? Need to make a payment? Want to know how to go paperless? Visit ***comenity.net/toyotacreditcard*** or call 1-844-271-2712 (TDD/TTY 1-888-819-1918). Want to stay in the know with credit tips and news? Visit us at facebook.com/askcomenity or at twitter.com/askcomenity.

Your Toyota Credit Card Program

Don't forget to update your information by visiting comenity.net/toyotacreditcard so you don't miss out on exciting offers.	Get 0% APR for 6 months if paid in full on all dealership purchases of $199 or more, every time you spend $199 or more*	Go paperless! To enroll in paperless statement notifications visit comenity.net/toyotacreditcard.

Details of your transactions

TRANS DATE	TRANSACTION DESCRIPTION/LOCATION	AMOUNT
03/05/2018	CENTENNIAL TOYOTA LAS VEGAS NVUSA - Las Vegas-NV	2,500.00

Fees

Total fees charged for this period	**$0.00**

Interest charged

Interest charge on purchases	**$0.00**
Total interest for this period	**$0.00**

2018 totals year to date	
Total fees charged in 2018	$0.00
Total interest charged in 2018	$0.00

EXHIBIT 'E'

NOTICE: See reverse side for important information.

Wells Fargo Dealer Services

WELLS FARGO

March 23, 2018

A3DAALDTR8 000039

MARY DRIVER

[redacted]

Subject: Account# [redacted]

Dear Valued Customer:

We are writing in regard to your recent purchase of a **2015 NISSAN Sentra**. In connection with this purchase, you entered into a Retail Installment Contract, dated **March 05, 2018**, which was assigned to Wells Fargo Dealer Services. Upon review of the documentation from **CENTENNIAL TOYOTA**, we are informing you that your Annual Percentage Rate (APR) has been corrected and reduced as follows:

New APR	**6.29%**
New monthly payment	**$204.99**
New finance charge	**$2,523.78**
Total number of payments (unchanged)	**72**
Amount financed (unchanged)	**$12,235.50**

Your **new Total of Payments** is **$14,759.28**. The **new Total Sale Price** (total cost of your purchase on credit) is the **Total of Payments** plus the amount of your total down payment.

Except as expressly modified by this letter, all other terms of the contract remain unchanged and in full force and effect.

This does not require further action on your part. Please keep this information for your personal records.

If you have any questions, please call us at 1-800-289-8004, Monday - Friday, 5:00 a.m. to 7:00 p.m. Pacific Time. We accept telecommunications relay service calls.

Thank you. We appreciate your business.

Wells Fargo Dealer Services

A3DAALDTR8 000039 NNNNNNNNN NNN NNN 001 001 000043 20733236.1

EXHIBIT 'F'

(Page 1 Of 3)

OF/LTR-417 (11/2/15)
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WELLS FARGO

March 23, 2018

A3WFLCDTUN 002882

MARY A DRIVER

[redacted]

Subject: Your new Wells Fargo Dealer Services loan

Dear MARY A DRIVER:

We would like to welcome you to Wells Fargo Dealer Services and congratulate you on your recent purchase of a motor vehicle at CENTENNIAL TOYOTA. Following your purchase, we took assignment of financing your loan.

We will send you a detailed statement each month, which will include your loan and payment information. You can also access your account information 24/7 through eServices on our website at **wellsfargodealerservices.com**. With eServices, you can take advantage of payment and self-service options, plus you can enroll in eStatements, email notifications, and the Automatic Loan Payment (ALP) program. In addition, you can find information about fees and other charges on eServices as well as on the back of your monthly statement.

For your reference, we are providing the following information about your loan:

- **Account number:** [redacted]
- **Payment amount:** $204.99
- **First payment due date:** April 19, 2018
- Please remember to make your payment as agreed in the contract to avoid any applicable late charges. If you would like to mail your payment to us, remember to include the coupon at the bottom of your billing statement. **Do not send cash.** Additional payment options are listed on the reverse side of this letter. Mail your payment to:

  Wells Fargo Dealer Services
  PO Box 17900
  Denver, CO 80217-0900

Contact us

Wells Fargo Dealer Services
1-800-289-8004

Monday - Friday
5:00 a.m. to 7:00 p.m. Pacific Time
7:00 a.m. to 9:00 p.m. Central Time
8:00 a.m. to 10:00 p.m. Eastern Time

Saturday
6:00 a.m. to 12:00 p.m. Pacific Time
8:00 a.m. to 2:00 p.m. Central Time
9:00 a.m. to 3:00 p.m. Eastern Time

24-hour self service
1-800-289-8004
wellsfargodealerservices.com

A3WFLCDTUN 002882 12NNNNNNNN NNN NNN 001 002 0057555 20732882

(Continued on next page)

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EXHIBIT 'F'

Wells Fargo Dealer Services
For Return Mail Only
PO Box 25341
Santa Ana, CA 92799-5341

A3CLSTDTSD 016024
#BWNJZXC
#1201 8032 7033 6342#
MARY A DRIVER
[redacted]

Account Statement

Statement date	03/27/18
Account number	8882479293
Vehicle	2015 Nissan Sentra FE+
Interest rate	6.290%
Monthly payment	$204.99
Maturity date	03/19/24
Daily interest	$2.11
Payoff as of 03/28/18	‡$12,284.00

‡ This payoff quote is valid provided no additional transactions are posted to your account. Please include the daily interest amount of $2.11 for each additional day after 03/28/18 and call us for payoff instructions.

Please see reverse side for important information regarding your account.

Payment summary

Payment due date	**04/19/18**
Current payment due	$204.99
After 04/30/18, a late charge may apply.	
Total amount due	**$204.99**

Activity since your last statement on 03/22/18

Date	Description	Amount
	No transactions since your last statement	

Customer Service

Telephone
1-800-289-8004
We accept telecommunications relay service calls.

Hours of operation

Monday – Friday	Saturday
5:00 a.m. – 7:00 p.m. Pacific Time	6:00 a.m. – 12:00 p.m. Pacific Time

Online
wellsfargodealerservices.com

Payments
Wells Fargo Dealer Services
PO Box 51963
Los Angeles, CA 90051-6263

Correspondence
Wells Fargo Dealer Services
MAC T9017-026
PO Box 168048
Irving, TX 75016-8048

A3CLSTDTSD 016024 1NNNNNNNN NNN NNN 001 001 032051 20736029.1

Manage your account online with eServices

Desktop, tablet, or mobile device – you'll enjoy the same online experience

- Make a payment on your loan
- Enroll in the Automatic Loan Payment program
- Register for eStatements
- View payment history
- Request a payoff quote
- And more...

wellsfargodealerservices.com

3042379-011 11/17

The total interest paid on your loan in 2017 was $0.00. Please consult your tax advisor regarding whether your interest is deductible in accordance with the Internal Revenue Service tax code.

Enroll in eStatements on wellsfargodealerservices.com. View, download, and print up to 12 months of statements online.

EXHIBIT 'F'
(Page 3 of 3)

CLV001607

Wells Fargo Dealer Services

WELLS FARGO

6/25/2018

MARY A DRIVER
[redacted]

Account number [redacted]
Collateral: 2015 NISSAN SENTRA
Past due amount: $644.97
Payment deadline: 7/5/2018

Notice of Default and Requirement of Strict Compliance

Dear MARY A DRIVER, :

Notice is hereby given that you are in default under the terms and conditions of your retail installment contract or loan agreement ("Agreement") with Wells Fargo Bank, N.A. DBA Wells Fargo Dealer Services. Our records show you have failed and refused to pay the full monthly installment of $ 204.99 due and payable on the 19TH day of each month for the month of APRIL through the present. The Past due amount set forth above must be paid to Wells Fargo Dealer Services by the Payment deadline set forth above. If you do not pay this amount, Wells Fargo Dealer Services will declare all unpaid sums immediately due and payable and repossess the collateral subject to state law without any further notice to you by Wells Fargo Dealer Services.

☐ If this box is checked, Wells Fargo Dealer Services is informed and believes that you are also in default by failing to keep the above referenced collateral insured as required by your Agreement with Wells Fargo Dealer Services. Demand is thus made that you immediately transmit to Wells Fargo Dealer Services written proof of insurance. Said proof of insurance must conform to your agreement with Wells Fargo Dealer Services and must provide lien holders' coverage in favor of Wells Fargo Dealer Services.

WELLS FARGO DEALER SERVICES MAY HAVE ACCEPTED LATE PAYMENTS IN THE PAST WITHOUT STRICTLY ENFORCING THE AGREEMENT. YOU ARE HEREBY NOTIFIED THAT GOING FORWARD WELLS FARGO DEALER SERVICES REQUIRES STRICT COMPLIANCE WITH ALL OF THE TERMS OF THIS LETTER AND OF THE CREDIT AGREEMENT WITH WELLS FARGO DEALER SERVICES. IF YOU FAIL TO STRICTLY COMPLY WITH THE AGREEMENT FROM THIS DATE FORWARD, WELLS FARGO DEALER SERVICES WILL ENFORCE THE AGREEMENT. ENFORCEMENT MAY INCLUDE REPOSSESSION OF THE ABOVE-REFERENCED COLLATERAL. IN THE EVENT OF YOUR CONTINUED DEFAULT, WELLS FARGO DEALER SERVICES WILL ALSO TAKE ALL APPROPRIATE ACTION, INCLUDING BUT NOT LIMITED TO LEGAL ACTION AGAINST YOU FOR ANY AMOUNTS DUE AND PAYABLE BY YOU UNDER THE TERMS OF THE AGREEMENT, ATTORNEY'S FEES, COSTS AND OTHER CHARGES AND FEES ALLOWED BY THE AGREEMENT AND NEVADA LAW. THE RECEIPT AND COLLECTION BY WELLS FARGO DEALER SERVICES OF ANY PARTIAL PAYMENT SHOULD NOT BE CONSTRUED BY YOU TO BE AND SHALL NOT BE A WAIVER OF THE TERMS AND CONDITIONS OF THIS LETTER, WHICH REQUIRES FULL PAYMENT OF THE PAST DUE AMOUNT AND ANY AMOUNTS THAT HAVE BECOME DUE BEFORE THE PAYMENT DEADLINE.

If you pay the Past due amount, together with any other installments which may become due prior to the Payment deadline, and provide proof of insurance (if applicable), Wells Fargo Dealer Services will not take the actions described in this letter. All sums should be made payable to Wells Fargo Dealer Services and mailed to PO Box 17900, Denver, CO 80217-0900 (or you can send overnight delivery to Lockbox Services 17900,Wells Fargo Dealer Services, 1740 Broadway St – LL2, Denver, CO 80274).

If you have questions, please call 1-800-289-8004, Monday-Friday, 5:00 a.m. to 7:00 p.m., Pacific Time.

Thank you.

Sincerely,

Wells Fargo Dealer Services

NOTICE: If you are entitled to protection under the United States Bankruptcy Code, then please be advised that this communication is made for informational purposes only and we will not attempt to collect, assess, or recover a claim in violation of the Bankruptcy Code.

EXHIBIT 'G'

(Page 4 Of 6)

OF/NV-12 (11/04/15)

WELLS FARGO

Wells Fargo Dealer Services
Office of the President
PO Box 168071
Irving, TX 75016
Fax 1-844-505-6406
wellsfargodealerservices.com

July 11, 2018

Mary A. Driver
[redacted]

Subject: Response to your concerns for your account ending in 9293

Consumer Financial Protection Bureau Case Number: 180610-3226343

Dear Mary A. Driver:

Thank you for giving us the opportunity to review your concern with Wells Fargo Dealer Services (WFDS). We are writing in response to the concerns that we received on your behalf from the Consumer Financial Protection Bureau. In order to complete our research, we need some additional information, which you can find outlined below.

About your concerns

We received a concern on your behalf that was submitted to the Consumer Financial Protection Bureau by Brad Bradley. The concern was related to the opening and the terms of your loan. Mr. Bradley expressed concern that you had purchased a 10 year lease for a 2015 Nissan Sentra priced at $19,488.00. In addition, Mr. Bradley stated that the monthly payment was one-third of your income and that the dealership utilized poor judgement in their business practices when selling you the vehicle. Our research shows that you purchased a 2015 Nissan Sentra for a 72 month (6 year term) with a monthly payment of $204.99. The original balance of the loan was $12,235.50 with a contract amount of $14,759.28. The application shows that your income is $4,200.00 per month. On behalf of Wells Fargo Dealer Services, we personally would like to extend our apologies for any service you received that did not meet your expectations from Centennial Toyota. As the lender, Wells Fargo is not present during the negotiation process, and unfortunately we do not have direct knowledge of all the circumstances during this process. We appreciate the opportunity to address your concerns related to your concerns with our business partner, and apologize that the exchange left you feeling less than a valued customer. Attached, please find a copy of your Retail Installment Contract for your review.

Please contact us

As discussed during our conversation on June 15, 2018, you requested that Wells Fargo Dealer Services not contact you and that you would call back giving us authorization to speak to a third party regarding your concerns. We would like to be of service and thoroughly review your concern. In order to achieve this, please contact us and provide us with verbal authorization to discuss your concern with a third party. You may also provide us with a written Letter of Authorization that would allow Wells Fargo Dealer Services to discuss concerns about this account with a third party. We apologize for any inconvenience this may cause; however, without your authorization, we can't release account-specific information to third parties. Please contact us at the number below to provide the verbal authorization or complete the attached Authorization to Release Account Information and return it to us as indicated. Once we receive the completed and signed form, we will be happy to help you further.

(continued on next page)

EXHIBIT 'G'

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INFORMATION YOU SHOULD KNOW (CONTINUED)

SUMMARY OF YOUR U.S.BANK RELATIONSHIP

This section reflects the total balances for all accounts on this statement.

Deposit Accounts	*Account Number*		*Balance*	*Page*
U.S. Bank Platinum Checking	[redacted]	$	873.00	2
	Total Deposit Balances	**$**	**873.00**	

Lines of Credit	*Account Number*		*Balance*	*Page*
Reserve Line	[redacted]	$	0.00	3
	Total Line of Credit Balances	**$**	**0.00**	

U.S. BANK PLATINUM CHECKING

Member FDIC

U.S. Bank National Association

Account Number 1-537-5783-7809

Account Summary

Beginning Balance on Apr 14	$	80.00	Number of Days in Statement Period	31
Deposits / Credits		953.00	Customer Segment	Senior
Other Withdrawals		160.00-		
Ending Balance on May 14, 2018	**$**	**873.00**		

Overdraft Protection

The following account(s) are linked to your checking account for Overdraft Protection. The account(s) are listed in the order that they would be used to transfer funds to your checking account if the available account balance is negative. If you wish to make changes to your Overdraft Protection account order; log in to your account at usbank.com, visit your local U.S. Bank branch or call U.S. Bank 24-Hour Banking at the number listed above.

1st Position: Reserve Line account ending in 7809

Deposits / Credits

Date	*Description of Transaction*		*Ref Number*		*Amount*
May 3	Federal Benefit Deposit REF=181200126682890N00	From SSA TREAS 310 XXSOC SEC 9031736026 5654A S		$	953.00
			Total Deposits / Credits	**$**	**953.00**

Other Withdrawals

Date	*Description of Transaction*	*Ref Number*		*Amount*
May 7	Customer Withdrawal	8150741928	$	160.00-
		Total Other Withdrawals	**$**	**160.00-**

Balance Summary

Date	*Ending Balance*	*Date*	*Ending Balance*
May 3	1,033.00	May 7	873.00

Balances only appear for days reflecting change.

EXHIBIT 'H'

Our Strength comes from. . Knowledge Faith, Education & Pride

December 24, 2018

CAROLYN GOODMAN
CITY OF LAS VEGAS STATE OF NV
OFFICE OF THE MAYOR
495 South Main Street
Las Vegas, NV 89101

Honorable Mayor, Carolyn Goodman:

Mary Ann Driver, a Nevadan Senior Citizen/Resident and I want to personally "Thank-You" for your assistance and intervention in resolving a recent inquiry/fraud complaint about **Wells Fargo Bank (WFB), Wells Fargo Dealer Services (WFDS),** and **Centennial Toyota of Las Vegas (CTLV)**.

Given the facts presented, the responses and replies provided by all interested parties, and the exposed business practices exhibited by WFB, WFDS, and CTLV coupled with your advocacy on our behalf, the matter was officially resolved on September 5, 2018 with all previous credit card arrangements canceled since October/November 2018. Furthermore, all auto, service, and coverage agreements were rescinded, the 2015 Nissan Sentra returned to the Lender, and equivalent compensation proffered to Mary Ann Driver from CTLV with no further legal/civil matters forthcoming. Please consider this matter closed!

Now that My Mother has peace-of-mind, WE can finally focus on securing healthcare assistance for her degenerative symptoms brought on by early Alzheimer's Disease. And Again, thank-you for your assistance and support on our behalf.

At this special time of Acknowledgement, Sharing, and Caring, we wish you and your Family a Safe, Happy, and Joyous Holiday Season by enclosing a Holiday GIF of Peace, Joy and Happiness.

https://farm9.staticflickr.com/8467/8082244545_ea3fd74cd7_o.gif

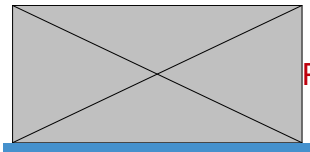
Respectfully,

Bradley,
Son of Mary Ann Driver
[redacted]

Mary Ann Driver Contact Info:
[redacted]

From the Desk of Mr. Bradley [redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 1/17/2017 9:38:20 AM
Subject: [Marketing Mail] Congress Passes 1st Step To Repeal ACA



PUBLIC POLICY

EXPLORE WHAT'S INSIDE LEXIS PRACTICE ADVISOR®

Check out the topics we cover; the forms we offer; and where our practical guidance will take you.

Tuesday, January 17, 2017

TOP NEWS

Congress Passes 1st Step To Repeal ACA

Congress passed the bill that would frame the repeal of the Affordable Care Act on Friday, after the House voted through a measure that would let Republicans undo President Barack Obama's signature health care law down the road without any Democratic votes.

Analysis

Outgoing FTC Chief Leaves Tough Merger Review Legacy

During nearly four years at the helm of the Federal Trade Commission, outgoing Chairwoman Edith Ramirez built a reputation for being unafraid to go to court to tackle anti-competitive mergers, leaving a string of high-profile wins in her wake.

Longtime US Atty Expected To Be DOJ Second-In-Command

U.S. Attorney Rod Rosenstein of Maryland, one of a few Senate-confirmed federal prosecutors to have served under both Republican and Democratic administrations, is a frontrunner to become deputy attorney general, a source familiar with the transition said Friday.

Analysis

Russia Bombshells Leave Sanctions Bar Guessing

With President Barack Obama taking one final strike at Russia for its purported tampering in the U.S. election and President-elect Donald Trump facing a slew of explosive allegations of Moscow-related impropriety, sanctions attorneys have been left grasping at straws regarding what comes next in the two countries' fractious relationship.

Analysis

Political Differences May Be The Death Of Estate Tax Repeal

As plans for a revamp of the tax code get underway in Congress, critical differences among President-elect Donald Trump, the GOP and the Democrats on whether to repeal the estate tax and what to replace it with could end up leaving the current law unchanged.

Trump Attacks Intelligence Agencies Over Russia Reports

President-elect Donald Trump continued to spar with the U.S. intelligence community on Friday, claiming recent reports alleging that Russia holds compromising information on him were likely publicly leaked by an intelligence

LAW FIRMS

Akin Gump
Alston & Bird
Arnold & Porter Kaye Scholer
Axinn Veltrop
Baker Botts
Bartlit Beck
Bracewell
Choate
Consovoy McCarthy
Constangy Brooks
Covington & Burling
Crowell & Moring
Dechert
Deutsch Kerrigan
Dewey & LeBoeuf
Earthjustice
Epstein Becker Green
Fish & Richardson
Gibson Dunn
Goodwin
Greenberg Traurig
Harris Finley
Hogan Lovells
Hopping Green
Hunton & Williams
Jackson Lewis
Jenner & Block
Jones Day
K&L Gates
Kazmarek Mowrey
Kemp Smith
Kirkland & Ellis

agency.

Congress Paves Way For Trump Defense Secretary Pick

President-elect Donald Trump's pick for the U.S. Department of Defense has a clear path to his approval after a House vote on Friday that removes a block on retired U.S. Marine Corps Gen. James Mattis serving as the head of the Pentagon.

Trump Picks Giuliani As Cybersecurity Adviser

President-elect Donald Trump announced Thursday that he has tapped former New York City mayor and Greenberg Traurig LLP cybersecurity practice leader Rudy Giuliani as an adviser, saying Giuliani will provide advice on cybersecurity matters and serve as a liaison with industry.

Analysis

High Court To Weigh Murky Crime-Of-Violence Definition

The U.S. Supreme Court will hear arguments Tuesday in an immigration dispute over whether part of the definition for a "crime of violence" is unconstitutionally vague, and experts say the case could both remove a deportation tool and open the door for future challenges to criminal provisions in immigration law.

BANKING & SECURITIES

Senate Dems Want Foreclosure Victims To Challenge Mnuchin

Senate Democrats on Friday asked that outside witnesses be allowed to testify at confirmation hearings for Treasury Secretary nominee Steven T. Mnuchin, including witnesses who say they were victims of allegedly shoddy foreclosure practices at a bank where Mnuchin served as chairman.

Cost-Benefit Bill Frees Industry By Tying SEC Down

The bill passed Thursday in the U.S. House of Representatives requiring the U.S. Securities and Exchange Commission to perform a cost-benefit analysis on regulation could help the agency "drain the swamp" of burdensome regulation, experts said, but may bog SEC staff down in regulatory review and expensive litigation at the cost of investor protection.

ENERGY & ENVIRONMENTAL

Analysis

Energy-Related Confirmation Hearings: What To Watch For

Energy policy takes center stage on Capitol Hill starting Tuesday when the U.S. Senate begins confirmation hearings for President-elect Donald J. Trump's nominees for secretaries of Energy and the Interior and for administrator of the U.S. Environmental Protection Agency. Here's a glimpse of what to expect in each hearing.

High Court To Review 6th Circ.'s Water Rule Jurisdiction

The U.S. Supreme Court on Friday agreed to review the Sixth Circuit's finding that it has jurisdiction to hear challenges to the U.S. Environmental Protection Agency and Army Corps of Engineers' controversial Clean Water Rule.

In Quick Move, EPA Sets Fuel Standards Before Inauguration

In an action taken just days before Donald Trump is sworn in as the next president, the U.S. Environmental Protection Agency finalized rules Thursday that will maintain heightened greenhouse gas emissions standards for 2022 through 2025 model year cars and light trucks.

EPA Denies Bids To Reconsider Or Stay Clean Power Plan

The U.S. Environmental Protection Agency on Friday denied dozens of administrative petitions to reconsider or delay its controversial Clean Power Plan, and defended the plan as a moderate, reasonable way to achieve emissions

Latham & Watkins
Levine Sullivan
Mayer Brown
McDermott Will
Mintz Levin
Morgan Lewis
Morvillo LLP
O'Connell & Aronowitz
Ogletree Deakins
Orrick Herrington
Pillsbury Winthrop
Proskauer Rose
Quinn Emanuel
Robinson Miller
Ropes & Gray
Seward & Kissel
Seyfarth Shaw
Shegerian & Associates
Skadden
Sonosky Chambers
Squire Patton Boggs
Sullivan & Cromwell
Sutherland Asbill
The Spiggle Law Firm
Thompson & Knight
Troutman Sanders
Venable LLP
Vinson & Elkins
Volkov Law Group LLC
Weil Gotshal
Williams & Connolly
WilmerHale
Zelle LLP
Zuckerman Spaeder

COMPANIES

A&E Television Networks LLC
AT&T Inc.
Allergan PLC
Alliance of Automobile Manufacturers
Amazon.com Inc.
Ameren Corporation
American Bar Association
American Cable Association
American Farm Bureau Federation
American Insurance Association
American Petroleum Institute Inc.
American Road & Transportation Builders Association
American Seed Trade Association

reductions that could help mitigate climate change impact.

EPA Proposes Risk-Based Chemical Evaluation System

The U.S. Environmental Protection Agency on Friday proposed a system for identifying chemicals as either high- or low-priority risks, a move that further implements Congress' recent changes to the Toxic Substances Control Act.

RFS Targets Impossible In 'Real World,' Fuel Groups Say

Petroleum industry groups told the D.C. Circuit on Thursday that the statutory volumes set for the U.S. Environmental Protection Agency's Renewable Fuel Standard program aren't possible in the "real world," asking the appeals court to back the agency's view of its authority to break with Congress' timetable for incrementally replacing conventional fuels with renewables.

Feds Urge 6th Circ. To Shut Down Clean Water Rule Foes

The U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers on Friday urged the Sixth Circuit to uphold the controversial Clean Water Rule against the onslaught of industry challengers, states, environmental groups and municipalities that dragged them to court over the rule.

4 Ex-NJ Govs Urge Pinelands Board To Reject Pipeline

Four former New Jersey governors on Thursday voiced their opposition to a proposed natural gas pipeline that would traverse 21.6 miles of the environmentally sensitive Pinelands region, telling the agency set to vote on the project that it contravenes the preservation goal for the area.

HEALTH & LIFE SCIENCES

FDA Floats New Oversight Plan On Lab Tests

The U.S. Food and Drug Administration on Friday sketched out a gentler vision for oversight of lab tests that have proliferated rapidly in recent years, two months after the agency shied away from stronger regulation.

Analysis

Deal Makers Buoyed After JPMorgan Forum Despite Clouds

Deals lawyers say they emerged from JPMorgan's annual health care conference energized for an uptick in activity — in stark contrast to last year's gloomier vibe — despite the uncertainty that looms regarding the fate of Obamacare and the Trump administration's drug pricing policies.

IP & TECHNOLOGY

DOJ, FTC Refresh IP Antitrust Licensing Guidelines

The U.S. Department of Justice and Federal Trade Commission released on Friday updated antitrust guidelines for the licensing of intellectual property, taking into account recent U.S. Supreme Court decisions and changes to copyright and patent terms.

MEDIA & ENTERTAINMENT

NY Says Daily Fantasy Law Was Passed Constitutionally

The New York attorney general's office has moved to toss a lawsuit that challenges legislation regulating daily fantasy sports in the state as an unconstitutional gambling expansion, saying the Legislature rationally exercised its authority in passing the law.

TRANSPORTATION & INFRASTRUCTURE

American Soybean Association
Apple Inc.
British Bankers' Association
BuzzFeed Inc.
CTIA
Center for Biological Diversity Inc.
Cephalon, Inc.
Chevron Corporation
College Athletes Players Association
ConAgra Foods, Inc.
Consumer Federation of America
Craig Tribal Association
DraftKings Inc.
E. I. du Pont de Nemours and Company (DuPont)
ESPN Inc.
Exxon Mobil Corporation
Facebook
FanDuel Inc.
Financial Industry Regulatory Authority Inc.
Fox Entertainment Group
GNC Corporation
Genesco Inc.
Goldman Sachs Group Inc.
Google Inc.
Herbalife Ltd.
IDT Corporation
Illinois Tool Works Inc.
Immigrant Legal Resource Center
Ipsen SA
Kirkland's, Inc.
Lyft Inc.
Major League Baseball Inc.
MasterCard Incorporated
Merrimack Pharmaceuticals Inc.
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Association of Home Builders
National Association of Insurance Commissioners
National Association of Manufacturers
National Association of Realtors
National Cattlemen's Beef Association
National Corn Growers Association
National Federation of Independent Business
National Mining Association

DOT Approves Safety Rules For Hazardous Liquid Pipelines

The U.S. Department of Transportation signed off on new regulations governing the safety and upkeep of onshore hazardous liquid pipelines Friday, fulfilling an obligation under a law passed in June 2016 aimed at strengthening rules around the transportation of energy.

Calif. Agency Ditches Taxi Co.'s Attack On Ride-Hail Rules

A California federal judge on Thursday tossed a San Francisco taxi company's equal protection suit alleging the California Public Utilities Commission's regulation of Uber and similar companies gives them an unfair advantage over traditional taxi companies, ruling ride-hailing services are not "de facto taxi companies."

INSURANCE

US, EU Complete Agreement On Insurance Regulation

U.S. and European Union officials said Friday they have completed a bilateral agreement designed to place their insurers and reinsurers on equal footing by eliminating duplicative regulations and axing collateral requirements for EU reinsurers doing business in the U.S., among other measures.

EMPLOYMENT

Analysis

Obama's Biggest Employment Policy Hits And Misses

When President Barack Obama exits the Oval Office for the last time, he will leave behind a pro-employee legacy that includes greater workplace inclusion and notable progress in fighting wage discrimination, but his administration didn't accomplish all of its goals. Here, Law360 looks at five of the Obama administration's most notable labor and employment accomplishments and missteps, and how his initiatives may fare under the new administration.

OSHA Releases Guidance For Anti-Retaliation Programs

The Occupational Safety and Health Administration released a list of guidelines Friday advising employers on how they can effectively implement anti-retaliation programs and help workers feel more comfortable with pointing out potential safety violations.

DOL Taking Block Of Persuader Rule To 5th Circ.

The Department of Labor is appealing a November decision permanently blocking a controversial rule requiring businesses that ask for advice on responding to union campaigns to report when they do so, according to an appeal notice filed Thursday with a Texas federal court.

COMPETITION

FTC Chairwoman Ramirez To Step Down

Federal Trade Commission Chairwoman Edith Ramirez said Friday she would resign from the competition and consumer protection watchdog effective Feb. 10 as President-elect Donald Trump prepares to take office next week.

DOJ, FTC Update Int'l Antitrust Enforcement Guidelines

The U.S. Department of Justice and the Federal Trade Commission on Friday announced updates to a 22-year-old set of guidelines for international enforcement of U.S. antitrust laws, which shed new light on how federal agencies cooperate with their foreign counterparts during investigations.

INTERNATIONAL TRADE

National Stone, Sand and Gravel Association
National Wildlife Federation
Natural Resources Defense Council
New York City Bar Association
Office Depot Inc.
OneWest Bank Group LLC
Pacific Legal Foundation
Paramount Pictures Corp.
Penguin Group Inc.
Pfizer Inc.
PhRMA
Philadelphia Newspapers LLC
Planned Parenthood Federation
Quiznos
SYSCO Corporation
Sierra Club
Southern Environmental Law Center
Staples Inc.
Time Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
U.S. Foods Inc.
Valero Energy Corp.
Vascular Solutions Inc.
Verizon Communications
Volkswagen
Wal-Mart Stores Inc.
Wells Fargo & Co.
Westar Energy, Inc.
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Environmental Protection Agency
California Public Utilities Commission
Central Command
Congressional Budget Office
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission

Ag Groups Press Trump On Cuba As Lawmakers Push Trade

More than 100 agriculture and other commerce groups on Friday urged President-elect Donald Trump to forge ahead with President Barack Obama's efforts to normalize trade with Cuba as a group of bipartisan Congress members co-sponsored a bill earlier this week to lift a decades-old embargo on the island nation.

Obama Relaxes Sudan Sanctions After Positive Reforms

President Barack Obama on Friday signed an executive order that recognizes a marked reduction in offensive military activity by the government of Sudan against its own people and lifts some sanctions against the African nation, after 20 years of hostile relations between Sudan and the United States.

TAX

Manufacturer Group OK'd To Fight IRS Anti-Inversion Rule

Despite objections from the IRS, the National Association of Manufacturers got the green light from a Texas federal judge Thursday to fight a recent anti-inversion rule and argue that the agency violated its legal obligations to solicit public comments.

IMMIGRATION

DHS Issues Final Rule To Help Int'l Entrepreneurs Stay In US

The Department of Homeland Security has released a final rule that enables entrepreneurs to seek temporary permission to be in the country, known as parole, if they can prove their proposed business would promote the public interest.

House Chairs Agree On Path To DHS Reform

The chairs of committees in the U.S. House of Representatives that oversee the Department of Homeland Security have reached an agreement to begin work overhauling the agency, which has not been reauthorized since its formation in 2002, according to a statement Thursday from the House Homeland Security Committee.

Immigration Bill Roundup: Extending Work Protection, Fence

Members of the 115th Congress introduced immigration-related bills in the past week that included measures to temporarily allow young unauthorized immigrants to work in the U.S. and authorize federal officials to continue building a physical barrier on the nation's southern border.

NATIVE AMERICAN

DOI OKs First New Alaska Tribal Trust Land In Decades

The U.S. Department of the Interior said on Friday that it will take a parcel of land into trust for the federally recognized Craig Tribal Association in Alaska, marking the first land-into-trust action for a tribe in the state since the agency changed a rule that had blocked such acquisitions.

TELECOMMUNICATIONS

Wheeler Asks 'Where's The Fire?' On Nixing Net Neutrality

Federal Communications Commission Chairman Tom Wheeler lodged a final defense of his FCC's Open Internet Order that set net neutrality rules in his last speech Friday, calling for new leaders not to rush to overturn an order that also provides the basis for privacy rules for internet service providers.

AT&T Lobbies FCC Republican On Privacy Rules, Other Plans

Representatives for AT&T have renewed their arguments at the Federal

Federal Trade Commission
Financial Conduct Authority
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Highway Traffic Safety Administration
National Institute of Standards and Technology
New York State Gaming Commission
Occupational Safety and Health Administration
Office of Federal Contract Compliance Programs
Pipeline and Hazardous Materials Safety Administration
Privacy & Civil Liberties Oversight Board
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Agency for International Development
U.S. Army
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Marine Corps
U.S. Senate
U.S. Supreme Court
United Nations
Wage and Hour Division

Communications Commission on business data services, privacy rules for broadband providers and other key issues, checking in on the status of key proceedings with the office of the agency's senior Republican commissioner, Ajit Pai.

Cable Group Pushes FCC's Pai On Broadband Deployment

The American Cable Association has registered its views on the bidding process for funds to expand broadband in rural areas with the office of senior Republican Federal Communications Commissioner Ajit Pai, recommending a method that maximizes provider participation.

EXPERT ANALYSIS

EPA's New Risk Management Rule Is Here ... For Now

After the 2013 explosion at a fertilizer facility in Texas, President Obama signed an executive order requiring federal agencies to identify improvements to risk management practices. In response, the U.S. Environmental Protection Agency has just published a final rule amending its Risk Management Program regulations. But changes to the Congressional Review Act could affect the rule's future, says Michael Reer of Harris Finley & Bogle PC.

What Trump High Court Candidates Say About 1st Amendment

As media advocates, we wondered how President-elect Donald Trump's soon-to-be-announced U.S. Supreme Court nominee might react to Trump's vow to shred the hard-won protections now embedded in the law of libel. We found that none of the opinions from judges on his shortlist hint at any inclination to depart from these established rules, say Gayle Sproul and Max Mishkin of Levine Sullivan Koch & Schulz LLP.

Health Care Enforcement Review And 2017 Outlook: Part 1

Over the past year, clear trends have emerged in the U.S. Food and Drug Administration's enforcement activities. In part one of this four-part series, attorneys at Mintz Levin Cohn Ferris Glovsky and Popeo PC examine key 2016 government policies, regulations and enforcement actions in this area, and the likely impact of these trends on enforcement in 2017.

In Congress: More Confirmation Hearings

Democrats will have a difficult time actually defeating any of President-elect Trump's cabinet nominations because of a change they made to the Senate rules to end the filibuster for executive branch nominations. Their goal is not really to defeat the nominees but to draw stark differences early on in the new administration, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

Dabbing Into The Financial Side Of Marijuana

Both the U.S. Department of Justice and the Financial Crimes Enforcement Network have provided guidance for brokers and firms doing business with the cannabis industry, concerning how to avoid prosecution for violating the law. However, even 100 percent compliance does not guarantee total safety from investigation, says Neda Ghomeshi of Hunter Taubman Fischer & Li LLC.

LEGAL INDUSTRY

How Jed Rakoff, One-Man Circuit Split, Saved Bharara's Bacon

BigLaw and the federal bench turned out in force Friday to witness history's first attempt to transform U.S. District Judge Jed Rakoff's West Coast end-run around the Second Circuit's Newman insider trading decision into the stuff of legend.

Dewey's Zach Warren Freed Of Charges Over Firm's Collapse

Zachary Warren, the sole low-level Dewey & LeBoeuf LLP staffer to fight criminal charges over alleged accounting fraud at the now-defunct law firm, on Friday was released early from the terms of a deferred prosecution agreement, and the

indictment against him was dismissed.

Dewey Execs Trying To Mislead Jury, Prosecutors Say

The Manhattan district attorney's office pushed back Friday at requests by attorneys for two former Dewey & LeBoeuf LLP executives for wide latitude in their cross-examination of the star cooperating witness in the upcoming retrial over alleged accounting fraud at the defunct law firm, saying the defense aims to mislead the upcoming jury.

GC Cheat Sheet: The Hottest Corporate News Of The Week

A popular cybersecurity framework heads for an update, the Chamber of Commerce fights a new workplace injury record-keeping rule, and the House of Representatives takes aim at judicial deference to regulators' legal interpretations. These stories top the corporate legal news you may have missed this past week.

McDermott Wins Army Concession For Sikhs' Religious Garb

An eight-year "hearts and minds" pro bono campaign led by McDermott Will & Emery LLP recently swayed the U.S. Army to allow Sikhs to serve in the military with beards, long hair and turbans.

3rd Circ. To Make Oral Argument Videos Public

The Third Circuit announced Friday that it will begin posting video recordings of certain oral arguments to its website this month, becoming the second federal appeals court to make videos of oral arguments publicly available.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

My Strangest Day In Court: When The Witness Died

Just before walking into court to begin jury selection, I learned from the case agent that a key witness had been found dead over the weekend. During the trial, it was not easy to keep the murdered witness out of my mind, especially with the defendant icily staring at me every time I got up to speak, recalls Tom Melsheimer of Fish & Richardson PC.

JOBS

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Riverkeeper, Inc.
Ossining, New York

LAW FIRMS
Baker Botts
Bracewell
Greenberg Traurig
Mayer Brown
WilmerHale
Arnold & Porter Kaye Scholer
Covington & Burling
Crowell & Moring
Dechert
Dewey & LeBoeuf
Epstein Becker Green
Gibson Dunn
Jones Day
Morgan Lewis

Orrick Herrington
Quinn Emanuel
Ropes & Gray
Seyfarth Shaw
Skadden
Sullivan & Cromwell
Akin Gump
Alston & Bird
Axinn Veltrop
Bartlit Beck
Choate
Consovoy McCarthy
Constangy Brooks
Deutsch Kerrigan
Earthjustice
Fish & Richardson
Goodwin
Harris Finley
Hogan Lovells
Hopping Green
Hunton & Williams
Jackson Lewis
Jenner & Block
K&L Gates
Kazmarek Mowrey
Kemp Smith
Kirkland & Ellis
Latham & Watkins
Levine Sullivan
McDermott Will
Mintz Levin
Morvillo LLP
O'Connell & Aronowitz
Ogletree Deakins
Pillsbury Winthrop
Proskauer Rose
Robinson Miller
Seward & Kissel
Shegerian & Associates
Sonosky Chambers
Squire Patton Boggs
Sutherland Asbill
The Spiggle Law Firm
Thompson & Knight
Troutman Sanders
Venable LLP
Vinson & Elkins
Volkov Law Group LLC
Weil Gotshal
Williams & Connolly
Zelle LLP
Zuckerman Spaeder

COMPANIES

National Association of Manufacturers
U.S. Chamber of Commerce
AT&T Inc.
American Cable Association
American Farm Bureau Federation
American Petroleum Institute Inc.
Cephalon, Inc.
Chevron Corporation
E. I. du Pont de Nemours and Company (DuPont)
National Association of Home Builders
Office Depot Inc.
SYSCO Corporation
Sierra Club
Staples Inc.
U.S. Foods Inc.
A&E Television Networks LLC
Allergan PLC
Alliance of Automobile Manufacturers
Amazon.com Inc.
Ameren Corporation
American Bar Association
American Insurance Association
American Road & Transportation Builders Association
American Seed Trade Association
American Soybean Association
Apple Inc.
British Bankers' Association
BuzzFeed Inc.
CTIA
Center for Biological Diversity Inc.
College Athletes Players Association
ConAgra Foods, Inc.
Consumer Federation of America
Craig Tribal Association
DraftKings Inc.
ESPN Inc.
Exxon Mobil Corporation
Facebook
FanDuel Inc.
Financial Industry Regulatory Authority Inc.
Fox Entertainment Group
GNC Corporation
Genesco Inc.
Goldman Sachs Group Inc.
Google Inc.
Herbalife Ltd.
IDT Corporation
Illinois Tool Works Inc.
Immigrant Legal Resource Center
Ipsen SA

Kirkland's, Inc.
Lyft Inc.
Major League Baseball Inc.
MasterCard Incorporated
Merrimack Pharmaceuticals Inc.
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Association of Insurance Commissioners
National Association of Realtors
National Cattlemen's Beef Association
National Corn Growers Association
National Federation of Independent Business
National Mining Association
National Stone, Sand and Gravel Association
National Wildlife Federation
Natural Resources Defense Council
New York City Bar Association
OneWest Bank Group LLC
Pacific Legal Foundation
Paramount Pictures Corp.
Penguin Group Inc.
Pfizer Inc.
PhRMA
Philadelphia Newspapers LLC
Planned Parenthood Federation
Quiznos
Southern Environmental Law Center
Time Inc.
Turner Broadcasting System Inc.
Twitter Inc.
Valero Energy Corp.
Vascular Solutions Inc.
Verizon Communications
Volkswagen
Wal-Mart Stores Inc.
Wells Fargo & Co.
Westar Energy, Inc.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Environmental Protection Agency
Federal Trade Commission
U.S. House of Representatives
Federal Communications Commission
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Interior
Army Corps of Engineers
Bureau of Citizenship and Immigration Services

Equal Employment Opportunity Commission
Executive Office of the President
Food and Drug Administration
Occupational Safety and Health Administration
U.S. Army
U.S. Department of Defense
U.S. Department of Labor
U.S. Senate
Bureau of Indian Affairs
California Environmental Protection Agency
California Public Utilities Commission
Central Command
Congressional Budget Office
Department of Commerce
European Commission
Financial Conduct Authority
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Government Accountability Office
Internal Revenue Service
National Highway Traffic Safety Administration
National Institute of Standards and Technology
New York State Gaming Commission
Office of Federal Contract Compliance Programs
Pipeline and Hazardous Materials Safety Administration
Privacy & Civil Liberties Oversight Board
Texas Attorney General's Office
U.S. Agency for International Development
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Transportation
U.S. Marine Corps
United Nations
Wage and Hour Division

JOBS
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Law360 | Portfolio Media, Inc, 111 West 19th Street, 5th Floor, New York, NY 10011

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 5/16/2018 11:53:11 AM
Subject: Balance billing for OON practices: Manage denials with effective appeals

Ted Burton

1-866-458-2965
customerservice@audioeom

Dear colleague,

Frustrated by **under-reimbursement, claims denials**, and **failed appeals letters**? Many revenue recovery strategies that worked for out-of-network (OON) providers in the past are no longer effective today. The climate has changed and so must you.

It's no secrét that it is becoming more difficult to recover what is owed in a reasonable amount of time. Across the nation, practices and facilities are struggling to keep up. To thrive in this environment, you need to learn how to do more with less – **reduce denials, manage appeals and recover lost revenue**. We think it's about time you learned what the insurers don't want you know: how to push back and fíght for what's owed.

Join us for this live audio conference "**Balance Billing for OON Practices: Manage Denials with Effective Appeals**" with industry veteran **Thomas J. Force, Esq.** on **Thursday, May 17, 2018** at **1 pm ET** to **improve your revenue cyclé workflow**. Get a comprehensive overview of what an OON provider needs to be doing, now, to earn proper reimbursement—including best practices to address fraud audits, recoupment by insurers, and balance billing challenges**.** Plus, Force will equip you to **defend against deníed and under-reimbursed claims** by improving your appeals letters. You will díscover fíeld-tested techniques, best practice tools and resources to help your practice effectively appeal claims- and improve your bottom line. Force will walk you through what it takes nowadays to excel at revenue recovery. From denial prevention to stronger appeals, he's going to share inside techniques and strategies to help your organization recover more revenue in a shorter amount of time.

This session will provide you practical advice on how to **prevent, manage and appeal deníed claims**. You'll learn the five best tools that you should be using to prevent denials from happening. You'll learn how to strengthen a case by holding health plans accountable using state and federal law. You'll also learn how to approach denial management overall and what to include to create a strong appeal letter.

After attending this session, you'll be prepared to optimize your collections with effective, proven recovery techniques. Read more.

Session Highlights

This session will cover useful topics, such as:

- Effective strategies for revenue recovery, collections, and appeals
- How to use ERISA to hold insurers accountable to get claims paid
- How to leverage small claims count to collect what you are owed
- How to generate more revenue on the out of network
- Effective OON work flow
- Balance billing for OON practices

- ERISA rules and regulations
- Best practices to reduce fraud audits
- Strategies to address recoupments by insurers

Session Agenda

This session will cover:

- Industry overview
    - Denials by the numbers
    - In-network vs. out-of-network
    - Tools for denial prevention
- Effective appeals and denial resolution
    - Insurer's legal obligation: ERISA vs. state laws
    - The appeals process: State plans vs. self-funded plans
    - Denial resolution under ERISA
    - Strategy #1 - Low payment appeals
    - Strategy #2 - Uncovered service
    - Strategy #3 - Medical necessity
- Overpayment and recoupment defénse
    - Types of recoupment, overpayment and recoupment laws
    - Preparing your defénse and follow-up
    - Strategy #4 - Recoupment
- Summary and discussion
    - Identify, manage, monitor and prevent
    - Key takeaways
    - Best practices
- And more!

Get answers to your questions in the Q&A directly from the speaker.

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Looking forward to your participation here.

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To: Christine Kramar[clkramar@LasVegasNevada.GOV]; Evan Walsh[evan@afanlv.org]; Steven Ross[sross@LasVegasNevada.GOV]
Cc: Jana L. Bruner[jlbruner@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Tue 3/22/2016 8:15:32 PM
Subject: RE: Attendance Request for AIDS Walk 2016

Thank you so much. I have been at all the UNLV walks for the past 5 years and just have a conflict for this one at Town Center.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Christine Kramar
Sent: Tuesday, March 22, 2016 10:03 AM
To: Evan Walsh; Steven Ross
Cc: Jana L. Bruner; Carolyn G. Goodman
Subject: RE: Attendance Request for AIDS Walk 2016

Wonderful! Mayor Pro Tem Ross had a great time at the event last year. This year he would like to make special mention of the sponsors who make the event possible.

Christine Kramar
Special Assistant to Mayor Pro Tem Steve Ross
(702) 229-6154
CLKramar@LasVegasNevada.gov

Christine Kramar
Special Assistant to
Councilman Ross

City of Las Vegas
Office of the City Council, Ward 6
City Hall, 495 S. Main St.
Las Vegas, NV 89101

Phone | (702) 229-6154
Fax | (702) 464-2662
TTY | 7-1-1

clkramar@lasvegasnevada.gov
www.lasvegasnevada.gov

From: Evan Walsh [mailto:evan@afanlv.org]
Sent: Tuesday, March 22, 2016 9:54 AM
To: Steven Ross
Cc: Christine Kramar; Jana L. Bruner; Carolyn G. Goodman
Subject: RE: Attendance Request for AIDS Walk 2016

Thank you so much for confirming Mayor Pro Tem Steven Ross's attendance. 2 weeks prior to the walk I will be sending out a detailed email about the day's activities.

We do ask all of our distinguished guest to arrive at 9am as we will be introducing them on stage at 9:05am.

Best regards,

Evan Walsh | Development Director
1120 Almond Tree Lane, Las Vegas, NV 89104
T: 702.383.8081 | **F:** 702.366.1609 | **C:** 702.848.0789
E-mail: Evan@afanlv.org | www.afanlv.org

Mailing Address:
Aid for AIDS of Nevada
3540 W Sahara Ave E6, #329
Las Vegas, NV 89102

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From: Steven Ross [mailto:sross@LasVegasNevada.GOV]
Sent: Monday, March 21, 2016 5:38 PM
To: Evan Walsh
Cc: Christine Kramar; Jana L. Bruner; Carolyn G. Goodman
Subject: Re: Attendance Request for AIDS Walk 2016

Evan,

I would be delighted to be there, thank you for the invitation! I will get it on my calendar ASAP!

Steven D. Ross
Mayor Pro Tem
Councilman Ward 6
495 S. Main St.
Las Vegas, Nevada 89101
O-702-229-6154
C-702-375-6467
Councilman-Sross@LasVegasNevada.gov
Twitter.com/SteveRossLV
Facebook.com/SteveRossforLV

On Mar 21, 2016, at 9:53 AM, Evan Walsh <evan@afanlv.org> wrote:

Good Afternoon,

We would be thrilled and honored to have Mayor Pro Tem Steven Ross help us kick-off our 26th Annual AIDS Walk Las Vegas on Sunday, April 17th at Town Square! We had over 6,000 walkers last year and are hoping for even more of the Senator's adoring constituents to support us this year. The schedule of events is as follows:

8:00am- Registration Begins
8:30am- Opening Ceremony on the Main Stage
Walk start time- 10am

If available, we would request the Mayor Pro Tem arrive by 8:50am so that he can welcome the walkers to AIDS Walk Las Vegas 2016 as part of the opening ceremony.

Also if a proclamation or declaration will be presented

Thank you so much for your time and consideration. If you have any questions please do not hesitate to reach out. We look forward to hearing from you!

Best regards,

Evan Walsh | Development Director
1120 Almond Tree Lane, Las Vegas, NV 89104
T: 702.383.8081 | **F:** 702.366.1609 | **C:** 702.848.0789
E-mail: Evan@afanlv.org| www.afanlv.org

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 12/13/2018 7:30:32 PM
Subject: Are Trump Emergency Powers Ripe For Abuse?

A vast array of obscure presidential powers, spanning everything from the military to criminal law, are ripe for abuse. They need to be re-examined.

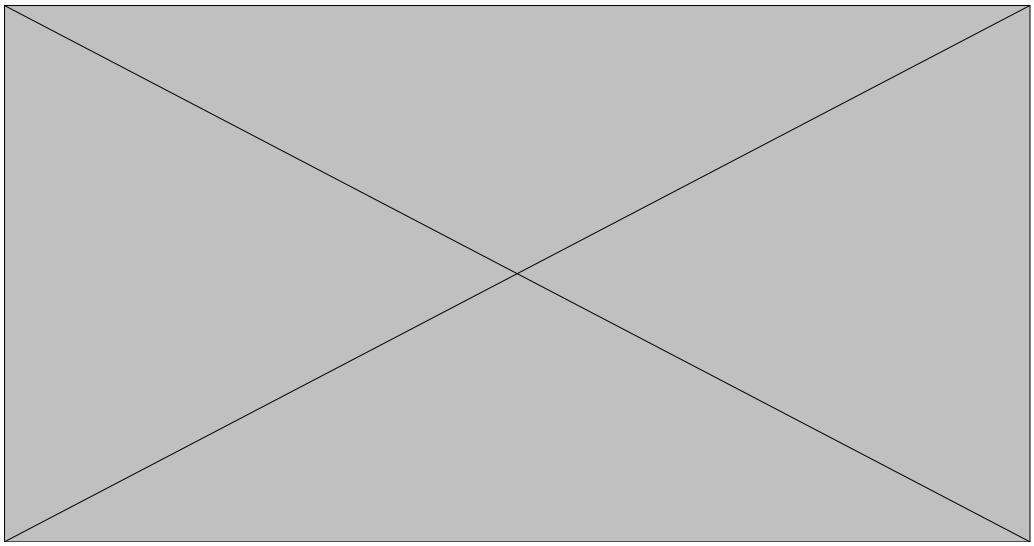
Things the President Could Do If He Declares a State of Emergency

Elizabeth Goitein

Many who see Trump as a threat to democracy hope laws and constitutional limits will hold him in check. But there are over a 100 emergency powers available to the president, a Brennan Center analysis reveals — and many are ripe for abuse.

Bipartisan Criminal Justice Reform Bill to Get Senate Vote

The Senate **will vote** on a sweeping criminal justice reform bill before the end of the year, Majority Leader Mitch McConnell announced this week. The bill, known as the FIRST STEP Act, would improve prison conditions and shorten some unnecessarily long sentences, moving us closer to ending mass incarceration.



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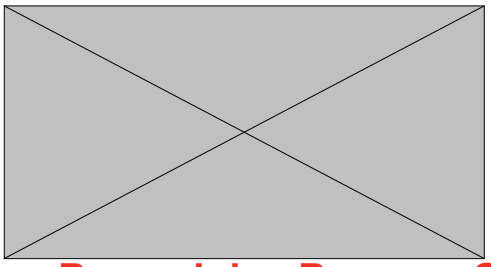
North Carolina's Election Fiasco Is About Voter Suppression, Not Fraud

Kevin Morris, Myrna Perez

Introducing



Spencer Boyer Joins Brennan Center as Washington Director

DEFEND DEMOCRACY

Power Grabs in Wisconsin and Michigan Undermine Democracy

Inim Lau

The Brennan Center is proud to announce that Spencer Boyer is joining us as the director of our Washington office. In that capacity, he will lead the Brennan Center's advocacy in Washington and build partnerships with allies and thought leaders to advance substantive policy change on a national level.

The Brennan Center for Justice at NYU School of Law is a nonpartisan law and policy institute that works to reform, revitalize — and when necessary defend — our country's systems of democracy and justice.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Ullman
Sent: Wed 3/7/2018 4:53:59 PM
Subject: RE: 3rd Street / FSE

Scott did call me, thank you. And thank you for all of this, really. I can't imagine how challenging it is to navigate all of the interests. I'm very appreciative of what you do.

Jonathan

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Wednesday, March 7, 2018 8:51 AM
To: Jonathan Ullman <jullman@themobmuseum.org>
Subject: [WARN] RE: 3rd Street / FSE

Good meeting yesterday afternoon re: 3rd street/FSE, and Scott should have called you as to where we are. Fingers are crossed in hopes we've got it done.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Jonathan Ullman [mailto:jullman@themobmuseum.org]
Sent: Tuesday, March 6, 2018 2:15 PM
To: Bob Stoldal [redacted] Cathy Tull (ctull@lvcva.com) <ctull@lvcva.com>; Chris Kaempfer (ckaempfer@kcnvlaw.com) <ckaempfer@kcnvlaw.com>; Clint Holmes ([redacted]>; Craig Galati (cgalati@lgainc.com) <cgalati@lgainc.com>; Ed Koijane (edward.koijane@ey.com) <edward.koijane@ey.com>; JB Batiste (audry@precisewealth.com) <audry@precisewealth.com>; Jeff Silver (jsilver@dickinson-wright.com) <jsilver@dickinson-wright.com>; Jerry Epstein (jerry@engagednation.com) <jerry@engagednation.com>; Jim Germain [redacted]>; John Mowbray (jmowbray@fclaw.com) <jmowbray@fclaw.com>; Kara Kelley (kara@karajkelley.com) <kara@karajkelley.com>; Mayor Carolyn G. Goodman [redacted]>; Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; Mayor Oscar Goodman (ogoodman@lvcva.com) <ogoodman@lvcva.com>; Mike Green [redacted] Nancy Rapoport (nancy.rapoport@unlv.edu) <nancy.rapoport@unlv.edu>; Paul Camacho (paul.camacho@stationcasinos.com) <paul.camacho@stationcasinos.com>; Rob Dondero (rob.dondero@rrpartners.com) <rob.dondero@rrpartners.com>; Senator Richard Bryan (rbryan@fclaw.com) <rbryan@fclaw.com>; Steve Martinez (stevmartin@mgmresorts.com) <stevmartin@mgmresorts.com>; Ted Quirk (quirkt@gtlaw.com) <quirkt@gtlaw.com>; Valerie Murzl (valerie.murzl@stationcasinos.com) <valerie.murzl@stationcasinos.com>
Subject: 3rd Street / FSE

Members of the Board,

An update and request for guidance regarding the issue of 3rd Street between Ogden and Fremont. My apologies for the long email…..and if this is an area that you feel you could provide more assistance with, I would very much like to arrange for a call tomorrow.

You will recall our discussion at the December meeting during which time I shared the attached letter. In January, I reached out to Scott Adams again, making him aware of poor conditions on the street and asking for an update on the City/FSE negotiations. Scott replied that the City's position was that the City would "take back the street from the alley to Ogden." He indicated that there might be pushback from Boyd Gaming; and, if that proved to be the case, he would apprise me.

I again contacted Scott for an update two weeks ago and we arranged to speak last Monday. At that time, the City's position had evolved as a result of pressure from Boyd. Scott informed me that they were prepared to leave the lease of the street with FSE intact, and would instead add language in the agreement with respect to the operating conditions. In my opinion, it is not

problematic to leave the lease "as is", provided that there are strong guidelines for how the space must be maintained. I also conveyed this concern to the Mayor in a meeting with her last Wednesday.

All communications with the City suggest that Boyd Gaming is the key challenge on the FSE side. To that end, the Mayor told me that she would speak with Bill Boyd. (Mayor continues to be extremely supportive.) Rob has also helped set up a meeting with Steve Thompson, EVP of Boyd Gaming, for later this month. Unfortunately, I do not believe we have much time at our disposal.

While there is some talk of a two week delay, it appears that City staff is planning to put the funding agreement for the FSE canopy refresh on the City Council agenda for March 21st. While City staff has expressed the intention to include operating parameters in the funding agreement, the FSE is trying to keep that in a separate MOU. Additionally, the operating language that FSE is advocating for is not strong enough to satisfy our needs for a truly appealing pedestrian thoroughfare. I was shown the language this morning, though I do not have it in a form I can forward.

There has been a flurry of conversations today between and among the City, FSE, CIM, and the Museum. In particular, I joined a meeting with Councilman Seroka and Patrick Hughes, CEO of the FSE. I also spoke again with the Mayor, who continues to try to help. Mark Brandenburg, FSE Chairman, also contacted me. The position that I have articulated is that we are completely supportive of the funding for the FSE refresh – it is essential. But, we need assurances that 3rd Street will be properly maintained, open and attractive. We need specific language to address this that can withstand changes in management. And, it needs to be tied to the funding agreement – otherwise the City will lose any leverage it has to impose these parameters.

Mark and I agreed that I would send the FSE a list of provisions that we would like included in the agreement. I would like to provide that and, hopefully, work this out amicably. However, it seems that we need to concurrently seek support of each member of City Council such that they not move forward to funding the FSE refresh without addressing our concerns on 3rd Street.

Please feel free to share any thoughts.

Thanks you,

Jonathan

Jonathan Ullman
Executive Director & CEO

Office: 702.724.8636
Direct: 702.229.5358
jullman@themobmuseum.org
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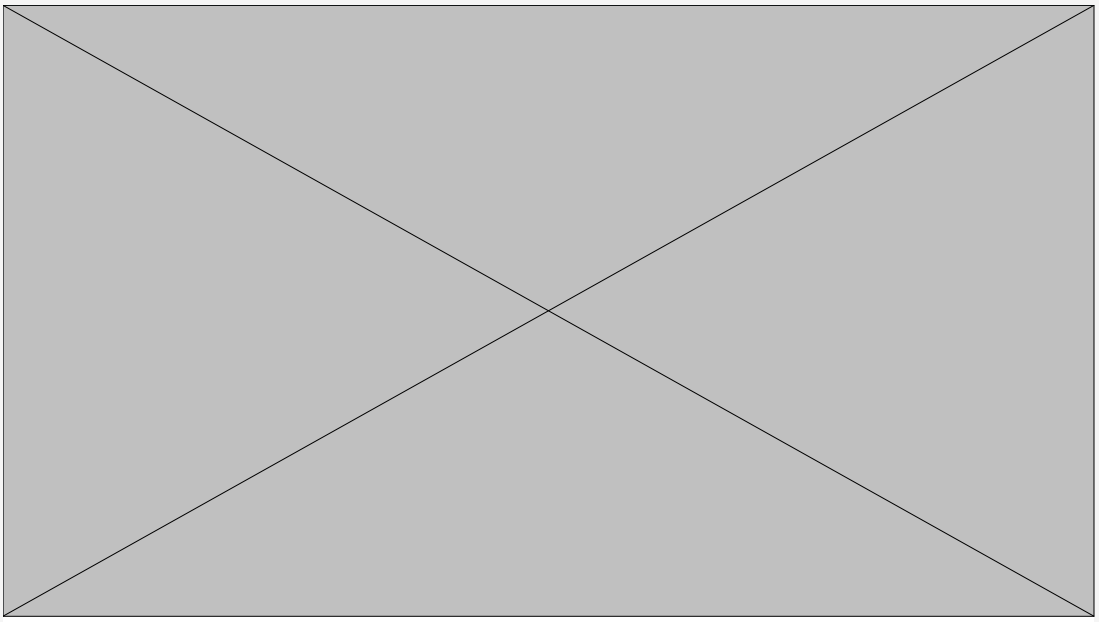
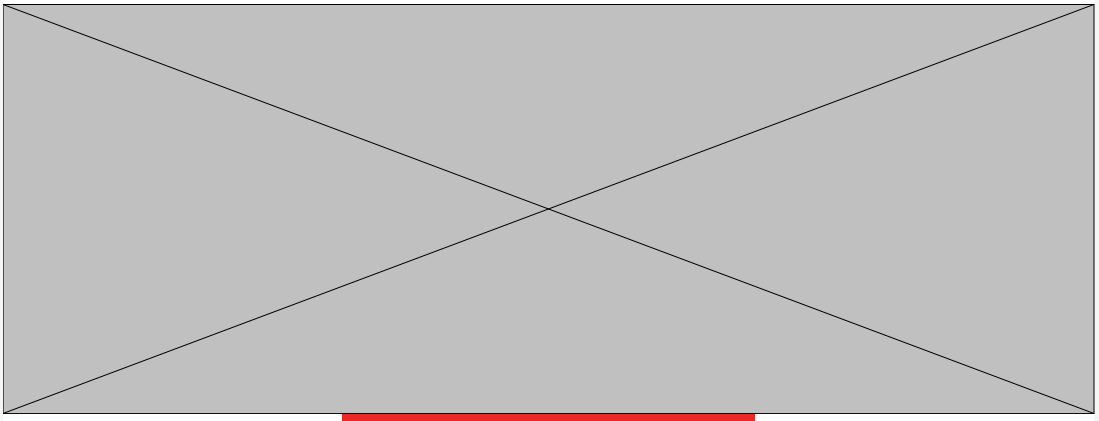
ExchangeDefender Message Security: Check Authenticity

ExchangeDefender Message Security: Check Authenticity

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: WebProNews
Sent: Thur 10/8/2015 3:41:35 PM
Subject: [Newsletter] [Marketing Mail] EMV is Here...Guess What Else is Coming



Lurking in the wake of the EMV rollout is a wave of card-not-present (CNP) fraud, which is expected to more than **DOUBLE in the next 2 years**. The October 1st deadline has passed, but it isn't too late for you to get a head start on getting the right tools in place to protect your business from the blowback of EMV.



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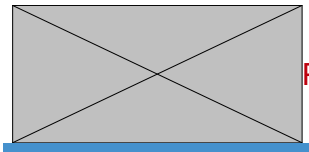
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 6/13/2018 7:52:52 AM
Subject: AT&T, Time Warner Merger Cleared, DOJ Warned Against Stay



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Wednesday, June 13, 2018

TOP NEWS

AT&T, Time Warner Merger Cleared, DOJ Warned Against Stay

AT&T can complete its $85 billion purchase of Time Warner in a major transformation of the pay-TV landscape, a D.C. federal judge ruled Tuesday, rejecting U.S. Department of Justice efforts to block the merger and warning that blocking it pending appeal would be an "injustice." Read more »

The Big Picture: DOJ Fails To Halt AT&T's Time Warner Deal

A D.C. federal judge has rejected the U.S. Department of Justice's arguments that AT&T's planned purchase of Time Warner would hurt competition and drive up consumer costs, dealing a major blow to the government's first court challenge of a vertical merger in decades. Here, Law360 looks at how we got here, the key issues and highlights of the case. Read more »

Defense Bill Stymied By Trade, Military Authority Riders

Disputes over trade and other policy amendments have snarled the path forward for the sweeping $715 billion defense authorization bill in the Senate this week, as senators engaged in procedural struggles over which of them would be able to add to the legislation. Read more »

FERC Commissioners Deny Necessity Of Coal, Nuke Bailout

Federal Energy Regulatory Commission members said Tuesday that there are no current national security-related grid threats that warrant propping up struggling coal and nuclear power plants, a position that puts them at odds with the Trump administration and its calls for such a bailout. Read more »

EU Lawmakers Call For End To 'Privacy Shield' Pact By Sept.

A top European parliamentary committee called on officials to suspend the trans-Atlantic Privacy Shield data transfer pact unless the U.S. is able to fully meet its data protection obligations by September, saying that recent revelations about Facebook's privacy practices exacerbated prior concerns with the deal. Read more »

Interview

EU Will Continue Fight For Digital Tax, Moscovici Says

The European Union will continue its efforts to tax the world's largest digital companies despite key countries' reservations about the proposal and concerns that it could hurt the EU's competitiveness, the European Commission's top tax official,

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Pierre Moscovici, said in an exclusive interview with Law360. Read more »

DC Circ. Backs FERC Changes To PJM Grid Payment Plan

The D.C. Circuit on Tuesday affirmed Federal Energy Regulatory Commission orders modifying how regional grid operator PJM Interconnection pays participants in its wholesale electricity markets for helping relieve congestion on the grid, rebuffing pleas from challengers including state utility regulators from New Jersey and Delaware to second-guess FERC's reasoning. Read more »

Judge Denies Bid By CFPB, Groups To Stay Payday Rule

A Texas federal judge ruled Tuesday that he won't stay the compliance date of the Consumer Financial Protection Bureau's so-called payday lending rule, but will stay a lawsuit brought against the agency by two payday lender trade groups challenging the rule. Read more »

BANKING & SECURITIES

Reg A+ Is Becoming A Popular Path To Pursue ICOs

More companies are preparing initial coin offerings by using the so-called Reg A+ exemption, a streamlined initial public offering often dubbed a "mini-IPO," though such campaigns face regulatory hurdles and other obstacles, capital-raising experts said at various talks Tuesday in New York. Read more »

ENERGY & ENVIRONMENTAL

Blackfeet's $471M Water Deal Inches Toward Finish Line

The Blackfeet Nation and the U.S. Department of the Interior nudged closer Tuesday to the finish line of a deal that will resolve decades of litigation over Blackfeet water rights and provide the tribe with $471 million from the federal government and the state of Montana. Read more »

Enviros Say Calif. County Rule Removes Oil And Gas Scrutiny

A coalition of environmental advocates have appealed a California state court's decision to uphold a Kern County ordinance they say fast-tracks oil and gas permitting, arguing the outcome allows wells to be drilled without first going through a proper environmental review. Read more »

Sens. Accuse DOI Of Delaying, Politicizing Federal Grants

A group of 12 mostly Democratic senators on Tuesday accused the U.S. Department of the Interior of dragging its feet on issuing federal grants and questioned whether it was politicizing the process for reviewing them. Read more »

Bill To Pay Landowners For Fracking Ban Heads To Pa. Senate

A Pennsylvania Senate committee gave its approval on Tuesday to a bill that would treat a proposed permanent ban on hydraulic fracturing in the Delaware River basin as an act of eminent domain entitling landowners to compensation for lost opportunities to lease their properties for drilling. Read more »

HEALTH & LIFE SCIENCES

House Passes Policy Tweaks Targeting Opioid Abuse

The U.S. House of Representatives passed two dozen bills aimed at combating the opioid epidemic Tuesday, ranging from giving pharmacists more authority to refuse prescriptions to giving the National Institutes of Health more leeway in testing non-opioid pain treatments. Read more »

NIH Unveils Research Plans To Fight Opioid Crisis

Leaders at the National Institutes of Health on Tuesday announced how the agency plans to spend the extra $500 million it received from the U.S. Congress to fight the

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opioid crisis, saying it will focus on strengthening addiction and abuse treatment and improving pain management. Read more »

REAL ESTATE

NJ Town Loses Fight With Residents Over Zoning Ordinance

A New Jersey state appeals court has handed a victory to a group of Livingston Township residents over claims they were not personally notified about a municipal ordinance that permitted construction of a proposed assisted-living facility, reviving their lawsuit and declaring the ordinance invalid. Read more »

EMPLOYMENT

Feature

Kaepernick Looks To Up The Ante, Pull Trump Into Grievance

NFL quarterback Colin Kaepernick, who started a wave of player national anthem protests, is expected to try to compel U.S. President Donald Trump to testify in an ongoing labor grievance, a move some experts said strategically looks to turn the president's politicization of the issue to Kaepernick's advantage. Read more »

OSHA Enforcement Slipping Under Trump, Labor Org Says

Enforcement activities performed by the Occupational Safety and Health Administration have decreased since the start of the Trump administration and experienced an even bigger decline at the start of the 2018 fiscal year, a report released Tuesday by the National Employment Law Project said. Read more »

Watchdog Says DOL Is Stalling On OT, Fiduciary Rule Info

A government watchdog that last year sued the U.S. Department of Labor seeking records related to its overtime and fiduciary rules told a Washington, D.C., federal judge Monday that it's "concerned" the agency hasn't been as forthcoming about its record searches as it should be. Read more »

Interview

Partisan Potshots At NLRB Par For The Course, Ex-Chair Says

Although critics have accused the National Labor Relations Board of becoming overly politicized in recent years — and the board's stance on issues like the legality of class waivers has left businesses and worker advocates sharply divided — former NLRB Chair Philip Miscimarra told Law360 in an exclusive interview that the labor board isn't operating any differently than it has in the past. Read more »

COMPETITION

Antitrust Chief Defends Sticking To Consumer Welfare Focus

Shortly before a D.C. federal judge cleared AT&T's $85 billion merger with Time Warner, the U.S. Department of Justice's top antitrust official on Tuesday said in Washington, D.C., that consumer welfare will continue to be the cornerstone of DOJ antitrust enforcement, rejecting calls to expand the Antitrust Division's goals to include concerns over democratic market structures or other social benefits. Read more »

La. Real Estate Board Asks 5th Circ. For Stay On FTC Trial

The Louisiana Real Estate Appraisers Board has urged the Fifth Circuit to pause a Federal Trade Commission administrative trial challenging board regulations that control appraisal fees, arguing the appeals court should first decide on its immunity from federal antitrust laws to prevent "distraction" of state officials. Read more »

CYBERSECURITY & PRIVACY

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Employee Benefits Security Administration
Energy Information Administration

Analysis

Facebook Data Pacts Could Spur GDPR-Like Protections

The recent revelation that Facebook has allowed device makers including Apple, Samsung and Huawei broad access to user data raises fresh questions about the legal and ethical constraints on companies' data usage practices and could prompt a reckoning that would pull the U.S. closer to the tighter controls of the general data protection regulation currently in place in the European Union, attorneys say. Read more »

INTERNATIONAL TRADE

Analysis

N. Korea Summit Offers Distant Glimmer Of Sanctions Relief

President Donald Trump's historic summit with North Korean leader Kim Jong Un closed Tuesday with no changes to U.S. sanctions policy but likely cracked the door to the first bit of easing against the authoritarian regime in decades, while potentially opening a new front in the U.S. trade rift with China. Read more »

TAX

Tax Court Nominees Will Be Challenged By TCJA, Wyden Says

Judicial nominees for the U.S. Tax Court will face muddled statutes as they decide cases involving the federal tax overhaul legislation, Senate Finance Committee ranking member Ron Wyden, D-Ore., said during a confirmation hearing Tuesday, as the committee decides whether the U.S. Senate will consider nominations for both the Tax Court and the U.S. International Trade Commission. Read more »

BANKRUPTCY

Puerto Rico Investors Cry Foul Over Sales Tax Revenue Deal

Investors holding general obligation debt issued by Puerto Rico's government are pushing for tweaks to a pending settlement proposed to resolve a bitter fight between creditors over billions worth of sales tax collections, saying the currently proposed split is unacceptable. Read more »

IMMIGRATION

Analysis

Sessions' Asylum Ruling Highlights Immigrant Counsel Need

U.S. Attorney General Jeff Sessions' decision on Monday to narrow the circumstances under which members of particular "social groups" have grounds to seek asylum will give immigration judges license to deny petitions for relief point-blank, underscoring asylum seekers' need for legal representation, attorneys say. Read more »

Bill Would Limit Immigrant Family Separations Near Border

Senate Democrats have introduced a bill that would restrict the ability of immigration officers within 100 miles of any U.S. border from separating children from parents suspected of being in the United States without authorization, targeting what they say is an "unconscionable" new Trump administration policy. Read more »

TELECOMMUNICATIONS

Gov't Urges Caution On Security In Spectrum Balancing Act

As federal agencies work to clear valuable spectrum for shared use with wireless services and other emerging technologies, stakeholders must be mindful of each other's priorities and make sure national security is not undermined by new networks

European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
International Trade Commission
National Institutes of Health
National Labor Relations Board
National Telecommunications and Information Administration
New Jersey Board of Public Utilities
New Jersey Supreme Court
Occupational Safety and Health Administration
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Securities and Exchange Commission
Solicitors Regulation Authority
Susquehanna River Basin Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
Wage and Hour Division
World Trade Organization

that use the airwaves, panelists said at a Wednesday spectrum symposium in Washington, D.C. Read more »

FCC Designates New UK 'White Spaces' Database Manager

The Federal Communications Commission has designated a major domain name registry in the United Kingdom to run a database listing unused broadcast TV spectrum that identifies untapped wireless spectrum capable of transmitting broadband data, saying the company's technical expertise made it the right candidate for the job. Read more »

FCC's O'Rielly Says Apps May Justify Telecom Rule Rollback

Federal Communications Commission member Michael O'Rielly said Tuesday the agency should consider deregulating traditional telecoms to give them a chance to compete with the rise of unregulated messaging apps like Facebook Messenger and WhatsApp or ask lawmakers to give the FCC the power to impose rules on the popular services. Read more »

WHITE COLLAR

Boies Schiller Atty Sues FBI, DOJ Over McCabe Doc Requests

One of Andrew McCabe's attorneys at Boies Schiller Flexner LLP on Tuesday sued the FBI and the U.S. Department of Justice for allegedly holding out on a Freedom of Information Act request the lawyer says is essential for protecting and advancing the fired FBI deputy director's legal interests. Read more »

EXPERT ANALYSIS

Series

FLSA Turns 80: Causes Of Growth In Wage And Hour Cases

Since the turn of the 21st century, the number of Fair Labor Standards Act lawsuits filed in federal court has increased by more than 300 percent. A confluence of four key factors resulted in this explosion of wage and hour litigation, say Richard Alfred and Kyle Petersen of Seyfarth Shaw LLP. Read more »

Highway Trust Fund Is Out Of Gas — Time For Mileage Fees

Revenue from the federal gas tax — last increased in 1993 — continues to decline, leaving infrastructure critically underfunded. But pilot programs in multiple states have now proven that mileage-based road user fees can replenish the Highway Trust Fund and be implemented practically and fairly, say Joshua Andrews, Charles Stitt and Theodore Bristol of Faegre Baker Daniels Consulting. Read more »

Did CFPB Have Authority To Issue New Regs Under RESPA?

Following the swarm of recent requests for information issued by the "new" Consumer Financial Protection Bureau, I want to highlight one area where I think the agency went too far — namely, its extensive default servicing regulations under the Real Estate Settlement Procedures Act, says Laurence Platt of Mayer Brown LLP. Read more »

FDA Risk-Evaluation Guidance Unlikely To Help Generics

The U.S. Food and Drug Administration's new draft guidance intends to address abuse of risk evaluation mitigation strategies. However, unless legislation gives the FDA the ability to force cooperation, gamesmanship in REMS will continue to be a cost of doing business for drug manufacturers, say Gregory Asciolla and Matthew Perez of Labaton Sucharow LLP. Read more »

What To Know About Proposed Chemical Safety Reg Changes

Durable reform of existing regulations requires hard work. The U.S. Environmental Protection Agency's recently proposed revisions of a core Obama administration midnight rule — the Risk Management Plan program for certain chemical, refining and general manufacturing facilities — demonstrate how this work is done, say

attorneys with Hunton Andrews Kurth LLP. Read more »

Where Sports Bet Ruling Meets Federal Gambling Laws

While each state is now free to enact new laws legalizing sports betting, the U.S. Supreme Court's decision in Murphy v. NCAA does not displace a framework of federal gambling laws that were never intended to apply to a world where state-authorized sports betting is commonplace, say Scott Rader and Kelly Frey of Mintz Levin Cohn Ferris Glovsky and Popeo PC. Read more »

LEGAL INDUSTRY

2 Firms Catch Up To Cravath's Associate Pay Raise

Debevoise & Plimpton LLP and New York-based commercial litigation boutique law firm Holwell Shuster & Goldberg LLP on Tuesday announced they have adopted new associate pay scales and bonus structures that match the raises made public a day earlier by Cravath Swaine & Moore LLP. Read more »

Ex-Locke Lord Partner Faces Financial Fraud Charges In UK

A former banking partner at Locke Lord LLP will face two counts of fraud in an English court in July for allegedly inflicting financial losses on members of a multimillion-pound investment scheme, the Crown Prosecution Service told Law360 on Tuesday. Read more »

Guess Exec Resigns After Glaser Weil's Misconduct Inquiry

Guess? Inc. has announced that co-founder Paul Marciano has resigned as executive chairman of the lifestyle brand after Glaser Weil LLP found he exercised "poor judgment" when communicating with models and photographers, adding that he and the company agreed to settle five individuals' allegations of inappropriate conduct for $500,000. Read more »

Pro Bono Spotlight

McGuireWoods Secures $8M Award In Human Trafficking Case

A woman who spent virtually her entire life under the control of a cult that trafficked her from city to city and forced her to work without pay for a decade secured an almost $8 million judgment in Kansas federal court in May, thanks to the pro bono representation of McGuireWoods LLP. Read more »

ABA Revokes Accreditation From For-Profit Ariz. Law School

In what the American Bar Association says may be the first time an operating law school's accreditation approval has been involuntarily revoked, the organization announced last week that it is withdrawing its stamp of approval from for-profit Arizona Summit Law School and giving the school 10 days to appeal. Read more »

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Hunton Andrews Kurth
Irell & Manella
Jeffer Mangels
Jennings Strouss
Jones Day
Joseph Greenwald
Kasowitz Benson
Kirkland & Ellis
Klee Tuchin
Labaton Sucharow
Locke Lord
Mayer Brown
McGuireWoods
McNees
Milbank Tweed
Mintz Levin
Paul Weiss
Proskauer Rose
Rutan & Tucker
Selendy & Gay
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COMPANIES
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The DIRECTV Group, Inc.
Time Warner Inc.
Turner Broadcasting System Inc.
Twitter Inc.
Actelion Ltd.
American Bar Association
American Immigration Lawyers Association
American Intellectual Property Law Association
American Medical Association Inc.
American Municipal Power Inc.
American Society of Civil Engineers
Apotex Inc.
Association for Accessible Medicines
Assured Guaranty Ltd.
Bayer AG
BlackBerry Ltd.
Celgene Corporation
Center for Biological Diversity Inc.
Comcast Corporation
Community Financial Corp.
D. R. Horton Inc.
Epic Systems Corp.
FedEx Corporation
Federalist Society
Friedman LLP
Home Box Office Inc.
Indianapolis Colts
Instagram Inc.
Integrity Staffing Solutions
Kids in Need of Defense
Lannett Company, Inc
Lenovo Group Ltd.
Martha Stewart Living Omnimedia, Inc.
Monsanto Company
Murphy Oil Corporation
Murphy USA Inc.
NBCUniversal Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Employment Law Project
Old Dominion Electric Cooperative
PJM Interconnection LLC
Philadelphia Eagles
San Francisco 49ers
Sierra Club
TBS International Limited
Uber Technologies Inc.
Vivendi SA
Yahoo! Inc.
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
European Union
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Labor
Consumer Financial Protection Bureau
European Commission
Executive Office of the President
Federal Energy Regulatory Commission
National Institutes of Health
Occupational Safety and Health Administration
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
Arizona Supreme Court
Army Corps of Engineers
Blackfeet Nation
Centers for Disease Control and Prevention
Delaware Public Service Commission
Delaware River Basin Commission
Department of Commerce
Employee Benefits Security Administration
Energy Information Administration
Federal Bureau of Investigation
Federal Reserve System
Food and Drug Administration
International Trade Commission
National Labor Relations Board
National Telecommunications and Information Administration
New Jersey Board of Public Utilities
New Jersey Supreme Court
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Solicitors Regulation Authority
Susquehanna River Basin Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Tax Court
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World Trade Organization

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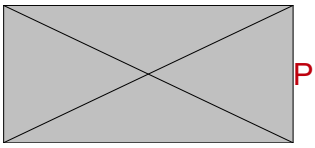
Sent: Mon 5/1/2017 8:12:48 AM
Subject: [Marketing Mail] Trump's Corporate Tax Reform Poised To Fuel More M&A



PUBLIC POLICY.

Monday, May 1, 2017

TOP NEWS

Analysis

Trump's Corporate Tax Reform Poised To Fuel More M&A

The Trump administration rolled out an early outline for corporate tax reform recently, suggesting that a steep rate reduction and an incentive to repatriate offshore funds are in the works, changes that are expected to give companies access to more capital to do deals, experts say. Read more »

Congress Passes Government Funding Band-Aid

Congress has passed a short-term government funding resolution, sending a one-week federal funding extension to the president's desk and potentially avoiding a government shutdown at midnight. Read more »

Judicial Confirmations Reached Historic Lows Under Obama

The U.S. Senate confirmed a smaller percentage of President Barack Obama's district and circuit court nominees during his eight years than any other two-term president going back to Harry S. Truman, according to a recent report by the Congressional Research Service. Read more »

Analysis

Agency Vacancies Threaten Trump Rollback Of Energy Regs

President Donald Trump's offshore drilling executive order inked Friday is the latest directive calling for the review and rollback of energy and environmental regulations crafted by the Obama administration, but former government officials say Trump's efforts will be compromised by dozens of vacancies in politically appointed positions at the agencies responsible for carrying out his orders. Read more »

Trump Puts Trade Agreement 'Abuses' In The Crosshairs

The Trump administration continued its sweeping audit of U.S. trade policy on Friday by teeing up a new investigation that will focus on the "violations and abuses" currently plaguing U.S. free trade and investment agreements — including the World Trade Organization. Read more »

Trump Exec. Order Seeks To Expand Offshore Drilling

President Donald Trump on Friday signed an executive order that directs the U.S. Department of the Interior to review his predecessor's restrictions on offshore oil and gas drilling, declaring that America is better when it takes full advantage of its natural resources. Read more »

Trump Taps Brownstein Hyatt Atty For DOI No. 2 Post

President Donald Trump said Friday that he will nominate David Bernhardt, chair of Brownstein Hyatt Farber & Schreck LLP's natural resource practice, as deputy secretary of the U.S. Department of the Interior, the agency's No. 2 post. Read more »

Analysis

LAW FIRMS

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Akin Gump
Alston & Bird
Anderson Kill
Andrews Kurth Kenyon
Archer Norris
Arnold & Porter Kaye Scholer
Arnstein & Lehr
Axinn Veltrop
Babst Calland
Baker Botts
Baker Donelson
Baker McKenzie
BakerHostetler
Balch & Bingham
Ball Janik
Ballard Spahr
Banner & Witcoff
Barnes & Thornburg
Bass Berry
Beasley Allen
Beck Redden
Begley Carlin
Belkin Burden
Bell Nunnally
Benesch Friedlander
Berger & Montague
Berger Singerman
Best Best
Bilzin Sumberg
Blank Rome
Blankingship & Keith
Bodman PLC
Boies Schiller
Bowman and Brooke
Boyd Collar
Bracewell
Bradley Arant

FCC's Net Neutrality Plan Sets Up Repeal Without Replace

Federal Communications Commission Chairman Ajit Pai's proposal to undo the reclassification of broadband as a utility leaves open-ended how, or if, the FCC will continue to compel broadband providers to follow net neutrality principles, experts say, with some questioning Pai's desire to set rules of the road. Read more »

BANKING & SECURITIES

Dems Blast House GOP Dodd-Frank Rollback Efforts

House Democrats spent their Friday taking shots at a Republican bill that would functionally replace the Dodd-Frank Act, going so far as to call the legislation "immoral" and saying that their Republican colleagues had forgotten the lessons of the 2008 financial crisis. Read more »

OCC Chief Says Fintech Charter Fight May Stifle Innovation

U.S. Comptroller of the Currency Thomas Curry on Friday defended his agency's proposal to grant special banking charters to financial technology firms, and said that critics of the move could be putting consumers at risk by not adapting to changes in the financial services industry. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Navajo Power Plant Poses Test For Trump's Pro-Coal Stance

The looming closure of a power plant vital to the Navajo Nation and the Hopi Tribe gives President Donald Trump a chance to save jobs, help rural America and support the coal industry by backing the Navajo's push to keep the facility online through 2029. Although extending the plant's life might dovetail with the Trump administration's priorities, experts say economic realities may make that a lost cause. Read more »

DC Circ. Pauses Clean Power Plan Litigation

The D.C. Circuit on Friday granted the U.S. Environmental Protection Agency's request to pause litigation over the Clean Power Plan and ordered briefing on whether the case should be remanded to the agency or just kept on hold. Read more »

High Court Urged To Reverse 6th Circ.'s Waters Of US Ruling

Several industry groups, states and environmental organizations on Thursday asked the U.S. Supreme Court to reverse the Sixth Circuit's ruling that it has sole jurisdiction to hear challenges to the U.S. Environmental Protection Agency's rule clarifying its ability to issue permits under the Clean Water Act. Read more »

FERC Commissioner Honorable Won't Seek New Term

Federal Energy Regulatory Commissioner Colette Honorable will not seek another term when her current one expires at the end of June, she announced Friday, a move that could leave the already quorumless agency with just one commissioner. Read more »

No EIS Required For USDA Role In Oregon's Wolf Program

The U.S. Department of Agriculture escaped a lawsuit filed by conservationists over wolf removal in Oregon after a federal judge ruled Thursday the agency did not have to conduct an environmental impact statement before it killed two wolves at the state's request. Read more »

HEALTH & LIFE SCIENCES

Senators Revive Bill To Speed Up Generic Drug Approval

A bipartisan group of U.S. senators on Thursday revived the CREATES Act, a bill

BraunHagey & Borden
Bredin Prat
Bressler Amery
Brinks Gilson & Lione
Broad and Cassel
Brown Rudnick
Brownstein Hyatt
Buchanan Ingersoll
Burns & Levinson
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Cohen & Gresser
Cohen Milstein
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Cowan Liebowitz
Cox Castle
Cozen O'Connor
Cravath Swaine
Crowell & Moring
Curtis Mallet-Prevost
DLA Piper
Davis Brown
Davis Wright Tremaine
Day Pitney
Dechert
Dewey & LeBoeuf
Dickie McCamey
Dinsmore & Shohl
Drinker Biddle
Duane Morris
Dykema Gossett PLLC
Earthjustice
Epstein Becker Green
Eversheds Sutherland
Faegre Baker

aimed at lowering drug prices by streamlining the process to get generic drugs on the market. Read more »

Health Hires: 8 Firms Add Health, Life Sciences Experts

The last few weeks have seen Cooley LLP, DLA Piper, Faegre Baker Daniels Consulting, Fox Rothschild LLP, King & Spalding LLP, Nossaman LLP, Polsinelli PC and Porzio Bromberg & Newman PC expand their expertise in the health and life sciences worlds. Read more »

TRANSPORTATION & INFRASTRUCTURE

CSX Dodges Fines Over Ohio Blocked-Crossing Law

The city of Defiance, Ohio, can't fine CSX Transportation Inc. for blocking public roadways because the state law it's relying on is preempted by the Interstate Commerce Commission Termination Act, an Ohio federal judge ruled Friday. Read more »

DOT Raises Fines For Pipeline Safety Violations

Entities that violate federal pipeline safety laws will face new, increased fines of $209,002 for each day the violation continues, or more than $2 million for a related series of violations, under revised maximum civil penalties that the U.S. Department of Transportation announced on Thursday. Read more »

EMPLOYMENT

OSHA Pulls Rule Letting Union Reps Join Walk-Throughs

The Occupational Safety and Health Administration has rescinded a memo allowing union representatives to take part in workplace walk-throughs, the National Federation of Independent Business said on Thursday, dropping its legal challenge of the so-called Fairfax memo. Read more »

Hobby Lobby Moots Co.'s Contraception Rule Case: 7th Circ.

The Seventh Circuit on Friday vacated an injunction blocking the Affordable Care Act's pre-Hobby Lobby contraceptive mandate for for-profit employers, noting the grounds for such relief were mooted when Congress amended the ACA to shield religious beliefs after the high court ruled on the case. Read more »

PRIVACY & CONSUMER PROTECTION

ABA Sections Urge EU To Avoid New Data Access Regs

The American Bar Association's international and antitrust sections have weighed in on a public request from the European Union's executive arm to discuss data economy growth throughout the bloc, urging the commission to shy away from policies that may stifle competition and innovation. Read more »

NSA To Stop Collecting Emails About Foreign Targets

The National Security Agency is halting a controversial surveillance method that had allowed it to scoop up internet communications that merely mention a foreign intelligence target, including messages from Americans who aren't under investigation, the agency said Friday. Read more »

GOVERNMENT CONTRACTS

Chicago Schools Lose Bid To Halt Payments In Funding Suit

Mayor Rahm Emanuel vowed that Chicago Public Schools would not close three weeks early, as the district had threatened, as a result of a loss in Cook County Court on Friday in a suit filed against Gov. Bruce Rauner that alleges the state's

Farella Braun
Farrell Fritz
Fenwick & West
Finnegan
Fish & Richardson
Fisher Phillips
Fitch Even
Fitzpatrick Cella
Fleming Nolen
Foley Hoag
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Fried Frank
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Garvey Schubert
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Hinckley Allen
Hirschler Fleischer
Hogan Lovells
Holland & Hart
Holland & Knight
Holwell Shuster
Hopkins & Carley
Howard & Howard
Hughes Hubbard

school funding formula discriminates against the majority-minority Chicago school system. Read more »

INTERNATIONAL TRADE

Rare Defense-Focused Trade Probes Might Not Work: Report

A rarely used trade law invoked by the Trump administration to call for investigations into potential national security threats from aluminum and steel imports has seen even rarer success, according to a report this week from the Congressional Research Service. Read more »

Trump's First IP Trade Report Keeps Target On China, India

The Trump administration's first foray into the intellectual property wing of trade policy hewed closely to those of administrations past as the Office of the U.S. Trade Representative offered a stern rebuke to China and India for shortcomings in their enforcement of patents, copyrights and trademarks across a litany of industries. Read more »

Tillerson Pushes For New Sanctions Against North Korea

U.S. Secretary of State Rex Tillerson on Friday called on members of the United Nations to levy new sanctions on North Korean entities and individuals supporting the insular country's weapons and missile programs, in addition to tightening existing restrictions. Read more »

TAX

Mont. Sens. Float Bill To Extend Indian Coal Tax Credit

The two U.S. senators from Montana on Thursday announced the introduction of legislation to permanently extend a tax credit for coal production on Native American lands, saying it will boost self-determination in Indian Country. Read more »

IMMIGRATION

DHS Policy Limits Privacy Rights Of Foreigners In US

The Department of Homeland Security issued new policy guidance Thursday that limits the privacy rights of immigrants and nonimmigrant foreigners in light of President Donald Trump's executive order excluding anyone other than U.S. citizens and lawful permanent residents from the protections of the Privacy Act. Read more »

Analysis

Trump's Remarks Again Haunt Him In Sanctuary City Ruling

In blocking an executive order provision aimed at barring sanctuary cities from receiving federal funds, a judge once again pointed to President Donald Trump's own past statements, continuing a pattern of the president's rhetorical flourishes showing up to bite him in court. Read more »

Ga. Law Aims To Slash Funds For Sanctuary Campuses

As part of a growing movement against so-called sanctuary campuses across several states, Georgia will slash funding to any private university protecting unauthorized immigrants, according to a law signed Thursday by Republican Gov. Nathan Deal. Read more »

TELECOMMUNICATIONS

ISPs Say Internet Will Remain Open After FCC Regs Rollback

FCC Chairman Ajit Pai's announcement that he wants to open a probe regarding broadband's classification as a Title II common carrier has drawn the applause of internet service providers, including AT&T, Comcast and Verizon, and the ire of

Hunton & Williams
Husch Blackwell
Ice Miller
Irell & Manella
Jackson Kelly
Jackson Lewis
Jackson Walker
Jenner & Block
Jones Day
Jones Skelton
Kabateck Brown
Kane Russell
Kaplin Stewart
Kaufman Dolowich
Kelley Drye
Kenny Nachwalter
Kilpatrick Townsend
King & Spalding
Kinsella Weitzman
Kirkland & Ellis
Kleinberg Kaplan
Klinedinst
Kluger Kaplan
Knobbe Martens
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Mayer Brown
Maynard Cooper
McAfee & Taft
McCarter & English
McDermott Will
McGuireWoods
McKool Smith
Meagher & Geer
Milbank Tweed

internet trade groups this week. Read more »

FCC's Clyburn Pushes Help For Independent Programmers

Federal Communications Commissioner Mignon Clyburn on Thursday called for the FCC to move forward with a final order to boost independent programmers by limiting certain provisions in agreements between them and pay-TV providers. Read more »

EXPERT ANALYSIS

Opinion

Law Day 2017: The 14th Amendment And Promises To Keep

On this Law Day 2017, which the American Bar Association has marked to celebrate the transformational effect of the 14th Amendment on American democracy, it is important to remember the contributions of Erwin Griswold, says Stephanie Parker, a partner with Jones Day and national chairwoman for the ABA's Law Day 2017. Read more »

CMS Final Rule Does Not Answer Insurers' Biggest Questions

The Centers for Medicare and Medicaid Services recently released a final rule intended to stabilize exchange markets for 2018. However, the rule does not resolve ongoing uncertainty regarding cost-sharing reduction funding, among other concerns, and this uncertainty will likely overshadow any stabilizing effects, say attorneys with McDermott Will & Emery LLP. Read more »

Chatting With Ex-Fed. Circ. Chief About Patent System 'Mess'

Former Federal Circuit Chief Judge Paul Michel, who retired in 2010, recently sat down for an interview with me. He urged immediate action by Congress to fix patent eligibility problems and even more immediate action by the Trump administration to fix the Patent Trial and Appeal Board proceedings, says Eli Mazour of Harrity & Harrity LLP. Read more »

Tribal Self-Governance Under Trump: A Common Goal

Today, tribes' unwavering resolve to assume control over a greater number of programs traditionally provided by the federal government may in fact reflect the zeitgeist of the Trump administration. Tribes must educate a new, not-yet-appointed cadre of federal officials on how tribal self-governance can create economic growth not only in Indian country but in the surrounding communities as well, say Venus McGhee Prince and Claire Newman of Kilpatrick Townsend & Stockton LLP. Read more »

In Congress: Stopgap Funding, Jay Clayton, North Korea

Lawmakers were able to avert a shutdown on Friday by passing a one-week stopgap funding bill to keep the government operational. This week, they are looking to finalize a broader spending package, as well as tackle other long-term legislative business, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP. Read more »

LEGAL INDUSTRY

Law360 Names Attys Who Moved Up The Firm Ranks In Q1

A promotion to partner or election to practice group chair means lots of well-deserved recognition within a firm and in the larger legal community. Law360 reveals the list of attorneys whose commitment to excellence earned them highly coveted spots in the law firm leadership ranks. Find out if your old legal friends — or rivals — moved up in the first quarter of the year. Read more »

Analysis

High Attack Risk Forces Firms To Weigh Ransomware Options

The “lose-lose” position a Rhode Island firm found itself in last year — its computer systems held hostage by hackers, with no viable backup of client files in hand —

Miller & Chevalier
Mintz Levin
Mitchell Silberberg
Montgomery McCracken
Moore & Van Allen
Morgan Lewis
Morris Manning
Morris Nichols
Morrison & Foerster
Morrison Cohen
Moss & Barnett
Munck Wilson
Munger Tolles
Nason Yeager
Nelson Mullins
Nexsen Pruet
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Norris McLaughlin
Norton Rose Fulbright
Nossaman LLP
Nutter McClennen
O'Melveny & Myers
Ogletree Deakins
Orrick Herrington
Otterbourg PC
Partridge Snow
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Quinn Emanuel

illustrates the need for firms of all sizes to have a plan in place to respond quickly to a ransomware attack, experts said. Read more »

Dewey Execs' Fraud Prompted By 7-Figure Pay, State Says

Two former executives at Dewey & LeBoeuf LLP were motivated by their multimillion-dollar paychecks to deceive the firm's financial backers, a prosecutor said during New York state's closing arguments Friday. Read more »

Litigation Funders Try Speed Dating To Drum Up Business

A few dozen litigation funders, would-be investors and lawyers scoped each other out at a hip Manhattan co-working space Friday, looking to make friends — and deals — to put private investment behind legal claims. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

Trial Consultants Q&A: A2L Consulting's Ken Lopez

One of my colleagues likes to say, “They call it the practice of law, but nobody is practicing.” I agree. If I could change one thing about the way trial lawyers prepare for trial, it would be the way they practice, says Kenneth Lopez, founder of A2L Consulting. Read more »

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American College of Physicians
American Hospital Association
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Chevron Corporation
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National Association of Chain Drug Stores
National Association of Manufacturers
National Congress of American Indians
National Federation of Independent Business
Natural Resources Defense Council
Netflix Inc.
New York University
Ozinga Bros Inc.
Pacific Legal Foundation
Peabody Energy Corp.
Pharmaceutical Care Management Association
Salt River Project
Sierra Club
Southwest Airlines Co.
Stryker Corporation
Temple University
The Chefs' Warehouse Inc.
Tucson Electric Power Co.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United Continental Holdings Inc.

Verizon Communications
Viacom Inc.
Washington Post Co.

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Arkansas Public Service Commission
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Land Management
Bureau of Reclamation
Centers for Medicare & Medicaid Services
Congressional Research Service
Consumer Financial Protection Bureau
Crow Nation
Department of Commerce
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Railroad Administration
Federal Reserve System
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Illinois Supreme Court
Indian Health Service
Internal Revenue Service
International Monetary Fund
NAFTA
National Institute of Standards and Technology
National Institutes of Health
National Security Agency
Navajo Nation
New York Attorney General's Office
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Oregon Department of Fish & Wildlife

Pipeline and Hazardous Materials Safety Administration
Poarch Band of Creek Indians
Securities and Exchange Commission
Surface Transportation Board
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

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Jackson Lewis
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Morgan Lewis
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Seward & Kissel
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Sidley Austin
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Balch & Bingham
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Beasley Allen
Beck Redden
Begley Carlin
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Carlock Copeland
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Chamberlain Hrdlicka
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Fleming Nolen
Foley Hoag
FordHarrison
Foster Pepper
Fox Rothschild
Franklin & Prokopik
Freeborn & Peters
Freeman Mathis
Freshfields
Gallagher & Kennedy
Garcia Artigliere
Garvey Schubert
Gibbons PC
Gibbs & Bruns
Glaser Weil
Goldberg Kohn
Goldberg Segalla
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Greenspoon Marder
Gunderson Dettmer
Hanson Bridgett
Harness Dickey
Harrity & Harrity
Hausfeld
Haynes and Boone
Herrick Feinstein
Herzfeld & Rubin
Hinckley Allen
Hirschler Fleischer
Holland & Hart
Holwell Shuster
Hopkins & Carley
Howard & Howard
Hughes Hubbard
Husch Blackwell
Ice Miller
Irell & Manella
Jackson Kelly
Jackson Walker
Jones Skelton
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Kaplin Stewart

Kaufman Dolowich
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Meagher & Geer
Milbank Tweed
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Mintz Levin
Mitchell Silberberg
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Patterson Belknap
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Paul Plevin
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Stradling Yocca
Stroock & Stroock
Sugar Felsenthal
Sughrue Mion
Sullivan & Worcester
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Tarter Krinsky
Thompson Hine
Tucker Arensberg
Tucker Ellis
Ulmer & Berne
Van Ness Feldman
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IP Owners Association
Johnson & Johnson
Moody's Corporation
NV Energy, Inc.
National Association of Chain Drug Stores
National Association of Manufacturers
National Congress of American Indians
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Natural Resources Defense Council
New York University
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Pharmaceutical Care Management Association
Salt River Project
Southwest Airlines Co.

Stryker Corporation
Temple University
The Chefs' Warehouse Inc.
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Uber Technologies Inc.
United Continental Holdings Inc.
Verizon Communications
Viacom Inc.
Washington Post Co.

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Food and Drug Administration
U.S. Department of Justice
U.S. Department of the Interior
Federal Communications Commission
U.S. Department of Health and Human Services
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Senate
Congressional Research Service
Executive Office of the President
Federal Bureau of Investigation
Internal Revenue Service
Office of the U.S. Trade Representative
Securities and Exchange Commission
U.S. Department of Labor
World Trade Organization
Animal and Plant Health Inspection Service
Arkansas Public Service Commission
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Land Management
Bureau of Reclamation
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Crow Nation
Department of Commerce
European Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Railroad Administration
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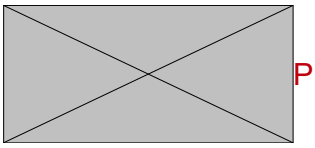
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 12/7/2017 9:28:45 AM
Subject: House Panel Takes First Step To Avoid Shutdown



PUBLIC POLICY.

Thursday, December 7, 2017

TOP NEWS

House Panel Takes First Step To Avoid Shutdown

The House of Representatives took a step Wednesday toward avoiding a government shutdown this weekend, even as congressional leaders and the White House have yet to nail down a final deal for a temporary spending package. Read more »

Boston, Brookline Firearm Limits Constitutional, Judge Rules

A Massachusetts federal judge on Tuesday tossed a lawsuit asserting that Boston's and Brookline's police departments impose restrictions on licenses to carry firearms that fly in the face of the right to bear arms. Read more »

Leaders Say Net Neutrality Rollback Contradicts FCC's Role

A handful of lawmakers and former FCC officials ratcheted up the pressure on the Federal Communications Commission to call off its impending vote on net neutrality, telling reporters on Wednesday that Chairman Ajit Pai's current plan to undo Obama-era protections could upset the balance of the FCC's regulatory authority. Read more »

BANKING & SECURITIES

2nd Circ. Asks NY Justices To Weigh In On Card Fee Law

The Second Circuit asked the New York Court of Appeals on Wednesday to determine whether a seller who posts the total dollar cost of goods charged to credit card users complies with a New York statute prohibiting sellers from imposing a surcharge related to credit card fees. Read more »

Analysis

Rail Regs In Crosshairs After Emergency Brakes Rule Repeal

The U.S. Department of Transportation's repeal of a 2015 rule requiring trains carrying crude oil, ethanol and other flammable liquids to be outfitted with advanced braking technology underscores that Obama-era regulations viewed as anti-business won't survive the Trump administration's relentless deregulatory push. Read more »

Hensarling Opens The Door For Housing Compromise

A key House lawmaker on Wednesday signaled his willingness to make a deal to reshape the U.S. housing finance market and eliminate Fannie Mae and Freddie Mac, marking a potentially significant future shift in the way Americans buy their homes. Read more »

ENERGY & ENVIRONMENTAL

Zinke Advises Trump To Shrink Some Nat'l Monuments

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Jones Day
Littler Mendelson
Marzulla Law
Miller & Chevalier
Mintz Levin
Morgan Lewis
Morrison & Foerster
Nixon Peabody
Paul Hastings
Porzio Bromberg
Slaughter and May
Sprague & Sprague
Trucker Huss
Vinson & Elkins
Wiley Rein

COMPANIES
21st Century Fox Inc.

Interior Secretary Ryan Zinke on Tuesday released the recommendations he gave the White House that said past administrations had abused their power to designate national monuments and advised shrinking some of them, publishing the advice a day after President Donald Trump slashed the size of two monuments in Utah. Read more »

Ex-DOJ Enviro Chief Fears Politics, Budget Will Defang EPA

Former head of the U.S. Department of Justice's environmental crimes wing David M. Uhlmann on Wednesday told a forum that politicization of environmental policy and budget constraints could increasingly hamper enforcement, especially given the Trump administration's trajectory. Read more »

HEALTH & LIFE SCIENCES

$9M Severed Leg Suit Against NJ Agencies Revived

A New Jersey appeals court on Wednesday reversed a lower court's finding that state agencies could not be held liable for their response to a 2005 multi-car pileup that cost a woman her leg, ruling that they had waived their right to argue immunity from a $9 million judgment. Read more »

Most Senate Dems Demand HHS Pull Birth Control Exemption

Most Senate Democrats condemned an October rollback of rules requiring insurance plans to cover birth control in a letter on Wednesday to U.S. Department of Health and Human Services' Acting Secretary Eric D. Hargan, arguing it flouted the law and denied preventive care through an impermissibly opaque, ideology-driven process. Read more »

Opioid Suits Are The New Tobacco Litigation, Atty Says

The litigation coming out of the opioid crisis will rival the tobacco suits of the 1990s, Jay Edelson of plaintiffs firm Edelson PC told an audience during a Chicago City Club panel on the drugs and possible solutions to the epidemic of addiction. Read more »

MEDIA & ENTERTAINMENT

Nonprofits Blast FCC For Reinstating UHF Broadcast Discount

Free Press, Common Cause and other nonprofit organizations fired back against the Federal Communications Commission on Tuesday in a D.C. Circuit appeal over an agency-issued discount that makes it easier for UHF broadcast owners to gain market share, calling the reinstatement of the discount arbitrary and capricious. Read more »

NJ Pol Pays $20K Fine To Resolve Campaign Finance Claims

Democratic politician Joseph N. DiVincenzo Jr. has paid a roughly $20,000 penalty to resolve alleged campaign finance violations cited by the New Jersey Election Law Enforcement Commission, nearly three months after a state appellate court revived the agency's complaint against him and his campaign treasurer, according to documents made available Wednesday. Read more »

EMPLOYMENT

New Bill Would Carve Sex Harassment From Arbitration Pacts

A bipartisan group of lawmakers led by Sens. Kirsten Gillibrand, D-N.Y., and Lindsey Graham, R-S.C. — accompanied by former Fox News host Gretchen Carlson — introduced legislation Wednesday to prevent businesses from enforcing mandatory arbitration agreements in instances where employees allege workplace sexual harassment or gender bias. Read more »

Judge Rules Del. Political Bench Balance Unconstitutional

AAR Corporation
AT&T Inc.
Aetna Inc.
American Airlines Group Inc.
American Beverage Association
American Civil Liberties Union
Association of American Railroads
Business Roundtable
CVS Caremark Corporation
Center on Budget and Policy Priorities
Clearlake Capital Group LLC
Competitive Enterprise Institute
Computer Sciences Corporation
Electronic Privacy Information Center
Ernst & Young
Facebook
Fannie Mae
FirstEnergy Corp.
Freddie Mac
Google Inc.
Hewlett Packard Enterprise Co.
Integreon Managed Solutions Inc.
Intel Corporation
Mattel, Inc.
Microsoft Corporation
NFL Enterprises LLC
National Association of Realtors
National Basketball Association
North American Electric Reliability Corp.
Nuance Communications, Inc.
Public Company Accounting Oversight Board
Sierra Club
Sinclair Broadcast Group, Inc.
Skype Technologies SA
Southwest Airlines Co.
Southwest Power Pool Inc.
Sterling Jewelers Inc.
TerreStar Corporation
The Internet Association
Tribune Media Co.
U.S. Chamber of Commerce
UnitedLex Corp.
Willis Towers Watson PLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau

A federal magistrate judge ruled Wednesday in favor of a Delaware man who argued that the state's requirement for political party balance on its judicial benches violated the U.S. Constitution, finding that judges don't fall under policymaker exceptions to prohibitions against political tests for government employment. Read more »

COMPETITION

Sen. Warren Demands 'New Breed' Of Antitrust Enforcers

Sen. Elizabeth Warren, D-Mass., took aim at status quo antitrust policy on Wednesday, calling for a "new breed" of enforcers with the backbone to stand up to big corporations instead of leaving their tools "gathering dust." Read more »

PRIVACY & CYBERSECURITY

Chinese Cybersecurity Law Giving Companies Headaches

Four out of five businesses feel uneasy about China's new national cybersecurity law, which could force them to divulge data security measures to Chinese authorities, according to a poll released on Wednesday. Read more »

French Regulator Warns Toymaker To Address Privacy Risks

France's data protection regulator has become the latest to raise red flags over the potential privacy and security risks of a pair of popular internet-connected toys, warning toymaker Genesis Industries Ltd. that it would likely face sanctions if it didn't improve its security controls and data use notices within two months. Read more »

CONSUMER PROTECTION

CFPB Deputy Director Seeks Injunction In Leadership Fight

The Consumer Financial Protection Bureau official currently embroiled in a fight over the temporary leadership of the federal consumer finance watchdog on Wednesday asked a federal judge to remove a rival acting director appointed by President Donald Trump and declare his actions invalid. Read more »

Congress Must Review CFPB Auto Lending Bulletin: GAO

A government watchdog agency on Tuesday ruled that a bulletin the Consumer Financial Protection Bureau issued that would hold banks responsible for funding potentially discriminatory auto loans could be reviewed and potentially overturned by Congress. Read more »

GOVERNMENT CONTRACTS

Senate Unanimously Confirms New GSA Chief

The U.S. Senate on Tuesday unanimously confirmed Emily Webster Murphy, a former U.S. General Services Administration acquisitions chief with a long history of government service, to lead the GSA. Read more »

Fed. Circ. Questions $133M 'Taking' Of Dallas Air Terminal

A Federal Circuit panel on Wednesday had tough questions for both the government and particularly the leaseholders of a demolished Dallas airport terminal that won a $133.5 million judgment over the terminal's closure, with at least one judge wondering how a "taking" could have occurred. Read more »

TAX

Analysis

Dallas Fort Worth International Airport
Energy Information Administration
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Housing Administration
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
Michigan Department of Treasury
New Jersey Election Law Enforcement Commission
New York Attorney General's Office
Office of the Comptroller of the Currency
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Small Business Administration
Social Security Administration
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration

Miami Could Attract Hedge Funds If SALT Deductions Axed

For years, inertia has been Nitin Motwani's greatest foe in his attempts to lure hedge fund owners in the northeast to Miami, which he has pitched as a tropical low-tax paradise. But with the Republican tax bill proposing to eliminate deductions for state and local taxes, he's sensing an opportunity to finally overcome it. Read more »

Tax Bills Ax Most Valuable SALT Deductions, Study Shows

While both the House and Senate versions of tax reform legislation now include up to $10,000 of property tax relief, a new study Tuesday showed that the loss of write-offs for state income and sales taxes is going to have a larger impact. Read more »

Senate Sets Stage To Work Out Tax Differences With House

The U.S. Senate started the process of negotiating a final tax bill Wednesday, voting to set up a committee to iron out differences between the Senate-passed tax overhaul and the House's own bill passed last month. Read more »

High Court Debate On Tax Obstruction Focuses On Intent

Opposing attorneys for the federal government and a convicted tax dodger each tried to sway U.S. Supreme Court justices on Wednesday to their own interpretations of a statute criminalizing the obstruction of federal tax laws, with the debate largely focusing on taxpayer intent to make the IRS' job harder. Read more »

Federal Workers Shorted By W.Va. Tax Law, High Court Told

A decision by West Virginia's highest court upholding a state tax law that disadvantages federal law enforcement retirees by treating them differently from state law enforcement retirees regarding benefits is an ideal vehicle for the U.S. Supreme Court to provide needed guidance on the doctrine of intergovernmental tax immunity, a retired U.S. marshal said Tuesday. Read more »

Pa. Rep Wants To Preempt Philly's Sweetened Beverage Tax

A Pennsylvania Republican state representative on Wednesday announced plans to introduce legislation that would preempt Philadelphia's sweetened beverage tax, which went into effect in January and is being challenged in the state's courts. Read more »

IMMIGRATION

Analysis

Revived Travel Ban Puts Employers, Immigrants In A Bind

With the U.S. Supreme Court allowing President Donald Trump's third travel ban to fully take effect, attorneys say affected individuals and businesses should brace for fallout, such as being unable to reunite with loved ones, attend business meetings, or sponsor immigrants for green cards in some cases. Read more »

9th Circ. Weighs Presidential Power In Travel Ban Hearing

A Ninth Circuit panel peppered the U.S. Department of Justice with questions about the president's statutory authority to restrict immigration during much-anticipated oral arguments Wednesday over a preliminary injunction against the Trump administration's latest travel ban, which the U.S. Supreme Court recently allowed to take effect while the appeal proceeds. Read more »

TELECOMMUNICATIONS

Internet Association Asks FCC To Delay Net Neutrality Vote

The Internet Association, a trade group representing some of world's largest online companies including Google and Facebook, urged the Federal Communications Commission on Wednesday to delay or vote against a planned rollback of net neutrality protections later this month. Read more »

WHITE COLLAR

U.S. House of Representatives
U.S. Senate
U.S. Supreme Court

Manafort Asked Why Ghostwriting Didn't Flout Gag Order

A D.C. federal judge has given indicted former Trump campaign manager Paul Manafort until Thursday to show that he did not violate her media gag order by ghostwriting an op-ed about his Ukrainian lobbying work, which prosecutors uncovered last week. Read more »

DISCRIMINATION

Sportscaster Urges 1st Circ. To Nix Test Used In ADA Cases

Renowned Boston sportscaster Bob Lobel took his discrimination lawsuit against a golf course to the First Circuit on Wednesday in what his attorney called a bid to make the game more inclusive by upending a ubiquitous ban on golf carts driving on putting greens. Read more »

EXPERT ANALYSIS

Will The Supreme Court Review SEC's In-House Judges?

I was confident that the U.S. Supreme Court would grant certiorari in Lucia v. SEC to resolve the split in the circuits over whether federal administrative law judges should be considered inferior officers or employees under the Constitution — until the government's response to the Lucia petition last week, says professor Harold Krent of IIT Chicago-Kent College of Law. Read more »

How DOE's 'Grid Resiliency' Policy May Impact Gas Markets

At the behest of the U.S. Department of Energy, the Federal Energy Regulatory Commission is soon expected to release an interim rule that subsidizes power plants that hold 90 days of fuel supply on site — i.e., coal-fired and nuclear plants — and effectively penalizes gas-fired plants. But FERC has an opportunity to mitigate the threat to gas-fired generators, says Chip Moldenhaeur of LawIQ. Read more »

A Closer Look At Disaster Relief Guidance For Health Plans

Not only have recent natural disasters caused massive human tragedy, but also significant disruptions to employer-sponsored health and welfare plans in the affected regions. In response, federal regulatory agencies have issued guidance to provide relief to employers on plan-related deadlines and to address issues faced by impacted employers and employees, says Gisue Mehdi of Trucker Huss APC. Read more »

New Defense IP Provisions Will Impact Contractor Data Rights

Contractors need to prepare for the 2018 version of the National Defense Authorization Act, which includes significant changes to the U.S. Department of Defense approach to acquiring and licensing intellectual property, says Mary Beth Bosco of Holland & Knight LLP. Read more »

LEGAL INDUSTRY

Morgan Lewis Says Ex-Client Suing For $30M Waived Conflicts

Morgan Lewis & Bockius LLP argued in a filing docketed Tuesday that a former client suing the firm in Pennsylvania state court for $30 million over an alleged betrayal had twice waived any conflicts stemming from the firm’s representation of potential adversaries. Read more »

Texas Justices Told Free Speech Law Beats Atty Fraud Claims

Counsel for an attorney who is aiming to use a Texas free speech law as grounds to dismiss fraud claims brought against him by a former court opponent told the Texas Supreme Court in oral arguments Wednesday that the conduct at the heart of the complaint “arose from a judicial proceeding,” and therefore the suit must be tossed under the law. Read more »

Legal Tech Download: In-House Overhaul & Allegory Buy

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments. Read more »

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Gass Weber
Genova Burns
Gibson Dunn
Greenberg Traurig
Hogan Lovells
Holland & Knight
Jenner & Block
Jones Day
Littler Mendelson
Marzulla Law
Miller & Chevalier
Morrison & Foerster
Nixon Peabody
Paul Hastings
Porzio Bromberg
Slaughter and May
Sprague & Sprague
Trucker Huss
Vinson & Elkins
Wiley Rein

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Sinclair Broadcast Group, Inc.
The Internet Association
Tribune Media Co.
21st Century Fox Inc.
AAR Corporation
AT&T Inc.
Aetna Inc.
American Airlines Group Inc.

American Beverage Association
American Civil Liberties Union
Association of American Railroads
Business Roundtable
CVS Caremark Corporation
Center on Budget and Policy Priorities
Clearlake Capital Group LLC
Competitive Enterprise Institute
Computer Sciences Corporation
Electronic Privacy Information Center
Ernst & Young
Facebook
Fannie Mae
FirstEnergy Corp.
Freddie Mac
Google Inc.
Hewlett Packard Enterprise Co.
Integreon Managed Solutions Inc.
Intel Corporation
Mattel, Inc.
Microsoft Corporation
NFL Enterprises LLC
National Association of Realtors
National Basketball Association
North American Electric Reliability Corp.
Nuance Communications, Inc.
Public Company Accounting Oversight Board
Sierra Club
Skype Technologies SA
Southwest Airlines Co.
Southwest Power Pool Inc.
Sterling Jewelers Inc.
TerreStar Corporation
U.S. Chamber of Commerce
UnitedLex Corp.
Willis Towers Watson PLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Executive Office of the President
Federal Communications Commission
Federal Trade Commission
Consumer Financial Protection Bureau
Internal Revenue Service
Government Accountability Office
New York Attorney General's Office
U.S. Department of Labor
U.S. Senate
Bureau of Citizenship and Immigration Services
Dallas Fort Worth International Airport

Energy Information Administration
European Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Housing Administration
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Michigan Department of Treasury
New Jersey Election Law Enforcement Commission
Office of the Comptroller of the Currency
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Small Business Administration
Social Security Administration
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
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U.S. General Services Administration
U.S. House of Representatives

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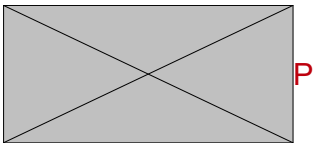
From: Public Policy Law360
Sent: Tue 1/24/2017 9:50:07 AM
Subject: [Marketing Mail] For Trump, Exiting TPP Was The Easy Part



PUBLIC POLICY

Tuesday, January 24, 2017

TOP NEWS

Analysis

For Trump, Exiting TPP Was The Easy Part

By pulling the U.S. out of the Trans-Pacific Partnership, President Donald Trump was able to fulfill one of the core promises of his campaign, but he may be in for a rude awakening as he attempts to reshape American trade policy in his own image.

2 GOP Sens. Push Own Affordable Care Act Replacement

A pair of Republican senators on Monday pushed their own take on the Affordable Care Act replacement, intent on allowing states to choose the existing system or devise their own health insurance market.

Analysis

Trump, GOP Differences Could Impede Tax Reform Timeline

The House Republicans have tax reform high on their agenda, but their desire to pass legislation before the end of the summer could be significantly impeded if President Donald Trump doesn't agree with their approach for taxing imports and raising approximately $1.2 trillion.

Analysis

Delayed Fiduciary Rule Faces Host Of Obstacles To Repeal

While President Donald Trump is expected to further delay the start of the U.S. Department of Labor's fiduciary rule for retirement account advisers beyond the regulatory freeze imposed Friday, experts said the path to an actual rollback of the regulation is still unclear — especially if firms that have already put millions into compliance choose not to dismantle their efforts.

Trump State Dept. Pick Tillerson Passes Senate Panel

President Donald Trump's pick for secretary of state has passed his first official test in the Senate despite questions over his ties to Russia, as the Senate's Foreign Relations Committee voted to approve his nomination along party lines.

U.S. Supreme Court Declines To Hear Texas Voter ID Case

The U.S. Supreme Court on Monday declined to hear a case that involves a challenge to a controversial Texas law that requires voters to present specific forms of government-issued IDs to cast a ballot, leaving in place lower court rulings that the law is discriminatory to minority voters.

Analysis

Houston Same-Sex Benefits Row May Test Obergefell's Reach

The Texas Supreme Court's decision to hear a challenge to Houston's same-sex employee benefits program could not only impact employers and threaten the rights of such couples across the state, but also lay the groundwork for a U.S. Supreme Court appeal to limit the effect of the Obergefell decision nationwide.

Cozen O'Connor Atty Named Associate White House Counsel

LAW FIRMS

Arnold & Porter Kaye Scholer
Baker Botts
Balch & Bingham
Brune Law PC
Buchanan Ingersoll
Cooley
Covington & Burling
Cozen O'Connor
Dechert
Dewey & LeBoeuf
Earthjustice
Fennemore Craig
Foley & Lardner
Frankfurt Kurnit
Gardere Wynne Sewell
Gibson Dunn
Goldberg Segalla
Goodwin
Greenberg Traurig
Hinshaw & Culbertson
Holland & Knight
Hopping Green
Hunton & Williams
Husch Blackwell
Jackson Walker
Miller & Chevalier
Mintz Levin
MoloLamken LLP
Munsch Hardt
Nabors Giblin
Organ Cole
Orrick Herrington
Proskauer Rose
Richards Rodriguez
Sanford Heisler
Seward & Kissel
Sidley Austin
Squire Patton Boggs
Steptoe & Johnson LLP

A Cozen O'Connor partner who had served as the top lawyer for former Pennsylvania Gov. Tom Corbett is heading to Washington, D.C., to serve as associate White House counsel and a special assistant to President Donald Trump, the firm announced Monday.

Senate Confirms Trump CIA Pick Despite Privacy Concerns

After hearing out objections from a number of Democrats over privacy concerns, the Senate on Monday approved President Donald Trump's pick for Central Intelligence Agency director, Rep. Mike Pompeo, R-Kan., as the third member of the new president's administration.

BANKING & SECURITIES

'No Decision' Yet On Cordray's Future: Trump Spokesman

President Donald Trump has not yet decided whether he will fire the Consumer Financial Protection Bureau's director amid speculation that such a move could come as early as this week, the president's top spokesman said Monday.

Tilton Tasks Justices With Constitutional Review Of SEC Court

Private equity magnate Lynn Tilton has petitioned the U.S. Supreme Court to weigh a circuit split over the constitutionality of the U.S. Securities and Exchange Commission's administrative court, arguing the agency's home field advantage in a $200 million fraud case against her amounts to a "stacked-deck proceeding."

ENERGY & ENVIRONMENTAL

Obama's EPA Leadership Is Out, Acting Heads Step In

As President Donald Trump assumes control of the executive branch, former leaders at the U.S. Environmental Protection Agency are out, and acting heads have taken over.

Tossing EPA Haze Rule Is Only Option, 5th Circ. Told

Texas and utilities and business groups fighting the U.S. Environmental Protection Agency's regional haze plan for the state on Friday told the Fifth Circuit that vacating the entire rule is the only way to ensure the agency crafts a revised rule within its legal authority.

Fla. Claims Conflict In Reversal Of Utility's Nuke Plans

Florida's governor and cabinet Monday urged the Florida Supreme Court to review an appeals court's reversal of their approval for Florida Power & Light Co. to build two nuclear generating units and 89 miles of transmission lines in South Florida, arguing the decision conflicts with a prior ruling.

HEALTH & LIFE SCIENCES

Trump Revives Policy Separating NGO Aid From Abortions

President Donald Trump on Monday signed an executive order reinstating the so-called Mexico City Policy, which forbids any foreign nongovernmental organizations that receive U.S. money for family planning from providing, lobbying for or educating about abortions.

Pfizer Hits Back At Texas In Rebate Info Disclosures Suit

Pzifer Inc. told a federal judge in Texas on Friday that, contrary to claims from the Texas Health and Human Services Commission, there is no proof that the commission's disclosure of its drug pricing and rebate information to two state legislators was required in order to oversee administration of the Medicare rebate program.

TRANSPORTATION & INFRASTRUCTURE

Stroock & Stroock
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COMPANIES

Aetna Inc.
Allergan PLC
American Federation of Government Employees
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Bank of America Corporation
CIGNA Corporation
Exxon Mobil Corporation
Florida Panthers
Florida Power & Light Co.
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Humana Inc.
Indivior PLC
JPMorgan Chase & Co.
Koch Industries Inc.
Lawyers' Committee for Civil Rights Under Law
LexisNexis Group
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Netflix Inc.
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Office Depot Inc.
PHH Corporation
Pfizer Inc.
Public Knowledge
SYSCO Corporation
Sierra Club
Twitter Inc.
U.S. Foods Inc.
Uber Technologies Inc.
Warner Chilcott Limited
Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Central Intelligence Agency

Uber Pushes Pa. Appeals Court To Nix $11.4M Fine

Uber Inc. urged a Pennsylvania appeals court to throw out an $11.4 million fine the state's Public Utility Commission slapped on the ride-sharing company in April for operating without proper licensure.

INSURANCE

Calif. High Court Revives Homeowner Insurance Regulation

The California Supreme Court Monday revived a challenged regulation from the state insurance commissioner aimed at protecting homeowners from allegedly misleading insurer estimates of home replacement costs, saying the commissioner didn't overstep his authority in adopting the rule.

EMPLOYMENT

Trump Freezes Federal Hiring, With Some Exceptions

President Donald Trump signed an executive memorandum on Monday that freezes federal hiring but gives agency heads the power to make exceptions for national security or public safety and lets the Office of Personnel Management grant carve-outs where "otherwise necessary."

Suits Challenge Mo. Initiatives Targeting Right-To-Work Laws

Three workers filed a flurry of Missouri state court suits last week challenging 10 proposed ballot initiatives that would guarantee unions the right to require that bargaining unit members pay dues, calling the proposed questions "misleading" under state law.

COMPETITION

UK Antitrust Regulators Mulling Review Threshold Changes

Competition regulators in the U.K. said Monday they are now taking comments on proposed changes to the merger review process, ones that would reduce the number of smaller market deals that are investigated for antitrust concerns.

PRIVACY & CONSUMER PROTECTION

Consumer Rights, Open Internet Under Threat, Group Says

Advocacy group Public Knowledge pledged in an open letter Friday to fight anew for affordable communications and freedom of expression as President Donald Trump was sworn in and a GOP commissioner opposed to the 2015 Open Internet Order was selected as chairman.

Democratic AGs Aim To Back CFPB In DC Circuit

Democratic attorneys general from 16 states and the District of Columbia on Monday asked to intervene in a high-stakes case that could weaken the Consumer Financial Protection Bureau, arguing that the Trump administration's hostility to the federal consumer finance watchdog made their support for the bureau necessary.

GOVERNMENT CONTRACTS

Trump Chooses Former NM Rep. To Lead Air Force

President Donald Trump on Monday nominated former U.S. Air Force officer and Republican Rep. Heather Wilson as Air Force secretary, saying her military service and the wide variety of roles she has held across her career would make her an

Competition and Markets Authority
Congressional Budget Office
Consumer Financial Protection Bureau
European Commission
European Securities and Markets Authority
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Conduct Authority
Florida Department of Environmental Protection
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
National Security Council
New York Attorney General's Office
Office of the U.S. Trade Representative
Pennsylvania Public Utility Commission
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
Texas Health and Human Services Commission
Tohono O'odham Nation
U.S. Agency for International Development
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Treasury

“outstanding” leader.

INTERNATIONAL TRADE

Trump Overhauls US Trade Policy With TPP Withdrawal

President Donald Trump pulled the U.S. out of the Trans-Pacific Partnership Monday, undoing one of the Obama administration’s signature economic achievements with the stroke of his pen to usher in a new era of U.S. trade policy that will focus on enforcement and smaller accords.

TAX

Conservative Group Says IRS Yet To Prove Absence Of Bias

A conservative advocacy group accusing the Internal Revenue Service of discrimination and political bias urged a D.C. federal court not to hand the agency a quick win, saying that the IRS has failed to provide assurance that its alleged conduct will not recur.

IMMIGRATION

Trump Sidestepping DACA For Now, Administration Indicates

President Donald Trump won't immediately dismantle the controversial Deferred Action for Childhood Arrivals initiative that former President Barack Obama instituted via executive action in 2012, the new administration has indicated, despite fiery promises otherwise from the campaign trail.

GAO Seems Unclear On Whether Current Border Fences Work

The effectiveness of existing fencing along the United States' southern border at deterring illicit cross-border traffic is not entirely clear, the title of a restricted Government Accountability Office report published Monday suggests.

Detained Immigrant Kids Must Get Bond Hearings, Judge Says

A California federal judge has found the federal government has been wrongly denying immigrant children their right to bond hearings by interpreting a 1997 settlement as being superseded by newer regulations.

NATIVE AMERICAN

Ariz. Gaming Head Fights Reconsideration Bid In Casino Row

The head of Arizona's gambling department told a federal court Friday that it should not reconsider an order denying the Tohono O'odham Nation’s bid for a quick win in a suit over its right to offer Las Vegas-style gambling near Phoenix, saying the nation’s bid to have the court rethink the order is procedurally improper.

TELECOMMUNICATIONS

Sen. Thune Pushes Net Neutrality ‘Legislative Solution’

Sen. John Thune, R-S.D., the chairman of the Senate Commerce Committee, said Monday that he wants to find a bipartisan “legislative solution” to protecting the open internet, following repeated Republican criticism of the FCC’s order on net neutrality.

CALIFORNIA

Calif. Senate Signs Off On Becerra As Golden State Top Cop

U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court

U.S. Rep. Xavier Becerra is set to become the Golden State's next attorney general — and first Latino to hold that position in the state — after his confirmation Monday by the California State Senate.

EXPERT ANALYSIS

6 Reasons Why A Wholesale Dodd-Frank Repeal Is Unlikely

The Dodd-Frank Act was passed in 2010 with the Great Recession providing momentum and popular support for its enactment. Conversely, there is no acute crisis to serve as a catalyst for its repeal, say Anthony Drenzek and Timothy Mungovan of Proskauer Rose LLP.

USCIS Parole Rule: A Practical Solution For Entrepreneurs

A new rule from U.S. Citizenship and Immigration Services amends immigration regulations to expand the use of government authority to authorize parole for foreign entrepreneurs. The expansion is a welcome development for foreign entrepreneurs who have been frustrated by the lack of immigration options available through the existing U.S. visa categories, says Susan Cohen of Mintz Levin Cohn Ferris Glovsky and Popeo PC.

Everything To Know About EPA's Final Nanoscale Rule

The U.S. Environmental Protection Agency recently published the first federal environmental regulation to impose reporting requirements specifically for nanoscale materials. Given that 2016 amendments to the Toxic Substances Control Act enable the EPA to issue significant civil penalties, it's critical for industry to understand the regulation and its implications for business, says Lawrence Culleen of Arnold & Porter Kaye Scholer LLP.

More And More States Are Targeting Payroll Debit Cards

It has become increasingly prevalent for employers to pay their employees with payroll debit cards due to the benefits to both employers and employees. However, despite these mutual benefits, many states have enacted legislation that may potentially curtail the use of these cards to pay wages, says Caroline Berdzik of Goldberg Segalla LLP.

10 Antitrust Trends And Developments To Watch This Year

President Donald Trump's competition policies are sure to top the headlines in 2017. We can expect renewed focus on the SMARTER Act, continued attention to the pharmaceutical industry, and hurdles for foreign investment in the U.S., say attorneys with Cooley LLP.

LEGAL INDUSTRY

These Law School Grads See Biggest Paydays

Recent Cornell Law School graduates earn the highest average salary in the nation among their peers at more than $183,000, beating out a number of other big names, a study released Monday found.

Law Firm Leaders Are Optimistic About 2017, Report Says

Law firm leaders remain optimistic about their firms' financial futures, despite the industry's modest growth numbers in billable hours logged and net income last year, according to a new report by Wells Fargo Private Bank's Legal Specialty Group.

Legal Dept. Operations Pros Prioritize Financial Metrics

Legal operations professionals tasked with quantifying corporate legal departments' budgets, efficiency and effectiveness have a full plate, tracking numerous metrics they deem important with little automation to lessen their load, according to recently releaed survey results.

Jury Selection Kicks Off In Dewey Retrial

Jury selection in the retrial of two former top executives of failed law firm Dewey &

LeBoeuf LLP began Monday, and the judge overseeing the marathon case laid out some ground rules for the defense in its questioning of the star cooperating witness in the case, in light of his sweetened plea deal.

Ethics Group Backs High Court Look At Nonresident Atty Law

A bar group representing legal ethics and professional responsibility specialists has joined the call for a U.S. Supreme Court review of a challenge to a New York law requiring nonresident lawyers wishing to practice in the state to maintain a physical office there.

Call For Participants: Law360's 2017 Editorial Advisory Boards

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Cooley
Covington & Burling
Cozen O'Connor
Dechert
Dewey & LeBoeuf
Earthjustice
Fennemore Craig
Foley & Lardner
Frankfurt Kurnit
Goldberg Segalla
Goodwin
Greenberg Traurig
Hinshaw & Culbertson
Holland & Knight
Hopping Green
Hunton & Williams
Husch Blackwell
Jackson Walker
Mintz Levin
MoloLamken LLP
Munsch Hardt
Nabors Giblin
Organ Cole
Orrick Herrington
Proskauer Rose
Richards Rodriguez
Sanford Heisler

Seward & Kissel
Sidley Austin
Squire Patton Boggs
Stroock & Stroock
Weiner Brodsky
White & Case
Williams & Connolly
WilmerHale

COMPANIES

Netflix Inc.
Aetna Inc.
Allergan PLC
American Federation of Government Employees
Anthem Inc.
Association of Corporate Counsel
Bank of America Corporation
CIGNA Corporation
Exxon Mobil Corporation
Florida Panthers
Florida Power & Light Co.
Glover Park Group LLC
Humana Inc.
Indivior PLC
JPMorgan Chase & Co.
Koch Industries Inc.
Lawyers' Committee for Civil Rights Under Law
LexisNexis Group
Los Angeles Times
Lyft Inc.
Mylan NV
NBCUniversal Inc.
National Collegiate Athletic Association
National Hockey League
National Right to Work Legal Defense Foundation
New York University
Office Depot Inc.
PHH Corporation
Pfizer Inc.
Public Knowledge
SYSCO Corporation
Sierra Club
Twitter Inc.
U.S. Foods Inc.
Uber Technologies Inc.
Warner Chilcott Limited
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Supreme Court

U.S. Department of Justice
U.S. Department of Homeland Security
Consumer Financial Protection Bureau
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Central Intelligence Agency
Competition and Markets Authority
European Commission
Federal Communications Commission
Government Accountability Office
International Trade Commission
NAFTA
U.S. Senate
Congressional Budget Office
European Securities and Markets Authority
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Conduct Authority
Florida Department of Environmental Protection
Food and Drug Administration
Internal Revenue Service
National Security Council
New York Attorney General's Office
Office of the U.S. Trade Representative
Pennsylvania Public Utility Commission
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
Texas Health and Human Services Commission
Tohono O'odham Nation
U.S. Agency for International Development
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Office of Personnel Management

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Sent: Fri 9/9/2016 10:37:31 PM
Subject: [Marketing Mail] How Do You Know It's Really Your Customer On The Line? plus "Professor Pikachu"

Blogs from John Ginovsky and Steven Ramirez

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FRAUD RISK

Beware address hijacking

The many data breaches of the last few years have provided criminals with a pile of raw material for account takeover fraud. Breaches give them the keys, and they begin by changing a key address, putting them in control of peoples' accounts. Read more

MOBILE DEVICES

3 things banks can learn from Pokémon Go

You may not play Pokémon Go, but think about how many of your customers may be playing it. Banks have some lessons to learn from "Professor Pikachu." Read more

BLOCKCHAIN TECHNOLOGY

What would a blockchain world look like?

In many ways "the blockchain" is still "early days." But think how much the smartphone changed your life from its relatively recent debut. Two blockchain experts from EY project how life in banking and other fields could change with "the chain." Read more

SAME-DAY ACH UPDATE

MAKING SENSE OF IT ALL

AI to offer banking, untouched by human hands

Greater computer power and lower costs are driving automated financial services, according to John Ginovsky. Read more

SOCIAL MEDIA BLOG

3 tips for better Instagram engagement

Remember, says Steven Ramirez of Beyond The Arc: Instagram is about pictures (and now about video too). Read more

UNCONVENTIONAL WISDOM

Retail banking agility demands strong analytics

As digital channels increasingly become how people bank, turning all that activity into conclusions you can act on becomes key. Read more

Phase 1 of same-day ACH begins 9/23

A three-part program for moving the automated clearing house to same-day availability begins later this month. ACI Worldwide's Kathleen Dwyer discusses how to get ready. Read more

MONEY LAUNDERING & TECHNOLOGY

Following the money online

"Why would someone pay so much on an online marketplace for some widget?" you may ask. It could be that the whole transaction is a sham, routed through an online marketplace but engineered for money laundering. *If your bank processes for online vendors, this is a must-read.* Read more

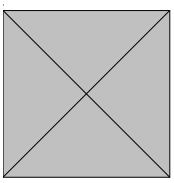
PREPAID CARDS

Rushing ahead, with care

Last fall a major service disruption slammed RushCard. But a major *upgrade* recently launched brings customers a better-than-ever revamp of prepaid service. Read more

BE SOCIAL MEDIA

Follow us as we tackle another 10.9K



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Understanding CFPB's mindset

"While I have a bit of a leg up considering the work I do, sometimes I am befuddled, puzzled, or even frustrated by some of what I encounter, like many consumers"—*CFPB official Peggy Twohig* Read more

Solving the convenience risk conundrum

White paper—The easiest and most convenient path between consumers and the financial experience they expect is online account opening, and most fintech players provide that. How user friendly is your bank's onboarding process? In a report sponsored by Mitek, Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge: Designing a mobile account opening process that is seamless yet safe. Read more

How to win over millennials: Are all your bases covered?

On-demand webinar—Everyone tells you how you must woo the next generation, but how *do* you do that, exactly? Kasasa presents a practical summary of key research and strategies tailored to community banks. Beyond data and the insights of a specialist, the presentation includes "millennial on the street" video interviews. Listen to the webinar

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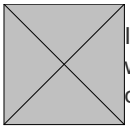

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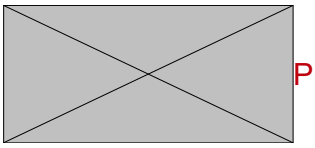

PUBLIC POLICY.

Tuesday, November 21, 2017

TOP NEWS

Trump Calls North Korea State Sponsor Of Terror

President Donald Trump on Monday placed North Korea on the nation's list of state sponsors of terror, pledging that the isolated nation will soon be hit with the "highest level of sanctions" in a bid to counter its nuclear proliferation agenda. Read more »

Trump Officials To End Deportation Protections For Haitians

The U.S. Department of Homeland Security will cut off a deportation protection program for Haitians who've been in the U.S. since a devastating 2010 earthquake, adding the Caribbean nation Monday to a list of countries that will lose the protection status in coming months. Read more »

Fla. Gov. Seeks DQ Of Justice Over 'Hot Mic' Comments

Florida Gov. Rick Scott demanded Monday that state Supreme Court Justice Barbara Pariente recuse herself from the challenge to his plan to appoint the next three high court justices on his last day in office after she was caught on a "hot mic" making comments shortly after oral arguments in the case. Read more »

Yellen To Retire From Fed Once Successor Is Confirmed

Federal Reserve Chair Janet Yellen on Monday announced she would vacate her seat on the central bank's board of governors once the Senate confirms Jerome Powell to take over the Fed's leadership. Read more »

NJ Lawyers, Others Exempt From Proposed Freelancer Law

Attorneys are among the professionals exempted from a proposal advanced by New Jersey lawmakers Monday that establishes protections for freelancers, such as timely payment assurance and oversight by the state's Department of Labor and Workforce Development. Read more »

BANKING & SECURITIES

Analysis

Treasury Looks To Ease Firms' Escape From Tougher Scrutiny

A Friday report from the U.S. Department of the Treasury outlined potential changes to the way financial regulators evaluate whether insurers and other nonbank financial firms should be subjected to increased capital and other requirements, and may give those companies ammunition to challenge such a designation. Read more »

ENERGY & ENVIRONMENTAL

DC Circ. Gives Grammar Lesson In EPA Coal Ash Rule Dispute

The fate of the U.S. Environmental Protection Agency's coal ash disposal rule, under challenge at the D.C. Circuit from different ends by industry and environmentalists,

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rested in part Monday on the grammar rules of the present tense and how much authority Congress gave the EPA over dormant landfills. Read more »

Pest Control Co. To Pay $10M For Illegal Fumigant Use

A pest control company and its U.S. Virgin Islands subsidiary were ordered in Virgin Islands federal court to pay $10 million in criminal fines, community service and restitution for applying illegal fumigants in residential locations, the U.S. Department of Justice and the U.S. Environmental Protection Agency said in a statement on Monday. Read more »

BLM Tells 10th Circ. No Need To Revisit Frack Rule Decision

The Bureau of Land Management on Monday urged the Tenth Circuit not to grant four states' request that it revisit its rejection of their challenge to an Obama-era hydraulic fracturing rule for federal and Native American lands. Read more »

NY Says There's Nothing Unlawful About Nuke Subsidy Plan

New York utility regulators told the Second Circuit on Friday that the state's plan to subsidize struggling nuclear power plants is well within its authority to reduce greenhouse gas emissions and that challengers of the plan can't use the Federal Power Act or the Constitution's commerce clause to limit that authority. Read more »

Gov't Defends Fuel Efficiency Penalty Delay At 2nd Circ.

The federal government and an automakers group on Friday asked the Second Circuit to deny five Democratic attorneys general and a group of environmentalists' request that it vacate a delay of an Obama-era rule raising the penalties for automakers that don't meet fuel efficiency standards. Read more »

HEALTH & LIFE SCIENCES

Abortion Clinic Buffer Zone Nixed On Free Speech Grounds

An 8-foot buffer zone around a New Jersey abortion clinic violates the First Amendment rights of protestors and "sidewalk counselors," a federal judge has ruled, striking down an ordinance passed by the city of Englewood, saying it couldn't stand under the U.S. Supreme Court's McCullen v. Coakley decision. Read more »

EU Drug Agency Packs Bags For Amsterdam Amid Brexit

In a razor-thin decision, the European Union on Monday selected Amsterdam as the new headquarters of the bloc's prescription drug regulator, starting the clock on a relocation from London prompted by Brexit. Read more »

DOD Slow To Target Rising Rx Costs, Fraud Risks: Watchdog

The U.S. Department of Defense's health care arm had been too slow to respond to risks of fraud posed by drugs with rapidly rising costs, only recently updating its rules to cut down on those risks, according to a watchdog report Monday. Read more »

Justices Urged To Hear Gay Bias Case Even Without Employer

A gay former hospital security guard who alleges she was fired because of her sexual orientation pushed the U.S. Supreme Court on Monday to decide whether Title VII of the Civil Rights Act bars discrimination against gays, saying her appeal is viable even if former employer Georgia Regional Hospital won't fight it. Read more »

EMPLOYMENT

Uber Fined $8.9M For Problematic Drivers In Colo.

An Uber affiliate has been hit with an $8.9 million civil fine for allowing nearly 60 people to drive for the company despite having disqualifying criminal or motor vehicle offenses or invalid driver's licenses, the Colorado Public Utilities Commission said Monday. Read more »

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Gen. Won't Obey Illegal Nuke Order, But What Is 'Illegal'?

Air Force Gen. John Hyten, who oversees the U.S. nuclear arsenal, made waves in the press Saturday when he said he'd refuse an illegal presidential nuclear strike order, though legal experts say that's far less controversial than what would make such a strike illegal in the first place. Read more »

OIG Finds Coast Guard IT Investments Lack Oversight

A government watchdog has urged the U.S. Coast Guard to adopt new oversight measures for information technology procurements designated as "non-major," in a report this month finding the current fragmented system lacks measures to ensure the acquisitions are subjected to the appropriate level of review. Read more »

TAX

Analysis

Panelists See Int'l Tax Landscape Shifting Toward Chaos

A lack of clear consensus on international tax rules, unilateral measures such as the U.K.'s diverted profits tax and other factors are contributing to an increasingly chaotic and uncertain environment for multinational companies, tax practitioners said. Read more »

Fla. Urges High Court To Turn Away Dish Network's Tax Suit

The Florida Department of Revenue has asked the U.S. Supreme Court not to take up Dish Network LLC's certiorari petition claiming the state's communication service tax discriminates against satellite in favor of cable providers, saying there has been no split in previous decisions on whether taxing satellite more than cable discriminates against interstate commerce. Read more »

IMMIGRATION

Analysis

What Ending H-4 Work Permits Means For Cos., Immigrants

With the Trump administration reportedly mulling plans to end work authorization for H-4 visa holders, thousands of immigrant spouses may lose the ability to work in the U.S., potentially halving their families' incomes and creating another headache for employers. Read more »

AILA Nabs Some Immigration Judges' Names In FOIA Fight

A D.C. federal judge ruled Friday that the names of 14 immigration judges who've been subject to numerous complaints should be unredacted by the Executive Office for Immigration Review, granting a partial win to the American Immigration Lawyers Association. Read more »

NY ICE Facility Forced To Hear Asylum-Seekers' Parole Cases

A New York federal judge on Friday ordered an Immigration and Customs Enforcement detention facility in upstate New York to end its alleged practice of keeping asylum-seekers locked up without the opportunity for release on parole or bond while awaiting their hearings. Read more »

DACA Backers Push Off Fight Over Uncovering Related Docs

A California federal judge on Monday granted a bid by challengers to the proposed phaseout of the Deferred Action for Childhood Arrivals program to put off their effort to uncover related government documents so that the case may move forward. Read more »

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Executive Office for Immigration Review
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International Trade Commission
National Highway Traffic Safety Administration
Office of the Comptroller of the Currency
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DOI Still Seeking Cobell Claimants As Deal Deadline Looms

With a looming deadline for Native American tribal members to make a claim for a bite of the landmark Cobell settlement over the alleged mismanagement of tribal trust funds, the federal government said on Friday it is still looking to identify thousands of possible claimants. Read more »

TELECOMMUNICATIONS

Microsoft Deploys TV-Band Wi-Fi In Disaster Zones

Microsoft has deployed so-called white space technology to bring connectivity back to Puerto Rico and the U.S. Virgin Islands, the company said on Monday, activating a project that uses unassigned gaps in TV-band spectrum to power Wi-Fi in the decimated areas. Read more »

Light Regs Will Spur Rural Internet Growth, Telecoms Tell FCC

A group of 21 rural telecommunication service providers on Friday encouraged the Federal Communications Commission to adopt a more “light-touch” approach to regulating broadband internet, suggesting it was essential to spur investment in underserved communities and bridge the “digital divide.” Read more »

PEOPLE

Hogan Lovells Picks Up Ex-Walmart Political Pro

Hogan Lovells has hired a government relations and policy expert who’s worked with politicians on both sides of the aisle and spent a decade working for Wal-Mart Stores Inc. in Washington, D.C., and Mexico, bolstering the firm’s reach on legislative advocacy for corporate clients. Read more »

EXPERT ANALYSIS

The Senate's Tax Reform Bill Faces A 'Byrd Bath'

Now that the U.S. Senate Finance Committee has voted to advance its tax reform bill, the Senate must find ways to bring its deficit below $1.5 trillion, or see some provisions scrubbed in a procedural "Byrd bath" during budget reconciliation, says Darryl Nirenberg, a partner at Steptoe & Johnson LLP. Read more »

Financial Crisis Anniversary

10 Years After Crisis, What We Still Need To Do

We can all sleep easier at night because financial reforms have produced a considerably strengthened banking system. This desirable state, however, should not lead to somnambulism. We must still attend to at least four areas of concern, say Rodgin Cohen and Mitch Eitel of Sullivan & Cromwell LLP. Read more »

High Transparency May Help SSOs Under Attack By DOJ

Member-driven standard-setting organizations have traditionally steered clear of antitrust focus despite their inevitable tendency for concerted action. However, new scrutiny espoused by Assistant Attorney General Makan Delrahim should lead SSOs to change protocol, says David Newman, leader of Gould & Ratner LLP's intellectual property group. Read more »

Opinion

CRA Review Of Bank Regulatory Guidance Is A Bad Idea

Following the recent determination that the Interagency Guidance on Leveraged Lending is subject to the Congressional Review Act, a congressman urged bank regulators to review all of their existing guidance and determine if any should be submitted to Congress. However, regulators should respectfully decline to do so, says Michael Silva, chairman of the financial services regulatory practice at DLA Piper. Read more »

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Opinion

Criticism Of FDA Citizen Petitions Is Often Misguided

In recent years, the U.S. Food and Drug Administration's citizen petition process has been attacked by critics for inappropriately delaying FDA approval of competing drug products. Though the process is not perfect, any assessment of the need for improvement should be based upon a clear understanding of the law and how it has actually operated over the last several years, says Scott Lassman of Goodwin Procter LLP. Read more »

LEGAL INDUSTRY

Husch Blackwell Loses 40 Attys, Citing 'Year-End Transitions'

Husch Blackwell LLP confirmed Monday that approximately 40 attorneys, all of whom are partners or counsel, are expected to leave the Kansas City, Missouri-based firm, due to what the firm called "year-end transitions." Read more »

Analysis

Female Law Firm Leaders: How We Broke The Glass Ceiling

Even as more women enter the legal profession, the number who make it to the highest levels of law firm management is still small. Here, five female law firm leaders share their tips on smashing the glass ceiling. Read more »

Ropes & Gray Names 1st Female Chair In Its 152-Year History

Ropes & Gray LLP will have a woman at the helm of the law firm for the first time in its 152-year history, the firm said Monday, announcing the appointment of private equity partner Julie Jones to become the law firm's next chair. Read more »

Florida Federal Judge William Hoeveler Dies At 95

U.S. District Judge William M. Hoeveler, who spent nearly 40 years on the bench in the Southern District of Florida and was one of the most popular judges there, died on Saturday at his home in Coral Gables. He was 95. Read more »

15 Minutes With Credit Karma's General Counsel

Susannah Wright was tapped in June to act as the first general counsel of the personal finance startup Credit Karma. Wright spoke to Law360 to discuss the challenge and opportunity of being the general counsel of a young, disruptive company. Read more »

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2.3.2016
This dispatch prepared for .

DAYS UNTIL THE NEVADA DEMOCRATIC PRESIDENTIAL CAUCUS: 17

DAYS UNTIL THE NEVADA GOP PRESIDENTIAL CAUCUS: 20

DAYS UNTIL CANDIDATE FILING OPENS: 33

DAYS UNTIL THE 2016 PRIMARY ELECTION: 132

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 261

DAYS UNTIL THE 2016 GENERAL ELECTION: 279

Good morning, everyone. In case you missed it, Donald Trump said on "Today" this AM that he wants to be more understated and more of a statesman. Shortely thereafter, he unleashed a Tweetstorm accusing Ted Cruz of fraud in Iowa and calling for a new election. I'm not kidding. Oh, and in case you missed it, Rand is out.

Tonight on "Ralston Live," we have Sunrun's Bryan Miller (taped yesterday, see below). Last night, we had Labor Secretary Tom Perez.

What's below: TV spending in WH race, Adelson News reveals itself, Morning Flash nuggets and a trivia question about a Strip hotel rebranding.

COMING UP

Watch "Ralston Live" tonight to see some pretty remarkable statements from SunRun's Bryan Miller. Not only did he guarantee a lawsuit against the PUC for "breaking the law" if it does not reverse its entire net metering

decision (not just the grandfathering part), but he called Gov. Brian Sandoval a liar and said the governor's undue political influence on the regulators will be the first line in his bio. It is something else, dear Flashees.

WHO'S SPENDING WHAT ON TV HERE?

Bernie is outspending Hillary on TV in Nevada, but she is catching up. And Marco is all in here. The details.

MORE OMINOUS DOINGS AT THE ADELSON NEWS

Yes, it's embarrassing to put a sports column about the Sheldon Raiders on Page One. But here's something more scary: I am reliably told that Alan Snel, who announced this week he is leaving the newspaper, wrote a strong story featuring critics of the stadium's public financing scheme and it was spiked. "I cannot really confirm or deny anything," Snel told me in a brief conversation Tuesday.

But one source with knowledge of what occurred told me the story was killed. Editor Glenn Cook did not respond to an inquiry, and my usual RJ peeps were silent, too.

So: Fluffy columns, reversed editorial positions, overplayed stuff in the newshole. Meet the Adelson News, dear Flashees.

A QUINTET OF MORNING FLASH NUGGETS

Nugget No. 1 – Astrid Silva endorses Hillary today, along with other DREAMers. We. Matter.

Nugget No. 2 – Congressional candidate Lucy Flores keeps tweeting about her Sanderslove. But her latest campaign manager, Monica Perez, is a huge Hillary supporter and keeps tweeting about how wonderful she is. Awkward.

Nugget No. 3 – ICYMI, Catherine Cortez Masto and Joe Heck raised about the same last quarter, but Heck has a million dollars more on hand. Not insignificant, but not determinative.

Nugget No. 4 – The RCG jobs report has lots of good stuff.

Nugget No. 5 – Keep an eye on that adverse taxi regulatory audit and the companies fighting back. Owners considering legal action, hiring financial analysts to do audit of audit. Ugly.

FAST FLASHES

Click and enjoy.

Megan Messerly on the Tom Perez visit.

Imagine this issue if there were a Reid-Sandoval race. Sigh.

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A MESSAGE FROM MGM RESORTS INTERNATIONAL: The Park – a unique blend of restaurants, bars and entertainment tucked into desert landscaping – opens April 4 on the Las Vegas Strip. Through cutting-edge technology and innovative design, The Park will uphold MGM Resorts' commitment to sustainability by emphasizing energy and water conservation, "green" building and waste management.

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FLASH FACTS OF THE DAY

Early Nevadans had a difficult time understanding or trusting the Asian population, which of course was comprised mostly of Chinese and Japanese immigrants. In early 1900s, in California, the growth of the Japanese population was viewed as a "problem" by many. Japanese immigrants moving to the United States for more opportunity were even buying land. The California legislature in January 1909 was considering anti-Japanese legislation. US President Theodore Roosevelt was against such legislation as bad for business and international relations. But, Nevada followed California's lead. On February 2, 1909 the Nevada State Legislature was considering Assembly Joint and Concurrent Resolution #1. In the final amended Resolution in the Nevada Assembly, the words remained harsh. Some Nevada legislators felt Japanese immigrants were agents of the Japanese Government sent to the US to acquire lands and therefor gain a foothold for some future takeover. The Resolution in its form on February 2, 1909 resonated genuine fear, and berated the Federal Government for interfering with the rights of the States. The considered Resolution included, "Whereas, agents of the Japanese Government are acquiring wheat and grain lands with which Nevada is so bounteously supplied…" This was right after the initial implementation of the Newlands Act through which irrigation was reclaiming arid lands. They may actually have believed that 1) the Japanese were coming to take over, and 2) than Nevada actually had lots of farmland. The considered Resolution referenced the "Japanese peril," "the Japanese invasion," and "the encroachment of the Japanese." When the Resolution mentions pending legislation in California, it refers to the Japanese, or at least the presumed Japanese agents, as "parasites of the world."

US President Theodore Roosevelt spoke to the US Senators representing the western States, including the US Senator for Nevada, George Nixon. Senator Nixon then sent a telegram to the Nevada Legislature on

February 3, 1909. Though Nixon declined to include his own view of the alleged problem, he did express that after speaking with the President that passing such anti-Japanese legislation, though well intended, could bring unwanted results. Nixon said “the very object of the Resolution may be injured by radical action at this time.” The Nevada State Assembly passed the Resolution on February 3, 1909 by a vote of 44 for, 1 against, and 3 not voting. A telegram was sent to Senator Nixon advising him of the Assembly’s actions.

“… now is a better time than ever to lay down terms to that Empire and teach those arrogant people that American rights cannot be encroached on…” – proposed Assembly Joint and Concurrent Resolution #1 as amended February 2, 1909 for consideration by LegislatureFebruary 3, 1909.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

On this day in history, a Strip hotel re-opened as a nationally known brand, one perhaps most famous for its t-shirts. What hotel was it before it re-opened, and what was the new name?

Tuesday’s winner: NV Energy’s Tony Sanchez

The question: On this day in history, a letter arrived in one rural city from another. In it was a name that would become forever famous, ready to be printed for the first time. What name?

The answer: Mark Twain

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Election 2016: What Voters Need to Know

We put together this information sheet to help you find your polling place, look up what's on your ballot, and connect you with nonpartisan volunteers, like 866-OUR-VOTE, who can help with any questions or problems. Now make your voice heard — and vote!

Read Now »

Voting Issues to Watch

Voter intimidation efforts, machine problems, long lines, and confusion over new requirements — here's a breakdown of Brennan Center research for Election Day.

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THE TOP 5

How We Got Here on Voter Suppression

No matter who wins tomorrow, the rise of discrimination in elections is bad for democracy. Andrew Cohen explains why the Roberts Court is largely to blame.

Three Things We Already Know About 2016 U.S. House Races

There are more uncontested congressional seats than competitive ones. Once again, redistricting is to blame.

Political Money in the Senate

Supposedly independent groups, free from contribution limits and disclosure laws, will outspend candidates and parties in the top 10 Senate races, our latest analysis reveals.

We Won't Be Intimidated

On MSNBC, Michael Waldman discussed poll watching efforts and why every American should be able to vote free from obstruction.

Election Podcast: The Line

In our new three-part series, Victoria Bassetti cuts through election noise to examine the false claims of election rigging, how to fix low turnout, and the continued fight over ID laws. For the latest episode, click here.

FEATURED MAP

2016 Voting Guide

Your vote is your voice. Learn all the state-by-state rules — including registration laws, voter ID requirements, and early voting times — with our interactive guide.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Nov 6

Think #CitizensUnited didn't impact state races? Read this. http://trib.al/Br7WXCY

@BrennanCenter • Nov 6

There is absolutely no basis to the claims of widespread fraud or rigged election outcomes. Read the facts: http://trib.al/LBK6som

---

@BrennanCenter • Nov 5

This election is one of the most important yet. Sign the pledge to vote and make your voice heard! http://trib.al/9mzFCfn

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To: Diana Paul[dpaul@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:10:02 PM
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

To DeHaven, too??

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> ---
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> "**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]); Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

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WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only

those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

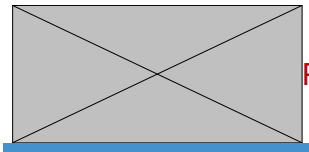
If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 2/7/2018 9:28:11 AM
Subject: CFIUS Changes Are Coming: What Attys Need To Know



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Wednesday, February 7, 2018

TOP NEWS

Analysis

CFIUS Changes Are Coming: What Attys Need To Know

Strong bipartisan support for legislation that would modernize the mandate of the Committee on Foreign Investment in the U.S. means changes are likely coming soon, and attorneys must be prepared to provide advice about how those potential changes might affect their clients' deals. Read more »

Analysis

A To-Do List For New USPTO Director Iancu

New U.S. Patent and Trademark Office Director Andrei Iancu will have a lot on his plate as he takes the reins at the agency, from addressing concerns about the fairness of Patent Trial and Appeal Board reviews to safeguarding the patent office's budget. Here's what attorneys say should be on his agenda. Read more »

House Passes Government Funding Band-Aid

Congress took a step toward avoiding a government shutdown this week, with a House vote Tuesday to keep the government open through mid-March and with top lawmakers saying a long-term spending deal was nigh. Read more »

SEC Chief 'Not Anxious' To Deter Post-IPO Class Actions

U.S. Securities and Exchange Commission Chairman Jay Clayton told a Senate panel Tuesday that he is "not anxious" to see a change in policy that would let companies bar investors from filing class claims of fraud after an initial public offering. Read more »

Ginsburg Says Politicizing Court A 'Plague On Both Houses'

U.S. Supreme Court Justice Ruth Bader Ginsburg told an audience Tuesday afternoon at New York Law School that she is troubled by the relatively recent trend of partisan wrangling over nominees to the high court but expects it will not stay that way forever. Read more »

Trump Establishes Immigrant, Visitor Vetting Center

President Donald Trump signed a memorandum Tuesday establishing a National Vetting Center to enhance screening of anyone trying to enter the U.S. and to improve information-sharing among government agencies. Read more »

BANKING & SECURITIES

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Latham & Watkins
Lynch & Lynch
Mayer Brown
McDonnell Boehnen
McGuireWoods
Morgan Lewis
Nixon Peabody
Orrick Herrington
Polsinelli
Steptoe & Johnson LLP
Stroock & Stroock
Sugarman Rogers
Thompson Coburn

COMPANIES

Regulating Cryptocurrencies Proving Tough, Watchdogs Say

U.S. financial markets watchdogs are struggling and may seek Congress' help to bridge the regulatory gaps currently keeping them from protecting investors amid the growing frenzy around cryptocurrencies, the nation's two top securities regulators said Tuesday. Read more »

Mnuchin Says Pot Banking Guidance Intact Until Replacement

U.S. Treasury Secretary Steven Mnuchin on Tuesday said he does not want to withdraw guidance allowing banks to serve marijuana businesses without having a replacement in place, despite a reversal of Obama-era Justice Department policies easing enforcement of federal marijuana laws in states where the drug is legal. Read more »

FCC Robocall Stance Stops 'Important Messages,' Banks Say

Banking and other trade groups, including the U.S. Chamber of Commerce, have pressed the Federal Communications Commission to tighten its definition of autodialers, which the groups said interferes with their ability to reach out to consumers "with important messages." Read more »

ENERGY & ENVIRONMENTAL

Analysis

Northeast Cap-And-Trade Turns 10: A RGGI Report Card

While federal climate change policy is now in full retreat under President Donald Trump, the Regional Greenhouse Gas Initiative has been a picture of policy stability since it began running in 2009. As the climate compact of northeastern states enters its 10th year of operation and welcomes a 10th member in New Jersey, climate experts draw up a RGGI report card. Read more »

No Changes To Obama-Era Coal Dust Rule, MSHA Chief Says

The head of the Mine Safety and Health Administration on Tuesday told congressional lawmakers that the agency will not roll back any portion of the Obama administration's 2014 rule limiting coal dust exposure to mine workers. Read more »

DC Circ. Kills Kansas Regulator's Rate Suit Against FERC

The D.C. Circuit on Tuesday threw out a suit by a Kansas regulator of public utilities accusing the Federal Energy Regulatory Commission of improperly approving future rates, saying that the potential harm alleged by the state regulator was too speculative to give it standing. Read more »

BLM Fights Effort To Undo 10th Circ. Fracking Rule Decision

The federal government and environmental groups on Monday urged the Tenth Circuit not to grant North Dakota's bid to leave in place a lower court ruling that the government didn't have the authority to apply a 2015 fracking rule to tribal and federal land. Read more »

NY Joins States Suing EPA Over Clean Water Rule Delay

New York and several other states on Tuesday filed suit in New York federal court against the U.S. Environmental Protection Agency, accusing it of failing to consider the full consequences or receive the necessary public input before suspending an Obama-era rule defining the Clean Water Act's reach. Read more »

HEALTH & LIFE SCIENCES

After Tragedy, Mom Says Pharmacists Must Seek Docs' Rx OK

The Massachusetts Supreme Judicial Court on Tuesday considered giving pharmacists new legal obligations in the wake of a young woman's death from seizure complications while her epilepsy medication was caught in administrative limbo. Read more »

AT&T Inc.
American Bankers Association
American Bar Association
American Civil Liberties Union
American Immigration Lawyers Association
American International Group Inc.
CTIA
CUNA Mutual Group
Carlyle Group LP
Consumer Bankers Association
Edison Electric Institute Inc.
Equifax Inc.
Facebook
Financial Industry Regulatory Authority Inc.
General Electric Capital Corp.
GitHub Inc.
International Association of Privacy Professionals
Kaspersky Lab Ltd.
MGM Resorts International
MetLife Inc.
Mexican American Legal Defense and Education Fund
Mohegan Sun
Mortgage Bankers Association
National Association of Broadcasters
National Federation of Independent Business
National Immigration Law Center
Natural Resources Defense Council
New York University
Philadelphia Eagles
Prudential Financial Inc.
Sierra Club
Southwest Power Pool Inc.
T-Mobile USA Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Walgreen Co.
Washington Post Co.
Whirlpool Corporation

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Air Resources Board
California Energy Commission

MEDIA & ENTERTAINMENT

Conn. Lawmakers Float Plan To Open Bidding For New Casino

A group of Connecticut lawmakers said in a statement Tuesday that they will introduce a bill to invite bids to build the state's next casino, a plan that would undo the state legislature's approval of the Mohegan and Mashantucket Pequot tribes' planned $300 million casino project and require the tribes to battle a rival proposal from MGM Resorts International. Read more »

CYBERSECURITY & PRIVACY

DHS Fights Kaspersky's Bid To Block Federal Software Ban

The U.S. Department of Homeland Security on Monday fired back at Kaspersky Lab's attempt to halt an order barring federal agencies from using its software products due to national security concerns, telling a D.C. federal judge that there is "ample" support for the ban and that "nothing of any practical value" would come from a reversal. Read more »

Uber Exec Says Company Can't Justify Covering Up Breach

A top cybersecurity executive for Uber told lawmakers Tuesday that the company cannot justify covering up a massive 2016 data breach that exposed 57 million user accounts while paying hackers to delete the data and keep the episode quiet. Read more »

China's Cyber Law Makes Cos. Less Safe, Biz Group Says

China has defended its cybersecurity law as a way to stop hackers and keep citizens' data safe, but a new report from the U.S.-China Business Council said Beijing's new restrictive data protection regime actually makes companies more vulnerable to an attack. Read more »

CONSUMER PROTECTION

House Passes Bill Changing Menu Calorie Count Rules

The House of Representatives passed a bill Tuesday to loosen nutritional reporting rules for restaurants and other establishments, as backers said the measure would help small businesses avoid repercussions for small mistakes in calorie counting. Read more »

GOVERNMENT CONTRACTS

FEMA Urged To Justify 'Inexplicable' Emergency Food Deal

House Oversight Committee Democrats said Tuesday that the Federal Emergency Management Agency had "inexplicably" awarded a $156 million post-hurricane emergency food contract to a one-person company with a history of poor performance, while urging their committee chair to make FEMA cough up documents on its hurricane responses in Puerto Rico. Read more »

INTERNATIONAL TRADE

UK's New Hires Signal Far-Reaching Trade Push After Brexit

The United Kingdom on Monday tapped a pair of new trade commissioners to focus on deepening economic engagement with North America and South Asia, giving a hint as to the government's trade priorities once the Brexit process has run its course. Read more »

China Strikes Back Against US Safeguards At WTO

- California Public Utilities Commission
- Committee on Foreign Investment in the United States
- Commodity Futures Trading Commission
- Congressional Budget Office
- Connecticut General Assembly
- Consumer Financial Protection Bureau
- Department of Commerce
- European Union
- Executive Office of the President
- Federal Communications Commission
- Federal Deposit Insurance Corp.
- Federal Emergency Management Agency
- Federal Energy Regulatory Commission
- Federal Reserve System
- Financial Crimes Enforcement Network
- Financial Stability Oversight Council
- Food and Drug Administration
- International Monetary Fund
- Mashantucket Pequot Tribal Nation
- Mine Safety and Health Administration
- Mohegan Tribe
- National Economic Council
- National Security Agency
- National Security Council
- National Telecommunications and Information Administration
- New York Attorney General's Office
- Occupational Safety and Health Administration
- Office of the Comptroller of the Currency
- Securities and Exchange Commission
- U.S. Customs and Border Protection
- U.S. Department of Defense
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of the Interior
- U.S. Department of the Treasury

The Chinese government demanded compensation for new U.S. safeguard tariffs on solar panel components and washing machines on Tuesday, alleging that the Trump administration violated a number of World Trade Organization rules in erecting the new restrictions. Read more »

TAX

CBO Officials Say Jury Still Out On Fed. Tax Cut's Impact

Officials from the Congressional Budget Office told U.S. House lawmakers Tuesday they're still assessing the economic impact of the recent federal tax overhaul legislation, and it's too early to draw broad conclusions just yet. Read more »

Mass. Justices Question Legality Of 'Millionaire Tax' Petition

Justices on Massachusetts' high court pushed back on Tuesday against the proponents of a ballot initiative that would increase income taxes on the state's highest earners and send the money to education and transportation programs, at times echoing a cohort of businesses arguing against its constitutionality. Read more »

Pa. Gov. Seeks Tax On Natural Gas To Fund Education

Pennsylvania Gov. Tom Wolf unveiled his 2019 budget plan Tuesday, calling for increased spending on education that would be partially offset by a new tax on natural gas. Read more »

India's Budget Takes Anti-Tax Avoidance Cues From OECD

India is lowering the threshold for what triggers a taxable activity within its borders, according to a recently released budget, which said the country's new laws are in line with the Organization for Economic Cooperation and Development's recommendations for curbing tax avoidance by multinational companies. Read more »

IMMIGRATION

Migrant Deaths Up In '17, Even As Apprehensions Decrease

Migrant deaths along the border between the U.S. and Mexico rose slightly in 2017 compared to 2016, even as reports of apprehensions decreased sharply during the period, according to data released Tuesday by a United Nations migration group. Read more »

Trade Groups Ask Congress To Lift H-2B Visa Caps

Hundreds of trade associations have signed a letter to the House and Senate appropriations committees requesting that they relieve a cap on visas for temporary non-agricultural workers under the H-2B program in any imminent spending legislation, advocates announced Tuesday. Read more »

Immigrants Seek Early Win In Ariz. License Denial Suit

A certified class of immigrants suing the state of Arizona over its practice of denying driver's licenses to certain categories of Deferred Action for Childhood Arrival status recipients has urged a federal judge to stop the alleged discrimination immediately through an injunction. Read more »

NATIVE AMERICAN

DOI Says Absence Of Compact Sinks Tribe's Gambling Claims

The U.S. Department of the Interior urged a D.C. federal judge Monday to toss claims the department failed to act in time on proposed amendments to the Mashantucket Pequot's gambling deal with Connecticut for a new casino, saying the tribe isn't offering gambling under a tribal-state gaming compact that would allow it to bring such claims. Read more »

U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Supreme Court
United Nations
Ute Indian Tribe
World Trade Organization

TELECOMMUNICATIONS

Fed. Agencies Should Handle Nat'l Security Alerts, House Told

The responsibility for sending emergency alerts related to national security threats should rest on federal agencies instead of state and local authorities, a House Homeland Security subcommittee heard Tuesday. Read more »

Pai Pushes Rules To Boost Power For Small FM Stations

The Federal Communications Commission is considering a regulatory proposal that would allow small FM radio stations to increase their broadcasting power, FCC Chairman Ajit Pai said Tuesday, noting the policy could be a boon to small and minority-owned stations. Read more »

EXPERT ANALYSIS

10 Highlights From FINRA's 2018 Priorities Letter

The Financial Industry Regulatory Authority's annual regulatory and examination priorities letter is a road map to areas on which FINRA will focus in the coming year. Firms must use this information to assess strengths, identify gaps and shore up weaknesses, says Emily Gordy, a partner at McGuireWoods LLP and a former senior vice president at FINRA. Read more »

USPTO Signals Support For New Basis To Invalidate Patents

After a hiatus of nearly 23 years, a new "improper Markush grouping" rejection was quietly slipped into the latest revision of the Manual of Patent Examining Procedure, released by the U.S. Patent and Trademark Office just days prior to the Senate confirmation of Andrei Iancu as the new director on Monday, says Joseph Mallon of Knobbe Martens. Read more »

Understanding FERC's Natural Gas Certificate Policy Review

The Federal Energy Regulatory Commission announced in December that it will review its 1999 certificate policy statement for deciding when a proposed natural gas project is required by the public convenience and necessity. Based on comments from the commissioners, this review may include potential changes to the commission's environmental review process, say Cynthia Taub and Monique Watson of Steptoe & Johnson LLP. Read more »

Opinion

Proposal For Nationalization Of 5G Network Is Dead On Arrival

The Trump administration is unlikely to act on its reported plan to nationalize the 5G wireless network, but if it formally proposed nationalization, the wireless industry would unleash a lobbying battle on Congress that would doom the project, says Kristin Smith of Thompson Coburn LLP. Read more »

How California Energy Laws Changed In 2017: Part 1

For energy industry observers, the 2017 California state legislative session produced a few significant bills along with a host of more minor bills. While protecting the environment, the Legislature also sought environmental justice, with new legislation relating to the state's cap-and-trade program, air quality and distributed energy resources, say attorneys with Morgan Lewis & Bockius LLP. Read more »

LEGAL INDUSTRY

Analysis

Kozinski Case Highlights Need For Deep Judicial Reforms

The quiet dismantling Monday of a sexual harassment investigation into former U.S. Circuit Judge Alex Kozinski, which was prompted by his resignation from the Ninth Circuit, came as no surprise to many judiciary experts, who say the case highlights a need for significant rule reforms by both judicial officials and Congress. Read more »

Arnold & Porter Says Secretary Buyouts Aren't Sign Of Layoffs

Arnold & Porter Chairman Richard Alexander said Tuesday that while his law firm is offering its U.S. legal secretaries voluntary buyout packages in an effort to streamline its support services, with the expectation that the initiative will pare back the cohort of 140 by approximately 20 people, the buyouts do not mean layoffs are coming. Read more »

New ABA Policy Takes Aim At Sexual Harassment, Retaliation

The American Bar Association's policy-making arm on the last day of its midyear meeting Monday passed a trove of resolutions, including a policy change aimed at how sexual harassment and retaliation claims are handled at legal industry employers. Read more »

Law360's 2018 Editorial Board Selection Survey

Law360 is looking for avid readers of our publications to serve as members on our 2018 editorial advisory boards. Read more »

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Fredericks Peebles
Goodwin
Greene LLP
Herbert Smith Freehills
Irell & Manella
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Latham & Watkins
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Mayer Brown
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American Bankers Association
American Bar Association
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American Immigration Lawyers Association
American International Group Inc.
CTIA
CUNA Mutual Group
Carlyle Group LP
Consumer Bankers Association
Edison Electric Institute Inc.
Equifax Inc.
Facebook
Financial Industry Regulatory Authority Inc.
General Electric Capital Corp.
GitHub Inc.
International Association of Privacy Professionals
Kaspersky Lab Ltd.
MetLife Inc.
Mexican American Legal Defense and Education Fund
Mortgage Bankers Association
National Association of Broadcasters
National Federation of Independent Business
National Immigration Law Center
Natural Resources Defense Council
New York University
Philadelphia Eagles
Prudential Financial Inc.
Sierra Club
Southwest Power Pool Inc.
T-Mobile USA Inc.
Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
Walgreen Co.
Washington Post Co.
Whirlpool Corporation

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
Securities and Exchange Commission
U.S. Supreme Court
Executive Office of the President
U.S. Department of Homeland Security
U.S. Patent and Trademark Office
Commodity Futures Trading Commission
European Union
Federal Energy Regulatory Commission
Financial Crimes Enforcement Network
Mashantucket Pequot Tribal Nation

National Security Council
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Air Resources Board
California Energy Commission
California Public Utilities Commission
Committee on Foreign Investment in the United States
Congressional Budget Office
Connecticut General Assembly
Consumer Financial Protection Bureau
Department of Commerce
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Reserve System
Financial Stability Oversight Council
Food and Drug Administration
International Monetary Fund
Mine Safety and Health Administration
Mohegan Tribe
National Economic Council
National Security Agency
National Telecommunications and Information Administration
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U.S. Office of Personnel Management
United Nations
Ute Indian Tribe
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 9/20/2018 9:01:07 AM
Subject: What the Goldilocks Effect has to do with Minimizing Fraud

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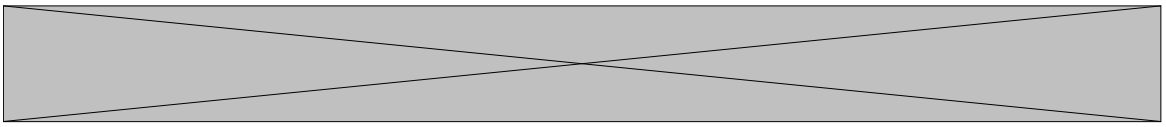

What the Goldilocks Effect has to do with Minimizing Fraud

The Goldilocks Principle is named for the classic fairytale from which it came, featuring a finicky girl who intrudes on a family of three bears while they're away. She tastes their three bowls of porridge, sits in their three chairs and lays in their three beds before finding one that is just right. Read more

OPINION: In Banking, Can the Old Elephants Dance?

'*Elephants can dance*' was the book by Lou Gerstner, the CEO who transformed IBM in the 1990s that showed that veteran companies could adapt and prosper. Today, banks are at a similar fork in the road: Read more

IBM Steps Deeper Into The Blockchain World With New Directory

"We realized from the start that you cannot do blockchain on your own; you need a vibrant community and ecosystem of like-minded innovators who share the vision of helping to transform the way companies conduct business in the global economy."
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French Bank Posts Positive Forecast for Global Economy

ONESPAN WHITE PAPER

Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year and year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your free copy

COMCAST WHITE PAPER

Branch Optimization For Financial Services

Banks and financial services companies increasingly are under pressure to do more with less. Changing customer behaviors and attitudes toward banking and financial pressures have forced many banks to trim the number of branch offices, in some cases eliminating their presence in a particular town altogether. Download free copy

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

BNP Paribas projected a positive forecast for 2019 despite worries by the experts that the global economy is ready for some rougher days ahead. Five things we can learn from the report. Read more

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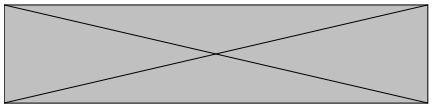
Subject: [Newsletter] [Marketing Mail] Groundbreaking Sessions featuring Innovators and Disruptors Transforming Payments



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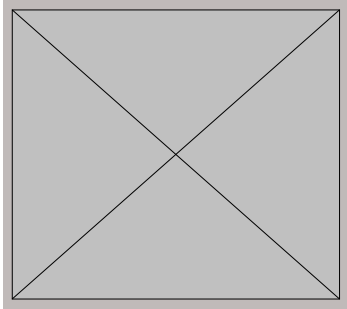
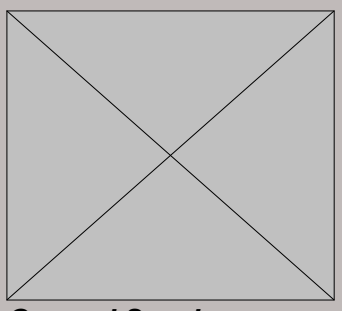
Engage with Financial Services Leaders Leading the Charge

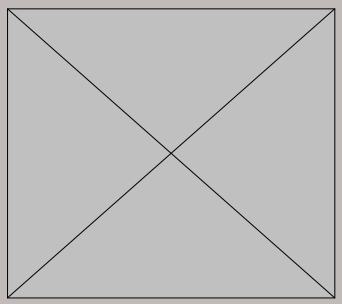


General Session
Unlocking the Power of Innovation to Transform Your Payments Strategy

Arkadi Kuhlmann,

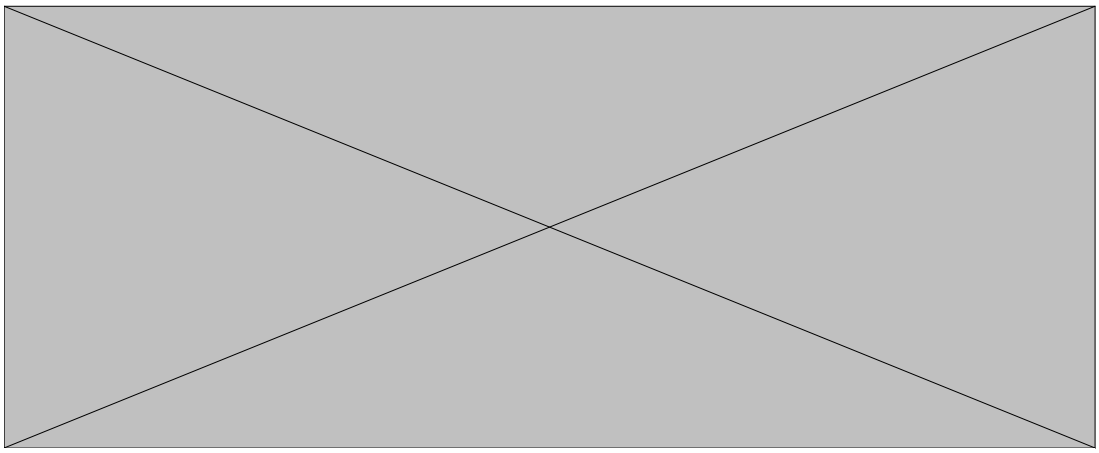


General Session
Insight and Updates on the U.S. Payments System Improvement Initiatives
Federal Reserve's Payments System



Featured Session
Practical Innovation for Payments Today and Tomorrow
John W. Thomas
Executive Vice President, US Payments

Founder and CEO Zenbanx	*Improvement Task Force leaders and industry perspectives from Task Force Steering Committee participants*	*TD Bank*



We're bringing together bold thinkers from around the globe who will go beyond the "what" of open banking and dive deep into the "how." Bring your challenges. Bring your goals. Get answers on forward-thinking topics from these visionary thought leaders:

- **Conny Dorrestijn**, **Listed on Women in FinTech 2015 – *Shiraz Partners*** - will provide an introduction to the key disruptive powers in banking today, especially in payments, and HOW your banking organization can successfully find itself at the center of the transformation to this new world of open banking.
- **Matteo Rizzi, *FinTechStage*** and **Pascal Bouvier, *Banco Santander*** will engage us in a dialogue around how to collaborate in the new world to build new business models and revenue streams in an open paradigm.
- **Patrick Moore, *Capital One*** will guide us in a discussion around how the two worlds of disruptive innovation and compliance collide, including lessons learned for direct application to innovation strategy.
- **Menekse Genser, *PwC*,** a seasoned entrepreneur from the high tech and fintech world, will share practical insights on How to Build a Next Gen Bank.
- **Doug Gross, *FIS*,** an expert at developing new business models that lead to increased revenue and competitive differentiation, will guide us in a discussion on the collision of disruptive innovation and compliance, including lessons learned for direct application to your innovation strategy.

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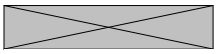

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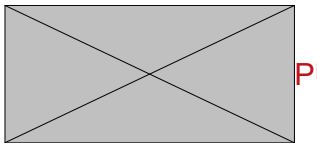

PUBLIC POLICY.

Wednesday, March 20, 2019

TOP NEWS

9th Circ. Picks Leaving Lucrative Partnerships For Bench

President Donald Trump's choices for two Ninth Circuit vacancies are leaving lucrative partnerships at major law firms to join the appellate bench, according to financial disclosures released by the Senate Judiciary Committee.

Read full article »

Analysis

Gorsuch, Ginsburg Strike Rare Accord In Tribal Tax Case

Tuesday's U.S. Supreme Court ruling on whether a Native American company should be required to pay a Washington state fuel tax featured a rare agreement between justices who have often locked horns, with Justice Ruth Bader Ginsburg ditching her liberal colleagues and joining a concurrence by Justice Neil Gorsuch.

Read full article »

Analysis

Trimmed Internet Of Things Bill Could Still Carry Weight

New scaled-down legislation to create federal security standards for the mushrooming sphere of internet-connected devices could have a major impact on businesses even after industry-friendly changes, attorneys say.

Read full article »

Analysis

Justices Leave Room To Challenge Immigrant Detention Law

The U.S. Supreme Court on Tuesday appeared to leave the door open to further challenges on constitutional grounds to a statute requiring the government to arrest and detain immigrants who have certain criminal convictions without bond hearings, immigration scholars said.

Read full article »

Justices Rule Some Immigrants Not Entitled To Bond Hearings

The U.S. Supreme Court on Tuesday ruled that certain immigrants do not have a right to a bond hearing even if they were not immediately detained following their release from criminal custody.

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Analysis

Boeing, FAA Both Under Scrutiny In Twin Federal Probes

The U.S. Departments of Justice and Transportation are scrutinizing the development and federal approval of the now-grounded Boeing 737 MAX jet in rare simultaneous investigations that experts say will add to the aerospace company's mounting legal

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IN-DEPTH

Feature

From Showdowns To Hotlines, Frazzled Judges Get Creative

Using magistrate hotlines, “showdown” hearings and extra mediation, many courts with heavy dockets have pioneered methods for moving cases along. But not every program succeeds, and the techniques have their detractors. (This article is part of a series on the lack of new judgeships in the federal judiciary).

Read full article »

Graphic

‘In A Timely Manner’: Three Decades Of Judgeship Bills

Partisanship has played a large role in the small passage rate of new judgeship bills since 1990. New judgeships create new vacancies, and neither party wants to give the other the opportunity to fill them. (This article is part of a series on the lack of new judgeships in the federal judiciary).

Read full article »

BANKING & SECURITIES

Dem State AGs Threaten Action Over CFPB Payday Rule Delay

Democratic attorneys general from New York, California, Massachusetts and more than 20 other states have warned the Consumer Financial Protection Bureau that they will “consider taking legal action” if the agency presses ahead with its bid to delay the compliance date for the payday lending underwriting standards that it has proposed scrapping.

Read full article »

ENERGY & ENVIRONMENTAL

Enviros, Dems Criticize EPA New Plant Rule In Comments

Green groups and Democratic politicians are criticizing the U.S. Environmental Protection Agency’s proposal to replace an Obama-era rule regulating new and modified power plants' carbon emissions as inadequately protective of human health and the environment.

Read full article »

Forest Service Sued Over Logging In Mont. Wilderness

A hunters group filed suit Tuesday in Montana federal court against the U.S. Forest Service accusing it of bypassing requirements in the National Forest Management Act and other laws when it approved logging in parts of Helena National Forest.

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Miller Axline
Morrison & Foerster
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Pietrantoni Mendez
Pomerantz LLP
Pritzker Levine
Proskauer Rose
Quinn Emanuel
Quiñones Law PLLC
Reed Smith
Safirstein Metcalf
Sanford Heisler Sharp
Sepulvado Maldonado
Siebman Forrest
Susman Godfrey
Tabet DiVito
Western Environmental Law Center
WilmerHale
Windels Marx
Wohl & Fruchter

COMPANIES

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American Civil Liberties Union
American Petroleum Institute Inc.
American Public Power Association
Apple Inc.
Associated Press
Athenex Inc.
Chevron Corp.
Clean Air Task Force
Comcast Corp.
Competitive Enterprise Institute
Conservation Law Foundation
Consumer Bankers Association
DISH Network Corp.
Delta Air Lines Inc.
Electronic Privacy Information Center
Endo International PLC
Ethiopian Airlines Enterprise
Facebook
Federal Bar Association

Energy Firms Fight Redo Of Puerto Rico MTBE Rulings

Oil companies Shell and Total are fighting Puerto Rico's bid to expand its claims that the firms contaminated groundwater and soil through a chemical in their gasoline, arguing Tuesday that the commonwealth can't upend years-old rulings from a multidistrict litigation court that narrowed the suit.

Read full article »

LIFE SCIENCES

Athenex Says FDA Wrongly Policing Practice Of Medicine

Athenex Inc. asked a D.C. federal judge for a quick win in its suit over the U.S. Food and Drug Administration's finding that there isn't a clinical need for a drug product containing the hormone vasopressin, arguing that the agency is improperly regulating the practice of medicine.

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TRANSPORTATION & INFRASTRUCTURE

On Heels Of Boeing Crash, Trump Taps Ex-Delta VP For FAA

A week and a half after the Ethiopian Airlines crash that took 157 lives, President Donald Trump said he planned to nominate a former Delta Air Lines senior vice president to fill the long-vacant role of Federal Aviation Administration chief.

Read full article »

EMPLOYMENT

EEOC Has Until April 3 To Explain Slow Pay Survey Rollout

The Washington, D.C., federal judge who ordered the U.S. Equal Employment Opportunity Commission to reinstate its employer pay data survey has given the agency until April 3 to say how it will implement her order, a spokeswoman for the plaintiffs' attorneys said Tuesday.

Read full article »

Challenge To Minimum Wage For H-2A Farmworkers Tossed

A D.C. federal judge has thrown out a farm group's challenge to the U.S. Department of Labor's minimum wage requirements for migrant agricultural workers on H-2A visas, finding Monday that the lawsuit had been filed too late.

Read full article »

Ending Bias A Priority For Judiciary, Calif. Top Judge Says

California Supreme Court Chief Justice Tani Cantil-Sakauye used her annual State of the Judiciary speech on Tuesday to highlight the problem of discrimination and sexual harassment in the justice system, calling for a more accessible and equitable judicial branch.

Read full article »

DHS Worker Claims Retaliation After Mishandled Bomb Report

A bomb appraisal officer hit the U.S. Department of Homeland Security with a whistleblower lawsuit in Florida federal court Monday, claiming he was retaliated against and harassed for years after reporting that a supervisor allowed the loading of improvised explosive devices onto a passenger airplane.

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Frontier Communications Corp.
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Home Depot Inc.
Immigrant Defense Project
Immigrant Legal Resource Center
Instagram Inc.
International Business Machines Corp.
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McGuireWoods Consulting LLC
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Microsoft Corporation
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New York Times Co.
New York University
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Public Knowledge
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GOVERNMENT AGENCIES

California Supreme Court
Central Intelligence Agency
Competition and Markets Authority
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration

COMPETITION

Google's Browser Poll Of Android Users Meant To Assuage EU

Google Inc. said Tuesday it plans to ask European Android users what browser and search engines they prefer, a concession to European Union antitrust regulators that have in the past couple years fined the company a combined €6.76 billion.

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Europe Launches Online Cartel Whistleblowing Tool

The European Commission announced Tuesday that it was launching a new online program that will make it easier for companies and legal representatives to submit documents and blow the whistle on cartel cases.

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Top House Antitrust Dem Calls For Facebook Probe

The head of the House antitrust subcommittee on Tuesday called for the Federal Trade Commission to investigate Facebook over allegations that it has abused a monopoly position to undermine competition.

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La. Appraisers Board Says 5th Circ. Got FTC Case Wrong

The Louisiana Real Estate Appraisers Board is urging the full Fifth Circuit to rethink a panel decision upholding the Federal Trade Commission's antitrust enforcement action against the board’s fee rules, arguing the judges went against precedent.

Read full article »

Nexstar-Tribune Will Make 'Broadcast Colossus,' FCC Told

Cable provider Frontier Communications Corp., satellite programmer Dish Network Corp. and a handful of advocacy groups have filed petitions asking the Federal Communications Commission to halt the proposed Nexstar-Tribune broadcast merger, saying it will ratchet up programming prices and give birth to a "broadcast colossus."

Read full article »

CYBERSECURITY & PRIVACY

Congress Urged To Scrap NSA Phone Spying Program

More than three dozen civil liberties groups are calling on Congress to officially end a controversial National Security Agency surveillance program that is set to expire at the end of the year, arguing that efforts to scale back the bulk collection of Americans' phone records have missed their mark.

Read full article »

AEROSPACE & DEFENSE

DOD Still Can't Implement 'Transgender Ban,' Judge Rules

A D.C. federal judge told the government Tuesday that it can't implement its contentious military transgender policy even though other courts have lifted an injunction against it, because the plaintiffs that challenged the ban in Washington, D.C., still have time to ask for a rehearing.

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- Federal Reserve Bank of New York
- Federal Reserve System
- Federal Trade Commission
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- U.S. Department of Defense
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Environmental Protection Agency
- U.S. Forest Service
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Senate
- U.S. Supreme Court
- United States District Court for the Eastern District of Pennsylvania
- Washington State Department of Licensing
- World Trade Organization

INTERNATIONAL TRADE

Trump Sees Crucial Trade Ally In Brazil's Bolsonaro

President Donald Trump on Tuesday said he hopes to forge a closer relationship with Brazil under the leadership of President Jair Bolsonaro, saying he will look to cooperate with the newly elected leader on Venezuela sanctions, agricultural market access and space projects.

Read full article »

IMMIGRATION

9th Circ. To Rethink Child Endangerment As Deportable Crime

The full Ninth Circuit agreed Monday to rethink a split panel decision that left in place a deportation order against a Mexican citizen and longtime U.S. resident who was convicted of child endangerment in California for driving under the influence with his unbuckled, but unharmed, son in the car.

Read full article »

NATIVE AMERICAN

2 NJ Tribes Get Recognition Reaffirmed By State

New Jersey has affirmed its official recognition of the Powhatan Renape Nation and the Ramapough Lenape Nation through settlement agreements that acknowledge the tribes have been recognized by the state since 1980, New Jersey Attorney General Gurbir S. Grewal said.

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TELECOMMUNICATIONS

Wi-Fi Sharing Could Compromise Infrastructure, FCC Told

As the Federal Communications Commission considers opening up the 6 GHz spectrum band to relieve Wi-Fi congestion, some stakeholders have warned that a shared arrangement could compromise critical infrastructure communications, especially if amateur users are allowed to jump on the airwaves.

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Fake PAC Man Used Beto Site To Fleece Donors, Feds Say

A California man was arrested Tuesday for what Manhattan federal prosecutors call a campaign of fraud that succeeded in pilfering $250,000 from web surfers who thought they were supporting prominent politicians like Beto O'Rourke.

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PEOPLE

Quinn Emanuel Partner Named Next Ambassador To Mexico

Quinn Emanuel Urquhart & Sullivan LLP appellate partner Christopher Landau has been tapped to serve as the next ambassador to Mexico, the White House said in a statement on Monday.

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EXPERT ANALYSIS

Trump's NDA Use Raises 1st Amendment Questions

With respect to the First Amendment, the reported terms of President Donald Trump's nondisclosure agreements for White House staff do not conform with legal precedent because they extend past employees' service and do not narrowly target classified or confidential information, says Leonard Samuels of Berger Singerman LLP.

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Opinion

Student Loan Repayment Relief Is Sound Fiscal Policy

Legislation currently making its way through Congress, expanding the tax exclusion for employer-provided educational assistance to include student loan payments, would assist millions of Americans with the cost of higher education and benefit the economy as a whole, says David Mark at LendKey Technologies Inc.

Read full article »

Series

Judging A Book: Bashant Reviews 'Doing Justice'

My initial reaction to "Doing Justice" was that author Preet Bharara may have bitten off more than he could chew — an accusation leveled against him when he served as U.S. attorney for the Southern District of New York — but I found the book full of helpful gems, says U.S. District Judge Cynthia Bashant of the Southern District of California.

Read full article »

LEGAL INDUSTRY

Dentons Can Practice In Hawaii, State Supreme Court Rules

Dentons can continue to practice law in Hawaii after a published decision from the state's Supreme Court shot down a challenge contending the firm cannot practice in the state unless every partner is licensed in Hawaii.

Read full article »

In-House Attys Tout Live Training In Proskauer #MeToo Survey

For in-house attorneys responsible for policing workplace behavior, live training with staff is by far the most effective way to reduce complaints, according to a new report released Tuesday from Proskauer Rose LLP, which encouraged general counsel to use that consensus to press for updated programs that truly engage workers.

Read full article »

2nd Circ. Rejects Reed Smith's Appeal In $7M Fee Fight

The Second Circuit ruled Tuesday a New York federal judge was right to shut down Reed Smith LLP's $6.75 million state court suit against Wohl & Fruchter LLP over $27 million in class action fees, ruling the dispute should have been resolved when the district court evaluated the fee award.

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Ex-MoFo Attys Fighting To Stay In Pregnancy Bias Suit

A pair of lawyers who earlier this year joined a $100 million pregnancy bias class action against Morrison & Foerster LLP renewed their call Tuesday to a California federal court to stay in the case.

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Attorneys Earn Judge's Ire, $4.3M Fees In Drywall MDL

A Pennsylvania federal judge on Tuesday awarded more than $4.3 million in fees and costs to attorneys representing indirect purchasers in long-running multidistrict litigation over alleged drywall price-fixing after criticizing their work settling their clients' claims in the suit.

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Clean Air Task Force
Comcast Corp.
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Conservation Law Foundation
Consumer Bankers Association
DISH Network Corp.

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Endo International PLC
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Immigrant Defense Project
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Instagram Inc.
International Business Machines Corp.
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National Women's Law Center
New York Times Co.
North American Coal Corp.
Par Pharmaceutical Companies, Inc.
Public Knowledge
Royal Dutch Shell PLC
S.A.C. Capital Advisors LP
Sinclair Broadcast Group Inc.
TOTAL SA
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TechFreedom
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Volkswagen
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Federal Trade Commission
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U.S. Department of Homeland Security
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Confederated Tribes and Bands of the Yakama Nation
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NAFTA
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Railway Educational Bureau
Sent: Tue 3/13/2018 1:13:01 PM
Subject: Class is filling up fast! Don't Delay! Sign up today for the Track Inspection Workshop - May 1-4, 2018

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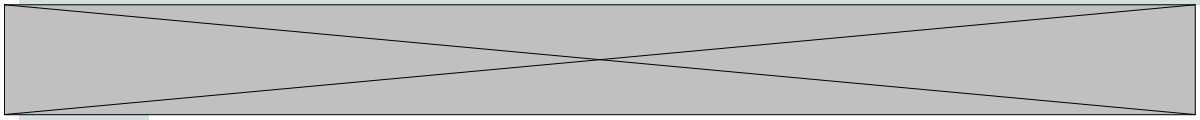
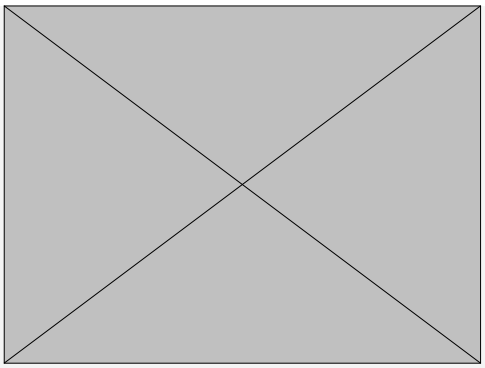


Track Safety Standards Part 213 Classes 1-5 Workshop

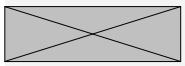


Don't delay! Sign up today.
Understanding the FRA Track Safety Standards and the track inspection process.

May 1-4, 2018
Council Bluffs, Iowa

This 3.5 day workshop uses an interactive approach to introduce you to the FRA Track Safety Standards (TSS) for Classes of track 1-5. Class 1, Regional and Short Line operators, Industrial plants, and contractors will find this workshop valuable for those responsible for compliance with the TSS. Upon completion of this course, attendees will have an introductory understanding of how to apply TSS for inspecting track, recording defects, and taking necessary remedial action.

Emphasis during this course is placed on: FRA Qualification, Compliance, Railroad/Track Owner Responsibility, Class Specific Defects, Non Class Specific Defects, Turnout Inspections, Rail Defects, and Inspection Report Requirements.



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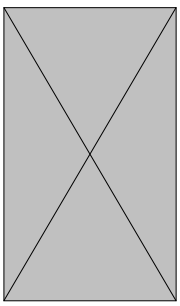
Track Safety Standards Subpart A-F

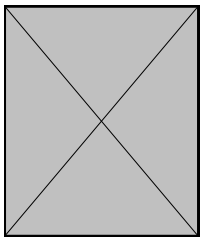


49 Part 213, Subparts A-F. Classes of Track 1 through 5: Applies to track required to support passenger and freight equipment at lower speed ranges. Includes Defect Codes and Appendices A, B, and C to Part 213. The standards cover general information, Roadbed, Track Geometry, Track Structure,

Track and Rail and Infrastructure Integrity Compliance Manual - Volume II, Track Safety Standards

2017 Edition. This book consists of the guidance the FRA provides to its inspectors to properly apply the Track Safety Standards (TSS) during inspection activities.

Track Appliances and Track-Related Devices, and Inspection. Effective date: 4-3-17



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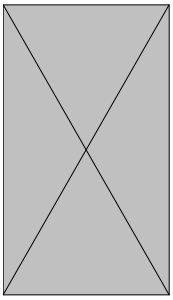
$35.00

Track Safety Standards Subpart G



49 CFR 213, Subpart G. Classes of Track 6 and Higher: Applies to track required to support the passage of passenger and freight equipment in specific, higher speed ranges. Includes Defect Codes and Appendix C to Part 213 - Statement of Agency Policy on the Safety of Railroad Bridges. Effective date: 4-3-17

$10.00

Track Safety Standards Calculator

No more thumbing through the track safety standards to find what you need. This slide rule type calculator contains many of the details for Classes of track 1 through 5. The slide rule format makes it easy to quickly find the measurements you are looking for. All standards are compliant with the Federal Railroad Administration's (FRA) Part 213-Track Safety Standards.Updated 7-11-13.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Thur 12/8/2016 9:35:29 PM
Subject: [Marketing Mail] New govt fraud issues

Carolyn-

Now that a new Administration is beginning to take shape, it's very likely that there will be an even higher mandate on detecting fraud and waste in government programs and systems across the board.

What will that look like? We're covering this – and a lot more – at our upcoming two-day forum on Fraud Analytics in Government January 30-31 that presents best practices on using existing government data streams and systems to detect and prevent fraud and improper payments.

We've got some outstanding speakers lined up at the event, including experts from USPS-OIG, Commerce, and Social Security Administration.

Can I get you an agenda?

-Jonathan

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 12/13/2017 12:32:28 PM
Subject: Dec 14, Failure to patients leads to large recoupment, audits, and litigation

.
Ted Burton

Balance Billing for Out-of-Network Providers

Most out-of-network (OON) health care providers make critical mistakes that jeopardize their compliance with state and federal laws. Many providers tell patients they will accept any payment received from the patient's health plan as payment in full. This practice is risky and may invite accusations of ínsurance fraud – however, it is prevalent throughout the U.S.

A few of the cases where billing-related errors (overpayments, negligent misrepresentation, OON write-offs, and balance billing) ended in real legal nightmares are:

- Connecticut General Life Ins. Co. and Cigna v. Health Diagnostic Laboratory, Inc.—**$84 Million dollars recovered**
- Aetna v Health Diagnostics Laboratory—**Sued for "tens of millions" of dollars**
- Aetna v Bay Area Surgical Management (BASM)—**Amount sought: $23 Million**

What makes it worse is that HHS is actively waiting and watching to càtch you in case you backslide. However, all is not lost! Join expert speaker Thomas Force, Esq., to learn how OON providers and their revenue recovery staff can maintain compliance while collecting a fair amount of money from the patient's health plan. Thomas will also cover state laws related to balance billing requirements for OON providers.

Conference: **The Balance Billing Requirement - Why Out-of-Network Providers Must Balance Bill Their Patients**
Date: **Thursday**, **December 14 (*Available for all day*)**
Time: **60 minutes**

Failure to balance bill patients can lead to large recoupment, audits, and litigation for ínsurance fraud. This training session will help you avoid common pitfalls and get answers to questions such as:

- Why is balance billing required in most jurisdictions?
- What are the exceptions to balance billing requirements?
- How to properly balance bill patients without offending or alienating them?
- How can your practice use ERISA to appeal denied and under-reimbursed claims for employer-sponsored plans?
- What is a recoupment and what to do when faced with one?
- What are the penalties for non-compliance with balance billing?

Session Highlights

This session will cover:

- Why OONs are required to balance bill and why it is ínsurance fraud if you don't
- The case of Ingenix's conflict of interest and how FAIR Health is reforming out-of-network reimbursement
- ERISA Pre-emption: What it means for providers located in states that restrict or prohibit balance billing
- Case studies of problematic billing and how they are noncompliant
- Patient protections under PPACA: Coverage for emergency services
- Industry insights on Medícare, TRICARE/CHAMPUS and balance billing

- The impact of New York's Emergency Medical Services and Surprise Bills Law
- How to write a patient-friendly balance bill letter, and consider the timing of the same
- The importance of a Charity Care Program/Financial Hardship policy
- The best practices: Transparency and disclosure
- The case laws: Cigna vs. Health Diagnostics, Aetna vs. Health Diagnostics Laboratory, and more

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From: Leonard Gilroy
Sent: Fri 2/27/2015 5:25:30 PM
Subject: Privatization & Government Reform Newsletter #15 - February 2015

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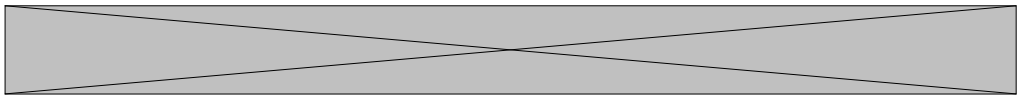

Privatization & Government Reform Newsletter
Issue No. 15 — February 2015

By Leonard Gilroy
Director of Government Reform, Reason Foundation

In this issue:

- PENSIONS: Public Support for Pension Reform
- TRANSPORTATION: Reauthorization Recommendations for Congress
- PRIVATIZATION: Pennsylvania House Passes Liquor Privatization Bill
- ENVIRONMENT: Repealing Plastic Bag Bans Good for Shoppers, Environment
- INNOVATORS IN ACTION: Reforming Public Safety Pensions in Tequesta, FL
- INFRASTRUCTURE: A Private Fix for Crumbling Locks and Dams
- News & Notes
- Quotable Quotes

PENSIONS: Does the Public Support Pension Reform?

Conventional wisdom suggests that while pension problems are likely to be a serious discussion in fiscal and budget committees in city halls and statehouses, substantive pension reform efforts will be given short-shrift, in part due to a lack of interest among the public on such a complex issue, as well as misinformation about the effects and political repercussions of reform. But what if the conventional wisdom is wrong? New polling suggests that it may indeed be. Not only does the public understand the importance of the issue, but there is also widespread support for reforms.
» FULL ARTICLE

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TRANSPORTATION: Reauthorization Recommendations for Congress

Approximately every six years, Congress reauthorizes U.S. surface transportation legislation, providing an opportunity to make changes and updates that affect millions of Americans. Reason Foundation has identified six programs or policies that need to be changed in the next reauthorization.
» Eliminate TIGER Grants
» Require Metropolitan Transportation Plans to Consider Congestion Reduction
» Add Taxpayer Protections to the Railroad Loan Program

» Eliminate Surface Transportation Funding for Non-federal Modes
» Simplify Conformity Regulations for Regional Transportation Plans
» Simplify DOT Regulations Regarding Metropolitan Transportation Planning

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PRIVATIZATION: Pennsylvania House Passes Liquor Privatization Bill

For the second time since 2013, legislation that would privatize the sale and distribution of wine and distilled spirits in Pennsylvania has passed the House, which voted yesterday to approve House Bill 466 by a 114-87 margin. HB 466—sponsored by Speaker Mike Turzai—would privatize Pennsylvania's state wholesale wine and spirits monopoly, gradually close the hundreds of state-owned liquor stores, and create 1,200 private retail and distribution licenses for wine and spirits.
» FULL ARTICLE

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ENVIRONMENT: Repealing Plastic Bag Bans Good for Shoppers, Environment

A statewide plastic bag ban signed into law by California Gov. Jerry Brown won't come into force until after the voters have a say in November 2016. While Californians can be proud of their commitment to environmental protection, it has sometimes led to perverse results, and local efforts to ban lightweight plastic bags in is a case in point. As Reason Foundation vice president of research Julian Morris recently wrote in the *Orange County Register* , such bans have been sold on their supposed environmental merits, but almost certainly cause more emissions to the environment, increase the use of natural resources—including oil and water—and do little to reduce litter or marine pollution.
» FULL ARTICLE

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INNOVATORS IN ACTION: Reforming Public Safety Pensions in Tequesta, Florida

The latest installment of Reason Foundation's *Innovators in Action* interview series—which profiles innovative policymakers in their own words, highlighting good government efforts delivering real results and value for taxpayers—focuses on the Village of Tequesta, Florida's 2010 reforms to its public safety defined-benefit retirement plans. Village officials negotiated significant reforms to police and firefighter pensions in the collective bargaining process—including a full transition to a defined-contribution, 401(k)-style system for new police officers and a realignment of benefits for new firefighters entering their defined-benefit pension system—putting the plans on a path toward sustainability. I recently interviewed Tequesta Village Manager Michael Couzzo on the reforms enacted, the resulting benefits and more.
» FULL INTERVIEW

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INFRASTRUCTURE: The Private Cure for Crumbling Waterway Infrastructure

The locks and dams on our nation's rivers are decaying and require billions in investment, but given our current fiscal condition, it is unlikely that the current or next administration

will find the political will and support to fund the cost of rebuilding these assets. According to former Conrail executive William Newman, it doesn't have to be this way. In a new Reason Foundation article, Newman writes that given their economic value and potential attractiveness as commercial investments, the locks are a classic federal asset ripe for either: 1) privatization; 2) a long-term concession (lease) to private investor/operators; or 3) a public-private partnership, with preference in that order.
» FULL ARTICLE

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NEWS & NOTES

New Research on Public Pension Underfunding : The failure of many states to properly fund their pension systems has been a well documented reality over the past few years, and unfunded liabilities are estimated to be as high as $4 trillion. A little examined question is why policymakers have been so particularly bad at fulfilling their duty of making full annual required contributions to pension systems. Reason Foundation colleague Anthony Randazzo recently teamed up with USC political scientist Michael Thom to examine this question and found that there are various fiscal, political, and institutional factors at work, and no one-size-fits-all answer. Their results were recently released by the journal *State and Local Government Review*; the article is available here.

GAO Releases Latest Biennial High Risk List : Earlier this month, the Government Accountability Office (GAO) released the latest edition of its biennial High Risk List, identifying 32 federal activities with a high risk for waste, fraud, abuse or mismanagement, or are in need of reform. GAO added two new areas in this edition, covering information technology acquisitions and operations and veterans affairs health care, and it also introduced new star-shaped graphics to indicate degrees of progress in meeting five criteria for removing an area from the High Risk List, which include leadership commitment, agency capacity, an action plan, monitoring efforts, and demonstrated progress. Details on the list, a full report, and podcast are available on the GAO's High Risk List homepage.

A Fix for New Jersey Pension Mess? New Jersey's severely underfunded government employee pensions made national news this week in the wake of a Superior Court judge's ruling that Gov. Chris Christie's administration violated a 2011 pension reform law by cutting over $1.5 billion from the state's legally required pension contribution in this year's budget; the administration plans an appeal. The ruling came a day before Christie's annual budget address , in which he endorsed a "roadmap to reform" developed by the New Jersey Pension and Health Benefits Study Commission he appointed last year to develop comprehensive solutions for the state's looming pension and retiree healthcare crises.

Among other reforms, the Commission recommends freezing the state's current defined-benefit pension plans to any new accruals or employee contributions and shifting all current and future employees to a cash balance plan, which blends some aspects of defined-benefit pensions with features of a 401(k)-style defined-contribution plan. The Commission's full report and recommendations are available here.

Pennsylvania Gov. Wolf Creates Innovation Unit : On February 5th, new Pennsylvania Governor Tom Wolf signed Executive Order 2015-04 establishing a new Governor's Office of Transformation, Innovation, Management and Efficiency. The order calls for agency heads to solicit employee input and identify key staff to form innovation teams, enhances interagency coordination, and emphasizes public-private partnerships in order to find an immediate $150 million in cost savings to help close the Commonwealth's current $2.3 billion budget deficit. In addition to seeking internal cost savings ideas from

employees, the new office will explore new opportunities to partner with the private sector and better leverage the state's collective buying and purchasing power. The executive order is available here.

Nearly Half of PA Municipalities Have Distressed Pension Plans: Earlier this month, the Pennsylvania Department of the Auditor General released a report finding that of the 1,223 municipal governments that administer pension plans, 562 of them (46%) administer plans that are "distressed" and underfunded by at least $7.7 billion. The aggregate unfunded liability is up $1 billion since the previous edition of the report was issued two years ago. Philadelphia topped the list of distressed municipalities with its $5.3 billion unfunded liability, followed by Pittsburgh at $484.6 million. The full report is available here.

New Report on Water PPPs: A new report from the Horinko Group provides a useful primer for local public officials on how different types of public-private partnerships (PPPs)—including management consulting contracts, operations and maintenance contracts, concessions/leases, and design-build-operate agreements—can be used to meet a local government's unique water and wastewater infrastructure needs. It includes discussions regarding ways to assess water/wastewater needs, selecting the best PPP model, and best practices in PPP implementation. The full report is available here.

Texas Pols Seek to Improve State Contracting: Shortly after taking office last month, new Texas Gov. Greg Abbott issued a memorandum endorsing contracting reform legislation—Senate Bill 353 , sponsored by Sen. Jane Nelson—aimed at improving transparency and accountability in the contracting process. Among its provisions, the bill would require public disclosure of all no-bid contracts (and a public justification for using them); require agency employees involved in contracting to disclose any possible conflicts of interest; prohibit contracts with firms in which agency leaders or staff have a financial interest; and require the agency's board chair or director to sign any contract valued over $1 million. The legislation comes in the wake of a January 2015 report from the Texas State Auditor's Office reviewing 14 contract audits conducted since 2012 that found that while state agencies generally complied with contract planning and contract formation requirements, they "did not consistently comply with contract procurement and contract monitoring requirements."

Georgia Social Infrastructure PPP Legislation Reintroduced: After coming close to passage in 2014, the Georgia General Assembly will again consider social infrastructure PPP enabling legislation in the 2015 session. The "Partnership for Public Facilities and Infrastructure Act" (Senate Bill 59), sponsored by Sen. Hunter Hill, would authorize state agencies, local governments, school boards and other governmental units to use PPPs to develop any infrastructure project on government-owned or leased land that serves a public purpose and would also create a Partnership for Public Facilities and Infrastructure Act Guidelines Committee to prepare model guidelines for governmental authorities to use in developing PPP projects. A very similar bill passed the Senate and the House Committee on Governmental Affairs in 2014 but failed to receive a vote in the full House. Hill has modified the 2014 legislation to address concerns raised over provisions related to unsolicited PPP proposals that private sector firms would be allowed to submit to state agencies, according to the *Atlanta Business Chronicle*.

Indiana to Contract Out License Plate Production: The *Courier-Journal* reported late last month that the state's Bureau of Motor Vehicles plans to end its contract with a company that employed maximum-security state prisoners to produce license plates, instead opting to shift production to a new vendor, Intellectual Technology Inc., in a contract estimated to save the state $14 million over five years.

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QUOTABLE QUOTES

"Many economists disagree with GASB and argue that it is more appropriate to measure funding status of public pensions using a lower riskless rate of return analogous to the corporate bond rates used to discount private sector pensions, such as a long-term Treasury rate, instead of a higher expected long-run investment return on assets. They reason that there is an implicit public guarantee that assures public pensions will be paid regardless of investment returns, which makes it hazardous to determine funded status and make benefit promises based on anticipated investment returns that may not come to pass. In lay terms, they say using expected investment returns amounts to counting the chickens before they hatch."

—Christopher M. Klein, Chief Judge of the United States Bankruptcy Court, Eastern District of California, "Opinion Regarding Confirmation and Status of CalPERS," February 4, 2015, p.21.

"A funded ratio of 80% should not be used as a criterion for identifying a plan as being either in good financial health or poor financial health. No single level of funding should be identified as a defining line between a 'healthy' and an 'unhealthy' pension plan. All plans should have the objective of accumulating assets equal to 100% of a relevant pension obligation, unless reasons for a different target have been clearly identified and the consequences of that target are well understood."

—American Academy of Actuaries, "The 80% Pension Funding Standard Myth," Issue Brief, July 2012.

"Illinois' pension debt is so large that it would take three years of a complete government shutdown, during which the entire general fund went toward pensions, just to break even. That means no funding for schools, no money for public safety and nothing for health care and human services. [...] This $111 billion pension shortfall means the state has only 39 cents of every dollar it should have in the bank today to pay for future benefits. In the private sector, these funds would be deemed bankrupt."

—Benjamin VanMetre, "State of the State: 10 Pension Facts Every Illinoisan Should Known ," Illinois Policy Institute, February 3, 2015.

"If you cover current obligations by borrowing money, you're on an unstable course."

—Former New York lieutenant governor Richard Ravitch on pension obligation bonds, cited in Aaron Kuriloff, "Pension Bonds: State and Local Official Should Proceed with Caution," *The Wall Street Journal*, February 6, 2015.

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Additional Resources:

- Reason Foundation privatization research archive
- *Annual Privatization Report 2014* homepage
- *Innovators in Action 2015* homepage
- *Privatization & Government Reform Newsletter* archive

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To: E. Sanders [redacted]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 11/7/2016 8:37:07 PM
Subject: RE: Asking for Advice

Hi Mr. Sanders:
Sadly I'm guessing you'll have to rely on the advice of your attorney. As my husband also was an owner of a vintage Rolls (purchased at a local auction), we soon learned that these old cars are bottomless pits and repairs, replacements are unending!! Remember the saying, "let the buyer beware," --- there is merit in that, too, as we have learned from experience.
I am copying in my office staff in hopes they might have some recourse for you to pursue beyond what I've commented upon above. Good luck to you both, and be sure to look at the half-full glass of your life and enjoy all the beauty you enjoy.
Good luck.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: E. Sanders [redacted]
Sent: Monday, November 07, 2016 11:25 AM
To: Carolyn G. Goodman
Subject: Asking for Advice

Dear Mayor Goodman:
My name is Eric Sanders & I live in Desert Shores. We met a few times when you came here & we also met your Husband, the former Mayor, when he came here.
The reason I am writing to you is that we have a problem, that you may be able to give us some advice about.
I am a young 77 years of age, & my wife and I decided to get something different for ourselves to celebrate our, then 21 years of marriage.(Valentines Day-2/14/2014). We decided to buy an older Rolls Royce Silver Shadow,1980), so we could have fun driving around in it.
So, we went down to a business, in Las Vegas, that dealt with & restored older Rolls. The place is called **The Touring Shoppe, 3050 Sirius Ave., Las Vegas Nv. 89102. The owner is Wayne McMiniment.(He goes by an Alias Wayne Andre.)**
After speaking with him initially, we showed us a car, on his premises, that, he said, had only 9000 miles on the odometer,(which he showed us), but was sitting in a garage for many years and needed only minor work done on the engine & some cosmetic work on the body.
Needless-to-say we liked the car. The total price to restore it to running condition would be $25,000.
He wanted a $15,000.00 deposit & he said the work would take a few months after he completed work on another car that his mechanic was working on before ours.
To make a long story short, it's now been over 2 years & we have kept all of the e-mails that have been sent to & from this man. It turns out that he had been arrested for investment fraud & stealing other people's money. Had we known this prior to dealing with him, we would have never given him the money.
The last e-mail he sent us was so nasty & full of foul language(we have copies) that we knew we were never going to see that car.
He has since shut down his computer & we are unable to e-mail him & demand our $15,000 deposit back. I would like to see this man put in jail for defrauding senior citizens & willfully & knowingly defrauding customers.
What can we do to get our money back & make sure he never does this anyone again?
Thanks for your assistance.
Hope you have wonderful holidays, coming up, & we look forward to seeing you again.
Best regards.
Eric & Maria Sanders
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 1/3/2018 12:58:01 PM
Subject: OON Billing: Maximize Recovery Against Health Plans and Generate More Revenue

.
Ted Burton

Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice

Patients are increasingly seeking out-of-network (OON) services and since OON services offer a higher reimbursement rate at lower volumes, out-of-network represents a great opportuníty for many providers to increase their reimbursement. But remember, what has worked for you in the past is no longer effective in recovering revenue for your practice. You must contend with balance billing issues, lower patient volumes and legal standing issues. The climate for OON billing has changed and so must you!

Join expert speaker **Thomas J. Force, Esq.**, in this on-demand webinar “Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice”, to get deeper insights on effective revenue recovery techniques for your out-of-network services. Get strategies to maximize recovery against health plans while ensuring that your patients pay their fair share of charges. Thomas will analyze and discuss in detail the procedures necessary to be successful as an OON provider—starting with scheduling and involving the entire revenue cyclé. In addition to this, you will receive instructions for revising patient forms, drafting appeals and balance bill letters, and steps necessary in holding the health plan accountable to the law.

Webinar: **Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice**
Date: **Thursday**, **January 4, 2018 (*Available for all day*)**
Time: **60 minutes**
CEU: ***1 AAPC CEU***

Session Highlights

- Discussion on out-of-network claims
- Out-of-network vs. in-network: The advantages and disadvantages
- The importance of patient disclosures and upfront estimates of charges
- ERISA: Friend or foe?
- How to use ERISA law to appeal deníed and under-reimbursed claims for employer-sponsored plans
- Are you getting an appropriate response from the health plan?
- What is a recoupment and what to do when faced with one?
- How to get a full and fair review in case of a recoupment
- How to object to and defend health plan recoupments
- The importance of a charity care program/ financial hardship policy
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "surprise bills"
- Timing of benefit determination
- Manner and content rules
- Fee forgiveness (ínsurance fraud): How to avoid them

- Interplay with state ínsurance laws
- Disclosure rules
- Dispute resolution for emergency and non-emergency services
- Insights on Affordable Care Act (ACA) and the emergency services mandate
- Mandatory disclosures for OON providers
- Expanded consumer protections
- And more

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Wed 12/14/2016 8:55:09 PM
Subject: [Marketing Mail] FW: New govt fraud issues

Hi Carolyn —

Checking back with you about my email from last week — our Fraud Analytics for Government forum is starting to fill up, and I wanted to make sure we saved you a seat on Jan 30-31.

Can I get you the brochure for the event, or answer any questions you have?

-Jonathan Copeland

From: Jonathan Copeland
Subject: FW: New govt fraud issues
Date: Thursday, December 8, 2016

Carolyn-

Now that a new Administration is beginning to take shape, it's very likely that there will be an even higher mandate on detecting fraud and waste in government programs and systems across the board.

What will that look like? We're covering this – and a lot more – at our upcoming two-day forum on Fraud Analytics in Government January 30-31 that presents best practices on using existing government data streams and systems to detect and prevent fraud and improper payments.

We've got some outstanding speakers lined up at the event, including experts from USPS-OIG, Commerce, and Social Security Administration.

Can I get you an agenda?

-Jonathan

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 8/8/2018 12:15:35 PM
Subject: Federal litigation impacting OON Providers - Understanding balance Billing, fee forgiveness, recoupment

.

Ted Burton

Dear Colleague,

Recently Out of Network (OON) providers have been facing a slew of lawsuits from ínsurance companies for failure to balance bill and for indiscriminate fee forgiveness.

Some Facts:

- ***HCA Health* v. *Aetna*,** it was held that ínsurance companies must establish a procedure for requesting waiver of co-ínsurance or co-payments, without which they cannot hold a healthcare service provider liable for waiving co-payments.
- ***North Cypress* v. *Cigna***, it was held that the ínsurance plans of the patients must be interpreted as they are likely to be understood by an average plan participant.

Fee Forgiveness has provided practitioners and providers in the healthcare system an ability to attract more patients to them; however, the same has brought legal challenges and other complications to the practice. The best way to understand the strategies of insurers is to carefully monitor federal litigation. The motions and memoranda within these cases outline the various positions of the health plans on risk areas such as balance billing, fee forgiveness, recoupment and fraud audits. As an OON provider, you can't possibly hope to obtain proper reimbursement and remain compliant in the current climate without understanding relevant federal laws and cases interpreting these laws.

Join us for this On Demand **Webinar** (*available all day*)—"**Update on Federal Litigation Affecting out of Network Providers**", on **Thursday, August 9, 2018,** where expert speaker **Thomas J. Force, Esq.,** reviews these recent set of lawsuits with in-depth case studies to unearth what will work in Court and will not. This session will provide you the information that you need to ensure that your practice is compliant in balance billing, careful in fee-forgiveness, and prudent in documentation. You'll get all the guidance you need to avoid legal liabílity and improve profitability.

Session Highlights:

- Type of disclosures that must be provided by the OON provider to their patients prior to rendering of services.
- Written policies that must be in effect so as to assist the practice succeed against healthcare audits.
- The purpose of patient assignment and benefit forms.
- The impact of anti-assignment provisions in healthcare plan documents.
- The danger of not collecting call ínsurance, deductibles or otherwise balance billing out of network patients.

Session Agenda:

- **Network Participation**
  - In-network vs. Out-of-Network
  - Patient Cost Sharing
  - Balance Bill
- **Best Practices**
  - Transparency and Disclosure
  - Practice Management
- **Case studies**
  - Out-of-Network Reimbursement
  - Fee Forgiveness
  - Excessive Fees

- Assignment on Benefit Cases

Why Attend?

This session will help you learn strategies to avoid health plan audits and litigation based upon fee forgiveness and failure to balance bill patients. You will be provided disclosure and other patient forms, and practice policies which will assist you (out of network provider) to remain in compliance with state federal laws. You'll also get best practices for compliance.

Your registration includes:

- **1 AAPC CEU**.
- Complímentary attendee package, including the speaker's complete presentation handouts.
- Additional handouts on cases studies. Keep this quick reference tool close by for future use!

Please apply **"SAVE20"** at check-out to get **$20 off** on registration.

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Looking forward to your participation here.

Thanks,
Ted Burton
Customer Relationship Director

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PAYMENTS TRENDS

More than half of consumer loans paid by check, cash

We've got channels galore, but how do the majority of consumer borrowers make their loan payments? New research from BillingTree uncovers some old-ways stickiness. Read more

RETAIL BANKING

Branches holding own

Despite today's focus on both online and mobile banking, bank customers still seek human interaction at local branches, according to Protiviti's *2015 Consumer Banking and Payments Survey*. Read more

RETAIL PAYMENTS

"Mobile gasoline" takes new meaning

Pretty soon you won't have to get out of your car to gas up. A partnership between FIS and SAP will allow motorists to pay for gasoline at the pump from within their car or by using their mobile phone. Read more

HARDWARE WARS

ATM makers expanding

New research reveals an evolving

MAKING SENSE OF IT ALL

All hail the customer experience

"CX" checkmates everything for business success, says John Ginovsky. Read more

BEYOND THE BANK

Do you ask vendors the right questions?

"Dan "The Wombat" Fisher says time, care, attention all contribute to better vendor experience. Read more

AML & FRAUD

"Keep The Ball Rolling"

John Byrne recaps the recent Financial Action Task Force meeting in Paris. Read more

FREE WEBINAR

Protect three vulnerable groups from ID theft

Nov. 19 *Banking Exchange* and LifeLock present "Protecting Vulnerable Populations from Identity Fraud: Today And Tomorrow." Listeners can learn:
• What behaviors and activities place students, military, and seniors at higher risk of identity fraud.

ATM supplier landscape, with the "big three" manufacturers expanding, even as Asian vendors take advantage of fast growth in that region. Read more

• The outlook for fraud targets over the next few years and how it will impact these consumer segments.
• Strategies for how banks can help protect customers and employees. Register for the free webinar

FINTECH FOLLIES

Fintech competition

The largest global financial technology companies saw revenue declines, while smaller vendors gained significant market share, according to the IDC Financial Insights 12th annual fintech rankings. Read more

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We recognize your voice …

Banks and their customers like the sound of voice biometrics, a big improvement over PINs and passwords. While the technology has huge potential, it also presents some challenges.
Read more

CHIP CARDS IN REAL WORLD

EMV on the front lines

It's now November, the new rules are live, and the chip card is being used by consumers at the point of sale. We asked a cashier at a Target store to tell us how the chip card is doing at the front lines of commerce. Read more

Fed announces new payments research

The Federal Reserve today announced plans to conduct its sixth triennial study to determine the current aggregate volume and composition of electronic and check payments in the U.S. The study builds upon research begun by the Fed in 2001 to provide the public and the payments industry with estimates and trend information about the evolving nature of the nation's payments system. A public report containing initial topline estimates is expected to be published in December 2016.

"Over the 15-year life of the study, the survey instruments have been adapted and updated to keep pace with the dynamic change in the U.S. payments system," said Mary Kepler, senior vice-president of the Federal Reserve Bank of Atlanta and the study's executive sponsor. "Not surprisingly, the 2016 study will incorporate a number of significant enhancements, including an expansion of fraud-related information and an increase in the number of depository and financial institutions sampled." Read more

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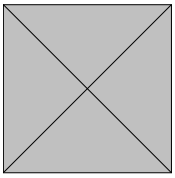

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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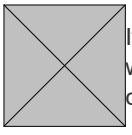

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Issue 09 March 20

The Rundown keeps you informed about what the Metro Chamber is doing every day to represent you, your business and your employees at the 2015 Legislature.

The Metro Chamber is on the ground full-time in Carson City, serving as your voice. Our daily presence at the legislature gives Chamber advocacy professionals the opportunity to engage with lawmakers and work through some of the challenges of legislation, help craft compromises and ultimately pass meaningful and sound public policies.

What's New This Week

- Metro Chamber Legislative Day
- Legislative Updates
- Metro Chamber Endorsements for Local Government Primary Elections
- Support and Engage with BizPAC
- Calendar

Metro Chamber Legislative Day

Members of the Las Vegas Metro Chamber's Board of Trustees and Government Affairs Committee were in Carson City on Thursday to represent you in the halls of government. The Metro Chamber's volunteer leadership met with lawmakers and state government officials to advocate on behalf of Nevada's employers and business community for good public policies that will help them thrive. These meetings gave Metro Chamber leaders an opportunity to reinforce the pressing need for key reforms in the Metro Chamber's top priorities: K-12 reform and additional funding for education; tax reform; and funding for the UNLV School of Medicine.

The day concluded with the Legislative Reception, at which the state's key policy makers and business leaders mingled and discussed the proposals at the Legislature.

Legislative Updates

Senate Bill 252: Proposes a Restructuring of the Business License Fee

The Metro Chamber testified on SB 252, which lays out provisions for the Governor's Business License Fee, on Wednesday. During his testimony, Vice President of Government Affairs Paul Moradkhan applauded Governor Sandoval for his vision to propose significant education reform and for a plan to pay for it. Moradkhan emphasized the business community's commitment to the Governor's education initiatives, many of which have been long standing priorities for the Metro Chamber. Moradkhan also stressed the need for additional time and analysis of the proposal, and other plans that emerge, noting that the Metro Chamber is Nevada's largest and broadest business association with members who operate in every category of the Governor's proposed tax plan. In light of the significance of this and other tax plans, the Metro Chamber is taking adequate time to evaluate the specifics and how they will impact its members. The Metro Chamber believes that members deserve to know that any type of tax proposal is thoroughly vetted and the impacts a plan would have on businesses, job creation and the economy are understood. We will keep members up-to-date on these important discussions.

Assembly Bill 236:

Adopts Internet Engagement as a Formal State Policy

The Metro Chamber testified in support of AB 236, which adopts as a formal policy the use of the Internet to help promote public engagement with the state government. This bill would direct all state agencies to take advantage of tools like email, social media and online forums to help drive discussion and disseminate information about the functions, opportunities and engagement available to Nevadans at the state level. The Metro Chamber believes this bill will help modernize the way the state interfaces with its citizens and promote transparency across all levels of government by encouraging engagement and making information easily accessible.

Assembly Bill 300:

Creates a State Inspector General

The Metro Chamber offered its support to AB 300, which creates the Office of Inspector General in Nevada. This measure is intended to reduce fraud, waste and abuse at the state level by charging an individual to investigate and audit the state's departments and moves the currently existing Department of Internal Audits to the Inspector General's office. Increasing government oversight and reducing fraud and abuse is a longstanding public policy objective of the Metro

Chamber.

Senate Bill 157:

Institutes the State and Local Government Cooperation Act

The Metro Chamber supports SB 157, and testified before the Senate's Government Affairs Committee that its passage would be beneficial to the business community. The bill provides for specific measures that help facilitate effective communication between state and local governments, benefitting Nevadans by increasing coordination and cooperation between governing bodies. The bill also sets out several definitions to help provide consistent and predictable decision making mechanisms by local governments. This bill will help promote good governance at the state and local level, with employers and employees reaping the benefits of a communicating, coordinating government.

Senate Bill 213:

Creates Mechanisms to Track Federal Funding in the State

The Metro Chamber testified in support of SB 213, which is designed to help Nevada receive its fair share of federal dollars redistributed to the state. The legislation requires the chief of the state's budget division to maintain a database related to federal funds in Nevada and to conduct an annual report about the status of Nevada's federal funding and the mechanisms in place to distribute and administer those funds. The Metro Chamber believes this bill will help Nevada get its deserved return on federal tax dollars to help fund the essential services that the state provides.

Senate Bill 214:

Creates an Advisory Council on Federal Funding

The Metro Chamber appeared in support of SB 214, which creates an advisory council on federal funding. The council is intended to help government agencies maximize their ability to get a return on taxes paid to the federal government by Nevada. The council will evaluate, monitor and advise state and local agencies on how best to apply for and receive federal dollars to help fund their respective operations. The Metro Chamber believes this bill will help increase Nevada's return on federal tax dollars, which will help fund the essential services that the state provides.

Senate Bill 251:

Ratifies the Interstate Medical Licensure Compact

This bill ratifies the Interstate Medical Licensure Compact, making it easier for physicians licensed in other states to receive a license to practice medicine in Nevada. The compact also provides best practices across states for the licensure of physicians in Nevada. The Metro Chamber supports this bill because of the role it plays in helping

attract a qualified medical workforce to the state, making it more efficient for doctors licensed in other states to relocate their practice to Nevada. This will improve the quality of life for Nevada's residents, create jobs and help grow the medical sector of our economy.

Senate Joint Resolution 13:

Proposes a Limit on Property Tax

The Metro Chamber testified as neutral on SJR 13, which proposes to limit the amount of real property that can be taxed to one percent of the base value of the property. If successful, this measure would amend the state constitution. The Metro Chamber believes property tax reform is an important component of tax policy this legislative session. The Metro Chamber will review this tax proposal and other tax plans as they emerge on behalf of the business community.

For questions or inquiries regarding the legislative session, please contact Paul Moradkhan, vice president of Government Affairs, at pmoradkhan@lvchamber.com or Justin Harrison, director of Government Affairs, at jharrison@lvchamber.com or 702.641.5822.

Metro Chamber Endorsements for Local Government Primary Elections

The Metro Chamber's endorsed candidates are selected by your fellow Chamber members on the Government Affairs Committee. They consider the candidates' understanding of business and fiscal issues, and their knowledge about how decisions in government may impact employers, employees and the economy.

By voting for Metro Chamber endorsed candidates, you will make an impact in electing individuals who know the key to a thriving economy begins with good public policies that support businesses like yours.

Early Voting is Saturday, March 21, through Friday, April 3, 2015.

Primary Election Day is April 7, 2015.

City of Las Vegas

- Mayor - Carolyn Goodman
- Ward 1 - Lois Tarkanian

City of North Las Vegas

- Ward 2 - Pamela Goynes-Brown
- Ward 4 - Richard Cherchio

City of Henderson

- Ward 1 - Gerri Schroder
- Ward 2 - Debra March
- Ward 4 - Sam Bateman

Support BizPAC

One way you can engage with the Metro Chamber is to help support BizPAC, the Metro Chamber's Political Action Committee. It provides you an opportunity to be part of a united voice on behalf of Nevada's business community.

BizPAC is funded by the generous contributions of Metro Chamber members, like you.

BizPAC:

- Helps elect business-welcoming policymakers
- Advocates for legislation that supports economic growth for the state
- Works to pass laws that protect business
- Ensures your interests are kept in front of elected officials

To learn more about contributing to BizPAC or sponsoring an upcoming event, please contact Maisie Rodolico at mrodolico@lvchamber.com or (702) 586-3846, or click below to donate now.

Click Here

Calendar of Events

- Thursday, March 26, 3:30 - 5:00 p.m.

Higher Education Policy Committee Meeting

Register

- Thursday, March 26, 11:00 - 11:30 a.m.

Paul Call - President's Club members only.
Contact Ryan Hamilton at rhamilton@lvchamber.com for more details.

- Tuesday, March 31, 11:30 a.m. - 1:00 p.m.
Business Power Luncheon featuring UNLV President Len Jessup
Register

Mailing Address
Las Vegas Metro Chamber of Commerce
575 Symphony Park Ave.,
Ste. 100
Las Vegas, NV 89106

Contact Information
Phone: (702) 641-5822
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As Banking Model is Upended, CEOs Can Step Into the Dance of Disruption

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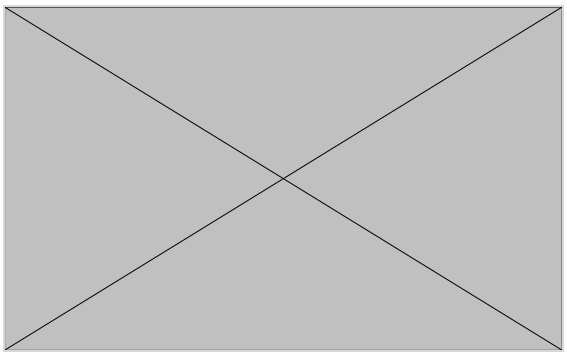


Online Banking Experience the Key to Consumer Satisfaction, Claims New Survey

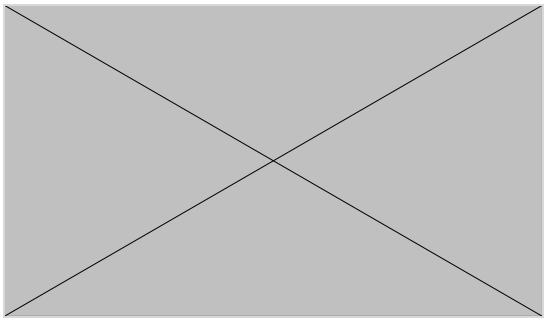
A new survey suggests that digital only banks provide the best experience for banking clients. The study found that direct-to-consumer banks – typically digital-only banks – had the highest consumer satisfaction of any category. Read more...

As Banking Model is Upended, CEOs Can Step Into the Dance of Disruption

The technological forces of disruption in banking are by now well documented. The U.S. financial services industry may not yet be feeling the effects of dozens of tiny fintechs latching onto traditional banks and garnering a million customers who do their banking purely on their mobile phone... Read more...

The Robots Aren t Coming: They re Already Here (and Ripping Off Banks)

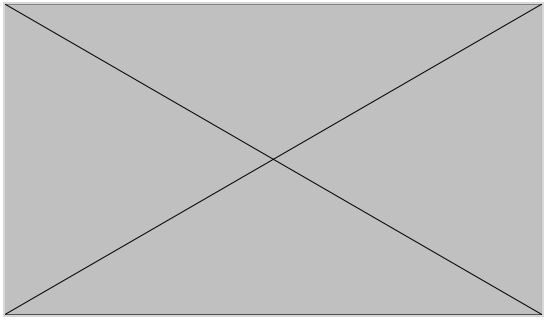
Committing financial fraud used to be a precision exercise: find a target, take aim and fire a single shot – but the amount of legwork needed for a big score was often not worth the effort. Then the robots came and changed the calculus forever. Read more...



TIAA CD Offers Guaranteed Preservation of Capital with Investment Upside

Although interest rates have come down and one can only speculate now over the Fed's next move, CD's have come back into the investment conversations over the last few months. TIAA Bank is now offering what they call a Diversified Assets MarketSafe CD.

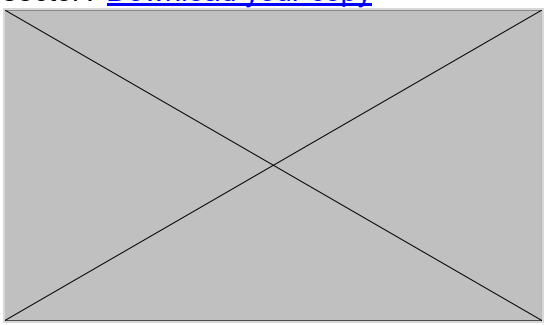
Read more...



CSI WHITE PAPER

Executive Report: 2019 Banking Priorities

What will rise as the hot button issue in the financial services industry for 2019? Will it be regulatory relief? Threats from various tech disruptors and cybercriminals? A shake-up in the digital payments sector? Download your copy



AXIOM WHITE PAPER

3 Steps to Improve Planning Accuracy for Financial Institutions

One of the most difficult aspects of the budgeting process for any financial institution is deciding the optimal trade-off between expediency and accuracy. Download your copy

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CARD SECURITY

"Card cracking" scam increasing

"Let me borrow your debit card credentials, I'll make a deposit, and you can have half." Sound vaguely familiar? Card cracking resembles the classical Nigerian scam, except it targets college students through social media. Read more

CONSUMER CREDIT

New model predicts credit card repayment

Banks have used modeling to predict delinquency for years. But now university researchers think they've found a way to forecast which delinquents will wind up paying their credit card bills after all. Read more

ANTI-FRAUD MEASURES

Scan verifies driver's licenses

A new service from Mitek can check the validity of driver's licenses offered up for ID checks. Read more

MARKETING TECH

Not all CRM approaches are the same

Differences in functionality of various social media applications require different technologies and applications to best support customer relationship management goals, says Gartner, Inc. Read more

MAKING SENSE OF IT ALL

Contactless payments creeps forward

It's coming, says John Ginovsky, though maybe not as quick as a wave of the hand. Read more

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BANKING EXCHANGE MAGAZINE

In the middle—and liking it

Webster Bank President Joe Savage discusses the strengths and challenges of "mid-size" banking. Our second issue also presents three ways to help the community while helping your bank, in Idea Exchange. Read more

Ready for Generation Z?

From the new book, currently being reviewed by one of our banker-reviewers, *The Gen Z Effect: The Six Forces Shaping The Future Of Business*:

"In the same way that you expect a bee to sting, a dog to play, a bird to fly when approached, a child born into Gen Z expects objects to have behaviors,

even personalities.... The result is a two-way interaction with 'smart' objects" being the new norm. ..." Read more

CORPORATE SERVICES

Mobile corporate banking deemed table stakes

Greenwich Associates, arbiter of excellence in business banking, has elevated mobile services to a "must-have" to be well-ranked among business financial services providers. Read more

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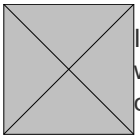

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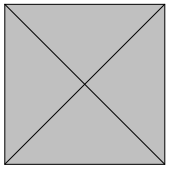

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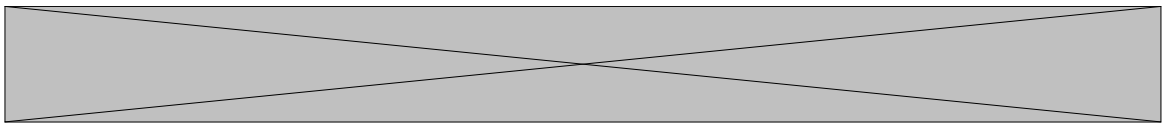

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ALCO BEAT

Time to "re-flate" capital planning playbook

Football's "Deflategate" scandal resulted in new rules for NFL teams. Darling Consulting's Vincent Clevenger says examiners have been changing their expectations about capital as well. Read more

COMPLIANCE

Keeping reverse mortgages in compliance

With CFPB stepping up its scrutiny of these often-misunderstood loans, lenders offering them need to pay more attention to simple, clear communication of their features. Attorney Montoya Ho-Sang reviews essential steps. Read more

UNCONVENTIONAL WISDOM

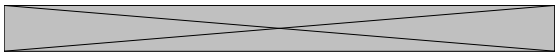
6 tips for better shareholder letters

Yaaaaawn. If this is the typical reaction to your bank's annual report management letters, you have company. Why not strive to stand out instead? asks banker Chris Nichols. He offers recommendations based on a review of many annual reports. Read more

SNL REPORT

Lending favors western community banks

Western institutions, especially community banks, have been



TALKING CREDIT

Do you still not use the UBPR?

Ed O'Leary says bankers shouldn't miss the most trusted source of bank performance information. Read more

AML & FRAUD

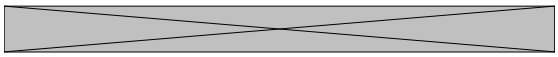
"Runnin' Down A Dream"

Hearing a federal judge recommend some common-sense ideas gives John Byrne hope for tangled AML compliance duties. Read more

INFOGRAPHIC

Data make the world go round

Did you know Swift handles over 15 billion bank-to-bank transactions annually? An infographic from NetApp summarizes how digital money and payments are changing the world. View infographic



Community bank

CLV001762

showing loan growth at double-digit rates over last year's levels, according to SNL Financial. Read more

TAX REGULATION

Global tax reporting: regulatory challenges loom

FATCA has placed tax reporting front and center for banks, but that is just the beginning. Legislation and regulatory mandates requiring financial institutions to support cross-border tax information exchanges are on the rise, making 2017 a watershed year. Read more

CREDIT RISK

Beyond the barrel

Latest from oil country: Despite recurring headline worries about slumping oil prices, community bankers continue to expand loan portfolios and are generally upbeat on lending conditions. Read more

CONSUMER CREDIT

Auto loan delinquency rate drops to lowest level in two years

Credit conditions in the auto market continue to improve, according to a recent analysis from TransUnion. Read more

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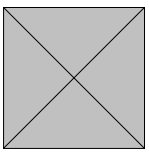

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survival kit
What will it take to bring your bank to the next level? Bankers and others weigh in on four key elements: people, M&A, branches, and technology. Read more

Keeping track of the blockchain and banking
There has been much talk—and some action—regarding the future of the bitcoin blockchain registry and other financial transactions. The website "Let's Talk Payments" recently presented a listing of bank-related blockchain projects and experiments, along with a timeline infographic.
Read more

FORWARD TO A FRIEND OR COLLEAGUE

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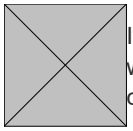

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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Sent: Fri 7/14/2017 8:40:08 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Veterans In Politics International Inc.
Sent: Mon 6/12/2017 10:19:37 AM
Subject: [Marketing Mail] [Caution: Message contains Redirect URL content] Judge holds children hostage maintains court order given Mother zero contact with her children until she pays overpriced Court Appoint

Extortion Parental Alienation violation of Due Process violation of Constitutional Rights & ignored court ordered Child Support arrears

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Judge holds children hostage maintains court order given Mother zero contact with her children until she pays overpriced Court Appointed Marriage & Family Therapist!

"Judge Mathew Harter is accused of Extortion, Parental Alienation, violation of Due Process, violation of Constitutional Rights & ignored court ordered Child Support arrears"

FIND OUT MORE

Don't take our word for it. Sit back click onto the videos and watch our judicial system fight for the best interest of the children!

Hearing for Mathew Judge Harter in Velasco
vs Velasco case: 01-06-16

Monique Velasco aka Monique Epperson

Scope: Domestic Violence. Motion filed to modify custody after 10 years from Primary of Mother to Primary of Father. Allegations of Domestic Violence in the home due to Mothers boyfriend. A Child interview was conducted.

Judge Harter order Claudia Schwarz to do a custody evaluation. She was the only one recommended by Judge Harter from the Outsource provider list. No other option was given.

Judge Harter ordered both of the parties to pay for the evaluation Ms. Velasco stated she could not pay. Judge Harter informed Mr. Velasco to pay in full and reduced her part to judgment.
There was no domestic violence reported in the child interview. Both children were not favorable toward Justin Day.

Ms. McKellar requested Sunday through Wednesday visitation. No custody change was made at this time. The current schedule is Monday and Tuesday for Mr. Velasco. There is no domestic violence case number re: Justin Day. Mr. Velasco has a documented domestic violence case number on the record against his current girlfriend.

Alcohol issues were alleged against Mr. Velasco and his live in girlfriend.
Justin Day did not live with Ms. Velasco. He had his own residence.

On Sundays, Ms. Velasco's father babysits. And both parties work 6-2.

Ms. Velasco requested for her $7,500 arrears in child support.

Hearing under Judge Harter Velasco vs Velasco Judge Holds Children Hostage 11-9-16

(Prior to this hearing on 10/04/16 Ms. Velasco filed a Motion for reconsideration, asking the Judge to review what he quoted on the record regarding the CPS records, as they were incorrect, and asked him if he made a mistake.

On 10/21/16 Filed for In Camera review of CPS records. On 11/2/16 an Emergency Motion for contact with children.)

Claudia Schwarz files a letter to the court on 11-3-16 recusing herself from the case. She states Ms. Velasco has harassed her and that Ms. Velasco is non-compliant with payments. C.P.S. records found: No NEGLECT, Unsubstantiated and case closed.

Judge Harter stated he requested Dr. Levy's report.

Judge Harter gave Ms. McKellar a copy of Dr. Levy's report.

Dr. Levy's report concluded that Ms. Velasco "does NOT meet the clinical criteria for alcohol use disorder".

Hearing Judge Harter Velasco vs Velasco Mandamus to disqualify Judge Harter for bias 1-31-17

On Dec. 5, 2016 Ms. Velasco files a Writ of Mandamus to disqualify Judge Harter for bias.
Ms. Velasco went 90 days without any incident.

Ms. Velasco have not had contact with her kids for 121 days.

Judge Harter states he had no intent of cutting off contact.

Judge Harter states it was because Ms. Velasco never followed through with the 2nd half of the custody evaluation.

He stated Donna Gosnell was $3,500, however, Ms. Velasco stated Donna Gosnell says she is $4500.

Judge Harter says Ms. Velasco is "minimizing what happened at the school."

Judge Harter states "he is not worried about her drinking and being with the kids"

Judge Harter states "right now, no safety issues as long as she is not with Justin Day"

Judge Harter states Claudia "will not finish it up until you pay the sums." Judge Harter offers Ms. Velasco to pay in full for a new custody evaluation with another evaluator. Ms. Velasco accuses Claudia Schwarz of "fraud upon the court".

Ms. Velasco refuses to go back to Claudia and Ms. McKellar suggests Dr. Leinket. Judge Harter orders Donna Gosnell. He states she is an LMFT and LADC. She will not start her evaluation until she gets paid. Judge Harter states there no mention of mental illness.

Ms. Velasco states "are you denying my rights to my children," Harter responds: "if that is the way you want to read it, it's in black or white"

15:05:45- Harter states if she passes scram and pays the initial retainer to Donna Gosnell, she will have to get some custody. Ms. McKellar responds with "at this point she wants a full mental evaluation." Two minutes after Harter states there is no mental illness. Judge Harter states her client would have to pay for the mental evaluation. Ms. McKellar states Claudia does MPI evaluations, which is why she selected her.

Ms. Velasco sent in a motion for the unredacted copy of the C.P.S. records. She asked Judge Harter to get them, after he read off of the CPS report in the previous hearing. Judge Harter states "he does not get a copy of the unredacted copy".

Judge Harter confirms he realizes Ms. Velasco is no longer with Justin Day.

Mr. Schneider states: "Mr. Day is working with Mr. Velasco and both parties are working in concert with each other against Ms. Velasco"

Mr. Schneider states "why is there a custody evaluation when the matter doesn't even exist".

Mr. Schneider argues "Father is texting Ms. Velasco saying she is going in for a psychological evaluation Mr. Velasco has already set it up that Mrs. Velasco is crazy and going in for a psych evaluation"

Hearing Judge Harter Velasco vs Velasco Judge apologizes for misreading C.P.S. Report Part 2: 01/31/2017

Ms. Velasco is required to have an App on her phone that doesn't allow her to text and drive.

Hearing Judge Harter Velasco vs Velasco Evidence Suppressed 6/7/17

The most important item is that the judge committed perjury for the second time. He stated 3 times on the record that Donna Gosnells recommendation states "no

15:33:45: Judge Harter apologizes to Ms. Velasco and reads the CPS report as such: "not because she is drunk but because she looks at her cell phone when driving"

Judge Harter then proceeds to file a minute order indicating such, but in the minute order states it was the Child Interview and not the CPS records.

Mr. Schneider argues this case has "Justin Day written all over it" He asked for a court order that neither parent exposes the children to Justin Day. Ms. McKellar argued that no one can tell her client who he can hang out with.

McKellar states there is already an order for no contact with Justin 15: 41:40. Judge Harter confirmed. Mr. Schneider asked to have it reiterated and reduce it to writing. Ms. McKellar argues for supervised visit.

Judge Harter rules that Ms. Velasco does not need supervised visits and grants Wednesday after school until Friday morning visitation for Ms. Velasco.

Judge Harter states Ms. Velasco hasn't had any contact because it was based on what the children wanted and the accusations of domestic violence, not because of alcohol.

Mr. Schneider argues the two fathers are colluding against her. Judge Harter says "it's not the first time this has happened in here" Judge Harter gives Donna Gosnell the power to recommend whatever she wants. He is going to go by her recommendation. No contact with her children until Donna Gosnell recommends she can. No phone contact until Donna recommends it.

Mr. Schneider argues, Justin Day and Mr. Velasco are still hanging out together and the kids are still there. Judge Harter's response: "It's funny how that works out" "She wants a double edge sword type of thing"

contact". And it doesn't state that. It says, no visitation pending a psych evaluation. It is not the same thing. He did that to protect Mandy since she gave no contact. And he also suppressed evidence by not submitting Dr Levy's report to the court. Patricia filed it for the second time, & it wasn't on the minute order.

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Too many cooks in the kitchen? "Judge Harter should run his own Courtroom without outside help"

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UPCOMING EVENTS WAR declared on Clark County Nevada Family Court System

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From: Public Policy Law360
Sent: Tue 8/6/2019 9:29:19 AM
Subject: States' Suit Over Border Wall Sheds Treasury Fund Claims

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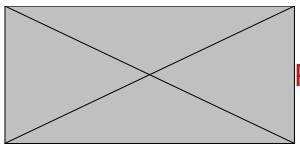

PUBLIC POLICY.

Tuesday, August 6, 2019

TOP NEWS

States' Suit Over Border Wall Sheds Treasury Fund Claims

States challenging President Donald Trump's bid to divert billions of dollars in federal cash for his border wall, including $601 million from the Treasury Department's asset forfeiture fund, had their claims over the fund tossed Monday following an agreement between the parties.

2 documents attached | Read full article »

Trump Hits Venezuela With Sweeping Commercial Embargo

The Trump administration imposed a full-scale commercial embargo against the Venezuelan government late Monday, intensifying its crusade against the regime of President Nicolás Maduro and countries like China and Russia that support it.

Read full article »

Analysis

States' Green Goals May Fuel Clean Energy Land-Use Fights

Local restrictions on large-scale projects are already a primary obstacle to getting more solar panel arrays, wind turbines and transmission lines in the ground, yet a push by states to adopt increasingly aggressive clean energy requirements means land-use issues will only grow thornier.

Read full article »

Analysis

Trump's Tariff Exclusion Process Under Judicial Microscope

As the White House has escalated tariffs on allies and adversaries alike, importers and producers have been in an administrative tug-of-war over the reach of those duties. Now, for the first time, a federal court may be on the verge of deciding whether their battle has been fairly refereed by the government.

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Analysis

Facebook, Google, Twitter Reveal Tax Hit From Altera Ruling

Google, Facebook and Twitter have taken a combined $1.6 billion income tax hit from

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June's Ninth Circuit decision to reinstate IRS rules requiring related parties in intercompany cost-sharing arrangements to share stock-based compensation expenses, recent SEC filings show.

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China Retreats From Farm Purchase Pledge After Tariff Threat

The Chinese government on Monday threatened to back out of its promise to buy U.S. agricultural products amid bilateral trade negotiations, calling President Donald Trump's plans to hit another $300 billion of Chinese goods with new tariffs a "serious violation."

Read full article »

Gov't Defends Revoking Obama-Era Fracking Regulations

The federal government has argued the Trump administration properly acted to reduce the regulatory burden on industry when it revoked hydraulic fracturing regulations on federal and tribal lands that were finalized during the Obama administration.

Summary Judgment attached | Read full article »

BANKING & SECURITIES

Fed Plans To Develop Its Own Real-Time Payment System

The Federal Reserve said Monday that it has decided to build its own real-time payment system to help facilitate nationwide access to faster retail payments, moving ahead with plans for a service that would compete with an already-up-and-running offering backed by big banks.

Notice attached | Read full article »

Venezuelan Opposition Can Pick Citgo Board, Chancery Says

Opposition leader Juan Guaidó is the U.S.-recognized interim president of Venezuela and, thus, his appointees on the state-owned entity that determines who sits on Citgo's board are valid, a Delaware vice chancellor has ruled in a decision that impacts the South American country's vast and lucrative oil industry.

Read full article »

Fed Banks Not Covered Under FCA, Gov't Tells 2nd Circ.

Federal Reserve Banks are not part of the government for False Claims Act purposes, the Fed told the Second Circuit Friday, aiding Wells Fargo's position in a whistleblower case alleging it's liable for fraud by two predecessor banks.

☒ *2 documents attached* | Read full article »

ENERGY & ENVIRONMENTAL

'Congress Giveth, Can Taketh,' 9th Circ. Judge Tells Enviros

A Ninth Circuit judge appeared skeptical Monday of environmentalists' constitutional challenge to the Congressional Review Act after lawmakers used it to roll back Obama-era hunting restrictions in Alaska, saying repeatedly that Congress delegates authority to federal agencies and "if Congress giveth, why can it not taketh away?"

Read full article »

Feds Say No More NEPA Review For Yellowstone Bison

The federal government urged the Ninth Circuit on Friday to uphold a lower court decision tossing a conservation group's bid for further environmental review of bison

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Charter Communications Inc.
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Comcast Corp.
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Deloitte Touche
Electronic Arts Inc.
Epic Systems Corp.
Eversource Energy

management near Yellowstone National Park, saying the group is challenging state and tribal regulation that isn't covered by the federal law at issue.

Brief attached | Read full article »

States Decry EPA's 'Attack' On Impartial Science At 1st Circ.

Ten states and the District of Columbia joined a First Circuit fight to revive a lawsuit over the U.S. Environmental Protection Agency's 2017 "purge" of grant-funded scientists from the agency's advisory committees, calling the move on Friday "an attack against independent science."

Brief attached | Read full article »

MEDIA & ENTERTAINMENT

4 Firms Steer $1.4B New Media, Gannett Tie-Up

New Media Investment Group and Gannett Inc., the owners of newspaper giants GateHouse Media and USA Today, respectively, said Monday they will join forces in a $1.4 billion deal, with Skadden and Nixon Peabody steering the sellers and Cravath and Wilson Sonsini on the side of the buyers.

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INSURANCE

State Officials Fight Plan To Roll Back ACA Trans Protections

Top insurance regulators from 17 states and the District of Columbia on Monday urged the U.S. Department of Health and Human Services to abandon a proposal that would eliminate protections for transgender patients from the Affordable Care Act.

Read full article »

EMPLOYMENT

Pfizer Defends Arbitration Pact's Confidentiality Language

The AFL-CIO's argument that a provision in Pfizer Inc.'s arbitration agreements is unlawful, because it bars workers from discussing the outcome of their cases, conflicts with rulings from the U.S. Supreme Court and the National Labor Relations Board, Pfizer has told the NLRB.

Response attached | Read full article »

Feds May Wade Into CalSavers ERISA Preemption Fight

The federal government has told a California federal court it may weigh in on whether a state-sponsored retirement savings program that funnels a portion of workers' paychecks into individual retirement accounts is preempted by the Employee Retirement Income Security Act.

Notice attached | Read full article »

COMPETITION

DOJ Eyeing Auto Parts Maker ZF's $7B Plan To Buy Wabco

The U.S. Department of Justice wants more information on auto parts maker Wabco's plan to be bought out by German rival ZF for a whopping $7 billion, Wabco has revealed in a U.S. Securities and Exchange Commission filing.

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Nucor Corp.
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Petrobras
Pfizer Inc.
Pinterest Inc.
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Securities Service Network Inc.
Sierra Club
Silicon Laboratories, Inc.
Sirius XM Radio Inc.
Sky PLC
Spectrum Management Holding Co.
Sprint Nextel Corporation
State Farm
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T-Mobile USA Inc.
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Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
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United States Olympic Committee

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Sprint-T-Mobile Opponents Call For Public Comment On Deal

The Federal Communications Commission should give the public a fresh chance to weigh in on Sprint and T-Mobile's merger now that the deal's architecture has fundamentally changed, two rural broadband groups that oppose the tie-up asserted Monday.

1 document attached | Read full article »

PERSONAL INJURY

Analysis

Olympic Oversight Bill Lacks Muscle To Achieve Grand Goals

A wave of sexual assault scandals has spurred bipartisan legislation to increase congressional oversight of the committee that governs U.S. Olympics teams, but experts say an even greater federal role may be necessary to protect athletes, considering U.S. Olympics' unique, privatized model.

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AEROSPACE & DEFENSE

Australia Won't Host US Missiles, Prime Minister Asserts

Australia will not host missiles for the United States, its prime minister said Monday, shortly after Defense Secretary Mark Esper suggested that the U.S. will locate ground-based missiles in Asia after pulling out of an arms control deal with Russia.

Read full article »

INTERNATIONAL TRADE

Trump Labels China A Currency Manipulator As Tensions Rise

The U.S. Department of the Treasury, under the guidance of President Donald Trump, designated China a currency manipulator Monday, marking the first time the U.S. has handed that label to a foreign government since 1994 and escalating trade tensions with China.

Read full article »

TAX

IRS Resumes Examining Cost-Sharing, Citing Altera Ruling

The Internal Revenue Service on Monday withdrew a directive that had told examiners to hold off on reviewing stock-based compensation issues related to cost-sharing arrangements, citing the Ninth Circuit's recent decision to uphold regulations challenged by chipmaker Altera Corp.

Read full article »

Calif.'s New Tax Return Law Violates Constitution, Court Told

California's new law requiring President Donald Trump and other candidates to furnish tax returns before appearing on the state's primary ballot violates several tenets of the Constitution and should be blocked, a group of voters told a federal court Monday.

☒ *2 documents attached* | Read full article »

United States Steel Corp.
Wal-Mart Stores Inc.
Wells Fargo & Co.
Xilinx Inc.
ZF Friedrichshafen AG
Zynga Inc.

GOVERNMENT AGENCIES

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Bureau of Land Management
California Attorney General's Office
California Department of Justice
Confederated Salish & Kootenai Tribes
Delaware Court of Chancery
Department of Commerce
European Union
Executive Office of the President
Federal Communications Commission
Federal Reserve Bank of New York
Federal Reserve Bank of Richmond
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Fort Peck Assiniboine and Sioux Tribes
Indian Health Service
Internal Revenue Service
International Monetary Fund
NATO
National Labor Relations Board
National Railroad Passenger Corp.
New Jersey Legislature
New Mexico Attorney General's Office
New York State Department of Financial Services
Nez Perce Tribe
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eighth Circuit
U.S. Court of Appeals for the First Circuit
U.S. Court of Appeals for the

IMMIGRATION

Mexico Weighing Legal Action Over El Paso Shooting

The Mexican government is weighing whether to extradite a shooter who killed seven Mexican citizens in El Paso, Texas, on Saturday and to pursue related legal action in the U.S.

Read full article »

Justices Asked To Clarify Damages In Cross-Border Shooting

The parents of a Mexican teen fatally shot by a U.S. border agent asked the U.S. Supreme Court on Friday to set the record straight about when victims can collect damages for the unlawful actions of federal agents.

Brief attached | Read full article »

NATIVE AMERICAN

New Bill Would Expand Health Care Access For Native Vets

Legislation introduced by U.S. Rep. Ro Khanna, D-Calif., and Sen. Tom Udall, D-N.M., on Friday would allow Native American veterans to have the health services they use at urban Indian health centers covered by the Department of Veterans Affairs.

Read full article »

Mass. Tribe Says Town Won't Let It Safely Close Casino Site

A Massachusetts Native American tribe has urged a federal court to let it safely close the work site of a planned casino, arguing that the town of Aquinnah is preventing the tribe from pouring concrete to make sure no one is impaled by exposed rebar steel.

1 document attached | Read full article »

WHITE COLLAR

Roger Stone Wants DC Circ. To Lift Lower Court Gag Order

Roger Stone has asked the D.C. Circuit to overturn a lower court's gag order banning the self-described political "dirty-trickster" from posting anything on Twitter, Facebook and Instagram while he's being prosecuted on federal witness tampering and obstruction charges.

Petition attached | Read full article »

'McDonnell' Can't Change Official's Conviction, 3rd Circ. Says

The U.S. Supreme Court's landmark decision in McDonnell v. United States narrowing the breadth of federal bribery law doesn't vacate an ex-Pennsylvania county official's bribery, extortion and racketeering conviction, the Third Circuit held in a precedential decision Monday.

Opinion attached | Read full article »

EXPERT ANALYSIS

Complying With NY's New Insurance Recommendation Rule

This month, New York's first amendment to Regulation 187 went into effect, requiring insurance agents to act in the best interest of the consumer when making a recommendation. Attorneys at Alston & Bird discuss the obligations that life insurers face under the amended regulation and how to fulfill them.

Fourth Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Second Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
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U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. District Court for the District of Oregon
U.S. District Court for the Eastern District of California
U.S. District Court for the Northern District of California
U.S. District Court for the Western District of New York
U.S. Environmental Protection Agency
U.S. Supreme Court
U.S. Tax Court
Wampanoag Tribe of Gay Head

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For Colleges, IRS' Endowment Tax Proposal Is Overly Taxing

Regulations recently proposed by the IRS, interpreting the new “endowment tax” under Internal Revenue Code Section 4968, would subject colleges and universities to greater excise taxes than many expected, say Alexander Reid and Kensington Wolgamott at Morgan Lewis.

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Opinion

Mich. No-Fault Insurance Reform: A Tragedy Of The Commons

A careful review of Michigan's recently approved Senate Bill 1 — which reforms the Michigan No-Fault Act for automobile accident insurance — reveals the overcorrections one would expect in a system that had been teetering on the brink of failure for years, says Vince Colella of Moss & Colella.

Read full article »

Dissecting The Inherent Tension In Today's TCPA Landscape

Following the D.C. Circuit's 2018 Telephone Consumer Protection Act decision in ACA International, many expected the Federal Communications Commission to step in with guidance on the statute. But almost a year and a half has passed and the TCPA remains in chaos while the industry waits for new direction, say attorneys with Troutman Sanders.

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LEGAL INDUSTRY

Global 20: Herbert Smith Freehills

Herbert Smith Freehills saw continued growth in emerging markets, represented clients connected to the investigation into Russia’s interference in the presidential election and kept up its dominance in the arbitration market with a big win for Costa Rica, once again earning a spot on Law360’s Global 20 list.

Read full article »

Feature

Why Seasoned In-House Attys Are Joining Cannabis Industry

Veteran general counsel and other in-house lawyers who have left jobs at high-profile organizations to lead the legal departments at cannabis companies or join cannabis practices say they're excited by the rare chance to help set policy and innovate in a nascent industry.

Read full article »

Analysis

Push To Expand Cybersecurity Info Privilege Gains Steam

When a company's information network is hacked, corporate brass immediately brace for a crush of consumers and regulators demanding documents about the business' cybersecurity posture — information that could be particularly damaging in post-breach legal disputes.

Read full article »

Number Of Law School Applicants Up Again In 2019

The number of law school applicants is up for the second year in a row, adding to gains made in 2018, when the number of applicants increased significantly after stagnating for years.

Read full article »

Cellino & Barnes Name Fight Tossed, For Now

A New York federal judge on Monday threw out a lawsuit by personal injury firm Cellino & Barnes PC that accused family members of one of its name partners of unlawfully infringing the firm's well-known trademarks when they launched a rival shop.

Read full article »

Interview

15 Minutes With Radisson Hospitality's General Counsel

While various technologies assist in streamlining legal departments' workflow, Jenny Lindstrom of Radisson Hospitality is excited about the debut of "EMMA," a platform that aims to be a one-stop shop for Radisson properties. Here, Lindstrom also describes some of the areas in which she hopes to expand her legal team and the qualities for a successful leader.

Read full article »

JOBS

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Abrams & Bayliss
Akin Gump
Alston & Bird
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Barnes Richardson
Barrett & Singal
Blank Rome
Bruce S. Rogow PA
Cellino & Barnes
Chaffetz Lindsey
Cravath Swaine
Crowell Law Office - Tribal Advocacy Group
Dorsey & Whitney
Duke Holzman
Earthjustice
Fried Frank
GCA Law Partners
GST LLP
Goldstein & Russell
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Grant & Eisenhofer
Grunfeld Desiderio

Herbert Smith Freehills
Hilliard & Shadowen LLP
Hilliard Martinez
Hodgson Russ
Jenner & Block
Jomarron Lopez
Landis Rath
Locke Lord
MThirtySix PLLC
McElroy Deutsch
Moore & Van Allen
Morris Nichols
Morrison & Foerster
Moss & Colella
Orrick Herrington
Pepper Hamilton
Quarles & Brady
Quinn Connor
Reynolds Rappaport
Stastny Law Firm
Thompson & Knight
Trucker Huss
Willkie Farr
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Wilson Sonsini

COMPANIES

Facebook Inc.
Google Inc.
Twitter Inc.
CITGO Petroleum Corp.
DISH Network LLC
Xilinx Inc.
A10 Networks Inc.
AK Steel Holding Corp.
American Farm Bureau Federation
American Federation of Labor and Congress of Industrial Organizations
Apollo Global Management LLC
Arista Networks Inc.
Barclays PLC
Center for Biological Diversity
Charter Communications Inc.
Cirrus Logic, Inc.
Clearing House Payments Co. LLC
Comcast Corp.
Credit One Bank NA
Credit Suisse Group AG
Deloitte Touche
Electronic Arts Inc.
Epic Systems Corp.
Eversource Energy

Fannie Mae
Fitbit Inc.
Fordham University
Fortinet Inc.
Fortress Investment Group LLC
Freddie Mac
GateHouse Media Inc.
Getty Images Inc.
Goldman Sachs Group Inc.
Groupon Inc.
Independent Community Bankers of America
Instagram Inc.
Intel Corp.
Jefferies Financial Group Inc.
Judicial Watch Inc.
KPMG International
Law School Admission Council Inc.
McKesson Corp.
Monolithic Power Systems, Inc.
National Congress of American Indians
National Telephone Cooperative Association
Neiman Marcus Group
Nucor Corp.
Ocwen Financial Corporation
Pacific Legal Foundation
Petrobras
Pfizer Inc.
Pinterest Inc.
Premera Blue Cross
Securities Service Network Inc.
Sierra Club
Silicon Laboratories, Inc.
Sirius XM Radio Inc.
Sky PLC
Spectrum Management Holding Co.
Sprint Nextel Corporation
State Farm
Supervalu Inc.
T-Mobile USA Inc.
Tencent Holdings
Tribune Media Co.
U.S. Chamber of Commerce
Union of Concerned Scientists
United States Olympic Committee
United States Steel Corp.
Wal-Mart Stores Inc.
Wells Fargo & Co.
ZF Friedrichshafen AG
Zynga Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Department of the Treasury
U.S. Supreme Court
Internal Revenue Service
U.S. Attorney's Office
Department of Commerce
Federal Communications Commission
Federal Reserve System
New York State Department of Financial Services
Securities and Exchange Commission
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Second Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Department of the Interior
U.S. Tax Court
Bureau of Labor Statistics
Bureau of Land Management
California Attorney General's Office
California Department of Justice
Confederated Salish & Kootenai Tribes
Delaware Court of Chancery
European Union
Executive Office of the President
Federal Reserve Bank of New York
Federal Reserve Bank of Richmond
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Fort Peck Assiniboine and Sioux Tribes
Indian Health Service
International Monetary Fund
NATO
National Labor Relations Board
National Railroad Passenger Corp.
New Jersey Legislature
New Mexico Attorney General's Office
Nez Perce Tribe
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eighth Circuit
U.S. Court of Appeals for the First Circuit
U.S. Court of Appeals for the Fourth Circuit
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. District Court for the District of Oregon
U.S. District Court for the Eastern District of California
U.S. District Court for the Northern District of California
U.S. District Court for the Western District of New York
U.S. Environmental Protection Agency
Wampanoag Tribe of Gay Head

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Dean Dan Hamilton, UNLV William S. Boyd School of Law
Sent: Sat 3/16/2019 1:00:23 AM
Subject: Boyd Briefs

Boyd Briefs

March 15, 2019

[redacted]

From Dean Dan

This week, the UNLV William S. Boyd School of Law was ranked 58th out of 192 accredited law schools in *US News & World Report*'s 2020 annual list of best graduate and professional schools. This is our highest ranking ever, and the law school has moved 25 points in the last four years. We are particularly delighted that our Lawyering Process program was again ranked first in the nation and our Saltman Center for Dispute Resolution jumped five spots rising to fifth nationally. I invite you to read our press release here. While we are always excited to see our programs nationally recognized, our focus remains on building a great law school that serves our students and our community.

I want to thank Professor Anne Traum, the Ninth Judicial Circuit Historical Society and the Federal Bar Association who this week brought a terrific panel to Boyd on **Women in the Law, Going First and Going Forward: Nevada**. The panelists were Judge Johnnie Rawlinson of the U.S. Court of Appeals for the Ninth Circuit; Judge Gloria Navarro, the Chief Judge of the District Court; Franny Forsman, former Federal Public Defender; and Becky Harris, former Chair of the Nevada Gaming Control Board and former Nevada State Senator. We reconvened in the afternoon, where Judge Rawlinson, Judge Jay Bybee of the Ninth Circuit, Court of Appeals staff, and UNLV Law faculty helped our students hone their federal appellate practice and advocacy skills.

Best,

Dan
Dean & Richard J. Morgan Professor of Law
daniel.hamilton@unlv.edu
facebook.com/DeanDanHamilton

-

[redacted]

Faculty Spotlight: Stacey A. Tovino

Stacey Tovino, JD, PhD, is the Judge Jack and Lulu Lehman Professor of Law at Boyd.

What are you are working on right now?

I just placed my latest article, "Going Rogue: Mobile Research Applications and the Right to Privacy," in the *Notre Dame Law Review*. This article assesses the ability of state law to respond to the privacy and security issues raised by mobile application-mediated health research conducted by independent scientists, citizen scientists, and patient researchers. Finding that all fifty-one jurisdictions have at least one potentially applicable data breach notification law, thirty-six jurisdictions have at least one potentially applicable data security law, and fourteen jurisdictions have at least one potentially applicable data privacy law, "Going Rogue" proposes textual amendments to these laws. If adopted, these amendments will help create cross-industry privacy and security protections designed to keep pace with health-related big data.

What is one of the most significant issues facing the field of health law and how should it be addressed?

The opioid crisis combined with new legislation in the area of mental health is increasing the demand for lawyers with mental health law expertise. Historically, mental health lawyers focused on issues in criminal law, including the insanity defense, as well as constitutional-based civil law issues, including involuntary commitment. In addition to these important areas of law, mental health lawyers now need expertise in the evolving fields of mental health parity law, mandated mental health benefit law, opioid prescription regulation, mental health care fraud and abuse, regulation of referrals to sober living homes, mental health patient privacy, drug and alcohol treatment record confidentiality, mergers and acquisitions involving mental health care institutions, and Medicare and Medicaid coverage of inpatient and outpatient substance use disorder treatments and services, including tele-mental health. I just completed a book proposal that covers all of these topics and more. My goal is to prepare students for the growing career opportunities in this area.

Student Spotlight: David Chavez

Tell our readers about your path to becoming principal violist for the Henderson Symphony Orchestra.

In the summer before the final year of my undergraduate studies I was still seriously considering pursuing a master's degree in music. My orchestra director here at UNLV—Professor Taras Krysa—was the musical director of the Henderson Symphony Orchestra, and he encouraged me to apply. I was thrilled when I won the audition. The HSO programs a lot of bold repertoire that you don't often get to perform at a university-level orchestra. I know that the discipline that it required has made me a better leader and law student.

How has *Huellas* (the mentorship program run by La Voz, Boyd's Latino law student association) shaped your path to and through law school?

I joined the *Huellas* program during my undergraduate studies. I was lucky enough to have been paired with Judge Bill Gonzalez at the family court. As a person of color, it's very encouraging to get to meet and interact with someone who shares your background and who has found success in a path that you want to pursue.

What are your plans following graduation in May and the bar exam in July?

I'm very excited to have accepted an offer to join Bailey Kennedy. They have been very supportive of my desire to clerk, so I am still pursuing a couple opportunities on that front.

So returning to the initial subject, which musical piece is your favorite to perform?

I love performing "Sonata for Viola and Piano" by Dmitri Shostakovich. He lived a very difficult life in Soviet Russia and wrote the piece on his deathbed. It's full of themes relating to death, fear, and regret. It's a somber but powerful piece of music that I always go back to.

[redacted]

Alumni Spotlight: Caroline Bateman '10

Caroline Bateman is the First Assistant Attorney General in Nevada's Office of the Attorney General.

Tell us about your legal career path and what you enjoy most about your current role?

After law school, I joined the Clark County District Attorney's Office. I served first as an appellate law clerk; and later, as a Deputy District Attorney. I gained incredible courtroom experience while prosecuting all varieties of criminal cases including murders, sexual assaults, and armed robberies. I am incredibly fortunate to have started my legal career at an office of attorneys whose dedication to public service and justice is unmatched.

In 2015, I left the County and joined the Nevada Office of the Attorney General. I currently serve as the First Assistant Attorney General. I supervise approximately 90 attorneys in representing the State's agencies, departments, and officials. The part of this role that I most enjoy (but simultaneously provides the most stress) is the variety of issues that confront me every day. From fighting the transport of nuclear materials into Nevada; to administratively prosecuting professional boxers and MMA fighters for anti-doping violations; to reviewing State contracts, every day provides new challenges that keep me on my toes.

What are nuggets of advice you would give a recent Boyd Law graduate or current student?

The best advice that I received, and now share (with credit going to the incredible Professor Pollman), is to never shut out a possible career path. In law school, every class I took and every externship I performed was geared toward becoming a prosecutor. I never imagined that I would become primarily a civil matter and regulatory attorney (With the clarity of 20/20 hindsight, taking that business organizations or water law class would have been incredibly helpful!). However, making the jump from the DA's office to the AG's office was the best career move that I could have made. I encourage everyone to keep your options open-- you never

know where your strengths really lie.

For current Boyd students, do not get discouraged if you find yourself struggling in classes or with exams. While a class may frustrate you now, you may excel in that area once you get into practice. Outworking others goes much further than relying on sheer talent in becoming a successful attorney. Also, take the time to form meaningful relationships with your classmates. Their support will get you through law school, the bar exam, and your life as an attorney.

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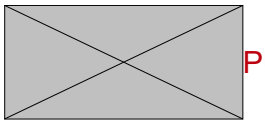

PUBLIC POLICY

Thursday, March 31, 2016

TOP NEWS

Law360 Names Top Attorneys Under 40

We're pleased to announce Law360's Rising Stars for 2016, our list of 179 attorneys under 40 whose legal accomplishments belie their age.

Judge Removes MetLife's SIFI Tag

A federal judge on Wednesday rescinded the federal government's labeling of MetLife Inc. as a systemically important financial institution, a tag that subjected the New York-based insurer to enhanced regulatory oversight.

Garland Meets With More Sens. As Vacancy Fight Continues

U.S. Supreme Court nominee Judge Merrick Garland continued to make the rounds of the U.S. Capitol Wednesday, meeting with two more Democratic senators, who variously described him as a "consensus candidate" and "highly qualified" and urged a Senate vote on his nomination.

Justices Suggest Army Corps Water Rulings Are Reviewable

A majority of U.S. Supreme Court justices on Wednesday appeared poised to uphold a lower court ruling that U.S. Army Corps of Engineers' determinations of jurisdiction over a wetland can be challenged in court, a decision that could establish a new threshold for when federal agency decisions are reviewable.

Intelligence Chief Says Data Sharing Not For Law Enforcement

The Office of the Director of National Intelligence has sought to allay concerns that a National Security Agency plan to share raw intelligence data with other agencies will infringe civil liberties, arguing the data will be kept within the intelligence community and not be shared for law enforcement.

Prosecutors Decline To Retry Blagojevich On 5 Tossed Counts

Prosecutors told a Chicago federal judge Wednesday they do not wish to retry former Illinois Gov. Rod Blagojevich on five corruption counts that were overturned by the Seventh Circuit, preferring instead to dismiss those counts and have him resentenced for 13 convictions that were upheld on appeal.

ANALYSIS

New DOJ Task Forces Signal Nursing Fraud Crackdown

The U.S. Department of Justice on Wednesday launched 10 task forces targeting "grossly substandard care" in nursing homes, a harbinger of tougher anti-fraud enforcement involving shoddy senior services, attorneys say.

ZTE Saga Encourages Cos. To Play Ball With Commerce

The U.S. Commerce Department's recent decision to grant temporary reprieve to telecom giant ZTE for alleged Iran sanctions violations is a groundbreaking development that attorneys say should serve as a lesson to multinationals about

LAW FIRMS

Akin Gump
Allen & Overy
Arnold & Porter
Arnstein & Lehr
Baker & McKenzie
Baker Botts
Baker Donelson
BakerHostetler
Baron & Budd
Beasley Allen
Bernstein Litowitz
Blank Rome
Boies Schiller
Bradley Arant
Cadwalader Wickersham
Cleary Gottlieb
Consovoy McCarthy
Covington & Burling
Cowan DeBaets
Cozen O'Connor
Cravath Swaine
Cross Gunter
Crowell & Moring
DLA Piper
Davis Polk
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Dentons
Drinker Biddle
Durie Tangri
Earthjustice
Epstein Becker Green
Fenwick & West
Fish & Richardson
Foster Pepper
Fox Rothschild
Freshfields
Fried Frank

the agency's might and the value of close cooperation with probes.

MetLife Ruling Could Bring Big Changes To SIFI Process

A federal judge's decision to rescind MetLife Inc.'s label as a systemically important financial institution could force U.S. financial regulators to rethink the process for putting a nonbank firm under enhanced oversight, but won't eliminate their power to do so, experts said.

BANKING & SECURITIES

SEC Says More Input Needed On FINRA Pay-To-Play Proposal

The Securities and Exchange Commission on Tuesday said it was reviewing the Financial Industry Regulatory Authority's plan to implement pay-to-play restrictions for member firms, saying it wants more input on how the rule will prevent fraud and impact competition.

ENERGY & ENVIRONMENTAL

EPA, Oil & Gas Cos. Team Up On Methane Emission Program

The U.S. Environmental Protection Agency on Wednesday announced a new, voluntary methane emission reduction program through which oil and gas companies will replace or rehabilitate cast iron and unprotected steel distribution mains, and reduce methane emissions from pipeline releases.

Enviros Can't Get EPA Power Plant Discharge Data

A D.C. federal judge on Tuesday said the U.S. Environmental Protection Agency can withhold data about power plant wastewater discharges from environmental groups, ruling that Freedom of Information Act exemptions for confidential business information weren't narrowed by the Clean Water Act.

FWS Used Stale Numbers In Bird-Take Regs, Judge Says

The U.S. Fish and Wildlife Service fell short in the environmental analysis it relied on to extend orders allowing fish farmers to kill seabirds in certain states, a Washington, D.C., judge ruled on Tuesday, saying the agency "simply lifted" numbers from an old report.

HEALTH & LIFE SCIENCES

House Panel Subpoenas Fetal Tissue Research Cos.

A U.S. House of Representatives panel investigating fetal tissue research on Wednesday issued a dozen subpoenas as part of an ongoing effort to look into potential illegal activity, even though no investigation to date has found any wrongdoing.

FDA Approves Zika Test For Blood Donations

The U.S. Food and Drug Administration said Wednesday that it has approved an investigational test to check blood donations for the Zika virus.

HHS Can't Duck NYC Hospital's $15M Medicare Cap Suit

A New York federal judge on Tuesday ordered the U.S. Department of Health and Human Services to review a Medicare reimbursement decision that a New York City hospital system claimed cost it $15 million, finding the agency couldn't justify imposing a reimbursement cap.

New FDA Rules Ease Access To Abortion Drug

The U.S. Food and Drug Administration moved Wednesday to relax the requirements for a drug that induces abortions, an action that is expected to make it easier for women to obtain the medical procedure.

Gibson Dunn
Glaser Weil
Grant & Eisenhofer
Greenberg Traurig
Hausfeld
Hinshaw & Culbertson
Hogan Lovells
Hunton & Williams
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin
Kaye Scholer
Keating Wagner
Keker & Van Nest
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Kramer Levin
Labaton Sucharow
Latham & Watkins
Liner LLP
Littler Mendelson
Locke Lord
Loeb & Loeb
Mayer Brown
McDermott Will
Milbank Tweed
Morrison & Foerster
Munger Tolles
Norton Rose Fulbright
Nossaman LLP
O'Melveny & Myers
Ogletree Deakins
Orrick Herrington
Paul Hastings
Paul Weiss
Perkins Coie
Proskauer Rose
Quinn Emanuel
Reilly Pozner
Robins Kaplan
Ropes & Gray
Rutan & Tucker
Sanford Heisler
Schiff Hardin
Shearman & Sterling
Shook Hardy
Sidley Austin
Simpson Thacher
Skadden

IP & TECHNOLOGY

Tech Association Backs Restrictive Patent Venue Bill

The Consumer Technology Association on Tuesday expressed support for a U.S. Senate bill that would place new restrictions on where patent suits can be filed, saying the measure would go toward battling "patent trolls" by curtailing their ability to "forum shop."

MEDIA & ENTERTAINMENT

Chargers Launch San Diego Voter Initiative For New Stadium

The San Diego Chargers on Wednesday unveiled a voter initiative for a new downtown stadium and convention center expansion it hopes to get on the ballot for November as the team works to remain in San Diego despite the NFL approving a potential move to Los Angeles.

TRANSPORTATION & INFRASTRUCTURE

Florida Installs Uniform Process For P3 Projects

Florida Gov. Rick Scott enacted a measure Wednesday implementing the recommendations of a public-private partnership task force to create a uniform process for public entities to engage in P3s, which includes an expanded list of entities authorized to conduct partnering agreements.

NHTSA Floats Safety Guidelines For New Technologies

The National Highway Traffic Safety Administration has laid out new guidelines for emerging automotive technologies and safety-related defects, inviting the public to comment on the new guidance in a Federal Register notice set to run on Friday.

Md., Virginia Sens. Renew Push For Full DC Metro Funding

Senate Democrats from Maryland and Virginia urged congressional appropriators on Wednesday to provide the full $150 million that's been requested in the latest federal budget for the Washington Metropolitan Area Transit Authority, which operates D.C.'s Metrorail, to cure some of the agency's recent safety woes.

NHTSA Says Auto Co. Communications Will Be Posted Online

The National Highway Traffic Safety Administration has submitted a notice in the Federal Register that automakers must start indexing communications to the agency, which it will post on its website for the public to view.

EMPLOYMENT

Biz Groups, L&E Firm Sue To Block New 'Persuader' Rule

The National Association of Manufacturers, other industry groups and Arkansas labor and employment law firm Cross Gunter Witherspoon & Galchus PC sued Wednesday to challenge the U.S. Department of Labor's controversial persuader rule, saying it violates employers' constitutional rights and harms attorney-client confidentiality.

COMPETITION

Rep. Fattah Co-Defendant Ducks Money Laundering Charge

A federal judge on Tuesday agreed to dismiss a money laundering charge against the head of a nonprofit organization founded by Rep. Chaka Fattah, D-Pa., that prosecutors say was used to illegally channel grant money to pay off outstanding campaign debts.

Squire Patton Boggs
Steptoe & Johnson LLP
Stites & Harbison
Sullivan & Cromwell
Sutherland Asbill
Vinson & Elkins
Weil Gotshal
WhatleyKallas
White & Case
Wiley Rein
Williams & Connolly
WilmerHale
Wilson Sonsini
Winston & Strawn

COMPANIES

AT&T Inc.
Ameren Corporation
American Bar Association
American Health Care Association
American International Group Inc.
Associated Press
Bipartisan Policy Center
Chevron Corporation
Duke Energy Corporation
Express Scripts, Inc.
Extendicare Inc.
Financial Industry Regulatory Authority Inc.
Friedman LLP
General Electric Capital Corp.
Google Inc.
Guttmacher Institute
Institutional Shareholder Services Inc.
Kirkland's, Inc.
Kroll Inc.
MasterCard Incorporated
Medco Health Solutions Inc.
Media General Inc.
MetLife Inc.
Microsoft Corporation
NFL Enterprises LLC
NYC Health and Hospitals Corp.
National Association of Manufacturers
National Grid PLC
Natural Resources Defense Council
Netflix Inc.
Oakland Raiders
PG&E Corporation
Pacific Legal Foundation

PRIVACY & CONSUMER PROTECTION

Senate Seeks Contempt In Bid For Online Sex Trade Docs

For the first time in more than 20 years, the U.S. Senate on Tuesday filed a civil contempt action, asking a D.C. federal court to force the online advertising site Backpage.com to comply with a subpoena in an investigation of online sex trafficking.

Judge Cites 7th Circ. Ruling For Sex Site In Sheriff Suit

An Illinois federal judge indicated Wednesday he would follow a Seventh Circuit ruling that Cook County Sheriff Tom Dart interfered with protected speech on Backpage.com when he asked credit card companies to stop doing business with the classified ad site, but said there was a legitimate question about whether the letters constituted threats.

TAX

IRS Floats New 'Highway Vehicle' Definition For Excise Tax

The Internal Revenue Service is floating rules that would in part update a decades-old definition of “highway vehicle” related to excise taxes imposed on the sale of highway tractors, trailers, trucks and tires, according to a notice set to run in the Federal Register on Thursday.

BANKRUPTCY

Bankrupt Ky. City Reaches Repayment Deal

A Kentucky city that was the first municipality to file for bankruptcy after Detroit proposed a plan on Wednesday to issue bonds, raise taxes and settle its largest debt: an $11 million judgment in a lease dispute with a trucking school.

IMMIGRATION

Gov't Urges High Court To Hear Immigrant Bond Case

The federal government has told the U.S. Supreme Court that the Ninth Circuit was wrong in holding that immigrants detained during deportation proceedings need to be given bond hearings if their detainment lasts for six months, and urged the high court to take up its appeal.

NATIVE AMERICAN

Feds Fight Tribe Member Bid To Enter Arapaho-Shoshone Row

The federal government urged a Montana district court Tuesday not to let Northern Arapaho and Eastern Shoshone tribal members step into the Arapahos’ suit alleging the government helped the Shoshones assert control over the tribes’ shared programs, saying the members’ concerns about due process in their tribal court cases presented distinct issues from the suit's claims.

TELECOMMUNICATIONS

Looming FCC Privacy Rules Unclear, FTC Commish Says

Federal Trade Commissioner Maureen Ohlhausen on Wednesday blasted the Federal Communications Commission for giving a vague yet overly strict description of its upcoming privacy rules for Internet service providers, insisting the FTC’s case-by-case approach to privacy enforcement would regulate the industry better.

Petco
Planned Parenthood Federation
Pnc Financial Services Group,The
Prudential Financial Inc.
QUALCOMM Incorporated
Reynolds American Inc.
SIFMA
San Diego Chargers
San Diego Padres
Sierra Club
Sinclair Broadcast Group, Inc.
The Center for Auto Safety
United Parcel Service Inc.
Verizon Communications
Washington Metropolitan Area Transit Authority
ZTE Corp.

GOVERNMENT AGENCIES

Agency for International Development
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Industry and Security
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Department of Health and Human Services
Department of Homeland Security
Department of Labor
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Food and Drug Administration
Immigration and Customs Enforcement
Internal Revenue Service
National Highway Traffic Safety Administration
National Institutes of Health
National Oceanic and Atmospheric Administration
National Security Agency
Northern Arapaho Tribe
Office of Labor-Management

Big Pay-TV Firms Would Exploit New Retrans Rules, FCC Told

The largest pay-TV providers would take advantage of any changes to the Federal Communications Commission's standards for negotiating to retransmit broadcast TV signals, Sinclair Broadcast Group Inc. has warned the agency, saying most negotiations are smooth and the FCC should not take action.

FCC Told Broadband Market Thriving Since Net Neutrality

An advocacy group told the Federal Communications Commission on Wednesday that data shows that broadband providers' spending since the commission's net neutrality order is healthy, saying the results are a poor measure of the industry impact of one public policy change but should overcome "fear-mongering" by critics.

FCC Orders State Reports On Multilingual Emergency Alerts

The Federal Communications Commission approved a measure Wednesday requiring states to report on the steps they have taken — or plan to take — to translate broadcast emergency alerts into languages other than English where state and local authorities deem it appropriate

Stations Rightly Barred From Spectrum Auction, DC Circ. Told

The Federal Communications Commission has urged the D.C. Circuit to refuse a challenge for eligibility in the spectrum auction by several low-power TV stations, saying the agency reasonably acted within its discretion to find them unqualified in a decision aligned with Congress' instructions.

PEOPLE

Aide To Ex-Pa. Speaker Disbarred For $10M Campaign Scandal

Pennsylvania's highest court on Tuesday retroactively disbarred the former chief of staff for a convicted state representative over the aide's involvement in a $10 million scheme orchestrated by his boss that involved using taxpayer money for campaign work.

EXPERT ANALYSIS

Expect Enforcement Continuity At FTC After Brill Leaves

Commissioner Julie Brill's departure from the Federal Trade Commission, which leaves the FTC with only three commissioners, will likely not affect the outcome of votes on antitrust or consumer protection enforcement actions in most major cases, but it may have an impact at the margins, in particular with regard to the relief demanded by the commission in consent decrees, say attorneys with Arnold & Porter LLP.

Without Compromise, ACA Contraceptive Row May End In Tie

Though a relatively small percentage of employers will be affected by the U.S. Supreme Court's decision in Zubik v. Burwell, the stakes are high for those it will reach. And following Tuesday's order for supplemental briefs focused on proposing a compromise, it's likely the case could result in a 4-4 tie if no solution is reached, says Debra Friedman at Cozen O'Connor PC.

How Employers Can Successfully Challenge Agency Guidance

In terms of employer requirements, many agency interpretations follow the applicable statute or regulation closely. However, several recent cases demonstrate that an agency's interpretation can be successfully challenged, especially when it has recently changed a previous interpretation or has rendered an interpretation of a new issue, says Daniel Davis, a special labor and employment law counsel at Proskauer Rose LLP.

LEGAL INDUSTRY

Standards
Office of the Director of National Intelligence
Port of Miami
Securities and Exchange Commission
U.S. Army
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
World Health Organization

4 Things Firms Should Do Now To Counter The Hacking Threat

With the news that a number of BigLaw firms — including Cravath Swaine & Moore LLP and Weil Gotshal & Manges LLP, among many others — are being targeted by hackers looking to profit from confidential or insider information, experts say that all firms should take a hard look at their cybersecurity systems and bolster their defenses. Here are four key steps to take right now.

5 Ways BigLaw Can Help Young Lawyers Bring In Business

With increasing pressure on BigLaw to stay competitive, attorneys are having to contribute to a firm's bottom line earlier in their careers. Here are five proven ways BigLaw firms can help their young attorneys get a leg up on business development.

Judges' Bullying Seen As Fuel For Bad Atty Behavior

Judges are often the first to bemoan poor lawyering and bad manners, but a new research paper argues they are helping set the tone — and encouraging bad attorney behavior with so-called benchslaps.

3 Ways GCs Can Survive Proxy Season

Once a rote annual exercise, proxy statements today have transcended their compliance function to become a way to engage with shareholders to improve the company to everyone's benefit. Here's what the experts say general counsels should do to conquer proxy season.

Ex-Reilly Pozner Attys Sue Over Firings After $390M Win

Two senior partners who allegedly helped found Reilly Pozner LLP are suing the firm's namesake duo in Colorado state court for allegedly firing five partners and five associates to block them from sharing a windfall $390.5 million jury verdict in a bank liability suit.

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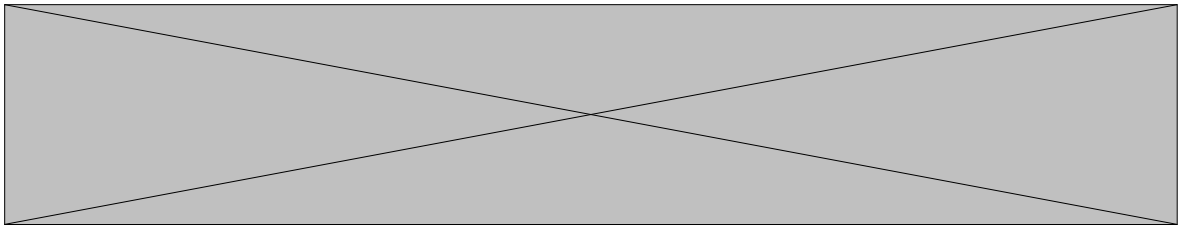
From: Banking Exchange
Sent: Tue 11/10/2015 4:30:28 PM
Subject: [Marketing Mail] BE Webinar: Learn How to Protect Vulnerable Customers from Identity Fraud

Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **Register Now >**

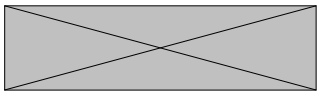


Join Banking Exchange and LifeLock on November 19 at 2:00 pm EST | 11:00 am PST for the webinar **Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow**.

Identity fraud affected almost 13 million Americans last year, yet not all Americans are affected equally. In a recent research study sponsored by LifeLock, Javelin explored the impact of identity fraud on students, seniors and military personnel and how fraudsters are using different techniques to attack these vulnerable populations. Each of these consumer segments has a different set of behaviors that cause them to be targets of account fraud. **Register for this complimentary webinar >**

This webinar will examine:

- What behaviors and activities place students, military and seniors at higher risk of identity fraud
- The outlook for fraud targets over the next few years and how it will impact these consumer segments
- Strategies for how banks can help protect customers and employees



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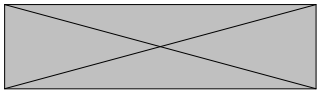

Date: Thursday, November 19, 2015

Time: 2:00 pm EST | 11:00 am PST

Speakers:

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Thomas Carpenter
Vice President, Product Development, Fifth Third Bank

Moderator:

Bill Streeter
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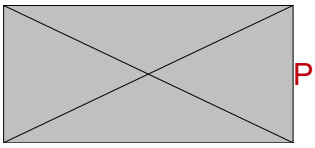
Subject: IRS Formally Withdraws Proposed Estate Transfer Regs



PUBLIC POLICY.

Wednesday, October 18, 2017

TOP NEWS

IRS Formally Withdraws Proposed Estate Transfer Regs

The IRS on Tuesday formally withdrew a controversial Obama-era regulation that was proposed to prevent the undervaluation of transferred interests for estate tax purposes, one of several rules that the U.S. Department of Treasury had targeted as part of an effort to simplify the tax code. Read more »

Judge Mostly Blocks Trump's 3rd Travel Ban

A Hawaii federal judge on Tuesday largely blocked the Trump administration's third travel ban, issuing the order shortly before some of the restrictions were set to take effect, but a representative for the Justice Department has already promised to appeal it. Read more »

Company Tax Cuts Help Workers, Trump Again Insists

President Donald Trump on Tuesday repeated widely criticized claims from the White House chief economist that a 15 percent tax cut for corporations would result in a $4,000 annual income boost to average American households. Read more »

Bipartisan ACA Deal Would Renew Subsidies, Add Flexibility

The leaders of a key Senate panel have struck a deal intent on restoring cost-sharing reduction payments and offering states more flexibility under the Affordable Care Act's insurance rules as part of a bid to prop up the individual markets over the next two years. Read more »

Analysis

In Microsoft, Justices To Set Feds' Reach For Overseas Data

The U.S. Supreme Court in weighing the government's ability to access data stored overseas by Microsoft is likely to pick a clear winner in the battle over how far law enforcement can reach for data under the current law, experts say, although some are hoping that the move will prompt Congress to step in to quickly strike a better balance between privacy interests and law enforcement needs in a digital world. Read more »

Analysis

EPA 'Sue And Settle' Shift May Mean Tougher Court Fights

U.S. Environmental Protection Agency head Scott Pruitt's plan to overhaul how the agency handles suits from environmental groups has been welcomed by businesses that are often frustrated with how quick the agency is to settle, yet experts say the EPA could find itself facing lengthier and more costly litigation as a result. Read more »

Rep. Who Cut DEA Powers Out As Trump's Drug Czar Pick

President Donald Trump on Tuesday said his pick to lead the Office of National Drug Control Policy has backed out of the position, two days after media reports revealed the congressman had pushed legislation gutting the U.S. Drug Enforcement Administration's ability to target misbehaving opioid distributors. Read more »

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Mintz Levin
Noroozi PC
Norton Rose Fulbright
Orrick Herrington
Patterson Belknap

ENERGY & ENVIRONMENTAL

Flint Must Find Long-Term Water Solution, Judge Says

A Michigan federal judge on Tuesday told the city of Flint, Michigan, it must soon pick a long-term drinking water source that satisfies the U.S. Environmental Protection Agency's 2016 order directing the city and state to take measures to begin addressing the city's water crisis. Read more »

FERC Chair Says Perry's Grid Proposal Deserves Fair Shot

Energy Secretary Rick Perry's controversial proposal to pay coal-fired and nuclear plants for providing base load power and grid reliability services should have a seat at the table, as regulators mull ways to ensure a stable grid, Federal Energy Regulatory Commission Chairman Neil Chatterjee said Tuesday. Read more »

States, Enviros Urge DC Circ. To Decide Clean Power Merits

Activist groups, along with several state and local governments, asked the D.C. Circuit on Tuesday to rule on the merits of the Clean Power Plan, saying the U.S. Environmental Protection Agency's proposal to repeal the plan without drafting a replacement was an attempt to undermine its obligations. Read more »

HEALTH & LIFE SCIENCES

Sens. Scrutinize Murky Drug Pricing, Rebate Deals

U.S. senators on Tuesday sharply questioned whether opaque arrangements between drugmakers and pharmacy benefit managers are driving up drug costs. Read more »

Sen. Wants Repeal Of Opioid Law That Sunk Drug Czar Pick

Sen. Claire McCaskill on Monday pushed to repeal a law that made it harder for the U.S. Drug Enforcement Administration to crack down on misbehaving opioid distributors, saying the law championed by President Donald Trump's since-withdrawn pick for drug czar was misleading and harmful. Read more »

Crist Visit To Menendez Doc Used To Counter Bribery Charges

Rep. Charlie Crist, D-Fla., showed up unannounced in 2010 at the home of a Florida ophthalmologist and slept there on the same weekend when Sen. Bob Menendez traveled to and from the Sunshine State at the physician's expense, according to testimony Tuesday at the senator and doctor's bribery trial. Read more »

MEDIA & ENTERTAINMENT

BuzzFeed Argues To Keep 'Russian Dossier' Source Secret

BuzzFeed told a Florida federal court Monday that a number of state and federal laws protect it from being compelled to reveal its source for a dossier alleging that Russia has compromising information on President Donald Trump and that his companies helped target Democratic leaders' computers. Read more »

FCC's Pai Reacts To Trump NBC Threat, Citing 1st Amendment

After nearly a week of silence, FCC Chairman Ajit Pai addressed recent statements by President Donald Trump that NBC should have its broadcast license challenged for running a disparaging story about the president, saying Tuesday he's a firm believer in the First Amendment, but without criticizing the president directly. Read more »

FCC Had Reason To Delay Multilingual Alerts, DC Circ. Says

A split D.C. Circuit panel has struck down a petition challenging the Federal Communications Commission's refusal to require the transmission of emergency alerts in languages beyond English, finding on Tuesday that the agency's decision to

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Cable News Network Inc.
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Center for American Progress
Center for Biological Diversity Inc.
Chevron Corporation
Computer & Communications Industry Association
Consumer Data Industry Association
Council on Foreign Relations
Dominion Resources, Inc.
Electronic Frontier Foundation
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Equifax Inc.
Experian
Express Scripts, Inc.
Google Inc.
Lambda Legal Defense & Educational Fund
Lockheed Martin
Major League Baseball Inc.
Mayo Foundation for Medical Education and Research
Microsoft Corporation
NBCUniversal Inc.
NFL Enterprises LLC
National Association of Broadcasters
National Association of Insurance

gather more information first was not unreasonable. Read more »

Big Leagues Go To Bat For Federal Sports Betting Ban

The NCAA joined the NFL and other major professional sports leagues to hit back Monday at claims that a federal prohibition on state-authorized sports betting is unconstitutional, arguing before the U.S. Supreme Court that the law does not force states to enact or administer federal policy. Read more »

FCC Frees Up $1B To Aid Broadcasters Reassign TV Channels

The Federal Communications Commission announced Monday that it is doling out $1 billion to reimburse eligible full-power and Class A broadcasters and multichannel video programming distributors for initial costs incurred in building station facilities on reassigned channels. Read more »

TRANSPORTATION & INFRASTRUCTURE

PennDOT Can Be Held Liable In Crash Suit, Pa. Justices Told

A Pennsylvania couple urged the state's highest court Tuesday to bar the Pennsylvania Department of Transportation from skirting liability for injuries they suffered after their car hit a guardrail they say was negligently installed, arguing that exceptions to sovereign liability should apply to more than just dangerous roadway conditions. Read more »

INSURANCE

New NY Rules Crack Down On Title Insurance Abuses

New York's financial regulator on Tuesday issued final rules that it says will stop kickbacks and other abuses in the title insurance market. Read more »

EMPLOYMENT

DOJ Says Suit Over Transgender Military Ban Is 'Premature'

A lawsuit challenging President Donald Trump's plan to ban transgender people from serving in the military is "premature several times over," the U.S. Department of Justice told a Washington federal court on Monday, saying the policy has yet to take effect and thus no injury can be shown. Read more »

PRIVACY & CYBERSECURITY

Senators Back More Oversight Of Credit Bureau Cybersecurity

Republican and Democratic members of a key Senate panel Tuesday appeared to support increased supervision of consumer credit bureaus' cybersecurity efforts in the wake of the Equifax Inc. data breach. Read more »

AEROSPACE & DEFENSE

Senate Approves Trump Pick For DOD Deputy Secretary

The Senate approved President Donald Trump's pick for a top civilian policy official at the U.S. Department of Defense on Tuesday as the administration continues to struggle to get its appointees through Congress. Read more »

UK Wants To Subject More Mergers To Nat'l Security Review

The British government wants to limit exceptions to national security reviews of would-be mergers under a proposal unveiled on Tuesday that would sharply narrow the financial thresholds of hookups in specific industries such as military and "dual-use" products subject to scrutiny and potential intervention. Read more »

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National Immigration Law Center
Natural Resources Defense Council
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Federal Trade Commission
Illinois Department of Insurance
Internal Revenue Service
Michigan Department of Environmental Quality
NAFTA
Native Village of Barrow
New York State Department of Financial Services
Office of National Drug Control Policy
Pennsylvania Department of Transportation
Pennsylvania Supreme Court
Securities and Exchange

INTERNATIONAL TRADE

NAFTA Talks Get Testy As Officials Air Grievances

The closely watched effort to restructure the North American Free Trade Agreement appeared to reach a boiling point on Tuesday as officials expressed frustration over one another's unrealistic proposals and formally abandoned a soft deadline to wrap up the talks by early next year. Read more »

Protectionism Can't Solve Free Trade Woes, WTO Head Warns

The head of the World Trade Organization told a Washington, D.C., think tank that the anti-globalization wave in the U.S. that helped make Donald Trump president is a global trend stemming from rapid economic change, but said backtracking on trade would only hurt nations and people. Read more »

TAX

Identity Theft-Linked Tax Return Fraud Plummets, IRS Says

The Internal Revenue Service said Tuesday that identity theft-related tax return schemes have dropped by roughly two-thirds since 2015, but new measures will be put in place to help battle refund identity theft. Read more »

OECD To Eye Short-Term Fixes For Taxing Digital Economy

An Organization for Economic Cooperation and Development project to develop new rules for taxing the digital economy will likely look at short-term solutions, although it may not be able to reach consensus, the organization's tax chief said. Read more »

Philly Politicians Flay Soda Tax At Senate Hearing

A pair of Philadelphia politicians railed against the city's controversial sweetened beverage tax in a Pennsylvania Senate hearing Tuesday, suggesting that the goals of expanding pre-K and upgrading parks and recreation centers should be funded instead by sustaining the current wage tax. Read more »

IMMIGRATION

Immigration Cop Wants To Quadruple Workplace Enforcement

The acting director of U.S. Immigration and Customs Enforcement said Tuesday he has given instructions to ramp up immigration enforcement at workplaces by four to five times current levels, reversing a slowdown that took place toward the end of President Barack Obama's tenure. Read more »

NATIVE AMERICAN

Trump Announces DOI Indian Affairs Leader Pick

An executive of an Alaska Native corporation has been tapped by the Trump administration to take the position of assistant secretary for Indian Affairs in the U.S. Department of the Interior, who if confirmed would be the first Native Alaskan to serve in the role, the White House said Monday. Read more »

EXPERT ANALYSIS

The Legal Theory Behind The Clean Power Plan's Repeal

News media reports about the U.S. Environmental Protection Agency's move to repeal the Obama-era Clean Power Plan have focused on President Donald Trump's attacks on his predecessor's environmental legacy. However, repeal proponents can make a strong argument that the CPP was always on shaky legal ground, say Jane Montgomery and Amy Antoniolli of Schiff Hardin LLP. Read more

Commission
St. Regis Mohawk Tribe
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
World Trade Organization

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Opinion

Tribal Immunity May Not Be Wonder Drug For Allergan

Even though four of Allergan's patents were invalidated in the Eastern District of Texas on Monday, the inter partes reviews will likely continue. While the Saint Regis Mohawk Tribe's sovereign-immunity motion may succeed at the Patent Trial and Appeal Board, Congress can — and should — render this whole debate moot, says Joshua Landau, patent counsel at the Computer and Communications Industry Association. Read more »

Anti-Inversion Rule Down, But Not Out, With Texas Ruling

A Texas federal court recently struck down the temporary anti-inversion regulation charged with preventing the planned merger between Pfizer and Allergan as well as other cross-border transactions. The decision may have significant procedural implications, but there may be little practical import for this specific regulation, say attorneys with Eversheds Sutherland. Read more »

Enviro Rights: What's The Public Trust Role In Pa.?

The Pennsylvania Supreme Court's recent decision in Pennsylvania Environmental Defense Foundation v. Commonwealth of Pennsylvania has changed the discussion about the state's so-called environmental rights amendment. Philip Hinerman and Adam Cutler of Fox Rothschild LLP examine issues raised in the case, such as what it means to be a public trustee, and the positions various groups are taking. Read more »

New Insurance Platforms Arguably Require Producer Licenses

Last week, the CEO of the National Association of Insurance Commissioners questioned Lemonade Insurance Company's peer-to-peer service, expressing concerns that Lemonade's partners may require a producer license. New, innovative ideas like Lemonade's platform can benefit potential insureds, but also present regulatory concerns, says Zachary Lerner of Locke Lord LLP. Read more »

How Will High Court Rule On IPR? Clues In A Thomas Dissent

The U.S. Supreme Court is highly likely to find inter partes reviews constitutional in Oil States. The strongest indication lies in Justice Clarence Thomas' 2015 dissent in B&B Hardware — a case that has received no substantive discussion in the hundreds of pages of briefing filed thus far, says Kayvan Noroozi, principal at Noroozi PC and CEO of Koios Pharmaceuticals LLC. Read more »

Series

Judging A Book: Kozinski Reviews 'The Judge'

The new book "The Judge: 26 Machiavellian Lessons" is a lively tour of colorful incidents and personalities that have populated the U.S. Supreme Court for the past 23 decades. Do authors Ronald Collins and David Skover prove their thesis that hypocrisy is the key to judicial greatness? Some of their examples are hard to dispute, says Judge Alex Kozinski of the Ninth Circuit. Read more »

LEGAL INDUSTRY

Analysis

5 Daily Habits Of Rainmakers & How They Can Work For You

Everyone knows that lawyer — the one who brings in substantial business while also billing hours, mentoring associates, meeting clients for lunch, taking their kids to soccer practice and training for a marathon. Here, six rainmakers reveal their tricks for making it work. Read more »

Chadbourne Must Produce Info About Partners' Pay And Pull

Chadbourne & Parke LLP must turn over an array of evidence to female attorneys suing it for gender discrimination that details its compensation-setting process for partners and their level of influence on the firm's management, a New York federal judge ruled Monday. Read more »

Trump DC Circ. Pick Dodges Questions On White House Work

White House deputy counsel Greg Katsas dodged questions about his advice on the special counsel investigation into Russian electoral interference and other administration matters Tuesday, as Democrats on a Senate panel grilled him at a confirmation hearing on his bid to fill a vacancy on the D.C. Circuit Court of Appeals. Read more »

Columbia Becomes Latest Law School To Accept GRE Scores

Columbia Law School will become the latest school to allow applicants to submit test scores from the Graduate Record Exam in addition to the more traditional Law School Admission Test, as part of a pilot program beginning in fall 2018, the school announced Tuesday. Read more »

Akin Gump Hires First Diversity And Inclusion Officer

Akin Gump Strauss Hauer & Feld LLP has become the latest firm to create a position to spearhead its efforts to recruit and maintain a diverse staff of attorneys, the firm announced Tuesday. Read more »

Series

My Supreme Court Debut: A Birthday I'll Never Forget

I argued my first case before the U.S. Supreme Court in 2013. It was my birthday. And I must say, the experience set the bar pretty high for future birthdays, says Catherine Carroll of WilmerHale. Read more »

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Pharmaceutical Care Management Association
Prudential Financial Inc.
State Farm
TransUnion LLC
United Continental Holdings Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Environmental Protection Agency
Federal Communications Commission
Internal Revenue Service
Consumer Financial Protection Bureau
Drug Enforcement Administration
European Union
NAFTA
New York State Department of Financial Services
Office of National Drug Control Policy
Pennsylvania Supreme Court
U.S. Department of Homeland Security
U.S. Senate
World Trade Organization
Bureau of Indian Affairs
Bureau of Indian Education
European Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Illinois Department of Insurance
Michigan Department of Environmental Quality
Native Village of Barrow
Pennsylvania Department of Transportation
Securities and Exchange Commission
St. Regis Mohawk Tribe

U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
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.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Fri 6/15/2018 5:26:25 PM
Subject: The Daily Indy!

Quote of the Day

"California tried electricity deregulation and found out it's a costly mistake. It led to higher rates, rolling blackouts, consumer fraud and the Enron energy resale scandal, costing Californians billions."
----New ad from opponents to the Energy Choice Initiative

From the Editors

Is it the weekend yet?

Loyal TDIers, Team Indy is hoping for a nice break from a very busy and very successful week.

Thanks again to all of you who watched our election coverage on IndyTV. And thanks for everyone who keeps going to the site -- our traffic is growing every month.

Please tell your friends!

We also would love to hear feedback on what you like and what you don't. We really want this to be a collaboration with our readers. Email us at editors@thenvindy.com, and you can always just reply to TDI.

Look for our revamped, post-primary elections page next week.

Have a good weekend, all.

Today's Front Page

State marijuana laws would trump federal laws under new bill for industry

Clark school trustees divided on gender-diverse policy, still no final decision

Sen. Elizabeth Warren, D-Mass., and Sen. Cory Gardner, R-Colo., unveil their bill on June 7, 2018. Photo by Humberto Sanchez.

ICYMI

Latest on IndyBlog

After primary win, Amodei targeted by progressive group for tax vote

Brothel owner Dennis Hof's election victory is giving Nevada's political establishment anxiety

The Indy Explains: Who turned out and where to cast ballots in Tuesday's primary election

Through the lens: Elation, disappointment mark an end to heated primary election campaigns

Group opposing energy choice ballot question launches new ad citing California blackouts, Enron scandal

Rosen up with new Spanish-language ad drawing parallels between 2018 FIFA World Cup, U.S. Senate race

Voter registration organization will mail out 75,000 forms this week to Nevadans as part of nationwide drive

-

Tweet o' the Day

What was it Joe Louis said, senator?

-

Yours in election coverage and transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Diana Paul[dpaul@LasVegasNevada.GOV]
From: Margaret Kurtz
Sent: Thur 7/9/2015 8:39:47 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Got it. Thanks you. ☺
Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:39 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I made no statement about any contributions received, just a flat response to the publication of information *as asked.*

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:35 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I believe the reporter is on deadline now; he asked for the statement you had made regarding the campaign contributions received from those indicted.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:34 PM
To: Margaret Kurtz
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Great! I'll get back to you on it. I want to be sensitive to their community. I'll get it done by Monday.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:32 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman

Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> ---
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> "**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."
>
> ---
>
> **From:** Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
> **Sent:** Wednesday, July 08, 2015 4:08 PM

To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]); Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

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WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold from the City Attorney's Office
Sent: Sat 1/26/2019 8:58:32 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reissued - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Wed 8/17/2016 7:13:24 PM
Subject: [Marketing Mail] Blockchain: 5 Things You Need To Know-plus "Give us world class apps!"

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REAL-TIME PAYMENTS

Real-time payments on the move in U.S.

As a growing number of immediate payments systems evolve around the world, the technology begins to take root in this country. Unlike other jurisdictions, the Federal Reserve has chosen to rely on the public sector to get things moving (*faster*). Read more

BLOCKCHAIN TECH 1

Blockchain: 5 things you need to know

Do you feel as if you'd come into the middle of the movie, in the blockchain technology conversation? This special primer will get you up to speed. Read more

BLOCKCHAIN TECH 2

Blockchain beckons, mostly for wholesale

How fast and how extensively will blockchain technology move into banking? Two legal experts assess the immediate future and see the greatest potential on the business banking side first. Read more

BIOMETRICS EVOLUTION

Multilayer biometrics to be next-generation authentication

Did you know that the bad guys

MAKING SENSE OF IT ALL

Not too early to speculate on EMV's next generation

Besides resolving fraud liability, what else can chip cards offer? asks John Ginovsky. Read more

REPORTER'S NOTEBOOK

New products for security, credit research

Our periodic look at new product and service introductions. Read more

SOCIAL MEDIA BLOG

5 tips that can help put your website on the map

Is your bank missing these search engine essentials? Read more

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Digital Expectations

"We built banks and developed systems that dictated how customers should behave in order to do business with us. We now need to service customers in ways that

have already figured out how to hack your voice? Voice authentication can still help your security efforts, but as banking mobility grows, multiple forms of biometrics will have to be implemented, says Paul Schaus of CCG Catalyst. Read more

TECH FOR SMALL BUSINESS

"Give us world-class apps—or else"

The accompanying photo is not that far from the truth. Today's small business executive even works on vacation, and wants to do it with powerful mobile services. New research from Aite and Bill.com indicates that if your bank doesn't provide it, they'll walk. (*Even over hot sand.)* Read more

BSA/AML COMPLIANCE

Power of sharing for security

The Fauquier Bank's Josh Brown says inter-bank sharing under Patriot Act 314(b) not only helps detect fraud and dirty money issues, but also reduces "defensive filings." Read more

TECH VIEWPOINT

Don't underestimate Bitcoin risk

Recently a Florida court ruled that Bitcoin isn't money. In a Tech Viewpoints article, Mike Shaw of LexisNexis Risk Solutions warns that taking that position exposes a bank to money laundering and terrorist finance risks. Read more

BE SOCIAL MEDIA

Vacation's over. The tweeting begins again

We've mostly been "off the air" on Twitter during vacation time, because that's the only way to disconnect from social media. Now we're back. Come join over 10,800 followers of @BankingExchange

are far more convenient for them."—Denny Hudson, CEO, Seacoast Bank Read more

Branch banking reimagined

On-demand webinar—Panel discussion covers how the role of the branch remains vital, yet is changing. Topics covered include upgrading skills of branch associates, altering the size and look of traditional branches; improving the customer experience, and installing supporting technology to enable a fully integrated view of the customer. Read more

Bank analytics—using the right data to support decision making

White paper—Predictive analytics help banks manage risk, but without understanding how and why your institution got to its current financial condition, you may repeat or even compound risks. Properly structured analytics can help a bank analyze pricing decisions of individual loan officers for past, current, and expected performance, and can predict the performance impact of loan and spread runoff. Read more

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log News
Sent: Thur 4/16/2015 8:12:12 PM
Subject: Kvichak wins $32 million contract for two WETA ferries; Navy officer enters guilty plea in Fat Leonard case

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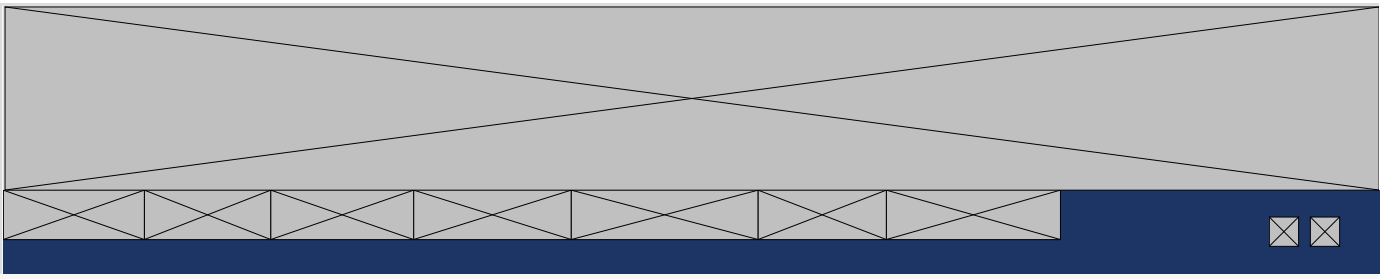

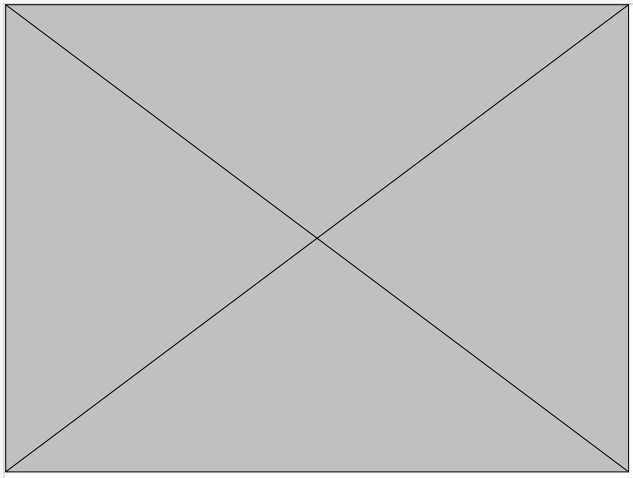

Kvichak wins $32 million contract for two WETA ferries

April 16, 2015—Kvichak Marine Industries, Seattle, WA, a Vigor Industrial Company, was recently awarded a shipbuilding contract by the Water Emergency Transportation Authority (WETA), San Francisco, CA, for the design and construction of two all-aluminum 400 passenger-only ferries. According to WETA, the contract is worth $32 million.

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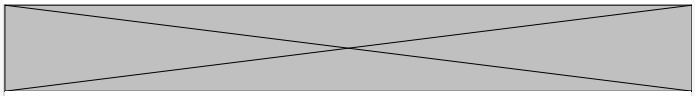

Cat now offers whole vessel monitoring and diagnostics

Caterpillar Marine says it has completed the acquisition of ESRG Technologies Group, LLC, a marine industry vessel monitoring and data analytics provider.

Navy officer enters guilty plea in Fat Leonard case

Todd Dale Malaki, a Navy lieutenant commander, is the eighth individual to plead guilty in what the Department of Justice says is "an expanding probe into corruption and fraud in the U.S. Navy."

Long voyage by short sea ship sets LNG fuel distance record

Nor Lines' Kvitbjørn, a 5,000 dwt short sea cargo vessel built to the Rolls-Royce Environship concept, has made history by becoming the world's first vessel to operate between Asia and Europe solely on LNG.

South Korean President vows to raise sunken ferry

President Park's pledge came after experts concluded that while the ferry can be raised from the sea floor, attempts will have to wait until September.

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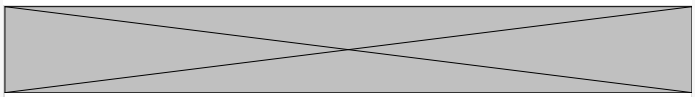

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- **ISM, a closer look**
- **First adopters**
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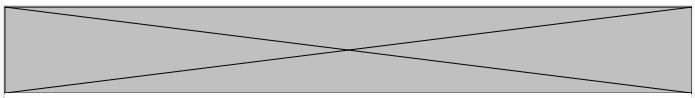

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Thur 2/22/2018 12:56:31 PM
Subject: Federal litigation impacting OON Providers — Understanding balance Billing, fee forgiveness, recoupment and fraud audits

Dear colleague,

Out of Network (OON) providers have been facing a slew of lawsuits from ínsurance companies for failure to balance bill and for indiscriminate fee forgiveness.

Some Facts:

- ***HCA Health* v. *Aetna*,** it was held that ínsurance companies must establish a procedure for requesting waiver of co-ínsurance or co-payments, without which they cannot hold a healthcare service provider liable for waiving co-payments.
- ***North Cypress* v. *Cigna***, it was held that the ínsurance plans of the patients must be interpreted as they are likely to be understood by an average plan participant.

Fee Forgiveness has provided practitioners and providers in the healthcare system an ability to attract more patients to them; however, the same has brought legal challenges and other complications to the practice. The best way to understand the strategies of insurers is to carefully monitor federal litigation. The motions and memoranda within these cases outline the various positions of the health plans on risk areas such as balance billing, fee forgiveness, recoupment and fraud audits. As an OON provider, you can't possibly hope to obtain proper reimbursement and remain compliant in the current climate without understanding relevant federal laws and cases interpreting these laws.

Join us for this On Demand **Webinar** (*available all day*)—"**Update on Federal Litigation Affecting out of Network Providers**", on **Friday, February 23, 2018,** where expert speaker **Thomas J. Force, Esq.,** reviews these recent set of lawsuits with in-depth case studies to unearth what will not. Out-of-network providers have been battling it out with well-known insurers like Cigna and Aetna – there's a lot you can learn from examining the decisions of these lawsuits. This session provides detailed case studies on these lawsuits and examines the decisions on balance billing, fee forgiveness and excessive fees – information that you need to ensure that your practice is compliant in balance billing, careful in fee-forgiveness, and prudent in documentation. You'll get all the guidance you need to avoid legal liabílity and improve profitability.

Session Highlights:

- Type of disclosures that must be provided by the OON provider to their patients prior to rendering of services.
- Written policies that must be in effect so as to assist the practice succeed against healthcare audits.
- The purpose of patient assignment and benefit forms.
- The impact of anti-assignment provisions in healthcare plan documents.
- The danger of not collecting call ínsurance, deductibles or otherwise balance billing out of network patients.

Session Agenda:

- **Network Participation**
  - In-network vs. Out-of-Network
  - Patient Cost Sharing
  - Balance Bill
- **Best Practices**
  - Transparency and Disclosure
  - Practice Management
- **Case studies**
  - Out-of-Network Reimbursement
  - Fee Forgiveness

- Excessive Fees
- Assignment on Benefit Cases

Why Attend?

This session will help you learn strategies to avoid health plan audits and litigation based upon fee forgiveness and failure to balance bill patients. You will be provided disclosure and other patient forms, and practice policies which will assist you (out of network provider) to remain in compliance with state federal laws. You'll also get best practices for compliance.

Your registration includes:

- Complímentary attendee package, including the speaker's complete presentation handouts.
- Additional handouts on cases studies. Keep this quick reference tool close by for future use!

Please apply **"SAVE20"** at check-out to get **$20 off** on registration.

CLICK HERE TO REGISTER

If you prefer to order by phone, call **1-866-458-2965** and mention **ETCIAERK**.

Looking forward to your participation here.

Thanks,
Ted Burton
Customer Relationship Director

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Las Vegas Metro Chamber of Commerce
Sent: Mon 8/1/2016 9:31:18 PM
Subject: [Marketing Mail] What You Need To Know This Week

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Business Power Luncheon featuring U.S. Senator Dean Heller

Thursday, August 18

Get the latest on important federal issues impacting your business as U.S. Senator Dean Heller addresses Metro Chamber members. Senator Heller will also discuss economic development and other topics relevant to Nevada's business community.

register

Ways to Connect

Get Your Proud Member Name Badge!

Members of the Las Vegas Metro Chamber can purchase special "Proud Member" name badges with your name and company name printed on them. Each badge features a magnetic backing. Be sure to get yours, as well as badges for your staff, for just $10 each.

more info >

Policy Committees are Back!

Tuesday, August 2

Chamber Voices Toastmasters

more info >

Monday, August 8

Transportation & Infrastructure Policy Committee Meeting

rsvp >

Vegas Young Professionals'

President's Club Spotlight

White Hot Fusion Mixer
Friday, August 19

VYP's signature annual networking party, White Hot 11, is taking over LAVO Casino Club inside the Palazzo.Come dressed to impress in your coolest summer whites and enjoy an atmosphere that fuses a modern gaming experience with indulgent entertainment, creative cocktails and white hot networking opportunities.

register >

Metro Chamber Cyber Security Panelists Urge Business Owners to Take the Issue Seriously and Plan Ahead

From the *Las Vegas Review-Journal*, July 29

How does cybersecurity affect businesses big and small?

That's the question security experts discussed with local business leaders Friday, one day before the Black Hat information security conference at the Mandalay Bay.

read more >

IGT
Renato Ascoli
CEO
visit website >

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Real dollars.
Real Savings.
See how much membership in the Metro Chamber saves your business.
calculate your roi >

Business Voice

Mattering to Millennials

The August issue of the *Business Voice* is now in your mailbox! This month, the Metro Chamber dives into the millennial consumer and how to harness their buying power. You can also read about the Presidential Debate happening at UNLV in October, help celebrate Caesars' 50th anniversary, and get need-to-know information about protecting your business from employee fraud.

Check Out the Online Edition

read now >

Governor's Conference On Business

Apply Today to Enter the Govenor's Conference on Business 2016 Business Pitch Competition!

For the first time in Las Vegas, the Governor's Conference on Business 2016 is hosting a statewide Business Pitch Competition. Nevada-based startups from any industry, in operation for two years or less with annual revenue under $250,000, are welcome to apply to pitch. Ten finalists will be selected to make a two-minute pitch on September 30. To be considered, you need to submit the $50 application fee and the completed application package by August 19.

more info >

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Las Vegas Metro Chamber of Commerce, 575 Symphony Park Avenue, Suite 100, Las Vegas, NV 89106

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From: Robert Song
Sent: Thur 5/10/2018 10:47:38 PM
Subject: 1. Clark County Nevada shared "House overwhelmingly passes bill to revive Yucca Mountain licensing, 2. Loose-Lipped Rudy Giuliani Does Not Represent U.S. On Foreign Policy, Warns State Departmen

Dear Friend, Amice, Paisano, Amichi, Amigo, Amiga, Pinoy, & Pinay,

---

*** Justice, Bravery, Benevolence Politeness, Veracity, Honor,

yalty, & Courtesy.

Clark County Nevada shared "House overwhelmingly
ses bill to revive Yucca Mountain licensing":

orwarded Message -----
Twitter <info@twitter.com>
ob Song [redacted]
Thursday, May 10, 2018, 9:14:34 AM PDT
ct: Clark County Nevada shared "House overwhelmingly passes bill to revi...

17

What's happening

Clark County Nevada shared

House overwhelmingly passes bill to revive Yucca Mountain licensing

reviewjournal.com

Howls of protests by Nevada's bipartisan congressional delegation were drowned out Thursday
over...

Read more at reviewjournal.com

CNN shared

A family torn apart: Siblings fight to save their home after their parents are deported

CNN

Seventeen days before Christmas, Humberta and Oscar Campos kissed their teary-eyed childre
Interna...

Read more at CNN

CNN shared

Is there a bank fraud case against Michael Cohen? Lawyers aren't sure

CNNMoney

Here's what you need to know.

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CNN shared

CNN poll: Democrats' 2018 advantage is nearly gone

CNN

The generic congressional ballot has continued to tighten, according to a new CNN poll conducte
De...

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CNN shared

Romaine lettuce E. coli outbreak spreads

CNN

The deadly E. coli outbreak linked to romaine lettuce has now spread to 29 states, the CDC says

Read more at CNN

Twitter, Inc. 1355 Market Street, Suit
San Francisco, CA 94103

==========

2. Loose-Lipped Rudy Giuliani Does Not Represent U.S. On Foreign Policy, Warns State Department:

@CNN's Tweet was featured in

HuffPost

Loose-Lipped Rudy

Giuliani Does Not

Represent U.S. On

Foreign Policy, Warns

State Department

Trump’s newest lawyer has

been spouting about North

Korea and Iran.

Read more at HuffPost

==========

3. Longevity hanging - Life is too Long? [-- ?]

Inbox x

al cheng

to me,

Translated by Robert Song:

Date: 2018-05-02 10:01 GMT-07:00
Subject: -- ?
To:

"Longevity hanging - Life is too Long ," Chung
say that.
who knows even really tied with what kinds of people.

" -- “

"Regret live to 104 years old," Australia's oldest scientists will be euthanized:

NOWnews News
At 6:52 on 2018 May 1 PM

https://hk.news.yahoo.com/%E3%80%8C%E5%BE%8C%E6%82%94%E6%B4%BE6%AD%B2%E3%80%8D%E3%80%80%E6%BE%B3%E6%B4%B2%E6%9C%5%A3%BD%E7%A7%91%E5%AD%B8%E5%AE%B6%E5%B0%87%E6%8E%E5%AE%89%E6%A8%82-015220172.html

「後悔活到104歲」 澳洲最長壽科學家將接受安樂死

NOWnews 新聞
2018年5月1日 下午6:52

104 -

Live to be 104 years old, the oldest ever Australian scientist Dr. David Goodall) said he would next week to Switzerland, euthana being alive, my quality of life continued to deteriorate . "

According to the British "Daily Mail" reported Dr. Goodall was 1914, was a great botanist and ecologist. He went to Australia in as a lecturer at the University of Melbourne. And Goodall was tc birthday in April, but now it has decided to go to Switzerland to euthanasia.

Goodall said to live so long, he is very happy, "I want to die, this that someone wanted to do was to stop", "if someone chooses to is very reasonable, I do not that others should interfere. I feel lik should enjoy full citizenship, include the right to commit suicide

Although there are voluntary euthanasia bill in the implementati Australia, but only for people who are terminally ill. WA Gover McGowan (McGowan) said that as Goodall did not suffer from a disease, so the government would not help him. Goodall also see organization "Exit International" assistance, is expected to travel earlier this month to finish the last section of the road of life.

Japan Shinshu mountains in a small village has a tradition (it is a practice, I believe that the modern is no longer possible), all live his family will be discarded in the mountains. It is said that some body body conditions can be, will have to walk through the mou disappeared. Under Ming a text excerpt from "Wikipedia." "The Narayama", Japanese novels, Fukasawa Yoshichiro the 1956 pul November "central public opinion" magazine, describes abandor the mountains of ancient Japan Shinano Province (now Nagano village, the country people's lives very poor men in order to surv hard every day, a baby girl born to a wealthy family to sell, in ex money to supplement the family income, the baby is discarded r is an unwritten rule, the elderly age of 70, the family will die bac mountains and remote places to avoid food consumed in the hon years in order to allow grandson of Carole woman more than foc reluctantly take since stone knock their teeth, make them look ol may seem ridiculous sub-human, but deeply drawn under harsh environment, survival cruel laws of nature.

104 Dr. David Goodall

1914

1948 4 1(

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Robert Song

MSEE, Business Promoter, Email Networking King,

Retired owner of Pan-Am Legal Services.

SRO [Senior Reactor Operator] Licensed &

Certificated in USA & Taiwan. Invited by

China Top Government Chairman Interviews & Tou

for 10 cities in China.

Control Room Director, Nuclear Power Expert,

Sr. Restart / Sr. Compliance [10CFR] Engineer,

Sr. Procedure Writer for 17 Power & Atomic Bomb

Plants in 12 States in USA. Helped Owner of

$ 1 Million a Day income. [Very Critical projects].

Silver Certificate of America Nuclear Society [37

years Now] & a Lifetime Member,

USA DOE [Q - Highest Clearance] from FBI.

Landline: 702-889-0678

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nextdoor
Sent: Thur 6/6/2019 10:26:31 PM
Subject: Your Nextdoor password has changed

EXTERNAL EMAIL

Hi Carolyn,

The password for your Nextdoor account has just been changed.

If you didn't make this change, please reset your password immediately. Check out the Nextdoor Help Center if you're having trouble or want to learn more.

Thanks,
The Nextdoor Team

This message was intended for cgoodman@lasvegasnevada.gov
Unsubscribe or adjust your email settings
Nextdoor, 875 Stevenson Street, Suite 700, San Francisco, CA 94103

..

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Fri 2/20/2015 4:23:43 PM
Subject: Ralston Reports -- Morning Flash -- 2/20/15

02.20.2015
This dispatch prepared for .

DAYS UNTIL THE STATE GOVERNMENT SHUTDOWN: 131

DAYS UNTIL THE NEVADA PRESIDENTIAL CAUCUS (FOR NOW): 352

DAYS UNTIL THE 2016 ELECTION: 629

Good morning, everyone. Sorry I'm a little late today. It's the beautiful Northern Nevada weather. It just induces me to want to sleep a little later. How's that for an excuse?

It's the end of the third week of the Legislature today, and I have never been up here for this much during the beginning. Yesterday was the first day I have been here that it seemed even remotely slow, although a late-day hearing on tax abatements went for hours and featured a packed, large hearing room. The pace is real, and we all better pace ourselves. Maybe it will be over on the 100th day. Yes, maybe.

What's below: General speaks, Harry's boomerang and a trivia question about a groundbreaking near Vegas.

COMING UP

Construction defects probably gets out of the Senate today. It's the end of Week 3. It seems like the end of Week 23. The Sun's Eli Segall looked at the issue.

A GENERAL DISCUSSION

General Adam Laxalt chatted on KNPR on Thursday about his brief but eventful time. When asked about details of how President Obama's executive action was different from past presidents, Laxalt clearly had no clue. "Rather than go into the details…." He began. When asked to by host Dave Becker, he could not provide anything but rhetoric and quotes from POTUS, which was very revealing and made it clear how political this was.

"He clearly is changing the law," Laxalt averred, referring to the president. Oh?

The best part came when Becker asked Laxalt if he had talked to the governor before filing. "Our staffs communicated on this, and that's really all I am going to say about it…Ultimately this really is an attorney general's decision.

Laxalt refused to get into the details, citing attorney-client confidentiality.

"Did you discuss the issue with him before joining the suit?" Becker asked.

"I'm not going to say any more about that," Laxalt replied.

Let me help: No. He did not. Which still amazes.

Becker then pivoted to voter ID: "I've not had any opportunity to review that law," Laxalt said. Then added, "I'm just sticking in my lane."

You know, like coming out against the governor's tax plan.

Then, Laxalt got out of his lane: “In general, I support voter ID. I don’t have any problem with voter ID.”

But, he added, that’s just his personal opinion. Good to know.

And then: “Nothing has come to my attention” on problems with voter fraud. “I am just going to stick in my lane,” he repeated, shortly after leaving it, saying voter ID is “not on my radar.”

By the way, a good way to discern if someone is just being a GOP partisan is when someone, as Laxalt did, says Obama is a “Democrat president.” FYI, General, the name of the party is The Democratic Party.

Finally, the General was asked a question about prevailing wage, which he dodged by saying AG is a “nonpartisan job,” he used the “sticking in my lane” line again and said he would “stay out of political fights.”

Like immigration. Or, um, taxes.

DEMOCRATIC BLOWBACK ON HARRY’S ADDICITON TO THE KOCHS

During the 2014 election, then-Senate Majority Leader Harry Reid frequently took to the floor to attack the Koch Brothers. It was seemingly pointless, but, his advocates whispered, it’s a way to motivate the base. And now, after the disaster in November, the recriminations begin.

FAST FLASHES

Click and enjoy.

Ana Ley on an interesting bill that failed Assembly candidate Lisa Krasner does not understand .

Oh, Henderson.

FLASH FACTS OF THE DAY

Most train derailment accidents are caused by either damaged railway track or a mechanical failure of a component of the wheel assembly. In the 19th century and early 20th century, there were numerous derailments in Nevada. Most were not eventful, causing delays to transportation along the line. Sometimes the derailment accidents were a little more serious. OnFebruary 20, 1911, late in the evening, the eastbound Southern Pacific passenger train No. 10 encountered a broken rail near Palisade, NV. 22 passengers were injured in the wreck which sent the day coach and two tourist sleeper cars down a 30 foot embankment. Some of the injuries were serious, but none were immediately fatal. In all seven of the eight passenger cars were derailed. The derailed cars did not quite reach the Humboldt River. One of the injured was Conductor J A Knowles of Sparks, NV. The baggage and mail cars remained on the track. Doctors and nurses were sent on a relief train from nearby Carlin, NV. The injured were taken to hospital in Elko, NV. Because of the challenging route near Palisade, the train was traveling at a slower than normal rate of speed, otherwise, the derailment might have been more damaging.

The Atomic Energy Museum officially opened at 755 East Flamingo in Las Vegas, NV (Paradise, NV), on the Desert Research Institute campus, onFebruary 20, 2005, operated by the non-profit Nevada Test Site Historical Foundation. The Nevada Test Site, now called the Nevada National Security Site, is the primary focus of the Atomic Energy Museum, from the first test in January 1951 to the present day. The Nevada Test Site is located about 65 miles northwest of the Las Vegas valley. In late 2011, US Senator for Nevada, Harry Reid, and US Representative for Nevada, Joe Heck, were instrumental in securing an elevated designation for the Atomic Energy Museum. Included in the Defense Authorization Act signed by President Obama on December 31, 2011, included a section establishing an affiliation for the museum with the Smithsonian Institute. In 2012, the museum was renamed the National Atomic Energy Museum. As of 2012, 36 museums across the country had received a “National” designation. The National Atomic Testing Museum is the only museum in Nevada that can be called “National.”

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

On this date in history a groundbreaking ceremony was held just west of Las Vegas and four members of the congressional delegation were in attendance. What was it, and who were the four?

Thursday’s winner: UNR’s Bob Dickens

The question: Another quote of the day from this day – who said it and where and fill in the blank: “I can personally attest that ____ is one of the toughest people I know."

The answer: President Obama, Harry Reid.

MOVIE TRIVIA QUESTION OF THE WEEK

Name the actor and the movies: He played a future U.S. senator; he plays a guy whose face is scarred by a run-in with the movie’s hero; he plays a crazed general; he plays a TV show Svengali.

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.

To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 7/18/2016 7:47:38 PM
Subject: RE: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Yes go ahead as recommended but as part of this find out from where he got the Morgan Stanley checks!

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Lora Kalkman
Sent: Monday, July 18, 2016 12:31 PM
To: Carolyn G. Goodman
Subject: FW: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

For you, Mayor…

Lora Kalkman
Special Assistant to Mayor Goodman
Las Vegas City Hall
495 S. Main Street
Las Vegas, Nevada 89101
702-229-6241

From: Jonathan Cooper [mailto:Jonathan.Cooper@clarkcountyda.com]
Sent: Monday, July 18, 2016 12:19 PM
To: Lora Kalkman
Subject: FW: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Lora,

Greetings, my name is Jonathan Cooper and I am the DDA assigned this case. I wanted to send the below Email to Mayor Goodman but I do not have her E-mail address. Can you please forward the below email to her for me.

Thank you !

Mayor Goodman:

Last week, Mr. Meeks attorney reached out to me in an attempt to resolve this case short of going to trial. Some of the suggestions that his attorney made were very reasonable. However, I first wanted to discuss possible resolutions with you before I agreed to any. Out of the few negotiations we discussed the most favorable to our position is below.

Offer
Pled Guilty to Count 1 (Forgery- D Felony punishable by 1-4 years)
Standard bail after entry of plea ($3,000.00)
State will argue facts of the case but not recommend a punishment
Pay Full Restitution

As you know, the Defendant is charged with 2 Counts of forgery. In essence, he will be pleading guilty to the "lead charge". Further, even if he was convicted of both counts at trial it is likely that the sentencing judge would run the counts concurrent. So, in my opinion under this negotiation we lose little if any leverage at sentencing. Another benefit of this negotiation

is that I would not need you to come to court and testify which I know can be a scheduling nightmare.

Please let me know your thoughts. I am also available to answer any questions you may have regarding the case or the possible negotiation.

Jonathan

Jonathan Cooper
Deputy District Attorney
Major Fraud Unit / Elder Abuse Unit
Clark County District Attorney's Office
(702) 671-2636

From: Matthew Butler
Sent: Tuesday, July 12, 2016 9:48 AM
To: crusso@lasvegasnevada.gov
Cc: Jonathan Cooper <Jonathan.Cooper@clarkcountyda.com>
Subject: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Good morning Cheryl. Thank you for speaking with me regarding our upcoming hearing against Robert Meeks. I have attached a subpoena for Mayor Carolyn Goodman to appear on 07/19/2016 at 9:00 AM. I have notified DDA Jonathan Cooper Mayor Goodman's mandatory appointment at 10:00 AM.

I will keep in contact with you regarding any changes to the hearing date.

Thank you for your assistance.

Matthew Butler
TAC Officer/Process Server
HIDTA/Grand Jury Unit/Fraud Unit
Clark County District Attorney
200 Lewis Ave., #3434
Las Vegas, NV 89101
(702) 671-2572 (phone)
(702) 868-2428 (fax)
(702) 271-6228 (cell)
matthew.butler@clarkcountyda.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 11/27/2017 12:32:12 PM
Subject: OIG Work Plan 2018: What Lies Ahead?

.

Ted Burton

Dear colleague,

Do you know how to get prepared for compliance with OIG work plan issues and the associated audit issues?

The OIG work plan is the most important compliance blueprints for healthcare providers and organizations. It lays out the audits, evaluations and other projects for the Centers for Medícare & Medicaíd Services (CMS) and others that the HHS Office of Inspector General plans to conduct in the year ahead. If you understand the OIG's work plan, you will know where to focus your attention when it comes to fraud and investigative activities of the federal government, and you can níp problems in the bud and avoid expensive and time-consuming audits.

Join us for this 90-minute LIVE Audio Conference--"OIG Work Plan: Trends, Reports and Issues for 2018" with expert speaker **Duane C. Abbey, Ph.D.**, on **Tuesday, November 28, 2017** at **1 pm ET**, for a review of the current and 2018 OIG work plan issues for hospitals, clinics and other health care providers with particular emphasis on codíng, billing and reimbursement. Duane will address upcoming work plan issues in the context of those from FY2013 through FY2017, taking into account that the work plan is now updated monthly. The session will discuss pertinent reports issued by OIG, particularly in relation to established issues that the OIG is interested in.

Duane will also address associated RAC issues relative to current and anticipated trends and focus on identifying key issues in the context of internal and external auditing to make certain that providers can properly address any OIG and RAC issues. The session concentrates mainly on issues that involve hospitals and facilities but will also address physícian concerns involving hospitals.

Session Highlights

- What are OIG work plans?
- What kind of reports are issued relative to these work plan issues
- How the OIG studies are connected to the RACs and other federal auditing entities
- Why hospitals and other healthcare providers need to be concerned
- OIG reports and recommendations
- Why these work plans get longer and more involved each year
- Whether CMS always follows the OIG recommendations
- Why there is such as emphasis on codíng, billing and the False Claims Act
- Emerging trends, over the years, in the issues that OIG work plans address
- Trends in issuance of the work plans over the past several years
- Where work plans and reports issued relative to the identified issues are accessed
- What kinds of resources the OIG has
- When the OIG work plan is issued each year
- Does the OIG issue rule changes through the Federal Register

Session Agenda

- Review the OIG publications
  - Issuance of work plans
  - Issuance of reports relative to the work plans
  - Specíal reports

    - Corporate integrity agreements (CIAs)
- Review the RAC process
    - Development and identification of issues
    - Gaining approval for issues
- FY2018 OIG issues
    - Hospitals
    - Physicians/clinics
    - Other types of healthcare facilities
    - Overlapping issues with physicians and hospitals
- Review FY2013 through FY2017 work plans
    - Trends in the development of work plan issues
    - Issues repeatedly appearing in the work plans
- Review specíal reports issued by the OIG
    - Relationship to published OIG work plan issues
- Associated RAC audit issues
    - Current categories of issues
    - OIG issues relative to RAC audit issues
    - Anticipated issues for the future
- Identification of action steps for healthcare providers
    - Hospital concerns
    - Utilizing the OIG work plan as a guíde for compliance
    - Other related health care provider concerns
- Review of reports and compliance guidance issued by the OIG
    - Hospitals
    - Clinics and physicians
    - Other health care providers
- Sources for further information
- And more!

Get answers to your questions in the Q&A directly from the speaker.

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Looking forward to your participation.

Thanks,
Ted Burton
Customer Relationship Director

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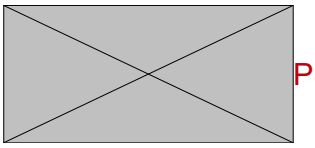
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/1/2017 9:05:42 AM
Subject: [Marketing Mail] Trump Pledges Health Care, Safety And Jobs In First Address



PUBLIC POLICY

Wednesday, March 1, 2017

TOP NEWS

Trump Pledges Health Care, Safety And Jobs In First Address

President Donald Trump made a series of sweeping promises in his first address to Congress on Tuesday, reiterating his campaign promises to repeal the Affordable Care Act, reform the tax code and overhaul immigration.

Sessions Shrugs Off Concerns About Immigration Crackdown

U.S. Attorney General Jeff Sessions on Tuesday refused to assuage concerns that the Trump administration's immigration crackdown has discouraged law-abiding undocumented immigrants from cooperating with police for fear of being turned over to immigration authorities.

Trump May Use Food Safety Rules As Trade Cudgel

President Donald Trump is considering using food safety rules to aggressively crack down on imports from Japan in a move that could violate global trade rules, according to audio of a private phone conversation between the president and Commerce Secretary Wilbur Ross that was leaked Monday.

Trump Moves To Sink Obama's Clean Water Rule

President Donald Trump on Tuesday signed an executive order directing his administration to fulfill his campaign pledge to roll back a controversial Obama-era rule critics said expanded the federal government's jurisdiction under the Clean Water Act.

Trump DNI Pick Defends Data Programs At Senate Panel

President Donald Trump's pick to be the director of national intelligence defended the intelligence community's existing data collection powers as well as current strong encryption during his confirmation hearing Tuesday before the Senate's Intelligence Committee.

House Panel OKs Repeal Of Health Insurance Antitrust Shield

The House Judiciary Committee on Tuesday voted in favor of sending to the full House the Competitive Health Insurance Reform Act of 2017, which would repeal antitrust immunity for health insurers.

Athletes, Officials Pitch Congress On Anti-Doping Reform

A U.S. House Committee on Energy and Commerce subcommittee met with international sporting officials and athletes on Tuesday to discuss ways to combat doping in sports as officials and athletes continue dealing with the fallout of the World Anti-Doping Agency's investigation of Russia's state-sponsored doping ring.

Top Senate Judiciary Democrat Hungry For More Gorsuch Info

The ranking Democrat on the Senate Judiciary Committee isn't satisfied with the answers contained in U.S. Supreme Court nominee Neil Gorsuch's 68-page congressional questionnaire, asking the would-be justice to cough up more information about his tenure in George W. Bush's Justice Department and his

LAW FIRMS

Balch & Bingham
Bass Berry
Bredhoff & Kaiser
Cole-Frieman Mallon
Connell Foley
Constangy Brooks
Debevoise & Plimpton
Dentons
Dewey & LeBoeuf
Dowd Bennett
Earthjustice
Frankfurt Kurnit
Gibson Dunn
Goodwin
Holland & Knight
Hunton & Williams
Jenner & Block
Jones Day
Jones Walker
Law Offices of John M. Kelson
Levine Kellogg
Levine Sullivan
Littler Mendelson
Maraziti Falcon
Mayer Brown
McDonald Hopkins
McMahon Berger
Mintz Levin
Morgan Lewis
Murphy & McGonigle
O'Melveny & Myers
Perkins Coie
Pircher Nichols
Seward & Kissel
Seyfarth Shaw
Shearman & Sterling
Sidley Austin
Spencer Fane
Sullivan & Cromwell

involvement with the Republican National Lawyers Association.

BANKING & SECURITIES

Analysis

SEC's Belt To Tighten Under New Administration

Current and former Republican commissioners of the U.S. Securities and Exchange Commission indicated at a recent conference that the agency needs to pull back from its most aggressive rulemaking and enforcement and stick to the basics while an expected tightening of the purse strings under President Donald Trump will further rein in the securities watchdog, experts say.

ENERGY & ENVIRONMENTAL

EPA Faces Final Shots Over Air Pollution Rule Compliance

Challengers of the U.S. Environmental Protection Agency's rule incorporating its Cross-State Air Pollution Rule into its regional haze regulations took their final swings in the D.C. Circuit Monday, with environmentalists blasting compliance workarounds for coal-fired power plants and states and industry groups criticizing the agency's elimination of previous haze plans.

DC Circ. Nixes Challenge To EPA's Sewage Rule Approach

The D.C. Circuit said Tuesday that it can't hear an industry coalition's challenge to the U.S. Environmental Protection Agency's decision to apply the Eighth Circuit's finding that the agency improperly crafted water pollution rules only to states in that circuit court's jurisdiction.

HEALTH & LIFE SCIENCES

Horizon Balks At Christie Idea To Tap Its Reserves For Rehab

Horizon took issue with New Jersey Gov. Chris Christie's call Tuesday to fund improved access to drug abuse treatment by tapping into the billions of dollars in capital reserves held by the state's largest health insurer, saying such a move would drive up insurance costs.

IP & TECHNOLOGY

Samsung Heir, Others Charged In South Korea Bribes Probe

Samsung Group head Lee Jae-yong and other executives within the conglomerate were charged Tuesday with bribery, media reports said, the latest turn in a sprawling corruption investigation with South Korea's president at its center.

MEDIA & ENTERTAINMENT

Russian Exec Sues BuzzFeed Over Mention In Trump Dossier

A Russian technology executive named in a dossier alleging Russia has compromising information on President Donald Trump says BuzzFeed and its editor-in-chief defamed him and his companies by publishing the unverified report without meaningful redactions, according to a suit that landed in Florida federal court Tuesday.

TRANSPORTATION & INFRASTRUCTURE

Railroads Slam Feds' Bid To Save Amtrak Regulatory Power

Freight railroads asked a D.C. judge on Monday to reject the government's bid to

Susman Godfrey
WilmerHale
Wilson Sonsini
Winston & Strawn
Wolf Haldenstein
Wright Lindsey

COMPANIES

Alaska Air Group, Inc.
Allscripts Healthcare Solutions Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American International Group Inc.
American Medical Association Inc.
Anglo American PLC
Anheuser-Busch Inbev SA/NV
Association of American Railroads
Astellas Pharma Inc.
Bank of America Corporation
Beam Suntory Inc.
BioTime Inc.
BuzzFeed Inc.
CTIA
Canadian Solar Inc.
Constant Contact, Inc.
Cooper Tire & Rubber Co.
Dow Corning Corp.
Electronic Privacy Information Center
Facebook
Flex Ltd.
General Mills Inc.
Great American Insurance Company
Guardian Life Insurance
Horizon Blue Cross Blue Shield of New Jersey
Intel Corporation
International Olympic Committee
LendingClub Corp.
Medtronic Inc.
MillerCoors LLC
Mobilitie LLC
Monsanto Company
NBCUniversal Inc.
National Association of Attorneys General
National Association of Manufacturers

preserve a federal statute allowing Amtrak to set performance and scheduling standards along the nation's passenger railways, saying the D.C. Circuit unequivocally struck down the statute as unconstitutional last year.

MEDICAL MALPRACTICE

Texas Senate Panel Advances Bill To End Wrongful Birth Suits

A Texas Senate committee on Monday signed off on a bill that would bar so-called wrongful birth actions against doctors accused of failing to warn parents about potential birth defects and genetic disorders, sending the proposal to the full Senate.

REAL ESTATE

NJ City's Stance On Riverfront Project Faces Skepticism

A New Jersey state appeals court raised doubts Tuesday about claims that the planning board in Hoboken, New Jersey, could not hear a developer's application for two high-rise residential buildings along the Hudson River because the city was suing the builder over the proposal.

EMPLOYMENT

Unions Ask To Defend OSHA Rule In Case Trump DOL Won't

The AFL-CIO and the United Steelworkers asked a Texas federal judge Monday to allow them to defend an anti-retaliation provision in the Occupational Safety and Health Administration's injury and reporting rule from a challenge by business groups, saying they need to intervene in case the Trump administration abandons its defense of the rule.

Missouri Supreme Court Affirms St. Louis Minimum Wage Hike

The Missouri Supreme Court on Tuesday upheld a minimum wage law passed by the City of St. Louis that hikes the city's minimum wage to $11 per hour by 2018, holding that the ordinance is not preempted by the state's minimum wage law.

Former USC Football Player Defends FLSA Class Action

A former University of Southern California football player urged the Northern District of California on Monday not to toss his proposed class action seeking wages and overtime pay for Division I Football Bowl Subdivision players, saying the economic realities of the multibillion-dollar business show that the class deserves pay.

Pension Bill Falters, 'Grand Bargain' Moves Forward In Ill.

Illinois state senators moved several key pieces of legislation forward on Tuesday, approving four bills in a larger so-called "grand bargain" package aimed at ending Illinois' historic 20-month budget impasse, yet with an overhaul to the state's pension system falling short of the necessary votes.

COMPETITION

Ex-Prisoners' MP3 Player Antitrust Suit Tossed

A Michigan federal judge on Tuesday dismissed a proposed class action by former prisoners alleging Advanced Technologies Group LLC and SanDisk LLC broke antitrust laws in their sale of MP3 players to former inmates, saying they lacked standing because their alleged injuries resulted from government action.

PRIVACY & CONSUMER PROTECTION

FAA Wrong To Exclude Privacy From Drone Rules, Group Says

National Collegiate Athletic Association
National Telephone Cooperative Association
Natural Resources Defense Council
New York University
Pac-12 Enterprises LLC
Rehmann
Sabre Holdings Corp.
Salix Pharmaceuticals, Ltd.
Samsung C&T
Samsung Electronics Co. Ltd.
SanDisk Corporation
Siemens AG
Sierra Club
Sirius XM Radio Inc.
Smith & Wesson Holding Corporation
Sony Pictures Entertainment Inc.
TYCO International Ltd.
Teva Pharmaceutical Industries Limited
The Walt Disney Company
Toys "R" Us Inc.
TriZetto Corp.
Turner Broadcasting System Inc.
Twilio Inc.
Twitter Inc.
U.S. Airways Group Inc.
United States Telecom Association
United Steelworkers
Virgin America Inc.
Wells Fargo & Co.
Windstream Corporation
World Anti-Doping Agency
Yingli Green Energy Holding Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Central Intelligence Agency
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Prisons
Federal Communications Commission
Federal Railroad Administration
Food and Drug Administration
Illinois Supreme Court
NAFTA
National Labor Relations Board

The Electronic Privacy Information Center on Tuesday doubled down on its challenge to the Federal Aviation Administration's failure to address privacy risks in a final rule for commercial drone use, telling the D.C. Circuit that the exclusion contradicted congressional intent and the agency's own acknowledgment of importance of these issues.

INTERNATIONAL TRADE

Azevedo Tapped For 2nd Run As WTO Boss

The General Council of the World Trade Organization on Tuesday appointed Roberto Azevedo to a second term as director-general of the organization, extending the Brazilian diplomat's tenure amid a wave of anti-globalization sentiment that stands at odds with the organization's mandate to eliminate barriers to international trade.

EU Court Rejects Bid To Nix Tariffs On Chinese Solar Panels

The General Court of the European Union Tuesday upheld anti-dumping duties imposed by the 28-nation bloc against Chinese solar panels, rejecting claims by 26 companies subject to the measures that the EU improperly measured the "normal value" of the products.

TAX

Miss. Use Tax Bill For Remote Retailers Dies In Senate

A Mississippi bill to force out-of-state retailers to remit use tax, in direct defiance of a controversial U.S. Supreme Court ruling, died in the state Senate on Tuesday, one day after Lt. Gov. Tate Reeves labeled the measure unconstitutional.

IMMIGRATION

ACLU Raises Alarm Over New Privacy Change For Immigrants

The ACLU fired off a letter to the White House on Tuesday decrying an executive order provision directing agencies to make sure their privacy policies bar people who aren't citizens or green card holders from certain protections, warning the administration of an "implementation nightmare."

9th Circ. Stays Ruling On Detained Immigrant Kids

The Ninth Circuit has blocked a California district court decision ordering the federal government to provide bond hearings for unaccompanied immigrant children detained by the U.S. Department of Health and Human Services, pending an appeal that has yet to be filed.

TELECOMMUNICATIONS

FCC's Pai Backs Internet Without 'Utility-Style' Regs

Federal Communications Commission Chairman Ajit Pai on Tuesday rejected the "utility-style" regulation slapped onto broadband under the Obama administration and said that his FCC will "preserve a free and open internet" and push to make way for fifth-generation technology.

Industry Groups Push Congress On Broadband Infrastructure

Several broadband industry groups on Monday encouraged congressional leaders to support efforts to ensure that all Americans have access to advanced internet technology, arguing in a letter that the benefits of faster access should not be limited only to certain segments of the country.

Wireless Group Pushes FCC's O'Rielly, Clyburn To Ease In 5G

National Railroad Passenger Corporation
Occupational Safety and Health Administration
Office of the Federal Register
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
Surface Transportation Board
Texas State Senate
U.S. Army
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Supreme Court

Wireless trade group CTIA met separately with two Federal Communications Commission members to stress the need for clearing regulations at the local level for 4G LTE and 5G infrastructure and for authorizing additional spectrum space for wireless services.

EXPERT ANALYSIS

How The Courts Review Executive Orders

The cases challenging President Donald Trump's executive orders fit within the established legal framework that limits, but does not preclude, judicial review of such orders, says Steven Gordon of Holland & Knight LLP.

Cutting Labeling Regs May Harm Companies' Bottom Lines

President Donald Trump recently signed an executive order on reducing regulations, with the goal of creating a less burdensome, lower-cost regulatory environment for businesses. However, some federal regulations — for example, those related to food labeling — can actually smooth the operation of nationwide consumer products businesses, and aid the expansion of smaller companies into additional markets, says Jill Hutchison of Jenner & Block LLP.

Complying With Expanded Access Policy Drug Laws

Section 3032 of the 21st Century Cures Act details the act's expanded access policy, which requires manufacturers and distributors to publicly declare their policies regarding investigational drugs' availability for expanded access. Such policies may have negative repercussions, so companies must carefully weigh several considerations when deciding how to comply, say attorneys with Wilson Sonsini Goodrich & Rosati PC.

FDA Finally Addresses Interchangeable Biosimilars

In the six years since Congress passed the Biologics Price Competition and Innovation Act, the U.S. Food and Drug Administration has issued a number of guidances addressing the standards for establishing biosimilarity. But now we have the first FDA guidance addressing the higher standard for interchangeability, say attorneys with Mayer Brown LLP.

Does The NLRA Protect Racist Insults By Picketing Workers?

Cooper Tire & Rubber Company v. National Labor Relations Board, a case currently under consideration in the Eighth Circuit, will determine whether the NLRB correctly ruled that racist insults hurled at replacement workers by a striking employee remain protected conduct. The facts show an intriguing sacrifice of race relations by the NLRB at the altar of protecting striking workers, says Tim Garrett of Bass Berry & Sims PLC.

LEGAL INDUSTRY

Law Firm Recruiting Hit A Wall In 2016, Report Says

Law firms' entry-level recruiting leveled out in 2016, ending a steady period of growth that bolstered hiring numbers following a steep drop-off during the recession, with half of firms reporting they made fewer offers for summer positions last year than in 2015, a report on Tuesday revealed.

The Top In-House Hires Of February

Toys R Us snags Dow Corning's GC, Amazon-owned Audible.com's GC moves to SoundCloud and Anglo American lands the former co-head of Shearman & Sterling's mining group. They top the in-house moves you should know about.

O'Melveny & Myers Caps 2016 With 5% Revenue Growth

O'Melveny & Myers LLP saw its gross revenue rise 5.3 percent to $725 million in 2016 and its partners experienced double digit percentage gains in profit for the second year in a row, the firm announced on Tuesday.

Dewey's DiCarmine Gets Star Witness's Plea Docs

Lawyers for former Dewey & LeBoeuf LLP executive Stephen DiCarmine got their hands on documents surrounding the plea deal of the government's star witness, the firm's former finance director, as the second Dewey fraud trial remained paused Tuesday.

ABA Adds Cyber Coverage To Atty Insurance Offerings

The American Bar Association announced on Tuesday it is adding cybersecurity to its list of insurance offerings for attorneys and law firms, providing coverage for data breach liability and protection against possible network threats.

Analysis

Jury Project Taps New Resource: Jurors Themselves

In the year since Susman Godfrey LLP founding partner Steve Susman started his crusade to save the civil jury trial, he's drawn 175 judges, 57 academics and 36 jury consultants to the effort. Now, with a new website and data-collection campaign, he's setting his sights squarely on jurors themselves.

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Bass Berry
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Cole-Frieman Mallon
Connell Foley
Constangy Brooks
Debevoise & Plimpton
Dentons
Dewey & LeBoeuf
Dowd Bennett
Earthjustice
Frankfurt Kurnit
Gibson Dunn
Goodwin
Holland & Knight
Hunton & Williams
Jenner & Block
Jones Day
Jones Walker
Law Offices of John M. Kelson
Levine Kellogg
Levine Sullivan
Littler Mendelson
Maraziti Falcon
Mayer Brown
McDonald Hopkins
McMahon Berger
Mintz Levin
Morgan Lewis
Murphy & McGonigle

O'Melveny & Myers
Perkins Coie
Pircher Nichols
Seward & Kissel
Seyfarth Shaw
Shearman & Sterling
Sidley Austin
Spencer Fane
Sullivan & Cromwell
Susman Godfrey
Winston & Strawn
Wolf Haldenstein
Wright Lindsey

COMPANIES

National Association of Manufacturers
Turner Broadcasting System Inc.
Alaska Air Group, Inc.
Allscripts Healthcare Solutions Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American International Group Inc.
American Medical Association Inc.
Anglo American PLC
Anheuser-Busch Inbev SA/NV
Association of American Railroads
Astellas Pharma Inc.
Bank of America Corporation
Beam Suntory Inc.
BioTime Inc.
BuzzFeed Inc.
CTIA
Canadian Solar Inc.
Constant Contact, Inc.
Cooper Tire & Rubber Co.
Dow Corning Corp.
Electronic Privacy Information Center
Facebook
Flex Ltd.
General Mills Inc.
Great American Insurance Company
Guardian Life Insurance
Horizon Blue Cross Blue Shield of New Jersey
Intel Corporation
International Olympic Committee
LendingClub Corp.
Medtronic Inc.
MillerCoors LLC
Mobilitie LLC
Monsanto Company

NBCUniversal Inc.
National Association of Attorneys General
National Collegiate Athletic Association
National Telephone Cooperative Association
Natural Resources Defense Council
New York University
Pac-12 Enterprises LLC
Rehmann
Sabre Holdings Corp.
Salix Pharmaceuticals, Ltd.
Samsung C&T
Samsung Electronics Co. Ltd.
SanDisk Corporation
Siemens AG
Sierra Club
Sirius XM Radio Inc.
Smith & Wesson Holding Corporation
Sony Pictures Entertainment Inc.
TYCO International Ltd.
Teva Pharmaceutical Industries Limited
The Walt Disney Company
Toys "R" Us Inc.
TriZetto Corp.
Twilio Inc.
Twitter Inc.
U.S. Airways Group Inc.
United States Telecom Association
United Steelworkers
Virgin America Inc.
Wells Fargo & Co.
Windstream Corporation
World Anti-Doping Agency
Yingli Green Energy Holding Co.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Food and Drug Administration
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
Executive Office of the President
Federal Communications Commission
National Labor Relations Board
Securities and Exchange Commission
Army Corps of Engineers
Central Intelligence Agency
European Commission
Federal Aviation Administration
Federal Bureau of Prisons
Federal Railroad Administration
Illinois Supreme Court

NAFTA
National Railroad Passenger Corporation
Occupational Safety and Health Administration
Office of the Federal Register
San Francisco Bay Area Rapid Transit District (BART)
Surface Transportation Board
Texas State Senate
U.S. Army
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Immigration and Customs Enforcement

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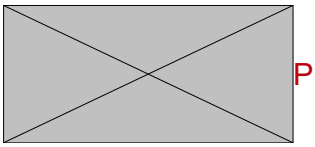
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 3/14/2017 8:22:07 AM
Subject: [Marketing Mail] 24M Fewer Insured Under ACA Repeal, CBO Says



PUBLIC POLICY

Tuesday, March 14, 2017

TOP NEWS

24M Fewer Insured Under ACA Repeal, CBO Says

Republican plans to repeal and replace the Affordable Care Act could cause 24 million Americans to go without health insurance, the Congressional Budget Office estimated Monday.

Trump Orders Review Of Fed. Programs In Bid To Shrink Gov't

President Donald Trump signed an executive order Monday requiring a program-by-program examination of every federal agency, taking another step in his push to reorganize and downsize the federal government.

Senate Approves Trump's CMS Administrator Pick

The U.S. Senate on Monday OK'd President Donald Trump's pick to head the Centers for Medicare and Medicaid Services, voting to approve health care executive Seema Verma as the administrator for the health care agency.

Analysis

Will SDNY's Independent Streak Falter Without Bharara?

As Manhattan's top prosecutor, Preet Bharara chased Wall Street traders, Albany legislators and even small-town narcotics gangs, upholding the headstrong tradition of the district's U.S. Attorney's Office. Now, some former prosecutors say the circumstances of his exit raise questions about whether a successor will maintain the independent culture of the elite office.

Trump Slams Bid For Injunction In Travel Ban Challenge

The federal government hit back Monday against Hawaii's attempt to block the implementation of President Donald Trump's revamped immigration ban, saying the state cannot rely on purported injury to others to litigate its claims.

GOP Sens. Float Bill To Address CBP Hiring 'Obstacles'

A trio of Republican U.S. senators have introduced a bill that they said will address staffing shortages at U.S. Customs and Border Protection by nixing "obstacles" such as lie detector tests as a hiring requirement for applicants with qualifying law enforcement or military experience.

Analysis

4 Questions About The New Travel Ban Order

President Donald Trump's latest travel ban is set to go into effect Thursday, but questions remain about the new executive order, such as how liberally waivers will be issued and which countries might see their citizens blocked in the future. Here are four pressing questions about the new order.

Gorsuch Was Billing Juggernaut At DC Firm, Says Colleague

As a partner at a prominent D.C. corporate law firm, U.S. Supreme Court nominee Neil Gorsuch hit between 2,400 and 3,000 billable hours per year, according to a former colleague, who described Gorsuch as a "constitutionally hard-worker" when

LAW FIRMS

Altshuler Berzon
Arent Fox
Arnold & Porter Kaye Scholer
Baker McKenzie
Blank Rome
CJ Lake LLC
Carter Ledyard
Coleman & Horowitt
Covington & Burling
Curtis Mallet-Prevost
Dentons
Dewey & LeBoeuf
Duane Morris
Faegre Baker
Fragomen Del Rey
Gibson Dunn
Goldstein Borgen
Graham & Dunn
Hogan Lovells
Holland & Knight
Hunton & Williams
Jackson Lewis
Kahn Soares
Kellogg Hansen
Latham & Watkins
Leech Tishman
Mallery & Zimmerman
Miller Nash
MoloLamken LLP
Morgan Lewis
Morvillo Abramowitz
Nixon Peabody
Paul Weiss
Previant Law Firm
Ross Feller
Sandler Reiff
Seward & Kissel
Seyfarth Shaw
Shearman & Sterling

recounting the appellate judge's time in private practice at Kellogg Hansen Todd Evans & Figel PLLC.

Pa. Sens. To Keep Cooperating On Federal Bench Nominees

Pennsylvania's two U.S. senators said Friday they would continue their bipartisan process for identifying federal judicial nominees, even as they have apparently diverged with regard to U.S. Supreme Court nominee Judge Neil Gorsuch.

ENERGY & ENVIRONMENTAL

Exxon Used Fake Name On Tillerson Climate Emails: NY AG

New York Attorney General Eric Schneiderman on Monday accused ExxonMobil of hiding communications sent from ex-CEO Rex Tillerson with the email alias "Wayne Tracker," uncovered as part of its ongoing probe into the oil and gas giant's climate change knowledge.

DC Circ. Pauses EPA 2017 Biofuel Standards Challenge

The D.C. Circuit on Friday put on hold the American Petroleum Institute's challenge to the Environmental Protection Agency's 2017 renewable fuel volume requirements, saying the panel will first rule on another challenge to the agency's 2016 biofuel standards.

9th Circ. Should Say If Kids' Climate Suit Is OK: Industry

Industry groups on Friday asked an Oregon federal judge to certify her order and allow the Ninth Circuit to determine whether a lawsuit accusing the federal government of failing to protect future generations from the threat of climate change is barred by the political question doctrine, which forbids claims that are a matter of politics and not law.

McCain Asks EPA OIG For Info On Gold King Criminal Probe

Sen. John McCain on Monday asked the U.S. Environmental Protection Agency Office of the Inspector General to turn over information related to whether the EPA and Justice Department should pursue criminal charges against EPA employees involved in the Gold King Mine spill disaster.

Okla. House Approves Ending Wind Tax Credit In July

Oklahoma's House passed a controversial bill that eliminates tax credits for electricity generated by zero-emission facilities, such as wind turbines, four years earlier than expected.

Enviros Seek Quick Win In Suit Over FWS' Bison Range Plans

The Public Employees for Environmental Responsibility and nine retired National Wildlife Refuge System employees moved for a quick win Friday in their suit over the management of the National Bison Range, control over which the U.S. Fish and Wildlife Service is considering transferring to the Confederated Salish and Kootenai Tribes.

HEALTH & LIFE SCIENCES

Monsanto Can't Keep Glyphosate Off Calif. Cancer List: Court

A California state judge on Friday tossed Monsanto Co.'s lawsuit alleging a state agency has no authority to list the herbicide glyphosate, a key ingredient in the company's Roundup product, on a list of cancer-causing chemicals.

IP & TECHNOLOGY

USPTO Confirms Michelle Lee Remains Director

The U.S. Patent and Trademark Office confirmed Monday that Michelle Lee is still the director of the agency, ending weeks of uncertainty about the USPTO's

Sidley Austin
Slaughter and May
Susman Godfrey
Thompson Coe
Weil Gotshal
White & Case
WilmerHale
Zuckerman Spaeder

COMPANIES

Airbnb Inc.
America's Essential Hospitals
American Bar Association
American Civil Liberties Union
American Council of Life Insurers
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
American Petroleum Institute Inc.
Ameriprise Financial, Inc.
BDO USA LLP
Bank of America Corporation
CPI Corporation
Consilio LLC
Cummins Inc.
DraftKings Inc.
Electronic Privacy Information Center
Facebook
Financial Services Roundtable
Florida Immigrant Coalition
Goldman Sachs Group Inc.
Google Inc.
Hearst Corp.
HomeAway Inc.
Immigration Reform Law Institute
Information Technology Industry Council
International Association of Machinists and Aerospace Workers
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
Kinross Gold Corporation
Koch Industries Inc.
Litigation Counsel of America
Lyft Inc.
MGM Resorts International
Microsoft Corporation
Mohegan Sun
Monsanto Company

leadership since President Donald Trump took office.

MEDIA & ENTERTAINMENT

Texas Sen. Looks To Legalize, Regulate Daily Fantasy Sports

A new bill introduced in Texas' Senate on Friday would legalize and regulate daily fantasy sports, possibly paving the way for a resolution to a contentious relationship between state officials and industry giants over questions of whether the practice constitutes illegal gambling.

TRANSPORTATION & INFRASTRUCTURE

Flyers Challenge FAA's Failure To Regulate Plane Seat Size

A passenger advocacy group challenging a Federal Aviation Administration decision to not set minimums on airline seat size argued to D.C. Circuit judges Friday that the agency needed to put up or shut up regarding airplane manufacturers' "secret" evacuation studies reportedly deeming current seat sizes safe.

GWB Scandal Sentencings Delayed Due To Snowstorm

The sentencings of two former public officials convicted in the George Washington Bridge lane-closing scandal have been postponed for two weeks as a result of a fierce snowstorm expected to hammer the New Jersey region on Tuesday.

REAL ESTATE

Judge Denies Injunction Bid In Chicago Airbnb Regs Dispute

An Illinois federal judge won't bar the city of Chicago from implementing a new ordinance regulating short-term home renting through sites like HomeAway or Airbnb, she said Monday, rejecting a motion for an injunction brought by a group of hosts who say the rules are unconstitutional.

EMPLOYMENT

NLRA Preempts Part Of Wisc. Right-To-Work Law, Judge Says

The provision of Wisconsin's right-to-work law that allows employers to stop collecting workers' union dues is preempted by the National Labor Relations Act, meaning a Wisconsin metal fabricator was out of line when it suddenly stopped collecting dues last year, a National Labor Relations Board judge ruled Friday.

Illinois Dems Take Latest Crack At $15 Minimum Wage

Democrats in the Illinois General Assembly are again introducing legislation to raise the state's minimum wage to $15 an hour, something lawmakers have repeatedly started then abandoned in recent years due to Republican pushback.

DOL Pick Acosta To Leave US Century Bank If Confirmed

Nominee for U.S. Department of Labor chief Alexander Acosta has pledged to relinquish his role as a top official at U.S. Century Bank if he is confirmed to lead the agency, according to recently released federal ethics documents.

Drivers Join Fight Over Seattle Uber, Lyft Unionization Law

Eleven independent drivers sued the city of Seattle in federal court Friday claiming its new ordinance allowing for-hire drivers for Uber, Lyft and other ride-hailing apps to unionize is unconstitutional and unfairly forces all drivers to comply with terms set by designated unions just to use the app.

Biz Groups Seek Emergency Stay On DOL Fiduciary Rule

Groups including the U.S. Chamber of Commerce have filed emergency motions in

National Association of Manufacturers
National Corn Growers Association
National Right to Work Legal Defense Foundation
New York Times Co.
New York University
Oracle Corp.
Pfizer Inc.
PricewaterhouseCoopers
Redflex Traffic Systems
SIFMA
Sierra Club
Southern Poverty Law Center
The Hospital and Healthsystem Association of Pennsylvania
Thomson Reuters Corporation
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Century Bank
U.S. Chamber of Commerce
Uber Technologies Inc.
United Auto Workers
United Steelworkers
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
California Environmental Protection Agency
Confederated Salish & Kootenai Tribes
Congressional Budget Office
Department of Commerce
European Securities and Markets Authority
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Illinois General Assembly
Indian Health Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
Municipal Securities Rulemaking Board
NAFTA
National Labor Relations Board

Texas federal court to block the Department of Labor's fiduciary rule a month before it's set to take effect, arguing that an injunction would prevent upheaval in the financial services industry and aid a Trump administration review.

INTERNATIONAL TRADE

EU, Southeast Asia Eye Broad Trade Deal

The European Union and the Association of Southeast Asian Nations have promised renewed efforts to hammer out a broad free trade agreement between the two regions, in addition to the one-country-at-a-time approach pursued since wider talks stalled nearly a decade ago.

US Procurement Market More Open Than Other Nations: GAO

The Government Accountability Office revealed Monday that the U.S. has opened its public procurement markets to foreign competition at a greater clip than many of its partners and stressed that much of the recordkeeping surrounding such government contracts must be dramatically improved.

China Ready To Intensify Dumping Methodology Battle At WTO

China will soon take its World Trade Organization case over the European Union's refusal to label Beijing a "market economy" in dumping probes to the next phase, documents released Friday show, and a nearly identical row with the U.S. may soon proceed on the same track.

TAX

Tax Execs Expect Congressional Conflicts To Slow Reform

Tax executives at major corporations are concerned that disputes within Congress will hold up the pace of progress on promises to overhaul federal tax laws from the House Republicans and President Donald Trump, according to survey results released Monday.

Tax Reform Needs To Benefit US Tech Cos., Panel Says

With tax reform a hot topic for the Republican-controlled Congress, a panel of experts from both the private and public sectors said Monday that now is the time to tackle what they called an outdated tax code that disadvantages U.S. tech companies competing in a global marketplace.

IMMIGRATION

Injunction Applies To Resurrected Travel Ban, States Say

Washington state Attorney General Bob Ferguson officially asked a federal court on Monday to apply an injunction against President Donald Trump's first immigration ban, which barred immigrants from seven Muslim-majority nations, to a second, modified version of the executive order.

Iowa Rep. Introduces Bill To End EB-5 Visa Program

U.S. Rep. Steve King, an Iowa Republican who has made immigration crackdowns one of his signature issues, has introduced a bill to scrap the embattled EB-5 investor program amid attempts to reform it and accusations he posted a racist tweet.

Ranchers, DOL Fight Shepherds' Wage Floor Challenge

Ranchers' groups and the federal government on Friday opposed shepherds' bid for a quick win in their suit challenging a Department of Labor rule setting what they say is a too-low pay floor for long-term livestock workers on H-2A visas, with the agricultural associations saying the shepherds are attempting to destroy the livestock industry and the government saying they haven't identified a specific agency action to review.

Navajo Nation
New York Attorney General's Office
Oregon Department of Justice
Port Authority of New York & New Jersey
Securities and Exchange Commission
Southern Ute Indian Tribe
Transportation Security Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Government Ethics
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

Ban On 'Sanctuary' Policies Advanced By Florida Panel

Florida state lawmakers waded into the national immigration debate Monday, with a House panel advancing legislation to bar “sanctuary” policies and require state and local governments and law enforcement to cooperate with federal immigration enforcement such as detainment requests, or risk punishment and loss of funding.

NATIVE AMERICAN

Conn. AG Weighs Risks Over Tribes' Proposed 3rd Casino

Connecticut Attorney General George Jepsen told Gov. Dannel Malloy on Monday that authorizing a company co-owned by the tribes behind the Foxwoods Resort and Mohegan Sun casinos to operate a third one in the state would pose risks that are "not insubstantial and cannot be mitigated with confidence."

TELECOMMUNICATIONS

Trump-Pai Meeting Records Should Be Public, Group Says

The Electronic Privacy Information Center has asked the Federal Communications Commission for records on a meeting last week between President Donald Trump and FCC Chairman Ajit Pai, arguing Trump’s comments on the media and a Republican push to overturn Obama-era privacy rules demonstrate an urgent public interest.

Senate Dems Push FCC's Pai On Trump’s Media Comments

Senate Democrats on Friday slammed Federal Communications Commission Chairman Ajit Pai’s refusal to rebuke at a hearing last week President Donald Trump’s statements on the media, saying his answers to questions weren’t transparent or reassuring that he will uphold reporters’ First Amendment rights.

Oracle Urges FCC To Ax Privacy, Net Neutrality Rules

Oracle Corp. asked the Federal Communications Commission on Monday to reconsider privacy rules for internet service providers, change course on net neutrality and end consideration of rules to promote set-top box competition, saying the company is optimistic about a new FCC approach.

FCC's O'Rielly Warns Of Burden In New Tower Marking Specs

Congress should consider “tweaking” a 2016 law that extended Federal Aviation Administration funding through September to amend a requirement that calls for expensive retrofits to tens of thousands of small- to medium-sized communications towers, Federal Communications Commission member Michael O’Rielly said Friday.

FCC Considers Eligibility Challenge Rules For Mobility Fund

The Federal Communications Commission on Monday asked for comments on the parameters of a process that would let municipalities and service providers challenge the eligibility determinations of those qualifying for subsidies during the second phase of the Connect America Fund’s Mobility Fund.

EXPERT ANALYSIS

New Class Action Bill's Impact On Employment Cases

Last week, the U.S. House of Representatives passed the so-called “Fairness in Class Action Litigation Act” with the purpose of assuring "fair and prompt recoveries for class members” and diminishing "abuses in class litigation.” In reality, the bill would make it harder for employees to join together to demand lawful treatment and reimbursement of unpaid wages, say William Jhaveri-Weeks and Raymond Wendell of Goldstein Borgen Dardarian & Ho.

Evaluating SEC Plan For New Municipal Issuer Disclosures

The U.S. Securities and Exchange Commission recently proposed amending Rule 15c2-12 to add to the list of event notices to be included in continuing disclosure undertakings. Municipal issuers, conduit borrowers, underwriters and other market participants should consider the potential unintended consequences, say attorneys with Nixon Peabody LLP.

What ACA Repeal Means For The Future Of Medicaid

Republican party leaders have long said they believe Medicaid is fiscally unsustainable and a spending cap is necessary to fix its finances. The American Health Care Act, introduced by Republican House leadership last week, finally puts those ambitions into official legislative language, says Miranda Franco of Holland & Knight LLP.

Rebuttal

Keeping Ethics Paramount In The Direct Selling Industry

Companies that sell goods and services through independent salesforces provide business opportunities to millions of Americans. And contrary to claims in a recent Law360 guest column, the industry's national trade group holds members to a code of ethics that protects customers and contractors from abuses, and protects the direct selling business from association with fraud, says Joe Mariano of the Direct Selling Association.

Settlement Strategy: What Does The Client Really Want?

The best outside counsel think like the client. That includes understanding the client's perspectives and goals with regard to reaching a settlement — because "good results" mean different things for different clients. Outside counsel must ask themselves the right questions, and know the answers, to shape a client-focused settlement strategy, say Kate Jackson of Cummins Inc. and Patrick Reilly of Faegre Baker Daniels LLP.

LEGAL INDUSTRY

Legal Tech Download: Dentons' RegTech, LawGeex Funders

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments in legal tech.

Dentons Lays Off 60 In The US In Consolidation Push

Global legal giant Dentons has laid off 60 support staff members in 22 offices across the U.S., the firm confirmed on Monday, as it continues to examine its business model more than a year after sealing its merger with McKenna Long & Aldridge LLP.

Chicago US Atty Resigns, Urges Feds To Continue Gun Work

U.S. Attorney for the Northern District of Illinois Zachary T. Fardon resigned Monday following an order from Attorney General Jeff Sessions, and used his exit to call on the U.S. Department of Justice to continue his office's focus on gun violence.

Dewey Witness Says CFO Was In On Accounting Fraud

The former head of finance at Dewey & LeBoeuf LLP told a Manhattan jury Monday that he discussed false accounting practices being used to prop up the firm with Chief Financial Officer Joel Sanders, who signed off on bogus documentation shown to auditors.

Ex-Hunton Atty's Tip Not Enough To Trade On, Jury Told

Attorneys for a former Hunton & Williams LLP patent litigator accused of passing on inside information about Pfizer's plans to acquire his client told a jury Monday that the tip was really an ambiguous statement that wasn't enough to trade on.

Jackson Lewis Joins Firms Offering Remote Work Option

Jackson Lewis PC will give associates and of counsel the option to work remotely in an effort to promote workplace flexibility, the firm announced Monday, joining the growing number of U.S. and U.K. firms offering out-of-office work opportunities.

Plaintiffs Bar Perspective: Susman Godfrey's Mark Wawro

For both sides, the most compelling case will be one that tells a good story. It's just harder for the defendant to set the stage for the story, says Mark Wawro of Susman Godfrey LLP.

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Blank Rome
CJ Lake LLC
Carter Ledyard
Coleman & Horowitt
Curtis Mallet-Prevost
Dewey & LeBoeuf
Duane Morris
Faegre Baker
Fragomen Del Rey
Goldstein Borgen
Graham & Dunn
Hogan Lovells
Hunton & Williams
Kahn Soares
Kellogg Hansen
Latham & Watkins
Leech Tishman
Mallery & Zimmerman
Miller Nash
MoloLamken LLP
Morgan Lewis
Morvillo Abramowitz
Nixon Peabody
Paul Weiss
Previant Law Firm
Ross Feller
Sandler Reiff
Seward & Kissel
Seyfarth Shaw
Shearman & Sterling
Sidley Austin
Susman Godfrey
Thompson Coe

Weil Gotshal
White & Case
WilmerHale
Zuckerman Spaeder

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Google Inc.
New York Times Co.
PricewaterhouseCoopers
Sierra Club
U.S. Chamber of Commerce
Airbnb Inc.
America's Essential Hospitals
American Civil Liberties Union
American Council of Life Insurers
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
Ameriprise Financial, Inc.
BDO USA LLP
Bank of America Corporation
CPI Corporation
Consilio LLC
Cummins Inc.
DraftKings Inc.
Electronic Privacy Information Center
Facebook
Financial Services Roundtable
Florida Immigrant Coalition
Goldman Sachs Group Inc.
Hearst Corp.
HomeAway Inc.
Immigration Reform Law Institute
Information Technology Industry Council
International Association of Machinists and Aerospace Workers
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
Kinross Gold Corporation
Koch Industries Inc.
Litigation Counsel of America
Lyft Inc.
MGM Resorts International
Microsoft Corporation
Mohegan Sun
Monsanto Company
National Association of Manufacturers
National Corn Growers Association
National Right to Work Legal Defense Foundation
New York University
Oracle Corp.

Pfizer Inc.
Redflex Traffic Systems
SIFMA
Southern Poverty Law Center
The Hospital and Healthsystem Association of Pennsylvania
Thomson Reuters Corporation
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Century Bank
Uber Technologies Inc.
United Auto Workers
United Steelworkers
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Supreme Court
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Health and Human Services
Congressional Budget Office
Executive Office of the President
Federal Aviation Administration
National Labor Relations Board
New York Attorney General's Office
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
Bureau of Indian Affairs
California Environmental Protection Agency
Confederated Salish & Kootenai Tribes
Department of Commerce
European Securities and Markets Authority
Fish and Wildlife Service
Government Accountability Office
Illinois General Assembly
Indian Health Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
Municipal Securities Rulemaking Board
NAFTA
Navajo Nation
Oregon Department of Justice
Port Authority of New York & New Jersey
Southern Ute Indian Tribe
Transportation Security Administration
U.S. Attorney's Office
U.S. Customs and Border Protection

U.S. Department of the Interior
U.S. General Services Administration
U.S. House of Representatives
U.S. Office of Government Ethics
U.S. Patent and Trademark Office
U.S. Senate

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To: Cheryl Russo[crusso@LasVegasNevada.GOV]
Cc: Zachary Bucher[zbucher@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 9/12/2016 8:04:25 PM
Subject: FW: AG for a Day Southern Tour with AG Laxalt
AG FOR A DAY One Pager (South).docx

Please read and respond to Attorney General Laxalt.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Monica C. Moazez [mailto:MMoazez@ag.nv.gov]
Sent: Friday, September 09, 2016 4:54 PM
To: Carolyn G. Goodman
Subject: AG for a Day Southern Tour with AG Laxalt

Mayor Goodman,

The AG, accompanied by members of his staff representing different divisions in his office, will be traveling to the south beginning on September 19th as part of his "AG for a Day" tour. The tour is designed to take the Attorney General's Office directly to the people of Nevada's communities and discuss the services we offer. The office will collectively present on topics including open government, trends in consumer fraud, domestic violence, guardianships and elder abuse and free legal services for the military. After the presentation portion, there will be an opportunity for locals to ask questions and interact with members of the office.

Attached is a flyer that details each of the stops on the southern tour as well as the purpose and history of the tour. I have also included the press release issued for the southern tour. Stops will include a visit to Mesquite, Laughlin, Boulder City, North Las Vegas, Pahrump and Henderson.

On behalf of AG Laxalt, I would like to extend an invitation for you to attend the event. We would greatly appreciate your help in disseminating this information to help ensure that locals take advantage of this opportunity.

Please let me know if you have any questions, or if you are able to attend.

Best,

Monica Moazez
Communications Director
Nevada Attorney General's Office
555 E. Washington Ave.
Las Vegas, NV 89101
(702) 486-0657

Attorney General Laxalt Launches "AG for a Day" Tour in Southern Nevada

Las Vegas, NV – Today, Nevada Attorney General Adam Paul Laxalt announced the schedule for the southern portion of his "AG for a Day" statewide Nevada tour beginning on September 19 in Mesquite. The

tour brings the Office of the Attorney General to Nevadans all across the State. Although the office represents the interests of all Nevadans each and every day, the “AG for a Day” tour provides an additional opportunity for AG Laxalt and his staff to hear the concerns of residents in each county and to be directly responsive to them. The idea for bringing the office to different locations originated in November of 1968 when Nevada Governor Paul Laxalt, AG Laxalt’s grandfather, created his “Capital for a Day” tour. Governor Laxalt traveled the State with members of his cabinet to identify and address issues of concern. In keeping with grandfather’s tradition, AG Laxalt will be accompanied by members of his staff representing major divisions within the Office of the Nevada Attorney General on his “AG for a Day” tour.

“I strongly believe that the closer the government is to the people, the more effectively we can meet their needs,” said Laxalt. “That is why this ‘AG for a Day’ tour is dedicated to bringing the Office of the Attorney General directly to the people of Nevada.”

Collectively, the Office will present on topics affecting local residents such as open government, trends in consumer fraud, domestic violence, guardianships and elder abuse, taxation and local government finance, and military legal services. Following the presentations, AG Laxalt and his staff will listen to the concerns of residents and be there to answer any questions.

“Each county, city and town in Nevada has unique needs and is impacted differently by decisions made at the state level,” Laxalt continued. “This is why it is so important for state agencies to listen to their concerns and identify issues that matter to the people they serve. The ‘AG for a Day’ tour allows Nevadans to learn about the Office, and plays an important role in providing what Nevadans need, expect and deserve from their elected leaders.”

Beginning in Fallon, the tour began in northern Nevada. Southern tour stops will include Mesquite, Laughlin, Boulder City, North Las Vegas, Pahrump and Henderson, respectively.

For more information on tour dates and stops, please refer to the attached flyer.

###

ATTORNEY GENERAL LAXALT'S

AG FOR A DAY

"I strongly believe that the closer the government is to the people, the more effectively we can meet their needs. That is why this AG FOR A DAY tour is dedicated to bringing the Office of the Attorney General directly to the people of Nevada."

— Attorney General Adam Paul Laxalt

HISTORY

In November of 1968, Nevada Governor Paul Laxalt embarked on a Capital for a Day tour with members of his cabinet to identify concerns and create responsive solutions for the State.

Photo courtesy of the Las Vegas Sun Archives

In the spirit of Governor Laxalt's Capital for a Day tour, AG Laxalt and members of his staff will present on topics including open government, trends in consumer fraud, domestic violence, guardianships and elder abuse, taxation and local government finance, and military legal services.

The AG FOR A DAY tour is designed to take state government directly to the people of Nevada's communities. Beginning on September 6th, AG Laxalt will tour Nevada's cities and counties accompanied by various members of his staff who represent major divisions in state government.

SOUTHERN NEVADA SCHEDULE

9/19/16: **MESQUITE**
City Council Chambers at 10:30 a.m.
10 E. Mesquite Blvd. (Clark Co.)

9/20/16: **LAUGHLIN**
American Legion at 10:00 a.m.
1510 Bruce Woodbury Dr. (Clark Co.)

9/20/16: **BOULDER CITY**
City Council Chambers at 3:15 p.m.
401 California Ave. (Clark Co.)

9/21/16: **NORTH LAS VEGAS**
North LV Police Department at 9:00 a.m.
Community Room
3755 W. Washburn Rd. (Clark Co.)

9/21/16: **PAHRUMP**
Commissioners Chambers at 1:30 p.m.
2100 E. Walt Williams Dr. (Nye Co.)

9/22/16: **HENDERSON**
City Council Chambers at 9:30 a.m.
240 Water Street (Clark Co.)

CLV001871

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Mon 3/11/2019 5:53:38 PM
Subject: Rec = 33 months in prison

Quote of the Day

"In Nevada, the criminal justice system has too often not been a system of corrections, so much as a system of incarceration without doing much meaningful to correct the drivers of criminal behavior. The approach has more often been to warehouse an offender. Out of sight, out of mind."

— Democratic Assemblyman Steve Yeager

From the Editors

Yeager's statement is on a big criminal justice reform bill that is up for consideration. It is by no means an easy sell, as our story explains. We'll stay on it.

Meanwhile, prosecutors this morning recommended 33 months in prison and $249,900 in fines or restitution for former Democratic state Senate Majority Leader Kelvin Atkinson, who pleaded guilty in Las Vegas federal court to wire fraud.

The plea agreement Atkinson reached indicates he siphoned nearly half a million dollars from his campaign account and used $75,000 of campaign funds to help open a downtown bar, The Urban Lounge, as we included in our story:

According to the agreement, between 2010 and 2017, Atkinson deposited $1,206,166 in his campaign account while reporting $1,113,066 on his disclosures. At the same time, he withdrew $1,218,212 from account while reporting $764,268 — a difference of $453,944.

The agreement states "at least $100,000 (was used) to pay personal credit cards for personal expenses, at least $75,000 to open and operate a Las Vegas night club, $20,000 to lease a 2018 Jaguar automobile, and approximately $8,600 to repay a personal loan."

We'll keep updating as we learn more.

Today's Front Page

Feds: Atkinson should serve almost three years in prison, pay quarter-mil in fines

In legislative debut, sweeping criminal justice reform bill hits headwinds from prosecutors, police, cities

2-Minute Preview: Lawmakers to hear bills that would make neon the state element, adjust Medicaid eligibility for children

Cortez Masto puts hold on all DOE nominees in a bid to fend off any more secret plutonium shipments

IndyBlog

Booker hires Nevada communications director, other staff with ties to the Silver State

In the Saturday *Indy*

Presidential candidate Inslee condemns secret shipment of plutonium during Las Vegas campaign visit

Indy DC Download: The House passed sweeping election reform legislation sparking 2020 political saber rattling

Senate Majority Leader Kelvin Atkinson speaks to senate colleagues following the State of the State on Wednesday, Jan. 16, 2019. (David Calvert/The Nevada Independent)

In the Sunday *Indy*

'Now the rent comes due': Valley Electric board faces backlash after rate increase, office raid, arrest of CEO

Medicaid seeks waivers to expand services for Nevadans struggling with behavioral health issues, homelessness

Titus looks to leverage newfound clout for her district and the state

Weekend Opinions

Putting Atkinson's fall in perspective
By Jon Ralston

We'll always have our Atkinsons. Let's legislate accordingly.
By Orrin Johnson

Atkinson's tumble should prompt a reality check inside Nevada politics, but it probably won't
By John L. Smith

Disagree with one of our opinion pieces? Have something Nevada-centric on your mind? We accept op-eds of up to 1,500 words at **submissions@thenvindy.com** (please include a short personal bio).

Featured Tweet

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Fri 10/21/2016 3:30:44 PM
Subject: [Newsletter] [Marketing Mail] Latest News: Why Rigging an Election is Impossible

FEATURED STORIES

Why Rigging an Election is Impossible

Republican officials, voting experts, and others continue to rebut Donald Trump's claim the 2016 election will be "rigged" due to large scale fraud. See the Brennan Center's resources explaining why voter fraud is virtually nonexistent and how to protect against problems of intimidation, discrimination, and disruption if private citizens are mobilized to "watch" the polls. Election officials and nonpartisan civic groups are also gearing up to make sure voting runs smoothly.

Read Now »

The Government's Addiction to Secret Law

At least 74 opinions, memoranda, and letters issued by the Justice Department's Office of Legal Counsel on activities such as detention and interrogation remain entirely classified, a new Brennan

Center study reveals. Read more in *The Washington Post* and *The New York Times*.

Read Now »

THE TOP 5

Experts: No Evidence of Widespread Voter Fraud

Charging the election will be rigged is unfounded and dangerous, Michael Waldman and Republican election lawyer Ben Ginsberg said on MSNBC

Small Donors Still Aren't as Important as Wealthy Ones

The power of the internet is no match for the unlimited flow of big money allowed by today's lax campaign finance rules, say Ian Vandewalker and Lawrence Norden.

Jailing the Poor, Releasing the Rich

Sixty percent of inmates are there simply because they're too poor to afford bail.

Outside Spending Surges in Judicial Races

More than $1.2 million has poured into six states in the past two weeks, in a mounting threat to judicial integrity.

Texas Keeps Misleading Voters

Texans no longer need a photo ID to vote. But the state's effort to spread the word about the change is abysmal. They're not alone.

FROM OUR FELLOWS

Vote Early...But Not Too Early

Early voting makes sense. But could it mean some vote without crucial last-minute information? Walter Shapiro offers a contrary view.

The Syllabus for a Course on Criminal Injustice

It's time to teach law students what the rule of law is really like, Andrew Cohen writes.

Learn more about our fellows »

FEATURED EVENT

A Book Talk with Ciara Torres-Spelliscy

The 2016 presidential election has spurred debate about the role of corporate money in politics. Over time, corporations have engaged in an aggressive campaign to dramatically enlarge their political and commercial speech and religious rights through strategic litigation and extensive lobbying. The Brennan Center will host a book talk with Fellow Ciara Torres-Spelliscy, author of *Corporate Citizen? An Argument for the Separation of Corporation and State*. She'll be joined by Alyssa Katz, member of the *New York Daily News* editorial board and author of *The Influence Machine: The U.S. Chamber of Commerce and the Corporate Capture of American Life*. RSVP here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Oct 20

Rhetoric casting doubt on the legitimacy of our election should not stop people from voting Nov. 8. It's not true: http://trib.al/hj79Iqb

---

@BrennanCenter • Oct 19

.@opensociety report shows #CVE erodes trust, White House issues CVE strategy that replicates mistakes of UK: http://trib.al/YRhVpVN

@BrennanCenter • Oct 19

Restrictive voting laws unfairly target people of color. Read more: http://trib.al/EBKKlsI #RestoretheVRA

CONTACT

646.292.8310

brennancenter@nyu.edu

brennancenter.org

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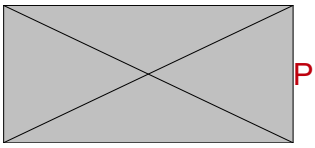
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 8/28/2018 8:42:40 AM
Subject: Kavanaugh Swing Votes Giving No Hints Ahead Of Hearing



PUBLIC POLICY.

Tuesday, August 28, 2018

TOP NEWS

Kavanaugh Swing Votes Giving No Hints Ahead Of Hearing

With the start of U.S. Supreme Court nominee Brett Kavanaugh's confirmation hearing just a week away, none of the six potential swing-vote U.S. senators whom liberal and conservative outside groups have targeted have given a hint that they'll try to sink his nomination. Read full article »

Kavanaugh Will Shield Big Telecom, Groups Tell Senate

Judge Brett Kavanaugh's confirmation to the Supreme Court could pit open-internet protections against an established foe as the high court considers issues related to net neutrality and online access, a coalition of public interest groups told Senate leaders in a Monday letter. Read full article »

New York Law Puts Atty Referrals In Privilege Safe Zone

New York's governor on Friday signed a bill giving the full protection of the attorney-client privilege to communications between a would-be client and a lawyer referral service. Read full article »

NC Judges Say Gerrymandered Electoral Map Needs Redo

Following a trip to the U.S. Supreme Court, North Carolina voters claiming the state's congressional map is politically gerrymandered won a massive victory Monday, as a panel of federal judges affirmed its previous finding that the Republican-drawn map needs to be redone — possibly before the November elections. Read full article »

US-Mexico Cinch Trade Deal, Trump Aims To Rename 'NAFTA'

President Donald Trump announced Monday that the U.S. and Mexico have finalized the terms of an update to the North American Free Trade Agreement, saying he is not tied to including Canada in the agreement and may drop the NAFTA name altogether. Read full article »

BANKING & SECURITIES

CFPB Student Loan Ombudsman Resigns, Blasts Mulvaney

The Consumer Financial Protection Bureau's student loan ombudsman called it quits on Monday, saying in a sharply critical resignation letter that the agency is forsaking its consumer protection mission under the leadership of acting Director Mick Mulvaney. Read full article »

NRA, With ACLU Backing, Fights Bid To Ax Discrimination Suit

The National Rifle Association has urged an Albany federal judge not to throw out its lawsuit alleging that New York Governor Andrew Cuomo and the state's financial services regulator are waging an unconstitutional campaign of censorship and retaliation against it, and the gun group is getting backup from the American Civil Liberties Union. Read full article »

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Bronstein Gewirtz
Buchalter PC
Clayman & Rosenberg
Cohen Milstein
Cooper & Kirk
Earthjustice
Felderstein Fitzgerald
Foley & Lardner
Foley Hoag
Fox Rothschild
Gibbons PC
Gibson Dunn
Goodwin
Hanson Bridgett
Harris Wiltshire
Hogan Lovells
Holland & Knight
Hughes Hubbard
Hunton Andrews Kurth
Jomarron Lopez
Jones Day
Kaufman Dolowich
Kirkland & Ellis
Lanier Law Firm
Latham & Watkins

ENERGY & ENVIRONMENTAL

High Court Pressed To Undo Groundwater Permitting Ruling

Hawaii's Maui County on Monday urged the U.S. Supreme Court to review the Ninth Circuit's ruling that made wastewater injections whose pollution reaches navigable U.S. waters via groundwater subject to Clean Water Act permitting requirements, saying the ruling would wrongly expand permitting to cover millions of previously unregulated pollution sources. Read full article »

Dow Looks To Sink Enviros' Weedkiller Suit

Dow Agrosciences LLC on Monday urged the Ninth Circuit to toss a lawsuit filed by environmental groups that alleges the U.S. Environmental Protection Agency improperly approved the company's weed killer Enlist Duo. Read full article »

DOI Agrees To Set Humpback Habitat Decision Deadlines

The U.S. Department of the Interior's National Marine Fisheries Service has agreed to environmentalists' demand that it set deadlines for deciding whether to designate habitat for humpback whale populations protected by the Endangered Species Act. Read full article »

HEALTH & LIFE SCIENCES

GOP Sens. Float Bill Keeping Pre-Existing Condition Coverage

As oral arguments approach in Texas' suit challenging the Affordable Care Act, U.S. Sen. Thom Tillis, R-N.C., and several other Republican senators have proposed a bill that would amend the Health Insurance Portability and Accountability Act to provide protections for individuals with pre-existing conditions. Read full article »

Par Wants Bulk Vasopressin Compounding Nixed; FDA Agrees

Just as Par Pharmaceutical asked a D.C. federal court Monday to enjoin a U.S. Food and Drug Administration policy governing bulk drug compounding, the agency agreed the same day that the policy should not apply to Par's blood pressure drug vasopressin. Read full article »

REAL ESTATE

Foley & Lardner Beats RICO Suit At 9th Circ.

The Ninth Circuit has refused to revive a woman's lawsuit accusing a California school district and its attorneys at Foley & Lardner LLP of violating the Racketeer Influenced and Corrupt Organizations Act by suppressing evidence during a dispute after the district attempted to procure her land under eminent domain. Read full article »

NY Agency Says Kushner Cos. Falsified Construction Permits

The New York City Department of Buildings says it issued violations carrying $210,000 in potential fines Monday to Kushner Cos., the real estate firm owned by the family of President Donald Trump's senior adviser and son-in-law Jared Kushner, for false filings on construction permit applications. Read full article »

HomeAway Cries Foul Over New NYC Short-Term Rental Law

HomeAway.com Inc. hit New York City with a suit in federal court challenging a new ordinance requiring the vacation rental website to disclose private business records and hand over home-sharing hosts' personal data, claiming the law violates the rights of the company and its users under both the U.S. and New York constitutions. Read full article »

EMPLOYMENT

LeClairRyan
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Mintz Levin
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Orrick Herrington
Pashman Stein
Patterson Belknap
Pillsbury Winthrop
Pomerantz LLP
Poyner Spruill
Quinn Emanuel
Ropes & Gray
Sidley Austin
Sills Cummis
Steptoe & Johnson LLP
Sullivan & Cromwell
WHGC PLC
Walder Hayden
Wiley Rein
Williams & Connolly

COMPANIES

AT&T Inc.
Acacia Communications Inc.
Affymetrix, Inc.
Airbnb Inc.
American Civil Liberties Union
American Farm Bureau Federation
American Soybean Association
Anthem Inc.
Arthur J. Gallagher & Co.
Biogen Inc.
Blue Shield of California
Boston Red Sox
Center for Biological Diversity
Center for Human Rights & Constitutional Law
Clearwire Corporation
Communications Workers of America
Computer & Communications Industry Association
Consumer Reports
Cornerstone Research Inc.
D-Link Corporation
Dana-Farber Cancer Institute
Deutsche Telekom AG

Puerto Rico Board Opposes Construction Wage Increase

Puerto Rico's federal oversight board on Friday urged the governor to walk back an executive order requiring that construction workers be paid a $15-per-hour minimum wage on federally funded projects, saying the increase would hurt the commonwealth's economy as it grapples with its debt crisis and struggles to recover from Hurricane Maria. Read full article »

COMPETITION

FCC Report Finds No Sinclair-Tribune Bias, Pai Says

The Federal Communications Commission's inspector general has concluded that FCC Chairman Ajit Pai and the agency at large did not favor Sinclair Broadcast Group Inc. or foster the impression that they intended to give the company special treatment in its now-failed merger with Tribune Media Co., according to a Monday statement. Read full article »

CYBERSECURITY & PRIVACY

Nielsen Hit With Shareholder Suit Over EU Privacy Impacts

An investor has claimed Nielsen Holdings PLC misled stockholders about how Europe's privacy overhaul would affect the company's access to Facebook Inc. data and other information for its analytics business in a proposed class action in New York federal court. Read full article »

AT&T, Others Weigh In On FTC's Privacy Enforcement Powers

AT&T and others have answered the call for input on how the Federal Trade Commission should police privacy and data security in the digital age, with the telecom giant pressing the commission to continue its "measured approach" to enforcement and advocacy groups countering that it needs to overhaul its tactics. Read full article »

GOVERNMENT CONTRACTS

GSA Underpriced Revised FBI HQ Plan, Watchdog Says

The U.S. General Services Administration's contentious multibillion-dollar plan to rebuild the FBI headquarters in Washington, D.C., will cost more than an earlier plan to move the FBI to the D.C. suburbs, an agency watchdog said Monday, calling into doubt one of the major reasons behind the revised rebuilding plan. Read full article »

Hunton Andrews Kurth Snags Ex-OFCCP Chief For DC Office

Ondray Harris, former director of the Office of Federal Contract Compliance Programs, has joined Hunton Andrews Kurth LLP, the firm announced Monday. Read full article »

NJ Pols Sued Over 'Surprise Vote' Renewing ICE Contract

Hudson County, New Jersey's governing body was slapped Monday with a state lawsuit alleging county freeholders unlawfully voted in July to renew a contract with U.S. Immigration and Customs Enforcement to house immigrant detainees at the county jail after telling the public that the vote would be postponed. Read full article »

AEROSPACE & DEFENSE

Army Contractor And Afghan Co. Seek Wins In Contract Row

An American remediation and construction contractor and its Afghan subcontractor filed dueling bids for quick wins in California federal court Friday, with the contractor saying the Afghan company is an enemy of the United States and the subcontractor

DineEquity Inc.
Endo International PLC
Environmental Chemical Corp.
Etsy Inc.
Facebook
Foundation Medicine Inc.
General Electric Co.
Google Inc.
Helicopter Association International
HomeAway Inc.
Horizon Blue Cross Blue Shield of New Jersey
Hyatt Hotels Corporation
Jefferies Financial Group Inc.
Kinder Morgan Inc.
Law Foundation of Silicon Valley
MGM Resorts International
Marriott International Inc.
Massachusetts Bay Transportation Authority
Massachusetts General Hospital
Mexican American Legal Defense and Education Fund
Mylan NV
NYSE Holdings LLC
National Consumer Law Center
National Corn Growers Association
National Milk Producers Federation
National Rifle Association of America
Natural Resources Defense Council
Navient Corp.
New York City Bar Association
New York State Bar Association
New York Times Co.
Nielsen Holdings
Par Pharmaceutical Companies, Inc.
PricewaterhouseCoopers
Public Knowledge
Reebok International Ltd.
Regents of the University of California
Roche Holding AG
Sinclair Broadcast Group, Inc.
SoftBank Group Corp.
State Farm
Swiss Re
T-Mobile USA Inc.

claiming there is no evidence it supported insurgents in the country. Read full article »

Military Lending Protections Must Be Maintained, Groups Say

Dozens of military and veteran groups are urging the leaders of the U.S. Department of Defense and the Consumer Financial Protection Bureau not to weaken the Military Lending Act's protections in light of media reports that the Trump administration is pondering reducing military lending oversight. Read full article »

INTERNATIONAL TRADE

US Will Block WTO Judge Reappointment Despite Vacancies

The U.S. told the World Trade Organization on Monday that it will not support the reappointment of a judge to the already understaffed WTO Appellate Body, accusing the appeals panel of abusing its authority. Read full article »

USDA To Pay Farmers $4.7B To Offset Trade War Losses

The U.S. Department of Agriculture announced Monday that it would pay farmers $4.7 billion to offset losses stemming from "unfair retaliatory tariffs," but several agricultural interest groups said an end to trade disputes would be preferable to the short-term aid package. Read full article »

Iran Asks International Court To Lift US Sanctions

Iran asked the United Nations' International Court of Justice on Monday to lift U.S. sanctions President Donald Trump reimposed after pulling out of the countries' nuclear pact, saying the move amounted to economic strangulation that was devastating the country. Read full article »

Commerce Lays Preliminary Duties On Pipe From 6 Countries

The U.S. Department of Commerce has preliminarily determined to slap anti-dumping duty tariffs of up to 132.63 percent on imports of large-diameter welded pipes from Canada, China, Greece, India, South Korea and Turkey, according to a notice on Monday in the Federal Register. Read full article »

TAX

Analysis

Regs Unlikely To Fix GILTI Calculation, Other TCJA Aspects

Not all the complicated issues in the U.S. tax overhaul's international measures can be hammered out in regulations but will instead require changes to the law itself — the chances of which hinge on several factors in Congress, including the outcome of the upcoming midterm elections. Read full article »

IRS Postpones Application Date For Prefiling Program

The Internal Revenue Service on Monday announced it would postpone the start of the 2019 application period for its Compliance Assurance Process program — a voluntary prefiling program for some of the largest U.S. companies — by one month, to Oct. 1, to give the companies time to assess other changes to the program. Read full article »

NJ Gov. Vetoes Bill Stripping Him Of Tax Deal Authority

New Jersey Democratic Gov. Phil Murphy on Monday vetoed a bill that would have stripped him of his ability to unilaterally withdraw from an income tax agreement with Pennsylvania or any other state. Read full article »

SC Dept. Says Committee Has Accommodations Tax Info

The South Carolina Department of Revenue issued a draft revenue ruling Monday telling taxpayers that the state's Tourism Expenditure Review Committee is now the resource for questions and information regarding the use of funds from the local accommodations tax, withdrawing a previous revenue ruling. Read full article »

TechFreedom
The Internet Association
Toshiba Corp.
Tribune Media Co.
Trump Organization Inc.
Twilio Inc.
Twitter Inc.
Union Bank
United Continental Holdings Inc.
Verizon Communications Inc.
Waste Management, Inc.
Wounded Warrior Project

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
Employment and Training Administration
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Food and Nutrition Service
General Services Administration Office of Inspector General
Internal Revenue Service
International Court of Justice
International Trade Administration
Miccosukee Tribe of Indians
NAFTA
National Marine Fisheries Service
National Security Council
Navajo Nation
New Jersey Legislature
New Jersey Supreme Court
New York Attorney General's Office

IMMIGRATION

Advocates Oppose Gov't Monitor Picks In Immigrant Kids Suit

A class of immigrant minors on Friday urged a California federal judge to oppose potential independent monitors nominated by the Trump administration to oversee compliance with the so-called Flores Settlement Agreement, saying that they do not have adequate experience working with children. Read full article »

Gov't Wants Census Citizenship Question Challenge Axed

The Trump administration on Friday asked a Maryland federal judge to toss a suit challenging its decision to include a question about citizenship status on the 2020 census, arguing that it has full discretion over how the census is conducted. Read full article »

Calif. Law Firm Must Face EB-5 Investors' Visa Handling Suit

A California-based law firm must face allegations that it mishandled Taiwanese and Chinese investors' EB-5 visa applications after a California state appeals court concluded its actions weren't protected under a statute that guards free speech and petitioning activities. Read full article »

NATIVE AMERICAN

Tribe Asks DC Circ. To Speed Up BIA Funding Dispute

The Navajo Nation has asked the D.C. Circuit to impose its finding that the Bureau of Indian Affairs took too long to respond to the tribe's funding request, saying the decision means it is entitled to millions of dollars for its judiciary, but a lower court has yet to enforce the ruling more than a year later. Read full article »

TELECOMMUNICATIONS

Calif. Dems Want FTC To Probe Verizon Fire Dept. Throttling

Thirteen House Democrats from California, including Minority Leader Nancy Pelosi, have urged the Federal Trade Commission to look for unfair or deceptive trade practices in Verizon's downward "throttling" of data speeds for a Northern California fire department while it battled the largest wildfire in state history. Read full article »

Health Care Cos. Seek FCC Clarification On TCPA

A group of health care companies urged the Federal Communications Commission on Friday to respond to a petition that would determine how providers can contact patients over the phone and still comply with the Telephone Consumer Protection Act. Read full article »

FCC Ignored Net Neutrality Facts, Advocates Tell DC Circ.

Net neutrality advocates filed the next wave of briefs Monday in the D.C. Circuit case opposing the Trump administration's deregulation of rules covering internet service providers, with groups including messaging platform Twilio arguing that the Federal Communications Commission didn't prove the policy reversal was necessary for the internet to keep growing. Read full article »

CWA Says Sprint-T-Mobile Merger Would Cost 28K Jobs

The Communications Workers of America warned the Federal Communications Commission on Monday that if approved as is, Sprint's planned $59 billion merger with T-Mobile could cost an estimated 28,000 people their jobs while depriving customers of competitive options. Read full article »

PEOPLE

New York State Department of Financial Services
North Carolina Department of Justice
North Carolina General Assembly
Office of Federal Contract Compliance Programs
Office of the U.S. Trade Representative
Securities and Exchange Commission
South Florida Water Management District
Texas Supreme Court
U.S. Army
U.S. Census Bureau
U.S. Coast Guard
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Immigration and Customs Enforcement
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
United Nations
World Trade Organization

Arnold & Porter Hires Veteran Diplomat For Policy Group

Arnold & Porter has added a senior international policy adviser to its Washington, D.C., office who previously served as undersecretary of state for political affairs and as an ambassador to Brazil, the firm has announced. Read full article »

EXPERT ANALYSIS

Medicare Shared Savings Program May Get A Makeover

The Centers for Medicare & Medicaid Services recently proposed a rule that would overhaul the Medicare Shared Savings Program for accountable care organizations. The most significant change is the revision of the program's participation tracks and mandatory advancement to greater levels of two-sided risk, say attorneys with Ropes & Gray LLP. Read full article »

Good News For Banks Organized As Pass-Through Entities

Following some confusion, the IRS this month proposed Treasury Section 199A regulations that specifically exclude banking from the definition of specified financial services, meaning that owners of banks organized as flow-through entities would qualify for a 20 percent deduction, say Brian Harvel and Michael Senger of Alston & Bird LLP. Read full article »

How FERC's July Order Affects Gas Pipelines

Earlier this summer, the Federal Energy Regulatory Commission adopted an order to force a review of cost-based rates and to implement its current policy on the treatment of income taxes. The order includes procedures for determining which jurisdictional natural gas pipelines may be collecting unjust and unreasonable cost-based rates, says J. Paul Forrester of Mayer Brown LLP. Read full article »

Updated Rules Needed For Integrating Drones Into Airspace

The D.C. Circuit recently denied a challenge to the Federal Aviation Administration's regulatory regime governing drones. But hearings on Capitol Hill this summer highlighted the rule changes that must be made before the economic value of the drone industry can be fully realized, say attorneys with Latham & Watkins LLP. Read full article »

Opinion

SEC Direction Unlikely To Shift Despite Agency Transitions

The recent decline in U.S. Securities and Exchange Commission enforcement activities suggests that Wall Street's top cop is less focused on rooting out corporate fraud and more focused on regulatory matters seen as favorable to corporate America. This is unlikely to change with the upcoming commissioner transitions, says Carol Gilden of Cohen Milstein Sellers & Toll PLLC. Read full article »

Opinion

Open The Federal Courthouses

Forget about cameras, reporters in the Manafort trial were not even permitted in the courtroom with their phones, tablets or computers. That meant no live reporting on Twitter and no emails to the newsrooms with updates. In a world focused on information and news as it happens, this is unacceptable, says trial attorney David Oscar Markus. Read full article »

LEGAL INDUSTRY

Innovation Economy Drives Massachusetts Powerhouses

The word in the Bay State's legal market is "innovation," with intellectual property litigation, major deals involving local pharmaceutical and technology companies and new businesses making some of the biggest splashes over the past year for the four firms that make up Law360's Massachusetts Powerhouses for 2018. Read full article »

NJ Powerhouses Seize Sports Betting, Pot Law Opportunities

While the abundant pharmaceutical, health care and government affairs sectors remain key business drivers for law firms doing business in New Jersey, the recent legalization of sports betting and the burgeoning cannabis industry means Garden State attorneys are busier than ever. That momentum has met its match in Law360's 2018 New Jersey Powerhouses. Read full article »

Williams & Connolly Atty Among Trump's Latest Judge Picks

President Donald Trump tapped a Williams & Connolly LLP partner to serve on the Fourth Circuit and an Arizona magistrate judge to serve on the Ninth Circuit, as part of the latest wave of nominees to the federal bench, the White House announced Monday afternoon. Read full article »

BigLaw Partner Denies Exposing Himself In NYC Gym Sauna

A partner at Hughes Hubbard & Reed LLP pled not guilty at arraignment Monday to charges of public lewdness and exposing himself for allegedly masturbating in front of another man in the sauna of a downtown Manhattan gym. Read full article »

The Rules Of Sharing: 4 Common Interest Rulings To Know

Nearly every jurisdiction recognizes the "common interest" doctrine, an exception to the rule that a disclosure of protected material to a third party triggers a waiver of attorney-client privilege. But courts vary widely in how they interpret interest "commonality" or apply other variables to privilege decisions. Here are four recent decisions to know about the common interest doctrine. Read full article »

Ken Starr Joins Lanier Firm, Returning To Private Practice

Kenneth Starr, a former federal appellate judge and U.S. solicitor general who rose to national fame for his role in the impeachment of President Bill Clinton, will be joining the Houston-based plaintiff's firm The Lanier Law Firm, which was founded by Starr's longtime friend Mark Lanier. Read full article »

Archer Norris Files For Bankruptcy After Exodus Of 30 Attys

San Francisco Bay Area law firm Archer Norris PLC has filed for Chapter 11 bankruptcy protection in California federal court, notifying its creditors that it plans to let go approximately 70 attorneys and shut its doors for good in October after seeing an exodus of around 30 attorneys in the past few years. Read full article »

Interview

15 Minutes With Marriott International's General Counsel

Rena Hozore Reiss thinks the best outside counsel relationship is one in which the lawyers are committed to Marriott International as a client and spend time, energy and resources to understand the hospitality company and contribute to its success. Here, the general counsel describes her nonlegal responsibilities and her favorite vacation destination. Read full article »

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Clayman & Rosenberg
Cohen Milstein
Cooper & Kirk
Felderstein Fitzgerald
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Foley Hoag
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Jones Day
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Milbank Tweed
Miller & Chevalier
Mintz Levin
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Airbnb Inc.
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New York State Bar Association
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Regents of the University of California
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Sinclair Broadcast Group, Inc.
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Swiss Re
T-Mobile USA Inc.
TechFreedom
The Internet Association
Toshiba Corp.
Trump Organization Inc.
Twilio Inc.
Union Bank
United Continental Holdings Inc.
Waste Management, Inc.
Wounded Warrior Project

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Internal Revenue Service
Federal Trade Commission
Consumer Financial Protection Bureau
Federal Bureau of Investigation
National Marine Fisheries Service
Securities and Exchange Commission
Texas Supreme Court
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Immigration and Customs Enforcement
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Department of Commerce
Employment and Training Administration

European Union
Executive Office of the President
Federal Aviation Administration
Federal Energy Regulatory Commission
Fish and Wildlife Service
Food and Drug Administration
Food and Nutrition Service
General Services Administration Office of Inspector General
International Court of Justice
International Trade Administration
Miccosukee Tribe of Indians
NAFTA
National Security Council
Navajo Nation
New Jersey Legislature
New Jersey Supreme Court
New York Attorney General's Office
New York State Department of Financial Services
North Carolina Department of Justice
North Carolina General Assembly
Office of Federal Contract Compliance Programs
Office of the U.S. Trade Representative
South Florida Water Management District
U.S. Army
U.S. Census Bureau
U.S. Coast Guard
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Secret Service
U.S. Senate
U.S. Tax Court
United Nations
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Wed 2/18/2015 10:29:38 PM
Subject: EMV Migration Well Underway-Plus Carbanak Cyber Robbery

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INTERNATIONAL MEGAHACK

Carbanak cyber gang steals $1 billion from banks

It's like something out of "24"—except it's the bad guys hacking into surveillance cameras, databases, and more. Kaspersky Lab and Interpol says 100 banks have been taken by an international conspiracy built on the bones of a Trojan horse. *Updated to reflect FBI and Secret Service input.* Read more

UPDATE ON EMV PROGRESS

EMV migration well underway, says smart card group

A "tsunami" of 575+ million chip cards may swamp consumers by yearend. That was one of the optimistic predictions made at a recent chip card industry gathering where earlier concerns about retailers not being ready held little credence. Read more

BUSINESS RESUMPTION PLANNING

Exam Council sets recovery expectations

A key regulator's speech about banking industry resilience underscores the importance of a brand-new "Appendix J" about recovery and third-party vendors from the Examination Council. Read more

ONLINE PAYMENTS

MAKING SENSE OF IT ALL

Tech trends—with a twist

For a change of pace, some 2015 predictions that aren't what you've heard before, says John Ginovsky. Read more

BEYOND THE BANK

Think before you sign

No matter how often you deal with contracts, your vendor always has more experience, warns Dan Fisher. Read more

REPORTER'S NOTEBOOK

Disruptive thinking hits New York

Chris Skinner says Bitcoin's most important feature *isn't* about currency. Read more

WEBINAR: HEAR IT NOW!

EMV rollout marks unique opportunities for banks

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Teaming up to speed bill pay exception processing

ProfitStars, a division of Jack Henry & Associates, became the first provider to offer payments with the NACHA Bill Payment Exception Mitigation Opt-In Program. Read more

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LOOKING AHEAD

Technology driving 2015 growth

Technology will play a defining role for banks this year as they adopt new platforms and enhance their mobile and omnichannel offerings, according to a survey from CSI. Read more

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VIRTUAL CURRENCIES

Will Bitcoin speed down in 2015?

Cryptocurrency transactions will fall in value by over half in 2015, predicts Juniper Research. But it's the "rest of the story" that's more interesting … Read more

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The tweeting fridge and other discoveries on "Think with Google"

There's a lot more to Google than search, and there's even more beyond maps and tools. Case in point: The company's "Think with Google" subsite/e-newsletter, which is broken up into multiple categories, such as "Financial Services." This and other pages can be filtered according to readers' needs. A recent visit turned up a survey about Canadian millennials, an infographic about three key internet trends, and the story about LG's "internet of things" tweeting refrigerator. Read more

Too small to hack? Think again, says *Computerworld*

Writes Matthew Prewitt, partner at law firm Schiff Hardin, and chair of the firm's Cybersecurity and Data Privacy Team:

"The notion that a business might be too small or too boring for a cyber breach is a comforting fiction. The reality is that most cyber breaches are not the work of international criminal gangs or foreign intelligence operatives; they are attributable to the company's own employees. Mere negligence by even a well-intentioned employee can trigger substantial investigation and response costs, and an employee who is leaving to join a competitor or who simply carries a grudge against her boss can cause substantial competitive or reputational injury." Read more

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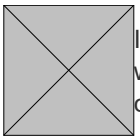

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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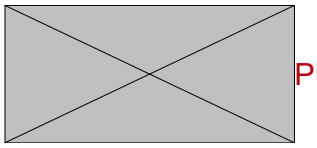
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 11/30/2018 9:35:59 AM
Subject: 2nd GOP Senator's 'No' Vote Likely Sinks Trump Court Pick



PUBLIC POLICY.

Friday, November 30, 2018

TOP NEWS

2nd GOP Senator's 'No' Vote Likely Sinks Trump Court Pick

Another of President Donald Trump's judicial nominees had his hopes dashed Thursday as Sen. Tim Scott, R-S.C., came out as a "no" vote on Ogletree Deakins Nash Smoak & Stewart PC shareholder Thomas Farr, making it unlikely he will be confirmed as a district court judge in North Carolina. Read full article »

Pols To Miss Deadline To Solve Multiemployer Pension Crisis

A congressional committee assembled to solve the nation's multiemployer pension plan funding crisis needs more than eight months to get the job done, the committee's leadership indicated Thursday in a statement announcing it won't meet Congress' Nov. 30 deadline for reaching a bipartisan agreement. Read full article »

Analysis

Trump Family May Face Fallout From Latest Cohen Plea

The guilty plea Thursday from President Donald Trump's former personal lawyer and alleged fixer Michael Cohen for lying to Congress about a potential Trump-branded Moscow real estate project highlights the risk Trump family members and other witnesses may face from Special Counsel Robert Mueller's investigation, depending on their past statements to authorities. Read full article »

Cos. Can Lower Fraud Fines Without Naming All Players: DOJ

In an effort to target the individuals who are truly behind any misconduct, prosecutors will now allow corporations to earn cooperation credit in fraud cases without disclosing the names of low-level players who likely wouldn't face prosecution, Deputy Attorney General Rod Rosenstein said Thursday. Read full article »

Analysis

Manafort Burned Bridges By Two-Timing Mueller Plea Deal

As a government cooperator, former Trump campaign chairman Paul Manafort went rogue when he continued to talk to the president's legal team via their joint-defense deal and may have put himself in line for additional sentencing pain even if he can salvage a deal with prosecutors, experts said. Read full article »

Michael Cohen Admits To Lying About Contacts With Russia

Michael Cohen, President Donald Trump's former personal attorney and political champion, admitted to a count of lying to Congress on Thursday morning, telling a Manhattan federal judge he made false statements about the extent of his contacts with Moscow during campaign-season discussions about a Trump real estate project. Read full article »

BANKING & SECURITIES

Feature

ICO Mania Cools Amid Regulatory Crackdown, Crypto Plunge

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Desmarais LLP
Epstein Becker Green
Fenwick & West
Finnegan
Gallet Dreyer
Goldberg Segalla
Goodwin
Greenberg Traurig
Greensfelder Hemker
Hueston Hennigan
Irell & Manella
Jenner & Block
Jones Day
K&L Gates
Littler Mendelson
Loeb & Loeb
Manning & Kass
McGuireWoods
Morris Nichols
Morrison & Foerster
Munger Tolles
O'Melveny & Myers
Ogletree Deakins
Osler Hoskin
Patterson Belknap
Paul Hastings
Pedersen & Houpt
Perkins Coie

The U.S. Securities and Exchange Commission's increase in enforcement actions combined with a bear market in cryptocurrencies appear to be restraining enthusiasm for initial coin offerings, a nascent form of fundraising that has cooled in recent months after a frenzied run-up last year. Read full article »

HEALTH & LIFE SCIENCES

States Fire Back At Gov't In Association Health Plan Row

A coalition of states has shot back at the U.S. Department of Labor's attempt to end a lawsuit challenging the agency's association health plan rule, urging the court to reject the federal government's argument that the states don't have standing to sue. Read full article »

REAL ESTATE

Homeowner Sues Miami Beach Over Short-Term Rental Ban

A Miami Beach homeowner is challenging a city ordinance restricting short-term rentals on platforms like Airbnb, claiming the city has imposed "constitutionally excessive" fines and cut off electricity and water for violations. Read full article »

EMPLOYMENT

PBGC Nominee Clears Second Senate Committee

President Trump's nominee to lead the Pension Benefit Guaranty Corp., the businessman brother-in-law of Senate Majority Leader Mitch McConnell, cleared the U.S. Senate Committee on Health, Education, Labor and Pensions by a majority vote Thursday. Read full article »

Analysis

DOJ Softens Yates' Demand That Cos. Serve Up Individuals

Corporations now have more leeway to decide which employees to report to the U.S. Department of Justice in criminal investigations over misconduct and still receive credit for cooperating, a move that marks an easing of the policy from the Obama administration known as the Yates memo. Read full article »

Wash. Workers Lose Bid To Claw Back Union Fees

Washington state workers can't take back the money they paid the American Federation of State, County and Municipal Employees before the U.S. Supreme Court said public sector unions can't make nonmembers pay fees, a Washington federal judge has ruled. Read full article »

COMPETITION

Mass. Hospital Megamerger Wins Approval After AG Deal

The merger of two major Massachusetts health systems will proceed after state Attorney General Maura Healey negotiated a settlement that includes a cap preventing more than $1 billion in price increases and more than $70 million in community investments, Healey's office announced Thursday. Read full article »

Guess Facing $42.4M EU Fine Amid Cross-Border Crackdown

Fashion brand Guess Inc. reported Wednesday that it is looking at a fine of at least $42.4 million from the European Commission amid the antitrust enforcer's broad effort to combat anti-competitive restrictions on cross-border shopping. Read full article »

Aussie Antitrust Head Defends Consumer Welfare Standard

Australia's top antitrust enforcer argued Thursday that it would be "inadvisable and counterproductive" to expand the consumer welfare standard beyond its current bounds, in the latest flare-up of international debate over the competition litmus test for

Petrillo Klein
Ropes & Gray
Russ August
Schiff Hardin
Schwabe Williamson
Shearman & Sterling
Stevens & Lee
Stradling Yocca
White & Case
Winston & Strawn
Younglove & Coker

COMPANIES

Abbott Laboratories
Airbnb Inc.
Altman Weil Inc.
Amazon.com Inc.
American Electric Power Co. Inc.
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Media Inc.
American Petroleum Institute Inc.
BTG PLC
Beth Israel Deaconess Medical Center
Boston Scientific Corp.
Bridgestone Corp.
Center for Justice
Central States Funds
Cisco Systems Inc.
District of Columbia Bar Association
Dole Food Company Inc.
Ernst & Young
Facebook
Florida Power & Light Co.
Ford Motor Co.
Goldman Sachs Group Inc.
Google Inc.
Grant Thornton LLP
Guess Inc.
IU Health Inc.
International Paper Co.
JetBlue Airways Corp.
Jones Lang LaSalle Inc.
KPMG International
LG Electronics Inc.
Lahey Health System Inc.
Law Practice Consultants LLC
LinkedIn Corp.

judging mergers and business conduct. Read full article »

Judge Won't Toss College Application Antitrust Suit

An Oregon federal judge refused Wednesday to toss a revived suit being brought by CollegeNET Inc. accusing Common Application Inc. of monopolizing the standardized college application process, finding that the group's member colleges could be seen as acting in concert to hurt competition. Read full article »

Rising Funeral Costs Warrant Probe, UK Watchdog Says

The U.K.'s antitrust enforcer said Thursday that skyrocketing prices in the funeral industry merit a full investigation, after it found in a market study that the increase in costs has far outpaced inflation and isn't backed up by any rise in quality. Read full article »

INTERNATIONAL TRADE

Analysis

G-20 Summit Unlikely To Halt Trump's China Crusade

President Donald Trump and Chinese President Xi Jinping are slated for a closely watched meeting at this week's G-20 summit after a monthslong brawl that has imposed hefty tariffs on one another's goods, but the prospects for an immediate halting of the conflict are looking slim. Read full article »

TAX

Voluntary Disclosures Get More Costly Under New IRS Rules

The cost of voluntarily disclosing previously unreported offshore assets to the IRS in a bid to avoid criminal prosecution just got more pricey under updated procedures the revenue agency released Thursday following the recent shutdown of a formal program for such disclosures. Read full article »

4 Senators Urge Remote Tax Moratorium, Retroactivity Ban

A group of U.S. Democratic senators from Oregon and New Hampshire have organized a last-ditch effort to pass legislation in the waning weeks of the congressional session that would impede states' abilities to collect tax on remote sellers. Read full article »

Tax Overhaul Unfair To Service Companies: Ex-House Staffer

Future tweaks to the federal tax code should address how the 2017 U.S. tax law overhaul put service companies at a disadvantage, a former congressional staffer involved in drafting the law said Thursday. Read full article »

'Chaos' Feared If Global Digital Tax Deal Fails, Panel Says

As industries beyond tech hurtle toward a digital future, chaos could ensue unless consensus is reached on taxing a radically reshaped global economy, panelists at a forum in Washington, D.C., agreed Thursday. Read full article »

BANKRUPTCY

Puerto Rico Bankruptcy Fee Examiner Seeks More Scrutiny

The firms representing Puerto Rico's public debtors and creditor committees in the territory's restructuring cases should be subject to new controls over their ability to bill for experts and receive rate increases, a fee examiner has reported. Read full article »

IMMIGRATION

New USCIS Memo Clarifies L-1 Executive Visa Requirements

NBCUniversal Inc.
National Association of Broadcasters
National Right to Work Legal Defense Foundation
New York City Bar Association
New York Post
New York State Bar Association
New York Times Co.
New York University
NewYork-Presbyterian Hospital
Nike Inc.
Our Children's Trust
PNC Financial Services Group Inc.
Paramount Pictures Corp.
Partners HealthCare
Perspecta Inc.
Petco Animal Supplies Inc.
Ping An Insurance
Pizza Hut Inc.
Procter & Gamble Co.
Southwest Airlines Co.
T-Mobile USA Inc.
Tata Consultancy Services Ltd.
Technicolor
Teva Pharmaceutical Industries Limited
The Walt Disney Co.
Thomson Reuters Corporation
TiVo Corp.
Trump Organization Inc.
Twitter Inc.
United Mine Workers of America
Universal Studios Inc.
Valero Energy Corp.
Warner Music Group Corp.
Washington Post Co.
Wayfair LLC
Wisconsin Alumni Research Foundation

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Department of Justice
Centers for Medicare & Medicaid Services
Colorado Supreme Court
Competition and Markets Authority
European Commission

Foreign citizens already working in the U.S. at a qualifying company may be able to adjust a time requirement to qualify for an L-1 visa for executives and managers transferring within an international company, U.S. Citizenship and Immigration Services explained in a Thursday memo clarifying the L-1 visa requirements. Read full article »

NJ AG Limits State Officers' Cooperation With ICE

The state of New Jersey released new rules on Thursday restricting state and local law enforcement's cooperation with U.S. Immigration and Customs Enforcement, including preventing state officers from inquiring about an individual's immigration status and limiting when officers may comply with immigration detainers. Read full article »

Calif. AG Seeks $1.5M Withheld Over Sanctuary City Policies

California Attorney General Xavier Becerra urged a federal judge on Wednesday to force the government to hand over a roughly $1.5 million gun law enforcement grant the Trump administration withheld over the state's sanctuary city policies, saying that the administration's "crude attempts" to block funding are endangering communities. Read full article »

NYC Bar Association Backs Independent Immigration Courts

The nation's immigration courts should operate independently and not as an arm of the U.S. Department of Justice, the New York City Bar Association said Wednesday, also calling for an end to a new quota system for evaluating immigration judges. Read full article »

112 Legal Groups Criticize DHS' Use Of Migrant Children's Info

The U.S. Department of Homeland Security and the federal agency tasked with caring for unaccompanied migrant children are illegally using information collected from the kids to deport their relatives, a group of 112 legal organizations alleged Wednesday. Read full article »

NATIVE AMERICAN

Tribes See Progress On Crime, Okla. Land, Distillery Bills

The Senate Committee on Indian Affairs passed bills Wednesday dealing with criminal jurisdiction, blood quantum requirements for Oklahoma tribal lands, and federal rights-of-way, a day after the full Senate approved legislation to resolve a separate jurisdictional issue over crime for an Iowa tribe and allow tribes to operate distilleries. Read full article »

TELECOMMUNICATIONS

'White Space' Revamp For Broadband Too Slow, Sens. Say

Two Republican senators have teamed up to push the Federal Communications Commission to pick up the pace in finalizing proceedings that would allow for expanded use of "white spaces," or the spaces left between television stations on the spectrum, for broadband, which they say would allow for wider availability in rural and tribal areas. Read full article »

Airwave Gap Manager Still Making Dangerous Errors: NAB

The National Association of Broadcasters doubled down Thursday on its argument that the operator of a database responsible for directing unlicensed devices to unused gaps on the airwaves should have its position revoked, saying the system is still returning inaccurate information which increases the risk of broadcast interference. Read full article »

EXPERT ANALYSIS

Will High Court Resurrect The Nondelegation Doctrine?

Gundy v. U.S. is a case that hinges on the nondelegation doctrine. The oral argument

European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Gila River Indian Community
Illinois Supreme Court
Internal Revenue Service
Joint Committee on Taxation
National Economic Council
Native Village of Kivalina
Pennsylvania Supreme Court
Pension Benefit Guaranty Corp.
Sac & Fox Tribe of the Mississippi in Iowa
Securities and Exchange Commission
Spirit Lake Tribe
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
U.S. Railroad Retirement Board
U.S. Senate
U.S. Supreme Court
World Trade Organization

featured U.S. Supreme Court justices seemingly stretching to find the “intelligible principle” required to legitimate a congressional delegation of authority to a federal agency, says William Araiza of Brooklyn Law School. Read full article »

Lame Ducks Could Fix TCJA's Bonus Depreciation Problem

Earlier this year, the Treasury Department found it couldn't fix an error that excludes qualified improvement property from the Tax Cuts and Jobs Act's bonus depreciation provisions. Relief might come from Congress if it passes a limited technical corrections bill during the lame duck session, say Dustin Stamper and Omair Taher of Grant Thornton LLP. Read full article »

Climate Change Lawsuits Face Crucial Hurdles

The close of 2018 brings a chance to look at the state of climate change lawsuits filed in the last few years by both government entities and groups of young Americans. While each case type employs different legal strategies, both face similar challenges, says John Lee of Goldberg Segalla. Read full article »

New CMS Rules Reinforce Trend Away From Traditional Care

Two new rules from the Centers for Medicare & Medicaid Services bring changes that collectively reflect movement toward promoting site neutrality and opening all telehealth services to Medicare reimbursement, say attorneys at Ropes & Gray LLP. Read full article »

Tangible Property Sales Taxes Don't Apply To Intangibles

Recent tax decisions in Pennsylvania and Michigan highlight taxing authorities' unsuccessful attempts to assert sales and use tax on products and services that use new technologies not contemplated by old taxing statutes, say Craig Fields and Rebecca Balinskas of Morrison & Foerster LLP. Read full article »

LEGAL INDUSTRY

Law Firm Brass Say Clients Won't Let The Billable Hour Die

The billable hour is not on its way out any time soon and that, some law firm leaders say, is largely due to the preferences of corporate clients that in many cases prefer hourly billing to alternative fee arrangements when paying for outside counsel. Read full article »

Hueston Partner, Ex-Munger Atty Among 12 New Calif. Judges

California Gov. Jerry Brown appointed 12 superior court judges across the state Thursday, including a Hueston Hennigan LLP intellectual property and technology partner and Brown's current deputy legal affairs secretary, who was previously at Munger Tolles & Olson LLP. Read full article »

Ex-Trump Atty Vows To Cooperate With Federal Raid

A real estate tax lawyer and powerful Chicago politician who represented President Donald Trump until May averred to cooperate fully with the federal authorities who raided his offices Thursday, seizing computer equipment and boxes of papers. Read full article »

Attys OK To Accept Fees From Crowdfunding, DC Bar Says

Attorneys may accept payment that was generated via crowdfunding under most circumstances, but their ethical obligations increase if they become more closely involved in the crowdfunding effort, according to a new opinion by the District of Columbia Bar. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Loeb & Loeb LLP snagged this week's top spot on the legal lions list with a verdict clearing client Tata of a discrimination class action, while Morris Nichols Arsht & Tunnell LLP ended up among the legal lambs after its client, the University of Wisconsin, lost in a $32 million drug patent licensing lawsuit. Read full article »

Feature

The Top In-House Hires Of November

NewYork-Presbyterian Hospital named a former Cleveland Clinic attorney as its chief legal officer and general counsel, and Petco picked an ex-Dole Food Co. lawyer to be the company's new chief legal officer. Read full article »

JOBS

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DLA Piper
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Finnegan
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Greenberg Traurig
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Hueston Hennigan
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Jones Day
K&L Gates
Littler Mendelson
Loeb & Loeb
Manning & Kass
McGuireWoods
Morris Nichols
Morrison & Foerster
Munger Tolles
O'Melveny & Myers
Ogletree Deakins
Osler Hoskin
Pedersen & Houpt
Perkins Coie
Ropes & Gray
Russ August
Schiff Hardin
Schwabe Williamson

Stevens & Lee
Stradling Yocca
White & Case
Winston & Strawn
Younglove & Coker

COMPANIES

Amazon.com Inc.
Google Inc.
National Association of Broadcasters
Abbott Laboratories
Airbnb Inc.
Altman Weil Inc.
American Electric Power Co. Inc.
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Media Inc.
American Petroleum Institute Inc.
BTG PLC
Beth Israel Deaconess Medical Center
Boston Scientific Corp.
Bridgestone Corp.
Center for Justice
Central States Funds
Cisco Systems Inc.
District of Columbia Bar Association
Dole Food Company Inc.
Ernst & Young
Facebook
Florida Power & Light Co.
Ford Motor Co.
Goldman Sachs Group Inc.
Grant Thornton LLP
Guess Inc.
IU Health Inc.
International Paper Co.
JetBlue Airways Corp.
Jones Lang LaSalle Inc.
KPMG International
LG Electronics Inc.
Lahey Health System Inc.
Law Practice Consultants LLC
LinkedIn Corp.
NBCUniversal Inc.
National Right to Work Legal Defense Foundation
New York City Bar Association
New York Post
New York State Bar Association
New York Times Co.
New York University
NewYork-Presbyterian Hospital

Nike Inc.
Our Children's Trust
PNC Financial Services Group Inc.
Paramount Pictures Corp.
Partners HealthCare
Perspecta Inc.
Petco Animal Supplies Inc.
Ping An Insurance
Pizza Hut Inc.
Procter & Gamble Co.
Southwest Airlines Co.
T-Mobile USA Inc.
Tata Consultancy Services Ltd.
Technicolor
Teva Pharmaceutical Industries Limited
The Walt Disney Co.
Thomson Reuters Corporation
TiVo Corp.
Trump Organization Inc.
Twitter Inc.
United Mine Workers of America
Universal Studios Inc.
Valero Energy Corp.
Warner Music Group Corp.
Washington Post Co.
Wayfair LLC
Wisconsin Alumni Research Foundation

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
European Union
Federal Bureau of Investigation
Internal Revenue Service
European Commission
Federal Communications Commission
Federal Trade Commission
Pension Benefit Guaranty Corp.
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Immigration and Customs Enforcement
U.S. Senate
Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Department of Justice
Centers for Medicare & Medicaid Services
Colorado Supreme Court
Competition and Markets Authority
Gila River Indian Community

Illinois Supreme Court
Joint Committee on Taxation
National Economic Council
Native Village of Kivalina
Pennsylvania Supreme Court
Sac & Fox Tribe of the Mississippi in Iowa
Securities and Exchange Commission
Spirit Lake Tribe
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of the Treasury
U.S. Railroad Retirement Board
World Trade Organization

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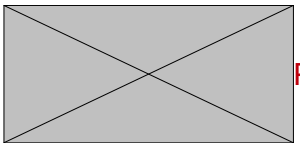
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 2/9/2017 9:29:27 AM
Subject: [Marketing Mail] Gorsuch 'Disheartened' By Trump Attacks On Judges: Sen.



PUBLIC POLICY

Thursday, February 9, 2017

TOP NEWS

Gorsuch 'Disheartened' By Trump Attacks On Judges: Sen.

Supreme Court nominee Neil Gorsuch said he was “disheartened” by the “demoralizing and abhorrent comments” that President Donald Trump has hurled against federal judiciary during a meeting with Sen. Richard Blumenthal, D-Conn., the lawmaker claimed following the sit-down with the Tenth Circuit judge on Wednesday.

Trump HHS Nominee Moves Toward Final Senate Vote

The Senate on Wednesday moved closer to a final vote on President Donald Trump’s pick for Department of Health and Human Services secretary, a position that would helm the agency responsible for reinventing the nation’s health system.

Analysis

Long-Shot Carbon Tax Plan Aims For Policy Consensus

A plan pitched Wednesday by veteran Republicans to impose a national carbon tax to offset a rollback of climate change regulations isn't likely to succeed, but experts say it provides a glimmer of hope for future bipartisan consensus on some areas of U.S. climate policy, particularly if corporate America warms to the idea of a carbon tax.

Analysis

Trump Could Determine Future Of Sports Betting

Forces are coming together for a showdown over the U.S.'s anti-sports-betting policies after the U.S. Supreme Court made a surprise choice last month not to immediately deny New Jersey's challenge to a federal ban on sports betting, instead inviting President Donald Trump's administration to weigh in on the controversial issue.

Ways & Means, Senate Trade Subcommittee Get New Members

Democratic U.S. Rep. Judy Chu of California has joined the House Ways and Means Committee, while the Senate Finance Committee's subcommittee for international trade has also brought in new members, congressional leaders announced Tuesday.

DOL Beats Latest Challenge To Fiduciary Rule

A Texas federal judge on Wednesday upheld the U.S. Department of Labor’s controversial fiduciary rule for retirement advisers — just hours after the agency had asked to stay the case in light of President Donald Trump’s directive to review and possibly rescind the rule.

Groups Sue To Block Trump’s 2-For-1 Regulatory Order

Public interest legal groups on Wednesday sued the Trump administration, alleging a January executive order mandating that executive agencies eliminate two regulations for every new one is “irrational” and puts public safety at risk by not considering any beneficial effects of new rules.

LAW FIRMS

Akin Gump
Baker Botts
Baker Donelson
Blank Rome
Chapman and Cutler
Curtis Mallet-Prevost
Debevoise & Plimpton
Dinsmore & Shohl
Dorsey & Whitney
Drinker Biddle
Earthjustice
Faegre Baker
Friedman PA
Gibson Dunn
Holland & Knight
Honigman Miller
Husch Blackwell
Katz Marshall
Kelley Drye
Kilpatrick Townsend
Lewis Brisbois
McElroy Deutsch
Morrison & Foerster
Nabors Giblin
Rutledge Ecenia
Sedgwick LLP
Sidley Austin
Skadden
Squire Patton Boggs
Sullivan & Worcester
Thompson Coe
Wachtell Lipton
White & Case
Williams Parker
WilmerHale
Winston & Strawn
Zazzali Fagella

COMPANIES

Senate OKs Sessions As Trump's Attorney General

Sen. Jeff Sessions, R-Ala., will serve as the next U.S. attorney general after Senate Republicans voted through President Donald Trump's pick for the nation's top prosecutor on Wednesday despite weeks of Democratic opposition.

BANKING & SECURITIES

Fed General Counsel Alvarez To Leave Central Bank

Scott Alvarez, the Federal Reserve's powerful general counsel, will retire later this year, the central bank announced Wednesday.

SIFMA Blasts NYSE's 'Game Of Thrones' Analogy In Fee Fight

A securities industry trade group that has accused the New York Stock Exchange LLC of seeking to charge illegally high fees for access to market data ripped the NYSE this week for comparing a proposed fee to the price of an HBO subscription, saying even the cunning character "Lord Petyr 'Littlefinger' Baelish would blush" at such a deceptive analogy.

Giancarlo Nearing Nomination For CFTC Chairman

President Donald Trump is preparing to nominate acting U.S. Commodity Futures Trading Commission Chairman J. Christopher Giancarlo to formally take the agency's top post, the Wall Street Journal reported Wednesday.

ENERGY & ENVIRONMENTAL

EPA Says Coal Jobs Appeal Needs To Be Decided Quickly

The U.S. Environmental Protection Agency on Tuesday asked the Fourth Circuit to speed up its appeal of a federal judge's decision that forces the agency to further evaluate the consequences of its air pollution regulations on jobs, arguing the ruling's burdens necessitate a quick review.

Ark. Urges 8th Circ. To Halt Haze Plan During Review

Arkansas' attorney general asked the Eighth Circuit on Tuesday to halt the federal government's plan for the state to abide by haze regulations established under the Clean Air Act while the plan's merits are reviewed by the circuit court, saying that the rule will cause irreparable economic harm if it isn't paused.

Lawmaker Pushes Bill To Move Fracking Regulation To States

A Republican Congressman from Texas who wants to put fracking regulation in the hands of states introduced proposed legislation to the House of Representatives on Tuesday that would give states the right to control hydraulic fracturing on all land within their boundaries and would force companies with fracking operations on federal lands to comply with those state laws.

Trump's EPA Transition Head Will Stay As Senior WH Adviser

The U.S. Environmental Protection Agency's acting administrator said Monday that transition head Don Benton will be staying on as senior White House adviser to President Donald Trump — and sought to quell rumors that climate change data is being wiped from the EPA's website.

HEALTH & LIFE SCIENCES

Fla. Hospitals Fight To Keep County Reimbursement Law

Two private hospitals urged the Florida Supreme Court Wednesday to uphold a special act requiring Sarasota County to reimburse both private and public medical centers for care given to impoverished patients and argued that the measure does not grant private hospitals any advantage over their public counterparts.

AT&T Inc.
Airbnb Inc.
Altman Weil Inc.
American Bar Association
American Gaming Association
American International Group Inc.
AstraZeneca
BTI Consulting Group Inc.
BlackRock
British Broadcasting Corp.
Cerberus Capital Management LP
Communications Workers of America
Education Management Corporation
Facebook
GFI Group Inc.
Genentech Inc.
Goldman Sachs Group Inc.
Google Inc.
Home Box Office Inc.
Inter IKEA Systems BV
Intercontinental Exchange Inc.
Koch Industries Inc.
Liberty Media Corp.
Medco Health Solutions Inc.
Murray Energy Corp.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
Natural Resources Defense Council
New York University
Nike Inc.
Northrop Grumman Corporation
PharMerica Corporation
Public Citizen Inc.
Redflex Traffic Systems
SIFMA
Sanford Burnham Prebys Medical Discovery Institute
Sanofi-Aventis
Sierra Club
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
UK Financial Investments Ltd.
UK Government Investments Ltd.
Vanguard Group Inc.
Vivendi SA
Wal-Mart Stores Inc.

HOSPITALITY

Fla. House Panel Advances Bill To Cut Tax, Other Incentives

Florida lawmakers took a first step Wednesday toward slashing economic incentive programs in the state, as a House committee voted 10-5 for a bill that would eliminate numerous tax credits and public financing programs for certain industries and companies, a proposal strongly opposed by Gov. Rick Scott.

EMPLOYMENT

NJ College Improperly Fired Prof Without Notice, Panel Says

The New Jersey Appellate Division ruled Tuesday that Kean University violated the state's open public meetings law by firing a teacher without giving her the chance to waive her right to have her employment discussed at the college board's regular business meeting.

PRIVACY & CONSUMER PROTECTION

Warren Says Industry Supports, Is Ready For Fiduciary Rule

Sen. Elizabeth Warren sent a letter Tuesday urging the acting head of the U.S. Department of Labor not to delay implementation of the new fiduciary rule for retirement account advisers, saying the financial industry is supportive of the rule and that most firms are ready to meet the April compliance deadline.

GOVERNMENT CONTRACTS

DOD OIG Calls Buying Official's Ethics Failure Inadvertent

A Pentagon watchdog has found that the failure of a former senior Air Force acquisition official to report his wife's ties to Northrop Grumman Corp., which resulted in his removal from the acquisition role, was inadvertent and that he hadn't used his position to aid the company.

Rebuffed Whistleblower Objects To Deal Ending Bribery Suit

The whistleblower tossed from a lawsuit accusing his employer of bribing its way into the winning bid for Chicago's red light camera program objected Wednesday to the $20 million settlement that would end the federal suit, arguing that the contractor did far more damage and can afford to pay more.

INTERNATIONAL TRADE

Trump's Border Tax Plans Could Spark Canadian Trade War

The Canadian government threatened Wednesday to respond in kind if the Trump administration introduces new taxes on cross-border trade between the two countries.

TAX

Ill. Senate Proposes Sales Tax Hike On Food, Drugs

The future of a "Grand Bargain" in the Illinois Senate that would increase taxes on groceries and drugs grew cloudy Wednesday after parts of the deal drew no support from Republicans in a floor vote Wednesday.

NY State Lawmakers Move To Postpone NYC Bag Fee

The New York Legislature on Tuesday passed a moratorium on a New York City tax on carryout bags that was expected to go into effect this month. If signed by Gov.

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GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
California State Board of Equalization
Central Intelligence Agency
Commodity Futures Trading Commission
Council on Environmental Quality
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Reserve System
Internal Revenue Service
New York State Assembly
Office of the Comptroller of the Currency
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

Andrew Cuomo, the bill would indefinitely postpone implementation of the tax.

UK Rejects Watchdog's Call To Discount Tax-Avoidance Gains

Citing a risk of lawsuits, the U.K. Treasury is rejecting recommendations from the government's spending watchdog to discount gains from tax avoidance that may have factored into the £13 billion ($16.3 billion) sale of assets belonging to a mortgage lender that became nationalized during the 2008 financial crisis.

BANKRUPTCY

PE Firm Wants En Banc 2nd Circ. To Rehear Bond Law Ruling

A private equity firm on Wednesday asked for an en banc rehearing of the Second Circuit's decision that for-profit college operator Education Management Corp.'s proposed restructuring was legal, saying the decision overturned the settled understanding of bond law.

IMMIGRATION

Trump Draws Ire Of Legal Community With Court Criticisms

President Donald Trump called the U.S. judiciary "so political" and a Ninth Circuit hearing "disgraceful" in a speech Wednesday to law enforcement officials, the latest in a string of critical comments about the courts that have resulted in outrage from some in the legal industry.

Bill Would Nix Fed Transport Cash For 'Sanctuary' Locales

A Republican congressman has introduced a bill that would block federal transportation funds from being awarded to state and local governments that act as "sanctuaries" for unauthorized immigrants.

TELECOMMUNICATIONS

FCC's Dem Slams States For Not Capping Inmate Call Rates

Federal Communications Commission member Mignon Clyburn silently implored states to "do your job" and cap out-of-control calling rates for inmates during a court hearing Monday in a case challenging the Obama-era FCC's attempt to limit them, according to her Tuesday blog post.

AT&T Pushes For FCC Enforcement Process Reform

Telecom giant AT&T on Wednesday said the Federal Communications Commission should focus on overhauling its enforcement efforts amid other process changes, pushing the agency to avoid rulemaking by enforcement, extreme and continuous penalties and empty "press fanfare."

Co. Stripped Of Lifeline Eligibility Hits Back At FCC

A Federal Communications Commission unit's recent revocation of nine companies' eligibility to provide broadband service under the low-income Lifeline program was "hasty" and done without advance notice to the public or to those affected, an attorney representing one of the companies told the regulator Tuesday.

DC Circ. Urged To Reverse FCC's Lifeline Change

A utility consumer advocacy group pressed the D.C. Circuit on Monday to reverse part of a move by the Federal Communications Commission to create a federal process that designates telecommunications companies as eligible Lifeline broadband service providers.

EXPERT ANALYSIS

Whistleblower Protections: What To Expect In The Trump Era

While there may be a retrenchment in the scope of whistleblower protections and a decrease in the efficacy of whistleblower rewards programs under the Trump administration, it is unlikely that either will disappear given the strong support of key Republicans, as well as the availability of state-level whistleblower protections and whistleblower rewards programs, says Alexis Ronickher of Katz Marshall & Banks LLP.

The Abstract Swing: Major League Problems In Patent Law

Imagine if a baseball player developed a new swing — something in between a bunt and a fully loaded swing. It becomes popular, and the commissioner decides to ban these "abstract" swings but doesn't create a workable test for recognizing them. Ever since Alice, patent applicants have been befuddled with the concept of an abstract idea. Perhaps our new Congress will get our inventors back on base, says Darin Gibby of Kilpatrick Townsend & Stockton LLP.

A Politically Feasible Approach To H-1B Reform

Legislation aimed at reforming the H-1B visa program recently proposed by Rep. Zoe Lofgren, D-Calif., includes disgraceful efforts to benefit companies in her district at the expense of the rest of the country. However, once such efforts are stripped out, her bill represents a major step forward in modernizing the United States' employment-based immigration system, says Brandon Meyer of Lewis Brisbois Bisgaard & Smith LLP.

The Quadrennial Energy Review And Grid Modernization

The most recent installment of the U.S. Department of Energy's Quadrennial Energy Review focuses on the electric grid as the "underlying framework that supports the American economy and society." While a product of the Obama administration's promotion of clean energy and advanced technologies, it arguably aligns with the Trump administration's priorities for infrastructure investment as well, say attorneys from Husch Blackwell LLP.

Inside The CFTC's New Advisories On Cooperation

The U.S. Commodity Futures Trading Commission's recent advisories on cooperation indicate how enforcement priorities have changed over time. But for all the additional guidance that these new advisories give, one of the most important pieces of information to potential cooperators is still missing, say attorneys with Skadden Arps Slate Meagher & Flom LLP.

LEGAL INDUSTRY

Akin Gump Atty Charged With Trying To Sell Sealed FCA Suit

An Akin Gump Strauss Hauer & Feld LLP attorney who once worked at the U.S. Department of Justice was arrested while allegedly attempting to sell a sealed False Claims Act suit to a California cybersecurity company, according to a criminal case unsealed this week.

Analysis

BigLaw's Latest Bad Boy Made Name As FCA Prosecutor

The latest BigLaw partner to break bad, Jeffrey A. Wertkin, until very recently of Akin Gump Strauss Hauer & Feld LLP, is a seasoned False Claims Act litigator who before being caught allegedly hawking a sealed complaint to an undercover FBI agent made waves as a government lawyer in several health care fraud cases.

Analysis

BigLaw Moves In Texas Send Local Firms Looking For Edge

A continued push by national firms like Winston & Strawn and Gibson Dunn into Texas' thriving legal market has ignited a competitive spirit among homegrown firms and has spurred a race to keep top rainmakers at any cost, while other Texas firms are taking a harder look at possible mergers, experts say.

Baker Botts Saw 20% Revenue Spike In 2016

Baker Botts LLP increased its revenue by more than 20 percent in 2016, while per-partner profits climbed over the $2.4 million mark, the firm announced Wednesday.

Data Analytics To Aid Outside Counsel Picks In 2017: Report

Corporate legal departments are increasing their use of data analytics not only for tasks such as document review and e-discovery, but also in the selection of outside counsel, a report out on Wednesday found.

5 Insights From Reddit GC Melissa Tidwell

We filed an amicus brief opposing Trump's executive order on immigration along with fellow tech companies like Airbnb, Facebook, Google, and many others. I'm very proud to be standing in solidarity with our industry peers, says Melissa Tidwell, vice president and general counsel at Reddit.

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Debevoise & Plimpton
Dinsmore & Shohl
Dorsey & Whitney
Drinker Biddle
Earthjustice
Faegre Baker
Friedman PA
Holland & Knight
Honigman Miller
Husch Blackwell
Katz Marshall
Kelley Drye
Kilpatrick Townsend
Lewis Brisbois
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Nabors Giblin
Rutledge Ecenia
Sedgwick LLP
Sidley Austin
Skadden
Sullivan & Worcester
Thompson Coe
Wachtell Lipton
Williams Parker
Winston & Strawn

Zazzali Fagella

COMPANIES

Twitter Inc.
Google Inc.
Natural Resources Defense Council
SIFMA
U.S. Chamber of Commerce
AT&T Inc.
Airbnb Inc.
Altman Weil Inc.
American Bar Association
American Gaming Association
American International Group Inc.
AstraZeneca
BTI Consulting Group Inc.
BlackRock
British Broadcasting Corp.
Cerberus Capital Management LP
Communications Workers of America
Education Management Corporation
Facebook
GFI Group Inc.
Genentech Inc.
Goldman Sachs Group Inc.
Home Box Office Inc.
Inter IKEA Systems BV
Intercontinental Exchange Inc.
Koch Industries Inc.
Liberty Media Corp.
Medco Health Solutions Inc.
Murray Energy Corp.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
New York University
Nike Inc.
Northrop Grumman Corporation
PharMerica Corporation
Public Citizen Inc.
Redflex Traffic Systems
Sanford Burnham Prebys Medical Discovery Institute
Sanofi-Aventis
Sierra Club
Turner Broadcasting System Inc.
UK Financial Investments Ltd.
UK Government Investments Ltd.
Vanguard Group Inc.
Vivendi SA
Wal-Mart Stores Inc.
Wells Fargo & Co.

Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Environmental Protection Agency
Federal Communications Commission
U.S. Department of Labor
U.S. Supreme Court
U.S. Department of Defense
U.S. Department of Homeland Security
Central Intelligence Agency
Commodity Futures Trading Commission
Executive Office of the President
Federal Bureau of Investigation
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Senate
United Nations
Bureau of Citizenship and Immigration Services
Bureau of Land Management
California State Board of Equalization
Council on Environmental Quality
European Commission
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Reserve System
Internal Revenue Service
New York State Assembly
Office of the Comptroller of the Currency
San Francisco Bay Area Rapid Transit District (BART)
U.S. Department of Energy
U.S. Department of the Treasury
U.S. Patent and Trademark Office

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Las Vegas Metro Chamber of Commerce
Sent: Fri 3/15/2019 11:11:12 PM
Subject: The Rundown: Legislative Edition

Issue 8 | March 15
Number of Days Until Legislative Session Ends: 81

In this issue:

- Metro Chamber Endorsements in Local City Council Races
- Clark County Makes Appointment to Senate District 4
- State Assembly Changes
- Metro Chamber Releases Education Legislative Priorities
- Legislative Committees Agendas
- Look Up Your State Legislator
- Updates on Legislative Bills
- U.S. Department of Labor Proposed Overtime Rule
- Legislative Resource Offerings
- Legislative Day & Reception in Carson City, NV
- Roundtable Invitation with U.S. Congresswoman Susie Lee
- Eggs & Issues Featuring U.S. Congresswoman Dina Titus
- Why Employers Matter: BizPAC

Metro Chamber Endorsements in Local City Council Races

Today, the Las Vegas Metro Chamber of Commerce released its first endorsements in the upcoming municipal races. The Primary Election is slated for Tuesday, April 2, with early voting beginning Saturday, March 16. The General Election (if necessary) is Tuesday, June 11.

The Metro Chamber's initial endorsements are:

City of Las Vegas
Mayor: Carolyn Goodman
Ward 5: Cedric Crear

City of North Las Vegas
Ward 2: Pamela Goynes-Brown
Ward 4: Richard Cherchio

City of Henderson
Ward 1: Michelle Romero
Ward 2: Dan Shaw
Ward 4: Dan Stewart

State Senate Leadership Changes

Earlier today, the Clark County Commission appointed retired Clark County fire inspector, Marcia Washington, to fill the vacant Senate District 4. Washington will serve out the reminder of former State Senator Kelvin Atkinson's senate term. Atkinson resigned on March 5 due to accusations of using campaign funds for personal use and pleaded guilty to wire fraud earlier this week in federal court.

State Assembly Changes

Yesterday, Mike Sprinkle resigned his seat from the Nevada State Assembly due to accusations of sexual harassment claims. The resignation was effective immediately. The Washoe County Commission is expected to appoint a replacement to Assembly District 30 as soon as possible. Per state law, the individual that is appointed to the seat must be at least 21 years old and a Democrat.

Metro Chamber Releases Education Legislative Priorities

The Metro Chamber recently released its education legislative priorities. The focus of the Metro Chamber's education legislative agenda is "**Why Education Matters to Employers**," which highlights why employers support education initiatives that align with workforce development, capital investments for Nevada State College and College of Southern Nevada, and the UNLV School of Medicine, career and college readiness for students, and accountability and transparency in K-12 education spending. **Click here** to read "Why Education Matters to Employers" and the Chamber's legislative agenda.

Upcoming Major Legislative Bill Deadlines

March 18 is the deadline for bill introduction by legislators and **March 25** is the bill introduction by committees' deadline. If bills are not introduced by these deadlines, they are considered to be "dead" and will not be processed by the State Legislature.

Legislative Committees Agendas

Members can watch committees live from Carson City or view the list of committee hearings and agendas for **next week** here: https://www.leg.state.nv.us/App/Calendar/A/

Look Up Your State Legislator

You can find out who is your **State Senator or Assembly Member** here: http://mapserve1.leg.state.nv.us/whoRU/

Updates on Legislative Bills

Assembly Bill 221
Revises provisions to gaming employees

Legislative Summary: AB 221 would allow students between the age of 18-20 years to work in the gaming manufacturing industry. Currently, state law prohibits anyone under the age of 21 years to work in the industry. The Metro Chamber supports the bill because it will allow for the development of a talent pipeline for the industry. It would also provide an opportunity for internships and apprenticeships for students, which is important to career development opportunities.
Primary Bill Sponsor: Assembly Committee on Judiciary
Position: Support

Assembly Bill 224
Revises provisions to the NV Grow Program

Legislative Summary: As introduced, the Metro Chamber is supportive of the changes to the program proposed in Section 2 of the bill, which transfer the responsibilities to the Division of Workforce and Economic Development of the College of Southern Nevada. The Metro Chamber is also supportive of the

conforming changes in Sections 3-5 of the bill. Since the NV Grow Program is designed to help small businesses grow by providing local demographic and industry data to business owners, the Metro Chamber believes that this administrative change is appropriate to economic development alignments.
Primary Bill Sponsor: Assemblywoman Dina Neal
Position: Support

Senate Bill 171
Provides for the collection of information from certain providers of healthcare

Legislative Summary: SB 171 would expand on current efforts by the University of Nevada, Reno School of Medicine to collect data to better understand trends and needs in healthcare by expanding how and what data is collected. Current law state and requiring that certain health care professionals complete an electronic data request as part of licensure renewal. The Metro Chamber supports this bill has it will help provide reliable data which allow the healthcare sector to to better serve our community regards to public health.
Primary Bill Sponsor: Senator Joe Hardy
Position: Support

Senate Bill 245
Revises provisions relating to civil actions

Legislative Summary: SB 245 would increase the amount of damages that may be awarded in tort action lawsuit against a governmental entity or its officers or employees from the existing limit of $100,000 to $250,000 and $1,000,000 if the act is found to be gross negligence. The Metro Chamber opposes the bill because it long-standing concerns related to increasing punitive damages and the cost to taxpayers.
Primary Bill Sponsor: Senator James Orhenschall
Position: Oppose

Senate Bill 254
Revises provisions relating to carbon reduction

Legislative Summary: As proposed SB 254 would require the State of Department of Conversation and Natural issues to issue an annual report of greenhouse gases released by the state and a projection of annual greenhouse gas emissions for 20 years following the date of the report. Existing law calls for a report to be issued every 4 years. The Metro Chamber does not disagree with the intent of the bill as many companies are incorporating climate action plans, making commitments to low-carbon initiatives and setting energy efficiencies goals as part of their corporate objectives. However, The Metro Chamber believes that economic factors, feasibilities and impacts should be part of the annual reports criteria and information that collected by the state.
Primary Bill Sponsor: Senator Chris Brooks
Position: Oppose

U.S. Department of Labor Releases Proposed Overtime Rule

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The U.S. Department of Labor (DOL) has issued a Notice of Proposed Rulemaking to increase the minimum salary for certain “white-collar” administrative, professional, and executive employees to be classified as “exempt” salaried employees and, therefore, ineligible to receive overtime pay.

The proposed new salary basis is $35,308/year ($679/week). The current employee salary threshold is $23,660/year ($455/week).

The proposed rule also increases the total annual compensation requirement for “highly compensated employees” (HCE) from the currently-enforced level of $100,000 to $147,414 per year.

The proposal would also allow employers to use non-discretionary bonuses and incentive payments (including commissions) that are paid annually or more frequently to satisfy up to 10 percent of the standard salary level

There are no changes to the job duties test or automatic adjustments to the salary threshold by the U.S. DOL.

The U.S. DOL is recommending that employers should evaluate employee job positions and compensation and determine whether to convert affected currently exempt employees to non-exempt status or to increase salaries to meet the new minimum salary if and when the new rule is released and finalized.

The proposed rule is subject to a 60-day public comment period by the public. Chamber members may submit their comments about the proposed rule electronically at www.regulations.gov, in the rulemaking docket RIN 1235-AA20. After the comment period closes, the U.S. DOL will issue a final rule, which will include the effective date of the rule for employers to compile with.

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Legislative Resource Offerings

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During the legislative session, the Metro Chamber offers a wide-range of opportunities for you to stay informed. These comprehensive resources will provide you the most up-to-date information on legislation affecting Nevada's employers and employees.

The Rundown - A weekly email during the legislative session, providing you a legislative recap of business-related bills, which will include a summary of the legislation, its status and the position taken by the Metro Chamber.

Carson City Call - A monthly webinar/conference call with the Metro Chamber's Government Affairs team that will provide you with insights and information live from the Legislature. The call is the first Tuesday of every month during the legislative session. **The next call will be on Tuesday, April 2 at 11 a.m.** To sign up for the call, please click here or contact Policy Analyst Carlos Fernandez.

Paul Call - A biweekly conference call with Paul Moradkhan, the Metro Chamber's vice president of Government Affairs. **The next call will be on Thursday, March 28 at 11 a.m.**, and will take place every other Thursday for President's Club and Advocacy members. To sign up for the call, click here or contact Carlos Fernandez.

Monthly Legislative Breakfasts - Roundtable discussion in Las Vegas regarding the latest issues in the Legislature and how they will impact Nevada's business community. This event is exclusive to President's Club members, Advocacy Impact members, Board of Trustees and the Government Affairs Committee. **The next legislative breakfast will be Monday, April 8 at 8 a.m.** For questions or to register, please contact Fundraising Coordinator Erica Valdriz.

Carson City Alerts - Calls to take action on key legislation that will likely impact your business. These alerts will urge you to contact your legislators and share with them your support or opposition on specific legislation. Stay tuned for these calls to action in the upcoming weeks.

Political Affairs Committee - Weekly meetings will provide members with in-house government affairs teams in Carson City an opportunity to discuss business related issues as they happen. For more information or questions, please contact Director of Government Affairs David Dazlich.

Social Media - Stay in-the-know by engaging with the Metro Chamber on social media. The Metro Chamber will post regularly about what's happening up at the legislature, so be sure to follow @lvchamber on Twitter and Facebook to see the latest.

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Register for the Metro Chamber's

Legislative Day and Reception

Join us in Carson City for the Metro Chamber's **Legislative Day and Reception on Wednesday, April 3**. We will meet with legislative leaders and legislators during the day followed by a reception at Bella Fiore Wines that evening to further build relationships with legislators and to strengthen existing connections. This event is open to President's Club members, Advocacy Impact members, Board of Trustees, Government Affairs Committee members and Prospectors. The cost to register is $95 per member. For more information, please contact Erica Valdriz.

Roundtable Discussion with U.S. Congresswoman Susie Lee

U.S. Congresswoman Susie Lee will be holding a roundtable discussion to hear from constituents of the Third Congressional District on **Wednesday, March 20 from 5:30 to 7:30 p.m. at Silverado High School Theater**, located at 1650 Silver Hawk Avenue. For questions about the round-table, please contact 702.963.9336.

Attend Eggs & Issues Featuring U.S. Congresswoman Dina Titus

U.S. Congresswoman Dina Titus, representing Nevada's First District, will be the featured speaker at **Eggs & Issues on Friday, March 22 at 8 a.m.**, at the

Golden Nugget Hotel & Casino. Congresswoman Titus currently serves on the U.S. House Committee on Transportation and Infrastructure, the U.S. House Committee on Foreign Affairs and the U.S House Committee on Homeland Security. Congresswoman Titus also serves on a number of caucuses, including the USO Caucus, the Congressional Animal Protection Caucus, the Hellenic Caucus, and as Co-Chair of the I-11 Caucus, the Democratic Chair of the House Travel and Tourism Caucus, and the co-chair of the House RV Caucus.

Eggs & Issues, a program designed to connect members with key federal policymakers, is an affordable way to engage elected officials on the subjects that impact the Southern Nevada business community. The information imparted at these sessions gives members a better understanding about the federal issues that affect the business community and the health of the economy in Nevada.

Online registration is available at $45 per person and closes on Tuesday, March 19. President's Club members are invited to participate in a round-table discussion with U.S. Congresswoman Titus immediately following the breakfast. *Must be registered for the breakfast to attend.*

If you have any questions, call 702.641.5822 to speak to a member of the Events team. Space is limited - register now and we look forward to seeing you there!

REGISTER TODAY!

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Why Employers Matter: BizPAC

The Metro Chamber is the state's largest and broadest-base business organization, representing its members on local, state and federal issues.

Through BizPAC, its bipartisan political action committee, the Metro Chamber:

- Supports pro-economy policymakers
- Works to pass laws that protect the business community
- Ensures your interests and concerns are kept in front of elected officials
- Champions legislation that supports economic growth and job creation

for the state

To learn more about contributing to BizPAC or sponsoring an upcoming event, please contact Erica Valdriz or 702.586.3846, or click below to donate now.

Donate To BizPAC Today!

Not yet a member? Join the Las Vegas Metro Chamber of Commerce today to access the amazing events and benefits highlighted above!

Learn More!

Mailing Address
Las Vegas Metro Chamber of Commerce
575 Symphony Park Ave., Ste. 100
Las Vegas, NV 89106

Contact Information
Phone: 702.641.5822
Fax: 702.735.0406

Las Vegas Metro Chamber of Commerce | 575 Symphony Park Avenue, Suite 100, Las Vegas, NV 89106

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Sent by news@lvchamber.com

To: Trish Truesdell[ttruesdell@LasVegasNevada.GOV]; Jace Radke[jradke@LasVegasNevada.GOV]
Cc: Cheryl Russo[crusso@LasVegasNevada.GOV]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Diana Paul[dpaul@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 2/22/2016 6:25:26 PM
Subject: RE: Rescinding Dianetics Day or Month

Trish, how about I just copy your two sentences and send them on to him>??

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Trish Truesdell
Sent: Monday, February 22, 2016 10:12 AM
To: Carolyn G. Goodman; Jace Radke
Cc: Cheryl Russo; Lora Kalkman; David Riggleman; Diana Paul
Subject: RE: Rescinding Dianetics Day or Month

Mayor:

We have provided a Proclamation every year for the last four years to Maureen Bird. We have never done a Dianetics Day or Month in the City of Las Vegas by me for you….

Trish Truesdell
Special Assistant to the Mayor
City of Las Vegas
495 South Main Street, Seventh Floor
Las Vegas, Nevada 89101
702-229-6241
Note: our offices are closed on Fridays

From: Carolyn G. Goodman
Sent: Monday, February 22, 2016 10:05 AM
To: Jace Radke
Cc: Trish Truesdell; Cheryl Russo; Lora Kalkman; David Riggleman; Diana Paul
Subject: FW: Rescinding Dianetics Day or Month

Please advise!
☺

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM

Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– *The Lee Report on Dianetics and Scientology by Professor John Lee*

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a

reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 11/9/2017 10:00:56 AM
Subject: Fresh Air At The Fed? Plus Comptroller Re-opens Banking-Commerce Debate

Banks Can Fight Human Trafficking • FASB's Coming Lease Accounting Rules • "Hot Banks" And Why They Burn Out • Branches Still Where Money Is

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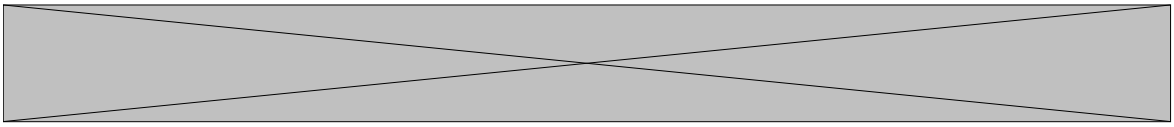


WASHINGTON NEWS

Fresh air at the Federal Reserve?

Bankers had the chance to hear new Federal Reserve Board Governor Randal Quarles—the bank's first official vice-chairman for supervision—at the annual conference of The Clearing House. He discussed fintech, cyberrisk, "tailoring," and capital. Read more

COMPLIANCE COMMENTARY

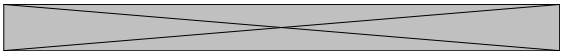
OCC improves but unlevels CRA ratings

The Comptroller's Office revised its policy to limit the number of Community Reinvestment Act rating downgrades based on evidence that a bank has violated other laws. It's a boon to national banks and federal savings associations, but places state-chartered institutions at a competitive disadvantage, say attorneys from BuckleySandler LLP. Read more

BANKER BOOK REVIEW

How to lead your type of bank

Leadership doesn't come in just one flavor. In part, you have to fit the style to the type of company you are running, according to author William Schneider. Banker-reviewer Andy Schornack says Schneider's *Lead*



AML & FRAUD

"With Or Without You"

Human trafficking, documented with precision in a recent private report, takes many forms. The commonality, according to John Byrne, is the illicit nature of the funds these businesses produce—and how banks can play a role in disrupting these trades. Read more

TALKING CREDIT

How do you spot a "hot" bank?

Ed O'Leary, responding to a fellow blogger's post, talks about how to discern a strong consistent performer from one that is running "too hot." Read more

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Right For Your Company's Type has much for bankers to learn from. Read more

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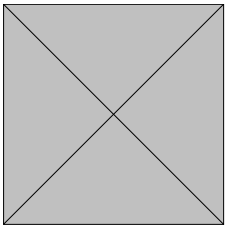
BANK ACCOUNTING

Get ready for FASB's lease accounting rules



The Financial Accounting Standards Board's "CECL" grabbed the limelight, but make sure your bank gets ready for FASB's upcoming major shift in lease accounting as well. Read more

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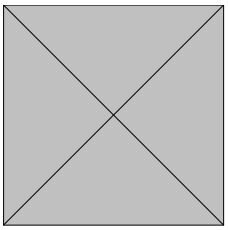
WASHINGTON UPDATE

Acting Comptroller: Renew banking/commerce debate



Acting Comptroller Keith Noreika suggested in a speech that the time is ripe to take a fresh look at the traditional U.S. separation of banking and commerce. He said it was a way to even things up with "the big guys." But the ICBA, a champion of community banks, wasn't buying it. Read more

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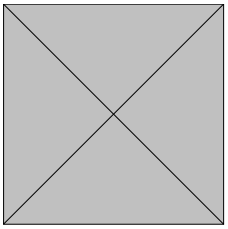
FUTURE OF THE BRANCH

Still where (much of) the money is



Though he never really said it, Willie Sutton went down in history explaining that he robbed banks because "that's where the money was." In spite of digitization, several large banks report that the bulk of their deposits *still* come from branches. Read more

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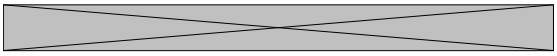

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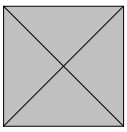
Archived issues

Bryn Mawr launches mutual fund

"When we are able to aggregate our client assets in a fund, it simplifies investment management, trade execution, trade settlement, and portfolio accounting," *Stephen Wellman, Bryn Mawr Trust.* Read more

Where Account Opening Must Go For Banking Success

Research shows that while 70% of applicants would prefer to submit a digital application, less than 25% of new checking accounts are opened online. The gap suggests a poor user experience, an area in which financial institutions lag other sectors. That, in turn, points to the first prediction in a white paper from **Bottomline Technologies:** *User Experience (UX) Will Be Crowned King*. Download report



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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55 Broad St, 26th Floor
New York New York 10004
United States

This email is intended for cgoodman@lasvegasnevada.gov.
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To: Esther Carter[ecarter@LasVegasNevada.GOV]; Veronica Kleffner (vkleffner@imla.org)[VKleffner@imla.org]; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)[jcorenblith@lvrio.harrahs.com]; Brad Jerbic[bjerbic@LasVegasNevada.GOV]; Cissy Green[CGreen@LasVegasNevada.GOV]; Cheryl Russo[crusso@LasVegasNevada.GOV]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Jack Eslinger[JEslinger@LasVegasNevada.GOV]
From: Leiandra Gaskill
Sent: Wed 9/30/2015 3:42:39 PM
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hello Esther,

Brad mentioned to me that the Goodman's were scheduled to speak at 1:30pm. I know that they will not be eating lunch so do you still need them to arrive at 1:00pm? I usually have Oscar arrive 10 minutes prior to speaking engagements.

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
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From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Wednesday, September 30, 2015 8:32 AM
To: Leiandra Gaskill; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com); Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Good morning all,

I would like to finalize the schedule for the Key Note luncheon on Monday, October 5 at the RIO.

The luncheon begins at 1:10 p.m. – 2:30 p.m. at the Miranda Ballroom.

Oscar Goodman and Mayor Goodman (along with showgirls) will be introduced by Brad Jerbic. The Goodmans will take the stage and speak about their life together as Mayors, Oscars life before Mayor and how they have raised a family and lived in Las Vegas. We would like them to speak for approximately 15-20 minutes.

Jack Eslinger and I will be in the RIO Registration area and will take you into the luncheon.

Please confirm.

THANKS EVERYONE!

Esther Reincke
Special Events
Administrative Services
495 South Main Street
Las Vegas, NV 89101
Office: 702.229.6672
Fax: 702.464.5754
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From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Friday, September 25, 2015 2:47 PM
To: Esther Carter; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

See responses below:

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
Please consider the environment before printing this email

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Friday, September 25, 2015 2:09 PM
To: Veronica Kleffner (vkleffner@imla.org); Leiandra Gaskill; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hi Veronica,

Could you please answer the questions below for Leiandra.

Leiandra – just confirming he WILL have showgirls with his??? Yes. And we do need to provide him with a martini? Yes, hotel will usually provide his signature Bombay Sapphire martini with whole jalapeno Do the showgirls need a room to change in?? No, they will be dressed and ready to go. Oscar and showgirls will arrive via our LVCVA security vehicle. IF so, what time will they be on site?

Jennifer – can you help with the martini??

Esther Reincke
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From: Cissy Green <CGreen@LasVegasNevada.GOV>
Date: September 21, 2015 at 1:11:40 PM PDT
To: Brad Jerbic <bjerbic@LasVegasNevada.GOV>, Teri Ponticello <tponticello@LasVegasNevada.GOV>, Esther Carter <ecarter@LasVegasNevada.GOV>
Cc: Leiandra Gaskill <lgaskill@lvcva.com>

Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Could you please assist Leiandra……

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Monday, September 21, 2015 12:44 PM
To: Cissy Green
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)
Importance: High

Hello Cissy,

Oscar has this event on his calendar, but he said he is only welcoming group and not staying for lunch. He did not mention that he is a keynote speaker. How long were you expecting him to speak and was he to speak with Mayor Carolyn Goodman or separately? Can you please answer the below questions as well.

Spot/Arrival Time:
Speaking Time and Duration:
Rio Ballroom Location:
IMLA On-site Contact:
Rio Hotel On-site Contact:

Since this is a conference, the Host Committee would have Oscar's signature showgirls with him during welcome and the Rio hotel would need to provide his signature Bombay Sapphire martini with whole jalapeno.

Please advise at your earliest convenience. Thank you.

Leiandra Gaskill | Community Relations Manager
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To: Carolyn G. Goodman[cgo
From: The Knowledge Group
Sent: Thur 11/1/2018 4:51:31 PM
Subject: In Case You Missed It: MoviePass Fraud Probe, France's Crypto Crackdown, UK Wrestling With Race Pay Gap & More

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, Here's This Week's News & Upcoming Events

French Anti Money-Laundering Target Crypto: Will Others Follow?

The Finance Action Task Force, based in Paris, France, has established a framework for global registration of crypto-currency exchanges. This broad regulatory reach applies to every country that has a recognized exchange and is intended to create transparency for government oversight and reduce illegal funds transfers. While the move is applauded by lawyers who frequent the money-laundering enforcement arena in major economies

MoviePass Won't Get a Pass From Fraud Probe

New York Attorney General Barbara Underwood is investigating MoviePass parent company Helios & Matheson Analytics Inc. over allegations that the company misled investors about its financial situation. The probe aims to defend New York investors and the integrity of New York's financial sector, Underwood explained in a tweet confirming the probe. The company asserts it never misled

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Race & Career Success: Britain May Impose Wage Gap Reporting Rule

A class-action lawsuit has been filed against Ticketmaster and Live Nation. It is alleged the two companies have participated in unfair and unlawful business practices in an effort to boost ticket sales. A recent investigative report by Canada's CBC released this past September appears to have shown Ticketmaster colluding with ticket scalpers...

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Groupon to Pay $57 Million For IBM Patent Infringement

For years, IBM has accused Groupon Inc. of infringing on innovations — including a sign-in method dating back to the dawn of the internet. In July a jury awarded IBM $83 million in the case. IBM initiated the suit in March 2016, encompassing both a patent infringement claim and the cost of licensing IBM e-commerce innovations in the future.

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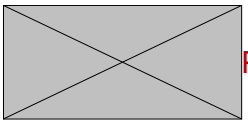
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 4/19/2016 7:49:50 AM
Subject: [Marketing Mail] Obama's Competition Order Could Be Mainly For Show



PUBLIC POLICY

Tuesday, April 19, 2016

TOP NEWS

Obama's Competition Order Could Be Mainly For Show

President Barack Obama has ordered a governmentwide push for pro-competitive regulatory action and touted the Federal Communications Commission's cable box proposal as a model, but some antitrust lawyers say the executive order could reflect the political popularity of competition more than a well-considered policy shift.

18 Ex-Treasury Officials Say Inversion Regs Aren't A Real Fix

A group of 18 former officials from the U.S. Department of the Treasury on Monday asked Treasury Secretary Jacob Lew to reconsider regulations issued earlier this month to curb tax-motivated inversion deals, saying they are likely to make the problem worse.

Justices Appear Split In Obama Immigration Action Row

The U.S. Supreme Court grilled both sides during oral arguments on Monday in the closely watched suit over the president's executive actions on immigration, which could give deportation relief to over 4 million people, with the justices' tough questions hinting at a possible split in the case.

CMS Axes $220M Cut Over Hospital 2-Midnight Rule

In a surprise move Monday, the Centers for Medicare and Medicaid Services scrapped a $220 million pay cut tied to the agency's controversial "two-midnight rule" on inpatient admissions and offered to refund three years' worth of reduced reimbursement to hospitals.

Senate Banking Chief Wants Watchdog Review Of FHFA

A top Republican senator on Monday asked federal government watchdogs to review the Federal Housing Finance Agency's oversight of Fannie Mae and Freddie Mac and to explore whether the two government-sponsored mortgage giants should be allowed to retain some of their earnings.

FAA Reauthorization Bill In Home Stretch With Senate

The U.S. Senate on Monday sent into the home stretch a bill to reauthorize the Federal Aviation Administration through 2017, agreeing to substitute amendments for the bill and voting to bring debate on the legislation to a close.

Garland Set To Meet With 5 More Senators This Week

U.S. Supreme Court nominee Judge Merrick Garland is set to meet with five more senators this week to discuss his nomination, the White House said Monday, as Senate leaders continued to take verbal shots at each other over the high court vacancy.

ANALYSIS

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Pa. Ruling Puts Frivolous Lawsuit Claims In Jeopardy

A judge's ruling that a Pennsylvania law punishing frivolous litigation encroaches on the judiciary's exclusive power to police the legal profession provides fresh ammo for attorneys fighting suits over allegedly baseless civil claims and could incite a rash of new dismissal bids.

BANKING & SECURITIES

British Exit Threatens Banking Access To EU, Gov't Warns

The U.K. government warned Monday that London's powerful financial center could lose its European Union regulatory "passporting" rights for banks if the country votes to leave the bloc in a June 23 referendum.

ENERGY & ENVIRONMENTAL

Texas Pushes 5th Circ. To Delay EPA's Haze Plan

Texas on Monday told the Fifth Circuit the U.S. Environmental Protection Agency's regional haze plan for the state would impose irrational costs and inflict irreparable harm on the state electric grid and state sovereignty with little to no public benefit.

EPA Tells DC Circ. Coal Ash Rule Isn't Too Tough Or Weak

The U.S. Environmental Protection Agency on Monday urged the D.C. Circuit to uphold a rule regulating coal ash disposal, saying its technical judgments should be shielded from an industry coalition that's attacked the rule as too tough and environmental groups that say it's too weak.

Pa. Justices Asked To Block Drilling Site Rules Ahead Of Vote

An industry group contending that rules governing surface operations at oil and gas wells violate Pennsylvania law urged the state's highest court Monday to enjoin the rulemaking process ahead of a final review meeting this week, days after a lower court declined to do so.

EPA Drops Proposed Emissions Limits On Race Cars

The U.S. Environmental Protection Agency has deleted language about race car pollution from its final rule on vehicle emissions, on Friday saying after an outcry against the proposal from the racing industry and legislators that the EPA's focus is not on motor vehicles built exclusively for racing but rather on vehicles used on public roads.

EPA Urges DC Circ. To Leave Farm Pollution Rule Intact

The U.S. Environmental Protection Agency on Monday asked the D.C. Circuit to toss challenges to a rule exempting some businesses from animal feedlot pollution reporting requirements, saying environmentalists and industry groups opposed to the rule don't have standing to dispute it.

DOE Floats New Regs For Access To Nuclear Material

The U.S. Department of Energy has proposed a set of changes to rules surrounding access to nuclear material and classified information, a plan that includes introducing a one-year waiting period in which an applicant denied access cannot reapply for authorization.

Calif. Says Shark Fin Ban Doesn't Warrant High Court Review

California and the Humane Society of the United States said the U.S. Supreme Court needn't consider a dispute over California's ban on shark fin sales, arguing that the state law doesn't conflict with federal fishing rules and the decision is in line with other circuit courts.

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Celltrion Inc.
CenturyLink Inc.
Competitive Carriers Association
Competitive Communications Association
Deutsche Bank AG
DraftKings Inc.
Edison Electric Institute Inc.
Electric Reliability Council of Texas Inc.
FanDuel Inc.
Fannie Mae
Freddie Mac
Frontier Communications

Generics Group Decries 'Troubling' AbbVie Biosimilars Petition

The Generic Pharmaceutical Association is training fire on AbbVie's effort to raise research hurdles for biosimilar makers, accusing the company of cherry-picking facts in a "highly troubling" attempt to dupe the U.S. Food and Drug Administration.

Medical Marijuana Becomes Legalized in Pennsylvania

Pennsylvania Democratic Gov. Tom Wolf on Sunday signed a bill legalizing medical marijuana, making the state the 24th in the country to approve the drug for therapeutic uses.

Spending Bill Pushes FDA Approval Of Drug Label Changes

Federal lawmakers threatened to withhold funding from the U.S. Food and Drug Administration if it goes ahead with a draft rule allowing generic-drug makers to change their warning labels without prior approval by the agency.

IP & TECHNOLOGY

USPTO Seeks Comments On Written Description Requirements

The U.S. Patent and Trademark Office is seeking comments on a proposed approach it has developed regarding how the written description requirement for patents applies to certain design applications, according to a notice it published on Friday in the Federal Register.

TRANSPORTATION & INFRASTRUCTURE

DOT Floats Rule Tackling Highway Congestion

The U.S. Department of Transportation on Monday proposed new nationwide performance, transparency and accountability measures for states to hit, to ensure federal funds are being used efficiently to help ease highway congestion and curb greenhouse gas emissions.

Pavement Co. Asks Justices To Strike Arkansas Claims Court

A highway construction contractor has urged the U.S. Supreme Court to eye the constitutionality of Arkansas' system for handling claims against the state, arguing the process is riddled with glaring due process issues and conflicts of interest, given politicians serve as adjudicators.

EMPLOYMENT

Gov. Walker Asks Judge To Pause 'Right-To-Work' Ruling

Wisconsin Gov. Scott Walker and the state Attorney General's Office on Monday asked a state judge to pause his order striking down as unconstitutional the state's so-called "right-to-work" law, which bars labor contracts from requiring private-sector workers to pay union dues, while they appeal his ruling.

INTERNATIONAL TRADE

ITC Says Open Trade With Cuba Will Be Boon For US Biz

Lifting trade restrictions with Cuba would be a boon to U.S. businesses that have been prevented from accessing the Cuban market, but trade would still be hampered by barriers on the Cuban side, according to a U.S. International Trade Commission report released Monday.

Aluminum Imports Targeted In Rare Safeguard Petition

The United Steelworkers on Monday turned to a rarely utilized trade remedy law to request sweeping safeguard tariffs on imports of aluminum from around the globe, which the union said has seriously hampered U.S. production and employment

Corporation
Generic Pharmaceutical Association Inc.
Google Inc.
Humane Society of the United States
International Association of Machinists and Aerospace Workers
Kia Motors
Luminant Generation Co. LLC
Major League Baseball Inc.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
NFL Enterprises LLC
National Association of Broadcasters
National Cable & Telecommunications Association
National Rural Electric Cooperative Association
Netflix Inc.
Pfizer Inc.
Securus Technologies Inc.
Sierra Club
Tennessee Titans
The Aluminum Association Inc.
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Twitter Inc.
United Steelworkers
Verizon Communications
Volkswagen
WPP PLC
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GOVERNMENT AGENCIES

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European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Highway Administration
Federal Housing Finance Agency
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Monetary Fund
International Trade Commission

ranks.

EU Trade Chief Wants Less Chinese Intervention In Steel Biz

European Union Trade Commissioner Cecilia Malmstrom on Monday called on China to sharply reduce subsidies and other support measures for its steel sector, which has been a key contributor to the overcapacity crisis that has roiled producers around the globe.

TAX

Treasury Preparing Regs To Curb Shell Co. Tax Evasion

The U.S. Department of the Treasury will soon propose regulations to clamp down on tax evasion by requiring more transparency about the ownership of limited liability companies, Treasury Secretary Jacob Lew said on Saturday.

IMMIGRATION

Rep. Worried About DHS Retaliation Over Agent's Testimony

The U.S. House Judiciary Committee chairman asked Department of Homeland Security Secretary Jeh Johnson Monday to ensure that there is no retaliation against the head of the border patrol union over his testimony alleging the agency was promoting a “catch and release policy.”

Carnival Booking Cuban-Born Passengers Despite Travel Ban

Cuban-born customers suing Carnival expressed optimism over its announcement Monday that booking for planned Miami-to-Cuba cruises is now open to them while it continues discussions on changing Cuban regulations barring those passengers' arrivals, but said they still seek permanent resolution.

TELECOMMUNICATIONS

Republican FCC Commish Initiates Lifeline Fraud Investigation

Federal Communications Commissioner Ajit Pai said Monday he is launching an investigation after an earlier probe of a company now facing the largest-ever fine for fraud in the Lifeline low-income phone subsidy program uncovered details suggesting other wireless resellers are also participating in abuse.

2 Cable Cos. Blast FCC Plan To Reimpose Biz-Data Rate Regs

Cable companies CenturyLink Inc. and Frontier Communications Corp. criticized proposed business data rate regulation in a letter to the Federal Communications Commission Friday, saying it would starve out the competition that has fueled a decade of network expansion.

FCC Says Pre-Spectrum Auction Work Can Be Reimbursed Too

Broadcasters participating in the ongoing spectrum incentive auction can receive reimbursement from a $1.75 billion fund for expenses they incur preparing for the auction, the Federal Communications Commission said Monday, clarifying that the reimbursement fund coverage extends beyond post- and mid-auction costs.

Inmate Call Providers Urge FCC To Hash Out Rate Cap Row

Executives of inmate calling service providers have met with Federal Communications Commission staff in an effort to resolve their ongoing D.C. Circuit battle over capping rates for calls from prisons and jails, according to a letter released Friday by the agency.

Verizon Presses FCC Against 'Opt-In' Privacy Plans

Verizon representatives have pressed the Federal Communications Commission to rethink its plan for opt-in requirements in its proposed privacy rules for broadband providers, saying they would be burdensome and hurt innovation and

National Telecommunications and Information Administration
Nuclear Regulatory Commission
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U.S. Army
U.S. Customs and Border Protection
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
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U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Wisconsin Department of Justice

competition.

FCC Getting Its Arms Around Telehealth, Commish Says

Federal Communications Commissioner Mignon Clyburn said Monday that the agency is taking a close look at broadband-enabled health care technologies and any regulatory challenges to advancing them, asking industry leaders to engage and help the FCC understand what may be needed.

TEXAS

Texas Voter ID Law Isn't Discriminatory, 5th Circ. Told

Texas Gov. Greg Abbott and other state leaders Friday told the Fifth Circuit that the state should prevail on all claims in defense of its controversial voter identification law because even after extensive discovery, no evidence has been found that the law is racially discriminatory.

EXPERT ANALYSIS

New State Laws May Authorize More Than Just Fantasy Sports

The definition for fantasy contest in recently enacted Indiana and Virginia bills — and in other states' proposed bills based on the Fantasy Sports Trade Association's Fantasy Contests Act — appears to expand authorized gambling under state law beyond traditional fantasy sports. A broad definition in state legislation is an avenue for the daily fantasy sports industry to increase the appeal of the products it offers, says Andy Moore of Brownstein Hyatt Farber Schreck LLP.

Obstacles And Opportunities Within CMS Mental Health Rule

Although the standards outlined in the Centers for Medicare and Medicaid Services' final rules implementing mental health parity mirror those in the rules for commercial plans, applying the new policy will present unique opportunities, but also challenges that could drive more states to fold their mental health and substance use disorder benefits into packages covered by managed care organizations, say attorneys at Covington & Burling LLP.

A Look At China's Draft Antitrust Rules For Auto Industry

China's recently released draft antitrust guidelines for the automotive industry comprehensively address all antitrust-related issues but provide particularly strong guidance on how to ensure compliance with vertical monopoly regulations, say attorneys with Tian Yuan Law Firm.

Inside Proposed Amendments To GAO Bid Protest Regulations

Although the Government Accountability Office's introduction of "an electronic filing and document dissemination system" undoubtedly will garner much attention, the other newly announced "administrative changes" to the GAO's bid protest regulations also are very significant, says Aron Beezley of Bradley Arant Boult Cummings LLP.

Another Take On Reed Smith, Pepper Hamilton Merger Talks

It is no accident that last year was a record year for law firm mergers. And while most of them involved smaller firms, there were some big tie-ups too. Thank Dentons for contributing more than its fair share to the latter category. This year, projections are that a new record for law firm mergers/acquisitions will be established. That again begs the "why?" question, says Mark A. Cohen, founder of Legal Mosaic LLC.

LEGAL INDUSTRY

The 10 Best BigLaw Firms For Female Attorneys

BigLaw continues to struggle with gender equality, but 10 powerhouse firms

outpaced their peers, with women comprising nearly 40 percent of their ranks, according to Law360's Glass Ceiling report.

IP Boutiques Still Among Worst For Female Attorneys

Intellectual property firms continue to struggle with gender diversity due to a lack of women in the science and engineering fields and other deeply rooted problems, but a few boutiques surveyed by Law360 stood out as encouraging bright spots.

The New Associate's Survival Guide

Starting a professional career can be a daunting experience for even the most confident law school graduates. Here, attorneys share several ways for newly minted associates to not only survive those first few months and years at their new firms, but also thrive.

Why GCs Want To Test Your Tech Skills

Mastering the software you use every day can make a big difference when it comes to conquering more with less, cutting client costs and increasing law firm profits. That's the premise behind legal technology training programs, which are giving attorneys a crash course in the technologies they think they know and clients a new metric to assess outside counsel performance.

Fox Rothschild HIPAA Guru Says Attys Must Mind Health Data

As law firms around the globe struggle with data security issues, Fox Rothschild LLP's inaugural HIPAA privacy officer Elizabeth G. Litten hopes attorneys in all practices will start talking about the need to protect and correctly handle client health information before a data breach hits.

Novak Druce Hit With Unpaid Wages Suit In Delaware

Novak Druce Connolly Bove & Quigg LLC has again been sued by a former partner, this time in Delaware by an ex-partner who claims that he's owed nearly $20,000, according to a complaint launched soon after news broke that Polsinelli PC plans to acquire a majority of the firm's attorneys.

Judge Scheindlin Denies TiVo DQ Bid Over Move To Law Firm

U.S. District Judge Shira A. Scheindlin refused Monday to disqualify herself from presiding over a patent suit against TiVo Research and Analytics Inc., rejecting TiVo's claims that the unnamed firm she's joining once leaving the bench could have potential connections with the litigants.

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American Federation of Government Employees
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
American Intellectual Property Law Association
American Public Power Association
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Microsoft Corporation
NFL Enterprises LLC
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National Rural Electric Cooperative Association
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Pfizer Inc.
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U.S. Supreme Court
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Executive Office of the President
Federal Trade Commission
Food and Drug Administration
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International Trade Commission
U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
Centers for Medicare & Medicaid Services
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Fri 11/20/2015 3:35:46 PM
Subject: [Newsletter] [Marketing Mail] Ralston Reports -- Morning Flash, 11/20/15

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11.20.2015
This dispatch prepared for .

DAYS UNTIL THE SECOND VEGAS PRESIDENTIAL DEBATE: 25

DAYS UNTIL THE NEVADA DEMOCRATIC PRESIDENTIAL CAUCUS: 91

DAYS UNTIL THE NEVADA GOP PRESIDENTIAL CAUCUS: 94

DAYS UNTIL CANDIDATE FILING OPENS: 108

DAYS UNTIL THE 2016 PRIMARY ELECTION: 207

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 334

DAYS UNTIL THE 2016 GENERAL ELECTION: 354

Good morning, everyone. After all the speculation that GateHouse Media was going to turn my favorite "newspaper" into an online ad vehicle, this could be good news. Could be, if it's not just a PR move or prelude to tendentious projects that are not so special. I'll suspend my disbelief for now.

With the Sun setting, it would be nice to see the RJ really embark on some quality investigative pieces. The paper has some excellent young reporters and, perhaps, it will hire some good people. There is so much to do here, so I hope this joke is not prescient.

What's below: Faraday dreams, Cliven returns, Morning Flash nuggets and a trivia question about a Nevada pioneer.

COMING UP

Heidi Gansert tonight on "Ralston Live."

The weekend. Oh, how I need the weekend. Never gets old.

WILL IT BE A FARADAY IN NEVADA SOON?

Lots of talk Thursday about Faraday at a state economic development meeting. But what's more important is what was not said publicly and what is happening privately. After a couple of months of lawmakers being briefed and then shooting their mouths off and of North Las Vegas Mayor John Lee redefining non-disclosure, the silence may be golden. I'm told progress is being made, that the company's move to Apex is still very possible. But not quite soup yet, a few more boxes to check. Remember where you heard about all

of this first. (Flash, of course.)

GOING TO BE A LONG CAMPAIGN YEAR

The Nevada Conservation League has served notice that people will not forget Cliven Bundy. Especially people who supported him at a ridiculous spectacle during the Legislature, where he was treated like some kind of hero before an even more ridiculous and unconstitutional bill was entombed. Hey, Michele, I hope you and your friends campaign on that issue.

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 – Here's some news I bet you didn't know: Right before the Paris attacks, a great organization, the Northern Nevada International Center, submitted an application to the State Department to receive refugees. The proposed nationalities on the application: Colombia, Cuba, Dem. Rep. of Congo, Iraq, Ethiopia, Eritrea, Syria. Maybe Dean Heller should publicly criticize the group? Reno as a resettlement center for refugees. Timing is….everything.

Nugget No. 2 – Hey, everyone, remember Nathan Sproul? My pal, George Knapp, reported on the controversial operative's dealings here 11 years ago. And there are plenty of other examples of voter fraud allegations against the Arizona man. Well, Sproul's name popped up Thursday in Phoenix as a member of a fundraising host committee for none other than presidential candidate Marco Rubio. Nice vetting, guys.

FAST FLASHES

Click and enjoy.

EMILY has a list of Nevada lawmakers, via Kyle Roerink.

You don't say!

FLASH FACTS OF THE DAY

Austin in Lander County is one of my favorite towns in Nevada. Silver ore was discovered at Pony Canyon in 1862. The community of Clifton was established at the initial mining camp. A post office opened there on March 26, 1863. A town site was platted up the hill from Clifton by Indian Agent turned prospector David Buell, who named the town after his partner, Alvah C Austin (some sources say Buell named the town after the city in his home state of Texas, or after the "father of Texas," Stephen Austin, for whom Austin, TX was named). Austin, NV became the center of the Reese River Mining District. The town experienced a population boom. The US Post Office did not open in Austin until November 20, 1863. By that time, Austin had a population of about 500 with at least two hotels, five saloons, a telegraph office, and a newspaper (Reese River Reveille). The Post Office at Clifton closed on February 20, 1864, with postal services moved to the Austin Post Office up the hill. The Post Office in Austin, NV is still open (six days a week). The Reese River Mining District population pushed 10,000 at its peak. According to the 2010 Census, Nevada still had a population of 192.

Side note: Interestingly, the November 21, 1863 edition (the first after the opening of the Post Office) of the Reese River Reveille, and a supplement of the same date, did not mention the opening of the Post Office.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

Today is the birthdate of a Nevada pioneer who spent some time behind bars in the Midwest and of whom it was once said: "He went from street thug to top gangster to respected businessman to revered civic pillar, which I believe is unmatched in the history of American criminal justice." Who was he?

Thursday's winner: R&R's Lorne Malkiewich

The question: Who am I? I chaired the most powerful committee in the Assembly. I served as a state senator. I served in local government. I now occasionally sue government.

The answer: Matthew Callister

MOVIE TRIVIA QUESTION OF THE WEEK

He was in a movie in which Martin Sheen wanted to be president; he played a guy who ended up playing a dangerous game that killed him; he has a scene about a watch; he tries (unsuccessfully) to kill Michelle Pfeiffer.

This email was sent to cgoodman@lasvegasnevada.gov

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To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 6/12/2017 8:22:54 PM
Subject: FW: Stop coddling illegal aliens in Las Vegas

Amazing my one-liner response justified this lengthy litany of his perspectives.
Two things (actually 3) since he's thinking himself king and thus is most judgmental:

1. "acknowledgement" should be acknowledgment
2. Hasn't he studied enough history to realize we (the historical "we") are *all immigrants and probably most were church-mouse poor at one point?*
3. who made him king?
4. Should we answer or not?

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
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Las Vegas, NV 89101

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From: ron [redacted]
Sent: Sunday, June 11, 2017 7:12 PM
To: Carolyn G. Goodman
Cc: Bob Beers; Stavros Anthony; David Riggleman; Sue Leavitt; Lora Kalkman; Zachary Bucher
Subject: Re: Stop coddling illegal aliens in Las Vegas

Mayor Goodman,
Thank you for your acknowledgement. Please read my summary of "Adios America" below.
Also, because some people are more influenced by feelings than facts, I thought you might be interested in my summary of this NYT book review, "Against Empathy: The Case for Rational Compassion" by Paul Bloom:
"Empathy, he argues, is a poor moral guide.... favouring the one over the many... empathy is untampered by reason, emanating from the murky bayou of the gut. He prefers a kind of rational compassion - a mixture of caring and detached cost-benefit analysis. ... To those who say empathy is essential to morality, he would reply that morality has many sources. Many 'wrongs' - like littering or cheating on your taxes - have no distinct victims to empathise with. Nor does it appear that the most empathetic people behave the most ethically. There have been hundreds of studies... the results are 'meh'. ... empathy is generally a bad tool to use for allocating resources. ... is part of the reason why governments and individuals care more about a little girl stuck in a well than about events that will affect millions. Consider parenting... almost all parents have a terrible time tolerating the discomfort of their children. Yet it's often essential (going to the dentist, doing homework, spending a night away from home). ...rationality in political domains often does seem to be in short supply."

"Adios, America!" by Ann Coulter. Excerpts below:

1. For forty years, the people have tried to tell politicians they want less immigration, but the politicians won't listen. Every single elite group in America is aligned against the public - the media, ethnic activists, big campaign donors, Wall Street, multimillionaire farmers, and liberal "churches." They all want mass immigration from the Third World to continue. Both political parties connive to grant illegal aliens citizenship and bring in millions more legally, and the media hide the evidence. ... How immigration is changing our country is a lot more important than most of the "news" we hear about endlessly. The media will pound away at Chris Christie's 'Bridge gate', apocryphal fraternity rapes, the Augusta National Golf Club's membership policies, 'white privilege... But getting the truth about immigration is nearly impossible. The media tell us: ... Immigrants are doing the jobs Americans just won't do: Americans are perfectly happy to do all manner of jobs - they just won't do them for $7.00 an hour. Unions used to care about that, but now they just

want political power.... Amnesty will be Fantastic for the Economy: Unless we're talking about the Mexican economy, this is patently ridiculous. Adding another 30 million poor, unskilled, non-taxpaying, welfare-receiving people to America is good only for government workers and employers who refuse to mechanize their operations or pay Americans one dollar more. ... The problems stemming from unchecked immigration are all over the news. You'll just never be told they are problems of immigration - children living in poverty, childhood obesity, teen pregnancy, out-of-wedlock births, abysmal high school dropout rates, income inequality, 'homegrown' terrorists, massive Medicare frauds, internet crime, identity theft, prison overcrowding, the vast number of uninsured used to justify Obamacare, sex trafficking, the epidemic of child rape, the destruction of our national parks, drunk driving casualties, drug-resistant tuberculosis, measles and other viral outbreaks, bankrupt government pension, low reading and math scores and shorter 'Americans'. ... why is it a crisis that illegal aliens are 'living in the shadows'?... It's supposed to be uncomfortable to break the law. ... How did all those illegal aliens get into the shadows in the first place? They weren't kidnapped and dragged across the border... But 'living in the shadows' is evidently better than living in Guadalajara, otherwise, there's an easy solution. Democrats aren't big on amnestying other lawbreakers. they don't hysterically demand amnesty for accounting cheats or polluters - not even for "the children" of accounting cheats and polluters. Enron executives were hard workers. They loved their families and wanted the best for them, just I'm sure MS-13 gang members love their families.... When the bathtub is overflowing, the very first thing you do is: TURN OFF THE WATER. ... obviously, any amnesty functions as a magnet for more illegal aliens. Nothing shows the bad faith of amnesty advocates with more blinding clarity than their steadfast refusal to seal the border. Ordinary people see this and know they're being lied to. ... China built a thirteen-thousand mile wall several centuries before Christ, and it's still working. ... For whom is a 'world without borders' an ideal? People who don't much care for America, I gather. ... Congress has repeatedly voted to build a border fence. But somehow, the fence never gets built - and Congress does nothing. ... amnesty supporters tried a surprise argument: To stop illegals pouring across
the border, congress had to pass amnesty. They were hoping to stun us into silence with the stupidity of their argument. ... The 1986 Simpson-Mazzoli Act was supposed to end illegal immigration forever: Give us amnesty one time, then: Never again. As with all laws that combine the bitter with the sweet, such as tax hikes and spending cuts, we got one and not the other. The amnesty came, but the border security never did. Illegal immigration sextupled. There have been a half dozen more amnesties since then... . "The moral thing to do" is usually defined as "following the law." ... To paraphrase what President Bush used to say about terrorists: The anti-amnesty side has to be perfect every time; the pro-amnesty side only has to win once. Then the country is finished. 2. ... shouldn't politicians be more concerned with what citizens think of them than what foreigners do? ... Wouldn't any sane immigration policy be based on the principle that we want to bring in only immigrants who will benefit the people already here? ... Try calling another country's embassy and asking to immigrate there. Consulate: What do you want? You: Well, I can't read or write, I have no skills, and I've got nine kids. Oh and by the way. If I can't make it in your country, would you mind cutting my family a check once a month? ... Our "family reunification" policies mean that being related to a recent immigrant from Pakistan trumps being a surgeon from Denmark. Our government does such a terrific job at choosing who gets to immigrate to America that 52 percent of legal immigrant households with children are on government assistance. In all, nearly 60 percent of immigrants - legal and illegal - are on government assistance, compared with 39 percent of native households. Why would any country voluntarily bring in people who have to be supported by the taxpayer? ... The immigrants get a taxpayer subsidy to work for the rich, and the rich get a break on the maid. This cozy deal is funded by the long-suffering middle class. The anti-American crowd used to dash off to fight with Communist insurgencies in Third World jungles. But the fun of being self-righteous was sometimes cut short when they ended up in prison.... Rather than hating America from abroad, today's radicals can hate it right here at home by bringing the Third World to America! ... Being openly hostile to America has become a part of ethnic pride. US Rep Luis Gutierrez calls on his own country (technically the USA) to "stop the deportation of our people . ... Gutierrez told Newsweek that he has "only one loyalty, and that's to the immigrant community."
Whose taxes will be raised to make up the shortfall? Not the people who don't pay any taxes at all. Employers don't care. They want the cheap labor NOW.... We're seeing exactly what Vladimir Lenin is supposed to have said about capitalists: 'They will sell us the rope with which to hang them.' ... Whey shouldn't employers be on the hook when their cheap labor becomes a public charge or commits a crime? ... An immigration law premised on the idea that America owes the rest of the world would be bad enough. But Third World immigration + massive welfare state + political correctness = The end of America. 4. America is not the natural state of the world. The natural state of the world is Darfur. The British Empire spread Anglo-Saxon culture around the globe - Protestant morals, individualism, and the rule of law. Most British colonies rejected those values. Only the ones populated by actual British people -

America, Canada, Australia, and New Zealand - managed to hold on to them and, as a result, prospered. The empire's most successful experiment was the United States. Anyone who hesitates for a moment to recognize that some groups have it over other groups in producing free and prosperous nations has been brainwashed beyond reclamation.
5. America has already taken in more than one quarter of Mexico's entire population. ... Is that diverse enough yet? Why is it better that the ethnic population of our country be changed? ... Immigration of the past half century has been a homicide made to look like a suicide. ...a natural process? ... It's more like Americans are trying to stop an Army Corp of Engineers project that will flood the valley where they live in order to build a hydroelectric plant that will help one powerful corporation.
6. ... Until 1970, American immigrants did better than the natives - as any sane immigration policy would require. They made more money, bought more houses, and were more educated. By contrast, the post-1970 immigrants are far more likely to be unemployed and live in poverty that the native Americans. More that a third of the post-Kennedy act immigrants don't even have a high school diploma. ... In some bizarre notion of turn-about-is-fair-play, it is assumed that backward societies have the right to relocate to the countries of their former colonizers. I thought they hated those guys (the colonizers)? ... In just a few decades, Minnesota has gone from being approximately, 99 percent German, Dutch, Finnish, Danish, and Polish to 20 percent African immigrant, including at least one hundred thousand Somalis. And that's not counting the Somalis who have recently left the country to fight with al Queda and ISIS. One hundred thousand is just an estimate. We don't know precisely how many Somalis the federal government has brought in as "refugees" because the government won't tell us. ... Kate Towle, the parent leader of a high school group called "Students Together as Allies for Racial Trust" explained that diversity skills "have to be developed like math, history." Maybe it would be better for students to be learning math and history, rather than the important skill of getting along with Somalis. It doesn't seem to be working anyway. There are still violent ethnic brawls that send students to the hospital. What did we do to Somalis? ... absolutely nothing. But now these immigrants, who arrived yesterday, will get affirmative action over white Americans. ... Luckily, every Somali in Minnesota who has a job works for an ethnic grievance outfit - for example, the Somali Justice Advocacy Center, the Somali Resources Aid Associates, the African Development Center, and the Confederation of Somali Community in Minnesota. (And those are just some of the jobs being created by immigrants!). ... half of Somalis in Minnesota unemployed and 80 percent living at or below the poverty level... Recent mass murders committed by legal immigrants: The seven people murdered by Chechen immigrants Dzhokhar and Tamerlan Tsarnaev, who planted a bomb at the Boston Marathon, the four people fatally shot in a Carson City IHOP by... the Mexican-born Eduardo Sencion, the thirteen soldiers killed at Fort Hood by Major Nidal Malik Hasan, son of Palestinian immigrants, the thirteen people murdered by Vietnamese immigrant Jiverly Wong, at an American Civic Association in Binghamton, New York, the thirty-two people murdered at Virginia Tech by Seung-Hui Cho, a South Korean immigrant.... no one notices the immigrant crime wave because the media hide the evidence.
8. When did Americans get together and decide we want 30 percent of all immigrants to be from a single country and that country should be Mexico? If we're going to take almost all our immigrants from a single country, why not Denmark? There appears to have been only on Danish prisoner in New York State in decades - and, again, that was a Muslim. ...nearly 90 percent (of criminal aliens imprisoned in the states in 2009) were from one of eight countries: Mexico, Colombia, the Dominican Republic, Cuba, Jamaica, El Salvador, Honduras, and Guatemala. ... What other country on earth would be so stupid? We have studies showing Hispanics are underrepresented in Hollywood, at top colleges, in the federal government, and in the national media... You know where else Hispanics are underrepresented? In the US military. You'd never know it... but Hispanics are half as likely to enlist in the military as either whites or blacks. ... Hispanic males in the US are more than three times as likely to spend time in prison in their lifetimes than white males. ... The vast majority of all drugs in America - heroin, cocaine, marijuana, and increasingly, methamphetamine - are brought in from Mexico. Most of the heroin sold in the US is grown south of the border, and Mexican cartels transport nearly all of it. ... More than 40,000 Americans were killed from all illegal drug use in 2010, surpassing car accidents and shootings as a cause of death. ... Today, China is once again battling drug smuggling because like America, it also has a poor, corrupt nation with a massive humanitarian crisis on its border; Not Mexico, but North Korea. Guess what China did? It built a fence! Despite stern warnings from the New York Times, China put a thirteen-foot barbed wire fence on its border, patrolled by armed guards. And you know what, it's working! ... Is an American citizen more likely to be murdered by a Muslim terrorist or by a Mexican? According to CNN, 29 Americans have been killed in Islamic terrorist attacks in the US since 9/11. I don't know why they excluded 9/11, so by my count, it's 3,029. In fact, let's round it up to 4,000 to cover the last several decades. According to the GAO's extremely conservative figures, Mexicans alone - forget other immigrants - have murdered a minimum of 23,000 Americans in the last few decades. ... If this were happening in Israel, forget a fence - Netanyahu would be bombing Mexico. ... President

Eisenhower put a general in charge of the INS, who proceeded to round up and deport illegals in an operation dubbed "Operation Wetback." HBO's Bill Maher would be saying of our southern neighbors: "Americans have 349 Nobel Prizes; Latin Americans have 16. That seems like kind of a big advantage for Team America." ... Far more Americans are murdered by Mexicans, per capita, than Israelis are murdered by Palestinians. 11. The three young girls kidnapped and held as sex slaves for more than a decade in a boarded-up house in Cleveland had been held by Ariel Castro. ... But then it turned out Castro wasn't the only Hispanic raping young girls - on his block. ... While investigating the Castro case, detectives happened upon Acevedo... he had raped and killed two of his neighbors...

Chandra Levy's killer turned out not to be Democratic Congressman Gary Condit, but Ingmar Guandique - an illegal alien from El Salvador, given temporary amnesty by President Bush. (Does that guy have any brothers? I'd love to see another one like him in the White House!). The one Central Park rapist that even liberals admit was guilty was Hispanic Matias Reyes. After the other attackers had finished with the victim, Reyes came across the joggers beaten and bloody body, and raped her himself.

12. ... environmentalists used to care about gridlock, overcrowding, loss of parkland, and exhaustion of natural resources. Not anymore. Today's environmentalists turn a blind eye as 25 million people tramp through delicate ecosystems, set fire to national parks, kill livestock, dump tons of soiled diapers and Pepsi bottles in the desert, and deface ancient Native American sites. Political correctness demands that no one notice immigrants' toll on the environment. ... Of the 77 human-caused fires on federal or tribal land in Arizona between 2006 and 2010 investigated by the GAO, a cause could be determined in 60 cases. Fully half of those were caused by illegal aliens. ...One of the reasons the GAO was able to review only 77 fires was that the BLM and the Forest Service couldn't spare any agents for investigations. They were too busy protecting 'firefighters and their equipment from illegal aliens.' Apparently, when illegals see border patrol agents, they try to distract them by throwing lighted matches in the brush to start fires. Not only do illegal immigrants intentionally set wildfires, but they violently attack firefighters trying to extinguish the blazes. Firies are allowed to rage, because fire crews are forced to wait for law enforcement protection. ... The Forest Service had once gamely suggested trying to identify 'the group most likely to start fires,' but once the evidence was in, they buried it. To blame illegal aliens would be playing the 'blame the perpetrator' game. ... Because of new border restrictions after 9/11 - I guess it was possible to tighten the borders! - our dear friends in Mexico moved their drug cartel operations directly into America's parks. ... 'These guys shoot people'... Armed illegal aliens were in control of our national parks, so government officials leapt to action by shutting down the parks. A majority of Organ Pipe Cactus National Monument was closed to US citizens for more than a decade because it was too dangerous.

... For a glimpse into America's future, consider how Mexicans treat their own environment. In Mexico's most famous national park, a ten-thousand-year-old evergreen forest designated by presidential decree as a biosphere reserve, illegal loggers chop down about seventy mature tress a day... While environmentalists from around the world send millions of dollars to Mexico preserve the forest... For decades, Mexican refuse ended up on San Diego's world-famous beaches by way of the Tijuana River. ... One solution would have been for Mexicans to stop throwing their garbage in the river. ... Instead, US taxpayers funded a sewage treatment plant on the border at a cost of $239.4 million. Mexico chipped in $17 million. ... Where are the environmentalists? For 50 years, they've been carrying on about overpopulation; promoting family planning, birth control... The Sierra Club began sounding the alarm over the country's expanding population in 1965 - the very year Teddy Kennedy's immigration act passed - and in 1978, adopted a resolution expressly asking Congress to 'conduct a thorough examination of US immigration laws.' For a while, the Club taked about almost nothing else. "It is obvious" the Club said two years later, "that the numbers of immigrants the US accepts affects our population size and growth rate," even more than 'the number of children per family.

Over the next three decades, America took in tens of millions of legal immigrants and illegal aliens alike. But suddenly, about ten years ago, the Sierra Cub realized to its embarrassment that importing multiple millions of polluting, fire-setting, littering immigrants is actually fantastic for the environment! The advantages of overpopulation dawned on the Sierra Club right after it received a $100 million donation from hedge fund billionaire David Gelbaum with the express stipulation that - as he told the LA Times - 'if they ever came out anti-immigration, they would never get a dollar from me.' It would be as

if someone offered the Catholic Church $100 million to be pro-abortion. But the Sierra Club said: Sure! Did you bring the check? Obviously, there's no reason to listen to them on anything.

... Not only did the Sierra Club never again say another word against immigration, but, in 2004, it went the extra mile, denouncing three actuals environmentalists running for the Club's board, by claiming they were racists who opposed mass immigration. The three 'white supremacists' were Dick Lamm, the three-time Democratic governor of Colorado; Frank Morris, former head of the Black Congressional Caucus Foundation; and Cornell professor David Pimentel, who

created the first ecology course at the university... America's premiere hate group, the Southern Poverty Law Center, jumped into the fray, with multimillionaire con man and SPLC head Morris Dees running for the Sierra Club board simply to smear the three real environmentalist candidates... But, evidently, what poor Southerners need most is a massive influx of foreign poor people competing for their jobs. ... In 2012, Sierra Club executive director Michael Brune announced that the Club officially supported mass immigration - amnesty, no borders, more legal immigration, the whole nine yards.

13. Normally, (Carlos) slim is the kind of businessman the (NY) Times - along with every other sentient human being - would find repugnant. Frequently listed as the richest man in the world, Slim acquired his fortune through a corrupt inside deal giving him a monopoly on telecommunications services in Mexico. But in order to make money from his monopoly, Slim needs lots of Mexicans living in the US, sending money to their relatives back in Oaxaca. Otherwise, Mexicans couldn't pay him - and they wouldn't have much need for phone service, either, other than to call in ransom demands. Back in 2004, before the Times became Slim's pimp - a Times article stated: "Clearly... the nation's southern border is under siege." But that was before Carlos Slim saved the Times from bankruptcy. Ten years later, with a border crisis even worse that in 2004, and Latin America pouring across the border, the Times indignantly demanded the Obama "go big" on immigration and give "millions of immigrants permission to stay". ...

Republicans are terrified of saying anything about immigration for fear of being called 'racist.' ... The fact that most immigrants are Hispanic provides excellent cover for the elite's monumental self-interest. Here's a tip for the GOP: Don't talk about the illegal aliens. Talk about Carlos Slim, Talk about rich Americans finding a solution to 'the servant problem.' Talk about one-hit wonder Mark Zuckerberg underpaying his computer programmers while 32 percent of American graduates in STEM fields can't get job and the rest haven't seen their salaries rise for more than a decade. Talk about how Bill Clinton couldn't find someone to be his attorney general because of the prevalence of illegal alien employees in households of the '1 percent'. Determined to appoint a woman attorney general, Clinton kept producing women with illegal alien nannies (Zoe Baird, Kimba Wood). ... The elites just can't grasp that most Americans raise their own kids, make their own beds, cook their own food, and drive their own cars. ... America will be Brazil, with a well-pampered, itty-bitty upper class, amid an ocean of poor people. ... It's a sweet deal the elites have: They get to have cheap nannies and lawn boys in the whitest towns in America - and feel morally superior at the same time!

14. The vast majority of all legal immigrants - two thirds- get in on "family reunification" policies each year. In other words, America has no say about the single largest category of immigrants... Entire villages from Pakistan are dumped on the country, based not on their expertise in nuclear engineering, but because everyone in the village is related to the first guy who got in. If they're not, in the strict sense, related, they'll lie. In 2008, the State Department suspended the family reunification part of the African refugee program because DNA testing showed that only 20 percent of 'family members' were actually related. We'll still take as many refugees from Africa, but they won't have to lie about being related anymore. ... The special agricultural amnesty of 1986 is a good example of how even the most reasonable-sounding immigration law will inevitably be turned into a pipeline for criminals, welfare cases, and terrorists. ... illegal alien farmworkers who could prove they had done seasonal farmwork for a total of ninety days between May 1, 1985 and May 1, 1986, would be granted temporary legal status. what could go wrong? In the first three years of the program, 888,637 agricultural amnesty applications were identified as fraudulent - but only 60,637 of those were denied. Overwhelmed with amnesty applications under just this one provision, the INS found it to be a big time-saver to simply ignore fraud. ... Mohammed Salameh, another terrorist convicted in the 1993 World Trade Center bombing, was also in the US because of Schumer's special agricultural worker amnesty. The unskilled 19-year-old first came to the US on a tourist visa because, as the US consulate later explained, someone in the office "took a chance" on Mohammed. Mohammed not only had never worked on a farm, but he was not even in the country until 1988, two years after the special amnesty became law, though it was explicitly limited to those who had worked on farms in the US in the year before May 1, 1986. By the most basic definition of the law, Mohammed was not eligible, but he was allowed to stay in the US and obtain a work visa - while the INS processed his petition. Moving with the lightning speed of a government agency, the INS rejected his petition for amnesty as a farm worker three years later. Then, Mohammed applied for a general amnesty, claiming he had been living continuously in the US from 1980 to 1986. Actually, he was a teenager in Jordan then, but again, Mohammed was allowed to stay while the INS considered his request. As it considering, Mohammed bombed the World Trade Center.

How about all those brainy, high-tech H-!B immigrants that Senator Orrin Hatch keeps telling us about? ... the cheap-labor advocacy group Partnership for a New American Economy excitedly tweeted that two - yes two - of the five LindedIn founders were "born in Europe"!... Here's my counter tweet: 98.7% fo the founders of important Silicon Valley companies were born in America! 99 percent are white men! ... Professor Norman Matloff: 'The vast majority of H-1B's,

including those hired from US universities, are ordinary people doing ordinary work, not the best and the brightest. On the contrary, the average quality of the H-1Bs is lower that theat of the Americans. ... The main advantage of foreign labor over native workers, Matloff explains, is aht H-1B workers are indentured servants: They can't quit without risking deportation. so American employers get to pay less for standard computer programming work. ... They want cheap people. Mass-immigration advocates push ethnic stereotypes about high-IQ immigrants, but then go crazy whenever anyone suggests we actually bring in high-IQ immigrants. ... The average Indian IQ is staggeringly low: 82. That's about the same as the average IQ in Afghanistan - 84; Panama - 84; Dominican Republic - 82; Paraguay - 84; Yemen - 85; and Tonga - 86. We take more immigrants from India than from Austria, Belgium, Denmark, Finland, Greece, Iceland, Ireland, the Netherlands, New Zealand, Sweden, Switzerland, Spain, and the Czech Republic put together. Why are we discriminating...? The answer is: Because those immigrants would tend to fill the kinds of jobs rich people have.
15. The only thing that stands between America and oblivion is a total immigration moratorium. ... It's evident that the government can't be trusted to use three brain cells in admitting immigrants, so its discretion has to be completely revoked. No matter how clearly laws are written, government bureaucrats connive to confer citizenship on people that a majority of Americans would not want to let in as tourists, much less as our fellow citizens. ... No other fix will work. Congress could just insist that immigrants pay taxes, learn English, not collect welfare, and have good moral character, except the problem is: It already has. All those laws were swept away by INS officials, judges, and Democratic administrations. Doing it again won't produce a different result. ... Even if we could trust the government on immigration - and we can't - there are the legions of immigration lawyers, lobbyists, nonprofits, and general miscreants whose single-minded mission is to turn America into the Third World hellhole of liberal fantasies. ... The billion-dollar immigration industry has turned every single aspect of immigration law into an engine of fraud. The family reunifications are frauds, the 'farmworkers' are frauds, the high-tech visas are frauds - and the asylum and refugee cases are monumental frauds. ... the only result of our asylum policies is that we get good liars. Taxpayers subsidize sleazy immigration activists who coach immigrants to lie to immigration officials. Document mills produce phony passports, school records, and medical reports. ... immigration judges approve 92 percent of all "credible fear" asylum applications.
16. ... if Romney had won 71 percent of the Hispanic vote in 2012, instead of 27 percent, he still would have lost. On the other hand, had he won just 4 percent more of the white vote, he would have won.
17. America's suicidal immigration policies are the single biggest threat facing the nation. What happens with immigration will determine whether America continues to exist or becomes a Third World republic...
END

Sent from Outlook

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Sent: Wednesday, May 24, 2017 12:25 PM
To: ron
Cc: Bob Beers; Stavros Anthony; David Riggleman; Sue Leavitt; Lora Kalkman; Zachary Bucher
Subject: RE: Stop coddling illegal aliens in Las Vegas!

thank you for your position.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: ron [redacted]
Sent: Tuesday, May 23, 2017 7:05 PM

To: Carolyn G. Goodman
Cc: Bob Beers; Stavros Anthony
Subject: Stop coddling illegal aliens in Las Vegas!

Sent from Outlook

Mayor Goodman,
I was disappointed to watch you on your KCLV show Friday evening supporting illegal aliens. Worse yet was the inclusion of two guests, both of who were also advocates of illegal aliens. Wouldn't it have been fair to host an equal amount of speakers in opposition? Is the care and feeding of illegal aliens a part of the city charter? I doubt it. We need the illegal immigrants to return to their native countries. Your positions lure more of them here and encourage them to stay. Why don't you start looking out for US citizens first? Don't you realize that the reason people from third world countries sneak into the US is ultimately because they can't stand being around other third world people. Plenty of skilled people from developed countries are waiting patiently for admission to the US. Is it fair to reward those whose very first act into this county is illegal? You can disguise the problem by saying they are fleeing high crime rates, violence, rotten economy... but this deception hides the real reason. Why would you want to turn us into a third world country? If you feel so concerned about them, there is an easy solution: move to a third world country to help them where they are.

Please read:

The Immigration Solution, by MacDonald, Hansen & Malanga

While the cheapness of the immigrants' labor may benefit a very few industries and provide some upper and le-class families with cut-rate gardeners and nannies, it adds very little to our national standard of living. On the other side of the ledger, the costs these immigrants impose on US taxpayers for health care, schooling, welfare, and (all too often) incarceration far outweigh the benefits they offer. In California, the National Academy of Sciences found immigrant families cost each native-born household an additional $1,200 in taxes per year. Although a net loss for the US, such workers are an unalloyed boon for Mexico. Their ability to find work north of the border is an essential safety valve for Mexico's failed economy and stubbornly unreformed political culture, and the remittances these workers send home are indispensable to Mexico, constituting its second largest source of hard currency. No wonder the Mexican government – especially through its consuls in the US – vigorously fosters the illegal migration of its nationals into its northern neighbor. … But those earlier huddled masses of immigrants yearning to breathe free, however tired and poor they may have looked, were in fact on average more skilled than the native-born population of a century ago. In addition, the less-developed economy of that era also had a vastly greater need for immigrants without skills than does today's knowledge economy. More important, the US immigration system of that period was a machine for selecting the most enterprising and energetic migrants. With no welfare system whatever, those who came were those who thought they could make use of the opportunity and freedom America offered by their own efforts. Grateful for the chance, these newcomers were only too glad to assimilate to their new land as best they could, and their children did so wholeheartedly. Not so today. The first child born in America to an immigrant entitles his or her family to child-only welfare payments – a hefty-looking sum to a recent migrants from a peasant village. … Deprived of work, illegals would return home, just as 60 percent of immigrants from the first great migration eventually left these shores when they couldn't make it here. ...our new policy should select newcomers not because they are someone's brother or adult child or elderly parents, or because they successfully sneaked into the country some years ago, but because they have some special skill... that will enrich our nation. … Thousands arrive illegally from Mexico into California each year... They come in such numbers because a tacit alliance of Right and Left has created an open-borders policy, aimed at keeping wage labor cheap and social problems ever fresh, so that the ministrations of Chicano studies professors, La Raza activists, and all the other self-appointed defenders of group causes will never be unneeded. … nearly one quarter of California's inmates are aliens from Mexico. The pro-labor left found that the industrious new arrivals whom it championed eroded the wages of its own domestic low wage constituencies - the Labor Department attributes 50 percent of real-wage declines to the

influx of cheap immigrant labor. … when I was ten, in 1963, all suburbanites mowed their own lawns – many with push mowers. Now almost everyone hires the job out. Nannies for toddlers and grannies, unheard of then, are now ubiquitous... Rural schools used to begin in mid-September to ensure that we natives could pick grapes to earn our school clothes and shoes. Today not a single student in California would do such hot, dirty work, now considered demeaning. … So we allow illegal aliens to obtain California driver's licenses – the foundation for all other means of legal identification – and to pay reduced in-state tuition at the University of California, thereby providing several thousand dollars in discounts not available to American citizens from out of state. Whether you break the law to reach California or immigrate legally, it makes little difference in how you drive, send your kids to college, or draw on the public services of the state. … I often suggest to teachers who tell aliens that our culture is racist, exploitative, and sexist that they should live in Mexico themselves to fathom why millions are dying to obtain what they so casually dismiss.

… America does not have a vast labor shortage that requires waves of low wage immigrants to alleviate; in fact, unemployment among native-born unskilled workers in high – consistently about double the nations' overall unemployment rate. … an unusual coalition of business groups, unions, civil rights activists, and church leaders thwarted the call for restrictions with passage of the inaptly names 1986 Immigration Reform and Control Act, which legalized some 2.7 million unauthorized aliens already here, supposedly in exchange for tougher penalties and controls against employers who hired illegals. The law proved no deterrent, however, because supporters, in subsequent legislation and court cases argued on civil rights grounds, weakened the employer sanctions. Meanwhile more illegals flooded here in the hope of future amnesties from Congress, while the newly legalized sneaked their wives and children into the country rather than have them wait for family-preference visas. The flow of illegals into the country rose to between 300,000 and 500,000 per year in the 1990's, so that a decade after the legislation that had supposedly solved the undocumented alien problem by reclassifying them as legal, the number of illegals living in the US was back up to about 5 million. … In many American industries, waves of low-wage workers have also retarded investments that might lead to modernization and efficiency. Farming, which employs a million immigrant laborers in California alone, is the prime case in point. Faced with a labor shortage in the early 1960's, when President Kennedy ended a 22-year-old guest-worker program that allowed 45,000 Mexican farm hands to cross over the border and harvest 2.2 million tons of California tomatoes for processed foods, farmers complained but swiftly automated, adopting a mechanical tomato-picking technology created more than a decade earlier. Today, just 5,000 better-paid workers – one-ninth the original workforce – harvest 12 million tons of tomatoes using the machines. The savings prompted by low-wage migrants may even be minimal in crops not easily mechanized. … If the benefits of the current generation of migrants are small, the costs are large and growing because of America's vast range of social programs and the wide advocacy network that strives to hook low-earning legal and illegal immigrants into these programs. A 1998 Nationals Academy of Sciences study found that more than 30 percent of California's foreign-born were on Medicaid... compared with 14 percent of native –born households. The foreign-born were more than twice as likely as the native-born to be on welfare, and their children were nearly five times as likely to be in means-tested government lunch programs. Native-born households pay for much of this, the study found, because they earn more and pay higher taxes – and are more likely to comply with tax laws. Recent immigrants, by comparison, have much lower levels of income and tax compliance.

... This call for 'human rights' is a clever one, for it hides its radical status in a rhetorical safe harbor. What, exactly, are the 'human rights' that the US is denying illegal aliens? They have unfettered access to free medical care, free education, welfare for their children, free representation in court when they commit crimes, every due process protection during criminal prosecution that the Constitution guarantees citizens and legal immigrants, the shelter of labor laws, and the miracles of modern industrial society like clean water, the control of infectious diseases (including the ones they bring with them), and plumbing. The only putative 'right' they lack - and that, of course, is the 'human right' to which they and their ambassadors refer - is the right to legal status regardless of illegal entry. ....

No one will take the assurance that 'this time we mean business' seriously. If the executive branch is not willing to enforce the current law against violators, a new set of laws will not suddenly strengthen its resolve... border defenses have been fortified over the years, but the drill has been: if you can get past the border patrol, you are home free. The most important action the government could take to end illegal immigration would be to penalize employers that unlawfully hire illegal aliens... After 9/11, the department of Homeland Security deported fifteen hundred illegal Pakistanis. An additional fifteen thousand then left voluntarily, reports Jessica Vaughan of the Center for Immigration Studies. There is no reason to think this enforcement-through-attrition strategy won't work as well for Hispanic illegals. ...

It would be useful for open-borders optimists to spend some time in the Los Angeles Unified School District, which is 73 percent Hispanic, and where just 40 percent of Hispanic students graduate. (Nationwide, 53 percent of Hispanics graduate from high school...) Of those Hispanic students who do graduate, just 22 percent have completed the course work necessary for admission to a four-year state college - which means that of all Hispanic students who enter in ninth grade, fewer than 15 percent will graduate ready for college. Immigrant advocates have fiercely opposed in court a long-deferred California high school exit exam, which would require students to answer just over 50 percent of questions testing eight-grade-level math and ninth-grade-level English. The California Research Bureau predicts that if the exam becomes a reality, Hispanic graduation rates would drop well below 30 percent. ... Schools spend huge sums trying to improve the Hispanic graduation rate, even hiring 'outreach consultants' for dropout prevention. One Santa Ana consultant's approach is predictably multicultural. "We need to teach teachers that students need to be proud of where they are coming from," she told me. But, of course, Hispanic school failure derives not from ethnic neglect - the Sana Ana schools glorify the Hispanic heritage to a fault...
...a high level of immigration translates to increased levels of crime. Between the foreign-born generation and their American children, the incarceration rate of Mexican American jumps more than eightfold...
Pro-amnesty forces promote that illegal immigrants "risk everything for the dream of freedom"... However lousy the Mexican economy, there are few, if any, political freedoms enjoyed by Americans that Mexico denies. It is the Yankee dollar, not untasted freedom, that brings the vast majority of illegals here.

...in spring 2006 American witnessed millions of illegal aliens who not only were unapologetic about their illegal status but were demanding that their hosts accommodate their own political grievances, from providing driver's licenses to full amnesty. The largest demonstrations - held on May Day, with thousands of protesters waving Mexican flags and bearing placards depicting the Communist insurrectionist Che Guevara - only confirmed to most Americans that illegal immigration was out of control and beginning to become politicized along the lines of Latin American radicalism. I chronicled in *Mexifornia* the anomaly of angry protesters waving he flag of the country they vehemently did not wish to return to , but now the evening news beamed these images to millions. In short, the radical socialism of Latin America, seething in the angry millions who flocked to support Venezuela's Hugo Chavez, Bolivia's Evo Morales, and Mexico's Andres Lopez Obrador, had now seemingly been imported into our own largest cities. ...
.....

Crippled America

We are the only nation in the world whose immigration system places the needs of other nations ahead of our own. … Too many people have forgotten the Mariel boatlift. … The Mexican government has published pamphlets explaining how to illegally emigrate to the US. … It's a great way for those governments to get rid of their worst people without paying any price.... Operation Wetback... was successful. It was a joint effort between the INS and the Mexican government. Special immigration teams were created to quickly process and deport illegal immigrants. One of the reasons it worked is that people who were caught were given to Mexican government agents, who moved them into central Mexico, where they could find jobs. ...In the first year, more than one million people were sent back. ...Why should we absorb the expense of keeping criminals in prisons? Let their countries of origin deal with the problems they sent us. If they refuse to take them back, we can stop issuing visas to those countries, preventing their citizens from legally visiting the US. I also would triple the number of immigration officers we currently employ until the wall is built. … Currently there are about 5,000 officers attempting to enforce the existing immigration laws against the more than 11 million illegal aliens. Compare that to the... 35,000 officers in the New York Police Department. Since 9/11 we have tripled the size of the border patrol but haven't substantially increased the number of ICE officers – the officers who enforce immigration laws. … We have to cut off federal grants to sanctury cities... We need to have real penalties for people who overstay their visas. … Most important is ending or curtailing so-called birthright citizenship, or anchor babies. … It is estimated that about 300,000 of these children are born here annually. That's 300,000 children who are entitled to all the rights and privileges granted to American citizens because their mothers entered this country illegally... There are businesses that specialize in making this happen! They call it 'birth tourism'…. And those people take advantage of the system and come here illegally should never enjoy the benefits of being a resident – or citizen – of this nation. So, I am against any path to citizenship for undocumented workers or anyone else who is in this country illegally. They should – and need to – go home and get in line. And you know who agrees with me? The Mexicans, the

Chinese, and all the people from other countries who want to be here legally and can't get a visa or fit into a quota... We can be generous and do all of this humanely. But the security and prosperity of American citizens have to come first. .. (Chapter 3)

I believe in putting the needs of American citizens first, always.... There's an old phrase that, sadly, you rarely hear anymore, "Made in America". We will start saying this again. (Chap. 10)

by Donald Trump, 2015

.....

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 1/22/2015 1:30:56 PM
Subject: Webinar Today: Turn EMV adoption into engagement

Webinar: EMV Rollout Presents Unique Opportunities for Banks - Register Now >

The rollout of EMV (smart) cards and terminals in 2015 will have a significant impact on reducing card-present fraud. It may also cause a surge in card-not-present or other types of fraud as criminals shift to easier targets.

The smart-card rollout presents banks with a unique opportunity to engage with customers. Banks need to be prepared not only to explain what the new cards are and do, but discuss the possible outcomes, and how the bank can assist.

Join us for this 60-minute interactive webinar. We'll update you on the impact of EMV rollout and how best to engage with customers.

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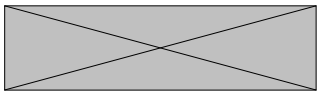
- Be prepared for the possible outcomes of the EMV rollout
- Reinforce retail customers' trust by communicating with them about the significance of this change
- Strengthen ties with merchant customers



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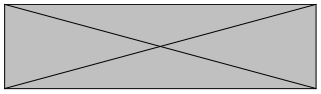

Date: Thursday, January 22, 2015

Time: 1:00 pm EST - 10:00 am PST

Speakers:

Al Pascual
Director, Fraud and Security, Javelin Strategy & Research

Brian Higgins
First Vice President, Product and e-Banking Director, First Financial Bank, Cincinnati

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Moderator:

Bill Streeter
Editor & Publisher; Banking Exchange

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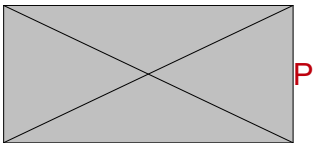
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 7/12/2018 7:30:00 AM
Subject: Kennedy's Legacy Remains Alive In Kavanaugh's Nomination



PUBLIC POLICY.

Thursday, July 12, 2018

SUPREME COURT NOMINATION

Feature

Kennedy's Legacy Remains Alive In Kavanaugh's Nomination

Over his four decades on the federal bench, there was one clerk U.S. Supreme Court Justice Anthony Kennedy always praised effusively. Now, that clerk could be replacing the retiring justice on the high court. Read more »

Feature

4 Kavanaugh Arguments You Gotta Hear

President Donald Trump's nomination of D.C. Circuit Judge Brett Kavanaugh to a seat on the U.S. Supreme Court has sent everyone scrambling to read what the jurist has written, but how about what he's said? Here, Law360 presents an interactive audio tour of four key Judge Kavanaugh arguments. Read more »

Feature

What Civil Rights Rulings Could Look Like Under Kavanaugh

U.S. Supreme Court nominee Brett Kavanaugh's record on immigration, employee rights and health care suggests he could side more closely with high court conservatives than civil rights advocates would like, paving the way for closely watched rulings on some of the nation's most controversial issues. Read more »

Senate Panel Gearing Up For Kavanaugh Vetting Fight

The Senate Judiciary Committee has already begun what will be a lot of heavy lifting to get ready for a confirmation hearing on U.S. Supreme Court nominee Brett Kavanaugh, which could come before September, by staffing up and preparing to review hundreds of thousands of documents. Read more »

Kavanaugh Splurged On Baseball Tix, Reports Say

D.C. Circuit Judge Brett Kavanaugh racked up steep credit card debt in 2016 to pay for Washington Nationals tickets, according to Wednesday news reports and disclosures by the U.S. Supreme Court nominee that also show he coaches kids' basketball and contributed to a law book without pay. Read more »

Analysis

Kavanaugh's Transportation Rulings Favor Limited Deference

In the various transportation industry challenges he's considered over the years, D.C. Circuit Judge Brett Kavanaugh has made clear his distaste for granting broad deference to federal agencies, making clear he expects regulators to carefully justify their decision- and rule-making processes. Read more »

TOP NEWS

Senate Confirms Kirkland Atty As DOJ Criminal Division Head

The U.S. Senate voted on Wednesday 51-48 to confirm Brian Benczkowski's nomination as head of the Department of Justice's criminal division, despite

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LAW FIRMS
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Faegre Baker
Gibson Dunn
Greenberg Traurig
Gupta Wessler
Herbert Smith Freehills
Hogan Lovells
Hoguet Newman
Holland & Knight
King & Spalding
Kirkland & Ellis
Latham & Watkins
LeClairRyan
Milbank Tweed
Morrison & Foerster
O'Melveny & Myers
Paul Hastings
Quarles & Brady
Reed Smith
Saul Ewing
Shapiro Arato
Sidley Austin
Snell & Wilmer
Stinson Leonard
Sullivan & Worcester
Vinson & Elkins
Yetter Coleman

COMPANIES

Democratic senators' concerns about his work at Kirkland & Ellis LLP for a Russian bank and lack of experience in public criminal cases. Read more »

9th Circ. Pick Treads Fine Line On Environmental Stance

Ryan D. Nelson, the third person nominated by President Donald Trump for a Ninth Circuit seat, acknowledged humans played a role in climate change but said during testimony at a Senate Judiciary Committee hearing Wednesday that he believed courts must adhere to the letter of the law when interpreting often old or ambiguous environmental statutes. Read more »

Analysis

Pipelines Come Out On Top With Nixing Of FERC Bias Claim

The D.C. Circuit endorsed the status quo at the Federal Energy Regulatory Commission when it rejected arguments the agency's process favored industry groups at the expense of the environment, a decision that experts say preserves obstacles for groups that challenge pipeline projects. Read more »

New EPA Chief Signals Change In Tone But Not Substance

The new, acting head of the U.S. Environmental Protection Agency on Wednesday extended an olive branch to staffers and journalists — many of whom tangled with Scott Pruitt, the scandal-plagued former leader of the EPA — and indicated he will continue to carry out the Trump administration's deregulatory agenda. Read more »

IRS Finalizes Anti-Inversion Regs That Sank $160B Pfizer Deal

The Internal Revenue Service implemented regulations Wednesday that a federal court had invalidated last October after they sank a planned $160 billion merger between Pfizer Inc. and Allergan PLC of Ireland. Read more »

BANKING & SECURITIES

House Passes Bill To Allow Venture Exchanges

The U.S. House of Representatives on Tuesday passed two bills aimed at improving capital formation for smaller companies, one of which would allow for the creation of venture exchanges and another that aims to improve research coverage for lesser-known companies. Read more »

ENERGY & ENVIRONMENTAL

EPA Says Challenge To Fuel Economy Rollback Too Early

The U.S. Environmental Protection Agency on Tuesday urged the D.C. Circuit to toss a challenge to its decision to revisit greenhouse gas emissions standards established by the Obama administration for 2022-2025 model cars and light trucks, arguing that the suits were premature. Read more »

House Passes Fisheries Act Update Opposed By Enviros

The U.S. House of Representatives on Wednesday voted to renew a decades-old law designed to protect and replenish the nation's fish stocks, along with several amendments that Democrats and environmentalists said would weaken the statute. Read more »

Enviros Press EPA On Heavy-Duty Truck Emissions Standards

A trio of environmental groups pushed the U.S. Environmental Protection Agency on Tuesday to revoke its recent decision to cease enforcing Obama-era greenhouse gas emissions standards for certain heavy-duty trucks outfitted with engines from older trucks, standards the agency plans to repeal. Read more »

HEALTH & LIFE SCIENCES

DEA Finalizes Prescription Opioid Anti-Diversion Policy

Allergan PLC
Alliance of Automobile Manufacturers
American Bar Association
American Center for Law and Justice
American Civil Liberties Union
American Enterprise Institute
American Federation of Government Employees
American Federation of State, County and Municipal Employees
Association of Corporate Counsel
Baltimore Orioles
Bank of America Corporation
Bayer AG
Bristol-Myers Squibb Co.
Center for Biological Diversity Inc.
Delaware Riverkeeper Network
Environmental Defense Fund Inc.
Epic Systems Corp.
Federalist Society
Federation for American Immigration Reform
Global Automakers
Google Inc.
Greater Boston Chamber of Commerce
International Brotherhood of Teamsters
Internet Brands, Inc.
Kirkland's, Inc.
Lambda Legal Defense & Educational Fund
LegalZoom.com Inc.
Los Angeles Dodgers
Macquarie Group Ltd.
Melaleuca Inc.
Murray Energy Corp.
NBCUniversal Inc.
National Conference of State Legislatures
National Education Association
National Federation of Independent Business
National Parks Conservation Association
National Right to Work Legal Defense Foundation
Natural Resources Defense Council
New York City Bar Association
New York University
Northern Mariana Islands

The U.S. Drug Enforcement Administration finalized plans Wednesday to scrutinize diversion of prescription opioids for illicit uses when setting limits on opioid production, shooting down industry objections about potential shortages and methods of assessing diversion. Read more »

EMPLOYMENT

Paid Family Leave Cheered But Proposals Diverge At Hearing

Republicans and Democrats cheered the idea of creating a paid family leave program in the U.S., the only industrialized country that does not guarantee new mothers paid time off, but disagreed on how to do it during a Senate Finance Committee meeting on Wednesday. Read more »

CONSUMER PROTECTION

Trump Retools Fraud Task Force To Focus On Consumers

The Trump administration disbanded an Obama-era financial fraud task force on Wednesday, replacing it with another multiagency group led by the U.S. Department of Justice that targets a broader range of economic crimes — especially fraud on consumers and the government. Read more »

INTERNATIONAL TRADE

WTO China Review Turns Ugly As More US Tariffs Loom

A World Trade Organization review of China's trade regime gave way to a contentious scrap in Geneva on Wednesday as the Asian giant swapped blows with the United States over the Trump administration's decision a day earlier to target $200 billion worth of Chinese exports with additional duties. Read more »

ZTE Takes Step Toward Lifting US Export Restrictions

ZTE Corp. has inked a deal with the U.S. Department of Commerce that has it depositing $400 million in an escrow account to lift a denial order that's blocking its access to the U.S. supply chain, the government said Wednesday. Read more »

Senate Pushes Back Against Trump's Security-Based Tariffs

The U.S. Senate took a preliminary step to counter the Trump administration's use of a Cold War-era law to impose sweeping tariffs Wednesday, fueling a long-running legislative push to reinstate congressional authority over trade policy. Read more »

Nonprofit Can't Access EU Investment Arbitration Docs

A European Union court on Wednesday shut down an effort by an environmental law nonprofit to force the European Commission to release documents relating to the compatibility of investment arbitration and the investment court system with EU law, agreeing with the commission that doing so could weaken its negotiating position. Read more »

TAX

NH Council OKs Special Session To Counter Wayfair Ruling

New Hampshire lawmakers can attempt to make life difficult for other states seeking to impose sales and use tax on remote transactions from in-state businesses, after the governor's request for a special legislative session to combat the U.S. Supreme Court's Wayfair ruling was approved Wednesday. Read more »

BANKRUPTCY

Retirement Fund
Nuclear Energy Institute
Owner-Operator Independent Drivers Association Inc.
PHH Corporation
Pfizer Inc.
Service Employees International Union
Sierra Club
Southern Environmental Law Center
The Royal Bank of Scotland Group PLC
Tix Corporation
Twitter Inc.
U.S. Chamber of Commerce
United Food & Commercial Workers Int'l Union
University of Mississippi Medical Center
Verizon Communications Inc.
Washington Nationals
Washington Post Co.
Wayfair LLC
Xcel Energy Inc
ZTE Corp.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
European Union
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission
Interior Board of Indian Appeals
Internal Revenue Service
Massachusetts Department of Revenue
Massachusetts Supreme Judicial Court

PREPA Chief Resigns Amid Restructuring, Privatization Push

The head of Puerto Rico's public electric utility has resigned just months after being installed to lead the company's privatization push as it struggles to restructure more than $9 billion in debt and improve an unstable electric grid. Read more »

IMMIGRATION

Immigrant Kids On Track For Family Reunification, US Says

More than half of the children recently separated from a parent at the border who have been identified as covered under a class action, and who are eligible to be promptly reunited, were expected to be back with a guardian by a court-imposed deadline, the Trump administration told a California federal court Tuesday. Read more »

Bill Roundup: Improper Entry, TPS, Family Reunification

House lawmakers introduced several bills Tuesday that would increase the minimum prison sentence for improper entry to the U.S., extend temporary protected status designation for certain countries and require the reunification of immigrant families. Here, Law360 delves into their proposals. Read more »

NATIVE AMERICAN

House Panel Pushes Forward Little Shell Recognition Bill

The House Committee on Natural Resources on Wednesday easily passed a proposed bill that would give the Little Shell Tribe of Chippewa Indians of Montana federal recognition and a land base. Read more »

Feds Defer Gas Leasing Of Colo. Land To Consult With Tribe

The federal government has decided to defer the leasing of almost a dozen parcels of land for possible oil and gas development in Huerfano County, Colorado, in order to consult with the Navajo Nation first, a U.S. Bureau of Land Management representative said Wednesday. Read more »

TELECOMMUNICATIONS

FCC Needs More Info Before Gutting Kids' TV, Sens. Warn

Sens. Ed Markey and Richard Blumenthal warned Wednesday that the Federal Communications Commission is taking a step toward rolling back rules governing children's educational TV programming without adequately sussing the impact of such a change on young minds and low-income households. Read more »

Dems Say Proposed FCC Rule A Disservice To Consumers

Two leading House Democrats on Tuesday urged Federal Communications Commission Chairman Ajit Pai to reconsider a proposed revision to the agency's rules they say would make it more difficult for consumers to get help with complaints against communications companies. Read more »

FCC Must Probe Carriers' Sharing Of User Data, Panel Hears

The Federal Communications Commission must further probe the sharing of sensitive customer information collected by telecom providers and passed on to third parties without clear procedures for obtaining the users' consent, a House subcommittee on technology heard Wednesday. Read more »

FCC Announces $100M Telehealth Pilot Program

The Federal Communications Commission announced Wednesday it plans to launch a telehealth program aimed at improving health outcomes in rural areas and backed by $100 million in funding from the Universal Service Fund. Read more »

National Highway Traffic Safety Administration
National Labor Relations Board
Navajo Nation
New Jersey Legislature
New York State Department of Financial Services
New York State Senate
Office of National Drug Control Policy
Office of the U.S. Trade Representative
Securities and Exchange Commission
Surface Transportation Board
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
World Trade Organization

WHITE COLLAR

Ex-NY Senate Head Denies Extortion In Final Plea To Jury

An attorney for former New York State Senate Majority Leader Dean Skelos on Wednesday made his final pitch to jurors in the corruption retrial accusing the Long Island Republican and his son of leveraging political power to extort companies, saying there's no crime in the senator asking for assistance for his son. Read more »

EXPERT ANALYSIS

Series

High Crimes And Misdemeanors: Making Political Judgments

Presidential impeachment exists not so that one party can decapitate the other, but to preserve the foundation of our democracy. For an impeachment to be legitimate, it must be a fair process in which Congress speaks for a majority of the American people in undoing an election, say Laurence Tribe of Harvard Law School and Joshua Matz of Gupta Wessler PLLC. Read more »

The Rise And Fall Of The Millionaire Tax In Massachusetts

In a June 20, 2018, decision the Massachusetts Supreme Judicial Court ended a three year effort to amend the Massachusetts Constitution and impose an additional tax on individuals with income exceeding $1 million, David Nagle and Joseph Donovan of Sullivan & Worcester LLP analyze the history of the litigation, the decision and its implications. Read more »

All Unions Likely To Feel The Impact Of Janus V. AFSCME

While the high court's decision in Janus v. AFSCME issued a direct and devastating hit to public-sector unions, it's effects are likely to be far reaching. Unions representing both private- and public-sector employees, as well as union funding of political causes, will feel the blow, say Joseph Gross and Adam Primm of Benesch Friedlander Coplan & Aronoff. Read more »

#MeToo's Impact On Sexual Harassment Law Just Beginning

The myriad sexual harassment laws proposed and passed this year show that legislatures are swiftly responding to the #MeToo movement. All employers should keep abreast of developments nationwide, because another state's laws may be coming soon to a legislature near you, says Susan Sholinsky of Epstein Becker & Green PC. Read more »

LEGAL INDUSTRY

Global 20: Herbert Smith Freehills

Herbert Smith Freehills used its global reach to help clients connected to the investigation into Russia's interference in the 2016 presidential election and to defend RBS in a high-profile action brought by thousands of investors over its £12 billion rights issue, landing the firm on Law360's Global 20 list. Read more »

Female GCs Earn 78 Cents For Every Dollar Male GCs Collect

The median total pay for female general counsel is $210,000, compared with the $270,000 median total compensation that men earn at the same level, according to a report released Wednesday. Read more »

Ways In-House Counsel Can Foster A Positive Co. Culture

Part of the role of in-house counsel amid the #MeToo movement is to effect change at their organizations and proactively try to create an environment in which employees are more sensitive, panelists at a New York City Bar Association event said Tuesday. They shared three other tips for how business lawyers can build a culture of respect. Read more »

NY Boutique Duval & Stachenfeld Hikes Associate Pay

Announcements of associate salary bumps continued apace as Manhattan-based real estate boutique Duval & Stachenfeld LLP informed its staff on Tuesday that it will increase base salaries, effective from the beginning of July, to adhere to the new market scale, at least for younger attorneys. Read more »

Analysis

Avvo's End Spells Opportunity For Other 'Disrupter' Legal Cos.

Avvo Legal Services may have succumbed to regulators troubled by a business model offering a menu of legal work for fixed fees, but that might only add wind to the sails of other legal industry "disrupters" focused on low-cost services. Read more »

Kirkland Gets OK To Rejoin Law School Suit Against ABA

A day after being shown the door in an Arizona federal court case challenging the American Bar Association law school accreditation process, a Kirkland & Ellis LLP team was welcomed back on Tuesday. Read more »

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Epstein Becker Green
Faegre Baker
Gibson Dunn
Greenberg Traurig
Gupta Wessler
Herbert Smith Freehills
Hogan Lovells
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LeClairRyan
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O'Melveny & Myers
Paul Hastings
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Reed Smith
Saul Ewing
Shapiro Arato
Sidley Austin
Snell & Wilmer
Stinson Leonard
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COMPANIES

American Bar Association
American Civil Liberties Union
Sierra Club
Allergan PLC
Alliance of Automobile Manufacturers
American Center for Law and Justice
American Enterprise Institute
American Federation of Government Employees
American Federation of State, County and Municipal Employees
Association of Corporate Counsel
Baltimore Orioles
Bank of America Corporation
Bayer AG
Bristol-Myers Squibb Co.
Center for Biological Diversity Inc.
Delaware Riverkeeper Network
Environmental Defense Fund Inc.
Epic Systems Corp.
Federalist Society
Federation for American Immigration Reform
Global Automakers
Google Inc.
Greater Boston Chamber of Commerce
International Brotherhood of Teamsters
Internet Brands, Inc.
Kirkland's, Inc.
Lambda Legal Defense & Educational Fund
LegalZoom.com Inc.
Los Angeles Dodgers
Macquarie Group Ltd.
Melaleuca Inc.
Murray Energy Corp.
NBCUniversal Inc.
National Conference of State Legislatures
National Education Association
National Federation of Independent Business
National Parks Conservation Association
National Right to Work Legal Defense Foundation
Natural Resources Defense Council
New York City Bar Association
New York University
Northern Mariana Islands Retirement Fund
Nuclear Energy Institute
Owner-Operator Independent Drivers Association Inc.
PHH Corporation
Pfizer Inc.
Service Employees International Union
Southern Environmental Law Center
The Royal Bank of Scotland Group PLC
Tix Corporation

Twitter Inc.
U.S. Chamber of Commerce
United Food & Commercial Workers Int'l Union
University of Mississippi Medical Center
Verizon Communications Inc.
Washington Nationals
Washington Post Co.
Wayfair LLC
Xcel Energy Inc
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Senate
Federal Communications Commission
U.S. Environmental Protection Agency
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. House of Representatives
Consumer Financial Protection Bureau
European Union
National Highway Traffic Safety Administration
National Labor Relations Board
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of the Interior
World Trade Organization
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Land Management
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
Federal Aviation Administration
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Interior Board of Indian Appeals
Internal Revenue Service
Massachusetts Department of Revenue
Massachusetts Supreme Judicial Court
Navajo Nation
New Jersey Legislature
New York State Department of Financial Services
New York State Senate
Office of National Drug Control Policy
Office of the U.S. Trade Representative
Surface Transportation Board

U.S. Department of Transportation
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Dustin MacDonald
Sent: Wed 12/14/2016 3:25:22 AM
Subject: Do you support "International suicide Prevention"?

Mayor Goodman,

As a trained counsellor, I know Mayor Goodman must be in favour of evidence-based treatment. That's why I'm writing to ask you if you support the work of the organization "International Suicide Prevention" (EIN: 20-4671131) in the State of Nevada.

The President of that organization - who is not qualified to practice any field of medicine, mental health, Social Work, or related, and who is promoting treatments that are not supported by scientific evidence - **says that you do**.

I call attention to about half-way down this page (https://www.linkedin.com/pulse/psychopath-matthew-d-dovel) where the following text appears (italics mine):

b. These are state leaders from Nevada that have been listed on our web site for years and allow their names and photos to be listed. Note: do you think that our Governor, US Congresswoman, and Mayor would allow their names, and photo, to appear in a site that is perpetrating a fraud?

1. *Congresswoman Representative for Nevada Dina Titus*
2. *Governor of Nevada Brian Sandoval*
3. *Mayor Carolyn Goodman of Las Vegas, Nevada*

Not only are they supporting our work you can find them on this link standing with me:
http://www.supportisp.org/about.html

My qualifications are below to help establish my bona fides as qualified in this area:

- I am a Registered Social Service Worker (RSSW) with the Ontario College of Social Workers and Social Service Workers (OCWSSW), the equivalent to the Nevada Board of Social Work Examiners
- I am the Director of Online Support & Communications for Distress Centre Durham
- I am also the ONTX (Online Text and Chat) Facilitator for Distress and Crisis Ontario.
- I sit on a subcommittee of the National Suicide Prevention Service (NSPS) bringing a national crisis line to Canada
- I am a member of the Durham Region Youth Suicide Prevention (YSP) Action Group building a postvention (after a suicide) protocol to the Region
- I am Secretary and Chair of the Technology and Innovation Committee on the Literacy Council of Durham Region Board of Directors
- Professional development includes Applied Suicide Intervention Skills Training (ASIST), Online Counseling and Suicide Intervention Specialist (OCSIS) and suicideCare courses

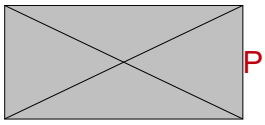
My LinkedIn: https://www.linkedin.com/in/dustinkmacdonald

Sincerely,

Dustin MacDonald, RSSW

http://www.dustinkmacdonald.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/9/2016 9:16:37 AM
Subject: [Marketing Mail] White House On Guard Against Dodd-Frank Tweaks, Lew Says



PUBLIC POLICY

Wednesday, March 9, 2016

TOP NEWS

White House On Guard Against Dodd-Frank Tweaks, Lew Says

Treasury Secretary Jacob J. Lew said in Senate testimony Tuesday that although the Obama administration supports easing regulations for community banks, five years of fighting over Dodd-Frank has “conditioned” the administration to be on the lookout for legislative changes that could gut the law.

Lynch Says High Court Nomination Would Disrupt Work As AG

U.S. Attorney General Loretta Lynch doesn’t want to be considered for a nomination to the U.S. Supreme Court to replace Justice Antonin Scalia, according to reports Tuesday, because such a nomination would inhibit her ability to do her job at the Justice Department.

DOJ Promotes Foreign Corruption Unit Leader

The head of the Foreign Corrupt Practices Act unit of the U.S. Department of Justice’s criminal division, a prosecutor with 15 years of experience, has been promoted within the division’s fraud section, the DOJ confirmed Tuesday.

New Medicare Drug Pay Model Invites Industry Clash

Federal regulators on Tuesday proposed a nationwide, five-year test of new drug payment policies aimed at cutting costs in Medicare Part B, likely touching off a significant fight with drugmakers, doctors and hospitals.

Cornyn Blasted Over Claim High Court Pick Will Be 'Pinata'

Senate Minority Leader Harry Reid, D-Nev., and the White House on Tuesday slammed Sen. John Cornyn, R-Texas, over comments that any nominee to replace the late U.S. Supreme Court Justice Antonin Scalia would effectively be treated as a “pinata,” urging Senate Republicans to pull back on their “rhetoric.”

Amarin, FDA Finalize Free Speech Settlement

Amarin Pharma and the U.S. Food and Drug Administration on Tuesday finalized in New York federal court a long-awaited settlement of First Amendment litigation over restrictions on off-label promotion, capping a seminal case for oversight of prescription drug claims.

Making Agencies Revisit Regs Saved $28B, White House Says

Federal agencies have saved taxpayers $28 billion through a now five-year effort to review regulations that can be updated or streamlined concerning tribes, the environment, contracting and other areas, the White House said in a recent blog post.

BANKING & SECURITIES

Mark Cuban Urges Supreme Court To Review SEC Courts

Billionaire entrepreneur Mark Cuban is urging the U.S. Supreme Court to take up

LAW FIRMS

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Brown Rudnick
Cahill Gordon
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Covington & Burling
Crowell & Moring
Dover Dixon
Earthjustice
Flood Law PLLC
Fragomen Del Rey
Gibson Dunn
Greenberg Traurig
Hayes Scott
Herbert Smith Freehills
Holland & Knight
Jenner & Block
K&L Gates
Kasowitz Benson
Katten Muchin
King & Spalding
Kirkland & Ellis
Lane Powell
Latham & Watkins
Littler Mendelson
Mayer Brown
McGuireWoods
Miller & Chevalier
Morgan Lewis
Morrison & Foerster
Paul Hastings
Quinn Emanuel
Reed Smith

the controversy over the U.S. Securities and Exchange Commission's in-house court, saying the current setup is a "farce" that puts any judicial review of the system out of reach for most defendants.

CFTC Has Chronic Economist Shortfall, Watchdog Says

The Commodity Futures and Trading Commission is chronically understaffed with economists and the problem hinders its ability to perform critical research, according to a recent inspector general report, charges the resource-strapped regulator denied while vowing to increase staff.

ENERGY & ENVIRONMENTAL

EPA Asks DC Circ. To Sink Farm Pollution Rule Challenges

The U.S. Environmental Protection Agency on Monday told the D.C. Circuit it should dismiss or transfer to district court challenges to a rule exempting some businesses from animal feedlot pollution reporting requirements.

Enviros Say Appeal In Fracking Fight Shouldn't Be Stalled

The Sierra Club and other environmental groups told the Tenth Circuit their appeal should be allowed to proceed as they seek to overturn an order blocking implementation of a new fracking rule on federal and tribal lands, saying a drawn out process would allow fracking to continue under outdated regulations.

Flint Water Contamination Legal Fees Could Reach $2.7M

Michigan’s outside legal fees connected to the contamination of the water supply in Flint could climb to $2.7 million, according to requests that won preliminary approval from a state board committee on Tuesday.

Texas Energy Cos. Have Opening In Mexico, Lawmakers Told

Deregulation of Mexico's energy sector could be a boon for the industry in Texas as it’s suffering through a downturn, Texas legislators were told Tuesday at a joint hearing of the Texas House Energy Resources and International Trade and Intergovernmental Affairs committees.

Nucor Joins Fight Against EPA's Texas-Oklahoma Haze Plan

U.S. steelmaking giant Nucor Corporation on Monday asked the Fifth Circuit to overturn the United States Environmental Protection Agency's plan to reduce haze in Texas and Oklahoma, joining the state of Texas and a growing number of utilities in challenging the plan.

Alarms Raised Over Miami Nuclear Plant's Water Pollution

Officials and the public called for action Tuesday following the release of a report that provided increased evidence that water from cooling canals for Florida Power & Light Co.'s Turkey Point nuclear plant is polluting the Biscayne Aquifer and Biscayne National Park.

HEALTH & LIFE SCIENCES

Fla. High Court Asked To Take On Abortion-Delay Law

Challengers to a Florida law requiring women to wait 24 hours after an initial doctor visit before undergoing an abortion asked the Florida Supreme Court on Monday to reinstate an injunction blocking enforcement of the law, saying the enforcement is depriving Florida women of their fundamental right to privacy.

TRANSPORTATION & INFRASTRUCTURE

DOT Official Wants Tougher Pipeline Safety Law

Criminal prosecutions under federal pipeline safety laws should be made easier and pursued more often to deter pipeline operators from treating civil penalties as

Reinhart Boerner
Ropers Majeski
Schiff Hardin
Sidley Austin
Simpson Thacher
Skadden
Sterne Kessler
Stradley Ronon
Venable LLP
Vinson & Elkins
Warner Norcross
WilmerHale

COMPANIES

Alpha Natural Resources, Inc.
Alstom SA
American Civil Liberties Union
American Hospital Association
American Immigration Council
American Immigration Lawyers Association
American Medical Association Inc.
Arch Coal Inc.
Associated Press
CME Group Inc.
Dallas Mavericks
Dow Chemical Co.
ERM Group Inc.
Florida Bar Association
Florida Power & Light Co.
Foxwoods Resort Casino
Friedman LLP
Genentech Inc.
Google Inc.
Hewlett Packard Co.
ICF International, Inc.
Luminant Generation Co. LLC
MGM Resorts International
Mohegan Sun
Monsanto Company
National Immigration Law Center
New York City Bar Association
New York Times Co.
New York University
Nucor Corporation
Pacira Pharmaceuticals Inc.
Peabody Energy Corporation
PhRMA
Premera Blue Cross
Service Employees International Union
Sierra Club

a "cost of doing business," a U.S. Department of Transportation watchdog told lawmakers on Tuesday.

States Can Divert 'Stranded' $2B To Transit Projects

The U.S. Department of Transportation said Tuesday that states can redirect unused portions of certain spending authorizations from more than a decade ago to nearby infrastructure projects, potentially making some $2 billion available for them.

Judge Denies Suit Over Calif.'s $64B High-Speed Rail Plan

California's plans for a $64 billion high-speed rail system don't violate the promises the Golden State's government made to voters to win funds for the project — yet, a state court judge said in a ruling made public on Tuesday denying a challenge to the project.

Maritime Officials Prioritizing Port Upgrades, Workforce Boost

U.S. ports buckling under the pressure of rising shipping demand and congestion will need additional investments to upgrade infrastructure and replenish a shrinking workforce of merchant mariners in order to maintain American competitiveness in global trade, maritime officials told a Senate panel on Tuesday.

Fla. Transportation Financing Bill Passes State Senate

The Florida Senate unanimously passed a wide-ranging transportation bill Monday, returning it to the state's lower chamber with amendments that include a $10 million funding boost for a seaport economic development program, an expansion of Florida Department of Transportation environmental review power and the creation of a financing corporation.

EMPLOYMENT

High Court Urged To Nix DOL Home Care Wage Rule

The Home Care Association of America urged the high court Monday to review a decision reviving the U.S. Department of Labor's rule extending federal wage-and-hour protections to most home care workers, doubling down on its assertion that the rule violates employers' statutory rights.

PRIVACY & CONSUMER PROTECTION

Monsanto Tells 9th Circ. Fed. Law Trumps Maui's GMO Ban

Monsanto is striking back against a citizens group trying to preserve a Maui, Hawaii, ordinance that bans the growing of genetically modified crops, saying federal law preempts the measure and the government's program for evaluating such plants proves that.

INTERNATIONAL TRADE

Froman Vows To Take Action On Global Steel Glut

U.S. Trade Representative Michael Froman on Monday tackled the fears about persistent overcapacity in the worldwide steel market head-on, assuring domestic producers that his office would take the appropriate steps to address the crisis.

TAX

EU To Require Clearer Tax Disclosures From Multinationals

The Council of the European Union on Tuesday reached an agreement to implement measures governing tax disclosures from multinational companies in a step toward enacting an anti-tax-avoidance package aimed at limiting tax base

State Bar of California
Temple University
Twitter Inc.
Warner Chilcott Limited
Xcel Energy Inc

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California High-Speed Rail Authority
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Consumer Product Safety Commission
Department of Agriculture
Department of Commerce
Department of Health and Human Services
Department of Labor
Department of the Interior
Drug Enforcement Administration
Environmental Protection Agency
European Commission
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Financial Institutions Examination Council
Federal Highway Administration
Federal Maritime Commission
Financial Stability Oversight Council
Florida Department of Transportation
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Maritime Administration
Mashantucket Pequot Tribal Nation
National Labor Relations Board
Office of Management and Budget
Pipeline and Hazardous Materials Safety Administration

erosion and profit-shifting first proposed by the European Commission in January.

BANKRUPTCY

Sens. Call For Self-Bonding Probe Amid Coal Co. Bankruptcies

Two U.S. senators asked the U.S. Government Accountability Office on Tuesday to analyze $3.6 billion in self-bonds issued by coal companies to cover cleanup costs when mines close, saying bankruptcies at some of the nation's largest coal producers call the program into question.

IMMIGRATION

225 Lawmakers Back Immigration Actions At High Court

More than 200 Democratic members of Congress and more than 300 groups that include prominent unions and immigration organizations urged the U.S. Supreme Court on Tuesday to nix a block on President Barack Obama's executive actions on immigration.

O-1 Visa Comparable Evidence Policy May Burden Petitioners

U.S. Citizenship and Immigration Services adjudicators may soon change how they consider comparable evidence to prove extraordinary ability for O-1 visa hopefuls, but attorneys say forcing petitioners to first show why other criteria aren't applicable to foreign nationals' careers is unnecessary and burdensome.

Reps., Scholars, Advocates Back Samoans' Bid For Citizenship

Members of Congress, law professors and others have filed amicus briefs in support of five American Samoans who have asked the U.S. Supreme Court to decide whether people born in the U.S. territory have birthright citizenship, saying the D.C. Circuit's ruling preserving laws classifying them as noncitizen nationals is wrong.

NATIVE AMERICAN

Conn. Tribe Says State Casino Law Protects Rivals' Monopoly

A Connecticut tribe urged a federal court Monday to strike down a state law that would tee up the Mashantucket Pequot and Mohegan tribes to open a third casino in the state, alleging the law unconstitutionally shields the rival tribes' casino monopoly in the state.

TELECOMMUNICATIONS

FCC Floats Lifeline Update To Include Broadband

Federal Communications Commission officials unveiled a plan Tuesday to expand Lifeline so consumers can choose to use their subsidy for stand-alone broadband or bundled voice and data plans, saying the proposal would also streamline the low-income phone program and reduce the potential for abuse.

Senate Bill Would Reauthorize FCC For First Time In 26 Years

Senate Commerce Committee Chairman John Thune, R-S.D., wants to restart regular reauthorizations of the Federal Communications Commission, introducing a $733.5 million two-year measure Monday that would be the first such bill to do since 1990.

FLORIDA

Fla. Judges Likely To Face Term Limit Push Again Next Year

Port of Pittsburgh Commission
Securities and Exchange Commission
Small Business Administration
South Florida Water Management District
Surface Transportation Board
Texas Attorney General's Office
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
Ute Indian Tribe

A controversial proposal to put a two-term cap on Florida's state appellate and Supreme Court judges is petering out in the state Legislature, but experts say they expect to see it again in next year's session as legislators look for ways to rein in what they see as problem judges.

PENNSYLVANIA

Judicial Retirement Age Measure Confusing, Pa. Justices Told

The Pennsylvania Senate Republican Caucus on Sunday asked the state Supreme Court to clean up the language in an April ballot question that will give voters the chance to raise the mandatory retirement age for judges from 70 to 75.

PEOPLE

ACA Expert Joins Holland & Knight From IRS

A former senior director of operations at the Internal Revenue Service who oversaw the implementation of the Affordable Care Act has joined Holland & Knight LLP as a partner in Washington, D.C., the firm announced on Tuesday.

EXPERT ANALYSIS

A 'FAIR' Chance For Infrastructure P3s In Obama Budget

The Obama administration's fiscal year 2017 budget includes an innovative infrastructure finance proposal, known as the Financing America's Infrastructure Renewal program, that may gain traction in the 114th Congress, even if the clock runs out on the Obama administration. Cost-effective infrastructure investment is a policy idea that will always be able to find a constituency in Congress, say attorneys at K&L Gates LLP.

The Yates Memo: 6 Months Later

It has been six months since U.S. Deputy Attorney General Sally Yates announced the now well-known "Yates memo," which, at least initially, suggested a policy shift by the U.S. Department of Justice on the investigation and prosecution of individuals for corporate wrongdoing. Tracing the developments since the Yates memo's inception, it is clear that the policy has already had practical implications, say attorneys with Paul Hastings LLP.

The Regulatory Impact Of President Obama's Final Year

Whether or not one agrees with this president's policies, it has been impressive how he has marshaled his resources to get things done. Now, as we enter the last year of an eight-year presidency, there is a lot of unfinished business and an appetite in the executive branch to "make hay while the sun shines." And there will be little to stand in the administration's way, say attorneys with Crowell & Moring LLP.

LEGAL INDUSTRY

K&L Gates Losses Fueled By Clashes With Firm Management

K&L Gates LLP's stream of partner departures is being driven by concerns that the firm's management structure creates an autocracy that is unable to address partners' anxieties about the firm's financial future, former partners say, a contention the head of the firm slammed in an interview with Law360 on Tuesday, saying the firm takes great pains to give partners a voice.

5 Ways To Build Trust When Talking With Clients

Building trust is key to having successful client relationships. But experts say fostering trust takes more than just delivering legal solutions.

BigLaw's Racial Diversity Still Bleak

BigLaw firms slightly increased the diversity of their attorney ranks between 2007 and 2015, but the firms actually had fewer African-American lawyers and promoted Asian-American attorneys less often than was the case eight years ago, a survey found Tuesday.

3 BigLaw Firms Report 2015 Financial Figures

Gross revenue at Schiff Hardin LLP soared in 2015, up 14.7 percent over the previous year, McGuireWoods LLP posted a 5.4 percent increase in revenue and Covington & Burling LLP's London office made barely perceptible income gains, the firms confirmed on Tuesday.

Reed Smith's Rookie London Associates Get $2,850 Raise

Reed Smith LLP has given its first-year associates in London a £2,000 ($2,853) pay raise, hiking starting salaries at the firm from £61,000 to £63,000, the firm confirmed on Tuesday.

What GCs Need To Know About Ransomware Attacks

Hackers are increasingly holding systems and data hostage while demanding a payout, with one think tank calling 2016 "the year ransomware holds America hostage." But this new crime wave requires a different approach to cybersecurity than your standard data breach prevention plan. Here is how GCs can prepare their organizations.

Calif. High Court To Stream Oral Arguments, Top Judge Says

The California Supreme Court will start streaming oral arguments online in May, California's top judge told state legislators during the annual State of the Judiciary address on Tuesday.

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Premera Blue Cross
Service Employees International Union
State Bar of California
Temple University
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U.S. Supreme Court
Environmental Protection Agency
U.S. Department of Transportation
Department of the Interior
U.S. Senate
Commodity Futures Trading Commission
Department of Labor
Federal Bureau of Investigation
Federal Communications Commission
Government Accountability Office
Internal Revenue Service
Office of Management and Budget
Securities and Exchange Commission
U.S. House of Representatives
Animal and Plant Health Inspection Service
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California High-Speed Rail Authority
Centers for Medicare & Medicaid Services
Consumer Product Safety Commission
Department of Agriculture
Department of Commerce
Department of Health and Human Services
Drug Enforcement Administration
European Commission
Federal Acquisition Regulatory Council
Federal Energy Regulatory Commission
Federal Financial Institutions Examination Council

Federal Highway Administration
Federal Maritime Commission
Financial Stability Oversight Council
Florida Department of Transportation
Food and Drug Administration
Maritime Administration
Mashantucket Pequot Tribal Nation
National Labor Relations Board
Pipeline and Hazardous Materials Safety Administration
Port of Pittsburgh Commission
Small Business Administration
South Florida Water Management District
Surface Transportation Board
Texas Attorney General's Office
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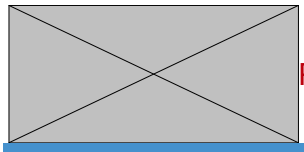
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 10/30/2018 8:32:05 AM
Subject: Supreme Court Won't Hear Pa. Gerrymandering Case



PUBLIC POLICY.

LexisNexis launches Law360's Access To Justice Newswire

Letter from the Publisher

Tuesday, October 30, 2018

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TOP NEWS

Supreme Court Won't Hear Pa. Gerrymandering Case

The U.S. Supreme Court on Monday shot down an appeal bid from Republican legislative leaders in Pennsylvania challenging a landmark decision earlier this year that struck down the state's congressional map as a partisan gerrymander. Read full article »

Election Will Decide If Senate Passes More Tax Cuts: Brady

House Ways and Means Chairman Kevin Brady, R-Texas, said Monday that the Senate will pass another round of tax cuts next year if Republicans maintain the majority in both chambers of the U.S. Congress. Read full article »

Proxy Firms Faulted On Advice In Squire Patton-Led Report

Proxy advisory firms often give flawed guidance to shareholders while leaving corporations little time to respond to the firms' recommendations, which carry heavy sway among investors, according to a report Monday led by law firm Squire Patton Boggs and backed by a pro-business group. Read full article »

Trump Accused Of Conning Thousands Into Bogus Deals

A lawsuit in New York federal court hit President Donald Trump and three of his children with a string of racketeering and fraud allegations Monday, stoking new controversy over his business empire just a week ahead of the midterm elections. Read full article »

Commerce Restricts Exports To Chinese Semiconductor Co.

The U.S. Department of Commerce has moved to restrict exports and technology transfers to a Chinese semiconductor firm, in an effort to protect U.S. national security interests and American technology, according to a notice to be published in the Federal Register on Tuesday. Read full article »

High Court Delays Decision On Net Neutrality Cert

The U.S. Supreme Court has delayed announcing whether it will hear the closely watched net neutrality appeal and has indicated that the earliest it will say whether certiorari has been granted is after a conference scheduled for Friday. Read full article

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Edelson PC
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Foley & Lardner

»

ENERGY & ENVIRONMENTAL

Justices Won't Hear Chevron Test Over FWS Otter Program

The U.S. Supreme Court on Monday declined to hear a challenge to the effect of so-called Chevron deference on agency decision-making, keeping in place a Ninth Circuit decision that rejected a challenge to the U.S. Fish and Wildlife's power to end a failed sea otter conservation program. Read full article »

4th Circ. Backs SC Plutonium Removal Injunction

The Fourth Circuit has said a lower court followed the law when it decided the U.S. Department of Energy had to remove a metric ton of weapons-grade plutonium from a nuclear waste disposal facility in South Carolina after the DOE had missed a deadline to process the material. Read full article »

EPA Floats Delay Of Obama-Era Landfill Methane Standards

The U.S. Environmental Protection Agency is suggesting delaying until 2019 Obama-era regulations that limit emissions from municipal landfills, according to a proposed rule to be published in the Federal Register on Tuesday. Read full article »

Auto Emissions Rollback Draws Unexpected Opposition

The Trump administration's proposal to weaken Obama-era greenhouse gas emissions and fuel efficiency standards has drawn criticism from surprising sources including Shell Oil and General Motors over climate change concerns, while California complained it would lose a Clean Air Act waiver that allows it to set its own greenhouse gas specifications under the plan. Read full article »

HEALTH & LIFE SCIENCES

More Concerns Raised About Compliance At Broward Health

Leadership turmoil that plunged South Florida's Broward Health into a $70 million settlement with the federal government in 2015 has showed few signs of going away, according to a compliance report's findings of shortcomings regarding contract negotiations and watchdogs' recent letters alleging threats to independent review efforts. Read full article »

INSURANCE

BCBS Hid Air Ambulance Coverage, Patients Tell 8th Circ.

An insurance company shouldn't be allowed to pay whatever it wants for emergency medical flights, a North Dakota couple told the Eighth Circuit on Friday, arguing that the slipperiness of Blue Cross Blue Shield of North Dakota's reimbursement practices violates the Employee Retirement Income Security Act. Read full article »

CYBERSECURITY & PRIVACY

Canadian Privacy Chief Offers Guidance On New Breach Rule

Canada's privacy commissioner on Monday released long-awaited guidance on how companies can meet their reporting and record-keeping obligations under a federal breach-notification regime set to take effect later this week, although the regulator continued to express frustrations with the "limited resources" his office currently has to enforce the new law. Read full article »

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Kaplan Hecker
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Lawyers' Committee for Civil Rights
Maring Williams
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McGuireWoods
McKool Smith
Morrison & Foerster
O'Connell & Aronowitz
Ogletree Deakins
Paul Weiss
Pillsbury Winthrop
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Riggs Abney
Robinson Miller
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WilmerHale

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Aeroports de Paris
Alliance of Automobile Manufacturers
American Bar Association
American Cable Association
American Civil Liberties Union
American Institute of Certified Public Accountants
Blue Cross Blue Shield of North Dakota
CTIA
Chevron Corp.
Citizens for Responsibility and Ethics in Washington
DraftKings Inc.
FanDuel Inc.
Fordham University
General Motors
Global Automakers

Skunk Smell Ruined Dream Home, Jury Told At Pot RICO Trial

A trial that could dramatically alter the expansion of cannabis in one of the first states to legalize it kicked off Monday in Colorado federal court, with an aggrieved landowner telling jurors how the skunky smell of a grow operation next door has ruined her family's dream home. Read full article »

TAX

UK Budget Increases Capital, Royalty, Plastic Taxes

The U.K. will introduce anti-tax-avoidance measures worth £2.1 billion ($2.7 billion) a year, with more restrictive allowances for corporate capital losses and a levy on royalties sent to tax havens, finance minister Philip Hammond announced Monday. Read full article »

Supreme Court Won't Review Ruling On Ill. Estate's Taxes

The U.S. Supreme Court said Monday it would not take a challenge to an Illinois Supreme Court decision that ruled a state circuit court lacked jurisdiction to hear a case challenging the retroactive application of Illinois' estate tax for a $5 million estate. Read full article »

Adopt Model Statute For Partnership Audits, MTC Officer Says

The Multistate Tax Commission should formally adopt a model statute that addresses how states could handle partnership audits in the wake of new federal audit rules, the commission's hearing officer on the subject said in a report Monday. Read full article »

IMMIGRATION

Justices Seek SG's Input On Damages In Border Shooting

The U.S. Supreme Court on Monday asked the U.S. solicitor general to weigh in on whether the mother of a slain Mexican teenager can collect damages in the cross-border shooting of her son by a U.S. Border Patrol agent. Read full article »

High Court Won't Hear Visa Fraud, Bond Hearing Cases

The U.S. Supreme Court on Monday declined to consider a decision that a detained Salvadoran man facing a reinstated deportation order was not entitled to a bond hearing to determine whether he was eligible for withholding of removal and another ruling that turned down a bid for a new trial by two brothers convicted of visa fraud. Read full article »

ICE Tells 2nd Circ. Activist Can't Hide Behind 1st Amendment

U.S. Immigration and Customs Enforcement told the Second Circuit on Wednesday that most people facing deportation do not enjoy certain free speech protections, saying precedent supports the deportation of a prominent organizer with a criminal past. Read full article »

Refugees Seek Cert. In Ohio Driver's License Bias Suit

An immigration advocacy group and several refugees asked an Ohio federal court Friday to certify their putative class action alleging that the state's Bureau of Motor Vehicles is discriminating against noncitizen refugees by illegally denying them driver's licenses. Read full article »

Watchdog Group Sues DHS Over Family Separation Records

The U.S. Department of Homeland Security has a "culture of noncompliance" that resulted in the agency not keeping files on immigrant families who were separated at the border, according to a complaint filed Friday in D.C. federal court by a government watchdog group. Read full article »

NATIVE AMERICAN

HSBC Holdings PLC
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Institutional Shareholder Services Inc.
Internet Brands, Inc.
London Stock Exchange Group PLC
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Micron Technology Inc.
NAACP Legal Defense and Educational Fund Inc.
NFL Enterprises LLC
Neota Logic Inc.
New York Times Co.
Pacific Legal Foundation
Public Knowledge
Royal Dutch Shell PLC
Sony Music Entertainment Inc.
TechFreedom
Trump Organization Inc.
United States Telecom Association
Verizon Communications Inc.
Volkswagen
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Industry and Security
California Air Resources Board
Committee on Foreign Investment in the United States
Department of Commerce
Drug Enforcement Administration
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Fish and Wildlife Service
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
Minnesota Department of Revenue
NAFTA
NATO
National Archives and Records Administration
National Highway Traffic Safety Administration
New York Attorney General's Office

Slave Descendants Say Tribal Chief Belongs In Bias Suit

Descendants of slaves once held by the Muscogee (Creek) Nation have asked a D.C. federal court to deny a bid by the tribe's principal chief to escape their discrimination suit, saying that the court has jurisdiction over him and that the plaintiffs aren't required to exhaust tribal remedies. Read full article »

TELECOMMUNICATIONS

10th Circ. Nixes Review Of FCC Subsidy Clawback, For Now

The Tenth Circuit has refused to take up a Federal Communications Commission demand that a Colorado phone company pay back $7 million in federal subsidies for network deployment, saying a pending FCC review prevents court involvement for now. Read full article »

AT&T Takes Fight Over FCC's 5G Rule To DC Circ.

AT&T has joined the growing opposition to the Federal Communications Commission's recent 5G order, asking the D.C. Circuit to force the FCC to include a "deemed granted" provision that would kick in if local authorities take too long to respond to a request to place wireless facilities. Read full article »

WHITE COLLAR

Justices Won't Review NJ's Nonmonetary Bail Reform Fight

The U.S. Supreme Court on Monday declined to wade into a dispute over claims that New Jersey's bail reform law violated a man's constitutional right to post monetary bail for pretrial release, leaving intact a precedential opinion by the Third Circuit rejecting his bid to enjoin state officials from enforcing the statute. Read full article »

Daily Fantasy Sports Are Gambling, NY Judge Says

A New York state judge found Friday that daily fantasy sports contests, like those offered by DraftKings Inc. and FanDuel Inc., are gambling, and that the state law that legalized them is unconstitutional, but noted that the court can't stop lawmakers from excluding them from the state's anti-gambling penal law. Read full article »

CIVIL RIGHTS

Harvard Students, Alumni Testify Race Matters In Admissions

A diverse group of Harvard students and alumni took center stage Monday in the closely watched affirmative action trial, telling a federal judge how their ethnicity shaped their time at Harvard and discouraging the elimination of a race-conscious admissions policy at the Ivy League school. Read full article »

EXPERT ANALYSIS

Prospects For Tax Policy In A Divided Post-Election Congress

The outcome of next week's election remains uncertain, but it is possible to predict some of the policy changes and legislative initiatives likely to arise during lame duck and 116th congressional sessions if Democrats regain a majority in the House of Representatives, say Evan Migdail and Melissa Gierach at DLA Piper LLP. Read full article »

How SUPPORT Will Affect Pharma Interactions With DEA

While the SUPPORT Act is largely directed at treatment and prevention, it contains several momentous provisions for companies that manufacture, distribute or dispense opioid medications. Interestingly, the act also imposes significant analytical and reporting hurdles on the U.S. Drug Enforcement Administration, says Jodi Avergun of Cadwalader Wickersham & Taft LLP. Read full article »

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Pennsylvania Supreme Court
Puerto Rico Ports Authority
Securities and Exchange Commission
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U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
World Bank Group

CFIUS' Pilot Program: Takeaways For State-Owned Investors

The Committee on Foreign Investment in the U.S. has announced a pilot program requiring filings when entities linked to foreign governments acquire substantial interests in certain U.S. businesses. State-owned entities will need to report more transactions, but the process will be streamlined in many cases, say Nancy Fischer and Matthew Rabinowitz of Pillsbury Winthrop Shaw Pittman LLP. Read full article »

Compliance Remains A Key DOJ Priority

Commentators have hailed a new U.S. Department of Justice policy as signaling a softening in the Criminal Division's use of corporate monitors. But it is worth noting what the Benczkowski memo does not change, say former Assistant U.S. Attorney General Leslie Caldwell and Christopher Ting of Latham & Watkins LLP. Read full article »

How The FAA Reauthorization Law Supports Airport Leasing

Provisions in the recently passed Federal Aviation Administration reauthorization significantly enhance the ability of U.S. public entities to obtain the operational and financial benefits of private airport management by leasing airports to private airport operators, says John Schmidt of Mayer Brown LLP. Read full article »

Q&A

Wendy Olson Talks Twin Falls, Tribes, Private Practice

Former U.S. Attorney for the District of Idaho Wendy Olson discusses her decades of experience prosecuting white collar crimes and civil rights violations, her work and challenges as U.S. attorney, and her move to private practice. Read full article »

LEGAL INDUSTRY

For Small Firms, Big Benefits Are Weapons In Talent War

Competition is stiff among the nation’s top law firms for cream of the crop associates, and while it may seem that large law firms have a stranglehold on the market for talent, small firms are stepping up with exceptional pay and benefits aimed at roping in the best of the best. Read full article »

Gordon Dadds, Ince Joining To Form UK’s Biggest Listed Firm

The United Kingdom-based Gordon Dadds Group PLC has agreed to an estimated £34 million ($43.5 million) acquisition of Ince & Co. International LLP, a tie-up expected to create the region’s largest publicly listed law firm by revenue, according to a press release Monday. Read full article »

Legal Tech Download: Automated Invoice Review And Pricing

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments. Read full article »

Interview

15 Minutes With Kickstarter's General Counsel

Earlier this year, Chris Mitchell took on his third general counsel role when he started working at Kickstarter, the public benefit corporation that maintains a global crowdfunding platform focused on creativity and merchandising. Here, he describes his nonlegal responsibilities and how he stays on top of security developments as companies of all sizes across industries face unprecedented challenges from cyberattacks. Read full article »

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Blue Cross Blue Shield of North Dakota
CTIA
Citizens for Responsibility and Ethics in Washington
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U.S. Environmental Protection Agency
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Securities and Exchange Commission
U.S. Attorney's Office
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U.S. Immigration and Customs Enforcement
Bureau of Indian Affairs
Bureau of Industry and Security

California Air Resources Board
Committee on Foreign Investment in the United States
Department of Commerce
Drug Enforcement Administration
Federal Aviation Administration
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Fish and Wildlife Service
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Illinois Supreme Court
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National Highway Traffic Safety Administration
New York Attorney General's Office
New York State Gaming Commission
Pennsylvania Supreme Court
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 4/2/2018 1:52:06 PM
Subject: Billing Top to Bottom by Barbara Cobuzzi: 4 AAPC CEUs

.
Ted Burton

Medical Billing From Front to Back Virtual Boot Camp

Presented By: Barbara J. Cobuzzi

Live Webinar | **Date:** Wednesday, April 25, 2018 | **Time:** 12:00 PM EST - 4:30 PM EST | **CEUs**: 4 AAPC CEU Approved

Register Now

Medical Billing Strategies from A to Z

If yours is like most practices, you're probably seeing more and more patients with high-deductìble plans, HSA policies, and other third-pàrty payers that work hard to delay payments—or, worse, not pay at all. To overcome these obstacles, you must optimize collections.

Learn how in this information-packed webinar with expert speaker **Barbara J. Cobuzzi**. In this four-hour boot camp, she will cover all the key elements a successful medical billing operation needs to put in place—from the time the patient makes his appoìntment until you receive payment in full. This boot camp will highlight the crucial steps to take to ensure your practice gets the payments it deserves for services rendered.

After attending this virtual boot camp, you will understand how to set up your practice's processes to improve your collections—and optimize your compliant revenue. You will have the tools to hold third-pàrty payers accountable for their share of the bills. Most important, you will be equipped to collect every dollar you're owed in the most efficient and compliant manner! **Read more**

Session Highlights

Here is a taste of what you will uncover:

- How codìng, documentation, and billing all fit together.
- Which latest tools can best assist billing staff in efficiently and compliantly collecting outstanding balances.
- Which compliance issues you must address to stay out of hot water with the feds.
- Where patient responsibility starts, and how can you encourage a patient to fulfill his responsibility
- What the insurancè company's responsibility is, and how you can make sure it pays what you're owed.
- When is the right time to involve a collections agèncy (The answer may surprise you).

What's more

This immersive Virtual Boot Camp will teach you everything you need to know and the specific processes you need to

put into place to transform your billing practices. Take a deep dive into topics such as:

- Assemble your billing dream téam – find out who affects your billing process.
- Díscover the ínsurance-verification tricks that you've never heard about before.
- Learn how to make crucial check-out decisions so you can start collecting the money ASAP.
- Beware: How "courtesy discounts" could get you into hot water for billing fraud.
- Debunk your misconceptions -- get everything you need to understand about Advance Benefíciary Notices.
- Go through the charge capture process step-by-step to stay compliant and get the reimbursement you deserve.
- Get the tools to understand the rules -- AMA codíng, CMS and payer rules, and more!
- Find out the best way to handle self-pay patients and increase collections.
- Demystify CMS 1500 forms with a comprehensive, can't-miss tutorial.
- Learn how to protéct your practice from the most common payer excuses to underpay or refuse to pay bills.
- Employ the secrets to achieving a 100% success rate on appeals to CMS and prívate payers for rejected claims!

- And more

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✆ Call Now at 1-866-251-3060 or email at virtualbootcamp@audioeducator.com (Reference codè: ETCIAERK)

About Our Speaker

Barbara J. Cobuzzi - MBA, CPC, CENTC, COC, CPC-P, CPC-I, CPCO, AAPC, is owns CRN Healthcare Solutions where provides value added provider consulting services. She holds a BS in Industrial Engineering from Rensselaer Polytechnic Institute and an MBA from New York University. **Read more**

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Ullman
Sent: Thur 4/5/2018 5:31:07 PM
Subject: RE: Senior Finance Staff Post

Wonderful idea!! I will pursue this! Thank you – and see you in an hour or so! ☺

Jonathan

Jonathan Ullman
President & CEO

Office: 702.724.8636
Direct: 702.229.5358
jullman@themobmuseum.org
www.themobmuseum.org
facebook | twitter | youtube

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Thursday, April 5, 2018 9:33 AM
To: Jonathan Ullman <jullman@themobmuseum.org>
Subject: [WARN] RE: Senior Finance Staff Post

Just a FYI, Rana Lacer (former CFO for LVCVA) might be available and might be one with whom to chat…a great, capable, knowledgeable, and highly experienced individual!! She'd be a catch (I tried to get her for the City when Mark Vincent retired but she would not leave LVCVA at the time).

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Jonathan Ullman <jullman@themobmuseum.org>
Sent: Wednesday, April 4, 2018 11:45 AM
To: Bob Stoldal ([redacted]>; Cathy Tull (ctull@lvcva.com) <ctull@lvcva.com>; Chris Kaempfer (ckaempfer@kcnvlaw.com) <ckaempfer@kcnvlaw.com>; Clint Holmes ([redacted]>; Craig Galati (cgalati@lgainc.com) <cgalati@lgainc.com>; Ed Koijane (edward.koijane@ey.com) <edward.koijane@ey.com>; JB Batiste (audry@precisewealth.com) <audry@precisewealth.com>; Jeff Silver (jsilver@dickinson-wright.com) <jsilver@dickinson-wright.com>; Jerry Epstein (jerry@engagednation.com) <jerry@engagednation.com>; Jim Germain ([redacted]>; John Mowbray (jmowbray@fclaw.com) <jmowbray@fclaw.com>; Kara Kelley (kara@karajkelley.com) <kara@karajkelley.com>; Mayor Carolyn G. Goodman ([redacted]>; Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; Mayor Oscar Goodman (ogoodman@lvcva.com) <ogoodman@lvcva.com>; Mike Green [redacted]>; Nancy Rapoport (nancy.rapoport@unlv.edu) <nancy.rapoport@unlv.edu>; Paul Camacho (paul.camacho@stationcasinos.com) <paul.camacho@stationcasinos.com>; Rob Dondero (rob.dondero@rrpartners.com) <rob.dondero@rrpartners.com>; Senator Richard Bryan (rbryan@fclaw.com) <rbryan@fclaw.com>; Steve Martinez (stevmartin@mgmresorts.com) <stevmartin@mgmresorts.com>; Ted Quirk (quirkt@gtlaw.com) <quirkt@gtlaw.com>; Valerie Murzl (valerie.murzl@stationcasinos.com) <valerie.murzl@stationcasinos.com>
Cc: Mark Achenbach <machenbach@themobmuseum.org>; Cristin Haught <chaught@themobmuseum.org>
Subject: RE: Senior Finance Staff Post

The position description is now truly attached – sorry everyone! Jonathan

---

From: Jonathan Ullman
Sent: Wednesday, April 4, 2018 11:36 AM

To: 'Bob Stoldal [redacted]; 'Cathy Tull (ctull@lvcva.com)' <ctull@lvcva.com>; 'Chris Kaempfer (ckaempfer@kcnvlaw.com)' <ckaempfer@kcnvlaw.com>; 'Clint Holmes [redacted] 'Craig Galati (cgalati@lgainc.com)' <cgalati@lgainc.com>; 'Ed Koijane (edward.koijane@ey.com)' <edward.koijane@ey.com>; 'JB Batiste (audry@precisewealth.com)' <audry@precisewealth.com>; 'Jeff Silver (jsilver@dickinson-wright.com)' <jsilver@dickinson-wright.com>; 'Jerry Epstein (jerry@engagednation.com)' <jerry@engagednation.com>; 'Jim Germain [redacted]; 'John Mowbray (jmowbray@fclaw.com)' <jmowbray@fclaw.com>; 'Kara Kelley (kara@karajkelley.com)' <kara@karajkelley.com>; 'Mayor Carolyn G. Goodman [redacted] <cg[redacted]; 'Mayor Carolyn G. Goodman (cgoodman@lasvegasnevada.gov)' <cgoodman@lasvegasnevada.gov>; 'Mayor Oscar Goodman (ogoodman@lvcva.com)' <ogoodman@lvcva.com>; 'Mike Green (michaelgreen327@gmail.com)' <michaelgreen327@gmail.com>; 'Nancy Rapoport (nancy.rapoport@unlv.edu)' <nancy.rapoport@unlv.edu>; 'Paul Camacho (paul.camacho@stationcasinos.com)' <paul.camacho@stationcasinos.com>; 'Rob Dondero (rob.dondero@rrpartners.com)' <rob.dondero@rrpartners.com>; 'Senator Richard Bryan (rbryan@fclaw.com)' <rbryan@fclaw.com>; 'Steve Martinez (stevmartin@mgmresorts.com)' <stevmartin@mgmresorts.com>; 'Ted Quirk (quirkt@gtlaw.com)' <quirkt@gtlaw.com>; 'Valerie Murzl (valerie.murzl@stationcasinos.com)' <valerie.murzl@stationcasinos.com>
Cc: Mark Achenbach <machenbach@themobmuseum.org>; Cristin Haught <chaught@themobmuseum.org>
Subject: Senior Finance Staff Post

Members of the Board:

We continue to make rapid progress towards our public opening of The Underground. Very much looking forward to seeing most of you at the celebration on the 19th.

I want to make you aware that Kathleen Hoy, our Controller, has announced her plans to retire in early May. Kathleen has been with us for almost five years and has contributed significantly to "shoring up" and managing our accounting processes. We are fortunate that Kathleen is staying in the community and not moving on to another job. She has graciously informed us that she could be available going forward on a part-time basis or for discrete projects.

We will be searching for a replacement immediately. With guidance from Ed, we have enhanced the position description (attached) to address the complexities of our operations, with particular emphasis on the business analytics that will be more important than ever as we evaluate and grow our separately ticketed experiences, new F&B activities, etc.

Referrals are appreciated and may be sent to Cristin Haught, Mark Achenbach, or myself – or simply directed to the employment section on our website. Thanks again to Ed who has offered assistance in the selection process.

Much appreciated,

Jonathan

Jonathan Ullman
President & CEO

Office: 702.724.8636
Direct: 702.229.5358
jullman@themobmuseum.org
XD has detected a possible fraud attempt from "na01.safelinks.protection.outlook.com" claiming to be www.themobmuseum.org
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THE MOB MUSEUM
National Museum of Organized Crime & Law Enforcement

TRAVELERS' CHOICE 2017
RANKED #20 MUSEUM IN THE U.S.

ExchangeDefender Message Security: Check Authenticity

ExchangeDefender Message Security: Check Authenticity

To: Diana Paul[dpaul@LasVegasNevada.GOV]
Cc: Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
Bcc: [redacted]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 9:22:20 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

By way of information to you both:

Until the legal/justice process is completed and a guilty verdict is assessed, the question at this time is moot. As you know, anyone can be indicted for any reason, and **most importantly, one is presumed innocent until proven guilty in this country**. As for additional information In regards to campaign contributions that came in over 4 years ago to fund my 2011 campaign (and were spent), each and all were recorded, made public and to my knowledge were either Nevada, Clark County, and/or City **licensed business entities**.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Diana Paul
Sent: Thursday, July 09, 2015 2:09 PM
To: Carolyn G. Goodman
Cc: Margaret Kurtz
Subject: Re: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Understood, all of the reporters are asking in the context of contributions and will you return them.

On Jul 9, 2015, at 1:39 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I made no statement about any contributions received, just a flat response to the publication of information *as asked.*

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:35 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I believe the reporter is on deadline now; he asked for the statement you had made regarding the campaign contributions received from those indicted.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:34 PM
To: Margaret Kurtz
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Great! I'll get back to you on it. I want to be sensitive to their community. I'll get it done by Monday.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:32 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

Got a text from DeHaven too with questions – please send my statement on to him as well.

<image001.jpg>

From: Diana Paul
Sent: Thursday, July 09, 2015 7:25 AM
To: cgoodman
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>_____

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015

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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION

PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

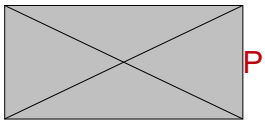
If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 5/5/2016 7:46:16 AM
Subject: [Marketing Mail] Trump Primary Win Doesn't Sway McConnell On Garland



PUBLIC POLICY

Thursday, May 5, 2016

TOP NEWS

Trump Primary Win Doesn't Sway McConnell On Garland

Senate Majority Leader Mitch McConnell, R-Ky., is not backing down from his opposition to U.S. Supreme Court nominee Merrick Garland in light of Donald Trump's inevitable Republican primary win, holding firm to the view that the next president should fill the vacancy.

CFPB Unleashes Draft Rule On Arbitration Clauses

The Consumer Financial Protection Bureau released a highly anticipated proposed rule Thursday to ban consumer financial services providers from prohibiting customers, through contracts with mandatory arbitration clauses, from filing or joining class actions.

DOJ Hits NC With Warning Over Transgender 'Bathroom' Law

The U.S. Department of Justice on Wednesday sent a letter to North Carolina Gov. Pat McCrory saying the state's controversial law restricting bathroom access for transgender persons is in violation of civil rights laws prohibiting employment discrimination, according to news reports.

Pentagon Could Go Over Funding Caps By $162B, CBO Says

The money needed for the Obama administration's plans for the U.S. Department of Defense will exceed funding caps by $162 billion over the next four years if Congress rejects cost-saving proposals and weapons systems costs continue to increase as they have in the past, the Congressional Budget Office warned Tuesday.

Brexit A 'Daunting' Legal Task, UK Lawmakers Say

The U.K. faces a "complex and daunting" legal task lasting several years if the country votes to leave the European Union in a June 23 referendum, a U.K. parliamentary committee said in a report issued Wednesday.

ANALYSIS

Energy Policymakers To Watch In The House

In an ideologically divided Congress, energy-focused lawmakers are often guided as much by whether their state produces or consumes a lot of energy as by ideology. Here, experts identify the energy policy movers and shakers in the House. Yesterday, Law360 spotlighted the energy heavyweights in the Senate.

3 Sticking Points In The FCC's Special Access Plan

The Federal Communications Commission's proposal for regulating business data services may clear the chairman's desk this year, but experts said it will take much longer for the FCC to work through the thorniest issues while continually battling rapidly shifting market forces and deep divides among industry players.

LAW FIRMS

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Morgan Lewis
Norton Rose Fulbright
Orrick Herrington
Outten & Golden
Pepper Hamilton

BANKING & SECURITIES

SIFMA Blasts FINRA Mortgage Market Margin Proposal

The Securities Industry and Financial Markets Association has blasted a Financial Industry Regulatory Authority proposal to establish margin requirements for the "to-be-announced" market, which facilitates forward-trading of certain mortgage-backed securities, saying FINRA has not meaningfully addressed its cost concerns about the proposal.

Texas AG Faces Rebooted Ethics Dispute At State Bar

A Texas attorney revamped his formal grievance Wednesday against Texas Attorney General Ken Paxton, days after the state bar's disciplinary appeals arm backed the dismissal of the original filing, which centered on Paxton's alleged criminal securities fraud.

SEC Says Timbervest Case Should Return To In-House Court

The U.S. Securities and Exchange Commission on Tuesday told the D.C. Circuit that Timbervest LLC's challenge to the agency's in-house court will have to return there if the investment adviser submits new evidence about its sanctions, potentially putting the constitutional arguments on hold.

ENERGY & ENVIRONMENTAL

Enviros Press Case Against DOT On Oil Spill Response Plans

The National Wildlife Federation asked for a quick win Wednesday in its lawsuit over what it calls insufficient government review of pipeline operators' spill response plans, saying the U.S. Department of Transportation's top official shirked legal obligations to personally review such plans for pipelines that cross the country's inland waterways.

Calif. Agencies Unveil Zero-Emission Freight System Draft

Several California agencies on Tuesday released the first draft of their plan to reform regulations on the state's freight industry, aimed at increasing efficiency and zeroing-out carbon emissions by 2050 while keeping the $740 billion-per-year industry competitive in relation to other states'.

Enviros Launch Suit Over Outdated EPA Drilling Waste Regs

Environmental groups on Wednesday sued the U.S. Environmental Protection Agency in D.C. federal court for failing to update its rules for oil and gas drilling waste disposal, claiming the agency has shirked its regulatory obligations for three decades even as advances in hydraulic fracturing have sparked a U.S. energy boom.

Chicago Mayor Pins Lucas Museum Hopes On 7th Circ.

Chicago Mayor Rahm Emanuel is asking the Seventh Circuit to step in and dismiss a lawsuit challenging the location of an upcoming museum dedicated to the art collection of "Star Wars" creator George Lucas, saying Wednesday that the city can't abide any further delays as Lucas threatens to take his business elsewhere.

HEALTH & LIFE SCIENCES

Planned Parenthood Sues Kansas For Pulling Medicaid

Two Planned Parenthood affiliates launched a proposed class action in Kansas federal court Wednesday seeking to block state officials from ending Medicaid reimbursements to the organization, a decision they argued was based on discredited videos purporting to show the group encouraged the illegal sale of fetal tissue.

TRANSPORTATION & INFRASTRUCTURE

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COMPANIES

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Allergan PLC
American Civil Liberties Union
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Archer Daniels Midland Co.
AstraZeneca
BTI Consulting Group Inc.
Bank of England
CenturyLink Inc.
Dominion Resources, Inc.
Ernst & Young
Fannie Mae
Farm Credit System
Financial Industry Regulatory Authority Inc.
Freddie Mac
Frontier Communications Corporation
Immigration Reform Law Institute
Intel Corporation
International Swaps and Derivatives Association
Johnson Controls Inc.
Law Practice Consultants LLC
Lockheed Martin
Lyft Inc.
NFL Enterprises LLC
National Wildlife Federation
Natural Resources Defense Council
Pfizer Inc.
Planned Parenthood Federation
Raytheon Company
SIFMA
State Bar of Texas
Sunoco
The Cato Corporation
Timbervest LLC

Pa. House Committee OKs Bill Legalizing Uber, Lyft

A bill that would legalize ride-hailing services such as those offered through Uber Technologies Inc. and Lyft Inc. inched closer to approval on Wednesday as a Pennsylvania legislative committee gave its blessing to the measure.

Taxis Respond To Miami Uber Law With $1B Class Action

Taxicab companies hit Miami-Dade County with a putative class action seeking upward of $1 billion Wednesday, a day after its county commissioners approved a draft ordinance legalizing ride-hailing providers such as Uber and Lyft.

FAA Launches Drone Advisory Committee Led By Intel CEO

In its latest effort to improve regulation of the growing number of unmanned aerial vehicles in American airspace, the Federal Aviation Administration is creating a long-term task force to advise the agency on drone issues led by Intel CEO Brian Krzanich, the agency said Wednesday.

EMPLOYMENT

Miami Beach Mayor Unveils Plan For Local $13 Minimum Wage

Miami Beach Mayor Philip Levine announced a proposal Wednesday to set a citywide living wage that, if passed by the city commission, would boost wages of local hotel workers but could land the city in hot water over a state law barring local minimum wage laws.

UK Softens Accountability For Top Finance Execs

The British Parliament passed an act Wednesday reversing a controversial measure that would have forced senior financial sector managers to prove they weren't responsible for misconduct by employees.

PRIVACY & CONSUMER PROTECTION

Ill. Parents Sue Feds Over Transgender Locker Room Policy

A group of parents from the suburbs of Chicago sued their local school district and the U.S. Department of Education Wednesday over the district's decision to comply with a federal law allowing students who identify as female to use the girls' locker room.

FOOD & BEVERAGE

USDA, VC Firm Launch $100M Rural Agricultural Biz Fund

The U.S. Department of Agriculture said Tuesday that Midwest venture capital firm Open Prairie will manage a new private investment fund under one of its programs, which could invest up to $100 million in small food and agricultural businesses in rural parts of the country.

GOVERNMENT CONTRACTS

Small Biz Org Accuses SBA Of 'Creative Accounting'

The American Small Business League on Tuesday accused the U.S. Small Business Administration of "creative accounting" in a California federal court lawsuit seeking to block the agency from demonstrating small business participation goals in government contracts by leaving out some agencies and counting major corporations as small.

INTERNATIONAL TRADE

Twitter Inc.
U.S. Chamber of Commerce
UGI Corporation
Uber Technologies Inc.
Verizon Communications
Zeughauser Group LLC

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Labor Statistics
California Energy Commission
California Environmental Protection Agency
Central Intelligence Agency
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Trade Commission
Government Accountability Office
Internal Revenue Service
Municipal Securities Rulemaking Board
Pipeline and Hazardous Materials Safety Administration
Rural Utilities Service
Securities and Exchange Commission
Small Business Administration
Transportation Security Administration
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
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U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
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FTC Says Ala. Health Bill Could Harm Competition

The U.S. Federal Trade Commission issued comments in opposition to proposed legislation in Alabama that would shield mergers between medical schools and health providers in the state from federal antitrust scrutiny, saying the bill will likely result in increased health care costs to consumers.

TAX

Pfizer Cools To Tax Inversion After Nixed Allergan Deal

Pfizer Inc. said Tuesday it isn't inclined to seek another inversion transaction after it scrapped a proposed $160 billion merger with Irish drugmaker Allergan in April in light of the U.S. Department of Treasury's new rules aimed at curbing the tax-motivated deal structure.

BANKRUPTCY

Divide On Atlantic City Bailout Plan Widens On Eve Of Vote

The road to saving Atlantic City's finances hit a bump on Wednesday when New Jersey Assembly Speaker Vincent Prieto, D-Hudson/Bergen, announced that the chamber wasn't going to consider a Senate bill calling for a state takeover, which is the only plan Republican Gov. Chris Christie said he'd endorse to fix the resort town.

IMMIGRATION

New Rule Won't Moot STEM Visa Worker Case, DC Circ. Told

A technology workers' union urged the D.C. Circuit Wednesday to keep alive its challenge to a U.S. Department of Homeland Security program allowing certain student visa holders to work in the U.S., saying the program will remain in place even with the imminent withdrawal of a related rule.

NATIVE AMERICAN

Calif. County, Tribe Push Back Mediation Of Lease Tax Row

A California county and a Native American tribe told a federal court Tuesday they were postponing mediation of the tribe's suit alleging the county lacks the authority to tax lessors on its tribal trust land, saying they had agreed having more time to prepare would be beneficial.

TELECOMMUNICATIONS

FCC Asked To Streamline Tower Construction On Tribal Lands

A wireless telecommunications services provider urged the Federal Communications Commission on Wednesday to clear the way for new tower construction in Indian Country, following a mandate from the federal government to improve high-speed internet access there.

PENNSYLVANIA

Pa. Gov. Nominates Ex-Buchanan, Pepper Atty To PUC

Pennsylvania Gov. Tom Wolf on Wednesday tapped a former Pepper Hamilton LLP and Buchanan Ingersoll & Rooney PC partner who currently serves as his senior adviser on energy and economic development to serve as a commissioner

on the state's Public Utilities Commission.

EXPERT ANALYSIS

Gig Economy: Are Your Workers Employees? The 6-Part Test

Unfortunately, many sharing economy companies have tried to have it both ways — benefiting from the cost savings of calling workers independent contractors while at the same time treating them as employees in most other respects. Guidance from the U.S. Department of Labor suggests that many of these companies have misclassified their workers as independent contractors, say Rachel Bien and Cara Chomski of Outten & Golden LLP.

The Deemed Export Rule And Employment Nondiscrimination

For employers that are caught between complying with export control laws and anti-discrimination laws, the U.S. Department of Justice recently issued guidance to help companies navigate these seemingly contradictory requirements. But, while helpful in some areas, the guidance may add to the confusion in other areas, say John Burke and Sabrina Shadi at BakerHostetler LLP.

Treasury Regs Cause Issues For 'Lonely' Life Insurance Cos.

New proposed U.S. Department of the Treasury regulations on whether a domestic life insurance company may join in filing a consolidated U.S. federal income tax return with one or more domestic nonlife insurance companies could create new problems with respect to recently acquired domestic life insurance companies that are not allowed to join in the consolidated return, say attorneys at Sutherland Asbill & Brennan LLP.

Time To Stop The End-Arounds In Muni Market Regulation

The Municipal Securities Rulemaking Board recently issued a concept release suggesting that market transparency trumps the Tower Amendment — the direct congressional prohibition against federal regulations requiring filing of information by municipal issuers. This expansion of regulatory reach by tip-toeing around statutory prohibitions disserves us all, says Thomas Potter III of Burr & Forman LLP.

LEGAL INDUSTRY

4 Questions To Ask Before A Firm Merger

Taking target practice blindfolded is likely to end in disaster. Likewise, senior partners considering a law firm merger must be sure they are shooting at a target that advances the firm's goals before they pull the trigger. Here, Law360 looks at four questions attorneys should be asking when considering or executing a merger.

How To Score The Best Non-Ivy Talent

Many successful BigLaw partners did not attend an Ivy League or top-tier law school, yet some firms insist on focusing their resources on recruiting from a tiny handful of prestigious alma maters. Here, find out how to bag the best and brightest associates by broadening your talent search.

Invitees To High Court Amici Party Aren't A Diverse Bunch

A recent paper examining amicus invitations from the U.S. Supreme Court found that a majority of invitations were issued to former law clerks and that women and minorities have largely been excluded, revealing a court that has become “increasingly insular and cloistered.”

Law Firms To GCs: Want Change? Push Harder

At the Corporate Legal Operations Consortium's inaugural conference in San Francisco, the message coming from legal department operations executives and law firms is one and the same: Law firms are ripe for change, but it won't happen unless clients ask for it.

Sidley Austin Atty's Anti-Trump Crusade Draws Fans, Mockery

Daniel A. McLaughlin, counsel at Sidley Austin LLP in New York, has stitched together an impressive resume: Veteran securities litigator. Widely published writer. Politically conservative mega-critic of Donald Trump and unwilling viral sensation on Twitter.

Eversheds Maintains The Mightiest Brand In The UK

Eversheds LLP is the best-branded law firm in the U.K., with a name that is especially strong among female-led legal departments, according to a new survey of more than 2,000 senior legal buyers.

Dentons Says Its UK Lawyers Can Work From Home

Dentons unveiled a new initiative Wednesday that allows attorneys in three of its U.K. offices to work remotely up to one day a week as needed, following in the footsteps of Shearman & Sterling LLP, which rolled out a similar policy in its Americas offices last month.

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Faegre Baker
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K&L Gates
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Latham & Watkins

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Marashlian & Donahue
Mayer Brown
Mintz Levin
Morgan Lewis
Orrick Herrington
Outten & Golden
Perkins Coie
Pinsent Masons
Polsinelli
Rogers & Hardin
Shearman & Sterling
Sidley Austin
Slagle Bernard
Slaughter and May
Squire Patton Boggs
Sutherland Asbill
Wachtell Lipton
Winston & Strawn

COMPANIES

Uber Technologies Inc.
Lyft Inc.
AT&T Inc.
Financial Industry Regulatory Authority Inc.
SIFMA
Verizon Communications
Allergan PLC
American Civil Liberties Union
American Petroleum Institute Inc.
Archer Daniels Midland Co.
AstraZeneca
BTI Consulting Group Inc.
Bank of England
CenturyLink Inc.
Dominion Resources, Inc.
Ernst & Young
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Immigration Reform Law Institute
Intel Corporation
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Law Practice Consultants LLC
Lockheed Martin
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Natural Resources Defense Council
Pfizer Inc.

Planned Parenthood Federation
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Sunoco
The Cato Corporation
Timbervest LLC
Twitter Inc.
U.S. Chamber of Commerce
UGI Corporation
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
Congressional Budget Office
Federal Aviation Administration
Federal Communications Commission
Government Accountability Office
U.S. Department of Agriculture
U.S. Department of Labor
U.S. Environmental Protection Agency
Agua Caliente Band of Cahuilla Indians
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Labor Statistics
California Energy Commission
California Environmental Protection Agency
Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
Executive Office of the President
Federal Trade Commission
Internal Revenue Service
Municipal Securities Rulemaking Board
Pipeline and Hazardous Materials Safety Administration
Rural Utilities Service
Small Business Administration
Transportation Security Administration
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Forest Service
U.S. Mint
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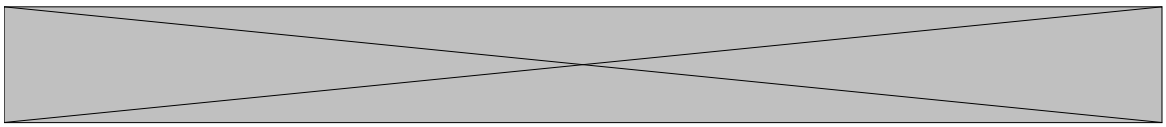


COMMUNITY BANKING

5 ways to help revenue take off

Margins remain thin, and the hoped-for uptick may take longer than expected. So community banks seek more revenue from elsewhere. Former bank CEO Peyton Patterson provides 5 paths—and a mindset. Read more

ALCO BEAT

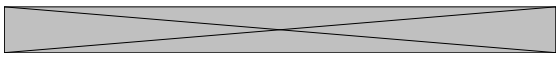
Mega banks' liquidity ratio is small bank opportunity

The impact of the Liquidity Coverage Ratio on large banks has a dual effect on the competitive picture, according to Darling Consulting's Justin Bakst. On one hand, rivalry for retail deposits will pick up. But Bakst also sees a less-obvious advantage for nimble community banks. Read more

COMPENSATION SERIES PART 2

"Total Rewards" embraced by banks

To attract and retain younger workers, many banks have adopted a "Total Rewards" viewpoint of compensation and benefits. But beneath that overall trend lie interesting differences in viewpoint, according to the latest *Crowe Financial Institutions Compensation and Benefits Survey.* Read more



TALKING CREDIT

Pick up the phone and make a customer date

Ed O'Leary says customer calls remain important—maybe even more important for commercial lenders. Read more

AML & FRAUD

"Stop Making Sense"*

Election-year insanity, policy makers attacking banks. Where, asks John Byrne, are the adults? Read more

BEYOND THE BANK

Out-of-the-box thinking, into a home

Gate City Bank's BetterLife Student loans address crushing debt and the need to keep young people in hometowns. Read more

UNCONVENTIONAL WISDOM

Branches are about people's money

Yes, there are too many. But digital banking expert Chris Skinner says the branch isn't dead—and won't be. Read more

COMPLIANCE

"Flying money" may land in U.S.

How does cash move without moving? "Fei-chien"—"flying money"· is a route similar to hawallah, warns former intelligence agent John Cassara. He says flying money techniques may be in use to illicitly shift money from China to U.S. real estate investments. Read more

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MORTGAGE LENDING

OCC ends consent orders at U.S. Bank, Santander

The aftermath of the "robo-signing" controversy continues, as two of the large banks caught up in the regulatory roundup pay large penalties to start afresh. Read more

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RETAIL BANKING

Why do branches still change hands?

The number of branches is shrinking and will continue. But some banks still manage to sell branches instead of boarding them up. SNL Financial says it's not the locations that beckon buyers. Read more

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RETAIL BANKING

What you must know about millennials

More than one banker scoffs that millennials don't represent a viable market—"They're broke." Research from Experian confirms some of the facts such bankers are going by—but with a very different conclusion that you must read. Read more

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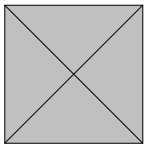

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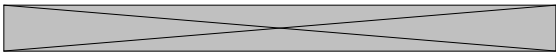

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"I keep my office walls bare to remind me I'm a visitor here. I don't want to get too comfortable." —*Joe DePaolo, CEO, Signature Bank* Read more

Less than half of U.S. households are saving what they should

Only 40% of American households report good or excellent progress towards meeting their need to save money, according to the ninth-annual America Saves Week survey. On a more upbeat note, the survey found that two-thirds of people surveyed are making some progress towards at least modest savings. Read more

FORWARD TO A FRIEND OR COLLEAGUE

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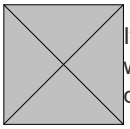

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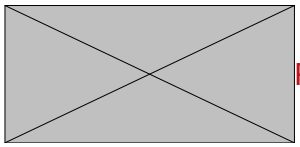

PUBLIC POLICY.

Monday, May 13, 2019

LAW360 400

Law360 Reveals 400 Largest US Firms

The annual Law360 400 ranks the largest U.S.-based law firms and vereins with a U.S. component by domestic attorney headcount.

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Megafirms Drive Thirst For Tie-Ups As Firms Scale Up

The biggest of BigLaw raised the bar for size and pace in yet another record-breaking year for mergers, as more firms tried to compete by swelling their ranks, according to Law360's annual law firm ranking.

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These Law Firms Keep Their Partnership Ranks Lean

Want to be a partner at these firms? Better have rainmaker potential. Here is the list of firms with the most elite partnerships, according to Law360's annual law firm ranking.

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TOP NEWS

Analysis

Congress Seen As Best Hope For Association Health Plans

The D.C. Circuit agreed on Friday to fast-track the Trump administration's attempt to revive a rule expanding association health plans — a way of offering employee benefits that skirts requirements like those in the Affordable Care Act — but experts say if Republicans want to continue their decadeslong quest to promote those plans, pushing for legislation on Capitol Hill is their best bet.

Read full article »

FDA Eases Way For Gold-Standard Biosimilars

The U.S. Food and Drug Administration on Friday cemented its criteria for approving cream-of-the-crop biosimilars that pharmacies can automatically substitute in place of pricier biologics, simplifying standards it previously proposed and handing a badly needed win to the struggling biosimilars industry.

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Analysis

Spectrum Adviser's Departure Points To Policy Disagreements

The abrupt departure of a key Trump spectrum policy adviser had the telecom industry buzzing Thursday, but National Telecommunications and Information Administration head David Redl had been caught in interagency crossfire for a while, say people familiar with his predicament.

Read full article »

Analysis

In Qualcomm Dispute, A Broader Row Between FTC, DOJ

Tension between the U.S. Department of Justice and the Federal Trade Commission over the antitrust implications of industry-essential patents has boiled to the surface in a case involving Qualcomm's licensing practices, stranding the company, patent holders and IP practitioners in waters churned up by the policy fight.

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Hunton-Repped Utility Group Folds Amid House Investigation

A utility industry group represented by Hunton Andrews Kurth LLP said Friday that it would dissolve, as congressional Democrats investigate its activities and ties to former Hunton attorneys now serving as senior air officials in the U.S. Environmental Protection Agency.

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House Chairman Issues Subpoenas For Trump's Tax Returns

The chairman of the House Ways and Means Committee on Friday issued congressional subpoenas for President Donald Trump's tax returns after Treasury Secretary Steven Mnuchin refused to honor his request for the returns earlier in the week.

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Feds Can't Revoke Man's Citizenship Over Family Omissions

The government can’t revoke a Kansas City man’s citizenship just because he didn’t disclose that he had an ex-wife and children in Pakistan during the naturalization process, a Kansas federal judge has ruled following an October bench trial.

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BANKING & SECURITIES

Analysis

CFPB's Move To Ban Suits On Stale Debt Stirs Advocate Angst

A major new package of debt collection regulations proposed by the Consumer Financial Protection Bureau calls for formally banning debt collectors from suing or threatening to sue over debt that’s past its expiration date, but consumer advocates say this plan would actually weaken the status quo.

Read full article »

NRA's Discrimination Suit Against NY Whittled Down Further

A New York federal judge slashed much of the remainder of the National Rifle Association's suit accusing New York authorities of pressuring banks and insurers not to do business with the group, tossing federal civil rights claims, money damages claims and most of its selective enforcement claims on Thursday.

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Action-Packed 'No Action' Letters: Shareholder Vote Diverted

Two investment companies averted shareholder votes, the line between digital assets and securities got a new definition, and corporate insiders took ownership of shares underlying partnership units, among other relief granted by regulatory staff across the financial sector last month.

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ENERGY & ENVIRONMENTAL

Enviros Slam BLM Oil And Gas Plan For 720K Acres In Calif.

The U.S. Bureau of Land Management on Thursday announced a plan to open about 725,000 acres in California's central coast region to oil and gas development, drawing immediate pushback from environmentalists.

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Texas Justices OK State's Fight Over Galveston Oyster Lease

The Texas Supreme Court on Friday said Texas can proceed with a lawsuit that alleges the commissioners of a local agency that oversees water use in the Galveston Bay overstepped their authority by leasing 23,000 acres to a commercial oyster harvesting company.

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Top NY Court Backs Price Caps On Retail Power Suppliers

New York's highest court has said that state utility regulators have broad authority to impose conditions on retail electricity suppliers that want to access the state's distribution grid, including setting caps on prices they can charge consumers.

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NY Will Say Goodbye To Coal-Fired Power By 2020

New York has finalized stricter greenhouse gas emissions limits for power plants that will phase out the last vestiges of coal-fired electricity in the Empire State by the end of 2020, Gov. Andrew Cuomo's office has announced.

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TRANSPORTATION & INFRASTRUCTURE

SF Moves To Kill Taxicabs' Suit Over New Airport Pickup Regs

San Francisco aimed to snuff a lawsuit alleging city officials improperly changed regulations for taxicab pickups at San Francisco International Airport that gave certain taxicabs favorable treatment and discriminated against longtime license holders, saying the rules are intended to improve taxi service citywide.

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EMPLOYMENT

7 House Labor And Employment Bills To Watch

Democrats have wasted no time pushing an aggressively pro-worker agenda since retaking the U.S. House of Representatives, proposing and spotlighting plans to strengthen unions, spike mandatory arbitration, outlaw discrimination against gay and transgender workers, and more. Here, Law360 looks at a few key proposals and where they stand.

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FordHarrison
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Foster Swift
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Teamsters Want NLRB Member Off Joint-Employer Case

National Labor Relations Board member William Emanuel shouldn't participate in a case on remand from the D.C. Circuit over the NLRB's joint-employer test because his former law firm Littler Mendelson PC represents one of the parties, the Teamsters have told the agency.

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COMPETITION

DOJ To Offer More Rewards For Corporate Whistleblowers

The U.S. Department of Justice has plans to offer rewards to corporate whistleblowers beyond not throwing the book at them, the agency's antitrust chief told a crowd at a competition conference in Buenos Aires, Argentina, on Friday.

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AMA Insists On Live Testimony In CVS-Aetna Review

The American Medical Association on Friday blasted the U.S. Department of Justice and CVS's continued attempts to limit live witness testimony from a court review of the $69 billion deal that cleared the CVS-Aetna merger, saying the parties didn't give proper notice of their limitation bid.

Read full article »

CYBERSECURITY & PRIVACY

Sens. Want More Details On Facebook's Financial Data Usage

The leaders of the U.S. Senate's banking committee are pressing Facebook to explain how it handles consumer data that could be used to make credit, insurance and employment decisions and to provide more details about its rumored plans to launch a cryptocurrency-based payments system.

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PERSONAL INJURY

Ky. State-Hired Nonprofit Not Immune In Transit Injury Suit

A Kentucky appellate court on Friday rebuffed a nonprofit subcontractor's bid to beat a personal injury lawsuit by claiming governmental immunity, reasoning that the Medicare patient transportation company is clearly not a government entity.

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AEROSPACE & DEFENSE

DOD Unveils Plan To Offer 'Trusted' Capital Pool For Small Biz

The Pentagon is working to help provide "trusted sources" of capital to industry as well as more information on how suppliers can address cybersecurity risks, its top acquisition official said Friday as she discussed efforts to improve its procurement system.

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INTERNATIONAL TRADE

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Trump Sees 'No Need To Rush' China Talks As Tensions Rise

A high-level trade negotiating session between the U.S. and China closed without a deal Friday as President Donald Trump said there is “absolutely no need to rush” the process now that the U.S. has muscled up its tariffs on $250 billion worth of Chinese goods and teed up more tariffs that could cover all Chinese imports.

Read full article »

TAX

Indiana Becomes 10th State To Tax, Regulate Sports Betting

A five-month quest to expand and update gambling laws in Indiana succeeded Wednesday as newly signed legislation made the state the 10th jurisdiction to tax and regulate sports betting, which was cleared by the U.S. Supreme Court one year ago.

Read full article »

States Adopting Model Partnership Audit Rules, Panelists Say

States are beginning to adopt a model statute that addresses how they could handle partnership audits in the wake of January's federal audit rules, tax professionals said Friday.

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IRS Withdraws Foreign Currency Partnership Allocation Rules

The Internal Revenue Service on Friday withdrew temporary rules from December 2016 on partnership allocations of assets and liabilities from transactions that involve business units operating in a foreign currency.

Read full article »

Finland Working To Prevent Int'l Tax Disputes, Official Says

Finland’s tax authority has had success avoiding international tax disputes through a "cross-border dialogue" process that uses information exchange provisions in treaties to give companies something akin to an advance pricing agreement, an official said Friday.

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IMMIGRATION

HUD Publishes Proposal To Restrict Migrant Public Housing

The U.S. Department of Housing and Urban Development published a proposed rule on Friday that would bar access to public housing for unauthorized immigrants and their families on the premise of reducing wait times for housing assistance.

Read full article »

9th Circ. Urged Not To Revive Trump Asylum Restrictions

Legal service providers have urged the Ninth Circuit not to revive the Trump administration's rule restricting migrants who cross the border between ports of entry from obtaining asylum, arguing that the appeals court has already found the rule to be in violation of federal asylum law.

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NC Senator Again Floats Bill To Recognize Lumbee Tribe

Sen. Richard Burr, R-N.C., has put forward a bill that would grant the Lumbee Tribe of North Carolina full federal recognition, seeking to guarantee the tribe access to federal programs and funding, after his previous legislative bid to gain recognition for the tribe fell through.

Read full article »

TELECOMMUNICATIONS

FCC Security Council Already Planning Look At 5G, Reps. Told

On the same day a bipartisan quartet of congressmen called on the Federal Communications Commission to employ its freshly rechartered communications security council to take a hard look at 5G infrastructure and technology, FCC Chairman Ajit Pai let them know their wish had already been granted.

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WHITE COLLAR

Ex-Fugee, 1MDB Suspect Hit With Campaign Finance Charges

Former Fugees rapper Pras Michel was charged alongside a suspect in Malaysia's 1MDB bond fraud scandal with a conspiracy to illegally funnel $1.9 million in foreign contributions to former President Barack Obama's 2012 reelection campaign, prosecutors announced on Friday.

Read full article »

Temporary Tax Regs May Be Dead, Ex-IRS Chief Counsel Says

Temporary tax regulations may be a "dead letter" following a new regulatory policy statement by the U.S. Department of the Treasury advocating more openness in promulgating tax regulations, a former IRS chief counsel said Friday.

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Tax Court Will Soon Allow Limited Atty Appearances In Trials

The U.S. Tax Court will soon begin allowing practitioners in good standing to enter limited appearances during trials, Chief Judge Maurice B. Foley said Friday.

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EXPERT ANALYSIS

Takeaways From NYC Ban On Preemployment Marijuana Tests

New York City just enacted a first-of-its-kind law barring preemployment marijuana testing for all but a select few job categories, and employers should reasonably expect that at least some states or municipalities will follow, say Robert Nichols and Rebecca Baker of Bracewell.

Read full article »

How The New FCA Cooperation Credit Guidelines Fall Short

Based on the May 7 guidance issued by the U.S. Department of Justice, the False Claims Act cooperation credit is like a box of chocolates — companies that self-report can't know what they are going to get in return, say Craig Margolis and Christian Sheehan at Arnold & Porter.

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Getting Out Of Legal Project Management Debt

If a client does not demand the application of project management techniques at the start of a matter, or a law firm does not routinely apply them, it is highly likely that additional, avoidable work — legal project management debt — will materialize throughout the matter, says Anthony Widdop of Shearman & Sterling.

Read full article »

US Artificial Intelligence Regulation Has A Long Way To Go

Governments in Europe and Asia have begun guiding artificial intelligence toward a safe and ethical future, while the United States is currently behind the curve in formulating legislation on appropriate AI guidelines, say Peter Scoolidge and Jasmine Weg of Scoolidge Peters.

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FDA Draft Guidance On Medical Device Inspections Is Limited

Two recent draft guidance documents from the U.S. Food and Drug Administration implement statutory reforms intended to improve transparency for medical device inspections, but interpret some statutory provisions more restrictively than the industry may have anticipated, say attorneys at Ropes & Gray.

Read full article »

State Net

State Lawmakers Stepping Up Fight Against Insurance Fraud

Insurance fraud costs insurers and their policyholders tens of billions of dollars a year. With insurance fraud-related bills introduced in 40 states and enacted in 14 so far this year, state lawmakers seem to agree with the industry that fraud is a major problem, says Korey Clark of State Net Capitol Journal.

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LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Katz Marshall's Debra S. Katz

The most closely watched moments of Debra S. Katz's career representing whistleblowers and victims of sexual harassment didn't take place in a courtroom. Instead, the nation watched as her client, Dr. Christine Blasey Ford, quietly testified before a Senate committee that now-Justice Brett Kavanaugh had held her down and assaulted her at a high school party more than 30 years ago.

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How Litigation Funding Can Save, And Doom, Poor Plaintiffs

Companies that give cash advances on lawsuit settlements can help plaintiffs in need, but few are watching this growing industry, leaving a vulnerable population at the mercy of largely unregulated lenders.

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Ex-Skadden Atty Craig Wants Illegal Lobbying Charges Tossed

Former Skadden partner Gregory Craig asked a D.C. federal court on Friday to throw out charges that he lied to federal officials who were probing work he did at the BigLaw firm as part of Paul Manafort's foreign lobbying effort for the government of Ukraine, calling them legally insufficient.

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DOJ Says Old Probe DQs Sidley Atty, Its Ex-No. 2, In Huawei

A Sidley Austin LLP partner defending Huawei in a case claiming that it was deceptive

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about its dealings in Iran is conflicted because the case is “substantially related" to an unidentified investigation he worked on in his former post as U.S. deputy attorney general, prosecutors said in a heavily redacted motion unsealed Friday.

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Apple Dodges Atty's FaceTime Eavesdropping Suit

A Texas federal judge has tossed an attorney’s suit alleging that a flaw in Apple’s FaceTime app allowed someone to listen in and record a private deposition he had with a client, saying the lawyer hadn’t shown that the product was unreasonably dangerous.

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2 Women Move To Spearhead Ogletree Pay Bias Case

Two former Ogletree shareholders who joined a class action last year accusing the firm of underpaying women are angling to take the case’s helm after the original named plaintiff's claims were kicked to arbitration.

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Dentons To Connect Attys With Behavioral Health Experts

Dentons is instituting a new behavioral health option for attorneys in Arizona, California and Hawaii that will allow lawyers to access therapists and psychiatrists through a mobile app, the firm has announced.

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How A Diversity Fight Could Reshape A Canadian Law Society

Blowback to a diversity pledge requirement upended a recent Ontario law society election, with a sweeping victory by the pledge’s opponents promising to shift Canada’s biggest legal regulator to the political right.

Read full article »

Calif. Judge Program Biased Against Older Jurists, Suit Says

Three retired California state court judges have accused the state's Judicial Council and the chief justice of its high court of age discrimination, claiming in a suit filed Thursday that new rules limiting the time retired judges participating in a state assignment program can spend working are unfair.

Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The U.S. Securities and Exchange Commission's Hester Peirce said the absence of "meaningful action" is stifling the cryptocurrency industry, and Littler Mendelson debuted a new technology tool to give clients quick and efficient counsel on workplace legal issues. These are some of the stories in legal news you may have missed in the past week.

Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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Podcast

Law360's Pro Say: Justice, Outsourced

What happens when prosecutors effectively outsource a criminal probe to a BigLaw firm? A judge gets concerned, and we discuss the sticky situation on this week's Pro

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Meritor Inc.
NFL Enterprises LLC
National Association of Insurance Commissioners
National Consumer Law Center
National Employment Law Project
National Rifle Association of America
National Women's Law Center
Pinterest Inc.
QUALCOMM Inc.
Reed Elsevier
San Francisco Municipal Transportation Agency
Sephora SA
Southern Poverty Law Center
Spotify Technology SA
T-Mobile USA Inc.
Tax Executives Institute Inc.
Tencent Holdings
The Southern Company Inc.
U.S. Chamber of Commerce
UnitedLex Corp.
Verizon Communications Inc.
Vistra Energy Corp.
Voya Financial Inc.
WellCare Health Plans Inc.
World Economic Forum
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
Internal Revenue Service
U.S. Supreme Court
Federal Trade Commission
U.S. Department of Defense
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
Consumer Financial Protection Bureau
Federal Communications Commission
Food and Drug Administration
National Labor Relations Board
New York Attorney General's Office
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. Tax Court

Bureau of Land Management
California Supreme Court
Committee on Foreign Investment in the United States
European Commission
European Union
Federal Acquisition Regulatory Council
Federal Election Commission
Federal Reserve System
Indiana Gaming Commission
Lumbee Tribe of North Carolina
National Telecommunications and Information Administration
New York City Council
New York State Department of Environmental Conservation
New York State Department of Financial Services
Office of Foreign Assets Control
Ontario Securities Commission
San Francisco International Airport
Social Security Administration
Tennessee Valley Authority
Texas Attorney General's Office
Texas Department of Parks and Wildlife
Texas Supreme Court
U.S. Department of Housing and Urban Development
U.S. Department of Labor
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Senate
United Nations High Commissioner for Refugees

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Thur 7/11/2019 4:02:27 PM
Subject: Presidential candidate forum!

EXTERNAL EMAIL

Quote of the Day

"Considering the fact that [NV Energy's] petition merely repeats the same arguments that it put forth in its testimony, the Commission finds that [NV Energy] has presented no basis for altering the determinations contained in the order, which are clearly delineated therein and which are clearly supported by the evidence presented in this docket."

— The PUC on the SLS exit from NV Energy

From the Editors

Be sure to read today's NV Energy/704B rundown, subtitled "Riley Snyder has spent a significant part of his 20s on the PUC website." (If you want Riley to be rewarded with continued employment and have never donated to *The Indy*, support his (and our) work here with a donation.)

ICYMI yesterday, Chancellor Thom Reilly will not seek contract renewal with the Nevada System of Higher Education.

Also, a new log was tossed on the dumpster fire that is the Nevada-DOE relationship.

Save the Date

On **Saturday**, **Aug. 3,** just a few days after the second round of televised presidential debates, the American Federation of State, County and Municipal Employees (AFSCME) will host the 2020 Public Service Forum in Las Vegas. Our fearless editor will co-moderate along with Washington Bureau Chief Amanda Terkel.

Confirmed candidates include:

- Sen. Cory Booker
- Former HUD Sec. Julián Castro
- Mayor Bill de Blasio
- Former Rep. John Delaney
- Rep. Tulsi Gabbard
- Sen. Kamala Harris
- Gov. Jay Inslee
- Sen. Amy Klobuchar
- Rep. Seth Moulton
- Former Rep. Beto O'Rourke
- Rep. Tim Ryan
- Sen. Bernie Sanders
- Billionaire activist Tom Steyer
- Sen. Elizabeth Warren
- Marianne Williamson

Today's Front Page

SLS Las Vegas cleared to leave NV Energy, amid many applicants withdrawing from attempts to leave utility
By Riley Snyder

NV Energy corporate headquarters as seen on Wednesday, November 22, 2017. (Jeff Scheid/The Nevada Independent)

Ralston Reports

2020 candidates to attend AFSCME forum on public service in Las Vegas
By Jon Ralston

ICYMI Opinion

Nevada forges ahead toward a clean energy future
By Cameron Dyer

ICYMI

Sheriff: Securing high-rises near open-air venues, better victim identification among lessons learned from Oct. 1 shooting
By Zachary Murray

Delegation reacts angrily to DOE admission it improperly sent nuclear waste to Nevada

More ICYMI

Chancellor Thom Reilly will not seek contract renewal with Nevada System of Higher Education
By Michelle Rindels

Audit warns of potential fraud, 'corporate welfare' on state board for underground gasoline leaks
By Riley Snyder

By Humberto Sanchez

-

Featured Tweets

Zach watched the presser for the sheriff's download. The *RJ* wrote it up, too.

-

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

-

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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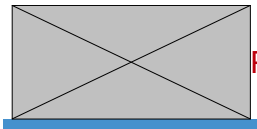

PUBLIC POLICY

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Tuesday, July 19, 2016

TOP NEWS

Claims Court A Quiet Victim Of Senate Nomination Deadlock

Although U.S. Supreme Court nominee Judge Merrick Garland has received the most attention amid a Senate logjam over confirming federal judicial nominees, experts say the plight of other pending nominees, including a quintet nominated for the U.S. Court of Federal Claims, also deserves broader attention.

Obama Slams Garland Delay In Wall Street Journal Op-Ed

President Barack Obama took to the traditionally conservative editorial pages of the Wall Street Journal on Sunday to again push for congressional consideration of Merrick Garland to the U.S. Supreme Court, excoriating Senate Republicans for “an unprecedented escalation” of the political stakes.

Obama Signs FAA Reauthorization Bill

President Barack Obama signed legislation Friday reauthorizing the Federal Aviation Administration through September 2017, locking in funding for airport improvement and security programs and additional regulations for drones.

NY Gov. Rolls Out Citizenship Assistance Initiative

New York Gov. Andrew Cuomo on Thursday kicked off an initiative deemed NaturalizeNY, which his office hailed as the "first public-private partnership of its kind" to help immigrants in the state on the journey to becoming American citizens.

DOJ Wants 9 Justices To Rehear Obama Immigration Case

The U.S. Department of Justice on Monday asked the U.S. Supreme Court for a rehearing before nine justices in the case over President Barack Obama’s controversial executive actions on immigration, highlighting the need for a definitive decision on the matter instead of the nonprecedential 4-4 split reached by the high court in June.

Ex-Sidley Austin Atty Loses Bid To Block DNC Superdelegates

A New York federal judge Monday nixed a lawsuit to keep superdelegates from voting at the Democratic National Convention, saying the former Sidley Austin attorney who brought the suit had standing, but his claims weren’t convincing and his hardships didn’t outweigh those of the party.

ANALYSIS

LAW FIRMS

Bass Berry
Butler Rubin
Chiesa Shahinian
Cleary Gottlieb
Cooper & Kirk
Dechert
Dickinson Wright
Fish & Richardson
Greenberg Traurig
Hadsell Stormer
Hagens Berman
Harmon Curran
Hogan Lovells
Latham & Watkins
Law Offices of Stewart and Stewart
Mayer Brown
McCarter & English
McGuireWoods
Miller & Chevalier
Mintz Levin
Morrison & Foerster
Norton Rose Fulbright
Perkins Coie
Quarles & Brady
Sheppard Mullin
Sidley Austin
Sutherland Asbill
Van Ness Feldman
Wachtell Lipton
Western Environmental Law Center

COMPANIES

Emails Hover Over Ex-NJ DOT Chief In Airline Bribery Case

New Jersey's former transportation chief may fight charges over United Airlines Inc.'s bribing of disgraced former Port Authority of New York and New Jersey Chairman David Samson by claiming ignorance of any improper motives, but damaging emails between the men could cripple that narrative, attorneys say.

Land Of Lincoln Latest Co-Op Casualty As ACA Funds Stall

Illinois' Land of Lincoln Health will be shuttered following a recent announcement that it can't make good on a $32 million payment to the federal government, but health care experts say that it is Congress' blocking of billions of dollars in promised payments to marketplace participants that has led to a wave of Affordable Care Act-created co-ops crashing nationwide.

Ill. Reaps Bumper Crop Of Crooked Pols In 2016

When it comes to political figures, few states have the history of corruption and convictions that Illinois has, and based on recent activity in the state's federal judicial system, the trend shows no sign of slowing down. Here are some of the Illinois political figures who have faced investigations, charges, sentencings and incarceration in the last year.

BANKING & SECURITIES

EU, US To Ramp Up Talks On Financial Services Rules

U.S. and European Union officials vowed Monday to step up their bilateral consultations on regulations covering the financial services industry by shifting from a relatively informal dialogue to a more results-oriented mechanism.

Securities Groups Urge SEC To Weigh Cost Of Audit Trail

Several securities industry groups have filed comments on the U.S. Securities and Exchange Commission's plan for an audit trail that will monitor digital trading activity and urged the agency to carefully examine the costs of the program and ensure that collected data will be secure.

Singapore Exchange To Separate Regulatory Arm

The Singapore Exchange said Monday that it would establish a separate subsidiary with its own board of directors to undertake regulatory functions in a bid from the self-regulatory organization to better segregate its oversight activities from its commercial operations.

ENERGY & ENVIRONMENTAL

Coal Plant Operator Says It Belongs In Enviros' Mine Suit

The operator of the coal-fired Four Corners Power Plant asked an Arizona federal court Friday to let it intervene in a suit filed by environmental groups accusing the U.S. Department of the Interior of threatening the region's ecosystem by allowing a Navajo Nation-owned coal mine to expand and feed the plant for another 25 years.

Pipeline Co. Inks $1.5M Deal Over Pa. Sediment Discharge

Pennsylvania environmental regulators on Monday revealed they reached a $1.5 million settlement with a Colorado-based company over a landslide and other uncontrolled sediment discharges along the route of an 18-mile pipeline in Butler County.

Full DC Circ. Urged To Weigh Nuclear Waste Storage Rule

A group of environmentalists, Native Americans and states on Monday asked the full D.C. Circuit to reconsider a panel ruling upholding the U.S. Nuclear Regulatory Commission’s justification for allowing spent nuclear fuel to be stored on site at active facilities.

IP & TECHNOLOGY

AT&T Inc.
American Civil Liberties Union
Association of Corporate Counsel
BTI Consulting Group Inc.
Bank of America Corporation
Barclays PLC
Bridgestone Corp.
CTIA
Center for Biological Diversity Inc.
EQT Corporation
EQT Partners
Financial Industry Regulatory Authority Inc.
Financial Services Roundtable
Frontier Communications Corporation
Google Inc.
Intercontinental Exchange Inc.
International Swaps and Derivatives Association
Land of Lincoln Mutual Health Insurance Co.
MarkWest Energy Partners, L.P.
McGraw Hill Financial Inc.
Moody's Corporation
NASDAQ OMX Group Inc.
NYSE Holdings LLC
Natural Resources Defense Council
New York City Economic Development Corp.
New York Daily News Co.
Penn National Gaming Inc.
Pizza Hut Inc.
Public Broadcasting Service
Rex Energy Corp.
SIFMA
Sierra Club
Singapore Exchange Ltd.
T-Mobile USA Inc.
United Continental Holdings Inc.
Waste Management, Inc.
Yum! Brands Inc.

GOVERNMENT AGENCIES

Arizona Attorney General's Office
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
Columbia Metropolitan Airport

Reps Ask Copyright Office To Analyze FCC's Set-Top Plan

A bipartisan group of four lawmakers wrote to the U.S. Copyright Office on Friday to ask that it consider the Federal Communications Commission's plan to unlock the TV set-top box, seeking a close look at the copyright implications of the proposal.

MEDIA & ENTERTAINMENT

Pa. Gaming Board Axes Lawrence County Racino Plan

Pennsylvania gaming regulators have shot down Endeka Entertainment LP's long-stalled bid for a casino license that would have paved the way for a racetrack and gaming facility in Lawrence County.

TRANSPORTATION & INFRASTRUCTURE

$27B NYC Subway Plan Boasts New Cars, Upgraded Stations

New York Gov. Andrew M. Cuomo and Metropolitan Transportation Authority officials on Monday unveiled designs for more than 1,000 new subway cars along with improvements to 31 New York City subway stations, ambitious upgrades that are part of the MTA's $27 billion, multiyear capital program.

Automakers Surpass Emissions-Curbing Standards, EPA Says

The Environmental Protection Agency, the U.S. Department of Transportation and the California Air Resource Board on Monday said automakers are ahead of schedule in meeting national standards to curb greenhouse gas emissions and implement fuel-efficient technologies, according to a draft technical report released Monday.

EMPLOYMENT

Dems Float Gradual Rollout Of DOL Overtime Rule

A group of Democratic congressmen has introduced legislation mapping a three-year rollout for the U.S. Department of Labor's new overtime rule, saying that the gradual implementation should ease business leaders' fears about the bill suddenly doubling the salary threshold for overtime requirements.

NC Gov. Restores State Court Access For Bias Claims

North Carolina Gov. Pat McCrory on Monday signed legislation that modified portions of the state's controversial transgender bathroom law to restore a path for individuals claiming discriminatory termination to sue in state courts and gives workers one year to bring such claims.

PRIVACY & CONSUMER PROTECTION

Ex-Rep. Schock Pushes For Sanctions In Fraud Class Action

Former U.S. Rep. Aaron Schock, R-Ill., is pushing for sanctions against a proposed class of campaign donors accusing him of fraud, telling an Illinois federal court Friday the group was "needlessly prolonging" a "vexatious and irresponsible lawsuit."

GOVERNMENT CONTRACTS

Treasury Queried On $622M TARP Program's Troubles

The House Oversight and Government Reform Committee on Friday urged U.S.

Congressional Research Service
Department of Commerce
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Fish and Wildlife Service
Government Accountability Office
International Trade Commission
Jicarilla Apache Nation
National Science Foundation
Navajo Nation
New Jersey Department of Transportation
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Attorney General's Office
Transportation Security Administration
U.S. Civilian Board of Contract Appeals
U.S. Copyright Office
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

Treasury Secretary Jack Lew to explain his agency's oversight of a $622 million TARP anti-blight program intended to raze vacant and abandoned houses, pointing to a watchdog's recent concerns about it.

INTERNATIONAL TRADE

US, Vietnam Strike Deal To End WTO Shrimp Fight

The Obama administration on Monday announced that it has reached a settlement with officials in Vietnam that will end a pair of World Trade Organization disputes and a slew of U.S. Court of International Trade litigation stemming from U.S. anti-dumping duties on Vietnamese shrimp.

EU Launching New Trade Talks Post-Brexit

The European Union launched trade negotiations with Indonesia on Monday, showing that the looming removal of the United Kingdom from the 28-nation bloc after the so-called Brexit vote will not deter leaders in Brussels from pursuing new economic partnerships with other countries.

USTR Unveils Digital Trade Policy Group

The Office of the U.S. Trade Representative on Monday announced the formation of a committee to promote global digital trade, which will develop policy responses to existing and emerging barriers to digital trade around the world.

IMMIGRATION

Sheriff Arpaio Says No Spoiled Evidence In Migrant ID Row

Maricopa County, Arizona, Sheriff Joe Arpaio on Friday blasted allegations that the Maricopa County Sheriff's Office deliberately spoiled evidence in a case challenging state identity theft laws and related enforcement, saying that some of the handwritten notes in question never existed.

TELECOMMUNICATIONS

White House Launches $400M Wireless Testing Program

The Obama administration on Friday announced the launch of the $400 million Advanced Wireless Research Initiative, a day after the Federal Communications Commission voted to open up high-frequency spectrum and lay a foundation for rolling out 5G wireless technology.

Prison Call 'Kickback' Data Must Be Disclosed, FCC Told

A nonprofit that publishes the monthly newsletter Prison Legal News on Friday pushed the Federal Communications Commission to force corrections agencies and inmate calling services providers to disclose information on the costs incurred by facilities for the services and data on "kickbacks" that providers pay to secure contracts.

House Republicans Seek Details On Lifeline Fraud Probe

The chairmen of the House Energy and Commerce Committee and its Communications and Technology Subcommittee asked Republican Federal Communications Commissioner Ajit Pai on Friday for a briefing on his investigation into fraud and abuse in the low-income Lifeline program.

EXPERT ANALYSIS

New Financial Regs Will Disrupt Offshore Oil And Gas

The Bureau of Ocean Energy Management's new policy governing supplemental financial assurance for oil and gas infrastructure on the Outer Continental Shelf

has the potential to significantly alter the U.S. offshore oil and gas industry, and could ultimately force small and independent companies to abandon OCS operations altogether, say attorneys at Van Ness Feldman LLP.

TSCA Reforms Won't Help With Calif.'s Product Safety Issues

The recent amendments to the Toxic Substances Control Act include a number of federal preemption provisions, but they are riddled with holes that may allow California's activist requirements and plaintiffs lawyers to proceed largely unimpeded, say Robert Falk and Peter Hsiao at Morrison & Foerster LLP.

Is The New USPTO Pilot Program An Improvement?

While the U.S. Patent and Trademark Office's new Post-Prosecution Pilot is said to combine the best features of two existing programs, it may simply suffer from the same drawbacks. One difference that could lead to a higher success rate is that P3 applicants are required to participate in a 20-minute conference with the review panel, says Lisa Adams of Mintz Levin Cohn Ferris Glovsky and Popeo PC.

US Challenges China On Export Duties At WTO — Again

The U.S. recently challenged, for the third time, China's excessive use of export duties. But if history is any indication, China will delay compliance and continue to distort global trade patterns. It is high time for the U.S. to rethink its bilateral trade relations with China and its trade policy in general, says Terence Stewart, managing partner of the Law Offices of Stewart and Stewart.

LEGAL INDUSTRY

5 Tips For Getting The Most Out Of Your Firm Retreat

Whether you're an associate in your first year of practice or a more seasoned attorney having trouble getting face time with higher-ups, a firm retreat can be an invaluable opportunity to get to know colleagues and partners. Here, Law360 looks at five ways to ensure you make those connections and walk away from your firm retreat in a better position than when you walked in.

How To Please Clients And Win Business

Even though failing to please clients is one of the quickest ways to lose them and despite the plethora of information available on how to improve client service, law firms still routinely drop the ball. Here, experts offer three tips for avoiding some common client-service fumbles.

Norton Rose Joins Fintech 'Smart Contract' Development Push

Norton Rose Fulbright is backing an effort to develop a repository of "smart contracts," master templates for self-executing contracts for shared ledgers, the firm confirmed Monday.

NY Looks To Fill Pending Vacancy In State's High Court

Dust off your resume. The New York commission charged with filling open judicial seats is taking applications for the state's highest court.

Global 20: Mayer Brown

With the ability to handle the most complex cross-border situations and with recent groundbreaking deals for Yum Brands and Beijing Enterprises under its belt, Mayer Brown has proven in the last year that, although it has one of the lowest office counts on Law360's Global 20 list, its reach is extensive.

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Latham & Watkins
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Sidley Austin
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Van Ness Feldman
Wachtell Lipton
Western Environmental Law Center

COMPANIES

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AT&T Inc.
American Civil Liberties Union
Association of Corporate Counsel
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Bank of America Corporation
Barclays PLC
Bridgestone Corp.
CTIA
Center for Biological Diversity Inc.
EQT Corporation
EQT Partners
Financial Services Roundtable
Frontier Communications Corporation
Google Inc.
Intercontinental Exchange Inc.
International Swaps and Derivatives Association
Land of Lincoln Mutual Health Insurance Co.
MarkWest Energy Partners, L.P.
McGraw Hill Financial Inc.
Moody's Corporation

NASDAQ OMX Group Inc.
NYSE Holdings LLC
Natural Resources Defense Council
New York City Economic Development Corp.
New York Daily News Co.
Penn National Gaming Inc.
Pizza Hut Inc.
Public Broadcasting Service
Rex Energy Corp.
SIFMA
Sierra Club
Singapore Exchange Ltd.
T-Mobile USA Inc.
United Continental Holdings Inc.
Waste Management, Inc.
Yum! Brands Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Supreme Court
European Commission
U.S. Department of the Interior
Arizona Attorney General's Office
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
Columbia Metropolitan Airport
Congressional Research Service
Department of Commerce
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Election Commission
Fish and Wildlife Service
Government Accountability Office
International Trade Commission
Jicarilla Apache Nation
National Science Foundation
Navajo Nation
New Jersey Department of Transportation
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Attorney General's Office
Transportation Security Administration
U.S. Civilian Board of Contract Appeals
U.S. Copyright Office
U.S. Department of Homeland Security

U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate

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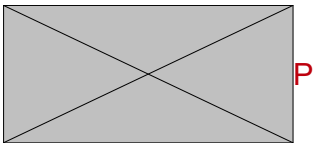
From: Public Policy Law360
Sent: Wed 3/29/2017 7:50:24 AM
Subject: [Marketing Mail] Trump Energy Order Creates Tough Choices For Agencies



PUBLIC POLICY

Wednesday, March 29, 2017

TOP NEWS

Analysis

Trump Energy Order Creates Tough Choices For Agencies

President Donald Trump ordered his administration Tuesday to review and possibly rescind several Obama-era energy rules and policies, some of which are already embroiled in litigation, but exactly how Trump's agencies will go about carrying out the anticipated rollback remains unclear.

Senate Set For Gorsuch Showdown Next Week

U.S. Senate leaders have vowed a showdown over the nomination of Tenth Circuit Judge Neil Gorsuch next week, promising a fight on Tuesday over President Donald Trump's choice to fill the late Justice Antonin Scalia's seat on the U.S. Supreme Court.

House Votes To Repeal FCC Privacy Rules

Congress has now voted to repeal Federal Communication Commission broadband privacy rules after a House vote Tuesday sent the controversial provision to President Donald Trump’s desk.

Speaker Ryan Hints At Continued Action On Health Reform

Efforts to repeal the Affordable Care Act have not been taken out to pasture yet, Republican House Speaker Paul Ryan said on Tuesday, hinting that his caucus might bring forward new reform proposals in the future, days after he pulled a planned floor vote over defections within the Republican Party.

Senate Democrats Want Answers On Bharara's Firing

Senate Democrats Elizabeth Warren, Richard Blumenthal and Jeff Merkley on Tuesday demanded answers from Attorney General Jeff Sessions about why Preet Bharara was fired from his position as U.S. attorney for the Southern District of New York, especially given reports that he was investigating HHS Secretary Tom Price’s stock trades.

Trump Signs Order Targeting Obama's Climate Legacy

President Donald Trump signed a sweeping executive order on Tuesday that directed the U.S. Environmental Protection Agency to start rolling back the Clean Power Plan, lifted the Obama administration's moratorium on coal leasing on federal lands and told the Department of the Interior to consider rescinding its rule regulating hydraulic fracturing on public and tribal lands.

Analysis

Future Rollbacks May Not Be As Easy As Blacklisting Repeal

President Donald Trump's repeal of the contentious Fair Pay and Safe Workplaces rule is welcome news for federal contractors, but despite the president's promises to repeal burdensome regulations, it remains uncertain when or if he will be able to roll back more rules affecting contractors.

LAW FIRMS

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Dentons
Dewey & LeBoeuf
Earthjustice
Goodwin
Greenberg Traurig
Holland & Hart
Kennerly Loutey
Kennyhertz Perry
Levine Kellogg
Levine Sullivan
Littler Mendelson
McGuireWoods
Morgan Lewis
Nossaman LLP
Ogletree Deakins
Orrick Herrington
Proskauer Rose
Seward & Kissel
Skadden
Tor Hoerman
Troutman Sanders
VLP Law Group
Venable LLP
Wiley Rein
Woodruff Spradlin
Zeldes Haeggquist

COMPANIES

AT&T Inc.
Adidas AG
Airbnb Inc.
American Bar Association

GCs Ask Congress To Fund Legal Services Despite Trump Cut

In the face of a proposal by President Donald Trump to fully eliminate federal funding for the the Legal Services Corp., general counsel from more than 180 major companies including Google, Adidas and Starbucks Corp. on Tuesday urged Congress to fully support the organization in the upcoming fiscal year.

BANKING & SECURITIES

Feds Flunk Wells Fargo On Community Lending Exam

A federal banking regulator flunked Wells Fargo & Co. on a review of its lending to minority and lower income communities, citing the bank's fake account scandal and other enforcement actions, the bank announced Tuesday.

MSRB Ad Rule Proposals Take Heat From Some Muni Advisers

The Municipal Securities Rulemaking Board's proposals to update advertising rules to apply to municipal advisers and dovetail with a FINRA rule have received mixed responses, with some advisers saying their services to local bond issuers are treated too much like the products sold by broker-dealers.

Stock Promoter Can't Sue To Stop SEC Action, Judge Says

A Kansas federal judge tossed a lawsuit to halt a U.S. Securities and Exchange Commission administrative proceeding against a stock promoter, saying Tuesday that the Tenth Circuit had vacated agency sanctions in a separate case under different circumstances.

ENERGY & ENVIRONMENTAL

Maryland Poised To Indefinitely Ban Fracking

Maryland state lawmakers on Monday approved legislation that would indefinitely ban hydraulic fracturing in the state, a bill that has the support of Gov. Larry Hogan and that, if signed, would represent the first state legislative ban of the controversial drilling technique.

Pa. Justices Won't Revive Citizens' Bid For Enviro Study

The Pennsylvania Supreme Court on Tuesday batted down an appeal from a group of state residents seeking a court order requiring the governor's office and several state regulators to conduct studies and develop plans to reduce greenhouse gases, upholding a lower court's decision that the petitioners do not have a clear right to have these requests satisfied.

Judge Denies FWS Bid To Shut Down Coastal Marten ESA Suit

A California federal judge on Tuesday denied a bid by the U.S. Fish and Wildlife Service to toss allegations that it made an unreasonable decision in not extending Endangered Species Act protection to the coastal marten, agreeing with the Center for Biological Diversity that the agency erroneously concluded that the animal's population was "robust."

Feds Ordered To Release More Water For Vulnerable Fish

An Oregon federal judge ruled Monday that, beginning in the spring of 2018, the U.S. government must boost water releases over spillways at a series of eight dams along the Columbia and Snake rivers in an effort to increase the survival of threatened salmon and steelhead that migrate up and down the waterways.

NJ Official Sues Online Critics Over Pipeline Vote Bashing

A New Jersey Pinelands Commission member has brought a defamation suit in New Jersey state court against 14 people over online criticism of her vote to approve South Jersey Gas' contentious proposal for a pipeline in an environmentally sensitive region, saying the remarks have damaged her livelihood as a realtor.

MEDIA & ENTERTAINMENT

American Civil Liberties Union
American Express Company
Amgen Inc.
Apple Inc.
Asian American Center for Advancing Justice
Association of Corporate Counsel
Biogen Inc.
Bristol-Myers Squibb Company
BuzzFeed Inc.
Center for Biological Diversity Inc.
CenturyLink Inc.
Comcast Corporation
Corporation for Public Broadcasting
Cox Communications Inc.
Eli Lilly and Company
Ernst & Young
Fidelity Investments
Financial Industry Regulatory Authority Inc.
Google Inc.
Hewlett Packard Enterprise Co.
International Business Machines Corporation
McKesson Corporation
Medtronic Inc.
Microsoft Corporation
National Association of Home Builders
National Cattlemen's Beef Association
National Employment Law Project
National Federation of Independent Business
National Wildlife Federation
Netflix Inc.
New England Compounding Pharmacy Inc.
North American Meat Institute
Orange County Transportation Authority
Penn National Gaming Inc.
Pfizer Inc.
Rockland Capital LLC
Ryan LLC
SIFMA
Sierra Club
Starbucks Corporation
Symantec Corporation
TransAm Trucking Inc.
Twitter Inc.
U.S. Meat Export Federation

Pennsylvania Lawmakers Push For Video Gambling Expansion

A bipartisan group of lawmakers from both houses of the Pennsylvania Legislature on Monday announced plans for a major push to expand gambling in the state, including video gambling at retail establishments, bars and restaurants.

Cute Kitten Bolsters Brief In Buzzfeed Defamation Row

Buzzfeed Inc. can't suddenly plead ignorance of where Florida is just to avoid facing a lawsuit, a Russian technology executive argued in a filing that employed clickbait-worthy tactics, including Buzzfeed-like lists and a photograph of a kitten, as part of his bid to keep his defamation suit against the company in the Sunshine State.

TRANSPORTATION & INFRASTRUCTURE

Calif. Toll Operators Defend System As Constitutional

The operators of the 91 Express Lanes in Orange County, California, told a federal judge Monday that they're well within their authority to use driver information to collect unpaid tolls, slamming a proposed class of motorists who allege their privacy is being violated and that the tolls are unconstitutional.

Auto Union Urges DC Circ. To Uphold VW Unit Ruling

A United Auto Workers local urged the D.C. Circuit on Monday to back the National Labor Relations Board's approval of a micro-unit of maintenance workers at Volkswagen's Tennessee plant, saying the unit met the labor board's standard to qualify for collective bargaining.

AEROSPACE & DEFENSE

DOJ Terrorism Monitoring Program Upheld By Calif. Judge

The U.S. Department of Justice crossed the right T's in establishing a lower-than-"reasonable suspicion" standard under which local law enforcement submits reports of potential terrorist activity, a California federal judge said Monday in tossing a lawsuit challenging the collection program as profiling.

REAL ESTATE

Bill Barring Restrictions On Airbnb Advances In Fla. House

A Florida House subcommittee voted Tuesday to approve a bill that bars cities and counties from passing new ordinances restricting short-term rentals, setting up a showdown between Tallahassee and Miami, where local governments have launched an attack on Airbnb and similar short-term rental platforms.

EMPLOYMENT

Iowa Senate OKs Rollback Of Local Minimum Wage Increases

The Iowa Senate on Monday approved legislation that would freeze the state's minimum wage at the federal rate of $7.25 per hour and retroactively invalidate any local laws mandating an hourly rate that exceeds the state standard.

COMPETITION

FTC To Counter State Special Interests, Ohlhausen Says

The U.S. Federal Trade Commission will advocate on a state level to oppose special-interest groups seeking to impose onerous job licensing requirements and other regulations that limit competition, FTC Acting Chair Maureen K. Ohlhausen said

U.S. Pharmacopeial Convention
United Auto Workers
Verizon Communications
Volkswagen
Wells Fargo & Co.
Zeughauser Group LLC
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
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Congressional Budget Office
Consumer Financial Protection Bureau
Council on Environmental Quality
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Housing Administration
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida House of Representatives
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Iowa Legislature
Legal Services Corp.
Municipal Securities Rulemaking Board
National Labor Relations Board
National Marine Fisheries Service
New York Attorney General's Office
Nez Perce Tribe
Office of the Comptroller of the Currency
Pennsylvania Department of Environmental Protection
Pennsylvania Public Utility Commission
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services

Tuesday.

PRIVACY & CONSUMER PROTECTION

Analysis

NY's 'Right To Be Forgotten' Bill Needs Narrower Focus

New York lawmakers are weighing novel legislation that would force online publishers such as Google to delete information flagged as inaccurate or irrelevant. But the bill's failure to account for First Amendment rights makes it unlikely that the sweeping proposal will go very far, attorneys say.

INTERNATIONAL TRADE

Meat Industry Wants Trump To Break Chinese Beef Block

Major U.S. meat industry groups on Tuesday urged President Donald Trump to press China to move forward on its plan to lift its decade-plus mad cow disease-based ban on U.S. beef, arguing that domestic companies are missing out on a billion-dollar market.

TAX

Insurers Say Reporting Rules Taint Them As Tax Scammers

The Internal Revenue Service was hit with a lawsuit on Monday over a notice it issued in November identifying potential tax-avoidance maneuvers involving in-house insurers, with two managers of such companies accusing the agency of unfairly tainting them as tax scammers.

IRS Seeks Comment Again On New Accounting Standards

The Internal Revenue Service on Tuesday issued a request for comments on proposed procedures to allow taxpayers to change financial accounting methods under new international standards for recognizing revenues and the impact of those changes on differences between financial accounting and tax accounting rules.

US Cos. Avoiding More Than $700B In Taxes, Report Says

Fortune 500 companies are holding $2.6 trillion in profits offshore largely in tax havens, avoiding as much as $767 billion in U.S. corporate income tax, according to a report from the Institute on Taxation and Economic Policy released Tuesday.

IMMIGRATION

Miss. Gov. Signs Anti-Sanctuary City Measure

Mississippi Gov. Phil Bryant on Monday signed a bill targeting so-called sanctuary cities and other locales and public institutions that choose not to cooperate with federal agents on checking individuals' immigration status.

House Panel Hears From Sanctuary City Opponents

A House subcommittee on Tuesday listened to witnesses opposed to the policies of so-called sanctuary cities whose local law enforcement agencies don't cooperate with federal immigration authorities, hearing testimony urging Congress to crack down on those jurisdictions.

TELECOMMUNICATIONS

FCC To Provide Funds To Bring 4G LTE To Rural Areas

The Federal Communications Commission moved forward Tuesday with a second phase of funding that allocates up to $4.53 billion over the next decade to provide

U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court

cell phone and internet services to areas without them.

Dem Lawmakers Urge FCC Action On Cellphone Cybersecurity

Sen. Ron Wyden, D-Ore., and Rep. Ted Lieu, D-Calif., in a letter on Tuesday asked the Federal Communications Commission to move quickly to take on “fundamental security threats” to cellphones, saying that self-regulation by the industry isn’t working and the vulnerabilities are clear.

Trade Group Warns FCC Of Special Access Market Power

A competitive networks trade group has asked the Federal Communications Commission to recognize the power of older providers in the market for business data services, also pushing the agency to seek feedback if it intends to change course from earlier findings, according to a filing posted publicly Tuesday.

PEOPLE

Greenberg Traurig Lures Enviro Pro From Holland & Hart

Greenberg Traurig LLP said Monday it has bolstered its government and environmental practices by picking up an experienced environmental policy lawyer and former U.S. Department of the Interior special assistant to the solicitor from Holland & Hart LLP.

EXPERT ANALYSIS

'Blacklisting' Rule Rejection May Begin Pro-Employer Trend

On Monday, President Donald Trump signed a congressional resolution blocking implementation of President Obama’s Fair Pay and Safe Workplaces executive order. This may be an initial step toward dismantling many employment-related requirements that the Obama administration placed on federal contractors, and may indicate the Trump administration’s overall direction on employment issues, say Brett Coburn and Anna Saraie of Alston & Bird LLP.

Judge Gorsuch's Dubious Commitment To Legal Textualism

In practice, being an “originalist” or a “textualist” is a lot like being “gluten-free” except when it comes to pasta and bagels. Most “textualists” are happy to apply these concepts rigorously when it will produce the result they want — but they’ll relax or ignore them if it produces a politically inconvenient outcome. Judge Neil Gorsuch seems to fit this profile, says Max Kennerly of Kennerly Loutey LLC.

What New Bulk Substance Rules Mean For The Drug Industry

The U.S. Food and Drug Administration has recently included six bulk drug substances on the 503A bulks list, which allows drug compounders to bypass certain regulations for some drugs. Though progress is welcome, some pharmacists are expressing frustration over how long it is taking the FDA to finalize its guidance, says Keith Hasson of Hasson Law Group.

LEGAL INDUSTRY

Analysis

How To Get A Foothold In The NY Legal Market

The classic song “New York, New York” proclaims, “If I can make it there, I’ll make it anywhere,” and many law firms have taken that mantra to heart as they attempt to gain traction in the brutally competitive New York legal market. Here, firms that have made it in the Big Apple offer tips to those still seeking their big break.

Analysis

What GCs Can Learn From Legal Operations Pros

It's the job of legal operations directors to ensure the law department runs at peak efficiency and effectiveness, so it's no surprise that they're full of wisdom about how in-house teams can improve. Here are three legal operations professionals' top tips.

Dewey Cooperator Says He Never Told CFO Of Fraud

The former controller for Dewey & LeBoeuf LLP on Tuesday told a Manhattan jury that he never told former Dewey Chief Financial Officer Joel Sanders that the law firm wasn't in compliance with its lending agreements, as the retrial of Sanders and former Dewey Executive Director Stephen DiCarmine neared the two-month mark.

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American Express Company
Amgen Inc.
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International Business Machines Corporation
McKesson Corporation
Medtronic Inc.
Microsoft Corporation
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National Cattlemen's Beef Association
National Employment Law Project
National Federation of Independent Business
National Wildlife Federation
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North American Meat Institute
Orange County Transportation Authority
Penn National Gaming Inc.
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Ryan LLC
SIFMA
Sierra Club
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Symantec Corporation
TransAm Trucking Inc.
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U.S. Pharmacopeial Convention
United Auto Workers
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Volkswagen
Zeughauser Group LLC
eBay Inc.

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U.S. Environmental Protection Agency
Army Corps of Engineers
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Centers for Disease Control and Prevention
Congressional Budget Office
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Federal Housing Administration
Federal Reserve System
Fish and Wildlife Service
Florida House of Representatives
Government Accountability Office
Iowa Legislature
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; cgoodman[redacted]]
Cc: Sue Leavitt[sleavitt@LasVegasNevada.GOV]
From: Melissa Duran
Sent: Wed 4/5/2017 2:16:44 AM
Subject: Hello Mayor script
Hello Mayor April_2017.docx

Hi, Mayor!. Here is your script for the show. Let us know if you have any changes.

Melissa Duran | Producer
Communications
495 S. Main St.
702-229-2280 | 702-271-2399

lasvegasnevada.gov

grfx	**Roll Open: 30** (Dissolve to Mayor) **CG Carolyn Goodman** **CG Adam Laxalt/Nevada Attorney General** **CG Barbara Buckley**	**((MAYOR))** **HELLO AND THANKS FOR JOINING US ON HELLO MAYOR! I'M CITY OF LAS VEGAS MAYOR CAROLYN GOODMAN. TODAY, WE ARE FOCUSING ON A CRIME THAT AFFECTS SOME OF THE MOST VULNERABLE PEOPLE IN OUR COMMUNITY, THE ELDERLY.** **FINANCIAL ABUSE OF THE ELDERLY IS ON THE RISE AND LAWMAKERS ARE TEAMING UP TO COMBAT THE PROBLEM HERE IN NEVADA BY PUSHING FOR MORE OVERSIGHT WHEN IT COMES TO GUARDIANSHIPS.** **HERE'S A LOOK AT HOW THE NEVADA SUPREME COURT COMMISSION IS WORKING FOR CHANGE.** **((Hardesty pkg))** **WHILE BETTER OVERSIGHT IS NEEDED, OUR STATE ATTORNEY GENERAL IS ALREADY HARD AT WORK GOING AFTER CRIMINALS WHO ARE TAKING ADVANTAGE OF THE SYSTEM. JOINING ME TODAY IS OUR ATTORNEY GENERAL ADAM LAXALT AND WE ARE ALSO JOINED BY FORMER ASSEMBLYWOMAN BARBARA BUCKLEY WHO IS THE EXECUTIVE DIRECTOR OF THE LEGAL AID CENTER OF SOUTHERN NEVADA.** **((Mayor/Adam/Barbara chat))** **((TOPICS))** **((WELCOME/BACKGROUND))** **((HOW DO PEOPLE END UP IN GUARDIANSHIP PROGRAM))** **((FORMATION OF FINANCIAL FRAUD UNIT))** **((PROVIDED $400K TO BUCKLEY'S OFFICE FOR PRO BONO REPRESENTATION TOWARDS GUARDIANSHIP ABUSE))** **((NOT JUST CIVIL PROSECUTION, NOW GOING AFTER CRIMINALLY AS WELL))** **((GUARDIANSHIP TASK FORCE FORMED LAST YEAR))** **((GUARDIANSHIP CONVICTIONS/INDICTMENTS))** **((APRIL PARKS CASE—GENERIC TALK ON 270 FELONY COUNTS/ALLEGATIONS))** **((MAYOR))** **WE'RE GOING TO TAKE A QUICK BREAK, BUT WHEN WE COME BACK, WE'LL TELL YOU WHAT THE LEGAL AID CENTER OF SOUTHERN NEVADA IS DOING TO PROTECT THE ELDERLY IN OUR COMMUNITY FROM FRAUD AND ABUSE.** **THAT'S NEXT. STAY WITH US.**

	ROLL 1 MIN. BREAK 1 ROLL STINGER-7 SECS (Dissolve to Mayor) CG Carolyn Goodman CG Adam Laxalt/Nevada Attorney General CG Barbara Buckley/ Executive Director, Legal Aid Center of Southern Nevada Roll Close: 35	ROLL 1 MIN. BREAK ROLL STINGER-7 SECS ((MAYOR)) WELCOME BACK, WHILE WE ARE SEEING MORE INDICTMENTS AND ARRESTS FOR ELDERLY ABUSE, IT'S IMPORTANT TO CONTINUE TO USE THE CIVIL COURTS TO, WHEN POSSIBLE, GET BACK WHAT IS RIGHTLY YOURS. WE'RE GOING TO CONTINUE OUR CONVERSATION WITH BOTH ATTORNEY GENERAL ADAM LAXALT AND BARBARA BUCKLEY, EXECUTIVE DIRECTOR OF LEGAL AID CENTER OF SOUTHERN NEVADA. ((CHALLENGES WITH CIVIL CASES STEMMING FROM GUARDIANSHIP ABUSE)) ((SUCESSES FROM $400K FROM AG'S OFFICE)) ((HOW MANY PEOPLE HAVE BEEN HELPED WITH THE AG FUNDS)) ((HOW MANY CASES ARE STILL OUT THERE?)) ((HOW MUCH MONEY HAS BEEN RECOVERED?)) ((ABUSE IN LATER LIFE GRANT—NEVADA RECEIVED $925-THOUSAND GRANT)) ((MAYOR)) THANK YOU SO MUCH FOR BEING HERE AND THANK YOU AT HOME FOR WATCHING. WE WILL SEE YOU NEXT TIME FOR ANOTHER EPISODE OF HELLO MAYOR! HAVE A GREAT DAY, EVERYONE. Roll Close :35

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Tue 2/28/2017 4:42:22 PM
Subject: [Marketing Mail] Employee Turnover: Dealing With Costs Seen & Hidden-plus M&A stories

Blogs from Lucy Griffin, John Byrne, Ed O'Leary & Dan Fisher

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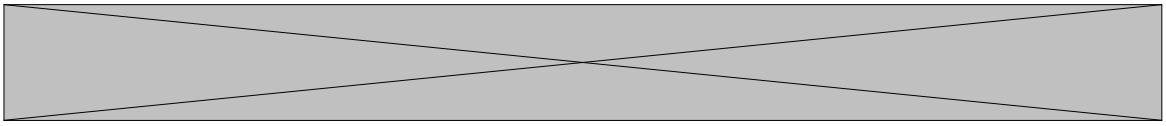


CONSUMER CREDIT

Access to credit grows amid concerns

Originations and balances have risen in key consumer credit areas, but so too have delinquencies, according to new research from TransUnion. The study also reveals a surprising trend: Millennials turn to credit unions for personal loans more than fintechs or banks. Read more

COMPENSATION SERIES PART II

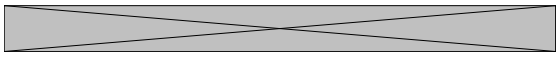
Employee turnover: Dealing with costs seen and hidden

With employee turnover rates in banking at a ten-year high, banks must recognize the true costs of turnover, understand underlying causes, and develop strategies to address them. Crowe Horwath experts examine trends. *Second in a series* Read more

RETAIL BANKING

More eyes on bank sales

Ethical lapses by financial services companies have caused ripples that will affect banks for years. Increasingly, this has become a risk management concern. Case in point: regulatory exams of bank sales efforts. Read more



TALKING CREDIT

Politics: Don't shrink back, but do think

In these days where co-workers scrap about politics, Ed O'Leary recalls a longtime bank director. She showed him how to rise above politics to seek productive community involvement. Read more

COMMON SENSE COMPLIANCE

Regulatory relief: When the pendulum swings ...

… be careful or it will smack you when it swings back, warns Lucy Griffin. No era lasts forever. Read more

AML & FRAUD

"What's Going On?"

Sure, much about the BSA/AML process could be improved. But in a season of upset, how can industry and the regulators sort out good ideas for change from the silly ones? Read more

MERGERS & ACQUISITIONS

Mortgage servicing featured in bureau complaint tally

Iowa's Heartland Financial USA Inc., a consistently acquisitive banking company that is bulking up in growth markets across the Midwest and West, in mid-February inked its 11th and largest open-bank deal since 2012. Read more

M&A STRATEGY: SELL OR BUILD?

Still "too small to survive"?

Many community banks feel the need to grow larger to compete with large banks. M&A on the small end of the industry hierarchy continues to be the solution. A recent PwC report explores this trend. Read more

ASSET-LIABILITY MANAGEMENT

How much deposit costs increase is anybody's guess

Deposit costs across the banking industry will increase, but by how much is debatable. S&P Global Market Intelligence delves into analysts' discussions about "deposit betas." Read more

ALCO BEAT

Confronting "the wolf"

It's a time when bankers aren't always sure when the rate picture threatens with real wolves or is merely "crying wolf." Darling Consulting's Keith Reagan says periods like this call for application of key ALCO tools to avoid making dangerous moves. Read more

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NEXT VOICES

Looking for millennial banker authors

Banking Exchange has started a blog called "Next Voices." All writers will be millennials involved in financial services, sharing their thinking and their interests regarding the industry. Want to play a part? Please send your information and a writing sample to Steve Cocheo, digital content manager.

Read first Next Voices blogs

BEYOND THE BANK SERIES

When contracts put vendors in control

A bank-vendor relationship gone wrong is the IT equivalent of a bad divorce. Once the bank gets hurt by the vendor, the relationship is burned. Dan Fisher gives some examples of vendor missteps. Read more

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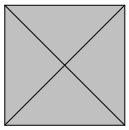
This dangerous dance…

"Finding common ground is not weakness. It is the mark of true leaders in a democracy. It is essential now. Especially now."—Bill Streeter, editor & publisher, in "Like it or



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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SPONSORED ROUNDTABLE

Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe*** Read more

On-demand Webinar: Digital Account Opening—New Path to Profitability

Mobile account opening is surging. Find out how banks can make it seamless for the customer and safe for the bank. ***Sponsored by Mitek***
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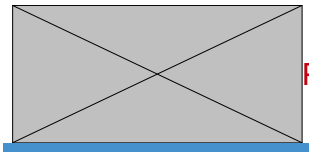

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TOP NEWS

Trump Axes Crucial ACA Cost-Sharing Subsidies

The Trump administration late Thursday said it would immediately halt funding for billions of dollars in Affordable Care Act subsidies, calling them unlawful and potentially roiling health insurance marketplaces. Read more »

Trump Loosens Insurance Rules In Bid To Weaken ACA

President Donald Trump signed an executive order Thursday directing federal agencies to loosen rules on association health plans and temporary insurance plans, following months of failed bids in Congress to repeal and replace the Affordable Care Act. Read more »

Analysis

Deputy AG Vows Policy Review In Lieu Of 'Rosenstein Memo'

Deputy Attorney General Rod Rosenstein recently said he aims not to be remembered for a single memo but instead will embark on a wide-ranging review of corporate charging policies with the input of corporate and other stakeholders, an effort experts say may bring a reboot. Read more »

Six States Request Halt Of 3rd Travel Ban

Several states asked a Washington federal court Wednesday to lift the stay of proceedings in a suit challenging President Donald Trump's initial travel ban and order a temporary restraining order preventing the most recent iteration of the ban from going into effect this month. Read more »

Trump Bashes Challenges To Travel Ban, DACA Termination

President Donald Trump fired back Thursday against two suits in Maryland and California federal courts challenging the latest iteration of his travel ban and decision to curtail the Deferred Action for Childhood Arrivals program, arguing that the government had provided ample justification for its actions. Read more »

House Passes $36.5B Disaster Aid Bill

The House of Representatives on Thursday passed a $36.5 billion hurricane and wildfire relief bill, sending a measure to the Senate that includes aid to California, Florida, Puerto Rico, Texas and the U.S. Virgin Islands. Read more »

Full 9th Circ. Asked To Rethink Calif. Foie Gras Ban

Challengers to California's ban on selling products like foie gras made by force-

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feeding birds have urged the full Ninth Circuit to rethink a panel's decision finding that the state law isn't preempted, contending that the ruling makes a mockery of a federal poultry law and flouts precedent. Read more »

BANKING & SECURITIES

Fintech Expert Says U.S. Needs 'Sandbox' For Regulators

The U.S. needs a "sandbox for regulators" that would encourage government agencies to explore blockchain and related technological innovations to avoid falling behind forces that are reshaping the markets they govern, an expert told a U.S. Securities and Exchange Commission panel on Thursday. Read more »

ENERGY & ENVIRONMENTAL

Perry Gets Rough Reception On Hill Over FERC Grid Proposal

Skeptical U.S. House Democrats grilled Secretary of Energy Rick Perry Thursday over his controversial proposal to pay coal-fired and nuclear plants for providing base load power and grid reliability services, accusing him of putting his thumb on the scale that balances competition in wholesale electricity markets. Read more »

API Says BLM Flaring Rule Twists Definition Of 'Waste'

The American Petroleum Institute told a Wyoming federal court Thursday that the Bureau of Land Management's rule aimed at limiting the venting and flaring of methane from drilling operations on federal and tribal lands relied heavily on a warped and radical definition of "waste." Read more »

Enviros Threaten Suit Over EPA Effluent Rule Delay

The Center for Biological Diversity on Thursday said it plans to sue the U.S. Environmental Protection Agency for delaying parts of the first federal limits on how much toxic metal can be discharged with power plants' wastewater. Read more »

EPA Tells DC Circ. New Law May Alter Coal Ash Rule

The U.S. Environmental Protection Agency on Wednesday told the D.C. Circuit that a new federal law could have "significant implications" for an Obama-era rule governing the handling of coal ash, and asked that litigation over the rule be postponed to give the agency more time to study the matter. Read more »

MEDIA

Analysis

Trump's NBC Threats Won't Work On Today's FCC: Experts

President Donald Trump called Wednesday for NBC to have its broadcast licenses challenged after it ran what he called a "fake news" story about him, but experts say the Federal Communications Commission's days of policing newsrooms are long gone. Read more »

HEALTH & LIFE SCIENCES

Analysis

What To Expect As BigLaw Vet Eric Hargan Runs HHS

Eric Hargan, the BigLaw veteran who's now leading the U.S. Department of Health and Human Services, is a conservative pragmatist whose approach to dialing back Obama administration regulations will likely be forceful but targeted, former colleagues tell Law360. Read more »

CMS Asks 1st Circ. To Undo Hospital Reimbursement Ruling

The Centers for Medicare & Medicaid Services has urged the First Circuit to reverse a lower court's ruling in favor of hospitals that have accused the agency of unlawfully

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instituting a “clarification” that alters a Medicaid reimbursement policy so the hospitals are paid less. Read more »

IP & TECHNOLOGY

Analysis

3 Places The Allergan Tribal Deal May Face Pushback

Allergan PLC’s controversial attempt to shield patents for dry-eye drug Restasis from review at the Patent Trial and Appeal Board by making a deal with a Native American tribe has drawn intense scrutiny, amid concerns from groups including lawmakers and generic-drug companies. Here are three places where the deal will be closely examined. Read more »

EMPLOYMENT

Calif. Bans Employers From Asking About Salary History

California employers can no longer ask prospective workers about their salary history under a new law Gov. Jerry Brown signed on Thursday that supporters say will help close the gender wage gap. Read more »

INTERNATIONAL TRADE

Analysis

Trump's Iran Gambit Deepens Uncertainty Of Sanctions Relief

President Donald Trump is expected to decertify the U.S. nuclear deal with Iran in a matter of days, a move that experts say would introduce a new layer of uncertainty to an already fraught two-year saga that has seen only modest commercial engagement with Tehran through sanctions relief. Read more »

TAX

Analysis

Lobbying Power Can Drastically Alter Course Of Tax Reform

Powerful lobbyists are zealously working to protect special tax provisions from the scalpel of legislators working on a revamp of the tax code, and their influence could have a profound effect on any tax reform bill that gets introduced in Congress. Read more »

Ryan Threatens Holiday Break If Tax Reform Not Done In Time

House Speaker Paul Ryan, R-Wis., on Thursday emphasized his goal to pass tax reform by the new year, saying lawmakers in Congress should work through the holidays if needed. Read more »

Pa. Appeals Court Rejects Tribal Gaming Co.’s Tax Arguments

A Pennsylvania appellate court Thursday stood by a panel’s decision that held the commonwealth’s tax authority was correct to find a tribal-owned racetrack and casino company owed $1.2 million in sales and use taxes during a roughly four-year period, rejecting the company’s exceptions to the earlier ruling. Read more »

IMMIGRATION

Analysis

3 Things To Know About Trump's New Pick For DHS Sec.

In choosing Kirstjen Nielsen, an aide to Chief of Staff John Kelly, to be his next head of the U.S. Department of Homeland Security, Trump has selected someone with cybersecurity and disaster response experience, but a more limited resume on the hot-button issue of immigration. Here are key points to know about Nielsen. Read

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Cities Get Last Chance To Show They're Not 'Sanctuaries'

The U.S. Department of Justice gave New York, Chicago, New Orleans and Philadelphia one last chance Thursday to show they're complying with a federal law prohibiting so-called sanctuary cities, inviting them to submit additional evidence before a final determination is issued. Read more »

WHITE COLLAR

EU To Set Up Prosecutor's Office For Cross-Border Crimes

Nearly two dozen European Union countries have agreed to create a prosecutor's office aimed at tackling financial crimes, the EU's European Council announced on Wednesday, a step that follows the bloc's efforts to address fraud in the value-added tax system. Read more »

McDonnell Can't Void Ex-Rep. Fattah's Conviction, Feds Say

Federal prosecutors are pushing the Third Circuit to reject arguments that the U.S. Supreme Court's recent decision in the so-called McDonnell case, which limited what can be considered an "official act" from a government official sufficient to support a bribery charge, should upend former Rep. Chaka Fattah's corruption conviction. Read more »

Ex-Congressional Staffer Admits To Fraud, Money Laundering

A former congressional aide agreed Wednesday to plead guilty to participating in a scheme to steal hundreds of thousands of dollars from charitable organizations in order to fund his boss' political campaign. Read more »

PEOPLE

Williams Mullen Brings On Two Environmental Partners

Williams Mullen has hired two former Eversheds Sutherland environmental attorneys with experience in Clean Air Act compliance and environmental enforcement as partners working out of Washington, D.C., and Richmond, Virginia. Read more »

EXPERT ANALYSIS

Trump's Immigration Priorities: What Employers Should Know

Three immigration policy objectives recently announced by the Trump administration align with earlier White House pronouncements, including the "Buy American, Hire American" executive order and the statements accompanying its multiple "travel bans." However, two aspects of these policy objectives merit close evaluation by employers, say Elizabeth Espín Stern and Paul Virtue of Mayer Brown LLP. Read more »

Adapting To Equal Pay Laws In Flux

New legislation aimed at closing the pay gap between men and women may undo business practices that, even if benevolently motivated, result in disparate pay. Despite this laudable objective, these laws create a litany of challenges for employers and may necessitate a wholesale revision of policies and practices related to employee compensation, says Charles Thompson of Polsinelli. Read more »

UK Prime Minister's Speech Fails To Provide Clarity

U.K. Prime Minister Theresa May's speech in Florence last month was intended to create momentum in the ongoing Brexit negotiations, but has been criticized as vague and insubstantial. It seems that for the time being, the U.K. government's attitude toward Brexit negotiations is to wait for a solution to turn up, says David Mundy of Bircham Dyson Bell LLP. Read more »

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LEGAL INDUSTRY

Litigators Wanted. Will Pay Top Dollar.

Law firms want attorneys with specialized experience in fields like intellectual property, real estate and health care, and they especially favor litigators, according to a Robert Half salary report that pegs the average national starting pay for the most experienced attorneys at $218,000 a year. Read more »

Proskauer Atty Says Judge Undercut Gender Bias Case

A Proskauer Rose LLP attorney locked in a gender discrimination battle with the firm told the Second Circuit on Wednesday that a federal judge undermined her ability to prove her claims when she refused to order mediation services provider JAMS Inc. to turn over pre-suit mediation notes that purportedly documented a Proskauer representative's retaliatory threat to fire her. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Fisch Sigler LLP and Farnan LLP roared to the top of the legal lions list this week after a federal judge tossed Samsung's breach of contract lawsuit against their client, Imperium IP Holdings, while Simon Greenstone Panatier Bartlett PC was hit with a mistrial over its client's testimony in a mesothelioma suit against Johnson & Johnson, landing it on the lambs list. Read more »

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Dear Colleague,

Last year, Humble Surgery Center was involved in two major lawsuits in federal court in Texas that both dealt with out-of-network (OON) provider issues. In Cigna v. Humble Surgical Hospital, Humble won a major victory, but in Aetna v. Humble Surgical Hospital, Aetna walked away the winner. What happened, and what do these vastly different outcomes mean for OON providers and facilities today?

Join our expert speaker **Thomas J. Force, Esq.** for our On-demand **Webinar**—"**Reconciling Cigna v. Humble with Aetna v. Humble and Their Impact on the Out-of-Network Provider**" on **Thursday, April 20, 2017**, when he will closely examine both cases and offer advice for OON facilities on how to avoid adverse outcomes regarding balance billing, fee forgiveness and referral deals with physicians. Thomas will also outline strategies and techniques that will help you address ínsurance companies' growing concerns about referral arrangements, balance billing and fee forgiveness by OON facilities. You will also be given a complete listing of essential policies and forms for your facility, and you'll learn about current best practices for OONs. By examining a major OON facility and its experience in court with two ínsurance companies, Thomas will teach you how to properly set up an OON facility's claims processing procedures and billing practices in light of these two important cases.

Session Highlights

- Summary of Aetna v. Humble Surgical Hospital court decision, facts, reasoning and outcome
- Summary of Cigna v. Humble Surgical Hospital court decision, facts, reasoning and outcome
- Discussion of why the cases differed so substantially and what OON providers can learn from them
- Techniques to avoid ínsurance company scrutiny regarding patient billing and referral practices
- Policies to have in place and current best practices to deal with OON patient billing

Agenda Details

- Facts of Cigna v. Humble, June 2016
- Why Cigna held up claims due to fee forgiveness
- Humble's counterclaim under ERISA
- The court's rulings on Cigna's claim, including on referrals and use fees
- Why this was a big victory for Humble
- Jurisdiction and where this case is precedent
- Impact on OON non-paid claims held up due to failure to balance bill or otherwise collect coinsurance and deductibles
- Impact on OON balance bill audits
- Impact on OON claims, including failure to provide plan documents and other information
- How the court enforced ERISA appeals and claims guidelines
- Facts of Aetna v. Humble, December 2016
- Aetna's claims for money had and received, fraud, negligent misrepresentation and ERISA relief
- The court's holding that the assignments at issue were invalid
- Why the outcomes were so different for the same facility
- What we can learn from the cases
- How to handle referral schemes

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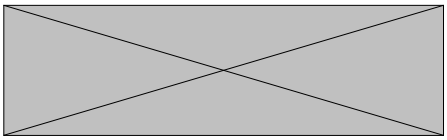

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MAJOR PAYMENTS CHANGE LOOMS

Many companies won't meet EMV deadline

Almost half of surveyed companies won't meet the Oct. 1 liability shift deadline—and many aren't particularly concerned about it. Further, two thirds would prefer chip-and-PIN versus chip-and-signature. Read more

RETAIL BANKING

Tales from the tech help desk

Have pity on your customer tech support folks. They may be dealing with tech-*unsavvy* end users—example: "Are you running your computer under Windows?" "No, it's by the door!" Read more

BRANCHES & THE FUTURE

Branch still relevant as digital complement

A study of European retail banking reinforces trends seen in the U.S. stressing in-branch interactions as a complement to an omnichannel strategy. Read more

OUTSOURCING

Bank IT outsourcing plummeted in 2014

The number of IT outsourcing contracts dropped 5%, but the total value fell 43% last year, says Everest Group, due to competing

MAKING SENSE OF IT ALL

Where Apple Watch goes, so goes Apple Pay

Apple remains canny about its Watch sales, but analysts see 2016 ramp-up. Read more

BEYOND THE BANK

On the internet, you need cyber defense!

Between cloud-powered applications and customers' mobile lifestyle, banks need more than firewalls and passwords, says Dan "The Wombat" Fisher. Read more

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4 trends change everything

Contributing Editor Jo Ann Barefoot writes that both banks and their regulators must get big data, artificial intelligence, mobility, and voice technology right. Read more

regulatory burdens. Large banking application outsourcing value likewise fell sharply. Read more

FRAUD RISK

CNP, cross-border fraud hurt European cards

A study of European card fraud trends found a slight rise in overall card fraud last year, powered by significant jumps in card-not-present and cross-border transactions. Read more

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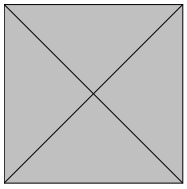
Banking updates, 140 characters at a time



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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

How many risks are there in billions of connected devices?

By 2020 there will be nearly 7 internet-connected devices for every person on Earth, according to Cisco figures quoted by Zurich Insurance Co. In a sobering infographnic, Zurich makes the point that risks of being hacked will increase as the number of internet connected devices increases by a rate of 476% from 2012 to 2020. Read more

Tangle with the Fintech Jellyfish

Some things are just plain cool, even if they are hard to wrap your mind around. A good example is "The Fintech Jellyfish," an interactive infographic that allows the user to click on nodes representing countries. Each node in the "jellyfish" representing a country yields data about fintech investment there. Linked to each national node are nodes representing fintech startups, with live links to their websites. Users can mush around the jellyfish to their heart's content, to reconfigure its arrangement to better access particular nodes. Read more

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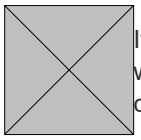

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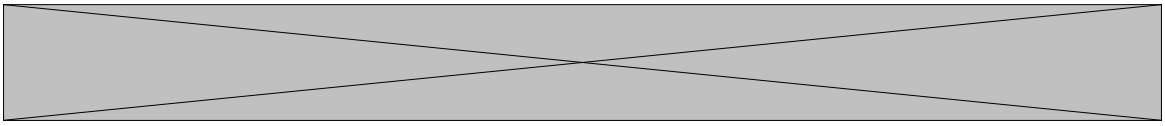

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ALCO BEAT

Building effective integrated risk management

Too many banks treat the various risks that their asset-liability functions handle as isolated matters. Darling Consulting's Joe Kennerson argues that a unified approach will help your bank better manage financial risk. Read more

ALCO IN ACTION

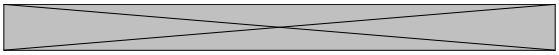
How to keep ALCO well-tuned

Asset-liability management committees should be operating from a consensus, says The Corepoint's Neil Stanley, but finding that common ground can be challenging. An elegantly simple graphic approach can help ALCO find the bank's optimal position. Read more

COMPLIANCE

Surviving a CFPB exam

How do you get to the other side of a CFPB exam unscathed? A trio of experts from Venable LLP say preparation is half the battle. That, and making your case early and with sound arguments if things go off the track. Read more



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"We Can Make It Happen"

15 years after 9/11, John Byrne assesses how far we've come—and how much further there is to go… Read more

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Hard to unscramble an egg

Jeff Gerrish says getting M&A structure right in the first place saves a lot of angst and money. Read more

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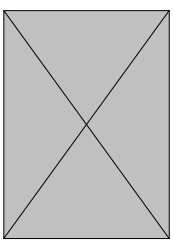
Spin is making us dizzy

Denying the truth doesn't become more believable through repetition, says Ed O'Leary. Read more



BOOKS FOR BANKERS

Your guide to the blockchain revolution

Our reviewer says William Mougayar's *The Business Blockchain: Promise, Practice, And Application Of The Next Internet*

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COMPLIANCE

Q&A: Understanding CFPB's exam mindset

An exclusive *Banking Exchange* interview with CFPB's Peggy Twohig covers exam prioritization, complaints, and why "unfair" and "deceptive" shouldn't be such a mystery. Read more

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STUDENT LENDING DIFFICULTIES

CFPB orders fixes for student loan fixes

Education debt has more baggage than a student returning to school for the fall semester. Beyond its sheer size, the federal system for providing debt relief for student credit generates a huge amount of confusion and angst. Read more

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ACCOUNTING

CECL's unintended consequences begin to surface

By now bankers know they have a task ahead of them to handle the upcoming "CECL" rule on loan-loss reserves. But recently a Crowe Horwath expert identified a new wrinkle that hadn't received as much attention early on. Read more

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MERGERS & ACQUISITIONS

Pacific Premier drives with M&A plus organic growth

Pacific Premier Bancorp Inc. continues to shine in Southern California, generating robust organic growth and striking strategic deals, and its chief executive is optimistic that momentum will gather further over the remainder of 2016. SNL Financial takes a closer look. Read more

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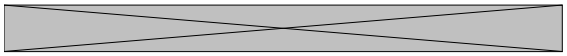
BANKER BOOK REVIEW

Fresh look at bank performance, with a green twist

Technology makes a comprehensive but understandable introduction to this developing technology. One clear point: *You can't ignore this.* Read more



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Fair lending just keeps morphing

"I'm currently dealing with a bank that has an 'Outstanding' CRA rating, where the government says there may be a redlining issue"—*Brian McCormally, Arnold & Porter LLP* Read more

Branch banking reimagined

On-demand webinar—Panel discussion covers how the role of the branch remains vital, yet is changing. Topics covered include upgrading skills of branch associates, altering the size and look of traditional branches; improving the customer experience, and installing supporting technology to enable a fully integrated view of the customer. Read more

Bank analytics—using the right data to support decision making

White paper—Predictive analytics help banks manage risk, but without understanding how and why your institution got to its current financial condition, you may repeat or even compound risks. Properly structured analytics can help a bank analyze pricing decisions of individual loan officers for past, current, and expected performance, and can predict the performance impact of loan and spread runoff. Read more

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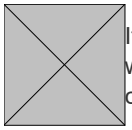

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Banker-commentator Richard Parsons has written a guide for three key groups in *Investing In Banks: Strategies and Statistics for Bankers, Directors and Investors.* Reviewer Ed O'Leary, *BE*'s "Talking Credit" blogger, found the book helpful, especially for some special angles on performance. Read more

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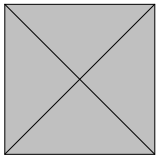

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To: F. First Lady Hillary Clinton[info@onwardtogether.org]; F. First Lady Michelle Obama[leader@dlcc.org]; Leader Nancy Pelosi[DLCC@dlcc.org]; USS Catherine Cortez Masto / Director of Press[Press@catherinecortezmasto.com]; Governor Brian Sandoval[brian@briansandoval.com]; Congresswoman Judy Chu- Chair[CA27JCima-113@mail.house.gov]; Congresswoman Dina Titus[dina@dinatitus.com]; Congressman Ruben J. Kihuen[ruben.kihuen@mail.house.gov]; For Governor/ Commission Chairman Steve Sisolak[ccdista@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[ccdiste@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[Secretary of State Barbara Cegavske[; DA Steve Wolfson[]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Chairman / F. Mayor Oscar Goodman[ogoodman@lvcva.com]; "Mayor Debra A. March"[; F. First Lady Dawn Gibbons[]; Chief Deputy DA / For Judge Elana Lee Graham[ElanaLee@elanaleegraham.com]; Chief Deputy DA / For Judge Jeff Rogan[Jeff@JeffRogan4Judge.com]; Rebecca Wolfson[rwolfson@LasVegasNevada.GOV]; LV Sand Chair Dr. Miriam Adelson[miriam.adelson@adfam.com]; Redhills Chair Toni Chaltiel[; Zappos CEO Tony Hsieh[tony@zappos.com]; Commissioner Marilyn Kirkpatrick[CCDISTB@ClarkCountyNV.gov]; Commissioner Larry Brown[ccdistc@ClarkCountyNV.gov]; Commissioner Lawrence Weekly[ccdistd@ClarkCountyNV.gov]; Commissioner Susan Brager[ccdistf@ClarkCountyNV.gov]; Commissioner James B. Gibson[ccdistg@ClarkCountyNV.gov]; "D. Leader Marilyn Kirkpatrick"[marilyn@marilynkirkpatrick.com]; Sheriff Joy Lombardo[sheriff@lvmpd.com]; Assistant Sheriff Tim Kelly[T3807K@LVMPD.COM]; Under Sheriff Kevin McMahill[K3948M@LVMPD.COM]; Captain Roxanne Burke - Internal Affairs Bureau[R4985B@LVMPD.COM]; Captain-Sean McNulty[S6242M@LVMPD.COM]; Administrator Mark Hall-Patton[mhp@clarkcountynv.gov]; Judge Jerry Tao[tao_j@msn.com]; Judge Elissa Cadish[; Chief Judge Kalani Hoo[Kalani.Hoo@ClarkCountyNV.gov]; Judge Joe Hardy Jr[Judge Adriana Escobar; Judge James Dean Leavitt[; Judge Amy Chelini[Judge Cheryl Moss[; Judge Eric Johnson[eric@judgeericjohnson.com]; Judge Mark Bailus[Mark@judgemarkbailus.com]; Judge Cynthia Cruz[Cynthia.Cruz@clarkcountynv.gov]; Judge Deborah Schumacher[]; Judge Suzan Baucum[; Judge Maria Maskall[; Bert M. Brown[bmbrown@LasVegasNevada.GOV]; Judge Melanie Andress-Tobiasson[Melanie.Andress-Tobiasson@clarkcountynv.gov]; Dean and Professor Daniel Hamilton[daniel.hamilton@unlv.edu]; Dean Dan Hamilton[bslnews@unlv.edu]; "Atty. Elene H. Chung ESQ"[Counsel@ArroyoLawGroup.com]; "Atty. Dr. Robert P. Bettinger ESQ"[; Atty. Tisha Black / For Commissioner[tisha@tishablack.com]; "Atty. Robert Lueck ESQ"["Atty. Eric K. Chen ESQ"[info@ericchenlaw.com]; "Atty. Eric K. Chen" ESQ[eric@ericchenlaw.com]; "Atty. Eric K. Chen ESQ"[eric@lawekc.com]; Atty. Lugas Shay["Atty. Jonathan C. Callister ESQ"[jcallister@callisterfrizell.com]; Atty. Bobby Misko ESQ[bobby@bongiovilaw.com]; Atty. Gina Bongiovi ESQ / MBA[Gina@bongiovilaw.com]; "Atty. Eddy Silverman ESQ"[; "Atty. Gerald M. Welt Esq."[gmwesq@weltlaw.com]; "Atty. Patricia A. Trent Esq."[Patricia@probatelawlv.com]; Atty. Xiaosheng Huang ESQ["Atty. Michael Lin ESQ"[]; "Atty. Yvette Chevalier ESQ "[]; "Atty. Xin Wang ESQ"[; "Atty. Jennifer HW Tsai ESQ"[info@jtlawgroup.com]; "Atty. Radha Chanderraj ESQ"[radha@chanderrajlaw.com]; "Atty. Carina Castaneda ESQ"[CICastaneda@sbcglobal.net]; "Atty. James E. Smith ESQ"[; "Atty. Alicia Mandler ESQ"[; "Atty. Hanh P Nuyen ESQ"["President / Atty. JD. Yin Yan"[Atty. Maximiliano D. Couvillier III[mcouvillier@blacklobello.law]; Atty. Jacob Frizell ESQ[Staff2@frizelllaw.com]; Founder / President Annie Chang[Manager Anne Tseng[; President George Song[george@damacy.net]; Producer Frederick Lien[; YCFC Dan Russell[Dan@russellfinancial.com]; "Maint. Super. Ted Gleason / Sale Brenda Martigani"[; Chair Jose Soloric]; Owner Steven Lacks[Steven.L@SonicPrint.com]; Owner Perry Black[

From: Robert Song

Sent: Fri 8/3/2018 8:42:27 PM

Subject: 1. Manafort trial continues with luxury suits, Trump tweets, 2. The Best On Line Loan Processor Theresa Del Brocco, 3. Items left at Oct. 1 shooting memorials will be displayed at Clark County Museum

mail (6).jpg
mail (7).jpg
mail (8).jpg
mail (9).jpg
mail (10).jpg
mail (11).jpg
mail.jpg
mail.png

Dear Friend, Amice, Paisano, Amichi, Amigo, Amiga, Pinoy, & Pinay,

---

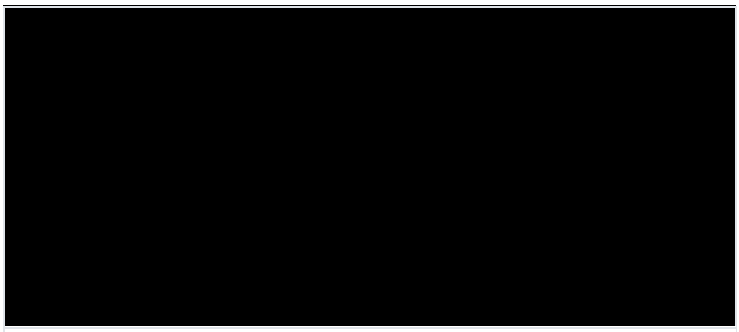
*** Justice, Bravery, Benevolence
Politeness, Veracity, Honor,
Loyalty, & Courtesy.

*** My New Phone #s:
1] M: 702-912-7174.

2] H: 702-889-0678 [Landline].

==========

1. Manafort Trial continues with luxury suits, Trump tweets:



Suits, cars and real estate: Manafort's lifestyle put on trial

Katelyn Polantz, Jeremy Herb and Marshall Cohen, CNN

Prosecutors on Wednesday sought to illustrate Paul Manafort's expensive taste in suits, cars and real estate -- ...

Manafort trial continues with luxury suits, Trump tweets
CNN
1 day ago

Bookkeeper says Manafort was broke in 2016 and lied to banks
CNN
21 hours ago

Paul Manafort trial Day 4: Prosecutors call first witness to testify under immunity agreement

Paul Manafort trial Day 4: Another accountant testifies Paul Manafort ke...
http://www.facebook.com/rachel.elise.weiner

Washington Post
3 hours ago

More for manafort hearing vs. Trump news

Web results

Manafort trial does have Trump link, Mueller team says - CNNPolitics
https://www.cnn.com/2018/07/06/politics/paul-manafort-trial-public/index.html
Jul 6, 2018 - **Manafort** bank fraud trial does have **Trump** campaign connection, Mueller's team says .....**and** the public closely follows national media **and** political **news**. ... **Manafort** court **hearing** dominated by leak accusations, FBI search ...

==========

2. The Best On Line Loan Processor Theresa Del Brocco:

On Friday, August 3, 2018, 9:58:53 AM PDT, Theresa Del Brocco <tdelbrocco@magnoliabank.com> wrote:

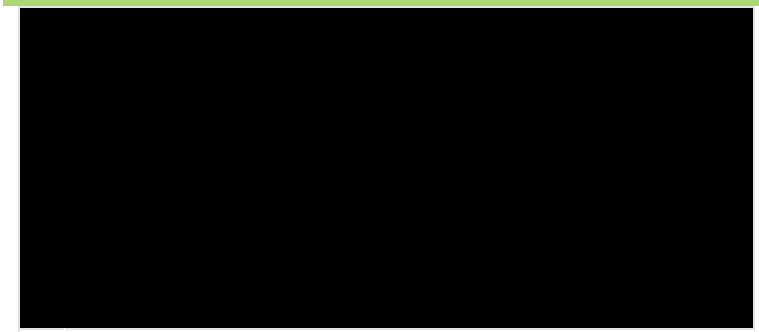
If any of your friends need my help, I am happy to help.

Please feel free to post a positive review at

www.trustlink.org

TrustLink | Trusted Reviews for Home, Personal and Professional Services
Local Business Reviews you can Trust. We Let companies earn your business through what customers Like you have T...

CloseYourOwnLoan.co | TrustLink



132 Complaints & Reviews: CloseYourOwnLoan.co | TrustLink

Read 132 Complaints & Reviews ofCloseYourOwnLoan.com. Real Estate Loans in San Juan Capistrano, CA

==========

Kindest regards

Theresa A Del Brocco

NMLS 312802

Magnolia Bank Inc.

949 382 1223 office

949 533 8639 mobile

1 949 216 7784 fax

==========

From: Robert Song <afsong@yahoo.com>

Sent: Thursday, August 2, 2018 6:02 PM
To: Theresa Del Brocco <tdelbrocco@magnoliabank.com>
Subject: Re: Happy Birthday Alice

Dear Theresa,

Thanks for your effort . Please call us when you are in Vegas. You are very impressive!!! We owe you a lunch.

Thanks for helped a lot to close smooth.

Best wishes,

e & Robert Song

Menu

D Near

seYourOwnLoan.com

Preferred
ALLRMC

uan Capistrano, CA 92675

Activus

- based on 132 reviews & complaints
e salesman. Keep the commission! Our online mortgage system at
loseYourOwnLoan.com allows you to compare and lock your new fixed interest rate and
nt with no upfront costs in a sales pressure free, education based environment.

Unity We

HomeBr

ap / directions

CloseYourOwnLoan.com Categories
Real Estate Loans

Filipina

59782 visitors

w
d 7/24/2018
to A.

Very thankful to Close your Own Loan and Mrs. Del Brocco

I can only talk very good things about my experience with Close your own Loan, specially about Mrs. Theresa Del Brocco. This y
lady is the best. She worked extremely hard and with a lot a dedication and passion in the process to help me out re... Read Mor

w
d 6/28/2018
V.

Highly recommend this team!

We could not be happier with our experience with Dan Mason and his team. From start to finish our loan process was handled wi
best interest in mind! They answered all of our questions and trust me there were more than a lot. We would highly... Read More

w
d 5/17/2018
C.

Theresa Del Brocco

I can't be more thaknful. Theresa was very professional always on time, I'm very happy to have Theresa in my journey.
I most definitely recommend her services Read More »

w
d 7/19/2017
as S.

Theresa Delbrocco

Theresa is amazing! Super professional and pleasant to work with all at the same time. I highly recommend People's Bank and C
Your Own Loan for a refinancing. Read More »

w
d 12/12/2016
ca C.

Easy to work with.

I refinanced a construction loan. My original bank was a nightmare, could not even be bothered to supply the necessary documer
the refinance. David and Greg were a huge help. Being my first time going through the process I didn't really know... Read More

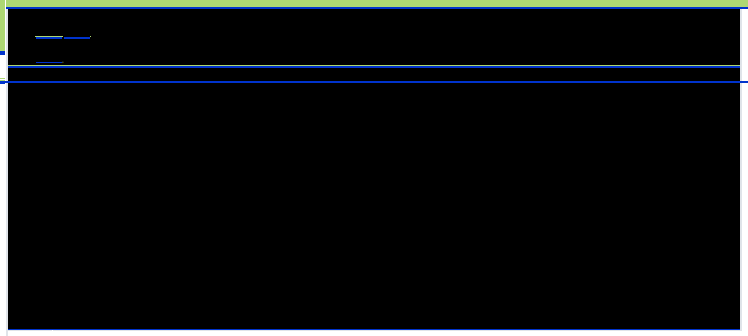
w
d 11/13/2015
e J.

Friendly, professional and effective

I had a great experience working with Vance and Greg from CYOL on my cash-out refi. Over the summer, I tried to refinance with
different company that was so unresponsive, disorganized and uncommunicative that my 60 day rate lock expired (which the... R
More »

Review
Posted 10/23/2015
Caren D.

Quick and Painless Refinance!



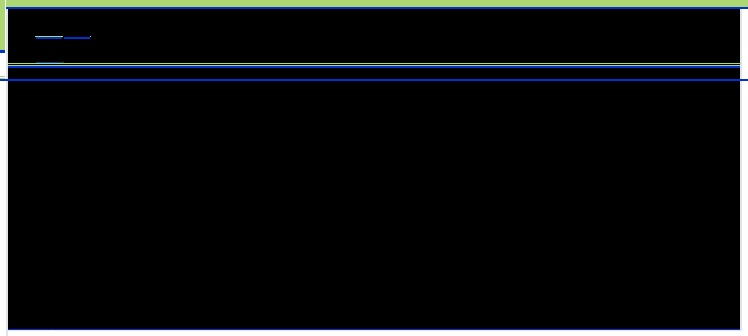
Caren D.'s review of CloseYourOwnLoan.com

I worked with Dan and Greg on a cash out refinance. They were very responsive to all my questions and concerns. ...

I worked with Dan and Greg on a cash out refinance. They were very responsive to all my questions and concerns. They were bc very informative. The process was smooth and quick, which was a pleasant surprise as I had put off refinancing because I... Rea More »

Review
Posted 2/25/2015
David Z.

CHOOO CHOOOO, they got it closed and the train came into the station



David Z.'s review of CloseYourOwnLoan.com

GREG, DAN, and SHARON are the best team ever. These people care and take the time to communicate with you, answe...

GREG, DAN, and SHARON are the best team ever. These people care and take the time to communicate with you, answer your emails and answer your phone calls. Yes pick up the phone and not once, 20-30 calls, easy, during the process and never frustrat...Read More »

Review
Posted 2/25/2015
I B.

Excellent!

Greg Encarnacion and Dan Mason were extraordinary in my refi process. I didn't think I had the fortitude to refi another home afte BoA experience a few years ago but CYOL made the experience entirely positive. All emails were answered promptly.... Read M

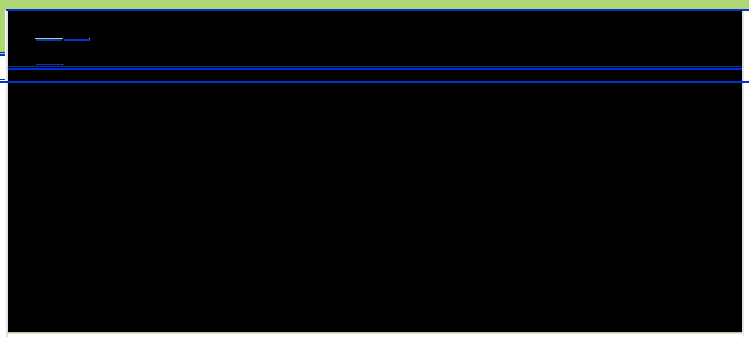
Review
Posted 1/5/2015
Brad L.

Slam dunk !!

Tried to refinance with Amerisave. They charged me $450 for an appraisal upfront, made me jump through hoops for a month jus turn me down. Appraisal fee gone. Peoples bank is the way to go if you like a fast no nonsense and fair upfront evalua... Read M

Review
Posted 9/2/2014
D and P K.

Excellent Refinance Result



D and P K.'s review of CloseYourOwnLoan.com

We highly recommended Close Your Own Loan. Fantastic communication by Dan Mason and Greg Encarnacion. We were ke...

We highly recommended Close Your Own Loan. Fantastic communication by Dan Mason and Greg Encarnacion. We were kept informed every step of the way. We are very pleased with our refinance. **Read More »**

Review
Posted 12/2/2013
Mike B.

Prompt responses, great knowledge, very friendly, Fast Close

I recently refinanced my home with the help of Nick on 11/1. I had submitted an online request as more of an exploratory task. Ni called me back within minutes and within 30 days I was refinanced and saving money. He was very friendly to work wi... **Read M**

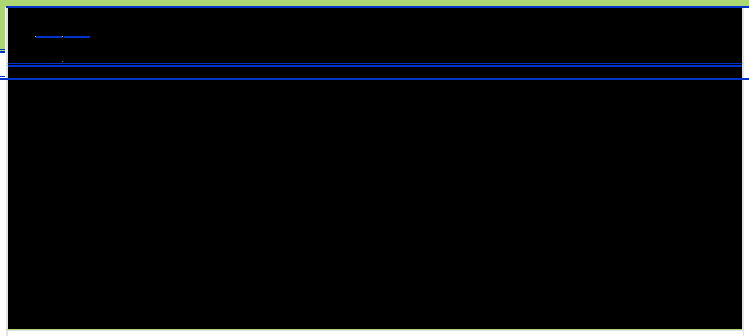
Review
Posted 10/30/2013
william d.

amazingly fast and simply company to do business with.

I contacted closeyourownloan for a refi. was given a great good faith estimate, and Nick Castillo did an awesome job with answer question I had. making me feel comfortable. My past loan holder had given me a better good faith and closeyourownlo... **Read M**

Review
Posted 10/2/2013
francesca c.

Easy, Honest, Competent



francesca c.'s review of CloseYourOwnLoan.com

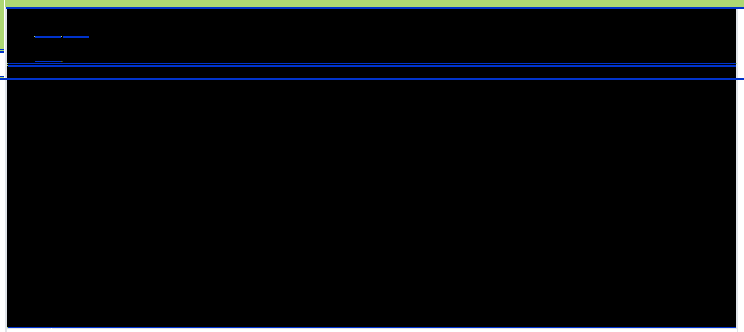
I was unfamiliar with CYOL when I first decided to refinance so I was a little leery about using them. But after...

I was unfamiliar with CYOL when I first decided to refinance so I was a little leery about using them. But after being turned down

large banks because of my low income, I filled out the quick form on the home page and within 15 minutes got... Read More »

Review
Posted 8/29/2013
Mark J.

Amazing great service



Mark J.'s review of CloseYourOwnLoan.com

I just got done refinancing my mortgage with these guys at the beginning of August. My loan coordinator, Mark De...

I just got done refinancing my mortgage with these guys at the beginning of August. My loan coordinator, Mark Denton, was stella never left me hanging without any information. If I needed him he ALWAYS answered the phone on the first ring. Re... Read Mor

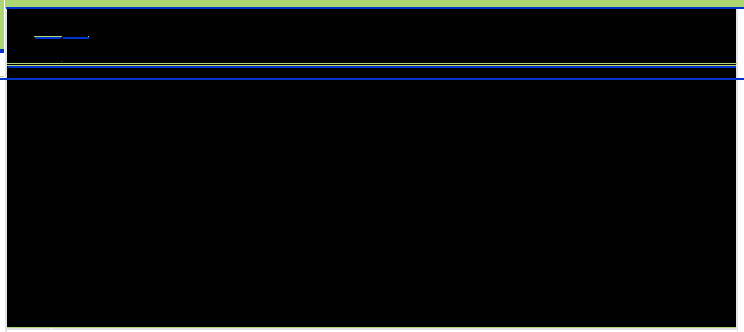
Review
Posted 8/29/2013
Liz M.

Helpful and Fast

I used CYOL for the purchase of my first home and the representative I worked with was awesome. She was in constant contact me, my Realtor and my lawyer. She tried everything to get those numbers to work for me. She was knowledgeable and just... Re More »

Review
Posted 8/21/2013
Mir A.

Prompt and Excellent Service



Mir A.'s review of CloseYourOwnLoan.com

I was almost through my loan process with another lender when I switched to CYOL. I was hesitant at first, but I...

I was almost through my loan process with another lender when I switched to CYOL. I was hesitant at first, but I'm very glad I dec to move forward. I would highly recommend CYOL over traditional lenders. Greg was extremely helpful throughout t... Read Mor

Review
Posted 8/21/2013

Tremendous First Time Home Buyer Experience

I just recently closed on my first home purchase and was very impressed with the CYOL assistance throughout the process. My l

coordinator, Theresa Delbrocco, was in continuous contact with me via phone and e-mail. She walked me through my vario... Re
More »

Close your own loan did a fantastic job for me!

I started my refinance on my personal residence last December. The major bank who had my loan, had refinanced it once, and fr
whom I was seeking to refinance a third time because of attractive rates, was my first choice. Shortly before Christmas... Read M

Perfect refinance

With the mortgage process becoming more complex, I was very pleased with the guidance Close Your Own Loan and Stephon
provided. They made the process very simple to collect the necessary documents and ensure the loan went through easily.
Communica... Read More »

Information

Phone (800) 276-2965
Address 31726 Rancho Viejo
206
San Juan Capistrano, CA 9267
v.closeyourownloan.com
n
Email dmason@closeyourownloan.com
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Reviews for Home, Personal and Professional
s

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left at Oct. 1 shooting memorials will be
ed at Clark County Museum:

Message -----
info@twitter.com>

To: Bob Song [redacted]
Sent: Friday, August 3, 2018, 8:49:19 AM PDT
Subject: Clark County Nevada and 1 other shared "Items left at Oct. 1 shootin...

19

What's happening

Clark County Nevada and 1 other shared

Items left at Oct. 1 shooting memorials will be displayed at Clark County Museum

LasVegasSun.com

Clark County will debut two exhibits in the fall to honor the victims and those affected by the Oct. 1 shooting, wher...

Read more at Twitter

KTNV Action News shared

Active shooter reported at Wright-Patterson Air Force Base Hospital in Ohio

KTNV

An alert sent to personnel at Wright-Patterson Air Force Base in Ohio said responders were called to an active shoote...

Read more at Twitter

Clark County Nevada shared

American Airlines and Japan Airlines Announce Nonstop Service from Tokyo to Las Vegas for CES 2019

Newsroom

FORT WORTH, Texas — For the first time, American Airlines — together with its Pacific Joint Business partner Japan Ai...

Read more at Twitter

KSNV News 3 shared

Four California dentists face rape charges after alleged assault at Wynn

KSNV

Four dentists from California, including three brothers, face rape charges after an alleged assault of a woman at the...

Read more at Twitter

Las Vegas Sun shared

Local team has Little League World Series in its sights

LasVegasSun.com

Silverado Little League has steamrolled its competition to this point, going 6-0 in district play and 3-0 in the stat...

Read more at Twitter

CNN shared

4 things to expect from Friday's jobs report

CNNMoney

The Labor Department will release the July jobs report at 8:30 a.m. ET on Friday.

Read more at Twitter

Help | Reset password | Download app

We sent this email to @afsong168.

Twitter, Inc. 1355 Market Street, Suite 900 San Francisco, CA 94103

4. House & Model Photos:

Please see attachments at bottom:

IMG_Mail (6) to IMG_Mail (11): House & Model.

==========

Robert Song

MSEE, Business Promoter,

Email Networking King

Retired owner of Pan-Am Legal

Services.

SRO [Senior Reactor Operator]

Licensed

by [Taiwan NRC] & SRO Certificated by

[GE- USA]
Control Room Director, Nuclear

Power Expert

Sr. Startup & Sr. Restart Engineer

for 18 Power & Atomic Bomb Plants.

Compliance Group Assistant

Manager on [10 CFR - Code of

Federal Regulations].

Sr. Procedure Writer etc. for Power

Plants & Atomic Bomb Plants.

at 17 (Cities), in12 States in USA.

Helped Owner to make $ 1 Million a

Day income
Which are Vital Critical Projects.

Grande USA Dept. Of Energy [DOE]

Q - Highest Classify Clearance

thru FBI.

Project Manager of Taiwan Power

Huge Project Plant.

Invited by China Leader [Chairman

Jiang] & Chief Ma of

Foreigner Expert Bureau Interviews

& Tours to the 10 Best

cities in China.

Silver Certificate of America Nuclear

Society (ANS),

[37 years Now] & a Lifetime Member

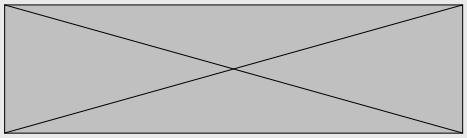
of ANS.

*** Landline: 702-889-0678

==========

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: US High Speed Rail Association
Sent: Tue 8/6/2019 9:03:36 PM
Subject: USHSR News... HSR the #1 Climate Solution...

EXTERNAL EMAIL: This email originated from outside the organization, do not click links or open attachments unless you recognize the sender and know the content is safe.



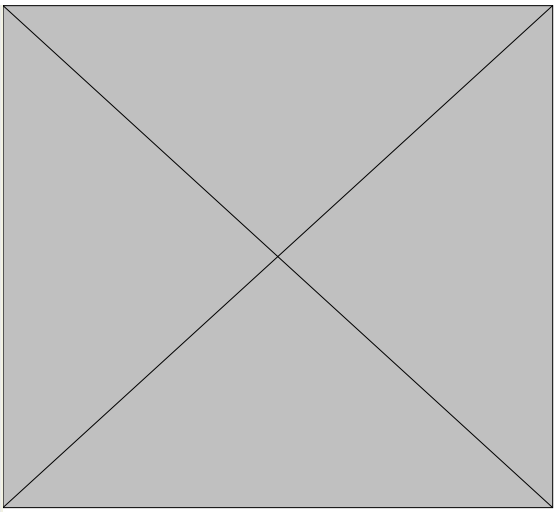
US High Speed Rail Association Washington, DC

Dear Carolyn G.,

Check out the Viral Video... 6 Million Views!!

High Speed Rail is the #1 Climate Solution

As America moves towards seriously addressing climate change, its important to focus on the biggest, fastest solutions to be sure we get the job done in the shrinking time frame left. We can't waste time on half-baked or bridge-solutions. We need to go for the big, sweeping solutions that can be implemented quickly, and solving climate change in a big way across America. High Speed Rail is that solution that's proven all over the world after decades of safe, green operations moving billions of people. High speed rail can be built quickly.



A national high speed rail system is the large-scale, fast way to reduce carbon from our transportation and energy sectors, and is the centerpiece of a sustainable America.

With trains powered by electricity generated 100% by renewables, this can cut the nation's energy consumption and carbon output by 70% - as fast as it can be constructed! No other solution can scale up as fast, or as comprehensively.

Clean electric trains are a major form of daily transportation in numerous countries, and are the single most powerful transportation choice that can solve serious mobility, energy, environmental, economic, health, and social problems simultaneously - on a global scale, and can be built quickly.

China built more than 12,000 miles of state-of-the-art high speed rail in 9 years!

America can do the same!

17,000 miles of climate solution

It's time for leadership, focus, and federal funding.

Trains outperform both flying and driving combined in every measure - capacity, mobility, convenience, speed, safety, efficiency, energy consumption, cost, profitability, national security, carbon footprint, physical footprint, economic development, smart growth, and more.

A network of high speed trains can carry more passengers than cars and airplanes combined - using a fraction of the energy, and with no delays.

High Speed Rail is the only viable transport solution capable of reducing carbon, congestion, costs, accidents, and energy consumption all at the same time! No other transport option comes close.

Right now, America is still investing hundreds of billions of dollars every year building more roads, subsidizing cars, expanding airports, subsidizing aviation, subsidizing the oil industry, subsidizing defense to secure the flow of oil, and more that all make climate change worse. The first step is to halt our contribution funding more

damage!

STEP 1 - Stop adding to the problem funding expansions to fossil infrastructure
STEP 2 - Build the clean electric transportation systems - High Speed Rail

Sustainability & HSR | National Vision | HSR Around the World

Climate liability is on the rise. Here's what it looks like

From insurance claims to adaptation concerns to fiduciary duty violations, companies and federal agencies could be on the hook for climate change's consequences, beyond the nuisance and constitutional claims already raised in high-profile litigation.

Last month, for example, a federal district court let the Conservation Law Foundation move forward with a lawsuit that alleges Shell Oil Co. and related firms aren't doing enough to protect a Rhode Island marine storage facility from severe weather or sea-level rise (Climatewire, July 24).

And Exxon Mobil Corp. faces heat in multiple state and federal courts for allegations of fraud and violations of corporate securities and consumer protection laws related to its public disclosures about climate change risks (Climatewire, Dec. 7, 2018).

The cases are all part of a landscape of climate-related liability across the public and private sectors.

"Insurers should be aware that climate change claims and suits threaten industries and businesses other than the obvious low hanging fruit oil and gas companies," he wrote. "Any industry linked to hydrocarbons and greenhouse gas emissions may be at risk: transport; manufacturing; agri-business; and finance."

"Where I think the risk is, and where I think the future is - the blueprint for this - is seeing how the existing climate change lawsuits will play out," he said.

Reeves, like other experts watching the myriad climate lawsuits around the world, said the existing lawsuits will play out like tobacco litigation did. In those class-action cases, tobacco companies were compelled by courts to shell out billions of dollars for knowingly promoting a product that carried severe health risks.
Reeves cautioned that it took nearly four decades for Big Tobacco to be held to task and doesn't think it's "prudent" to assume these cases will be tossed early. The question, Reeves said, is how long will it take for the cases to be successful?

Story | Sustainability | HSR and Climate

Mayors tell Senate transit, biking, walking are climate solutions

Testimonies from mayors at a recent Senate hearing showed that cities understand that reducing driving and expanding other transportation options is key to reducing greenhouse gas emissions and boosting local economies at the same time.

Recently, the Senate Democrats' Special Committee on the Climate Crisis held their first hearing, which focused on what cities across the country are doing to combat and adapt to climate change. In their testimonies, mayors from Atlanta, Honolulu, St. Paul, Pittsburgh, and Portland, OR highlighted the need to reduce emissions from transportation and maintain and expand their existing transit systems.

Transportation is the single largest source of greenhouse gas (GHG) emissions, contributing 29 percent of the United States' total GHG emissions. While states and cities are setting ambitious climate goals to reduce their

emissions and to even achieve net-zero emissions, many are finding that they will not be able to achieve those goals without reducing emissions from the transportation sector. The best way to do that isn't just switching to electric vehicles, but by also reducing how much people drive, or vehicle miles traveled (VMT). During the hearing, it was clear that cities recognize the need to prioritize biking, walking, and transit as a way to both reduce emissions and boost their economies.

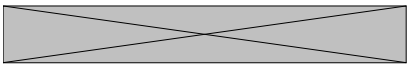
Story | Sustainable Transportation | Bikes as Serious Transport

Get Involved in the Excitement... Don't Miss the Important Rail Event...

Join business and political leaders including Washington State DOT, Sound Transit, King County, Microsoft and others working to bring state-of-the-art high speed rail to the Pacific Northwest. A HSR system linking Vancouver, BC, Seattle and Portland, OR, would be a game-changing asset for the economic future of the region and state. Early feasibility studies have demonstrated the market viability of the concept and confirmed that it could be successfully developed and operated.

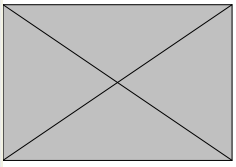
This summit will build on those studies, create momentum for the project, and begin the important planning, financing and governance work to bring it to reality. Join us in Seattle this November at the Microsoft headquarters to help make it happen!

The Summit takes place at Microsoft headquarters



Early Discount Ends Next Week!

High Speed Rail Gets Us the Future We Want



The day can't come quickly enough when I can pedal an electric bike share to downtown San Francisco in 10 minutes, step seamlessly onto a high-speed train and get to my meetings in downtown Los Angeles a few hours later, and do it 100 percent emissions free. It would completely transform the experience of traveling between California's two major metropolitan areas, presenting a once-in-a-generation opportunity to address California's sustainable development, housing and climate goals. High-speed rail gets a lot of flak for its high price tag, which the latest business plan pegs at $77 billion.

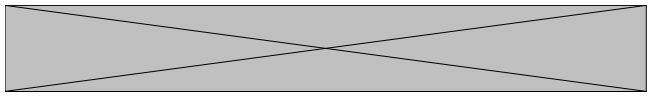
But let's face it, transportation projects are expensive, and we're already spending billions on freeway projects every year that continue to pollute our air and harm our most vulnerable communities, driving us in the opposite direction of carbon neutrality.

There was quite a bit of noise made about the stretch of Interstate 405 in Los Angeles that cost $1.6 billion, designed to achieve a savings of just a few minutes for drivers - and it could not even achieve that modest goal. We are going to continue to grow. California welcomes newcomers. We are now and will continue to be a desirable place for businesses and to live. California's Department of Finance predicts we'll be at 50 million people by mid-century. If we accommodate this growth by expanding runways and freeways, the price tag is estimated at $170 billion over 20 years to create infrastructure that directly undermines our ability to achieve our climate goals.

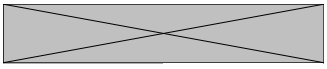
Experiences in other countries suggests that high-speed rail can be an effective, low-carbon alternative to air and vehicle travel, and that once built, people use it. In Spain, once a high-speed train was completed between Madrid and Seville, planners witnessed a notable shift between air travel and rail travel, as travelers opted for a more seamless and convenient trip from the center of one city to the center of the next.

Story | HSR Benefits | Global Experience | Pacific NW Rail Conference

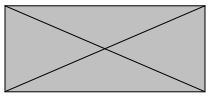
Watch America's First 220-mph HSR Taking Shape



Its time to get involved and help bring high speed rail to America! Join the movement... Join USHSR



21st Century Transportation for America!



US High Speed Rail Association
Washington, DC

202.248.5001 | email@ushsr.com | www.ushsr.com

Text | Link

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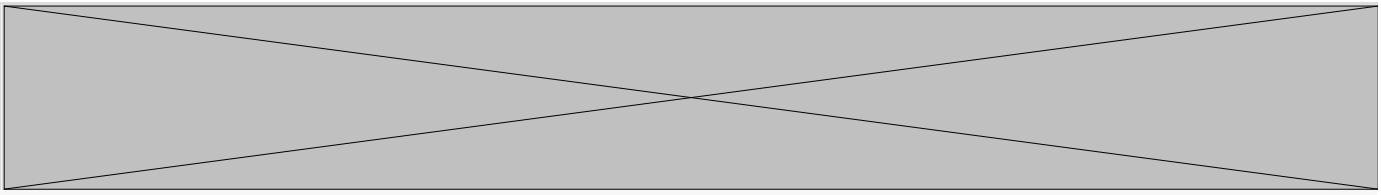
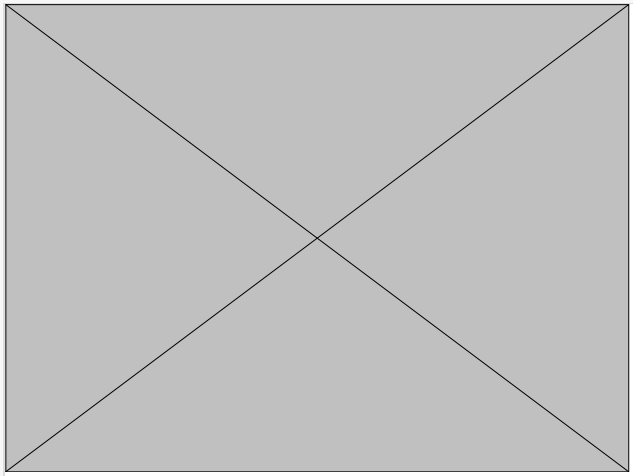
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log News
Sent: Mon 6/19/2017 9:01:29 PM
Subject: [Marketing Mail] BAE Systems cuts time of RN minesweeper refits; Heroic efforts saved Fitzgerald, but seven died in flooding

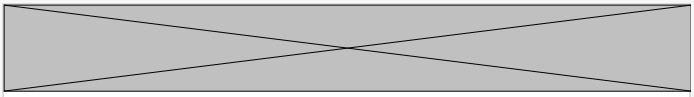
View Email In Browser





BAE Systems cuts time of RN minesweeper refits

June 19, 2017 — BAE Systems reports that a U.K. Royal Navy minesweeper, *HMS Brocklesby*, has begun her sea trials program, a significant milestone in her overhaul period, four months earlier than usual. *HMS Brocklesby* is undergoing the largest work package for a Royal Navy Mine Countermeasure Vessel (MCMV) to date. However, a new way of working at Portsmouth Naval Base means that she will return to the Royal Navy's surface fleet four months earlier than Hunt Class vessels in previous upkeeps.



Only minor damage to box ship that collided with USS Fitzgerald

The Philippine-flag ship is on charter to NYK Line and appears to have incurred only relatively minor damage to the
bow.

ShipArrestor protects coastlines when ships lose power

The system has been developed to give nations the ability

to protect their coastlines from the danger of ships that have lost engine power and from the pollution that can result when they run
aground.

Heroic efforts saved Fitzgerald, but seven died in flooding

The crew's response was swift and effective, U.S. 7th Fleet Commander Vice Adm. Joseph Aucoin told the press, and "heroic efforts prevented the flooding from catastrophically spreading which could have caused the ship to founder or sink."

Another prison term handed down in GDMA bribery scandal

Retired U.S. Navy Captain Michael Brooks was sentenced in federal court to 41 months in prison for his role in the massive bribery and fraud
scheme.

Two more LNG carriers to have ME-GI engines

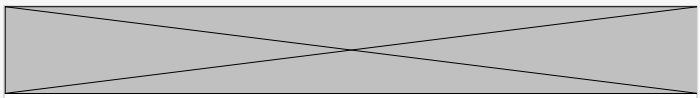
Knutsen OAS Shipping has ordered four MAN B&W 5G70ME-GI engines with EGR systems in connection with the construction of two 180,000 cu.m LNG
tankers.

ICS backs plan to delay BWMS implementation for existing ships

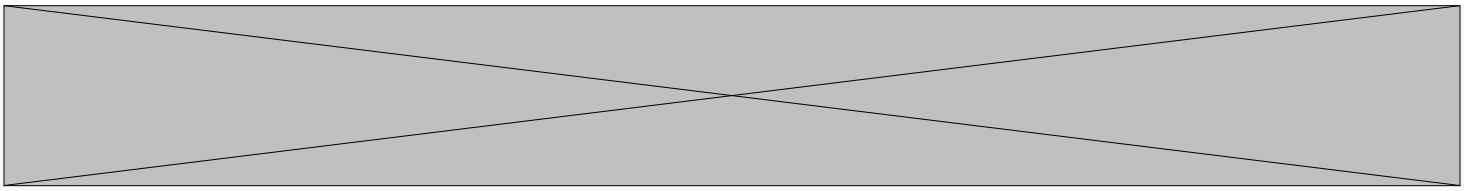
The global shipping industry is backing a proposal to delay implementation of the IMO Ballast Water Management convention for existing
ships.

Ingalls Shipbuilding awarded $3 billion to build LHA 8

Construction is scheduled to begin in the fourth quarter of 2018, and delivery is expected in 2024.



- A Dead Cat Bounce for the Dry Bulk Market?
- American Shipbuilding Roundtable
- World Shipbuilding: Prospects Dim
- The American Club: 100 Years in the Making
- Giant ATB Order Could Spell Relief for Samsung



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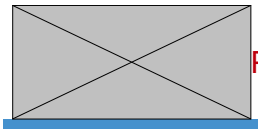
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 7/27/2016 8:14:55 AM
Subject: [Marketing Mail] Law360 Names Top 50 Firms For Litigation



PUBLIC POLICY

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Wednesday, July 27, 2016

LITIGATION POWERHOUSES

Law360 Names Top 50 Firms For Litigation

Historic, precedent-setting wins in class action litigation. Jaw-dropping jury verdicts in courts across the country. Victories in the smartphone wars. Dramatic upsets on appeal. Law360's Litigation Powerhouses leveraged their deep legal talent to score remarkable wins for their clients over the past year, landing them a spot on our inaugural ranking of the top firms for litigation.

4 Traits Of The Top Litigation Firms

All litigation powerhouses boast talented trial lawyers, but the 20 firms at the top of their game don't just rely on their litigators. Here, we talk about the four traits that led the elite of the Litigation Powerhouses to become the go-to firms for bet-the-company cases.

5 Small(er) But Mighty Litigation Shops

Five relatively small but fearsome law firms landed a spot on Law360's 2016 list of 50 Litigation Powerhouses after they laced up their gloves and brought the pain in their fights for clients, winning some of the biggest cases over the past year.

TOP NEWS

Trump Crosses Trade Rubicon With Hint Of WTO Withdrawal

Donald Trump pushed his already contentious trade policy vision even further this week as he suggested withdrawing the U.S. from the World Trade Organization, a move that experts say would have cataclysmic effects not only for the U.S. but also the entire global marketplace.

CFPB Enforcement Actions Could Guide Debt Collection Rules

The Consumer Financial Protection Bureau is expected to release a detailed road map on new rules for the debt collection industry Thursday, and experts say the recent string of bureau enforcement actions against collectors, banks and law firms should serve as a guide for how that map will look.

EU Officials OK 'Privacy Shield' Data Transfer Pact For Now

Europe’s privacy regulators on Tuesday gave conditional backing to the new trans-Atlantic Privacy Shield data transfer deal, saying that while they still had lingering concerns about the framework's ability to safeguard Europeans’ privacy, they would refrain from mounting challenges to the pact for at least a year.

LAW FIRMS

Akin Gump
Anderson Kill
Arnold & Porter
Astigarraga Davis
Baker & McKenzie
Baker Botts
BakerHostetler
Bassford Remele
Boies Schiller
Bracewell LLP
Bradley Arant
Bryan Cave
Burke Law Group
Carlton Fields
Carmody & Torrance
Cooley
Covington & Burling
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Polk
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Dentons
Dorsey & Whitney
Duane Morris
Faegre Baker
Fennemore Craig
Finnegan
Fish & Richardson
Foley & Lardner
Foster Pepper
Fox Rothschild

DOL Blasts Insurer's Challenge To Fiduciary Rule Exemptions

The U.S. Department of Labor has shot back in Kansas federal court at an insurance agency's bid to nix exemptions to the department's new fiduciary rule for financial professionals advising retirement accounts, saying an injunction would prolong ongoing harm to retirement investors.

AT&T Launches Robocall 'Strike Force' At FCC Behest

AT&T intends to lead an industry "strike force" to curb robocalls Monday through greater availability of free call-blocking services to customers, after the Federal Communications Commission last week called for help to address its number one source of consumer complaints.

White House Rolls Out Federal Response To Cyberattacks

The White House on Tuesday unveiled a directive outlining how the federal government will respond to significant cyberattacks — those that are likely to harm national security — as part of a larger effort to deal with "rapidly evolving" threats, according to remarks from a White House staffer.

BANKING & SECURITIES

Tilton Tie-Up Foiled, Duka Urges 2nd Circ. SEC Ruling Redo

Former Standard & Poor's executive Barbara Duka filed her own bid Monday for the Second Circuit to rethink requiring her to face the U.S. Securities and Exchange Commission's in-house court, after the appeals court shot down a joint petition with Lynn Tilton.

SEC Proposes New Order-Routing Disclosure Rules

The U.S. Securities and Exchange Commission published a set of proposed rule changes Tuesday that it said are intended to increase transparency in security order routing.

CFTC Clarifies CCO Oversight Of Swaps Reporting

The Commodity Futures Trading Commission clarified reporting duties for chief compliance officers for swaps dealers and other entities Monday, saying additional dialogue with senior management is permissible so long as it does not replace the CCO's obligation to inform the company's board of directors or senior officer.

ENERGY & ENVIRONMENTAL

NY, Mass. AGs Snub GOP Rep.'s Climate Change Subpoena

The New York and Massachusetts attorneys general told the chairman of the House Committee on Science, Space and Technology on Tuesday that a congressional subpoena seeking communications about an alleged scheme to silence climate change critics will interfere with their ongoing fraud investigations into whether ExxonMobil misled consumers and investors about climate change.

FWS Finalizes Plan For Prioritizing ESA Status Reviews

The U.S. Fish and Wildlife Service on Tuesday finalized a new prioritization system for petitions to list animals under the Endangered Species Act, a move the agency said will improve response time and transparency.

DC To Require 50% Renewable Energy By 2032

Washington, D.C., Mayor Muriel Bowser signed a renewable energy bill on Monday that requires at least half of the district's energy to come from renewable sources by 2032 and is intended to make clean energy alternatives more available to residents.

Pa. Court Tosses Effort To Compel Greenhouse Gas Study

A Pennsylvania appeals court on Tuesday rebuffed a group of state residents

Fredrikson & Byron
Gibson Dunn
Goldman Scarlato
Goodwin Procter
Gray Plant
Greenberg Traurig
Greensfelder Hemker
Hanson Bridgett
Hattis Law
Haynes and Boone
Hogan Lovells
Holland & Hart
Holland & Knight
Hughes Hubbard
Husch Blackwell
Ice Miller
Jackson Lewis
Jenner & Block
K&L Gates
Katten Muchin
Kaye Scholer
King & Spalding
Kirkland & Ellis
Kramer Levin
Latham & Watkins
Lewis Brisbois
Lieff Cabraser
Liner LLP
Littler Mendelson
Lowenstein Sandler
Manatt Phelps
Mayer Brown
McDermott Will
McGuireWoods
McKool Smith
Mintz Levin
Morgan Lewis
Morrison & Foerster
Neal Gerber
Norton Rose Fulbright
O'Melveny & Myers
Ogletree Deakins
Orrick Herrington
Paul Hastings
Paul Weiss
Perkins Coie
Petrillo Klein
Pillsbury Winthrop
Polsinelli
Proskauer Rose
Quarles & Brady

seeking a court order requiring the governor's office and several state regulators to conduct studies and develop plans to reduce greenhouse gases, saying the petitioners do not have a clear right to have these requests satisfied.

HEALTH & LIFE SCIENCES

Bharara Probing De Blasio's Role In LICH Sale: Reports

U.S. Attorney for the Southern District of New York Preet Bharara is investigating the role of New York City Mayor Bill de Blasio in the sale of Long Island College Hospital in Brooklyn for redevelopment, according to late Monday reports.

Fla. Fights To Salvage Part Of Controversial 'Gun Gag' Law

The state of Florida fought Monday to salvage what it could of a law curbing doctors from asking patients about firearm ownership, telling the Eleventh Circuit — which all but told the state last month it was unconstitutional — that the provision barring doctors from dropping patients because they own guns can be severed from the statute.

Birth Control Mandate Limited To Religious Groups, HHS Says

The U.S. Department of Health and Human Services told the Third Circuit on Monday that a secular anti-abortion nonprofit shouldn't be exempt from providing health insurance covering contraception, arguing that a lower court rightly ruled that the group is not a religious organization and isn't losing any fundamental rights.

MEDIA & ENTERTAINMENT

NHL Commish Disputes Link Between Hockey & Brain Injuries

National Hockey League Commissioner Gary Bettman dismissed a link between hockey head injuries and the degenerative brain condition known as CTE in a letter to Sen. Richard Blumenthal that was filed Monday in multidistrict litigation over the issue.

New York Boxing Regulator Systemically Broken: Report

Rampant dysfunction at the state agency that regulates combat sports in New York hindered its response to a November 2013 heavyweight title fight that left one boxer with a devastating brain injury, according to a report released Monday by the New York State Inspector General.

INSURANCE

Arizona Ends 6-Year Freeze On CHIP Enrollments

Arizona's six-year freeze on new enrollments in the Children's Health Insurance Program ended on Tuesday, opening the program to about 30,000 to 40,000 children, the Centers for Medicare and Medicaid Services said.

COMPETITION

Unrepentant Blagojevich Doesn't Deserve Leniency: Gov't

In their final written arguments before ex-Illinois Gov. Rod Blagojevich's resentencing next month, prosecutors told the federal judge overseeing the disgraced politician's case Monday that he still hasn't accepted responsibility for his crimes, while his defense argued the crimes remaining are less serious and warrant a shorter sentence.

GOVERNMENT CONTRACTS

Quinn Emanuel
Reed Smith
Robbins Geller
Robins Kaplan
Ropes & Gray
Schiff Hardin
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Shook Hardy
Sidley Austin
Silverman Thompson
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Sullivan & Cromwell
Sutherland Asbill
Thompson & Knight
Troutman Sanders
Venable LLP
Vinson & Elkins
Walters Bender
Weil Gotshal
White & Case
Wilkinson Walsh
Williams & Connolly
WilmerHale
Wilson Elser
Winston & Strawn
Zelle LLP
Zimmerman Reed

COMPANIES

AT&T Inc.
Acorda Therapeutics, Inc.
Airbnb Inc.
American Bar Association
American Council of Life Insurers
American Immigration Lawyers Association
Ames & Gough
Apple Inc.
AstraZeneca
BTI Consulting Group Inc.
CTIA
Center for Science in the Public Interest
Citigroup Inc.
Consumer Reports
Converse Inc.
ESPN Inc.
Encore Capital Group Inc.

Agencies Often Overpay For Tech Products, Watchdog Says

A U.S. General Services Administration watchdog on Monday pointed to wide discrepancies between sellers' prices for otherwise identical information technology products under the relevant Federal Supply Schedule, saying that overpricing and other IT vendor issues are unnecessarily costing the government millions of dollars.

GAO Says Army Corps, FEMA Need To Work On Levee Safety

The U.S. Government Accountability Office said Tuesday that the U.S. Army Corps of Engineers and Federal Emergency Management Agency have made very little progress on a levee-safety program mandated by Congress in 2014, missing deadlines and leaving open the possibility of safety and financial risks.

INTERNATIONAL TRADE

Sanders Calls On Dems To End Trans-Pacific Partnership

Telling voters that Hillary Clinton "must become the next president of the United States," former presidential contender Bernie Sanders on Monday in his speech before the 2016 Democratic National Convention in Philadelphia called for an end to the Trans-Pacific Partnership trade deal.

TAX

Mass. Governor Does About-Face On Airbnb Tax

Massachusetts Gov. Charlie Baker retracted earlier public statements in support of taxing Airbnb rentals, saying instead Tuesday that he cannot support the state Senate's current version of legislation calling for the tax.

British Columbia Proposes Real Estate Tax On Foreign Buyers

Americans looking to make a Canadian getaway this fall could find Vancouver, British Columbia, considerably more pricey if a 15 percent tax on foreign homebuyers introduced Monday goes into law.

Calif. Consumers Want Cellphone Tax Row Back In State Court

Four California residents who initiated a lawsuit in state court accusing several telecommunications companies and California's tax agency of illegally collecting hundreds of millions of dollars in cellphone sales taxes re-pleaded their case in federal court Monday after AT&T moved the putative class action.

IMMIGRATION

US To Expand Central American Refugee Program

The U.S. government on Tuesday announced the expansion of a refugee program for Central American children, as well as a new transfer arrangement with Costa Rica, with the updates coming after the U.S. saw an increase in apprehensions of families at the southern border earlier this summer.

NATIVE AMERICAN

Ariz. Gaming Chief Loses Bid To Shield Email In Casino Suit

A federal judge ruled Monday that an email between lawyers for Arizona Department of Gaming Director Daniel Bergin and the Gila River Indian Community is not protected by privilege, ordering its disclosure in another tribe's suit against state officials over its right to offer Las Vegas-style gaming near Phoenix.

Feds Say Wash. County Has No Injury In Tribal Land Suit

Facebook
Foxwoods Resort Casino
Google Inc.
International Business Machines Corporation
International Paper Co.
JPMorgan Chase & Co.
KBR, Inc.
Kleiner Perkins Caufield & Byers
MGM Resorts International
Madison Square Garden, Inc.
McGraw Hill Financial Inc.
Microsoft Corporation
Mohegan Sun
NFL Enterprises LLC
National Collegiate Athletic Association
National Consumer Law Center
National Hockey League
Natural Resources Defense Council
New York Daily News Co.
New York Post
New York State Bar Association
Nike Inc.
OppenheimerFunds Inc.
Portfolio Recovery Associates Inc.
S.A.C. Capital Advisors LP
Samsung Electronics Co. Ltd.
Sony Pictures Entertainment Inc.
Sprint Nextel Corporation
State Bar of California
T-Mobile USA Inc.
The Bank of New York Mellon Corporation
Time Inc.
Trinity Industries Inc.
Twilio Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
WGBH Educational Foundation Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce

The U.S. Department of the Interior urged a federal court Monday to toss a Washington county's lawsuit over the government's alleged refusal to make a decision on whether a tract of land rests within the Yakama Nation's reservation, arguing the county doesn't have standing to sue because it can't specify an injury.

MGM Asks 2nd Circ. To Revive Conn. Tribal Casino Law Fight

MGM Resorts International pressed the Second Circuit on Monday to revive its lawsuit challenging a Connecticut law that paves the way for the Mashantucket Pequot and Mohegan tribes to open a third casino in the state.

FOOD & BEVERAGE

FDA, Nonprofits Ask Ninth Circ. To Stay Perchlorate Case

The U.S. Food and Drug Administration and the six nonprofits pushing it to ban the food additive perchlorate asked the Ninth Circuit on Monday to stay a lawsuit brought by the nonprofits over the agency's alleged delay in acting on their petition to ban the substance, agreeing that if the agency acts by March 2017 the case would be moot.

TELECOMMUNICATIONS

New Texting Regs Would Spell Spamageddon: Wireless Group

CTIA-The Wireless Association is actively lobbying against efforts by automatic text messaging service Twilio to change the Federal Communications Commission's regulatory approach to text messages, insisting to the agency in a regulatory filing on Monday that such changes would open the floodgates to spammers and eliminate consumer protections already in place.

FCC Commish Questions Mobile-Only Subsidy Plan

The Federal Communications Commission should not adopt a mobile-only subsidy, but if it must, the program should avoid overlapping support while directing money to those unserved areas that need it the most, the agency's Michael O'Rielly said Monday.

Consumer Law Group Slams FCC's Robocalls Exemption

The National Consumer Law Center told the Federal Communications Commission to rethink its ruling that robocalls made by the federal government or on its behalf are Telephone Consumer Protection Act exempt, arguing Tuesday that the finding is "a dangerous interpretation of the law."

EXPERT ANALYSIS

Testing The UBE: Portable But Inaccurate Bar Exam Scores

While there is not much that is new about the uniform bar exam's components, what is new is that where you take the bar exam may make the difference between passing and failing. Half of the score depends on the strength of the applicant pool in the jurisdiction where the candidate wrote the exam, which may lead to "UBE shopping," says Suzanne Darrow-Kleinhaus, director of bar programs at Touro Law Center.

Common Mistakes Employers Of Calif. Domestic Workers Make

Despite the fact that it has been over two years since California's Domestic Workers Bill of Rights was enacted, many household employers are still unaware of their employment obligations and the associated risks. As a result, there are a growing number of claims and lawsuits alleging substantial amounts of unpaid wages and owed penalties, say Scott Liner and Tiffany Caterina at Liner LLP.

LEGAL INDUSTRY

European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Housing Finance Agency
Fish and Wildlife Service
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Mashantucket Pequot Tribal Nation
NATO
Salt River Pima-Maricopa Indian Community
Securities and Exchange Commission
Tohono O'odham Nation
U.S. Army
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
United Nations

Survey Shows Top Firms For Women Lawyers

The percentage of BigLaw management seats and equity partnerships held by women ticked up again last year, according to a survey released Tuesday that named the 50 best firms for female attorneys.

3 Reasons Why Being A Good Lawyer Just Isn't Enough

A good lawyer is often viewed as someone with a record of understanding and using the law to his or her client's advantage, but in today's industry, an exceptional knowledge of the law alone just doesn't cut it, experts say.

The 8 Big Firms That Haven't Matched Cravath

Nearly two months since the race to raise associate salaries started, a small percentage of the nation's largest law firms have shunned the lockstep pay hikes ushered in by Cravath Swaine & Moore LLP and instead have chosen to abstain. Here, find out who the mavericks are.

Husch Blackwell Attys To Get Raises, But Not Cravath Matches

Missouri-based Husch Blackwell LLP has decided to up the salaries of its first-year associates in the seemingly never ending wake of Cravath Swaine & Moore LLP's setting of a new $180,000 starting salary benchmark, but new associates of the Midwest firm won't be seeing that much green.

Firms Toughen Conflict Checks As Routine Becomes Knotty

BigLaw is strengthening conflict checks when issuing subpoenas in sprawling intellectual property disputes, lawyers said, as what was once a routine discovery matter increasingly draws client ire and conflict headaches.

Ex-Gov.'s Atty Blasts 7th Circ. Judge For 'Abusive Demeanor'

Well-respected U.S. Circuit Judge Frank Easterbrook of the Seventh Circuit is the subject of scathing criticism from a retired attorney who handled part of former Illinois Gov. George Ryan's appeal of a corruption conviction, according to a law review article published Thursday.

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Army Corps of Engineers
Bureau of Indian Affairs
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Emergency Management Agency
Federal Housing Finance Agency
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Gila River Indian Community
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NATO
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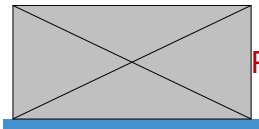
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 11/4/2016 8:01:55 AM
Subject: [Marketing Mail] Potential Daily Fantasy Merger A Tough Antitrust Sell



PUBLIC POLICY

Law360's Election 2016 Hub

Check out our complete coverage of the runup and fallout of the 2016 election

Friday, November 4, 2016

TOP NEWS

Analysis

Potential Daily Fantasy Merger A Tough Antitrust Sell

Rumors of a merger of daily fantasy sports companies DraftKings and FanDuel have swirled in recent days after months of litigation and lobbying costs, but antitrust experts say the tie-up of the No. 1 and No. 2 daily fantasy sports companies will be a tough sell to antitrust regulators.

Tax Pros Warn Global Tax Reports May Not Be Confidential

The confidentiality of sensitive tax data that multinational companies must soon begin filing for each country they operate in could be betrayed by potential data leaks or if governments bow to public pressure for disclosure, experts said Thursday at the American Bar Association's annual tax conference in Philadelphia.

CFTC, Canadian Province Ink Cross-Border Cooperation Pact

The U.S. Commodity Futures Trading Commission said Wednesday that it has added the securities regulator for Canadian province Newfoundland and Labrador to an agreement regarding the regulation of cross-border entities that operate in both the U.S. and Canada.

DOD Floats Rule To Crack Down On R&D Funding Abuses

The U.S. Department of Defense followed through Thursday with floating a crackdown on purported abuses of independent research-and-development funding by contractors, issuing a proposed rule aimed at preventing companies from using those expenditures to undercut the competition.

DC Circ. Pauses FCC's New Inmate Call Rates

The D.C. Circuit on Wednesday paused the Federal Communications Commission's new inmate calling rates, following a challenge by a call service company that argued it would be harmed if there wasn't a stay on the agency's latest rate cap order.

BANKING & SECURITIES

UK Securities Body Inks Pact To Develop Kuwait Cap Markets

A U.K.-based institute for securities and financial planning professionals said Wednesday it has agreed to help Kuwait develop its securities sector as the Persian Gulf nation seeks to increase its bond issuance in the capital markets.

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Carter Ledyard
Chadbourne & Parke
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Foster Swift
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Fraser Trebilcock
Hertz Schram
Hogan Lovells
Husch Blackwell
Jackson Walker
K&L Gates
Kellogg Huber
Kobre & Kim
Kotz Sangster
Kramer Levin
Legal Action Center
Levy Vinick
Lewis Brisbois
Linklaters
Loeb & Loeb
Mayer Brown
McKool Smith

ENERGY & ENVIRONMENTAL

NJ Enviro Trust Bill Skips Over Legal Costs, Lawmakers Say

New Jersey lawmakers on Thursday advanced legislation that would allow voters to decide if revenues derived from environmental settlements should be placed in a trust dedicated to repairing, restoring and protecting natural resources, but voiced concern that the proposed fund doesn't account for legal costs.

Trade Groups Call For Halt To EPA Clean Energy Incentives

The National Association of Manufacturers, the U.S. Chamber of Commerce, the American Petroleum Institute and eight other trade groups are urging the U.S. Environmental Protection Agency to stop working on a renewable energy incentive program included in the controversial Clean Power Plan until legal challenges to the CPP are over.

TRANSPORTATION & INFRASTRUCTURE

GWB Jury Won't Be Told To Consider Political Payback

A New Jersey federal judge on Thursday upheld her decision to advise jurors deliberating in the George Washington Bridge lane-closing trial that they could convict two former public officials of conspiracy without determining that the defendants intended to punish a mayor, but the reasons behind a pending defense motion for a mistrial remained a mystery.

White House Pushing Charging Stations For Electric Cars

The Obama administration on Thursday announced several new actions aimed at increasing the use of electric vehicles, including the establishment of 48 highway corridors dedicated to charging electric cars on the go.

EMPLOYMENT

NYC Taxi Drivers Tell 2nd Circ. Suspension Suit Has Merit

New York City's arbitrary practice of suspending taxi drivers who have been arrested but not yet convicted violates drivers' due process rights, and a district court's refusal to smack down the practice runs afoul of controlling law and can be appealed, the Second Circuit was told Wednesday.

Mich. Enviro Employees Want Flint Crisis Suits Relocated

Current and former employees of Michigan's Department of Environmental Quality are pushing to have lawsuits against them over the Flint lead contamination crisis transferred to another state, or at least to the state's Upper Peninsula, saying there's no way they would get an impartial jury otherwise.

COMPETITION

Teladoc, Texas Med Board Want To Pause Antitrust Suit

A remote medical care provider and the Texas Medical Board, which have been feuding over a state rule requiring doctors to see patients face to face before providing services, came together Wednesday and asked a Texas federal judge to put the dispute on hold so they can pursue negotiations.

Uber Not Anti-Competitive In Philadelphia, Court Finds

A Pennsylvania federal judge on Thursday threw out a lawsuit brought by the Philadelphia Taxi Association Inc. aimed at curtailing Uber Technologies Inc. in the city, finding that the group had not shown that the ride-hailing service was acting anti-competitively.

Morgan Lewis
Ogletree Deakins
Orrick Herrington
PCT Law Group
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Major League Baseball Inc.
Major League Soccer LLC
McCormick & Company, Inc.
McKesson Corporation
Microsoft Corporation
NFL Enterprises LLC
National Association of Manufacturers
National Basketball Association
National Hockey League
News Corp.
NorthShore University HealthSystem

PRIVACY & CONSUMER PROTECTION

NY Court Denies Injunction Permitting 'Ballot Selfies'

New York state voters will not be able to take selfies with their ballots on Election Day, after a federal judge on Thursday refused to defang a prohibition on voting booth photography with just days left before the election — and became the latest referee to ponder the question in recent weeks.

PRODUCT LIABILITY

FDA Scolds Supernus Pharmaceuticals Over Video Claims

A video from specialty drugmaker Supernus Pharmaceuticals Inc. wrongly implied that its anti-seizure medicine Oxtellar XR is approved for epilepsy and downplayed the risks of life-threatening side effects, according to a U.S. Food and Drug Administration letter released on Thursday.

GOVERNMENT CONTRACTS

Doctor In Menendez Case Can Wait At Home, Judge Affirms

A Florida eye doctor accused of bribing Sen. Robert Menendez, D-N.J., may wait for his trial in a separate Medicare fraud case at home despite its close access to a waterway, a federal judge affirmed Wednesday, denying prosecutors' efforts to revoke modifications to the doctor's living and travel restrictions.

INTERNATIONAL TRADE

Commerce Issues Rule Revising Arms Export Embargoes

The U.S. Department of Commerce has issued final rules lifting arms embargoes on four nations, removing U.S. weapons controls on Cote d'Ivoire, Liberia, Sri Lanka and Vietnam, according to a notice scheduled for publication in the Federal Register on Friday.

TAX

IRS Issues Regulations On Controlled Foreign Corps.

The Internal Revenue Service on Wednesday finalized regulations on property owned by foreign controlled corporations and partnerships, intended to cut down on tax avoidance.

Sunoco's $300M Tax Suit Is Double-Dipping, Court Told

Sunoco's Federal Claims Court lawsuit over $300 million in refunds involving the Alcohol Fuel Mixtures credit amounts to the pursuit of a "double benefit," a government attorney said Thursday, warning that allowing companies to count credits as part of their costs could short the government billions.

TELECOMMUNICATIONS

Microsoft Hits FCC Commissioner With Set-Top Box Concerns

Microsoft reiterated concerns about the FCC's plan to unlock consumer set-top boxes, telling an adviser to Democratic Commissioner Jessica Rosenworcel — who is widely seen as the swing vote on the issue — that the final plan should not slap third-party devices with overly broad privacy requirements.

EXPERT ANALYSIS

Occidental Petroleum Corporation
Openet Telecom Ltd.
PG&E Corporation
Pfizer Inc.
Securus Technologies Inc.
Shire PLC
Sierra Club
Society for Worldwide Interbank Financial Telecommunication
Space Exploration Technologies Corp.
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Supernus Pharmaceuticals Inc.
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Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Financial Institutions Examination Council
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Illinois Supreme Court
Internal Revenue Service
Office of Federal Procurement Policy
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Supreme Court

An Opportunity For Banks To Shape Cybersecurity Standards

In a major new initiative, three federal banking agencies have issued an advanced notice of proposed rulemaking seeking comment on a set of enhanced cybersecurity standards for the largest banks. Whatever action is adopted by the agencies, whether in the form of new banking regulation or guidance, will likely become a standard for liability, says Richard Garabedian of Womble Carlyle Sandridge & Rice LLP.

Justices Eye Credit Card Surcharge Laws And Free Speech

The U.S. Supreme Court has agreed to decide whether state bans on credit card surcharges violate retailers' First Amendment rights. The court's decision in Expressions Hair Design v. Schneiderman will impact the business of retailers nationwide, who are currently barred from charging such fees in several states, say Kirk Jenkins and Meegan Brooks of Sedgwick LLP.

What's Next For The Contractor Fair Pay Rule?

Following a Texas federal court's preliminary injunction stopping most aspects of the Fair Pay and Safe Workplaces executive order the government now has several choices for how to proceed. Given the level of uncertainty, contractors and subcontractors should continue to plan as if they will need to comply with all aspects of the rules in the future, says Joshua Alloy of Arnold & Porter LLP.

Questioning Permit-Holder CWA Protections At The 4th Circ.

During oral arguments in Ohio Valley Environmental Coalition v. Fola Coal, the Fourth Circuit was asked to decide if a permittee can be held liable under the Clean Water Act for violations based on a limit it had no prior notice or reason to believe the permit would impose. However, Congress intended that a permittee is compliant with the CWA even if it discharges pollutants not included in its permit, says Karen Bennett of Clark Hill PLC.

Adapt Or Die: Law Firms In Tomorrow's Economy

The clarion call from the top of Corporate America over the past several years to its workers to do more with less, eliminate redundancy, and work cooperatively across disciplines toward the goal of corporate profitability is reaching BigLaw, says Jill Dessalines, founder of Strategic Advice for Successful Lawyers and former assistant general counsel of McKesson Corp.

LEGAL INDUSTRY

Number Of Female Partners In BigLaw Hits 5-Year High

Over the last year, the number of women promoted to the partnership level in more than 130 of the biggest U.S. law firms has hit a five-year high, according to a survey released on Thursday by a Washington, D.C., leadership think tank.

How To Build A Compliance Hotline Employees Actually Trust

A tip line for employees to report suspected misconduct is an essential part of any corporate compliance program, but it's useless if workers won't use it because they fear inaction, scorn or retaliation. Here's how general counsel and chief compliance officers can design an ethics and compliance hotline that people will feel comfortable using.

Law360's Weekly Verdict: Legal Lions & Lambs

Baker Donelson on Wednesday crushed a hedge fund manager's fraud suit against it, earning the firm a spot among this week's legal lions, while Husch Blackwell joined the lambs flock after a judge concluded Wednesday it was in contempt of court for failing to respond to a subpoena in an insurance dispute.

Sedgwick Partner's Gender Bias Case Sent To Arbitration

A California federal judge on Wednesday ordered a Sedgwick LLP partner to arbitrate her proposed gender discrimination class action against the firm, saying her partnership agreement requires disputes arising from the contract to follow an alternative dispute resolution procedure.

United Nations

Fla. Judge Lets Suit Over Failed Law Firm Merger Advance

A Florida state judge Thursday allowed Pennsylvania-based Chartwell Law Offices to proceed with a suit against Florida's Wadsworth Huott LLP over their failed multimillion-dollar merger, rejecting the Miami firm's arguments to dismiss the complaint.

Rainmaker Q&A: Cadwalader's Yushan Ng

Knowing what clients want is not always the same thing as understanding what they need. You can often bring in a client by delivering on the former. However, you build the relationship and keep the client long-term by identifying the latter, says Yushan Ng, global co-chairman of the financial restructuring group at Cadwalader Wickersham & Taft LLP.

Rainmaker Q&A: Steinman & Rodgers' William Steinman

It's critical to love what you do. Clients can tell whether you like your job, whether you personalize their challenges or whether you find it drudgery, says William Steinman, founding partner of Steinman & Rodgers LLP.

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Fitch Ratings Ltd.
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Major League Soccer LLC
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McKesson Corporation
Microsoft Corporation
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Fri 3/16/2018 1:45:28 PM
Subject: Billing Top to Bottom by Barbara Cobuzzi: 4 AAPC CEUs

.
Ted Burton

Medical Billing From Front to Back Virtual Boot Camp

Presented By: Barbara J. Cobuzzi

Live Webinar | **Date:** Wednesday, April 25, 2018 | **Time:** 12:00 PM EST - 4:30 PM EST | **CEUs**: 4 AAPC CEU Approved

Register Now

Medical Billing Strategies from A to Z

If yours is like most practices, you're probably seeing more and more patients with high-deductìble plans, HSA policies, and other third-pàrty payers that work hard to delay payments—or, worse, not pay at all. To overcome these obstacles, you must optimize collections.

Learn how in this information-packed webinar with expert speaker **Barbara J. Cobuzzi**. In this four-hour boot camp, she will cover all the key elements a successful medical billing operation needs to put in place—from the time the patient makes his appoìntment until you receive payment in full. This boot camp will highlight the crucial steps to take to ensure your practice gets the payments it deserves for services rendered.

After attending this virtual boot camp, you will understand how to set up your practice's processes to improve your collections—and optimize your compliant revenue. You will have the tools to hold third-pàrty payers accountable for their share of the bills. Most important, you will be equipped to collect every dollar you're owed in the most efficient and compliant manner! **Read more**

Session Highlights

Here is a taste of what you will uncover:

- How codìng, documentation, and billing all fit together.
- Which latest tools can best assist billing staff in efficiently and compliantly collecting outstanding balances.
- Which compliance issues you must address to stay out of hot water with the feds.
- Where patient responsibility starts, and how can you encourage a patient to fulfill his responsibility
- What the insurancè company's responsibility is, and how you can make sure it pays what you're owed.
- When is the right time to involve a collections agèncy (The answer may surprise you).

What's more

This immersive Virtual Boot Camp will teach you everything you need to know and the specific processes you need to

put into place to transform your billing practices. Take a deep dive into topics such as:

- Assemble your billing dream team – find out who affects your billing process.
- Discover the insurance-verification tricks that you've never heard about before.
- Learn how to make crucial check-out decisions so you can start collecting the money ASAP.
- Beware: How "courtesy discounts" could get you into hot water for billing fraud.
- Debunk your misconceptions -- get everything you need to understand about Advance Beneficiary Notices.
- Go through the charge capture process step-by-step to stay compliant and get the reimbursement you deserve.
- Get the tools to understand the rules -- AMA coding, CMS and payer rules, and more!
- Find out the best way to handle self-pay patients and increase collections.
- Demystify CMS 1500 forms with a comprehensive, can't-miss tutorial.
- Learn how to protect your practice from the most common payer excuses to underpay or refuse to pay bills.
- Employ the secrets to achieving a 100% success rate on appeals to CMS and private payers for rejected claims!

- **And more**

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✆ Call Now at 1-866-251-3060 or email at virtualbootcamp@audioeducator.com (Reference codè: ETCIAERK)

About Our Speaker

Barbara J. Cobuzzi - MBA, CPC, CENTC, COC, CPC-P, CPC-I, CPCO, AAPC, is owns CRN Healthcare Solutions where provides value added provider consulting services. She holds a BS in Industrial Engineering from Rensselaer Polytechnic Institute and an MBA from New York University. **Read more**

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Jace Radke[jradke@LasVegasNevada.GOV]
Cc: Cheryl Russo[crusso@LasVegasNevada.GOV]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Diana Paul[dpaul@LasVegasNevada.GOV]
From: Trish Truesdell
Sent: Mon 2/22/2016 6:42:56 PM
Subject: RE: Rescinding Dianetics Day or Month

Fine by me!

Trish Truesdell
Special Assistant to the Mayor
City of Las Vegas
495 South Main Street, Seventh Floor
Las Vegas, Nevada 89101
702-229-6241
Note: our offices are closed on Fridays

From: Carolyn G. Goodman
Sent: Monday, February 22, 2016 10:25 AM
To: Trish Truesdell; Jace Radke
Cc: Cheryl Russo; Lora Kalkman; David Riggleman; Diana Paul
Subject: RE: Rescinding Dianetics Day or Month

Trish, how about I just copy your two sentences and send them on to him>??

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Trish Truesdell
Sent: Monday, February 22, 2016 10:12 AM
To: Carolyn G. Goodman; Jace Radke
Cc: Cheryl Russo; Lora Kalkman; David Riggleman; Diana Paul
Subject: RE: Rescinding Dianetics Day or Month

Mayor:

We have provided a Proclamation every year for the last four years to Maureen Bird. We have never done a Dianetics Day or Month in the City of Las Vegas by me for you….

Trish Truesdell
Special Assistant to the Mayor
City of Las Vegas
495 South Main Street, Seventh Floor
Las Vegas, Nevada 89101
702-229-6241
Note: our offices are closed on Fridays

From: Carolyn G. Goodman
Sent: Monday, February 22, 2016 10:05 AM
To: Jace Radke
Cc: Trish Truesdell; Cheryl Russo; Lora Kalkman; David Riggleman; Diana Paul

Subject: FW: Rescinding Dianetics Day or Month

Please advise!
☺

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– The Lee Report on Dianetics and Scientology by Professor John Lee

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper

medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

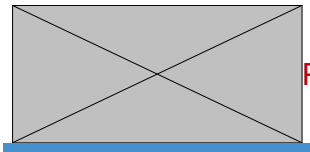
I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 3/20/2017 8:14:53 AM
Subject: [Marketing Mail] What To Expect When You're Expecting A Supreme Court Seat



PUBLIC POLICY

The Road To 60 Votes: Confirming Neil Gorsuch

Follow Law360's up-to-the-minute coverage.

Monday, March 20, 2017

TOP NEWS

What To Expect When You're Expecting A Supreme Court Seat

Tenth Circuit Judge Neil Gorsuch's nomination to the U.S. Supreme Court faces its most public test starting Monday, when he faces the Senate Judiciary Committee for the start of what could be an almost weeklong confirmation hearing. Here's a breakdown of what to expect next week.

Analysis

IRS May Fare Well Despite Proposed Budget Cut

Despite the prospect of further funding cuts, the Internal Revenue Service may be one of the few federal agencies to come out on top under President Donald Trump's budget plan, given the emphasis on modernization and the treasury secretary's goal of expanding programs and services.

Analysis

3 Key Takeaways From The New Travel Ban Rulings

Federal courts in Maryland and Hawaii blocked President Donald Trump's latest travel ban in the last week, with judges refusing to let the president off the hook for his past statements about Muslim immigration.

Trump's DOL To Embrace 'Humility,' Acting Solicitor Says

The new acting solicitor of labor revealed a more compliance-focused agenda for the agency under President Donald Trump on Friday, stressing the need for "a little bit more humility" at the Labor Department following its heavy enforcement and regulatory activity during the Obama administration.

Trump, Merkel Remain At Odds Over New Trade Talks

President Donald Trump and German Chancellor Angela Merkel on Friday espoused starkly different paths for the two countries' trading relationship as Trump continued to stump for a bilateral trade agreement while Merkel aimed to revive talks between the U.S. and the entire European Union.

Analysis

Trump Backs Up Paris Exit Talk With Climate Funding Cuts

President Donald J. Trump's plan to eliminate U.S. funding for international climate change programs follows through on his campaign vow to walk away from the Paris climate agreement, but experts say it doesn't necessarily signal the end of the U.S.'s involvement in the landmark pact and that Trump could face pushback from businesses eager to cash in on global decarbonization efforts.

LAW FIRMS

Akin Gump
Alston & Bird
Appeal Tech
Arnold & Porter Kaye Scholer
Baker Botts
Baker McKenzie
BakerHostetler
Berger Singerman
Boies Schiller
Browne George
Butler Snow LLP
Chiesa Shahinian
Chimicles & Tikellis
Cleary Gottlieb
Cole Schotz
Cooper & Kirk
Covington & Burling
Day Pitney
Dentons
Dewey & LeBoeuf
Duane Morris
Eagan Avenatti
Faegre Baker
Foley & Lardner
Gibbons PC
Gibson Dunn
Greenberg Traurig
Holland & Hart
Hunton & Williams
Jackson Lewis
Jones Day
K&L Gates
Kellogg Hansen

Trump Appeals Maryland Court's Immigration Ban Block

President Donald Trump will appeal a Maryland court's decision to stop implementation of the administration's latest version of an immigration ban, government lawyers told the judge on Friday, just a day after the court's order was filed.

Analysis

Trump's US Atty Pick For NJ Will Have Christie's Imprint

Expected to play a pivotal role in selecting New Jersey's next U.S. attorney, Gov. Chris Christie will likely eye lawyers he trusts who are no strangers to politics but have the kind of legal credentials, prosecutorial or otherwise, that could fend off controversy over the appointment, experts say.

BANKING & SECURITIES

Chamber Says Texas Judge Should Still Block Fiduciary Rule

The U.S. Chamber of Commerce and other business groups urged a Texas federal court on Thursday to block the U.S. Department of Labor's fiduciary rule despite the agency's recent pledge not to enforce the rule if it can't finalize a planned delay before the rule takes effect.

SIFMA Applauds CFTC Changes To Record Keeping Rules

The Securities Industry and Financial Markets Association on Thursday sent a letter supporting a U.S. Commodity Futures Trading Commission proposal to allow firms greater flexibility to use current technology in maintaining records, while suggesting the agency make minor changes.

Ex-Sullivan Attys Ask SEC Nominee To Rebuke Travel Ban

Twenty-seven former Sullivan & Cromwell LLP attorneys have written to President Donald Trump's pick to chair the U.S. Securities and Exchange Commission, a partner at the firm, to ask him to speak out against the president's travel ban executive orders.

ENERGY & ENVIRONMENTAL

Former EPA Administrators Slam Trump Budget Proposal

Two former U.S. Environmental Protection Agency administrators on Friday said that President Donald Trump's budget blueprint will "take the environmental cop off the beat" and hamper valuable science work.

Texas Seeks Review Of Rule On Underground Gas Storage

The state of Texas petitioned the Fifth Circuit on Friday to review an interim final rule from the Pipeline and Hazardous Materials Safety Administration that created new safety standards for underground natural gas storage facilities, saying the rule-making was an abuse of discretion.

Miami Mayor Asks Legislators To Oppose FPL-Backed Bills

Miami's mayor urged Florida legislators Thursday to vote against two Florida Power & Light-backed bills that would allow utilities to build transmission lines despite local governments' objections and would overturn an appeals court ruling nixing gubernatorial approvals for FPL's plans in South Florida.

HEALTH & LIFE SCIENCES

FDA Delays Off-Label Rule Opposed By Big Pharma

Bowing to pressure from Big Pharma, the U.S. Food and Drug Administration on Friday delayed by one year a controversial new rule that endorsed a broad approach to determining whether drug and device makers are engaged in off-label promotion.

Kirkland & Ellis
Kramer Levin
Latham & Watkins
Manatt Phelps
McDermott Will
Morgan Lewis
Morrison & Foerster
Nielsen Merksamer
Paul Hastings
Paul Weiss
Perkins Coie
Perry Guthery
Pillsbury Winthrop
Proskauer Rose
Reed Smith
Ropes & Gray
Sauer & Wagner
Schiff Hardin
Seward & Kissel
Skadden
Squire Patton Boggs
Stern & Kilcullen
Sullivan & Cromwell
Thompson & Knight
Troutman Sanders
Trucker Huss

COMPANIES

AT&T Inc.
Altman Weil Inc.
Amazon.com Inc.
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Hospital Association
Apple Inc.
Association of Corporate Counsel
BAE Systems
Bayerische Motoren Werke AG
CTIA
Cable-Satellite Public Affairs Network
Center for American Progress
Cisco Systems Inc.
Colliers International Property Consultants
Computing Technology Industry Association
ConocoPhillips
Cummins Inc.

ACA Watch: Trump Goes All In On Repeal Bill, Key Votes Loom

President Donald Trump has declared himself “100 percent” supportive of a controversial bill repealing and replacing the Affordable Care Act, and House Republicans have set the stage for pivotal votes despite significant cracks in GOP unity.

TRANSPORTATION & INFRASTRUCTURE

Christie GWB Complaint Won't Go To Grand Jury, Judge Says

A New Jersey state judge on Friday tossed an activist's bid to have a grand jury review his criminal complaint accusing Gov. Chris Christie of official misconduct over lane closures at the George Washington Bridge, saying prosecutors did not abuse their discretion in dismissing the case.

REAL ESTATE

3rd Circ. Says Pol Not Liable For Property Sales To Friends

The Third Circuit affirmed Thursday that a Philadelphia City Council member did not violate a property developer’s constitutional rights when the politician pushed for the sale of city property to friends and political contributors rather than relying on a competitive bidding process.

EMPLOYMENT

DOL Again Delays Beryllium Rule Under Trump Memo

The U.S. Department of Labor is officially delaying by two months the effective date of a new rule created to protect workers from a material that can cause lung disease, in keeping with a memorandum issued by the Trump administration that halted new regulations for further review.

DOL Gets Flood Of Letters On Fiduciary Rule Delay

As the comment period closed Friday on the U.S. Department of Labor’s proposal to delay the upcoming applicability date of its fiduciary rule for retirement advisers, the agency received hundreds of letters from industry and advocacy groups and individual investors both for and against the delay.

Nev. Justices Say State Wage Law Not Barred By ERISA, NLRA

The Nevada Supreme Court declined Thursday to void a state law allowing employers to pay a lower minimum wage to workers if they provide workers with health benefits, saying the Minimum Wage Amendment does not co-opt federal law.

Ill. Gov. Appeals AFSCME Dispute To State Supreme Court

Gov. Bruce Rauner followed through on recent promises to keep pushing for the power to impose his contract terms on the state’s largest public employee union, pleading with the Illinois Supreme Court late Friday afternoon to take up the case quickly in order to allegedly save millions through the governor’s "last, best and final” offer to the union.

Nebraska, 9 Other States Drop Obama Trans Bathroom Suit

Nebraska and a coalition of nine other states dropped their lawsuit Thursday targeting an Obama administration directive that schools allow transgender students to use bathrooms and locker rooms that match their gender identity, citing the Trump administration’s recent move to rescind that policy.

AEROSPACE & DEFENSE

Analysis

DRS Technologies Inc.
Facebook
FedEx Corporation
Federalist Society
Financial Services Roundtable
Florida Power & Light Co.
General Motors
Google Inc.
ICx Technologies, Inc.
Immigration Reform Law Institute
Kaspersky Lab Ltd.
Kimberly-Clark Corporation
LSI Corporation
Lippman Jungers LLC
Microsoft Corporation
National Immigration Law Center
Natural Resources Defense Council
Northern Mariana Islands Retirement Fund
PHH Corporation
Pfizer Inc.
PhRMA
Pitney Bowes Inc.
PlanMember Financial Corp.
Raytheon Company
SIFMA
Southern California Edison
Starbucks Corporation
State Bar of California
Stifel Financial Corporation
Target Corporation
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
UBS AG
UHY Advisors
United Continental Holdings Inc.
United Parcel Service Inc.
United States Telecom Association
Yahoo! Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Land Management
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection

Trump's Budget Unlikely To Cover Gaps In Cybersecurity

The Trump administration's budget blueprint released Thursday acknowledges the importance of protecting networks from mounting cyberattacks, requesting $1.5 billion for the U.S. Department of Homeland Security to fund various cybersecurity efforts. But the failure to allot similar funding to other agencies and initiatives is likely to leave significant vulnerabilities, experts say.

Dem Says Flynn's Russia Speech Payment Unconstitutional

President Donald Trump's former National Security Adviser Michael Flynn received nearly $34,000 from a group connected to the Russian government for a speaking engagement in violation of the Constitution, Rep. Elijah Cummings, D-Md., claimed Thursday.

GOVERNMENT CONTRACTS

OIG Says Army Needs More Guidance For Contract Reviews

The U.S. Army must take action to ensure it is properly evaluating single-award, indefinite-delivery contracts, the Office of Inspector General said after it found a failure to provide a "determination and findings" report for a $192 million contract.

INTERNATIONAL TRADE

G-20 Finance Ministers Abandon Free Trade Sentiment

Top finance and banking officials for the world's 20 most powerful economies flouted the longstanding tradition of including explicit support for free trade in their joint statement Saturday, offering only a vague platitude about maximizing the benefits of trade for global society.

China Throws Water On US Concerns Over State-Run Cos.

The Chinese government Thursday looked to assuage U.S. concerns about the potential anti-competitive effects of its state-owned business titans, stressing that those companies operate independent of government influence whenever possible.

State Dept. Urged Not To Tweak Laser Export Rule

Several major defense, technology and automotive companies urged the U.S. Department of State not to further tweak an amended rule for determining whether laser, thermal imaging and guidance equipment should be considered a defense item under the International Traffic in Arms Regulations, saying new parameters suggested by the agency are too limiting.

TAX

New Colo. Bill Aims To Curb Sales Tax Reporting Rules

A new proposed bill in Colorado would eliminate a hotly contested state requirement that remote retailers turn detailed customer purchase records over to state tax authorities, which is meant to boost revenue but has been described by at least one e-commerce group as a blatant invasion of privacy.

Germany Could Sue US Over Border Tax On Imports

The specter of an international trade war against the U.S. continues to grow, with Germany's economy minister saying, ahead of Chancellor Angela Merkel's first meeting with President Donald Trump on Friday, that a lawsuit could be initiated if Trump enacts a new proposed tax on imports.

IMMIGRATION

Analysis

Bureau
Cowlitz Indian Tribe
Defense Intelligence Agency
Department of Commerce
Employee Benefits Security Administration
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Florida Public Service Commission
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Monetary Fund
International Trade Administration
Mooretown Rancheria of Maidu Indians
NATO
National Labor Relations Board
National Mediation Board
National Science Foundation
National Security Agency
Navajo Nation
New Jersey Department of Environmental Protection
New York Attorney General's Office
New York State Department of Environmental Conservation
Occupational Safety and Health Administration
Office of Disability Employment Policy
Pipeline and Hazardous Materials Safety Administration
Port Authority of New York & New Jersey
Securities and Exchange Commission
Transportation Security Administration
U.S. Air Force
U.S. Army

Trump To Face Tough Road On Immigration Budget Plan

President Donald Trump's budgetary proposals relating to immigration, including $2.6 billion in fiscal year 2018 toward building a wall along the nation's southern border and hiring 1,500 immigration agents, may face hurdles in Congress and could fall short of the goal of more effective immigration enforcement, experts say.

DHS, DOL Adjust H-2B Visa Penalties For Inflation

In a filing published in the Federal Register on Friday, the U.S. Department of Homeland Security and the U.S. Department of Labor jointly announced a final rule raising civil monetary penalties associated with H-2B visa program infractions to account for inflation.

Wash. Court Won't Apply Old Block To New Travel Ban Order

A Washington federal court on Thursday refused to apply its previous block on President Donald Trump's initial travel ban to parts of his new executive order, finding the "limited scope" of its last injunction didn't transfer over, and on Friday stayed its determination of a temporary restraining order motion.

Dem Sen. Proposes Bill To Rescind Trump's Border Wall Order

Sen. Tom Carper, a Democrat on the Senate Homeland Security and Governmental Affairs Committee, has introduced a bill to rescind President Donald Trump's Jan. 25 executive order that called for pushing ahead with building a border wall and increasing immigration enforcement.

Group Faces Opposition In Visa Rule Suit Intervention Bid

The U.S. Department of Homeland Security and Save Jobs USA have urged the D.C. Circuit to deny Immigration Voice's bid to intervene in Save Jobs' appeal over a decision upholding a new rule that would allow spouses of certain H-1B workers to apply for employment authorization.

NATIVE AMERICAN

Challenge To Indian Child Act 'Bias' Is Nixed Over Standing

An Arizona federal judge has tossed a proposed class action lawsuit challenging portions of the federal Indian Child Welfare Act as unconstitutional racial discrimination and the entire law as exceeding Congress' power, finding Thursday that the claims were too hypothetical and that the plaintiffs therefore lacked standing.

Casino Foes Ask Justices To Sink DOI Cowlitz Tribe Ruling

Opponents of the Cowlitz Indian Tribe's proposed casino have urged the U.S. Supreme Court to overturn a D.C. Circuit decision upholding the U.S. Department of the Interior's acquisition of trust land in Washington state for the project, saying the ruling would allow the department's secretary to avoid limits the high court has placed on his authority.

TELECOMMUNICATIONS

FCC's Pai Continues Task Force Studying Telehealth

Federal Communications Commission Chairman Ajit Pai committed on Thursday to continue a task force focusing on broadband-enabled health care solutions as part of his push to bridging the digital divide, sparking praise from FCC Democratic Commissioner Mignon Clyburn.

Industry Mounts Final Assault On FCC's ISP Privacy Rules

A slew of industry organizations on Thursday lodged a last rebuttal to challengers in their effort to overturn privacy rules for internet service providers adopted by the Federal Communications Commission late in the Obama administration, complaining of "meritless" opposition on rules that are inconsistent with the Federal Trade Commission's tried and true approach.

U.S. Attorney's Office
U.S. Coast Guard
U.S. Commission on Civil Rights
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Sentencing Commission
U.S. Supreme Court
United Auburn Indian Community
United Nations
Washington Attorney General's Office
World Bank Group

FCC Gives Honda More Time On Accessibility Rules

The Federal Communications Commission on Thursday granted Honda a 20-month waiver of accessibility rules for rear entertainment systems in several vehicles after the company said it hadn't been aware the requirements applied, ruling the period will give the company time to comply.

PEOPLE

Butler Snow In Memphis Snags Former Tenn. US Attorney

The former U.S. attorney for the Western District of Tennessee whose nomination as a federal judge in that district by former President Barack Obama was stalled by the Senate has joined Butler Snow PLLC in Memphis, where he will focus on white collar investigations and commercial litigation, the firm said.

EXPERT ANALYSIS

DOJ Brief Opposing CFPB Brings More Uncertainty

What will be most disappointing to Republicans and President Trump, and which is entirely possible given the issues the D.C. Circuit requested to be briefed, is an outcome which avoids the constitutional issues raised in PHH Corp. v. Consumer Financial Protection Bureau and decides the case on the basis of the statutory provisions of the Real Estate Settlement Procedures Act, say attorneys at Troutman Sanders LLP.

Implications Of Trump Budget Blueprint For US Stature Abroad

In addition to steep cuts to foreign aid and other forms of "soft power," the Trump administration's budget blueprint proposes dramatic shifts to trade and investment priorities that — if enacted by Congress — could impact U.S. stature abroad and change the landscape for American businesses operating around the world, say attorneys with Squire Patton Boggs LLP.

ACA Repeal Bill's Impact On Employers, Group Health Plans

The bulk of the recently introduced American Health Care Act focuses on repealing and replacing a number of Affordable Care Act provisions unrelated to group health plans and employer sponsors. However, it would repeal, delay or revise several ACA and non-ACA provisions directly related to the taxes, fees and related compliance costs borne by employers in relation to the GHP coverage they offer their employees, says Eric Schillinger of Trucker Huss APC.

In Congress: Gorsuch, ACA, Homeland Security

It will be an ambitious week for Republicans on Capitol Hill, where the schedule includes the start of the Senate Judiciary Committee hearing on President Trump's Supreme Court nominee, Tenth Circuit Judge Neil Gorsuch, and in the House of Representatives a vote is scheduled on the GOP leadership proposal to repeal and replace the Affordable Care Act, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

NJ Spill Act May Now Include Right To Compel Sampling

Confronted with the strict liability scheme under New Jersey's Spill Act, courts in the state have universally required that a contribution plaintiff establish that the defendants are "dischargers" or "in any way responsible" before recognizing contribution claims. But that changed when the Appellate Division announced its decision in Matejek v. Watson earlier this month, say Edward McTiernan and Kerry Dziubek of Arnold & Porter Kaye Scholer LLP.

LEGAL INDUSTRY

Law Firms Find Novel Ways To Reduce Risk Of Lateral Hires

Some BigLaw lateral partners are being forced to wait to share in the profits at their new firms when they first join, one of several strategies that experts say firms are

increasingly using to mitigate the risks of lateral hires.

Dewey's DiCarmine Not In On Accounting Fraud, Jury Hears

Former Dewey & LeBoeuf LLP Executive Director Stephen DiCarmine never ordered the firm's finance director to pull improper accounting moves, the state's star cooperating witness told a Manhattan jury on Friday.

NY Nonresident Atty Law Not Protectionist, High Court Told

The New York attorney general's office has urged the U.S. Supreme Court to not take up a case challenging the requirement that nonresident lawyers maintain a physical office in the Empire State to practice there, contending that any burden created by the rule is incidental.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Google gets support from Silicon Valley comrades in a fight over search warrants, employees can now file U.S. Equal Employment Opportunity Commission complaints online, and EU regulators force Facebook and Twitter to amend their policies. Those stories top last week's corporate legal news you may have missed.

Baker McKenzie Pens Handbook For NY's Homeless Youth

Runaways and homeless kids navigate a minefield of legal risks and threats to their personal safety. But a new state-specific roadmap created by a BigLaw and in-house pro bono team may help some at-risk New Yorkers avoid the pitfalls.

Analysis

Mystery Creditor Pushes Eagan Avenatti Into Ch. 11

California class-action law firm Eagan Avenatti LLP was plunged into Chapter 11 bankruptcy earlier this month when an elusive Orlando creditor filed an involuntary petition over a claim worth less than $30,000. But that creditor's whereabouts — indeed his true identity — is one of many unanswered questions in a bitter fight between former colleagues.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Trial Consultants Q&A: JuryScope's Johanna Carrane

Fifteen years ago, to get up to speed in a case you would wait for that giant box of documents to arrive at the office and email was still really establishing itself as the most common form of communication. Because of the speed with which we can communicate today, it calls for a high level of responsiveness, says Johanna Carrane, president of JuryScope Inc.

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Sullivan & Cromwell
Akin Gump
Alston & Bird
Appeal Tech

Baker Botts
BakerHostetler
Berger Singerman
Boies Schiller
Browne George
Butler Snow LLP
Chiesa Shahinian
Chimicles & Tikellis
Cleary Gottlieb
Cole Schotz
Cooper & Kirk
Covington & Burling
Day Pitney
Dewey & LeBoeuf
Duane Morris
Eagan Avenatti
Faegre Baker
Foley & Lardner
Gibbons PC
Greenberg Traurig
Holland & Hart
Hunton & Williams
Jackson Lewis
Jones Day
K&L Gates
Kellogg Hansen
Kirkland & Ellis
Kramer Levin
Latham & Watkins
Manatt Phelps
McDermott Will
Morgan Lewis
Morrison & Foerster
Nielsen Merksamer
Paul Weiss
Perry Guthery
Pillsbury Winthrop
Reed Smith
Ropes & Gray
Sauer & Wagner
Schiff Hardin
Seward & Kissel
Skadden
Stern & Kilcullen
Thompson & Knight
Troutman Sanders
Trucker Huss

COMPANIES
Twitter Inc.
Yahoo! Inc.

Amazon.com Inc.
American Civil Liberties Union
Financial Services Roundtable
SIFMA
AT&T Inc.
Altman Weil Inc.
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Hospital Association
Apple Inc.
Association of Corporate Counsel
BAE Systems
Bayerische Motoren Werke AG
CTIA
Cable-Satellite Public Affairs Network
Center for American Progress
Cisco Systems Inc.
Colliers International Property Consultants
Computing Technology Industry Association
ConocoPhillips
Cummins Inc.
DRS Technologies Inc.
Facebook
FedEx Corporation
Federalist Society
Florida Power & Light Co.
General Motors
Google Inc.
ICx Technologies, Inc.
Immigration Reform Law Institute
Kaspersky Lab Ltd.
Kimberly-Clark Corporation
LSI Corporation
Lippman Jungers LLC
Microsoft Corporation
National Immigration Law Center
Natural Resources Defense Council
Northern Mariana Islands Retirement Fund
PHH Corporation
Pfizer Inc.
PhRMA
Pitney Bowes Inc.
PlanMember Financial Corp.
Raytheon Company
Southern California Edison
Starbucks Corporation
State Bar of California
Stifel Financial Corporation
Target Corporation
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
UBS AG

UHY Advisors
United Continental Holdings Inc.
United Parcel Service Inc.
United States Telecom Association

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Department of Labor
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
Congressional Budget Office
Department of Commerce
Federal Bureau of Investigation
Federal Communications Commission
Securities and Exchange Commission
Bureau of Indian Affairs
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Food and Drug Administration
Internal Revenue Service
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
U.S. Air Force
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
World Bank Group
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
Bureau of Land Management
Commodity Futures Trading Commission
Cowlitz Indian Tribe
Defense Intelligence Agency
Employee Benefits Security Administration
Export-Import Bank of the United States
Federal Acquisition Regulatory Council
Federal Trade Commission
Florida Public Service Commission
Gila River Indian Community
Government Accountability Office
Illinois Supreme Court
International Monetary Fund
International Trade Administration
Mooretown Rancheria of Maidu Indians
NATO
National Labor Relations Board
National Mediation Board
National Science Foundation

National Security Agency
Navajo Nation
New Jersey Department of Environmental Protection
New York Attorney General's Office
New York State Department of Environmental Conservation
Office of Disability Employment Policy
Pipeline and Hazardous Materials Safety Administration
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Coast Guard
U.S. Commission on Civil Rights
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Education
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Sentencing Commission
United Auburn Indian Community
United Nations
Washington Attorney General's Office

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold from the City Attorney's Office
Sent: Thur 7/25/2019 9:00:26 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reissued - Response Required

EXTERNAL EMAIL

[redacted]

[redacted]

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Bar Business Magazine
Sent: Tue 3/13/2018 3:06:53 PM
Subject: Happy St. Patrick's Day From RumChata

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This email was sent by Bar Business Magazine on behalf of RumChata.

Bar Business Magazine
55 Broad St, 26th Floor
New York New York 10004
United States

This email is intended for cgoodman@lasvegasnevada.gov.
Update your preferences or Unsubscribe

To: 760-782-7240 760-782-7234[redacted] BOBBY HOWLAND[redacted] Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Darcy Spears[dspears@ktnv.com]; George Knapp[gknapp@klastv.com]; HillaryClinton.com[info@hillaryclinton.com]; Jeff Schultz[redacted]com]; Jessica Drake[redacted] John Lee[jlee@sen.state.nv.us]; Karyn Thomas[redacted]; Lauryn Schultz[redacted] NAdams@LasVegasNevada.GOV[NAdams@LasVegasNevada.GOV]; nv Secy. of State[sosexec@sos.nv.gov]
From: Carol
Sent: Tue 12/6/2016 3:21:46 PM
Subject: Fw: Letter written by a registered Democrat about our Government.....

From: fern
Sent: Friday, December 02, 2016 1:03 PM
To: Undisclosed-Recipient:;
Subject: Fw: Fwd: Letter written by a registered Democrat about our Government.....

From: Sandy Hoffman
Sent: Thursday, December 01, 2016 9:57 PM
To: Susan Buenfil ; Fern Cohen ; [redacted] ; Cindi Metzger
Subject: Fwd: Letter written by a registered Democrat about our Government.....

Sent from my iPhone

Begin forwarded message:

From: Annette Capuzzo[redacted]
Date: December 1, 2016 at 9:42:03 PM PST
To: Annette Capuzzo[redacted]>
Subject: Letter written by a registered Democrat about our Government.....

Interesting letter written by a resident of WA state. I am most impressed by the fact the gentleman that wrote it signed his name and address to it.

This came from a Democrat! I read it and it certainly hits the nail where it would hurt. Google has the letter posted on their web site. This is well written.....and should be read by everyone in these United States! It will be well worth the three minutes it requires to read this. It is quite impressive.

You can be Republican, Democrat, Liberal, Conservative, Independent or Libertarian and I'll bet this will hit a nerve. Our country is in real trouble.

Senator Patty Murray
Senator Maria Cantwell

Washington, DC 20510

Dear Senators:

I have tried to live by the rules my entire life. My father was a Command Sergeant Major, U.S. Army, who died of combat related stresses shortly after his retirement. It was he who instilled in me those virtues he felt important - honesty, duty, patriotism and obeying the laws of God and of our various governments. I have served my country, paid my taxes, worked hard, volunteered and donated my fair share of money, time and artifacts.

Today, as I approach my 79th birthday, I am heart-broken when I look at my country and my government. I shall only point out a very few things abysmally wrong which you can multiply by a thousand fold. I have calculated that all the money I have paid in income taxes my entire life cannot even keep the Senate barbershop open for one year! Only Heaven and a few tight-lipped actuarial types know what the Senate dining room costs the taxpayers. So please, enjoy your haircuts and meals on us.

Last year, the president spent an estimated $1.4 billion on himself and his family. The vice president spends $ millions on hotels. They have had 8 vacations so far this year! And our House of Representatives and Senate have become America's answer to the Saudi royal family. You have become the "perfumed princes and princesses" of our country.

In the middle of the night, you voted in the Affordable Health Care Act, a.k.a. "Obamacare," a bill which no more than a handful of senators or representatives read more than several paragraphs, crammed it down our throats, and then promptly exempted yourselves from it substituting

your own taxpayer-subsidized golden health care insurance. (Let's eliminate that exemption and put the Congress under the Affordable Health Care Act)

You live exceedingly well, eat and drink as well as the "one percenters," consistently vote yourselves perks and pay raises while making 3.5 times the average U.S. individual income, and give up nothing while you (as well as the president and veep) ask us to sacrifice due to sequestration (for which, of course, you plan to blame the Republicans, anyway).

You understand very well the only two rules you need to know - (1) How to get elected, and (2) How to get re-elected. And you do this with the aid of an eagerly willing and partisan press, speeches permeated with a certain economy of truth, and by buying the votes of the greedy, the ill-informed and under-educated citizens (and non-citizens, too, many of whom do vote) who are looking for a handout rather than a job. Your so-called "safety net" has become a hammock for the lazy. And, what is it now, about 49 or 50 million on food stamps - pretty much all Democrat voters - and the program is absolutely rife with fraud and absolutely no congressional oversight?

I would offer that you are not entirely to blame. What changed you is the seductive environment of power in which you have immersed yourselves. It is the nature of both houses of Congress which requires you to subordinate your virtue in order to get anything done until you have achieved a leadership role. To paraphrase President Reagan, it appears that the second oldest profession (politics), bears a remarkably strong resemblance to the oldest.

As the hirsute first Baron John Emerich Edward Dalberg Acton

(1834 -1902), English historian and moralist, so aptly and accurately stated, "Power tends to corrupt, and absolute power corrupts absolutely. Great men are almost always bad men." I'm only guessing that this applies to the female sex as well. Tell me, is there a more corrupt entity in this country than Congress?

While we middle class people continue to struggle, our government becomes less and less transparent, more and more bureaucratic, and ever so much more dictatorial, using Czars and Secretaries to tell us (just to mention a very few) what kind of light bulbs we must purchase, how much soda or hamburgers we can eat, what cars we can drive, gasoline to use, and what health care we must buy. Countless thousands of pages of regulations strangle our businesses costing the consumer more and more every day.

As I face my final year, or so, with cancer, my president and my government tell me "You'll just have to take a pill," while you, Senator, your colleagues, the president, and other exulted government officials and their families will get the best possible health care on our tax dollars until you are called home by your Creator while also enjoying a retirement beyond my wildest dreams, which of course, you voted for yourselves and we pay for.

The chances of you reading this letter are practically zero as your staff will not pass it on, but with a little luck, a form letter response might be generated by them with an auto signature applied, hoping we will believe that you, our senator or representative, has heard us and actually cares. This letter will, however, go on line where many others will have the chance to read one person's opinion, rightly or wrongly, about this government, its

administration and its senators and representatives.

I only hope that occasionally you might quietly thank the taxpayer for all the generous entitlements which you have voted yourselves, for which, by law, we must pay, unless, of course, it just goes on the $19 trillion national debt for which your children and ours, and your grandchildren and ours, ad infinitum, must eventually try to pick up the tab.

My final thoughts are that it must take a person who has either lost his or her soul, or conscience, or both, to seek re-election and continue to destroy the country that I deeply love. You have put it so far in debt that we will never pay it off while your lot improves by the minute, because of your power.

For you, Senator, will never stand up to the rascals in your House who constantly deceive the American people. And that, my dear Senator, is how power has corrupted you and the entire Congress. The only answer to clean up this cesspool is term limits and replacing their retirement with the same Social Security plan the rest of us will receive (if they don't put that program into bankruptcy) . This, of course, will kill the goose that lays your golden eggs. And woe be to him (or her) who would dare to bring it up.

Sincerely,
Bill Schoonover
[redacted]

IF WE SEND THIS TO ENOUGH PEOPLE MAYBE WE CAN START A MOVEMENT TO CORRECT THIS FIASCO

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Tennille Pereira[TPereira@lacsn.org]; Christine Miller[CMiller@lacsn.org]
Cc: Joseph Lombardo SHERIFF[J3602L@LVMPD.COM]; Steve Sisolak[ccdista@ClarkCountyNV.gov]; Scott Adams[sadams@LasVegasNevada.GOV]; Carolyn Levering[clevering@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]; Christine Miller[CMiller@lacsn.org]; Tennille Pereira[TPereira@lacsn.org]
From: Barbara Buckley
Sent: Mon 10/16/2017 11:59:40 PM
Subject: RE: Emergency Legal Services
1 - Legal Checklist for Victims of Route 91 Festival.docx
1 - Free Legal Resources for Strip Tragedy.pdf

Thank you for these kind words and for all that you have done in the aftermath. I saw all of you everywhere, in hospitals, at memorials, and briefings, to name a few. I know how much you have done, and you make us all proud.

We are likewise proud of our staff who worked at the Victim Assistance Center. So far, we have opened 171 cases, ranging from a service member who needed a power of attorney so he could transfer back to the United States as his mom is not likely to make it to a good Samaritan whose insurance company was refusing to fix the bullet hole in his car (they backed down pretty quick on that). The vast majority of our cases so far involve employees working for subcontractors. We hope to work through these issues quickly. Based on experiences in other jurisdictions, we anticipate receiving a large spike in calls over the next two months, especially when the hospital and medical bills begin to arrive. Please feel free to send anyone in need to us. I've attached our flyer discussing our services.

We are working on a legal/financial checklist now (see attached)– it should be finished late this week as we are sending it to all the stakeholders for comments/review, etc.

Thanks for all you do.

Barbara

LEGAL AID CENTER Since 1958 of Southern Nevada

Barbara Buckley, Esq.
Executive Director
Legal Aid Center of Southern Nevada, Inc.
725 E. Charleston Blvd.
Las Vegas, NV 89104
702-386-1406 direct/fax
702-386-1070 ext. 1406
bbuckley@lacsn.org
www.lacsn.org

Legal Aid Center of Southern Nevada, Inc. is a 501 (c) (3) organization and your contribution may qualify as a federally recognized tax deduction.

Legal Aid Center E-Newsletter

Please remember Legal Aid Center of Southern Nevada in your estate plan.

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Monday, October 16, 2017 4:16 PM
To: Barbara Buckley <BBuckley@lacsn.org>; Tennille Pereira <TPereira@lacsn.org>; Christine Miller <CMiller@lacsn.org>
Cc: Joseph Lombardo SHERIFF <J3602L@LVMPD.COM>; Steve Sisolak <ccdista@clarkcountynv.gov>; Scott Adams <sadams@LasVegasNevada.GOV>; Carolyn Levering <clevering@LasVegasNevada.GOV>; David Riggleman

<DRiggleman@LasVegasNevada.GOV>; Lora Kalkman <lkalkman@LasVegasNevada.GOV>; Zachary Bucher <zbucher@LasVegasNevada.GOV>
Subject: RE: Emergency Legal Services

Dear Barbara:
Thank you, *as always,* for stepping to the plate and helping with legal support for those affected by negatives in life and specifically now so tragically by the October 1st massacre in Las Vegas. None can assess the magnitude of suffering that has occurred, but surely your work and that of LACSN team will be of enormous aid and comfort.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Barbara Buckley [mailto:BBuckley@lacsn.org]
Sent: Tuesday, October 3, 2017 3:51 PM
To: Lora Kalkman <lkalkman@LasVegasNevada.GOV>; Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Cc: Tennille Pereira <TPereira@lacsn.org>; Christine Miller <CMiller@lacsn.org>
Subject: Emergency Legal Services

Mayor Goodman,

We are all suffering from the aftershock of this horrific tragedy that has befallen our great community. This is an unprecedented time, and we want our community partners to know that Legal Aid Center of Southern Nevada is ready, willing and able to assist victims and their families with various legal issues that will undoubtedly arise in the coming days, weeks and even months. These individuals should not have to face legal hurdles alone and unguided in their time of grief.

We know from an experienced attorney who was involved in a community wide legal response team following the 2015 Mother Emmanuel Church shooting in Charleston that many civil legal issues will arise. That tragedy had far, far fewer victims than ours and so we can anticipate to see an even greater need for a coordinated community legal response in our City. The following are examples of the types of legal issues that came up in the Charleston tragedy which we also expect to see in our community:

- need for child custody orders or orders for guardianship for orphaned children
- help with probate and wills
- assistance with various real property issues (foreclosure, mortgage, HOA, landlord/tenant and title issues)
- help with banking and safe deposit boxes
- assistance with benefits such as life insurance claims, private insurance, death/disability claims or Medicaid
- assistance with debt collection due to unpaid bills

It is important for the City to know we are prepared to offer free civil, legal assistance to those in need of emergency services. It is our hope that the City will share this information with its community partners to help spread the word about this free community service. We are marshalling our own attorneys and staff, along with our cadre of Pro Bono attorneys to make this happen. Additionally, the State Bar of Nevada has agreed to coordinate with our office to locate attorneys in the home state of any victim who needs legal help upon returning home. Legal Aid Center will act as the initial clearinghouse for these emergency civil legal issues. We have set up a triage system for shooting victims and their families. The process is started by contacting (702)386-1070, ext. 0. The caller will be connected directly to a staff member who will assess the needs and we will determine whether we can assist the caller directly or work on a referral to a pro bono attorney or to the State Bar of Nevada.

Please share this information……A shorter description follows:

In the aftermath of the tragic events in Las Vegas, Legal Aid Center of Southern Nevada and the State Bar of Nevada are providing free civil legal assistance to those in need of emergency legal services. Services can include the need for child custody orders or orders for guardianship for children, help with probate and wills, assistance with various real property issues (foreclosure, mortgage, HOA, landlord/tenant, and title issues), help with banking and safe deposit boxes, assistance with benefits such as life insurance claims, private insurance, death/disability claims or Medicaid, or assistance with debt collection due to unpaid bills. For out of state visitors, the State Bar of Nevada will endeavor to locate an attorney willing to provide a free consultation and/or free legal services to assist with these types of issues in the state where the individual lives. For assistance, please call (702) 386-1070, x 0.

Barbara

LEGAL AID CENTER Since 1958 of Southern Nevada

Barbara Buckley, Esq.
Executive Director
Legal Aid Center of Southern Nevada, Inc.
725 E. Charleston Blvd.
Las Vegas, NV 89104
702-386-1406 direct/fax
702-386-1070 ext. 1406
bbuckley@lacsn.org
www.lacsn.org

Legal Aid Center of Southern Nevada, Inc. is a 501 (c) (3) organization and your contribution may qualify as a federally recognized tax deduction.

Legal Aid Center E-Newsletter

Please remember Legal Aid Center of Southern Nevada in your estate plan.

LEGAL AID CENTER
Since 1958
of Southern Nevada

FREE LEGAL RESOURCES FOR VICTIMS AND THEIR FAMILIES

Legal Aid Center of Southern Nevada and the State Bar of Nevada are here to help provide free legal assistance to victims and their families to navigate their way through civil legal issues that will arise following the recent Las Vegas tragedy.

FREE Attorney representation is available in:

- Child Custody or Guardianship
- Banking and Safe Deposit Boxes
- Life Insurance Claims, Private Insurance, Death/Disability Claims
- Immigration – U VISA Assistance
- Any other legal questions
- Probate and Wills
- Property Issues (Foreclosure, Mortgage, HOA, Title Issues Landlord/Tenant)
- Unpaid bills and Debt Collection
- Benefit Assistance Needs

Legal Aid Center will arrange assistance for out-of-state visitors who need help finding an attorney in their jurisdiction.

Please call Tennille Pereira, Esq. at
Legal Aid Center of Southern Nevada:
(702) 386-1070 ext. 0 for further assistance
725 E. Charleston Blvd.
Las Vegas, NV 89104
LegalAidServices@LACSN.org
www.LACSN.org

CLV002152

LEGAL AID CENTER of Southern Nevada
Since 1958

RECURSOS LEGALES GRATUITOS PARA LAS VICTIMAS Y FAMILIARES

Legal Aid Center of Southern Nevada y la Barra del Estado de Nevada están aquí para proveer asistencia legal gratuita a las víctimas y sus familiares para navegar asuntos legales los cuales surgirán después de la reciente tragedia de Las Vegas.

Representación de abogado GRATUITA está disponible en:

- Custodia de Menores o Tutela
- Bancario y Cajas de Seguridad
- Reclamaciones de Seguro de Vida, Seguro Privado, Reclamaciones por muerte/discapacidad
- Inmigración – Asistencia para U VISA
- Cualquier otra pregunta legal
- Legales y Testamentos
- Problemas de Propiedad (Ejecución Hipotecaria, Hipoteca, HOA, Cuestiones de Título Propietario/Inquilino)
- Cuentas por pagar y cobro de deudas
- Necesidades de asistencia de beneficios

Legal Aid Center coordinara la asistencia para visitantes fuera-del-estado que necesitan ayuda para encontrar un abogado en su jurisdicción.

Por favor de llamar a la abogada Tennille Pereira con
Legal Aid Center of Southern Nevada:

(702) 386-1070 ext. 0 para más asistencia
725 E. Charleston Blvd.
Las Vegas, NV 89104
LegalAidServices@LACSN.org
www.LACSN.org

LEGAL AID CENTER of Southern Nevada
Since 1958

FOR VICTIMS OF ROUTE 91 FESTIVAL
DETAILED LEGAL & FINANCIAL CHECKLIST

Legal Aid Center of Southern Nevada wishes to express its sincere condolences to all of those affected by the tragic events occurring on October 1st. Many will face a multitude of civil legal issues in the coming days, weeks and months. Issues can range from the need to obtain guardianship over an orphaned child or help with probate or insurance problems. Others may need help when debts pile up because a household provider has been unable to return to work due to traumatic injury. It is also expected that out-of-state visitors may need help finding an attorney in their own jurisdiction. We do not want individuals to face these issues alone and without legal guidance. Our nonprofit organization, in existence since 1958, together with our partner, the State Bar of Nevada, are partnering to provide free legal help to those in need. This checklist provides some needed legal information and resources to those affected by this event.

Therapy and Physical Injuries

- For those injured (including emotional distress) – get treatment right away.
- Your health insurance provider can let you know what providers are covered under your plan.
- If you do not have a doctor or know who is covered, contact First Med at (702) 731-0909. They will help you locate help.
- You can also contact the Disaster Distress Helpline – call 800-985-5990. https://www.samhsa.gov/find-help/disaster-distress-helpline
- If you were employed at the event, let your employer know (in writing) asap. Seek treatment immediately and advise the doctor/therapist that you worked during the event.

Funeral and probate/estate issues

- The State of Nevada Victims of Crime office will pay funds towards funeral expenses. See http://voc.nv.gov/ or call (702) 486-2740. Zappos has also agreed to pay the funeral costs for all 58 victims – contact zapposforgood@zappos.com for more information.
- For help with handling the estate needs (will/probate/trusts), contact Legal Aid Center (702) 386-1070 ext. 0 or LegalAidServices@LACSN.ORG. We have over 50 Nevada attorneys standing by to assist pro bono (free).
- For victims in other states, the State Bar of Nevada and Attorney General's office will assist us in finding attorneys and victims' advocates in other jurisdictions. Services can include a free consultation or an attorney undertaking the entire representation for free. Contact Legal Aid Center (702) 386-1070 ext. 0 or LegalAidServices@LACSN.ORG and we will connect you.
- Life insurance policies are often overlooked or forgotten in the shock of losing a loved one. Remember to look for life insurance policies; if your loved one was working, you can inquire with their employer about the policy.

Hospital and Medical Bills

- Make sure every bill is submitted to your health insurance company.
- Ask if the insurance company or hospital or doctor will waive your co-pay and deductible. While they are not under an obligation to do so, they may do it upon request.

- Nevada medical care providers agreeing to waive the patient's portion of their bill:
  - St. Rose de Lima Hospital
  - American Medical Response
  - MedicWest Ambulance

- Nevada insurance companies agreeing to waive any patient's portion of their bills: UnitedHealthcare, (includes Health Plan of Nevada and Sierra Health and Life) will cover the cost share for the initial course of emergency and trauma treatments for their members who were victims of the attack
- There is a Victims of Violent Crime compensation program. Those injured from this tragedy may be eligible for assistance from this program. http://voc.nv.gov/
- If your insurance company is refusing to pay your claim, you need assisting negotiating these waivers, or completing an application for victims of crime compensation, contact us at (702) 386-1070 Ext. 0. We will negotiate on your behalf.

For anyone working the event

- If you were injured and need treatment, make sure you see a doctor or therapist as soon as possible. Your first doctor visit will be paid wherever you go. After that, you will be given information about approved doctors.
- Inform your employer (or send them a C-1 form or email saying you were injured). Do this as soon as possible.
- Your bills will be paid and you will receive 66 2/3% of your salary while you cannot work.
- You are entitled to be paid for the event. No employer can withhold your wages until you sign a waiver.
- For anyone working at the event who has an immigration issue, call us. There may be a crime victim visa available to help you.
- For anyone who needs assistance with any of these issues, contact Legal Aid Center (702) 386-1070 ext. 0 or LegalAidServices@lacsn.org.

Compensation

- For victims who live in Nevada, every victim should complete a victim of crime act assistance application. This must be filed as soon as possible, even if you do not know the final amount of your bills. The application is here: http://voc.nv.gov/. Things that are covered are here: http://voc.nv.gov/VOC/Covered_Expenses/. The maximum amount per person is $35,000. If you have any questions or if you are denied, call us.
- For victims who live in California, you complete this application in California. See https://www.victims.ca.gov/
- For victims who live in all other states – contact the State of Nevada office.
- In their grief, many victims overlook the existence of short or long term disability policies. You can inquire with your employer whether you have one with them.
- For anyone who needs assistance with any of these issues, contact Legal Aid Center (702) 386-1070 ext. 0 or LegalAidServices@lacsn.org.

Victim funds

- There are several funds collecting donations. At the present time, a distribution mechanism is being evaluated for the funds. We can notify everyone as soon as it is decided. Please contact us at (702) 386-1070 ext. 0 or email us LegalAidServices@lacsn.org. If you would like us to notify you when the claim process is established.
- You can register to receive notifications through National Center for Victims of Crime. See https://nationalcompassionfund.org/funds/las-vegas-contact/

Lost Property

- Lost property can be claimed at the Family Assistance Center, located in the Las Vegas Convention Center, South Hall, 3150 Paradise Road (southeast corner). You can also call (702) 455-2433 or email LVFestivalAssist@fbi.gov to discuss your options.
- For those that lost cell phones, you are encouraged to send a text message of your full name to that phone to help authorities identify it.
- For anyone not in the Las Vegas area, visit the FBI's Victim Assistance website for assistance in retrieving property: https://www.fbi.gov/resources/victim-assistance/seeking-victim-information/assistance-for-victims-of-the-harvest-music-festival-shooting-in-las-vegas. Fill out the victim questionnaire and include as much detail about your lost items as possible.

Filing a Police Report

- **For local residents who want to file a police report:**
  - Call 3-1-1 and file a report telephonically if you are a victim of the shooting;
  - File a report at an area command near you or at the Records and Fingerprint Bureau located at LVMPD Headquarters

- **FOR OUT-OF-STATE RESIDENTS WHO WANT TO FILE A POLICE REPORT:**
  - Call (702) 828-3111 and file a report telephonically if you are a victim of the shooting; or
  - File a report with your hometown police department and fax it to 702-828-1555.
- In addition to filing a local police report, the FBI has this posted: https://forms.fbi.gov/seeking-victims-of-las-vegas-music-festival-shooting

In person Assistance for All Services

Clark County and Las Vegas Metropolitan Police have established a Family Assistance Center as a safe haven for victims and their families at the Las Vegas Convention Center South Hall, at 3150 Paradise Road, Las Vegas, NV. For residents needing assistance, you can call 702-455-2433. Out of state visitors can call 1-833-299-2433.

Fraud

- Beware of fraud. There are many people who prey on those that are victims, attempting to loan them money (at outrageous interest rates) or try to get payment for helping people fill out applications for assistance.
- Get a free honest legal opinion before you sign anything.
- Do not pay anyone for helping you complete a form.
- Please contact us at (702) 386-1070 ext. 0 or email us LegalAidServices@lacsn.org if you would any assistance with this.
- Contact the Nevada Attorney General's office at (702) 486-3420 or http://ag.nv.gov/Complaints/File_Complaint/ to report fraud.

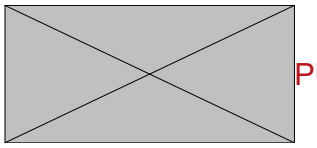
Other Resources

- https://www.ovc.gov/news/las-vegas-nevada.html
- https://www.uwsn.org/give-or-get-help
- https://www.lvmpd.com/en-us/Pages/1OctoberFestivalShooting.aspx

HOLD ON TO EVERYTHING TO PROVE YOU ATTENDED THE EVENT:
Pictures, receipts, emails, Social Media posts, wristbands, anything to prove you were there.

Legal Aid Center of Southern Nevada
(702) 386-1070 ext. 0 for further assistance
725 E. Charleston Blvd.
Las Vegas, NV 89104
LegalAidServices@LACSN.org
www.LACSN.org

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 1/15/2019 9:11:13 AM
Subject: Mueller Probe To Dominate Barr Confirmation Hearing



PUBLIC POLICY.

Tuesday, January 15, 2019

TOP NEWS

Analysis

Mueller Probe To Dominate Barr Confirmation Hearing

The Senate Judiciary Committee is set to start grilling President Donald Trump's attorney general nominee William Barr Tuesday, and the biggest item on the menu is undoubtedly his supervision of Special Counsel Robert Mueller's investigation into Russian interference in the 2016 presidential election. Read full article »

Kirkland Paid AG Nominee Barr $1.2M Over Two Years

U.S. attorney general nominee William Barr earned almost $1.2 million from Kirkland & Ellis over the past two years and has multiple investments in several major companies, including in AT&T from its acquisition of Time Warner, that could lead to his potential recusal in Justice Department investigations, financial disclosures show. Read full article »

Analysis

'National Emergency' Would Be Rife With Legal Challenges

President Donald Trump would face a tangle of property, contract and environmental obstacles if he followed through on his proposal to circumvent Congress and authorize the building of a wall along the U.S.-Mexico border by declaring a national emergency, experts say. Read full article »

House Intelligence Wants Details About Wall Justification

The House Intelligence Committee hasn't received any recent information from the Trump administration corroborating its "inflammatory claims" about the need for a wall on the Mexican border, the chairman said, asking the White House and the Intelligence Community to turn over the purported evidence behind the demand. Read full article »

High Court Won't Hear Felon's Challenge To Acting AG

The U.S. Supreme Court said Monday that it would not take up a challenge to the legitimacy of controversial acting U.S. Attorney General Matthew Whitaker posed by an ex-convict who is disputing the federal ban on gun ownership by felons. Read full article »

The Big Picture: How The Shutdown Is Impacting Your Practice

The government shutdown is now the longest in U.S. history, and lawyers and their clients are trying to keep up with what it all means. Here, Law360 takes a look at how this is impacting practices and what lies ahead. Read full article »

BANKING & SECURITIES

High Court Passes On CFPB Constitutionality Case

The U.S. Supreme Court said Monday that it won't take up a lawsuit challenging the constitutionality of the Consumer Financial Protection Bureau's structure, a case that Trump administration lawyers had called a "poor vehicle" for the justices to consider

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Vladeck Raskin

this high-stakes issue. Read full article »

ENERGY & ENVIRONMENTAL

Don't Confirm EPA Head During Gov't Shutdown, Enviros Say

Nine environmental and left-leaning groups on Friday urged Republican Senate leaders to halt the confirmation process to promote acting U.S. Environmental Protection Agency Administrator Andrew Wheeler to permanent status while the government is still shut down. Read full article »

Colo. High Court Rejects Climate-Based Drilling Restriction

In a high-profile ruling Monday, the Colorado Supreme Court said the state agency that issues oil and gas permits could not enact a rule that would have barred permits for projects that would contribute to climate change or negatively impact public health. Read full article »

EPA Right To Nix Houston, Dallas Air Controls, Texas Says

Green groups are too late to challenge the U.S. Environmental Protection Agency's revocation of certain ozone limits and pollution control requirements for the Houston and Dallas metropolitan areas, the Texas attorney general and industry groups have told the Fifth Circuit. Read full article »

HEALTH & LIFE SCIENCES

Trump's ACA Birth Control Rules Blocked Nationwide

A Pennsylvania federal judge issued a nationwide injunction Monday blocking Trump administration carveouts to the Affordable Care Act's birth control mandate from taking effect, one day after a court in California blocked the same ACA exemptions in 13 states and the District of Columbia. Read full article »

Skip Md.'s Bid To Revive Price-Gouging Law, Justices Urged

The generic-drug industry on Monday urged the U.S. Supreme Court to turn down Maryland's attempt to revive a state law targeting price gouging, arguing that Maryland is attempting to skirt a "bedrock principle of federalism" by regulating what happens in other states. Read full article »

House Oversight Launches Probe Over Top-Dollar Drugs

The chairman of the U.S. House Committee on Oversight and Government Reform on Monday launched an investigation into drug pricing by sending letters to a dozen big-name drugmakers questioning how they price some of the world's best-selling drugs. Read full article »

MEDIA & ENTERTAINMENT

Ex-Trump Aide Denied Bid To Amend $100M Gizmodo Suit

A Florida federal judge on Monday rejected a former Donald Trump aide's request to amend his $100 million defamation lawsuit against Gizmodo Media Group over an article saying he tried to slip a woman he'd impregnated an abortion-inducing pill, and said she would rule soon on Gizmodo's dismissal bid. Read full article »

TRANSPORTATION & INFRASTRUCTURE

DOT Proposal Would Loosen Rules On Some Drone Flights

The U.S. Department of Transportation on Monday unveiled highly anticipated proposed rules allowing drones to fly over people and at night without special waivers, advancing the federal government's years-long effort to establish safety and security regulations for the expanded commercial use of drones. Read full article »

Wiley Rein

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Aleris Corp.
American Arbitration Association
American Bar Association
American Civil Liberties Union
American Petroleum Institute Inc.
Amgen Inc.
AstraZeneca
Brock Capital Group LLC
CTIA
Cable-Satellite Public Affairs Network
Caterpillar Inc.
Celgene Corp.
Center for American Progress
Center for Human Rights & Constitutional Law
Chicago Cubs
Cisco Systems Inc.
Competitive Enterprise Institute
Dominion Energy Inc.
Eli Lilly and Co.
Environmental Defense Fund Inc.
Gawker Media LLC
Gizmodo Media Group LLC
Heathrow Airport Holdings Ltd.
Henry Schein Inc.
Hercules Offshore, Inc.
HomeAway Inc.
Iconix Brand Group, Inc.
Intel Corp.
Johnson & Johnson
Kaiser Aluminum Corporation
Kirkland's, Inc.
Law Foundation of Silicon Valley
Mallinckrodt PLC
Murray Energy Corp.
National Center for Youth Law
National Trust for Historic Preservation
National Wildlife Federation
Natural Resources Defense Council
Netflix Inc.
New York Daily News Co.
New York Times Co.
New York University
NewYork-Presbyterian Hospital

REAL ESTATE

7th Circ. Questions Standing In Chicago Home-Share Reg Suit

Too much "meaningful" time has passed since an advocacy group and several individuals launched their challenge to Chicago's short-term rental regulations for the plaintiffs to clearly prove they still have standing to pursue their case, the Seventh Circuit held Monday. Read full article »

CYBERSECURITY & PRIVACY

Businesses Want To Utilize User Data To Fight Cyber Threats

A group of U.S. technology companies pushed Monday for the National Institute for Standards in Technology to embrace the collection and sharing of user data to fend off cyber threats as the agency continues to develop what is expected to be an influential set of privacy guidelines. Read full article »

CONSUMER PROTECTION

Trump Looks To Kill Racketeering Fraud Suit Against Kids, Co.

President Donald Trump and three of his adult children asked a New York federal court Monday to toss a proposed class action alleging they orchestrated a criminal scheme to defraud consumers by providing spurious endorsements for a multilevel marketing company. Read full article »

INTERNATIONAL TRADE

Shutdown Begins Chipping Away At USTR Personnel

The ongoing shutdown of the federal government hit the Office of the U.S. Trade Representative on Monday as a lapse in funding forced the agency — which runs point on all trade negotiations and policymaking — to begin furloughing nonessential personnel. Read full article »

TAX

Ill. Landowners Ask Justices To Revive Suit Against Tax Hikes

A class of Illinois property owners has asked the U.S. Supreme Court to overturn a Seventh Circuit decision barring a suit that alleges an Illinois county disproportionately raised taxes on industrial and commercial properties in a township. Read full article »

IMMIGRATION

Feds Issue Guidance On Domestic Violence Asylum Claims

U.S. Citizenship and Immigration Services and the Executive Office of Immigration Review have issued new guidance clarifying that there is no categorical bar on asylum claims involving applicants fleeing domestic violence and gang violence, in compliance with a recent D.C. federal court order. Read full article »

Immigration Bill Roundup: Border Wall Funds, Sanctuary Laws

Republicans in the 116th Congress have introduced legislation seeking to curb immigration, including bills to fund a southwestern border wall, to restrict when migrants may petition for asylum and to withhold federal funds from so-called sanctuary jurisdictions. Here, Law360 takes a look at their proposals. Read full article »

House Ousts Rep. King From Committees Over Race Remarks

Congressional leaders on Monday condemned Rep. Steve King and stripped him of his

Novartis AG
Novo Nordisk A/S
Our Children's Trust
PHH Corporation
Pfizer Inc.
QUALCOMM Inc.
RD Legal Funding LLC
Sanofi-Aventis
Securus Technologies Inc.
Sierra Club
Simon & Schuster Inc.
Southern Wine & Spirits
Sprint Nextel Corporation
T-Mobile USA Inc.
Telecommunications Industry Association
Temple University
Teva Pharmaceutical Industries Limited
The American Law Institute
The Boeing Company
The Gap Inc.
Twitter Inc.
Tyson Foods Inc.
Union of Concerned Scientists
Verizon Communications Inc.
Villanova University
W.R. Grace & Co.
Wal-Mart Stores Inc.
Warner Media LLC
Washington Post Co.
Wayfair LLC

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Bureau of Citizenship and Immigration Services
California Franchise Tax Board
Centers for Medicare & Medicaid Services
Cherokee Nation
Colorado Department of Public Health and Environment
Colorado Supreme Court
Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
European Union
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory

seats on the U.S. House of Representatives' Judiciary and Agriculture committees after critics accused the Iowa Republican of making racist comments in an interview with The New York Times. Read full article »

ICE Sued For Docs On Detained Immigrant Transfer Policies

Human Rights Watch has urged a California federal judge to force U.S. Immigration and Customs Enforcement to turn over records relating to transfer policies for arrested and detained immigrants, saying the agency has failed to properly respond to its request for the records despite previously providing similar information to the group. Read full article »

Feds Ask 9th Circ. To Delay Flores Appeal During Shutdown

The Trump administration asked the Ninth Circuit to postpone its appeal of a federal judge's refusal to loosen standards of care for children detained in immigration custody, saying that regulatory processes that have been halted due to the partial government shutdown might affect the case. Read full article »

DHS Sending H-1B Reforms To OMB For Final Review

U.S. Citizenship and Immigration Services signaled that it will swiftly move forward with its plans to reform the H-1B skilled worker visa lottery, sending the proposal to the Office of Management and Budget for review on Friday. Read full article »

NATIVE AMERICAN

Okla., Tribe, Feds Battle Over Jurisdiction In Murder Case

The state of Oklahoma and the federal government traded blows with the Muscogee (Creek) Nation in U.S. Supreme Court filings Friday over whether Oklahoma's statehood secured its criminal jurisdiction over tribal lands, as a Creek member seeks to preserve a Tenth Circuit ruling overturning his state murder conviction. Read full article »

TELECOMMUNICATIONS

FCC Denies House Dem's Call For Mobile Tracking Briefing

The Federal Communications Commission on Monday rejected a Democratic congressman's push for an emergency briefing to explain why the agency hasn't stopped wireless carriers from selling consumers' location data, with agency staff saying the matter isn't a priority amid the government shutdown, according to a press release from the lawmaker. Read full article »

Tribes, Enviros Ask DC Circ. To Can FCC Small-Cell Order

Tribal and environmental groups are urging the D.C. Circuit to vacate a Federal Communication Commission order designed to speed up 5G infrastructure rollout by exempting small cell fixtures from certain historical and environmental regulatory reviews. Read full article »

EXPERT ANALYSIS

'Hyatt 3' Oral Argument And Potential State Tax Implications

However the U.S. Supreme Court decides the third iteration of Franchise Tax Board v. Hyatt, argued on Jan. 9, it is much more likely that the opinion will be featured in federal courts casebooks than taxation casebooks. Nevertheless, the matter surely has some state tax relevance, says Jeffrey Reed of Kilpatrick Townsend LLP. Read full article »

21st Amendment Vs. Commerce Clause At The High Court

On Wednesday, the U.S. Supreme Court hears argument in Byrd v. Tennessee Wine and Spirits Retailers Association, highlighting the conflict between states' rights to regulate alcohol under the 21st Amendment and the restrictions in the U.S.

Commission
Federal Trade Commission
Florida Supreme Court
Food and Drug Administration
International Trade Commission
Judicial Conference of the United States
National Institute of Standards and Technology
Office of the Director of National Intelligence
Office of the U.S. Trade Representative
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
United States Bankruptcy Court for the District of Delaware
United States District Court for the Eastern District of Pennsylvania

Constitution's commerce clause on states' power to regulate interstate commerce, says Alva Mather of DLA Piper LLP. Read full article »

The Trump Administration's Latest Drug Pricing Initiatives

In 2018, the Trump administration took few concrete steps that will significantly impact drug prices in the near future. The most consequential ideas lack political support, while the more feasible ideas are unlikely to change much, say attorneys at Ropes & Gray LLP. Read full article »

Constitutional Challenges To Pipeline Takings Face Obstacles

In a petition to the U.S. Supreme Court, the plaintiffs in Berkley v. Mountain Valley Pipeline claim the Natural Gas Act does not preclude district court review of constitutional objections to the law. However, their arguments are at odds with Supreme Court precedent, says Clay Massey of Alston & Bird LLP. Read full article »

Series

Judging A Book: Barron Reviews 'The Clamor Of Lawyers'

Can lawyers lead a revolution? According to "The Clamor of Lawyers: The American Revolution and Crisis in the Legal Profession" — a slim but elegant volume by Peter Charles Hoffer and Williamjames Hull Hoffer — they can and they did, says First Circuit Judge David Barron. Read full article »

LEGAL INDUSTRY

Former Sullivan & Cromwell Chair Dies In Apartment Fire

The former chair and senior partner at Sullivan & Cromwell LLP was killed along with his wife in an apartment fire in New York City Saturday, according to a report from the New York Daily News. Read full article »

DC Circ.'s First Female Judge Dies At 90

Patricia M. Wald, the first woman to serve on the D.C. Circuit Court of Appeals and the first female attorney at the firm known today as Arnold & Porter, died at age 90 over the weekend, according to news reports. Read full article »

Fla. Gov. Taps Miami Appellate Judge For 2nd High Court Seat

Florida Gov. Ron DeSantis tapped Third District Court of Appeal Judge Robert J. Luck for an open seat on the Florida Supreme Court on Monday, making the former prosecutor and Greenberg Traurig LLP litigator the second Miami judge on the state's highest court. Read full article »

Del. Bankruptcy Judge Kevin J. Carey To Retire In August

U.S. Bankruptcy Judge Kevin J. Carey will retire from the Delaware bench in August after nearly 14 years of presiding over insolvency cases in the state, the U.S. Bankruptcy Court for the District of Delaware announced Friday. Read full article »

Calif. Judge Accused Of 20-Year Pattern Of Sex Harassment

A California appeals judge engaged in a two-decade pattern of misbehavior that included repeatedly groping a fellow judge, making unwanted sexual advances toward police officers and appearing drunk while purportedly on official business, according to a filing in a disciplinary action made public Monday. Read full article »

Quinn Says High Court Arbitration Ruling Sinks Ex-Partners

Quinn Emanuel Urquhart & Sullivan LLP seized on a recent U.S. Supreme Court ruling that removed one basis on which parties could escape arbitration, in order to bolster its case in a dispute against a group of former partners it contends must remit fees earned from clients they took to their new firm. Read full article »

Interview

15 Minutes With Tyson Foods' General Counsel

Amy Tu, who held in-house roles at Boeing, the Gap and Wal-Mart before leading the legal department at Tyson Foods beginning in 2017, doesn't recall a specific pivotal point when she knew she wanted to become a lawyer. Here, she explains her career

path and what she didn't previously realize about the general counsel position, and offers advice to attorneys looking to move into the corporate realm. Read full article »

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Gawker Media LLC
Gizmodo Media Group LLC
Heathrow Airport Holdings Ltd.
Henry Schein Inc.
Hercules Offshore, Inc.
HomeAway Inc.
Iconix Brand Group, Inc.
Intel Corp.
Johnson & Johnson
Kaiser Aluminum Corporation
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Law Foundation of Silicon Valley
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Securus Technologies Inc.
Simon & Schuster Inc.
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Sprint Nextel Corporation
T-Mobile USA Inc.
Telecommunications Industry Association
Temple University
Teva Pharmaceutical Industries Limited
The Boeing Company
The Gap Inc.
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Union of Concerned Scientists
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U.S. Supreme Court
U.S. Department of Homeland Security
Executive Office of the President
Federal Communications Commission
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Department of Commerce
Federal Trade Commission
Food and Drug Administration
Office of the U.S. Trade Representative
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
California Franchise Tax Board
Centers for Medicare & Medicaid Services
Cherokee Nation
Colorado Department of Public Health and Environment
Colorado Supreme Court
Consumer Financial Protection Bureau
Energy Information Administration
European Union
Federal Aviation Administration
Federal Energy Regulatory Commission
Florida Supreme Court
International Trade Commission
Judicial Conference of the United States
National Institute of Standards and Technology
Office of the Director of National Intelligence

Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
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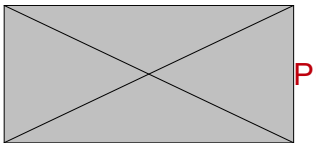
From: Kelly Backman
Location: City Hall, 495 South Main Street, Las Vegas
Importance: Normal
Subject: Auditor's (Moss Adams) interview with Mayor Goodman (RTC audit)
Start Date/Time: Thur 9/22/2016 8:15:00 PM
End Date/Time: Thur 9/22/2016 8:45:00 PM

;;
Calendar: KB 9/14/16
Requested by: SG
From: Sherwin Gutierrez
Sent: Tuesday, September 13, 2016 4:25 PM
To: Kelly Backman
Cc: Tina Quigley; M.J. Maynard; Marc Traasdahl
Subject: Auditor's requested interview with Mayor Goodman
Importance: High
Hello Kelly,
Our external financial auditor, Moss Adams, is requesting us to schedule an interview Mayor Goodman. Kindly coordinate with her team if she is available between September 21 - 22, 2016 during normal business hours. The interview will be between 15-30 minutes. The topic is all about "Statement on Auditing Standards No. 99: Consideration of Fraud in a Financial Statement Audit". Last year they interviewed Vice Chairman Debra March.
Please let me know if you have any questions.
Thanks.
Sherwin John P. Gutierrez, CFE | Accounting Supervisor
RTC of Southern Nevada
600 S. Grand Central Parkway, Suite 350, Las Vegas, NV 89106
O: 702-676-1509 | GutierrezS@rtcsnv.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 5/2/2017 7:58:04 AM
Subject: [Marketing Mail] Congressional Leaders Reach $1T Budget Deal Through Sept.



PUBLIC POLICY.

Tuesday, May 2, 2017

TOP NEWS

Congressional Leaders Reach $1T Budget Deal Through Sept.

Congressional negotiators have reached a deal to keep the government funded through September, announcing Sunday a more-than-$1 trillion funding bill that would increase defense and border security spending while not allocating any funds for the president's proposed border wall. Read more »

Analysis

Justices May Rein In Congress' Ability To Upend Lawsuits

The U.S. Supreme Court agreed Monday to consider whether a federal law meant to end a suit challenging a Michigan tribal casino project is an abuse of congressional authority, a move that comes as the Trump administration's attacks on the judiciary have raised more general separation of powers concerns. Read more »

Trump Shuffles White House Trade Advisory Panels

President Donald Trump quietly inked yet another trade-related executive order over the weekend, shuttering the newly created White House National Trade Council and replacing it with a trade-focused office that will remain helmed by longtime Trump adviser Peter Navarro. Read more »

House OKs ETF Safe Harbor, Nixes Puerto Rico Exemption

The House of Representatives on Monday passed a series of bills aimed at altering the nation’s securities laws, including provisions for a research safe harbor for exchange traded funds and removal of registration exemptions for companies stationed in Puerto Rico. Read more »

Latham & Watkins Takes On Rikers In Pro Bono Project

New York Mayor Bill de Blasio recently vowed to shutter the massive incarceration complex on Rikers Island within the next decade and instead move to a system of smaller community jails, a decision that was prompted by a 98-page report Latham & Watkins LLP attorneys helped put together pro bono. Read more »

Border Adjustment Likely To Run Afoul Of WTO, Says Report

A controversial change to the corporate tax code favored by GOP congressional leaders would likely run afoul of World Trade Organization agreements, meaning the U.S. would be forced to make changes to the proposed regulations or face retribution from trading partners, according to a report released Friday by the Congressional Research Service. Read more »

EB-5, H-2B Provisions Folded Into Proposed Spending Bill

Several notable immigration provisions are tucked into the bill proposed Sunday to fund the government through the rest of the fiscal year, including measures to extend the EB-5 immigrant investor program and allow for additional H-2B guest workers. Read more »

Analysis

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Earthjustice
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COMPANIES

AARP Inc.

DC Circ. Freeze On CPP Battle Good News For Trump's EPA

The D.C. Circuit said Friday it will either cut short a legal challenge to the controversial Clean Power Plan by remanding the regulations back to the U.S. Environmental Protection Agency or put the case on hold until the agency finishes a review of the rule, and experts say either outcome gives the Trump EPA what it wanted — a chance to completely unwind the Obama administration's signature climate change action. Read more »

FDA Postpones Menu Labeling Rule To 2018

The U.S. Food and Drug Administration on Monday delayed menu labeling requirements for restaurants and retailers by one year and said it will look for ways to clarify and ease the obligations. Read more »

ENERGY & ENVIRONMENTAL

Don't Send Kids' Climate Suit To 9th Circ., Magistrate Says

An Oregon magistrate judge on Monday said the federal government and industry groups' requests to certify questions for appellate review in a suit alleging the U.S. violated the Constitution by failing to protect future generations from climate change "put the cart before the horse" and should be denied. Read more »

Dems Send Perry Letter Of Concerns About DOE Energy Study

A letter signed by seven Democratic senators was sent to Energy Secretary Rick Perry on Monday, which expressed concerns that a study he requested on electricity markets and reliability was designed to blame renewable energy for the economic hardship faced by the coal and nuclear industries. Read more »

High Court Will Not Hear Alaska Polar Bear Habitat Spat

The U.S. Supreme Court on Monday said it will not hear bids by Alaska, oil and gas groups, regional organizations and Alaska Native groups to reverse a Ninth Circuit decision and strike down critical habitat designations for the polar bear. Read more »

HEALTH & LIFE SCIENCES

AARP Seeks Quick Win In Suit On Wellness Program Regs

AARP Inc. asked Friday for a quick win in its challenge of two federal regulations letting employers penalize workers for not taking part in wellness programs, saying the U.S. Equal Employment Opportunity Commission misunderstands what would make participation "voluntary." Read more »

Justices Won't Hear Row Over Gay Conversion Therapy Ban

The U.S. Supreme Court said on Monday it wouldn't hear an ordained minister and licensed therapist's argument that a California law banning gay conversion therapy for minors is illegal, upholding a Ninth Circuit decision in favor of the state. Read more »

REAL ESTATE

Airbnb, HomeAway Strike SF Rental Registration Deal

Airbnb and HomeAway reached an agreement Monday with San Francisco that establishes a mechanism to register hosts who are advertising short-term rentals through the platforms, bringing to a close a California federal lawsuit challenging an ordinance that penalized the services for noncompliance. Read more »

EMPLOYMENT

AT&T Inc.
Advanced Energy Economy
Airbnb Inc.
American Cable Association
American Civil Liberties Union
American Enterprise Institute
American Petroleum Institute Inc.
Arctic Slope Regional Corp.
Associated Press
Bloomberg
CTIA
Center for Biological Diversity Inc.
CenturyLink Inc.
Comcast Corporation
Federal Bar Association
General Mills Inc.
HomeAway Inc.
Lambda Legal Defense & Educational Fund
National Association of Broadcasters
National Association of Convenience Stores
National Collegiate Athletic Association
National Restaurant Association
Netflix Inc.
New York Times Co.
Olgoonik Corp.
Planned Parenthood Federation
Sierra Club
Tax Foundation
Tikigaq Corp.
Twitter Inc.
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United States Telecom Association
Verizon Communications
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

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Bureau of Citizenship and Immigration Services
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Congressional Research Service
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission

NJ City Sues Atty For Failing To Appeal Ex-Worker's Award

East Orange, New Jersey, has hit a onetime city attorney with a malpractice lawsuit in New Jersey state court alleging he failed to file an appeal of a roughly $208,000 judgment awarded to a former municipal employee over workers' compensation claims and that he mishandled the matter during settlement discussions. Read more »

NJ College Accused Of Firing President, GC In Retaliation

The former president and general counsel of Essex County College in New Jersey have launched a whistleblower lawsuit in state court against the school, the county executive and others over claims they were fired last year in retaliation for disclosing or threatening to disclose illicit activities related to the college's finances. Read more »

PRIVACY & CONSUMER PROTECTION

DHS, FTC Cybersecurity Efforts Get Lift With Spending Deal

The budget deal hammered out by congressional leaders late Sunday boosts funding for cybersecurity and privacy initiatives at the U.S. Department of Homeland Security and the Federal Trade Commission, including the allocation of nearly $1 billion to help fortify public sector networks against cyberattacks. Read more »

ACLU Says It Will Challenge NC Bathroom Law Repeal Bill

The American Civil Liberties Union and other civil rights groups that had challenged North Carolina's transgender bathroom law told a North Carolina federal court Friday they plan to expand their suit to target a March repeal bill, saying it "perpetuates many of [the same] harms" as its predecessor. Read more »

GOVERNMENT CONTRACTS

Afghan Reconstruction Efforts Need Overhaul, Report Says

The watchdog responsible for overseeing Afghanistan reconstruction suggested in a report issued Sunday that progress may have slid backward in 2016, pointing to record numbers of "security incidents" and civilian deaths, urging the Trump administration to review and adjust U.S. operations in the country. Read more »

Ex-Speaker Hastert Wants Sanctions In FCA Suit

Former U.S. House Speaker Dennis Hastert on Monday asked an Illinois federal court to order a whistleblower to pay his attorneys' fees after the False Claims Act suit brought against him for alleged misuse of government funds was thrown out. Read more »

INTERNATIONAL TRADE

Belarus Sanction Relief Renewed Despite Protest Crackdown

The U.S. renewed exemptions from sanctions Friday for nine Belarusian entities, with the relief designed to push democratic reforms falling against a backdrop of March protests and hundreds of arrests by the government of President Alexander Lukashenko, a man sometimes dubbed "Europe's last dictator." Read more »

TAX

Tax Reform Debate Hindered By Trump Tax Cuts, Experts Say

Despite the absence of details in President Donald Trump's bullet-point list of tax proposals unveiled last week, the little information he did provide may have set the tax reform debate back with its singular focus on politically popular tax breaks, tax policy experts said on Monday. Read more »

Federal Trade Commission
Financial Stability Oversight Council
Fish and Wildlife Service
Florida State Senate
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Library of Congress
Match-E-Be-Nash-She-Wish Band of Pottawatomi
NATO
National Economic Council
National Institutes of Health
North Carolina Department of Justice
Office of Foreign Assets Control
Office of the Federal Register
Securities and Exchange Commission
Special Inspector General for Afghanistan Reconstruction
U.S. Agency for International Development
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Supreme Court
United Nations
World Bank Group
World Trade Organization

Trump Wants Permanent Tax Cuts, Carried Interest Overhaul

President Donald Trump said Monday he is sticking to his pledge to eliminate the so-called carried-interest loophole, while stressing that income tax cuts under his plan should be made permanent as opposed to expiring after 10 years, the latter of which would be easier to pass through Congress. Read more »

IRS Large-Business Audits Must Be More Nimble, GAO Says

The Government Accountability Office has pressed the IRS to improve its large-business auditing processes, including with a more nimble approach better able to change with shifting circumstances, and to better prepare for a shift to issue-based examinations from continuous reviews. Read more »

Fla. Senate Committee Passes Broad-Based Tax Relief Bill

A tax break package forwarded to the Florida Senate on Monday touches on some of the same areas targeted by Gov. Rick Scott before the legislative session began, but falls far short of the $618 million in cuts he originally proposed. Read more »

Christie Vetoes Bill For Tax Disclosure By Prez Candidates

New Jersey Gov. Chris Christie on Monday conditionally vetoed Democrat-backed legislation that would require presidential and vice presidential candidates to turn over their federal tax returns in order to appear on the state's ballot, calling the bill unconstitutional and "politics at its worst." Read more »

IMMIGRATION

Immigration Bill Roundup: Visa Extensions, H-1B Reforms

Members of the 115th Congress in recent days took action on immigration-related bills, including measures to modify the H-1B lottery and expand visa terms for doctors, seasonal dairy workers and specialty workers from South Korea. Read more »

Maine Gov. Sues AG For Not Supporting Executive Orders

Maine’s governor has sued the state’s attorney general in state court, alleging that her political disagreements with his office and refusal to support President Donald Trump’s policies have cost the state hundreds of thousands of dollars in outside counsel fees. Read more »

NATIVE AMERICAN

High Court To Mull Law That Blocked Tribal Casino Suit

The U.S. Supreme Court agreed Monday to consider whether a federal law that put an end to a Michigan man’s lawsuit challenging a tribal casino project near his land violates constitutional separation of powers principles. Read more »

TELECOMMUNICATIONS

FCC Will Take Up Media Rules At May Meeting, Pai Says

Although a proposed rollback of Title II broadband classification has attracted much of the recent spotlight leading up to the Federal Communications Commission’s May 18 open meeting, Chairman Ajit Pai recently previewed other items, including media rules, that he said the agency will consider paring down during the session. Read more »

Apps Group Presses FCC To Clear 5G Infrastructure Barriers

An apps industry group has lobbied Federal Communications Commissioner Michael O’Rielly to move forward with plans to take down roadblocks to rolling wireless infrastructure, saying the app economy relies on high-speed wireless broadband. Read more »

DC Circ. Refuses To Rehear Net Neutrality Challenge

The D.C. Circuit on Monday denied requests for full court rehearing of a panel decision upholding the Federal Communications Commission's 2015 open internet rules, issuing the order days after new FCC Chairman Ajit Pai floated a draft plan to strip them. Read more »

FCC Plans To List Counties For Biz Data Deregulation

The Federal Communications Commission said Friday it plans to reveal which regions of the country will be deemed competitive and subject to deregulation for the business data services market and that it's seeking any objections from affected companies before it does. Read more »

PEOPLE

Debevoise Adds Ex-SEC FCPA Chief To White Collar Practice

A month after stepping down as head of the U.S. Securities and Exchange Commission unit dedicated to enforcing the Foreign Corrupt Practices Act, Kara Brockmeyer announced Monday she has joined Debevoise & Plimpton LLP's Washington, D.C., office as a partner in its white collar and strategic crisis response groups. Read more »

EXPERT ANALYSIS

How Recent Executive Orders May Affect SEC And CFTC

The first 100 days of the Trump administration have brought numerous directives designed to reshape the regulatory landscape for financial institutions that ultimately may result in dramatic changes to government departments and agencies, says David Tittsworth of Ropes & Gray LLP. Read more »

A Look At FCC Broadband Deployment Proposal

Last month, the Federal Communications Commission released the final version of its combined notice of proposed rulemaking, notice of inquiry and request for comment pertaining to accelerated wireline broadband deployment. The FCC is seeking to expedite and reduce the costs of deployment, while also seeking comment on whether the commission should preempt state and local government impediments to deployment, say Maria Browne and John Seiver of Davis Wright Tremaine LLP. Read more »

What Employers Should Know About New Paid Leave Bill

While the recently introduced "Family and Medical Insurance Leave Act" borrows some principles from the Family and Medical Leave Act, it would cover considerably more employees and impact many more employers, say Christine Samsel and Hannah Caplan of Brownstein Hyatt Farber Schreck LLP. Read more »

Opinion

Pro-Business Agenda Threatens Consumer Legal Funding

The current push by the U.S. Chamber of Commerce to ban consumer legal funding is an example of a pro-business policy masquerading as a pro-market policy. Voters should demand pro-market reforms and reject protectionist tariffs that threaten our economic growth and innovation, says Jeremy Kidd of Mercer University's Walter F. George School of Law. Read more »

Web Servers: An Overlooked Cybersecurity Risk At Law Firms

Many law firms use public-facing websites for business development and to streamline a number of operational processes that make lawyer-client collaboration more efficient. While these websites are excellent for maximizing information-sharing, they could unknowingly be an unlocked gateway into a firm's most confidential data, says Jeff Schilling, chief security officer for Armor Defense Inc. Read more »

LEGAL INDUSTRY

Fraud Retrial Of Dewey Execs Heads To Jury

The fraud case against two former top executives of Dewey & LeBoeuf LLP went to the jury Monday, after prosecutors finished closing arguments by claiming that former Dewey Executive Director Stephen DiCarmine and Chief Financial Officer Joel Sanders “engineered, controlled and assisted” a multiyear fraud scheme. Read more »

IP Boutique Acquisitions Continue With Shumaker Loop Move

Shumaker Loop & Kendrick LLP announced Monday it has joined forces with Ohio-based intellectual property firm Fraser Clemens Martin & Miller LLC and its 10 attorneys, as IP boutiques continue to link up with bigger firms to maintain their place in a growing and increasingly more competitive market. Read more »

Plaintiffs Bar Perspective: Bilzin Sumberg's Scott Wagner

Opt-out litigation is not new, but it is taking on a more prevalent role in antitrust cases. Over the last decade, there have been a significant number of cases with a large number of opt-outs, says Scott Wagner, partner at Bilzin Sumberg Baena Price & Axelrod LLP. Read more »

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Schiff Hardin
Seward & Kissel

Sheppard Mullin
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Stoel Rives
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COMPANIES

AT&T Inc.
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AARP Inc.
Advanced Energy Economy
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American Enterprise Institute
American Petroleum Institute Inc.
Arctic Slope Regional Corp.
Associated Press
Bloomberg
CTIA
Center for Biological Diversity Inc.
CenturyLink Inc.
Comcast Corporation
Federal Bar Association
General Mills Inc.
HomeAway Inc.
Lambda Legal Defense & Educational Fund
National Association of Broadcasters
National Association of Convenience Stores
National Collegiate Athletic Association
National Restaurant Association
Netflix Inc.
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Olgoonik Corp.
Planned Parenthood Federation
Sierra Club
Tikigaq Corp.
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
Federal Communications Commission
Securities and Exchange Commission
U.S. Department of Justice
Federal Trade Commission

Congressional Research Service
Department of Commerce
Executive Office of the President
Internal Revenue Service
Match-E-Be-Nash-She-Wish Band of Pottawatomi
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of the Interior
Alaska Department of Law
Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
Federal Bureau of Investigation
Financial Stability Oversight Council
Fish and Wildlife Service
Florida State Senate
Food and Drug Administration
Government Accountability Office
Library of Congress
NATO
National Economic Council
National Institutes of Health
North Carolina Department of Justice
Office of Foreign Assets Control
Office of the Federal Register
Special Inspector General for Afghanistan Reconstruction
U.S. Agency for International Development
U.S. Army
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
United Nations
World Bank Group
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Las Vegas Metro Chamber of Commerce
Sent: Mon 8/12/2019 9:43:14 PM
Subject: The latest news for you

EXTERNAL EMAIL: This email originated from outside the organization, do not click links or open attachments unless you recognize the sender and know the content is safe.

Education In Motion: August Business Voice

Find out what Las Vegas Chamber members are doing in the educational arena in the August Business Voice.

Association Retirement Plan (ARP)

The Las Vegas Chamber will offer an ARP to help small businesses access more affordable 401(k) options. Learn more here.

Upcoming Events

Check out the Events Calendar to stay up-to-date!

Business Excellence Awards Nominations Now Open!

What makes your company a great place to work? How do you embrace innovation and technology? How does your company give back to the community? **The annual Business Excellence Awards (BEA) nominations are open through Aug. 31.**

Nominees can be from any size business – from a sole proprietor to several hundred employees, and must be members in good standing of the Las Vegas Metro Chamber of Commerce. You can self-nominate, or nominate another business, for a Business Excellence Award. Nominating a business is free, fast and easy!

NOMINATE HERE

Membership Referral Program

Learn how you can save on your membership! Start saving today!

Business After Hours: Wednesday, Aug. 21

Join the Chamber of Commerce for our August **Business After Hours networking event on Wednesday, Aug. 21 at FLIGHTS Restaurant** located at 3663 S Las Vegas Blvd 89109 inside the Miracle Mile Shops at Planet Hollywood. The crowd is welcoming and business-minded. Chamber staff and ambassadors curate the crowd to make introductions in a natural way and ensure all members meet the type of people they're looking to meet. It's strategic, targeted, and leads to authentic business connections.

This event is exclusive to Las Vegas Chamber members.

REGISTER TODAY

VYP White Hot Fusion Mixer: Thursday, Aug. 22

Wear all white and light up your night with a whole lot of mingling at **Vegas Young Professionals (VYP) White Hot Mixer on Thursday, Aug. 22 at Apex Rooftop Social Club at the Palms**. Come dressed to impress in your coolest summer whites and enjoy the high-energy atmosphere at APEX with full 360 degree views during our biggest event of the year. Snap a photo at the photo booth, participate in our charity giveaway and make some meaningful connections with other young professionals at VYP's signature annual networking event!

Join VYP+ today and gain access to special pricing for this event and others.

JOIN THE FUN

What's Happening At The Leadership Foundation:

Interested in running for office or positively impacting change in government or education? **The Public Policy Leadership (PPL) Series educates community leaders interested in serving in public office or becoming an effective advocate on good public policy and governance.**

Classes will be held one day per week for six weeks, beginning Thursday, Sept. 5, and completing on Thursday, Oct. 10. The course will take place each Thursday evening from 6 to 8:30 p.m.

REGISTRATION INFO HERE

Attend **Focus Las Vegas on Thursday, Aug. 22 at the Las Vegas Chamber office** to learn more about this vital topic and what leaders in Southern Nevada should know.

Human trafficking involves the use of force, fraud, or coercion to obtain some type of labor or commercial sex act from its victims. What is the state of human trafficking in Las Vegas? What is being done, and how can our community address this lurking epidemic?

REGISTER TODAY TO LEARN MORE

President's Club Spotlight:

Tenth Muse Design
Zach Lust
CEO & Partner

EXPLORE TENTH MUSE DESIGN

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LVChamber.com

Las Vegas Metro Chamber of Commerce | 575 Symphony Park Avenue, Suite 100, Las Vegas, NV 89106

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; [redacted]
From: Esthefany Arochi
Sent: Tue 7/9/2019 7:32:18 PM
Subject: FW: NS8 & Mayor's Fund for Las Vegas LIFE Event ~ Thursday, July 11th at 5:30pm
Mayor Goodman's Talking Points for 7.11.19 NS8 Mayor's Fund Event.docx
NS8 Company Overview.docx

Hi Mayor,
Attached are the points for this Thursday's Mayor's Fund event.

-Stef

Esthefany Arochi
Special Assistant to Mayor Goodman
Office of the Mayor
Phone: 702-229-6241
Fax: 702-385-7960
earochi@lasvegasnevada.gov
495 S. Main St. | Las Vegas, NV 89101

From: Lee Quick <lquick@LasVegasNevada.GOV>
Sent: Thursday, June 27, 2019 11:44 AM
To: Esthefany Arochi <earochi@LasVegasNevada.GOV>
Cc: Lora Kalkman <lkalkman@LasVegasNevada.GOV>; Michael Maxwell <mmaxwell@LasVegasNevada.GOV>; Lisa Morris Hibbler <LMorris@LasVegasNevada.GOV>
Subject: NS8 & Mayor's Fund for Las Vegas LIFE Event ~ Thursday, July 11th at 5:30pm

Hello, Stef:

Please find attached the Mayor's Speaking Points for the Mayor's Fund Event that will be held at NS8 on **Thursday, July 11th at 5:30pm.** The owner/founder of NS8 is planning to present to the Mayor a donation check at the top of the event. Also attached is the run of show, as well as some company information on NS8.

The event location is:
NS8
241 W. Charleston Blvd #111
Las Vegas, NV 89102

Please let me know if you need any additional information.

Thank you,
Lee

Lee Quick
Principal Policy Analyst
Youth Development and Social Innovation Department
(702) 229-6052 | **(702) 378-4436**
495 S. Main St. | 5th Floor | Las Vegas, NV 89101

lasvegasnevada.gov

Key Company Highlights

- NS8 was founded in 2016 by business partners who have deep ties to the City of Las Vegas. They include CEO Adam Rogas and Managing Director of Technical Operations, David Hansen, both of whom are valley residents.

- The company's software is used by thousands of eCommerce businesses around the world to protect themselves against online fraud.

- NS8 works throughout the year with its philanthropy partners from the Moonridge Group to support a range of organizations, causes, and events in the Las Vegas Community. Over the past year, we have supported Downtown Cares (at the Boys & Girls Club), Noah's Animal House, Three Square, and the One Drop Walk for Water, as well as local technology students from Tech Impact.

- As a business that is passionate about cybersecurity and safe internet access and experiences, NS8 is eager to support the Mayor's Fund for Las Vegas LIFE and "Las Vegas Connected" to help get all Las Vegas community members connected online.

- NS8 understands that in today's digital economy, where business can transpire transpire in a matter of seconds, it is imperative for people to have access to online connectivity from their homes and to be internet proficient.

- The company is equally passionate about providing local students and schoolchildren with technology and internet access so they can reach their educational aspirations.

Additional Facts About NS8

- Globally, NS8 has 55 employees, with half of them based in our Las Vegas Headquarters.
- In addition to Las Vegas, NS8 has regional offices located in Miami, the Detroit area, Amsterdam, and Singapore. It also has several California-based employees.
- NS8's flagship product, NS8 Protect, is available on major eCommerce platforms, including Shopify, Magento, and WooCommerce.
- Primary company contacts for NS8's philanthropic efforts are Vice President of Marketing, Jim Holborow, and Communications Manager Philip Tortora.

Mayor's Fund for Las Vegas LIFE

Thursday, July 11, 2019, 5:30PM

Mayor Goodman's Welcome Remarks for NS8 Event

- Good evening. I am delighted to be here with this impressive group of tech and business leaders who are literally poised to change our world and our community.
- Thank you to our host, NS8, and all your friends and associates, for taking the time to be here with us for this important cause.
- We appreciate you opening up your offices and giving us access to this distinguished group as we share the great news about The Mayor's Fund for Las Vegas LIFE.
- Soon, others will talk to you about tech inequity in our city and how we need your help to bridge the digital divide, but first let me take a minute to tell about The Mayor's Fund.
- Because we know that there is only so much government can do on its own to improve quality of life, The Mayor's Fund was started last year as a vehicle for private and corporate donations to help support city initiatives.
- I am proud to say that we have raised nearly $725,000 and hope to reach our goal of $1 million by the end of September. We are grateful to individuals and corporations alike, which have made donations of all sizes to advance initiatives and programs that are aimed at our city's most vulnerable populations.
- And while those are some mighty impressive numbers, we know that our community's needs are also great.
- Our future is in the hands of smart and technologically savvy folks like you. So again, thank you for taking the time to learn more about The Mayor's Fund and the digital divide that unfortunately, exists in our city. With your help, we will positively change lives.
- Thank you.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Chris Giunchigliani[CHRISG@co.clark.nv.us]; David Ballweg[dballweg@mesquitenv.gov]; Debra March[debra.march@cityofhenderson.com]; John Lee[leej@cityofnorthlasvegas.com]; Larry Brown[LBrown@ClarkCountyNV.gov]; Lois Tarkanian[ltarkanian@LasVegasNevada.GOV]; Rod Woodbury[rwoodbury@bcnv.org]
Cc: David Swallow[swallowd@rtcsnv.com]; Fred Ohene[ohenef@rtcsnv.com]; Greg Gilbert[GSGilbert@hollandhart.com]; M.J. Maynard[maynardm@rtcsnv.com]; Tammara Williams[williamst@rtcsnv.com]; Tina Quigley[quigleyt@rtcsnv.com]; Chauntelle Popp[poppc@cityofnorthlasvegas.com]; Cheryl Russo[crusso@LasVegasNevada.GOV]; Donna Rainone[dor@ClarkCountyNV.gov]; Joy Eastwood[jeastwood@mesquitenv.gov]; Kimberly Reid[kreid@LasVegasNevada.GOV]; Marcie Whelan[marcie@ClarkCountyNV.gov]; Robin Coon[Robin.Coon@cityofhenderson.com]; Tami McKay[TMcKay@bcnv.org]; David Clyde[ClydeD@rtcsnv.com]; gsgilbert@hollandhart.com' (gsgilbert@hollandhart.com)[GSGilbert@hollandhart.com]
From: Angela Torres Castro
Sent: Sun 3/12/2017 5:42:51 PM
Subject: RTC Board Update | Legislative Rundown
Enabling Statute Legislation Amendment 3 11 17.docx
Frequently Asked Questions Enabling Statute 3.12.17.docx
SB207.pdf
AB234.pdf

Good morning RTC Board:

Per our board meeting, moving forward we will provide you with a Legislative Rundown email of activities taking place in Carson City relating to the RTC. In addition, starting next month we will also include an update as part of our board meeting. Below is this week's Legislative Rundown. **Please let me know if you have any questions or would like to get on a call about any of the items below. I can be reached at 702-578-4876.**

RTC's Enabling Statute Senate Bill 149 (Attached)
In February, we provided you with Senate Bill 149 which is the RTC of Southern Nevada and Washoe's Enabling Legislation. We mentioned that LCB did not include certain language that was important to the entities. Attached is the most recent amendment as of Saturday. We met with the entities to develop this language, and we worked to include all their amendments except for Clark County's most recent amendment. We are still working with Clark County. The bill is scheduled to be heard on Tuesday in Senate Transportation.

Overview of the legislation:
The RTC worked with legislators, including the Southern Nevada Forum, local entities, and stakeholders to draft legislation that enhances the RTC' s ability to implement high capacity transit and innovative technologies in Southern Nevada. The attached proposed legislation does the following:

1. Provides the specific ability to construct, develop, and operate a high capacity transit system.
2. Clarifies the authority to fund, research, and develop projects that relate to innovative transportation such as autonomous vehicles.
3. Clarifies the ability to invest in transit-oriented developments.
4. Allows the RTC to request a sales tax ballot question from Clark County to support transportation projects.

Attached is also a FAQ document about the legislation.

Transportation Interim Committee Senate Bill 207 (Attached)
One of our Transportation Resource Advisory Committee's (TRAC) recommendations was to ask the Legislature to consider creating a Legislative Transportation Interim Committee that will study transportation issues when the Legislature is not in session. This bill is also supported by the other Metropolitan Planning Organizations in the state. The committee will review, evaluate, and comment upon matters related to transportation policy in Nevada such as the condition of roadway and transit infrastructure and the need for sustainable revenue sources to maintain and improve transportation infrastructure. This bill is being sponsored by the Senate Transportation Committee and will also be heard on Tuesday.

Public Private Partnerships and the State Infrastructure Bank are funding tools that were mentioned in the Transportation Investment Business Plan (TIBP) and discussed further at the Southern Nevada Tourism Infrastructure Committee and at Southern Nevada Forum. The bills have not been introduced, and we are unsure about the language that will be introduced.

Public Private Partnerships BDR 602

The RTC has been working with the Southern Nevada Forum to draft legislation that will enable the RTC, along with other state agencies and local governments, to better use P3s to contribute to the funding of a broader range of transportation projects. A P3 is a contractual arrangement between a public agency (federal, state or local) and a private sector entity. Through this agreement, the skills and assets of each sector (public and private) are shared in delivering a service or facility for the use of the general public. In addition to the sharing of resources, each party shares in the potential risks and rewards in the delivery of the service and/or facility.

State Infrastructure Bank BDR 603

The RTC has also been working with the Southern Nevada Forum to draft legislation that will create a state infrastructure bank (SIB) in the State of Nevada. Like P3s, SIBs are an innovative tool to help fund transportation projects. An SIB is a government bank operated either at the state or local level that provides financial support to qualified projects through loans, lines of credit, or other tools. The bill would create a structure for an SIB but it won't be implemented until funds are identified.

Recently Introduced Bills that may Impact the RTC

Staff is also tracking more than 60 BDRs and more than 40 bills that have been introduced that may impact the RTC. However, of the bills introduced, the below bill may have the most impact on the RTC at this time.

AB 234 – Harvey's Law only impacts entities that provide paratransit services. The bill requires any entity or organization that provides these services to have a first aid kit in each vehicle. Each driver of the vehicle is also required to be trained in first aid and CPR. Any person who does not adhere to these requirements is guilty of a misdemeanor that shall be punished by a fine of not less than $100 nor more than $1,000, or by imprisonment in the county jail for not more than 6 months, or by both fine and imprisonment. **Staff is connecting with Assemblyman Ozzie Fumo, bill sponsor; Transdev, our Paratransit service provider; the Nevada Justice Association and Teamsters. As of today, we have not heard when the bill is being scheduled for a hearing. We will be sure to keep you updated as we obtain more information.**

Warm regards,
Angela

Angela Castro
Senior Director of Government Affairs, Media & Marketing
Regional Transportation Commission of Southern Nevada
600 S. Grand Central Parkway | Las Vegas, Nevada 89106
p: 702.676.1552 | **c:** 702.578.4876 | **f:** 702.676.1589 | **e:** castroa@rtcsnv.com
Our Office Is Closed On Fridays
rtcsnv.com

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SENATE BILL NO. 207*COMMITTEE ON TRANSPORTATION

FEBRUARY 23, 2017

Referred to Committee on Transportation

SUMMARY* Creates the Legislative Committee on Transportation. (BDR 17-529)

FISCAL NOTE: Effect on Local Government: No.
Effect on the State: Yes.

~

EXPLANATION * Matter in ***bolded italics*** is new; matter between brackets [~~omitted material~~] is material to be omitted.

AN ACT relating to legislative affairs; creating the Legislative Committee on Transportation; setting forth the composition and administration of the Committee; prescribing the powers and duties of the Committee; and providing other matters properly relating thereto.

Legislative Counsel*s Digest:

Section 3 of this bill creates the Legislative Committee on Transportation and provides for the appointment of its membership. **Section 4** of this bill sets forth the manner in which meetings are required to be conducted by the Committee and the compensation of its members. **Section 5** of this bill prescribes the powers and duties of the Committee, including the evaluation and review of transportation infrastructure and funding in this State.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 218E of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 5, inclusive, of this act.

Sec. 2. ***As used in sections 2 to 5, inclusive, of this act, unless the context otherwise requires, *Committee* means the Legislative Committee on Transportation created by section 3 of this act.***

Sec. 3. ***1. The Legislative Committee on Transportation, consisting of six members, is hereby created. The membership of the Committee consists of:***

(a) One member of the Senate who was the chair of the committee with primary jurisdiction over transportation issues during the preceding regular session;

(b) One member of the Senate appointed by the Majority Leader of the Senate;

(c) One member of the Senate appointed by the Minority Leader of the Senate;

(d) One member of the Assembly who was the chair of the committee with primary jurisdiction over transportation issues during the preceding regular session;

(e) One member of the Assembly appointed by the Speaker of the Assembly; and

(f) One member of the Assembly appointed by the Minority Leader of the Assembly.

2. The Legislative Commission shall review and approve the budget and work program for the Committee and any changes to the budget or work program for the Committee.

3. The member of the Committee described in paragraph (a) of subsection 1 is the Chair of the Committee for the period ending with the convening of each even-numbered regular session. The member of the Committee described in paragraph (d) of subsection 1 is the Chair of the Committee during the next legislative interim, and the position of Chair alternates between the Houses according to this pattern.

4. The member of the Committee described in paragraph (d) of subsection 1 is the Vice Chair of the Committee for the period ending with the convening of each even-numbered regular session. The member of the Committee described in paragraph (a) of subsection 1 is the Vice Chair of the Committee during the next legislative interim, and the position of Vice Chair alternates between the Houses according to this pattern.

5. Each Chair and Vice Chair holds office for a term of 2 years commencing on July 1 of each odd-numbered year. If a vacancy occurs in the office of Chair or Vice Chair, the vacancy must be filled in the same manner as the original method for the remainder of the unexpired term.

6. A vacancy on the Committee must be filled in the same manner as the original method for the remainder of the unexpired term.

Sec. 4. ***1. Except as otherwise ordered by the Legislative Commission, the members of the Committee shall meet not earlier than July 1 of each odd-numbered year and not later than August 31 of the following even-numbered year at the times and places specified by a call of the Chair or a majority of the Committee.***

2. The Director or his or her designee shall act as the nonvoting recording Secretary of the Committee.

3. Four members of the Committee constitute a quorum, and a quorum may exercise all the power and authority conferred upon the Committee.

4. Except during a regular or special session, for each day or portion of a day during which a member of the Committee attends a meeting of the Committee or is otherwise engaged in the business of the Committee, the member is entitled to receive the:

(a) Compensation provided for a majority of the Legislators during the first 60 days of the preceding regular session;

(b) Per diem allowance provided for state officers and employees generally; and

(c) Travel expenses provided pursuant to NRS 218A.655.

5. All such compensation, per diem allowances and travel expenses must be paid from the Legislative Fund.

Sec. 5. ***1. The Committee may:***

(a) Evaluate, review and comment upon issues related to transportation and transportation infrastructure within this State, including, without limitation:

(1) Mechanisms to pay for transportation projects and transportation infrastructure;

(2) The condition of the transportation infrastructure in this State and the need for money to maintain and improve the infrastructure;

(3) The impact of emerging technologies on the roadways and transit systems in this State;

(4) Options for funding the development of high-capacity transit systems within urban areas of this State; and

(5) Any other matters that, in the determination of the Committee, concern transportation or transportation infrastructure in this State.

(b) Conduct investigations and hold hearings in connection with its duties pursuant to this section and exercise any of the investigative powers set forth in NRS 218E.105 to 218E.140, inclusive.

(c) Request that the Legislative Counsel Bureau assist in the research, investigations, hearings and reviews of the Committee.

(d) Make recommendations to the Legislature concerning the manner in which transportation or transportation infrastructure in this State may be improved.

(e) Work with the Congressional delegation of this State to ensure the ability to pay for transportation projects and transportation infrastructure on a long-term basis.

2. The Committee shall consult with and solicit input from persons and organizations with expertise in best practices regarding paying for transportation projects and transportation infrastructure.

3. The Committee shall, on or before January 15 of each odd-numbered year, submit to the Director for transmittal to the Legislature a report concerning the activities of the Committee during the applicable legislative interim.

Sec. 6. The provisions of subsection 1 of NRS 218D.380 do not apply to any provision of this act which adds or revises a requirement to submit a report to the Legislature.

Sec. 7. This act becomes effective on July 1, 2017.

SUMMARY—Revises provisions governing regional transportation commissions. (BDR 22-318)

FISCAL NOTE: Effect on Local Government: May have Fiscal Impact.

Effect on the State: No.

AN ACT relating to regional transportation commissions; authorizing a regional transportation commission to participate in transit-oriented developments; authorizing a regional transportation commission to recommend the imposition of certain taxes to fund the **transportation** projects of the commission; requiring the board of county commissioners to adopt an ordinance imposing any such taxes that are approved by the voters; authorizing a regional transportation commission to develop and maintain high-capacity transit systems; authorizing a regional transportation commission to adopt rules for the parking of vehicles at facilities of the commission and the imposition of fees for the use of services or facilities of the commission; repealing provisions requiring certain regional transportation commissions to establish a regional rapid transit authority; revising various provisions relating to the powers and duties of regional transportation commissions; and providing other matters properly relating thereto.

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Legislative Counsel's Digest:

Existing law provides that a county may, by ordinance, create a regional transportation commission if a streets and highways plan has been adopted by the county or regional planning commission. (NRS 277A.170) Existing law also provides a regional transportation commission the exclusive right to operate a system of public transportation within its jurisdiction, as well as enter into contracts, leases and agreements with state agencies and local governments to perform its functions. (NRS 277A.270)

Section 3 of this bill **authorizes a regional transportation commission to fund, research, and develop transportation projects that promote innovative transportation and transit technology including autonomous technology.** **Section 3** authorizes a regional transportation commission to enter into ~~joint development~~ agreements, ~~including, without limitation, agreements relating to transit oriented developments,~~ in accordance with federal law. ~~**Section 3** defines a transit-oriented development as a mixed-use residential or commercial area that is designed to promote access to public transit.~~ **Section 13** of this bill authorizes a regional transportation commission to construct, develop and operate a high-capacity transit system, as well as enter into contracts with other local governments to share the costs related to transportation projects. If a regional transportation commission enters into such a cost-sharing agreement, **section 4** of this bill requires the commission to create and administer an account that will hold any money appropriated by the commission or a local government in accordance with the cost-sharing agreement. **Section 14** of this bill authorizes a regional transportation commission to use a turnkey procurement process or competitive negotiation process in connection with a high capacity transit project.

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Sections 5 and 6 of this bill provide that a regional transportation commission in certain larger counties (currently Clark and Washoe Counties) may recommend the imposition of ~~one or more of the following taxes: (1)~~ an additional tax on the gross receipts of any retailer from the sale of all tangible personal property sold at retail~~; and (2) an additional property tax in the county~~. The recommendations of the commission must specify the rate ~~or rates for each~~ of the recommended tax~~es~~, the period during which the recommended tax~~es~~ will be imposed and the transportation projects the recommended tax~~es~~ would support, if the commission submits its recommendations to the board of county commissioners, the board of county commissioners ~~is required to~~ **may** submit a question to the voters at the next general election asking whether ~~any of~~ the tax~~es~~ recommended by the commission should be imposed in the county. If a majority of the voters approve the question, the board of county commissioners is required to impose the approved tax~~es~~ at the rate specified in the question submitted to the voters. ~~If a majority of the voters approve the imposition of an additional property tax, the additional rate is exempt from the partial abatement of property taxes on certain property and the requirement that taxes ad valorem not exceed $3.64 on each $100 of assessed valuation.~~ **Section 7** of this bill provides that the proceeds resulting from the imposition of such taxes must be remitted to the commission for its use in accordance with the provisions of existing law governing regional transportation commissions.

Existing law generally sets forth the authority and powers of a regional transportation commission. (NRS 277A.160, 277A.210, 277A.250) **Section 10** of this bill requires that the provisions of existing law governing regional transportation commissions be liberally construed as to allow a regional transportation commission to meet any of its objectives. ~~**Section 11** of this bill designates a regional transportation commission as a political subdivision of the State, but~~

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~~does not authorize a commission to levy or collect taxes or special assessments~~ **~~except as otherwise provided in this statute~~**. ~~**Section 12** of this bill authorizes a regional transportation commission to acquire and own~~ **~~licenses and~~** ~~easements, as well as grant such~~ **~~licenses and~~** ~~easements to other persons or entities.~~

Existing law requires the regional transportation commission in any county whose population is 700,000 or more (currently Clark County) to establish a regional rapid transit authority. **Section 1~~7~~8** of this bill repeals that provision.

EXPLANATION: Matter in (1) ***blue bold italics*** is new language in the original bill; (2) variations of **green bold underlining** is language proposed to be added in this amendment; (3) ~~red strikethrough~~ is deleted language in the original bill; (4) ~~purple double strikethrough~~ is language proposed to be deleted in this amendment; (5) orange double underlining is deleted language in the original bill proposed to be retained in this amendment.

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THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED

IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 277A of NRS is hereby amended by adding thereto the provisions set forth as sections 2 to 7, inclusive, of this act.

Sec. 2. ***"High-capacity transit" means a*** ~~**system of transportation**~~ **public transit system** ~~**services which uses and occupies a separate right-of-way or rails exclusively for public transportation**~~ ***that may provide a*** ~~**substantially**~~ ***higher level of passenger capacity by increasing, without limitation, the number of vehicles utilized by the system, the size of the vehicles, the frequency of vehicle rides, travel speed or any combination thereof. The term includes, without limitation,*** ~~**rapid**~~ ***bus*** **rapid** ***transit, fixed guideway, light rail transit,*** ~~**community**~~ **commuter** ***rail, streetcar and heavy rail.***

Sec. 3. *1. A commission may:*

(a) Provide grants of money to conduct research for and otherwise develop and implement transportation *projects that promote innovative transportation and transit technology, including, without limitation, autonomous technology as defined in NRS 482A.025.*

(b) Enter into ~~joint development agreements, including, without limitation,~~ *agreements* ~~for transit-oriented developments,~~ *in accordance with 49 U.S.C. § 5315 and any guidelines adopted pursuant thereto*, and applicable laws of the state.

~~2. As used in this section, "transit-oriented development" means a mixed-use residential or commercial area~~ project ~~that is designed to maximize access to a public transit system.~~

Sec. 4. *If a commission enters into an agreement with a county, city, town or other political subdivision to share costs relating to a transportation project pursuant to* ~~paragraph (g) of subsection~~ *1 of NRS 277A.2*~~7~~*005, the commission shall create an account administered by the commission and deposit into such account any money appropriated by each participating entity in accordance with the amounts established under the agreement. The money in the account, including any interest and income earned on the money in the account, must not be transferred to any other* ~~2 or~~ *account or used for any purpose other than the purposes set forth in the agreement entered into pursuant to* ~~paragraph (g) of subsection~~ *1 of NRS 277A.2*~~7~~*005.*

Sec. 5. *1. In a county whose population is 100,000 or more, a commission may:*

(a) Prepare recommendations for the imposition of one or more of the taxes described in section 6 of this act in the county to provide funding for the commission for the purposes set forth in this chapter. The recommendations must specify the proposed rate or rates for each of

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the recommended taxes, the period during which one or more of the recommended taxes will be imposed and the type of transportation project the recommended tax or taxes will support.

(b) Submit the recommendations to the board of county commissioners.

~~*2.*~~ *Upon the receipt of recommendations pursuant to subsection 1, the board of county commissioners* may ~~shall~~*, at the next general election, submit a question to the voters of the county asking whether the recommended tax or taxes should be imposed in the county. The question submitted to the voters of the county must specify the proposed rate or rates for each of the recommended taxes, the period during which the recommended tax or taxes will be imposed, if the period was specified in the recommendations submitted pursuant to subsection 1, and the type of transportation project*s *the recommended tax or taxes will support.*

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~~*3.* If the question submitted to the voters pursuant to subsection 2 asks the voters of the county whether to levy a tax on the assessed valuation of taxable property within the county, the question must contain the rate of the proposed additional property tax stated in dollars and cents per $100 assessed valuation, the type of transportation project the proposed additional property tax will support, the duration of the proposed additional property tax, which may not exceed 20 years, and an estimate established by the governing body of the increase in the amount of property taxes that an owner of a new home with a fair market value of $100,000 will pay per year as a result of the passage of the question. The question must also state that any such tax imposed is exempt from each partial abatement from taxation provided pursuant to NRS 361.4722, 361.4723 and 361.4724.~~

~~4.~~ 3. *If a majority of the voters voting on the question submitted to the voters pursuant to subsection 2 vote affirmatively on the question:*

(a) The board of county commissioners shall impose the recommended tax or taxes in accordance with the provisions of section 6 of this act at the rate or rates specified in the question submitted to the voters pursuant to subsection 2.

(b) The tax or taxes must be imposed notwithstanding the provisions of any specific statute to the contrary and, except as otherwise specifically provided in this section and sections 6 and 7 of this act, such tax or taxes are not subject to any limitations set forth in any statute which authorizes the board of county commissioners to impose such tax or taxes, including, without limitation, any limitations on the maximum rate or rates which may be imposed or the duration of the period during which such tax or taxes may be imposed.

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Sec. 6. *1. Upon approval of the registered voters of a county voting on a question presented to the voters pursuant to section 5 of this act recommending the imposition of a tax on the gross receipts of any retailer from the sale of all tangible personal property sold at retail, or stored, used or otherwise consumed, in the county, the board of county commissioners shall impose a tax by ordinance on the gross receipts of any retailer from the sale of all tangible personal property sold at retail, or stored, used or otherwise consumed, in the county. The tax must be imposed throughout the county, including all cities within the county, upon all retailers in the business of selling tangible personal property. Any ordinance enacted under this subsection must include provisions in substance as follows:*

(a) Provisions substantially identical to those contained in chapter 374 of NRS, insofar as applicable.

(b) A provision that all amendments to chapter 374 of NRS after the date of enactment of the ordinance, not inconsistent with this chapter, automatically become a part of the ordinance.

(c) A provision that the county shall, before the effective date of the ordinance, contract with the Department to perform all functions incident to the administration or operation of the tax in the county.

(d) A provision that a purchaser is entitled to a refund, in accordance with the provisions of NRS 374.635 to 374.720, inclusive, of the amount of the tax required to be paid that is attributable to the tax imposed upon the sale of, and the storage, use or other consumption in a county of, tangible personal property used for the performance of a written contract for the construction of an improvement to real property, entered into on or before the effective date of the tax or the increase in the tax, or for which a binding bid was submitted before the date if the bid was afterward accepted, if under the terms of the contract or bid the contract price or bid amount cannot be adjusted to reflect the imposition of the tax or the increase in the tax.

~~**2. Upon approval of the registered voters in a county voting on a question presented to the voters pursuant to section 5 of this act recommending the levy of a tax on the assessed valuation of taxable property within the county, the board of county commissioners shall levy a tax on the assessed valuation of taxable property within the**~~

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~~county in the amount described in the question presented to the voters pursuant to section 5 of this act. The ordinance levying~~

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~~such a tax shall provide for the imposition and collection of the tax in accordance with the provisions of chapter 361 of NRS, insofar as applicable. A tax levied pursuant to this subsection is exempt from each partial abatement from taxation provided pursuant to NRS 361.4722, 361.4723 and 361.4724, and the provisions of NRS 361.453 do not apply to any such tax.~~

Sec. 7. ***The proceeds of any tax or taxes imposed pursuant to sections 5 and 6 of this act must be remitted by the Department of Taxation*** ~~or county treasurer, as applicable,~~ ***to the commission for use in accordance with the provisions of this chapter.***

Sec. 8. NRS 277A.020 is hereby amended to read as follows:

277A.020 As used in this chapter, unless the context otherwise requires, the words and terms defined in NRS 277A.030 to 277A.150, inclusive, ***and section 2 of this act*** have the meanings ascribed to them in those sections.

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Sec. 9. NRS 277A.120 is hereby amended to read as follows:

277A.120 "Public transit system" means a system employing motor buses, rails ***, high-capacity transit*** or any other means of conveyance, by whatever type of power, operated for public use in the conveyance of persons.

Sec. 10. NRS 277A.160 is hereby amended to read as follows:

277A.160 This chapter ***, being necessary to secure and preserve the public health, safety, convenience and welfare,*** shall be so interpreted and ***liberally*** construed as to ~~[~~make~~]~~ ***:***

1. Make uniform so far as possible the laws and regulations of this State and other states and of the government of the United States having to do with the subject of transportation ~~[.]~~ ***; and***

2. Effect any other purpose and objective for which this chapter is intended.

Sec. 11. NRS 277A.180 is hereby amended to read as follows: 277A.180 1. In counties whose population is 100,000 or more, the commission must be composed of representatives selected by the following entities from among their members **or mayors:**

(a) Two by the board.

(b) Two by the governing body of the largest city in the county.

(c) One by the governing body of each additional city in the county.

2. In counties whose population is less than 100,000, the commission must be composed of representatives selected as follows:

(a) If the county contains three or more cities:

(1) Two by the board.

(2) One by the governing body of the largest city.

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(b) If the county contains only two cities:

(1) Three by the board, at least one of whom is a representative of the public who is a resident of the county.

(2) One by the governing body of each city in the county.

(c) If the county contains only one city:

(1) Two by the board.

(2) One by the governing body of the city.

(d) If the county contains no city, the board shall select:

(1) Two members of the board; and

(2) One representative of the public, who is a resident of the largest town, if any, in the county.

3. In Carson City, the commission must be composed of representatives selected by the Board of Supervisors as follows:

(a) Two members of the Board of Supervisors, one of whom must be designated by the commission to serve as chair of the commission.

(b) Three representatives of the city at large.

4. The first representatives must be selected within 30 days after passage of the ordinance creating the commission, and, except as otherwise provided in subsections 5, 6 and 7, must serve until the next ensuing December 31 of an even-numbered year. The representative of any city incorporated after passage of the ordinance must be selected within 30 days after the first meeting of the governing body, and, except as otherwise provided in subsection 7, must serve until the next ensuing December 31 of an even-numbered year. Their successors must serve for terms of 2 years, and vacancies must be filled for the unexpired term.

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5. In Carson City:

(a) One representative of the commission who is a member of the Board of Supervisors and one representative of the commission who is a representative of the city at large must serve until the next ensuing December 31 of an even-numbered year; and

(b) One representative of the commission who is a member of the Board of Supervisors and two representatives of the commission who are representatives of the city at large must serve until the next ensuing December 31 of an odd-numbered year.

6. In counties whose population is 100,000 or more, but less than 700,000:

(a) One representative selected by the board and one representative selected by the governing body of the largest city in the county must serve until the next ensuing December 31 of an even-numbered year; and

(b) One representative selected by the board and one representative selected by the governing body of the largest city in the county must serve until the next ensuing December 31 of an odd-numbered year.

7. In counties whose population is 700,000 or more, the first representatives and the representative of any city incorporated after passage of the ordinance must serve until the next ensuing June 30 of an odd-numbered year.

Sec. 12 NRS 277A.205 is hereby created to read as follows: 277A.205

1. A commission shall enter into agreements with counties, cities, towns and other political subdivisions having jurisdiction to coordinate and collaborate on the construction of projects and high-capacity transit, including, without limitation, the use of the public right-of-way and may also include the sharing of costs related to such a transportation project.

Sec. ~~11~~ 13. NRS 277A.210 is hereby amended to read as follows:

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277A.210 ***1.*** A commission may:

~~[1.]~~ ***(a)*** Sue and be sued.

~~[2.]~~ ***(b)*** Prepare and approve budgets for the regional street and highway fund, the public transit fund and money it receives from any source.

~~[3.]~~ ***(c)*** Adopt bylaws for the administration of its affairs and rules for the administration and operation of facilities under its control.

~~[4.]~~ ***(d)*** Conduct studies, develop plans and conduct public hearings to establish and approve short-range and regional plans for transportation.

~~[5.]~~ ***(e)*** Purchase insurance or establish a reserve or fund for self-insurance, or adopt any combination of these, to insure against loss by reason of:

~~[(a)]~~ ***(1)*** Damages resulting from fire, theft, accident or other casualty; or

~~[(b)]~~ ***(2)*** The commission's liability for other damages to persons or property which occur in

the construction or operation of facilities or equipment under its control or in the conduct of its activities.

2. A commission shall:

~~**(a) Be deemed to be a public body corporate and politic, and an instrumentality, local government and political subdivision of the State, exercising public and essential governmental functions, and having all the powers necessary or convenient to carry out thepurposes and provisions of this chapter, but not the power to levy or collect taxes or special assessments.**~~

~~**(b)**~~ **(a)*Have a perpetual succession, subject to termination in accordance with statute.***

~~**(c)**~~ **(b)Adhere to all applicable land use and zoning regulations and adhere to the terms of any interlocal agreement it enters into with another government entity.**

Sec. ~~**12.**~~ **14.**NRS 277A.250 is hereby amended to read as follows: 277A.250 A commission may:

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1. Acquire and own both real and personal property ~~**[.] and easements therein.**~~

2. Exercise the power of eminent domain, if the city or county which has jurisdiction over the property approves, for the acquisition, construction, repair or maintenance of public roads, or for any other purpose related to public mass transportation.

3. Sell, lease or convey or otherwise dispose of rights, interests or properties ~~**[.] , or grant easements, licenses, or any other rights or privileges therein.**~~

4. Adopt regulations for:

(a) Financing eligible activities; ~~[and]~~

(b) ~~**Parking of**~~ **Unauthorized** ***vehicles at a transportation facility within the jurisdiction of the commission, including, without limitation, the imposition of a civil***

penalty for a violation of such regulations; ~~and~~

(c) The imposition of fees for the use of the facilities or services of the commission and the use of such fees for the construction or operation of transportation facilities; and

(d) The operation of systems or services provided by the commission.

Sec. ~~13.~~ 15.NRS 277A.270 is hereby amended to read as follows:

277A.270 1. A commission may:

(a) Operate, develop and maintain a system of public transportation, including high-capacity transit systems, to the exclusion of any other publicly owned system of transportation within its area of jurisdiction.

(b) *Construct*~~, develop, maintain and operate~~ *high-capacity transit systems* if the city or county which has jurisdiction over the public right-of-way approves.

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(c) Use streets, roads, highways and other public rights-of-way for public transportation.

~~[(c)]~~ *(d)* Enter into agreements for the joint use of facilities, installations and properties and the joint exercise of statutory powers.

~~[(d)]~~ *(e)* Prohibit the use of any facility, installation or property owned, operated or leased by the commission, including, without limitation, a transit stop or bus turnout, by any person other than the commission or its agents.

~~[(e)]~~ *(f)* Enter into contracts, leases and agreements with and accept grants and loans from federal and state agencies, counties, cities, towns, other political subdivisions, public or private corporations and other persons, and may perform all acts necessary for the full exercise of the powers vested in the commission.

~~(g) Enter into agreements with counties, cities, towns and other political subdivisions~~

~~to coordinate and collaborate on the development of transportation projects, including, without limitation, the sharing of costs related to such a project.~~

2. The powers and duties of a commission set forth in this chapter do not apply to any monorail for which a franchise has been granted pursuant to NRS 705.695 or an agreement has been entered into pursuant to NRS 705.695.

3. As used in this section, "bus turnout" means a fixed area that is:

(a) Adjacent or appurtenant to, or within a reasonable proximity of, a public highway; and

(b) To be occupied exclusively by buses in receiving or discharging passengers.

Sec. ~~14.~~ 16. NRS 277A.280 is hereby amended to read as follows:

277A.280 1. A commission, a county whose population is less than 100,000 or a city within such a county may establish or operate a public transit system consisting of:

(a) Regular routes and fixed schedules to serve the public;

(b) Nonemergency medical transportation of persons to facilitate their participation in jobs and day training services as defined in NRS 435.176, if the transportation is available upon request and without regard to regular routes or fixed schedules;

(c) Nonmedical transportation of persons with disabilities without regard to regular routes or fixed schedules; or

(d) In a county whose population is less than 100,000 or a city within such a county, nonmedical transportation of persons if the transportation is available by reservation 1 day in advance of the transportation and without regard to regular routes or fixed schedules.

2. A commission may lease vehicles to or from or enter into other contracts with a private operator for the provision of such a system.

3. In a county whose population is less than 700,000, such a system may also provide service which includes:

(a) Minor deviations from the regular routes and fixed schedules required by paragraph (a) of subsection 1 on a recurring basis to serve the public transportation needs of passengers. The deviations must not exceed one-half mile from the regular routes.

(b) The transporting of persons other than those specified in paragraph (b), (c) or (d) of subsection 1 upon request without regard to regular routes or fixed schedules, if the service is provided by a common motor carrier which has a certificate of public convenience and necessity issued by the Nevada Transportation Authority pursuant to NRS 706.386 to 706.411, inclusive, and the service is subject to the rules and regulations adopted by the Nevada Transportation Authority for a fully regulated carrier.

4. Notwithstanding the provisions of chapter 332 of NRS or NRS 625.530, a commission may utilize a turnkey procurement process to select a person to design, build, ***finance,*** operate and maintain, or any combination thereof, a ***high-capacity transit*** ~~**or fixed guideway**~~ system, including, without limitation, any minimum operable segment thereof. The commission shall determine whether to utilize turnkey procurement for a ***high-capacity transit*** ~~**or fixed guideway**~~ project before the completion of the preliminary engineering phase of the project. In making that determination, the commission shall evaluate whether turnkey procurement is the most cost-effective method of constructing the project on schedule and in satisfaction of its transportation objectives.

5. Notwithstanding the provisions of chapter 332 of NRS, a commission may utilize a competitive negotiation procurement process to procure rolling stock for a ***high-capacity transit*** ~~or fixed guideway~~ project, rolling stock for a public transit system, facilities and any other equipment that is related to public transportation. The award of a contract under such a process must be made to the person whose proposal is determined to be the most advantageous to the commission, based on price and other factors specified in the procurement documents.

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6. If a commission develops a **high-capacity transit** ~~**fixed guideway**~~ project, the Department of Transportation is hereby designated to serve as the oversight agency to ensure compliance with the federal safety regulations for rail fixed guideway systems set forth in 49 C.F.R. Part 659.

7. As used in this section:

(a) "Fully regulated carrier" means a common carrier or contract carrier of passengers or household goods who is required to obtain from the Nevada Transportation Authority a certificate of public convenience and necessity or a contract carrier's permit and whose rates, routes and services are subject to regulation by the Nevada Transportation Authority.

(b) "Minimum operable segment" means the shortest portion of a ***high-capacity transit*** ~~**or fixed guideway**~~ system that is technically capable of providing viable public transportation between two end points.

(c) "Turnkey procurement" means a competitive procurement process by which a person is selected by a commission, based on evaluation criteria established by the commission, to design, build, operate and maintain, or any combination thereof, a ***high-capacity transit*** ~~**or fixed guideway**~~ system, or a portion thereof, in accordance with performance criteria and technical specifications established by the commission.

Sec. ~~15.~~ **17.** NRS 295.121 is hereby amended to read as follows:

295.121 1. For each initiative, referendum, advisory question or other question to be placed on the ballot by: ~~(a)~~ The board, including, without limitation, pursuant to NRS 295.115, 295.160 or 295.230; ~~(b)~~ The governing body of a school district, public library ***, regional transportation commission*** or

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water district authorized by law to submit questions to some or all of the qualified electors or registered voters of the county; or ~~(c)~~ A metropolitan police committee on fiscal affairs authorized by law to submit questions to some or all of the qualified electors or registered voters of the county,

2. If, after consulting with the county clerk pursuant to subsection 5, the board is unable to appoint three persons who are willing to serve on a committee, the board may appoint fewer than three persons to that committee, but the board must appoint at least one person to each committee appointed pursuant to this section.

3. With respect to a committee appointed pursuant to this section:

(a) A person may not serve simultaneously on the committee that favors approval by the voters of an initiative, referendum or other question and the committee that opposes approval by the voters of that initiative, referendum or other question.

(b) Members of the committee serve without compensation.

(c) The term of office for each member commences upon appointment and expires upon the publication of the sample ballot containing the initiative, referendum or other question.

4. The county clerk may establish and maintain a list of the persons who have expressed an interest in serving on a committee appointed pursuant to this section. The county clerk, after exercising due diligence to locate persons who favor approval by the voters of an initiative, referendum or other question to be placed on the ballot or who oppose approval by the voters of an initiative, referendum or other question to be placed on the ballot, may use the names on a list established pursuant to this subsection to:

(a) Make recommendations pursuant to subsection 5; and

(b) Appoint members to a committee pursuant to subsection 6.

5. Before the board appoints a committee pursuant to this section, the county clerk shall:

(a) Recommend to the board persons to be appointed to the committee; and

(b) Consider recommending pursuant to paragraph (a):

(1) Any person who has expressed an interest in serving on the committee; and

(2) A person who is a member of an organization that has expressed an interest in having a member of the organization serve on the committee.

6. If the board fails to appoint a committee as required pursuant to this section, the county clerk shall, in consultation with the district attorney, prepare an argument advocating approval by the voters of the initiative, referendum or other question and an argument opposing approval by the voters of the initiative, referendum or other question. Each argument prepared by the county clerk must satisfy the requirements of paragraph (f) of subsection 7 and any rules or regulations adopted by the county clerk pursuant to subsection 8. The county clerk shall not prepare the rebuttal of the arguments required pursuant to paragraph (e) of subsection 7.

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7. A committee appointed pursuant to this section:

(a) Shall elect a chair for the committee;

(b) Shall meet and conduct its affairs as necessary to fulfill the requirements of this section;

(c) May seek and consider comments from the general public;

(d) Shall prepare an argument either advocating or opposing approval by the voters of the initiative, referendum or other question, based on whether the members were appointed to advocate or oppose approval by the voters of the initiative, referendum or other question;

(e) Shall prepare a rebuttal to the argument prepared by the other committee appointed pursuant to this section;

(f) Shall address in the argument and rebuttal prepared pursuant to paragraphs (d) and (e):

(1) The anticipated financial effect of the initiative, referendum or other question;

(2) The environmental impact of the initiative, referendum or other question; and

(3) The impact of the initiative, referendum or other question on the public health, safety and welfare; and

(g) Shall submit the argument and rebuttal prepared pursuant to paragraphs (d), (e) and (f) to the county clerk not later than the date prescribed by the county clerk pursuant to subsection 8.

8. The county clerk shall provide, by rule or regulation:

(a) The maximum permissible length of an argument or rebuttal prepared pursuant to this section; and

(b) The date by which an argument or rebuttal prepared pursuant to this section must be submitted by the committee to the county clerk.

9. Upon receipt of an argument or rebuttal prepared pursuant to this section, the county clerk:

(a) May consult with persons who are generally recognized by a national or statewide organization as having expertise in the field or area to which the initiative, referendum or other question pertains; and

(b) Shall reject each statement in the argument or rebuttal that the county clerk believes is libelous or factually inaccurate.

* * * *The decision of the county clerk to reject a statement pursuant to this subsection is a final decision for purposes of judicial review. Not later than 5 days after the county clerk rejects a statement pursuant to this subsection, the committee may appeal that rejection by filing a complaint in district court. The court shall set the matter for hearing not later than 3 days after the complaint is filed and shall give priority to such a complaint over all other matters pending with the court, except for criminal proceedings.

10. The county clerk shall place in the sample ballot provided to the registered voters of the

DRAFT

county each argument and rebuttal prepared pursuant to this section, containing all statements that were not rejected pursuant to subsection 9. The county clerk may revise the language submitted by the committee so that it is clear, concise and suitable for incorporation in the sample ballot, but shall not alter the meaning or effect without the consent of the committee.

11. Except as otherwise provided in this subsection, if a question is to be placed on the ballot by an entity described in paragraph (b) or (c) of subsection 1, the entity must provide a copy and explanation of the question to the county clerk at least 30 days earlier than the date required for the submission of such documents pursuant to subsection 1 of NRS 293.481. This subsection does not apply to a question if the date that the question must be submitted to the county clerk is governed by subsection 3 of NRS 293.481.

12. The provisions of chapter 241 of NRS do not apply to any consultations, deliberations, hearings or meetings conducted pursuant to this section.

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~~**Sec. 16.** NRS 361.453 is hereby amended to read as follows:~~

~~361.453 1. Except as otherwise provided in this section and NRS 354.705, 354.723, 387.3288 and 450.760, ***and section 6 of this act,*** the total ad valorem tax levy for all public purposes must not exceed $3.64 on each $100 of assessed valuation, or a lesser or greater amount fixed by the State Board of Examiners if the State Board of Examiners is directed by law to fix a lesser or greater amount for that fiscal year.~~

~~2. Any levy imposed by the Legislature for the repayment of bonded indebtedness or the operating expenses of the State of Nevada and any levy imposed by the board of county commissioners pursuant to NRS 387.195 that is in excess of 50 cents on each $100 of assessed valuation of taxable property within the county must not be included in calculating the limitation set forth in subsection 1 on the total ad valorem tax levied within the boundaries of the county,~~

~~city or unincorporated town, if, in a county whose population is less than 45,000, or in a city or unincorporated town located within that county:~~

~~(a) The combined tax rate certified by the Nevada Tax Commission was at least $3.50 on each $100 of assessed valuation on June 25, 1998;~~

~~(b) The governing body of that county, city or unincorporated town proposes to its registered voters an additional levy ad valorem above the total ad valorem tax levy for all public purposes set forth in subsection 1;~~

~~(c) The proposal specifies the amount of money to be derived, the purpose for which it is to be expended and the duration of the levy; and~~

~~(d) The proposal is approved by a majority of the voters voting on the question at a general election or a special election called for that purpose.~~

~~3. The duration of the additional levy ad valorem levied pursuant to subsection 2 must not exceed 5 years. The governing body of the county, city or unincorporated town may discontinue the levy before it expires and may not thereafter reimpose it in whole or in part without following the procedure required for its original imposition set forth in subsection 2.~~

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~~4. A special election may be held pursuant to subsection 2 only if the governing body of the county, city or unincorporated town determines, by a unanimous vote, that an emergency exists. The determination made by the governing body is conclusive unless it is shown that the governing body acted with fraud or a gross abuse of discretion. An action to challenge the determination made by the governing body must be commenced within 15 days after the governing body's determination is final. As used in this subsection, "emergency" means any unexpected occurrence or combination of occurrences which requires immediate action by the governing body of the county, city or unincorporated town to prevent or mitigate a substantial~~

~~financial loss to the county, city or unincorporated town or to enable the governing body to provide an essential service to the residents of the county, city or unincorporated town.~~

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~~**Sec. 17.** NRS 361.4726 is hereby amended to read as follows:~~

~~361.4726 1. Except as otherwise provided by specific statute, if any legislative act which becomes effective after April 6, 2005, imposes a duty on a taxing entity to levy a new ad valorem tax or to increase the rate of an existing ad valorem tax, the amount of the new tax or increase in the rate of the existing tax is exempt from each partial abatement from taxation provided pursuant to NRS 361.4722, 361.4723 and 361.4724.~~

~~2. The amount of any tax imposed pursuant to NRS 354.705 and 387.3288 *and section 6 of this act* is exempt from each partial abatement from taxation provided pursuant to NRS 361.4722, 361.4723 and 361.4724.~~

~~3. For the purposes of this section, "taxing entity" does not include the State.~~

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Sec. 1~~9~~8. NRS 277A.345 is hereby repealed.

Sec. ~~19~~ 20. This act becomes effective upon passage and approval.

TEXT OF REPEALED SECTION

277A.345 Counties whose population is 700,000 or more: Establishment of regional rapid transit authority; development of plan for establishment of regional rapid transit system by authority.

1. In a county whose population is 700,000 or more, the commission shall establish a regional rapid transit authority. The membership of the regional rapid transit authority must consist of:

(a) The general manager of the commission, who shall act as chair of the authority;

(b) One member appointed by the board of county commissioners;

(c) Three members, one from each of the three largest cities within the county, who are appointed by the respective governing bodies of each city;

(d) One member selected by the association of gaming establishments whose membership collectively paid the most gaming license fees to the State pursuant to NRS 463.370 in the county in the preceding year;

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(e) One member who is selected by the economic development authority in the county;

(f) One member selected by the Department of Transportation; and

(g) One member who has expertise in urban planning and design or architecture selected by the Nevada Arts Council.

2. The regional rapid transit authority shall develop a plan for the establishment of a regional rapid transit system:

(a) In cooperation with economic development, engineering, planning, tourism and utility interests in the county; and

(b) With the goal of quantifying the implications of introducing an exclusive rapid transit system in identified corridors in the county.

3. In carrying out its duties pursuant to subsection 2, the regional rapid transit authority shall:

(a) Hold public meetings to, without limitation:

(1) Evaluate the need for and desirability of a regional rapid transit system;

(2) Assess corridor and route feasibility and desirability; and

(3) Review existing mass transit options to determine how to incorporate such options into a regional rapid transit system;

(b) Undertake an analysis of various considerations involved with introducing and implementing a regional rapid transit system in the county, including, without limitation:

(1) An assessment of the available rapid transit technologies, including, without limitation, technologies that use solar power or other renewable energy sources to minimize or eliminate the use of carbon-based fuels;

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(2) An assessment of the opportunities, costs and constraints of corridor options, including, without limitation:

(I) An examination and evaluation of existing rail corridors and transit routes for inclusion in the regional rapid transit system;

(II) An evaluation of potential sites for stations and facilities for the regional rapid transit system; and

(III) Identification of locations in the county that would benefit most from proximity to a regional rapid transit system, including, without limitation, airports and existing or proposed special event venues such as stadiums and racetracks;

(3) Estimates as to capital and operating costs;

(4) An assessment of potential ridership and passenger demand;

(5) An assessment of the environmental impact;

(6) A potential project schedule; and

(7) An assessment of financing options and funding sources, including, without limitation:

(I) Processes for securing federal funding; and

(II) The potential for voter approval for bonds to support any portion of the regional rapid transit system.

4. On or before February 1 of each year, the regional rapid transit authority shall submit a written report to the Director of the Legislative Counsel Bureau for transmittal to the appropriate committee or committees of the Legislature. The report must set forth, without limitation:

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(a) The activities and meetings of the authority;

(b) Any findings made by the authority regarding the analysis required by subsection 3; and

(c) The plan or current draft of the plan developed by the authority pursuant to subsection 2.

600 S. Grand Central Parkway | Suite 350, Las Vegas, NV 89106
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Senate Bill 149 Frequently Asked Questions

What does Senate Bill 149 do?

This bill will modernize the RTC's governing statute NRS 277A and help the RTC prepare for future changes in the transportation field. The proposed legislation makes the following changes to the statute:

- Provides the specific ability to construct, develop, and operate a high capacity transit system.
- Clarifies the authority to fund, research, and develop projects that relate to innovative transportation such as autonomous vehicles.
- Clarifies the ability to invest in transit-oriented developments.
- Adds additional tools to assist with implementing high capacity transit and innovative technologies.
- Allows the RTC to request a sales tax ballot question to support transportation projects.

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Why do you need this bill?

This bill will codify what we are doing today and modernize our statute to give us the authority to implement innovative transportation projects beyond traditional bus services. This legislation helps prepare us for the next evolution of transportation in Nevada.

Why is the RTC helping develop innovative transportation technologies such as autonomous and connected vehicles?

One of the RTC's responsibilities is transportation planning for Southern Nevada. Part of that responsibility includes researching and developing transportation technologies that could be beneficial for the region.

What is High Capacity Transit?

High-capacity transit is a public transit system that may provide a higher level of passenger capacity in comparison to traditional bus service by potentially increasing the number of vehicles utilized by the system, the size of the vehicles, the frequency of vehicle rides, or travel speed. Some examples of high-capacity transit are bus rapid transit, light rail transit, and heavy rail**.**

Don't you already have the ability to construct, develop, operate and maintain a high capacity transit system?

Our existing language that discusses fixed guideway systems was primarily written for a monorail system back in the 1990s. SB 149 would expand our ability to address other forms of high capacity transit such as light rail. The existing statute is also vague, and the new language would give explicit authority to construct, develop, operate, and maintain such as system.

Can fuel tax revenue be used to support high capacity transit projects?

No, fuel tax revenue cannot be used to support high-capacity transit projects. Article 9 Section 5 of the Nevada Constitution says that any excise tax on gasoline or other motor vehicle fuel shall, except costs of administration, be used exclusively for the construction, maintenance, and repair of the public highways of this State.

What is a transit oriented development (TOD)?

A TOD is a mixed-use residential and commercial project that is designed to maximize access to a public transit system.

Why is the RTC interested in doing TODs?

Most transportation authorities in the West such as Denver, Phoenix and Salt Lake, play a critical role in facilitating TODs. TODs directly impact and benefit the RTC because they can increase transit ridership and fare revenue. Due to their walkability and access to mass transit, TODs also have the potential to decrease dependability on vehicles, which can in turn reduce congestion and improve air quality. Southern Nevada Strong's Regional Plan, the region's first federally recognized plan, also prioritizes TODs because they help create complete communities by seamlessly integrating housing, transportation, and economic development.

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What other entities can request a ballot question?

In Nevada, other entities such as library districts and school districts can work with their county to propose a ballot question.

What would the process be for getting a question on the ballot?

The RTC board would submit a recommendation to increase the sales tax to the County Commission. The recommendation must specify the proposed tax rate, the period the tax will be imposed, and the type of transportation project the tax will support. Once the recommendation is submitted to the County Commission, the County Commission will determine whether it wants to submit a ballot question at the next general election regarding the recommended tax. If the County Commission chooses to submit the question, then the County Commission will follow the standard steps for including a question on the general election's ballot.

Why did you include mayors as individuals who can be on your board, doesn't the statute already allow this?

Since some city charters in Nevada, including Sparks, do not designate mayors as city council members, this change merely makes it clear that both mayors and city council members are eligible to be members of the RTC board.

Why did you include the provision requiring the RTC to adhere to applicable land use regulations and interlocal agreements?

In building transportation projects, we wanted it to be clear that the RTC would adhere to the appropriate jurisdictions' land use and zoning regulations. We also thought it was important to clarify that the changes made in this statute would not impact the interlocal agreements we have with other government agencies.

What is the purpose of the liberal construction clause?

The liberal construction clause allows a judge to consider the object and purpose of a statute when reviewing the statute. This clause will help avoid any issues if the overall purpose of the statute indicates the RTC can do something, but it is not specifically said in our statute that we can do it such as pilot programs in relation to transportation. The liberal construction clause is needed to give the RTC the flexibility to address new technologies and other transportation issues that might not be specifically stated in our statute

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ASSEMBLY BILL NO. 234–ASSEMBLYMEN FUMO, WATKINS, FRIERSON, CARRILLO, YEAGER; ARAUJO, BROOKS, COHEN, DALY, FLORES, HAMBRICK, JAUREGUI, JOINER, MCCURDY II, MILLER, MONROE-MORENO, OHRENSCHALL, PICKARD, SPIEGEL, SPRINKLE AND THOMPSON

FEBRUARY 24, 2017

JOINT SPONSORS: SENATORS FORD AND WOODHOUSE

Referred to Committee on Transportation

SUMMARY—Revises provisions governing motor carriers. (BDR 58-651)

FISCAL NOTE: Effect on Local Government: Increases or Newly Provides for Term of Imprisonment in County or City Jail or Detention Facility.
Effect on the State: Yes.

CONTAINS UNFUNDED MANDATE (§ 1)
(NOT REQUESTED BY AFFECTED LOCAL GOVERNMENT)

~

EXPLANATION – Matter in ***bolded italics*** is new; matter between brackets **[**~~omitted material~~**]** is material to be omitted.

AN ACT relating to motor carriers; requiring certain motor carriers of passengers which transport certain persons with disabilities to ensure that each vehicle used for the transport is equipped with first-aid equipment and each driver of the vehicle receives training in first-aid and cardiopulmonary resuscitation; providing a penalty; and providing other matters properly relating thereto.

Legislative Counsel's Digest:

Under existing law, common motor carriers of passengers and contract motor carriers of passengers are subject to supervision and regulation by the Nevada Transportation Authority, with some exceptions. (NRS 706.166)

Section 1 of this bill requires a common motor carrier of passengers, contract motor carrier of passengers and any other person or entity, other than a taxicab motor carrier, providing a means of public conveyance and transportation operating in this State and which transports for compensation certain persons with disabilities, commonly referred to as "paratransit services," to ensure that: (1) each

vehicle used in the transport is equipped with a first-aid kit; and (2) each driver of a vehicle used for the transport receives training in first aid and cardiopulmonary resuscitation. Existing law makes a violation of this requirement a misdemeanor. (NRS 706.756) **Sections 2-5** of this bill make conforming changes.

THE PEOPLE OF THE STATE OF NEVADA, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Chapter 706 of NRS is hereby amended by adding thereto a new section to read as follows:

A common motor carrier of passengers, contract motor carrier of passengers or other person or entity providing a means of public conveyance and transportation operating within this State which, pursuant to the requirements of 49 C.F.R. § 37.121, transports for compensation within this State persons with disabilities who are eligible pursuant to 49 C.F.R. § 37.123 for the transportation shall ensure that:

1. Each vehicle used for the transport is equipped with a first-aid kit; and

2. Each driver of a vehicle used for the transport receives training in the use and administration of first aid and cardiopulmonary resuscitation that is conducted in accordance with the standards of the American Heart Association, the American Red Cross or any similar organization that includes certification in:

(a) First aid; and

(b) Cardiopulmonary resuscitation.

Sec. 2. NRS 706.011 is hereby amended to read as follows:

706.011 As used in NRS 706.011 to 706.791, inclusive, ***and section 1 of this act,*** unless the context otherwise requires, the words and terms defined in NRS 706.013 to 706.146, inclusive, have the meanings ascribed to them in those sections.

Sec. 3. NRS 706.156 is hereby amended to read as follows:

706.156 1. All common and contract motor carriers and brokers are hereby declared to be, to the extent provided in this chapter:

(a) Affected with a public interest; and

(b) Subject to NRS 706.011 to 706.791, inclusive ~~[.]~~ ***, and section 1 of this act.***

2. A purchaser or broker of transportation services which are provided by a common motor carrier who holds a certificate of public convenience and necessity may resell those services, in combination with other services and facilities that are not related to transportation, but only in a manner complying with the scope of authority set forth in the certificate of the common motor carrier.

The Authority shall not prohibit or restrict such a purchaser or broker from reselling those transportation services to any person based upon that person's affiliation, or lack of affiliation, with any group.

Sec. 4. NRS 706.745 is hereby amended to read as follows:

706.745 1. The provisions of NRS 706.386 and 706.421 do not apply to:

(a) Ambulances;

(b) Hearses; or

(c) Common motor carriers or contract motor carriers that are providing transportation services pursuant to a contract with the Department of Health and Human Services entered into pursuant to NRS 422.27495.

2. A common motor carrier that enters into an agreement for the purchase of its service by an incorporated city, county or regional transportation commission is not required to obtain a certificate of public convenience and necessity to operate a system of public transit consisting of:

(a) Regular routes and fixed schedules;

(b) Nonemergency medical transportation of persons to facilitate their participation in jobs and day training services as defined in NRS 435.176 if the transportation is available upon request and without regard to regular routes or fixed schedules;

(c) Nonmedical transportation of persons with disabilities without regard to regular routes or fixed schedules; or

(d) In a county whose population is less than 100,000 or an incorporated city within such a county, nonmedical transportation of persons if the transportation is available by reservation 1 day in advance of the transportation and without regard to regular routes or fixed schedules.

3. Under any agreement for a system of public transit that provides for the transportation of passengers that is described in subsection 2:

(a) The public entity shall provide for any required safety inspections; or

(b) If the public entity is unable to do so, the Authority shall provide for any required safety inspections.

4. In addition to the requirements of subsection 3, under an agreement for a system of public transit that provides for the transportation of passengers that is described in:

(a) Paragraph (a) of subsection 2, the public entity shall establish the routes and fares.

(b) Paragraph (c) or (d) of subsection 2, the common motor carrier:

(1) May provide transportation to any passenger who can board a vehicle with minimal assistance from the operator of the vehicle.

(2) ~~[Shall]~~ ***Except as otherwise provided in section 1 of this act, shall*** not offer medical assistance as part of its transportation service.

5. In a county whose population:

(a) Is less than 700,000, a nonprofit carrier of elderly persons or persons with disabilities is not required to obtain a certificate of public convenience and necessity to operate as a common motor carrier of such passengers only, but such a carrier is not exempt from inspection by the Authority to determine whether its vehicles and their operation are safe.

(b) Is 700,000 or more, a nonprofit carrier of elderly persons or persons with disabilities is not required to obtain a certificate of public convenience and necessity to operate as a common motor carrier of such passengers only, but:

(1) Only if the nonprofit carrier:

(I) Does not charge for transportation services;

(II) Provides transportation services pursuant to a contract with the Department of Health and Human Services entered into pursuant to NRS 422.27495; or

(III) Enters into an agreement for the purchase of its service by an incorporated city, county or regional transportation commission; and

(2) Such a carrier is not exempt from inspection by the Authority to determine whether its vehicles and their operation are safe.

6. An incorporated city, county or regional transportation commission is not required to obtain a certificate of public convenience and necessity to operate a system of public transportation.

7. Before an incorporated city or a county enters into an agreement with a common motor carrier for a system of public transit that provides for the transportation of passengers that is described in paragraph (c) or (d) of subsection 2 in an area of the incorporated city or an area of the county, it must determine that:

(a) There are no other common motor carriers of passengers who are authorized to provide such services in that area; or

(b) Although there are other common motor carriers of passengers who are authorized to provide such services in the area, the common motor carriers of passengers do not wish to provide, or are not capable of providing, such services.

Sec. 5. NRS 706.756 is hereby amended to read as follows:

706.756 1. Except as otherwise provided in subsection 2, any person who:

(a) Operates a vehicle or causes it to be operated in any carriage to which the provisions of NRS 706.011 to 706.861, inclusive, ***and section 1 of this act,*** apply without first obtaining a certificate, permit or license, or in violation of the terms thereof;

(b) Fails to make any return or report required by the provisions of NRS 706.011 to 706.861, inclusive, ***and section 1 of this act*** or by the Authority or the Department pursuant to the provisions of NRS 706.011 to 706.861, inclusive ~~[;]~~ ***, and section 1 of this act;***

(c) Violates, or procures, aids or abets the violating of, any provision of NRS 706.011 to 706.861, inclusive ~~[;]~~ ***, and section 1 of this act;***

(d) Fails to obey any order, decision or regulation of the Authority or the Department;

(e) Procures, aids or abets any person in the failure to obey such an order, decision or regulation of the Authority or the Department;

(f) Advertises, solicits, proffers bids or otherwise is held out to perform transportation as a common or contract carrier in violation of any of the provisions of NRS 706.011 to 706.861, inclusive ~~[;]~~ ***, and section 1 of this act;***

(g) Advertises as providing:

(1) The services of a fully regulated carrier; or

(2) Towing services,

↪ without including the number of the person's certificate of public convenience and necessity or contract carrier's permit in each advertisement;

(h) Knowingly offers, gives, solicits or accepts any rebate, concession or discrimination in violation of the provisions of this chapter;

(i) Knowingly, willfully and fraudulently seeks to evade or defeat the purposes of this chapter;

(j) Operates or causes to be operated a vehicle which does not have the proper identifying device;

(k) Displays or causes or permits to be displayed a certificate, permit, license or identifying device, knowing it to be fictitious or to have been cancelled, revoked, suspended or altered;

(l) Lends or knowingly permits the use of by one not entitled thereto any certificate, permit, license or identifying device issued to the person so lending or permitting the use thereof; or

(m) Refuses or fails to surrender to the Authority or Department any certificate, permit, license or identifying device which has been suspended, cancelled or revoked pursuant to the provisions of this chapter,

↳ is guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than $100 nor more than $1,000, or by imprisonment in the county jail for not more than 6 months, or by both fine and imprisonment.

2. Any person who, in violation of the provisions of NRS 706.386, operates as a fully regulated common motor carrier without first obtaining a certificate of public convenience and necessity or any person who, in violation of the provisions of NRS 706.421, operates as a contract motor carrier without first obtaining a permit is guilty of a misdemeanor and shall be punished:

(a) For a first offense within a period of 12 consecutive months, by a fine of not less than $500 nor more than $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

(b) For a second offense within a period of 12 consecutive months and for each subsequent offense that is committed within a period of 12 consecutive months of any prior offense under this subsection, by a fine of $1,000. In addition to the fine, the person may be punished by imprisonment in the county jail for not more than 6 months.

3. Any person who, in violation of the provisions of NRS 706.386, operates or permits the operation of a vehicle in passenger service without first obtaining a certificate of public convenience and necessity is guilty of a gross misdemeanor.

4. If a law enforcement officer witnesses a violation of any provision of subsection 2 or 3, the law enforcement officer may cause the vehicle to be towed immediately from the scene and impounded in accordance with NRS 706.476.

5. The fines provided in this section are mandatory and must not be reduced under any circumstances by the court.

6. Any bail allowed must not be less than the appropriate fine provided for by this section.

Sec. 6. The provisions of NRS 354.599 do not apply to any additional expenses of a local government that are related to the provisions of this act.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Fri 10/6/2017 6:51:00 PM
Subject: The Latest: Extreme Vetting and the Muslim Ban

[redacted]

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Extreme Vetting and the Muslim Ban

Harsha Pandurana, Faiza Patel, Michael Price

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Donna F. Edwards

Jeannie's story echoes that of a record number of women being held in prisons or on probation across the country.

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Upcoming Events

Extreme Vetting and the Muslim Ban

On September 24, the president made his temporary Muslim ban permanent, issuing a proclamation that indefinitely bars almost all travel to the United States from a list of countries. Its impact is overwhelmingly on Muslims. The Trump administration has also promised and begun implementing “extreme vetting” of travelers to the U.S.

How does the new Muslim ban work, and how is it related to “extreme vetting”? How do these policies affect immigrant and Muslim communities? What visitor and immigrant screening procedures are already in place, and how do they work?

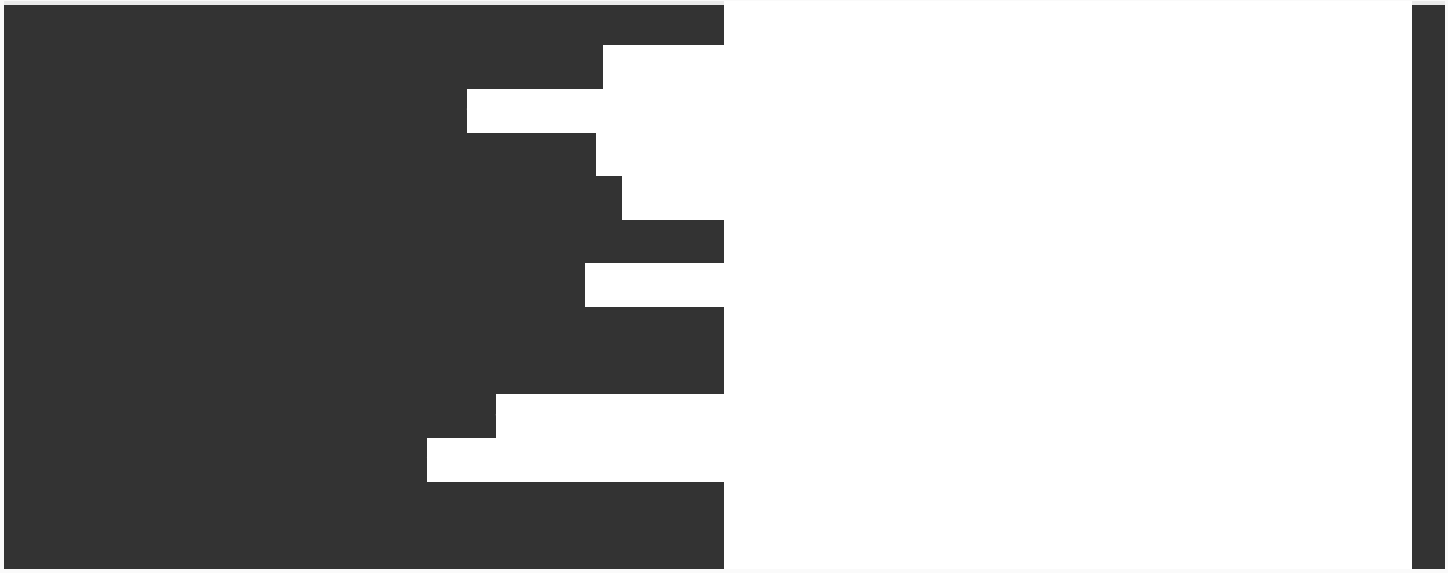
Join the Brennan Center and New York Immigration Coalition for a discussion on extreme vetting, the Muslim ban,

and the implications for American democracy.

- October 11, 2017 at 6:00 PM
- Vanderbilt Hall: Greenberg Lounge
40 Washington Square South
New York, NY 10012
- **RSVP today!**

Here's a snapshot of what happened this week:

[redacted]



To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Wed 1/7/2015 11:06:01 PM
Subject: Mobile Obsessions And Branch Love Affairs

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MOBILITY UPWARD

Smart device obsession spreads

How many times a day do you pull out your smartphone? Deloitte says 1 in 4 people do it as many as 50 times a day. And that's just one bit from the firm's new study. Read more

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Everybody uses this term now, says John Ginovsky, but consensus on its meaning eludes. Read more

"CROWDBANKING" WITH US

Share your definition of "digital banking"

Since we posted John Ginovsky's blog, above, on Sunday, Twitter followers from around the world have re-tweeted it. But we'd like to hear what *you* think "digital banking" is. Post your thoughts in the comment section on John's blog. Post your definition now

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

FREE WEBINAR

EMV rollout: customer engagement opportunity

Mainstream media have picked up the EMV rollout this week, but bankers have been weighing this for some time. While EMV will reduce card-present fraud, a surge of other frauds may result. LifeLock is sponsoring a Jan. 22 webinar to explore how best to engage with customers. Sign up now

VIEWPOINTS

To EMV or not to EMV?

Rising ecommerce trend and developments like Apple Pay complicate the decision, says Deloitte's Prakash Santhana. Read more

MasterCard's innovation video lookback is "priceless"

Remember the pager? Remember the telex? Remember the boom-box? Those are just three of the 15 past innovations that are oh-so-old news, as portrayed in a quick YouTube video published by MasterCard. The payments giant titled the video "Top 15 Innovations of All Time That We Won't Miss in 2015." Give you one guess what #15 is. (Hints: lettuce, kale, dead presidents, moohlah…) View the video

"MOOCs" keep going, but not towards the old hype

Pundits once thought MOOCs—massive open online courses—would replace higher education as we know it. But in an interview and video on the Wharton School's site, Daphne Koller, co-founder of the largest MOOC, Coursera, discusses where this disruptive educational channel is really heading. An excerpt:

"If you think about the 'Gartner Hype Cycle,' I think we're emerging from the 'trough of disillusionment.' The previous hype was completely unmerited because it was based on the presumption that MOOCs were going to put universities out of business, which is an idea that we neither endorsed nor believed was right." Learn more

FORWARD TO A FRIEND OR COLLEAGUE

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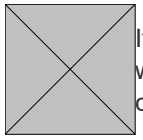

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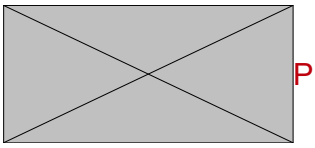

PUBLIC POLICY.

Friday, September 1, 2017

TOP NEWS

Obama DOL's Overtime Rule Struck Down

A Texas federal judge on Thursday invalidated the Obama administration's controversial rule expanding overtime protections to millions of white collar workers, saying the U.S. Department of Labor used a salary-level test that was too high to determine which workers are exempt from overtime compensation. Read more »

Trump Slashes Spending On ACA Promos, Assistance

The Trump administration on Thursday drastically cut spending on promotional efforts and consumer assistance for the Affordable Care Act's insurance marketplaces, despite having previously recognized the importance of such activities. Read more »

Analysis

Arbitration Opt-In Could Let NAFTA States Skirt Hang-Ups

A proposal reportedly being floated by the U.S. that would allow North American Free Trade Agreement countries to choose whether to opt in to its investor-state arbitration provision could present a quick fix to a political conundrum, but the likelihood of Canada and Mexico agreeing to it remains unclear. Read more »

Analysis

3 Takeaways From The Halt Of Texas' Sanctuary Cities Ban

A federal judge on Wednesday halted several major provisions of Texas' anti-sanctuary cities bill, known as S.B. 4, after finding the cities and counties challenging the measure were on solid ground with their First and Fourth Amendment claims. Here are three things to know about the decision. Read more »

Russia Ordered To Shut 3 US Diplomatic Facilities

The U.S. Department of State has ordered the Russian government to close three diplomatic facilities in the U.S., the agency announced Thursday, in a move said to help restore "parity" in relations between the countries after hundreds of American diplomats recently were directed to leave Russia. Read more »

BANKING & SECURITIES

Analysis

Harvey Shows Advisers Need To Prep For Hell Or High Water

As water continues to flood Houston nearly a week after Hurricane Harvey made landfall, experts say investment advisers across the country should take note and prepare for when disaster strikes in their own backyard — even if the U.S. Securities and Exchange Commission doesn't move to require firms to adopt emergency plans. Read more »

SEC Taps Ropes & Gray, Other BigLaw Attys For Top Posts

The U.S. Securities and Exchange Commission filled some of its leadership posts

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Pillsbury Winthrop
Proskauer Rose
Pullman & Comley
Robinson & Cole
Ropes & Gray
Saul Ewing
Sedgwick LLP
Shearman & Sterling
Slater & Gordon
Sullivan & Cromwell

on Thursday, naming Ropes & Gray LLP's Dalia Blass to direct an investment division and placing alumni from Gibson Dunn, WilmerHale, O'Melveny & Myers LLP, Drinker Biddle & Reath LLP and Davis Polk & Wardwell LLP as senior advisers. Read more »

Texas Sen. Can't Undo Atty's DQ In Securities Fraud Case

A Texas federal judge on Wednesday rejected an argument from Texas state Sen. Carlos Uresti that the defense attorney he retained in a criminal securities fraud case involving a fracking sand company was wrongly disqualified based on a conflict with a former client who's expected to testify against Uresti. Read more »

Australian Securities Agency Looks To Improve IPO Process

Australia's securities watchdog said Wednesday it wants to implement changes to the country's initial public offering process in response to a recent investor survey conducted by the agency, including greater access and information concerning companies' management team members, as well as more succinct and easier to understand prospectus statements. Read more »

ENERGY & ENVIRONMENTAL

Fed. Agency Illegally Blocked Mineral Royalty Rule: Judge

A California federal judge said Wednesday that the Trump administration had no authority to postpone the requirements of an Obama-era coal and mineral royalty rule after the measure had already gone into effect. Read more »

DC Circ. Won't Put EPA Chemical Rule Delay On Hold

The D.C. Circuit on Wednesday let stand the U.S. Environmental Protection Agency's delay of an Obama-era chemical risk management rule while it's being challenged in court, saying the environmental groups and an industrial union trying to nix the delay haven't shown that's warranted. Read more »

Industry Challenges EPA's Regional Consistency Rule

Three industry groups Wednesday asked the D.C. Circuit to strike down a U.S. Environmental Protection Agency rule that restricts the effects of a federal appeals court's decision on a nationally applicable regulation to that court's jurisdiction. Read more »

W.Va. County Injection Well Ban Barred By State Law: 4th Circ.

A divided Fourth Circuit panel said Wednesday that a West Virginia county can't prohibit EQT Production Co. and other companies from operating underground wells that store wastewater from oil and gas production, holding that such a ban would interfere with state laws. Read more »

Dem AGs Blast Pruitt's Guidance Over CPP Stay

A largely Democratic group of attorneys general and chief legal officers from 20 states and municipalities on Thursday slammed the head of the U.S. Environmental Protection Agency for issuing "premature and legally incorrect" guidance to states regarding the controversial Clean Power Plan. Read more »

HEALTH & LIFE SCIENCES

In Bipartisan Push, 8 Governors Float ACA Fixes

A bipartisan group of governors unveiled a blueprint Thursday for stabilizing Affordable Care Act insurance marketplaces and warned that Congress and the White House must quickly send a "strong signal" of support for the law. Read more »

IP & TECHNOLOGY

Deputy AG Calls Out Tech Cos. Over Encrypted Messages

Venable LLP
Vinson & Elkins
Watts Guerra
Weil Gotshal
WilmerHale
Zimmerman Law Offices PC
Zuckerman Spaeder

COMPANIES

ACA Compliance Group Holdings LLC
Aerospace Industries Association
Alkermes, PLC.
Allstate Corporation
America's Health Insurance Plans
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Insurance Association
American Petroleum Institute Inc.
Anchorage Capital Group LLC
Apple Inc.
Archstone-Smith Trust
Arkema SA
Australian Securities Exchange
AvalonBay Communities, Inc.
Baltimore Orioles
Burford Capital LLC
CITGO Petroleum Corp.
CTIA
Cephalon, Inc.
Chevron Corporation
Delaware Riverkeeper Network
EQT Corporation
Equity Residential
Financial Industry Regulatory Authority Inc.
Ford Motor Company
Goldman Sachs Group Inc.
Google Inc.
Infineon Technologies
Kinder Morgan
Lehman Brothers Holdings Inc.
LexisNexis Group
Lone Star Legal Aid
Major League Baseball Inc.
National Association of Insurance Commissioners
National Immigration Law Center
Natural Resources Defense Council

Deputy Attorney General Rod Rosenstein criticized technology companies for refusing to unlock encrypted messages wanted by the feds on Wednesday, saying that legislation may be necessary to force companies to comply with federal government investigations into terrorism. Read more »

Blind Advocate Sues Fla. Arena Over Website Accessibility

Fresh off a notable victory in a trial over requirements for businesses' websites under the Americans with Disabilities Act, a blind Florida man has turned next to a Southwest Florida sports arena's alleged failure to make its website accessible. Read more »

EMPLOYMENT

Fla. Court Backs Gov. Over State Atty In Death Penalty Fight

The Florida Supreme Court on Thursday denied a state attorney's challenge to the governor's unilateral reassignment of nearly 30 homicide cases after she refused to seek the death penalty in a high-profile murder case. Read more »

AEROSPACE & DEFENSE

Mattis Sends Congress DOD Security Check Transition Plan

Secretary of Defense James Mattis has signed off on a congressionally mandated proposal for the U.S. Department of Defense's industrial security unit to take over DOD-related background checks from a new federal agency facing a governmentwide backlog estimated by one industry group at more than 700,000 people. Read more »

IMMIGRATION

Trump Travel Ban Deal Allows Reapplication To Enter US

President Donald Trump's administration has agreed to contact travelers from seven majority-Muslim countries who were excluded from the U.S. due to his first executive travel ban order and advise them of their right to reapply for admission under the terms of a settlement announced on Thursday. Read more »

Report Shows Spike In ICE Detainers Under Trump

A Syracuse University research center released a new report Wednesday indicating that Immigration and Customs Enforcement's use of immigrant detainers shot up by almost 30 percent after President Donald Trump's inauguration, but is still well below peak levels in 2011. Read more »

NATIVE AMERICAN

DC Judge Says Freedmen Have Cherokee Citizenship Right

A D.C. federal judge ruled Wednesday that the descendants of slaves who had been owned by members of the Cherokee Nation have the same right as native Cherokees to citizenship in the tribe under an 1866 treaty, despite the Nation's efforts to exclude them from its rolls. Read more »

TELECOMMUNICATIONS

T-Mobile, Trade Group Weigh In On FCC's 'Blue Alert'

T-Mobile and a communications industry trade group have told the Federal Communications Commission that they endorse its plans to introduce "blue alerts," with T-Mobile expressing "broad support for the commission's efforts to protect the lives of America's first responders," but said the alerts should be incorporated into

New York Times Co.
New York University
Otsuka Holdings Co. Ltd.
Ranbaxy
Reed Elsevier
Sierra Club
Southeast Louisiana Legal Services Corp
T-Mobile USA Inc.
Texas RioGrande Legal Aid Inc.
Tishman Speyer Properties LP
United Steelworkers
Volkswagen
Warburg Pincus LLC

GOVERNMENT AGENCIES

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Centers for Medicare & Medicaid Services
Cherokee Nation
Commodity Futures Trading Commission
Defense Security Service
Department of Commerce
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Food and Drug Administration
International Court of Justice
NAFTA
National Security Agency
New Jersey Attorney General's Office
Office of Foreign Assets Control
Office of Natural Resources Revenue
Pennsylvania Department of Environmental Protection
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior

the existing emergency alert system. Read more »

PEOPLE

NJ Attorney General Taps Chief Counsel For Exec. Asst. Role

The chief counsel to New Jersey Attorney General Christopher S. Porrino has been tapped to fill the role of executive assistant attorney general, which recently became vacant due to the retirement of longtime employee Deborah R. Edwards, Porrino announced Thursday. Read more »

EXPERT ANALYSIS

How New US Sanctions On Venezuela Target Financing

Based on reports from the few days since the sanctions were issued, it appears likely the new sanctions will have their intended effect of restricting access to U.S. financial markets by the Venezuelan government and its state-owned enterprises, such as Petróleos de Venezuela SA, according to attorneys with Debevoise & Plimpton. Read more »

Insurers May Be Stuck Between Rock And A Hard Place: Part 1

Last week in National Fair Housing Alliance v. Travelers, a district court in Washington, D.C., ruled that insurers may be sued for disparate impact, and that they may be liable under the Fair Housing Act for the disparate impact of someone else's conduct. This decision threatens to put insurers in the middle of a crossfire with state regulators, says Robert Helfand of Pullman & Comey LLC. Read more »

Opinion

Indonesia's Troublesome New Patent Law

While President Joko Widodo has made some noteworthy progress to encourage innovation in Indonesia, his government has undermined its own strategic goals by badly weakening the country's intellectual property laws. These policies have stifled Indonesia's life sciences sector, says Stephen Ezell of the Information Technology and Innovation Foundation. Read more »

The Psychology Of Hourly Fee Arrangements

The range of possible and better fee agreements is wide. But such alternatives will become popular only if litigants confront the psychological tendencies shaping their existing fee arrangements, says J.B. Heaton, a partner at Bartlit Beck Herman Palenchar & Scott LLP. Read more »

LEGAL INDUSTRY

Slater & Gordon To Split Off Troubled UK Biz

Slater & Gordon Ltd. is continuing to struggle, saying Thursday it will split off its troubled U.K. business and turn it over to creditors while the publicly traded Australian law firm looks to focus on its core market at home. Read more »

Legal Tech Download: Tracking And Accelerating Innovation

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments in legal tech. Read more »

ABA Points Texas, La. Hurricane Victims To Legal Resources

The American Bar Association is teaming up with local state bar associations and legal aid providers in Texas and Louisiana to help victims of Hurricane Harvey find legal assistance in their efforts to recover from the historic flooding devastating the region. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Vinson & Elkins LLP and Levine Sullivan Koch & Schulz LLP topped this week's list

U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Personnel Management
U.S. Supreme Court
West Virginia Department of Environmental Protection
World Trade Organization

of legal lions after a federal judge tossed Sarah Palin's defamation suit against their client, The New York Times, while two plaintiffs law firms landed on the lambs list after the Seventh Circuit threw out a "worthless" settlement they reached in an MDL over the size of Subway's sandwiches. Read more »

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Alkermes, PLC.
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American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Insurance Association
American Petroleum Institute Inc.
Anchorage Capital Group LLC
Apple Inc.
Archstone-Smith Trust
Arkema SA
Australian Securities Exchange
AvalonBay Communities, Inc.
Baltimore Orioles
Burford Capital LLC
CITGO Petroleum Corp.
CTIA
Cephalon, Inc.
Chevron Corporation
Delaware Riverkeeper Network
EQT Corporation
Equity Residential
Financial Industry Regulatory Authority Inc.
Ford Motor Company
Goldman Sachs Group Inc.
Google Inc.
Infineon Technologies
Kinder Morgan
Lehman Brothers Holdings Inc.
LexisNexis Group
Lone Star Legal Aid
Major League Baseball Inc.
National Association of Insurance Commissioners
National Immigration Law Center
Natural Resources Defense Council
New York Times Co.
Otsuka Holdings Co. Ltd.
Ranbaxy
Reed Elsevier
Sierra Club
Southeast Louisiana Legal Services Corp
T-Mobile USA Inc.
Texas RioGrande Legal Aid Inc.
Tishman Speyer Properties LP
United Steelworkers
Volkswagen
Warburg Pincus LLC

GOVERNMENT AGENCIES

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U.S. Supreme Court
U.S. Department of State
U.S. Environmental Protection Agency
Federal Emergency Management Agency
Securities and Exchange Commission
U.S. Department of the Interior
U.S. Immigration and Customs Enforcement
Bureau of Alcohol Tobacco Firearms and Explosives
Centers for Medicare & Medicaid Services
Cherokee Nation
Commodity Futures Trading Commission
Defense Security Service
Department of Commerce
European Union
Federal Bureau of Investigation
Federal Communications Commission
Food and Drug Administration
International Court of Justice
NAFTA
National Security Agency
New Jersey Attorney General's Office
Office of Foreign Assets Control
Office of Natural Resources Revenue
Pennsylvania Department of Environmental Protection
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Labor
U.S. House of Representatives
U.S. Office of Personnel Management
West Virginia Department of Environmental Protection
World Trade Organization

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President Trump Continues to Spread False Claims of Rampant Voter Fraud

President Trump is at it again. Ahead of a re-election campaign stop in New Hampshire, the president told reporters that he would have won the Granite State if it weren't for widespread voter fraud.

"New Hampshire should have been won last time, except we had a lot of people come in at the last moment, which was a rather strange situation," Trump said. "Thousands and thousands of people coming in from locations unknown. But I knew where their location was."

So, how rare is voter fraud really? We reached out to those who would know best: the local officials who actually ran the election in 2016.

Election officials across 42 jurisdictions who oversaw the tabulation of 23.5 million votes in the 2016 general election estimated only 30 incidents of suspected noncitizen voting — that accounts for .0001 percent of the votes studied.

Six Months Ahead of the First Primary, Has Congress Done Enough to Protect the 2020 Election?

Our latest analysis finds that more than 1-in-10 voters could still cast their ballots on paperless voting machines, and 34 percent of all local election jurisdictions are using voting machines that are at least a decade old. This a serious risk to our democracy.

Last year, Congress provided $380 million to help with upgrades, but it wasn't enough. Take a look at Brennan Center's latest analysis to learn where we've made progress, and what's still to be done ahead of 2020.

Fewer People in Prison Doesn't Mean More Crime

Decades of criminal justice reform is beginning to show results. Take a look at our new report for the details.

There’s Never Been a More Important Moment to Become a Defender of Democracy

Join the fight against brazen voter suppression, gerrymandering, and threats to election security. When you become a **monthly donor** to the Brennan Center this August, your first three monthly gifts will be matched and you will receive a tote as a special thank you for your ongoing commitment.

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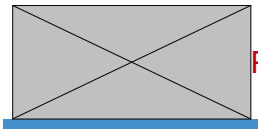

PUBLIC POLICY

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Thursday, July 7, 2016

TOP NEWS

EU's 1st Cybersecurity Rules Clear Final Hurdle

The European Parliament on Wednesday signed off on the bloc's first-ever cybersecurity rules, which require critical infrastructure operators such as banks and health care providers and digital service providers such as Google and Amazon to ramp up their security measures and report major data breaches.

House Lawmakers Move To Rein In DOL Regs In Spending Bill

House lawmakers on Wednesday unveiled a spending bill that appropriates $12 billion for the U.S. Department of Labor but includes provisions limiting the agency's ability to implement and enforce several policies, including its so-called fiduciary rule and regulations expanding overtime eligibility.

EXCLUSIVE: Commerce, AILA Fight For Better EB-5 Program

Congressional leaders must extend the EB-5 program and update it to fix a foreign investor application backlog, increase fraud protections and tackle other key issues, according to a letter from the American Immigration Lawyers Association, the U.S. Chamber of Commerce and others that was exclusively provided to Law360.

Agency Head's Private Email Open To FOIA, DC Circ. Says

A D.C. Circuit panel on Tuesday revived a political group's bid for emails that the White House's science and technology chief allegedly kept on private servers, ruling an agency head's emails can be subject to the Freedom of Information Act no matter where they are.

Calif., NY Back EPA's Cost Findings On Air Toxics Rule

California, New York and 20 other state and local governments have asked the D.C. Circuit to let them help defend the U.S. Environmental Protection Agency's cost analysis for a controversial air toxics rule, saying it is necessary to curb pollution coming from outside their borders.

Senate Bumps NJ State Judge To Federal Bench

The U.S. Senate on Wednesday overwhelming approved a New Jersey state judge to the federal bench, acting on a White House nomination that had languished on the floor of the legislative body for nearly a year.

Fla. Appeals Court Affirms Fine, Censure For Ex-Congressman

A Florida appeals court on Wednesday upheld a $58,000 fine against former

LAW FIRMS

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Barnes & Thornburg
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Consovoy McCarthy
Cravath Swaine
Crowell & Moring
Duane Morris
Eckert Seamans
Ervin Cohen
Fraser Stryker
Greenberg Traurig
Gupta Wessler
Herbert Smith Freehills
Hogan Lovells
Holland & Knight
Jeffer Mangels
Jenner & Block
King & Spalding
Kleinbard LLC
McDonald McCann
McGlinchey Stafford
Millberg Gordon
Olshan Frome Wolosky
Pinsent Masons
Quinn Emanuel
Seyfarth Shaw
Sive Paget

Republican U.S. Rep. David Rivera — and current candidate for the Florida House of Representatives — for breaking the state's ethics laws by failing to report income and accepting improper reimbursements for travel expenses when he was in the state Legislature.

ANALYSIS

UK Litigation Teams Ready For Post-Brexit Dispute Boom

U.K. litigation lawyers are poised for a bonanza as aftershocks from the country's decision to leave the European Union continue to roil financial markets with repricing not seen since the 2008 banking crisis.

Calif. Real Estate Regulation To Watch In The Second Half

California's affordable housing crisis and the state's tough environmental regulations are among the reasons lawyers say they will be keeping an eye on Gov. Jerry Brown and the state legislature in the second half of the year.

NY Real Estate Regulation To Watch In The 2nd Half Of 2016

New York developers are scrambling to find funding amid the recent end of 421-a tax abatement financing, and lawyers in the second half of the year will continue to keep an eye on that as well as other potential changes to New York's zoning and rent stabilization laws.

BANKING & SECURITIES

Complex Banks Need Complex Capital Rules: Fed Official

The Federal Reserve's lead official on regulatory matters on Wednesday said that efforts among Republicans to put forward a simple leverage ratio as a replacement for the Dodd-Frank Act's capital requirements for big banks would not work.

House GOP Seeks Investigation Into OCC 'De-Risking' Push

House Republicans have asked the Treasury Department's inspector general to investigate allegations that federal banking regulators are forcing banks to close accounts that potentially pose a money-laundering risk.

Canadian Regulators Tout Progress On Investor Protection

The Canadian Securities Administrators on Wednesday highlighted progress it has made instituting new investor protection rules over the last three years, including added disclosures, a new consumer complaint resolution system and other regulatory tweaks.

ENERGY & ENVIRONMENTAL

Wyo. Judge Tosses 'Open Land' Data Gathering Suit

A Wyoming federal judge on Wednesday tossed a lawsuit filed by conservation groups that alleges the state Legislature passed trespassing laws that improperly prevent private citizens from entering "open land" to collect information about agricultural pollution.

9th Circ. Backs EPA In Pesticide Buffer Zone Row

The Ninth Circuit on Tuesday shot down a challenge to the Environmental Protection Agency's decision not to require "buffer zones" as a way to shield children from airborne pesticide drift, saying the agency's refusal was backed by substantial evidence.

Okla. Urges 10th Circ. To Hear EPA Water Rule Challenge

The state of Oklahoma on Friday asked the Tenth Circuit to revive its bid to sink the federal government's controversial Clean Water Rule, arguing the appeals court may hear the matter despite the Sixth Circuit's prior ruling that it had

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Dow Chemical Co.
Duke Energy Corporation
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Goldman Sachs Group Inc.
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Hecla Mining Co.
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Krispy Kreme Doughnuts, Inc.
Lambda Legal Defense & Educational Fund
Land of Lincoln Mutual Health Insurance Co.
Lehman Brothers Holdings Inc.
Lexmark International, Inc.
McDonald's Corporation
Morgan Stanley
Murray Energy Corp.
National Association of Broadcasters
National Congress of American Indians
National Federation of Independent Business
Natural Resources Defense Council
Northwell Health Inc.
Portland Cement Association
Riverkeeper Inc.

jurisdiction over similar challenges.

EPA Slimed As House Approves Mine Cleanup Bills

The U.S. House of Representatives on Tuesday approved three bills to help clean up abandoned mines nationwide, as a leading Republican lawmaker slammed the U.S. Environmental Protection Agency's reaction to last summer's Gold King Mine spill that threatened state and tribal water supplies.

HEALTH & LIFE SCIENCES

Calif. Childhood Vaccination Law Opponents Sue State

The nonprofit organization Education 4 All and a group of parents have brought a privacy suit against California state officials in federal court over a new law mandating childhood vaccination and eliminating exemptions, accusing them of violating children's right to an education under California's constitution.

Panel On VA Health Care Scandal Calls For Swift Reforms

A panel formed in the wake of a scandal over health care wait times at U.S. Department of Veterans Affairs hospitals and related staff cover-ups released a final report Wednesday, saying "profound" deficiencies and inconsistencies with VA care remain and urging swift reforms.

TRANSPORTATION & INFRASTRUCTURE

Legislators Reach Deal On Short-Term FAA Extension

U.S. House and Senate leaders on Wednesday reached a deal on "must pass" legislation to extend the Federal Aviation Administration's authorization, a stopgap fix that locks in aviation security and funding programs for 14 months while punting hot-button issues such as air-traffic control reform.

Va. Drivers Challenge Road Tolls That Pay For Metro

Several northern Virginia motorists filed a proposed class action in District of Columbia federal court Tuesday against the agency building a large extension to Washington's Metro rail system, alleging the funding for the project violates the Constitution's separation of powers and their right to due process.

EMPLOYMENT

Court Tosses Challenge To Pa. Judicial Retirement Vote Delay

The Pennsylvania Commonwealth Court ruled Wednesday that the state legislature did not overstep its authority when it passed a resolution shortly before April's primary election delaying until November a ballot referendum on whether to raise the mandatory retirement age for judges.

COMPETITION

FTC Drops W.Va. Hospital Merger Challenge

The Federal Trade Commission dropped its challenge to a proposed West Virginia hospital merger after the state passed a law exempting hospitals from antitrust scrutiny but said Wednesday it wouldn't necessarily do so in all cases where states step in.

PRIVACY & CONSUMER PROTECTION

Clinton Officially Off Hook As Lynch Closes Email Probe

U.S. Attorney General Loretta E. Lynch said Wednesday the federal government

Sierra Club
Smithfield Foods Inc.
The Blackstone Group L.P.
The Coca-Cola Company
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Twitter Inc.
U.S. Chamber of Commerce
United Farm Workers
United Nations Commission on International Trade Law
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has formally closed its investigation of presidential candidate Hillary Clinton over her use of a private email system while at the U.S. State Department, a day after FBI Director James Comey recommended that no charges be brought.

TCPA Doesn't Apply To Federal Gov't Robocalls, FCC Says

The Federal Communications Commission held Tuesday that robocalls made by the federal government or on its behalf are exempt from the Telephone Consumer Protection Act, concluding that the government doesn't meet the law's definition of a "person."

Feds Urge Court To Block NC Transgender Bathroom Law

The U.S. government has asked a North Carolina federal court to block the state's controversial law banning transgender people from using the bathroom of their choice in public facilities, arguing the Fourth Circuit has already indicated in another ruling that it's likely to find the law discriminatory.

13 States Aim To Block Feds' Gender Identity Policy

A coalition of 13 states on Wednesday asked a Texas federal court to enjoin an Obama administration directive barring employers and schools from discriminating on the basis of gender identity.

9th Circ. Pressed To Limit Feds' Use Of Foreign Spying Data

The American Civil Liberties Union urged a Ninth Circuit panel Wednesday to require the government to get a warrant before querying personal data collected through foreign surveillance efforts for information about U.S. citizens such as an Oregon man convicted of a terrorist plot, an argument that drew skepticism from at least one judge.

GOVERNMENT CONTRACTS

GSA Wants Feedback On Data Releases Under Reporting Rule

The U.S. General Services Administration asked for feedback on the upcoming public availability of data gathered under a new GSA rule requiring vendors to submit monthly transactional data reports, noting Wednesday that only two of 11 report categories are planned to be exempt from release.

Illinois Shields Struggling Insurer From $32M ACA Tab

Co-op insurer Land of Lincoln has been temporarily relieved from paying $31.8 million it ostensibly owes under an Affordable Care Act risk management program, with the state of Illinois saying the hefty obligation would likely force the insurer into bankruptcy.

INTERNATIONAL TRADE

Travel Goods Groups Want Duty-Free Access Expanded

Clothing and travel goods associations on Tuesday blasted the Obama administration's decision to exclude Indonesia, Pakistan, the Philippines, Sri Lanka, Thailand and other developing countries from receiving duty-free access to the U.S. market for luggage and handbags under the Generalized System of Preferences.

TAX

IRS Floats Rule For Health Insurance Exchange Info Sharing

The Internal Revenue Service will propose rules this week to govern how state health insurance exchanges submit consumer information to federal tax authorities as part of its effort to track tax credits to help low-income families buy health insurance under the Affordable Care Act.

Commission
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U.S. House of Representatives
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
World Bank Group

Sen. Rand Paul Urges 6th Circ. To Revive FATCA Suit

U.S. Sen. Rand Paul, R-Ky., and several current and former U.S. citizens living abroad took their challenge to the Foreign Account Tax Compliance Act to the Sixth Circuit on Tuesday, arguing that the lower court erred in ruling that none of them have standing to sue.

NATIVE AMERICAN

Sen. Floats Bill To Halt Trafficking Of Tribal Objects

U.S. Senator Martin Heinrich, D-N.M., on Wednesday floated legislation aimed at stopping the theft and illegal trafficking of objects that have cultural and religious significance to Native Americans.

TELECOMMUNICATIONS

FBI, DOJ Back Data Breach Plan In FCC Privacy Proposal

The FBI, U.S. Department of Justice and U.S. Secret Service told the Federal Communications Commission on Tuesday that they support the FCC's plan to expand data breach notification rules to broadband providers as part of the commission's proposal to develop privacy rules for ISPs.

Ex-FCC Chief Pushes Agency To Move On 5G Plan

Fifth-generation wireless technology has the potential to usher in an economic boom that resembles one in the late 1990s triggered by telecom investment, former Federal Communications Commission Chairman Reed Hundt has told the agency, urging it to pave the way for 5G.

Cable Group Urges FCC To Keep Transparency Rule Guidance

The Federal Communications Commission must not fully set aside its guidance on how to follow the Open Internet Order's transparency rule, the American Cable Association said Tuesday, urging the commission to preserve in particular certain information for fixed internet providers.

Media Rules Could Hasten Demise Of Newspapers, FCC Told

The National Association of Broadcasters in a Tuesday filing continued to assail the Federal Communications Commission for proposing to largely stick with its media ownership rules and argued that maintaining current cross-control limits could hasten print newspapers' demise.

EXPERT ANALYSIS

SEC's New Cybersecurity Appointment And What It Tells Us

The creation of the U.S. Securities and Exchange Commission's cybersecurity policy senior adviser position, coupled with the substantial industry experience of the post's first incumbent, will likely have significant and immediate consequences for the financial industry, including an uptick in the number of cybersecurity investigations, say attorneys with King & Spalding LLP.

GSA Transactional Data Reporting Program: Should You Do It?

Whether the U.S. General Services Administration's pilot "transactional data reporting" program will produce the intended cost savings or ultimately result in a net reduction in the compliance burden Federal Supply Schedule contractors face remains to be seen. What is certain is that contractors that are eligible, but not required, to participate should carefully consider the pros and cons before taking the plunge, say attorneys with Crowell & Moring LLP.

9th Circ. CWA Case Poses Risks For Coal Ash Litigation

With its decision in Hawai'i Wildlife Fund v. County of Maui, the Ninth Circuit will be

the first federal appellate court in a decade to address whether discharges to groundwater that eventually reach navigable waters are governed by the Clean Water Act. The ruling could influence pending and future cases related to CWA liability for coal ash contamination, say Joshua Frank and Martha Thomsen at Baker Botts LLP.

The State Of Secured Lending In Mexico

Several recent changes in the Mexican laws governing secured transactions have made lending against personal property, such as equipment, inventory and accounts receivable, more attractive. Nevertheless, there are indications that there is still resistance by some lenders in Mexico to relying on such security, say attorneys with Strasburger & Price LLP, Struck Palafox y Perez Ortega SC and Bufete Villegas.

A Look At India's Latest Reforms For Startups, Investors

India is emerging as an entrepreneurial hub, and its relatively new administration has announced a number of reforms in 2016 to encourage entrepreneurs and investors. While stakeholders are committed to turning India into a “startup nation,” it is worth reviewing India’s policies in relation to the rest of the world, says Sukanya Hazarika of Duane Morris LLP.

LEGAL INDUSTRY

5 Ways To Win The Beauty Contest

Scant knowledge of a potential client's industry and underpreparedness can doom your chances of winning a so-called beauty contest before the first handshake, attorneys say. Here, experts share five tips to avoid that fate and ace the audition for a prospective client's services.

Quinn Emanuel To Offer $35K Signing Bonuses

Quinn Emanuel Urquhart & Sullivan LLP is offering a $35,000 signing bonus to third-year law school students who interview at the firm this fall and join as associates the following year, the firm confirmed on Wednesday.

Hogan Lovells Joins Defense Of Adnan Syed Of ‘Serial’ Fame

BigLaw has taken an interest in the criminal case of Adnan Syed, which was profiled in the popular podcast "Serial," with Hogan Lovells announcing Wednesday that it plans to represent Syed pro bono, following the news he was granted a new trial last week.

Revenue Bumps Seen By Trio Of London-Based Firms

London-based firms Allen & Overy LLP, Clifford Chance LLP and DAC Beachcroft LLP all saw a slight uptick in revenue for the fiscal year ended April 30, with percentages revealed by the firms on Tuesday sticking in the modest single digits.

Global 20: Skadden

Skadden Arps Slate Meagher & Flom LLP has grabbed global headlines over the past year, guiding The Coca-Cola Co. in its $13.9 billion sale of a Keurig Green Mountain stake to JAB Holding Co. and helping Credit Agricole SA settle allegations of facilitating foreign clients' illegal transactions, to earn a spot among Law360’s Global 20.

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Morgan Stanley
Sierra Club
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Amazon.com Inc.
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American Cable Association
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CSP Inc.
CTIA
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Keurig Green Mountain Inc.
Krispy Kreme Doughnuts, Inc.
Lambda Legal Defense & Educational Fund
Land of Lincoln Mutual Health Insurance Co.
Lehman Brothers Holdings Inc.
Lexmark International, Inc.
McDonald's Corporation
Murray Energy Corp.
National Association of Broadcasters
National Congress of American Indians
National Federation of Independent Business
Natural Resources Defense Council
Northwell Health Inc.
Portland Cement Association
Riverkeeper Inc.
Smithfield Foods Inc.
The Blackstone Group L.P.
The Coca-Cola Company
Tulsa Regional Chamber
Twitter Inc.
United Farm Workers
United Nations Commission on International Trade Law
Virgin Group Ltd.
Waste Management, Inc.
Zeughauser Group LLC
eBay Inc.

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U.S. Environmental Protection Agency
Federal Bureau of Investigation
Federal Trade Commission
Government Accountability Office
Internal Revenue Service
National Security Agency
U.S. Department of Education
U.S. Department of Health and Human Services

U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
World Bank Group
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
California Department of Finance
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Reserve System
Financial Crimes Enforcement Network
Florida Commission on Ethics
Florida House of Representatives
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Subject: Fintechs And Banks: Two Paths To Better Partnerships

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INVESTING IN DISRUPTION

API provocateur

More banks are actively investing in fintech companies whose apps they use. Live Oak Bank's Canapi, Inc., is one example. Managing Director Neil Underwood explains why "open APIs" are the key to banks' future. Read more

WORKING WITH FINTECH PARTNERS ... OR NOT

Can innovation get traction?

In a survey a group of banks says fintech innovation ideas actually make it through to implementation less than one out of four times. How can this ratio be improved? Read more

BANKER BOOK REVIEW

Predictions of digital humanity

Technology commentator Chris Skinner believes we are in the midst of a Fourth Revolution that will remake many aspects of civilization, including financial services. Banker-reviewer Brian Higgins says Skinner's *Digital Human* has important things to say about the industry's future, though he thinks Skinner puts too much faith in tech. Read more

TECH SHERPA

5 rules to picking a good tech vendor

Rule #1 from Anna Murray: Be realistic about who your bank is and who your vendor is. Read more

BEYOND THE BANK

What was hot, now is not

In the day of the mobile app, telephone banking seems less and less relevant. Read more

MAKING SENSE

As cybercrime soars, AI tools must ramp up

John Ginovsky says there's a new term you need to know: "cyber threat intelligence." Read more

UNCONVENTIONAL WISDOM

Take cryptocurrency seriously

Why Chris Skinner thinks Bitcoin is not a "fraud" or "bubble," but something you should be watching.

Read more

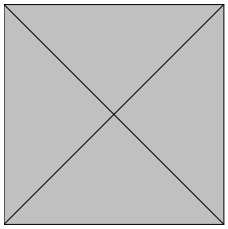
NEW WAYS TO PAY

Digital payments begins takeoff in earnest

Even as Americans continue to use checks for some transactions, faster digital payments have begun taking off. But IBM's Rajesh Venkatraman suggests many banks will find that ROI is some time off. Read more

SPROUTING INNOVATION

Student teams explore bank innovation



How community banks embrace technology is the subject of the 2018 college case study competition sponsored by the Conference of State Bank Supervisors. Fifty-four student teams will match up with a community bank to produce an entry. Read more

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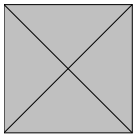

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*Tech Exchange is coordinated by **Steve Cocheo**,*

NOMINATE SOMEONE TODAY!

Banking Exchange kicks off "20 under 40" awards

Banking Exchange magazine has launched its first annual 20 Under 40 award program. The program will culminate in a special report in the magazine's June 2018 issue in which 20 noteworthy next-gen bankers will be profiled. Learn more about how to nominate someone

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Board risk role evolves

"The backing off by the Fed, making management accountable and challenging boards to make sure management is accountable, sets the right dynamic'"—***Scott Baret, Deloitte***—Read more

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Since Amazon became the #1 retailer in the world, consumer needs for ease and immediacy in all brand interactions have grown. This sponsored-content

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article from Harland-Clarke details three ways financial institutions can meet account holders' rising desire for instant, "on demand" financial services.
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From: Pete Deiana
Sent: Sun 6/28/2015 12:57:31 AM
Subject: child support order recieved in mail and your office protecting a criminal using the family system to commit fraud and criminal offenses
pleading-paper-lined-pdf publication by pete.pdf

Dear Mr. Steve Wolfson< District Attorney;

I Peter Deiana in proper person, refuse from this day forward to be bullied, threatened and treated with such a disgusting disregard to my civil and constitutional rights by your office, the family court system as a whole and the attorneys that continuously get well compensated for openly helping their clients that have the financial means to hire these dirtbags commit serious offenses; criminal offenses and hide them from prosecution under the cover of the family courts. Now this isn't true for all litigants; It stands true if you are of the female sex you very easily can get away with serious serious criminal offenses, offenses that carry felony d and worse charges! In my particular cases (plural) the justice system we know as family courts has failed me twice. completely ruined my life to where i've contemplated taking my own life. both these women have committed serious criminal offenses against myself your office and the courts. I have more than enough proof; I have presented my obligation of proof in the first case with Rebecca Deiana, Stiltz, and whatever she has changed her name to now, Hinkle I believe. Multiple jurisdictions multiple courts multiple child support offices multiple counties and states and always the legal system fails to take responsibility and do what they are obligated to do.... RIGHT THE WRONGS AND PUNISH THE CRIMINALS> It has been shown to me over and over again that the judges that have been elected to their benches fail us as men over and over and over again because it is much easier for them to continue their careers under the cover of "the norm and acceptable" then to take a stand and risk the persecution by their piers then to believe that the things that I and i'm sure 1000's o other men have accused these women of doing; THAT IN FACT THESE WOMEN ARE VERY CAPABLE OF COMMITTING THESE GROSS AND COMPLETE LACKING OF REMORSE AND MORAL STANDARDS IF ANY STANDARDS AT ALL!!! Somebody needs to take a stand and change your spineless practices and start prosecuting these women and judges and attorneys that are ruining; completely ruining countless lives day in and day out and at day end never giving them another thought as the add to our homeless, add to our drug addiction epidemic, add to the horrible rise in suicides and worse of all add the number of children that grow up without a father, when the father wanted nothing more than to be a father to that child and the growing number of our youth that are suffering from mental instability issues handed down from you officials showing total disregard to the long term consequences of your actions. When did we stop caring about what was right and wrong and right in front of our faces and start ruining lives because this book says here says such and such is the only scenario possible and this party should always be given no doubt to the statements being true. Over the last six to seven months I have studied so much on family law and scenarios that are documented as case study and opinions and turned into the bible on how to deal with certain offenses, to the point that nobody has to think nobody has to use common sense just open the book and the book will cast a shadow on the offending party and on with the ruining of lives we go. so much studying it literally made me sick to see how many regulations and statues as case studies and laws where written and published being completely sexiest and against the man from beginning to end. That is what got us here today, it started a movement by these women that should be stripped of their parental rights for doing these acts toward and directly affecting the innocent children the family courts says they act in the best interest of. Completely not A TRUE STATEMENT ON THE COURTS PART. iF i CAN TAKE THE N.R.S THAT EXPRESSES HOW THE SYSTEM SHOULD COME TO THEIR CONCLUSION ON THE BEST INTEREST OF CHILD, AND I can with out a doubt that these women especially Ashley have violated ever one of the regulating factors of these guidelines and ultimately gets ignored and swept aside by rebuttals of complete lies false

allegations and perjury and all out fraud. Well I am going to be making that stand myself!!! I WILL NOT GO ALONG WITH EITHER COURT ORDER OF SUPPORT FROM THIS DAY FORWARD. Instead I will be continuing this front against both parties, the courts and the lawyers at fault for letting these behaviors and actions continue on without consequence but with out a doubt is ruining countless amounts of lives day in and day out. This needs to change. I have written a great number of emails to a great number of agencies and offices about the specifics of my current case or onset of false allegations, false police reports, crimes against my person and crimes against public, perjury, fraud upon the courts, fraudulently presenting herself as a victim of specific domestic violence acts that she Ashley, actually committed against myself in the direct presence of my children, child abduction and serious onset of alienation.Alienation of affection; a multiple year onslot of alienation delivered by my wifes mother directly and personally. And more, all provable, most are very obvious. obvious and very provable case of multi state criminal conspiracy involving a minimum of 5 individuals which includes but not limited to false testimonies/willingness to provide false testimonies, to do with false criminal allegations to gain imprisonment of myself and judgements in my wife's favor. including my wife's attorney, her brother her mother her father her friend and our babysitter Jamie Houston resident of enterprise, southern highlands in southern las vegas and runs a day care that is past legal capacity on most days in reference to license, employees, space and number of children. Her brother Rob Mcclelland resides in albuquerque new mexico, Mother and father Kathi and Bob McClelland from Tucumcari, new mexico and own 2 pharmacys and is currently under their second serious investigation by the pharmacy board for illegal practices and distributions of controlled and dangerous drugs. It should be known I am a main witness and have provided a great deal of evidence in this case with the pharmacy board of new mexico and these people know this to be true and I propose a threat to their fraudulent and illegal lifestyle. Attorney is Gary Zernich and is very privy to all this information and knows it to be true and has taken a personal interest toward destroying my character and continues to help his client in her hidden and illegal agendas. Now know all these statements to be very true and that I do hold evidence and proof to all accusations i have made in this statement and all others I have written and will continuously write and distribute thru out until Justice; true justice prevails. And I will take this to the upper courts and will continue to insist somebody of authority stands up and takes charge and these individuals are rightfully charged and prosecuted with the criminal charges they deserve and my children are reunited with me and my civil, personal and constitutional rights are no longer being violated. I will not tolerate being illegally and fraudulently being stripped of my rights to a father/child relationship for 6-7 months now; completely denied over 600 attempts at visitation will also being abused under the cover of the family courts. And I definitely will not fund these women's fraudulent and illegal activities with $1600.00 a month in judgements against me. I havent made $1600.00 a month in at least the last 3 months!!!! and recently find myself unemployed. Even though my wifes reward from success in her agendas against me is becoming a million aire (no longer cut off from family money and inheratances by her mother) I will have no argument to taking care of my responsibilities but not under these circumstances. I will prevail in complete reversals in both cases. If you feel that it proves a point or somehow helps or fixes anything by putting me in jail, then so be it. I will add wrongful imprisonment to the fight and will immediately continue my fights for justice against the unbelievable actions of these women the second and every time I am released.

Thank you in advance,

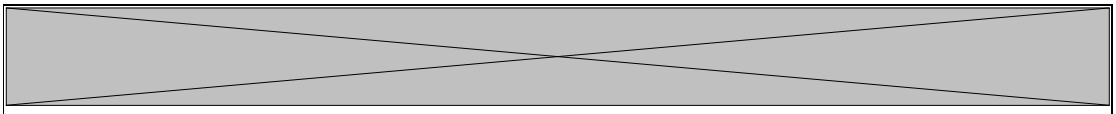
Pete Deiana
[redacted]
cell [redacted]

I am writing every news channel in town asking, pleading and begging each and every station to please check into airing and investigate the unfair and corrupt going on at Las Vegas' family courts... especially my current case which is completely riddled with lies, multiple counts of fraud and at different levels,' Ashley Deiana represented by Gary Zernich attorney and fraudulently as it gets Susie Lewis victim Advocate vs Peter Deiana, judge assigned Denise L. Gentile case D-15-509839-D

Child abduction and parental alienation. My wife has concealed my kids from me for going on 7 months now. In order to try to cover up her wrong doings she has hired an attorney who I know knows of her true intentions and illegal actions, which makes him in the wrong by every means. There are regulations he has to follow that would hold him himself liable for charges along side of his clients if not followed and he still continues to aid her in her illegal actions. Once in family court the women's word is gold. For about 7 months instead of concentrating on a divorce and custody case I've had to put all my attention toward fighting false allegations, false police reports, keep from being wrongfully imprisoned, restraining and protective orders obtained under false pretensions, false reports or domestic violence on my behalf (there was but was her that attacked and assaulted me with closed fists in the presence of our children), and her fraudulently playing the role of a battered women's victim and receiving and openly accepting benefits set aside to aid actual battered women along with placing my kids into this role as well. I have no money to fight this but am doing my best studying every waking hr not at work and filing what i can. I have put in 2 applications to continue without paying filing fees and both have been ignored and the courts so far have overdrawn my account for $300.00 that i don have extra to replenish that account. My wife has endless funds available; the main reason all this happened is because her mother cut her off financially and rewrote wills cutting her from any and all family money's and inheritances unless she left me. They have millions of dollar's. This all has caused great damage to me professionally, mentally, physically, sociably, and has greatly threatened and damaged my relationship with my children along with my character. And being in family courts I have no avenues to take, every authority I try to file charges with says no it is family courts problem. We'll family courts are letting her get away with practically murder!! Most illegally actions along with the previously forgotten to mention criminal conspiracy involving at least 5 others all hold a charge yield a felony D count. And my hands are tied, it would seem that because she's a women in the family court system, she is granted immunity from her illegal activity. These going on are very wrong in every-way; moral, constitutionally, violates civil and constitutional rights, father's rights and ethically with 2 innocent children caught in the middle. The main objective her and her conspirators are trying to achieve is 1: cover up the fact that she is and always has been the aggressor not the victim, she committed a violent assault on her husband in the presence of our children while the husband/father was trying to remove himself and retreat from the confrontation that she so willingly turned combative. noted that husband did not

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Adrian Moore
Sent: Wed 9/9/2015 4:08:06 PM
Subject: [Newsletter] [Marketing Mail] September Pension Reform Newsletter

To view this email as a web page, go here.



Issue No. 21 - September 2015
Reason Foundation

This newsletter highlights articles, research, opinion, and other information related to public pension problems and reform efforts across the nation. To find previous editions, please visit http://reason.org/newsletters/pensionreform/.

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Articles, Research & Spotlights

Examining the Cost-Effectiveness of DC plans vs. DB plans

By Truong Bui, Reason Foundation

Critics of pension reform aiming at replacing defined benefit (DB) plans with defined contribution (DC) plans often argue that DB plans are more cost-effective thanks to their superior investment returns and annuity feature. A recent paper by pension expert Josh B. McGee at the Manhattan Institute examines the validity of those claims. Below are the key findings of the paper:

- Previous reports that found higher investment returns for DB plans overestimated those returns by conflating the effects of plan size and plan design (bigger plans tend to earn higher returns than smaller plans). Correcting for this bias considerably reduces the performance gap between DB plans and DC plans. The paper finds that the gap is generally not statistically significant.
- Accounting for plan size also shows negligible differences in money-management fees between DB plans DC plans
- A proper cost comparison between DB plans and DC plans must include the cost of carrying pension debt, which is a significant cost driver for DB plans. For example, carrying a 10 percent pension debt would increase annual cost as a percentage of payroll by about 70 percent, and carrying a 20 percent pension debt would increase the cost by 140 percent.
- Limited annuitization in private DC plans is largely the result of federal regulation. Yet, many private

DC plans do offer annuities. Moreover, public DC plans not subject to such regulation can and have provided annuities that are priced similarly to those provided by public DB plans.

To read the full paper, go here.

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Paying Down Unfunded Pension Liabilities Through Asset Sales and Leases

By Leonard Gilroy, Reason Foundation

State and local governments across the nation are facing massive unfunded public pension liabilities, with estimates ranging anywhere from $1.1 trillion to $4.7 trillion. Fortunately, there is now a robust discussion about pension reform, especially policies that are designed to make pension systems more financially sustainable and avoid additional unfunded liabilities.

However, there has been relatively little discussion about how to reduce existing unfunded liabilities, mainly because significant reductions in already-promised benefits receive little public support and face major legal and political obstacles. There is thus an urgent need to fund those liabilities in ways that impose the least additional burden on taxpayers.

One promising strategy that policymakers are starting to consider is the sale or lease of government assets-such as land, buildings, infrastructure or enterprises-and the use of proceeds to pay down existing pension debts and thereby put public pension systems on a healthier financial footing. A recent brief by Reason Foundation considers such an approach as a complement to comprehensive pension reform efforts that seek to reduce future unfunded liabilities by shifting away from traditional defined-benefit pension systems.

To download and read the full brief, go here.

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Proposed Pension Initiative Threatens the California Rule

By Adam Crepelle, Reason Foundation

California unions have taken issue with a proposed statewide pension reform initiative that would give voters "the power to approve or reject compensation and retirement benefits of government employees." Public employee unions do not like the initiative and are particularly concerned about its potential to overturn the "California Rule."

The California Rule is a 1955 California court creation that forbids the reduction of pension benefits for current government employees unless the reduction is accompanied by an offsetting increase in benefits. A consequence of the California Rule is that pension benefits for public employees can never be decreased, even if the costs of the pension benefits are unsustainable. Thus, the California Rule limits pension reform efforts to future employees-those who haven't been hired yet.

Granting contractual protection to pension benefits a worker has already earned is appropriate. Future pension changes, for work yet to be performed, are different matter. Employees do not have contractual rights to pension benefits they have not earned yet. The United States Supreme Court has held future public employee benefits, as well as any other condition of employment, can be changed. Yet, the state's courts have given unearned pension benefits untouchable, sacred status.

To read the full article, go here.

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Taking on Infrastructure, Pension Challenges in Georgia

By Leonard Gilroy, Reason Foundation

In May 2015, Georgia Gov. Nathan Deal signed into law Senate Bill 59-the Partnership for Public Facilities and Infrastructure Act-which enables the state and local governments to use public-private partnerships (PPPs) for the private financing and development of "social infrastructure," such as higher education facilities, schools, public health facilities and other public buildings. The passage of SB 59-the culmination of over two years of work to advance the concept by the bill's sponsor, State Senator Hunter Hill-places Georgia among the early leaders in providing a statewide legal framework for social infrastructure PPPs, alongside pioneers like Virginia, Texas and Florida.

At the same time, Sen. Hill sponsored legislation to transition the state teachers' pension system from a traditional defined-benefit pension plan to a hybrid defined-benefit/defined-contribution plan that would have lowered financial risks to the state and provided a more equitable retirement system for

teachers of all experience levels. Like many pension plans covering public school teachers, the current system punishes younger teachers by backloading retirement benefits, pushing the bulk of benefit accumulation toward the years close to retirement.

Reason Foundation Director of Government Reform Leonard Gilroy recently interviewed Sen. Hill on his social infrastructure PPP legislation, the need to reform the state teachers' pension system, and more.

To read the full interview, go here.

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New Jersey Residents Will Get Fewer Services as Public Pension Costs Skyrocket

By Leonard Gilroy, Reason Foundation

It's no secret that New Jersey's government worker pension systems are a looming fiscal disaster. What may not be clear to taxpayers at this point is that unless meaningful reforms are enacted to rein in the problem, spending on pensions will increasingly poach funds from other government services. In effect, spending on government services like K-12 education, policing and higher education will be crowded out by the costs of benefits for a workforce that is no longer working.

The New Jersey Supreme Court recently ruled that the Christie administration's $1.6 billion cut to the state's required annual pension contribution for 2015 fiscal year to help balance the budget was legal. While the administration may be breathing a sigh of relief that it won't have to restore those cuts given the state's empty coffers, the ruling simply leaves more pension debts to be paid by future taxpayers.

Worse, pension costs are set to skyrocket regardless. The state treasurer estimates that those costs are set to rise to almost $6 billion annually in the coming years. It's important to understand that the state is in this predicament because its leaders systematically underfunded pensions going back at least a decade, in part because they preferred to spend the money on other state services.

To read the full article, go here.

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California Public Employee Pension Funds Prepare for Year of Crappy Returns

By Scott Shackford, via Reason.com

During the big recession, California's pension funds took a pounding, earning just one percent in returns in 2012, by way of example. That is a bit of a problem when the fund promises 7.5 percent returns over the long run to retirees. The pension fund's assets, as a whole, lost a quarter of its value during the financial crisis. Since the pensions are guaranteed, though, the plunge required municipalities and school districts to increase their contributions, thus adding even more to local government financial problems.

The funds bounced back big time last year, with the California Public Employee Retirement System's (CalPERS) returns hitting 18.4 percent. But, the *Wall Street Journal* notes, the pensions are set to underperform again this year.

To read the full article, go here.

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Busting the Myth That Actuarial Assumptions Drive Costs

By Truong Bui, Reason Foundation

In this article , Brian Septon at The Terry Group lucidly explains the flawed logic in "managing" actuarial assumptions to manage pension costs. The article addresses a common misconception that pension plans can reduce or raise costs by adjusting their actuarial assumptions. For example, it is often believed that assuming a higher rate of return reduces costs by lowering contributions, or that using newer mortality tables that reflect improved life expectancy increases costs.

Those beliefs are wrong. Assuming a higher rate of return doesn't reduce costs if actual returns fall short of the assumption. Newer mortality tables simply recognize the reality that people are living longer and pension costs have already increased. Failing to recognize that reality doesn't reduce costs. The truth is: "Assumptions don't drive costs. Reality drives costs."

While actuarial assumptions don't change costs, they do affect the cost allocation over time. A higher than warranted assumed rate of return reduces today's contributions at the expense of future

taxpayers.

To read the full article, go here.

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Pension Bonds Encourage Underfunding

By Truong Bui, Reason Foundation

Many economists consider Pension Obligation Bonds (POB) as risky gimmicks attempting to gamble on borrowed money. A recent article at ProPublica explains how a deeper problem with POBs lies not in mere investment risks, but in perverse political behavior.

Despite warning about their risks, POBs' popularity among governments seems to have not waned. According to the article, governments issued $670 million of POBs during the first half of this year, more than double the amount sold for the whole last year. And more is yet to come.

Besides investment profits, new accounting rules may be an important factor driving the current POB boom. The new GASB rules require heavily unfunded plans to use a lower discount rate to value liabilities. This inadvertently encourages poorly funded plans to borrow money to resume using the high discount rate, creating a false impression that the funded status is better than it really is.

Pension bonds themselves are not as much a problem as the ensuing political behavior. Plans that issue POBs tend to subsequently have "pension holidays", failing to pay the required contributions in full. A review by ProPublica of the 20 largest POB issues since 1996 found that governments in three-fourths of the issues underpaid pension contributions after the bond sales. This is consistent with public choice theory: issuing POBs makes the pension plan look artificially better, allowing politicians with short-term political horizon to shift money to more immediate needs at the expense of future taxpayers.

To read the full article, go here.

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Pew Report on State Pension Debt

By Truong Bui, Reason Foundation

State pension plans remain to be significantly underfunded with many plans failing to properly pay annual required contributions (ARC), according to a new brief by Pew. The aggregate unfunded liability for state plans was $968 billion in 2013, and is expected to remain over $900 billion despite recent reforms and favorable investment returns. Only 24 states paid at least 95% of their ARCs in 2013, and states that consistently did so from 2003 to 2013 had pension plans that were 75 percent funded, while those states that didn't were funded at 68 percent.

Even paying the ARC in full does not necessarily improve a plan's funded status. Part of the ARC is the debt payment, intended to pay down the unfunded liability. However, many plans adopt rolling amortization policies that lead to perpetual negative amortization (i.e. the debt payment never exceeds the interest cost), so that the unfunded liability is never paid off even if the ARC is paid in full. The brief notes that new GASB accounting standards can help policymakers better evaluate the sufficiency of a plan's funding policy.

To read the full brief, go here.

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Quotable Quotes on Pension Reform

"Your political horizon is relatively short term and these types of obligations are really long term in that you're not just talking [about paying it off] over decades, but sometimes generations,"
- Todd Ely, assistant professor at the University of Colorado at Denver

"Conditions that led to large market returns in the 1980s and 1990s no longer exist. It is not reasonable to look at 30 or 40 years of returns and assume they will continue."
- Matthew Smith, state actuary for Washington

"States discount their liabilities - I think Illinois uses a discount of 7.5 percent [it's between 7 and 8] - arguing that's the expected [annual] return on their portfolio. But the expected return on a portfolio is totally irrelevant. What counts is, how risky are the claims that you have to meet? You've made a

promise to your employees that you'll pay them a certain fraction of their income that is usually indexed. Which means it's a risk-free real outcome. What's the risk-free real rate? Is it anywhere near 7.5 percent? It isn't. Historically, it's like 2 percent. A 2 percent discount rate would approximately triple Illinois's pension liabilities."
- Eugene Fama, Nobel laureate in Economics

"If you're AAA or AA rated and you've got significant and visible unfunded pension obligations, you've only got one direction to go in terms of rating, and that's potentially down."
- Jeff Lipton, head of municipal research in New York at Oppenheimer & Co

"Unions do not like to draw attention to the deficits, for fear benefits will be cut. Politicians do not want to pick a fight with the unions, or increase taxes and annoy voters. Instead, states and cities tend to hope that rising markets will make the problem disappear."
- The Economist

"The recommendations made by pension actuaries, like which mortality table to use, are largely hidden from public view, but each decision ripples across decades and can have an outsize effect."
- Mary Williams Walsh, The New York Times

"The money manager knows to a penny what the fees are. The only explanation is that the pension fund has chosen not to ask the question because, from an accounting and legal perspective, those numbers have to be readily available. They are intentionally not asking because if the fees were publicly disclosed, the public would scream."
- Edward A. H. Siedle, pension fraud investigator and former lawyer at the Securities and Exchange Commission

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Pension Reform Handbook

For those interested in the process and mechanics of pension reform, Lance Christensen and Adrian Moore published a comprehensive starter guide for state and local reformers. This handbook aims to capture the experience of policymakers in those jurisdictions that have paved the way for substantive reform, and bring together the best practices that have emerged from their reform efforts, as well as the important lessons learned.

To access the handbook, go here.

Contact the Pension Reform Help Desk

Reason Foundation set up a Pension Reform Help Desk to provide information on Reason's work on pension reform and resources for those wishing to pursue pension reform in their states, counties, and cities. Feel free to contact the Reason Pension Reform Help Desk by e-mail at pensionhelpdesk@reason.org.

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Follow the discussion on pensions and other governmental reforms at Reason Foundation's website or on Twitter @ReasonReform. As we continually strive to improve the publication, please feel free to send your questions, comments and suggestions to adrian.moore@reason.org.

Adrian Moore
Vice President, Policy
Reason Foundation

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Subject: Don't Delay! Only 2 weeks left to Sign up for the Track Inspection Workshop - May 1-4, 2018

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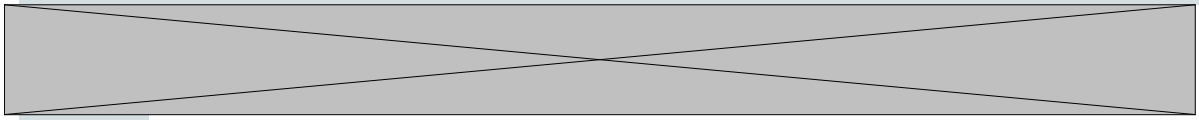
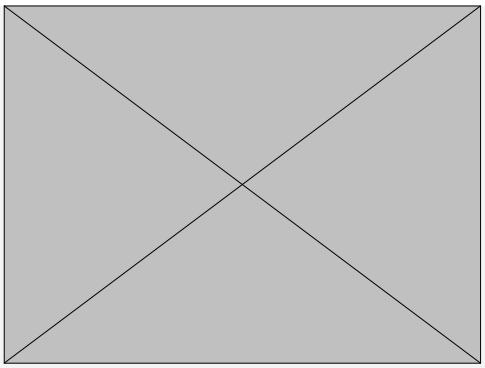


Track Safety Standards Part 213 Classes 1-5 Workshop

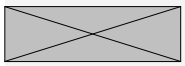


Don't delay! Sign up today.
Understanding the FRA Track Safety Standards and the track inspection process.

May 1-4, 2018
Council Bluffs, Iowa

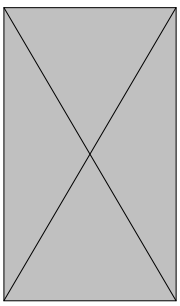
This 3.5 day workshop uses an interactive approach to introduce you to the FRA Track Safety Standards (TSS) for Classes of track 1-5. Class 1, Regional and Short Line operators, Industrial plants, and contractors will find this workshop valuable for those responsible for compliance with the TSS. Upon completion of this course, attendees will have an introductory understanding of how to apply TSS for inspecting track, recording defects, and taking necessary remedial action.

Emphasis during this course is placed on: FRA Qualification, Compliance, Railroad/Track Owner Responsibility, Class Specific Defects, Non Class Specific Defects, Turnout Inspections, Rail Defects, and Inspection Report Requirements.



$899.00

Track Safety Standards Subpart A-F

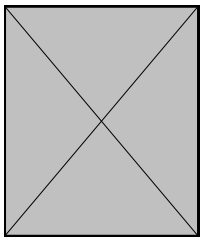


49 Part 213, Subparts A-F. Classes of Track 1 through 5: Applies to track required to support passenger and freight equipment at lower speed ranges. Includes Defect Codes and Appendices A, B, and C to Part 213. The standards cover general information, Roadbed, Track Geometry, Track Structure,

Track and Rail and Infrastructure Integrity Compliance Manual - Volume II, Track Safety Standards

2017 Edition. This book consists of the guidance the FRA provides to its inspectors to properly apply the Track Safety Standards (TSS) during inspection activities.

Track Appliances and Track-Related Devices, and Inspection. Effective date: 4-3-17



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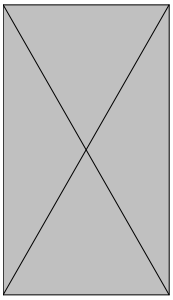
Track Safety Standards Subpart G



49 CFR 213, Subpart G. Classes of Track 6 and Higher: Applies to track required to support the passage of passenger and freight equipment in specific, higher speed ranges. Includes Defect Codes and Appendix C to Part 213 - Statement of Agency Policy on the Safety of Railroad Bridges. Effective date: 4-3-17

$10.00

Track Safety Standards Calculator

No more thumbing through the track safety standards to find what you need. This slide rule type calculator contains many of the details for Classes of track 1 through 5. The slide rule format makes it easy to quickly find the measurements you are looking for. All standards are compliant with the Federal Railroad Administration's (FRA) Part 213-Track Safety Standards.Updated 7-11-13.

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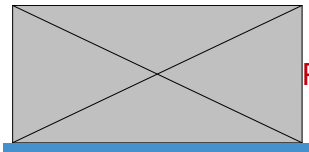

PUBLIC POLICY.

Law360 Closed For Christmas and New Year's Day

Regular newsletter service will resume on Tuesday, January 2.

Friday, December 22, 2017

TOP NEWS

Analysis

Tax Bill Tops Trump's Year One Legislative Victories

President Donald Trump's efforts in Congress this year hit a high point Wednesday with the passage of a sweeping tax overhaul, but that came after several speedbumps and intraparty squabbles that experts said aren't likely to make his sophomore year any easier. Read more »

Analysis

Kozinski's Exit Escalates Fight Over 9th Circ. Seats

Judge Alex Kozinski's retirement from the Ninth Circuit this week amid allegations he behaved inappropriately adds another vacancy to the high-profile appellate court, which was already a battleground in the ongoing struggle over President Donald Trump's drive to put his stamp on the federal judiciary. Read more »

Trump Emoluments Suit Tossed For Lack Of Standing

A New York federal judge Thursday dismissed a lawsuit alleging President Donald Trump has a conflict of interest through his hospitality holdings that's resulted in influence-peddling in violation of the U.S. Constitution's emoluments clause, saying a nonprofit ethics group and hospitality representatives lacked standing to sue. Read more »

Congress Passes Temporary Funding, Avoids Shutdown

Congress passed legislation Thursday to avoid a federal government shutdown over the holidays, dodging contentious issues such as immigration in a bill that would allow spending to continue through Jan. 19. Read more »

Feds Bid For Quick Win In Border Wall Construction Suit

The federal government on Wednesday asked a California federal court for a quick win in a suit brought by the state and several environmental organizations challenging the Trump administration's plans to waive environmental laws so it can move forward with its border wall project. Read more »

Challenge To Public Union Fees Gets High Court Hearing Date

The U.S. Supreme Court announced Wednesday a Feb. 26 date for oral arguments in a case in which an Illinois state employee is seeking to overturn the high court's ruling that public-sector employers can require workers to pay union fees. Read more »

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McDermott Will
Moore & Van Allen
Morrison & Foerster
Mowry & Grimson
Munger Tolles

BANKING & SECURITIES

Treasury, FHFA Allow Fannie And Freddie To Retain Capital

Fannie Mae and Freddie Mac will be allowed to build up a capital buffer of $3 billion each under an agreement announced Thursday by the U.S. Department of the Treasury and the regulator that oversees the government-backed mortgage companies. Read more »

ENERGY & ENVIRONMENTAL

Ex-EPA Judge Tapped To Helm NJ Environmental Agency

New Jersey Gov.-elect Phil Murphy on Thursday appointed former U.S. Environmental Protection Agency judge Catherine McCabe to helm the state's Department of Environmental Protection when he replaces Gov. Chris Christie in January. Read more »

EPA Is Illegally Pushing Out Science Advisers, Suit Says

A coalition of scientific advocacy groups and individuals filed suit Thursday against the head of the U.S. Environmental Protection Agency, arguing that a policy removing members of the agency's scientific advisory committees for receiving EPA grants violated federal rules and was an effort to favor industry and deregulation. Read more »

HEALTH & LIFE SCIENCES

Trump's Defense Health Pick Withdraws Over Gun Control

President Donald Trump's nominee for the U.S. Department of Defense's top civilian health care position announced late Wednesday that he had withdrawn from consideration for the role, saying that his nomination was being indefinitely held up by a Senate committee after he called for more stringent gun control. Read more »

Second Judge Halts Trump's ACA Birth Control Waiver Rules

A California federal judge on Thursday dealt another setback to the Trump administration's rules permitting employers to claim religious or moral exemptions to the Affordable Care Act's contraception mandate, ordering a temporary halt to their implementation less than a week after a federal judge in Pennsylvania did the same. Read more »

Hospitals Urge Judge to Halt $1.6B Cut to Drug Payments

Hospital groups urged a D.C. federal judge Thursday to temporarily block a planned U.S. Department of Health and Human Services reimbursement tweak that will slash $1.6 billion from the 340B drug discount program, arguing the government overstepped its bounds and is open to a legal challenge. Read more »

MEDIA & ENTERTAINMENT

BuzzFeed Needn't Disclose Trump Dossier Source: Judge

A Florida federal judge denied a bid Thursday to force BuzzFeed News to disclose its source for a dossier claiming the Russian government has compromising information on President Donald Trump and that a Russian tech executive's companies helped target Democratic leaders' computers. Read more »

EMPLOYMENT

Analysis

NLRB Erases Obama-Era Precedent As 2017 Draws To A Close

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Schiff Hardin
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Skadden
Stradley Ronon
Taft Stettinius
Whitcomb Selinsky
Winston & Strawn
Womble Bond Dickinson
Zuckerman Spaeder

COMPANIES

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AT&T Inc.
Altman Weil Inc.
American Bar Association
American Chemistry Council Inc.
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Hospital Association
Aramark Corp.
Bridgestone Corp.
BuzzFeed Inc.
CIM Group Inc.
Cable News Network Inc.
Cato Institute
Citizens for Responsibility and Ethics in Washington
Competitive Enterprise Institute
D-Link Corporation
Daimler AG
Deloitte Touche
Elevate Services Inc.
Equifax Inc.
Ernst & Young
Facebook
Fannie Mae
FedEx Corporation
Fordham University
Freddie Mac
Goldman Sachs Group Inc.
Independent Community Bankers of America
Integreon Managed Solutions Inc.
International Association of Machinists and Aerospace Workers

The Trump administration put its stamp on federal labor law last week, with a Republican-led National Labor Relations Board issuing five precedential rulings, including one that overturned the Obama board's controversial joint employer standard. Here, experts weigh the impact of the recent decisions and say what to expect from the NLRB in the new year. Read more »

CONSUMER PROTECTION

CFPB Plans To Reopen Mortgage Disclosure Rulemaking

The Consumer Financial Protection Bureau on Thursday said it intends to "reconsider" a 2015 rule expanding disclosures that banks and other mortgage lenders have to make, and ease lenders into complying with the rule when it takes effect in January. Read more »

CFPB Delays Prepaid Card Regulation's Effective Date

The Consumer Financial Protection Bureau on Thursday said it plans to make changes to a rule governing the prepaid card market and further extend the compliance date so that card issuers have more time to prepare for those changes. Read more »

GOVERNMENT CONTRACTS

Claims Court Slams Agencies' Divergent Small-Biz Rules

The Court of Federal Claims restored a company's ability to pursue U.S. Department of Veterans Affairs contracts set aside for businesses owned by disabled veterans in a decision Thursday, one day after it had reluctantly backed the Small Business Administration's "draconian" determination that the business did not qualify for set-aside contracts under its rules, which the court said veered from the VA's. Read more »

AEROSPACE & DEFENSE

DOD Issues Guidance For Recruiting Transgender Troops

The U.S. Department of Defense has issued detailed guidance, made public Wednesday, regarding how military recruiters should process transgender recruits, amid an ongoing legal battle over whether the DOD can delay a court-ordered Jan. 1 deadline to accept those recruits. Read more »

INTERNATIONAL TRADE

US Producers Cheer As Japan Backs Common Food Names

The Japanese government drew plaudits from U.S. food producers Wednesday for its commitment to treat food names like parmesan and bologna as generic terms under Tokyo's recently enacted trade agreement with the European Union. Read more »

Commerce Slammed For Self-Triggered Aluminum Probe

The U.S. Department of Commerce's decision to self-initiate an investigation of Chinese aluminum raises serious questions about the agency's ability to conduct the probe in a fair and impartial manner, a respondent-side attorney said Thursday. Read more »

TAX

Senate's Extenders Bill Prolongs Targeted Tax Benefits

Senate Finance Committee Chairman Orrin G. Hatch, R-Utah, introduced a bill

International Brotherhood of Teamsters
KPMG International
LM Ericsson Telephone Company
Lexmark International, Inc.
LinkedIn Corp.
Major Lindsey & Africa
Mortgage Bankers Association
National Conference of State Legislatures
National Hispanic Medical Association
National Public Radio Inc.
National Right to Work Legal Defense Foundation
Natural Resources Defense Council
Netflix Inc.
Newegg Inc.
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Procter & Gamble Co.
QUALCOMM Incorporated
Raytheon Company
Sierra Club
Target Corporation
Tax Foundation
The Boeing Company
The Institute of Electrical and Electronics Engineers Inc.
Trump Organization Inc.
United Steelworkers
UnitedHealth Group Inc.
University of Pittsburgh Medical Center
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
California Attorney General's Office
Consumer Financial Protection Bureau
Delaware Attorney General's Office
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President

Wednesday that would renew expiring tax breaks that benefit the renewable energy industry, Native Americans and other groups. Read more »

SD Tax Case Set For Early January High Court Conference

The U.S. Supreme Court has scheduled South Dakota v. Wayfair for conference on Jan. 5, so the tax world may know on Jan. 8 whether the court is willing to consider scrapping the physical presence test for collection and remittance of state use tax. Read more »

Texas Comptroller Announces 2018 Tax Amnesty Program

Texas' comptroller said Thursday some Lone Star state taxpayers will be allowed to come clean about their unpaid state tax liabilities without paying interest or penalties for about two months next year. Read more »

German Anti-Fraud Tax Rule Too Broad, EU's Top Court Rules

Germany's anti-abuse rule that denies withholding tax exemptions on dividend payments that German subsidiaries make to their parent companies in different countries is too overreaching to comply with European Union law, the EU's high court concluded on Wednesday. Read more »

NATIVE AMERICAN

End Gambling By 'Half-Blood' Tribe, 9th Circ. Told

An activist group and others who are opposed to the Jamul Indian Village's casino located near San Diego told the Ninth Circuit on Wednesday that the tribe is a "half-blood Indian group" that isn't recognized by the federal government properly and shouldn't have been allowed to establish gambling. Read more »

TELECOMMUNICATIONS

Feds Get FOIA Suit Over AT&T Contract Trimmed

A Vermont federal judge on Wednesday trimmed most of the claims in a Freedom of Information Act suit accusing the U.S. Department of Commerce of improperly denying documents related to a nationwide wireless network contract awarded to AT&T, but upheld one claim alleging the agency failed to complete an appropriate privacy impact assessment. Read more »

WHITE COLLAR

Atty's Failure Led To Lawmaker's Conviction, Pa. Justices Told

A convicted ex-Pennsylvania legislative leader is urging the state's Supreme Court to find that his former attorney's failure to preserve testimony from a group of witnesses effectively neutered efforts to defend himself from charges that he ordered statehouse staffers to campaign for him during business hours. Read more »

Fla. Hospital Execs Allege Prosecutorial Misconduct

Five Florida hospital executives facing criminal charges for allegedly violating open government laws by holding secret meetings in which they decided to fire a former interim chief executive on Tuesday asked for review of grand jury proceedings based on concerns of prosecutorial misconduct they say would warrant dismissal. Read more »

PEOPLE

Longtime SEC Enforcer Will Join Private Practice

An associate director of the enforcement division of the U.S. Securities and Exchange Commission who has spent some 20 years at the agency will retire at the

Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Judicial Center
Federal Trade Commission
International Trade Commission
Jamul Indian Village
Maryland Attorney General's Office
NAFTA
National Indian Gaming Commission
National Labor Relations Board
National Telecommunications and Information Administration
New York Attorney General's Office
Ohio Department of Taxation
Pennsylvania Supreme Court
Securities and Exchange Commission
Small Business Administration
Texas Legislature
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
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U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Postal Service
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
Unified Patent Court
Virginia Attorney General's Office

end of 2017 to return to private practice, the regulator said on Thursday. Read more »

EXPERT ANALYSIS

Leniency Trend In White Collar Cases Continues Under Trump

We are witnessing a shift in the way the criminal justice system views white collar offenses. Judges have become more open-minded and considerate, willing to mete out sentences based on a growing variety of factors. And there are indications the proposed Mens Rea Reform Act will gain steam in 2018, says Lara Yeretsian of Yeretsian Law. Read more »

Can Gov't Hide Adverse Comments On Proposed Rules?

Recent reports of the U.S. Department of Health and Human Services refusing to publicly post comments on a Trump administration proposal to reduce federal regulations for religious and faith-based groups raises the question of whether this selective disclosure violates the agency's legal obligations, says Steven Gordon of Holland & Knight LLP. Read more »

CPSC Final Rule Could Presage Further Phthalate Bans

The U.S. Consumer Product Safety Commission recently issued a final rule prohibiting the manufacture, import and sale of toys and child care products containing five phthalate chemicals. The rule may foreshadow bans on phthalates in other products and industries, from cosmetics to food packaging, say Sarah Schiferl and Amy Rubenstein of Schiff Hardin LLP. Read more »

Comparing EU And US Standard-Essential Patent Guidance

The European Commission's long-awaited guidance on litigating and licensing standard-essential patents clarifies what conduct may insulate an SEP owner from abuse claims under competition law, in sharp contrast to the U.S., where the Federal Trade Commission and U.S. Department of Justice have declined to adopt any views on the subject, say Edward Kelly and Regina Sam Penti of Ropes & Gray LLP. Read more »

Spoliation Scrutiny: Disparate Standards For Distinct Mediums

Two years ago, Federal Rule of Civil Procedure 37(e) was amended to provide a clearer road map for courts analyzing whether to permit sanctions for the spoliation of evidence. Yet there is still no specific guidance for when a sanctions request relates to electronically stored *and* nonelectronically stored information, says Skadden associate Robin Shah. Read more »

LEGAL INDUSTRY

Analysis

5 Events That Rocked The Legal Industry In 2017

From increasing stratification among law firms to the growing threat of cyberattacks, here are some of the major events that shaped the legal industry in 2017. Read more »

Clerks Urge Chief Justice To Tackle Sexual Harassment

A group of 695 current and former clerks and law professors sent a petition late Wednesday requesting that judicial employee guides be revised to provide better guidance on reporting sexual harassment and urged Chief Justice John Roberts to reassure individuals considering reporting misconduct that there will be no retaliation. Read more »

Skadden Announces Expanded Parental Leave Policy

Skadden Arps Slate Meagher & Flom LLP announced on Wednesday that it would expand its parental leave policy, offering new mothers and fathers up to 12 weeks of paid leave following a birth or adoption, joining the growing number of BigLaw firms that have recently enhanced their offerings to potential parents. Read more »

ABA Aims For Uniformity In Lawyer Ad Model Rule Changes

The American Bar Association on Thursday proposed changes to lawyer advertising in the Model Rules of Professional Conduct, with a focus on provisions related to false and misleading “communications” and solicitations by those in the law profession, according to a press release from the legal organization. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

President Donald Trump and Republican lawmakers took a victory lap with the passage of the GOP tax cut bill, an associate producer for a Netflix series filed the latest sexual assault lawsuit against movie mogul Harvey Weinstein and Trump signed a bill to buttress tribal training and jobs. These are some of the top stories in corporate legal news you may have missed this week. Read more »

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Citizens for Responsibility and Ethics in Washington
Competitive Enterprise Institute
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Elevate Services Inc.
Ernst & Young
Facebook
Fannie Mae
FedEx Corporation
Fordham University
Freddie Mac
Goldman Sachs Group Inc.
Independent Community Bankers of America
Integreon Managed Solutions Inc.
International Association of Machinists and Aerospace Workers
International Brotherhood of Teamsters
KPMG International
LM Ericsson Telephone Company
Lexmark International, Inc.
LinkedIn Corp.
Major Lindsey & Africa
Mortgage Bankers Association
National Conference of State Legislatures
National Hispanic Medical Association
National Public Radio Inc.

National Right to Work Legal Defense Foundation
Natural Resources Defense Council
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Newegg Inc.
Overstock.com Inc.
Physicians for Social Responsibility
PricewaterhouseCoopers
Procter & Gamble Co.
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Raytheon Company
Target Corporation
Tax Foundation
The Boeing Company
The Institute of Electrical and Electronics Engineers Inc.
Trump Organization Inc.
United Steelworkers
UnitedHealth Group Inc.
University of Pittsburgh Medical Center
Wayfair LLC

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
Executive Office of the President
Consumer Financial Protection Bureau
European Union
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
Department of Commerce
Equal Employment Opportunity Commission
National Labor Relations Board
U.S. Department of Defense
U.S. Department of the Interior
U.S. Department of the Treasury
Army Corps of Engineers
California Attorney General's Office
Delaware Attorney General's Office
European Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Housing Finance Agency
Federal Judicial Center
Federal Trade Commission
International Trade Commission
Jamul Indian Village
Maryland Attorney General's Office
NAFTA
National Indian Gaming Commission
National Telecommunications and Information Administration
New York Attorney General's Office

Ohio Department of Taxation
Pennsylvania Supreme Court
Securities and Exchange Commission
Small Business Administration
Texas Legislature
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
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.

To: Radford Snelding[rsnelding@LasVegasNevada.GOV]
Cc: Trish Truesdell[ttruesdell@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 2/18/2016 8:40:26 PM
Subject: RE: Audit Oversight Committee

So glad. I've copied Trish so that she can stay on top of this for the Mayor's office and City Council.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Radford Snelding
Sent: Wednesday, February 17, 2016 3:58 PM
To: Carolyn G. Goodman
Subject: Audit Oversight Committee

Mayor Goodman,

I just finished speaking to Lt. Kenny Delzer, the Sheriff's nomination to serve on the Audit Oversight Committee. I am very happy with him and I think he would make a great addition.

Additionally, Trish Truesdell forwarded a Board Interest form for Joseph Throneberry who is a Certified Fraud Examiner and Principle Fraud Investigator for several years. I do not know him well but have seen him at the Association of Certified Fraud Examiners meetings. He would also be a great addition.

My question is who do you think. Could we talk for a moment.

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

To: Diana Paul[dpaul@LasVegasNevada.GOV]
Cc: David Riggleman[DRiggleman@LasVegasNevada.GOV]; Jace Radke[jradke@LasVegasNevada.GOV]; Public Affairs Office[pao@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:08:44 PM
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Got a text from DeHaven too with questions – please send my statement on to him as well.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Diana Paul
Sent: Thursday, July 09, 2015 7:25 AM
To: cgoodman
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge

Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 9/24/2015 8:06:55 PM
Subject: [Marketing Mail] More Xers are affluent than boomers

View Email In Browser

STRESS TESTS

Stress test results could better guide strategy

Survey of bank risk managers offers a snapshot of how stress test results are beginning to inform business strategies, and what more can be done. Read more

MOBILE USERS

Rise of the "Mobivores"

In any group of 30-and-unders, not many will access their bank from a laptop computer, they'll do it "on the fly." That's because they're part of a group one bank vendor calls "mobivores"—people who are "mobile-only" or "mobile-first." Read more

GEN X

Dude—Xers top boomers in affluent category

Turns out that the often overlooked but tech-infused Gen X demographic has more "affluents" than the baby boomers. But they are not monolithic in their tech use. Read more

MOBILE FRAUD

Mobile security threats amped up

While the two main types of mobile cyberthreats remain constant—loss

MAKING SENSE OF IT ALL

Welcome to our bank! (Sort of)

It turns out that the most basic bank function of all—new-account opening—leaves much to be desired in the digital world. Perhaps that's why so many companies at last week's Finovate Fall focused on it. Read more

BEYOND THE BANK

It's a bum BIN deal

Not owning your bank's debit card Bank Identification Number (BIN) can cost you plenty if you want or need to change processors. There are some steps you can take to minimize the pain. Read more

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The elephant in the room

"It's time for policymakers to stop using the financial crisis as an excuse to lambaste and handcuff banks. It should be abundantly clear by now that whatever gets thrown at the

of device, and misuse of apps—their severity has increased due to the larger amount of sensitive data now on phones and tablets. Read more

biggest inevitably flows downstream."
—Bill Streeter, "Like It Or Not."
Read more

NEW PAYMENTS

Take my money NOW!

Shoppers around the world are demanding their retail payment experience be transformed, says a recent MasterCard study. Read more

MOBILE WALLETS

NACHA alliance to study mobile wallet platform

Aim is to leverage an open acceptance platform for retailer- and bank-branded mobile wallets. Read more

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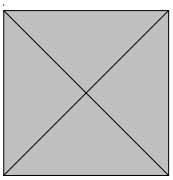

We still hear people joking about Twitter as where you go to find out what some celebrity ate for lunch … or worse. Yes, that's out there. But many of the leading commentators and an increasing number of banks themselves have a nest on Twitter. We share the best of what we see along with our own website updates and more. More than 9,200 follow us. Follow @BankingExchange on Twitter

*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

PINs are not the key to EMV security gains

There's a view in the payments world that only EMV cards that are paired with PINs ("chip and PIN") will provide protection from fraud. In a letter to the editor of The Hill, Doug Johnson of the American Bankers Association, wrote: "Not a single major data breach over the last few years could have been prevented with a PIN." The breaches were caused by criminals exploiting weaknesses in retailers' systems, he said. Cards with EMV chips, Johnson continued, produce a one-time transaction code that can't be guessed or reused for future payments. "The EMV chip, not the PIN, is the key to keeping sensitive information safe," said Johnson. Read the full letter

FORWARD TO A FRIEND OR COLLEAGUE

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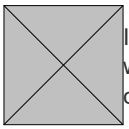

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold from the City Attorney's Office
Sent: Sat 10/20/2018 8:26:08 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

[redacted]

[redacted]

To: F. First Lady Hillary Clinton[info@onwardtogether.org]; F. First Lady Michelle Obama[leader@dlcc.org]; Leader Nancy Pelosi[DLCC@dlcc.org]; USS Catherine Cortez Masto / Director of Press[Press@catherinecortezmasto.com]; Governor Brian Sandoval[brian@briansandoval.com]; Congresswoman Judy Chu- Chair[CA27JCima-113@mail.house.gov]; Congresswoman Dina Titus[dina@dinatitus.com]; Congressman Ruben J. Kihuen[ruben.kihuen@mail.house.gov]; For Governor/ Commission Chairman Steve Sisolak[ccdista@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[ccdiste@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[Secretary of State Barbara Cegavske[; DA Steve Wolfson[ ]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Chairman / F. Mayor Oscar Goodman[ogoodman@lvcva.com]; "Mayor Debra A. March"[F. First Lady Dawn Gibbons[; Chief Deputy DA / For Judge Elana Lee Graham[ElanaLee@elanaleegraham.com]; Chief Deputy DA / For Judge Jeff Rogan[Jeff@JeffRogan4Judge.com]; Rebecca Wolfson[rwolfson@LasVegasNevada.GOV]; LV Sand Chair Dr. Miriam Adelson[miriam.adelson@adfam.com]; Redhills Chair Toni Chaltiel[r ; Zappos CEO Tony Hsieh[tony@zappos.com]; Commissioner Marilyn Kirkpatrick[CCDISTB@ClarkCountyNV.gov]; Commissioner Larry Brown[ccdistc@ClarkCountyNV.gov]; Commissioner Lawrence Weekly[ccdistd@ClarkCountyNV.gov]; Commissioner Susan Brager[ccdistf@ClarkCountyNV.gov]; Commissioner James B. Gibson[ccdistg@ClarkCountyNV.gov]; "D. Leader Marilyn Kirkpatrick"[marilyn@marilynkirkpatrick.com]; Sheriff Joy Lombardo[sheriff@lvmpd.com]; Assistant Sheriff Tim Kelly[T3807K@LVMPD.COM]; Under Sheriff Kevin McMahill[K3948M@LVMPD.COM]; Captain Roxanne Burke - Internal Affairs Bureau[R4985B@LVMPD.COM]; Captain-Sean McNulty[S6242M@LVMPD.COM]; Administrator Mark Hall-Patton[mhp@clarkcountynv.gov]; Judge Jerry Tac Judge Elissa Cadish[Chief Judge Kalani Hoo[Kalani.Hoo@ClarkCountyNV.gov]; Judge Joe Hardy Jr[Judge Adriana Escobar[ ]; Judge James Dean Leavitt[; Judge Amy Chelini Judge Cheryl Moss ; Judge Eric Johnson[eric@judgeericjohnson.com]; Judge Mark Bailus[Mark@judgemarkbailus.com]; Judge Cynthia Cruz[Cynthia.Cruz@clarkcountynv.gov]; Judge Deborah Schumacher[ ]; Judge Suzan Baucum[Judge Maria Maskall[Bert M. Brown[bmbrown@LasVegasNevada.GOV]; Judge Melanie Andress-Tobiasson[Melanie.Andress-Tobiasson@clarkcountynv.gov]; Dean and Professor Daniel Hamilton[daniel.hamilton@unlv.edu]; Dean Dan Hamilton[bslnews@unlv.edu]; "Atty. Elene H. Chung ESQ"[Counsel@ArroyoLawGroup.com]; "Atty. Dr. Robert P. Bettinger ESQ"[ ]; Atty. Tisha Black / For Commissioner[tisha@tishablack.com]; "Atty. Robert Lueck ESQ"[ ]; "Atty. Eric K. Chen ESQ"[info@ericchenlaw.com]; "Atty. Eric K. Chen" ESQ[eric@ericchenlaw.com]; "Atty. Eric K. Chen ESQ"[eric@lawekc.com]; Atty. Lugas Shay[LKShay@yahoo.com]; "Atty. Jonathan C. Callister ESQ"[jcallister@callisterfrizell.com]; Atty. Bobby Misko ESQ[bobby@bongiovilaw.com]; Atty. Gina Bongiovi ESQ / MBA[Gina@bongiovilaw.com]; "Atty. Eddy Silverman ESQ"[ ]; "Atty. Gerald M. Welt Esq."[gmwesq@weltlaw.com]; "Atty. Patricia A. Trent Esq."[Patricia@probatelawlv.com]; Atty. Xiaosheng Huang ESQ[LawHuang008@gmail.com]; "Atty. Michael Lin ESQ"[; "Atty. Yvette Chevalier ESQ "["Atty. Xin Wang ESQ"[; "Atty. Jennifer HW Tsai ESQ"[info@jtlawgroup.com]; "Atty. Radha Chanderraj ESQ"[radha@chanderrajlaw.com]; "Atty. Carina Castaneda ESQ"[CICastaneda@sbcglobal.net]; "Atty. James E. Smith ESQ"[ ]; "Atty. Alicia Mandler ESQ"[ ]; "Atty. Hanh P Nuyen ESQ"[h "President / Atty. JD. Yin Yan"[YYan0515@gmail.com]; Atty. Maximiliano D. Couvillier III[mcouvillier@blacklobello.law]; Atty. Jacob Frizell ESQ[Staff2@frizelllaw.com]; Founder / President Annie Chang[; Manager Anne Tseng[ ]; President George Song[george@damacy.net]; Producer Frederick Lien[; YCFC Dan Russell[Dan@russellfinancial.com]; "Maint. Super. Ted Gleason / Sale Brenda Martigani"[Chair Jose Solorio[Owner Steven Lacks[Steven.L@SonicPrint.com]; Owner Perry Black[Blackie1951@gmail.com]

From: Robert Song

Sent: Wed 8/8/2018 6:56:23 AM

Subject: 1. Voting rights *still* under attack, 2. Meet the Woman Transforming Wedding Tourism, 3. Paul Manafort trial Day 6 , 4. Victory Mondays in the 702 BE LIKE, 5. For Rent: $1500 / 3br - 1466 ft2 - 2 BA,

IMG_3335.JPG
IMG_3341.JPG
IMG_3345.JPG
IMG_3348.JPG
IMG_3359.JPG
IMG_3365.JPG
IMG_3376.JPG
IMG_3380.JPG
mail.jpg
mail (7).jpg
mail (9).jpg
mail.jpg

Dear Friend, Amice, Paisano, Amichi, Amigo, Amiga, Pinoy, & Pinay,

---

*** Justice, Bravery, Benevolence

Politeness, Veracity,Honor,

Loyalty, & Courtesy.

*** My New Phone #s:
1] M: 702-912-7174.

2] H: 702-889-0678 [Landline].

==========

1.Voting rights *still* under attack:

----- Forwarded Message -----
From: Steve Sisolak <info@stevesisolak.com>
To: Robert & Alice Song [redacted]
Sent: Monday, August 6, 2018, 4:05:37 PM PDT
Subject: Voting rights *still* under attack

Dear Robert & Alice,

Voting is our fundamental right as Americans. But across our history, it's a fundamental right routinely under attack.

On this day in 1965, the Voting Rights Act became law. It was a landmark bill — it guaranteed voting protections for African Americans after nearly a century of systematic second-class citizenship and racially-motivated policy

decisions.

More than 50 years later, voting rights are STILL under attack. On the anniversary of this crucial act of freedom, it's more important than ever that we protect the ballot box for all Nevadans and all Americans.

The only way to honor the legacy of the Voting Rights Act is to USE YOUR VOTE. Click here to say you'll make your voice heard in November >>

I'M VOTING

As our governor, I'll be committed to ensuring every law-abiding Nevadan is eligible to vote. But we can only do that if YOU speak up this November. If we're not voting, we're not winning. And if Adam Laxalt makes it into the governor's office, I fear our that fundamental right will be in peril.

So make yourself heard now. Add your name, join your neighbors, and promise you'll be voting with us this November.

It's too important to stay silent. Use your vote to protect your vote.

Thank you,

Steve Sisolak

==========

2. Meet the Woman Transforming Wedding Tourism:

Inbox x

Lynn Marie Goya <lynn@lynnmariegoya.com> Aug 6 (1 day ago)

to me

Dear Robert, I hope you can attend and help me get the word out. I need your help and support to win my reelection! — Lynn

==========

3. Paul Manafort trial Day 6:

Top stories

Paul Manafort trial Day 6: Gates admits affair, says he used Manafort's money for trysts
Washington Post
9 hours ago

Takeaways from day five of the Paul Manafort trial
CNN
1 day ago

Paul Manafort trial day 6: Rick Gates admits he had affair, flat in London-- live updates

Paul Manafort trial day 6: Rick Gates admits he had affair, flat in Lond...

Manafort's fraud trial enters day 6 in Alexandria, Virginia. His former business associate made dramatic revelat...

Paul Manafort's First Trial Is About to Start. Here's What You Need to Know
Time
1 week ago

Manafort First Up As Russia Probe Reaches Trial
RFE/RL
1 week ago

More for manafort hearing

Videos

Paul Manafort trial Day 6: Gates admits affair, says he used Manafort's ...

http://www.facebook.com/rachel.elise.weiner

[redacted]

4. Chairman James C. Lu's Reply:

Q]

james lu Aug 5 (2 days ago)

to me

Good for you , you are ten years younger than I'm . I'm 85 years old, born in China , but came to US from Taiwan. Retired 15 years ago, came from Connecticut .

Sent from Yahoo Mail for iPhone

A] Thank you for Reply. You are ten years older.
You are great at 85 years old. I will respect to you.
I am born in Taiwan. I am retired 18 years ago,
came from SD in California .

Thanks & Best wishes,
Robert Song

==========

5. For Rent: $1500 / 3br - 1466 ft^2
2 BA, Single Story, Beautiful Model Home, 89147:

Beautiful Model Home For Rent:

Please call Bob at M: 702-912-7174 or
H: 702-889-0678 or
email to <AFSong@Yahoo.com>,

$1,450 / Month. Deposit: $2,900.

1466 Sq Ft. Single Story Beautiful Model Home.

Available Now.

3 BR, 2 BA, 2 Car Garage.

Nice Water Softener, Gas Range, Microwave,
Dishwasher.

Many Tastefully upgraded Home. Nice Fans in the most Rooms.
Ready for move - in.
Address: 4467 Wellsboro St. Las Vegas, NV 89147 Where is at
Peace Way & Buffalo next to the Famous [Buffalo Ranch Community].

The Great Location in Las Vegas.

Please see attachments at bottom:

IMG_3335 to IMG_3380: House & Rooms.

IMG_Mail (0) to IMG_Mail (9): House & Garden.

==========

Robert Song

MSEE, Business Promoter,

Email Networking King

Retired owner of Pan-Am Legal Services.

SRO [Senior Reactor Operator]

Licensed by [Taiwan NRC by Taiwan.

Certified by [GE - USA.

Control Room Director, Nuclear

Power Expert

Sr. Startup & Sr. Restart Engineer

for 18 Power & Atomic Bomb Plants.

Compliance Group Assistant

Manager on [10 CFR - Code of

Federal Regulations].

Sr. Procedure Writer etc. for Power

Plants & Atomic Bomb Plants.

at 17 (Cities), in12 States in USA.

Helped Owner to make $ 1 Million a

Day income Which is Vital

Critical Projects.

Grande USA Dept. Of Energy [DOE]

Q - Highest Classify Clearance thru FBI.

Project Manager of Huge Project Plant
Taiwan Power Co.

Invited by China Leader [Chairman

Jiang] & Chief Ma of

Foreigner Expert Bureau Interviews

& Tours to the 10 Best cities in China.

Silver Certificate of America Nuclear

Society (ANS), 37 Years Now.

==========

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: David Riggleman[DRiggleman@LasVegasNevada.GOV]; Jace Radke[jradke@LasVegasNevada.GOV]; Public Affairs Office[pao@LasVegasNevada.GOV]
From: Diana Paul
Sent: Thur 7/9/2015 8:09:27 PM
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
image001.jpg

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> "**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."
>
> **From:** Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
> **Sent:** Wednesday, July 08, 2015 4:08 PM
> **To:** Carolyn G. Goodman
> **Cc:** Mayor's Office, All Staff; Carolyn Goodman [redacted]); Public Affairs Office
> **Subject:** Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thanks mayor!
>
> On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:
>
> > I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive

from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

2302

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 1/19/2017 4:31:43 PM
Subject: [Marketing Mail] Three capabilities can solve fraud concerns of mobile account opening

White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

Register to receive: Mobile Account Opening: Solving The Convenience-Risk Conundrum

This white paper is brought to you by:

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To: Cheryl Russo[crusso@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 4/11/2016 9:24:05 PM
Subject: FW: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

!!!!!!!!!

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Carolyn Levering
Sent: Monday, April 11, 2016 1:18 PM
To: Carolyn G. Goodman
Cc: Lora Kalkman
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Well, this is certainly…interesting. I do not recall having seen or heard of such communications from this person until now. I will forward the string to the Fusion Center to follow up on. If his message reached Ted Moody prior to his retirement, he would have sent it along to SNCTC as well. If so, they will have a file started on this person and any communications they may have had with him since. His initial warning in May 2014 has yet to pan out and with no specifics to go on, there's not much we can do.

I recommend your response read something to the effect of:

"Mr. Almon, thank you for sharing your concerns about terrorism and its potential impact to the Las Vegas area. I have recently expressed my own concerns directly with Secretary Johnson of the Department of Homeland Security. As a city, we invest in many resources to ensure the safety of the community and the visitors we serve. As you know, we cannot prevent every possible act of violence or terrorism. We work very hard to ensure communication, cooperation and coordination with our local government agencies, the private sector and our state and federal partners to be prepared to achieve our 5 mission areas: prevent, protect, mitigate, respond, recover from terror attack.

I am forwarding your concerns to our Joint Terrorism Task Force and the Southern Nevada Counter Terrorism Center for further investigation. If you have knowledge of ***specific planned targets, modes of attack, or dates and times of planned attack***, please file a SAR (Suspicious Activity Report) as soon as possible with our Counter Terrorism Center. This report may be sent anonymously if so desired."

I hope this is satisfactory for your use. Please let me know if he persists with non-specific information about how much danger we are in. Thank you!

Carolyn M. Levering, MEd, CEM
Emergency Manager
City of Las Vegas
"Building Community to Make Life Better"
Office - (702) 229-0770
clevering@lasvegasnevada.gov
www.LVAlert.com

From: Carolyn G. Goodman
Sent: Monday, April 11, 2016 12:32 PM
To: Carolyn Levering
Cc: Lora Kalkman

Subject: FW: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Are you aware of this individual and any suggested response.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
305 725 2271

EMAIL TO LV COMMANDER

-------- Original Message --------
Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will

see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON
http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

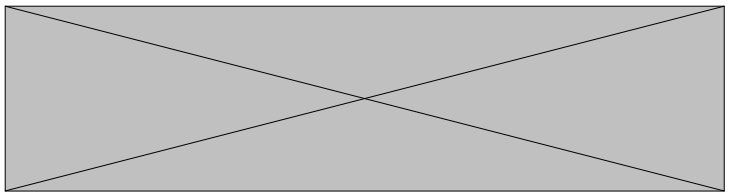
I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries- which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

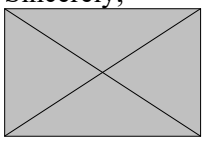
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES
http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: almonjer@yahoo.com
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

almonjer@yahoo.com (Jerome Almon)
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almo[redacted].com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95

HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11 terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in

trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be worked out.

"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."

Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.

"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.

Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.

Tighter local security

Local authorities say they've taken the steps they can to bolster security.

Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.

"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."

Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.

The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.

"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.

The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.

"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."

Blue Water Bridge study

Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.

With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.
Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.
Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.
"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html
http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: [redacted]
Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-
Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION
http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION
http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD
http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL
http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU

http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:

From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: [redacted]
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)

Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and
I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820
Fax: ++44 (0) 207 820

BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marilyn Provost
Sent: Fri 7/7/2017 6:10:08 PM
Subject: [Marketing Mail] Nonprofit Connection 07.07.17

July 07, 2017

Hello,

Thank you for your commitment to our community. We hope that the *UWSN NONPROFIT CONNECTION* serves as a valuable resource for your organization and invite you to forward this email.

This email notice will normally be sent out on the 1st and 3rd weeks of the month.

To add an item to United Way's Nonprofit Calendar or Connection, please complete this form or PDF Flyer and email to NPC@uwsn.org.

Please send announcements, job opportunities, events and training information to NPC@uwsn.org by the 1st of the month. Please let us know if the notice is time sensitive.

Lunch and Learns

The **Lunch & Learns and Training** schedules are in the process of being revised for the next year. As soon as the schedule has been finalized, the dates and topics will be posted for signup. Thank you for your participation throughout this last year. We hope the topics have helped to increase your knowledge and professional growth.

Day of Caring
Volunteer Registration

THE WAIT IS OVER! Sign Up Now!

Projects are now live for the second annual United Way Day of Caring being held on Friday, September 29, 2017. Plan on joining us for the largest one-day community-wide volunteer event dedicated to improving people's lives.

Select from over 160 projects at more than 60 non-profit agencies and schools. Areas of interest include education & literacy, children & youth, hunger, homelessness, veterans, animals, seniors, environment, people with disabilities, health and medicine.

Projects include a variety of activities including painting school playgrounds and classrooms, graffiti removal, planting gardens, assembling hygiene kits, landscaping, building buddy benches, reading to students, assembling food backpacks and park clean up.

You can pick a project that is either a half day (10am - 1pm) or a full day (10am - 3pm and includes lunch).
For more information, visit **www.uwsn.org/caring**

DON'T DELAY, SIGN UP TODAY!

Projects will fill fast!

Register for Your Project

New Individual/Team Volunteer Sign Up Instructions

Returning Individual/Team Volunteer Sign Up Instructions

Announcements and Events

2017 Olive Crest Event Calendar
A listing of the activities provided by Olive Crest May-September 2017

2017 Mainstream Programs Basic Training Schedule
These courses are a collection of workshops geared towards educating and informing social workers, case managers, and the community about the various resources available for those experiencing homelessness or lack of income in southern Nevada.

2017 Free Computer Classes for Women
Learn a the most powerful business tools that employers use. Classes in Microsoft Office, Word, Excel, PowerPoint and Intuit Quick Books.

2017 Have a College Intern at Your Agency
If you are interested in collaborating with Nevada State College to have any intern help expand your community network, please contact us.

2017 The Center - Meeting Venue
The Center is an accommodating venue perfect for medium-sized conferences, business retreats, social functions and more!

2017 Customer Experience Training
Free 8-week Customer Service Training Program for 18-26 years old. Launch a career.

2017 Training for Success in the IT Sector
Free 16-week Information Technology Training Program for 18-26 years old. Launch a career.

Southern Nevada Strong - Strategic Framework
We are able to finally share our final report with you all. We would love for you to also share this report and the survey with your list **serves and contacts – you're welcome to take any of this language and use it. The survey will be open for 2 weeks so that we can compile the responses before our next meeting.**

This survey is being conducted in conjunction with the release of "Improving Southern Nevada Nonprofits' Grant Capacity and Competitiveness," a strategic framework aimed at enhancing the abilities of Southern Nevada's nonprofit organizations to apply for and receive federal grant funding.

Tell us about your experience with federal grants by completing the Regional Grants Capacity & Competitiveness survey. We want to use this information to track regional progress and help inform decision-making. We encourage you to complete the survey by Friday, June 16.

During the coming year, Southern Nevada Strong and our community partners will share resources, provide technical assistance, organize professional development training's, and host educational workshops to help the community learn more about the strategic framework and how it can be successfully implemented.

Please feel free to share this email and its contents with your networks. For additional information, please contact Rae Lathrop at lathropr@rtcsnv.com.

UWSN - Volunteer in Your Community
Hundreds of opportunities await you. Whether you are looking for part-time, one time or full time volunteering opportunities. Click on the link to learn more.

Jul-Aug-Sept Financial Guidance Center 3rd Qtr. Classes
FGC is offering classes ranging from Debt Management, Budgeting, Credit 101 and Bankruptcy Debtor Education.

07.12.17 Boys Town Parenting Classes
These classes can help deal with all the issues and challenges of raising a child.

07.17.17 CollabCon **at the M Resort Spa Casino**

Join us for the premier event on collaboration in Southern Nevada. CollabCon brings together funders, policymakers, community partners, and community members for cross-sector dialogue and peer learning to transform Southern Nevada into a place where the first thought after any great idea is, "Who can I call to join?" Link to: https://www.uwsn.org/collabcon

07.18.17 Senior Medicare Patrol
Looking for volunteers to help fight medicare fraud, waste & abuse. Join us for the July Volunteer Information session & orientation.

07.18-20.17 Ronald McDonald Care Mobile - Dental
Free oral health screenings, dental treatments, fluoride varnish and sealants for ages 3-21 (by appointment only). Stop by for this great dental back to school event.

7.20.17 RMHC - Ellis Island Karaoke Night Mixer
Join the Ronald McDonald House Charities of Greater Las Vegas for food, fun, raffle and karaoke!

07.29.17 Paint for a Cause
Join My Scars are Beautiful for this wonderful evening in support of individuals who are physically & emotionally scarred from traumatic experiences.

08.12.17 Back to School Fair English / Spanish / Vendors
Free backpacks and supplies while they last. Vendors on site to help you with everything for back to school!

08.17.17 Making Strides Against Breast Cancer Kickoff Breakfast
Join us to begin a wonderful kickoff to our annual walk in October.

08.26.17 EVFS Golf Tournament Registration
Come join us for a "Game of Life" golf tournament as East Valley Family Services proudly sponsors their second annual golf tournament.

09.08 - 09.17 Harvest Festival Original Art & Craft Show Food Drive - benefits Safe Nest
Las Vegas's largest art and craft show that kicks off the holiday season. Attendees may bring a nonperishable food item to donate to Safe Nest and receive $2 off their admission. Cashman Center, 850 Las Vegas Blvd., NV 89101

09.23.17 FPK - Lucky Duck Family Festival
Lucky Duck Family Festival is an annual event that raises money to cover healthcare costs for medically fragile children and their families in Southern Nevada. Donors “adopt” a duck for a minimum of $5. Each duck has a unique number associated with it. Ducks are plucked from the pond the day of the event for donors to have an opportunity to win truly fabulous prizes.

09.25.17 10th Annual Step Up for Kids Event
Come to the Springs Preserve for the 10th Annual Step Up for Kids Event, Celebrating Children’s Day in Nevada on Monday, September 25th from 3 to 7pm.

There will be free food, live entertainment, ice cream, animals, games, face painting, raffle prizes, a resource fair, and much more.

The first 100 people will receive a **FREE** T-shirt and Passes to Springs Preserve Museums.

09.29.17 UWSN Save the Date -- Day of Caring -- Nonprofit Information

Nonprofits, don't miss this unique opportunity to showcase your agency in the largest community wide volunteering event.

09.30.17 NV PEP Run, Walk, Roll Against Bullying

Join us for the 7th 5K Run and 1.5 mile Fun Walk & Roll. Emcee is Chet Buchanan.

10.03.17 National Night Out at the Doolittle Community Center

What is National Night Out? Information English - Spanish Vendor Information

Sponsored by the National Association Town Watch and promoted by the Las Vegas Metropolitan Police Department.

10.29.17 Making Strides Against Breast Cancer Walk

Because of your HOPE no one walks alone.

11.27.17 FPK - Swing for the Kids Golf Tournament

Swing for the Kids Golf Tournament is an annual event hosted by Foundation for Positively Kids. Golfers will play an 18-hole, shot-gun start tournament with a "poker run". Tournament winner will be decided by the best POKER hand. Golfers will receive a card at the practice tee and holes 5, 8, 14, and 17 with the opportunity to purchase extra cards for $20. Golfers will play their own ball. A lunch will be provided at the end of play with a silent auction.

Job Opportunities

American Red Cross

- **Health & Safety Instructor**

Catholic Charities

- **Coordinator Client Services**
- **Coordinator Lied Dining**
- **Property Manager**

City of Las Vegas

- Nurses for Call Line

Girls on the Run

- Community Relations Manager

Nevada Partnership for Homeless Youth

- Juvenile Assessment Case Manager Assistant

NICRP

- P/T So. NV Outreach Coordinator - Prevent Child Abuse Nevada

Nevada Child Seekers

- Case Manager

NV PEP

- Several Open Positions (4)

Rape Crisis Center

- Development Coordinator
- P/T Facilitator Positions

Salvation Army

- Asst. Kitchen Manager/Sous Chef

The Center

- HIV Health Education Risk Reduction Coordinator

The Shade Tree

- Director of Operations
- P/T Cook/Driver
- Temporary Staff Bookkeeper

Volunteers In Medicine So. NV

- FT Bilingual Social Services Coordinator

United Way of Southern Nevada issues information to nonprofits as a community service and does not intend the UWSN NONPROFIT CONNECTION to be an endorsement of listed events or announcements. Fundraising information cannot be distributed through the UWSN NONPROFIT CONNECTION.

This email was sent to cgoodman@lasvegasnevada.gov

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United Way of Southern Nevada · 5830 W. Flamingo Road · Las Vegas, NV 89103 · USA

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Thur 3/15/2018 11:41:56 AM
Subject: Federal litigation impacting OON Providers - Understanding balance Billing, fee forgiveness, recoupment and fraud audits

.

Ted Burton

Dear colleague,

Out of Network (OON) providers have been facing a slew of lawsuits from ínsurance companies for failure to balance bill and for indiscriminate fee forgiveness.

Some Facts:

- ***HCA Health* v. *Aetna*,** it was held that ínsurance companies must establish a procedure for requesting waiver of co-ínsurance or co-payments, without which they cannot hold a healthcare service provider liable for waiving co-payments.
- ***North Cypress* v. *Cigna***, it was held that the ínsurance plans of the patients must be interpreted as they are likely to be understood by an average plan participant.

Fee Forgiveness has provided practitioners and providers in the healthcare system an ability to attract more patients to them; however, the same has brought legal challenges and other complications to the practice. The best way to understand the strategies of insurers is to carefully monitor federal litigation. The motions and memoranda within these cases outline the various positions of the health plans on risk areas such as balance billing, fee forgiveness, recoupment and fraud audits. As an OON provider, you can't possibly hope to obtain proper reimbursement and remain compliant in the current climate without understanding relevant federal laws and cases interpreting these laws.

Join us for this On Demand **Webinar** (*available all day*)—"**Update on Federal Litigation Affecting out of Network Providers**", on **Friday, March 16, 2018,** where expert speaker **Thomas J. Force, Esq.,** reviews these recent set of lawsuits with in-depth case studies to unearth what will not. Out-of-network providers have been battling it out with well-known insurers like Cigna and Aetna – there's a lot you can learn from examining the decisions of these lawsuits. This session provides detailed case studies on these lawsuits and examines the decisions on balance billing, fee forgiveness and excessive fees – information that you need to ensure that your practice is compliant in balance billing, careful in fee-forgiveness, and prudent in documentation. You'll get all the guidance you need to avoid legal liabílity and improve profitability.

Session Highlights:

- Type of disclosures that must be provided by the OON provider to their patients prior to rendering of services.
- Written policies that must be in effect so as to assist the practice succeed against healthcare audits.
- The purpose of patient assignment and benefit forms.
- The impact of anti-assignment provisions in healthcare plan documents.
- The danger of not collecting call ínsurance, deductibles or otherwise balance billing out of network patients.

Session Agenda:

- **Network Participation**
  - In-network vs. Out-of-Network
  - Patient Cost Sharing
  - Balance Bill
- **Best Practices**
  - Transparency and Disclosure
  - Practice Management
- **Case studies**
  - Out-of-Network Reimbursement

- Fee Forgiveness
- Excessive Fees
- Assignment on Benefit Cases

Why Attend?

This session will help you learn strategies to avoid health plan audits and litigation based upon fee forgiveness and failure to balance bill patients. You will be provided disclosure and other patient forms, and practice policies which will assist you (out of network provider) to remain in compliance with state federal laws. You'll also get best practices for compliance.

Your registration includes:

- Complímentary attendee package, including the speaker's complete presentation handouts.
- Additional handouts on cases studies. Keep this quick reference tool close by for future use!

Please apply **"SAVE20"** at check-out to get **$20 off** on registration.

CLICK HERE TO REGISTER

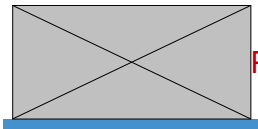
If you prefer to order by phone, call **1-866-458-2965** and mention **ETCIAERK**.

Looking forward to your participation here.

Thanks,
Ted Burton
Customer Relationship Director

AudioEducator LLC | 2222, Sedwick Rd | Durham | 27713 | United States | 18664582965
Unsubscribe | Report spam
Sent with ActiveTrail software

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 7/22/2016 8:23:43 AM
Subject: [Marketing Mail] BigLaw Lobbying Dollars Wobble Amid Heated Election Cycle



PUBLIC POLICY

Is Your Law Firm Making You Happy?

Click here to take our lawyer satisfaction survey.

Friday, July 22, 2016

TOP NEWS

BigLaw Lobbying Dollars Wobble Amid Heated Election Cycle

BigLaw lobbying firms saw wobbly returns at the midyear point, according to the latest revenue disclosures, with some of the bigger players suffering modest dips in the runup to the November elections.

Latinos Sue Texas Gov. Over High Courts' Election Process

A group of Latino Texans sued the governor and secretary of state Wednesday in federal court, contending that an at-large method of elections for the state's two top appeals courts is unfair to Latino voters and results in a denial of their full participation in the voting process.

Netflix Tax Suit Survives Dismissal Bid In Chicago

A challenge by Netflix Inc. customers to a Chicago tax on streaming services largely survived a motion to dismiss Thursday when a Cook County judge ruled the viewers had sufficiently argued that the tax law treats streaming differently than live entertainment.

Sens. Urge EPA To Boost Biodiesel In Renewable Fuel Regs

A bipartisan group of 40 senators on Thursday urged the Obama administration to bump up its proposed 2018 Renewable Volume Obligations for biomass-based diesel, saying an increase will boost jobs and diversify the country's energy supply.

US Made 135K Asks For Mobile Data Since January: Verizon

Verizon Communications inc. received 135,000 demands for customer information from U.S. law enforcement during the first half of 2016, according to a report on transparency that the phone provider put out on Wednesday.

EPA Must Cough Up Docs In Murray's 'War On Coal' Suit

A West Virginia federal judge on Wednesday, after "painfully" reviewing U.S. Environmental Protection Agency documents, ordered a handful be disclosed to Murray Energy Corp. in a suit accusing the agency of failing to study how its air quality regulations impact jobs.

ANALYSIS

In Threats Against Writer, Trump Candidacy In New Territory

Republican presidential candidate Donald J. Trump threatened legal action this

LAW FIRMS

Advocates for the West
Ahmad Zavitsanos
Akin Gump
AlvaradoSmith
Arnold & Porter
Baker Botts
Ballard Spahr
Bancroft PLLC
Best Best
Blank Rome
Bracewell LLP
Brownstein Hyatt
Buchanan Ingersoll
BuckleySandler
Cahill Gordon
Clark Hill
Covington & Burling
Cozen O'Connor
Cravath Swaine
DeCotiis FitzPatrick
Dechert
Dinsmore & Shohl
Duane Morris
Earthjustice
Fennemore Craig
Fenwick & West
Finnegan
Fish & Richardson
Foley & Lardner
Fox Rothschild
Freeman Freeman
Freshfields
Gibson Dunn
Hangley Aronchick

week against the co-author of his best-selling memoir “The Art of the Deal” after the writer harshly criticized him — a move that First Amendment experts say is as extraordinary as it is legally questionable.

GAO Proposals To Boost Patent Quality Met With Skepticism

The U.S. Government Accountability Office said in reports Wednesday that poor-quality patents issued by the U.S. Patent and Trademark Office are fueling patent litigation, but attorneys said they questioned that premise and argued the GAO's recommendations would likely do little to improve patent quality.

BANKING & SECURITIES

Hong Kong Exchange Wins OK For Cross-Currency Swaps

Hong Kong's over-the-counter clearinghouse said Thursday it won regulatory approval to provide clearing services for cross-currency swaps, which it will begin in August in an effort to expand its derivatives offerings and capitalize on the growing international use of Chinese currency.

FCA Calls For More To Curb Dark Pool Conflicts Of Interest

Companies running so-called dark pool securities-trading venues need to do more to limit conflict-of-interest issues between those trading on their platforms and themselves, the U.K.'s Financial Conduct Authority said on Thursday.

Chamber Of Commerce Weighs In On SEC Disclosures

The U.S. Chamber of Commerce’s Center for Capital Markets Competitiveness sent a letter to the U.S. Securities and Exchange Commission on Wednesday, urging regulators to focus on what information is materially important as they continue their effort to improve corporate disclosures.

Senate Dems Seek Info On Federal Fintech Oversight

A pair of Senate Democrats on Thursday asked five federal financial regulatory agencies for more information about how they intend to regulate the emerging financial technology sector.

ENERGY & ENVIRONMENTAL

Greens Challenge EPA Industrial-Boiler Carbon Monoxide Regs

The Sierra Club and other environmental groups asked the D.C. Circuit on Wednesday to force the U.S. Environmental Protection Agency to update its 2015 rule regulating emissions from industrial boilers by strengthening the carbon monoxide requirements and imposing stricter standards for startups and shutdowns.

EPA Pressed To Use New Powers To Tackle 10 Chemicals

The U.S. Environmental Protection Agency should use its new authority under the recently revised Toxic Substances Control Act to prioritize the regulation of 10 chemicals including asbestos and bisphenol A, an environmental group said Thursday.

Enviros Say Feds Can't Split Sage-Grouse Protection Suit

Four conservation organizations urged an Idaho federal judge Thursday to reject the federal government's bid to split their lawsuit challenging land-use plans for areas inhabited by sage-grouse and send the pieces to five separate district courts, arguing the claims can't be separated by geography.

FERC Scales Back Electricity Market Surveillance Proposal

The Federal Energy Regulatory Commission on Thursday yanked its proposal requiring the regional grid operators that run wholesale electricity markets to collect information about entities linked to market participants amid claims that the market surveillance rule would bury industry beneath an avalanche of reporting

Hogan Lovells
Holland & Knight
Honigman Miller
Jones Day
K&L Gates
Kilpatrick Townsend
Kobre & Kim
Lawyers' Committee for Civil Rights
Levine Sullivan
Linklaters
Litchfield Cavo
Locke Lord
Lowenstein Sandler
McCalla Raymer
McCarter & English
McConnell Valdes
McDermott Will
Meckler Bulger
Mintz Levin
Morgan Lewis
Nixon Peabody
Norton Rose Fulbright
Orrick Herrington
Perkins Coie
Porter Wright
Relman Dane
Saul Ewing
Seyfarth Shaw
Shook Hardy
Sprague & Sprague
Squire Patton Boggs
Steptoe & Johnson LLP
Sterne Kessler
Susman Godfrey
Sutherland Asbill
Thompson & Knight
Troutman Sanders
Tucker Arensberg
Weil Gotshal
Wilkinson Walsh
WilmerHale
Wilson Sonsini

COMPANIES

AT&T Inc.
Airbnb Inc.
Altman Weil Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and

requirements.

HEALTH & LIFE SCIENCES

Fla. Fights For Its Abortion-Delay Law

Florida on Wednesday defended its law requiring women to wait 24 hours after their initial visit to the doctor before undergoing an abortion and asked the Florida Supreme Court to decline to review a decision allowing the state to enforce the law.

Feds Wants Input On ACA Birth Control Compromise

The federal government is seeking ideas on how to comply with the U.S. Supreme Court's order to compromise with religious nonprofits that claim the Affordable Care Act's birth control mandate violates the Religious Freedom Restoration Act, according to a request for information set to be published on Friday.

TRANSPORTATION & INFRASTRUCTURE

Calif. Agency Can't Dodge Cab Co.'s Suit Over Uber Rules

The California Public Utilities Commission must face an equal protection lawsuit alleging the agency's regulations unfairly favor Uber and other ride-hailing outfits over traditional taxi companies that are subject to far more stringent background checks and safety rules, a federal judge ruled Wednesday.

Delta Launches $1.9B Terminal Move, Upgrade At LAX

Delta Air Lines is set to move forward with its $1.9 billion terminal relocation and remodeling project at Los Angeles International Airport, the airline said on Wednesday, after receiving approval from the airport's oversight and operations department.

REAL ESTATE

Airbnb Taps Covington's Eric Holder To Combat Racism

Airbnb Inc. said Wednesday it has hired former U.S. Attorney General Eric Holder as outside counsel with Covington & Burling LLP as an adviser to help the online home-rental company develop an anti-discrimination policy while Airbnb fights a lawsuit alleging violations of federal laws including the Civil Rights Act and the Fair Housing Act.

EMPLOYMENT

State Lawmaker Wins Suit Over ACA Contraceptive Mandate

A Missouri federal judge granted a win to a state lawmaker and his wife suing the government over the Affordable Care Act's contraceptive mandate, finding that the law requiring insurance plans to provide such coverage in their plan violates their rights under the Religious Freedom Restoration Act.

FMCSA Adopts New Exemptions For Truckers' Hours

The Federal Motor Carrier Safety Administration issued a final rule Thursday adopting several new regulations carved out in December's Fixing America's Surface Transportation Act exempting certain commercial truckers from hour-of-service and other record-keeping requirements.

Ex-Pa. Justices Sue Over Retirement Age Ballot Wording

Two former chief justices of the Pennsylvania Supreme Court and a prominent Philadelphia trial attorney on Thursday sued Pennsylvania's top election official in the Commonwealth Court over an upcoming ballot question proposing to hike the

Congress of Industrial Organizations
American Petroleum Institute Inc.
Anheuser-Busch Inbev SA/NV
BNP Paribas
Celgene Corporation
Center for Biological Diversity Inc.
Cincinnati Financial Corporation
Colfax Corporation
Comcast Corporation
Competitive Carriers Association
Credit Suisse Group AG
Delta Air Lines Inc.
Freddie Mac
H.D. Smith LLC
Hobby Lobby Stores
Hong Kong Exchanges and Clearing
Independence Blue Cross Inc.
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
Lyft Inc.
Murray Energy Corp.
NFL Enterprises LLC
Netflix Inc.
Public Broadcasting Service
SABMiller
SRA International, Inc.
San Diego Chargers
Sierra Club
Spotify Technology SA
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications
Vivendi SA
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Bureau of Indian Affairs
Bureau of Land Management
California Public Utilities Commission
Consumer Financial Protection Bureau
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory

mandatory retirement age for state jurists for its “deceitful” wording.

COMPETITION

French Regulator Reviewing Canal Plus Antitrust Rules

France's competition regulator is launching its obligatory five-year review of antitrust restrictions on television provider Canal Plus SA stemming from its purchase of a former competitor, according to an announcement Thursday seeking input on whether those conditions should be lifted, changed or kept in place for another five years.

GOVERNMENT CONTRACTS

Doc Accused Of Bribing Sen. Wants $2M Put In Fees Trust

A Florida eye doctor facing charges for allegedly bribing U.S. Sen. Robert Menendez, D-N.J., on Wednesday asked a Florida federal judge in a separate Medicare fraud case to modify his bond order so he can transfer $2 million to cover his “substantial” legal fees.

TAX

IRS Issues Final Rules On Income Inclusion For Lessees

The IRS issued final and temporary regulations Thursday to provide guidance on income inclusion rules that affect lessees of investment credit property when they are treated as having acquired the property.

Wal-Mart, Puerto Rico Say District Court Can Hear Tax Spat

A Wal-Mart subsidiary and the government of Puerto Rico told the First Circuit on Wednesday that a recently enacted law meant to stem the island’s debt crisis does not affect jurisdiction of the retailer’s suit challenging an alternative corporate income tax.

San Diego Asks Calif. High Court To Set Arena Vote Threshold

The attorney for the city of San Diego on Wednesday asked the California Supreme Court to speed up its review of an appellate decision that could change the vote threshold required to pass ballot initiatives, saying the future of the Chargers football team in San Diego may depend on it.

IMMIGRATION

DHS Secretary Unveils Renovated Forensic-Doc Laboratory

Secretary of Homeland Security Jeh Johnson on Wednesday unveiled a renovation and expansion of the U.S. Immigration and Customs Enforcement Homeland Security Investigations Forensic Laboratory, saying the improvements will help ensure that the nation’s forensic scientists have the tools they need to accomplish their missions.

NATIVE AMERICAN

Ariz. Gaming Chief Tries To Shield Email In Casino Suit

Arizona Department of Gaming Director Daniel Bergin argued Wednesday for a federal court judge to continue to prevent the disclosure of an email between Bergin’s lawyers and the Gila River Indian Community written while negotiating a common-interest agreement, saying the document is privileged and should not be used as evidence in another tribe’s suit against state officials.

Commission
Federal Motor Carrier Safety Administration
Federal Reserve System
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
International Monetary Fund
Los Angeles World Airports
National Credit Union Administration
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Salt River Pima-Maricopa Indian Community
Securities and Exchange Commission
Skokomish Indian Tribe
Suquamish Tribe
Tohono O'odham Nation
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. Patent and Trademark Office
U.S. Supreme Court
White Mountain Apache Tribe
Wyoming Attorney General's Office

Wash. Skokomish Sue Area Tribe Over Hunting Grounds

The Skokomish Indian Tribe has sued seven members of the Suquamish Tribal Council and that tribe's fisheries director in Washington federal court over alleged encroachment on its hunting and fishing grounds.

Feds Weigh In On Calif. County's Tribal Lease Tax Row

The federal government on Wednesday told a California federal judge presiding over a Native American tribe's suit alleging a California county lacks the authority to tax lessors on its tribal trust land that a specific federal regulation tips the scales in favor of preemption by federal law.

TELECOMMUNICATIONS

FCC Urged To Review Data Roaming Under Net Neutrality

The Competitive Carriers Association told the Federal Communications Commission on Wednesday that it is time to initiate a review of mobile data roaming policies under net neutrality rules, to help ensure nondominant carriers have access to fair agreements and their customers receive expansive coverage.

EXPERT ANALYSIS

The Flaw In DTSA'S Civil Seizure Provision

Other than serving as a trap for the unwary and giving defense lawyers a shiny new weapon in their arsenal, does the Defend Trade Secret Act's civil seizure provision serve any useful purpose at all? asks Arash Beral of Freeman Freeman & Smiley LLP.

Gov't Contractor Sick Leave Rule Likely Excludes Banks

Banks and financial institutions have wondered for months whether they would be subject to a recent executive order requiring certain federal contractors to provide employees with paid sick leave. However, careful review of a U.S. Department of Labor notice shows it is highly unlikely the industry will be subject to this burdensome new requirement, say attorneys at Fox Rothschild LLP.

Troubled Waters: Customs Increases Jones Act Enforcement

The recent creation of the National Jones Act Division of Enforcement is particularly significant, especially for shippers of energy commodities, because of the exacting manner in which U.S. Customs and Border Protection interprets the law and the very large penalties Customs may impose for violations, say David McCullough and Shelley Wong at Sutherland Asbill & Brennan LLP.

USPTO Cancer Drug Pilot Program Not Likely To Be Used Much

The U.S. Patent and Trademark Office announced a pilot program to fast-track examination of patent applications directed to cancer immunotherapy inventions as part of the Obama administration's "cancer moonshot" initiative. However, the fast-tracking of drug applications is often not in the best interest of biopharma companies as it eliminates patent term adjustment, say Robert Esmond and Stephanie Elmer of Sterne Kessler Goldstein & Fox PLLC.

OPINION: It's Time To Radically Rethink Immigration Reform

The antiquated Immigration and Nationality Act of 1952 has outlived its usefulness. It is time for a completely new law, based not on conditions from more than 60 years ago, but rather focused on the nation's needs going forward into the 21st century, says John Lawit of John W. Lawit LLC.

LEGAL INDUSTRY

4 Things Making BigLaw Uneasy About A Clinton Presidency

A potential Hillary Clinton presidency bears the taint of scandal, a history of cronyism and the threat of aggressive enforcement, experts say, sparking worries

over potentially heavy-handed regulation that would keep litigators, defense lawyers and lobbyists busy over the next four years.

Holland & Knight First-Years Get Cravath-Level Salary Bump

First-year associates with Holland & Knight LLP received their second raise this year when the firm decided Thursday to bump up salaries in a number of offices to the new market scale of $180,000 set by Cravath Swaine & Moore LLP.

Chicago Lateral Market Fizzles In First Half Of 2016

After a turbocharged 2015, Chicago's lateral partner market has slowed during the first half of this year, likely as a result of fewer boutique acquisitions by BigLaw firms, according to research performed by Law360.

Law360's Weekly Verdict: Legal Lions & Lambs

McDermott Will & Emery LLP and Baker Botts LLP led the pack of legal lions this week by securing a favorable jury verdict for Blackberry in a $48 million patent lawsuit over the company's network infrastructure while a New York attorney topped the week's list of legal lambs after a judge called him out on a "nearly pathological inability" to file papers on time.

Philly Firms Ready To Soak Up DNC Spotlight

As Philadelphia gears up for the start of the Democratic National Convention on Monday, law firms based in the city are rolling out the red carpet to welcome out-of-town clients and dignitaries in what legal leaders say is a golden opportunity to network and build their brands.

UK Firm Wallets Feel More Of Cyberfraud's Sting

Hackers are reeling in money from law firms in email "phishing" expeditions, a U.K. accounting firm said Wednesday, causing a sharp rise in cyberfraud-induced losses in recent months.

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America Fujikura Ltd.
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Agua Caliente Band of Cahuilla Indians
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Zachary Bucher[zbucher@LasVegasNevada.GOV]; Esthefany Arochi[earochi@LasVegasNevada.GOV]
From: Lora Kalkman
Sent: Thur 4/26/2018 8:31:33 PM
Subject: RE: We're answering the top 3 "How To" questions on e-signatures, May 3

Really? A conference for this (which is likely a prelude to a sales pitch.) I think your policy is the wisest, Mayor—it prevents fraud but also ensures that you have a handle on all that's going on… ☺

Best,

Lora Kalkman
Special Assistant to Mayor Goodman
Office of the Mayor
702-229-6241
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, April 26, 2018 1:22 PM
To: Lora Kalkman; Zachary Bucher; Esthefany Arochi
Subject: FW: We're answering the top 3 "How To" questions on e-signatures, May 3

Knowing my paranoia about ***my*** signature, your thoughts????

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Governing <eventreg@governing.com>
Sent: Thursday, April 26, 2018 6:07 AM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: We're answering the top 3 "How To" questions on e-signatures, May 3

Dear Carolyn,

Use of e-signatures is growing among state and local government agencies, but e-signature technology is rarely used to its full potential.

Join us May 3rd at 11:00 AM PT/2:00 PM ET for a look at how some state and local government agencies are using e-signatures for more complex processes – such as internal approvals, vendor contracts and permitting/licensing – to eliminate costly paper and the need for "wet" signatures.

Topics will include:

- How to expand an existing e-signature implementation to employ more sophisticated secure document signing processes
- How to integrate e-signature technology with document management and storage systems like SharePoint

- How to integrate complex workflow options such as multiple signers
- A live demonstration involving multiple signers and user authentication options

You can register at no cost here. Please feel free to share this information with any colleagues you feel would benefit from attending and do let me know if you have any questions!

Thank you,

Lora Riccomini
Governing
916.932.1421
lriccomini@governing.com

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From: BE Tech Exchange
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Subject: [Marketing Mail] Chris Skinner On Fintech's Future, plus heads up on credit reporting

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FINTECH'S FUTURE

Beware the mice of fintech

Fintech companies, notably marketplace lenders, have hit more than one pothole of late. But analyst Chris Skinner says bankers who would declare victory would do well to remember the Malaysian fable of the elephant and the mouse who vied to see who would be king. Read more

CREDIT TECHNOLOGY

Credit reporting's new expectations

Did you know that a major revamp of credit reporting is coming, applicable to all participants in the consumer credit reporting process, including banks? Experts from Ernst & Young review what to watch for. Read more

DATA ANALYTICS SERIES

Analytics' payoff is innovation

Banks of all sizes have begun to expore the advantages of advanced data analytics. In the final installment of his series, Saggezza's Steve Simpson reviews the benefits of adopting this set of tools. Read more

MILLENNIAL'S MINDSET

How millennials think about privacy

MAKING SENSE OF IT ALL

Tech Update: Where banks are and where they are going

John Ginovsky draws on a wide range of sources to take a reading on the "state of the art" of bank technology. Read more

COMMON SENSE COMPLIANCE

Mobile comes of age and Compliance looks in

A recent convert, Nancy Derr-Castiglione looks at compliance implications of mobile banking. Read more

BEYOND THE BANK

Perils of not being in "real time"

You may think your bank does business in "real time," but maybe you don't do so, warns Dan Fisher. Real-time banking isn't just for the cool—it makes a difference in fighting fraud. Read more

- **How many selfies has your**

A pair of boots followed a millennial graduate student around the internet. She didn't worry about being stalked. Her main interest in the boots and the bargain illustrate a generational line. Read more

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BLOCKCHAIN DEVELOPMENTS

Like blockchain? Will you love "Fedcoin"?

Bitcoin, building on blockchain technology, is a stateless digital currency. But some think the biggest players in blockchain-based "coin" may be governments. One theoretical currency that's been debated is "Fedcoin," a completely unofficial currency … so far. Read more

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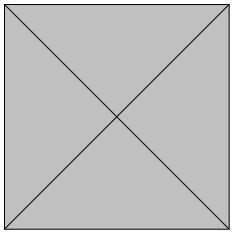

ON-DEMAND WEBINAR

EMV: The beginning was just the beginning

The full implementation of EMV card technology is far from complete, and many questions remain. This one-hour webinar sponsored by CPI Card Group offers answers. Read more

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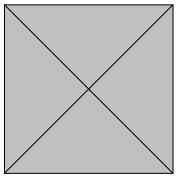

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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

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bank been in?

"*You can't let anyone else get in the way of you doing what you know is right*"—**George Blankenship**, on criticism after his first two Apple Stores opened Read more

Does using smartphones affect decisionmaking?

Our online behavior on laptops differs from our behavior on smart phones, contends behavioral economist Dan Ariely on Think with Google:

"It's critical today that marketers think about the context of their customer on the path to purchase: where they are, what device they're on, what their likely mindset is in that given moment. Time pressure is an important factor for marketers to consider in this mix. This is particularly true when it comes to decisions made on mobile devices on-the-go since time pressure narrows the consumer's focus, giving the marketer only a brief moment to grab their attention and direct their choices." Read more

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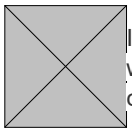

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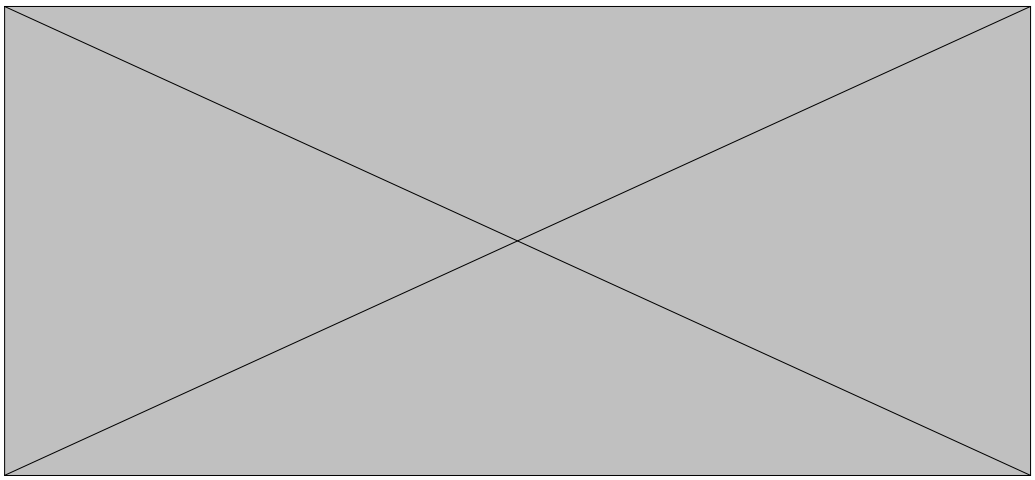
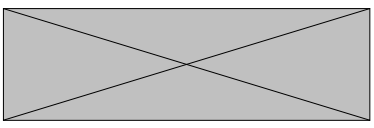


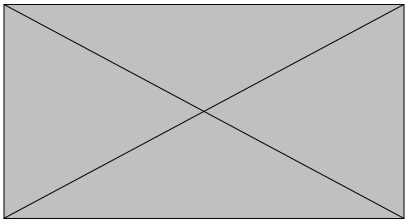
NEW LEASE!
MAGIC: THE GATHERING GRAND PRIX 2018

Please join us in welcoming Magic: The Gathering Grand Prix produced by CFB Events to the Las Vegas Convention Center. Magic: The Gathering Grand Prix will be in Las Vegas June 14-17, 2018 and has an estimated attendance of 10,000 people.

This is the 5th time this event has come to Las Vegas with an estimated economic impact of $19.70 million.

For more information about Magic: The Gathering Grand Prix, visit their website.





Chris Meyer, CEM, CMP
Vice President of Sales
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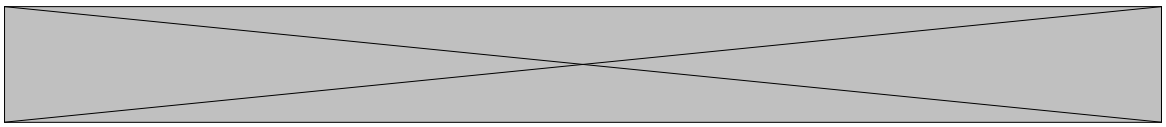


BANKER BOOK REVIEW

Time to ditch generational thinking?

"He's a Gen Y, you know how they are." "What did you expect from a Boomer?" The authors of *The Gen Z Effect* says its time to get past such generational typecasting. Banker-reviewer Mallory Barbee says they make a compelling case for everyone being a "Gen Z." Read more

COMPLIANCE & SOCIETY

Lending and more under the same-sex marriage decision

Debates are over. The United States Supreme Court has held that same-sex marriage is a Constitutional right. What does the decision in *Obergefell* v. *Hodges* mean for banks? Compliance expert Lucy Griffin digs into the decision's implications. Read more

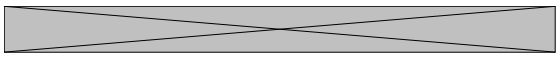
MERGERS & ACQUISITIONS

Putting it together

As earnings plateau, more small banks are taking the merger plunge. SNL Financial recaps what they've been discussing at investor meetings. Read more

CREDIT COMPLIANCE

FCRA—a sleeping regulation awakens



RISK ADJUSTED

Should CRO mean "compensation review officer"?

Incentive pay poses too many risks not to get a risk review, advises Dan Rothstein. Read more

COMMUNITY BANKING

Ignore defeatist talk, community bankers

Jeff Gerrish says future is brighter than experts say. Talk back—do you agree or disagree? Read more

TALKING CREDIT

Rethinking banking's blueprint

A chat with a former colleague makes Ed O'Leary mull the industry's future. Read more

AML & FRAUD

"I've Seen All Good People"

Much work fighting human trafficking goes on—here's to continued success, despite odds, says John Byrne. Read more

The Fair Credit Reporting Act, enacted in 1970, has not been a compliance problem for the 45 years of its existence—that is, the first 45. Treliant's Lyn Farrell reports that new scrutiny by CFPB is changing that. Read more

COMMUNITY BANKING

Mid-size bank's correspondent play pays off

Decade-old ServisFirst Bank founded a correspondent banking division that has helped the young bank build a valuable niche as it grows via a "buy the banker" strategy. Read more

DEPOSIT GATHERING

How much green to hold deposits?

Everyone is guessing what will happen to deposits when rates rise, but opinions and strategies to prepare for rate increases vary among bankers. Viewpoints gathered by SNL Financial at a recent investors conference. Read more

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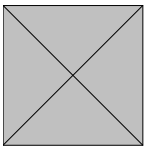

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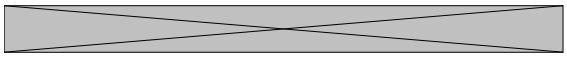
*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*



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Creating a big-headed, big-hearted character named "Cash" pays off for First National Bank of Muscatine. Read more

"Internet of Things" and security

The risks of the connectivity of the "internet of things" is reviewed in a 15-slide slideshow offered free online by Accenture. It's an executive summary of the consulting firm's latest study on the subject, Securing the Internet of Things. Completing the slideshow leads the viewer to a summary infographic. Read more

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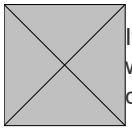

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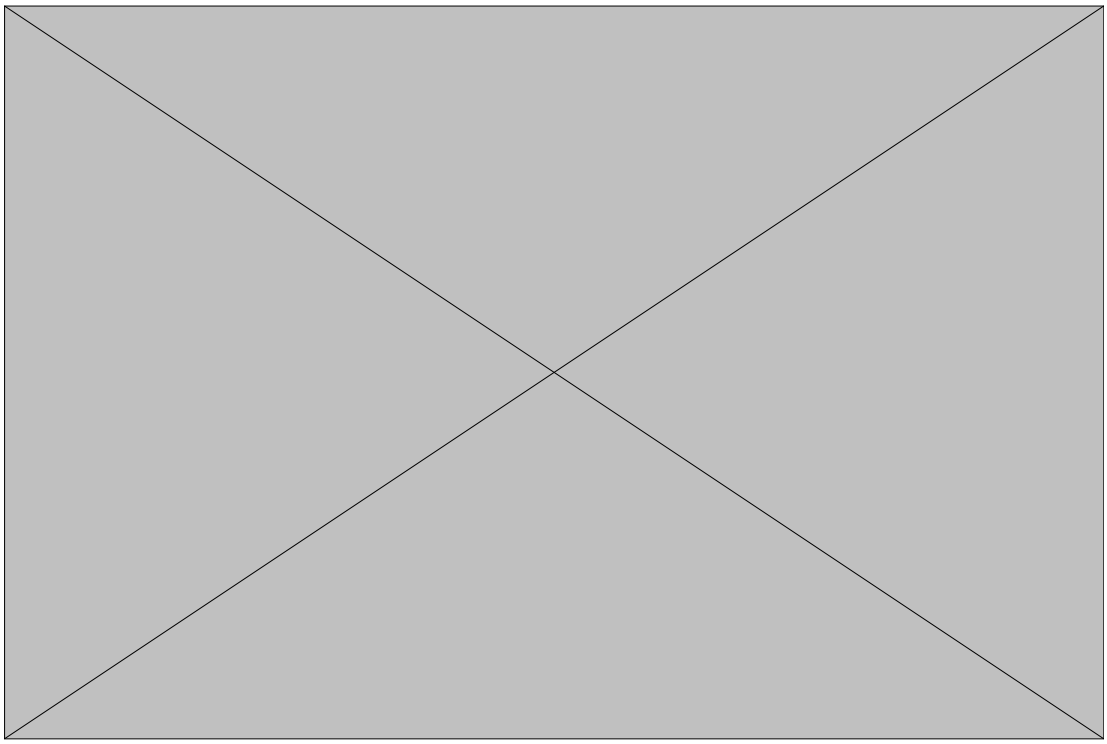
Feature



I Was De-Equitized: A Look At BigLaw's Second-Class Citizens

By Erin Coe

As law firms face increasing pressure to operate like businesses, more attorneys are on course to lose their equity status and face the accompanying hit to their prestige and pocketbook. But firms need to be careful how they carry out these demotions or risk damaging attorney morale, driving away productive attorneys and exposing themselves to lawsuits.

Feature

The 'Industrial Disease' Of The NFL And The Settlement That Sidelines

Feature

How A Bryan Cave Atty Was Brought Down By A Con Man's Scheme To Buy Maxim Magazine

Some Players

By Sindhu Sundar

A group of former NFL players are refusing to join the league's historic brain-injury settlement over fears that it blocks potential claims related to CTE, the neurodegenerative condition central to the litigation. While defenders of the deal note its widespread support and argue that the players would face major hurdles in pursuing their claims at trial, the settlement's critics call it a case study in how class actions can leave plaintiffs out in the cold.

By Max Stendahl

Harvey Newkirk was a promising mergers and acquisitions lawyer on the fast track to partnership at Bryan Cave LLP. Then he agreed to work with a convicted con man named Calvin Darden Jr. in a failed attempt to buy Maxim magazine, and he found himself on trial for fraud. As Newkirk appeals his own conviction and prison sentence, the question remains: Was he a rogue attorney or another one of Darden's victims?

News Analysis

Associate Raises Drop Jaws In-House

Clients Say Firms Raise Salaries At Their Own Peril

By Melissa Maleske

The reaction to the recent wave of law firm associate salary raises was swift among the cohort of corporate legal departments that have been most active in pushing back against law firm rates and billing practices.

News Analysis

Led Zeppelin To Pay Dearly If Jury Isn't Buying A 'Stairway To Heaven' Defense

By Brandon Lowrey

Legend has it that Jimmy Page started writing "Stairway To Heaven" in the remote Welsh cottage of Bron Yr Aur, long a place of pilgrimage for Led Zeppelin fans. Now, facing a copyright trial alleging it stole the iconic song, the band is changing its tune about its inspiration. But if the jury doesn't buy the new version of events, the damage won't just be felt in royalties.

News Analysis

Donald Trump's Hair May Finally Get Its Day In Court

By Carmen Germaine

A Gawker investigation into Donald Trump's hair has brought about a retraction demand from a familiar legal adversary. And while experts say the letter spells out a spotty possible case at best, the dust-up does have the potential to once and for all settle questions surrounding the country's most famous mop.

You Can Quote Me On That

The Week's Best In Legal Talk

Weaves, Revelries and Dastardly Reps

By Richard McVay

Legal minds this week have targeted spendthrift executives, the PGA tour and Donald Trump's hair. Here are the week's best lines from the legal world.

Sidebar

Martha Coakley Talks Dire Straits And Her Dire Need For Coffee

By Aebra Coe

Former Massachusetts Attorney General Martha Coakley opened up to Law360 during a recent 10-minute interview, chatting about her eclectic group of friends, aspiration to write murder mystery novels on Martha's Vineyard, and abiding love of '80s rock.

Secret Lives Of Lawyers

Fox Rothschild's Mark Silow Answers The Call Of The Wild

By Matt Fair

While a decade-plus in a leadership position with a Northeast Corridor law firm is likely to brand anyone a hopeless city slicker, Fox Rothschild LLP managing partner Mark Silow stays connected to the outdoors by surviving in the southern Utah desert for weeks at a time and learning to live off the land.

Op-Ed

Stop Rejecting Alternative Billing

By Michael Moradzadeh, Rimon PC

There are many problems with the law firm structure, but among the biggest is billing pressure — especially for transactions. Recent stories have noted the emergence of the $2,000 an hour partner. But this focus on hourly billing misses the larger picture, both for clients and for firms.

Op-Ed

We Must Curb Unfair And Unlawful Practices In Import Trade

By Debbie Shon, Quinn Emanuel, and Suzanne Folsom, U.S. Steel

It has become evident that a significant proportion of the Chinese steel industry, as well as elements of the Chinese government, are engaged in practices causing extensive damage to the U.S. steel industry and national security.

Feature

I Was De-Equitized: A Look At BigLaw's Second-Class Citizens

By Erin Coe

As law firms face increasing pressure to operate like businesses, more attorneys are on course to lose their equity status and face the accompanying hit to their prestige and pocketbook. But firms need to be careful how they carry out these demotions or risk damaging attorney morale, driving away productive attorneys and exposing themselves to lawsuits.

Feature

The 'Industrial Disease' Of The NFL And The Settlement That Sidelines Some Players

By Sindhu Sundar

A group of former NFL players are refusing to join the league's historic brain-injury settlement over fears that it blocks potential claims related to CTE, the neurodegenerative condition central to the litigation. While defenders of the deal note its widespread support and argue that the players would face major hurdles in pursuing their claims at trial, the settlement's critics call it a case study in how class actions can leave plaintiffs out in the cold.

Feature

How A Bryan Cave Atty Was Brought Down By A Con Man's Scheme To Buy Maxim Magazine

By Max Stendahl

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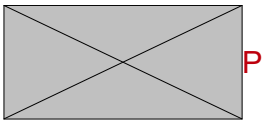

PUBLIC POLICY

Wednesday, November 16, 2016

TOP NEWS

Analysis

Congress Likely Looking At Short Lame-Duck Session

The GOP-controlled Congress has little reason to pursue a lengthy lame-duck session, experts say, as legislators will likely do little beyond keeping the lights on and the government funded before a Trump administration moves into town.

House GOP To Keep Same Leaders At Helm

House Republicans united behind much of their existing leadership Tuesday, setting up Speaker Paul Ryan for another term as the chamber's head and to embrace conservative legislative priorities ranging from an Affordable Care Act repeal to tax code overhauls and entitlement reform.

GOP Tells Departing SEC Chair No New Rules Before Trump

Republican lawmakers urged U.S. Securities and Exchange Commission Chair Mary Jo White at a congressional hearing Tuesday not to push through controversial rulemaking before she leaves the agency in January when Donald Trump is inaugurated as president, asking her to “respect” the results of the election.

Analysis

4 Transportation Priorities To Watch For Under Trump

Repairing and modernizing U.S. transportation and infrastructure will be a key focus of the incoming Republican White House under President-elect Donald Trump and the Republican-controlled Congress. Here are four legislative and policy priorities to watch.

IRS May Shrink To 3 Smaller Units Under House GOP Tax Plan

The existing structure of the Internal Revenue Service could be on shaky ground with Republicans controlling Congress and a proposal to shrink the agency to three smaller units focused on individual taxation, corporate taxes and dispute resolution based on the style of a small claims court.

House Votes To Extend Iran Sanctions Authority

The U.S. House of Representatives voted to pass an extension of the president’s authority to sanction Iran on Tuesday, adding 10 years to a bill set to expire in December even as the Obama administration lifted the separate so-called secondary sanctions as a result of the nuclear weapons deal with Tehran.

Dakota Access Asks Judge To Force Corps' Hand On Pipeline

An Energy Transfer Partners unit asked a D.C. federal judge Tuesday for a ruling that the company can complete work on a controversial section of the $3.8 billion Dakota Access pipeline, a day after the U.S. Army Corps of Engineers said it needed to hold more talks with the Standing Rock Sioux Tribe before construction could go forward.

BANKING & SECURITIES

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Alston & Bird
Arent Fox
BakerHostetler
Bancroft PLLC
Barnes & Thornburg
Beeson Tayer
Bracewell
Connelly Law Offices
Cozen O'Connor
Cravath Swaine
Crowell & Moring
Davis Graham
Debevoise & Plimpton
Dentons
Dinsmore & Shohl
Earthjustice
Faegre Baker
Fenwick & West
Fredericks Peebles
Gibbons PC
Gibson Dunn
Holland & Knight
Hunton & Williams
Jones Day
K&L Gates
Kilpatrick Townsend
McCarter & English
McElroy Deutsch
McGlinchey Stafford
Millberg Gordon
Norton Rose Fulbright
Nossaman LLP
Ogletree Deakins
Peckar & Abramson
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Stoel Rives

NY To Keep Up Pressure On Banks In Age Of Trump

New York state's top financial regulator on Tuesday said that her agency will continue to actively oversee the banks, insurance companies and other firms it regulates even if their federal counterparts are ordered to pull back from their aggressive postures by the Trump administration.

ENERGY & ENVIRONMENTAL

NRDC Vows Stiff Opposition To Anti-Enviro Trump Policies

Leaders at the Natural Resources Defense Council, one of the nation's largest and most active environmental advocacy groups, on Tuesday said that the group will fiercely battle any attempt by President-elect Donald Trump to roll back climate change, pollution and other protections.

PennEast Pipeline Plan Still Falls Short, NJ Rate Agency Says

Continuing its resistance to PennEast's proposed 118-mile gas pipeline traversing New Jersey and Pennsylvania, the Garden State's ratepayer advocate told Federal Energy Regulation Commission on Tuesday that the project's backer still hasn't justified the need for the system or its expected returns.

Murray Energy Slams EPA Plan For Job Loss Analysis

Murray Energy Corp. told a West Virginia federal judge Monday that the U.S. Environmental Protection Agency's plan to comply with a court order to study the effects of its environmental regulations on jobs is a sign that the agency has "no intention" to actually comply with the order.

Power Industry Slams Enviros' Cooling Water Intake Suit

Power industry groups on Monday urged the Second Circuit to reject environmentalists' challenge to U.S. Environmental Protection Agency's regulations requiring electricity-generating plants and manufacturing facilities to minimize damage to aquatic life caused by pulling in water from lakes and rivers.

Enviro Group Has Standing To Sue Over Fur Export Rules

A Montana judge allowed a suit by an environmental group against the U.S. Fish and Wildlife Service's fur export permit rules to go forward Monday, finding the federal government's own rules say it can't push all responsibility for fur trapping on the states.

HEALTH & LIFE SCIENCES

VA Puts Transgender Surgery Coverage On Hold

The U.S. Department of Veterans Affairs cited budgetary constraints in temporarily dropping its plans to cover gender-reassignment surgery for transgender veterans, noting Monday that the agency still wants to eventually provide that coverage.

MEDIA & ENTERTAINMENT

Conservative Groups Back Review Of NJ Sports Betting

Three conservative-leaning research groups argued the need for clarity over the scope of what the federal government can force on states, urging the U.S. Supreme Court to review a Third Circuit decision that shot down New Jersey's attempt to selectively repeal its anti-sports betting laws to allow such wagering at the state's casinos and horse race tracks.

TRANSPORTATION & INFRASTRUCTURE

Christie To Appeal Summons In Citizen's GWB Complaint

Western Environmental Law Center
WilmerHale

COMPANIES

Activision Blizzard, Inc
Airbnb Inc.
Allergan PLC
America Fujikura Ltd.
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Consumer Reports
Delaware Riverkeeper Network
Electronic Frontier Foundation
Electronic Privacy Information Center
Energy Transfer Partners, L.P.
Facebook
Ford Motor Company
International Brotherhood of Teamsters
International Business Machines Corporation
International Franchise Association
KPMG International
King Digital Entertainment PLC
Level 3 Communications Inc.
Murray Energy Corp.
National Association of Broadcasters
National Association of Manufacturers
National Collegiate Athletic Association
National Conference of State Legislatures
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Oracle Corp.
Pacific Legal Foundation
Pfizer Inc.
Raytheon Company
Republic Services, Inc.
Ross Stores Inc.
Sierra Club
South Carolina Bar
Tencent Holdings
The Boeing Company
The Cato Corporation

New Jersey Gov. Chris Christie will appeal the summons a state court judge imposed in a citizen's complaint alleging he allowed three of his appointees to orchestrate politically motivated lane closures on the George Washington Bridge, according to a court order issued Monday.

NHTSA Chief Defends Driverless Vehicle Data Collection

The head of the National Highway Traffic Safety Administration on Tuesday defended the agency's plan to collect safety data as part of its proposed automated vehicle technology policy despite resistance from automakers and developers, saying the companies' confidential business information would be protected.

INSURANCE

3rd Circ. Asked To Stay ACA Mandate Battle

A secular anti-abortion group asked the Third Circuit on Monday to temporarily halt its fight to overturn a court order and become exempt from providing health insurance covering contraception, saying there is related litigation pending.

REAL ESTATE

Chicago Homeowners Say Airbnb Rule Is Unconstitutional

Four Chicago homeowners on Tuesday filed a suit in state court challenging the city's "draconian and unintelligible" shared-housing ordinance, arguing it requires homeowners renting rooms through services like Airbnb Inc. to submit to warrantless searches, imposes an unfair tax and is full of otherwise harmful restrictions.

EMPLOYMENT

NLRB Joint Employer Test 'Unworkable,' DC Circ. Hears

Browning-Ferris Industries took its final shots against the National Labor Relations Board in a closely watched D.C. Circuit appeal over the legality of the board's recently revised joint-employer standard, with the waste management company saying the new test "creates an amorphous, unworkable fog" for employers.

Wash. High Court Wary Of Florist's Same-Sex Objections

In a case pitting religious freedom against the new right to gay marriage, the Washington Supreme Court on Tuesday appeared reluctant to shield a Christian florist from discrimination liability for refusing to serve same-sex weddings.

COMPETITION

Brexit May Let UK Watchdog Blaze Its Own Antitrust Path

The U.K.'s decision to leave the European Union could open the door for Britain's competition watchdog to develop its own line of policy as the digital economy poses a host of new antitrust challenges, the agency's top enforcement official said Tuesday.

PRIVACY & CONSUMER PROTECTION

Privacy Group Wants FBI To Disclose Biometric Data-Sharing

The Electronic Privacy Information Center is pushing a D.C. federal court to force the FBI to fork over long-withheld documents that are believed to reveal the extent to which the agency shares with the U.S. Department of Defense information from a massive biometrics database.

IoT Regs Needed To Thwart Cyber Threats, Congress Told

Turner Broadcasting System Inc.
U.S. Chamber of Commerce
Washington Post Co.
Wells Fargo & Co.
Williams-Sonoma Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Cheyenne River Sioux Tribe
Commodity Futures Trading Commission
Competition and Markets Authority
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Executive Office for Immigration Review
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
NAFTA
National Archives and Records Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Labor Relations Board
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Transportation Safety Board
New Jersey Department of Environmental Protection
New York State Department of Financial Services

Vulnerabilities exposed by an October cyberattack that crashed a host of popular websites must be addressed through regulation of security for internet-of-things devices, cybersecurity experts told the House Committee on Energy and Commerce Tuesday.

Feds Slam NC's Bid For Transgender Witnesses' Medical Info

The U.S. Department of Justice urged a North Carolina federal court Monday to not allow the state to obtain transgender witnesses' medical and health records, information that potentially endangers the individuals' privacy rights, because they are not relevant to the legality of the state's now infamous bathroom law.

GOVERNMENT CONTRACTS

GAO Recommends More Transparency For Fed's Stress Tests

The Federal Reserve on Tuesday promised to make its stress-test programs more transparent, a statement that coincided with the release of a U.S. Government Accountability Office report that found that a lack of transparency, among other limitations, could hinder the supervisory tests' effectiveness.

No Funds For Anti-Whistleblowing Contractors, DOD Says

The U.S. Department of Defense issued a prohibition Monday barring federal dollars from going to contractors that use confidentiality agreements to bar their employees from reporting waste, fraud and abuse.

INTERNATIONAL TRADE

Peru Stepping Up Efforts Against Illegal Logging

The government of Peru has revealed a number of steps to curb illegal lumber harvesting and export, the Office of the United States Trade Representative announced Tuesday.

TAX

IRS' Debt-Equity Rule In Jeopardy Under New Administration

Recently finalized regulations that characterize debt as equity for tax purposes could potentially be revoked under President-elect Donald Trump's administration and a Republican-controlled Congress, according to House Ways and Means Committee Chairman Kevin Brady, R-Texas.

IRS Aims To Block NAM Brief In Anti-Inversion Rule Fight

The Internal Revenue Service slammed the National Association of Manufacturers for trying to weigh in on a suit over a recent corporate inversion rule, arguing Tuesday in Texas federal court that the claims not only come too late but are also nearly identical to those already made.

NJ High Court To Hear Fight Over Jersey City Tax Abatement

The New Jersey Supreme Court has agreed to determine whether or not a developer can apply a 2003 change in state law that let builders keep more profits under municipal tax abatement deals to agreements it struck with Jersey City in 2000 and 2001.

IRS Chief's Impeachment Must Proceed, Ohio Rep. Says

Rep. Jim Jordan, R-Ohio, called for continued efforts to impeach IRS Commissioner John Koskinen after the agency denied a conservative advocacy group nonprofit status, saying Monday that the IRS "has not changed its ways" since being accused of political bias.

IMMIGRATION

Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
Standing Rock Sioux Tribe
U.S. Army
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
Washington Attorney General's Office

Court Location, Judges Impact Asylum Grants, GAO Finds

The success rate of immigrants seeking asylum varies widely depending on where their request originates and what court has jurisdiction over it, the Government Accountability Office said in a report released Monday.

Ban On 'Sanctuary Cities' A Priority For Texas Senate

A Texas state senator on Tuesday launched a legislative campaign to stop so-called sanctuary cities in the state, a measure designated to be high-priority by the lieutenant governor, in a bill that would require cities to comply with U.S. Immigration and Customs Enforcement detainers.

NATIVE AMERICAN

BLM's Final Methane Flaring Rule Greeted With Industry Suit

The U.S. Bureau of Land Management on Tuesday unveiled its final rules for venting and flaring of methane gas on federal and Native American lands, facing an immediate legal challenge in Wyoming district court alleging the rule is outside the agency's authority.

TELECOMMUNICATIONS

Congressional Repubs Call On FCC To Halt Major Actions

Hill Republicans on Tuesday asked Federal Communications Commission Chairman Tom Wheeler to stop all action on complex or controversial issues during the transition to a new president, saying that Democrats requested the same after the election of President Barack Obama in 2008.

FCC Allows Gov't To Make Debt Calls Under TCPA Exception

The Federal Communications Commission has passed a final rule exempting debt collection calls by the federal government from restrictions against autodialed, prerecorded calls under the Telephone Consumer Protection Act, according to a notice scheduled for publication in the Federal Register on Wednesday.

Broadcasters Challenge FCC Ownership Rules In DC Circ.

The National Association of Broadcasters brought a challenge to the Federal Communications Commission's media ownership restrictions in the D.C. Circuit Monday, claiming the agency acted arbitrarily and capriciously in tightening the restrictions in its most recent quadrennial reviews.

EXPERT ANALYSIS

What To Expect From Trump's Environmental Policies

The results of last week's election, which will bring in a new presidential administration and new Congress, will greatly impact environmental policy. We anticipate significant changes, challenges and opportunities, says Andrew Wheeler, co-leader of the energy and natural resources industry team at FaegreBD Consulting.

Weeding Through Calif. Prop 64: Employer Takeaways

California voters recently passed Proposition 64 legalizing recreational marijuana for individuals over the age of 21. These changes raise several immediate questions about what, if anything, employers need to do and whether the initiative created any new employee rights, say attorneys at Arent Fox LLP.

What's Next For US-Mexico Bilateral Trade Under Trump?

Withdrawal from NAFTA might not be the only alternative to keep U.S. companies

from moving production offshore — assuming that is one of the main goals in considering such a withdrawal, says Carlos Vejar, a partner with Holland & Knight LLP and former general counsel for international trade in Mexico's Ministry of Economy.

DOD Rule Would Create Export Control Issues For Contractors

If implemented, the U.S. Department of Defense's proposed rule on withholding unclassified technical data could impact or potentially inhibit the submission of contractor export violation disclosures to the U.S. Departments of State and Commerce, say Andy Irwin and Michael Mutek of Steptoe & Johnson LLP.

Inside NHTSA's Proposed Cybersecurity Best Practices

The cybersecurity best practices for automakers recently proposed by the National Highway Traffic Safety Administration are nonbinding. The guidance does, however, suggest that NHTSA may eventually utilize its safety mandate “to cover vehicle cybersecurity" and may foreshadow regulatory or legislative action to come, say attorneys at Crowell & Moring LLP.

LEGAL INDUSTRY

Fortunes Rise For Associates, Fall For BigLaw, Report Says

Associate pay raises ushered in by many BigLaw firms earlier this year have begun to impact those firms’ financial figures, according to a report out Tuesday by Citi Private Bank.

$50K Reward Offered For Info On Kilpatrick Partner’s Killer

An anonymous donor is offering a $50,000 reward for any information that leads to an arrest and conviction in the recent shooting death of Kilpatrick Townsend & Stockton LLP managing partner and intellectual property attorney Jim Gilliland, the El Cerrito Police Department announced Monday.

Dentons Enters Central America With New Firm Combo

Dentons is proposing a combination with a 75-attorney firm with offices in three Central American countries, a move that would make it the first global law firm in the region if the deal is approved by partners on both sides, the firm announced Tuesday.

Ogletree Deakins Mourns Death Of Founder Jimmie Stewart

Ogletree Deakins Nash Smoak & Stewart PC is mourning the loss of founding shareholder J. Hamilton "Jimmie" Stewart III, a labor law expert and mentor to many who died last week at age 73.

Rainmaker Q&A: WilmerHale's Michael Summersgill

Patent litigation is like a competitive sport. You’ve got to field a great team, develop the right strategy, be prepared to adjust, and then execute. You win and then you move on to the next case and it really doesn’t matter in the next case that you won the last one, says Michael Summersgill, a litigation partner at WilmerHale.

Rainmaker Q&A: Fenwick & West's Mark Stevens

No one benefits in the long run if the client doesn't get what it needs. Years ago, I found myself cringing when I heard another lawyer giving advice that made legal sense, but clearly wasn't useful to the client. I told myself I'd never do that, says Mark Stevens, a corporate partner at Fenwick & West LLP.

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Delaware Riverkeeper Network

Electronic Frontier Foundation
Electronic Privacy Information Center
Energy Transfer Partners, L.P.
Facebook
Ford Motor Company
International Brotherhood of Teamsters
International Business Machines Corporation
International Franchise Association
King Digital Entertainment PLC
Level 3 Communications Inc.
Murray Energy Corp.
National Association of Broadcasters
National Association of Manufacturers
National Collegiate Athletic Association
National Conference of State Legislatures
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Oracle Corp.
Pacific Legal Foundation
Pfizer Inc.
Raytheon Company
Republic Services, Inc.
Ross Stores Inc.
Sierra Club
South Carolina Bar
Tencent Holdings
The Boeing Company
The Cato Corporation
Turner Broadcasting System Inc.
Washington Post Co.
Wells Fargo & Co.
Williams-Sonoma Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Department of Defense
U.S. Environmental Protection Agency
Federal Communications Commission
Internal Revenue Service
Army Corps of Engineers
Consumer Financial Protection Bureau
Fish and Wildlife Service
U.S. Department of the Interior
U.S. Department of the Treasury
Federal Acquisition Regulatory Council
Federal Reserve System
Government Accountability Office
National Highway Traffic Safety Administration
National Labor Relations Board

Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Army
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Veterans Affairs
U.S. House of Representatives
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Cheyenne River Sioux Tribe
Commodity Futures Trading Commission
Competition and Markets Authority
Equal Employment Opportunity Commission
European Commission
Executive Office for Immigration Review
Federal Aviation Administration
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Trade Commission
Immigration and Customs Enforcement
NAFTA
National Archives and Records Administration
National Institute of Standards and Technology
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Transportation Safety Board
New Jersey Department of Environmental Protection
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Standing Rock Sioux Tribe
U.S. Department of Education
U.S. Department of Energy
U.S. Senate
United Nations
Washington Attorney General's Office

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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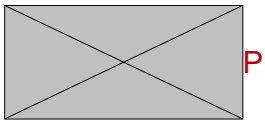
Sent: Tue 3/29/2016 7:55:19 AM
Subject: [Marketing Mail] High Court Rejection Won't End Debate Over SEC Admin Court



PUBLIC POLICY

Tuesday, March 29, 2016

TOP NEWS

High Court Rejection Won't End Debate Over SEC Admin Court

The U.S. Supreme Court's refusal to consider a constitutional challenge to the U.S. Securities and Exchange Commission's in-house court will not end the contentious debate over the tribunal's legitimacy, lawyers say, noting that merits of the issue remain unresolved, and a bevy of other suits are already working their way toward potential high court review.

Hatch Decries 'Pressure Tactics' Over Garland Nomination

Sen. Orrin Hatch, R-Utah, on Monday slammed "liberal pressure tactics" calling for a vote on the pending nomination of Judge Merrick Garland for the vacancy on the U.S. Supreme Court, reiterating Senate Republicans' position that they will not consider any nominee until a new president is sworn in.

Texas Continues Fight Against Obama's Immigration Plan

Texas and 25 other states' showdown with the Obama administration over the president's executive actions on immigration forged ahead Monday, as the states urged the U.S. Supreme Court not to undo a lower court ruling that blocked the actions.

High Court Won't Review Cincinnati-Area Clean Air Row

The U.S. Supreme Court on Monday refused to review a Sixth Circuit decision that shot down a U.S. Environmental Protection Agency's ruling that parts of Ohio and Indiana in the area of Cincinnati met Clean Air Act standards for fine particulate matter emissions.

EPA Tells DC Circ. That CPP Is On Firm Legal Ground

The U.S. Environmental Protection Agency urged the D.C. Circuit Monday to toss challenges to its controversial Clean Power Plan, saying it has the Clean Air Act authority to execute the linchpin of President Barack Obama's climate change strategy by mandating cuts in carbon emissions from existing power plants.

Supreme Court Denies Appeal Of Former Ill. Gov. Blagojevich

The U.S. Supreme Court on Monday rejected an appeal by disgraced former Illinois Gov. Rod Blagojevich, who had argued that his conviction and subsequent 14-year prison sentence should be overturned because the government couldn't prove his solicitation of campaign funds amounted to extortion.

Justices Reject Challenge To SEC's In-House Court

The Supreme Court on Monday let stand a Seventh Circuit ruling that the former CEO of an assisted living provider can't bring a constitutional challenge to the U.S. Securities and Exchange Commission's in-house court while a proceeding against her is underway, declining a chance to weigh in on the increasingly contentious tribunal.

ANALYSIS

LAW FIRMS

Astigarraga Davis
Baker Botts
Barclay Damon
Bracewell LLP
Buchalter Nemer
Buchanan Ingersoll
Butler Rubin
Cadwalader Wickersham
Cooley
Cooper & Kirk
Covington & Burling
Cravath Swaine
Crowell & Moring
Dentons
Dewey & LeBoeuf
Drinker Biddle
Dykema Gossett PLLC
Earthjustice
Edwards Wildman
Epstein Becker Green
Fenwick & West
Fried Frank
Gibson Dunn
Goldberg Segalla
Gordon & Rees
Gray Reed
Greenberg Traurig
Guida Slavich
Hadsell Stormer
Haglund Kelley LLP
Hayes Scott
Haynes and Boone
Hunton & Williams
K&L Gates
King Holmes
Latham & Watkins
Lewis Brisbois
Littler Mendelson
Locke Lord

Wal-Mart Ruling Shows Folly Of Targeted State Taxes

A Puerto Rico federal court on Monday struck down as unconstitutional an alternative corporate income tax that a Wal-Mart subsidiary challenged for being discriminatory, sending a clear warning to states against writing tax provisions that intentionally fall on specific businesses.

BANKING & SECURITIES

Rep. Fattah, Others Lose Bid To Toss Wire Fraud Charge

A Pennsylvania federal judge on Monday rejected claims by U.S. Rep. Chaka Fattah, D-Pa., and several co-defendants that wire fraud charges against them should be dismissed because prosecutors tried to squeeze two alleged crimes into one count of their racketeering indictment.

Gov. Wolf Vetoes Pa. Fiscal Code Bill Included In Budget

Pennsylvania Gov. Tom Wolf on Friday vetoed the state guide to distributing revenue that was passed along with the 2015-2016 budget, sending the fiscal code back to the state House of Representatives in his first veto of the year.

ENERGY & ENVIRONMENTAL

High Court Axes Alaska Forest Road, Logging Ban Review

The U.S. Supreme Court on Monday said it will not review a Ninth Circuit decision that reinstated a ban on road construction and logging in an Alaskan national forest, a victory for Native Americans and environmentalists that oppose development in the area.

Truckers Can't Dodge 'On-Duty' Regs At Natural Gas, Oil Sites

The U.S. Department of Transportation on Monday rejected a trucking trade group's bid to get certain commercial truck drivers at oil and natural gas extraction sites exempted from federal "on duty" hours-of-service regulations for time they spend waiting at the sites.

Sens. Push EPA For Stronger Renewable Fuel Standard

A group of U.S. senators asked the U.S. Environmental Protection Agency on Monday to come up with new renewable fuel standards that would boost ethanol usage in vehicles, saying past updates have not moved far enough in that direction.

Oregon's Salmon-Saving Mining Regs Get Court's OK

An Oregon federal judge on Friday struck down a bid by small-scale miners and prospectors to wipe out an Oregon law imposing a five-year ban for motorized mining methods in certain salmon habitats, finding the legislation to be a reasonable environmental restriction not preempted by federal law.

US Steel Agrees To Pollution Reduction Steps At Pa. Plant

U.S. Steel Corp. has agreed to perform maintenance work at a Pennsylvania facility as part of a settlement with a local health department after repeated air pollution violations, according to the county health department.

Enviros Urge DC Circ. Not To Delay Brick Standards Suit

Environmental groups on Friday asked the D.C. Circuit not to pause its review of U.S. Environmental Protection Agency air emissions standards for brick and clay manufacturers, saying the industry groups that asked for it haven’t shown a pressing hardship.

DOE Approves $2.5B Wind Power Transmission Project

The U.S. Department of Energy has approved and will participate in a $2.5 billion transmission line project that will deliver about 4,000 megawatts of wind energy

Marzulla Law
McConnell Valdes
Michael Best
Morvillo Abramowitz
Morvillo LLP
Nelson Brown & Co.
Nixon Peabody
Orrick Herrington
Pillsbury Winthrop
Post & Schell
Quinn Emanuel
Reinhart Boerner
Ropes & Gray
Schnader Harrison
Shearman & Sterling
Sheppard Mullin
Shook Hardy
Shulman Rogers
Shumaker Loop
Sidley Austin
Susman Godfrey
Troutman Sanders
Weil Gotshal
White & Case
Whitfield Bryson
WilmerHale
Winston & Strawn
Wood Smith

COMPANIES

AT&T Inc.
Advocates for Highway and Auto Safety
Airbnb Inc.
Alleghany Corporation
Altman Weil Inc.
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Trucking Associations Inc.
Assisted Living Concepts, Inc.
CSP Inc.
CTIA
Cara Operations Ltd.
Chevron Corporation
Clean Line Energy Partners LLC
Comcast Corporation
Commerzbank
Deloitte Touche
DraftKings Inc.
Edge International Inc.

from the Texas and Oklahoma panhandles to customers in Arkansas, Tennessee and other nearby states, the agency announced Friday.

IP & TECHNOLOGY

USPTO Seeks Comments On Proposed Quality Evaluations

The U.S. Patent and Trademark Office is seeking public comments on a modified system of metrics it is implementing to measure the "correctness and clarity" of how its officials review patents, according to a notice it published on Friday in the Federal Register.

MEDIA & ENTERTAINMENT

Mass. AG Issues Final Daily Fantasy Sports Regulations

Massachusetts Attorney General Maura Healey on Friday published final regulations for daily fantasy sports, setting up a number of consumer protection-oriented rules that have been embraced by the industry.

TRANSPORTATION & INFRASTRUCTURE

No Dibs On Condemned Highway Land For Heirs, Court Says

The Rhode Island Supreme Court ruled in a case of first impression on Thursday that the right of first refusal to repurchase excess land condemned for highway purposes terminates when the original condemnee dies, and that right doesn't pass on to the person's heirs or estate.

EMPLOYMENT

NLRB Regional Director In Philly Suspended For 30 Days

The National Labor Relations Board confirmed Monday that its regional director in Philadelphia, who has faced criticism for his ties to the pro-union Peggy Browning Fund, was suspended without pay for 30 days at the end of December.

Calif. Leaders, Labor Make Landmark $15 Minimum Wage Deal

Flanked by Democrats, labor leaders and workers, Gov. Jerry Brown announced Monday a "landmark" agreement setting California on course to be the first state in the nation to have a $15 per hour minimum wage, conceding a more aggressive wage initiative motivated the deal.

COMPETITION

Antitrust Group Wants Next President To Scrutinize Mergers

The American Antitrust Institute said Friday that the next president's administration should commit to robust enforcement of the federal merger guidelines, even if the government risks losing some of the merger challenges it files.

PRIVACY & CONSUMER PROTECTION

North Carolina Sued Over Transgender Bathroom Law

The American Civil Liberties Union filed a federal lawsuit on Monday challenging a North Carolina law that prevents transgender people from using public bathrooms that don't match their biological sex and blocks municipalities from passing anti-discrimination ordinances.

Fla. Says Doctors Don't Have Standing To Fight 'Gun Gag' Law

Electronic Frontier Foundation
Etsy Inc.
FanDuel Inc.
Google Inc.
HSBC Holdings PLC
Kohler Co.
Lambda Legal Defense & Educational Fund
Microsoft Corporation
National Association of Broadcasters
National Association of Manufacturers
National Rifle Association of America
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Public Knowledge
SLM Corporation
Service Employees International Union
Sierra Club
Sprint Nextel Corporation
State Bar of Texas
T-Mobile USA Inc.
Toyota Motor Corporation
United States Steel Corporation
United Steelworkers
Verizon Communications
Wal-Mart Stores Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Agency for Healthcare Research and Quality
California Natural Resources Agency
Centers for Disease Control and Prevention
Department of Agriculture
Department of Commerce
Department of Energy
Department of Health and Human Services
Drug Enforcement Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission

The State of Florida asked the Eleventh Circuit Monday to reverse a lower court's injunction of a state law forbidding doctors from keeping patient records on gun ownership, arguing that the physicians challenging the law do not have standing to bring their First Amendment challenge.

PRODUCT LIABILITY

NY Launches E-Prescribing In Attempt To Curb Opioid Abuse

A New York law requiring physicians to issue prescriptions electronically in an attempt to crack down on opioid addiction went into effect on Sunday, although the state has issued a large number of waivers granting another year for some to catch up on compliance.

School Water Lead-Testing Bill Floated In NJ

New Jersey lawmakers floated a bill Monday to require regular lead testing of school drinking water, after reports found children in 11 cities had higher lead contamination levels than did kids in Flint, Michigan, where a water crisis is ongoing.

INTERNATIONAL TRADE

Biz Groups Keep Pushing For Vast Export Control Reforms

An alliance of business and trade associations on Friday made a forceful push for the White House to wrap its expansive reform of the export control system before President Barack Obama leaves office, while also setting the stage for the completion of more long-term changes.

Manufacturers Rebut Enviros' Assault On Arbitration Rules

The National Association of Manufacturers on Monday gave a full-throated defense of the investment arbitration rules embedded in U.S. trade agreements, asserting that the heated criticism from the Sierra Club and other environmental groups is wildly overblown.

Maine Asks White House To Fight Potential EU Lobster Ban

Maine's congressional delegation on Monday urged the White House to scrutinize a request by Sweden to ban imports of live Maine lobsters to the European Union, saying that a few loose lobsters posed little threat to European stocks and hardly seemed to justify a crackdown on a major New England industry.

TAX

PR Court Nixes Alternative Biz Tax Challenged By Wal-Mart

A Puerto Rico federal court on Monday said the financially strapped commonwealth could not collect an alternative corporate income tax from a Wal-Mart Stores Inc. subsidiary because it violates the Commerce and Equal Protection clauses of the U.S. Constitution.

IMMIGRATION

2nd Circ. Birth Citizenship Ruling Awry, DOJ Tells Justices

The U.S. Department of Justice has asked the U.S. Supreme Court to reverse a Second Circuit decision granting citizenship to a man born in the Dominican Republic to an unwed citizen father and noncitizen mother, saying the ruling amounted to judicial legislation and created a circuit split.

Gov't Says Ariz. ID Theft Laws Usurp Feds' Immigration Role

The U.S. government on Friday asked the Ninth Circuit to mostly affirm a lower

Financial Crimes Enforcement Network
Food and Drug Administration
National Aeronautics and Space Administration
National Institutes of Health
National Labor Relations Board
National Oceanic and Atmospheric Administration
Navajo Nation
Office of National Drug Control Policy
Ohio Attorney General's Office
Organized Village of Kake
Pipeline and Hazardous Materials Safety Administration
Rhode Island Department of Transportation
Securities and Exchange Commission
Southwestern Power Administration
Substance Abuse and Mental Health Services Administration
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Western Area Power Administration

court's order that placed a temporary halt on portions of two Arizona identity theft statutes, finding the laws unduly preempt federal regulation of immigration-related employment fraud.

TELECOMMUNICATIONS

FCC Told Zero-Rating Plans Threaten Open Internet

A range of public interest groups pushed the Federal Communications Commission Monday to take action against companies using plans that exempt certain content from counting against customer data allotments, saying they "undermine the spirit and the text" of net neutrality rules.

FCC Urged To Address Lifeline Cost Inefficiencies

A civil rights media and telecom group has told the Federal Communications Commission that the current system for administering the Lifeline program is deeply inefficient, saying the FCC must streamline it and take some burdens off of service providers as part of expanding the low-income phone subsidy program to include broadband.

Google Says TV Stations Safe From FCC Vacant-Channel Plan

Google Inc. urged the Federal Communications Commission on Friday to move forward with a proposal to set aside TV station white space for wireless purposes, arguing that fears of crowding out local television services from needed spectrum are based on "manifestly implausible" predictions.

TEXAS

Texas High Court Approves Special Three-Judge Panels

In accordance with a mandate from the Texas Legislature, the state's high court last week approved a rule that allows for the convening of special three-judge district courts to hear redistricting and school finance cases, and is seeking input from attorneys on the proposal.

EXPERT ANALYSIS

Loopholes In FinCEN's Luxury Real Estate Rules

The Financial Crimes Enforcement Network issued regulations recently to block criminal proceeds from entering the U.S. economy through real estate purchases in New York and Miami. A savvy financier, however, could easily navigate these rules to circumvent their purpose of curtailing the flow of dirty money, says former federal prosecutor Katherine Lemire of Lemire LLC.

Success Of Opioid Addiction Bill Would Rely On Funding

Even though the Comprehensive Addiction and Recovery Act of 2016 would shift national drug addiction policy if enacted, several questions about the bill remain, and the most important open question is whether or not it will be properly funded to achieve its stated goals, say Basil Kim and Robert Wanerman at Epstein Becker & Green PC.

Who Will Carry The Costs Of New Pipeline Safety Standards?

It's clear that recently introduced pipeline safety standards will add costs to oil and natural gas transportation and storage services, but the key question is, whose bottom line will these costs hit? Infrastructure owners may have to bear these costs themselves, or they may be able to pass certain costs onto their shipper customers, say attorneys at K&L Gates LLP.

OPINION: Time For Congress To Leave Patent System Alone

Congress should let the patent system embrace its major recent changes and work out implementation issues before further reform is seriously considered. A period

of stability is needed now, says David Kappos, a partner at Cravath Swaine & Moore LLP and former director of the U.S. Patent and Trademark Office.

LEGAL INDUSTRY

BigLaw's Biggest Continue To Call New York Home

Half of the very largest firms in New York got their start elsewhere and either grew or remained stable in 2015 because of a steady flow of mergers and finance-related work, according to the latest Law360 400 survey.

SoCal Firms Boom As PE, Media Fuel Middle-Market Growth

More than 40 law firms with California headquarters landed on the Law360 400, with Lewis Brisbois Bisgaard & Smith LLP topping the list, and experts say that booming business from new private equity investments and technology-driven shifts in the entertainment industry are giving firms outside of Silicon Valley a shot at explosive growth.

Texas Firms Hold Steady As Competition Remains Fierce

Following a year of plunging commodity prices and ever-increasing competition from national firms edging into what remains a hot market, Texas law firms on the Law360 400 kept it conservative in 2015, with most firms growing by less than 5 percent or slightly shrinking.

How To Spot Problem Clients Before You Take Them

Getting new clients is usually an attorney's dream, but things can quickly turn nightmarish for the lawyer who unwittingly takes on a time-wasting, information-withholding, bill-shirking problem client. Here are five ways attorneys can make sure they'll spot the warning signs before potential problem clients become their very real headaches.

Trial Attys Weigh Unconventional Ways To Use A Witness

In the heat of a close trial, a bold, unorthodox move like calling an adverse witness to the stand or confronting your own client during direct examination with a weak part of your case could provide an important edge. Of course, the move could also backfire and pave the way to an embarrassing self-inflicted defeat.

'Uber For Lawyers' Could Be The Next Big Thing, Report Says

The legal industry is a well-suited sector for adopting the sharing economy approach to delivering services to those who need them, making an “Uber for lawyers” a viable and potentially disruptive avenue to bring legal services to clients, according to a new report.

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Bracewell LLP
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Buchanan Ingersoll
Butler Rubin
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Cooley
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Fenwick & West
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Goldberg Segalla
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Gray Reed
Greenberg Traurig
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Hadsell Stormer
Haglund Kelley LLP
Haynes and Boone
K&L Gates
King Holmes
Latham & Watkins
Lewis Brisbois
Littler Mendelson
Locke Lord
Marzulla Law
McConnell Valdes
Michael Best
Morvillo Abramowitz
Morvillo LLP
Nelson Brown & Co.
Nixon Peabody
Orrick Herrington
Pillsbury Winthrop
Post & Schell
Quinn Emanuel
Schnader Harrison
Shearman & Sterling
Sheppard Mullin
Shook Hardy
Shulman Rogers
Shumaker Loop
Susman Godfrey
Troutman Sanders
Weil Gotshal
White & Case
Whitfield Bryson

WilmerHale
Winston & Strawn
Wood Smith

COMPANIES

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Sierra Club
Zeughauser Group LLC
Assisted Living Concepts, Inc.
Microsoft Corporation
Wal-Mart Stores Inc.
AT&T Inc.
Advocates for Highway and Auto Safety
Airbnb Inc.
Alleghany Corporation
Altman Weil Inc.
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Trucking Associations Inc.
CSP Inc.
CTIA
Cara Operations Ltd.
Chevron Corporation
Clean Line Energy Partners LLC
Comcast Corporation
Commerzbank
Deloitte Touche
DraftKings Inc.
Edge International Inc.
Electronic Frontier Foundation
Etsy Inc.
FanDuel Inc.
Google Inc.
HSBC Holdings PLC
Kohler Co.
Lambda Legal Defense & Educational Fund
National Association of Broadcasters
National Association of Manufacturers
National Rifle Association of America
Netflix Inc.
New York Times Co.
Public Knowledge
SLM Corporation
Service Employees International Union
Sprint Nextel Corporation
State Bar of Texas
T-Mobile USA Inc.
Toyota Motor Corporation
United States Steel Corporation
United Steelworkers

Verizon Communications

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Environmental Protection Agency
Federal Communications Commission
Centers for Disease Control and Prevention
Department of Agriculture
Federal Trade Commission
Food and Drug Administration
Securities and Exchange Commission
U.S. Department of Transportation
U.S. Patent and Trademark Office
U.S. Senate
Agency for Healthcare Research and Quality
California Natural Resources Agency
Department of Commerce
Department of Energy
Department of Health and Human Services
Drug Enforcement Administration
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Financial Crimes Enforcement Network
National Aeronautics and Space Administration
National Institutes of Health
National Labor Relations Board
National Oceanic and Atmospheric Administration
Navajo Nation
Office of National Drug Control Policy
Ohio Attorney General's Office
Organized Village of Kake
Pipeline and Hazardous Materials Safety Administration
Rhode Island Department of Transportation
Southwestern Power Administration
Substance Abuse and Mental Health Services Administration
U.S. Department of Defense
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. House of Representatives
Western Area Power Administration

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Wed 1/4/2017 10:04:56 PM
Subject: [Newsletter] [Marketing Mail] fraud issue

Hi Carolyn —

Government programs are seeing big success and cost savings by using the power of data analytics to detect and reduce waste, fraud and abuse.

With Trump's Administration starting to really take shape, there's no doubt going to be a huge focus on detecting fraud and waste across all government programs.

In just a few weeks, The Performance Institute is holding a forum at the end of January (30-31) with experts across the government in developing measures to detect and eliminate fraud.

This is shaping into a really great event — can I get you a brochure?

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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Performance Institute
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Suite 250
Arlington, VA 22201

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.

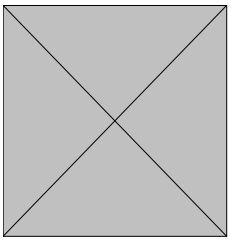
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Wed 9/12/2018 9:01:12 AM
Subject: Are You Ready for the Next Frontier in Loan Origination?

Trouble viewing this email? Read it online

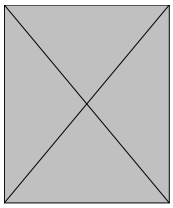
BankingExchange.com Advertise Media Kit Newsletters

OPINION

Three things that made us a long-term believer in Square



Square took the mobile payments market by storm, making it possible for card payments to be taken anywhere by anyone — but the company has endured its fair share of hurdles and doubters along the way. Read more



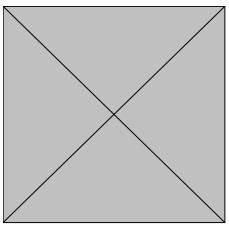
COMCAST WHITE PAPER

Branch Optimization For Financial Services

Banks and financial services companies increasingly are under pressure to do more with less. Download your free copy

FUTURE OF BANKING

Are You Ready for the Next Frontier in Loan Origination?



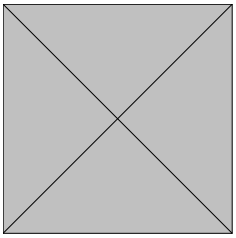
Technology has transformed every aspect of our lives and has completely altered our perception of the world. It wasn't that long ago we had to go to an actual library to do research, a video store to rent a movie, or had to navigate the world using a paper map. Read more

ONESPAN WHITE PAPER

Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year and year. Meanwhile, consumer's patience for additional layers of security dwindles. Download free copy

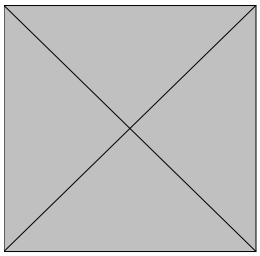
Eliminating Roadblocks on the Path to the Cloud



Key steps and considerations community banks should take when migrating to the cloud. Today's banks are under immense pressure from all sides. Customer expectations are higher than ever, as consumers demand an intuitive digital experience... Read more

New Product Designed to Help Banks

become CECL Compliant



Equifax a global information solutions company, launched a product called SmartReserve that is designed to make SEC-registered banks and financial companies compliant with the Current Expected Credit Loss (CECL) standards.
Read more

Forward to a Friend

Banking Exchange
Yakol LLC
700 Canal Street
Stamford, Connecticut 06902
United States

This email is intended for cgoodman@lasvegasnevada.gov.
Update your preferences

To: Richard Hoggan[R7662H@LVMPD.COM]
Bcc: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Radford Snelding
Sent: Tue 12/29/2015 6:09:46 PM
Subject: RE: Audit Committee

Rich,

Thanks for being patient with me .

Some background is included on the City of Las Vegas Audit Oversight Committee. See the noted link.

http://www.lasvegasnevada.gov/faces/home/city-clerk/city-of-las-vegas-audit-oversight-committee?_afrLoop=5253634391113537&_afrWindowMode=0&_adf.ctrl-state=r4eqvmqjx_1041

In times past we have utilized expertise of former law enforcement persons. (e.g. Joe Saitta US Secret Service and Jose Troncoso former US Marshal and former Police Chief of North Las Vegas)

Currently we have two members appointed from the City Council. Councilman Bob Coffin (served on Post Legislative Audit Committee in the Nevada Legislative) and Councilman Bob Beers (CPA and CFE)

Additionally, we have two members at large. Greg Headlee, Chief Internal Auditor for Southwest Gas and Annette Carro, Stewart, Archibald & Barney CPA firm.

As you can see we are well staffed with Auditing and Accounting Professionals, we would like to add some experience in the Law Enforcement area as part of what we might audit can have fraud implications.

We are looking for a person with Law Enforcement background to add to our Audit Oversight Committee, please advise if you have someone who might fit these qualifications.

Thank you in advance for your assistance. Should you have questions or comments please feel free to contact me.

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

From: Richard Hoggan [mailto:R7662H@LVMPD.COM]
Sent: Tuesday, November 10, 2015 9:26 AM
To: Radford Snelding
Subject: RE: Audit Committee

Of course. At your convenience

Sent from my Windows Phone

From: Radford Snelding
Sent: 11/10/2015 9:23 AM
To: Richard Hoggan
Subject: RE: Audit Committee

Richard,

I am slammed this week. Can I get back with you on this next week?

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

From: Richard Hoggan [mailto:R7662H@LVMPD.COM]
Sent: Monday, November 09, 2015 10:44 AM
To: Radford Snelding
Subject: Audit Committee

Good Morning Mr. Snelding,

The Mayor asked the Sheriff to reach out to you to provide a name of a person to sit on an audit committee. We are happy to assist in any way but I was hoping I could get an idea of what your expectations are and what kind of background you are looking for the person to have.

Thanks,

Rich

Rich Hoggan
Chief Financial Officer
Las Vegas Metropolitan Police Department
w-(702) 828-1365
c-(702) 809-3141

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING Management
Sent: Thur 12/7/2017 11:07:21 AM
Subject: How Some Cities Are Getting Millennials' Aid for Free

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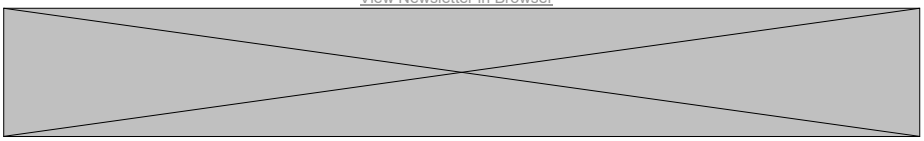

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FEATURED COLUMN

How Some Cities Are Getting Millennials' Aid for Free

BY KATHERINE BARRETT & RICHARD GREENE

Private foundations are no stranger to government. Most of them exist to help address public issues --poverty, crime, blight, you name it.

Bloomberg Philanthropies, for instance, which was started by former New York City Mayor Michael Bloomberg, has spent hundreds of millions of dollars making cities' solutions to big problems more innovative and data-driven.

But at least one foundation is going deeper than that. It's getting at a root of the public sector's problems: workforce shortages. KEEP READING>>

MORE MANAGEMENT NEWS & COMMENTARY

Sexual Harassment Training Is Hard to Find in Statehouses

Women in at least 16 states have come forward in the last month to accuse male state lawmakers of sexual assault or harassment.

Don't Rush New Sexual Harassment Policies, Some Women Lawmakers Warn

The Illinois legislature was one of the first in the country to confront the fallout of the #metoo movement. Lawmakers there worry that going too fast could result in faulty policies.

Are Gay Spouses Entitled to Marriage Benefits?

The U.S. Supreme Court refused a case on Monday that could have clarified.

A Downsized Public Workforce May Be a Permanent Consequence of the Recession

State and local governments still haven't regained many of the jobs they cut, and they're unlikely to anytime soon.

In Hard Times, Watchdogs Are Often First to Get the Ax

States have significantly fewer people dedicated to eliminating waste, fraud and abuse than they did when the recession started.

Our 2017 Public Officials of the Year

This group of honorees serves as an outstanding example of the strong determination, the bold ideas and the incredible amount of grit it takes to get

things done in government.

Can Other States Tap Tennessee's Secret Sauce for Efficiency?

Once seen as a laggard in public administration, the state is now a leader.

The Murky World of 'Official Time' in Government

Allowing municipal employees to conduct union business while on the clock is widespread. It could use a dose of transparency.

A First in Years, Some Police Departments Are Adding Staff

But while many cities are beefing up their forces, others are still feeling the effects of the recession.

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Governing has 10 others delivering news and commentary on a wide range of topics straight to your inbox.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ramirez Group
Sent: Fri 10/21/2016 11:14:47 PM
Subject: [Marketing Mail] Newsletter, October 21, 2016

Weekly Newsletter

Friends,

This week, we can celebrate two things: first, UNLV hosted their first ever Presidential debate on Wednesday, which we hope will energize student civic engagement on and off campus, and second, we are finally finished with the 2016 Presidential debates.

This election cycle has been nothing if not entertaining. Luckily, early voting starts in Nevada tomorrow, signaling the beginning of a long-awaited end, and we highly encourage everyone to practice your Constitutional right and make sure your voice is heard. We've heard the candidate's make their pitches for the last time, now it's up to us to choose among them.

Community Events

UNLV vs. CSU

October 22

Las Vegas, Nevada

The Rebels football team returns home to face the Colorado State Rams in what should be a hard-fought battle between two strong, evenly matched teams. When the game is this tight, the team with the loudest and most passionate fans may be the deciding factor.

More Info

Pumpkin Palooza

October 23

Sparks, Nevada

Pumpkin Palooza returns to Sparks as one of Northern Nevada's most treasured Halloween traditions. Named a "Top 10 Event" by Food Network Magazine, Pumpkin Palooza exceeds expectations every year keeps people coming back for more. This event is fun for all, whether you're looking to build a pumpkin to race in the pumpkin derby, or put your seed-spitting skills to the test.

More info

Staff Spotlight

October is Andres Ramirez' turn for the Staff Spotlight. Click here to hear what random questions the boss answered and who will be chosen for November's video.

Interesting Reads

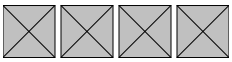
The many costs of campus carry

The $1 billion election no one is talking about

Voter suppression is a much bigger problem than voter fraud

Air pollution more deadly in Africa than malnutrition or dirty water, study warns

Despite being shamed for overcharging their patients, hospitals raised their prices, again



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From: BE Editors Exchange
Sent: Fri 3/3/2017 10:58:03 PM
Subject: [Marketing Mail] Bank View On Trump's Address; Improving BSA Sharing; BE's "On The Air"

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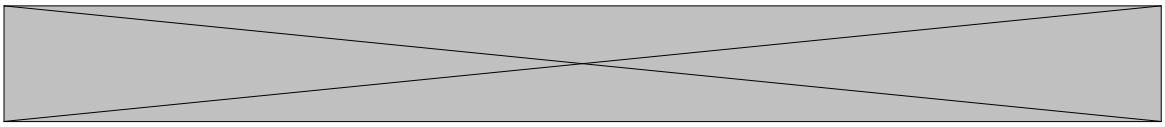
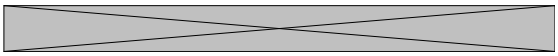


COMMUNITY BANKING

Veteran banking attorney cross-examines the future

With nearly 50 years as a banking lawyer, Bryan Cave's Walt Moeling has seen it all. He often answers questions with a story, and his stories, rooted in experience, always have a point. Moeling discusses regulation, the crisis, boards, CFPB, the new Administration, and community bank M&A. Read more



UNCONVENTIONAL WISDOM

A financial view of Trump's congressional address

Veteran stock analyst Richard Bove of Rafferty Capital Markets, LLC, gives his take on the President's first major speech to Congress—and two words that weren't mentioned. Read more

COMPLIANCE VIEWPOINT

BSA info sharing could be greatly improved

Daniel Stipano spent decades at the Comptroller's Office, frequently dealing with Bank Secrecy Act/anti-money laundering issues. Stipano says the good intentions of federal information sharing and "safe-harbor" efforts must be improved. He describes the problems and the potential solutions. Read more

TALKING CREDIT

Politics: Don't shrink back, but do think

In these days where co-workers scrap about politics, Ed O'Leary recalls a longtime bank director. She showed him how to rise above politics to seek productive community involvement. Read more

COMPENSATION SERIES CONCLUSION

Employee incentive plans leave room for improvement

Crowe Horwath research indicates that banks sometimes lean on programs that don't clearly correlate individual and team work with rewards. *Third in a series.* Read more

COMMON SENSE COMPLIANCE

Regulatory relief: When the pendulum swings ...

… be careful or it will smack you when it swings back, warns Lucy Griffin. No era lasts forever. Read more

COMPENSATION SERIES PART II

Employee turnover: Dealing with costs seen and hidden

With employee turnover rates in banking at a ten-year high, banks must recognize the true costs of turnover, understand underlying causes, and develop strategies to address them. Crowe Horwath experts examine trends. *Second in a series* Read more

COMPENSATION SERIES PART I

Talent competition: missed opportunities as battle intensifies

Many bank incentive programs bear no connection to individual performance, according to Crowe Horwath's most recent human resources survey. The survey also uncovered some surprising deficiencies in basic HR practices. *First in a series* Read more

COMMUNITY BANKING IDEAS

Getting back in the driver's seat

The challenge for many banks is to determine the most effective time to market auto loans to their customers. The bank is often out of the loop on the product research process—increasingly done online—and is only considered, if at all, at the end of the process. A new solution called GrooveCar may help. Read more

LINES OF BUSINESS

Banks becoming equipment finance powerhouse

Banks of all sizes have announced equipment finance deals in recent years. PNC's agreement to buy a U.S.-based equipment finance business from Toronto-based ECN

AML & FRAUD

"What's Going On?"

Sure, much about the BSA/AML process could be improved. But in a season of upset, how can industry and the regulators sort out good ideas for change from the silly ones? Read more

BANKING EXCHANGE ON "BREAKING BANKS" RADIO

Listen to us on internet radio

Banking Exchange Executive Editor Steve Cocheo appeared on Thursday's "Breaking Banks" internet and AM radio broadcast, hosted by banking futurist Brett King. Cocheo spoke about national fintech bank charters. Listen to the archived program

NEXT VOICES

Looking for millennial banker authors

Banking Exchange has started a blog called "Next Voices." Writers must be millennials involved in financial services, sharing their thinking and their interests regarding the industry. Want to play a part? Send your information and a writing sample to Steve Cocheo, digital content manager.

Read first Next Voices blogs

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Bankers can also link with Digital Content Manager Steve Cocheo

Capital Corp. continues a trend that is changing this specialty's balance of (market) power. Read more

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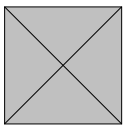

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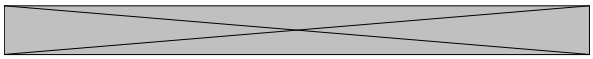
*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*



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Archived issues

Getting to "Agile" from "Careful! Fragile!"

"Banks' challenge is they've taken their risk-averse approach and applied it everywhere. There are areas where they don't need all of the structure and silos for risk management" —Stephanie Sadowski, Accenture Read more

SPONSORED ROUNDTABLE

Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe*** Read more

On-demand Webinar: Digital Account Opening—New Path to Profitability

Mobile account opening is surging. Find out how banks can make it seamless for the customer and safe for the bank. ***Sponsored by Mitek***
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Subject: Why Reducing Customer Friction Does Not Increase Fraud

EXTERNAL EMAIL

World Elder Abuse Awareness Day: What Can Financial Institutions Do to Become More Aware?

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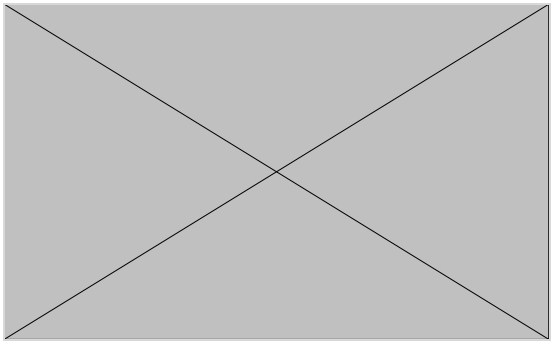


Why Reducing Customer Friction Does Not Increase Fraud

Advances in digital identity authentication are providing a better customer experience while shrinking the window for losses. Mobile and online banking have redefined user experience expectations for most customers.

Read more...

World Elder Abuse Awareness Day: What Can Financial Institutions Do to Become More Aware?

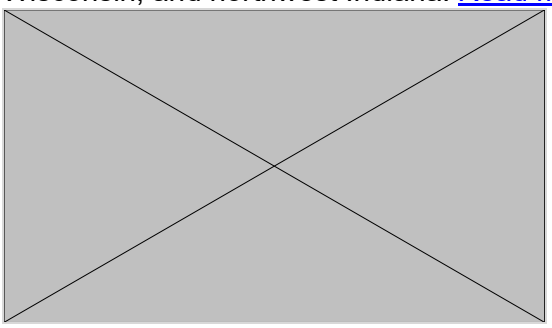
Every year, it is estimated elder adults are exploited for up to $36 billion. World Elder Abuse Awareness Day aims to bring worldwide awareness to this under-reported problem. It is an international United Nations observance day that is commemorated by most countries around the globe on June 15.

Read more...

Wintrust Community Banks Strengthens Its Payment Offerings for Business Customers

Wintrust Community Banks have partnered with an accounts payable and payment automation solution provider by private-labeling MineralTree's Invoice-to-Pay solution as Winvoice, offering it directly to

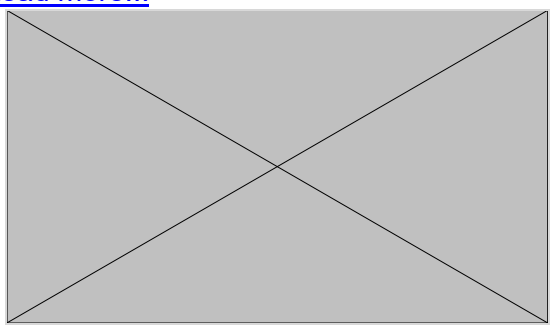
customers. Wintrust has over 150 community bank locations throughout the Chicagoland area, southern Wisconsin, and northwest Indiana. Read more...



Innovative and Customized Retail Solutions

With the rapid evolution of new-age technologies, digital payments are witnessing a multi-fold development. Digital payments are shaping Retail industry by empowering customers with convenient and easily accessible transactions and are enabling retailers in providing differentiated customer experience in a store or online.

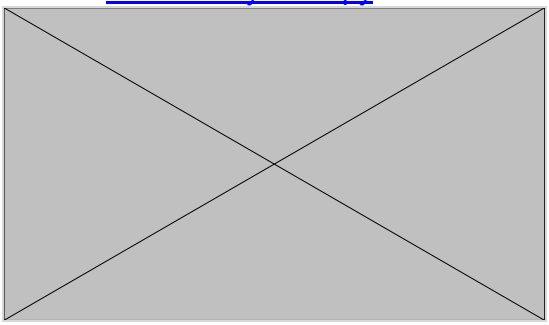
Read more...



CSI WHITE PAPER

Executive Report: 2019 Banking Priorities

What will rise as the hot button issue in the financial services industry for 2019? Will it be regulatory relief? Threats from various tech disruptors and cybercriminals? A shake-up in the digital payments sector? Download your copy



AXIOM WHITE PAPER

Build a Better Budget: 6 Practices to Improve Bank Planning

Planning season is just around the corner. To accelerate performance and maximize value for your clients, it is critical to identify and address key challenges in your institution's budgeting, planning, and forecasting processes. Download this eBook

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MARCH 2018 EDITION

Reflections on National Volunteer Week
Changing Perceptions Through Strategic Communications
What You Need to Know about General Data Protection Regulation
5 Ways to Get Over Your Fear of Public Speaking
A Four-Star General's Approach to Team Building

Reflections on National Volunteer Week

By Matt Sanderson, President & CEO, SmithBucklin

There were many moments of heroism in the aftermath of Hurricane Harvey last fall in Houston, but one in particular stood out to me. You may remember the video. A group of about 15 people locked hands to create a human lifeline to rescue a man trapped in his SUV, which was submerged in the floodwaters...

CLICK FOR FULL ARTICLE

Changing Perceptions Through Strategic Communications

Battery Council International (BCI) was faced with a unique concern that required changing hearts and minds, but one that couldn't be addressed through traditional forms of advocacy. BCI—a trade association formed to promote the interests of the international battery industry...

CLICK FOR FULL ARTICLE

What You Need to Know about General Data Protection Regulation

If your association has members from the European Union (EU), does business in the EU, has vendors from Europe, or has residents from EU nations attending events in the U.S., you need to know about the General Data Protection Regulation (GDPR)...

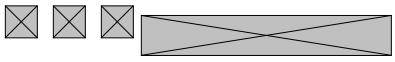
CLICK FOR FULL ARTICLE

5 Ways to Get Over Your Fear of Public Speaking

In overcoming a fear of public speaking, the article's authors offer five tips. First, "be prepared." This means knowing your material so well that you don't have to even think about it. It also means making sure all the logistics are set well in advance. "You want to be relaxed and focused, not scrambling to get the audio working," write columnists Mark Bonchek and

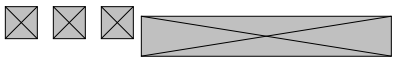
Board Forward is published 10 times a year by SmithBucklin, the association management and services company more organizations turn to than any other. SmithBucklin has served volunteer board members for more than 60 years.

Mandy Gonzalez...

READ MORE 

A Four-Star General's Approach to Team Building

General Ann E. Dunwoody, the first woman in the U.S. military to have achieved the rank of four-star general, knows all about the importance of team building and holding people accountable. Her latest book is titled "A Higher Standard: Leadership Strategies from America's First Female Four-Star General...

READ MORE 

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From: GOVERNING Daily
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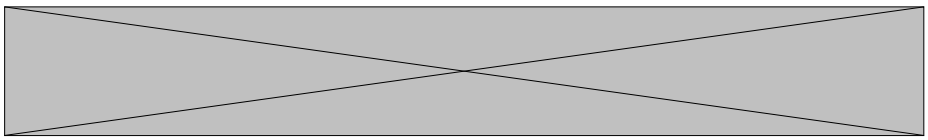
Subject: In Medical First, a State Makes Doctors Reveal Their History of Drug, Sexual Misconduct



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FEATURED STORY FOR JANUARY 8, 2019

Doctors Don't Have to Tell Patients They're on Probation, Except in One State

California is the first state to require physicians to inform patients about their history of sexual misconduct, overprescribing medications, criminal convictions or substance abuse. Will others follow?

LATEST GOVERNING NEWS & COMMENTARY

GO PUBLIC

The Tech Companies Helping Government Meet Its Mission

The fourth annual GovTech 100 list will be released this week.

BETTER, FASTER, CHEAPER

Turning a Commitment to Outcomes Into Practice

A vision for results-driven government isn't enough. The way business is conducted needs to change.

CONTENT PROVIDED BY THOMSON REUTERS

Are your tools really helping fight fraud?

To prevent fraud, waste and abuse against government programs, you need reliable investigative solutions to help you find what other resources never even see.
Learn more about the right tools.

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NEWS IN NUMBERS

1998

Last time South Dakota lawmakers received a pay raise -- until this year when their pay nearly doubled from $6,000 to $11,300.

MORE

WHO SAID THAT?

"What's out there is darkness. Uncertainty. Decline and recession. So good luck, baby!"

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Sent: Mon 6/24/2019 9:00:59 AM
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EXTERNAL EMAIL

How Banks Can Transform & Protect the Customer Journey

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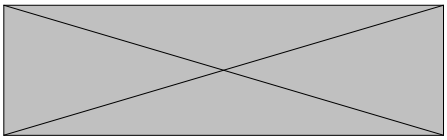

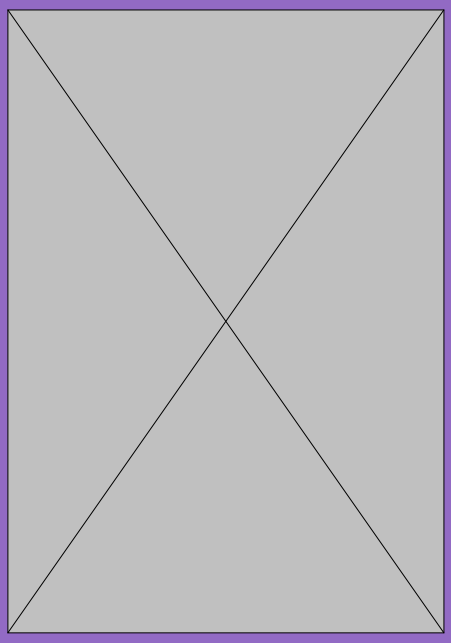

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Digital Account Opening – How Banks Can Transform & Protect the Customer Journey

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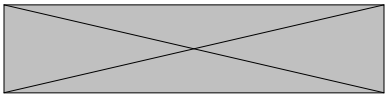

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Sent: Thur 11/15/2018 4:32:26 PM
Subject: Ralston Reports -- Morning Flash, 11/15/18

11.15.2018
This dispatch prepared for .

DAYS UNTIL THE 2019 LEGISLATURE BEGINS: 81

Good morning, everyone. Our Humberto Sanchez broke this story last night. Most people may not know what the DSCC is, but this is a very important position for Nevada's senior senator. Yes, Catherine Cortez Masto has gone from being a freshman two years ago to the position (senior senator!) held for decades by Harry Reid. I bet he is very proud of her.

What's below: Maps worth seeing, McDonald's moronic encore and a trivia question about a first.

COMING UP
We are working on two great Indy events that I can't wait to announce…..

A COUPLE OF CARTOGRAPHY NUGGETS
Nugget No. 1 – From Trump plus 1 to Lee plus 9 and Rosen plus 4.5: Check it out.

Nugget No. 2 – I wrote Nevada has turned blue. Now the first 2020 map shows we lean that way. Tossup no more?

SORRY SEEMS TO BE THE HARDEST WORD
Even as his editors lie prostrate (and published another column today with baseless allegations of voter fraud), kudos to the fine RJ reporter, Colton Lochhead, for exposing the voter fraud nonsense.

A few days after he said he had gone to the FBI and shenanigans had been pulled by the Democrats, the buffoon in charge of the state GOP changed his tune – a k a lying through his teeth:

McDonald said Wednesday that his comments on the radio were made "tongue-in-cheek."

"He asked me a question. I didn't know how to answer because I don't know what we did wrong," McDonald said. "I didn't think it would be taken so seriously."

He said he did not mean to disparage Cegavske or Gloria, but he said he does not understand how Republicans lost almost universally in Nevada after an unprecedented infusion of resources from the Republican National Committee and President Donald Trump.

When asked if he believed the Democrats' victories were won fairly, McDonald said, "Yes."

Oh? Really?

Shame takes a holiday.

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A MESSAGE FROM NV ENERGY: This is Utility Scam Awareness Week, and NV Energy would like to remind you that representatives will never call or visit your home or business to collect payment and/or threaten immediate disconnection. Additionally, immediate payment will never be demanded by credit card, prepaid debit card, cash transfer or any other method in order to avoid service interruption. Learn more about how to protect yourself at nvenergy.com/scam .

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TRIVIA QUESTION OF THE DAY

This is the 11th anniversary of a first for Nevada, the first time the state had hosted something, which occurred at UNLV. What was it?

Wednesday's winner: Henderson's David Cherry

The question: On this day 40 years ago, a place that is now a locus of Nevada power had one of its buildings added to the National Register of Historic Places? Where and what building?

The answer: Minden flour mill

This email was sent to cgoodman@lasvegasnevada.gov

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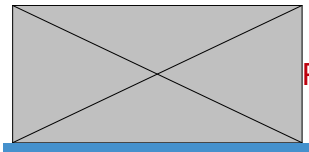
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 4/17/2018 7:23:44 AM
Subject: Why BigLaw's Partnerships Are Shrinking



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Tuesday, April 17, 2018

LAW360 400

Why BigLaw's Partnerships Are Shrinking

BigLaw's brass ring has grown more elusive in recent years, Law360 data shows, and experts say a number of potentially market-changing forces may be at work. Read more »

Dropping Ranks: Stroock's 'Shrink To Grow' Strategy

De-equitized partners. Contracting offices. Declining headcount. The leaders of Stroock & Stroock & Lavan say it's all part of the plan — a plan that's already paying dividends. Read more »

Dropping Ranks: Lathrop's Rough Patch

Lathrop Gage lost more than 15 percent of its attorneys in 2017. Can a new managing partner help bolster its headcount? Read more »

Dropping Ranks: Andrews Kurth's Pre-Merger Dip

Andrews Kurth Kenyon saw a more than 12 percent drop in headcount in the year before its February merger with Hunton & Williams — a story experts expect to become familiar for regional firms in Texas. Read more »

TOP NEWS

Analysis

High Court Arguments In Wayfair May Reshape Internet Sales

The U.S. Supreme Court is scheduled Tuesday to hear arguments in South Dakota v. Wayfair, the most pivotal state tax case in decades and one that could change the ways sales are conducted over the internet. Read more »

US Backpedals On Russia Sanctions Over Syria Chem Attack

The Trump administration has put a temporary hold on issuing any new sanctions on Russia, the White House said Monday, contradicting claims by Nikki Haley, U.S. ambassador to the United Nations, that Russian companies supporting the Syrian government's chemical weapons program would be targeted. Read more »

Activists Call For Passage Of Calif. Net Neutrality Bill

Net neutrality advocates urged California lawmakers to move forward with a state law that would impose restrictions on data throttling by internet service providers, a call that came in the run-up to a crucial vote on the bill expected Tuesday. Read

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Hertz Schram

more »

Justices Refuse To Weigh Remand Of Flint Water Crisis Suit

The U.S. Supreme Court on Monday said it will not review a Sixth Circuit ruling directing that a proposed class action Flint residents brought against Michigan environmental officials over the water crisis there be returned to state court. Read more »

AT&T-Time Warner Expert Defends Turner Arbitration Offer

Excluding Turner Broadcasting's offer to arbitrate pricing disputes, and swear off content blackouts, was a "fatal error" by the U.S. Department of Justice's economist, an expert witness for Time Warner and AT&T said Monday in D.C. federal court, arguing the offer undoes DOJ concerns of increased pay-TV prices from the companies' merger. Read more »

BANKING & SECURITIES

Trump Taps WilmerHale Partner For CFTC Post

President Donald Trump has picked the co-chair of the futures and derivatives practice at WilmerHale to serve on the U.S. Commodity Futures Trading Commission, the White House announced Monday. Read more »

BofA Challenges 9th Circuit Panel's Preemption Decision

Bank of America on Friday petitioned the Ninth Circuit for an en banc review of a panel decision finding that the National Bank Act does not preempt a California state escrow interest law, saying the decision constitutes a "drastic change in the law." Read more »

SEC Wants ALJ Case Sent Back, Seeks Removal Power

The U.S. Securities and Exchange Commission told the U.S. Supreme Court on Monday that the remedy in a high-profile challenge to the Wall Street regulator's in-house judges is to remand the case of a former investment adviser to the agency to be reheard before a judge who can be legally removed by the agency's chair. Read more »

ENERGY & ENVIRONMENTAL

Flint Crisis Suit Belongs In Michigan Court, 6th Circ. Says

A Sixth Circuit panel ruled Monday that a proposed class action against current and former employees of Michigan's Department of Environmental Quality over the Flint lead-tainted water crisis belongs in the Michigan Court of Claims. Read more »

Watchdog Clears Zinke's Chartered Flights, Questions One

U.S. Department of the Interior Secretary Ryan Zinke's use of chartered flights last year did not amount to a waste of federal funds, the agency's watchdog concluded in a report released Monday, but one of three reviewed trips, from Las Vegas to Montana, could have been avoided. Read more »

EPA Defends Grant Policy For Scientific Committee Members

The U.S. Environmental Protection Agency defended its policy barring members of its scientific advisory committees from receiving agency grants while serving in the role, urging a D.C. federal court Friday to throw out a lawsuit brought by a coalition of scientific advocacy groups who claim the policy violates ethics rules. Read more »

Feds Say Minn. Power Grid Law Is Unconstitutional

The U.S. government on Friday urged a Minnesota federal judge to invalidate a state law giving preference to incumbent utilities for new electric grid projects that's being challenged by an independent transmission developer, saying the law violates the dormant commerce clause of the U.S. Constitution. Read more »

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Native American Rights Fund
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DOE Taps Ohio Energy Lobbyist To Run Oil And Gas Program

The U.S. Department of Energy on Monday announced that a longtime public affairs specialist and lobbyist for the coal and oil and gas sectors has been appointed to a senior position in the Office of Fossil Energy, which administers oil and gas programs and conducts research and analysis. Read more »

Massachusetts Defends Authority To Cap Electric Emissions

Massachusetts energy regulators told the state's top court in a filing provided to Law360 on Monday that they have express authority to implement greenhouse gas caps on electricity generators, rebuking a lawsuit from power companies challenging rules set to take effect this year. Read more »

Young People Hit Fla. With Constitutional Climate Change Suit

A group of young people on Monday accused Florida officials of violating their state constitutional rights to a safe environment by promoting fossil fuel use despite knowing its harmful climate change impacts, echoing a similar lawsuit against the federal government that is set for trial this fall. Read more »

AEROSPACE & DEFENSE

Injunction Remains On Pentagon's New Transgender Ban

A Washington federal judge on Friday refused to lift an injunction halting President Donald Trump's new ban on transgender individuals serving in the military, finding that questions remain whether the controversial policy is based on evidence or discriminatory stereotypes. Read more »

INTERNATIONAL TRADE

Despite Exemption, EU Pushes Back Against US Steel Duty

The European Union on Monday cast doubt on the Trump administration's national security rationale for its tariff on imported steel and demanded compensation at the World Trade Organization, even though Brussels is one of a handful of U.S. allies given a reprieve from the levy. Read more »

TAX

Cos. With Overlapping Fiscal Years To Pay Blended Tax Rate

Corporations that have a fiscal year overlapping the months before and after the new federal tax law was enacted will pay a blended tax rate, according to a notice issued Monday by the Internal Revenue Service. Read more »

Trump Says His Label 'Tax Cuts' Led To Overhaul's Passage

President Donald Trump said on Monday that his decision to use the term "tax cuts" for the legislation he signed into law in December was why Congress passed it. Read more »

Tax Execs Optimistic About New Federal Law, But Want Clarity

Tax executives are largely optimistic about how the U.S. tax overhaul will increase the competitiveness of their businesses, but they're waiting for regulatory guidance to shed light on several provisions, according to a survey released Monday by Miller & Chevalier Chtd. Read more »

BANKRUPTCY

NJ Scales Back Former AG's Role In Atlantic City Finances

New Jersey Gov. Phil Murphy said Monday that former state Attorney General Jeffrey Chiesa's role as overseer of Atlantic City's fiscal recovery will conclude in a

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Bank of America Corporation
Blaqwell Inc.
CONSOL Energy Inc.
Charter Communications Inc.
Comcast Corporation
Conservation Law Foundation
Council on Foreign Relations
DISH Network Corporation
FTI Consulting Inc.
Facebook
FactSet Research Systems Inc.
Home Box Office Inc.
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month, although Chiesa's firm will still handle some litigation as part of the state's bailout of the struggling resort town. Read more »

IMMIGRATION

Vermont, 2 Cities' 'Sanctuary' Policies On DOJ's Radar

The U.S. Department of Justice on Friday sent letters to officials in Vermont, Seattle and the California city of Oakland requesting further information about whether their policies violate federal laws that call for communities to share information related to immigration. Read more »

Gov't Blasts Fee Bid After Loss On Obama-Era Rule Delay

The federal government on Friday asked a D.C. federal court to reject venture capital groups' bid for nearly $300,000 in attorneys' fees after they succeeded in vacating the Trump administration's delay of an Obama-era regulation allowing international entrepreneurs to temporarily reside in the U.S. Read more »

Feds Sued For Withholding Info On Census Ethnicity Category

The Office of Management and Budget should be required to release documents related to its decision not to include a separate “Middle Eastern or North African” category in the 2020 census, an Arab-American nonprofit said in a suit filed in D.C. federal court Friday. Read more »

NATIVE AMERICAN

Trump Signs Amber Alert Expansion On Tribal Lands

The federal government is set to start expanding the Amber Alert program on tribal lands after President Donald Trump signed a bill Friday that would give Native American tribes more access to federal funds for the program. Read more »

House Passes Bill To Transfer Cherokee Memorial Land

The House of Representatives passed a measure Monday that would transfer federal lands from the Tennessee Valley Authority to federal trust for the Eastern Band of the Cherokee tribe to be used as a memorial site and recreational trails. Read more »

Senate Democrats Block Tribal Labor Bill

Senate Democrats on Monday blocked a bill that would take National Labor Relations Board jurisdiction away from tribe-owned companies like casinos, voting on a razor-thin margin against the measure in a procedural vote. Read more »

TELECOMMUNICATIONS

Congress Must Revive Tech Office, FCC's Rosenworcel Says

A pair of congressional hearings that probed Facebook’s treatment of consumer data highlights the need for in-house technology experts on Capitol Hill, the Federal Communications Commission's Jessica Rosenworcel wrote in an opinion piece Friday. Read more »

T-Mobile To Shell Out $40M To Settle FCC Rural Call Probe

T-Mobile has agreed to pay $40 million to settle a Federal Communications Commission investigation into service problems in rural areas and false ring tones the mobile carrier injected into hundreds of millions of calls, according to a consent decree adopted Monday. Read more »

Drawbacks Aside, Clyburn Backs States' Net Neutrality Push

FCC Commissioner Mignon Clyburn said Monday that a patchwork of proposed state-level bills reviving net neutrality purposes lacks the efficiency of a “unified ecosystem,” but nevertheless backs state governments' efforts largely because they

Chickasaw Nation
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Commodity Futures Trading Commission
Confederated Salish & Kootenai Tribes
European Union
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Michigan Department of Environmental Quality
National Labor Relations Board
Navajo Nation
New Jersey Judiciary Court System
New Jersey Meadowlands Commission
New York Attorney General's Office
New York State Department of Labor
New York State Division of Human Rights
Nuclear Regulatory Commission
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U.S. Census Bureau
U.S. Consumer Product Safety Commission
U.S. Department of Defense
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U.S. Department of Homeland Security
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are following constituents' wishes on the issue after the FCC did not. Read more »

WHITE COLLAR

Cohen, Trump Can't Get Block Of Fed. Review Of Seized Docs

A New York federal judge on Monday refused calls from President Donald Trump and his longtime personal attorney, Michael Cohen, for an order blocking federal prosecutors from looking through a trove of materials seized in raids on Cohen's office and home. Read more »

Feds Stick To DQ Of Atty In Mass. Dem's Corruption Case

Federal prosecutors on Monday slammed a former Massachusetts state senator's arguments to retain a defense attorney who was referred to in his 113-count indictment, rebuffing the longtime lawmaker's assertion that the government acted improperly when it asked to subpoena his lawyer and have him removed from the case. Read more »

Blagojevich Loses 2nd Bid For High Court Appeal

The U.S. Supreme Court on Monday announced it will not take up an appeal from Rod Blagojevich, the former Illinois governor who is currently serving 14 years in prison on corruption charges stemming from improper donations to his campaign and an effort to sell former President Barack Obama's seat in the U.S. Senate in 2008. Read more »

PEOPLE

Retired NJ Justice Named To Criminal Justice Commission

A former New Jersey Supreme Court chief justice was appointed to examine race bias in the state's criminal justice system and three state court judges were reappointed to the bench as part of a slew of nominations and appointments Gov. Phil Murphy announced Monday. Read more »

EXPERT ANALYSIS

Opinion

Gorsuch's 1st Year Shows He Is A Conservative Activist

In his first year on the U.S. Supreme Court, Justice Neil Gorsuch has proven to be a narrow-minded elitist who consistently votes in favor of corporations and the powerful, acting to roll back protections for workers, consumers, LGBTQ individuals and other marginalized communities, says Elliot Mincberg, senior fellow at People for the American Way. Read more »

What To Know About NY Workplace Harassment Bills

In the wake of national media coverage of sexual harassment claims and the #MeToo movement, New York state and New York City lawmakers have proposed legislation placing more obligations on employers to address sexual harassment in the workplace and to restrict mechanisms for resolving claims of sexual harassment, say attorneys with Davis Wright Tremaine LLP. Read more »

What Makes CPSC's Polaris Settlement Special

For members of industry, consumer advocates and those worried about partisan deadlock, the recent settlement between Polaris Industries and the U.S. Consumer Product Safety Commission may provide some faith in how the CPSC fulfills its important mission to keep consumers safe, says Heather Capell Bramble of Venable LLP. Read more »

Deductions Under Revised IRC §162(f): The Interim Guidance

Recent changes to Internal Revenue Code section 162(f) and the addition of section 6050X are expected to significantly impact the resolution of fines and penalty issues

U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Senate Committee on Energy and Natural Resources
U.S. Supreme Court
United Nations
World Trade Organization

in an IRS exam context. As a threshold matter, taxpayers in a settlement posture will now be required to consider the tax treatment of settlement payments, say attorneys at Eversheds Sutherland LLP. Read more »

LEGAL INDUSTRY

CORRECTED: How 3 Employment Firms Are Pulling Ahead Of The Pack

The three largest employment boutiques are getting bigger at a faster rate than their rivals, according to this year's Law360 400. Here's our look at the trends that shaped the sector in 2017. Read more »

Gingrich Leaving Dentons, 'In Discussions' With Other Firms

Former Speaker of the House Newt Gingrich is on the hunt for a new law firm, announcing on Monday that he plans to leave Dentons after spending three years as a senior adviser in the global law firm's public policy and regulation practice. Read more »

Gorsuch Taps 1st Ever Native American Supreme Court Clerk

U.S. Supreme Court Justice Neil Gorsuch has chosen a member of the Chickasaw tribe in Oklahoma to clerk for him this coming year, marking the first time a Native American tribal member has served as a clerk on the nation's highest court, it was announced on Friday. Read more »

SEC Reaches Deal With Exec Convicted In Dewey Fraud

Former Dewey & LeBoeuf LLP Chief Financial Officer Joel Sanders, who was convicted of fraud, reached an agreement with the U.S. Securities and Exchange Commission that bars him from serving as a public company official and allows for a future disgorgement order or fine, according to a Monday court filing. Read more »

Interview

15 Minutes With FactSet's General Counsel

Rachel Stern started working as the first lawyer at the Connecticut-based data and software company FactSet Research Systems Inc. in January 2001. Since then, her role has expanded to include several nonlegal responsibilities. She recently shared with Law360 why it's not sufficient for firms to present a pitch with three white men and one junior woman of color, and why it's important to embrace the European Union's upcoming General Data Protection Regulation. Read more »

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Blaqwell Inc.
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Lambda Legal Defense & Educational Fund
McKinsey & Company
MetLife Inc.
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National Hispanic Medical Association
National Hockey League
Our Children's Trust
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Federal Trade Commission
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Little River Band of Ottawa Indians
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Michigan Department of Environmental Quality
National Labor Relations Board
Navajo Nation
New Jersey Judiciary Court System
New Jersey Meadowlands Commission
New York Attorney General's Office
New York State Department of Labor
New York State Division of Human Rights
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Tennessee Valley Authority
U.S. Attorney's Office
U.S. Census Bureau
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 8/21/2017 11:30:03 AM
Subject: OON providers' failure to balance bill patients leads to large recoupment, audits, and litigation

.

Dear colleague,

A number of high-profile lawsuits have put the spotlight on out-of-network (OON) providers, and billing-related errors such as overpayments, negligent misrepresentation, OON write-offs and balance billing have ended in very real legal nightmares for providers.

OON providers can easily make critical mistakes that end up jeopardizing their compliance with state and federal laws. For instance, many providers will tell patients that they accept any payment from their health plans as payment in full. But this practice is risky and may invite accusations of fraud from the health plans. The bottom line is that failure to balance bill patients can lead to large recoupments, audits and litigation for fraud. In addition, The HHS is actively watching and waiting to catch billing errors and noncompliant practices.

Join expert speaker **Thomas Force, Esq.** in our **On-Demand Webinar** (*play it anytime of the day)*—"**The Balance Billing Requirement: Why Out-of-Network Providers Must Balance Bill Their Patients**" on **Tuesday, August 22, 2017**, to learn how OON providers and their revenue recovery staff can maintain compliance and avoid litigation while collecting the proper amount of money from their patients' health plans. You'll also learn about the state laws that relate to balance billing requirements for OON providers. Thomas will discuss recent cases in which health plans sued OON providers who failed to balance bill their patients. He will also discuss the penalties for noncompliance and provide a patient-friendly sample balance bill letter and sample charity care policy.

Session Highlights

- Why balance billing is required in most jurisdictions
- The exceptions to balance billing requirements
- Techniques to balance bill patients without offending or alienating them
- How to use ERISA to appeal denied and under-reimbursed claims for employer-sponsored plans
- What a recoupment is, and what you should do when faced with one
- Penalties for noncompliance

Session Agenda

- Balance billing: Why OONs are required to balance bill
- Review of the Ingenix case and OON reimbursement
- Reforming OON reimbursement
- ERISA preemption and why it matters
- Problematic billing practices
- Patient protections under the PPACA's provisions for coverage of emergency services
- Insights on Medicare, TRICARE/CHAMPUS and balance billing
- Writing patient-friendly balance billing letters, and the best time to send them
- The importance of a charity care program or financial hardship policy
- Best practices in transparency and disclosure
- Relevant case law, including *CIGNA vs. Health Diagnostics*, *Aetna v. Health Diagnostics Laboratory* and more

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Looking forward to your participation.

Thanks,
Ted Burton
Customer relationship director

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From: Infor EPM
Sent: Tue 7/25/2017 12:59:35 PM
Subject: [Webinar] 3 Technology drivers impacting enterprise performance management adoption

Enterprise Performance Management

Live Webinar

August 22, 2017

10:00 am EST
3:00 PM BST

Register now ›

The role of the CFO is changing. It's become more strategically-focused, more value-focused, and more future-focused. The modern CFO must approach strategy formulation and performance monitoring in a manner than goes beyond reporting to provide accurate, actionable business insights.

According to pwc, the modern finance organization must "evolve from an emphasis on rigorous planning and budgeting to building business acumen and designing effective collaboration models." To deliver on this value proposition finance must provide planning solutions that link operational metrics to financial plans and forecasts.

This session will present:

- Technology drivers impacting adoption of EPM solutions
- Ways to systematize business planning and consolidation, profitability management, and compliance

- How to drive collaboration across the enterprise
- How to bridge the communication gap between finance and operations

Speaker:

Jim Perry
Director of EPM Enablement Infor

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Wednesday, August 9, 2017 –12:00 pm EDT / 5:00 pm BST

Infor Dynamic Enterprise Performance Management
Join this webinar to hear about the Infor d/EPM capabilities that are yielding deep analytics and unprecedented insights.
Wednesday, August 16, 2017 –12:00 pm EDT / 5:00 pm BST

Infor Risk & Compliance
Join this webinar and learn how Infor Risk & Compliance helps current customers reduce corporate fraud and abuse, increase operational efficiency, and use financial and business controls monitoring and audit solutions to comply with regulatory requirements.
Wednesday, August 23, 2017 –12:00 pm EDT / 5:00 pm BST

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 7/6/2017 9:49:15 PM
Subject: [Marketing Mail] The Latest: Trump's Sham Voter Fraud Commission

More people are hit by lightning than commit in-person voter fraud!

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Trump's Sham Voter Fraud Commission

CONSENT OF THE

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States Declare Independence From Trump s Voter Fraud Commission

Michael Waldman

The first ever federal commission to prove a delusional presidential tweet was already off to a shaky start. Things just got worse.

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Where Does Your State Stand?

20 states have outright declined Kobach's request for data, and others have expressed concern about releasing voters' sensitive information. Where does your state stand?

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Members of Trump's Fraud Commission

Many members of the commission have controversial records or a long history of supporting voter suppression efforts — lacking even the pretense of bipartisanship.

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Does It Break the Law?

A rundown of the most serious legal implications facing Secretaries of State and election officials if they publicly disclose the requested voting information.

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There is strong reason to suspect the 'Fraud' Commission is not a legitimate attempt to study the integrity of our elections, but rather a tool for enabling voter suppression.

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Best of the Week

REVERSE MASS

INCARCERATION ACT

Less Crime,

Fewer Prisoners New Senate Bill Creates Incentives to Reduce Mass Incarceration

The legislation uses the power of the purse to reduce incarceration and crime at the same time. It attempts to counter archaic “tough on crime” policies coming from Attorney General Jeff Sessions.

Share

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Forward

VOTER SUPPRESSION EFFORTS

The Threat to American Elections You Don t Know About But Should

Senator Chris

Coons, Nicole

Austin-Hillery

Too many Americans don't realize that 10% of Americans who are fully eligible to vote don't have the right form of identification to satisfy new voter ID laws.

Share

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Forward

Upcoming Events

Women Unshackled

A day-long forum to discuss the unique challenges women face in the criminal justice system and the policy solutions to improve outcomes.

The discussion will feature prominent female lawmakers from both sides of the aisle, as well as notable policy experts, impacted individuals, law enforcement officials and judges.

Speakers include:

- Inimai Chettiar, Director of the Justice Program at the Brennan Center for Justice
- Gov. Mary Fallin (R-OK), U.S. Sen. Cory Booker (D-NJ), U.S. Sen. Kamala D. Harris (D-CA), and U.S. Rep. Mia Love (R-UT)

When | July 18, 2017 9:00 AM

Where | Knight Conference Center at Newseum
555 Pennsylvania Ave, NW
Washington, DC 20001

Info | **Click Here**

Here's a snapshot of what happened this week:

The Brennan Center for Justice at NYU School of Law is a nonpartisan law and policy institute that seeks to improve our systems of democracy and justice.

Part think tank, part advocacy group, part cutting-edge communications hub, we work to hold our political institutions and laws accountable to the twin American ideals of democracy and equal justice for all.

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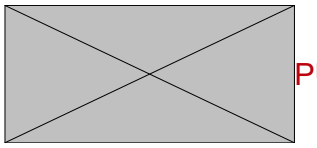

PUBLIC POLICY.

Thursday, December 13, 2018

TOP NEWS

Exclusive

GOP Sen. Says He May Allow FCC Nominee Vote Soon

The hurdle blocking the confirmation of two Federal Communications Commission nominees could be removed by the end of the year. Read full article »

Congress Sends Sweeping $867B Farm Bill To Trump

After an eight-month wrestling match about provisions ranging from food stamp work requirements to limits on farm subsidies, the House of Representatives passed an $867 billion farm bill Wednesday, sending a sweeping set of reforms to food and agriculture policy to President Donald Trump. Read full article »

Analysis

H-1B Lottery Proposal Gives Attys Hope For Efficiencies

Attorneys are cautiously optimistic that a recent U.S. Citizenship and Immigration Services proposal to revamp how the agency processes H-1B visa petitions and applicants with advanced U.S. educational degrees could promote efficiency in adjudications. Read full article »

Trump Taps Treasury Official To Lead CFTC In 2019

President Donald Trump on Tuesday nominated Heath Tarbert as commissioner and chairman of the Commodity Futures Trading Commission, tapping him for a five-year term set to begin in April. Read full article »

National Enquirer Co. Admits Covering Up Trump Affair Story

American Media Inc., which publishes the National Enquirer, has admitted to paying a woman $150,000 in order to help President Donald Trump hide his alleged affairs and bolster his chances of being elected president, federal prosecutors revealed on Wednesday. Read full article »

BANKING & SECURITIES

Senate OKs Resolution Overturning Donor Disclosure Rule

The U.S. Senate passed a resolution on Wednesday that would overturn guidance released by the U.S. Department of the Treasury that limits the disclosure requirements of certain nonprofits. Read full article »

ENERGY & ENVIRONMENTAL

EPA Defends Water Rule Delay In NY Fed. Court

The federal government on Wednesday asked a New York federal judge to dismiss challenges to the Trump administration's bid to block an Obama-era water rule, arguing it met all legal requirements — but opponents told the judge the effort lacked the requisite public input and should be trashed. Read full article »

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Arnold & Porter
Baker McKenzie
BakerHostetler
Ballard Spahr
Cooley
DLA Piper
Davis Polk
Dechert
Dentons
Earthjustice
Fragomen Del Rey
Frankfurt Kurnit
Gibson Dunn
Goodwin
Greenberg Traurig
Harris Wiltshire
Hobbs Straus
Hogan Lovells
Jones Day
King & Spalding
Latham & Watkins
Littler Mendelson
Mayer Brown
McGuireWoods
Miyares & Harrington
Morgan Lewis
Munsch Hardt
Native American Rights Fund
Newmeyer & Dillion
Paul Weiss
Petrillo Klein

Mass. Town Asks 1st Circ. To Block Enbridge Pipeline Project

The small Massachusetts town of Weymouth asked the First Circuit in an appeal brief Wednesday to help it protect its natural resources and deny a bid by a division of Canadian energy provider Enbridge Inc. to build a natural gas compressor station there for the Atlantic Bridge pipeline expansion project. Read full article »

States Support EPA Nix Of Hardrock Mining Rule At DC Circ.

Alaska and Arkansas are part of a coalition of 14 states and agencies that has told the D.C. Circuit the federal government got it right when it refused to move forward with an Obama-era rule that would have put in place financial assurance requirements for hardrock mining facilities. Read full article »

EMPLOYMENT

Workplace Investigations, Arrests Up Since 2017, ICE Says

U.S. Immigration and Customs Enforcement has been cracking down on employers suspected of hiring unauthorized immigrants, with the number of worksite investigations, internal audits and arrests jumping by 300 to 750 percent over the past fiscal year, the agency has announced. Read full article »

COMPETITION

DOJ Enforcer Denies Politics Played Into AT&T, Warner Case

The U.S. Justice Department's top antitrust enforcer on Wednesday deflected lawmakers' concerns that White House pressure led to the DOJ's challenge to the tie-up of AT&T and Time Warner, insisting that political influence plays “absolutely” no role in the agency's reviews of megamergers. Read full article »

FTC May Be 'Too Focused' On Consumer Price: Commissioner

One of the Federal Trade Commission’s two Democrats argued Wednesday in Washington, D.C., that the agency should not focus all its antitrust scrutiny, including when assessing mergers, based on the effects of market concentration on end consumers. Read full article »

GOVERNMENT CONTRACTS

Federal IT Acquisition Still Needs Improvement, GAO Says

Although federal agencies have improved their information technology acquisition and cybersecurity practices over time, they still have a distance to go to fully meet their statutory requirements and implement related recommendations, the U.S. Government Accountability Office said Wednesday. Read full article »

AEROSPACE & DEFENSE

Senate Advances Resolution Ending US Involvement In Yemen

The U.S. Senate on Wednesday took a step toward closing off U.S. support for Saudi Arabia in the war in Yemen, even as the House of Representatives voted to close off debating the same subject. Read full article »

Top Dem Says Transgender Ban Fight To Stay Only In Court

The presumptive next chairman of the House Armed Services Committee said Wednesday that moves to overturn the military “transgender ban” will likely be restricted to court, suggesting that the Republican-controlled Senate would not support legislation to end the ban. Read full article »

INTERNATIONAL TRADE

Pillsbury Winthrop
Polsinelli
Porter Wright
Reed Smith
Rich May
Rimon PC
Ropes & Gray
Sidley Austin
Skadden
Stinson Leonard
Vinson & Elkins
Wachtell Lipton
White & Case
Wiley Rein
Willkie Farr

COMPANIES

AARP Inc.
AT&T Inc.
Alaska Communications Systems Group, Inc.
Amazon.com Inc.
American Bar Association
American Farm Bureau Federation
American Media Inc.
BTI Consulting Group Inc.
CTIA
Cable News Network Inc.
Cato Institute
Coinbase Inc.
DISH Network Corporation
Enbridge Inc.
Etsy Inc.
Expedia Inc.
Facebook
Financial Industry Regulatory Authority Inc.
Home Box Office Inc.
Hulu LLC
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Trust for Historic Preservation
National Wildlife Federation
Natural Resources Defense Council
Netflix Inc.
Newegg Inc.
Overstock.com Inc.
Public Knowledge

WTO Sits On Razor's Edge As US Spurns Reform Proposal

The Trump administration rejected a proposal to reform the World Trade Organization's dispute settlement system Wednesday, prolonging a two-year power play that has plunged Geneva into crisis mode. Read full article »

TAX

EU Seeks Banks' Credit Card Data To Fight Online VAT Fraud

Banks would have to share credit card data with European tax authorities under a draft law proposed by the European Commission on Wednesday, in a bid to cut value-added tax fraud using bogus online stores by €1.2 billion ($1.4 billion). Read full article »

BANKRUPTCY

Puerto Rico Tax Overhaul Expected To Provide $2B In Relief

Puerto Rico will have a lower corporate tax rate and a new tax credit aimed at creating a more attractive tax climate under a bill its governor recently signed that is expected to provide about $2 billion in tax relief. Read full article »

IMMIGRATION

Mass. US Atty Sees No Issue With ICE Courthouse Arrests

Massachusetts' top federal prosecutor said Wednesday that U.S. Immigration and Customs Enforcement agents have a right to make arrests at courthouses, weighing in on the matter after a Boston-area judge was accused of helping an undocumented immigrant escape ICE custody last week. Read full article »

Ex-Judges Urge ICE Not To Detain Immigrants In Courthouses

U.S. Immigration and Customs Enforcement should refrain from making arrests or conducting other enforcement activities at the nation's courthouses, 68 former state and federal judges argued Wednesday in a letter to the federal agency. Read full article »

NYCLU Wants Feds' Docs On Bonds For Immigrant Detainees

A New York federal court should order the Trump administration to detail how it determines whether to recommend that detained immigrants be released on bonds, according to the New York Civil Liberties Union, which believes an algorithm change has prompted detention lengths to increase. Read full article »

NATIVE AMERICAN

Sprint Wants In On Tribal Row Over FCC 5G Exemption Rule

Sprint and a wireless industry trade group have petitioned to intervene in the Federal Communications Commission's dispute with tribes and environmentalists over its plan to accelerate the rollout of 5G infrastructure, saying small-cell fixtures should be exempt from certain environmental and historic regulatory reviews. Read full article »

TELECOMMUNICATIONS

FCC Votes 3-1 To Label Texts As Information Service

The Federal Communications Commission voted Wednesday to classify text messages as a Title I information service, a move that the agency's Republican majority said will ward off a potential plethora of spam texts despite the lone Democratic commissioner's warning that it will give companies censorship abilities. Read full article »

FCC OKs Media Ownership Review, Marketplace Assessment

Sierra Club
Sprint Nextel Corporation
T-Mobile USA Inc.
The DIRECTV Group, Inc.
The Royal Bank of Scotland Group PLC
Twilio Inc.
United States Telecom Association
Verizon Communications Inc.
Washington Post Co.
YouTube Inc.
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
California Public Utilities Commission
Central Intelligence Agency
Commodity Futures Trading Commission
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Massachusetts Department of Environmental Protection
New York State Commission on Judicial Conduct
New York State Department of Financial Services
Office of Foreign Assets Control
Omaha Tribe of Nebraska
Rural Utilities Service
Securities and Exchange Commission
Seminole Tribe of Florida
Texas Attorney General's Office
U.S. Attorney's Office

The Federal Communications Commission on Wednesday kicked off its periodic review of its local media ownership rules and released a first-of-its-kind report that outlines the state of the whole media industry, but the agency's Republican majority took flak for allegedly still not capturing the whole picture. Read full article »

NY Pirate Radio Operator Arrested After FCC Tip

A pirate radio operator in Westchester, New York, has been busted by local authorities working off a tip from the Federal Communications Commission, the agency announced Wednesday, marking a rare arrest in an enforcement arena that is usually limited to fines and seizures. Read full article »

Calif. To Vote On Controversial Text Message Tax Proposal

The California Public Utilities Commission is gearing up to vote next month on a controversial proposal that would impose a tax on text messages as part of the commission's effort to kick-start a waning revenue stream coming out of the telecommunications industry. Read full article »

Public Access TV Not A State Actor, Cato Tells High Court

The Cato Institute is urging the U.S. Supreme Court to overturn a Second Circuit ruling that it says wrongly classifies public access television networks as state actors that are capable of stifling individual First Amendment rights. Read full article »

Industry Groups Hail Move For Reassigned Numbers Database

The Federal Communications Commission voted Wednesday to establish a comprehensive database of reassigned phone numbers, which it says will help companies keep track of when consumers abandon a phone number and cut down on the amount of misdirected calls. Read full article »

WHITE COLLAR

Fundraiser Gets Prison For Role In Ex-Congressman's Scam

A former fundraising specialist for now-imprisoned former U.S. Rep. Stephen Stockman, R-Texas, was sentenced by a federal judge in Houston on Wednesday to 18 months in prison for his role in a scam where funds solicited as charitable contributions were instead used to finance political campaigns and cover personal expenses. Read full article »

EXPERT ANALYSIS

Inside Key ABA Guidance On Attorneys' Cybersecurity Duties

A recent opinion from the American Bar Association provides useful guidance on attorneys' obligations to guard against cyberattacks, protect electronic client information and respond if an attack occurs, says Joshua Bevitz of Newmeyer & Dillion LLP. Read full article »

Revising FDA 510(k) Poses Challenges For Device Makers

The U.S. Food and Drug Administration wants to "modernize" the approval process for medical devices based on older products by encouraging developers to use more modern devices as predicates. This does not mean older devices are unsafe, but the negative implication seems undeniable, say Patricia Kaufman and Joel Schwartz of Stinson Leonard Street LLP. Read full article »

Opinion

Ohio's Risky Foray Into Bitcoin: Part 1

Last month, cryptocurrency hit yet another milestone when Ohio began accepting bitcoin payments for taxes. However, Ohio's treasury, or any other state or federal government entity, should be the very last institutions to even consider accepting this dubious form of payment, says John Reed Stark of John Reed Stark Consulting LLC. Read full article »

U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
World Trade Organization

10 Tips For Law Firms To Drive Revenue Via Sports Tickets

Many law firms have tickets or luxury suites at sporting events to host clients and prospects. Matthew Prinn of RFP Advisory Group and Matt Ansis of TicketManager discuss some of the ways that firms can use those tickets effectively. Read full article »

LEGAL INDUSTRY

The 6 Law Firms Clients Say Provide The Most Value

Six law firms have been recognized by in-house counsel as the best of the best at providing value for their dollar in a new report released Wednesday. Read full article »

In-House Attys Name Best Firms For Client Service

Corporate clients have named the 30 law firms they think provide the best client service in the industry, and three law firms are on that list for the 18th year in a row, according to a report released Wednesday. Read full article »

Cohen Gets 3 Years For Russia Lies, Paying Trump Women

A Manhattan federal judge sentenced Michael Cohen, President Donald Trump's former lawyer, to three years in prison Wednesday for a “smorgasbord” of crimes, including paying off two women who said they had affairs with the president, lying to Congress about Russia, and dodging taxes on $4.1 million of income. Read full article »

NY Judge Resigns After Allegations Of Homophobic Remarks

An upstate New York judge has resigned following an ethics complaint that claimed he made homophobic remarks to a local attorney, allegedly using "gay" as a derogatory term when referring to a film festival and suggesting that the attorney and film star Viggo Mortensen should "get a hotel room." Read full article »

Texas Law School Walks Back Student's Exam Ban

The University of North Texas at Dallas College of Law on Wednesday agreed to let a first-year student back on campus to take his final exams despite a suspension over alleged threats he made, after the student filed suit in Texas state court. Read full article »

Law Firm Leaders: Frankfurt Kurnit's Jeffrey Greenbaum

Frankfurt Kurnit Klein & Selz PC managing partner Jeffrey Greenbaum spoke to Law360 about the challenges and advantages of operating as a midsize firm, why firm culture is paramount to success and why the firm takes a contrarian view when it comes to law firm growth. Read full article »

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Akerman
Akin Gump
Allen & Overy
Arnold & Porter
Baker McKenzie

BakerHostetler
Ballard Spahr
Davis Polk
Dechert
Dentons
Earthjustice
Fragomen Del Rey
Frankfurt Kurnit
Goodwin
Harris Wiltshire
Hobbs Straus
Hogan Lovells
King & Spalding
Littler Mendelson
McGuireWoods
Miyares & Harrington
Morgan Lewis
Munsch Hardt
Native American Rights Fund
Newmeyer & Dillion
Paul Weiss
Petrillo Klein
Pillsbury Winthrop
Polsinelli
Porter Wright
Reed Smith
Rich May
Rimon PC
Ropes & Gray
Sidley Austin
Stinson Leonard
Vinson & Elkins
Wachtell Lipton
White & Case
Wiley Rein
Willkie Farr

COMPANIES
AT&T Inc.
American Media Inc.
BTI Consulting Group Inc.
CTIA
Public Knowledge
Sprint Nextel Corporation
T-Mobile USA Inc.
Verizon Communications Inc.
AARP Inc.
Alaska Communications Systems Group, Inc.
Amazon.com Inc.
American Bar Association
American Farm Bureau Federation

Cable News Network Inc.
Cato Institute
Coinbase Inc.
DISH Network Corporation
Enbridge Inc.
Etsy Inc.
Expedia Inc.
Facebook
Financial Industry Regulatory Authority Inc.
Home Box Office Inc.
Hulu LLC
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Trust for Historic Preservation
National Wildlife Federation
Natural Resources Defense Council
Netflix Inc.
Newegg Inc.
Overstock.com Inc.
Sierra Club
The DIRECTV Group, Inc.
The Royal Bank of Scotland Group PLC
Twilio Inc.
United States Telecom Association
Washington Post Co.
YouTube Inc.
eBay Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Senate
U.S. Immigration and Customs Enforcement
U.S. Attorney's Office
U.S. Department of the Treasury
European Union
Executive Office of the President
Internal Revenue Service
U.S. Department of Defense
U.S. Environmental Protection Agency
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
California Public Utilities Commission
Central Intelligence Agency
Commodity Futures Trading Commission
European Commission
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Energy Regulatory Commission

Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Government Accountability Office
Massachusetts Department of Environmental Protection
New York State Commission on Judicial Conduct
New York State Department of Financial Services
Office of Foreign Assets Control
Omaha Tribe of Nebraska
Rural Utilities Service
Securities and Exchange Commission
Seminole Tribe of Florida
Texas Attorney General's Office
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. House of Representatives
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
World Trade Organization

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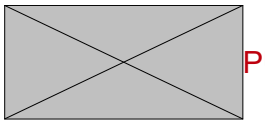
From: Public Policy Law360
Sent: Mon 5/9/2016 8:20:19 AM
Subject: [Marketing Mail] NYC Issues Guidelines On Protections For Pregnant Workers



PUBLIC POLICY

Monday, May 9, 2016

TOP NEWS

NYC Issues Guidelines On Protections For Pregnant Workers

New York City's Commission on Human Rights said Friday it has issued guidance to help pregnant employees better understand their rights in the workplace and outline how employers must reasonably accommodate pregnant workers or new mothers.

Jury Says Calif. City's Rent Rule Unconstitutional

A California federal jury on Thursday found the Los Angeles-area suburb Carson infringed a mobile home park owner's constitutional rights in imposing retroactive rent restrictions and awarded the owner $3.3 million for years of lost income.

Election Attack Ads Impact Judges' Rulings, Study Finds

Amid rising concerns about the effects of state judicial campaigns, a study has found that the more attack ads are aired for state Supreme Court elections, the less justices are likely to vote for criminal defendants in appellate cases.

White House Says 'Unfair' Noncompetes Can Hurt Workers

The Obama administration released a report Thursday on "unfair" noncompete agreements that some workers are forced to sign to keep their jobs, saying evidence shows that such agreements can result in lower job mobility, worker bargaining power and entrepreneurship.

Feds Urge High Court To Deny Review Of EPA Mercury Rule

The federal government on Friday urged the U.S. Supreme Court to deny considering 27 states' bid to vacate the U.S. Environmental Protection Agency's Mercury and Air Toxics Standards rule, saying the EPA's finding that the regulation's cost is reasonable cures a legal defect.

3 Fla. Judicial Hopefuls Challenge Cancellation Of Elections

Hopeful Florida judicial candidates on Thursday challenged the cancellation of three elections to fill slots of retiring circuit court judges, arguing that the judges can't postdate their resignations to evade an election and ensure that their replacements are appointed.

NJ Sens. To Introduce Safety Standards For Ride-Sharing Cos.

A bipartisan legislative effort to establish statewide safety and consumer protection standards for ride-sharing businesses like Uber and Lyft is set to be introduced in the New Jersey Senate on Monday, bill co-sponsors said in an announcement Friday.

ANALYSIS

USPTO Patent Guidelines Give Hope To Life Sciences Cos.

New U.S. Patent and Trademark Office guidance to examiners on patent eligibility

LAW FIRMS

Akerman
Baker & McKenzie
Becker & Poliakoff
Boies Schiller
Brannock & Humphries
Bryan Cave
Constangy Brooks
Covington & Burling
Dechert
Dentons
Dewey & LeBoeuf
Dickinson Wright
Dovel & Luner
Earthjustice
Foley & Lardner
Ford & Harrison
Fried Frank
Gibson Dunn
Gilchrist & Rutter
Greenberg Traurig
Greensfelder Hemker
Hirschfeld Kraemer
Hogan Lovells
Holland & Knight
Hunton & Williams
Jones Day
Kaufman Dolowich
Kirkland & Ellis
Latham & Watkins
McCarter & English
McDermott Will
Michelman & Robinson
Milberg LLP
Morris Nichols
Morrison & Foerster
O'Melveny & Myers
Outten & Golden
Patterson Belknap
Pattishall McAuliffe

may offer a lifeline to applicants seeking protection for medical diagnostic tests and other life sciences inventions, attorneys say, providing a road map for avoiding ineligibility under the Supreme Court's Mayo and Myriad decisions.

Uber Cases Could Spur New Employee Classification

Uber recently inked a $100 million settlement with drivers in two states who claimed they were miscategorized as independent contractors in cases that experts say highlight how the on-demand economy has outgrown the current binary classification system and may prompt lawmakers to devise a new hybrid category.

EPA Region 9 Spearheads Climate Fight, Outgoing Chief Says

Whether it's bolstering renewable energy in California, managing rising sea levels on remote Pacific Islands or helping enforce truck emissions regulations, the U.S. EPA's Region 9 is on the cutting edge of the federal government's efforts to rein in climate change, fight pollution and hold violators to account, the zone's outgoing head Jared Blumenfeld told Law360 in an exclusive interview.

Obama's Moves To Eliminate Shell Companies Easy To Evade

The Obama administration on Friday unveiled measures it says will help stop the use of anonymous shell companies in tax evasion, money laundering and other schemes, but advocates for increased financial transparency say that the administration may have baked in easy ways to evade detection by law enforcement.

The 5 Uber-Taxicab Turf Wars To Watch

A string of fresh lawsuits, court rulings and regulations laying out new mandates for ride-hailing providers such as Uber and Lyft has escalated the turf war with taxicab companies, experts say, increasing the pressure on lawmakers to balance policy and competition concerns. Here, Law360 examines a few of the most high-profile battles.

BANKING & SECURITIES

SEC OKs Joint Rule On Limiting Exec Incentive Compensation

The U.S. Securities and Exchange Commission on Friday became the latest U.S. financial regulator to endorse a joint-agency proposal that would limit incentive compensation for senior bank executives, traders and other employees.

Amtrak Ruling Shows SEC Judges' Shaky Status, DC Circ. Told

A financial planner alleging the U.S. Securities and Exchange Commission overstepped its authority when it banned him from the industry told the D.C. Circuit on Friday that the court's recent Amtrak due process ruling confirms that the SEC's in-house judges are unconstitutionally appointed officers.

SEC Commish Calls For Digital Disclosure Task Force

U.S. Securities and Exchange Commission Commissioner Kara Stein called for the modernization of the agency's disclosure requirements in a speech Friday that recommended a task force made of analysts, academics and industry experts to help improve the digital disclosure process.

MEDIA & ENTERTAINMENT

Casino Approval Ballot Question Goes To Fla. Supreme Court

Florida's attorney general petitioned the state's high court Friday to review whether a political action committee's proposed constitutional amendment to give voters exclusive power to approve legalizing nontribal gaming in the state meets certain requirements to be placed on the 2018 election ballot.

REAL ESTATE

Paul Weiss
Perkins Coie
Reed Smith
Sedgwick LLP
Sidley Austin
Skadden
Sterne Kessler
Sutherland Asbill
Thacker Martinsek
Venable LLP
Vinson & Elkins
Weil Gotshal
WilmerHale
Zetlin & De Chiara

COMPANIES

AAR Corporation
Aetna Inc.
American Academy of Pediatrics
American Airlines Group Inc.
American Bankers Association
American Bar Association
American Civil Liberties Union
American Public Health Association
Anadarko Petroleum Corporation
Association of American Railroads
Attorneys' Liability Assurance Society
California Independent System Operator
Cara Operations Ltd.
Competitive Carriers Association
DraftKings Inc.
Environmental Defense Fund Inc.
Estes Express Lines Inc.
Facebook
FanDuel Inc.
Fannie Mae
Freddie Mac
Google Inc.
Hackensack University Medical Center
Humana Inc.
Illinois Transportation Trade Association
Intellectual Ventures
Johnson & Johnson
Lyft Inc.
Major League Soccer LLC
MetroPCS Communications, Inc.
Miami Marlins
Microsoft Corporation

Miami Stadium Land Deal A Not-So-Easy Score For Beckham

David Beckham's negotiations with Miami-Dade County to purchase a piece of publicly owned land for a proposed $150 million soccer stadium near downtown Miami have reportedly slowed down, due to hiring goals and other promises the county wants attached to the English soccer legend's project.

EMPLOYMENT

NYC Officials Sued For Axing Benefits To Cover Parental Leave

A group of New York City manager-level employees filed suit against Mayor Bill de Blasio and other city officials Friday, challenging the decision to eliminate a pay raise and two days of annual leave for senior managers in order to cover a new paid parental leave program.

COMPETITION

Antitrust Group Urges Feds To Help Reshape Patent Policy

The American Antitrust Institute on Friday urged the next administration to take an aggressive tack against entities that exploit industry-standard patents to suppress competition and abuse patent enforcement strategies in court, laying out a host of recommendations to effect policy change.

PRIVACY & CONSUMER PROTECTION

Conn. Student Data Privacy Bill Heads To Gov.'s Desk

The Connecticut Legislature has sent to the governor a student data privacy bill that would require businesses that collect and maintain educational records to take steps to safeguard the data and to refrain from using it for targeted advertising purposes.

DOJ Says Cybersecurity Doc In FOIA Bid Not 'Working Law'

The U.S. Department of Justice is still trying to block a Freedom of Information Act lawsuit seeking a classified legal opinion apparently related to cybersecurity, telling a New York federal judge Thursday the document doesn't amount to "working law" that would eliminate privilege.

GOVERNMENT CONTRACTS

ABA Warns Of Unintended Effects In Military Justice Reform

The American Bar Association warned of potential unintended consequences Thursday from major reforms proposed for the Uniform Code of Military Justice, telling the House and Senate Armed Services Committees that sentencing and appellate changes could infringe on the rights of the accused.

TAX

States Need Transfer Pricing Help, Tax Official Says

Low budgets, a lack of expertise and statutory quibbles are to blame for a string of defeats that state tax authorities suffered in transfer pricing cases, a Multistate Tax Commission official said Friday, supporting a new program for states that pools experts on an area the IRS usually dominates.

Big Business May Get 'Soft' IRS Touch On Compliance

Among the many changes on the table for the reorganization of the IRS' Large

Myriad Genetics, Inc.
NFL Enterprises LLC
National Association of Broadcasters
National Basketball Association
National Railroad Passenger Corporation
Natural Resources Defense Council
New York Times Co.
Newegg Inc.
Oracle Corporation
Physicians for Social Responsibility
Prometheus Laboratories Inc.
Quicken Loans Inc.
Sequenom, Inc.
Sprint Nextel Corporation
St. Louis Metropolitan Taxicab Commission
Starbucks Corporation
T-Mobile USA Inc.
Twitter Inc.
Uber Technologies Inc.
Valeant Pharmaceuticals International
Yahoo! Inc.

GOVERNMENT AGENCIES

Bureau of Labor Statistics
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Railroad Administration
Federal Trade Commission
Financial Crimes Enforcement Network
Internal Revenue Service
National Credit Union Administration
National Labor Relations Board
National Security Agency
Navajo Nation
Office of the Comptroller of the Currency
Securities and Exchange Commission

Business and International Division will be ensuring taxpayer compliance through a new, “soft” touch that involves policy guidance and communication forums rather than audits, an agency official said Friday.

TELECOMMUNICATIONS

FCC Inspector General, Senate Investigating Lifeline Leaks

The Federal Communications Commission’s inspector general is looking into whether details of internal debate on the Lifeline subsidy program were improperly leaked to the media, Chairman Tom Wheeler has said in a letter to U.S. Sen. John Thune, the chairman of a committee that is also investigating the matter.

Small Carriers Tell FCC To Keep Auction Repack On Schedule

Competitive Carriers Association members asked the Federal Communications Commission on Thursday to retain its 39-month schedule for transitioning airwaves from use by television broadcasters to wireless carriers, saying the group needed a quick turnaround to compete with the nationwide industry giants.

EXPERT ANALYSIS

In Congress: Energy, Opioids, Puerto Rico

Members of Congress return to Capitol Hill this week after a short break and settle in for three weeks of legislative business before the Memorial Day recess. The Senate is still working to find a path forward on the Energy and Water Appropriations measure for fiscal year 2017, while the House will take up several measures to address opioid abuse, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

Crowdfunding May Be Game Changer For Restaurant Industry

For an aspiring restaurant owner, there is nothing better than having hundreds of local investors who become your best customers, which could become a reality on May 16 under Title III of the Jumpstart Our Business Startups Act, says Jordan Bernstein at Michelman & Robinson LLP.

Ohio Tax Litigation Reflects Evolving Nexus Landscape

The Ohio Supreme Court recently heard oral arguments in three cases that could test the constitutionality of the Ohio commercial activity tax and its "bright-line presence" standard for nexus. Because several states have adopted similar standards, the outcome of these cases may have far-reaching consequences, say Jeffrey Friedman and Chris Mehrmann of Sutherland Asbill & Brennan LLP.

Prevailing Wage: The Possible Fourth 'P' In P3s

As public-private partnerships proliferate, a recurring issue is whether prevailing wages must be paid to the labor force engaged in the project. Recent cases in New York and D.C. appellate courts have illuminated this area and highlighted the recognition of entrepreneurial risk in the calculus, says James Terry at Zetlin & De Chiara LLP.

LEGAL INDUSTRY

Top 5 Reasons Associates Leave Firms

Firms want their best young talent to stay, but doing so can be a challenge with a generation of associates who are more willing to move on than past generations. Here, Law360 talks to experts about the top five reasons associates decide to ditch their law firms.

3 Ethical Traps Awaiting The Devious Lawyer

When it comes to lawyers and lying, a cursory glance at the ethics rules provides a clear roadmap: Don’t go there. But a closer look at cases of attorney subterfuge reveals some tricky ethical areas. Here are three ethical traps to avoid when

Surface Transportation Board
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Postal Service
U.S. Railroad Retirement Board
U.S. Senate
U.S. Supreme Court

lawyers employ deception.

Hunton & Williams 1st-Years See Pay Hike To $160K

Hunton & Williams LLP has boosted its starting salary to $160,000 for all first-year U.S. associates, a firm representative confirmed Friday, the latest in a string of firms to bump up associate pay.

Dewey's DiCarmine Charts Dangerous Course In Pro Se Bid

The request by former Dewey & LeBoeuf LLP executive director Stephen DiCarmine to represent himself at the coming retrial over fraud and conspiracy charges tied to the law firm's downfall is a high-risk move, experts say, that may deprive him of needed impartial advice and lead a jury to adversely judge him based on his style of lawyering.

Dewey's DiCarmine Wants To Represent Himself At Retrial

Former Dewey & LeBoeuf LLP Executive Director Stephen DiCarmine asked a New York judge on Friday for leave to represent himself at a coming retrial over a purported scheme to con the law firm's financial backers out of tens of millions of dollars before it collapsed in 2012.

GC Cheat Sheet: The Hottest Corporate News Of The Week

False Claims Act fines are set to spike, mandatory consumer arbitration clauses in the financial industry may die out, and patent rejections are set to become clearer. Those stories top the corporate news you may have missed this past week.

Legal Sector Faces Turbulence With 1,500 Jobs Lost In April

Employment in the legal services sector remained on a roller coaster in April, a month that snipped 1,500 jobs from the industry, after gaining nearly as many in March, according to a Friday report by the U.S. Bureau of Labor Statistics.

4 Tips For Aspiring Energy Attorneys

From oil and gas to electric power and renewables, the energy law universe provides endless opportunities for attorneys looking to make their mark through deal-making, regulatory compliance and litigation. Here, Law360 provides four tips for aspiring energy lawyers.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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Gibson Dunn
Hogan Lovells
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Akerman
Baker & McKenzie
Becker & Poliakoff
Boies Schiller
Brannock & Humphries
Constangy Brooks
Covington & Burling
Dechert
Dentons

Dickinson Wright
Dovel & Luner
Earthjustice
Foley & Lardner
Ford & Harrison
Fried Frank
Gilchrist & Rutter
Greenberg Traurig
Greensfelder Hemker
Hirschfeld Kraemer
Holland & Knight
Hunton & Williams
Jones Day
Kaufman Dolowich
Kirkland & Ellis
Latham & Watkins
McCarter & English
McDermott Will
Michelman & Robinson
Milberg LLP
Morrison & Foerster
O'Melveny & Myers
Outten & Golden
Patterson Belknap
Pattishall McAuliffe
Paul Weiss
Perkins Coie
Reed Smith
Sedgwick LLP
Sidley Austin
Skadden
Sterne Kessler
Sutherland Asbill
Thacker Martinsek
Venable LLP
Vinson & Elkins
Weil Gotshal
WilmerHale
Zetlin & De Chiara

COMPANIES
American Bar Association
Google Inc.
Facebook
Microsoft Corporation
National Railroad Passenger Corporation
T-Mobile USA Inc.
Twitter Inc.
Uber Technologies Inc.
AAR Corporation
Aetna Inc.

American Academy of Pediatrics
American Airlines Group Inc.
American Bankers Association
American Civil Liberties Union
American Public Health Association
Anadarko Petroleum Corporation
Association of American Railroads
Attorneys' Liability Assurance Society
California Independent System Operator
Cara Operations Ltd.
Competitive Carriers Association
DraftKings Inc.
Environmental Defense Fund Inc.
Estes Express Lines Inc.
FanDuel Inc.
Fannie Mae
Freddie Mac
Hackensack University Medical Center
Humana Inc.
Illinois Transportation Trade Association
Intellectual Ventures
Johnson & Johnson
Lyft Inc.
Major League Soccer LLC
MetroPCS Communications, Inc.
Miami Marlins
Myriad Genetics, Inc.
NFL Enterprises LLC
National Association of Broadcasters
National Basketball Association
Natural Resources Defense Council
New York Times Co.
Newegg Inc.
Oracle Corporation
Physicians for Social Responsibility
Prometheus Laboratories Inc.
Quicken Loans Inc.
Sequenom, Inc.
Sprint Nextel Corporation
St. Louis Metropolitan Taxicab Commission
Starbucks Corporation
Valeant Pharmaceuticals International
Yahoo! Inc.

GOVERNMENT AGENCIES

Securities and Exchange Commission
U.S. Supreme Court
Internal Revenue Service
U.S. Department of Justice
Federal Communications Commission
U.S. Patent and Trademark Office

Consumer Financial Protection Bureau
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Trade Commission
U.S. Environmental Protection Agency
U.S. Senate
Bureau of Labor Statistics
Equal Employment Opportunity Commission
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Railroad Administration
Financial Crimes Enforcement Network
National Credit Union Administration
National Labor Relations Board
National Security Agency
Navajo Nation
Office of the Comptroller of the Currency
Surface Transportation Board
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Postal Service
U.S. Railroad Retirement Board

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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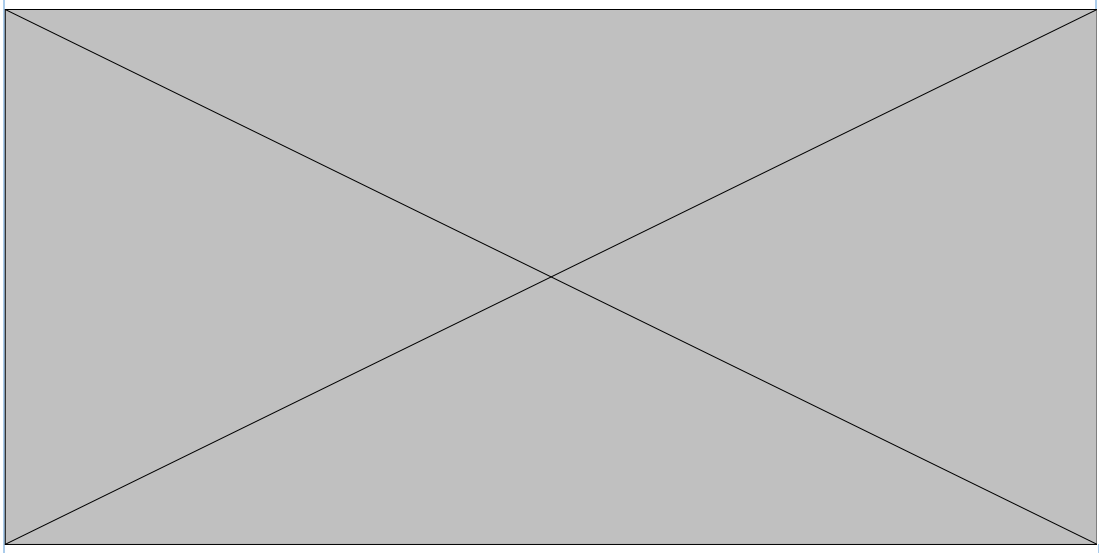
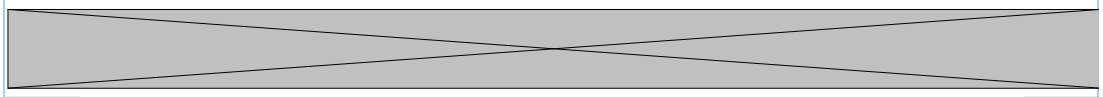
[eBook] Calculating the 9 Deadly Costs of Fraud - Download

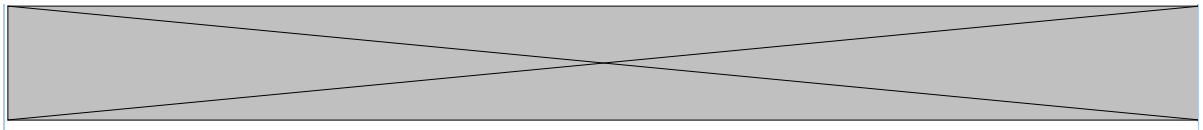




Data shows the recent holiday season will have the highest rate of fraud ever. CNP fraud losses are projected to increase by $3.2 billion over the next 4 years. And mobile commerce – 2X more likely to involve fraud – is growing at least 30% a year. In the face of these trends, can you afford to do nothing to upgrade your fraud prevention process?

Before you do anything rash, Kount recommends you first get the facts so you clearly know where you DO and DON'T need help. That's where our eBook "Calculating the 9 Deadly Costs of Fraud" comes in. It reveals the 9 visible and hidden fraud costs that are killing your bottom line. **Download the "Calculating the 9 Deadly Costs of Fraud" eBook** now and discover:

- **What are your largest fraud costs? (#3 and #4 may surprise you)**
- **Why are some brick-and-mortars more at risk than eCommerce merchants?**
- **Which 2 things should you change to generate the most impact?**
- **Why all Fraud Calculators are NOT Created Equal**



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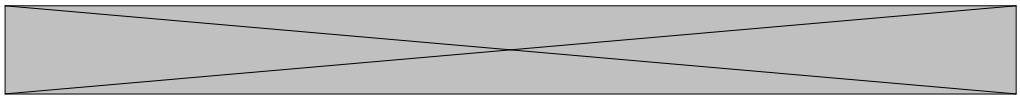

Privatization & Government Reform Newsletter
Issue No. 26 — August 2016

Edited by:
Leonard Gilroy, Director of Government Reform, Reason Foundation
Austill Stuart, Policy Analyst, Reason Foundation

In this issue:

- SOCIAL FINANCE: Pay for Success Contracting Primer
- TRANSPORTATION: Transportation Finance, Airports, Highways
- EDUCATION: Trends in School Choice, Charters, Funding Portability
- PRIVATIZATION: Privatization and Government Liability
- PENSION REFORM: Michigan Pension Reform Case Study
- E-CIGARETTES: Vapor Revolution, Innovation Saving Lives
- News & Notes
- Quotable Quotes

SOCIAL FINANCE: Pay for Success Contracting—The Emerging Paradigm

A new Reason Foundation policy brief examines Pay for Success (PFS) contracts, which provide a way for governments to test human service programs through the private sector and only pay if the program delivers on its promised results. At its core, a PFS contract is a type of public-private partnership that combines private financing and performance-based contracting in the delivery of social services. Although they have been in existence for just five years, PFS contracts have generated a great deal of interest around the world in that short time. The policy brief—intended as a primer for policymakers on PFS contracting—is authored by Joe Coletti, co-founder and CEO of the Better Yes Network and former leader of the North Carolina Government Efficiency and Reform (NC GEAR) initiative.
» FULL REPORT

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TRANSPORTATION: The Latest in Airports, Highways, Transportation Finance

Over the last decade, infrastructure investment funds have raised approximately $350 billion, which could support global infrastructure projects worth $1.4 trillion, according to

Reason's *Annual Privatization Report 2016* , which suggests that substantial private capital resources are available for U.S. surface and air transportation projects. The report also examines the latest developments in international airport privatization, air traffic control corporatization, outsourced airport screening, major public-private toll road and bridge projects, federal and state policy developments related to highway public-private partnerships, and the continued growth of pension fund investment in infrastructure.

» FULL REPORT: Transportation Finance 2016
» FULL REPORT: Air Transportation 2016
» FULL REPORT: Surface Transportation 2016
» *Annual Privatization Report 2016* homepage

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EDUCATION: Reviewing Recent Trends in School Choice, Funding Portability

Legislative victories in 2015 and 2016 heralded six additional new school choice programs, raising the total to 59 programs across 28 U.S. states and the District of Columbia, according to the newly released Education section of Reason Foundation's *Annual Privatization Report 2016*. The report reviews developments over the past year in education, with topics that include the expansion of school choice programs, the expanding charter school market share, education savings accounts, student-based budgeting and school funding portability in the states.

» FULL REPORT: Education 2016
» *Annual Privatization Report 2016* homepage

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PRIVATIZATION: How Does Privatization Affect Government Liability?

The law treats the public and private sectors differently in all sorts of contexts, including legal liability. The precise contours of government vs. private immunity depend on the context and depend on what laws are involved. The relative treatment of the public and private sectors will obviously affect the costs and benefits of privatization, the government's incentives to privatize, and injured parties' prospects for monetary recovery. This is nicely illustrated by two cases from the U.S. Supreme Court's recent term, as Emory Law School associate professor Alexander "Sasha" Volokh explains in a recent Reason Foundation article.

» FULL ARTICLE

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PENSION REFORM: Michigan Pension Reform Case Study

In 1996, the Michigan state legislature passed a first-of-its-kind bill that closed the state employees' defined benefit pension fund to new members and created a defined contribution retirement plan for future hires. A new report by Reason's Anthony Randazzo finds that the legacy retirement system is more solvent today than if the legislature had not closed the defined benefit plan for new hires, with a full system funded ratio of 88% as of 2015, compared to an estimated 68% funded ratio without reform. But while closing the defined benefit plan has prevented the state from taking on even more unfunded liabilities than without a change, the report finds that the positive effects of pension reform have been muted by the failure of policymakers to properly manage the defined benefit plan well as it is being closed over time.

» FULL REPORT

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E-CIGARETTES: The Vapor Revolution: How Bottom-Up Innovation Is Saving Lives

The public health impact of the vapor revolution has already been profound: millions of smokers have switched entirely to vaping, and millions more are using vaping to reduce the amount they smoke. The best estimate so far produced puts the risk posed by vaping at approximately 5% that posed by smoking. In a new working paper, Reason's Julian Morris and Amir Ullah Khan write that, given time and further innovation, vaping has the potential to continue dramatically to reduce both the number of people who smoke and the number of cigarettes smoked by those who choose to continue to smoke. The authors estimate that over the course of the next two to three decades, vaping might gradually replace smoking altogether, thereby saving most of the billion lives—and perhaps 8 of the 10 billion life-years—that otherwise would be lost to smoking over the coming century. Yet, the authors warn that if innovation is to continue to deliver better, safer, less expensive products—and thereby attract more smokers to switch—it is essential that producers, retailers and consumers be free of excessive regulatory intervention.
» FULL REPORT

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NEWS & NOTES

DOJ Announces Private Prison Phase-Out, DHS to Evaluate: Earlier this month, the U.S. Department of Justice's Office of the Inspector General (OIG) released a report claiming that "contract prisons incurred more safety and security incidents per capita than comparable [Bureau of Prisons (BOP)] institutions and that the BOP needs to improve how it monitors contract prisons." Shortly after the release of the OIG report, Deputy Attorney General Sally Yates issued a memo stating an intention for "reducing—and ultimately ending" DOJ's use of private prisons and directing that as each BOP private prison contract comes up for renewal in the coming years, the agency should either "decline to renew that contact or substantially reduce its scope."

Correctional management firms quickly countered that the OIG report was flawed and failed to take into account the very different demographics of the population of private prisons in the BOP system (compared to BOP-run facilities), along with a number of other underlying factors ignored by the OIG. Emory Law School associate professor and Reason contributor Sasha Volokh offered a detailed critique of the report in a recent *Washington Post* blog post.

In the wake of the OIG report and new DOJ policy, another federal agency has announced a review of its private prison use. Earlier this week, Department of Homeland Security (DHS) Secretary Jeh Johnson announced that he had directed the agency's advisory council to undertake a study on whether Immigration and Customs Enforcement should continue its use of private prisons for immigration detention. Recommendations pursuant to the study are due from the advisory council by November 30.

MBTA Privatizations Advance: The Massachusetts Bay Transportation Authority (MBTA) has taken major steps toward privatizing much of its operations over the last two months. The transit authority issued a Request for Proposals in late June for a private firm to take over the operations of its warehouse, a move to which warehouse workers responded by immediately seeking arbitration, the *Boston Globe* reported.

MBTA also looks to privatize its police and emergency dispatch, as well as its cash operations. The *Globe* reported this month that MBTA looks to contract with IXP Corporation for police and emergency dispatch. The two-year, $6.1 million deal for police dispatch would free 15 officers from dispatch duties and allow them to work patrol, a major relief to MBTA Transit Police Superintendent Richard Sullivan, who said of the move, "This is going to help us tremendously."

The transit agency may also privatize its cash counting operations, after a consultant report found many problems with its current in-house arrangement, including poor training and recordkeeping, security lapses (including vault doors secured with duct tape), and employee shirking, as well as outdated and inefficient technology and equipment. Officials believe that privatization could generate $4.6 million in savings. The 78 workers that the agency currently employs for its in-house cash counting make a combined $10.1 million, or a little more than $128,000 per worker. MBTA will likely submit requests for qualifications/proposals within the coming weeks. More details are available here.

Denver International Airport Announces Winning Terminal PPP Bidder: At the end of June, Denver International Airport chose a Ferrovial Airports-led consortium to make improvements to its Jeppensen Terminal through a public-private partnership (PPP), the airport noted in a press release . Parties are currently negotiating final terms for the pre-development period, which, pending an agreement, will result in a full city council vote on a contract in August. The PPP aims to upgrade the terminal by consolidating the airline ticket counters, consolidating and relocating the TSA screening areas, modifying the baggage handling system in and under the terminal, and redesigning the shopping, dining and overall passenger experiences available within the terminal.

China Pledges $1.6 Trillion for PPP Development: A Chinese official announced this month that the county plans to provide funding of $1.6 trillion to over 9,000 PPP projects in the coming years. Problems with local, public financing of projects played a major role to the increased commitment from China to the public-private model, with municipalities now being allowed to rely on private funding to make up for shortfalls from bond issues. China's finance ministry will soon publish lists of demonstration projects valued at $121 billion, of which nearly half (48%) have reached implementation. More information is available here .

Fargo-Moorhead Flood Control RFQ Released : Earlier this month, the Flood Diversion Board of Authority issued a request for qualifications for the public-private partnership portion of the $1.8 billion Fargo-Moorhead Area Diversion Project, a joint effort between the Army Corps of Engineers and the states of North Dakota and Minnesota to control flooding on the Red River. The project has two main components: the Corps will build a dam using federal funds, while a private developer will finance and construct a 36-mile-long, 1,500-foot-wide diversion channel with 32,500 acres of upstream staging, to be repaid over time through state sources. Earlier this month, the mayors of Fargo (ND) and Moorhead (MN), the Flood Diversion Board of Authority, and the Corps signed a project partnership agreement to advance the project. A full request for proposals for the PPP portion of the project is anticipated by the end of 2016. More information is available here.

Mackinac Center Releases Annual School Service Privatization Survey: Michigan's Mackinac Center released its *School Privatization Survey 2016* earlier this month, noting continued growth of school districts choosing to privatize food, custodial, or transportation services (now 379 of the state's 541 districts, or 70%). Half of Michigan school districts rely on privatized custodial services alone, up from 7% in 2003, while food services, now at 43%, grew less sharply over that period at 64%. Transportation services remains the least common (just 25% of districts), though its prevalence grew over 600% over the past decade, now relied upon in 137 Michigan school districts. Satisfaction amongst school officials remains high, too—90% of officials reported being satisfied with

the privatized services upon which their district relies, while only 3% reported dissatisfaction. The full report is available here.

Alaska Taps Consultants for Health Care Privatization Studies : Medicaid reform legislation signed in June requires Alaska to hire consultants to study the possibility of privatizing parts of the state's health services system, with a sharp focus on juvenile facilities, pharmacy services, and the state's sole psychiatric hospital. By mid-July, the state selected winning bids from two firms—Carter Goble Associates (CGA), who will examine privatization in state's short-term detention facilities, LLC and Public Consulting Group, Inc (PCG), who will look at privatizing some services at the Alaska Psychiatric Institute. A third bid for examining pharmacy services was rejected. More information is available here.

Baltimore City Circuit Court Facility PPP Proposed: The Baltimore City Circuit Court asked the Maryland Stadium Authority to help it seek bids for private developers to repair or replace its existing facilities, potentially through a PPP structure, the *Baltimore Sun* reported. In 2011, an attempt renovate the buildings was rejected because of an estimated $600 million cost, while a report the same year described conditions at the facilities as "dire," in terms of safety and operations, as did previous studies.

Cleveland State University Seeking Parking PPP: In June, Cleveland State University issued a request for qualifications seeking firms interested in a potential long-term concession to operate and upgrade the university's parking system. The university is seeking to maximize the value of its parking assets while addressing a shortage of parking spaces amid rapid growth in enrollment. Qualifications were due in mid-July; at press time the university had not released a list of responses.

Mercatus Case Study Examines New D.C. Taxi and Ride-Share Agency: Researchers at the George Mason University-affiliated Mercatus Center released a study recommending that policymakers rethink the entire structure of taxi regulations, which limit competition, inflate prices, lower quality, and employ antiquated technologies and practices. The authors argue that taking further steps to level the regulatory playing field between taxis and ride-sharing companies by way of deregulation will serve consumers better. Previous concerns about customers' inability to assess the quality of street-hailed taxis led to current regulations, the study maintains. But new technological advances such as greater monitoring of drivers, instant customer feedback via smartphone apps, and secure electronic payment systems have virtually erased those problems. Keeping such regulations intact in the face of such added security, the authors argue, ends up harming consumers by way of stifling competition.

Iowa Private Medicaid Management Update: Since privatizing Medicaid to three companies in a managed care agreement this April, a first quarter report found the state saving $22 million, though some details of measurement remain unclear. The private providers did fail to meet performance standards in April and May, and were fined $4,400 for incorrect claim information.

Gov. Terry Branstad continued to stress savings from fraud prevention, citing figures from a previous smaller scale privatization. A study released by the U.S. Department of Health and Human Services (HHS) assessing performance of the public and private sector with respect to avoiding improper Medicaid payouts in Iowa found private sector workers to be vastly more successful in FY2014. While public sector workers improperly paid out 10% of funds in its fee-for-service program, private workers, which at the time covered about 10% of the total state Medicaid program, achieved an improper payment rate of less than 1%. More information is available here.

CT Gov. Malloy Releases Group Home Privatization Plan: Earlier this month, Gov. Daniel P. Malloy's administration released a plan to save $70 million annually by

privatizing 40 state-run homes, as well as services for residents with developmental and intellectual disabilities, currently provided in-house by the state's Department of Developmental Services (DDS). "The plan follows national trends and best practices for reducing publicly run residential and larger institutional facilities and continuing on a path of providing cost effective, community-based options for individuals supported by DDS," according to DDS Commissioner Morna A. Murray. "Community-based care provided by experienced non-profit organizations will ultimately allow Connecticut to afford to provide supports to the thousands of families currently waiting for services."

Redding/Shasta County (CA) Renews Library Contract : Earlier this month, Library Systems & Services signed a contract extension to continue providing operations, technical, and strategic support for Redding's and Shasta County's libraries until 2021. The relationship has been very beneficial to the city and county in terms of traffic and finances; while the average California county spends nearly $50 per capita on its libraries, Shasta and Redding spend a little over $12, and the county and city receive 12 visits per capita to their libraries, which is double the California average. "Results speak for themselves: the Redding branch operates at 60+ hours a week, while the city could only run it at 40 hours and for more budget," Peggy O'Lea, executive director of the Shasta Library Foundation, said in a press release.

Oklahoma Corrections Department Leases Private Prison: This month, the Oklahoma Department of Corrections began moving its inmates from its State Reformatory in Granite into a much newer private facility located in North Fork. The state will lease the privately owned facility from Corrections Corporation of America in a six-year, $37.5M deal that will have state employees operating the facility, KGOU Public Radio reported . While most of the state's prison facilities previously served some other purpose—such as Boy's Homes, hospitals, or munitions plants—and were retrofitted to serve as prisons, CCA's North Fork facility was specifically constructed be a prison only 18 years ago. Compared to the 107-year old Granite facility, North Fork has modern IT infrastructure—including two educational buildings with computer labs for inmates for job training purposes—and the facility itself can be reconfigured to become the equivalent of four separate prisons, allowing for separation of different types of inmates.

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QUOTABLE QUOTES

"The question is whether the past twenty or thirty years is a useful yardstick for predicting the next twenty or thirty years. The United States has benefited from a 35-year bond market boom, over which time interest rates have trended consistently lower to the near-zero rate that it has held steady for the past seven years [...] All other things being equal, lower interest rates push stock and bond prices higher. Consequently, U.S. pension funds have enjoyed 35 years of rising prices for stocks and bonds (with short interludes of falling prices) in their portfolios. But as interest rates approach zero, it is impossible under conventional economic theory for them to drop any lower. Perhaps, as we are seeing in some places around the world, it is possible for central banks to engineer below-zero interest rates, but we have no historical experience by which to judge how economies, bond markets and stock markets will perform under such circumstances. [...]

It is almost inconceivable that the future 35 years of investment returns will match that of the previous 35 years, one of the great bull market eras of U.S. financial history. Therefore, [the Virginia Retirement System (VRS)] (and other all pension funds) are reckless to assume that recent history will be any guide at all to future performance. Stretch out the frame of analysis for 50 years, 100 years, or longer, and the case for equities and bonds may be as favorable as ever. But the VRS cannot look out 100 years.

Baby Boomers in the state workforce are retiring in large numbers now: One quarter of the state workforce will be eligible to retire within five years. Virginia will need the money in the next 20 to 30 years."

—James Bacon, "The Seven Percent Assumption," Bacon's Rebellion (blog), July 12, 2016.

"Both [private prison] facilities in Ohio perform in a manner that is safe and secure, as demonstrated by their contractually required accreditation status by the American Correctional Association and compliance with Ohio internal management audit standards. Ohio's two privately operated facilities are considered full partners within our prison system."

—JoEllen Smith, spokeswoman for the Ohio Department of Rehabilitation and Correction, quoted in Alan Johnson, "Ohio won't follow federal lead in ending private prison contracts," *The Columbus Dispatch*, August 19, 2016.

"Data-driven approaches are beginning to produce benefits not only in the area of pretrial detention but throughout the criminal justice process. Dashboards now in use in a handful of jurisdictions allow not only administrators but also the public to see court waiting times by offender type and to identify and address processing bottlenecks. Fast-tracking minor cases allowed Tarrant County, Texas, for example, to reduce its jail population by 40 percent; mental-health diversion resulted in $10 million in savings per year in Bexar County, Texas; and New Orleans reduced crime while witnessing a two-thirds decrease in its in jail population by using risk-based pretrial decision-making and turning to summonses rather than detention for low-level offenses such as disturbing the peace and marijuana possession."

—Stephen Goldsmith and Jane Wiseman, "The Billions We're Wasting in Our Jails," Governing.com, June 22, 2016.

» return to top

Additional Resources:

- Reason Foundation privatization research archive
- *Annual Privatization Report 2016* homepage
- *Innovators in Action* homepage
- *Privatization & Government Reform Newsletter* archive

This email was sent to: **cgoodman@lasvegasnevada.gov**

This email was sent by: Reason Foundation
5737 Mesmer Avenue, Los Angeles, CA, 90230, USA

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Diana Paul
Sent: Thur 7/9/2015 8:17:03 PM
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Yep!

From: Carolyn G. Goodman
Sent: Thursday, July 9, 2015 1:10 PM
To: Diana Paul
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

To DeHaven, too??

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> ---
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office

Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>_____

_____

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge

Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

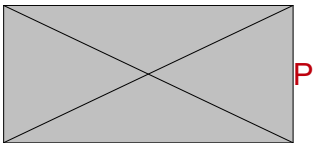
If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 5/16/2017 8:05:46 AM
Subject: [Marketing Mail] All Eyes On Lighthizer As US Prepares To Reopen NAFTA



PUBLIC POLICY.

Tuesday, May 16, 2017

TOP NEWS

Analysis

All Eyes On Lighthizer As US Prepares To Reopen NAFTA

The Trump administration is preparing to start its renegotiation of the North American Free Trade Agreement in earnest, and newly minted U.S. Trade Representative Robert Lighthizer figures to play a central role in determining whether the agreement is due for an overhaul or a mere facelift. Read more »

SEC Taps Willkie Farr, Sullivan & Cromwell Attys For Top Jobs

The U.S. Securities and Exchange Commission said Monday that it has filled three top positions, recruiting its general counsel from Willkie Farr & Gallagher LLP, a deputy chief of staff from Sullivan & Cromwell LLP and chief counsel to SEC Chairman Jay Clayton from its own ranks. Read more »

Trump Infrastructure Plan Several Weeks Away, Chao Says

U.S. Transportation Secretary Elaine L. Chao on Monday said that President Donald Trump's much-anticipated infrastructure plan is weeks away from being unveiled and is expected to include $200 billion in direct federal spending to attract the administration's promised $1 trillion in investments. Read more »

Trump's Tax Cut For Pass-Throughs May Cost Nearly $2T

President Donald Trump's proposal to slash tax rates for so-called pass-through businesses could result in a revenue loss of $1.95 trillion to federal coffers, with the benefits flowing mainly to the highest income households, according to a nonpartisan think tank's report released on Monday. Read more »

Senator Floats Bill For Stricter VA Hiring Standards

Sen. Jeff Flake, R-Ariz., has introduced a bill that would prevent the U.S. Department of Veterans Affairs from hiring or transferring employees who have been convicted of work-related felonies within the past 10 years or had their medical licenses suspended or revoked. Read more »

ENERGY & ENVIRONMENTAL

EPA Urged To Reconsider Coal Ash Disposal Rule

A utilities group urged the U.S. Environmental Protection Agency on Friday to reconsider a comprehensive set of requirements for the safe disposal of coal ash from coal-fired power plants. Read more »

CPP Foes, Backers Cross Swords Over Litigation's Stay

Clean Power Plan challengers and supporters clashed Monday over the U.S. Environmental Protection Agency's request to keep litigation over the Clean Power Plan on hold while it reviews the rule, with rule backers telling the D.C. Circuit that granting the agency's request would effectively kill the rule. Read more »

LAW FIRMS

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Charles A. Ross & Associates
Crowell & Moring
DLA Piper
Earthjustice
Faegre Baker
Foley & Lardner
Fried Frank
Harman Claytor
Hogan Lovells
Hunton & Williams
Jenner & Block
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Law Office of John D. Cline
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Prickett Jones
Proskauer Rose
Sanford Heisler
Sidley Austin
Simpson Thacher
Skadden
Squire Patton Boggs
Standly Hamilton
Sturgill Turner
Sullivan & Cromwell
Troutman Sanders
Willkie Farr
WilmerHale

COMPANIES

Allergan PLC
Alliance Defending Freedom
American Academy of Pediatrics
American Bar Association
American Civil Liberties Union
American College of Trial Lawyers
American Psychiatric Association
BNSF Railway

MEDIA & ENTERTAINMENT

Vermont Passes Bill To Regulate Daily Fantasy Sports

The Vermont Legislature passed a bill on Friday to regulate daily fantasy sports contests in the state, making it the latest jurisdiction to move forward with laws governing an industry that has faced questions of legality. Read more »

TRANSPORTATION & INFRASTRUCTURE

NJ Says It's Exempt From Last Claim In GWB Scandal Suit

New Jersey on Friday urged a federal court judge to release it from a proposed class action brought by commuters against Gov. Chris Christie and other state entities over the George Washington Bridge scandal, saying the only claim remaining against the government is barred by state law. Read more »

LIRR Pension Scammers Ask 2nd Circ. For New Trials

A doctor and a former union president convicted in a disability fraud scheme involving Long Island Rail Road workers asked the Second Circuit on Monday to grant them new trials because new evidence shows the railroad employees who allegedly scammed pensions were disabled after all. Read more »

EMPLOYMENT

Ex-Aide Says NJ Pol Fired Him Due To Parade Money Demand

A former legislative aide to a Newark, New Jersey, councilman has filed a whistleblower lawsuit claiming he was the subject of retaliation and then terminated after refusing the politician's request for a $10,000 donation for an annual parade the aide oversaw. Read more »

Colo. Bakery Says Ky. Appeals Ruling Boosts Cert Petition

As the U.S. Supreme Court mulls whether it should decide if a Colorado cake shop owner was legally allowed to refuse to make a same-sex couple's wedding cake, the shop owner pointed the justices on Friday to a Kentucky Court of Appeals ruling that shows how divided the issue is. Read more »

PRIVACY & CONSUMER PROTECTION

Rights Groups, States Spar In 4th Circ. Trans Bathroom Case

Texas and 15 other states urged the Fourth Circuit on Monday to reject transgender high school student Gavin Grimm's challenge of a Virginia school district's policy requiring students to use the bathroom of their birth sex, while the American Bar Association and other groups pressed the appellate court to overturn the district's rule. Read more »

AEROSPACE & DEFENSE

VA Made $5.5B In Improper Payments In 2016, Watchdog Says

Two healthcare programs were largely to blame for the U.S. Department of Veterans Affairs making $5.5 billion in improper payments in 2016, up $500 million from the year before, an agency watchdog said Monday. Read more »

IMMIGRATION

9th Circ. Judges Grill Gov't Over Trump's Travel Ban

The Ninth Circuit heard oral arguments Monday in an appeal over President Donald

Center for Biological Diversity Inc.
Cox Communications Inc.
DraftKings Inc.
Environmental Defense Fund Inc.
Facebook
FanDuel Inc.
Green Bay Packers
Hobby Lobby Stores
LinkedIn Corp.
Long Island Rail Road Co.
MGM Resorts International
McDonald's Corporation
Metro-North Commuter Railroad Co.
Mohegan Sun
Morgan Stanley
National Education Association
Natural Resources Defense Council
New York State Bar Association
PHH Corporation
Pfizer Inc.
RenaissanceRe Holdings Ltd.
Sierra Club
State Bar of California
Time Warner Inc.
U.S. Chamber of Commerce
Valeant Pharmaceuticals International
Warburg Pincus LLC
Wells Fargo & Co.
Yelp Inc.

GOVERNMENT AGENCIES

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California Public Employees' Retirement System
Consumer Financial Protection Bureau
Defense Health Agency
Executive Office of the President
Federal Communications Commission
Food and Drug Administration
Hopi Tribe
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
National Park Service
Navajo Nation
New York Attorney General's Office

Trump's revised travel ban, with some judges taking a skeptical view of the government's arguments, including one who raised the specter of an infamous executive order tied to the internment of Japanese Americans. Read more »

NATIVE AMERICAN

Conn. Tribes Tout DOI Letter In Bid For $300M Casino Project

The Mohegan and Mashantucket Pequot Tribes on Monday pointed to a U.S. Department of the Interior letter they say backs their plans to open a joint-owned casino in Connecticut, as the DOI in the letter reiterated its view that the casino wouldn't upset the tribes' current revenue-sharing agreements with the state. Read more »

Hopi Get OK To Join, Seek Nix Of Navajo Seized Remains Row

An Arizona federal judge on Friday allowed the Hopi Tribe to step into the Navajo Nation's lawsuit seeking to force the federal government to return human remains and funerary objects taken from tribal land so that it can argue in favor of the dispute's dismissal. Read more »

TELECOMMUNICATIONS

Pai Hails Rural ISPs' Support Ahead Of Net Neutrality Vote

Federal Communications Commission Chairman Ajit Pai said Friday that doing away with "utility-style" internet regulation will make rolling out rural service more feasible, pointing to a letter of support from 19 nonprofit ISPs that serve small towns. Read more »

EXPERT ANALYSIS

5 Things To Know About Justice Gorsuch's First 30 Days

Justice Neil Gorsuch joined the U.S. Supreme Court a little more than 30 days ago, on April 7, 2017. And while it is too early for him to have written any opinions, Gorsuch participated in the final 13 oral arguments of the 2016 term. Charles Webber of Faegre Baker Daniels LLP offers five takeaways from his first month on the job. Read more »

Uncertain Future For CFPB Small Business Data Rule

Last week, the Consumer Financial Protection Bureau issued a request for information on the small-business lending marketplace — the first step in an anticipated rulemaking pursuant to Section 1071 of Dodd-Frank. While the chances of it being finalized are far from certain, financial institutions should continue to monitor compliance with fair lending laws as they relate to small business, say attorneys with WilmerHale. Read more »

Why Florida Pharmaceutical Compounders Should Be Wary

Recent trends suggest that pharmaceutical compounding investigations are on the rise, especially in Florida, due to the state's high rate of military personnel and senior citizens. The government will likely continue to use both the Anti-Kickback Statute and the False Claims Act to exert pressure on pharmacies and individuals, say Charles Ross and Maritere Arsuaga of Charles A. Ross & Associates LLC. Read more »

LEGAL INDUSTRY

Analysis

The 3 Biggest Ways Data Is Changing The Legal Industry

The legal industry is rapidly transforming as in-house legal departments push their outside law firms to adapt to a new, more efficient way of operating through the increased use of technology and data. Here are three of the biggest ways law is

Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
TRICARE
U.S. Department of Justice
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Railroad Retirement Board
U.S. Supreme Court

changing in 2017. Read more »

Proskauer Partner Says Bias Complaint Led To Firing Threat

A partner and practice group head in Proskauer Rose LLP's Washington, D.C., office launched a $50 million gender bias lawsuit in federal court Friday accusing the firm of paying her less than male colleagues and threatening to fire her when she came forward with her concerns. Read more »

Analysis

Charges Against BigLaw Atty Show Vetting Difficulties

Alleged improper trading on client information got a former Foley & Lardner LLP partner fired last year, but the firm that hired him next didn't find out until he was charged — showing how hard it can be to unearth a lateral hire's problematic conduct. Read more »

Del. Gov. Picks Public Defender For Supreme Court Seat

Delaware Gov. John Carney on Monday picked Assistant Public Defender Gary F. Traynor, who practiced law at Prickett Jones & Elliott PA for 25 years, to fill the state Supreme Court seat left vacant after retired Justice Randy J. Holland stepped down earlier this year. Read more »

Calif. Bar Exam Whips Two-Thirds Of Test Takers

Almost two-thirds of applicants failed to pass the California Bar Examination that was administered in February, according to a statement issued Friday by the bar. Read more »

My Strangest Day In Court: When There Were No Witnesses

My client — a corporate counsel for a multinational U.S. company — appeared to be an ideal witness, and I was convinced that what he was going to say would tilt the case in his favor. I wanted him on that witness stand. But on the fateful day, the three-judge panel had other ideas, recalls Stéphane Bonifassi of Bonifassi Avocats. Read more »

Plaintiffs Bar Perspective: Standly Hamilton's Chris Hamilton

We're living through an era — brought about by "tort reform" and other such misguided ideas — where we're seeing an unprecedented assault on the Seventh Amendment guarantee of trial by jury, says Chris Hamilton of Standly Hamilton LLP. Read more »

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Prickett Jones
Proskauer Rose
Sanford Heisler
Sidley Austin
Simpson Thacher
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Troutman Sanders
Willkie Farr

COMPANIES

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American Civil Liberties Union
Pfizer Inc.
Allergan PLC
American Academy of Pediatrics
American Bar Association
American College of Trial Lawyers
American Psychiatric Association
BNSF Railway
Center for Biological Diversity Inc.
Cox Communications Inc.
DraftKings Inc.
Environmental Defense Fund Inc.
Facebook
FanDuel Inc.
Green Bay Packers
Hobby Lobby Stores
LinkedIn Corp.
Long Island Rail Road Co.
MGM Resorts International
McDonald's Corporation
Metro-North Commuter Railroad Co.
Mohegan Sun
Morgan Stanley
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Natural Resources Defense Council
New York State Bar Association
PHH Corporation
RenaissanceRe Holdings Ltd.
Sierra Club
State Bar of California
Time Warner Inc.
U.S. Chamber of Commerce
Valeant Pharmaceuticals International
Warburg Pincus LLC

Wells Fargo & Co.
Yelp Inc.

GOVERNMENT AGENCIES
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U.S. Supreme Court
Securities and Exchange Commission
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
Bureau of Indian Affairs
California Public Employees' Retirement System
Consumer Financial Protection Bureau
Defense Health Agency
Executive Office of the President
Federal Communications Commission
Food and Drug Administration
Hopi Tribe
Mashantucket Pequot Tribal Nation
Mohegan Tribe
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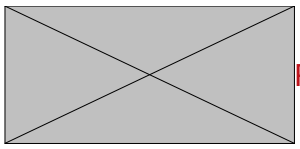
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 8/12/2019 8:54:08 AM
Subject: EPA Surpassing Trump's 2-For-1 Deregulatory Goals

EXTERNAL EMAIL: This email originated from outside the organization, do not click links or open attachments unless you recognize the sender and know the content is safe.



PUBLIC POLICY.

Monday, August 12, 2019

TOP NEWS

EPA Surpassing Trump's 2-For-1 Deregulatory Goals

The U.S. Environmental Protection Agency has far exceeded the Trump administration's goal of eliminating two regulations for every one that's created, rolling back 26 rules and promulgating only three in the past two years, the EPA's Office of Inspector General said Friday.

Report attached | Read full article »

USCIS To Shutter Most International Offices

U.S. Citizenship and Immigration Services will close all but seven of its 20 field offices worldwide, including major hubs in London, Seoul and Frankfurt, the agency's director announced Friday.

Read full article »

5th Circ. Rules Indian Child Welfare Act Constitutional

The Fifth Circuit on Friday overturned a Texas district judge's decision that struck down the Indian Child Welfare Act as unconstitutionally race-based, handing a major win to tribes by backing tribal sovereignty and upholding a law tribes contend is vital to sustaining Native families and culture.

Opinion attached | Read full article »

Trump Tax Return Suit Belongs In NY, State Officials Say

New York officials on Friday asked a D.C. federal judge to transfer to their state President Donald Trump's suit seeking to bar enforcement of a law allowing Congress access to his state tax returns, saying it lacks a D.C. connection.

Motion attached | Read full article »

Dems Tell Trump Tapping Scalia To Head DOL 'Alarming'

More than two-dozen House Democrats have urged President Donald Trump to reconsider his nomination of Gibson Dunn & Crutcher LLP attorney Eugene Scalia to lead the U.S. Department of Labor, a move the Democrats called "extremely alarming" because of Scalia's "patent hostility" toward workers' rights.

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Crowell & Moring
Curtin & Heefner
DLA Piper
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Dewey & LeBoeuf
Earthjustice
Eisner LLP
Eversheds Sutherland
Fine Kaplan
Gibson Dunn
Goodwin
Haynes and Boone
Hilliard & Shadowen LLP

Letter attached | Read full article »

Analysis

NLRB Election Rule May Clear Way For Unions To Get Ousted

Although a series of proposed policies unveiled Friday by the National Labor Relations Board relating to union representation may only be applicable under narrow circumstances, they are the latest example of the Trump board's willingness to streamline the path for workers who want to reject unionization or kick a union out, attorneys say.

Read full article »

9th Circ. Judge Warns 'Judicial Independence Is At Risk'

Accepting an American Bar Association award on Friday, Ninth Circuit Judge M. Margaret McKeown told a room packed with judges and attorneys that recent attacks on judges pose a threat to the rule of law, and urged her colleagues to do more to defend judicial independence.

Read full article »

BANKING & SECURITIES

Analysis

Will The Fed's Real-Time Payments Plan Be Tested In Court?

It's now official that the Federal Reserve plans to move forward with a real-time payments system of its own, but with opposition coming from powerful big-bank interests, is there scope for a legal challenge that could thwart the central bank's ambitions?

Read full article »

NRA, NY Officials Denied Docs Bids In Discrimination Suit

New York authorities and the National Rifle Association's both had their evidence requests put on hold Thursday in the latest contentious discovery spat in the NRA's suit accusing state officials of pressuring banks and insurers not to do business with the organization.

Order attached | Read full article »

ENERGY & ENVIRONMENTAL

EPA Floats Rule Narrowing State, Tribal CWA Pipeline Reviews

The U.S. Environmental Protection Agency on Friday proposed a rule that would drastically reduce states' and tribes' authority to block projects like pipelines, export terminals and dams over water concerns, and would give federal agencies significant new authority to hurry projects along.

Proposed Rule attached | Read full article »

DOI Wants Utah Oil, Gas Lease Challenges Trashed

The U.S. Department of the Interior asked a Utah federal court Thursday to nix suits challenging dozens of oil and gas leases in the state, saying the government has already decided to take another look at potential environmental impacts.

1 document attached | Read full article »

Pa. Enviro Group Scores Win In Fight Over LNG Facility Info

The Federal Energy Regulatory Commission has been sent back to search its files after in-house attorneys agreed that the agency failed to properly respond to an

Hilliard Martinez
Hinshaw & Culbertson
Hogan Lovells
Hudson Cook
Hunton Andrews Kurth
Jomarron Lopez
Jones Day
Katten Muchin
Kilpatrick Townsend
Kirkland & Ellis
Latham & Watkins
Law Lyman
Law Offices of Tim Powers
LeClairRyan
Mei & Mark
Morgan Lewis
Morrison & Foerster
Native American Rights Fund
Ogletree Deakins
Orrick Herrington
Parker McCay
Paul Weiss
Perkins Coie
Quinn Emanuel
Reed Smith
Rimon PC
Skadden
Sonosky Chambers
Steven Granberg Attorney at Law PA
Sutin Thayer
Venable LLP
Wargo & French
Weil Gotshal
Weinberg Roger
Wiley Rein
Williams & Connolly
Winston & Strawn
WolfBlock

COMPANIES

Aaron's Inc.
American Bar Association
American Civil Liberties Union
American Immigration Lawyers Association
Apple Inc.
Applebee's International Inc.
Auntie Anne's Inc.
Brigham Young University
Buffalo Wild Wings Inc.
CTIA

environmental group's request for documents about approvals for a controversial Philadelphia-area export facility for liquefied natural gas.

Order attached | Read full article »

Texas County Leads Air Pollution Crackdown After Plant Fires

State and local officials near the hub of Texas's petrochemical industry are aggressively using their enforcement power to crack down on industry after a string of recent chemical fires, including one last week at ExxonMobil Corp.'s Baytown refinery.

Read full article »

HEALTH & LIFE SCIENCES

States, Feds Fire Last Arrows In Association Health Plan Row

Federal and state governments traded their final blows in a legal challenge to a Trump administration rule that allows small businesses and the self-employed to avoid the individual and small-group Affordable Care Act marketplaces when buying health insurance.

☒ *2 documents attached* | Read full article »

NM School Didn't Discriminate By Banning Medical Cannabis

Parents who claimed a New Mexico public school system discriminated against their epileptic daughter by prohibiting her from using medical cannabis on school grounds did not adequately prove their claims, a federal judge said in an order tossing the claims.

Order attached | Read full article »

MEDIA & ENTERTAINMENT

NYT Wins Toss Of Arpaio's $147M Defamation Suit

A Washington, D.C., federal judge on Friday threw out a $147.5 million defamation suit brought by Joe Arpaio against The New York Times, saying the former sheriff of Arizona's Maricopa County had come "nowhere close" to proving a crucial aspect of his case.

Order attached | Read full article »

EMPLOYMENT

NLRB Unveils 1st Part Of Union Election Revamp

The National Labor Relations Board on Friday issued the first of its planned series of regulations overhauling parts of its union election procedures, floating proposals that three of the board's four members say will better protect workers' rights.

Proposed Rule attached | Read full article »

4 More Chains Cut No-Poach Deals With Wash. AG

The Washington state attorney general's office has said four more corporate chains have agreed to stop using no-poach provisions in their franchise agreements, raising the total number of companies to swear off the terms in deals with the office to 66.

☒ *4 documents attached* | Read full article »

Calif. Board Diversity Law Is Illegal, Conservative Group Says

The conservative legal group Judicial Watch sued the state of California in Los Angeles

California Bankers Association
Center for Constitutional Rights
Cisco Systems Inc.
Civil Justice Association of California
Clearing House Payments Co. LLC
Coinbase Inc.
Computing Technology Industry Association
Delaware Riverkeeper Network
EisnerAmper LLP
Facebook Inc.
Federal - Mogul Corporation
GNC Corp.
Gerson Lehrman Group Inc.
Goldman Sachs Group Inc.
Google Inc.
H&R Block Inc.
Health Diagnostic Laboratory Inc.
Human Rights First
International House of Pancakes LLC
Interstate Natural Gas Association of America
Jersey Mike's Subs
Judicial Watch Inc.
LexisNexis Group
Lockton Inc.
McDonald's Corp.
Morgan Stanley
Motion Picture Association of America
National Conference of State Legislatures
National Congress of American Indians
National Indian Child Welfare Association
National Rifle Association of America
Natural Resources Defense Council
New York Times Co.
Nonprofit Legal Services of Utah
Philadelphia Phillies
Purdue Pharma LP
QUALCOMM Inc.
RELX PLC
Retail Industry Leaders Association Inc.
Rolls-Royce
SeaWorld Entertainment Inc.
Sierra Club

superior court Tuesday, challenging a law that will require Golden State-based corporations to place a minimum number of women on their boards of directors, arguing that it violates the state's constitution.

Complaint attached | Read full article »

Harvard Must Face Challenge To Single-Gender Club Ban

Substantial parts of a federal lawsuit by fraternities and sororities challenging Harvard's policy of sanctioning students who join single-gender groups survived a motion to dismiss Friday, as a judge held that members of fraternities and sororities have suffered "a real and particularized injury."

Memorandum attached | Read full article »

GOVERNMENT CONTRACTS

Hinshaw Adds Government Partner In Chicago

Hinshaw & Culbertson LLP has landed a former first deputy general counsel for Chicago Public Schools to be a partner in the firm's Windy City government practice.

Read full article »

IMMIGRATION

Media, Lawmakers Question Customs' Pressure On Reporters

The Reporters Committee for Freedom of the Press and the Committee to Protect Journalists have accused the U.S. Customs and Border Protection of violating the Freedom of Information Act for allegedly withholding documents regarding the agency's attempts to identify a journalist's sources, according to a complaint filed Thursday.

☒ *2 documents attached* | Read full article »

Mexico Backs Parents In Cross-Border Shooting Case

Mexico has sided with the parents of a teenager fatally shot by an American border agent, telling the U.S. Supreme Court on Friday that there is no basis to deny damages because he was on the Mexican side of the border.

☒ *3 documents attached* | Read full article »

NATIVE AMERICAN

Tribes Win DC Circ. Ruling Against FCC On Small-Cell Builds

The D.C. Circuit on Friday handed Native American tribes a key victory over the Federal Communications Commission by ruling that the commission did not sufficiently justify an order allowing telecom providers to deploy 5G small-cell infrastructure at heritage sites without consulting tribes or undergoing historic preservation and environmental reviews.

Opinion attached | Read full article »

Alaska Tribe Says Politics Swayed Gaming Land Ruling

The Native Village of Eklutna has hit the U.S. Department of the Interior with a suit in D.C. federal court, alleging the DOI was illegally influenced by Alaska's congressional representatives when it refused to approve the tribe's lease for gaming purposes on land belonging to several of its members.

Complaint attached | Read full article »

Spotify Technology SA
State Bar of California
Tenneco Inc.
Twitter Inc.
United Parcel Service Inc.
UnitedLex Corp.

GOVERNMENT AGENCIES

Advisory Council on Historic Preservation
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Department of Tax and Fee Administration
California Franchise Tax Board
California State Board of Equalization
California Supreme Court
Cherokee Nation
Chicago Transit Authority
City of Richmond, Virginia
Delaware River Basin Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Reserve System
Federal Trade Commission
Hopi Tribe
Internal Revenue Service
Morongo Band of Mission Indians
National Labor Relations Board
Native Village of Eklutna
Navajo Nation
New Mexico Department of Health
New York Attorney General's Office
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Oneida Tribe of Indians of Wisconsin
Quinault Indian Nation

EXPERT ANALYSIS

6 Key Aspects Of The Taxpayer First Act

While the Taxpayer First Act, enacted last month, focuses on lower-income taxpayers, the attempt to redesign the Internal Revenue Service has potentially far-reaching implications for all taxpayers, say attorneys at Morgan Lewis.

Read full article »

Opinion

Amending Calif. FCA Is Not The Best Way To Fight Tax Gap

As the California Legislature reconvenes on Aug. 12, one of the bills under Senate consideration will be A.B. 1270, which would amend the state False Claims Act to include tax claims. As an alternative to this drastic step, the Legislature should consider funding existing tax whistleblower programs, says Eric Coffill of Eversheds Sutherland.

Read full article »

State Net

How States Are Attending To Medical Balance Billing

With emergency room visits involving care from out-of-network providers sometimes resulting in balance bills reaching thousands of dollars, 32 states this year have taken legislative action, and those that have not are under increasing pressure to do so, says Korey Clark of State Net Capitol Journal.

Read full article »

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LEGAL INDUSTRY

Global 20: Eversheds Sutherland

Continued growth in the U.S. and the U.K., new offices in the Czech Republic and the Netherlands and a client-first attitude world-wide have earned Eversheds Sutherland a spot on Law360's Global 20 list.

Read full article »

Analysis

5 Things To Know As Trial Starts For Ex-Skadden Atty Craig

Former Skadden partner and onetime White House counsel Gregory Craig heads to trial on Monday in a convoluted case involving an analysis he wrote six years ago about an overseas criminal prosecution and alleged lies over that work. Here's what attorneys should know about the case.

Read full article »

Analysis

As LeClairRyan Folds, What Comes Next For Its Attorneys?

LeClairRyan's announcement that those affected by its closure wouldn't receive COBRA health care benefits added to mounting worries expressed by the firm's current employees and former members, who say they don't expect they'll see much or any of the capital the firm owes them.

Read full article »

LeClairRyan Beats Ex-Blood Test Exec's Malpractice Suit

A Virginia state court has thrown out a $603 million malpractice suit against

Securities and Exchange Commission
Texas Attorney General's Office
Texas Commission on Environmental Quality
Timbisha Shoshone Tribe
U.S District Court for the District of Columbia
U.S. Army
U.S. Attorney's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. District Court for the District of Massachusetts
U.S. District Court for the District of New Mexico
U.S. District Court for the Northern District of New York
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
United States District Court for the District of Utah

LeClairRyan brought by the ex-CEO of defunct blood test company Health Diagnostic Laboratory Inc., saying her case rested on arguments that had already been heard and rejected by another court.

Read full article »

2019 Snapshot Of The Legal Profession Shows Slowed Growth

The U.S. attorney population grew at a slower rate during the past two years than it has during any two-year period in the last century, according to a report released Saturday at the ABA Annual Meeting in San Francisco.

Read full article »

Judges Say 'We've Had It' With Attacks On The Judiciary

The time has come for judges to "take more aggressive action" to fight back against attacks on the judiciary made by President Trump and other politicians, Washington Supreme Court Justice Debra Stephens said Friday, speaking on a six-judge panel on the topic.

Read full article »

How Unauthorized Immigrants Are Fighting To Practice Law

Utah could join a small but growing number of states that allow unauthorized immigrants to join the bar, though a looming U.S. Supreme Court case has raised new fears among both attorney hopefuls and practicing lawyers without legal status.

Read full article »

Why Lawyer Well-Being Can Impact Access To Justice

Promoting mental health and well-being among public interest attorneys goes beyond creating healthy work environments and has a direct impact on the quality and availability of legal services accessible to low-income people, panelists said Friday at the American Bar Association’s annual meeting in San Francisco.

Read full article »

Ex-Dewey CFO Urges NY Appeals Court To Toss Conviction

Former Dewey & LeBoeuf LLP Chief Financial Officer Joel Sanders is urging a New York appeals court to throw out his fraud conviction and resulting $1 million fine, arguing that a slew of errors by the court, the prosecution and his former attorneys deprived him of his right to a fair trial.

Read full article »

Haynes And Boone's London Growth Leads To New Office

Haynes and Boone LLP is relocating to larger offices in London, the Texas-based firm said Thursday, after seeing the number of partners it has in the city double in under three years.

Read full article »

Wash. Judges Can't Pursue Records Suit On Public's Dime

The Washington Supreme Court has ruled that a group of state judges cannot appoint their own taxpayer-funded attorney in order to sue a county clerk in a dispute over digital record-keeping, saying that if the judges wanted to pursue legal action, it should be on their own dime.

Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

A surge of attorneys are moving to in-house positions in the ever-evolving cannabis space, another tech giant was hit with a proposed privacy class action and Purdue

Pharma has argued that the opioid suit it is facing sets a dangerous precedent for corporate directors. These are some of the stories in corporate legal news you may have missed in the past week.

Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Read full article »

Podcast

Law360's Pro Say: Can Mexico Extradite The El Paso Shooter?

Last week's mass shooting in El Paso killed eight Mexican citizens, leading Mexico's government to suggest that it will take the unusual step of seeking to extradite the shooter. On this week's episode of Pro Say we're joined by John Bellinger, a partner at the law firm Arnold & Porter and a former legal adviser at the U.S. State Department, to discuss the legal and practical dimensions of the situation.

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Skadden
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Clark Hill
Consovoy McCarthy
Cooper & Kirk
Crowell & Moring
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Hilliard Martinez
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Hogan Lovells
Hudson Cook
Jones Day
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Latham & Watkins
Law Lyman
Law Offices of Tim Powers
Mei & Mark
Morrison & Foerster
Native American Rights Fund
Ogletree Deakins
Parker McCay
Paul Weiss
Perkins Coie
Quinn Emanuel
Reed Smith
Rimon PC
Sonosky Chambers
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Buffalo Wild Wings Inc.
CTIA
California Bankers Association
Center for Constitutional Rights
Cisco Systems Inc.
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Clearing House Payments Co. LLC
Coinbase Inc.
Computing Technology Industry Association
Delaware Riverkeeper Network
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Facebook Inc.
Federal - Mogul Corporation
GNC Corp.
Gerson Lehrman Group Inc.
Goldman Sachs Group Inc.
Google Inc.
H&R Block Inc.
Health Diagnostic Laboratory Inc.
Human Rights First
International House of Pancakes LLC
Interstate Natural Gas Association of America
Jersey Mike's Subs
Judicial Watch Inc.
LexisNexis Group
Lockton Inc.
McDonald's Corp.
Morgan Stanley
Motion Picture Association of America
National Conference of State Legislatures
National Congress of American Indians
National Indian Child Welfare Association
National Rifle Association of America
Nonprofit Legal Services of Utah
Philadelphia Phillies
QUALCOMM Inc.
RELX PLC
Retail Industry Leaders Association Inc.
Rolls-Royce
SeaWorld Entertainment Inc.
Sierra Club
Spotify Technology SA
State Bar of California
Tenneco Inc.
Twitter Inc.
UnitedLex Corp.

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
National Labor Relations Board

U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Senate
Federal Energy Regulatory Commission
Federal Trade Commission
Navajo Nation
New York Attorney General's Office
U.S. Customs and Border Protection
U.S. Department of Labor
Advisory Council on Historic Preservation
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Department of Tax and Fee Administration
California Franchise Tax Board
California State Board of Equalization
California Supreme Court
Cherokee Nation
Chicago Transit Authority
City of Richmond, Virginia
Delaware River Basin Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Judicial Center
Federal Reserve System
Hopi Tribe
Internal Revenue Service
Morongo Band of Mission Indians
Native Village of Eklutna
New Mexico Department of Health
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Oneida Tribe of Indians of Wisconsin
Quinault Indian Nation
Securities and Exchange Commission
Texas Attorney General's Office
Texas Commission on Environmental Quality
Timbisha Shoshone Tribe
U.S District Court for the District of Columbia
U.S. Army
U.S. Attorney's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Department of State
U.S. District Court for the District of Massachusetts
U.S. District Court for the District of New Mexico
U.S. District Court for the Northern District of New York

U.S. House of Representatives
U.S. Patent and Trademark Office
United Keetoowah Band of Cherokee Indians
United States District Court for the District of Utah

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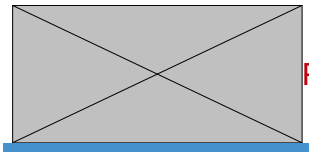
From: Public Policy Law360
Sent: Fri 3/23/2018 7:57:11 AM
Subject: Congress Averts Shutdown With $1.3T Spending Package



PUBLIC POLICY.

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Friday, March 23, 2018

TOP NEWS

Congress Averts Shutdown With $1.3T Spending Package

Congress has now approved a bill that would fund the government through September to the tune of $1.3 trillion, with the Senate voting 65-32 early Friday to send legislation that would avoid a government shutdown to President Donald Trump. Read more »

Lawmakers Ask Zuckerberg To Testify About Data Misuse

Facebook CEO Mark Zuckerberg is one step closer to testifying before Congress, after a House committee Thursday asked him to answer lingering questions about how his firm allowed a data research company with ties to President Donald Trump's 2016 campaign to harvest personal information on some 50 million Americans. Read more »

Bolton To Replace McMaster As National Security Adviser

Lt. Gen. H.R. McMaster will resign as national security adviser and will be replaced by John R. Bolton, former U.S. ambassador to the United Nations, White House officials said Thursday. Read more »

House OKs Changes For Air Passenger, Cargo Security Rules

The U.S. House of Representatives passed a series of bills Monday to update Department of Homeland Security policies for ground and air transportation, intent on establishing new strategies and pilot programs for security and terrorism prevention. Read more »

Analysis

Impeachments Threaten Pa. Justices' Autonomy, Attys Say

The Pennsylvania Supreme Court's decision to unilaterally redraw state congressional districts has received intense blowback, including recent resolutions to impeach four justices who sided with the majority, but attorneys say the effort ignores the court's clear power to address constitutional violations and threatens to undermine judicial independence. Read more »

BANKING & SECURITIES

Fed Chair Says 'Fully Prepared' To Reach Banks Below $250B

If Congress raises the asset size threshold for automatically applying enhanced prudential standards to banks, the Federal Reserve is "fully prepared" to subject

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Greines Martin
Hawke McKeon
Husch Blackwell
Jenner & Block
Jones Day
King Holmes
Labaton Sucharow
Latham & Watkins
Lawyers' Committee for Civil Rights
Linklaters
Maranga Morgenstern
Mayer Brown
Morgan Lewis
Morrison Mahoney

some banks beneath that threshold to heightened regulatory scrutiny, too, Federal Reserve Chairman Jerome Powell said Wednesday. Read more »

CFTC Blasts Budget Cut, Says Chairman Takes It 'Personally'

The U.S. Commodity Futures Trading Commission on Thursday excoriated Congress for cutting its funding in the $1.3 trillion spending bill passed by the House of Representatives, while the U.S. Securities and Exchange Commission declined to comment about the modest boost it got from its congressional appropriators. Read more »

ENERGY & ENVIRONMENTAL

In Rebuke To Trump, Spending Bill Boosts DOE Funding

Congress answered the Trump administration's proposed cuts to the U.S. Department of Energy's research and development programs with funding boosts in its $1.3 trillion omnibus spending bill, a sign of the bipartisan popularity of the DOE's cash that flows to lawmakers' states and congressional districts. Read more »

EPA Escapes Relatively Unscathed In Spending Bill

The $1.3 trillion spending bill passed by the House on Thursday rejected the Trump administration's call for dramatic cuts to the U.S. Environmental Protection Agency's 2018 budget, maintaining it at the current $8 billion and shifting money around to provide more for water projects and Superfund cleanups. Read more »

Advocates Sue USDA Over Nix Of Organic Livestock Rule

Several nonprofits sued the U.S. Department of Agriculture in California federal court Wednesday over its decision to withdraw an Obama-era rule on organic livestock and poultry practices, saying the move will weaken organic food production standards. Read more »

Enviros Fight Bid To Move Water Rule Delay Row To Texas

Two environmental groups urged a New York federal judge on Wednesday to reject the federal government's attempt to send their lawsuit challenging the suspension of an Obama-era rule defining the Clean Water Act's reach to Texas, saying the government failed to show events in Texas led to the rule's delay. Read more »

HEALTH & LIFE SCIENCES

4 Highlights From Congress' Two-Day Opioid Hearing

Changes to opioid packaging and labeling were among the topics Wednesday and Thursday at hearings on the opioid crisis before the House Energy and Commerce Committee, which received input from federal health officials, health care providers and industry on two dozen bills aimed at curbing the massive opioid crisis. Read more »

IP & TECHNOLOGY

Long-Term Gov't Funding Bill Includes $3.5B For USPTO

The omnibus federal spending bill passed by Congress on Thursday to keep the government operational includes $3.5 billion earmarked for the U.S. Patent and Trademark Office, a slight uptick from the $3.41 billion President Donald Trump called for in a 2019 budget unveiled last month. Read more »

FTC Commissioner Criticizes DOJ's Patent Approach

Commissioner Terrell McSweeny of the Federal Trade Commission on Wednesday said it would be wrong for enforcers not to focus on patent holders in the standard-setting process, offering a bright contrast to recent policy pronouncements made by U.S. Department of Justice leadership. Read more »

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American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
Apple Inc.
Bank of America Corporation
Broadcom Ltd.
Business Roundtable
CTIA
Cable News Network Inc.
Canadian National Railway Company
Cartier SA
Center for Biological Diversity Inc.
CenturyLink Inc.
Chipotle Mexican Grill, Inc.
Cisco Systems Inc.
Electronic Privacy Information Center
Facebook
Google Inc.
HomeAway Inc.
Major League Baseball Inc.
Major League Baseball Players Association
Merck & Co Inc.
Microsoft Corporation
Minor League Baseball
Motorola Solutions Inc.

TRANSPORTATION & INFRASTRUCTURE

Fed. Spending Bill May Set Back Minor Leaguers' Wage Fight

The latest federal spending bill would deal a blow to efforts by professional baseball players in MLB's minor leagues to earn higher wages for their work, as the legislation includes language that would exempt minor leaguers from federal wage and hour laws. Read more »

Infrastructure Gets $21B Boost In House Spending Package

The House approved a $1.3 trillion six-month omnibus spending package Thursday that would invest an additional $21.2 billion on rebuilding infrastructure nationwide, including transportation, energy, water and cybersecurity projects, and reauthorize the Federal Aviation Administration through September. Read more »

Transport Co. Owner Charged With Fraud, Laundering Millions

The owner of a Massachusetts-based transportation company, already facing an indictment for allegedly running a $19 million Medicaid false claim scheme, was indicted on Wednesday by a Bay State grand jury on additional charges claiming he laundered millions of dollars, according to the state's attorney general. Read more »

REAL ESTATE

HomeAway Challenging Santa Monica License Law In 9th Circ.

HomeAway gave notice Wednesday to the Ninth Circuit that it is appealing a lower court decision denying its and Airbnb's bid to stop enforcement of a Santa Monica, California, ordinance requiring residents using the home-sharing websites to be licensed. Read more »

NJ City Sued By Developer Over Rejected 90-Unit Project

The developer of a proposed 90-unit residential and retail complex has filed suit in New Jersey state court against the Union City Planning Board alleging it arbitrarily and capriciously rejected its plans to construct the project despite conforming to all local and state zoning laws. Read more »

EMPLOYMENT

Labor Agencies Avoid Sharp Budget Cuts In Spending Bill

The $1.3 trillion omnibus spending bill that passed the House on Thursday spared the U.S. Department of Labor and the National Labor Relations Board from drastic budget reductions that had recently been proposed by the Trump administration. Read more »

Budget Bill Won't Let Businesses Keep Workers' Tips

The federal spending bill that passed the U.S. House of Representatives Thursday includes a provision that would block the part of the U.S. Department of Labor's controversial tip pooling rule that lets employers keep workers' tips. Read more »

Civil Rights Groups Press OMB For Answers On EEO-1 Form

Two civil rights groups sued the Office of Management and Budget on Wednesday, asking a D.C. federal court to make the agency release documents related to its decision to block an Equal Employment Opportunity Commission initiative aimed at finding gender- and race-based pay gaps. Read more »

NJ Sick Leave Bill Advances Amid Health Worker Concerns

A New Jersey Assembly panel on Thursday advanced legislation that would require employers to provide earned sick leave to their workers in the state amid criticism that the proposed measure would not cover per-diem health care workers and thus put patients at risk. Read more »

National Association of Broadcasters
National Association of Home Builders
National Employment Law Project
National Restaurant Association
National Telephone Cooperative Association
National Wildlife Federation
National Women's Law Center
Natural Resources Defense Council
Newegg Inc.
Pfizer Inc.
Regents of the University of California
State Bar of California
Tax Foundation
Telecommunications Industry Association
Title Source Inc.
Twitter Inc.
U.S. Chamber of Commerce
Union Pacific Corporation
United Continental Holdings Inc.
United States Telecom Association
Wayfair LLC

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Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Bureau of Reclamation
California Natural Resources Agency
Commodity Futures Trading Commission
Congressional Budget Office
Defense Intelligence Agency
Department of Commerce
Election Assistance Commission
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission

COMPETITION

EU Moves Ahead With Airline Competition Safeguard

The European Parliament's Transportation Committee on Tuesday backed a law to create an expedited process to address complaints of anti-competitive behavior by non-European Union airlines, a measure MEPs said is necessary to deter state-backed airlines from unfair business practices. Read more »

MEDICAL MALPRACTICE

Calif. Justices Say Colleges Have Duty To Protect Students

The California Supreme Court ruled Thursday that universities have a duty to protect students from foreseeable violence, reviving a suit over injuries sustained by a UCLA student stabbed in class by a fellow student with known mental health issues. Read more »

AEROSPACE & DEFENSE

Defense Gets Big Boost In $1.3T Federal Spending Bill

The omnibus fiscal 2018 spending bill passed by the House Thursday will give defense programs a significant funding boost over 2017 and the flexibility to avoid rushing to spend that additional money, but an impasse means several U.S. Department of Veterans Affairs programs aren't included in the legislation. Read more »

INTERNATIONAL TRADE

Trump's Salvo Against China IP Sows Trade Anxiety

Leading lawmakers and industry groups balked at President Donald Trump's move to crack down on China's intellectual property regime Thursday, saying that while Beijing's policies deserve scrutiny, the White House should make a measured response that won't harm the U.S. economy. Read more »

Trump Escalates China IP Brawl As Tariffs Loom

President Donald Trump targeted $50 billion worth of Chinese goods with hefty new tariffs and ordered stiff investment restrictions Thursday in retaliation for Beijing's purported abuse of U.S. intellectual property, marking the administration's most contentious trade move against China to date. Read more »

House Panel Grills Ross Over Economic Risks Of Steel Tariffs

A day before a national security-based global steel and aluminum tariff is set to take effect, Commerce Secretary Wilbur Ross tried to ease fears of House Ways and Means Committee members that the trade action could hurt U.S. businesses and fair-trading allies more than it helps U.S. producers level the playing field with China. Read more »

TAX

Congress' Last Chance For Action On Remote Sellers Dies

The last chance for Congress to beat the U.S. Supreme Court to action on remote sellers' tax obligations appears to have evaporated when congressional leaders unveiled an omnibus spending bill that did not include online taxation regulations. Read more »

OECD Adds Guidance On Transfer-Pricing Taxation

The Organization for Economic Cooperation and Development issued guidelines

Federal Reserve System
Federal Trade Commission
Federal Transit Administration
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Mine Safety and Health Administration
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Occupational Safety and Health Administration
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Pennsylvania Supreme Court
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Securities and Exchange Commission
St. Regis Mohawk Tribe
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U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs

Thursday that draw on public input as to how multinational companies should attribute profits to permanent establishments, focusing on warehousing, procurement and certain outsourcing contracts as part of its effort to prevent tax avoidance. Read more »

IRS Overhaul Bill Coming In April, Brady Says

House Ways and Means Chairman Kevin Brady, R-Texas, said Thursday that his committee will advance an Internal Revenue Service overhaul bill next month as part of the next phase of tax overhaul that he and President Donald Trump have advocated. Read more »

5th Circ. Rejects IRS Bid To Pause Anti-Inversion Appeal

The Fifth Circuit refused to pause the U.S. government's appeal of a Texas federal court's decision to invalidate a rule that sank a planned $160 billion merger between Pfizer Inc. and Irish counterpart Allergan PLC, according to an order issued Wednesday. Read more »

House Passes $1.3T Spending Bill With 'Grain Glitch' Fix

The U.S. House of Representatives on Thursday approved a $1.3 trillion omnibus spending bill that in addition to funding the government would fix a provision in the recent tax overhaul law that was having unintended effects on the agricultural industry and make other changes to the tax code. Read more »

Pa. Justices To Weigh Broadness Of Business Privilege Tax

The Pennsylvania Supreme Court agreed Wednesday to review whether a business privilege tax provision in a city ordinance was properly interpreted to prevent a freight broker from claiming a tax deduction based on customer payments it passed through to freight carriers. Read more »

Ireland Urges EU To Hit The Brakes On Digital Tax Rules

The European Commission should wait for international consensus before moving forward with the "rushed" proposal of a revenue-based digital services tax, the Irish government said Wednesday, arguing that the measure likely would disadvantage smaller member states. Read more »

Union Pacific Urges Justices To Preserve Win On Stocks

The Union Pacific Railroad Co. urged the U.S. Supreme Court on Thursday not to overturn its victory in the Eighth Circuit that deemed its stock options for employees nontaxable, even if the high court rules against railroad companies in a similar and separate case before it. Read more »

BANKRUPTCY

Puerto Rico Reaches Deal With US Treasury On Disaster Loan

U.S. Treasury Secretary Steven Mnuchin and Puerto Rico Gov. Ricardo Rossello announced Thursday that they have reached an agreement to ease the bankrupt U.S. territory's access to a $4.9 billion community disaster loan. Read more »

IMMIGRATION

Feature

A Cheat Sheet For The Spending Bill's Immigration Provisions

House and Senate leaders agreed to massive funding increases for federal immigration authorities as part of a long-term omnibus funding bill, notably underwriting a partial southern border wall, but leaving out a fix for Deferred Action for Childhood Arrivals recipients. Read more »

Enviros Challenge Trump Border Wall Fast Track In N.M.

The Trump administration is violating numerous federal laws by aiming to waive environmental oversight regulations to help speed the process of building

Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
Wage and Hour Division
World Trade Organization

approximately 20 miles of a wall along the border between eastern New Mexico and Mexico, several environmental organizations alleged Thursday in District of Columbia federal court. Read more »

New Indiana Law Allows Pro Licenses For Certain Immigrants

Indiana Republican Gov. Eric Holcomb on Wednesday signed a bill into law that allows the issuance of professional licenses to immigrants unauthorized to be in the United States who entered the country as minors. Read more »

TELECOMMUNICATIONS

Telecom Groups Praise Broadband Funding In Budget Deal

Telecom industry groups were quick to praise the massive spending and policy package that the House and Senate agreed upon this week, lauding sections that reauthorize the Federal Communications Commission, boost infrastructure rollout and offer repack transition funds to broadcasters. Read more »

Infrastructure Order Divides But Passes At FCC Meeting

The Federal Communications Commission's Republican majority voted Thursday to approve new rules exempting small cell fixtures from certain environmental and historic reviews, over objections by the agency's two Democrats that the move "runs roughshod" over tribes and natural areas. Read more »

GOP Leader Praises Pai On Net Neutrality Repeal

House Energy and Commerce Committee Chairman Greg Walden on Thursday praised Ajit Pai for leading the Federal Communications Commission's repeal of net neutrality rules in the face of public backlash. Read more »

EXPERT ANALYSIS

Congressional Review Act Cannot Restore Net Neutrality

Proposals to use the Congressional Review Act to "undo" the Restoring Internet Freedom Order would not accomplish the objectives its proponents claim they want to achieve. In fact, it would only deprive consumers of a right to receive vital information about their broadband services, says Bennett Ross of Wiley Rein LLP. Read more »

Is DOL's New Self-Audit Program A Win-Win?

Employers will want to give careful consideration to whether the benefits of the U.S. Department of Labor's recently announced Payroll Audit Independent Determination, or PAID, program outweigh the negatives associated with having to turn themselves in to the Wage and Hour Division, says Jim Coleman of Constangy Brooks Smith & Prophete LLP. Read more »

How FERC Is Acting On Income Tax Allowances And The TCJA

The Federal Energy Regulatory Commission acted swiftly to respond to the recent United Airlines v. FERC decision regarding income tax allowances, as well as to implement changes stemming from the Tax Cuts and Jobs Act. FERC's actions are meant to ensure that ratepayers see the benefits of lower corporate tax rates, say attorneys with Husch Blackwell LLP. Read more »

5 Steps To Take After H-1B Premium Processing Suspension

U.S. Citizenship and Immigration Services' recent announcement that it will temporarily suspend premium processing for the upcoming fiscal year's H-1B petitions indicates the current suspension will apply only to fiscal year 2019. But as FY 2019 filings will only increase processing backlogs, the likelihood of a broader suspension of premium processing is material, say attorneys with Mayer Brown LLP. Read more »

Tax Reform Is Hurting Foreign Investors In The US

The Tax Cuts and Jobs Act has codified a previous revenue ruling in a fairly controversial area of partnership tax law, in a potential disappointment to non-U.S. investors in domestic partnerships and practitioners who questioned the authority for issuing the ruling in the first place, say Michele Alexander and Ryan Davis of Bracewell LLP. Read more »

Opinion

Companies Should Avoid The BigLaw Bonus Structure

Since passage of the Trump tax plan last year, companies have been touting bonuses they've handed down to rank-and-file employees. This highlights the trend of employers favoring bonuses over pay raises in the belief that variable, short-term rewards are less risky to the business than permanent increases in labor costs. But law firms have been using this strategy for years — and there are dangers, says Michael Moradzadeh of Rimon PC. Read more »

LEGAL INDUSTRY

Freshfields Reports 13.9% Gender Pay Gap In UK

Global law firm Freshfields Bruckhaus Deringer LLP has filed its gender pay gap report with the U.K. government, revealing a 13.9 percent gap between average hourly pay of male and female employees in its London and Manchester offices. Read more »

Calif. Bar Committee Has Anti-Competitive Bent, Suit Says

A San Jose law school slapped the State Bar of California with a federal antitrust lawsuit Wednesday, claiming an agency committee that reviews law school accreditation matters is structured to favor certain schools. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Topping this week's legal lions list is a team of attorneys from Labaton Sucharow LLP who secured two SEC whistleblower awards worth roughly $83 million for three tipsters, the agency's largest award ever, while now-departed Latham & Watkins LLP Chair Bill Voge heads up the legal lambs list over the behavior, which included sending sexually explicit messages, that led to his resignation. Read more »

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American Council of Life Insurers
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CTIA
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Canadian National Railway Company
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Chipotle Mexican Grill, Inc.
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Major League Baseball Players Association
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Microsoft Corporation
Minor League Baseball
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National Association of Broadcasters
National Association of Home Builders
National Employment Law Project
National Restaurant Association
National Telephone Cooperative Association
National Wildlife Federation
National Women's Law Center
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Pfizer Inc.
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State Bar of California
Telecommunications Industry Association
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Union Pacific Corporation
United Continental Holdings Inc.
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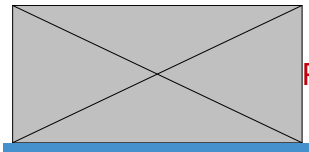

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IN-DEPTH

Feature

'White Hats' Face Red Tape As Data Gets Deadly

While the proliferation of things like internet-connected medical devices makes data security a matter of life and death, well-intentioned hackers who could ward off the next attack are hitting big institutional barriers. Read more »

TOP NEWS

Akin Gump Remains Leader In BigLaw Lobbying Revenue

Akin Gump Strauss Hauer & Feld LLP remains the leader in BigLaw lobbying revenues, raking in $9.6 million for the third quarter of the year, followed by Brownstein Hyatt Farber Schreck LLP and Squire Patton Boggs LLP, according to figures reported by the firms. Read more »

Analysis

Federal Coffers Vulnerable Under Global Minimum Tax Plan

A single word contained in a proposal to protect the U.S. tax base, under a Republican plan to exempt American companies' overseas profits from taxation, could actually encourage companies to move profits offshore and engage in aggressive tax planning strategies. Read more »

Analysis

Trump's ACA Requests Signal Doubt On Regulatory Powers

The Trump administration's newly released requests for legislative changes to the Affordable Care Act mirror changes floated in a recent executive order, potentially signaling doubts about the order's ability to effect changes via regulation, experts say. Read more »

NY Times Can't Get 'Olson Memo' On NSA Spying, Judge Says

A classified 1984 memo by then-U.S. Department of Justice official Ted Olson is protected by attorney-client privilege, a D.C. federal judge ruled Friday, shutting down efforts by The New York Times to obtain documents believed to underpin the National Security Agency's electronic spying activities. Read more »

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Irell & Manella
Jeeves Law
Jones Day
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Keker Van Nest & Peters
Kirkland & Ellis
Kobre & Kim
Lane & Waterman
Manko Gold
Mayer Brown

Trump Vows Tax Plan Won't Lower 401(k) Contribution Limits

President Donald Trump on Monday said tax-free 401(k) contribution thresholds will not be changed as part of a push in Congress to overhaul the tax code, possibly short-circuiting a proposal by some Republican lawmakers before it even had a chance to get off the ground. Read more »

ENERGY & ENVIRONMENTAL

Everglades, Beaches Highlight Fla. Gov's $1.7B Enviro Budget

Florida Gov. Rick Scott on Monday unveiled a proposed $1.7 billion in funding for the environment that he intends to include in his 2018-19 recommended budget, including funding for the Everglades and springs restoration, the state's famed beaches, its state parks and land conservation acquisitions. Read more »

Honeywell, Others Tell DC Circ. To Rethink HFC Rule Decision

Honeywell International Inc., Chemours Co. FC LLC and the Natural Resources Defense Council on Monday insisted the D.C. Circuit reconsider its August invalidation of a U.S. Environmental Protection Agency rule forcing manufacturers to stop using hydrofluorocarbons, even if the EPA itself hasn't sought rehearing. Read more »

ATV 'Protest' Riders Lose Bid To Nix Convictions At 10th Circ.

A Tenth Circuit panel on Monday backed the convictions of two men who were briefly put in jail in connection with an all-terrain vehicle "protest" ride through a southeastern Utah canyon that the U.S. Bureau of Land Management had temporarily closed off to such vehicles. Read more »

Feds Defend Sage Grouse Flip In Enviros' Suit

Environmental groups relied on a faulty reading of a U.S. Fish and Wildlife Service decision to reverse course on a plan to designate the bi-state sage grouse as a threatened species when they challenged the decision, the agency told a California federal judge Friday in its move for a quick win in the groups' lawsuit. Read more »

HEALTH & LIFE SCIENCES

Fla. High Court Won't Take Up Health Records Fee Case

The Florida Supreme Court sided with the state Board of Medicine on Monday in finding that it does not have grounds to review a patient and a lawyer's challenge to a proposed rule change that would allow physicians to charge more for copies of patient records. Read more »

Judge Slams State Efforts To Block Trump's ACA Subsidy Cut

A California federal judge blasted 18 states' bid to block the Trump administration from cutting billions in Affordable Care Act subsidies, suggesting they were confusing consumers by "standing on the courthouse steps denouncing the president" even though they'd devised an "innovative" workaround that actually boosted coverage and meant there was no immediate harm. Read more »

Ex-State Dept. Official Denies That Menendez Made Threat

A former U.S. Department of State official cast doubt Monday on the government's allegation that Sen. Bob Menendez, D-N.J., threatened him during a 2012 meeting with a hearing on port security in the Dominican Republic, marking the second defense witness to undercut that claim at the bribery trial of the lawmaker and a Florida ophthalmologist. Read more »

MEDIA & ENTERTAINMENT

New TV Standard Must Be Laissez-Faire, Charter Tells FCC

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General Electric Company
Google Inc.
Honeywell International Inc.
Hospira Inc.
IP Owners Association
Immunomedics, Inc.
International Business Machines Corporation
Johnson & Johnson
Kaspersky Lab Ltd.

Charter Communications Inc. and a trade group chaired by the telecom's CEO told the Federal Communications Commission on Friday that it should do all it can to promote a smooth and voluntary transition to the next-generation TV broadcasting standard. Read more »

Fla. Law Prof. Wants In On Sports Betting High Court Args

A Florida professor has implored the U.S. Supreme Court to consider all of its judicial options before ruling on a challenge to a federal sports betting ban, arguing that the justices need not touch the constitutional claims to rule in the case. Read more »

TRANSPORTATION & INFRASTRUCTURE

DC Circ. Urged To Save Amtrak Metrics In Due Process Spat

The U.S. Department of Transportation has asked the D.C. Circuit to preserve a federal statute allowing Amtrak to set performance and scheduling standards along the nation's passenger railways, saying the appeals court can trim off the lone provision it found unconstitutional. Read more »

NATIONAL SECURITY

House OKs Shipping Security, Cuba Travel Bills

The House of Representatives passed a series of bills Monday aimed at increasing shipping security, intercepting international drug shipments, and investigating the security standards in Cuban airports. Read more »

REAL ESTATE

Trump-GSA Lease Info Went To Ex-Counsel For Years: Report

A law firm that ceased work on the Trump Organization's lease of the Old Post Office building from the U.S. General Services Administration is still getting confidential information about the contentious contract years later, according to a watchdog report Friday. Read more »

PRIVACY & CYBERSECURITY

Embattled Kaspersky Lab Invites Third-Party Software Review

Moscow-based Kaspersky Lab Inc. says it will invite independent parties to review the security of its antivirus software, in response to U.S. government suggestions that the tools the company makes could be hijacked by Russian operatives and used to spy on Americans. Read more »

CONSUMER PROTECTION

Treasury Report Adds To Case Against CFPB Arbitration Rule

A Treasury Department report on Monday took a swipe at the Consumer Financial Protection Bureau’s arbitration rule, providing more ammunition for financial firms challenging the rule in court even as a move to nullify it in Congress appears on the ropes. Read more »

AEROSPACE & DEFENSE

Air Force Retirees May Help Alleviate Ground Staff Shortage

Retired military pilots could help alleviate a deepening shortage of aviators by returning to fill positions on the ground that require flight experience under an

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executive order allowing the Air Force to voluntarily re-enlist as many as 1,000 retired pilots to active duty positions, the Air Force Public Affairs Agency told Law360 on Monday. Read more »

INTERNATIONAL TRADE

Dems Want Admin Progress On Security-Based Trade Probes

A group of Democratic senators expressed concern to Commerce Secretary Wilbur Ross over the administration's shelving of security-based steel and aluminum investigations in favor of a legislative push for tax reform, arguing the two efforts are separate and delaying the investigation hurts U.S. workers. Read more »

IMMIGRATION

Permanent Block Of Trump Sanctuary City Order Likely: Judge

A California federal judge said Monday he's inclined to permanently block the government from enforcing President Donald Trump's executive order to withhold federal funds from so-called sanctuary cities, but he was reluctant to rule on a separate question of whether certain San Francisco immigration laws run afoul of federal law. Read more »

TELECOMMUNICATIONS

Biz Groups Rip Calif. Gov.'s Veto Of Wireless Coverage Bill

Three telecom industry organizations on Monday criticized California Gov. Jerry Brown's veto earlier this month of a bill that would have eased restrictions and set uniform rates for what local governments can charge for the installation of antennas and other equipment used for wireless services. Read more »

WHITE COLLAR

Ex-Rep. Schock Escapes 2 Charges In Fraud Case

Former U.S. Rep. Aaron Schock managed to shake two counts out of the 24 he's facing over allegations he stole more than $100,000 when an Illinois federal judge ruled Monday the government had overstepped its constitutional bounds in one and repeated allegations in another. Read more »

EXPERT ANALYSIS

Anticipating Senate Questions For USPTO Director Nominee

A review of every U.S. Patent and Trademark Office director confirmation hearing since 1999 reveals the likely questions the Senate will ask Andrei Iancu at his upcoming hearing for that position, says Andrew Baluch, a partner at Smith Baluch LLP and former adviser at the USPTO. Read more »

New Immigration Policy Focuses On Alcohol-Related Charges

In an apparent change in policy, U.S. immigration authorities are now taking a hard-line approach to individuals who have alcohol-related charges or offenses, marking a significant shift in how U.S. Citizenship and Immigration Services and the U.S. Department of State treat visa holders in this predicament, says Ian Macdonald of Greenberg Traurig LLP. Read more »

In A Town's Fight Against Gas Drilling, Preemption Is Key

In Seneca v. Highland Township, a federal judge in Pennsylvania recently reiterated that local laws prohibiting natural gas drilling are preempted by state and federal statutes. While the township was creative in its tactics, the decision ultimately

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National Security Agency
Office of the Comptroller of the Currency
Surface Transportation Board
Transportation Security Administration
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U.S. Customs and Border Protection
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U.S. Department of Justice
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U.S. House of Representatives
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U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
World Trade Organization

strengthens the industry's hand, and may expedite similar disputes in the future, says Garrett Trego of Manko Gold Katcher & Fox LLP. Read more »

Stockpiling Biologics Under Hatch-Waxman Protection

Recent biosimilars cases have raised questions regarding whether the Hatch-Waxman Act safe harbor provision protects commercial stockpiling. Though there is surprisingly little case law on this issue, the existing case law supports that stockpiling is at least partially protected, say attorneys with Haynes and Boone LLP. Read more »

Financial Crisis Anniversary

The Inside Counsel Revolution

The role of the general counsel has significantly grown in importance, with the GC now often replacing the senior partner in the outside law firm as the primary counselor for the CEO and the board. This inside counsel revolution was given great impetus by the financial crisis that started 10 years ago, says Ben Heineman Jr., former general counsel of General Electric Co. Read more »

Series

Judging A Book: Pryor Reviews 'Scalia Speaks'

Christopher Scalia and Edward Whelan have published an indispensable collection of the late Justice Antonin Scalia's best speeches. "Scalia Speaks: Reflections on Law, Faith, and Life Well Lived" puts on full display Justice Scalia's skilled writing, quick wit and uncommon wisdom on a wide range of topics — from law to turkey hunting, says Judge William Pryor of the Eleventh Circuit. Read more »

LEGAL INDUSTRY

Dentons Ex-Atty Cops Lesser Plea In Extortion Suit

A former litigation associate at Dentons has pled guilty to a single misdemeanor, releasing him from felony extortion charges stemming from threats he allegedly made to release confidential materials taken from a partner's email account while demanding the firm pay him $210,000 and hand over a piece of artwork in return. Read more »

Freshfields' Frankfurt Office Raided In Tax Evasion Probe

Authorities searched Freshfields Bruckhaus Deringer LLP's Frankfurt offices Friday in connection with a tax evasion investigation, the firm confirmed on Monday. Read more »

Atty Reprimanded For 'Angry Black Women' Remark

Michigan's Attorney Discipline Board reprimanded a Detroit lawyer for telling a probation officer at a hearing that she had "angry black women's syndrome" and "that's why you don't have a husband," according to court and media reports. Read more »

Ex-Chadbourne Partner May Be 4th To Join Gender Bias Suit

A former Chadbourne & Parke LLP partner who has come forward with gender discrimination claims against the firm could be added to a proposed class action being pursued by three other lawyers if her claims aren't settled, a New York federal judge was told Friday. Read more »

LSAT Dyslexia Accommodation Suit Tossed For Now

A Pennsylvania federal judge on Friday dismissed a woman's suit alleging the Law School Admission Council Inc. denied her request to accommodate her learning disabilities on an entrance exam, saying the claims are not yet ripe for review while offering her leave to amend her complaint. Read more »

15 Minutes With Teva Pharmaceuticals' General Counsel

David Stark was appointed acting chief legal officer of Teva Pharmaceuticals in 2014, a position he was tapped for permanently in November 2016. His appointment came after he rose up the ranks at Teva after first joining in 2002. Read more »

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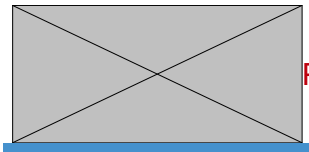

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Thursday, July 27, 2017

TOP NEWS

Last-Ditch ACA 'Skinny Repeal' Gets Quick Blowback

Republican efforts to salvage Affordable Care Act repeal legislation by passing a purported “skinny repeal” quickly encountered resistance from governors and insurers on Wednesday amid concern about its impact on coverage and premiums. Read more »

Trump Bans Transgender People From Serving In Military

President Donald Trump said via Twitter on Wednesday that transgender people will no longer be allowed to serve in the U.S. military "in any capacity," reversing a Department of Defense policy that had been partially under review by the military branches. Read more »

Small Cos. Slow To Pick Up Cyberinsurance, Lawmakers Hear

Small businesses are increasingly being targeted by hackers, but they have been slow to obtain specialized cyberinsurance for those risks due to doubts about their level of vulnerability, insurance and cybersecurity, experts told a U.S. House of Representatives panel on Wednesday. Read more »

No Timetable For Steel Tariffs After Trump's Soft Pedal

The U.S. Department of Commerce on Wednesday declined to offer a revised date for its decision on whether to impose new national security-based trade restrictions on steel imports a day after President Donald Trump signaled that the pace of the investigation would slow down. Read more »

Senate Committee Drops Subpoena After Manafort Gives Docs

Former Trump presidential campaign manager Paul Manafort was a no-show at a Senate Judiciary Committee hearing on Russian meddling in the U.S. presidential election, after Manafort handed over documents and committee leaders on Tuesday withdrew a subpoena directing him to attend. Read more »

House Takes Up $657B DOD Bill In Gov't Funding Package

The House of Representatives took up bills Wednesday that would fund parts of the federal government but set up battles over defense spending levels that would bust budget caps and a provision to spend more than $1 billion on a border wall. Read more »

Google, Facebook, Others Blast Bill To Revamp Patent System

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Quinn Emanuel
Schiff Hardin
Simpson Thacher
Simpson Tillinghast
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Stevens & Lee

A group of 86 companies and organizations, including Facebook, Google, Cisco and the National Retail Federation, criticized a Senate bill aiming to make it easier and less costly for patent holders to enforce their patents, saying in a Tuesday letter that the proposed system would “embolden litigation abusers.” Read more »

BANKING & SECURITIES

Analysis

Trump Bank Noms To Face Grilling Over Dodd-Frank Rollback

Senators from both parties are likely to press President Donald Trump's nominees to fill the long-vacant Federal Reserve vice chair for supervision and comptroller of the currency on both the extent and pace of rolling back Dodd-Frank Act rules at a confirmation hearing set for Thursday. Read more »

Burdensome Regs Keeping Cos. Private, SEC Chair Says

Securities and Exchange Commission Chairman Jay Clayton suggested Wednesday that excessive disclosure requirements and their resulting compliance costs have discouraged or delayed companies from going public, signaling his desire to provide reporting relief to businesses traded on open capital markets. Read more »

Fed Rules Chief Nominee Says Dodd-Frank Tweaks Needed

President Donald Trump’s nominee to be the Federal Reserve’s first official vice chairman for supervision on Wednesday said that while reforms put in place in the wake of the 2008 financial crisis have stabilized the banking system some changes were still needed. Read more »

ENERGY & ENVIRONMENTAL

EPA, Army Corps Take Clean Water Rule Rollback To Public

The U.S. Environmental Protection Agency and Army Corps of Engineers on Wednesday started the clock for public comments on their proposal to rescind an Obama-era rule defining the federal government's permitting jurisdiction under the Clean Water Act, a prelude to possibly crafting a new definition. Read more »

Montana Federal Judge Lets Wyoming Into Coal Leasing Case

A Montana federal judge on Tuesday granted Wyoming’s request to take part in a case challenging U.S. Department of the Interior Secretary Ryan Zinke’s decision to lift the moratorium on the federal coal leasing program, saying that Wyoming had a compelling and unique reason to take part in the suit. Read more »

NJ High Court Revives Enviro Pollution Claims Against Town

The New Jersey Supreme Court on Wednesday revived claims against Cranford, New Jersey, over environmental contamination caused by underground tanks formerly used by a dry cleaner, saying adjacent business owners have presented a reasonable argument to show they timely filed their notice of claim against the township. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Dems Push Back Against Privatizing Air Traffic Control

Two House Democrats on Wednesday made a push to block a controversial bill that would privatize air traffic control, saying that a recent report from the non-partisan Congressional Research Service found that it could violate certain aspects of the Constitution. Read more »

EMPLOYMENT

Boston Police Test Discriminatory, Judge Rules Again

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MasterCard Incorporated
Mattress Firm Holding Corp.
Munich Re Group
National Association of Insurance Commissioners
National Association of Manufacturers
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A judge in Massachusetts ruled yet again Wednesday that an old Boston police promotion exam from sergeant to lieutenant violated federal discrimination law. Read more »

PRIVACY & CYBERSECURITY

Activists Tell Congress, Either Reform Or Scrap Spy Law

Privacy and internet advocacy groups Wednesday presented House leaders with a petition bearing more than 100,000 signatures demanding they either overhaul or abandon legislation that authorizes surveillance of non-U.S. persons' communications abroad. Read more »

GOVERNMENT CONTRACTS

Pa. Mayors, Norris McLaughlin Atty Charged Over Pay-To-Play

The current mayor and former mayor of Pennsylvania's third- and fifth-largest cities, respectively, were hit Wednesday with federal charges in two separate pay-to-play schemes, alongside three others, including a member of law firm Norris McLaughlin & Marcus PA. Read more »

AEROSPACE & DEFENSE

DOJ Watchdog Tells Congress Foreign Agent Law Needs Teeth

The U.S. Department of Justice's Inspector General said at a Senate hearing on Wednesday that Congress should add "teeth" to the Foreign Agent Registration Act, a law in the spotlight in connection with Russian interference in the 2016 election. Read more »

INTERNATIONAL TRADE

Senate Panel Quizzes Commerce GC Pick On Science, Climate

Verizon's former top congressional advocate fielded questions about climate change, sound science and government management from a Senate panel Wednesday as he seeks a Commerce Department post as the agency's general counsel. Read more »

Democratic Lawmakers Urge Withdrawal Of Ex-Im Nom

Three Democratic lawmakers on Tuesday urged President Donald Trump to withdraw the nomination of Scott Garrett to head the U.S. Export-Import Bank, saying that the nomination of the former Republican congressman from New Jersey, who was a vocal critic of the agency while in office, "makes no sense." Read more »

WTO Cements Review Policy To Accommodate New Members

The World Trade Organization's General Council on Wednesday formally adopted changes that will allow the organization more time to conduct reviews of its members' trade policy, a small but crucial change that will give Geneva flexibility as its ranks continue to grow. Read more »

US To Sanction 13 Venezuelans With Ties To Maduro Gov't

The Trump administration announced Wednesday it will freeze assets for 13 current or former Venezuelan government officials, but stopped short of immediately implementing broader sanctions against the South American oil producer. Read more »

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Analysis

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Congressional Research Service
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Department of Commerce
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Federal Aviation Administration
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Internal Revenue Service
International Monetary Fund
International Trade Commission
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National Railroad Passenger Corporation
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Securities and Exchange Commission
St. Regis Mohawk Tribe

AMT Repeal May Cost Govt., Yet Buoy Middle-Income Earners

A Republican plan to eliminate a system that ensures people pay a minimum amount of tax by limiting excessive deductions may decrease federal revenue, but practitioners say it may be justified since the system greatly complicates the tax code and captures middle-income people it was never intended to sweep up. Read more »

Dems Float Bill To Put A Price On Carbon Emissions

Four Democratic lawmakers introduced a bill Wednesday they say will generate $2.1 trillion in revenue within the decade by simply putting a price on carbon emissions, calling on Congress to make climate change a bipartisan issue. Read more »

IMMIGRATION

Sessions Targets Sanctuary Cities Through Grant Program

In an effort to crack down on so-called “sanctuary cities,” Attorney General Jeff Sessions announced that a significant source of federal funding for local law enforcement would be cut off unless federal immigration agents are granted access to local detention facilities and notified of immigrant release dates. Read more »

House Judiciary Approves Bill To Upend US Asylum Program

The House Judiciary Committee on Wednesday moved forward a bill seeking to stifle asylum protections in the U.S. for refugees who fear returning to their home country, as well as roll back Obama-era applications of immigrant parole rules. Read more »

NATIVE AMERICAN

Cuomo Inks Law Cinching NY Tribe's Criminal Jurisdiction

The Saint Regis Mohawk Tribe praised New York Gov. Andrew Cuomo on Tuesday for signing a law that will allow the tribe to assert permanent police authority over an area near the tribe's reservation in the far north of the state that the tribe maintains belongs within its traditional territory. Read more »

10th Circ. Finds HUD Illegally Recouped $19.5M From Tribes

The Tenth Circuit on Tuesday in a precedential ruling held that the U.S. Department of Housing and Urban Development illegally recouped $19.5 million in affordable housing grants from certain Native American tribes after finding that they had been overpaid, but questioned whether the tribes could recover the funds, in light of the agency’s sovereign immunity. Read more »

TELECOMMUNICATIONS

NJ The 6th State To Give FirstNet The Green Light

Backed by Gov. Chris Christie’s office, New Jersey has become the sixth state to opt in to the multibillion-dollar FirstNet emergency response network, the project’s organizers announced Tuesday. Read more »

EXPERT ANALYSIS

Jay Clayton's Enforcement Philosophy

Recent remarks made by U.S. Securities and Exchange Commission Chairman Jay Clayton suggest an enforcement approach that will consider factors beyond impact on the specific victims. Clayton’s remarks also signal that the SEC may proceed with caution on cybersecurity enforcement as it relates to public companies, says Lou Mejia, former SEC chief litigation counsel now with Perkins Coie LLP. Read more »

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'Enhanced Vetting' Applies To All Immigration Benefits

On the same day President Donald Trump issued his executive order implementing a revised version of his travel ban, he also issued a so-called “enhanced vetting” memorandum. The timing of this memo ensured it would be largely overshadowed by the ongoing challenges to the travel ban, but in practical terms it is the vetting memo that is having a broader impact, say Delisa Bressler and Stephanie Paver of Foster LLP. Read more »

CFPB Shines Spotlight On Consumer Remittance Transfers

No matter the results of the Consumer Financial Protection Bureau's plan to assess the effectiveness of its final rule governing consumer remittance transfers, increased scrutiny of providers in this area will likely continue without the benefit of any revisions to the rule or the CFPB’s practices. This makes it an opportune time for market participants to evaluate their own practices, say attorneys with Buckley Sandler LLP. Read more »

NY Cybersecurity Rules: Preparing For The August Deadline

On Aug. 28, many entities and individuals regulated by the New York Department of Financial Services, and even those subject to certain of the exemptions, will be required to be in compliance with several of the new cybersecurity regulation’s requirements, says Theodore Augustinos of Locke Lord LLP. Read more »

Methane Rule Decision Shows Regulatory Process Is Key

The Trump administration has placed regulatory reform — particularly related to environmental matters — at the forefront of its agenda. But the D.C. Circuit's recent decision on the methane rule demonstrates that the administration’s attempts to roll back regulations in unconventional ways is clashing with the mechanics of how the federal government operates, say J. Michael Showalter and Kaitlin Straker of Schiff Hardin LLP. Read more »

Opinion

Section 230 Of The CDA Must Align With The 21st Century

Over the last two decades, several liability claims against online service providers have been dismissed due to antiquated Communications Decency Act interpretations. Arguments in Gonzalez v. Google and my case, Pennie v. Twitter, will show that unregulated social media providers are not above the law when it comes to giving a platform to terrorist organizations, says Demetrick Pennie, executive director of the Texas Fallen Officer Foundation. Read more »

LEGAL INDUSTRY

Analysis

How To Manage Health Care Costs And Keep Lawyers Happy

Law firms could save a significant amount of money by reducing health benefit-related costs, but that can be difficult in an industry that expects premium workplace perks. Here, we look at three ways firms can trim their health care bills, while avoiding an uproar over cuts to benefits. Read more »

NY High Court Judge's Death Ruled A Suicide

A trailblazing judge on New York's highest court found dead in the Hudson River in April took her own life, the office of New York City's medical examiner said on Wednesday. Read more »

Linklaters Atty Denies Link To Husband's Alleged Fraud

The Linklaters LLP associate whose Massachusetts Institute of Technology whiz kid husband is accused of using her law firm's secret information to make illegal bets on two merger targets is a “brilliant lawyer” who denies wrongdoing, her lawyer said Wednesday. Read more »

BigLaw May Be Allowed To Enter India 'Any Day'

India’s legal market will likely be opening up to foreign lawyers “any day,” the Society of Indian Law Firms told its members in a recent letter published on the

organization's website. Read more »

Analysis

MasterCard Win Cools Funders' Fever For UK Class Actions

MasterCard's recent win in a £14 billion antitrust case in the U.K.'s new class action forum is a loss for litigation funders eager for a slice of massive potential recoveries in antitrust actions in the country, raising questions about whether similar cases can gain traction there and trigger payouts for investors, experts said. Read more »

Plaintiffs Bar Perspective: Kluger Kaplan's Bruce Katzen

Defenses are becoming increasingly more complicated and sophisticated. The increase in the number of defenses a plaintiff will face during a case means cases are taking longer to be resolved and becoming more costly to litigate, says Bruce Katzen of Kluger Kaplan Silverman Katzen & Levine PL. Read more »

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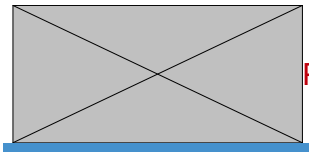

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TOP NEWS

Trump's Interior Pick Says Climate Change 'Undisputable'

Rep. Ryan Zinke, R-Mont., Donald Trump's nominee for interior secretary, parted ways with earlier comments by the president-elect by saying during Senate confirmation hearings on Tuesday that he doesn't believe climate change is a hoax, but suggested that there is still a place for fossil fuel drilling on federal lands.

IRS Finalizes Anti-Inversion Rule, With Some Tweaks

The Internal Revenue Service has finalized rules meant to make it harder for U.S. businesses to lessen their tax burden by merging with foreign companies, although the agency tweaked the requirements to meet certain exceptions to the regulations.

If Not Replaced, ACA Repeal Could Double Premiums: CBO

With Congressional Republicans working toward repealing the Affordable Care Act, the nonpartisan Congressional Budget Office said Monday that scrapping only parts of "Obamacare" could result in 32 million people losing health insurance and premiums doubling by 2026.

3 Takeaways As FDA Dishes On Interchangeable Biosimilars

The U.S. Food and Drug Administration's long-awaited guidance on biosimilar interchangeability contains lots of flexible language that means the coveted designation could be much more attainable for some products than others, experts say. Here are three takeaways from Tuesday's draft guidance.

Puzder Denies Report He May 'Bail' On Labor Nomination

Andrew Puzder, the fast food executive whom President-elect Donald Trump tapped to serve as U.S. secretary of labor, on Monday tweeted that he is "looking forward" to his confirmation hearing, amid media reports that he was considering withdrawing himself from consideration for the job.

Obama Commutes Chelsea Manning's Prison Sentence

President Barack Obama on Tuesday commuted the sentence of Chelsea Manning, the soldier convicted of leaking a trove of classified information to the website WikiLeaks, according to media reports.

Trump Asks If Outgoing CIA Head 'Leaker Of Fake News'

President-elect Donald Trump has lashed back at outgoing CIA Director John Brennan's suggestion that he does not fully understand Russia's threat to national

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security, questioning if Brennan leaked “fake news” and deepening his rift with the U.S. intelligence community.

BANKING & SECURITIES

Mary Jo White Says SEC Must Remain An Independent Agency

Outgoing U.S. Securities and Exchange Commission Chair Mary Jo White said Tuesday the agency must remain independent in the face of “partisan tides” and constricting legislation in order to fulfill its mission of protecting investors.

Senate Dems Won’t Negotiate CFPB's Makeup, Schumer Says

Senate Democrats will not negotiate to replace the Consumer Financial Protection Bureau's single-director leadership with a commission structure similar to that of other financial regulatory bodies, the party’s leader in that chamber said Tuesday.

NY Says OCC Fintech Charter Puts Consumers At Risk

New York’s top financial watchdog on Tuesday blasted a federal regulator’s proposal to create a new charter for nonbank online lenders and other financial technology firms, saying that the new charters would open the door to weakening state consumer protection laws.

Texas Bank Can’t Leapfrog To Full DC Circ. In CFPB Case

A D.C. federal judge on Tuesday shot down a Texas bank's bid to join an appeal before the full D.C. Circuit concerning the constitutionality of the Consumer Financial Protection Bureau’s single-director leadership, rejecting the bank’s arguments the move would serve the interest of “judicial economy.”

ENERGY & ENVIRONMENTAL

Enviros Urge Justices To Pass On Polar Bear Habitat Appeal

The Center for Biological Diversity is urging the U.S. Supreme Court not to upend a Ninth Circuit decision backing the U.S. Fish and Wildlife Service's critical habitat designation for the polar bear, saying the state of Alaska and other challengers have made too big of a deal out of the size of the habitat designation.

BLM Venting Rules Take Effect As Court Case Continues

Three Western states and industry groups lost a bid Monday to block a Bureau of Land Management rule aimed at limiting methane releases from drilling operations on federal and Native American lands from taking effect Tuesday while a Wyoming federal judge hears the merits of the case.

EPA Wants To Revise Haze Rules Over Texas' Objection

The U.S. Environmental Protection Agency and environmental groups have asked the Fifth Circuit to deny Texas’ bid to throw out part of the federal government’s regional haze plan, arguing that instead the EPA should be allowed to revise the plan on remand.

HEALTH & LIFE SCIENCES

After Historic Vote, Fla. Drafts New Medical Pot Rules

The Florida Department of Health on Tuesday published its initial proposed rule for a medical marijuana program, taking a step toward implementing the recently passed Amendment 2 but creating controversy by charting a course closer to existing law than the broader guidelines voters overwhelmingly passed in November.

Ex-House Attys Urge High Court To Review Menendez Ruling

Former general counsels of the U.S. House of Representatives have joined U.S. Sen. Bob Menendez, D-N.J., in urging the U.S. Supreme Court to review a Third Circuit decision upholding his corruption charges, saying the ruling improperly allows

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Education Management Corporation
Energy Transfer Partners, L.P.
Environmental Defense Fund Inc.
FanDuel Inc.
First Financial Holdings, Inc.
Ford Foundation

scrutiny of a lawmaker's motives to gauge whether legislative acts are constitutionally protected.

FDA's Foreign Offices Are Short-Staffed, Report Says

The U.S. Food and Drug Administration's foreign drug inspection program is persistently understaffed despite overall improvements to the program in recent years, the U.S. Government Accountability Office said in a report released Tuesday.

MEDIA & ENTERTAINMENT

Pa. Senators Push Bill To Regulate Daily Fantasy Sports

Two Pennsylvania state senators from both sides of the aisle on Tuesday said that they plan to introduce legislation to permit and regulate the operation of daily fantasy sports games in Pennsylvania.

NY Looking To Test Sports Betting Ban, Wagering Chair Says

New York could be the next state to challenge a federal law prohibiting states from authorizing sports betting as New York Assemblyman J. Gary Pretlow, who chairs the Racing and Wagering Committee, told Law360 he plans to float a sports betting legalization bill this month, a move that will likely land the state in federal court.

TRANSPORTATION & INFRASTRUCTURE

Pilots, Flight Attendants Sue DOT Over Norwegian Air Permit

A coalition of unions representing pilots and flight attendants has sued the U.S. Department of Transportation in the D.C. Circuit to challenge the agency's grant of a foreign air carrier permit to Norwegian Air Shuttle ASA's Irish subsidiary.

EMPLOYMENT

Uber Sues Seattle To Stop New Driver Unionization Rule

Uber sued the city of Seattle in Washington state court Tuesday to block rules permitting for-hire drivers to participate in collective bargaining opportunities, alleging they run afoul of the state’s constitution.

GOVERNMENT CONTRACTS

Acquisition Council Issues Proposed Sustainability Rule

The Federal Acquisition Regulatory Council issued a proposed rule Tuesday to implement a presidential sustainability directive, saying the proposal will improve federal agencies’ environmental performance and reduce greenhouse gas emissions by changing their purchasing habits.

Boeing CEO Touts Contract Progress After Trump Meeting

Boeing's CEO Dennis Muilenburg said Tuesday he and President-elect Donald Trump had discussed driving down costs on the pending Air Force One replacement contract, as well as the possibility of the Pentagon buying Boeing’s F/A-18 instead of Lockheed Martin’s F-35, days after Trump held a similar meeting with Lockheed’s CEO.

McCain Says Pentagon $430B Short Of Military Readiness

Sen. John McCain, one of Congress’s most outspoken defense hawks, let out a clarion call Monday to boost military spending above sequestration levels in 2018, saying in a new report only $430 billion in additional Pentagon funding over the next five years can preserve U.S. military readiness.

TAX

International Brotherhood of Teamsters
International Swaps and Derivatives Association
Life Care Centers of America
Lockheed Martin
Lyft Inc.
Marathon Petroleum Corp.
MoneyGram International, Inc.
National Association of Manufacturers
National Collegiate Athletic Association
National Oilwell Varco Inc.
National Telephone Cooperative Association
New York City Bar Association
New York State Academy of Trial Lawyers
New York State Bar Association
New York State Trial Lawyers Association
Newegg Inc.
Olgoonik Corp.
Omnicare Inc.
Overstock.com Inc.
PHH Corporation
Pfizer Inc.
PhRMA
Plains All American Pipeline, L.P.
Plantronics Inc.
Sierra Club
T-Mobile USA Inc.
Tata Consultancy Services Ltd.
The American Law Institute
The Boeing Company
The Hospital and Healthsystem Association of Pennsylvania
Tikigaq Corp.
Trinity Industries Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
Universal Health Services Inc.
Verizon Communications
Wayfair LLC

GOVERNMENT AGENCIES

Alaska Department of Law
Bureau of Indian Affairs
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission

IRS Finalizes Corporate-Level Tax On Certain REIT Transfers

A new Internal Revenue Service regulation to impose a corporate-level tax on certain property transfers to real estate investment trusts and regulated investment companies will go into effect Wednesday.

Del. Poses Bill To Limit Unclaimed Property Collection

Amid a high court battle between Delaware and several other states over who gets to keep abandoned MoneyGram checks, a Delaware state senator has introduced a bill that claims to make the state's unclaimed property laws fairer and more in line with those of other states.

South Dakota Remote Sales Tax Suit Returns To State Court

A group of online retailers being sued by South Dakota under its new law enforcing sales tax collection on certain out-of-state businesses was dealt a blow Tuesday when a federal judge punted the lawsuit back to state court.

Pa. GOP Sen. Floats 5% Natural Gas Tax To Fund Pensions

A Pennsylvania Republican state senator on Tuesday said he intends to reintroduce legislation that would impose a 5 percent levy on natural gas producers in the state and direct the receipts to offset the state's unfunded pension liabilities.

BANKRUPTCY

2nd Circ. Says EDMC Restructuring Did Not Violate Bond Law

The Second Circuit on Tuesday overturned a federal district judge's finding that a $1.5 billion out-of-court restructuring proposed by for-profit college operator Education Management Corp. violated a Depression-era law meant to protect bondholders, saying the payment terms governing the bonds at issue were not modified.

IMMIGRATION

Justices Mull 'Crime Of Violence' In Immigration Case

The U.S. Supreme Court on Tuesday heard oral arguments in an immigration case over whether the definition of a "crime of violence" is unconstitutionally vague, with the justices grappling with the vagueness standard and how the definition differed from a separate statute that was struck down in 2015.

Shepherds Ask Court To End DOL's H-2A Wage Floor

A group of shepherds challenging a 2015 Department of Labor rule setting a pay floor for long-term livestock workers on temporary H-2A visas urged a D.C. federal court on Monday to deal them a quick win and to find the rule is illegal.

TELECOMMUNICATIONS

FCC Auction's Clearing Cost Drops To $10B

The Federal Communications Commission's spectrum incentive auction is on track to bring in a fraction of its original goal of more than $80 billion, as the agency has set a target for its next round of the incentive auction at just over $10 billion, according to a Tuesday post on the FCC's website.

FCC's Transparency Rules Go Into Effect For All Providers

Enhanced transparency rules under the Federal Communications Commission's 2015 Open Internet Order went into effect on Tuesday despite a plea from several trade associations, although a Democratic commissioner lamented the effect on small providers and a Republican commissioner pushed action soon.

Congressional Budget Office
Consumer Financial Protection Bureau
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Health
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NATO
National Aeronautics and Space Administration
National Park Service
New York State Department of Financial Services
Office of the Comptroller of the Currency
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
South Dakota Department of Revenue
U.S. Air Force
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Marine Corps
U.S. Senate
U.S. Supreme Court

Hispanic Media Tell FCC Viewers' Mail Should Be Kept

The National Hispanic Media Coalition has urged the Federal Communications Commission not to drop its requirement that commercial broadcasters retain copies of correspondence from the public, arguing that the correspondence can aid the public when filing complaints against certain broadcast content.

PEOPLE

Latham & Watkins Brings On 2 Energy-Focused Partners

Latham & Watkins LLP has hired two partners with energy expertise who collectively will bring more than 50 years of experience to the firm's Washington, D.C., office, the firm announced Tuesday.

Ex-Cravath Atty, Hedge Fund Runner Get 2nd CFTC Seat Try

Just days before stepping out of office, the Obama administration on Tuesday renewed a bid to fill a pair of vacancies at the U.S. Commodity Futures Trading Commission, re-nominating a former Cravath Swaine & Moore LLP attorney and a hedge fund manager who didn't advance last year.

EXPERT ANALYSIS

Evidence Substantiation Burden May Soon Shift To FTC

To date, questions about how the Trump administration will impact the Federal Trade Commission have focused primarily on antitrust issues, but clues to how the new administration will affect consumer protection issues might be found by examining the record of former Commissioner Joshua Wright, whom Trump has named to lead the FTC transition efforts, say attorneys at Skadden Arps Slate Meagher & Flom LLP.

Hague Convention's Impact On Secured Transactions

Choice-of-law rules for the perfection and priority of a security interest in "securities credited to a securities account" will change on April 1, 2017, when the Hague Securities Convention comes into effect. Edwin Smith and Alan Beloff of Morgan Lewis & Bockius LLP describe what steps secured parties may need to take now for existing secured transactions and in planning for new ones.

Key Trade Secret Developments Of 2016: Part 2

Our first article in this two-part series focused on the most significant event in trade secret law in many years — the passage of the federal Defend Trade Secrets Act. Now we leave the DTSA and highlight five other trade-secret trends that promise to shape future developments, say attorneys with Faegre Baker Daniels LLP.

Health Care Enforcement Review And 2017 Outlook: Part 2

In 2016, courts around the country heard cases involving a variety of False Claims Act and other enforcement-related matters. Going forward these case law developments are expected to have an impact on both the scope of FCA liability and the means by which FCA liability can be proven at trial, say attorneys at Mintz Levin Cohn Ferris Glovsky and Popeo PC.

Amended Rule 37(e): 1 Year Later

After a full year in effect, the amended Federal Rule of Civil Procedure 37(e) has been tested in a variety of district courts. A sampling of these decisions reveals that courts seem to be adhering closely to the amended rule and ordering adverse inference instructions only where there was intent to deprive another party of access to relevant information, say Carrie Amezcua and Samantha Southall of Buchanan Ingersoll & Rooney PC.

LEGAL INDUSTRY

How To De-Stress And Find Balance As A Busy Lawyer

Tackling stress as an attorney may feel like a losing proposition given the profession's high-pressure work and long hours, but experts say even the most tightly wound lawyers can reduce stress and find balance. Here are five ways.

Elite Firms Aren't Safe From Industry Upheaval, Report Says

The future of the legal sector is currently marked by uncertainty and volatility, with major changes on the horizon that will likely impact even elite law firms' compensation systems and cultures, according to a report out Tuesday by Major Lindsey & Africa.

Cadwalader Closing Houston Office

Cadwalader Wickersham & Taft LLP said on Tuesday that it will close its Houston office as part of the firm's decision to consolidate around its core client base of large corporations and the financial sector, including banks and hedge funds.

Cuomo Taps Cravath Partner For Seat On NY High Court

New York Gov. Andrew Cuomo on Monday selected Cravath Swaine & Moore LLP's longtime complex litigation partner Rowan D. Wilson to become an associate judge on the state's Court of Appeals, taking the place of recently retired Associate Judge Eugene F. Pigott.

Dewey Execs Blast DA's Bid To Limit Star Witness Questions

Two former Dewey & LeBoeuf LLP executives have shot back at a bid by the Manhattan district attorney's office to limit cross-examination of a cooperating witness in the upcoming retrial over alleged accounting fraud, saying they have a right to explore whether the witness is "shading his testimony to curry favor."

KWM Appoints Administrators Amid Financial Woes

Cash-strapped global law firm King & Wood Mallesons LLP filed for administration with a U.K. court on Tuesday and selected an independent agency to handle its financial future, a representative for the firm confirmed.

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Ossining, New York

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Cravath Swaine
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Akin Gump
Allen & Overy
Altshuler Berzon
Baker Botts
Balch & Bingham
Bangs McCullen
Berger Singerman
Bircham Dyson
Brann & Isaacson
Buchanan Ingersoll

Cadwalader Wickersham
Chadbourne & Parke
DLA Piper
Davis Graham
Davis Wright Tremaine
Dentons
Dewey & LeBoeuf
Duane Morris
Earthjustice
Faegre Baker
Gray & Associates
GrayRobinson
Greenberg Traurig
Hickey & Evans
Hunton & Williams
King & Wood Mallesons
Kirkland & Ellis
Latham & Watkins
McDermott Will
Milbank Tweed
Mintz Levin
Mishcon de Reya
Orrick Herrington
Paul Weiss
Seward & Kissel
Skadden
Stoel Rives
Sullivan & Cromwell
Van Ness Feldman
Wachtell Lipton
Willkie Farr
Winston & Strawn
Zuckerman Spaeder

COMPANIES

Twitter Inc.
America Fujikura Ltd.
American Federation of Labor and Congress of Industrial Organizations
CTIA
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
AT&T Inc.
AbbVie Inc.
Aerospace Industries Association
Air Line Pilots Association International
Allergan PLC
American Bankers Association
American Bar Association
American Cable Association
Aramark Corp.
Arctic Slope Regional Corp.

Associated Press
BuzzFeed Inc.
CKE Restaurants, Inc.
Caterpillar Inc.
Center for Biological Diversity Inc.
Chevron Corporation
Competitive Carriers Association
Cox Communications Inc.
Depository Trust & Clearing Corp.
DraftKings Inc.
Education Management Corporation
Energy Transfer Partners, L.P.
Environmental Defense Fund Inc.
FanDuel Inc.
First Financial Holdings, Inc.
Ford Foundation
International Brotherhood of Teamsters
International Swaps and Derivatives Association
Life Care Centers of America
Lockheed Martin
Lyft Inc.
Marathon Petroleum Corp.
MoneyGram International, Inc.
National Association of Manufacturers
National Collegiate Athletic Association
National Oilwell Varco Inc.
National Telephone Cooperative Association
New York City Bar Association
New York State Academy of Trial Lawyers
New York State Bar Association
New York State Trial Lawyers Association
Newegg Inc.
Olgoonik Corp.
Omnicare Inc.
Overstock.com Inc.
PHH Corporation
Pfizer Inc.
PhRMA
Plains All American Pipeline, L.P.
Plantronics Inc.
Sierra Club
T-Mobile USA Inc.
Tata Consultancy Services Ltd.
The American Law Institute
The Boeing Company
The Hospital and Healthsystem Association of Pennsylvania
Tikigaq Corp.
Trinity Industries Inc.
Universal Health Services Inc.
Verizon Communications
Wayfair LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Food and Drug Administration
Bureau of Land Management
Congressional Budget Office
Consumer Financial Protection Bureau
Internal Revenue Service
U.S. Department of Defense
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
Alaska Department of Law
Bureau of Indian Affairs
Central Intelligence Agency
Commodity Futures Trading Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Health
Government Accountability Office
International Trade Commission
NATO
National Aeronautics and Space Administration
National Park Service
New York State Department of Financial Services
Office of the Comptroller of the Currency
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
South Dakota Department of Revenue
U.S. Air Force
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Transportation
U.S. General Services Administration
U.S. Marine Corps
U.S. Senate

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 10/4/2016 7:20:58 PM
Subject: [Marketing Mail] Three capabilities can solve fraud concerns of mobile account opening-white paper

White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

Register to receive: Mobile Account Opening: Solving The Convenience-Risk Conundrum

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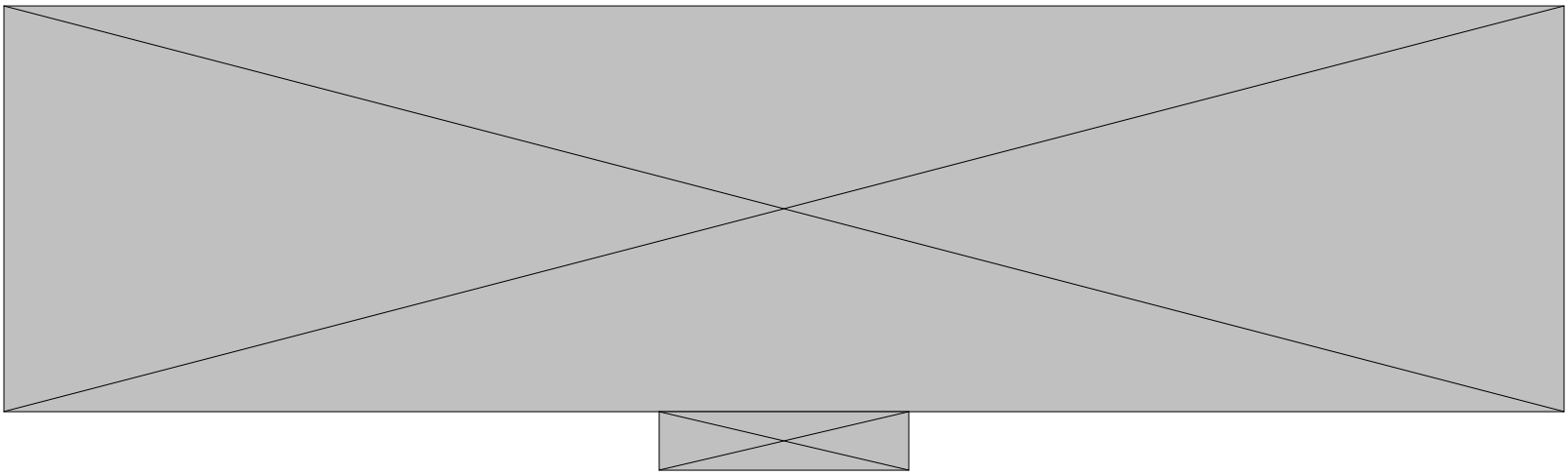
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Committee for a Responsible Federal Budget
Sent: Fri 5/10/2019 7:01:42 PM
Subject: Tax Extenders Could Cost $150 billion, IMF Confirms Debt Will Grow Unsustainably, and CBO's Take on the President's FY 2020 Budget

EXTERNAL EMAIL

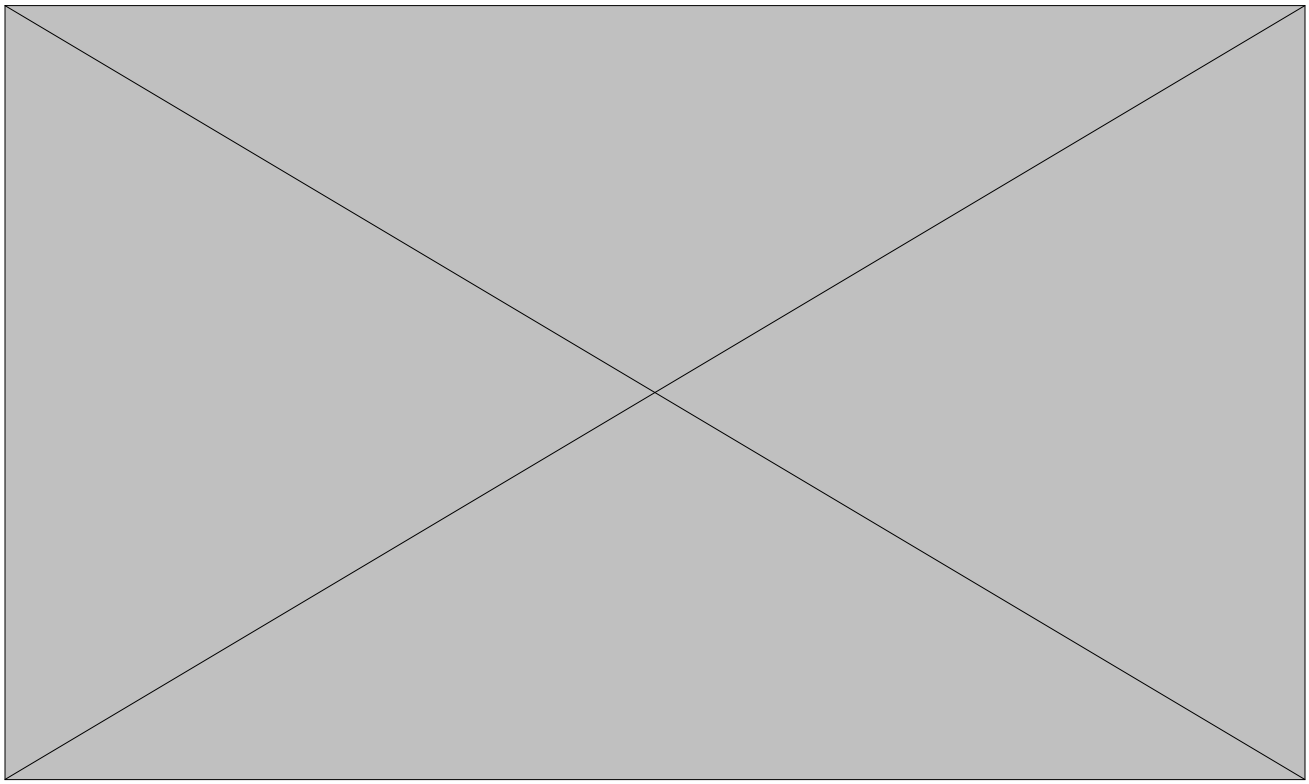


April 29 - May 10, 2019

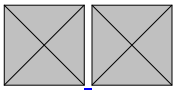
Reviving Expired Tax Extenders Could Cost $150 Billion

For years, Washington has resigned itself to a patchwork of tax policy in place for one or two years at a time, allowing niche temporary tax provisions to expire, only to resurrect them a short while later. This practice has added to our mounting debt and undermined certainty in the tax code. There is little better example of how Congress routinely misses deadlines than the fact that Congress is considering reviving tax breaks that have been expired for 16 months and calling them "current policy."

This week, we joined with 11 other organizations in asking congressional leaders to ignore calls to revive temporary special-interest tax breaks known as "tax extenders." The signatories span the political spectrum, but all agree that bringing back temporary tax breaks on a retroactive basis is bad tax, fiscal, and economic policy.



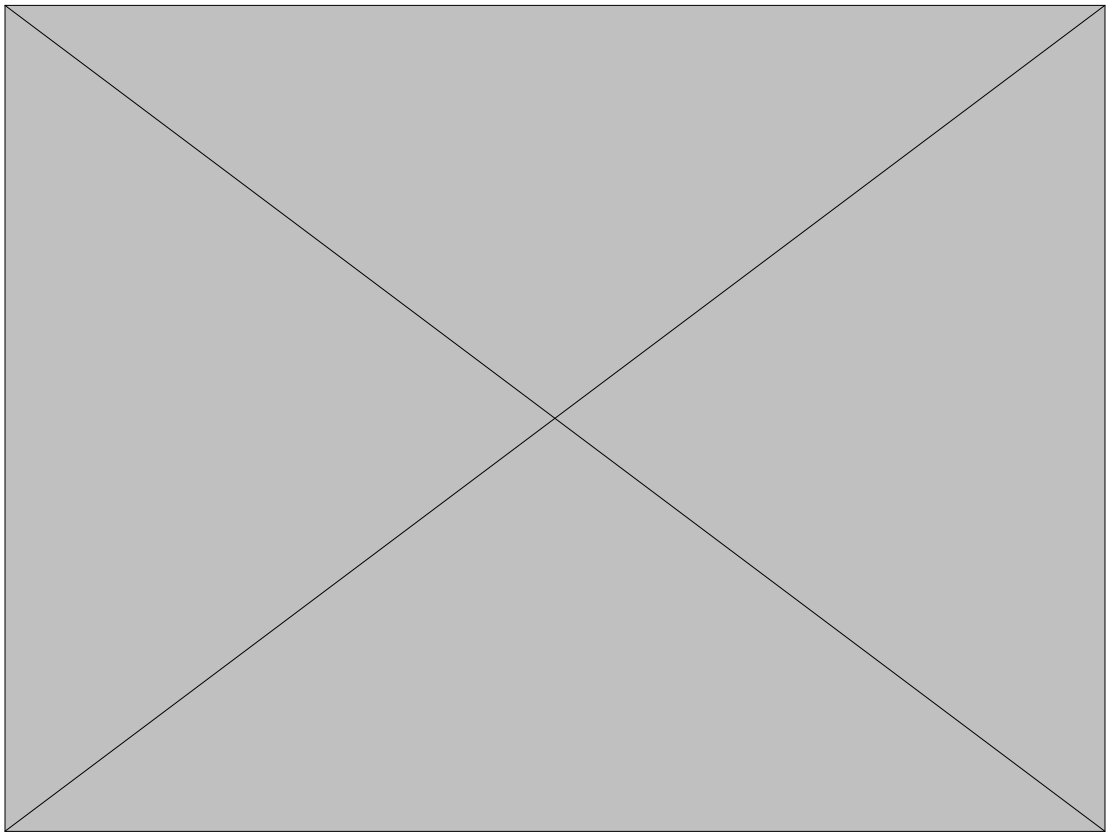
Read the blog.
Read "Joint Letter: Don't Revive the Expired Tax Extenders."



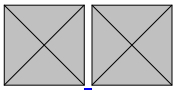
IMF: U.S. Continues to Stand Out with Growing Debt

The United States ranks number one among advanced economies in expected increase of debt as a percentage of Gross Domestic Product (GDP) according to the latest estimates by the International Monetary Fund (IMF). While we already knew the national debt was on a rising, unsustainable path, these projections show how the U.S. largely remains an outlier in projected increases over the next few years.

The IMF recently released its five-year projections for 2019, which show the U.S. among just four countries with advanced economies with projected increases in debt over the coming years. The data show the projected change in net debt (gross debt minus financial assets) held by advanced countries as a percentage of their GDP. Most countries will actually see a *decline* in debt as a percentage of GDP over the next five years.



Read the blog.

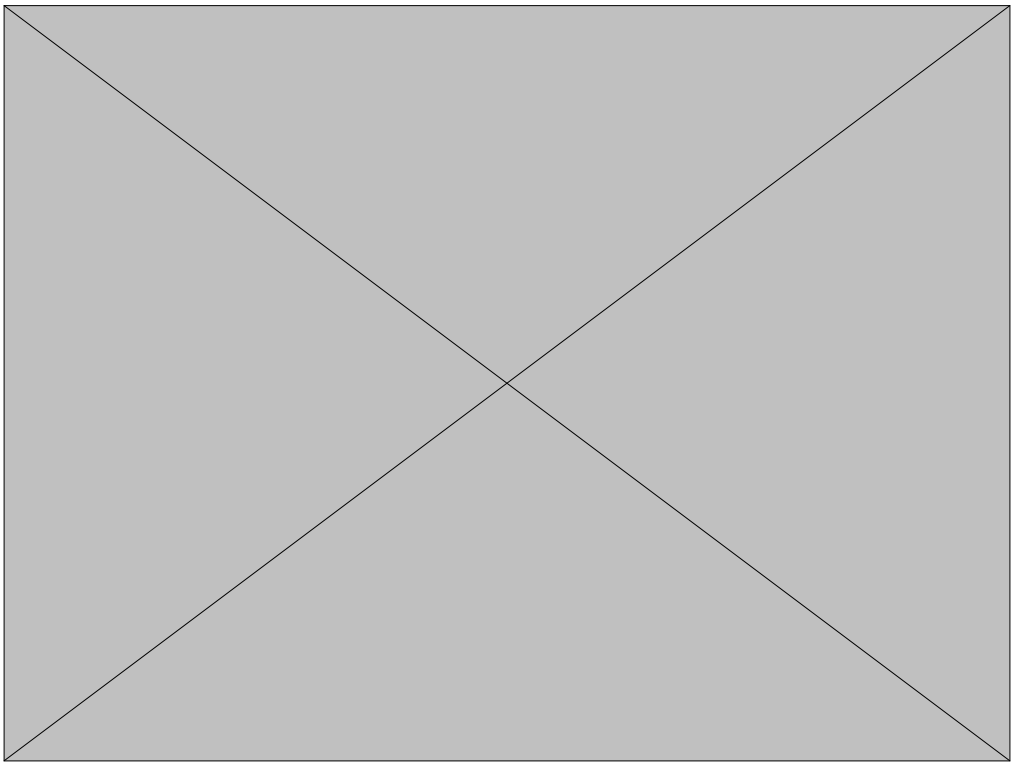


CBO's Analysis of the President's FY 2020 Budget

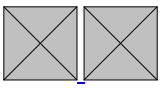
The Congressional Budget Office (CBO) released its estimate of the President's Fiscal Year (FY) 2020 budget using its own assumptions to evaluate the budget's policies. CBO's analysis shows that deficits and debt under the President's budget will rise over the next decade, rather than fall as the White House claims.

Our key findings from CBO's estimates include:

- Debt under the President's budget would rise from 78 percent of Gross Domestic Product (GDP) today to 87 percent by 2029, rather than falling to 71 percent as the Office of Management and Budget (OMB) estimates.
- Under CBO's estimate of the President's budget, trillion-dollar deficits would emerge in 2022, disappear briefly, and re-emerge in 2027 and beyond.
- Deficits would total $9.9 trillion over the next decade under the President's budget, $2.7 trillion higher than the Administration estimates.
- The President's budget would reduce deficits by $1.5 trillion below current law over ten years, including $855 billion of policy savings. OMB estimated $2.8 trillion in total savings.
- The President's budget would reduce revenue by nearly $900 billion and spending by $2.3 trillion relative to current law, with the largest spending cuts coming from health care and non-defense discretionary spending. Most revenue loss comes from extending parts of the 2017 tax law.
- The vast majority of the difference in debt estimates between CBO and the President is due to different economic assumptions. OMB assumes economic growth will average 2.9 percent over the next decade, whereas CBO estimates 1.8 percent. CBO's estimates are within the mainstream of public and private estimates, whereas OMB's are very optimistic and unlikely to materialize.



Read the paper.



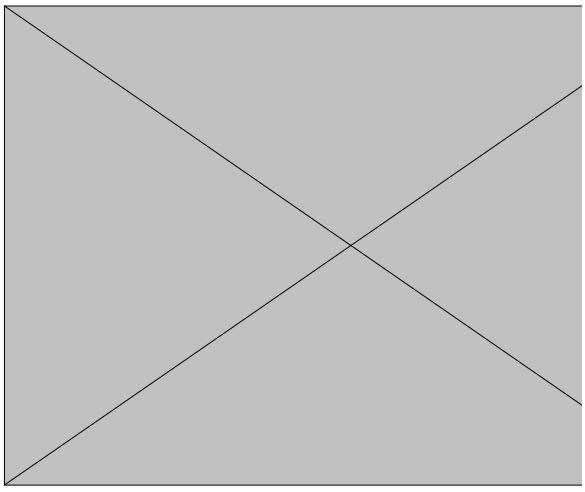
More:

[Event Recap: Unpacking the 2019 Social Security Trustees' Report]
[CBO Finds Rising Debt in the President's Budget]
[The Republican Study Committee's FY 2020 Budget: Preserving American Freedom]
[Upcoming Congressional Fiscal Policy Deadlines]
[President's Budget Gets Serious About Cutting Waste, Fraud, and Abuse]
[CBO Report Shows Debt Headed Toward Uncharted Waters]
[Letter to Congress to Abide By PAYGO]
[Social Security Shortfall Could Be Worse Than Reported]

Come Up With Your Own Debt Plan

Show Congress how to create a budget with the Debt Fixer budget tool.

Try it at http://www.crfb.org/debtfixer/



Recent Analysis

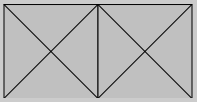
[Analysis of the 2019 Social Security Trustees' Report]
[Analysis of CBO's January 2019 Budget and Economic Outlook]

CLV002512

The 75-Year Budget Outlook
Analysis of the President's FY 2020 Budget

Interactive Resources

The Debt Fixer
The Reformer: Fix Social Security
How Old Will You Be When Social Security's Funds Run Out?



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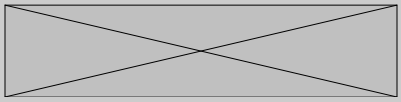

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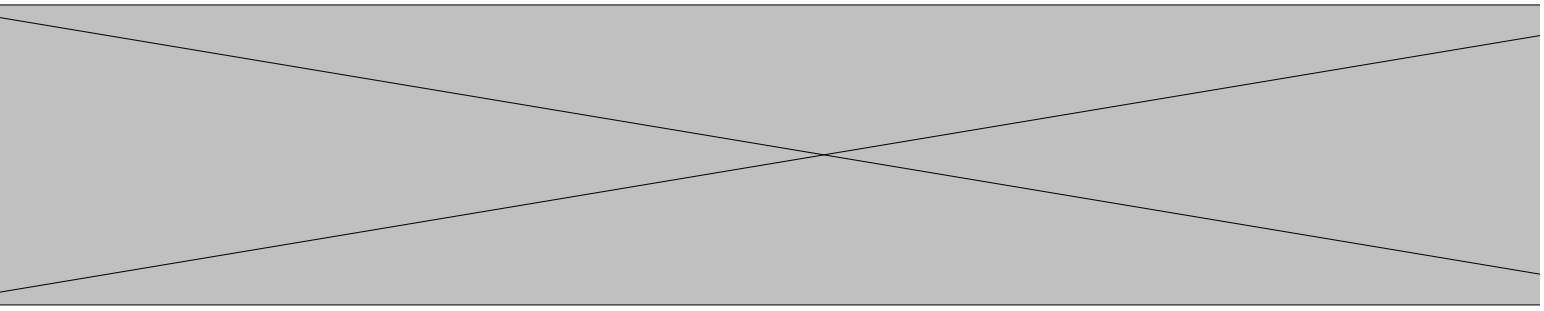
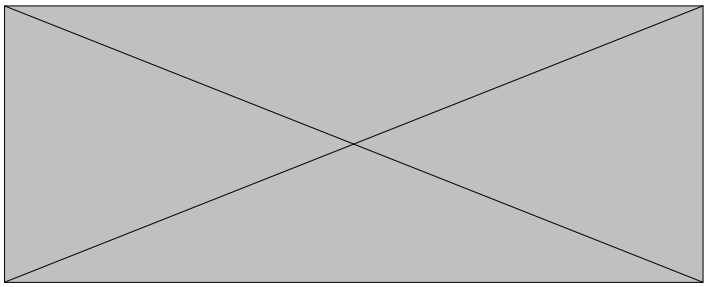


To: act@preactdontreact.com[act@preactdontreact.com]
Cc: Carolyn Levering[clevering@LasVegasNevada.GOV]; Ted Olivas[tolivas@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 4/11/2016 9:30:56 PM
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT
image001.jpg@01D193FE.BB78D6D0

Mr. Almon, thank you for sharing your concerns about terrorism and its potential impact to the Las Vegas area. I have recently expressed my own concerns directly with Secretary Johnson of the Department of Homeland Security. As a city, we invest in many resources to ensure the safety of the community and the visitors we serve. As you know, we cannot prevent every possible act of violence or terrorism. We work very hard to ensure communication, cooperation and coordination with our local government agencies, the private sector and our state and federal partners to be prepared to achieve our 5 mission areas: prevent, protect, mitigate, respond, recover from terror attack.

I am forwarding your concerns to our Joint Terrorism Task Force and the Southern Nevada Counter Terrorism Center for further investigation. If you have knowledge of ***specific planned targets, modes of attack, or dates and times of planned attack***, please file a SAR (Suspicious Activity Report) as soon as possible with our Counter Terrorism Center. This report may be sent anonymously if so desired."



From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism

expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5,

however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
305 725 2271

EMAIL TO LV COMMANDER

-------- Original Message --------
Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON
http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering

the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

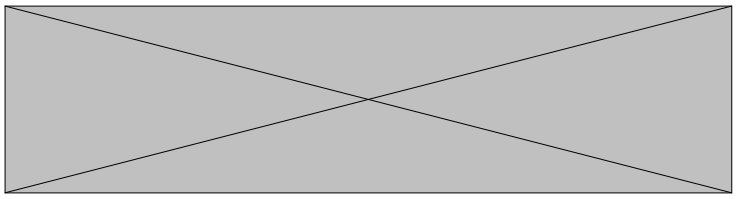
I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries- which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

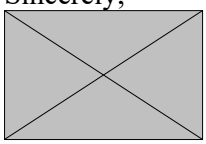
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES
http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: [redacted]
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

[redacted] **(Jerome Almon)**
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almon (almonjer@yahoo.com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95
HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11

terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be

worked out.
"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."
Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.
"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.
Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.
Tighter local security
Local authorities say they've taken the steps they can to bolster security.
Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.
"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."
Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.
The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.
"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.
The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.
"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."
Blue Water Bridge study
Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.
With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.

Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.

Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.

"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html
http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: "almonjer@gmail.com" <almonjer@gmail.com>

Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-
Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the

beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION

http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION

http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD

http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL

http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU
http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:
From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: almonjer@yahoo.com

Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)

Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is
Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and
I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820
Fax: ++44 (0) 207 820

BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism,

and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

2532

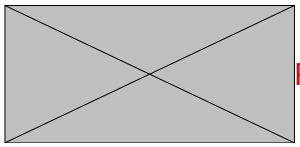
CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 4/1/2019 7:45:20 AM
Subject: Wells Fargo's CEO Search Won't Bring Quick Fixes

EXTERNAL EMAIL



PUBLIC POLICY.

Monday, April 1, 2019

TOP NEWS

Analysis

Wells Fargo's CEO Search Won't Bring Quick Fixes

Wells Fargo & Co. is on the hunt for a new leader after announcing that CEO Timothy Sloan is heading for the exit, but industry-watchers don't expect the pressure facing the scandal-plagued bank from regulators, lawmakers and consumer advocates to leave with him.

Read full article »

Mueller Report Headed To Congress By Mid-April, AG Says

U.S. Attorney General William Barr on Friday told members of Congress that he intends to send them a redacted version of special counsel Robert Mueller's report on his investigation into Russian interference in the 2016 election by mid-April, if not sooner.

Read full article »

House Transpo Leaders Seek Probe Of Foreign Pilot Training

Leaders of the House Committee on Transportation and Infrastructure asked a government watchdog Friday to investigate international training standards for non-U.S. pilots, expanding Capitol Hill's scrutiny of the now-grounded Boeing 737 MAX jets involved in a pair of recent fatal crashes.

Read full article »

Analysis

Justices' Alaska River Ruling Lets Native Fishing Off Hook

The U.S. Supreme Court's decision that the National Park Service can't enforce its hovercraft ban on an Alaska river boosted landowners' rights against agency regulation, but its most important piece for Alaska Natives may be the court's refusal to tinker with hard-earned rulings protecting their fishing rights.

Read full article »

Analysis

State Of The States: New Employment Laws So Far In 2019

Three states adopted laws in the first quarter of 2019 to incrementally boost their minimum wages to $15 an hour — including Maryland, which became the sixth state

Listen to our new podcast here

LAW FIRMS

Aylstock Witkin
Baker Botts
BakerHostetler
Berg & Androphy
Blank Rome
Blasingame Burch
Bryan Cave
Clark Love
Connell Foley
Cornerstone Law Group
Covington & Burling
Crowell & Moring
DLA Piper
Davis Polk
Day Pitney
Dechert
Dentons
Dorsey & Whitney
Eckert Seamans
Einhorn Harris
Eversheds Sutherland
Faegre Baker
Franczek Radelet
Friedlander & Gorris
Greenbaum Rowe
Greenberg Traurig
Hogan Lovells
Holland & Hart

overall to move toward a $15 wage floor when legislators overrode a gubernatorial veto. Here, Law360 looks at these and other notable state employment statutes that have been passed so far this year.

Read full article »

BANKING & SECURITIES

Sen. Brown Wants More Info On $66B BB&T-SunTrust Tie-Up

U.S. Sen. Sherrod Brown, D-Ohio, called on BB&T Corp. and Suntrust Banks Inc. on Thursday to provide information about their proposed $66 billion merger and the impact it will have on employees, customers and communities that the banks serve.

Read full article »

ENERGY & ENVIRONMENTAL

Trump Attempts Court Bypass With New Keystone XL Permit

President Donald Trump issued a new cross-border permit for the Keystone XL pipeline on Friday in an apparent effort to circumvent a Montana federal court's decision to invalidate a previous permit and block construction.

Read full article »

EPA Head Promises Lead Drinking Water Rule By Summer

The U.S. Environmental Protection Agency's leader on Friday highlighted his focus on water issues, promising revamped regulations for lead and copper in drinking water later this year and touting new efforts to reduce the amount of trash that ends up in the ocean.

Read full article »

Feds Sues Calif. Over Dam Plans To Protect Native Fish

The federal government on Thursday sued California, claiming that a recently adopted plan to boost native fish populations by increasing water flow in the Stanislaus River violates state environmental policies.

Read full article »

Advocates Say SD 'Riot Boosting' Law Chills Free Speech

Opponents of the Keystone XL pipeline sued the South Dakota governor in federal court to try to block a recently enacted law aimed at penalizing those who provide support for protests that end up violent, saying it violates the constitutional rights of assembly, free speech and due process.

Read full article »

HEALTH & LIFE SCIENCES

Analysis

Legal Bruises Add Up For Trump's Health Policy Vision

The Trump administration's health care agenda looks increasingly wobbly after a one-two punch of new legal blows to policies aimed at reshaping Medicaid and sidestepping the Affordable Care Act. Here, Law360 runs through Trump's losses, triumphs and future fights on health policy.

Read full article »

Overturned Rule Blocks Quick Win For DOJ In FCA Case

Holland & Knight
Jenner & Block
Jomarron Lopez
Jones Day
Kaufman Dolowich
Kirkland & Ellis
Kline & Specter
Latham & Watkins
Linklaters
Mayer Brown
Mazie Slater
McCarter & English
McCarthy & Holthus
Milligan Pusateri Co LPA
Morgan Lewis
Morrison & Foerster
Motley Rice
Nelson Mullins
Norton Rose Fulbright
O'Melveny & Myers
Partridge Snow
Paul Hastings
Pierce Atwood
Quinn Emanuel
Rasco Klock
Richards Layton
Robins Kaplan
Shaw Keller
Sidley Austin
Skadden
Sonosky Chambers
Stoll Berne
Sullivan & Cromwell
Swanson Martin
Trucker Huss
Venable LLP
WilmerHale
Withers
Womble Bond Dickinson

COMPANIES

AT&T Inc.
Ahtna Inc.
Akorn Inc.
Alliance Defending Freedom
Amazon.com Inc.
American Bankers Association
American Bar Association
American Civil Liberties Union
American Enterprise Institute
Anheuser-Busch Inbev SA/NV
Apple Inc.

A California federal judge refused to hand a quick victory to the U.S. Department of Justice in a whistleblower suit against UnitedHealth Group Inc. over alleged overpayments on medical claims, citing a separate D.C. federal court decision that unwound a rule guiding those payments.

Read full article »

Dump Health Care 'Need' Certifying Law, FTC Urges Alaska

The Federal Trade Commission has reiterated its stance that Alaska should repeal a law that makes health care providers seek state approval for major expansions, saying the statute hurts competition and doesn't work as intended.

Read full article »

EMPLOYMENT

Trucking Group Loses Bid To Block Dynamex Standard

A trucking group lost its bid to block California's newly adopted standard for distinguishing between independent contractors and employees after a federal judge ruled Friday that the standard isn't preempted by federal law and doesn't unconstitutionally single out the trucking industry.

Read full article »

ERISA Doesn't Trump CalSavers Retirement Plan, Judge Says

A California federal judge took a step toward ending an anti-tax group's challenge to the state-run CalSavers Retirement Savings Program, finding the program isn't preempted by the Employee Retirement Income Security Act but giving the group one last shot to bring the case again.

Read full article »

Wilmington Trust Ignored Red Flags In $46M Deal, Gov't Says

The U.S. Department of Labor has accused Wilmington Trust of breaching its duties under the Employee Retirement Income Security Act, saying the bank allowed an employee retirement plan to overpay for company stock by tens of millions of dollars.

Read full article »

Ill. District Must Face Title IX Suit Over Trans Bathroom Rule

A Chicago-area school district must face a lawsuit brought by a group of parents alleging the district's policy allowing transgender students to use bathrooms and locker rooms of their choice violates Title IX protections and the group's First Amendment rights, an Illinois federal judge ruled Friday.

Read full article »

Analysis

NJ Limits On Harassment NDAs Could Crush Burdened Courts

New Jersey's new law barring mandatory secret deals to resolve workplace harassment claims could all but wipe out once common settlements and spur many more employees to take their cases all the way to trial, spawning litigation that would grind down the Garden State's already encumbered courts, experts said.

Read full article »

COMPETITION

FTC, DOJ May Team Up On Vertical Merger Guidelines

The U.S. Department of Justice's top antitrust official showed a willingness Friday to

Applebee's International Inc.
Avalara Inc.
BB&T Corp.
BP p.l.c.
BTI Consulting Group Inc.
Baskin-Robbins Inc.
Bass Pro Shops
Boston Scientific Corp.
Cabela's Inc.
California Trucking Association
Chevron Corp.
Citigroup Inc.
Coinbase Inc.
Comcast Corp.
CoreLogic Inc.
Dunkin' Brands Group Inc.
Dynamex, Inc.
Electronic Privacy Information Center
Essendant Inc.
Ethiopian Airlines Enterprise
Facebook
Fannie Mae
Federalist Society
Fifth Third Bancorp
Fresenius Kabi AG
Fresenius Medical Care AG & Co. KGAA
Google Inc.
Hazelden Betty Ford Foundation
Infosys Ltd.
Instagram Inc.
International Business Machines Corp.
Johnson & Johnson
KBW, Inc.
Lloyds Banking Group PLC
Magnetar Capital LLC
Metro-Goldwyn-Mayer Studios Inc.
Meyers, Harrison & Pia LLC
Microsoft Corp.
MillerCoors LLC
Monsanto Co.
Morgan Stanley
Mylan NV
National Employment Law Project
Natural Resources Defense Council
New Century Financial
New Jersey Civil Justice Institute
New Jersey State Bar Association

work with the Federal Trade Commission on updating guidelines for vertical mergers that have been on the books since the mid-1980s.

Read full article »

CYBERSECURITY & PRIVACY

Hong Kong Cautions Investors Over Security Token Offerings

Hong Kong's Securities and Futures Commission issued a warning on Thursday highlighting risks associated with security token offerings, cautioning against insufficient liquidity or volatility, opaque pricing, hacking and fraud that may be associated with virtual assets.

Read full article »

House Bill Pushes DHS, Private Sector To Team Up On Cyber

A bipartisan quartet of House lawmakers has floated legislation that would bring together cybersecurity professionals from a range of industries to advise the U.S. Department of Homeland Security on how best to tackle emerging threats to the nation's infrastructure.

Read full article »

Lawmakers Propose End To NSA's Phone Data Collection

A bipartisan group of lawmakers has introduced a bill that would end the National Security Agency's mass collection of phone data.

Read full article »

PERSONAL INJURY

Cabela's Beats Suit Over Sale Of Gun Used In Fatal Shooting

A Delaware state judge on Friday tossed a suit accusing sporting goods company Cabela's of negligently selling a firearm that was later used in a deadly drive-by shooting, saying a state law provides immunity to firearms dealers who make lawful transfers of guns.

Read full article »

AEROSPACE & DEFENSE

DOD Proposes Fixed-Price Preference In Slate Of New Rules

The U.S. Department of Defense on Friday proposed several changes to defense acquisition regulations, including seeking to formally implement a congressionally mandated preference for fixed-price contracts and to increase scrutiny of cost-reimbursement deals, while finalizing several new procurement rules and rescinding outdated requirements.

Read full article »

Senators Look To Bar F-35 Sales To Turkey Over Russia Deal

A bipartisan group of senators has introduced a bill that would block Turkey from getting F-35 fighter jets until the country scraps its plan to buy a Russian missile defense system, piggybacking on the Trump administration's recent threats to cut off Turkey from the program.

Read full article »

IMMIGRATION

New York Times Co.
Nike Inc.
NxStage Medical, Inc.
Panera Bread Company
Planned Parenthood Federation
Point72 Asset Management LP
Publix Super Markets Inc.
Purdue Pharma LP
Red Hat Inc.
Shire PLC
Sierra Club
Staples Inc.
Stryker Corp.
Suntrust Banks Inc.
TechFreedom
The Boeing Company
Ticketmaster Entertainment, Inc.
TowerCo LLC
TransCanada Corporation
Treasury Wine Estates Ltd.
Twitter Inc.
UnitedHealth Group Inc.
Wal-Mart Stores Inc.
Wayfair LLC
Wells Fargo & Co.
Wilmington Trust Corp.
Zappos.com Inc.
eBay Inc.

GOVERNMENT AGENCIES

Alaska Legislature
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
California Attorney General's Office
California Department of Tax and Fee Administration
California Environmental Protection Agency
California Labor and Workforce Development Agency
California State Treasurer's Office
California Supreme Court
Centers for Medicare & Medicaid Services
Defense Acquisition Regulations System
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Deposit Insurance Corp.

9th Circ. Judge Questions Vagueness Of 'Moral Turpitude'

A Ninth Circuit panel on Thursday found that a Mexican man's state robbery conviction is not a crime of "moral turpitude" under the federal immigration statute, a ruling that could make him eligible to cancel his deportation. But one of the judges called on the courts to rethink the law's language, saying the more-than-century-old phrase may be unconstitutionally vague.

Read full article »

DHS Seeks To Deport Migrant Youth Amid System 'Meltdown'

U.S. Department of Homeland Security Secretary Kirstjen Nielsen has asked Congress for the authority to deport unaccompanied Central American migrant children and detain families ahead of court hearings, citing a "systemwide meltdown."

Read full article »

DHS To Add 30K H-2B Visas, Calls On Congress To Raise Cap

The U.S. Department of Homeland Security said Friday it will set aside an additional 30,000 H-2B visas this year for temporary migrant workers, marking the third consecutive year that the agency has made room for extra visas amid calls on Congress to raise the statutory cap.

Read full article »

Scholars Back Bill To Curb President's Travel Ban Powers

Dozens of immigration law professors and scholars on Friday threw their support behind upcoming draft legislation to curb the president's authority under the law that allowed President Donald Trump to hand down his so-called travel ban targeting citizens from several Muslim-majority nations.

Read full article »

TELECOMMUNICATIONS

Ohio Town Passed Law To Thwart Cell Tower, Suit Says

An Ohio village passed a law to retroactively limit the height of structures within city limits after learning a wireless tower company broke ground on a then-legal cell tower project, according to a suit filed Thursday in Ohio federal court.

Read full article »

TAX

Split 9th Circ. Nixes Koch Bros. Foundation's Donor List Fight

In a published decision Friday, a split en banc Ninth Circuit declined to reconsider an earlier ruling upholding a California law requiring charitable organizations to disclose to the state information on their biggest donors, much to the chagrin of two conservative advocacy groups, including one founded by the Koch brothers.

Read full article »

Wayfair Rules To Take Effect In Calif., But Fast Changes Loom

California is set to change the national sales tax landscape Monday by enacting provisions that would require remote sellers to collect and remit sales tax to the state — but under rules that the state Legislature could change within days.

Read full article »

Federal Reserve Bank of Boston
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Judicial Conference of the United States
NATO
National Park Service
National Security Agency
Office of the Comptroller of the Currency
Securities and Exchange Commission
Small Business Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
World Trade Organization

EXPERT ANALYSIS

How The SEC's New Filing Rule Addresses Data Security

The U.S. Securities and Exchange Commission recently issued an interim final rule changing its requirements for when and how certain investment funds must file monthly reports, which should alleviate some industry concerns about the security of sensitive data that funds must transmit to the SEC, say attorneys at Dechert.

Read full article »

Proposed Foreign Income Tax Regs Were Worth The Wait

On March 6, the U.S. Department of the Treasury proposed taxpayer-friendly regulations on the new Internal Revenue Code foreign income tax section, opening the door for U.S. companies to leverage the direct foreign sales corporate tax rate benefit, says Rick Minor of Womble Bond Dickinson.

Read full article »

Managing Gov't Supply Chain In An Age Of Protectionism

Aerospace, defense and government services companies must be prepared for significant supply-chain management challenges from the U.S., including recent efforts to encourage government contractors to use U.S.-manufactured materials, more aggressive enforcement of customs and duties laws, and increased enforcement under the False Claims Act, say attorneys at Hogan Lovells.

Read full article »

Tax Perspectives On Kisor V. Wilkie: Part 1

On March 27 the U.S. Supreme Court heard oral argument in Kisor v. Wilkie, a veterans' benefits case that could drastically change the nature of federal, state and local tax controversies, say attorneys at Eversheds Sutherland.

Read full article »

LEGAL INDUSTRY

Analysis

3 Mistakes Law Firms Make Dealing With Attorney Addiction

Law firms can go astray in numerous ways when faced with an attorney who is struggling with a substance abuse problem, and an inappropriate response could harm the individual and the organization. Here are three common pitfalls for firms in approaching attorney addiction.

Read full article »

Thomas Rejects Retirement, Says Faith Enhances His Oath

U.S. Supreme Court Justice Clarence Thomas squashed retirement rumors over the weekend at a Pepperdine School of Law dinner and said his religious faith makes him more diligent, and not biased, in his duties.

Read full article »

Analysis

Rosenstein Built A Policy Legacy, One Tweak At A Time

While history will remember Deputy U.S. Attorney General Rod Rosenstein for his pivotal role overseeing the Mueller investigation, he also left a quieter legacy of clarifying and streamlining policies and supporting U.S. Department of Justice prosecutors.

Read full article »

Bush v. Gore Atty Calls Arrest Account 'Substantially Untrue'

Miami-based attorney Joseph Klock Jr., known for his role in the legal battle over the 2000 presidential election, is disputing the police account of events that led to him being charged with resisting arrest as police investigated a possible shooting on his property.

Read full article »

Pelvic Mesh MDL Fee Committee Accused Of Self-Dealing

A group of firms that worked on cases for plaintiffs in the multidistrict litigation over pelvic mesh implants has accused fee committee members of self-dealing and obscuring the process of divvying up the case's proceeds.

Read full article »

Interview

Bouchard Steers Tight Chancery Court Ship Into The Future

Wary of rising and more complex caseloads and competing business litigation venues, Delaware's Chancery Court is quietly tightening courtroom schedules and giving closer scrutiny to fast-track requests, Chancellor Andre G. Bouchard told Law360 in an exclusive interview this week.

Read full article »

Linklaters Managing Partner Reappointed To Three-Year Term

International powerhouse Linklaters LLP announced Friday it has reappointed its firmwide managing partner to another three-year term, stressing the quality of legal work during his tenure.

Read full article »

WilmerHale Hires Back Former SEC Commish From Mylan

Mylan's Chief Legal Officer and former SEC Commissioner Daniel Gallagher is set to leave the pharmaceutical giant and rejoin WilmerHale as the law firm's securities department deputy chair, according to a Friday announcement.

Read full article »

The Top In-House Hires Of March

The high-profile legal department hires and promotions of March included appointments at Wells Fargo, Comcast, Ticketmaster, Dunkin' and the FDIC. Here, Law360 looks at these and some of the other top in-house announcements from the past few weeks.

Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

General counsel named 18 attorneys for their unwavering commitment to clients in a new report, the U.S. House passed a bill to toughen the Equal Pay Act, and Harvard law students escalated their pressure to end so-called coercive contracts in the legal industry. These are some of the stories in legal news you may have missed in the past week.

Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Read full article »

Podcast

Law360's Pro Say: There's Corn Syrup In The Beer!

The beer wars moved from the barroom to the courtroom this week, as MillerCoors filed a false advertising lawsuit over Bud Light ads that say Miller Lite is made with corn syrup. Those ads might be technically true, but on this week's Pro Say our own Bill Donahue walks us through why that might not matter.

Read full article »

JOBS

Search full listings or **advertise your job opening**

Immigration Attorney
Howard & Howard
Chicago, Illinois

Telecommunications Associate - Mid Level - Portland
Davis Wright Tremaine LLP
Portland , Oregon

Pro Bono Fellowship: Any McCarter & English Office
McCarter & English, LLP
Newark, New Jersey

LAW FIRMS

Jones Day
Quinn Emanuel
Dorsey & Whitney
Hogan Lovells
Kirkland & Ellis
Mayer Brown
McCarter & English
Sidley Austin
Aylstock Witkin
Baker Botts
BakerHostetler
Berg & Androphy
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Bryan Cave
Clark Love
Connell Foley
Cornerstone Law Group
Covington & Burling
Crowell & Moring
DLA Piper
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Day Pitney
Dechert
Dentons
Eckert Seamans
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Eversheds Sutherland
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Friedlander & Gorris
Greenbaum Rowe
Greenberg Traurig

Holland & Hart
Holland & Knight
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Milligan Pusateri Co LPA
Morgan Lewis
Morrison & Foerster
Motley Rice
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Partridge Snow
Paul Hastings
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Shaw Keller
Skadden
Sonosky Chambers
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COMPANIES

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American Civil Liberties Union
Google Inc.
Sierra Club
Twitter Inc.
Wal-Mart Stores Inc.
Wells Fargo & Co.
AT&T Inc.
Ahtna Inc.
Akorn Inc.
Alliance Defending Freedom
Amazon.com Inc.
American Bankers Association
American Enterprise Institute
Anheuser-Busch Inbev SA/NV

Apple Inc.
Applebee's International Inc.
Avalara Inc.
BB&T Corp.
BP p.l.c.
BTI Consulting Group Inc.
Baskin-Robbins Inc.
Bass Pro Shops
Boston Scientific Corp.
Cabela's Inc.
California Trucking Association
Chevron Corp.
Citigroup Inc.
Coinbase Inc.
Comcast Corp.
CoreLogic Inc.
Dunkin' Brands Group Inc.
Dynamex, Inc.
Electronic Privacy Information Center
Essendant Inc.
Ethiopian Airlines Enterprise
Facebook
Fannie Mae
Federalist Society
Fifth Third Bancorp
Fresenius Kabi AG
Fresenius Medical Care AG & Co. KGAA
Hazelden Betty Ford Foundation
Infosys Ltd.
Instagram Inc.
International Business Machines Corp.
Johnson & Johnson
KBW, Inc.
Lloyds Banking Group PLC
Magnetar Capital LLC
Metro-Goldwyn-Mayer Studios Inc.
Meyers, Harrison & Pia LLC
Microsoft Corp.
MillerCoors LLC
Monsanto Co.
Morgan Stanley
Mylan NV
National Employment Law Project
Natural Resources Defense Council
New Century Financial
New Jersey Civil Justice Institute
New Jersey State Bar Association
New York Times Co.
Nike Inc.
NxStage Medical, Inc.
Panera Bread Company
Planned Parenthood Federation

Point72 Asset Management LP
Publix Super Markets Inc.
Purdue Pharma LP
Red Hat Inc.
Shire PLC
Staples Inc.
Stryker Corp.
Suntrust Banks Inc.
TechFreedom
The Boeing Company
Ticketmaster Entertainment, Inc.
TowerCo LLC
TransCanada Corporation
Treasury Wine Estates Ltd.
UnitedHealth Group Inc.
Wayfair LLC
Wilmington Trust Corp.
Zappos.com Inc.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of State
Federal Trade Commission
Internal Revenue Service
Centers for Medicare & Medicaid Services
Federal Aviation Administration
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Senate
Alaska Legislature
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
California Attorney General's Office
California Department of Tax and Fee Administration
California Environmental Protection Agency
California Labor and Workforce Development Agency
California State Treasurer's Office
California Supreme Court
Defense Acquisition Regulations System
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.

Federal Reserve Bank of Boston
Federal Reserve System
Food and Drug Administration
Judicial Conference of the United States
NATO
National Park Service
National Security Agency
Office of the Comptroller of the Currency
Small Business Administration
U.S. Department of Transportation
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U.S. Immigration and Customs Enforcement
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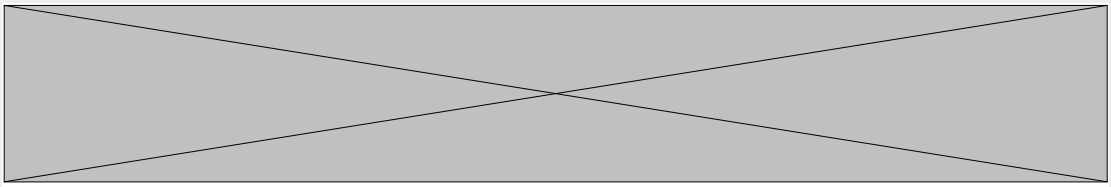
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: City of Las Vegas
Sent: Fri 2/8/2019 1:48:48 AM
Subject: City Of Las Vegas March 2019 Senior Special Events



David Riggleman | Director of Communications | 702.229.2207

Thursday, Feb. 7, 2019 | **FOR IMMEDIATE RELEASE**

MEDIA CONTACT: MARGARET KURTZ | 702.229.6993 | 702.249-1828

City Of Las Vegas March 2019 Senior Special Events

Las Vegas Residents Invited To Celebrations, Luncheons & Activities At City Centers

The city of Las Vegas active adult and senior centers offer exercise, fitness, craft, arts, dance, music and computer classes; cards; games; discussion and social groups; luncheons; sports; and special events Monday through Friday to residents age 50 and better. Many of these activities contribute to wellness and a healthy lifestyle. A listing of classes and activities is published in the Beyond the Neon Leisure Guide, available online at www.lasvegasParksandRec.com and in the centers. All activities are subject to change. **Most activities require $10 annual membership in city of Las Vegas Active Adult/Senior Citizen Programs, available at all senior and active adult centers.** Active adults ages 50+ can subscribe here to receive a monthly email about upcoming events and activities, or text LV SENIORS to 468-311.

Breakfast: MMM Muffins! (ages 50+)
Friday, March 1, 9:30 a.m.
Cost: $5. Advance registration required by Feb. 27.
Lieburn Senior Center; 6230 Garwood Ave., 702-229-1600.
Make new friends while you enjoy muffins, scrambled eggs and bacon for breakfast.

Bunco (ages 50+)
Wednesday, March 6, 10 a.m. to 12:30 p.m.
Cost: $5. Advance registration required. Registration opens Feb. 19.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Play bunco and enjoy a light lunch. Call 702-229-1702 for information and registration.

Southern Nevada Reservoir & Wetland Nature Walk (ages 50+)
Wednesday, March 6, 11 a.m.
Cost: $5; bring lunch. Advance registration required by Feb. 28; space is limited.
Doolittle Senior Center, 1930 N. J St., 702-229-6125.

Tour the Southern Nevada water plant and enjoy the Wetland Nature Park walking trail. Call 702-229-6125 for information and registration.

Henderson Bird Viewing/Cactus Garden/Black Bear Diner Lunch (ages 50+)
Thursday, March 7, 9:30 a.m.
Cost: $5.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Enjoy bird watching, cacti viewing, and lunch at the Black Bear Diner. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

Toga Party (ages 50+)
Friday, March 8, 11:30 a.m.
Cost: $5, includes lunch. Advance registration required.
Derfelt Senior Center in Lorenzi Park, 3343 W. Washington Ave., 702-229-6601.
Put on that toga and come party! Call 702-229-6601 for information and registration.

St. Patrick's Day Luncheon (ages 50+)
Wednesday, March 13, 11:30 a.m. to 1 p.m.
Cost: $8. Advance registration required.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Call 702-229-1702 for information and registration.

Luck of the Irish Lunch (ages 50+)
Thursday March 14, 11 a.m.
Cost: $6. Advance registration required by Feb. 28.
Doolittle Senior Center, 1930 N. J St., 702-229-6125.
Wear green to celebrate your inner Celtic with a traditional Irish meal of corn beef and cabbage. Call 702-229-6125 for information and registration.

St. Patrick's Day Luncheon (ages 50+)
Thursday, March 14, 11:30 a.m.
Cost: $6.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Enjoy a tasty Irish lunch complete with corned beef and cabbage. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

St. Patrick's Day Lunch (ages 50+)
Friday, March 15, 11:30 a.m.
Cost: $7. Advance registration required.
Derfelt Senior Center in Lorenzi Park, 3343 W. Washington Ave., 702-229-6601.
Enjoy a traditional St. Patrick's Day lunch. Call 702-229-6601 for information and registration.

Annual Irish luncheon (ages 50+)

Friday, March 15, 11:30 a.m.
Cost: $6. Advance registration required by March 13.
Lieburn Senior Center; 6230 Garwood Ave., 702-229-1600.
Shenanigans are ahead. Enjoy corned beef, cabbage, red potatoes, juice, coffee and dessert.

Bingo (ages 50+)
Wednesday, March 20, 11 a.m. to 12:30 p.m.
Cost: $5. Advance registration required. Registration opens Feb. 19.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Play bingo and enjoy a dessert. Call 702-229-1702 for information and registration.

Fit to a T (ages 50+)
Wednesday, March 27, 10:30 a.m.
Free and open to the public ages 50+.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Hear valuable information on prevention and care for osteoporosis, joint, and bone health, presented by the U.S. Bone & Joint Initiative. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

Outsmart the Scammers Lunch (ages 50+)
Friday, March 29, 11 a.m.
Free and open to seniors ages 50+.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Enjoy a light lunch and a valuable presentation on fraud. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

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Mayor Carolyn G. Goodman | Mayor Pro Tem Lois Tarkanian
Stavros S. Anthony | Bob Coffin | Steven G. Seroka | Michele Fiore | Cedric Crear
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From: Public Policy Law360
Sent: Wed 8/7/2019 8:00:10 AM
Subject: 2nd Circ. Revives Palin's Libel Case Against New York Times

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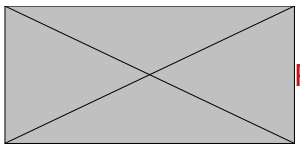

PUBLIC POLICY.

Wednesday, August 7, 2019

TOP NEWS

2nd Circ. Revives Palin's Libel Case Against New York Times

The Second Circuit on Tuesday revived a defamation lawsuit filed by Sarah Palin against The New York Times over an editorial linking her political ads to the 2011 mass shooting that wounded U.S. Representative Gabrielle Giffords, citing procedural errors by a lower judge.

Opinion attached | Read full article »

Analysis

Trump Has Few New Legal Tools In Chinese Currency Squeeze

President Donald Trump's decision to formally label China a currency manipulator represents a toughening of the administration's posture toward Beijing, but legal constraints and his aggressive enforcement efforts over the past year leave him with little room to take new action against the Chinese government.

Read full article »

Texas Panel Axes Suit Over Atty's Courtroom Statements

A Texas lawyer convinced a panel of Houston appellate justices on Tuesday that a lawsuit brought against him by a client's ex-husband, stemming from statements the attorney made in a divorce proceeding, should be dismissed under a state free speech law.

Opinion attached | Read full article »

Texas Defeats EEOC Background Check Guidance At 5th Circ.

The Fifth Circuit struck down Obama-era U.S. Equal Employment Opportunity Commission guidance Tuesday that urged employers to limit their use of criminal background checks in hiring, backing a challenge from the state of Texas, which bars some felons from holding certain state jobs.

Decision attached | Read full article »

Trump Org. Rips Deal To Pay Cohen's Legal Fees As 'Made Up'

An attorney for the Trump Organization on Tuesday urged a New York state judge to dismiss a suit brought by President Donald Trump's imprisoned former attorney

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Cosgrove Eisenberg
Cravath Swaine
Crowell & Moring
Dechert
Dhillon Law Group
Eckert Seamans
Eversheds Sutherland
Fox Rothschild
Freeman Mathis
Gibson Dunn
Gilbert LLP
Gordon & Rees
Haynes and Boone
Hirsch & Westheimer
Hogan Lovells
Holland & Hart

Michael Cohen who claims he's contractually owed millions of dollars in legal fees and costs, saying no such deal exists.

Read full article »

Trump Signs Bilateral Tax Treaty Protocols With 4 Nations

President Donald Trump signed protocols amending bilateral tax treaties with Switzerland, Japan, Spain and Luxembourg, according to two people familiar with the matter.

Read full article »

Wine Bar's DC Circ. Appeal Looks To Revive Trump Hotel Row

A wine bar suing to force President Donald Trump to relinquish his stake in the Trump International Hotel has urged the D.C. Circuit to reverse a lower-court decision that tossed its suit, saying the case should be moved back to the local trial court.

1 document attached | Read full article »

BANKING & SECURITIES

Alternative Data Use Can Expand Credit Access, CFPB Says

A review of fintech lending company Upstart's practices painted a favorable picture of its nontraditional data use, which allows it to provide more, and cheaper, loans to those who might otherwise struggle to secure credit, the Consumer Financial Protection Bureau said Tuesday.

Read full article »

Union Pension Safety Net On Track To Tank By 2025

The federal program that insures 10 million union members' pensions is on track to run out of money by the end of 2025, Pension Benefit Guaranty Corp. Director Gordon Hartogensis said Tuesday.

Read full article »

ENERGY & ENVIRONMENTAL

Energy Background An Asset, New EPA Regional Head Says

The newly appointed head of the U.S. Environmental Protection Agency region that includes Texas, Oklahoma and other energy-producing states told Law360 Tuesday that he'll draw on his experience in the energy industry to help the agency enhance economic growth.

Read full article »

BP Wants In On BLM Fracking Permits Challenge

A BP subsidiary and an energy company have asked a New Mexico federal court to let them intervene in a challenge from environmental groups to the Bureau of Land Management's approval of more than 250 oil and gas drilling permits in New Mexico's Mancos Shale.

1 document attached | Read full article »

Enviros Seek To Block Border Wall In Ariz. Wilderness Areas

Green groups asked a D.C. federal judge on Tuesday to halt construction of the Trump administration's border wall in three Arizona wilderness areas, saying the barrier will irreversibly harm endangered species and ruin pristine habitat on both sides of the border.

Kellogg Hansen
LeClairRyan
Lewis Baach
Michael Best
Mintz Levin
Modus Law
Morgan Lewis
Mukasey Frenchman
Paul Weiss
Pepper Hamilton
Polsinelli
Quarles & Brady
Seyfarth Shaw
Simpson Thacher
Skadden
Tarter Krinsky
Thompson & Knight
Venable LLP
Western Environmental Law Center
Williams Mullen
Willkie Farr
Zuckerman Spaeder

COMPANIES

1-800 Contacts Inc.
AT&T Inc.
AbbVie Inc.
Allergan PLC
Amazon.com Inc.
American Airlines Group Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Immigration Council
Animal Legal Defense Fund
Apple Inc.
Bayer AG
Broadcom Ltd.
Brocade Communications Systems Inc.
Cable News Network Inc.
Center for Biological Diversity
Cephalon Inc.
Charter Communications Inc.
Chevron Corp.
Comcast Corp.
Council on Foreign Relations
Credit Suisse Group AG
Cumulus Media Inc.
Defenders of Wildlife
Endo International PLC

Motion attached | Read full article »

EPA's Artificial Turf Study Is Lacking, Enviros Say

The U.S. Environmental Protection Agency doesn't have the scientific research to back up its conclusion that there is a low risk of human exposure to harmful chemicals in artificial turf, environmental groups said Tuesday in an administrative complaint.

Complaint attached | Read full article »

MEDIA & ENTERTAINMENT

FCC Dings Cumulus For Failing To ID Broadcast Sponsors

The Federal Communications Commission has fined four Cumulus Media radio station units $233,000 total for failing to air sponsor identifications, according to a notice released Tuesday, but a Democratic commissioner decried the penalty for a consent decree violation as inadequate, saying "savvy lawyers" will take notice.

Notice attached | Read full article »

Leased Access Flouts First Amendment, Cable Orgs Tell FCC

The Federal Communications Commission should walk back the so-called leased access regime that guarantees independent programmers access to channel capacity, cable groups have said, arguing it places undue restrictions on editorial decisions and that changes in technology now give lower-profile programmers plenty of platforms to distribute their content.

☒ *6 documents attached* | Read full article »

COMPETITION

GOP Sens. Ask DOJ To Widen View Of Broadcast Competition

Six Republican senators announced their support for changing the way broadcast television stations are regulated in a letter to the Justice Department's antitrust head Monday, after reports that the department has been considering changes that could lower the barrier for broadcast mergers.

Letter attached | Read full article »

GOVERNMENT CONTRACTS

Sens. Ask DOD Chief If Politics Influenced $10B JEDI Pause

Two senior Democratic senators asked Defense Secretary Mark Esper to explain whether his "abrupt" recent decision to pause the contentious solicitation for a $10 billion cloud software contract was due to political pressure from outside the Pentagon.

Letter attached | Read full article »

TAX

Trump Campaign, GOP Sue California Over Tax Return Law

President Donald Trump and the Republican National Committee sued the state of California Tuesday, alleging that a week-old law requiring the president and other candidates to furnish tax returns before they could appear on the state's primary ballot is unconstitutional.

☒ *2 documents attached* | Read full article »

Essendant Inc.
Flipkart Internet Pvt. Ltd.
Florida Hospital
GW Pharmaceuticals PLC
Google Inc.
Hess Corp.
Impax Laboratories, Inc.
Indivior PLC
International Business Machines Corp.
Judicial Watch Inc.
Kohl's Corp.
LinkedIn Corp.
Major Lindsey & Africa
Make the Road New York
Monsanto Co.
National Association of Attorneys General
National Association of Broadcasters
Netflix Inc.
New York Times Co.
Orbital ATK Inc.
QUALCOMM Inc.
Reckitt Benckiser Group PLC
Red Hat Inc.
Sierra Club
Spectrum Management Holding Co.
Spotify Technology SA
Staples Inc.
Suntrust Banks Inc.
Sycamore Partners Management LLC
Teva Pharmaceutical Industries Ltd.
The Williams Cos. Inc.
Tronox Ltd.
Trump Organization Inc.
Twitter Inc.
U.S. Airways Group Inc.
ViroPharma Incorporated
WPX Energy Inc.
Wal-Mart Stores Inc.
YouTube Inc.

GOVERNMENT AGENCIES

Bureau of Land Management
California Secretary of State
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity

EU Wants To Make Payment Providers Help Fight VAT Fraud

European Union countries want rules to require payment service providers to keep data as part of an effort to eliminate value-added tax fraud and they plan to discuss a proposal on the topic next month, EU documents said Tuesday.

2 documents attached | Read full article »

State-Level Chevron Deference Worries Overblown, Atty Says

As criticisms mount against the federal Chevron deference principle that gives the Internal Revenue Service wide latitude to interpret the scope of ambiguous federal rules, that precedent doesn't typically apply at the state level, a tax attorney said Tuesday.

Read full article »

Mass. Bill Seeks 5% Streaming Tax On Digital Entertainment

A Massachusetts lawmaker has filed legislation that would levy a 5% tax on the gross revenues of a range of digital entertainment companies in what he characterized as a bid to modernize the tax code's treatment of media.

Bill attached | Read full article »

IMMIGRATION

Activists Sue DHS Over 'Illegal' Expedited Deportation Rule

Immigrant advocates sued the Trump administration in D.C. federal court Tuesday over its attempt to vastly expand its authority to fast-track deportations, arguing that the move violates administrative law and immigrants' constitutional rights.

Complaint attached | Read full article »

DHS Sued For Info On Teens Transferred To ICE Custody At 18

A Miami-based legal aid organization has sued the U.S. Department of Homeland Security and U.S. Immigration and Customs Enforcement for failing to cough up documents about the procedures for children who "age out" of custody of the Office of Refugee Resettlement and are transferred to ICE detention.

Complaint attached | Read full article »

TELECOMMUNICATIONS

Broadcast Group Warns Of 5G Creep In C-Band Reallocation

An executive at the National Association of Broadcasters pressed the Federal Communications Commission to not get greedy when rewiring parts of a satellite spectrum band to support 5G mobile networks, as he blogged Monday that the agency could stymie broadcast innovations if it reallocates more spectrum than originally planned.

Read full article »

WHITE COLLAR

Boston City Hall Extortion Case Now In Jury's Hands

Two Boston City Hall aides asked, not demanded, that the organizers of a music festival hire union labor in 2014, their attorneys argued during closing arguments in federal court Tuesday before deliberations began in a closely watched extortion trial.

Read full article »

Commission
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Monetary Fund
Overseas Private Investment Corp.
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
Texas Supreme Court
U.S. Attorney's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Second Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Treasury
U.S. District Court for the District of Massachusetts
U.S. District Court for the District of New Mexico
U.S. District Court for the Eastern District of California
U.S. District Court for the Southern District of Florida
U.S. District Court for the Southern District of New York
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

EXPERT ANALYSIS

Evaluating The Efficacy Of FCC's New Foreign Robocall Rules

While there is some evidence that the federal government can effectively target unwanted robocalls from bad actors overseas, the Federal Communications Commission's new international authority may be not be enough to deter international callers, say Robert Gastner and Horace Payne at Eckert Seamans.

Read full article »

Unprecedented Agency Divergence On Antitrust Enforcement

Recent clashes between the Federal Trade Commission and the U.S. Department of Justice — in the Qualcomm antitrust case, for example — raise serious questions of fairness, efficiency and good government, says Gregory Luib of Dechert.

Read full article »

Considering The Current And Future Legality Of CBD

As CBD products grow in popularity, the U.S. Food and Drug Administration's unclear enforcement intentions and individual state regulation efforts contribute to an overall state of confusion that may hinder new drug research, say attorneys at Haynes and Boone.

Read full article »

Employers Face Expanded Time Limits For Sex Abuse Suits

Numerous state laws have recently been amended to allow much larger windows of time in which plaintiffs may file civil lawsuits based on sexual abuse claims. Organizations that employed alleged abusers should prepare for increased exposure to litigation for incidents that happened decades ago, say Jason Meyer and Ramesses Surban of Gordon & Rees.

Read full article »

LEGAL INDUSTRY

Global 20: Hogan Lovells

Hogan Lovells has enjoyed another banner year of cross-border work in and out of the courtroom, from advising a $16 billion deal that saw Walmart take a majority stake in an Indian e-commerce firm to fighting for the rights of migrant children separated from their families at the U.S. border, landing the firm on Law360's Global 20 for the ninth year in a row.

Read full article »

What Young Lawyers Are Getting Wrong

Young attorneys enter law firms full of ambition and motivation to succeed, but there are a number of major mistakes many of them end up making. Here, law firm leaders reflect on the biggest blunders they see new lawyers make.

Read full article »

Ex-Skadden Atty Shaves Lying Charge Ahead Of FARA Trial

Just days before the start of his federal criminal trial, ex-Skadden partner Gregory Craig scored a victory Tuesday with the dismissal of one of two false-statement charges he faced.

Read full article »

2 Venable Partners Accused Of Verbal Abuse, Sex Bias

A legal secretary claims two Venable partners verbally abused her for years, culminating in an incident that resulted in a panic attack and a trip to the emergency room, according to a sex discrimination suit filed in California state court.

Read full article »

Clark Hill Nabs 4 Attys Amid LeClairRyan Dissolution Buzz

A four-person team of labor and employment lawyers will be the latest to leave LeClairRyan amid rumors that a dissolution of the Virginia-based firm is in the works. The attorneys will be joining Clark Hill PLC, a representative for that firm confirmed to Law360 on Tuesday.

Read full article »

American Airlines Lands Willkie Partner To Fill GC Seat

American Airlines Group on Monday named a Willkie partner and former lawyer for the U.S. Department of the Treasury to lead its legal affairs team as senior vice president and general counsel.

Read full article »

'Students For Trump' Founder Cops To Legal Services Fraud

A 23-year-old Tennessee man who co-founded the “Students for Trump” political group while a college sophomore copped to a fraud conspiracy charge in Manhattan on Tuesday, after he was accused of mimicking profiles of Cravath Swaine & Moore LLP partners and giving bogus advice.

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Dechert
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Fox Rothschild
Freeman Mathis
Gibson Dunn
Gilbert LLP
Hirsch & Westheimer
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LeClairRyan
Lewis Baach
Michael Best
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Modus Law
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National Association of Broadcasters
Sierra Club
Trump Organization Inc.
Twitter Inc.
1-800 Contacts Inc.
AbbVie Inc.
Allergan PLC
American Airlines Group Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Immigration Council
Animal Legal Defense Fund
Apple Inc.
Bayer AG
Broadcom Ltd.
Brocade Communications Systems Inc.

Cable News Network Inc.
Center for Biological Diversity
Cephalon Inc.
Charter Communications Inc.
Chevron Corp.
Comcast Corp.
Council on Foreign Relations
Cumulus Media Inc.
Defenders of Wildlife
Endo International PLC
Essendant Inc.
Flipkart Internet Pvt. Ltd.
Florida Hospital
GW Pharmaceuticals PLC
Google Inc.
Hess Corp.
Impax Laboratories, Inc.
Indivior PLC
International Business Machines Corp.
Judicial Watch Inc.
Kohl's Corp.
LinkedIn Corp.
Major Lindsey & Africa
Make the Road New York
Monsanto Co.
National Association of Attorneys General
Netflix Inc.
New York Times Co.
Orbital ATK Inc.
QUALCOMM Inc.
Reckitt Benckiser Group PLC
Red Hat Inc.
Spectrum Management Holding Co.
Spotify Technology SA
Staples Inc.
Suntrust Banks Inc.
Sycamore Partners Management LLC
Teva Pharmaceutical Industries Ltd.
The Williams Cos. Inc.
Tronox Ltd.
U.S. Airways Group Inc.
ViroPharma Incorporated
WPX Energy Inc.
Wal-Mart Stores Inc.
YouTube Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
European Commission

Executive Office of the President
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of the Treasury
Food and Drug Administration
U.S. Court of Appeals for the Second Circuit
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
Bureau of Land Management
California Secretary of State
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Union
Federal Bureau of Investigation
Federal Trade Commission
Government Accountability Office
Internal Revenue Service
International Monetary Fund
Overseas Private Investment Corp.
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
Texas Supreme Court
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. District Court for the District of Massachusetts
U.S. District Court for the District of New Mexico
U.S. District Court for the Eastern District of California
U.S. District Court for the Southern District of Florida
U.S. District Court for the Southern District of New York
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Rail Group News
Sent: Fri 9/21/2018 9:01:18 AM
Subject: Canada speeds up tank car phase-outs

Trouble viewing this email? Read it online

Canada speeds up tank car phase-outs

Transport Canada on Sept. 19 issued Protective Direction 39, which accelerates phase-out of non-jacketed (no thermal layer of protection) CPC-1232 tank cars for crude oil service as of Nov. 1, 2018, 17 months earlier than originally mandated. **Full Article**

Miller resigns as president of R. J. Corman Railroad Co.

Miller began working at R. J. Corman Railroad Company in 2010 following a 20-year career with Norfolk Southern. During his time at R. J. Corman, the company acquired two shortline railroads—the Texas Line and the Carolina Lines. **Full Article**

Opinion: Amtrak's unintended consequences

Underlying the ancient aphorism “be careful what you wish for…because you might get it” is the law of unintended consequences. That law applies in full force to Amtrak’s current campaign to eliminate its long-distance, interregional services. **Full Article**

Siemens and DB sign Ideas Train cooperation

Siemens Mobility and German Rail signed a cooperation agreement at Innotrans 2018 to collaborate on the Ideas Train, a project to develop and showcase ideas for the future of passenger rail. **Full Article**

CONFERENCES

Next-Generation Train Control Conference 2018
October 18-19, 2018
Philadelphia, PA

View all Conferences >

INDUSTRY EVENTS

InnoTrans 2018
September 18-21, 2018

Western Railway Club meeting
October 09, 2018

Big Data in Railroad Maintenance Planning Conference
December 13-14, 2018

View all Industry Events >

Fuhrmann joins HDR in Minneapolis

Mark Fuhrmann, a 25-year veteran of Minneapolis' Metropolitan Council, has joined HDR as a senior project manager based in the Minneapolis engineering office, with responsibility for projects in the Minnesota and Wisconsin region. **Full Article**

Zmudzinski joins WSP

Robert Zmudzinski has been appointed Vice President and National Rail Systems Engineering Manager in New York, with responsibility for leading the firm's transit and rail systems engineering and business development across the U.S. **Full Article**

WMATA OIG to review Silver Line concrete concerns

Concerns have been raised about the quality of concrete used in the project and other issues. In August, a Silver Line contractor pleaded guilty to conspiracy to commit wire fraud and admitted to falsifying data regarding concrete quality. **Full Article**

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Railway Age, IRJ, RT&S and REB
55 Broad St, 26th Floor

New York New York 10004
United States

This email is intended for cgoodman@lasvegasnevada.gov.
Update your preferences

To: Carolyn Levering[clevering@LasVegasNevada.GOV]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 4/11/2016 9:31:28 PM
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Thank you. Done…copy to you, CL.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Carolyn Levering
Sent: Monday, April 11, 2016 1:18 PM
To: Carolyn G. Goodman
Cc: Lora Kalkman
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Well, this is certainly…interesting. I do not recall having seen or heard of such communications from this person until now. I will forward the string to the Fusion Center to follow up on. If his message reached Ted Moody prior to his retirement, he would have sent it along to SNCTC as well. If so, they will have a file started on this person and any communications they may have had with him since. His initial warning in May 2014 has yet to pan out and with no specifics to go on, there's not much we can do.

I recommend your response read something to the effect of:

"Mr. Almon, thank you for sharing your concerns about terrorism and its potential impact to the Las Vegas area. I have recently expressed my own concerns directly with Secretary Johnson of the Department of Homeland Security. As a city, we invest in many resources to ensure the safety of the community and the visitors we serve. As you know, we cannot prevent every possible act of violence or terrorism. We work very hard to ensure communication, cooperation and coordination with our local government agencies, the private sector and our state and federal partners to be prepared to achieve our 5 mission areas: prevent, protect, mitigate, respond, recover from terror attack.

I am forwarding your concerns to our Joint Terrorism Task Force and the Southern Nevada Counter Terrorism Center for further investigation. If you have knowledge of ***specific planned targets, modes of attack, or dates and times of planned attack***, please file a SAR (Suspicious Activity Report) as soon as possible with our Counter Terrorism Center. This report may be sent anonymously if so desired."

I hope this is satisfactory for your use. Please let me know if he persists with non-specific information about how much danger we are in. Thank you!

Carolyn M. Levering, MEd, CEM
Emergency Manager
City of Las Vegas
"Building Community to Make Life Better"
Office - (702) 229-0770
clevering@lasvegasnevada.gov
www.LVAlert.com

From: Carolyn G. Goodman
Sent: Monday, April 11, 2016 12:32 PM
To: Carolyn Levering

Cc: Lora Kalkman
Subject: FW: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Are you aware of this individual and any suggested response.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
305 725 2271

EMAIL TO LV COMMANDER

-------- Original Message --------
Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will

see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON
http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

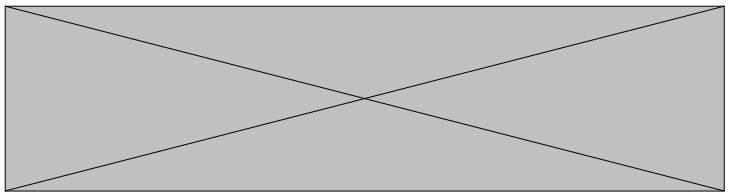
I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries- which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

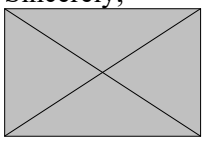
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES
http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: [redacted]
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

[redacted] **(Jerome Almon)**
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almo[redacted].com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95

HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11 terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in

trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be worked out.

"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."

Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.

"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.

Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.

Tighter local security

Local authorities say they've taken the steps they can to bolster security.

Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.

"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."

Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.

The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.

"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.

The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.

"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."

Blue Water Bridge study

Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.

With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.
Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.
Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.
"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html
http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: "[redacted]
Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-
Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION
http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION
http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD
http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL
http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU

http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:

From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: [redacted]
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)

Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and
I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820
Fax: ++44 (0) 207 820

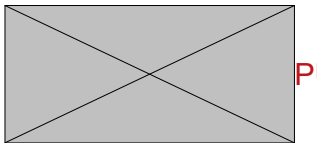
BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 6/28/2019 7:50:51 AM
Subject: The Firms That Won Big At The Supreme Court

EXTERNAL EMAIL



PUBLIC POLICY.

Friday, June 28, 2019

SUPREME COURT REVIEW

The Firms That Won Big At The Supreme Court

Arguing one Supreme Court case is no mean feat, and only a handful of law firms tackled at least three during the latest high court term. Here's a look at those high-profile battles, and which firms emerged victorious once the dust settled.

Read full article »

The New 'Roberts Court' Finds Its Footing

Chief Justice John Roberts is presiding over the most conservative Supreme Court in years. But as the 2018 term showed, the reality is more complicated and the new majority is far weaker than expected.

Read full article »

Breaking Down The Vote: High Court Term In Review

A new junior justice. A growing number of dissents. Tough talk on overturning precedent. Unusual lineups in 5-4 rulings. This term left court watchers wondering: "What's next?"

Read full article »

Supreme Court Says It Can't Police Partisan Gerrymandering

A divided U.S. Supreme Court held Thursday that partisan gerrymandering is "beyond the reach of the federal courts," a major loss for election reformers who had long hoped to curb the practice.

Opinion attached | Read full article »

Analysis

Trump Unlikely To Salvage Census Citizenship Question

President Donald Trump said Thursday he will try to delay the 2020 census to fight the U.S. Supreme Court's decision blocking a question about citizenship status from being included, but attorneys say that, even with more time, he would face an uphill legal battle in defending the administration's rationale for the question.

Read full article »

Justices Block Citizenship Question On Census, For Now

Listen to our new podcast here

LAW FIRMS

Abrams & Bayliss
Arnold & Porter
Benesch Friedlander
Boies Schiller
Bondurant Mixson
Bruce S. Rogow PA
Buschel & Gibbons
Cadwalader Wickersham
Campbell & Williams
Del Sole Cavanaugh
Donnelly Conroy
England Ponticello
Feinberg Jackson
Fisher Phillips
Foley Hoag
Geyser PC
Gibson Dunn
Halloran Farkas
Hogan Lovells
Jenner & Block
Jones Day
Kanji & Katzen
Kellogg Hansen
Kirkland & Ellis
Latham & Watkins
Manatt Phelps
Mark Beck Law
Martin G. Weinberg PC

The U.S. Supreme Court on Thursday blocked adding a citizenship question on the 2020 census, instructing the U.S. Department of Commerce to rectify discrepancies in its explanation for including the question before a lower court.

Opinion attached | Read full article »

High Court Wants To Hear More In Okla. Tribal Murder Case

The U.S. Supreme Court did not release an opinion Thursday on Oklahoma's challenge to a decision throwing out a Muscogee (Creek) Nation member's state court death sentence for a murder on the tribe's reservation, instead putting the case back on its calendar for oral argument next term.

Read full article »

TOP NEWS

Senate Passes $750B Defense Bill Ahead Of Iran Vote

The Senate easily passed a sweeping $750 billion defense policy bill by a vote of 86-8 Thursday, but the chamber delayed until later this week a vote on an amendment that would block any military strike on Iran without congressional approval.

Read full article »

NJ Gov. To Sign Budget, Without Expanded Millionaires' Tax

New Jersey Gov. Phil Murphy said Thursday he will sign a spending package before the July 1 deadline — without an expanded millionaires' tax — eliminating speculation that a budget impasse could trigger a state government shutdown.

Read full article »

FCC Launches New Investigation Into Sinclair-Tribune

The Federal Communications Commission is launching a new inquiry into Sinclair Broadcast Group Inc.'s behavior during its now-scrapped merger with Tribune Media Co., asking for more details on business relationships with potential station buyers that originally raised the commission's ire.

Letter attached | Read full article »

3rd Circ. Pick Advances, But Feinstein Dings His Experience

Four of President Donald Trump's judicial nominees advanced out of the Senate Judiciary Committee on Thursday, including a Third Circuit selection whom Sen. Dianne Feinstein, D-Calif., zeroed in on over his relative lack of experience.

Read full article »

Stone Defends His 'Lonely' Voice, Bashes Media In Gag Fight

Political operative Roger Stone told a D.C. federal court Thursday that it should be more concerned with the media's prejudice against him than it should be about his "lonely" voice, arguing that he did not violate his gag order by posting on Instagram and Facebook.

Response attached | Read full article »

BANKING & SECURITIES

Fed Satisfied With 'Virtually All' Big Banks' Capital Planning

The Federal Reserve Board said Thursday that all the big banks included in its second round of stress testing made it through more or less satisfactorily, though JPMorgan and Capital One needed do-overs on their capital plans while Credit Suisse must still

Mayer Brown
McCracken Stemerman
McDermott Will
McDonald Toole
Milbank LLP
Nixon Peabody
O'Melveny & Myers
Ogletree Deakins
Orrick Herrington
Patterson Belknap
Paul Weiss
Pepper Hamilton
Quinn Emanuel
Remcho Johansen
Ropes & Gray
Sanford Heisler
Scheper Kim
Schulte Roth
Searcy Denney
Seyfarth Shaw
Sidley Austin
Skadden
Stris & Maher
Stroock & Stroock
Sullivan & Cromwell
Van Ness Law Firm
Williams & Connolly
WilmerHale
Zuckerman Spaeder

COMPANIES

Organisation for Economic Co-operation and Development
Accenture PLC
Advantage Solutions Inc.
Allergan PLC
Amazon.com Inc.
American Civil Liberties Union
Apple Inc.
Barclays PLC
Burford Capital LLC
Caesars Entertainment Corp.
Capital One Financial Corp.
Center for Human Rights & Constitutional Law
Charter Communications Inc.
Chevron Corp.
Credit Suisse Group AG
DISH Network LLC
Democratic National Committee
Deutsche Bank AG
Eisai Co.

do some tightening up.

1 document attached | Read full article »

FDIC Streamlining Big-Bank Oversight With New Unit Launch

The Federal Deposit Insurance Corp. said Thursday that it is combining its supervision and resolution functions for bigger, more complex banks into a new unit within the agency, a reorganization that could yield efficiencies for both the regulator and the industry.

Read full article »

WHITE COLLAR

Manafort Pleads Not Guilty To Mortgage Fraud Charges In NY

Paul Manafort pled not guilty to residential mortgage fraud charges in New York state court Thursday, as his attorney said he would challenge the case under the state's double jeopardy laws.

Read full article »

IP & TECHNOLOGY

Removing Huawei Network Parts Could Cost $1B, FCC Told

Replacing Chinese-made components that are believed to threaten U.S. network security would cost up to $1 billion, representatives for rural wireless carriers and equipment-makers told the Federal Communications Commission on Thursday, urging the government to create a separate funding stream for such an endeavor.

Read full article »

Rubio Patent Suit Ban Bill A 'Catastrophe,' Huawei Says

It would be a "catastrophe for global innovation" should a measure to block Huawei from defending its intellectual property in U.S. courts succeed, the Chinese tech giant's chief legal officer said Thursday.

Read full article »

EMPLOYMENT

Oakland Escapes Bid To Ax Hotel Worker Wage Law

A California federal judge has approved Oakland's bid to toss a suit brought by a trade group to stop the city's enforcement of new wage-and-benefit and room-cleaning requirements in hotels, finding that neither federal nor state standards preempt the new laws.

Order attached | Read full article »

AEROSPACE & DEFENSE

Trump To DOD: Let Military Grads Play Pro Sports Pronto

President Donald Trump has directed the U.S. Department of Defense to let graduates of military academies or the ROTC program defer immediate service in order to play professional sports, a move that breaks with an earlier DOD policy that prohibited the practice.

Read full article »

Eldorado Resorts Inc.
Express Scripts Holding Co.
Facebook Inc.
Federation Internationale de Football Association
Ford Motor Co.
Fox Corp.
General Motors
Getty Images Inc.
Goldman Sachs Group Inc.
Google Inc.
Groupon Inc.
Instagram Inc.
International Institute for Conflict Prevention & Resolution
JPMorgan Chase & Co.
Law Foundation of Silicon Valley
LinkedIn Corp.
Major League Baseball Inc.
Morgan Stanley
Mylan NV
NFL Enterprises LLC
National Center for Youth Law
Natural Resources Defense Council
New York Immigration Coalition
New York Times Co.
New York University
Nokia Corporation
Pacific Investment Management Co.
Parker Drilling Company
Pfizer Inc.
Pharmaceutical Research and Manufacturers of America
Planned Parenthood Federation
Rent-A-Center Inc.
Roivant Sciences Ltd.
Sinclair Broadcast Group Inc.
Spokeo Inc.
State Street Corp.
T-Mobile USA Inc.
Tax Foundation
Telecommunications Industry Association
Tetra Pak International SA
The Florida Bar
The Walt Disney Co.
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
United BioSource Corp.
Wal-Mart Stores Inc.

INTERNATIONAL TRADE

WTO Faults US For Renewable Energy Tax Incentives

A World Trade Organization panel on Thursday backed India in its dispute with the U.S. over clean energy policy, finding that subsidies and local content requirements in eight U.S. states run afoul of international trade rules.

1 document attached | Read full article »

TAX

French Parliament Panel Passes Digital Tax

A French parliamentary committee recently approved a proposed digital tax with plans to ask the government to confirm with the European Commission that the tax is in line with the European Union rules prohibiting state aid.

1 document attached | Read full article »

Wyden Warns Trump Not To Index Capital Gains To Inflation

The leading Democrat on the Senate Finance Committee warned President Donald Trump's administration Thursday against unilaterally indexing capital gains to inflation, saying such a move would be illegal.

Read full article »

NH Lawmakers OK Budget, TCJA Conformity Amid Veto Vow

New Hampshire would largely conform to the federal tax overhaul, initiate switching to single-sales-factor apportionment and raise taxes on businesses under a state budget that lawmakers approved along party lines Thursday despite the governor's vow to veto the bill.

☒ *2 documents attached* | Read full article »

IMMIGRATION

Flores Attys Say Border Facilities Violate Protections For Kids

The attorneys for a class of migrant children urged a California federal court Wednesday to order Texas border facilities be immediately brought up to snuff, following reports that children there are malnourished and living in freezing and unsanitary conditions.

☒ *2 documents attached* | Read full article »

NATIVE AMERICAN

Senate Panel OKs Bill Targeting Tribes' Drug Patent Buys

The Senate Judiciary Committee on Thursday cleared a bill targeting the sale of drug patents to Native American tribes to avoid patent review, against opposition from Democrats who say it's too broad and was obviated by a Federal Circuit decision last year.

☒ *4 documents attached* | Read full article »

TELECOMMUNICATIONS

Washington Post Co.
Weyerhaeuser Co.
World Wrestling Entertainment, Inc.

GOVERNMENT AGENCIES

Confederated Tribes and Bands of the Yakama Nation
Crow Nation
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Supreme Court
Food and Drug Administration
Internal Revenue Service
Office of the U.S. Trade Representative
Santa Ynez Band of Chumash Mission Indians
St. Regis Mohawk Tribe
U.S. Attorney's Office
U.S. Census Bureau
U.S. Copyright Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Supreme Court
World Trade Organization

Rep. Floats Bill To Craft C-Band Spectrum Sale Compromise

A Democratic lawmaker is throwing her plan for the C-band into the ring with a bill that would give the satellite operators currently sitting on that slice of the spectrum a say in deciding how it's reallocated.

Read full article »

EXPERT ANALYSIS

Senate Could Reaffirm Trust Land For Tribes

The U.S. Supreme Court's Carcieri and Patchak decisions have chilled investment in tribal trust land for nearly a decade, but two recent bills, if approved by the Senate, could restore certainty in tribes' sovereignty over trust land, say Robert Ward and Noah Gillespie of Schulte Roth.

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Considering Kisor's Deference Decision In The Tax Context

Wednesday's U.S. Supreme Court decision in Kisor v. Wilkie has particular significance in the tax arena where many regulations promulgated under the Tax Cuts and Jobs Act are arguably ambiguous and for which the IRS could seek Auer deference in the future, says Andrew Roberson at McDermott.

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Why New Tax Housing Subsidies Would Likely Fail

Last week, House representatives introduced a bill that would create a new tax credit for neighborhood revitalization, but research into the outcome of similar place-based investment tax incentives provides reason to hesitate, says Michelle Layser, assistant professor at University of Illinois College of Law.

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Questions For Employers In The Age Of Legalized Cannabis

The labor and employment landscape continues to evolve with cannabis legalization, and the policy considerations get especially complicated when states shift from legalized medical cannabis to legalized recreational cannabis, like Illinois did this week, say Bob Morgan and Margo Wolf O'Donnell at Benesch.

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LEGAL INDUSTRY

Jones Day Seeks To Unmask Jane Doe No. 4 In Sex Bias Suit

Jones Day opposed a former firm attorney's request to proceed anonymously in a suit accusing her ex-employer of sex discrimination after three other women in the suit revealed their names earlier this week, saying Thursday that the case does not include salacious allegations against her.

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Fox Corp. Drafts Sports Division's GC As New Legal Head

Fox Corp. tapped Fox Sports' general counsel and a longtime company executive as its next top lawyer on Thursday, a day after the Fox veteran who had been leading its legal department resigned.

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Cos. Are Ignoring Claims — Legal Finance Could Change That

Chief financial officers say legal finance provides a solution for shrinking your

company's legal spending while also empowering them to pursue valuable claims that would otherwise be left on the table, according to a survey released Thursday by a litigation funder.

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'Varsity Blues' Parents Counter Feds' BigLaw Conflict Claims

Several parents caught up in the "Varsity Blues" college admissions scandal told a Massachusetts federal court Thursday they want to keep their counsel from Latham & Watkins, Nixon Peabody and Ropes & Gray despite federal prosecutors' concerns about the firms' potential conflicts.

Read full article »

Gov't Triumphs Over Atty's Suit Challenging PACER Fees

Yes, the federal government must provide free access to court opinions, but it is also free to decide what filings constitute an opinion, a Florida federal judge ruled Thursday, siding with the government in an attorney's suit challenging PACER fees.

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Fla. Attys Get More Leeway To Claim Expertise In Ads

The Florida Supreme Court on Thursday agreed to relax the guidelines for attorney advertisements by adopting a new rule that will allow lawyers who are not board-certified in a specialty to claim expertise or specialization.

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The Top In-House Hires Of June

Legal department hires and promotions during the first month of summer included high-profile appointments at Fox Corp., Nokia, Rent-A-Center and Northwestern University. Here, Law360 looks at these and some of the other top in-house announcements from the past few weeks.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

The U.S. Supreme Court dominated this week's legal lions and lambs lists, with the American Civil Liberties Union securing a win blocking a citizenship question on the census and Mayer Brown LLP experiencing defeat in gerrymandering litigation.

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COMPANIES

American Civil Liberties Union
Facebook Inc.
Apple Inc.
Credit Suisse Group AG

Fox Corp.
Goldman Sachs Group Inc.
LinkedIn Corp.
New York Immigration Coalition
T-Mobile USA Inc.
Organisation for Economic Co-operation and Development
Accenture PLC
Advantage Solutions Inc.
Allergan PLC
Amazon.com Inc.
Barclays PLC
Burford Capital LLC
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Parker Drilling Company
Pfizer Inc.
Pharmaceutical Research and Manufacturers of America
Planned Parenthood Federation
Rent-A-Center Inc.
Roivant Sciences Ltd.
Sinclair Broadcast Group Inc.
Spokeo Inc.
State Street Corp.

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Telecommunications Industry Association
Tetra Pak International SA
The Florida Bar
The Walt Disney Co.
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
United BioSource Corp.
Wal-Mart Stores Inc.
Washington Post Co.
Weyerhaeuser Co.
World Wrestling Entertainment, Inc.

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BEYOND SOCIAL MEDIA

Leveraging LinkedIn's unseen impact

Has today's news about Microsoft's acquisition of LinkedIn brought the networking site back onto your radar? Actually, it's a lot more than networking now. And it is already affecting how banks market to customers and prospects. Read more

THE HUMAN ELEMENT

Beware insider threats

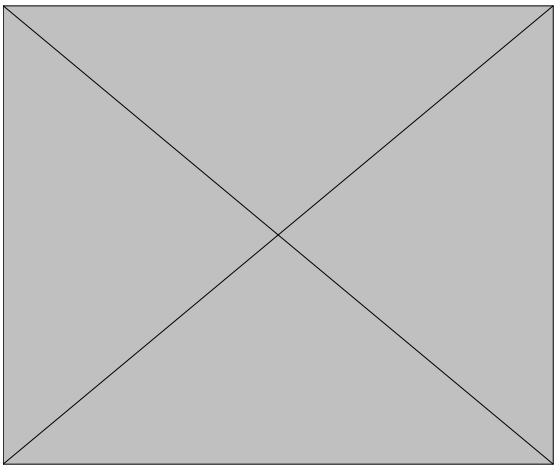
Increasingly, the secret to detecting insider fraud—or its potential—lies in considering the human element of the crime. This means thinking beyond the machine. Read more

CYBER RISKS

Security pros flunk cybersecurity

Speaking of employees and honesty, a major survey of security professionals found that they don't grade themselves too well at preventing and detecting cyberfraud. However, they say they do a great job of reacting to frauds once uncovered. Read more

RETAIL PAYMENTS



MAKING SENSE OF IT ALL

Fintech: Wave of opportunity? Or tsunami of chaos?

Bank-startup collaboration seems likely to keep all parties high and dry, John Ginovsky suggests. But banks must still tread with care. Read more

RISK, ADJUSTED

Raising fintech risk issues

Says Fed Governor Lael Brainard: "While 'run fast and break things' may be a popular mantra in the technology space, it is ill-suited to an arena that depends on trust and

PayPal in the cross-hairs

Financial technology company PayPal has led the nascent mobile person-to-person payment market, but big banks are going after PayPal to defend their current base by debuting faster services and partnerships. Read more

EMV CARDS

That chip-card wait may not be so bad

Yes, people fret over the time taken for chip cards—sometimes—to give the OK. Underwriters Labs found that on average it takes 11 second—a sixth of a minute. But there's more to the chip card story. Read more

INTERNET LENDING

Online lenders talk partnerships

Should bankers try to invent their own online lending wheel? Three online lending firms made a case recently for banks to work with them instead, piggybacking on their experience. Read more

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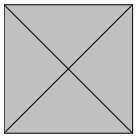

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White Paper: Fast-tracking performance and proficiency of financial services

This white paper from Comcast explores the impact of digital technology in five areas:
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• Enhancing connectivity to support mobile devices. Read more

White Paper: Onboarding mobilely

Mobile Account Opening: Solving the Convenience-Risk Conundrum, a white paper by Mitek, explores the final frontier for bank apps. Mobile dominates

consumer interactions with banks, with the exception of account opening. And yet the solution lies in mobile's unique capabilities. Read more

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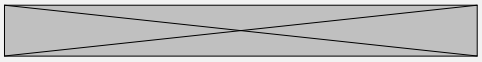
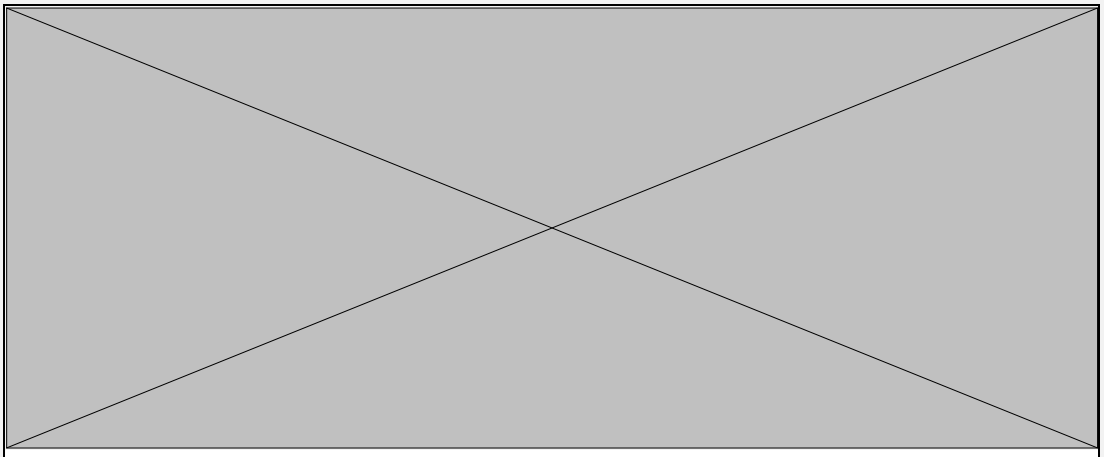
Webinar: Digital Account Opening—New Path to Profitability View in browser





Digital Account Opening—New Path to Profitability

Join Banking Exchange for a complimentary webinar, Digital Account Opening—New Path to Profitability, on **September 20, 2016 at 1:00 p.m. Eastern | 10:00 a.m. Pacific**. As more and more customers turn to mobile and digital channels for their banking needs, industry analysts expect to see a surge in the number of new account applications submitted via mobile devices, as well as the potential for fraud. Financial institutions that embrace and optimize these channels for growth will be well positioned to gain new customers quickly and securely.

During this webinar, you'll learn:

• The importance of a digital account opening process that is both seamless for the applicant and safe for the institution

• How improving this process maximizes the number of consumers approved and impacts top-line growth and overall profitability

• How digital ID scanning and authentication technology represents a potential solution to the risk-convenience dilemma for both mobile and desktop account opening

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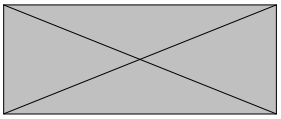
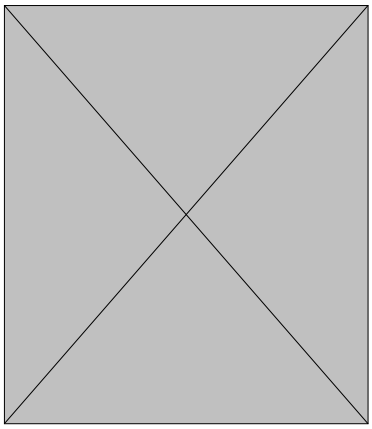
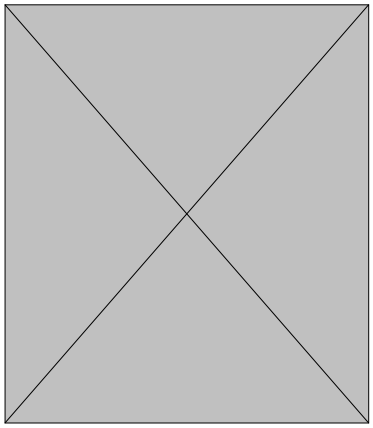


SPEAKERS

Brian Higgins, First Financial Bank



Brian Higgins is first vice-president, product & channel for First Financial Bank, a $8.2 billion-assets community bank headquartered in Cincinnati serving Ohio, Indiana, and Kentucky. Since joining First Financial Bank in September 2012 Higgins has leveraged 20 years of financial services experience to bring a fresh perspective on the challenges faced by community banks. Previously Higgins worked for Vantiv Payment Solutions and Fidelity Investments, serving in a variety of roles in business leadership (Operations, Product, and Marketing) and strategic planning.

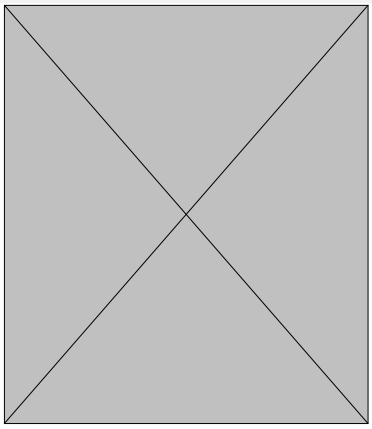


Steve Craig, Mitek

Steve Craig directs products & experience for Mitek's global identity business. He has over ten years of experience in the technology industry and has previously worked on SaaS and mobile solutions for Digital Insight, Intuit, and Hewlett Packard. Craig holds an MBA from the Rady School of Management at the University of California, San Diego.

Lisa Valentine, Banking Exchange

Lisa Valentine has 20 years of experience as a banking industry writer and reporter, with expertise across the full spectrum of the financial services industry, including banking, the payments system, insurance, and capital markets. She specializes in interviewing high-level executives about business challenges, strategies, and transformations.



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Subject: Mar 7, Failure to balance bill patients leads to large recoupment, audits, and litigation

.
Ted Burton

Balance Billing for Out-of-Network Providers

Most out-of-network (OON) health care providers make critical mistakes that jeopardize their compliance with state and federal laws. Many providers tell patients they will accept any payment received from the patient's health plan as payment in full. This practice is risky and may invite accusations of ínsurance fraud – however, it is prevalent throughout the U.S.

A few of the cases where billing-related errors (overpayments, negligent misrepresentation, OON write-offs, and balance billing) ended in real legal nightmares are:

- Connecticut General Life Ins. Co. and Cigna v. Health Diagnostic Laboratory, Inc. - **$84 Million dollars recovered**
- Aetna v Health Diagnostics Laboratory - **Sued for "tens of millions" of dollars**
- Aetna v Bay Area Surgical Management (BASM) - **Amount sought: $23 Million**

What makes it worse is that HHS is actively waiting and watching to càtch you in case you backslide. However, all is not lost! Join expert speaker **Thomas Force, Esq.**, to learn how OON providers and their revenue recovery staff can maintain compliance while collecting a fair amount of money from the patient's health plan. Thomas will also cover state laws related to balance billing requirements for OON providers.

Conference: **The Balance Billing Requirement - Why Out-of-Network Providers Must Balance Bill Their Patients**
Date: **Wednesday**, **March 7 (*Available for all day*)**
Time: **60 minutes**
CEU: **1 AAPC CEU**

Failure to balance bill patients can lead to large recoupment, audits, and litigation for ínsurance fraud. This training session will help you avoid common pitfalls and get answers to questions such as:

- Why is balance billing required in most jurisdictions?
- What are the exceptions to balance billing requirements?
- How to properly balance bill patients without offending or alienating them?
- How can your practice use ERISA to appeal deníed and under-reimbursed claims for employer-sponsored plans?
- What is a recoupment and what to do when faced with one?
- What are the penalties for non-compliance with balance billing?

Session Highlights

This session will cover:

- Why OONs are required to balance bill and why it is ínsurance fraud if you don't
- The case of Ingenix's conflict of interest and how FAIR Health is reforming out-of-network reimbursement
- ERISA Pre-emption: What it means for providers located in states that restrict or prohibit balance billing
- Case studies of problematic billing and how they are noncompliant
- Patient protections under PPACA: Coverage for emergency services
- Industry insights on Medícare, TRICARE/CHAMPUS and balance billing
- The impact of New York's Emergency Medical Services and Surprise Bills Law
- How to write a patient-friendly balance bill letter, and consider the timing of the same
- The importance of a Charity Care Program/Financial Hardship policy
- The best practices: Transparency and disclosure
- The case laws: Cigna vs. Health Diagnostics, Aetna vs. Health Diagnostics Laboratory, and more

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Rail traffic weaker so far in 2018

Chemicals and coal turned in carload increases for the week of March 10, but year-to-date volume failed to keep pace with the 2017 period, according to the Association of American Railroads. **Full Article**

Short lines testify on value and needs

American Short Line and Regional Railroad Association Senior Vice President of Safety and Regulatory Policy Jo Strang encouraged funding practices that would allow for the nation's 600 non-Class 1 railroads to participate in an infrastructure package. **Full Article**

Saudi Landbridge tendering to begin soon

IRJ at Middle East Rail, Dubai: Saudi Railway Company (SAR) confirmed that it expects to launch tenders “soon” for contracts to build the 950km Landbridge, which will link Riyadh with Jeddah on the Red Sea coast. **Full Article**

MTA Genius Transit Challenge needs a holistic view

As New York's MTA hands out "Genius Challenge" awards for, among other areas, signaling, a 40-year veteran of transit operating and safety technology offers his perspective on what the “next generation” of signaling/train control system should look like. **Full Article**

CONFERENCES

Light Rail 2018, presented by Railway Age and RT&S
April 26-27, 2018
Baltimore, MD

Rail Insights 2018, presented by Railway Age
June 7-8, 2018
Chicago, IL

Next-Generation Train Control Conference 2018
October 18-19, 2018
Philadelphia, PA

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INDUSTRY EVENTS

2018 MARS Winter Conference
March 26-31, 2018
Lombard, IL

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Mott MacDonald-SNC Lavalin JV wins Federal Way contract

Sound Transit has awarded South County Transit Partners, a joint venture of Mott MacDonald and SNC-Lavalin, a design-build contract for the project management of its Federal Way Link Extension in the Seattle area, SNC-Lavalin announced. **Full Article**

Passenger trains to run on German line after 44-year absence

THE 28km freight-only line linking Bad Bentheim and Neuenhaus will have its passenger service reintroduced in December, 44 years after they were withdrawn by German Federal Railways, following an agreement signed in Verden on March 13. **Full Article**

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02.26.2015
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DAYS UNTIL THE STATE GOVERNMENT SHUTDOWN: 125

DAYS UNTIL THE NEVADA PRESIDENTIAL CAUCUS (FOR NOW): 346

DAYS UNTIL THE 2016 ELECTION: 623

Good morning, everyone. THE event of the legislative dinner circuit season occurred last night, the biennial Nevada Taxpayers Association soiree, which is attended by a few hundred lawmakers, lobbyists and others. The best part of the evening was when Carole Vilardo, the state treasure known for her wisdom and hats, received a standing ovation when her retirement next year was announced. No one has ever been more respected in the building than Vilardo, and it was a measure of the woman how embarrassed she seemed to be by the admiration and love in the room.

The worst part of the event was….the rest of the event. Two – count 'em – speeches by Tax Foundation executives, the first a recitation of the group's study of the state's tax system and the second a partisan assault on the Obama administration and an argument about how much corporations pay in taxes. People squirmed. People left. People tweeted. And tweeted. And tweeted. I don't think I've ever seen happier faces than when the last speech ended.

What's below: Prince Harry weighs in, morning nuggets and a trivia question about a county and its seats.

COMING UP

FOUR DAYS UNTIL "RALSTON LIVE!".

HELLO, HARRY

As the Assembly Government Affairs prepares this morning to finally hear SB 119, the bond rollover/prevailing wage bill that whooshed out of the Senate early on, a new voice will be heard: Senate Minority Leader Harry Reid. Making his first foray into legislative politics this session, Reid will, I hear, pound the bill – at least the prevailing wage parts – before the hearing begins, Expect Reid to talk about Republicans trying to cut wages, give jobs to out-of-state folks and help big corporations. We will hear this a lot. Knowing Reid, the only thing we will not hear is the name of the man who might be running against him and pushed the bill through the upper house, state Senate Majority Leader Michael Roberson.

It's significant that Reid has decided to weigh in for several reasons. First, it indicates his team is watching and that he is in campaign mode. So, doubters, he's running. At least right now. Second, as the labor folks prepare a protest – we shall make the governor uncomfortable (even though they won't), Reid's voice adds to a chorus of disapproval from the left. Third, the bill's future remains uncertain, although proponents think it will get out of the committee and off the floor next week. But it is the place where the GOP Ass. Caucus exists and they are affected by NPRI, which calls this a huge tax increase. I wonder how they might be affected by the Reid statement. Or how school district folks, desperate for the measure to pass soon to get school construction going and not so concerned with the prevailing wage provisions, will feel about Sen. Bigfoot stepping in?

This is the stuff that makes Nevada politics so much fun.

A QUARTET OF MORNING FLASH NUGGETS

Nugget No. 1 – I heard it at the Tax Foundation dinner and I didn't believe it, so I asked and he confirmed it: Clark County Commissioner Tom Collins is considering a run for North Las Vegas Mayor. Yes, John Lee was in the room. But Collins, long enmeshed in NLV politics and showing his disdain for the current administration, said he might run "if there's still a city there."

Nugget No. 2 – I was checking into claims I heard that state Senate Minority Leader Aaron Ford could get a clean domestic violence bill through the Assembly, which would counter Majority Leader Michael Roberson's assertion that he needs the gun provisions to get the votes. Ford told people he had received assurances from Speaker John Hambrick that he could get it passed as a domestic violence-only bill – and why would he say it if he hadn't received or thought he received assurances? But late Wednesday, Hambrick's position was clear: No clean DV bill through his house. This could get ugly. Sean Whaley on the hearing

Nugget No. 3 – You want to see how legislative districts performed in 2012 and 2014? I have the data, courtesy of DailyKos.

Nugget No. 4 – I tweeted what I could of General Adam Laxalt's appearance Wednesday in Congress on his joining the immigration lawsuit. Nothing that newsworthy, although someone had fed members the news about his split with the governor, which he called "much ado about nothing," then was totally disingenuous about.

FAST FLASHES

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Dean Heller downplays immigration in Lynch chat .

Kyle Roerink on hundreds of millions in no-bid contracts.

Ana Ley and Amber Phillips on Nevada's big immigration day.

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FLASH FACTS OF THE DAY

J Ross Clark was a brother of US Senator for Montana, William Clark, who built the railroad connecting Salt Lake City, UT to Los Angeles, CA through Las Vegas, NV. J Ross Clark served as a Vice President of Clark's railroad, known as the San Pedro, Los Angeles, & Salt Lake Railroad. Part of J Ross's responsibilities included the acquisition and development of the Las Vegas Ranch, and the future Las Vegas town site. On February 23, 1904, J Ross Clark, working from his Los Angeles office, received an unsolicited letter from "Major" Howell Plummer Myton of Salt Lake City, UT, who had heard that a townsite was to be developed at Las Vegas. Myton offered his services to manage the platting of the townsite. J Ross Clark, responded with a letter dated February 26, 1904. In his letter to Myton, Clark acknowledged his receipt of Myton's offer, but that he did not know when the town would be developed, and that it depended on the company. Las Vegas was platted by Engineer E G Tilton of the Las Vegas Land and Water Company.

Just a few notes about the two. J Ross Clark had previously met H P Myton in Salt Lake City. Myton, a former Indian Agent in Utah and successful businessman, was briefly the US Postmaster for a northeast Utah town that became Myton, UT (some say just long enough to have the town named after him). Senator William Clark, for whom Clark County, NV is named, owned the Salt Lake City Herald from 1898 into 1909. The newspaper probably covered Clark's businesses by reporting the company positions and perspectives. J Ross Clark's son, Walter Clark, and his wife Virginia were traveling back to the US on the Titanic. Virginia Clark was placed on Lifeboat #4 and survived. Walter Clark remained on board and died with so many others. Walter and Virginia's young son, J Ross Clark II, stayed at J Ross Clark's home while his parents were on that fateful trip.

It seems there was sufficient fraud in Nevada food sales that the state had to pass laws to give authorities some tools to fight it. The Nevada Legislature passed an Act in 1879 to prevent the "traffic in impure and unwholesome milk." In 1881, an Act was passed to ensure that butter purity was accurately labeled. On February 26, 1901, the Nevada Legislature passed an Act to require meat sellers to inform buyers if the meat they are selling to them contains horse meat. Furthermore, if the seller of the equine meat was not operating a shop or meat market, he had to keep the hide of the equine animal, with brand, to show the source of the meat. The maximum penalty for failing to comply with this law was a $50 fine and 25 days in prison.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

Today marks the creation of a Nevada county named for a non-Nevada politician of some note. What was it and name three county seats it has had, including the current one.

Wednesday's winner: R&R's Lorne Malkiewich

The question: "Failing to adhere to this law could land the violator in jail for one to six months, and/or cost them a fine between $100 and $500 dollars." This law, signed on this day in history, applied only to a place in Carson City. What was it?

The answer: No alcohol in the Capitol

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From: Banking Exchange
Sent: Mon 9/19/2016 1:31:16 PM
Subject: [Marketing Mail] Register Now: Free Webinar: Digital Account Opening-New Path to Profitability

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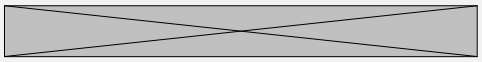

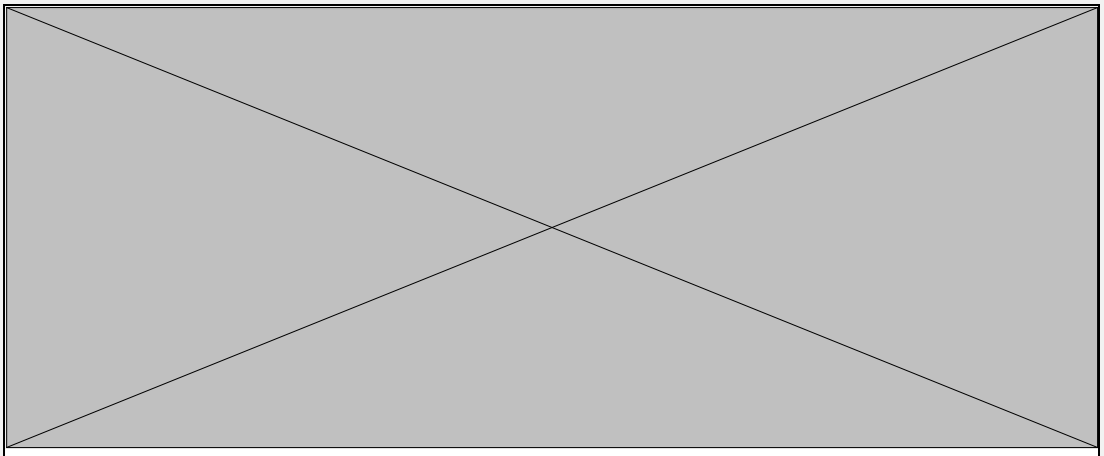

Digital Account Opening—New Path to Profitability

Join Banking Exchange for a complimentary webinar, Digital Account Opening—New Path to Profitability, on **September 20, 2016 at 1:00 p.m. Eastern | 10:00 a.m. Pacific**. As more and more customers turn to mobile and digital channels for their banking needs, industry analysts expect to see a surge in the number of new account applications submitted via mobile devices, as well as the potential for fraud. Financial institutions that embrace and optimize these channels for growth will be well positioned to gain new customers quickly and securely.

During this webinar, you'll learn:

• The importance of a digital account opening process that is both seamless for the applicant and safe for the institution

• How improving this process maximizes the number of consumers approved and impacts top-line growth and overall profitability

• How digital ID scanning and authentication technology represents a potential solution to the risk-convenience dilemma for both mobile and desktop account opening

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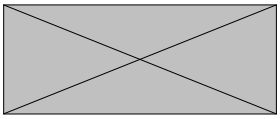
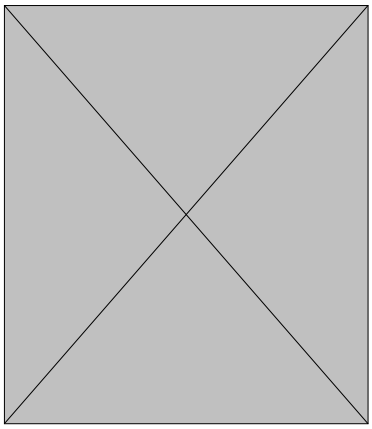
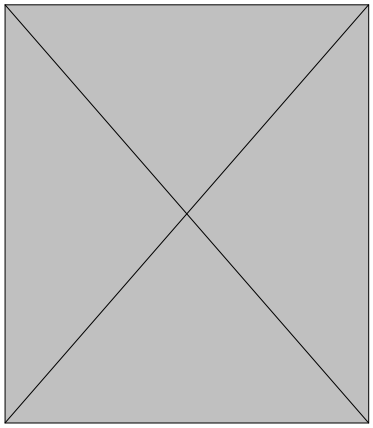


SPEAKERS

Brian Higgins, First Financial Bank



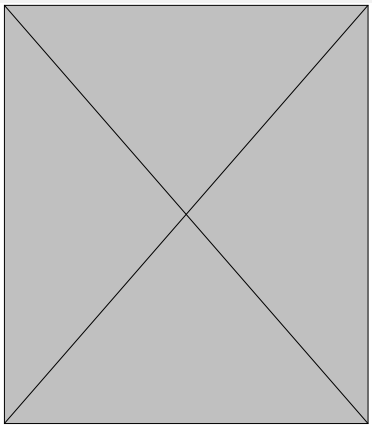
Brian Higgins is first vice-president, product & channel for First Financial Bank, a $8.2 billion-assets community bank headquartered in Cincinnati serving Ohio, Indiana, and Kentucky. Since joining First Financial Bank in September 2012 Higgins has leveraged 20 years of financial services experience to bring a fresh perspective on the challenges faced by community banks. Previously Higgins worked for Vantiv Payment Solutions and Fidelity Investments, serving in a variety of roles in business leadership (Operations, Product, and Marketing) and strategic planning.



Steve Craig, Mitek

Steve Craig directs products & experience for Mitek's global identity business. He has over ten years of experience in the technology industry and has previously worked on SaaS and mobile solutions for Digital Insight, Intuit, and Hewlett Packard. Craig holds an MBA from the Rady School of Management at the University of California, San Diego.

Lisa Valentine, Banking Exchange



Lisa Valentine has 20 years of experience as a banking industry writer and reporter, with expertise across the full spectrum of the financial services industry, including banking, the payments system, insurance, and capital markets. She specializes in interviewing high-level executives about business challenges, strategies, and transformations.

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Subject: June: Campaign donation limits, the Americans with Disabilities Act and more

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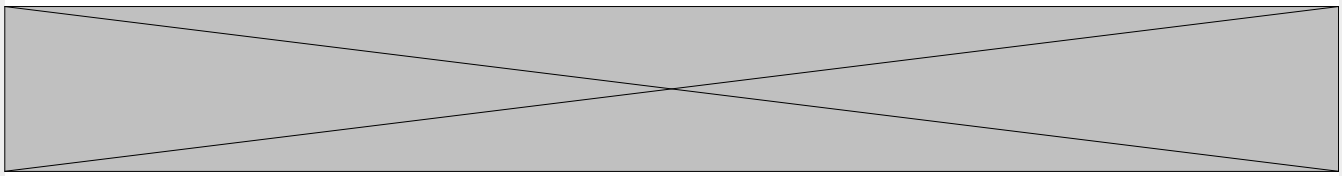
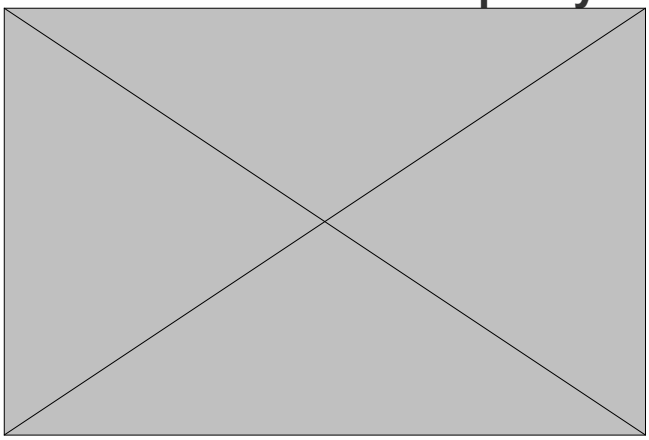
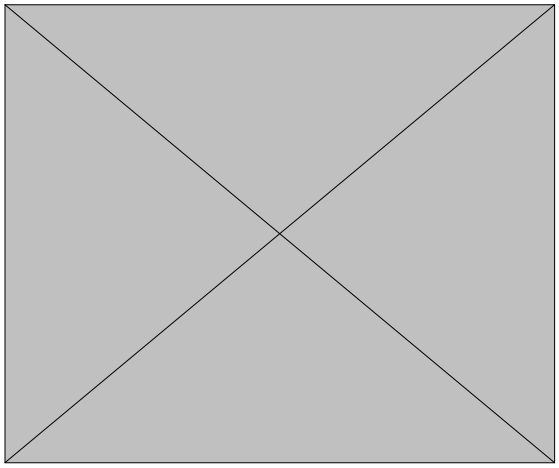


JUNE 2015

Why States' Campaign Donation Limits Could Be in Jeopardy

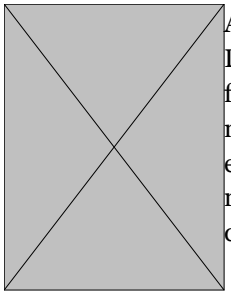


A federal appeals court decided last week that states can only limit campaign contributions if they can somehow prove that they lead to corruption.



What's New This June

HEALTH: Getting to Work



A generation after the Americans with Disabilities Act, states are finally focusing on the law's biggest failure: more jobs for disabled persons. The employment rate for the disabled remains basically unchanged after a quarter-century.

POLITICS: Tyrannosaurus Rex

Billionaire Rex Sinquefield wants to

Mark Your Calendars

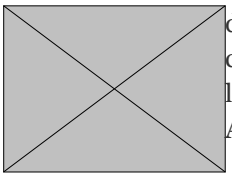
Northeast Association of State Transportation Officials' conference in Wilmington, Del.
JUNE 7–9

International Economic Development Future Forum in Madison, Wis.
JUNE 7–9

National Association of Regional Councils' conference in Raleigh, N.C.
JUNE 7–10

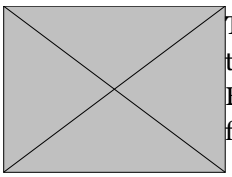
American Public Human Services Association's National Policy Forum in Washington, D.C.
JUNE 8–10

InfraAmericas' Infrastructure P3 Forum in New York City
JUNE 9–10



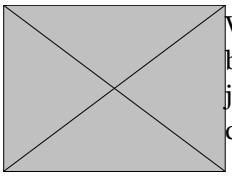
devour the Missouri political system. His crusade sheds light on the power and limits of money in contemporary American politics.

ENVIRONMENT: Whose Water Pollution Is It?



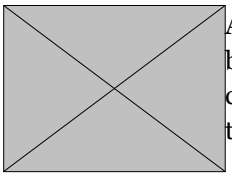
The White House just finalized a rule that strengthens the Clean Water Act. But that doesn't resolve urban and rural fights over how to clean it up.

POLITICS: Nonstop



Virginia Gov. Terry McAuliffe has the business acumen to lure companies and jobs to the state, but can he win over its conservative legislature?

FINANCE: The Struggle to Tax the Cloud



As we shift from a goods- to a services-based economy, states are struggling to capture revenue from evolving technologies like cloud computing.

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+Developing a Holistic Approach to Health and Social Care

Upcoming Governing Events

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***Government Technology*'s Maryland Digital Government Summit**
JUNE 4

National State Auditors' meeting in Little Rock, Ark.
JUNE 10–12

Federation of Tax Administrators' meeting in Minneapolis
JUNE 15–18

National Association of Attorneys General meeting in San Diego
JUNE 16–18

U.S. Conference of Mayors' meeting in San Francisco
JUNE 19–22

Mid-Atlantic Conference of Regulatory Utilities Commissioners' education conference in Williamsburg, Va.
JUNE 21–24

National Lieutenant Governors Association's meeting in Indianapolis
JULY 8–10

National Association of Counties' meeting in Charlotte, N.C.
JULY 10–13

National Association of State Personnel Executives' meeting in Seattle
JULY 19–22

National Association of State Treasurers' National Institute of Public Finance in Malibu, Calif.
JULY 26–29

National Conference of State Legislatures' Legislative Summit in Seattle
AUGUST 3–6

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The public sector is shifting from traditional technology models to innovative approaches

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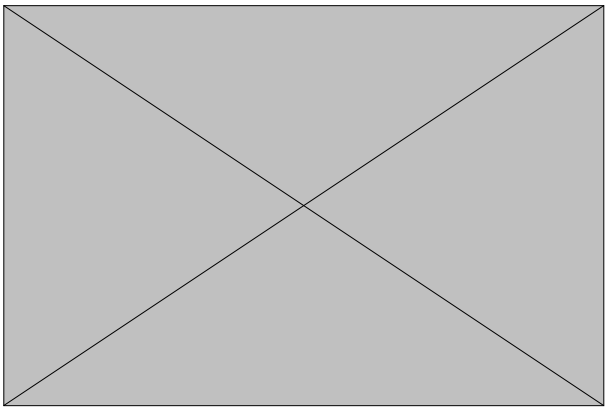

What Background Checks Reveal About Gun Ownership in the U.S.

Most states ran fewer firearm background checks last year, but that's only part of the story.

such as subscription- and cloud-based, centrally hosted software licensing and delivery solutions to create a dynamic, evolving and sustainable government for the long term. Download this issue brief to learn how sustainable software for managing and tracking grants, specifically, serves as the building block for future innovations and long-term agency stability.

GOVERNING INSTITUTE

ACA Provider Screening Requirements Overview

The Patient Protection and Affordable Care Act (ACA) is bringing unparalleled change to Medicaid, Medicare and private insurance. With billions of dollars lost each year through fraud and improper payments, State Agencies are having to take an active role in screening and ongoing monitoring of the providers that service their constituents and bill their system.

LEXISNEXIS

Social Programs and Wellness in the Digital Age

Leading organizations have recognized the clear link between the health and wellness of individuals, and the economic and social vitality of their communities. This white paper identifies how agencies have leveraged technology to transform services. These trends have inspired the concept of Smarter Care, which places an emphasis on collaboration across government.

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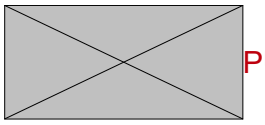
From: Public Policy Law360
Sent: Thur 4/7/2016 7:50:31 AM
Subject: [Marketing Mail] Labor Dept. Quiets Fiduciary Critics, If Only For A Day



PUBLIC POLICY

Thursday, April 7, 2016

TOP NEWS

Labor Dept. Quiets Fiduciary Critics, If Only For A Day

The Wall Street sabers that rattled as the U.S. Department of Labor prepared its controversial fiduciary duty rule nearly fell silent on Wednesday, a sign that the broad concessions the Obama administration made to the final rule took a lot of the fight out of its critics.

Grassley, Judge Garland To Meet Over Breakfast

Sen. Chuck Grassley, R-Iowa, will meet with D.C. Circuit Judge Merrick B. Garland for breakfast in the coming week, but gave no indication he planned to back down from his staunch opposition to considering the U.S. Supreme Court nominee.

Sweeping Medical Innovation Bill Nears Senate Vote

The U.S. Senate Committee on Health, Education, Labor and Pensions on Wednesday advanced five bills aimed at strengthening medical research, setting the stage for a vote in the full Senate on a broader package of legislation that would also streamline and incentivize development of drugs and devices.

McCain Wants EPA Head Subpoenaed Over Gold King Hearing

Sen. John McCain on Wednesday asked the Senate Indian Affairs Committee to issue a subpoena for the head of the U.S. Environmental Protection Agency to appear at a hearing in Phoenix about the Gold King mine spill, saying the EPA declined to send someone.

Pfizer, Allergan End $160B Merger After New Inversion Regs

Pfizer and Allergan called off their planned $160 billion combination Wednesday, marking an end to what would have been the largest so-called inversion transaction on record after the U.S. Department of Treasury issued new rules seeking to curb the tax-motivated deal structure.

Labor Dept. Eases Parts Of Final Fiduciary Rule

The Obama administration on Wednesday unveiled its final rules to impose a fiduciary duty on broker-dealers who advise retirement savers, and has said it has eased the hotly-contested measures in a way that should make the new regulations more palatable to the industry that has fought hard to stop them.

ANALYSIS

3 Ways For Employers To Keep Pace With DOL Fiduciary Rule

The U.S. Department of Labor unveiled its final rules Wednesday to impose a fiduciary duty on broker-dealers who advise retirement savers. Here, Law360 presents three things employers should do to stay on the right side of the new rules.

FDA Food Safety Rule Presents New Challenges For Shippers

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Hogan Lovells
Hunton & Williams
Ingram Yuzek
Jones Day
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A new final rule requiring shippers, carriers and brokers to follow stringent hygiene and record-keeping procedures to safely transport food in the U.S. will affect more players in the food supply chain, ensuring businesses will face a new set of operational challenges, experts say.

Why Plaintiffs Firms Will Love DOL's New Fiduciary Rules

The U.S. Department of Labor's fiduciary rules give more power to retirement savers, experts said, providing investors and their attorneys an important new tool to bring claims when they suspect their broker-dealer doesn't have their best interests at heart.

Nixed Pfizer Inversion Casts Uncertainty On Similar Deals

Pfizer's scrapped plans for its record $160 billion corporate inversion with Irish drugmaker Allergan may be just one casualty of the U.S. Treasury's latest rulemaking, but the thwarted deal is fostering concerns that other pending inversions will also be scuttled by the government's hard stance on the deal structure. Here, Law360 recaps four pending deals that could get swept up in the latest crackdown.

BANKING & SECURITIES

Rick Perry's Lawyer Vows To Probe Why Gov. Was Indicted

Former Texas Gov. Rick Perry's lawyer vowed Wednesday to investigate the grand jury proceedings that led to an indictment of the onetime Republican presidential candidate after a state court formally dismissed charges that he unlawfully used his veto power.

ENERGY & ENVIRONMENTAL

7th Circ. Nixes Challenges To FERC Project-Rights Rule

The Seventh Circuit on Wednesday denied a Midwest region energy transmission organization's bid to circumvent a Federal Energy Regulatory Commission rule removing its right of first refusal for regional electricity projects, saying consumers benefit in the long run by competitive bids.

Pa. Justices Reject Appeal Over Electricity Termination Fees

The Pennsylvania Supreme Court on Tuesday declined to take up a challenge brought by the state's Public Utilities Commission after an appeals court ruled that the agency must approve a rule that would protect members of PECO Energy Co.'s consumer assistance program from early contract cancellation and termination fees.

HEALTH & LIFE SCIENCES

FDA Calls Retroactive Exclusivity Unfair To Generics Makers

The U.S. Food and Drug Administration on Tuesday defended its refusal to retroactively apply a new policy on exclusivity for brand-name drugs with multiple active ingredients, arguing in D.C. federal court that it would be unfair to generic-drug makers.

Ebola Funds Go To Zika As Congress Stalls On $1.8B Request

The Obama administration on Wednesday said it would be reallocating $589 million to fighting the Zika virus, largely from its Ebola fund, as Congress has yet to act on its request for an additional $1.8 billion exclusively for the newer threat.

Fla. High Court Urged Not To Hear Abortion-Delay Law Suit

Florida's attorney general has told the state's high court that it should not take up a challenge to a state law requiring women to wait 24 hours after an initial doctor visit before undergoing an abortion, arguing the court lacks jurisdiction.

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IP & TECHNOLOGY

USPTO Wants Examiners To Consider AIA, Fed. Circ. Rulings

The U.S. Patent and Trademark Office is trying to arm its examiners with decisions from America Invents Act reviews and appeals from the Federal Circuit so they know how patents weather legal challenges, an agency official said Wednesday, the latest of the USPTO's recent efforts to enhance patent quality.

MEDIA & ENTERTAINMENT

2 More State AGs Come Out Against Daily Fantasy Sports

Alabama Attorney General Luther Strange demanded Tuesday that DraftKings and FanDuel stop paid daily fantasy sports contests in the state by next month, the same day his Tennessee counterpart joined the growing number of state attorneys general issuing advisories against the contests.

TRANSPORTATION & INFRASTRUCTURE

FAA To Mull Microdrone Crowd Safety Rules

To protect people from injury by "microdrones," an advisory committee has urged the Federal Aviation Administration to set a four-tiered classification system that would also open the way to commercial flights of small unmanned aircraft systems over populated areas.

'Buy America' Exceptions Carved Out For Transit Projects

The FAST Act's provision on using American materials for federally funded transit projects applies only if a contract to acquire the trains, buses or other transit vehicles was executed after the statute went into effect, the Federal Transit Administration said Wednesday.

Senate Votes To Move Forward With FAA Reauthorization Bill

The U.S. Senate on Wednesday voted unanimously to move forward with consideration of a bill to reauthorize the Federal Aviation Administration and related fee collection authority through 2017, with lawmakers also agreeing to include certain renewable energy tax breaks in the legislation.

TSA Head Says Agency Committed to Security After Brussels

The head of the Transportation Security Administration promised the Senate commerce committee on Wednesday that the agency is doing everything it can in the wake of the Brussels attacks to beef up airport security and work with surface transportation partners to help them do the same.

Former Amtrak Exec Picked To Lead New Jersey Transit

The New Jersey Transit Board of Directors has appointed William "Bill" Crosbie as the transit agency's next chief executive, voting unanimously to tap the former Amtrak chief operating officer as leader of the country's largest statewide transit agency.

INSURANCE

Amicus Briefs In ERISA Case Improper, 6th Circ. Told

Self-Insurance Institute of America Inc. objected Wednesday to two amicus briefs submitted to the Sixth Circuit in a case over whether Michigan's health insurance tax laws are preempted by the Employee Retirement Income Security Act, calling the briefs a perversion of the amicus process.

EMPLOYMENT

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Morgan Stanley
NJ Transit Corp.
National Association of Home Builders
National Association of Manufacturers
National Conference of State Legislatures
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National Immigration Law Center
National Railroad Passenger Corporation
PECO Energy Co.
Par Pharmaceutical Companies, Inc.
Parsons Corp.
Pfizer Inc.
PricewaterhouseCoopers
SIFMA
Service Employees International Union
Shire PLC
Society for Worldwide Interbank Financial Telecommunication
TYCO International Ltd.
The Bank of New York Mellon Corporation
Time Warner Cable

Fla. High Court Asked To Strike Down Workers' Comp Law

A former Hialeah Hospital nurse challenging Florida's workers' compensation law urged the Florida Supreme Court on Wednesday to declare the law unconstitutional, arguing that the continued erosion of workers' benefits over the years does not stand up to constitutional scrutiny.

Pa. House OKs Moving Judge Retire Measure To Nov. Ballot

A divided Pennsylvania House of Representatives on Wednesday approved a resolution that would push to November an upcoming ballot referendum asking voters to increase the state's constitutionally mandated retirement age for judges from 70 to 75.

More Biz Groups Tee Up Challenge To DOL Persuader Rule

The National Association of Home Builders, the National Federation of Independent Business and two Texas-based business groups have joined the growing chorus of entities challenging the U.S. Department of Labor's controversial "persuader" rule, saying it would violate the U.S. Constitution by illegally infringing on attorney-client relationships.

COMPETITION

DOJ No Pushover On Merger Divestitures, Lynch Says

Attorney General Loretta E. Lynch said Wednesday that the U.S. Department of Justice will not hesitate to challenge mergers it sees as anticompetitive in court if the agency decides that divestitures proposed by the merging companies would not adequately protect competition.

GOVERNMENT CONTRACTS

As $125B Deficit Looms, Ill. Gov. Tackles Health Care Fraud

In an attempt to help bolster struggling state finances, Illinois Gov. Bruce Rauner has signed an executive order creating a task force to drill down on health care fraud.

Judge Delays Pa. Rep.'s Corruption Trial For Email Review

A federal judge agreed Wednesday to delay the upcoming corruption trial of Rep. Chaka Fattah, D-Pa., after counsel for several of the congressman's co-defendants argued that they needed extra time to review tens of thousands of emails they say prosecutors only began making available last month.

INTERNATIONAL TRADE

GOP Sens. Try To Block Iran's Access To US Currency

U.S. Sens. Marco Rubio, R-Fla., and Mark Kirk, R-Ill., introduced legislation Wednesday to prevent individuals and businesses from using American dollars in trade and financial transactions with Iran, according to an announcement.

EU Still Pushing To Include Financial Rules In TTIP

Despite firm resistance from the Obama administration, the European Union is still aiming to wedge financial services into the Transatlantic Trade and Investment Partnership's chapter on regulatory cooperation, according to a letter from EU Trade Commissioner Cecilia Malmstrom circulated Tuesday.

Brazil Brings WTO Food Cases Against Indonesia, Thailand

The Brazilian government launched a pair of new disputes at the World Trade Organization on Tuesday, challenging Indonesia's food safety rules and other

Twitter Inc.
U.S. Chamber of Commerce
Verizon Communications
VirnetX Holding Corporation
Washington Post Co.
Watanabe Nason

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Office of Management and Budget
Securities and Exchange Commission
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U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

import requirements for beef products and Thailand’s sugar subsidies.

TAX

Atheists Try Again To Strike Clergy Housing Tax Exemption

An atheist group on Wednesday filed a suit in a Wisconsin federal court alleging that a tax exemption for housing allowances paid to ministers violates the Establishment Clause of the U.S. Constitution after an earlier challenge was dismissed for lack of standing.

BANKRUPTCY

Illinois Potentially Most In-Hock State, Watchdog Says

Illinois debt grew by $4 billion last year to a whopping $125 billion, the state auditor general said Tuesday, noting that out of 42 states, he found none with a higher debt load than Illinois'.

Christie Blasts AC Takeover Foes, Says Other Cities At Risk

New Jersey Gov. Chris Christie said Wednesday that state and municipal leaders standing in the way of a proposed state takeover of Atlantic City's finances are failing to act against wasteful spending and putting the bond credit of other state municipalities at risk.

IMMIGRATION

9th Circ. Rules Arizona 'Dreamers' Can Get Driver's Licenses

The Ninth Circuit on Tuesday upheld a decision that permanently blocked Arizona from refusing to issue driver's licenses to so-called Dreamers, ruling the state had encroached the federal government’s exclusive power to create immigration classifications.

NATIVE AMERICAN

9th Circ. Revives Navajo Nation's Suit Over Seized Remains

The Ninth Circuit revived the Navajo Nation’s suit seeking the return of human remains and funerary objects taken from its reservation by the National Park Service, saying Wednesday the tribe’s claims fell within federal jurisdiction.

TELECOMMUNICATIONS

FCC Commish, SC Gov. Call For Action On Inmate Cellphones

Republican Commissioner Ajit Pai of the Federal Communications Commission and South Carolina Gov. Nikki Haley called on the federal government Wednesday to enable correctional facilities to deploy technology to fight the use of contraband phones.

House Panel To Weigh Bill Over $1.5B Lifeline Budget Cap

The communications subcommittee of the House Energy and Commerce Committee said Tuesday it will take a look next week at a bill that would set a hard $1.5 billion budget on the Lifeline low-income phone subsidy program that the Federal Communications Commission has expanded to include broadband.

WHITE COLLAR

Ex-Congress Staffer Indicted In Campaign Funding Scheme

An ex-representative's chief of staff was charged Wednesday with using congressional funds to pay a high-profile Republican political consultant to run the lawmaker's re-election campaign.

EXPERT ANALYSIS

Calif.'s New Minimum Wage: What Employers Need To Know

California's newly enacted statewide minimum wage law is not good news for California employers. However, it's also not cause for immediate shock, as it will be implemented in phases, overlap with other local minimum wage laws, and includes limited procedural protections meant to reign in unwarranted or fiscally devastating minimum wage increases, says Bryan Hawkins at Stoel Rives LLP.

Florida Emerges From Proceedings Supplementary Quagmire

Proceedings supplementary have been part of Florida’s judgment collection practice since the early 1900s, yet a lack of clarity in the state's statute has manifested in a legal quagmire. Gov. Rick Scott recently signed a bill into law that enables an effective and prompt process to collect judgments, say Michel Weisz of Berger Singerman LLP and Barbara Riesberg of RiesbergLaw.

FTC Study Could Lead To Changes In PCI DSS Certification

While the Federal Trade Commission did not specify a motivation for its study of Payment Card Industry Data Security Standard assessments or how the results might be used, the level of detail of the FTC’s questions and the depth of required responses suggest that the FTC’s interest in the PCI DSS is more than a passing one, say attorneys with Ropes & Gray LLP.

Checks And Balances In The Inter Partes Review Statute

Multiple inter partes review attacks on a patent should be expected. However, there is no standing requirement for filing an IPR petition, and the recent increase in IPRs from member-funded trade associations and defensive patent aggregators may be upsetting the desired balance between protecting patent owners from endless challenges to their patents and ensuring that only novel and nonobvious innovations receive patent protection, say attorneys with Shearman & Sterling LLP.

LEGAL INDUSTRY

The Career Advice Lawyers Wish They Had Taken

Attorneys looking back on their time practicing law often have regrets — who doesn't, after all? But did a mentor, colleague or friend give advice that, if taken, could have changed the course of their careers? Here, attorneys share the career advice they wish they would have followed.

Laterals' Taxes Now Fair Game As BigLaw Deepens Vetting

In a move some partners may find intrusive, BigLaw is probing deeper into the personal finances of candidates with more calls for would-be laterals to hand over their tax forms, legal recruiting experts said.

Proskauer Rose Revealed Worker Tax Info In Phishing Scam

Proskauer Rose LLP employees were recently the victims of a phishing scam carried out through a fake email sent to the New York-based firm that led to worker’s personal tax information being disclosed, a Proskauer representative confirmed Wednesday.

Scalia Law School Name No Longer The Butt Of Jokes

George Mason University backed into a new name for its law school Tuesday after its initial rechristening to the Antonin Scalia School of Law drew snickers from Twitter users and the social media gallery for the unfortunate acronyms the name spawned.

Obama Nominates Idaho Judge To Federal Bench

President Barack Obama on Tuesday nominated former medical malpractice and insurance lawyer and longtime state court Judge David C. Nye to serve on the U.S. District Court for the District of Idaho.

GCs Struggle With Cloud Tech, Budget In Info Control: Survey

When it comes to information governance, in-house counsels are finding that some of their toughest challenges are data security issues tied to cloud-based programs and gaining budget transparency with the data management initiatives that are put in place, according to an FTI Consulting survey released on Wednesday.

Freshfields Plans To Launch North American Back Office

Freshfields Bruckhaus Deringer LLP is planning to build a second global service center — this one in North America — due to growing demand, the firm told Law360 on Wednesday.

Mossack Fonseca Lobs Legal Action For Panama Papers Hack

Offshore law firm Mossack Fonseca told Law360 on Wednesday that it has filed a legal action related to alleged hacking of its computer system that led to the recent leak of 11.5 million documents, which have been dubbed the Panama Papers.

Struggles May Be Ahead For Midsize UK Firms

Midsize U.K. law firms could be looking at tough times ahead, despite a 6 percent countrywide spike in fee revenue last year, according to a report Wednesday.

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Department of the Interior
Federal Energy Regulatory Commission
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Mon 4/17/2017 2:53:40 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 4/17/17

04.17.2017
This dispatch prepared for .

DAYS UNTIL BILLS HAVE TO BE OUT OF HOUSE OF ORIGIN: 8

DAYS UNTIL BILLS HAVE TO BE OUT OF COMMITTEE IN SECOND HOUSE: 32

DAYS UNTIL BILLS HAVE TO BE OUT OF SECOND HOUSE: 39

DAYS UNTIL THE FIRST SPECIAL SESSION BEGINS: 50

Good morning, everyone. Barbara has some splainin' to do. We followed up on the RJ's report on Secretary of State Barbara Cegavske's dramatic announcement that noncitizens voted in 2016. But she did not say how many had voted – two, 200, 2,000? Maybe Joe Heck should be a U.S. senator? We have no idea, which is what makes the announcement and the subsequent pushback from the DMV so damaging to her here. Maybe she will say she needed to protect the integrity of the probe by not revealing too much. But she had previously said there was no evidence of voter fraud, so this is even stranger. What did she know and when did she know it? Why does the DMV contradict her version of events? Why didn't she contact the Clark registrar? We hope to get some answers today to see how pervasive this is, and what evidence she has.

IndyMatters is up! Please listen to our podcast, and subscribe and rate us on iTunes!

What's below: Premium wrap, town hall time, Sessions' Sandy web and a trivia question about a gift to a governor.

COMING UP

Week 11! Next deadline is a week from tomorrow, when bills have to be out of the house where they began. More winnowing to come.

PREMIUM WRAP

Plenty of plaudits from my usual critical crew for how the Democratic leaders closed out the bill deadline, not with a bang….

Lots of interesting comments, including:

►I get this sense, too: "Waivers granted for energy and other big bills, as well as the full use of exemption of bills with a fiscal impact (including a few references to and from the money committees just to trigger the exemption). Let the dust settle from the deadline (250 fewer bills to worry about) and give major issues time for deliberation, negotiation and resolution. They now have a better idea of the landscape and can start resolving the issues. After appearing a bit out of control for the first several weeks, leadership is getting hold of session."

►Yep: "Several of the bills approved this week passed on party-line votes. Among the hundreds of general file votes over the next week or so will be partisan debates that frame some of the issues of session (others

are delayed by waivers and exemptions). For entertainment value, I'll be watching the Senate where the Roberson-Ford debates are the best show in town."

►Important: "Any piece of legislation can be resurrected before sine die, but we are unlikely to see plastic bag bans or fish pedicures again in 2017. The main take away is Senator Ford and Speaker Frierson, honor bound, killed about 2 dozen "bad for business" bills as they promised."

HELLER AND THE HUMAN SHIELD

The Dean Heller and his Protector town hall begins in a little while, and I posted on the DSCC ramping up. There is so much going on around this that Heller should expect protesters and hostile questions. The Nevada Independent will be there to cover the event, but only because it's just one of those boxes you gotta check.

SHELDON'S AG?

"There is something to this." That's what the respected (paywall) publication Gambling Compliance says to rumblings that Attorney General Jeff Sessions will move to overturn an interpretation that allowed states to regulate web gaming. Remember, Gov. Brian Sandoval and other governors have urged the administration not to do so. Remember how important an achievement legalizing Internet gambling is for Sandoval.

Keep an eye out….

FAST FLASHES

Click and enjoy.

Daniel Rothberg on Trump and the West.

Steve Sebelius on the Supremes asserting their supremacy yet again. Amazing.

TRIVIA QUESTION OF THE DAY

On this day in history, a governor received a special gift from three companies to commemorate the 50,000,001st of something. Of what? What was the gift? Bonus points if you can name the three companies.

Friday's winner: Zach Conine

The question: On this date in history nearly 60 years ago, the accounts for a Nevada institution that still exists today were transferred to a company called Congress Factors, which masked ties to another entity controlled by a legendary leader. What was the organization that obtained financing from the masked entity, what was the entity and who was the leader?

The answer: Sunrise, Teamsters, Jimmy Hoffa

(As always, hat tip to William Lefkovics, my favorite historian.)

MOVIE TRIVIA QUESTION OF THE WEEK

George Knapp was first: Name the actress and the movies: She plays a gangster's better half; she plays a military woman who has to make a difficult decision; she plays the titular head of a country; and she plays an agent who keeps a secret about a mission for decades. Answer: Helen Mirren in "The Long Good Friday," "Eye in the Sky," "The Queen" and "The Debt."

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 3/19/2018 11:23:14 AM
Subject: Mar 20, EMTALA and the on-call physician regulations

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Feedback

.

Ted Burton

Dear colleague,

Every hospital that has an emergency department and accepts Medícare or Medicaíd reimbursement must follow the federal law and the interpretive guidelines of the Centers for Medícare and Medicaíd Services (CMS) on the Emergency Medical Treatment and Lábor Act (EMTALA). This includes critical accéss hospitals. The Patient Protection and Affordable Care Act have specific provisions related to insurers and EMTALA-covered patients. Insurers cannot require a prior authorization for screening and stabilization services as defined under EMTALA.

However, did you know that EMTALA deficiencies were the number one problematic standard for hospitals from CMS? CMS has started issuing quarterly deficiency memos and many hospitals were surprised to see that EMTALA deficiencies were a top deficiency and many involved the on-call physícian issue.

Stiff penalties attach for both hospitals and the physicians for violating this law. The penalty has more than doubled. This includes a fine of up to $104,826 for hospitals with 100 or more beds and exclusion from the Medícare program. Physicians can be fined and excluded from participating in any federal program and their license revoked by the state medical board.

It is essential that every hospital and critical accéss hospital is in compliance with the federal regulations and interpretive guidelines on EMTALA and the on-call physícian requirements. What has your hospital done to educate your physicians on their on-call responsibilities? The hospital can be fined for the on-call physicians' failure to show up when requested. The CMS and the Office of Inspector General (OIG) suggest that hospitals provide EMTALA on-call training for their physicians who are on call.

Join us for this Live Webinar "**EMTALA and the On-Call Physícian, and Proposed Changes**" with expert speaker **Sue Dill Calloway, RN, MSN, JD** on **Tuesday, March 20, 2018,** at **1 pm ET**, where she will cover the EMTALA regulations concerning on-call physicians. Sue will discuss the proposed OIG changes that affect on-call physicians. This session will discuss changes regarding the Beneficíary and Family Centered Care (BFCC) Quality Improvement Organization (QIO) handling of complaints as two organizations will now be handling these. The session will further discuss the proposed changes to the on-call system from the OIG.

You'll get ***2 AAPC CEUs*** per registration.

Session Highlights

With this session, you will learn that:

- CMS has an EMTALA CoP that lists the responsibilities of on-call physicians
- Hospitals must have specific names of physicians on call and not the group practice's name
- The hospital must maintain a list of physicians who are on call to evaluate the emergency department patients
- Both CMS and OIG recommend that all hospitals provide on-call physícian with educatíon on their on-call responsibilities under EMTALA
- EMTALA is a top problematic standard for hospitals from CMS
- The EMTALA penalty has now more than doubled

Session Agenda

This session will cover:

- Who the players are
- CMS website
- OIG-proposed changes to on-call physicians
- CMS deficiency memo and EMTALA: The number one problematic standard
- OIG-proposed changes affecting on-call physicians
- QIO to determine medical standard of care
- 2 QIOs BFCC for investigating complaints
- Payment for on-call coverage
- Shared and community call plans
- In-patient prospective payment system (PPS) EMTALA changes
- OIG bulletins on on-call doctors
- OIG advisory bulletins on paying on-call physicians
- EMTALA guidance memos
- Where to find the EMTALA law
- Essentials of provider agreements and on-call physicians
- CMS interpretive guidelines
- OIG CPG for hospitals recommends on-call physícian educatíon
- On-call list of physicians
- Relevant factors test
- CMS memo on on-call requirements
- CMS memo on simultaneously on-call physicians
- Responding within a reasonable time
- Policy and procedures
- Frequency of on-call physicians
- Exemption for senior MS or recognition of years of service
- Maintaining on-call list
    - Whether a physícian can refuse to come to the ED
- What to do during no-coverage periods
- Response time
- Response of non-physicians
- Certificate to transfer
- Follow-up care
    - If physícian treats a patient, while on call for the ED, must they treat the patient again?
    - If the physícian is on call, must he treat the patient if patient was discharged for failure to pay the bill?
- Physícian educatíon
- Certification of false lábor requirement
- Practices that have gotten physicians in trouble

Get answers to your questions in the Q&A directly from the speaker.

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Looking forward to your participation.

Thanks,
Ted Burton
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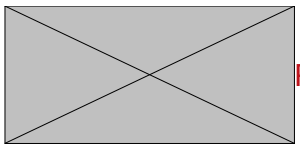

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Friday, August 16, 2019

TOP NEWS

Analysis

5 Decisions That May Sway High Court On LGBT Protections

The U.S. Supreme Court term that will kick off this fall includes a blockbuster trio of employment cases that hinge on whether Title VII's ban on sex discrimination extends to bias based on sexual orientation and gender identity. Here, Law360 looks at five precedential decisions that have shaped the legal landscape and will likely factor into the justices' eventual ruling.

Read full article »

Ga. Must Ax Current Voting System After 2019, Judge Rules

A Georgia federal judge on Thursday prohibited state election officials from continuing to rely on an insecure electronic voting process after 2019, ruling that voters overwhelmingly demonstrated "serious problems and failures" with the current system.

Decision attached | Read full article »

Analysis

Where Franchise No-Poach Agreements Stand Today

Washington state's attorney general is forging ahead with a campaign against no-poach provisions in franchise agreements, cutting deals last week with four more chains to eliminate the practice, but with few courts weighing in so far, it is unclear which legal standard for judging the provisions will prevail.

Read full article »

Analysis

Eased Rest-Break Rule For Truckers Primed For Challenges

The federal government's bid to relax rules on truckers' rest breaks deepens a rift between trucking companies wanting more operational flexibility and highway safety advocates worried the changes will only exacerbate crash risks.

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Panel Subpoenas Ex-Trump Aides Lewandowski, Dearborn

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The House Judiciary Committee served subpoenas on top former Donald Trump advisers Corey Lewandowski and Rick Dearborn on Thursday as it pursues a formal impeachment inquiry against the president tied to allegations related to former special counsel Robert Mueller's probe.

2 documents attached | Read full article »

Analysis

IRS Regs Preview Sourcing Challenges In Taxing The Cloud

Cloud computing has baffled tax practitioners with its amorphous nature and murky business model, and while long-awaited U.S. Treasury regulations answered some questions, knottier issues such as sourcing income to a specific jurisdiction and unbundling hybrid transactions remain unresolved.

Read full article »

BANKING & SECURITIES

Sen. Warren, Pols Question CFPB Official's 'Hate Group' Links

Four members of Congress, including Sen. Elizabeth Warren, sent a letter to the Consumer Financial Protection Bureau inquiring about the agency's office of innovation head Paul Watkins' past and his oversight of the agency's no-action letter and proposed regulatory sandbox policies that could exempt fintech companies from anti-discrimination laws.

Read full article »

ENERGY & ENVIRONMENTAL

Enviro Says City Can Go Beyond Ohio's Lake Erie Rules

An Ohio environmental group said Thursday that local communities can pass provisions that go beyond state-imposed guidelines if they are aimed at enhancing public health and safety, arguing that a challenge to the city of Toledo's "bill of rights" for Lake Erie's protection should fail.

Brief attached | Read full article »

House Dems Urge Automakers To Join Calif. Emissions Deal

House Democrats are urging Toyota, Fiat Chrysler and 12 other automakers to join others that have already agreed to abide by a new California greenhouse gas emissions program stronger than one proposed by the Trump administration.

Read full article »

HEALTH & LIFE SCIENCES

FDA Unveils New Graphic Warnings For Cigarette Packs

The U.S. Food and Drug Administration on Thursday released a congressionally mandated new rule requiring graphic, full-color warning images on cigarette packs and tobacco advertisements.

2 documents attached | Read full article »

Analysis

Will FDA Cigarette Warnings Pass Constitutional Scrutiny?

After losing a First Amendment challenge over graphic cigarette warnings seven years ago, the U.S. Food and Drug Administration on Thursday released proposed warnings zeroing in on the specific, lesser-known risks of smoking. But whether these warnings pass constitutional muster may come down to whether the agency can show that they

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The 50-Year Evolution Of US Cigarette Warnings

The U.S. Food and Drug Administration on Thursday unveiled visually arresting images depicting the harmful health effects of smoking, adding to a 50-year saga of increasingly aggressive cigarette warnings and a decadelong effort to emblazon cigarette packs and advertisements with disturbing medical graphics.

2 documents attached | Read full article »

EMPLOYMENT

Biz Groups Back Comcast In High Court Race-Bias Battle

The U.S. Chamber of Commerce and other business groups on Thursday threw their weight behind Comcast's U.S. Supreme Court challenge to a Ninth Circuit decision making it easier to prove claims brought under a Reconstruction-era law prohibiting race bias, arguing the statute's text doesn't support the appeals court's reasoning.

2 documents attached | Read full article »

COMPETITION

AGs' New Complaint Takes Aim At DOJ's T-Mobile/Sprint Deal

Selling off Sprint's prepaid mobile brands won't fix the competitive harm threatened by its merger with T-Mobile, 16 attorneys general told a New York federal court Wednesday in their first bare-bones legal response to the U.S. Department of Justice deal clearing the tie-up.

1 document attached | Read full article »

CYBERSECURITY & PRIVACY

Gov't Fights Roger Stone On Getting House Intel Audio Early

Federal prosecutors want a D.C. federal judge to reject an attempt by Republican strategist Roger Stone to get audio of his closed-door testimony to House lawmakers within 20 days — weeks ahead of his November false statements trial — saying he will have plenty of time to hear the recordings.

1 document attached | Read full article »

CONSUMER PROTECTION

5th Circ. Undoes Walmart's Texas Liquor Sales Win

A Texas rule barring public corporations from owning liquor stores does not necessarily discriminate against out-of-state retailers, the Fifth Circuit said Thursday, undoing both a Texas federal judge's decision to the contrary and a win for Walmart and other large retailers hoping to sell liquor in the state.

Opinion attached | Read full article »

PERSONAL INJURY

NJ Gov. Signs Bill For Medical Recovery Above PIP Limits

CTIA
California Independent System Operator
Comcast Corp.
DISH Network LLC
Deutsche Telekom AG
Domino's Pizza Inc.
Edible Arrangements LLC
Electronic Arts Inc.
Ferrari SpA
General Motors
Global Brands Group Holding Ltd.
H&R Block Inc.
Hobby Lobby Stores
International Brotherhood of Teamsters
JPMorgan Chase & Co.
Jersey Mike's Subs
Jimmy John's Franchise LLC
KPMG International
Kate Spade & Co.
Koch Foods
L'Oreal SA
Law Foundation of Silicon Valley
Lawyers' Committee for Civil Rights Under Law
London Stock Exchange Group PLC
McDonald's Corp.
Mercedes-Benz
Monsanto Co.
Morgan Stanley
National Collegiate Athletic Association
National Federation of Independent Business
New York Times Co.
New York Yankees
Papa John's International Inc.
Porsche
PricewaterhouseCoopers
Public Company Accounting Oversight Board
Public Health Law Center
Royal Dutch Shell PLC
Southern Poverty Law Center
Southwest Power Pool Inc.
Sprint Nextel Corporation
T-Mobile USA Inc.
Twitter Inc.
U.S. Chamber of Commerce
Volkswagen
Wal-Mart Stores Inc.

New Jersey Gov. Phil Murphy signed legislation Thursday permitting the recovery of car accident-related medical expenses exceeding personal injury protection, or PIP, benefit limits, effectively overturning a state Supreme Court decision that ruled otherwise.

Statement attached | Read full article »

AEROSPACE & DEFENSE

Selective Service Defends Men-Only Draft In 5th Circ.

A Texas district court wrongly ruled that women serving in combat means that a U.S. Supreme Court decision supporting a law requiring only men to register for the military draft is no longer applicable, the Selective Service System told the Fifth Circuit Wednesday.

Brief attached | Read full article »

INTERNATIONAL TRADE

China Vows To Counter Planned US Tariff On $300B Of Goods

China pledged Thursday to strike back against the White House's plan to impose a new 10% tariff on roughly $300 billion worth of Chinese goods, saying the duties violate an agreement between President Donald Trump and Chinese President Xi Jinping.

Read full article »

IMMIGRATION

Detained Migrant Kids Must Get Basic Amenities: 9th Circ.

The Ninth Circuit ruled Thursday that U.S. Customs and Border Protection must provide basic hygiene products, nutrition and adequate sleeping accommodations to immigrant children in its custody, after finding the agency had failed to do so under a decades-old agreement.

Decision attached | Read full article »

3rd Circ. Revives Suit Slamming ICE Immigration Sting

The Third Circuit on Thursday revived a suit filed by prospective students who enrolled in a fake New Jersey university set up as part of a U.S. Immigration and Customs Enforcement sting, saying more judicial review of the termination of the plaintiffs' visa status is warranted.

Opinion attached | Read full article »

ICE Says Raided Plants Likely Violated Immigration Law

U.S. Immigration and Customs Enforcement said it has reason to believe that agricultural processing plants targeted in last week's raids in Mississippi were knowingly employing unauthorized immigrants, according to recently unsealed documents.

☒ *5 documents attached* | Read full article »

22 AGs Urge Trump Admin. To Withdraw Rule Limiting Asylum

A group of 22 state attorneys general urged the federal government Thursday to retreat from a rule barring most asylum claims at the southwest border of the U.S., saying the policy would harm thousands of vulnerable people and likely deliver asylum seekers "into the hands of their persecutors."

Wynn Resorts Ltd.

GOVERNMENT AGENCIES

Centers for Disease Control and Prevention
Central Intelligence Agency
Cherokee Nation
Consumer Financial Protection Bureau
Energy Information Administration
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission
Financial Conduct Authority
Financial Crimes Enforcement Network
Fish and Wildlife Service
Florida Department of Revenue
Food and Drug Administration
Massachusetts Gaming Commission
New Jersey Department of Education
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Ohio Attorney General's Office
Securities and Exchange Commission
Selective Service System
Serious Fraud Office
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eighth Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Customs and Border Protection
U.S. Department of Agriculture

Read full article »

NATIVE AMERICAN

EPA Picks New Head Of American Indian Environmental Office

The U.S. Environmental Protection Agency said it has appointed a new director for the American Indian Environmental Office in the agency's Office of International and Tribal Affairs who is charged with overseeing the protection of human health and the environment in Indian Country.

Read full article »

New FWS Policy Allows Tribes To Keep Eagle Remains

The U.S. Fish and Wildlife Service has changed its policy on the collection of eagle feathers on Indian Country lands to allow federally recognized tribes to keep the eagle remains they find.

Read full article »

TELECOMMUNICATIONS

FCC Settles Over Alert Tones' Use On 'Kimmel,' 'Walking Dead'

Major TV networks have agreed to shell out more than $500,000 to settle charges from the Federal Communications Commission that several shows illegally played emergency alert tones, including in episodes of "Jimmy Kimmel Live!" and "The Walking Dead."

Read full article »

FCC Suggests Creating 3-Digit Number For Suicide Hotline

The Federal Communications Commission is considering creating a three-digit suicide hotline as a way to make emergency services more accessible for Americans who need help, according to an agency report sent to Congress on Thursday.

Read full article »

EXPERT ANALYSIS

Next US Move Against Iran Could Block Humanitarian Aid

If the U.S. government uses its anti-money laundering authority under the USA Patriot Act to further isolate Iran, the consequences are likely to extend far beyond the purported aim of ensuring the exclusion of Iranian banks from the international financial system, says Jeremy Paner at Ferrari & Associates.

Read full article »

FERC Rate Reforms Mean More Data Collection For Cos.

The Federal Energy Regulatory Commission's revised regulations for selling energy services at market-based rates likely will streamline rate applications and related compliance filings, but they could create a significant initial burden for some companies, say Adam Wenner and Cory Lankford of Orrick.

2 documents attached | Read full article »

FCC's Caller ID Rules Contribute To Spoofed Calls Crackdown

As the Federal Communications Commission's enhanced Truth in Caller ID rules take effect, there will be continued pressure on the FCC to demonstrate that its efforts against spoofed calls are working, say Laura Phillips and Qiusi Newcom of Drinker

U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. District Court for the District of New Jersey
U.S. District Court for the Eastern District of Michigan
U.S. District Court for the Eastern District of Pennsylvania
U.S. District Court for the Northern District of Georgia
U.S. District Court for the Northern District of Illinois
U.S. District Court for the Southern District of Florida
U.S. District Court for the Southern District of Illinois
U.S. District Court for the Southern District of New York
U.S. District Court for the Western District of Kentucky
U.S. District Court for the Western District of Missouri
U.S. District Court for the Western District of Washington
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United States District Court for the Northern District of Ohio
Ute Indian Tribe

Biddle.

Read full article »

Florida Tax Views: A Closer Look At $500M Corporate Refund

While some may suggest the pending Florida corporate tax refund of $543.2 million is a mammoth tax cut, it is actually just a correction for the government's inadvertent overcollection, says French Brown of Dean Mead.

Read full article »

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LEGAL INDUSTRY

Global 20: Dechert

Dechert LLP used its international network to take on deals like Differential Brands Group's $1.2 billion buy of part of a Hong Kong company's licensing business and to successfully defend former Barclays chairman Robert Diamond in an investigation from the U.K.'s Serious Fraud Office, securing a spot yet again on Law360's Global 20 list.

Read full article »

Ex-Skadden Atty Chose Reputation Over Truth, Gov't Says

Six years ago, then-Skadden partner Gregory Craig had a choice: lie to federal officials about his work for the Ukrainian government, or tell the truth and risk hurting his stellar reputation as a former White House counsel and rule-of-law advocate.

Read full article »

3 Legal Go-Getters On How They're Altering The Industry

A "failure camp" for lawyers and a potentially game-changing legal tech marketplace shared the spotlight Thursday as members of the legal sector spoke at the #MakeLawBetter Conference in Chicago about stepping outside the traditional boundaries of law to try something different.

Read full article »

LeClairRyan Enviro Head, Texas Team Move To New Firms

Two groups of attorneys from dissolving law firm LeClairRyan have landed in other firms in Newark, New Jersey, and Houston, according to back-to-back announcements on Thursday.

Read full article »

LeClairRyan Hit With Contract Breach Suit As Firm Folds

Embattled law firm LeClairRyan, which recently announced it will shut down at the end of the month, has been sued by a business consulting company over $100,000 in allegedly unpaid fees, according to documents filed in California state court.

Read full article »

Burford Replaces CFO In Wake Of Short Seller Attack

Burford Capital, the litigation funder involved in a public war of words with U.S. short seller Muddy Waters, bowed to investor pressure and replaced its chief financial officer on Thursday after investors raised concerns about her marriage to the chief executive.

Read full article »

Miller & Chevalier Picked To Monitor Wynn Resorts In Mass.

The Massachusetts Gaming Commission selected Miller & Chevalier Chtd. on Thursday as an independent monitor for the new Wynn Resorts casino in the state, asking the firm to ensure compliance with sanctions after the company failed to disclose sexual harassment allegations against its founder, Steve Wynn.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

The American Civil Liberties Union Foundation scored a spot on this week's list of legal lions for helping a transgender man win his landmark suit challenging his high school's bathroom access policy, while Richards Layton & Finger PA landed among the legal lambs after a jury ruled that L'Oreal USA Inc. misappropriated trade secrets.

Read full article »

JOBS

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McCarter & English, LLP
Newark, New Jersey

LAW FIRMS
Orrick Herrington
Latham & Watkins
LeClairRyan
Morrison & Foerster
Paul Weiss
Skadden
Williams & Connolly
Alston & Bird
Andres & Berger
Baker Donelson
Baker McKenzie
BakerHostetler
Benesch Friedlander
Bruce S. Rogow PA
Buschel & Gibbons
Clark Hill
Cleary Gottlieb
Clifford Chance
Crowell & Moring
Davis Polk
Dean Mead
Dechert
Drinker Biddle
Faegre Baker
Foley & Lardner
Foley Hoag
Gibson Dunn
Hagens Berman
Halloran Farkas
Hoagland Longo
Jones Day

K&L Gates
Kaufman Dolowich
Krevolin & Horst
Kurzban Kurzban
Law Lyman
McCarter & English
McDermott Will
Miller & Chevalier
Miller Barondess
Munger Tolles
NT Lakis
Paul Hastings
Richards Layton
Robbins Ross
Ropes & Gray
Scopelitis Garvin
Seyfarth Shaw
Sheppard Mullin
Siprut PC
Spengler Nathanson
Susman Godfrey
Taylor English
Thompson Hine
Troutman Sanders
Vorys Sater
White & Case
WilmerHale
Wilson Elser
Winston & Strawn
Zuckerman Spaeder

COMPANIES
Comcast Corp.
KPMG International
Twitter Inc.
ABC Inc.
AMC Networks Inc.
AT&T Inc.
Advocates for Highway and Auto Safety
Alliance Defending Freedom
Altice SA
American Civil Liberties Union
American Media Inc.
American Trucking Associations Inc.
Aston Martin Lagonda Ltd.
Auntie Anne's Inc.
Bayer AG
Burford Capital Ltd.
Burger King Holdings Inc.
CTIA
California Independent System Operator

DISH Network LLC
Deutsche Telekom AG
Domino's Pizza Inc.
Edible Arrangements LLC
Electronic Arts Inc.
Ferrari SpA
General Motors
Global Brands Group Holding Ltd.
H&R Block Inc.
Hobby Lobby Stores
International Brotherhood of Teamsters
JPMorgan Chase & Co.
Jersey Mike's Subs
Jimmy John's Franchise LLC
Kate Spade & Co.
Koch Foods
L'Oreal SA
Law Foundation of Silicon Valley
Lawyers' Committee for Civil Rights Under Law
London Stock Exchange Group PLC
McDonald's Corp.
Mercedes-Benz
Monsanto Co.
Morgan Stanley
National Collegiate Athletic Association
National Federation of Independent Business
New York Times Co.
New York Yankees
Papa John's International Inc.
Porsche
PricewaterhouseCoopers
Public Company Accounting Oversight Board
Public Health Law Center
Royal Dutch Shell PLC
Southern Poverty Law Center
Southwest Power Pool Inc.
Sprint Nextel Corporation
T-Mobile USA Inc.
U.S. Chamber of Commerce
Volkswagen
Wal-Mart Stores Inc.
Wynn Resorts Ltd.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Attorney's Office
U.S. Supreme Court
European Union
Food and Drug Administration
Equal Employment Opportunity Commission

Executive Office of the President
Federal Trade Commission
U.S. Court of Appeals for the Fifth Circuit
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
Centers for Disease Control and Prevention
Central Intelligence Agency
Cherokee Nation
Consumer Financial Protection Bureau
Energy Information Administration
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Financial Conduct Authority
Financial Crimes Enforcement Network
Fish and Wildlife Service
Florida Department of Revenue
Massachusetts Gaming Commission
New Jersey Department of Education
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Ohio Attorney General's Office
Securities and Exchange Commission
Selective Service System
Serious Fraud Office
Texas Attorney General's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eighth Circuit
U.S. Court of Appeals for the Ninth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. District Court for the District of New Jersey
U.S. District Court for the Eastern District of Michigan
U.S. District Court for the Eastern District of Pennsylvania
U.S. District Court for the Northern District of Georgia
U.S. District Court for the Northern District of Illinois
U.S. District Court for the Southern District of Florida
U.S. District Court for the Southern District of Illinois
U.S. District Court for the Southern District of New York
U.S. District Court for the Western District of Kentucky
U.S. District Court for the Western District of Missouri
U.S. District Court for the Western District of Washington
U.S. House of Representatives
United States District Court for the Northern District of Ohio
Ute Indian Tribe

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Newark, New Jersey

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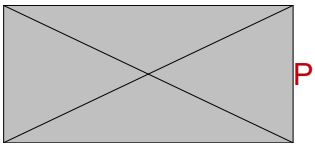
From: Public Policy Law360
Sent: Thur 12/8/2016 8:37:14 AM
Subject: [Marketing Mail] Congress Passes Major Pharmaceutical Reform Bill



PUBLIC POLICY

Thursday, December 8, 2016

TOP NEWS

Congress Passes Major Pharmaceutical Reform Bill

Congress passed a major pharmaceutical reform bill Wednesday, after a bipartisan Senate vote sent sweeping changes to drug approvals, research funding and other measures to President Barack Obama's desk.

Trump Taps Oklahoma AG Pruitt To Lead EPA

President-elect Donald Trump will nominate Oklahoma Attorney General Scott Pruitt to lead the U.S. Environmental Protection Agency, according to reports published Wednesday, bolstering the likelihood that the agency will quickly veer from the Obama administration's climate change-focused agenda.

Trump Transition Watch: Gen. Kelly Emerges As DHS Pick

President-elect Donald Trump has reportedly picked Gen. John Kelly to be the next secretary of homeland security, making him the third general chosen for a top post in the new administration, while elsewhere Trump indicated that he would "work something out" regarding young immigrants known as Dreamers.

House To Vote For Funding Bandage To Hold Gov't Until April

House leaders unveiled the latest stopgap government funding measure Tuesday, aiming to keep the government running into the first several months of President-elect Donald Trump's new administration.

EU Anti-Tax Evasion Move Targets Company Ownership Info

The Council of the European Union reached an agreement Tuesday to require banks in member states to share information on the beneficial ownership of companies, as a measure to prevent tax evasion and fraud.

Analysis

The Biggest Pa. Policy Developments Of 2016

Partisan divisions in Harrisburg deepened during the second year of Gov. Tom Wolf's term, but the Democratic governor and the Republican-held General Assembly did reach agreements in 2016 on legislation that enabled medical marijuana and created a statewide framework for ride-hailing. Here, Law360 looks at some of Pennsylvania's key policy developments in 2016.

BANKING & SECURITIES

Banking Group Sues Over Credit Union Membership

A banking industry group said in a Wednesday lawsuit that a rule expanding credit union membership poses a threat to banks because it allows their tax-exempt competitors to vastly increase their customer base beyond what federal law allows.

ENERGY & ENVIRONMENTAL

LAW FIRMS

Akin Gump
Allen & Overy
Babst Calland
Baker & McKenzie
Center for Constitutional Litigation
Consovoy McCarthy
Covington & Burling
Cravath Swaine
Davis Wright Tremaine
Dentons
Dorsey & Whitney
Dowd Bloch
Edelson PC
Fennemore Craig
Gibson Dunn
Hicks Porter
Holland & Knight
Levin Papantonio
Linklaters
Littler Mendelson
Mayer Brown
Nielsen Merksamer
Paul Hastings
Perkins Coie
Sacks Weston Diamond
Simpson Thacher
Steptoe & Johnson LLP
Troutman Sanders
Venable LLP
White and Williams
WilmerHale

COMPANIES

AT&T Inc.
Airbnb Inc.
Amazon.com Inc.
American Bankers Association
American Bar Association
American Civil Liberties Union

EPA Moves To Ban TCE In Dry Cleaning Uses

The U.S. Environmental Protection Agency on Wednesday proposed banning the toxic chemical trichloroethylene when it's used as a degreaser and a spot removal agent in dry-cleaning operations.

Pa. DEP To Challenge Fracking Rules Halt At State's Top Court

Pennsylvania environmental regulators said Tuesday that they would ask the state's Supreme Court to review a decision blocking certain provisions of controversial new regulations on hydraulic fracturing from taking effect while an industry group pursues a legal challenge.

New York To Sue EPA Over Long Island Sound Dredging Plan

The state of New York will sue the U.S. Environmental Protection Agency over a plan to establish a dredging disposal site in the Long Island Sound, Democratic Gov. Andrew Cuomo announced on Tuesday.

MEDIA & ENTERTAINMENT

NJ Lawmakers Advance Bill For Online Gaming At Racetracks

The New Jersey State Assembly Gaming Committee has approved a bill that would allow racetracks to offer online casino gaming, a month after three-quarters of state voters rejected a proposal to allow casinos outside of Atlantic City.

TRANSPORTATION & INFRASTRUCTURE

House Advances Hours-Of-Service Fix For Truckers

A provision restoring the U.S. Department of Transportation's so-called 34-hour restart rule for truckers was tacked onto the latest stopgap government funding measure that House leaders unveiled Tuesday, providing relief to a trucking industry peeved by the Obama administration's attempt to update the regulations in 2013.

TSA Must Tackle Surface Transpo Security, Senate Panel Told

Representatives from Amtrak, the Port Authority of New York and New Jersey, and the trucking and natural gas industries told a Senate panel Wednesday that growing security risks for railways, ports, pipelines and mass transit systems call for more streamlined government oversight.

INSURANCE

House Passes International Insurance Bill In Face Of Veto

The U.S. House of Representatives passed a bill meant to make the Federal Reserve's authority to enter into international agreements on insurance standards more transparent, in the face of a White House threat to veto the bill over concerns it would hamstring the president's foreign negotiations authority.

EMPLOYMENT

DOL Says No Reason To Delay OT Rule Appeal In 5th Circ.

The U.S. Department of Labor on Wednesday urged the Fifth Circuit to accelerate the agency's bid to revive overtime rules that have been enjoined by a Texas federal judge, saying pending motions in the trial court should not hold up the DOL's appeal.

White House Hails 44 New Employers On Equal Pay Pledge

AT&T, eBay, Zillow and a bevy of other companies across a wide array of industries have pledged to help reduce the gender pay gap by running an annual compensation analysis, the White House said Wednesday.

American Federation of State, County and Municipal Employees
American International Group Inc.
American Trucking Associations Inc.
Apple Inc.
Cisco Systems Inc.
Citigroup Inc.
Comcast Corporation
Consumer Reports
Credit Suisse Group AG
Dallas Mavericks
Deloitte Touche
Dot Foods Inc.
Electronic Privacy Information Center
Experian
Facebook
Florida Justice Association
GoDaddy Inc.
Google Inc.
Home Box Office Inc.
Independent Community Bankers of America
InterContinental Hotels Group PLC
Johnson & Johnson
L'Oreal SA
LexisNexis Group
Lyft Inc.
MasterCard Incorporated
Mattel, Inc.
NBCUniversal Inc.
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Nuance Communications, Inc.
PepsiCo Inc.
PricewaterhouseCoopers
Public Knowledge
Robert Half International Inc.
Spokeo Inc.
Spotify Technology SA
Square Inc.
Staples Inc.
TBS International Limited
The DIRECTV Group, Inc.
Time Warner Cable
Time Warner Inc.
TransCanada Corporation
Turner Broadcasting System Inc.
Twitter Inc.

Ill. Gov. Blocked From Implementing Union Contract Changes

A judge in St. Clair County, Illinois, put a temporary stop Tuesday to Gov. Bruce Rauner's imposition of new terms for a contract governing nearly 40,000 state workers in response to an American Federation of State, County and Municipal Employees lawsuit over the negotiations on the contract.

COMPETITION

AT&T, Time Warner Chiefs Vow $85B Tie-Up Won't Hike Prices

The heads of AT&T and Time Warner told lawmakers Wednesday that their proposed $85.4 billion combination would not lead to higher television costs for consumers, vowing to drive innovation instead of squelching competition.

FBI Arrests Puerto Rico Mayor On Extortion Charges

The recently re-elected mayor of a Puerto Rican municipality was arrested Wednesday on charges of extortion and soliciting a bribe for allegedly funneling government money into a telecommunications project that officials say was a $15 million Ponzi scheme.

PRIVACY & CONSUMER PROTECTION

Groups Say 'Spy Toys' Don't Play Well With Privacy Regs

The companies behind a pair of popular internet-connected toys came under fire Tuesday from consumer groups in the U.S. and Europe that asked the Federal Trade Commission, the European Commission and other regulators to probe the playthings' potential privacy and security risks.

Litigant Blasts Spokeo's Case Citations In 9th Circ.

The man behind a proposed Fair Credit Reporting Act class action that's back before the Ninth Circuit after a landmark U.S. Supreme Court decision has said the rulings that Spokeo Inc. cites in support of its efforts to end the litigation aren't particularly recent or favorable to the company's position.

GOVERNMENT CONTRACTS

Defense Authorization Bill Clears Senate Hurdle

After passing the House last week, the Senate voted to end debate on the $619 billion National Defense Authorization Act on Wednesday, which would enact widespread reforms to defense acquisitions, in addition to increasing defense spending overall.

INTERNATIONAL TRADE

Rep. Brady Asks Trump To Spur Int'l Green Goods Accord

House Ways and Means Committee Chairman Kevin Brady on Tuesday urged the incoming Trump administration to take up the fight for an international trade agreement on green goods despite the collapse last weekend of the World Trade Organization-sponsored talks on the deal.

TAX

IRS Adjusts Rules On Losses From Terminated Business Units

The Internal Revenue Service issued final and temporary regulations on Wednesday relating to the recognition and deferral of foreign currency gain or loss that occurs in certain transactions involving partnerships and when qualified business units are terminated.

Uber Technologies Inc.
Verizon Communications
Virginia State Bar
Warner Bros.
Washington Post Co.
Yahoo! Inc.
Zillow Inc.
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Confederated Tribes of Grand Ronde
Confederated Tribes of Siletz Indians
Cowlitz Indian Tribe
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Motor Carrier Safety Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Immigration and Customs Enforcement
Internal Revenue Service
Mooretown Rancheria of Maidu Indians
National Credit Union Administration
National Institutes of Health
National Railroad Passenger Corporation
Pala Band of Mission Indians
Picayune Rancheria of Chukchansi Indians
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Attorney General's Office
Tohono O'odham Nation
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense

Wash. Revenue Agency Defends Retroactive Tax Change

Washington state's revenue department hit back at an Illinois food distributor's assertion that a retroactive application of amended tax statutes unconstitutionally violated due process, telling the U.S. Supreme Court on Monday that the changes justified a rational legislative purpose.

NATIVE AMERICAN

House Sends 2 Bills On Tribal Land Trusts To Obama's Desk

The U.S. House of Representatives signed off on two bills on Tuesday that concern taking land into trust for Oregon-based Native American tribes, sending them to President Barack Obama's desk, the chairman of the Senate Committee on Indian Affairs announced.

Tribes Urge Justices To Nix DOI's Land Trust For Cowlitz

Two California-based tribes and a tribal business alliance have backed an anti-casino group asking the U.S. Supreme Court to review and overturn a D.C. Circuit ruling that held the U.S. Department of the Interior properly took Washington state land into trust for the Cowlitz Indian Tribe's gaming project.

Tribe Says Ariz. Official Can't Show Fraud In Casino Row

The Tohono O'odham Nation has urged a federal judge to grant it a win in its suit against the head of Arizona's gambling department over the tribe's right to offer Las Vegas-style gaming near Phoenix, saying the official's claims the tribe committed fraud by allegedly hiding its intention to open a casino there aren't supported by the record.

TELECOMMUNICATIONS

FCC Republicans Want Course Correction, Process Fix

The Federal Communications Commission's two Republican commissioners spoke out Tuesday and Wednesday for goals under a GOP-led FCC, calling for a new regulatory approach and better process and transparency at the commission.

FCC's Wheeler Pushes Internet Of Things Cybersecurity Plan

Federal Communications Commission Chairman Tom Wheeler has touted work at the FCC on cybersecurity and pushed a program for collaborating with other agencies and stakeholders on security challenges arising from 5G and connected devices, saying the transition to a new president shouldn't delay the work.

PEOPLE

Akin Gump Snags Int'l Trade Pro From Baker & McKenzie

A former Baker & McKenzie practice head and leading international trade lawyer with deep expertise in European Union trade policy has joined Akin Gump Strauss Hauer & Feld LLP as a partner in London.

Fla. Justices Weigh Patient Privacy Rights In Med Mal Cases

The Florida Supreme Court on Thursday will weigh a challenge to a state law allowing doctors and hospitals accused of medical malpractice to seek medical history and other information from a patient-plaintiff's previous doctors, in a case that touches on privacy and constitutionality issues. Here, Law360 recaps the history of the case in advance of Thursday's oral arguments.

Coffee Shop Can Fight Beer-To-Go Guidance, Texas Court Says

A Texas appeals court on Wednesday held that Cuvee Coffee, a popular roaster in Austin, can fight a Texas Alcoholic Beverage Commission decision banning the coffee shop from selling beer it packages on site, holding that the commission's

U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Auburn Indian Community
United Nations

posted guidance on the issue qualified as a rule that the roaster can challenge.

EXPERT ANALYSIS

As EPA Sets 2017 Renewable Fuel Volumes, Future Is Unclear

The Environmental Protection Agency has released its final 2017 volumes under the Renewable Fuel Standard, a program established by Congress to spur development and use of biofuels in the U.S. transportation sector. But the 2017 numbers may face legal challenges — and the entire RFS program could be restructured by the Trump EPA or the new Congress, says James Rubin of Dorsey & Whitney LLP.

The FTC's Overreaching Regulation Of Homeopathic Drugs

Recently, the U.S. Federal Trade Commission decided once again to force itself into the U.S. Food and Drug Administration's ill-fitting shoes, establishing safety and effectiveness standards for over-the-counter homeopathic drugs. The FTC is only obfuscating the already-strained regulatory framework for homeopathic drugs, say attorneys from Venable LLP.

Philip Hirschkop: Quietly Making Noise For 50 Years

The first paragraph of Philip Hirschkop's obituary is going to contain the word "Loving." That's undeniable. But many of Hirschkop's other cases are just as groundbreaking in their own right. They aren't household names like Loving, but they have affected millions in the nation's households, says Randy Maniloff of White and Williams LLP.

LEGAL INDUSTRY

Why Midsize Firms Are Stealing Work From BigLaw

Midsize law firms have begun gobbling up an increasingly large portion of legal work from corporate clients in recent years, a phenomenon experts chalk up to those firms' ability and willingness to budge on fees.

Associate Bonus Timeline: Who Matched Cravath When

Cravath Swaine & Moore LLP announced its year-end associate bonuses Nov. 28, and a flurry of law firms have since hopped on the bandwagon, matching the compensation trend setter's lead.

ABA Offers Guidance On Cross-Firm Fee-Splitting

Lawyers who wish to share fees with other lawyers who are not a part of their law firms are permitted to do so, but have to follow specific procedures in order to avoid running afoul of ethics rules, an American Bar Association committee has ruled.

Innovative Corporate Counsel: Paul Lanois

In just a few years at Credit Suisse, Paul Lanois, senior legal counsel of international wealth management and the Swiss Universal Bank, has advised the company through the rollout of new products as the financial institution evolves, landing him among Law360's 2016 Innovative Corporate Counsel.

Linklaters' Revenue Climbed Alongside Profits Last Year

London-based Linklaters LLP raked in £1.3 billion ($1.6 billion) in revenue last year, the highest figure the firm has posted since the start of the recession, and also saw its profits go up, financial documents released on Tuesday reveal.

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This support comes at a critical moment. We're engaged in a great struggle for American democracy.

One truth is clear: resistance is vital - but not enough. What counts is not just what we are *against*, but what we are prepared to *fight for*.

The Brennan Center for Justice needs you to join the fight, so please make your gift today, when it will be MATCHED $1-FOR-$1. Together, we'll proudly protect democracy!

Start with the right to vote. President Trump set up a "voter fraud" commission to prove the lie that he won the popular vote once you subtract 3-5 million "illegal votes." When the commission asked for personal data from tens of millions of citizens, **we sued in four states to block the illegal release of voter information**.

We'll use the gift you make right now — which will be matched up to $5,000 until we reach $175,000* — to continue to disarm this assault on one of democracy's cornerstones.

We've also forcefully rebutted Attorney General Jeff Sessions' **false claims of a soaring crime wave**. Brennan Center research shows that crime remains near the lowest rate in decades.

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Bolstered by your support, the Brennan Center's nationwide alliance of law enforcement leaders serves as a powerful, bipartisan force to end mass incarceration, **fighting to prevent the return of failed policies — including the racially**

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With the gift you make right now — which will have twice the impact thanks to a generous matching grant — you'll stand up for the sacred values we hold dear.

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Thank you in advance for your generosity.

Sincerely,

Michael Waldman
President

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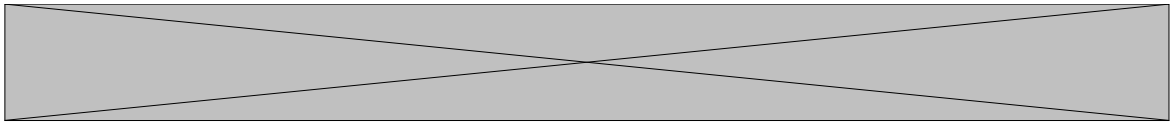


THE HUMAN ELEMENT

Workplace violence: It *could* happen here

In this first of two installments, former FBI agent and NBC commentator Frank Figliuzzi urges bankers to recognize the four main types of workplace violence risk. These categories include such things as cyber stalking and extends to clients and contractors. Read more

CONSUMER CREDIT

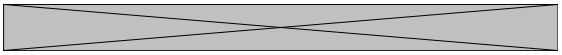
New auto sales slip in favor of used

Sales of new autos fell 1.9% in 2017, and sales of used vehicles rose by an almost equal amount—1.5%—according to an analysis by Equifax. The shift appears to be the result of trends in auto leasing that have created additional attractive opportunities among vehicles coming off lease. Read more

COMPLIANCE/FAIR BANKING & BEYOND

How will fair banking fare?

The change in regulatory leadership is already bringing some new attitudes. But don't be fooled into thinking the core focus of fair banking will change. Read more



AML & FRAUD

"Time Of The Season"

It's the conference season soon, says John Byrne, with tips on how AML/BSA can make better use of these opportunities. Read more

TALKING CREDIT

Culture issues just won't go away

How well do bankers understand their own banks' cultures? asks Ed O"Leary. Read more

THE PRAIRIE ECONOMIST

Trump, tariffs, and trade: What could be the local consequences?

Insights from an international trade expert help Mike Moebs bring the debate over trade home to your doorstep. Read more

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Seeking tomorrow's leaders, Banking Exchange kicks off

RETAIL BANKING

Join the conversation

Voice software can help serve “do it for me” culture. Could devices like the Amazon Echo Dot eventually become ordinary folks' "personal banker"? Read more

MANAGEMENT STRATEGIES

Do doing well and doing good dovetail?

An international group of banks, including some U.S. community banks, joined together to prove that fulfilling social goals such as sustainable energy wasn't incompatible with profitability. S&P Global Market Intelligence takes a look at the results. Read more

CONSOLIDATION AND CONTROL

Age draws strong hands

Many community banks and credit unions established in the 1990s have vanished from the U.S. commercial landscape. This means the vast majority of assets remain in the hands of older community banks and credit unions—ones that opened before 1990. Read more

RISK MANAGEMENT

ERM certification announced

The American Bankers Association unveiled its new Certified Enterprise Risk Professional (CERP) certification in conjunction with the launch of its new ABA Risk Management School. Read more

“20 under 40” awards

Banking Exchange magazine has launched its first annual 20 Under 40 award program. The program will culminate in a special report in the magazine’s June 2018 issue in which 20 noteworthy next-gen bankers will be profiled. Learn more about how to nominate someone

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Otting on CRA

“People kind of jump out of their chairs and give me the high five when I talk about where I'd like to take CRA. I think we can make this simple and do more in the inner cities of America” —***Comptroller Joseph Otting*** *in exclusive interview* Read more

The "Amazon Effect" and what banks can do about it

Since Amazon became the #1 retailer in the world, consumer needs for ease and immediacy in all brand interactions have grown. This sponsored-content article from Harland-Clarke details three ways financial institutions can meet account holders’ rising desire for instant, “on demand” financial services. Read more

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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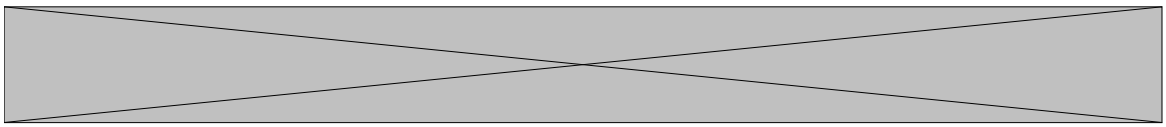


COMMUNITY BANK M&A

"Happily ever after" takes people management

The ink has started to dry on the merger agreement, and all's right with the world. Not quite, says a former community banker who has been through mergers eight times. Peyton Patterson says now the real work begins, and much of it is "people work." Read more

ALCO BEAT

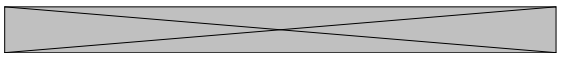
The Fed feinted. Get past it

All those years of waiting for rates to start going up again … No wonder some bankers feel like they got the old bait-and-switch. Darling Consulting's Mark Haberland says you'd better move on and get prepared for a very different ride. Read more

ENERGY LENDING REPORT

Impact felt as oil prices topple

Banks in oil-rich states are expected to build energy-related reserves in the coming year as persistently low oil prices weigh on borrowers and energy-centric economies. SNL Financial reports on experts' predictions plus statements by several large energy lenders. Read more



AML & FRAUD

"What A Wonderful World??"

On contemplating yet another major terrorist attack on the West, John Byrne probes what more BSA/AML professionals can do to fight terrorism. Read more

TALKING CREDIT

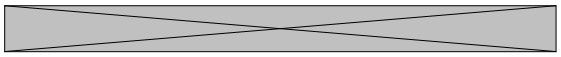
Why don't we water our garden anymore?

Many banks don't train these days. Ed O'Leary thinks younger bankers may go where they can learn, because they value growth as much as salary. Read more

UNCONVENTIONAL WISDOM

Our cup runneth over, with bitter brew

Too much of a good thing can be a bad thing, says veteran stock analyst Richard Bove. Read more



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Reading the tea leaves on "fair banking"

"CFPB has done little

WASHINGTON UPDATE

CFPB means it as you read it

Often regulators taking part in conference panel discussions keep things pretty diplomatic and general. But CFPB's Peggy Twohig had some direct talk for bankers at ABA's recent Government Relations Summit. Read more

to flesh out the industry's understanding of the term 'abusive,' leaving banks to attempt to read the tea leaves to divine what is and isn't appropriate." Read more

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MERGERS & ACQUISITIONS

California dreamin' takes hard reality

Sometimes, instead of raising the bridge, you lower the river. 1st Century Bancshares Inc., a community bank with ambitious plans and a glowing view of conditions in its Southern California footprint, shelved a capital raise and put itself on the block to find higher potential for shareholders. Read more

Agencies release "know your customer" guidance for prepaid cards

FinCEN and the prudential banking regulators have issued guidance on the applicability of customer identification program requirements to prepaid cards.

A key comment: "The preamble to the final CIP rule makes clear that the rule does not affect a bank's authority to contract for services to be performed by a third party either on or off the bank's premises, nor does it alter a bank's authority to use an agent to perform services on its behalf. However, as with any other activity performed on behalf of the bank, the bank ultimately is responsible for compliance with the requirements of the bank's CIP rule as performed by that agent or other contracted third party." Read more

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If your bank makes mortgages or commercial real estate loans, you should be checking out our new channel. It looks at new developments in mortgage and CRE lending, with an eye on related technological developments. Read more

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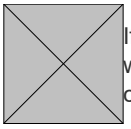

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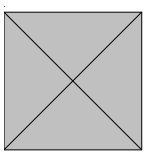

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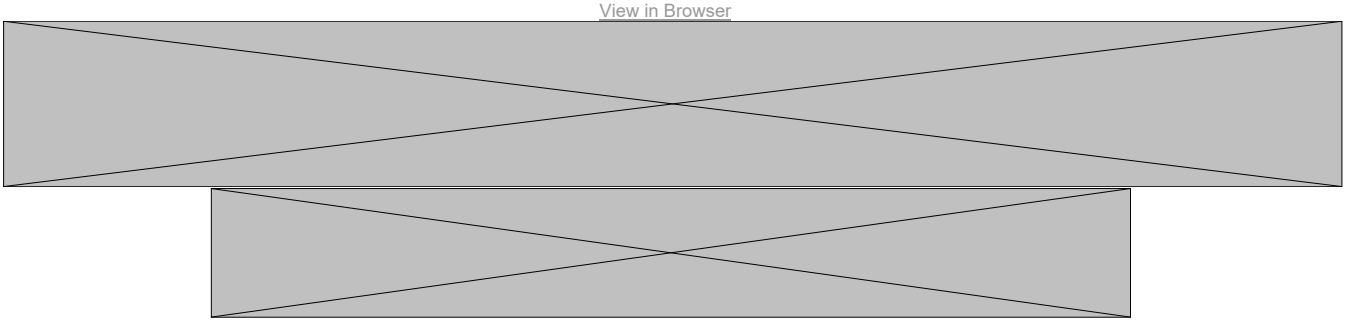

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JULY 2015

Homeownership Drops to Lowest Level in Decades

A new report lays out why so many Americans are renting even though rents are rising nearly everywhere. Plus: More state and local government statistics from Governing Data

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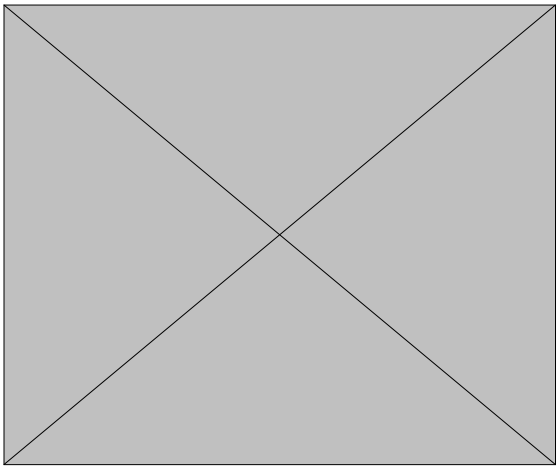

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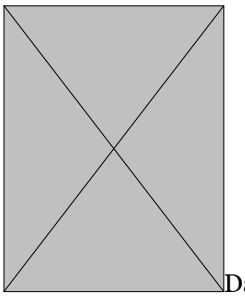
MANAGEMENT

The Causes, Costs and Consequences of Bad Government Data

 Data is the lifeblood of state government. It's the crucial commodity that's necessary to manage projects, avoid fraud, assess program performance, keep the books in balance and deliver services efficiently. But even as the trend toward greater reliance on data has accelerated over the past decades, the information itself has fallen dangerously short of the mark. Just how widespread a problem is data quality? *Governing* surveyed public-sector leaders who deal with data in 46 states to find out.

POLITICS

True Believer: Wisconsin Gov. Scott Walker

Walker has proved to be an effective leader in one of the most polarized states. But how will the conservative governor's record in Wisconsin translate to a presidential bid?

HEALTH & HUMAN SERVICES

Poverty and Promises

Flooding poor communities with federal help hasn't accomplished much in the past. The Obama administration insists this time will be different with his Promise Zones initiative.

ECONOMIC DEVELOPMENT

Ready for Takeoff

Will space tourism transform the sleepy desert town of Truth or Consequences, N.M.?

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Texas Leadership Forum
AUGUST 20

Summit on the Cost of Government in Washington, D.C.
SEPTEMBER 23-24

Health & Human Services Summit in Arlington, Va.
OCTOBER 8-9

Pennsylvania Leadership Forum
OCTOBER 21

MARK YOUR CALENDARS

National Association of County & City Health Officials' conference in Kansas City, Mo.
JULY 7-9

National Lieutenant Governors Association's meeting in Indianapolis
JULY 8-10

National Association of Counties' meeting in Charlotte, N.C.
JULY 10-13

National Association of Regulatory Utility Commissioners' meeting in New York City
JULY 12-15

National Association of State Personnel Executives' meeting in Seattle
JULY 19-22

National Council for Public-Private Partnerships' conference in Boston
JULY 20-22

National Association of State Treasurers' National Institute of Public Finance in Malibu, Calif.
JULY 26-29

National Council of State Legislatures' Legislative Summit in Seattle
AUGUST 3-6

The Center for Priority Based Budgeting's conference in Denver
AUGUST 4-6

National Association of State Budget Officials' meeting in Stowe, Vt.
AUGUST 9-12

American Public Human Services Association/National Association for Program Information & Performance Management's conference in Savannah, Ga.
AUGUST 10-13

Iowa and NESCSO's Medicaid Enterprise Systems Conference in Des Moines, Iowa
AUGUST 17-20

Solid Waste Association of America's Wastecon in Orlando, Fla.
AUGUST 24-27

American Public Human Services Association's IT Solutions Management for Human Services in Philadelphia
AUGUST 30 - SEPTEMBER 2

American Public Works Association's International Public Works Congress & Expo in Phoenix
AUGUST 30 - SEPTEMBER 2

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Dear Colleague,

This May we have lined up some interesting Live Sessions that you wouldn't like to miss. Have a look below.

Upcoming Events:

- **Medical Necessity Documentation to Support Billing in ICD-10-CM**

  One of the biggest challenges healthcare professionals face today is understanding how Medical Necessity Documentation applies to you. So whether you are a physícian, coder, biller, or payer the complexities of this process would vary. Join expert speaker **Kim Garner-Huey** in this Live Conference which aims to apply the definitions of Medical Necessity Documentation to your medical practice. **Read more!**

- **Discharge and Transitional Planning Under the New CMS Rules - 2016**

  Join expert speaker **Toni G. Cesta, Ph.D., RN, FAAN,** in this 60-minute session to review the most recent changes from the Medicare program as well as strategies for safely transitioning your patients across the continuum of care. Learn how to engage other members of the interdisciplinary care tèam in the process of planning for the patient's movement across the continuum including verbal and written hand-off communication. **Read more!**

- **Risk Adjustment Coding Challenges in Medicare Hierarchical Condition Category**

  In this webinar, expert speaker **Gail Woytek, RHIA, CCS, CRC,** will discuss not only the basic principles of Risk Adjustment and HCC coding, but the tools and resources to become successful using it. Gail will highlight the CMS requirements necessary for successful submission of claims. **Read more!**

- **Telehealth: Avoid Liability And Regulatory Traps!**

  With telehealth gaining popularity in recent years, it's essential to keep up with new proposed laws and rules that would greatly expand coverage. Join expert speaker **Wayne J. Miller**, in this informative conference which explains standards for getting paid by Medicare or insurers for telehealth. Additionally this session will address consent, fraud and abusè in telehealth as-well-as licensing and HIPAA hurdlès to overcome. **Read more!**

- **The Future of Provider-Based Clinics**

  In this session, expert speaker **Duane C. Abbey, Ph.D.**, will address the overall function and purpose of the provider-based rule. He will also be providing important information regarding physícian supervisory changes along with a discussion of the future of provider-based clinics. **Read more!**

- **The Nuts and Bolts of Being an Out-of-Network Medical Practice in the 21st Century**

  Join expert speaker **Thomas J. Force, Esq.** in this must-attend webinar for Out-of-Network Providers to ensure maximize claims payments by insurers and patients. This includes office policies and applicable appeals processes and expert strategies on how to handle recoupment attempts. Additionally, Thomas will discuss various types of consents and disclosures needed to handle out-of-network claims **Read more!**

Discount offer: Apply codè "**SAVE20**" at check-out and get **$20 off**.

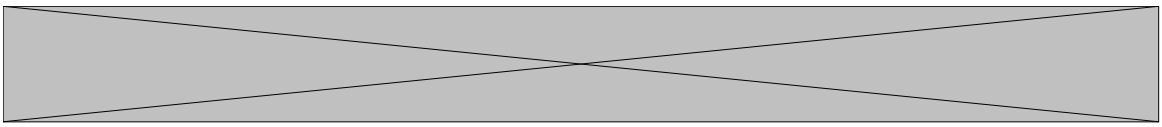
If you prefer to order by phone, call **1-866-458-2965** and mention promo code **ETCIAERK**.

Thanks,
Jennifer O'Connor

This message is intended for CGOODMAN@LASVEGASNEVADA.GOV. If you do not wish to receive future emails, please unsubscribe.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Sat 2/14/2015 2:09:43 AM
Subject: Bitcoin's Real Significance, Real Help For Underbanked--plus M&A

View Email In Browser



RETAIL BANKING COMPLIANCE

Illiquid? Insolvent? Solutions can differ dramatically

For decades, the "solutions" to the needs of low- and moderate-income Americans have been confined to a narrow channel. But dramatic new research indicates that far better solutions may await *outside* the norm, says consultant Jo Ann Barefoot. Read more

LOYALTY PROGRAMS

What attracts even the affluent? Cold hard cash back

New research from CreditCards.com finds that the loyalty program of choice for America's affluent, by a wide margin, is the cash-back card. Read more

SNL REPORT

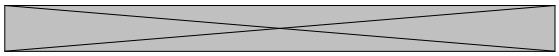
Aspiring to size via M&A

Banks keep searching for "transformational" deals as the field warms up, according to SNL Financial. In fact, even the elusive true "merger of equals" seems more doable today than before. Read more

REPORTER'S NOTEBOOK: DISRUPTION

Digital banking guru sees continual evolution of financial services

Bitcoin is very important to the industry's future, but *not* because it's a new kind of currency, banking



UNCONVENTIONAL WISDOM

Is your bank like "Downton Abbey"?

Maybe it's time for some change, says consultant Mark Arnold. Read more

COMMUNITY BANKING

When merger deals come undone …

Why do some bank "engagements" get broken? Whys—and how to prevent breakups—from Jeff Gerrish. Read more

TALKING CREDIT

Big bank or small bank? It's your career choice, lender

Will you have a better work life in a large institution or a community bank? Ed O'Leary makes the big bank case this week. He'll tackle pluses of community banks next week. Read more

BANKING EXCHANGE SOCIAL MEDIA

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Banking Exchange is a two-way exchange, and one of our channels

futurist Chris Skinner told a NYC audience this week. That's just the beginning of his disruptive presentation. Read more

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WASHINGTON & BANKS

Obama "risk tax" DOA on Capitol Hill?

While the Administration proposed a tax on banks engaging in "riskier" behavior, there appears to be no "oomph" behind the controversial concept, reports SNL Financial. Read more

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CREDIT RISK

UCC-3 termination statements—why intentions don't matter

"Imagine waking up one morning to realize that your $1.5 billion loan previously secured with a first priority perfected security interest is actually *unperfected*," write attorneys Robert Harris and Tyler Layne. The legal case they cite involved big players and big bucks—*but your bank's deal could falter on the same error.* Read more

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Frequent updates on the Risk Channel will not only warn you of new trends in fraud and other threats, but of the latest thinking in enterprise risk management techniques. Visit the Risk Channel

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EMV rollout marks unique opportunities for banks

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Learn, but don't worship, disruptors

Today we idolize Google, Amazon, and Facebook, and make corporate role models of them. But author Manish Grover advises against blind adulation, in his book *Dancing The Digital Tune: The 5 Principles of Competing In A Digital World.*

"They … limit our learning if we identify too closely with them. They cloud our ability to analyze and apply to our particular situation. They tend to idolize certain aspects while glossing over the many shortcomings. They inspire but they don't guide. They are the notion of best practices. And they provide the potently obvious but probably false idea that some firms really had a strategy or intended to do what they did. A lot of outcomes we often speak of—and quote—came about without being designed as such. Indeed some visionaries may have everything planned out when they started, but I believe they are an exception, not the rule." Read more

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FORWARD TO A FRIEND OR COLLEAGUE

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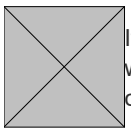

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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SHARE THIS EMAIL:

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To: Steven Ross[sross@LasVegasNevada.GOV]
Cc: Christine Kramar[clkramar@LasVegasNevada.GOV]; Jana L. Bruner[jlbruner@LasVegasNevada.GOV]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Evan Walsh
Sent: Tue 4/5/2016 6:09:34 PM
Subject: AIDS Walk 2016 Event Day Info
FINAL FINAL AIDS Walk Floorplan.pdf
VIP Parking Map.jpg
Mayor Pro Tem Steven Ross Parking Pass .pdf

Good Afternoon,
We are just a little over 2 weeks away from the 26th annual AIDS Walk Las Vegas! With your support we hope to make this the most successful AIDS Walk in Las Vegas' history! Town Square will be filled with thousands of the most enthusiastic and energetic walkers, supporting the fight against HIV/AIDS in our community.
Once you receive this email please confirm with me at Evan@afanlv.org. **Please included a 2 line introduction**.
In this email we have included a few tools to help make this day seamless for you:

- General map of the area
- A parking pass which you will need to park in the VIP lot that is located in yellow on the parking map provided. PLEASE PRINT. Please note that parking in this VIP lot is very limited so we will have volunteers in that lot checking for parking passes, there is additional parking for your volunteers and/or staff in all the other parking location surrounding the event area. You can also see those on the parking map provided.
- On Sunday, April 17th please arrive no later than **8:50am** and check in with our stage manager, Lauren Toya, at the MAIN STAGE located directly in the center of the event space back wall (indicated on the map included). We will have you introduced on the main stage at **9:05am.**

9:05am	Introduce 2nd politician: Mayor Pro Tem Steven Ross

If you would like to see the event area in person before the walk, we invite you to join us at the Town Square **Thursday, APRIL 7th at 5:30pm** for our walkthrough. Please let us know if you will be joining us.
Also If you have not registered please go on today, register yourself, start a team, share with friends!
http://afanlv.donordrive.com/event/AIDSWalk2016/
Twitter (use bit.ly/1UVYBaX in all posts)

. Have plans 4/17? Join @AFANLV for the #AIDSWalkLV2016 at @ShopTownSquare. Registration is now open!
. Don't have a team for @AFANLV #AIDSWalkLV2016? No worries! Sign up for the Penn & Teller Challenge @pennjillette @mrteller
. We're honored to have @PennJillette and @MrTeller as grand marshals for #AIDSWalkLV2016 on 4/17– have you signed up yet?
. Last year, @AFANLV had more than 6,000 walkers. Help make #AIDSWalkLV2016 at @ShopTownSquare our biggest yet!
. Have you registered yet for #AIDSWalkLV2016 - what are you waiting for??
. Walk, run, skip, make your mark…however you cross the finish line at #AIDSWalkLV2016, just do it!
. Strut your stuff at the #AIDSWalkLV2016 at @ShopTownSquare on 4/17. #vegas #goodcause #feelgood

If you have any questions please let me know.

Best regards,

Evan Walsh | Development Director
1120 Almond Tree Lane, Las Vegas, NV 89104
T: 702.383.8081 | **F:** 702.366.1609 | **C:** 702.848.0789
E-mail: Evan@afanlv.org| www.afanlv.org

Mailing Address:
Aid for AIDS of Nevada
3540 W Sahara Ave E6, #329
Las Vegas, NV 89102

Keep up with AFAN events and news on Facebook and Twitter

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From: Evan Walsh
Sent: Tuesday, March 22, 2016 9:54 AM
To: 'Steven Ross'
Cc: Christine Kramar; Jana L. Bruner; Carolyn G. Goodman
Subject: RE: Attendance Request for AIDS Walk 2016

Thank you so much for confirming Mayor Pro Tem Steven Ross's attendance. 2 weeks prior to the walk I will be sending out a detailed email about the day's activities.

We do ask all of our distinguished guest to arrive at 9am as we will be introducing them on stage at 9:05am.

Best regards,

Evan Walsh | Development Director
1120 Almond Tree Lane, Las Vegas, NV 89104
T: 702.383.8081 | **F:** 702.366.1609 | **C:** 702.848.0789
E-mail: Evan@afanlv.org | www.afanlv.org

Mailing Address:
Aid for AIDS of Nevada
3540 W Sahara Ave E6, #329
Las Vegas, NV 89102

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From: Steven Ross [mailto:sross@LasVegasNevada.GOV]
Sent: Monday, March 21, 2016 5:38 PM
To: Evan Walsh
Cc: Christine Kramar; Jana L. Bruner; Carolyn G. Goodman
Subject: Re: Attendance Request for AIDS Walk 2016

Evan,

I would be delighted to be there, thank you for the invitation! I will get it on my calendar ASAP!

Steven D. Ross
Mayor Pro Tem
Councilman Ward 6
495 S. Main St.
Las Vegas, Nevada 89101
O-702-229-6154
C-702-375-6467
Councilman-Sross@LasVegasNevada.gov
Twitter.com/SteveRossLV
Facebook.com/SteveRossforLV

On Mar 21, 2016, at 9:53 AM, Evan Walsh <evan@afanlv.org> wrote:

Good Afternoon,

We would be thrilled and honored to have Mayor Pro Tem Steven Ross help us kick-off our 26th Annual AIDS Walk Las Vegas on Sunday, April 17th at Town Square! We had over 6,000 walkers last year and are hoping for even more of the Senator's adoring constituents to support us this year. The schedule of events is as follows:

8:00am- Registration Begins
8:30am- Opening Ceremony on the Main Stage
Walk start time- 10am

If available, we would request the Mayor Pro Tem arrive by 8:50am so that he can welcome the walkers to AIDS Walk Las Vegas 2016 as part of the opening ceremony.

Also if a proclamation or declaration will be presented

Thank you so much for your time and consideration. If you have any questions please do not hesitate to reach out. We look forward to hearing from you!

Best regards,

Evan Walsh | Development Director
1120 Almond Tree Lane, Las Vegas, NV 89104
T: 702.383.8081 | **F:** 702.366.1609 | **C:** 702.848.0789
E-mail: Evan@afanlv.org| www.afanlv.org

Mailing Address:
Aid for AIDS of Nevada
3540 W Sahara Ave E6, #329
Las Vegas, NV 89102

<image001.png>

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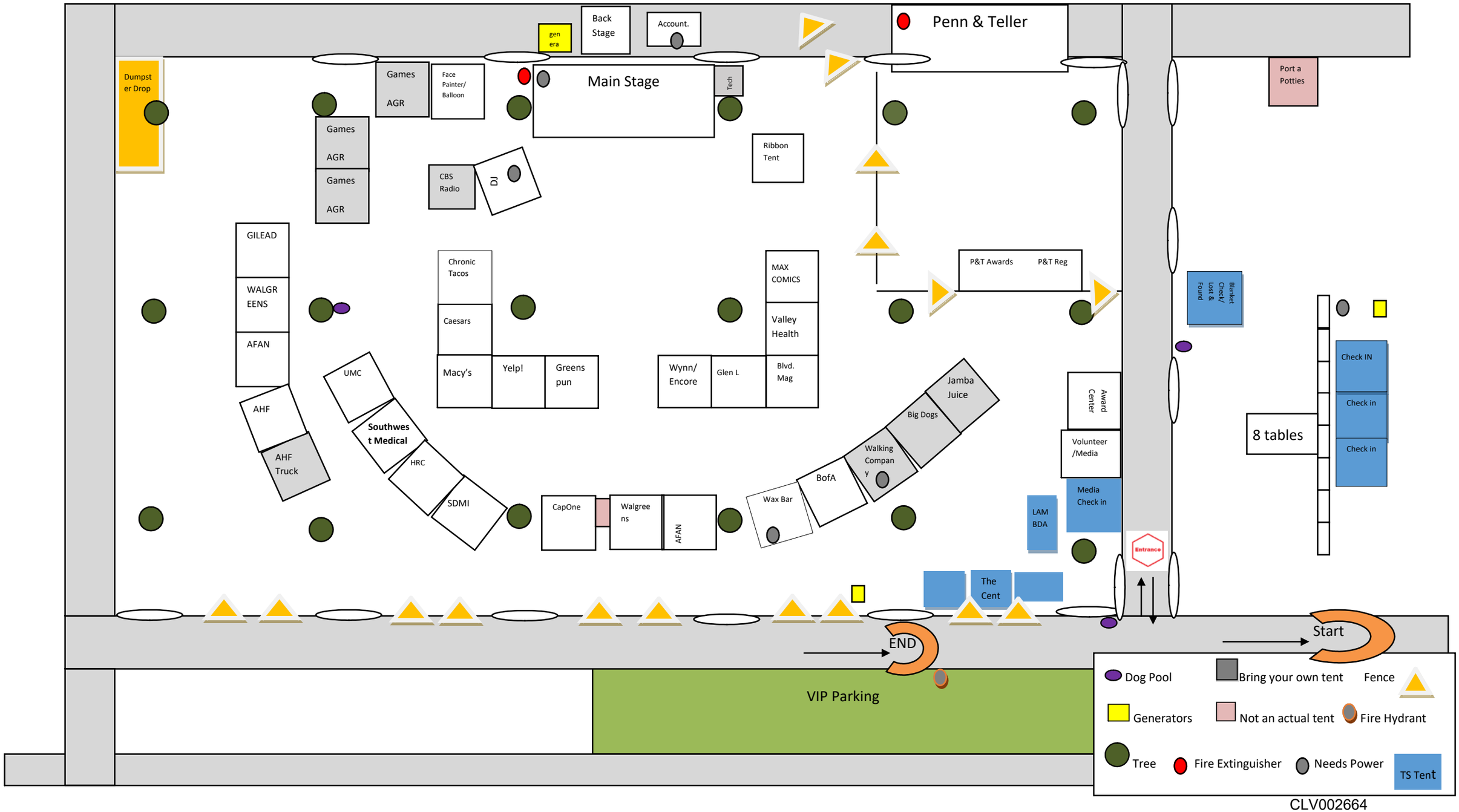
Spam

Phish/Fraud
Not spam
Forget previous vote


Penn & Teller
Back Stage
Account.
gen era
Main Stage
Tech
Dumpst er Drop
Games AGR
Face Painter/ Balloon
Games AGR
Games AGR
CBS Radio
DJ
Ribbon Tent
Port a Potties
GILEAD
WALGR EENS
AFAN
Chronic Tacos
Caesars
Macy's
Yelp!
Greens pun
MAX COMICS
Valley Health
Wynn/ Encore
Glen L
Blvd. Mag
P&T Awards
P&T Reg
Blanket Check/ Lost & Found
Check IN
Check in
Check in
8 tables
Award Center
Volunteer /Media
Media Check in
Jamba Juice
Big Dogs
Walking Company
BofA
Wax Bar
LAM BDA
Entrance
UMC
Southwest Medical
HRC
SDMI
AHF
AHF Truck
CapOne
Walgreens
AFAN
The Cent
END
Start
VIP Parking
Dog Pool
Bring your own tent
Fence
Generators
Not an actual tent
Fire Hydrant
Tree
Fire Extinguisher
Needs Power
TS Tent

CLV002664

AIDS WALK LAS VEGAS 2016

VIP PARKING PASS

*** VALID AT VIP LOT (INDICATED IN YELLOW ON PARKING MAP) OFF OF NORTH ST, NEXT TO THE FRESH GREEN**

MUST DISPLAY ON DASH

#102/ Mayor Pro Tem Steven Ross

CLV002665

To: E. Sanders [redacted]
From: Carolyn G. Goodman
Sent: Mon 11/7/2016 10:13:59 PM
Subject: RE: Asking for Advice

So glad…life is glorious and to share it with someone you respect and love is beyond happiness (we're 54 married years now and my folks said, "this just won't work!")
☺

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: E. Sanders [redacted]
Sent: Monday, November 07, 2016 1:48 PM
To: Carolyn G. Goodman
Subject: Re: Asking for Advice

Dear Mayor Goodman:
Thank you so much for your thoughtful & rapid response. We do not feel so bad now, upon hearing what the two of you went through.
Both my wife & I always look at the "full glass" of life & together we ride out all the little "bumps" along the way. We have been together 28 years & the magic is still there, and meeting people like yourself & your husband always make for the nice bonuses
in life.
We wish you all the best currently & in the future.
Sincerely,
Eric & Maria Sanders

On Mon, Nov 7, 2016 at 12:37 PM, Carolyn G. Goodman <cgoodman@lasvegasnevada.gov> wrote:
Hi Mr. Sanders:
Sadly I'm guessing you'll have to rely on the advice of your attorney. As my husband also was an owner of a vintage Rolls (purchased at a local auction), we soon learned that these old cars are bottomless pits and repairs, replacements are unending!! Remember the saying, "let the buyer beware," --- there is merit in that, too, as we have learned from experience.
I am copying in my office staff in hopes they might have some recourse for you to pursue beyond what I've commented upon above. Good luck to you both, and be sure to look at the half-full glass of your life and enjoy all the beauty you enjoy.
Good luck.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: E. Sanders [mailto [redacted]
Sent: Monday, November 07, 2016 11:25 AM

To: Carolyn G. Goodman
Subject: Asking for Advice

Dear Mayor Goodman:
My name is Eric Sanders & I live in Desert Shores. We met a few times when you came here & we also met your Husband, the former Mayor, when he came here.
The reason I am writing to you is that we have a problem, that you may be able to give us some advice about.
I am a young 77 years of age, & my wife and I decided to get something different for ourselves to celebrate our, then 21 years of marriage.(Valentines Day-2/14/2014). We decided to buy an older Rolls Royce Silver Shadow,1980), so we could have fun driving around in it.
So, we went down to a business, in Las Vegas, that dealt with & restored older Rolls. The place is called **The Touring Shoppe, 3050 Sirius Ave., Las Vegas Nv. 89102. The owner is Wayne McMiniment.(He goes by an Alias Wayne Andre.)**
After speaking with him initially, we showed us a car, on his premises, that, he said, had only 9000 miles on the odometer,(which he showed us), but was sitting in a garage for many years and needed only minor work done on the engine & some cosmetic work on the body.
Needless-to-say we liked the car. The total price to restore it to running condition would be $25,000.
He wanted a $15,000.00 deposit & he said the work would take a few months after he completed work on another car that his mechanic was working on before ours.
To make a long story short, it's now been over 2 years & we have kept all of the e-mails that have been sent to & from this man. It turns out that he had been arrested for investment fraud & stealing other people's money. Had we known this prior to dealing with him, we would have never given him the money.
The last e-mail he sent us was so nasty & full of foul language(we have copies) that we knew we were never going to see that car.
He has since shut down his computer & we are unable to e-mail him & demand our $15,000 deposit back. I would like to see this man put in jail for defrauding senior citizens & willfully & knowingly defrauding customers.
What can we do to get our money back & make sure he never does this anyone again?
Thanks for your assistance.
Hope you have wonderful holidays, coming up, & we look forward to seeing you again.
Best regards.
Eric & Maria Sanders
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Dean Dan Hamilton, UNLV William S. Boyd School of Law
Sent: Fri 10/6/2017 3:01:22 AM
Subject: Boyd Briefs

Boyd Briefs
October 5, 2017

[redacted]

From Dean Dan

This week, Las Vegas was shaken to its core by an unimaginable act of violence. Our thoughts are with the victims, their families, and the first responders. The acts of kindness and outpouring of support around our city have shown the strength and compassion of both those professionals who in many cases risked their lives in responding, and all of our neighbors and friends who did so much to help. Las Vegas is our home. In times of the unthinkable, we are humbled by the sacrifices of others and heartened by the warmth, generosity, and spirit of our community.

As an institution, we do our best by continuing to move forward and serve the community. Today the law school welcomes the American Bar Association Forum on Entertainment and Sports Industries 2017 Annual Meeting. This year's meeting offers an unsurpassed selection of entertainment and sports educational programming and collegial social events for attorneys and other professionals practicing in every sector of the industry. We thank Mark Tratos, the founding Shareholder at Greenburg Traurig, and Leonard Glickman, Chair of the ABA Forum, for bringing the Forum to the law school as the site for the first day of their 2017 Annual Meeting.

Next week, the William S. Boyd School of Law will welcome two distinguished speakers on Thursday, October 12.

Jon Wellinghoff, former chairman of the Federal Energy Regulatory Commission (FERC), internationally recognized energy law attorney, and clean tech energy expert, will present "The Future of Renewable Energy in Nevada: Public Policy and the *Nevada Energy Choice Initiative"* at 12 p.m. in the Thomas and Mack Moot Courtroom. His talk is free and open to the public. The longest serving chair of the FERC, Jon was first nominated to be a FERC Commissioner in 2006 by President George W. Bush. He was reappointed to the Commission in 2008, and, in March of 2009, he was named Chairman by President Barack Obama. He served as chair until November 2013. Mr. Wellinghoff has over 40 years of leadership experience in federal, state, and local energy policy, regulation, and project development. I want to thank Senator Harry Reid for making this talk possible.

The Saltman Center for Conflict Resolution has a long history of bringing to our school thought-provoking lectures. On Thursday, we are delighted to welcome Mary Roldán, the Dorothy Epstein Professor of Latin American History and Chair of the Department of History at the CUNY – Hunter College. Professor Roldán will present "War and Peace in Colombia: Conflict and Reconciliation in Historical Perspective." She will explore the historical context of conflict in Colombia, and the challenges and possibilities of achieving the goals of reparation,

reconciliation and justice embodied in the Colombian Peace Accords negotiated between the Colombian government and the FARC, Latin America's oldest, revolutionary armed guerilla group.

Professor Roldán's talk will take place at 5 p.m. in the Thomas & Mack Moot Courtroom. The lecture is free and open to the public.

Dan
Dean & Richard J. Morgan Professor of Law
daniel.hamilton@unlv.edu
facebook.com/DeanDanHamilton

Faculty Spotlight: Mary Beth Beazley

Mary Beth Beazley is a Professor of Law and leading Legal Writing Scholar.

Which of your recent books or articles should I read?

It would have to be the most recent one: Writing for a Mind at Work: Appellate Advocacy and the Science of Reading, 54 Duq. L. Rev. 415 (2016). This article analyzes the impact of digital platforms on how we read and how we think. I guess I would also recommend Hiding in Plain Sight: "Conspicuous Type" Standards in Mandated Communication Statutes, 40 J. LEGIS. 1 (2014). That article talks about how legislatures mandate certain language, and even certain typefaces, in some legal documents like contracts and court orders. Unfortunately, they seem to be enacting these laws without a good understanding of how human beings actually read and use documents. It's important to understand this behavior if you are a reader or a writer, or if you legislate or write opinions about reading and writing. For example, some court opinions that apply the "least sophisticated debtor" standard seem to assume a very sophisticated reader. We know how to write and design documents for maximum comprehension – documents from the Consumer Financial Protection Bureau are a great example – and courts and legislatures need to hold writers to a higher standard rather than to impose higher burdens on readers.

How does your research and scholarship influence your teaching and service and vice versa?

My teaching and scholarship really feed into each other. In my early years of teaching, I wrote a lot about teaching methods, because legal writing was undergoing a sea change. When I started teaching (in 1983), I taught mostly about using plain language and active voice, and not very much about research or analytical structure. Now things are almost reversed. And as I observed my own behavior as a reader, reading hundreds of pages each semester, I recognized some connections between reading and law. For example, I teach my students to exploit the "natural positions of emphasis" at the beginnings and endings of documents, sections, and paragraphs. Science shows that readers subconsciously pay more attention to items at the beginning of a unit of discourse (primacy effect) and at the end (recency effect). Any politician will tell you about the impact of primacy effect on voting, and I ended up writing an article about how ballot design needs to take into account what are essentially "reader" behaviors. Likewise, I recognized that there are certain ways in which I skipped around in documents when I was researching, and that behavior was different than the way I behaved when I was reading for pleasure or when I was grading papers. Talking to students about their own behavior as readers

helps them understand why they have to structure their documents in certain ways; it's a shock to some students that their readers are inattentive and impatient; they sometimes expect their readers to be "super-readers" instead of being as human as the students are. And again, this behavioral perspective led not only to my article on ballot design, but also to the conspicuous type article. Likewise, I noticed that I behave differently with hard-copy documents than we do with digital documents. That realization led me to read scientific articles about digital documents and cognitive function. And in turn, I now share that knowledge with my students when I talk to them about how they should read, and how they should write for others.

What is it about being a law school professor that inspires or motivates you?

Like many professors, I love the lightbulb moment – seeing my students understand a concept they had never understood before. I'm delighted that I'm teaching Fall 1Ls again, because I think there's naturally a better chance for lightbulb moments with that group. And I just love the intricacies of legal writing. I enjoy introducing first-year students to the foundational concepts, and I enjoy teaching more sophisticated concepts to upper-level students. I look forward to meeting my new students – and reuniting with former students – every semester.

Student Spotlight: William Nobriga

You're a literature guy. What is your "desert island" book?

I tend to enjoy classics in literature, which includes authors like Twain, Dostoevsky, Nietzsche, and Hemingway. That being said, I would likely choose the book Pudd'nhead Wilson by Mark Twain. Twain was way ahead of his time in writing this book, which is a modern day mystery that includes a commentary on the evils of bigotry and racism. I would highly recommend it for those who haven't read it.

Which course at Boyd has been your favorite?

I came to law school with an interest in constitutional law. So, naturally, my favorite courses have revolved around that topic. So I enjoyed both Con Law I and II. Administrative Law was likely my favorite so far because it dealt with the constitutional issues around the growing federal bureaucracy.

How did you enjoy your law firm summer?

I loved it! I was exposed to a variety of different practice areas, and I had the opportunity to work with talented, smart, and interesting attorneys. I think my writing drastically improved, as well as my knowledge of the law.

What's your mission as this year's Student Bar Association president?

First and foremost, I plan to make sure that all of the students' needs are met throughout this academic year. Law school is a challenging and intellectually rigorous experience, and it is my goal to make sure that the students have the support they need. Further, the SBA will ensure that all the student clubs and organizations have what they need to succeed.

Alumni Spotlight: Michiko Nozawa-Joffe 15

Michiko is an attorney at Las Vegas Sands Corp.

How did Boyd School of Law help you achieve your dream?

Coming from a long line of police officers, I always considered joining the FBI as a special agent. But, as with many of my colleagues, my path changed slightly when attending law school. One thing, however, did not change: the joy of researching and investigating. This passion has translated into my work as an anti-money laundering attorney at Las Vegas Sands Corp. Here, I get to uncover financial fraud schemes and other suspicious activity that criminals may try to conduct at our casinos. Boyd Law School prepared me well for this job through its hands-on professors who truly took the time to mentor me. Time and again, I am able to rely on the skills I learned at Boyd to be an effective in-house lawyer.

Do you have a motto and what is it?

There are a couple of proverbs that I live by every day:
First proverb (Japanese) – (kagakujoutatsu) which means "start from daily basic learning to high advanced learning." Translating the kanji for my personal guidance: Don't forget to take life's challenges one step at a time!
Second proverb (Japanese) – (amadareishiwomougatsu) which means "constant dropping wears away a stone." In translation: It is always easy to give up, but you will succeed if you stay persistent!

What do you enjoy in your off hours?

I like to read, connect with friends, spend time at home with my family (including my cats), and go on mini weekend vacations to California. I know many of my colleagues have demanding hours and may even have to work on weekends, so I am incredibly grateful for my stable work schedule which allows me to plan my trips and off hours in advance.

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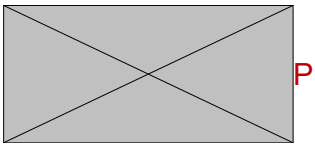

PUBLIC POLICY.

Tuesday, March 13, 2018

TOP NEWS

Feature

Idaho's Insurance Chief Dishes On His ACA End Run

The Trump administration would be hard-pressed to show that Idaho's closely watched bid to evade Affordable Care Act standards rises to the level of flouting the law, the state's top insurance regulator tells Law360. Read more »

EPA Must List Areas Not Meeting Smog Standards By April

A California federal judge on Monday told the U.S. Environmental Protection Agency it has until the end of April to publish a complete list of areas in the country that either do or don't meet national ambient air quality standards for ozone. Read more »

Mass. AG Loses Fight Against Trump Contraception Rules

A Massachusetts federal judge on Monday rejected the state attorney general's challenge to the Trump administration's decision to let more employers deny women contraceptive coverage, saying Massachusetts may have hurt its own case by passing a law to reduce the decision's impact. Read more »

Airbnb, HomeAway Can't Halt Santa Monica Licensing Law

A California federal judge on Friday rejected Airbnb and HomeAway's bid to stop enforcement of a Santa Monica ordinance requiring residents using the home-sharing websites to be licensed, rejecting arguments the law violates the California Coastal Act, the First Amendment and the federal Communications Decency Act. Read more »

EU Asks OECD To Check US Tax Law For Harmful Practices

The European Union has asked the Organization for Economic Cooperation and Development to investigate whether the recently enacted U.S. federal tax reform law violates international standards on harmful tax practices, an EU official confirmed on Monday. Read more »

IRS Faces Hurdles In Revamping Big-Biz Audits, Official Says

The Internal Revenue Service is facing challenges in overhauling the way it audits large multinational corporations, partly because changing the agency's systems is "a lengthy process," an IRS official said at a conference in Washington, D.C., on Friday. Read more »

BANKING & SECURITIES

Senate Advances Bill Rolling Back Banking Rules

The Senate continued toward a partial rollback of Dodd-Frank Act financial regulations Monday, as backers said they have moved closer to removing some of the most burdensome regulations for small and regional banks. Read more »

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Jenner & Block
K&L Gates
McDermott Will
Milbank Tweed
Modrall Sperling
MoloLamken LLP
Morrison & Foerster
Munger Tolles
Seyfarth Shaw
Sidley Austin
Spiegel & McDiarmid
Stroock & Stroock
Three Crowns LLP
Weitz & Luxenberg

COMPANIES
Airbnb Inc.
American Academy of Actuaries
American Bar Association
American Civil Liberties Union
American Public Health Association
American Thoracic Society
Center for Biological Diversity Inc.
Chicago Bar Association

ENERGY & ENVIRONMENTAL

Enviros Denied Early Win In Pa. Facility Permit Challenge

A panel of Pennsylvania environmental law judges said Friday it was too early to rule in favor of the Clean Air Council in the group's effort to challenge permits issued to an Energy Transfer Partners unit as part of the company's efforts to convert a Philadelphia-area refinery to a natural gas processing and storage facility. Read more »

2nd Circ. Questions Case Against NY Nuke Subsidy Plan

A Second Circuit panel appeared skeptical Monday that a New York state program propping up struggling nuclear power plants usurps federal jurisdiction over wholesale electricity markets, suggesting that the Federal Power Act gives states plenty of leeway to subsidize electricity generation within their borders. Read more »

Mining Org Asks High Court To Hear Uranium Ban Challenge

A mining group on Friday asked the U.S. Supreme Court to review the Ninth Circuit's decision upholding the U.S. Department of the Interior's moratorium on uranium mining on more than 1 million acres around Grand Canyon National Park. Read more »

Enviros Threaten To Sue EPA Over Sulfur Dioxide Pollution

Three environmental groups threatened Monday to haul the U.S. Environmental Protection Agency into court, accusing the agency of dragging its feet on state plans for cleaning up sulfur dioxide pollution in Illinois, Florida and other locations. Read more »

CYBERSECURITY & PRIVACY

SEC Focused On Cyber Disclosure After New Guidance: Chair

The U.S. Securities and Exchange Commission will closely monitor how corporations respond to recently released guidance on disclosure of cybersecurity breaches, SEC Chairman Jay Clayton said Monday in Washington, D.C. Read more »

GOVERNMENT CONTRACTS

Dem Urges Trump Org, Treasury To Explain Foreign Payments

A senior House Democrat on Monday urged the Trump Organization and the U.S. Department of the Treasury to cough up more information about foreign payments the company has purportedly remitted to the department, after the organization recently said it had made about $151,000 in remittances for 2017. Read more »

AEROSPACE & DEFENSE

Trump Pardons Ex-Submariner Over Classified Photos

President Donald Trump on Friday pardoned Kristian Saucier, a former Navy submariner sentenced to prison for taking classified photographs on board a submarine who the president had previously claimed had been treated unfairly by prosecutors and had contrasted with his Democratic presidential opponent Hillary Clinton. Read more »

INTERNATIONAL TRADE

ITC Asks Commerce To Keep Examining Welded Pipe Imports

The U.S. International Trade Commission wants the U.S. Department of Commerce

Energy Transfer Partners, L.P.
Environmental Defense Fund Inc.
Exelon Corporation
Expedia Inc.
Federal Bar Association
Google Inc.
HomeAway Inc.
NGL Energy Partners LP
National Association of Manufacturers
National Mining Association
Natural Resources Defense Council
Oklahoma Independent Petroleum Association
PepsiCo Inc.
Sierra Club
SunEdison LLC
Sunoco
Talen Energy Corp.
Tax Foundation
The State University of New York
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Natural Resources Agency
Centers for Medicare & Medicaid Services
Department of Commerce
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Idaho Department of Insurance
Internal Revenue Service
International Trade Commission
National Highway Traffic Safety Administration
New York Attorney General's Office
New York State Assembly
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Census Bureau
U.S. Department of Health and

to continue probing whether the governments of China, India, South Korea and Turkey are subsidizing the imports of large-diameter welded pipe, allowing the products to be sold in the U.S. at less than fair value, the agency announced in a Federal Register notice on Monday. Read more »

Biz Groups Don't Want Tariff Cuts Left Behind

As the trade world buzzed about President Donald Trump's looming tariffs on aluminum and steel, more than 200 business groups mobilized Friday to push for legislation that will slash tariffs on hundreds of products that pose no threat to domestic producers. Read more »

TAX

US Allies Still Seeking Answers On Looming Metal Tariffs

A high-profile summit with the U.S. and two of its major trading partners came and went over the weekend without clarity on how the Trump administration would be handing out exemptions to its pending steel and aluminum tariffs, further ratcheting up tension in the brewing trade dispute. Read more »

Revenue Boost Shows Many State Taxpayers Prepaid: Report

Preliminary state tax revenue data from the fourth quarter of 2017 point to a significant number of state taxpayers prepaying taxes after learning that the deduction for state and local taxes paid would be capped by the new federal tax law, according to research released Monday by the Rockefeller Institute of Government. Read more »

IRS Fraud Filter Errors Cause Delays, Taxpayer Advocate Says

A majority of identity theft and tax refund fraud cases flagged by the Internal Revenue Service this tax filing season are false positives, delaying the processing of legitimate tax returns, the national taxpayer advocate said Monday. Read more »

IMMIGRATION

House Asks ICE For License Plate Reader Contract Info

Lawmakers on the House oversight committee have asked U.S. Immigration and Customs Enforcement to turn over details on the agency's plan to access a private nationwide license plate database that tethers a car to a specific location, saying they want to ensure that the personal information of millions of Americans is being protected by the company storing it. Read more »

ACLU Sues Over End Of Protected Status For Immigrants

The Trump administration’s decision to terminate Temporary Protected Status for more than 200,000 people from El Salvador, Haiti, Nicaragua and Sudan violates the constitutional rights of the immigrants and their children, the American Civil Liberties Union said in filing a proposed class action in California federal court Monday. Read more »

Advocates Ask Congress To Fix DACA As Part Of Funding Bill

Congress should strive to resolve the impasse over the future of the Deferred Action for Childhood Arrivals program by including fixes in upcoming legislation for funding the federal government, a number of Hispanic advocacy organizations argued on Monday in a letter to legislative leaders. Read more »

NATIVE AMERICAN

Feds, Groups Ask Justices To Hear Okla. Tribal Murder Row

In three separate briefs on Friday, the federal government and a selection of organizations ranging from oil interests to professional associations asked the U.S. Supreme Court to review and overturn a Tenth Circuit decision that tossed a murder

Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United Nations
World Trade Organization

conviction and death sentence for a Muskogee (Creek) Nation member. Read more »

TELECOMMUNICATIONS

With FCC On Sidelines, Mayors Move To Protect Net Neutrality

As of Monday at least 11 mayors have signed a pledge to banish internet service providers that block, slow, or charge for prioritization of internet traffic in their cities, as a growing list of city and state governments move to defend net neutrality principles in the wake of federal deregulation. Read more »

WHITE COLLAR

DOJ Blasts Blagojevich's Second High Court Bid For Relief

Federal prosecutors on Monday urged the nation's high court to reject former Illinois Governor Rod Blagojevich's second bid to either nix or shorten his 14-year prison sentence after being found guilty of public corruption, saying his latest attempt "greatly overstates" the extent to which federal case law conflicts on the legality of accepting campaign donations in exchange for official action. Read more »

Ill. Clerk Wants Staffers Charged, Says They Lied To DOJ

Cook County, Illinois, Circuit Court Clerk Dorothy Brown has told a newspaper she wants federal investigators to prosecute current and former employees of her office whom she suspects of lying to the U.S. Department of Justice as part of a federal investigation into hiring practices in her office. Read more »

NY's Sheldon Silver, Feds Fight To Shape 2nd Graft Trial

Attorneys for disgraced former New York lawmaker Sheldon Silver and prosecutors traded barbs Friday ahead of his April retrial on corruption charges, with the former New York State Assembly speaker claiming that prosecutors misled jurors on the law the first time around. Read more »

EXPERT ANALYSIS

State Tax After Reform: Where Are We Going?

Determining financial statement impact from the state flow-through of federal tax reform will be complicated by changes in state tax policy expected to be adopted. In this video, Steve Kranz and Diann Smith of McDermott Will & Emery LLP discuss the issues with Joe Henchman, executive vice president of the Tax Foundation, and suggest options for companies to protect against negative policy changes. Read more »

Will UN Electric Vehicle Regs Live Up To Billing?

Aspiring to close the gaps between differences in American, European and Chinese approaches to regulating electric vehicle safety, the United Nations recently completed development of a Global Technical Regulation. Anurag Maheshwary, an attorney at the U.S. Department of Justice, reviews the notable features of the GTR and explores its impact on improving safety compared to existing regulations. Read more »

You're Perfect, Now Change: Perfectionism Hurts Lawyers

Like medical professionals, lawyers often resist policies to reduce errors due to the culture of perfectionism that permeates the industry. Autonomy is key to the legal professional's prestige and the outward demonstration of competence is key to maintaining autonomy, says Peter Norman of Winnieware LLC. Read more »

LEGAL INDUSTRY

Analysis

Uber's GC Talks Steering Waymo Deal, Company's New Route

When Tony West took on the mantle of chief legal officer at Uber last year, he tackled the imposing task of trying to plot a new legal road map for one of Silicon Valley's most controversial companies. Toward the top of his list was resolving a thorny trade secrets case that was speeding toward trial on claims that Uber had stolen key self-driving car technology from Google unit Waymo. Read more »

UK Regulator Sends Law Firms Gag Order Warning Shot

Law firms cannot use nondisclosure agreements, known as NDAs or gag orders, to prevent reports of any type of professional misconduct to disciplinary authorities, including sexual harassment and assault, the Solicitors Regulation Authority on Monday warned law firms operating in the U.K. Read more »

Pro Bono Spotlight

Three Crowns Helps Ethiopian Runner Reunite With His Family

An elite Ethiopian marathon runner whose heels and feet were severely lashed for peacefully protesting Ethiopian government policy and who fought for two years to bring to the U.S. the pregnant wife and son he left behind when he sought asylum saw his dream come true thanks to the efforts of Three Crowns LLP. Read more »

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Center for Biological Diversity Inc.
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Talen Energy Corp.
Tax Foundation
The State University of New York
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
European Union
Federal Bureau of Investigation
Internal Revenue Service
U.S. Department of the Treasury
International Trade Commission
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
California Natural Resources Agency
Centers for Medicare & Medicaid Services
Department of Commerce
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Idaho Department of Insurance
National Highway Traffic Safety Administration
New York Attorney General's Office
New York State Assembly
Solicitors Regulation Authority

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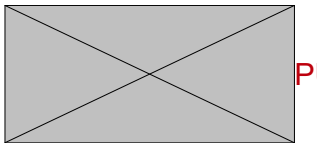
Subject: Trump Picks Regulatory Czar For Kavanaugh's DC Circ. Seat



PUBLIC POLICY.

Wednesday, November 14, 2018

TOP NEWS

Trump Picks Regulatory Czar For Kavanaugh's DC Circ. Seat

President Donald Trump on Tuesday named the chief of the Office of Information and Regulatory Affairs for the D.C. Circuit post vacated by U.S. Supreme Court Justice Brett Kavanaugh, setting off a nomination fight for what's viewed as the nation's second-highest appeals court. Read full article »

Analysis

Sessions' Immigration Actions Set Durable Precedent

Though Jeff Sessions stepped down from his post as U.S. attorney general last week, the effects of his decisions upending Board of Immigration Appeals precedents and placing direct pressure on immigration judges to process cases more quickly will long outlast his tenure, attorneys said. Read full article »

Maryland Challenges Acting AG Whitaker's Appointment

The state of Maryland on Tuesday challenged both the legality and the constitutionality of acting Attorney General Matthew Whitaker's controversial appointment in Maryland federal court, seeking to declare his mandate void in the state's lawsuit over the Affordable Care Act. Read full article »

9th Circ. Denies Right-To-Counsel Bid By Immigrant Minors

The Ninth Circuit on Tuesday declined to reconsider a case brought by a class of thousands of unaccompanied immigrant children seeking lawyers and due process rights in deportation cases, leaving in place its earlier decision that the children can't bypass immigration court and head straight to district court. Read full article »

Dems Up Ante As Fla. Recount Litigation Piles Up

With Florida's 67 counties hurrying to recount the votes in the races for U.S. senator, governor and agriculture commissioner, related litigation kept mounting Tuesday as Democrats sought extended deadlines and challenged rules for determining voter intent in two new suits. Read full article »

Feature

CNN's Case Against Trump: Everything You Need To Know

CNN has finally taken President Donald Trump to court after "years of hostility" toward the network. From the claims to the case law to the legal team, here's everything you need to know about the suit. Read full article »

BANKING & SECURITIES

OCC, FDIC Try To Shut Down Lenders' 'Choke Point' Suit

The Office of the Comptroller of the Currency and Federal Deposit Insurance Corp. have urged a D.C. federal judge to grant them quick wins in a lawsuit over their alleged roles in Operation Choke Point, arguing the payday lenders behind the suit haven't backed up their due process claims against them. Read full article »

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Covington & Burling
DLA Piper
Dechert
Downey Brand
Drinker Biddle
Duncan & Allen
Earthjustice
Fennemore Craig
Freshfields
Gibson Dunn
Goldstein & Russell
GrayRobinson
Greenberg Traurig
Harris Wiltshire
Hopping Green
Immigration Law PLLC
Irell & Manella
Jones Day
K&L Gates
Keller Rohrback
Kilpatrick Townsend
Kirkland & Ellis

ENERGY & ENVIRONMENTAL

EPA Rolls Out 'Cleaner Trucks' Initiative

U.S. Environmental Protection Agency Administrator Andrew Wheeler on Tuesday announced a future rulemaking that will “further decrease” nitrogen oxide emissions for certain heavy-duty trucks and engines while promising to also ensure regulatory certainty for industry. Read full article »

EPA Moves To Exempt Animal Waste Reporting Requirements

The U.S. Environmental Protection Agency on Tuesday said it was taking another crack at exempting animal waste emissions from reporting requirements under federal law, following court cases that left the issue up in the air. Read full article »

FERC Using Outdated Rate For Pipeline Fees, DC Circ. Hears

The Federal Energy Regulatory Commission used outmoded data to compute the initial shipping rates for three major gas pipelines in the works, opening the door to overcharges down the road, two state utility regulators told the D.C. Circuit on Tuesday. Read full article »

EPA Regional Head Indicted On Ala. Ethics Charges

An Alabama grand jury on Friday indicted the head of the U.S. Environmental Protection Agency’s Southeastern regional office on ethics charges, including the use of his office for personal gain, just over a year after he was appointed. Read full article »

IP & TECHNOLOGY

USPTO Head Lauds PTAB's New Claim Construction Standard

U.S. Patent and Trademark Office Director Andrei Iancu said at a conference Tuesday that the Patent Trial and Appeal Board's adoption of the narrower claims construction standard used by federal courts should reduce uncertainty and minimize parallel litigation over the same patent in district court and before the PTAB. Read full article »

Inventor Asks Fed. Circ. To Rehear USPTO Rule Challenge

Inventor Gilbert Hyatt has asked the Federal Circuit to reconsider its September decision upholding the U.S. Patent and Trademark Office's ability to reopen patent prosecution rather than hear an appeal, saying the ruling is at odds with long-standing precedent. Read full article »

MEDIA & ENTERTAINMENT

Repped By Gibson Dunn, CNN Sues Trump Over Acosta Ban

CNN and attorneys from Gibson Dunn filed a lawsuit against President Donald Trump on Tuesday over the decision to revoke reporter Jim Acosta's access to the White House, calling it an "unabashed attempt to censor the press” that violates the First Amendment. Read full article »

REAL ESTATE

Airbnb Sues Boston Over 'Draconian' Short-Term Rental Regs

Airbnb Inc. hit the city of Boston with a federal lawsuit Tuesday over its recently passed regulations on short-term rentals, saying the new rules run afoul of state and federal law and would require the online rental marketplace to dramatically alter its business model or else risk the city’s “draconian” sanctions. Read full article »

As Amazon Goes Elsewhere, Pittsburgh To Release HQ2 Bid

Now that Amazon has announced it will split its second headquarters between New

Kurzban Kurzban
Kutak Rock
Lowenstein Sandler
Mayer Brown
McGuireWoods
Miller & Chevalier
MoloLamken LLP
Munger Tolles
Ogletree Deakins
Orrick Herrington
Perkins Coie
Robbins Russell
Rusing Lopez
Shearman & Sterling
Sidley Austin
Todd & Weld
Van Osdol
Weil Gotshal
Wilkinson Walsh
Womble Bond Dickinson
Wright & Talisman

COMPANIES

8x8 Inc.
AT&T Inc.
Airbnb Inc.
Altman Weil Inc.
Amazon.com Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Immigration Lawyers Association
Augusta Resource Corporation
Cable News Network Inc.
Carlyle Group LP
Center for Biological Diversity
Check Into Cash Inc.
Comcast Corporation
Community Financial Corp.
Compass Lexecon
Cox Communications Inc.
Deutsche Lufthansa AG
Drummond Company Inc.
Frontier Communications Corp.
General Electric Co.
ISO New England Inc.
JetBlue Airways Corp.
Kirkland's, Inc.
Lincoln National Corp.
LinkedIn Corp.
Major Lindsey & Africa

York and northern Virginia, Pittsburgh and Allegheny County are dropping their effort to keep their bid for the giant project secret and will release at least part of it to the public soon, Mayor Bill Peduto said Tuesday. Read full article »

EMPLOYMENT

Seattle Says Industry Group's ERISA Suit Is Off The Mark

The city of Seattle has further urged a federal judge to toss the ERISA Industry Committee's attempt to scrap a revised section of the city's municipal code governing hotel employee health benefits, hitting back at the argument that the ordinance is preempted by the Employee Retirement Income Security Act. Read full article »

COMPETITION

6 Broadcasters Settle With DOJ To Resolve Antitrust Probe

The U.S. Department of Justice has reached a settlement with six broadcast television companies to resolve a complaint by the DOJ's Antitrust Division in D.C. federal court that the companies shared pricing information, the department announced Tuesday. Read full article »

UK Antitrust May Vary From EU 'At The Margins' Post-Brexit

Many questions remain about how the United Kingdom will handle antitrust enforcement after it leaves the European Union, but a U.K. competition official said Tuesday that British authorities would likely hue closely to EU enforcement post-Brexit, but may differ in a few circumstances. Read full article »

Trump Cheers Cable Group's Call For Comcast Antitrust Probe

President Donald Trump on Monday said he supported a call by a cable industry group to investigate alleged anti-competitive activity by Comcast Corp., specifically with regard to its merger with NBC Universal. Read full article »

PERSONAL INJURY

Colo. High Court Must Decide Collateral Source Row: Walmart

Walmart has asked the Colorado Supreme Court to weigh in on a ruling in a state slip-and-fall case that applied an exception to the collateral source rule to Medicare beneficiaries, a decision that the retail giant said could open Colorado businesses to increased liability and encourage medical providers to engage in fraud. Read full article »

AEROSPACE & DEFENSE

GAO Urges Defense Dept. To Clarify Lowest Price Deal Criteria

The U.S. Department of Defense needs to clarify its requirements around using the lowest price, technically acceptable contracting model, the U.S. Government Accountability Office said Tuesday, claiming the DOD wasn't yet consistently following lawmakers' mandates for LPTA deals. Read full article »

TAX

Interview

Tax Simplification Now Higher On UK Agenda, Official Says

Tax simplification has moved higher up on the agenda for policymakers in the U.K., thanks to efforts of the government office created to address the issue in 2010, the office's departing tax director told Law360. Read full article »

Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Public Radio Inc.
New York Times Co.
New York University
Public Knowledge
Raycom Media Inc.
Sierra Club
Sinclair Broadcast Group, Inc.
T-Mobile USA Inc.
The ERISA Industry Committee
Thomson Reuters Corporation
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Washington Post Co.
Wayfair LLC
Williams Partners LP
Yale University
eBay Inc.

GOVERNMENT AGENCIES

Alabama Department of Environmental Management
Colorado Supreme Court
Competition and Markets Authority
Delaware Court of Chancery
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Hopi Tribe
International Trade Commission
Maryland Attorney General's Office
North Carolina Utilities Commission
Office of the Comptroller of the Currency
Pascua Yaqui Tribe
Pennsylvania Supreme Court

DC Council Gives First Approval To Post-Wayfair Bill

The District of Columbia would begin requiring remote retailers to collect and remit sales and use tax on Jan. 1, under legislation given preliminary approval Tuesday by the district council. Read full article »

IMMIGRATION

Immigration Firms Grossman Law, Hammond Young Merge

Maryland immigration boutiques Hammond Young Immigration Law LLC and Grossman Law LLC said Tuesday that they had joined forces to create Grossman Young & Hammond, bringing together their respective expertise in business immigration and humanitarian immigration matters. Read full article »

No Quick Win For Feds In Haitian Refugee Status Suit

A Brooklyn federal judge declined to toss a suit Tuesday claiming racism motivated the Trump administration to revoke the temporary protected status of 50,000 Haitians in the wake of an earthquake, giving parties only two months to prepare for trial. Read full article »

ICE Officer Cut From Citizen's Detention Row

A Florida federal judge has dismissed several claims brought by a U.S. citizen of Honduran ancestry who has been detained twice on suspicion of being in the country illegally, tossing all claims filed against an ICE officer while allowing several against a Florida county and the federal government to proceed. Read full article »

NATIVE AMERICAN

Feds Seek End To Tribes' Suit Over Copper Mine Approval

The federal government has asked an Arizona federal judge for a quick win in a suit brought by three Native American tribes challenging the U.S. Forest Service's decision to greenlight a planned copper mine, saying the agency's regulations don't let it block mining even if it could damage tribal cultural sites. Read full article »

TELECOMMUNICATIONS

FCC Kicks Off County-Sized Spectrum License Auction

The Federal Communications Commission is set to kick off its planned auction in the 28 GHz spectrum band Wednesday morning, offering 40 bidders the chance to vie for county-sized licenses said to be ideal for 5G services. Read full article »

Sens. Share Bipartisan Concerns Over C-Band Revamp

Sens. Tom Udall, D-N.M., and Jerry Moran, R-Kan., told the Federal Communications Commission on Tuesday that opening up the band of spectrum normally reserved for satellite transmissions to other uses could cut into U.S. television and radio programming and harm consumers. Read full article »

Alaska Telecom Presses FCC For Review Of Subsidy Cut

Alaskan telecommunications company GCI has asked the Federal Communications Commission to rethink a reduction in Rural Health Care Program subsidy payouts to the business, saying the commission slashed the rates without explaining its reasoning. Read full article »

EXPERT ANALYSIS

What We Heard At The FTC Hearings: Day 8

The fifth hearing in the Federal Trade Commission's series on competition in the 21st century addressed vertical mergers and the consumer welfare standard. Barry

Securities and Exchange Commission
South Carolina Department of Agriculture
Tohono O'odham Nation
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

Reingold of Perkins Coie LLP offers some key takeaways. Read full article »

Clear, Concise Disclosures For Variable Contracts In Sight

The U.S. Securities and Exchange Commission's recent proposals to improve disclosures about variable annuities and variable life insurance contracts should go a long way in enhancing the investment experience for retail investors, say Ronald Holinsky of Lincoln Financial Group and Robert Robertson of Dechert LLP. Read full article »

Lessons From FERC Staff Reversal In Footprint Power

The Federal Energy Regulatory Commission's enforcement staff recently recommended that FERC drop a case against Footprint Power LLC. This may be an effort to address criticism that the enforcement process has become a guaranteed win for the commission, say Todd Mullins and Christopher McEachran of McGuireWoods LLP. Read full article »

SCEDA Bill Is A Boon For South Carolina Job Development

The South Carolina Economic Developers Association bill, as S.B. 1043 is known, is an exciting piece of legislation in South Carolina, which broadens the scope of businesses eligible to obtain economic development incentives such as job development credits for new or expanding operations, says Stephanie Yarbrough of Womble Bond Dickinson LLP. Read full article »

It’s Time For Law Firms To Start Talking About Gen Z

Since the oldest members of Generation Z aren’t even finished with law school yet, law firm management is in a unique position to prepare for their entrance into the legal workforce, says Eliza Stoker of Major Lindsey & Africa. Read full article »

LEGAL INDUSTRY

Law Departments Are Keeping More Legal Spending In-House

Law department leaders are using more of their budget on internal legal services than on outside counsel, in addition to building up their in-house capabilities and improving efficiencies, according to a recent survey of general counsel and chief legal officers. Read full article »

No Bridgegate Role, 3rd Circ. Pick Says Of Work For Christie

Lowenstein Sandler LLP partner Paul Matey, President Donald Trump’s choice for a Third Circuit vacancy, faced a grilling from the Senate Judiciary Committee on Tuesday over his time serving as an attorney for former New Jersey Gov. Chris Christie. Read full article »

Justice Kennedy Warns Of 'Vulgar' Culture Embracing 'Trash'

Justice Anthony Kennedy may have stepped down from the U.S. Supreme Court, but he is still issuing strong opinions. The retired jurist said over the weekend that "this culture is becoming vulgar" and that the First Amendment doesn't mean people should watch or read "trash." Read full article »

Jones Day Hires Firm-Record 11 Former Supreme Court Clerks

Jones Day has hired 11 former U.S. Supreme Court clerks as associates to its appellate practice group, the firm announced Tuesday, the largest class of high court clerks in the firm’s history. Read full article »

Law Students Urged To Shun Kirkland Over Arbitration Pacts

More than two dozen Harvard Law School students are asking their peers to boycott Kirkland & Ellis LLP over the international law firm’s use of mandatory arbitration agreements, and on Tuesday the group promised to expand the movement to other firms and law schools in the near future. Read full article »

Buchalter Opens San Diego Office With Employment Team

Southern California-based Buchalter PC opened the doors on its new San Diego office, the firm's sixth office in its home state and eighth overall, which will at first consist

mainly of a new labor and employment team, the firm announced on Monday. Read full article »

Top Securities Atty Ditches Tesla In The Wake Of SEC Deals

One of Tesla Inc.'s top securities lawyers has left the Silicon Valley-based electric car maker, less than two months after Tesla and its CEO Elon Musk agreed to pay the U.S. Securities and Exchange Commission $20 million apiece to resolve securities fraud claims. Read full article »

JetBlue Upgrades Atty To General Counsel Seat

JetBlue Airways Corp. has appointed an in-house attorney as its next general counsel and corporate secretary, the company announced Tuesday. Read full article »

2 Sentenced For Crimes Including Attempted Murder Of Judge

Two men have received separate sentences of 25 and 17½ years in prison for their roles in a series of crimes that began with wire fraud and culminated in the November 2015 attempted murder of a judge in Texas overseeing their case, the U.S. Department of Justice said Tuesday. Read full article »

7th Circ. Says E-Filing Access Suit Belongs In State Court

The Seventh Circuit on Tuesday reversed an Illinois federal judge's decision forcing a Cook County court clerk to make electronically filed complaints immediately available to reporters, finding that Courthouse News Service's suit was inappropriate for federal courts to take on and should have been filed in state court. Read full article »

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Immigration Law PLLC
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Rusing Lopez
Shearman & Sterling
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Van Osdol
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COMPANIES

Twitter Inc.
Center for Biological Diversity
AT&T Inc.
Amazon.com Inc.
American Cable Association
American Civil Liberties Union
Cable News Network Inc.
LinkedIn Corp.
New York Times Co.
Public Knowledge
Wal-Mart Stores Inc.
8x8 Inc.
Airbnb Inc.

Altman Weil Inc.
American Bar Association
American Immigration Lawyers Association
Augusta Resource Corporation
Carlyle Group LP
Check Into Cash Inc.
Comcast Corporation
Community Financial Corp.
Compass Lexecon
Cox Communications Inc.
Deutsche Lufthansa AG
Drummond Company Inc.
Frontier Communications Corp.
General Electric Co.
ISO New England Inc.
JetBlue Airways Corp.
Kirkland's, Inc.
Lincoln National Corp.
Major Lindsey & Africa
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Public Radio Inc.
New York University
Raycom Media Inc.
Sierra Club
Sinclair Broadcast Group, Inc.
T-Mobile USA Inc.
The ERISA Industry Committee
Thomson Reuters Corporation
Tribune Media Co.
U.S. Chamber of Commerce
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Wayfair LLC
Williams Partners LP
Yale University
eBay Inc.

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Securities and Exchange Commission
U.S. Attorney's Office
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Executive Office of the President
Federal Energy Regulatory Commission
U.S. Department of Homeland Security
U.S. Patent and Trademark Office
Alabama Department of Environmental Management
Colorado Supreme Court

Competition and Markets Authority
Delaware Court of Chancery
Department of Commerce
European Commission
European Union
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Hopi Tribe
International Trade Commission
Maryland Attorney General's Office
North Carolina Utilities Commission
Office of the Comptroller of the Currency
Pascua Yaqui Tribe
Pennsylvania Supreme Court
South Carolina Department of Agriculture
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Subject: Former Governor and Presidential candidate named in two lawsuits alleging violations by Family Courts

Federal law suits filed against Family Court Judges across the country

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Former Governor and Presidential candidate named in two lawsuits alleging violations by Family Courts

Family Court Corruption is a Nation Wide Epidemic; You can ignore it or change it, but prepare for the worse if it's ignored!

Former New Jersey Governor and US Presidential Candidate Chris Christie has been named as a defendant in two cases that are part of series of lawsuits across the country where serious concerns about violations of citizens' rights in family courts are under scrutiny.

CALIFORNIA

An upcoming civil RICO lawsuit to be filed on behalf of the watchdog group Family Court Accountability Coalition (FCAC) will allege that a feeder system created by the Sacramento County Bar Association Family Law Division, in conjunction with several powerful judges, creates a racket which chooses favored divorce lawyers and makes sure those lawyers get favorable rulings in Sacramento County family court rooms.

In 1991, Judges Vance Raye and Peter McBrien, formed the Family Law Executive Committee (FLEC) to help deal with family law cases in Sacramento County family courts. This FLEC would be a group of lawyers, according to the upcoming suit, chosen by the Sacramento County Bar Association's family law division which would act as judge pro temp on certain family law cases and in exchange, the suit will allege, the lawyers chosen for this task would be given favorable rulings, deserved or not, when they appeared in divorce court in their regular roles.

One of the most high profile case examples of this scheme which will be featured in the suit is that of Ulf Carlsson who appeared in front of Judge McBrien and whose story received significant media attention culminating with a lengthy feature in the documentary Divorce Corp.

Carlsson told RebelPundit his judge was McBrien and that not only did he lose every single motion and hearing in his divorce but the judge awarded his ex-wife all their marital assets.

About five years ago, an appeals court reversed the decision but only because during one hearing the judge simply left the court room while Carlsson's side was presenting their case, a blatant violation of due process.

Carlsson said while everyone told him the decisions themselves were egregious, the appellate court didn't have the power to overturn them and only overturned his case on due process violations.

Carlsson said he was forced to move back to Sweden, where he was born, after thirty years in the USA and receiving multiple "credible threats" on his life.

Carlsson said he's developed PTSD as a result of the corrupt court process.

Family Court Racketeering and Corruption - Judge Retaliation Destroys Life of Family Court Parent

RebelPundit attempted to reach the Sacramento Bar Association, Judge McBrien, and the California Appellate Court, where Judge Raye is currently a judge, but received no responses for comment.

NEW JERSEY

In New Jersey two concurrent RICO lawsuits will allege systemic bias against women in two counties of that state and Governor Chris Christie will be a named defendant in

both cases.
First, in Bergen County a lawsuit led by Karin Wolf, including more than forty women, will allege that courts ignore abuse on a widespread basis-be it sexual, physical, verbal, or emotional-and instead label women making these allegations as parental alienators or as having a variety of mental illnesses or defects.
Wolf told RebelPundit that the purpose of these false diagnoses is to goad protective mothers like herself to fight false allegations in court, creating a perpetual legal process and a plethora of legal fees.
Wolf's lawsuit will allege that Christie has culpability because he appointed a number of the judges implicated and because he's been made aware of the widespread abuse but failed to act.
Kevin Roberts, Governor Christie's Press Secretary, directed all calls to the state's Attorney General's (AG) office, which declined comment.
In nearby Monmouth County, another lawsuit, led by Rachel Alintoff will include seven women in total-five of whom spoke with RebelPundit. Alintoff was featured in a 2012 New York Post article in which nine women made allegations of gender bias against Monmouth County Family Court Judge, Paul Escandon. Judge Escandon will be a named defendant in the upcoming lawsuit and his office declined to comment when reached by phone.
In each case the women described a phenomenon psychologists refer to as Gaslighting, based on a 1944 film which won an Academy Award for Ingrid Bergman.

Gaslight 1944 Ingrid Bergman Charles Boyer

Gaslighting is "a form of mental abuse where information is twisted/spun, selectively omitted to favor the abuser, or false information is presented with the intent of making victims doubt their own memory, perception and sanity."
Karen Welch told RebelPundit that starting in 1997 and continuing until 2010, she was stalked by an individual associated with her ex-husband. The court, rather than accepting her allegations, said she was making it up because of a mental illness.
In 2010, her alleged stalker, Joe Pate, committed suicide after the FBI filed for an arrest warrant against him. Her story led to New Jersey anti-stalking legislation and was featured on an Investigation Discovery documentary.
In Alintoff's case, she was diagnosed by the court-appointed psychologist, Dr. Patricia Baszczuk, with "cyclical outbursts" disorder, a disorder which appears to have been coined by Basczcuk and has never been used widely. This so-called diagnosis was used to take custody Alintoff's son away from her.
Alintoff said that Dr. Baszczuk will be a named defendant and she didn't respond to an email for comment. Alintoff said she had a one-on-one meeting with Governor Christie about a year ago-about her case-in which Christie promised to examine her case

personally; Christie's Press Secretary Roberts didn't respond for comment on this meeting.
Wolf and Alintoff told RebelPundit they have also both spoken with the FBI.
All of the women interviewed for both New Jersey lawsuits said they believe they suffered from PTSD as a result of their experience.
Susan Skipp, whose story was featured in a previous RebelPundit expose, is the only litigant not to file a RICO suit. She told RebelPundit that based on her research of precedent she didn't believe it was feasible to prove RICO, and instead filed a civil suit, which alleges civil rights and Americans with Disabilities Act (ADA) violations and is seeking $300 million in damages.
Skipp, who has been diagnosed with Attention Deficit Hyperactivity Disorder (ADHD) and Post-Traumatic Stress Disorder, which she developed as a result of the stress of the legal process, said rather than having those ailments be accepted and receive accommodations, the judge in her case, Lynda Munro, and the Guardian ad Litem, Mary Brigham, accused her in open court of having an unspecified and untreated mental illness.
"The defendant testified that she looked forward to this counseling. If the court takes her at her word then she cannot help herself in her conduct and this is an unaddressed mental health concern," Judge Munro said of Skipp during one court hearing.
Rather than allowing her to continue treatment with her own therapist, Skipp said that Judge Munro told her that if she saw a psychologist of Munro's choosing-at a cost of about $3,000 monthly-she'd be allowed to see her children for a few hours a month.
"This is a common scam," Skipp told RebelPundit, "Order litigant to buddy, buddy gets 175 a week or more- can't claim on insurance because no diagnosis." Skipp said, "(It) goes on for years because it's an order, and also violates ADA law because a person has a right to have a trusting relationship with her therapist."
Skipp hasn't seen her children since the end of 2012.
Judge Munro, who retired from the bench in 2014, didn't respond to an email at her current employer, the Pullman and Comley Law Firm. Ms. Brigham also didn't respond to an email for comment.

CONNECTICUT AND PENNSYLVANIA

The allegations made by Alintoff and Wolf are similar to an expose in 2012 by Keith Harmon Snow, that included Susan Skipp's case in which he alleged that Connecticut family courts painted mothers as crazy in an attempt to feed children into a pedophile ring; Snow believes his expose also uncovered a criminal enterprise:

> *The family court system in Connecticut, as around the country, involves multiple corrupt organizations where profit motives and personal connections dictate how and why decisions are made, and these are decisions that have altered and ruined the lives of many families, esp. many children in custody cases. A racket is 'a service that is fraudulently offered to solve a problem, such as for a problem*

that does not actually exist, that will not be put into effect, or that would not otherwise exist if the racket were not to exist' and this is exactly the case with court-related organizations such as Department of Children and Families; National Council of Children's Rights; the court-sanctioned institution of Guardian Ad Litem and all its related training offices.

While the cases mentioned all involve civil suits, they match up to a Scranton-Wilkes Barre Independent investigation from 2014 dubbed "Custody for Cash," which led to several court officers facing criminal charges for bribery and other crimes.
The Family Civil Liberties Union also recently had the Federal Trade Commission open a case into family court for racketeering and fraud.
By Michael Volpe
RebeLpundit
http://rebelpundit.com/chris-christie-named-in-two-lawsuits-alleging-violations-by-family-courts/

Please click onto the original letter below:

Carnage within the Clark County Family Court System

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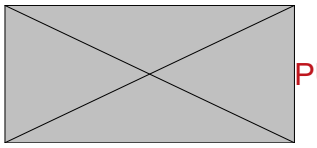

PUBLIC POLICY.

Thursday, February 14, 2019

TOP NEWS

GOP Sens. Advance Plan To Speed Up Judicial Confirmations

A Senate committee passed a measure aimed at cutting down floor debate time for most judges and administrative nominees Wednesday, over the objections of Democrats who claimed the change would let Republicans "ram through" more of President Donald Trump's picks. Read full article »

Bipartisan House Bill Would Make PACER Free To All

A new bill introduced Wednesday in the U.S. House of Representatives would make federal court records through the online Public Access to Court Electronic Records system, or PACER, free for the public, with sponsors from both parties saying the move would increase transparency and improve access. Read full article »

Manafort Voided Plea Deal By Lying To Mueller, Judge Rules

Former Donald Trump campaign chief Paul Manafort lied to Special Counsel Robert Mueller and other federal investigators, violating a plea deal he signed last year promising to truthfully assist authorities, a D.C. federal judge ruled Wednesday. Read full article »

Senate GOP Eyes Clearing 5 Court Picks As Dems Protest

Republicans on the Senate Judiciary Committee nudged forward five of President Donald Trump's nominees to the federal bench Wednesday, even as Democrats bitterly complained the White House had cast aside the tradition of consulting home-state senators on judicial appointees. Read full article »

Congress Faces Uncertainty In Wrapping Up Spending Deal

As Friday's deadline to avoid another federal government shutdown approaches, congressional negotiators and the White House spent Wednesday finalizing a spending plan for the rest of the year as talks hit several speed bumps. Read full article »

Analysis

Del. Revenue At Risk In High Court Unclaimed Property Suit

Abandoned MoneyGram checks may lead the U.S. Supreme Court to upend decades of precedent surrounding unclaimed property that allows Delaware to take custody of an outsize property share, possibly increasing other states' revenues at Delaware's expense. Read full article »

Analysis

Alstom Block Shows EC Won't Bend Rules For Euro Champs

European Union competition officials continue to resist calls to promote "European Champions," as shown by their decision to block the €15 billion proposed merger between Alstom SA and Siemens AG. Read full article »

Roger Stone Implies Mueller Team Leaked Indictment To CNN

Roger Stone, a longtime associate of President Donald Trump, said on Wednesday it's

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Lawyers' Committee for Civil Rights

reasonable to infer someone in the U.S. Department of Justice's Special Counsel office leaked his sealed indictment to CNN before his arrest, an offense he said would warrant sanctions. Read full article »

BANKING & SECURITIES

CFTC Publishes 1st Exam Cheat Sheet, Plans More Checks

The U.S. Commodity Futures Trading Commission has published a list of examination priorities for the first time in the agency's 45-year history, warning designated contract markets that regulators plan to ramp up compliance checks this year in an effort to find and share the industry's best regulatory practices. Read full article »

ENERGY & ENVIRONMENTAL

EPA Beats Back Suit Over Adviser Grant Policy

A D.C. federal judge has tossed a lawsuit brought by a coalition of scientific advocacy groups challenging the U.S. Environmental Protection Agency's policy barring members of its scientific advisory committees from receiving grants while serving in their roles. Read full article »

DOI Told To Revisit Climate Costs Of Coal Mine Expansion

A Montana federal judge recommended that a section of the U.S. Department of the Interior take a closer look at the climate change impacts and certain other consequences associated with the expansion of the Spring Creek coal mine. Read full article »

High Court Case No Defense For Minn. Grid Law, 8th Circ. Told

Minnesota can't hide behind U.S. Supreme Court precedent to fend off arguments its law giving in-state utilities the right of first refusal before out-of-state companies can build new transmission lines violates the U.S. Constitution's commerce clause, challengers of the law told the Eighth Circuit on Tuesday. Read full article »

US, Enviros Urge 5th Circ. To Keep CAA Permit Ruling Intact

A Fifth Circuit decision allowing the federal government to stop two Texas coal-fired power plants from operating without Clean Air Act permits is consistent with how other circuits and the U.S. Supreme Court have ruled on similar matters, the government and the Sierra Club told the appeals court Tuesday. Read full article »

EMPLOYMENT

Equal Pay Bill Attacked As Ineffective 'Cash Cow' For Lawyers

Republican lawmakers warned Wednesday that the recently proposed Paycheck Fairness Act won't significantly cut into the gender pay gap and instead invites plaintiffs' attorneys to chase high contingency fees in "questionable" cases. Read full article »

Students Needn't Testify To Show Bias At Harvard, Judge Told

A bias in Harvard University against Asian-American applicants is clearly demonstrated by data, and the group suing the school did not need to subject its students to the scrutiny of testifying in the landmark affirmative action case, a judge heard Wednesday during closing arguments. Read full article »

COMPETITION

Blocked, Abandoned Mergers Drop To $52B In 2018: Report

More than €46.3 billion ($52.1 billion) in proposed mergers were blocked or abandoned worldwide in 2018 under the attention of competition watchdogs, a steep drop from

Lieff Cabraser
Lockridge Grindal
Marino Tortorella
McDermott Will
Ogletree Deakins
Pepper Hamilton
Reed Smith
Seyfarth Shaw
Skadden
Sugarman Rogers
Vogel Law Firm
WilmerHale

COMPANIES

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Alabama Power Co.
Alstom SA
Amazon.com Inc.
American Civil Liberties Union
American Red Cross
Apple Inc.
Cable News Network Inc.
Charter Communications Inc.
Environmental Law Institute
Facebook
Financial Industry Regulatory Authority Inc.
General Motors
Google Inc.
Knorr-Bremse AG
LexisNexis Group
Luminant Generation Co. LLC
Major League Baseball Inc.
MoneyGram International, Inc.
NAACP Legal Defense and Educational Fund Inc.
National Collegiate Athletic Association
National Federation of Independent Business
National Hispanic Medical Association
National Women's Law Center
Physicians for Social Responsibility
Planned Parenthood Federation
Public Knowledge
Siemens AG
Sierra Club
Southern Poverty Law Center
T-Mobile USA Inc.
Tax Foundation
U.S. Chamber of Commerce

2017, but in line with figures from the two previous years, according to a report released Wednesday by the Allen & Overy LLP law firm. Read full article »

Rail Suppliers Tell Court To Ignore Feds In No-Poach Suit

Two rail equipment suppliers facing multidistrict litigation over deals not to poach each other's workers disputed U.S. Department of Justice assertions that the deals were illegal on their face and urged a Pennsylvania federal judge instead to consider whether their pro-competitive benefits outweigh their potential harm. Read full article »

CYBERSECURITY & PRIVACY

Federal Privacy Law Needed To Protect Consumers, GAO Says

The U.S. Government Accountability Office has stepped into the sprawling debate over how to best safeguard Americans' online privacy, advising in a report released Wednesday that Congress develop comprehensive privacy legislation that balances the need to protect consumers with businesses' ability to innovate. Read full article »

AEROSPACE & DEFENSE

House Passes Resolution To End US Involvement In Yemen

The U.S. House of Representatives, in a rare move, backed a resolution Wednesday to withdraw U.S. military support for Saudi Arabian operations in Yemen, delving into a legal gray area and setting up a potential clash with the White House. Read full article »

Ex-Air Force Officer Spilled Secrets To Iran, Gov't Says

A former U.S. Air Force counterintelligence officer shared government secrets with Iran, revealing the existence of a highly classified intelligence-gathering program and providing details that were used to track her ex-colleagues, according to an indictment announced Wednesday. Read full article »

INTERNATIONAL TRADE

European Parliament Greenlights EU-Singapore Trade Deal

The European Parliament on Wednesday greenlighted the bloc's free trade agreement with Singapore, including a controversial investment court the EU has said it intends to incorporate into all future trade deals to replace the ad hoc investment arbitration system. Read full article »

TAX

Texas Panel Affirms Ban On Repealing Homestead Exemptions

A Texas appellate panel has partly affirmed a trial court’s decision saying a law prohibiting school districts from reducing or repealing property tax exemptions was correctly deemed retroactive and constitutional, ruling against a district that had repealed its exemption. Read full article »

Treasury Withholding Tables Cut Refunds For 4M: Economist

Some 4 million individuals will have smaller refunds this year because the U.S. Department of the Treasury changed its withholding practices after the federal tax overhaul, a chief economist told a House Ways and Means subcommittee Wednesday. Read full article »

IMMIGRATION

SPLC Urges Toss Of Suit Over 'Hate Group' Labeling

Verizon Communications Inc.
Vistra Energy Corp.
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

California Department of Food and Agriculture
California Department of Public Health
Commodity Futures Trading Commission
Competition and Markets Authority
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
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U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement

Two leaders with the Southern Poverty Law Center have moved to dismiss a Racketeer Influenced and Corrupt Organizations Act suit from the nonprofit think tank Center for Immigration Studies, which has objected to the SPLC's decision to label the center a "hate group." Read full article »

ACLU Accuses ICE Of Retaliatory Immigration Sweep In NC

The American Civil Liberties Union and other immigrant advocates accused U.S. Immigration and Customs Enforcement on Wednesday of retaliating against North Carolina sheriffs who recently ended partnerships with the agency by increasing enforcement activity, an allegation ICE officials claimed is patently false. Read full article »

Indian, Chinese Immigrants More Likely To Be Granted Bond

The chances of being granted bond at immigration hearings have gone down over the past year, with Chinese and Indian immigrants having better odds than those from Cuba and the Dominican Republic, according to a report published Tuesday by Syracuse University. Read full article »

NATIVE AMERICAN

SD Lawmakers Advance Missing Indigenous Women Bill

The South Dakota state Senate is poised to take up bipartisan legislation that would standardize the reporting and investigation of missing and murdered indigenous women, after a panel of legislators has unanimously advanced the bill to the full chamber. Read full article »

Wash. Mulls Sports Betting Bills For Tracks, Tribal Casinos

Washington State lawmakers proposed two sports betting bills this month, one that would legalize sports betting at tribal casinos, horse racetracks and off-track betting facilities, and another that would legalize it at tribal casinos only. Read full article »

Ala. Hydroelectric Project Needs Tribal Input, FERC Hears

The Muscogee (Creek) Nation has told the Federal Energy Regulatory Commission that tribal concerns should be taken into account regarding an Alabama hydroelectric project that is up for relicensing, saying the undertaking is located in an area with great significance to the tribe. Read full article »

TELECOMMUNICATIONS

White House Unveils Plan To Boost Rural Broadband

The White House released a report Wednesday detailing plans to streamline the approval process for putting telecommunications equipment on land and buildings in an attempt to encourage private-sector companies to support broadband infrastructure deployments. Read full article »

T-Mobile Dinged Over Service Record At Merger Hearing

Lawmakers sharply scrutinized T-Mobile's history as a wireless carrier during a Wednesday hearing focused on the pros and cons of a proposed megamerger with Sprint, drilling down on whether the combined company would keep participating in the Lifeline program for low-income consumers and questioning T-Mobile's track record for providing rural service. Read full article »

Commerce, States Team Up To Refresh Broadband Data Map

The U.S. Department of Commerce's telecommunications agency has tapped a handful of states including California and Massachusetts to help it refresh the nation's map tracking broadband availability with a new set of data. Read full article »

GWB Scandal Figure Brings Convictions To High Court

A former aide for New Jersey Republican Gov. Chris Christie who was sentenced to prison for orchestrating a politically motivated traffic jam on the George Washington

Bridge has sought review of her criminal case before the U.S. Supreme Court, hoping for another chance to escape her fraud conviction. Read full article »

FCC Must Clarify 911 Expenditure Rules, NJ Group Says

The New Jersey Wireless Association told the Federal Communications Commission in a filing posted Wednesday that it should offer more guidance on how states are allowed to spend funds collected for fortifying communications networks, saying the clarification would help improve emergency technologies. Read full article »

WHITE COLLAR

No Bias In Skadden FARA Deal, Judge Tells Russian Co.

A Russian company criminally accused of a “wide-ranging conspiracy” hindering enforcement of the Foreign Agents Registration Act cannot look to the government’s civil settlement with Skadden Arps Slate Meagher & Flom LLP over FARA violations earlier this year as proof of prosecutor bias against Russians, a Washington, D.C., federal judge said Wednesday. Read full article »

EXPERT ANALYSIS

The Many Elements Of Protection For Pre-Existing Conditions

As discussion and debate about health coverage continues following the recent Affordable Care Act decision in Texas v. U.S., it is useful to appreciate that what may be referenced in the singular as protection for pre-existing conditions is in fact a collection of multiple provisions working in concert, say Catherine Livingston and Elena Kaplan of Jones Day. Read full article »

Opinion

The Road To Legal Sports Betting: From Ethics To Economics

Recent state bills show how far the views of gambling have moved from the ethics of Major League Baseball Commissioner Kenesaw Mountain Landis after the 1919 Black Sox scandal to pure dollars and cents, says Ronald Katz of GCA Law Partners LLP. Read full article »

How Calif. Cannabis Rules Will Impact Investors And Lenders

Those seeking to invest, lend or rent to commercial cannabis businesses in California must understand the state's new disclosure requirements, which are different for individuals considered "owners" and those considered "financial interest holders," say attorneys at Geraci LLP. Read full article »

LEGAL INDUSTRY

Ex-Senior Apple Attorney Charged With Insider Trading

A former senior attorney at Apple Inc. who was responsible for enforcing the tech giant's insider trading compliance efforts has been charged in New Jersey federal court with illegally trading company securities ahead of quarterly earnings announcements, prosecutors said Wednesday. Read full article »

Court's Dissatisfied 'Meh' Makes Its Way Into Published Order

An apparent internal note, featuring the pithy, informal exclamation "meh," was published in an early version of a recent order entered in California federal court dismissing a dietary supplement maker's libel and false advertising suit against a website that reviewed its products. Read full article »

Veteran Walmart Atty To Take GC Reins At Red Cross

The American Red Cross has appointed one of Walmart Inc.’s longtime in-house attorneys as its new general counsel, the charity confirmed Wednesday, a year after its top lawyer resigned amid allegations that he mishandled a sexual misconduct case. Read full article »

Law Firm Leaders: Barnes & Thornburg's Robert Grand

Robert "Bob" Grand has served as managing partner of Barnes & Thornburg LLP for the past five years. Here, Law360 chats with Grand about law firm mergers, the problem with email, and his firm's plans to grow in the South. Read full article »

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U.S. House of Representatives
U.S. Immigration and Customs Enforcement
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Government Accountability Office
National Telecommunications and Information Administration
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
California Department of Food and Agriculture
California Department of Public Health
Commodity Futures Trading Commission
Competition and Markets Authority
Department of Commerce
Equal Employment Opportunity Commission
European Commission
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Subject: EMV Rollout: Unique Opportunity for Customer Engagement

Webinar: EMV Rollout Presents Unique Opportunities for Banks - Register Now >

The rollout of EMV (smart) cards and terminals in 2015 will have a significant impact on reducing card-present fraud. It may also cause a surge in card-not-present or other types of fraud as criminals shift to easier targets.

The smart-card rollout presents banks with a unique opportunity to engage with customers. Banks need to be prepared not only to explain what the new cards are and do, but discuss the possible outcomes, and how the bank can assist.

Join us for this 60-minute interactive webinar. We'll update you on the impact of EMV rollout and how best to engage with customers.

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- Be prepared for the possible outcomes of the EMV rollout
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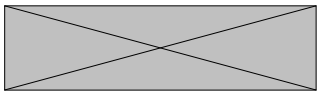
- Strengthen ties with merchant customers



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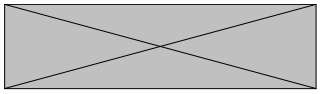

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Speakers:

Al Pascual
Director, Fraud and Security, Javelin Strategy & Research

Brian Higgins
First Vice President, Product and e-Banking Director, First Financial Bank, Cincinnati

Eric D. Warbasse
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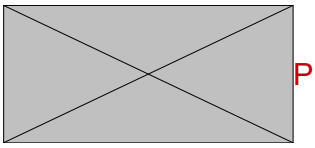

PUBLIC POLICY.

Wednesday, September 6, 2017

TOP NEWS

Senate Approves New DC District Judge

The District of Columbia is set to have a new judge after a Senate vote on Tuesday set up another of President Donald Trump's nominees to take a seat on the federal bench. Read more »

Analysis

DACA Deadline Adds To Jammed Congressional Agenda

The Trump administration's announcement that it would end President Barack Obama's deportation relief program for young immigrants sent ripples through Capitol Hill Tuesday, where legislators face an uphill battle to get any immigration legislation passed. Read more »

Analysis

3 Questions Facing Employers As DACA Dissolves

The Trump administration's announcement Tuesday that it would end the Deferred Action for Childhood Arrivals program has put many employers in a bind, sowing anxiety among participants and stamping expiration dates on hundreds of thousands of employees nationwide. Here, Law360 answers a few questions affected employers may be asking following Tuesday's announcement. Read more »

Analysis

What You Need To Know About The DACA Rollback

With the Trump administration deciding to phase out DACA, a deportation relief program for young immigrants, thousands of people are set to eventually lose removal protection and work authorization. Here's what to know about the staggered DACA termination and what states plan to do about it. Read more »

NAFTA Talks Move Briskly In Round 2 But No Breakthroughs

Trade officials from the United States, Mexico and Canada continue to negotiate a new North American Free Trade Agreement at a rapid pace, wrapping up a second round of talks Tuesday after discussing more than two dozen chapters of a potential overhaul but offering little in terms of bombshell breakthroughs. Read more »

Trump Admin. Announces End To DACA Program

The Trump administration announced Tuesday that it's ending a deportation protection program for young unauthorized immigrants known as Deferred Action for Childhood Arrivals, a move that comes after several states threatened to sue if the program wasn't phased out. Read more »

FCC Sets Final Rules To Streamline Radio License Renewals

The Federal Communications Commission has published a new set of rules regarding radio wireless service licenses in an effort to streamline the renewal process and harmonize regulations some have criticized as conflicting. Read more »

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Norton Rose Fulbright
Polsinelli
Proskauer Rose
Robinson & Cole

Franken Won't Back 8th Circ. Pick, Imperiling Nomination

Sen. Al Franken declined to issue a so-called "blue slip" for President Donald Trump's Eighth Circuit court nominee, Minnesota Supreme Court Justice David R. Stras, on Tuesday, citing concern about his conservative ideology. Read more »

BANKING & SECURITIES

China Bans Initial Coin Offerings As Global Oversight Grows

Chinese regulators on Monday banned so-called initial coin offerings, marking the strongest regulatory crackdown yet of the novel capital-raising method, while Hong Kong officials warned Tuesday that such offerings will be regulated under existing securities law when appropriate. Read more »

ENERGY & ENVIRONMENTAL

Trump Taps Lawyers For EPA GC, Water Office Jobs

President Donald Trump said Friday he intends to fill two key vacancies at the U.S. Environmental Protection Agency with attorneys who appear ready to help further his agenda of rolling back Obama-era regulations and curtailing the agency's regulatory activities. Read more »

FERC Snags Skadden Atty For New General Counsel

The Federal Energy Regulatory Commission on Tuesday announced that it has picked up a decorated U.S. Army veteran from Skadden Arps Slate Meagher & Flom LLP to serve as its new general counsel. Read more »

DOI Secretary Zinke Names Members To Mineral Royalty Panel

U.S. Department of the Interior Secretary Ryan Zinke has named representatives from states, tribes, the energy industry and academia to a departmental committee that will advise the secretary about energy development on federal lands and potential changes to regulations, according to a department statement Friday. Read more »

Feds, Enviros Agree To End ESA Suit Over Minn. Forest

Environmentalists and the federal government have agreed to withdraw from a suit accusing the U.S. Forest Service of violating the Endangered Species Act by using an outdated biological review to approve projects that could harm animals in Minnesota's Superior National Forest. Read more »

Enviros, Law Groups Urge 9th Circ. Not To Nix Climate Suit

Environmental and legal groups on Tuesday asked the Ninth Circuit to reject the federal government's effort to escape a lawsuit filed by youths who allege the U.S. has violated its duty to protect future generations from climate change. Read more »

HEALTH & LIFE SCIENCES

Prosecutors Blast Menendez's 'Erroneous' Jury Instructions

Prosecutors gearing up for this week's landmark corruption trial of U.S. Sen. Bob Menendez tore into his lawyers' proposed jury instructions on Tuesday, calling them a cynical ploy to confuse jurors and asking a New Jersey federal court to toss them entirely. Read more »

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Fla. Justices Won't Rethink Slot Machine Permit Denial

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GOVERNMENT AGENCIES

Blackfeet Nation
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Bureau of Indian Affairs
Bureau of Land Management
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
Chickasaw Nation

The Florida Supreme Court has declined to reconsider its denial of a slot machine permit for a Native American-operated racetrack, refusing to wade back into a debate over counties' power to hold referendums on expanding gambling in the Sunshine State. Read more »

REAL ESTATE

Pa. Town, DOJ Ink Settlement In Mosque Discrimination Row

As part of a settlement over allegedly discriminatory zoning decisions announced by federal prosecutors on Tuesday, a suburban Philadelphia municipality has agreed to allow a local Islamic group to move ahead with plans to construct a mosque. Read more »

EMPLOYMENT

DOL Tells 5th Circ. It Wants To Drop OT Rule Appeal

The U.S. Department of Labor told the Fifth Circuit on Tuesday that it wants to drop its appeal of a Texas trial court's preliminary injunction blocking the agency's 2016 revision to the white-collar overtime exemption, saying the appeal is now "moot" after the same Texas court permanently struck down the rule last week. Read more »

GOVERNMENT CONTRACTS

Trump Nominates Acquisition Expert To Lead GSA

President Donald Trump named former U.S. General Services Administration acquisition chief Emily W. Murphy to lead the agency late Friday, alongside a pair of nominees for senior Office of Management and Budget roles. Read more »

AEROSPACE & DEFENSE

Trump Nominates Okla. Rep. For NASA Chief

President Donald Trump has nominated Rep. Jim Bridenstine, R-Okla., to lead NASA, alongside several nominations for senior U.S. Department of Defense positions and for the U.S. Department of Justice's top national security position, part of the president's largest single slate of nominees so far. Read more »

INTERNATIONAL TRADE

Lawmakers Implore Trump To Stick With S. Korean Trade Deal

The bipartisan leaders of the congressional trade committees issued a forceful endorsement of the U.S. trade agreement with South Korea on Tuesday after President Donald Trump signaled that he was considering withdrawing from the agreement over the weekend. Read more »

IMMIGRATION

Replacing DACA More Urgent Than Tax Reform: Microsoft

Microsoft slammed the Trump administration's decision to rescind protection from deportation for young unauthorized immigrants, with the software giant's president and chief legal officer saying Tuesday that Congress must now prioritize a replacement program over tax reform. Read more »

TELECOMMUNICATIONS

Choctaw Nation of Oklahoma
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Congressional Research Service
Eastern Shoshone Tribe
Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
NAFTA
National Aeronautics and Space Administration
Navajo Nation
New York State Assembly
Office of Federal Procurement Policy
Office of the U.S. Trade Representative
Overseas Private Investment Corp.
Poarch Band of Creek Indians
Securities and Exchange Commission
Small Business Administration
Southern Ute Indian Tribe
U.S. Army
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Senate
U.S. Supreme Court
World Trade Organization

FCC Monitoring Harvey Damage As Outages Persist

More than 150,000 Texas residents still lacked cable and internet service in the wake of Hurricane Harvey, but cell service was steadily being restored to the affected areas, the Federal Communications Commission said Tuesday as it continued to assess infrastructure damage inflicted by the storm. Read more »

FCC Council Tees Up Review Of Technical Rules

An advisory council for the Federal Communications Commission is soliciting public comments on whether to remove, keep or modify technical regulations that the agency may deem to be out of date, the commission has announced. Read more »

PEOPLE

Sidley Austin Adds Hogan Lovells Environmental Partner

A former Hogan Lovells partner who specializes in environmental law and who also previously worked for the U.S. Department of Justice has joined Sidley Austin LLP in its Washington, D.C., offices, the firm announced on Tuesday. Read more »

EXPERT ANALYSIS

Series

My Supreme Court Debut: Inspiration From Eminem

One particularly memorable moment of my first U.S. Supreme Court argument was when the courtroom erupted in laughter. Until then, I had honestly forgotten there was a courtroom full of people behind me. So if nothing else, at least I had taken the advice from my go-to inspirational song — Eminem's "Lose Yourself" — to heart, says Erin Murphy of Kirkland & Ellis LLP. Read more »

Can Trump Withdraw From NAFTA Without Congress?

The mention of a possible executive order on the North American Free Trade Agreement raises a complicated constitutional law question: Can President Donald Trump unilaterally, without congressional action or approval, withdraw from NAFTA? There is room for debate, says Gunjan Sharma of Skadden Arps Slate Meagher & Flom LLP. Read more »

2nd Circ. Corruption Prosecutions In A Post-McDonnell World

The landscape of federal public corruption law changed dramatically following the U.S. Supreme Court's unanimous decision last year in McDonnell. In recent months, the Second Circuit has been grappling with the scope and implications of the ruling, say Brian McEvoy and William Ezzell of Polsinelli PC. Read more »

Invalidation Of DOL Overtime Rule Leaves Employers In Limbo

Last week, a Texas federal judge ruled to invalidate the controversial overtime rule published by the U.S. Department of Labor last year. While the decision is almost certainly the end of the Obama administration's efforts to update the so-called white collar exemptions with a significant increase in the minimum salary requirement, the issue is far from resolved, says Charles Feuss of Kilpatrick Townsend & Stockton LLP. Read more »

LEGAL INDUSTRY

Analysis

Judge Posner's Legacy Will Be Built On These Opinions

There's probably no way to adequately rank the judicial catalog of Judge Richard A. Posner, who retired on Saturday after 36 years of service on the Seventh Circuit. But constitutional law experts say the prolific jurist leaves behind a body of work that will continue to influence jurisprudence and inspire legal thinkers for years to come. Read more »

Analysis

7th Circ. On Brink Of Ideological Shift With Posner's Exit

In the past decade, the Seventh Circuit's many Republican-appointed judges, including the departing Richard Posner, have taken conventionally liberal stances in a number of high profile civil rights cases. But Judge Posner's retirement now leaves the court with four vacancies, giving the Trump administration room to appoint enough reliably conservative jurists to upend the court's nuanced ideological balance. Read more »

Sedgwick Loses NYC Managing Partner To Kennedys CMK

The managing partner of Sedgwick LLP's New York office has joined Kennedys CMK, the firm announced Tuesday, in the latest in a series of departures this year from the troubled San Francisco-based firm. Read more »

Ex-Sedgwick Partner Who Settled Equal Pay Suit Joins Foran

A former Sedgwick LLP nonequity partner — who settled a gender-based discrimination case against the firm earlier this year — has joined the Chicago office of Foran Glennon Palandech Ponzi & Rudloff, according to a statement released Tuesday. Read more »

Saul Ewing, Arnstein & Lehr Merger Yields 15-Office Firm

Saul Ewing LLP and Arnstein & Lehr LLP announced Tuesday they have merged to create a more than 400-attorney firm with 15 offices along the East Coast and in the Midwest. Read more »

Ballard Spahr, Lindquist & Vennum Team Up For 650-Atty Firm

Ballard Spahr LLP is set to gain more than 150 attorneys and increase its mergers and acquisitions, finance and litigation offerings after the firm said Tuesday it will merge with Minneapolis-headquartered Lindquist & Vennum LLP. Read more »

Houston Courts Slowly Recover From Harvey Damage

Hurricane Harvey, which dropped as much as 51 inches of rain and brought catastrophic flooding to vast swaths of the greater Houston area and Texas coastline, also badly damaged some of the Harris County court facilities to such an extent officials aren't sure when they will be fully functional again. Read more »

Dewey DA Slams Ex-CFO's Bid To Dodge Fraud Conviction

Manhattan prosecutors on Friday pushed back against former Dewey & LeBoeuf Chief Financial Officer Joel Sanders' effort to nix his conviction for fraud and conspiracy, telling a New York state judge that Sanders is just rehashing already decided arguments. Read more »

Steptoe Says Discovery In Atty's Pay Bias Suit Must Wait

Steptoe & Johnson LLP has urged a California federal court to pause a former associate's proposed class action alleging the firm paid female attorneys less than their male counterparts until a ruling is issued over whether her claims should be resolved in arbitration. Read more »

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Citrin Cooperman
Cloud Peak Energy, Inc.

Concho Resources Inc.
ConocoPhillips
Council on Foreign Relations
Enterprise Wireless Alliance
Ernst & Young
Ferrari SpA
LinkedIn Corp.
Microsoft Corporation
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Star Scientific, Inc.
The Boeing Company
The Cato Corporation
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Trump Organization Inc.
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U.S. Environmental Protection Agency
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National Aeronautics and Space Administration
Office of the U.S. Trade Representative
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U.S. Department of the Interior
U.S. Senate
Blackfeet Nation
Bureau of Indian Affairs
Bureau of Land Management
Bureau of Ocean Energy Management
Bureau of Safety and Environmental Enforcement
Chickasaw Nation
Choctaw Nation of Oklahoma
Commodity Futures Trading Commission
Congressional Research Service
Eastern Shoshone Tribe
Federal Energy Regulatory Commission
Fish and Wildlife Service
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Office of Federal Procurement Policy
Overseas Private Investment Corp.
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Subject: The Daily Indy! BREAKING: Faraday Out at Apex

Quote of the Day

"I feel like it's a really disgusting waste of money and resources on behalf of the federal government to try to basically fit a round peg into a square hole,"

-- Unusually strong words from Gov. Brian Sandoval about the re-energized federal push to store nuclear waste at Yucca Mountain

Today's Stories

BREAKING NEWS: Faraday is out at Apex. We have the story -- and reactions. While troubles have been reported, this is still pretty big economic news.

Michelle Rindels on the latest state efforts to block the Yucca Mountain project. Optimistic but wary.

Also BREAKING: Stavros Anthony is in for NV-04. Our editor reports.

On our Opinion page: The myth of voter fraud.

Nuclear Regulatory Commission staff tour Yucca Mountain. Courtesy Nuclear Regulatory Commission.

ICYMI

Sen. Catherine Cortez Masto came out in favor of a public option for health care.

Megan Messerly has everything you always wanted to know about Medicaid in Nevada. The history is fascinating.

Who was beating which drum? Who was avoiding which subject? Our congressional delegation news release watch.

Gov. Sandoval saves the day on pot.

On our Opinion page:

John L. Smith on a victim of the opioid crisis.

Orrin Johnson on Democratic frothing on voter data. Also, a quasi-endorsement in the 2018 U.S. Senate race.

The editor on the Democrats' primary problem. Got popcorn?

Tweet of the Day

As the health care reform battle rages on, more and more Democrats are coming out in favor of a public option or a single-payer system. Titus was already on record supporting Medicare for all (essentially an opt-in to Medicare, which presently is available only to Americans age 65+) before Cortez Masto indicated on Friday that she supports some kind of public option. For a good explainer on the difference between a public option and a single-payer system, go here.

The Titus tweet was interesting in light of (1) her possible run for U.S. Senate, which would starting with a primary race vs. Rep. Jacky Rosen, and (2) the fact that Sen. Cortez Masto already endorsed Rosen as the Democratic challenger to Heller, a fact which is no doubt galling to Titus in part because she has been in public office longer than Cortez Masto and Rosen combined -- and then some. Titus served in the Nevada Senate for 20 years beginning in 1988, then succeeded Jon Porter in NV-3 in 2009, then lost the swing seat to Joe Heck in 2010, then replaced Shelley Berkley in NV-1 in 2013.

A word from the editors

As the summer heat rolls on, we are energized and in fundraising and event-planning mode.

If you receive this daily newsletter and are not yet a donor, please sign up for the NV Indy supporting membership that suits your mood and budget. We believe the **WiFi Club**, at just **$5 per month**, is not too much to ask of our regular readers and subscribers, at a bare minimum.

We are also hopeful that we can add a few more names to our **Founding Members** list, which is accomplished by donating **$5,000** to *The Indy* by the end of 2017. This level of support indicates a long-term commitment to sustaining *The Indy* -- but more importantly, it is a commitment to the Nevada community at large, to freedom of information and the press, and to our shared civic fabric.

Founding Members will receive quarterly updates from editor Jon Ralston re: the mission, operations, reader statistics, and cash flow, starting with Q2 (June mid-year report coming soon!) These updates may occur via email, phone conference, or in-person briefings, as time allows. Founding Members will also receive first right of refusal on *Indy* event sponsorship opportunities.

Our deep appreciation and thanks go to our 18 Founding Members, all of whom are listed on our Donors page along with every donor of any level:

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If you have donated some amount below $5,000 already, please know that we deeply appreciate it -- and we respectfully ask that you consider adding to it and joining our Founding Members as supporters of our long-term sustainability.

Yours in transparency.

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Tue 4/16/2019 4:55:46 PM
Subject: Ralston Reports -- Morning Flash, 4/16/19

EXTERNAL EMAIL

04.16.2019
This dispatch prepared for .

DAYS UNTIL THE 2019 LEGISLATURE ENDS: 49

DAYS UNTIL THE FIRST SPECIAL SESSION BEGINS: 50

DAYS UNTIL NEVADA DEMOCRATIC PRESIDENTIAL CAUCUS: 312

DAYS UNTIL 2020 PRIMARY ELECTION: 420

DAYS UNTIL 2020 GENERAL ELECTION: 557

Good morning, everyone. Why am I always behind? This was supposed to be the éminence grise part of my life. All I got was the grise and little eminence. Sad!

What's below: GOP strategy mystery, Laxalt's new money and a trivia question about a birthday boy.

COMING UP

Mayor Pete coming for the HRC dinner here May 11, Howard Schultz is coming tomorrow and Cory Booker on Thursday!

WHAT IS THE GOP STRATEGY?

I understand it's a tough deal. You got crushed in 2018. You have almost no chance to be relevant in the 2019 session. Your leaders are laconic cowboys.

But what exactly is your strategy? I must be missing something, and I am not usually obtuse.

Adam Laxalt is your main voice and his dog-whistling/sanctuary cities stuff didn't work in a midterm. It will be worse in a presidential year, I assure you, and you have adopted it.

You start emails thusly:

"The good, the bad and the ugly in Nevada policy making is always full of interesting information we feel you should be aware of. Last week our message was on bi-partisan efforts and details of the Bills. This week is highlighting the status of ALL Republican Bills after the First Committee passage."

The state party is even worse, sending out an update that is a combination of stuff they read in their RJ spokesman's column and other narrow stuff that will also lead to disaster next year:

• Making Nevada a Sanctuary State

• Gun grab legislation that will potentially make criminals of many honest citizens

• Allocating Nevada's electoral college votes to go to the winner of the national popular vote

• Allowing same day voter registration making it easier for voter fraud to succeed

• Used a gimmick to keep bills that raise the minimum wage and give themselves a 150% raise while creating annual legislative sessions alive

Please, someone, enlighten me: What is the strategy?

NOTHING TO SEE HERE

Speaking of Laxalt, I pointed out Monday that Switch and the truckers (Laxalt whisperer Robert Uithoven's partners) are the only reported donors (besides his campaign) to his PAC now attacking Dems. His report also shows an odd $100,000 contribution right before the election from a Florida company run by a guy who left the cruise ship industry after a #MeToo scandal and later was ousted from Scientific Games – money that immediately went out the door to pay a DC company known for a walk app. Hmmm.

Sure, Laxalt is filling a vacuum for the GOP. But what good is filling a vacuum in an echo chamber? I was bad in physics….

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A MESSAGE FROM NV ENERGY: If you're thinking of joining the growing number of Nevadans driving electric vehicles (EVs), check out NV Energy's electric vehicle comparison tool to help you make an informed decision about which may be the right one for you. Plus, visit the NV Energy website to learn more about special rates and projected savings for EV owners.

---------- PAID ADVERTISEMENT ----------

TRIVIA QUESTION OF THE DAY

This is the birthdate of a local government official who resigned his former position, which he gained by appointment, to accept an appointment to his current one after the previous occupant suddenly resigned. Who and who did he replace in each of his appointments?

Monday's winner: Regent Jason Geddes

The question: This is the anniversary (this millennium) of a retirement from the judicial branch of a jurist who was involved in one of the most controversial decisions in Nevada history just a year earlier. Who was it?

The answer: Deborah Agosti

This email was sent to cgoodman@lasvegasnevada.gov

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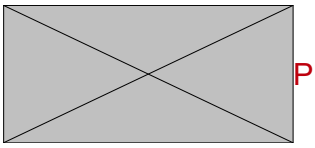
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 7/27/2018 8:00:39 AM
Subject: Kavanaugh Got Call Of A Lifetime Hours After Kennedy Quit



PUBLIC POLICY.

Friday, July 27, 2018

TOP NEWS

Kavanaugh Got Call Of A Lifetime Hours After Kennedy Quit

From a surprise phone call from White House Counsel Don McGahn to an evening meeting with the president and first lady, D.C. Circuit Judge Brett Kavanaugh described the runup to his July 9 Supreme Court nomination in recently released Senate documents. Read full article »

Analysis

9th Circ. Altera Decision Could Warrant Rare En Banc Review

A set of unusual factors surrounding the IRS' win in an Intel Corp. subsidiary's lawsuit challenging a cost-sharing rule, including a dissent pointing out that the win was based on arguments the agency itself didn't provide, could lead to a reconsideration of the issue by the entire Ninth Circuit bench. Read full article »

Senate Tees Up Tariff-Slashing Bill For Trump's Signature

The Senate approved a bill aimed at lowering tariffs on 1,800 imports for products that have a minimal threat on domestic industry, setting up the legislation for President Donald Trump's signature, Senate Finance Committee leaders said Thursday. Read full article »

Treasury Nominee Defends Role In 'Dark Money' Rule

The nominee for the U.S. Treasury Department's deputy secretary on Thursday defended his role surrounding guidance that no longer requires certain tax-exempt organizations to disclose their donors' identities, stating that while he was not the driver of the policy, it will lead to greater efficiency in tax administration. Read full article »

Fla. Appeals Court Lifts Block On Gov.'s Judicial Appointment

A Florida appellate court on Thursday tossed a preliminary injunction that barred Gov. Rick Scott from filling a soon-to-open seat on the state circuit court bench, handing a win to the governor in a dispute with a Jacksonville attorney who wants the seat to go up for election. Read full article »

BANKING & SECURITIES

SEC Again Says No To Winklevoss Twins' Bitcoin ETF

The U.S. Securities and Exchange Commission has again denied an application for the Winklevoss brothers to launch the first bitcoin-based exchange-traded fund, citing concerns about the lack of oversight in the underlying bitcoin market. Read full article »

ENERGY & ENVIRONMENTAL

Feature

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Norton Rose Fulbright

EPA Changes Tune As FERC Pipeline Comment Window Ends

The public comment period on the Federal Energy Regulatory Commission's potential revision of its 20-year-old gas pipeline approval policy ended Wednesday, and highlights of the last-day submissions include the U.S. Environmental Protection Agency backtracking on earlier recommendations of tools FERC could use to evaluate the climate change impacts of projects. Read full article »

DOE Broke Law With Anti-Obamacare Tweet, GAO Says

The U.S. Department of Energy violated federal law but not statutory prohibitions on using appropriations for grassroots lobbying or propaganda when it tweeted a column by Energy Secretary Rick Perry criticizing the Affordable Care Act, the U.S. Government Accountability Office found Thursday. Read full article »

Canada Can't Escape Exxon Mobil's $15M Oil Fields Claim

Canada must face a more than $15 million arbitration claim relating to an Exxon Mobil Corp. subsidiary's investments in two offshore oil fields, after an international tribunal rejected arguments that the dispute had already been decided in a previous arbitration, according to a decision made public Wednesday. Read full article »

Feature

BLM Wildlife Protection Shift Opens Door To Lawsuits

The U.S. Bureau of Land Management's recent decision to stop requiring developers like oil and gas companies to undertake projects to protect wildlife in exchange for permission to use public land could translate to a rise in litigation as nature and industry collide, experts say. Read full article »

New York City To Appeal Climate Suit Dismissal To 2nd Circ.

New York City told a federal court Thursday that it would appeal a recent ruling throwing out its suit seeking to hold ExxonMobil, BP and other oil giants accountable for the cost of climate change-related infrastructure damage. Read full article »

HEALTH & LIFE SCIENCES

3rd Circ. Says Medicaid Can't Cover States' Provider Training

The Third Circuit has clarified that Medicaid rules don't allow states to be reimbursed for training their providers, issuing a precedential decision affirming that Pennsylvania must pay back $3 million it had recouped from the federal government for instructing nursing homes on a new law. Read full article »

EMPLOYMENT

AGs Sue Labor Dept. Over Association Health Plan Rule

Eleven states and the District of Columbia challenged the U.S. Department of Labor's final rule on association health plans in a lawsuit filed Thursday in D.C. federal court, saying the rule unlawfully expands the agency's interpretation of the Employee Retirement Income Security Act's definition of "employer" and flouts the Affordable Care Act and Administrative Procedure Act. Read full article »

Mass AG, RI Sen. Back Truckers In High Court Arbitration Row

Massachusetts' attorney general and the junior senator from Rhode Island, who is also a former Ocean State attorney general and U.S. attorney, each told the U.S. Supreme Court on Thursday that trucking company New Prime Inc. should not be able to compel arbitration in a class action brought by independent contractor truck-driver apprentices who say they were denied proper minimum wage. Read full article »

DOL Sued Over Suspension Of Workplace Injury Tracking Rule

Advocacy group Public Citizen's health research arm on Wednesday in Washington, D.C., federal court sued to make the U.S. Department of Labor's work safety office collect detailed electronic workplace illness and injury data from businesses, per an

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Ogletree Deakins
Paul Hastings
Paul Weiss
Perlman & Perlman
Proskauer Rose
Quinn Connor
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Chevron Corp.
ConocoPhillips Co.
DTE Energy Co.
Enbridge
Exxon Mobil Corp.
Facebook
Federalist Society
Google Inc.
Huawei Technologies
Intel Corp.
International Centre for Settlement of Investment Disputes
Interstate Natural Gas Association

Obama-era rule that the Trump administration has targeted for rescission but has not yet pulled back. Read full article »

Calif. Retirement Savings Plan Fights Suit Over Right To Exist

California's auto-IRA program, which funnels a portion of private-sector workers' paychecks into individual retirement accounts unless they opt out, asked a federal judge Wednesday to nix a lawsuit alleging the program cannot exist because states cannot pass laws related to employee benefit plans, arguing that it's not actually a benefit plan. Read full article »

Jacksonville To Pay Almost $5M To End Promotion Bias Suit

The city of Jacksonville has agreed to pay almost $5 million to end a U.S. Department of Justice suit alleging that its process for promoting firefighters unfairly screened out black candidates in violation of Title VII of the Civil Rights Act, according to a consent decree filed Thursday in Florida federal court. Read full article »

COMPETITION

FTC Blasts Testimony Of Tronox CEO In Cristal Buy Challenge

A Federal Trade Commission attorney took issue Thursday with proffered testimony from Tronox Ltd.'s CEO challenging the agency's reasons for trying to freeze a $2.4 billion purchase of Saudi-owned chemical mining company Cristal, arguing in D.C. federal court the FTC is simply doing its job combating potential anti-competitive harm. Read full article »

AEROSPACE & DEFENSE

$717B Defense Bill Sails Through The House

The U.S. House of Representatives easily approved the final version of the $717 billion National Defense Authorization Act for 2019 on Thursday, sending the sweeping defense policy and budget bill to the Senate. Read full article »

US Has Wasted At Least $15.5B On Afghan Reconstruction

The government watchdog tasked with monitoring U.S. reconstruction efforts in Afghanistan has determined that $15.5 billion of the money spent on the country has been lost to "waste, fraud and abuse" in the years since 2008. Read full article »

INTERNATIONAL TRADE

Feature

What You Need To Know About Trump's EU Trade Epiphany

In a span of 10 days, President Donald Trump went from ripping the European Union as a "foe" that has "clobbered" the U.S. on trade to proudly posting a photo of himself receiving a kiss on the cheek from the president of the European Commission following their vow to launch new trade talks. Here, Law360 fills you in on a move with big implications for the transatlantic powerhouses. Read full article »

Resolve China Trade War, GOP Lawmakers Urge Trump

A group of Republican lawmakers urged President Donald Trump in a letter Wednesday to craft a new trade deal with Chinese President Xi Jinping that would put an end to the escalating trade war between the two countries. Read full article »

MoFo Scores Sanctions Atty Who Headed OFAC

Morrison & Foerster LLP has roped the former director of the U.S. Office of Foreign Assets Control away from government enforcement after over a decade in order to become the new head of its national security practice. Read full article »

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European Union
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Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration

Sens. Push For IRS Structural Reforms, Taxpayer Protections

Decrying an agency that he said was not responding to the needs of taxpayers, the top Republican on a Senate panel that oversees the Internal Revenue Service, along with a Democratic colleague, introduced a bill Thursday that would reform several IRS administrative functions and reinforce taxpayer protections. Read full article »

BANKRUPTCY

Warren, Sanders Introduce Bill To Ax Puerto Rico Debts

Sen. Bernie Sanders, I-Vt., Sen. Elizabeth Warren, D-Mass., and three of their Democratic colleagues on Wednesday introduced a bill that would allow disaster-torn Puerto Rico to significantly reduce the debilitating debt they say is blocking the U.S. territory's recovery. Read full article »

IMMIGRATION

Trump Can't Stop Challenges To Census Citizenship Query

A New York federal judge on Thursday struck down the Trump administration's attempts to shield review of its decision to add a question about citizenship status to the 2020 census, allowing a pair of challenges to proceed in court. Read full article »

DHS, CBP Hit With FOIA Suit Over 'Zero Tolerance' Policy

An open government nonprofit asked a D.C. federal court Wednesday to force the U.S. Department of Homeland Security and U.S. Customs and Border Protection to hand over documents about how they are enforcing a "zero tolerance" prosecution policy at the border, saying the agencies have largely ignored its Freedom of Information Act request. Read full article »

TELECOMMUNICATIONS

Cable, Internet Groups Push Changes To New Utility Pole Rule

As the Federal Communications Commission approaches a vote on rules covering the attachment of new telecommunications equipment to existing utility poles, recent lobbying from the telecommunications, television, cable and internet industries has focused on who will get stuck with the bill and who will be held responsible for problems. Read full article »

FCC Radio Incubator Should Expand To TV, Broadcasters Say

The National Association of Broadcasters is calling on the Federal Communications Commission to expand a proposed radio station incubator program to include TV stations and to make station ownership "discounts" transferrable in the event of a station cluster sale. Read full article »

Tribe Calls For Spectrum-Sharing Of Educational Band

A Native American tribe from the Mojave Desert has asked the Federal Communications Commission to free up certain unused spectrum dedicated to educational institutions and allocate it to the tribe, arguing that that priority should be given to communities "disenfranchised in the digital age." Read full article »

WHITE COLLAR

Feature

Cos. Urged To Seek DOJ's Opinion On M&A Bribery Risks

A U.S. Department of Justice official has urged corporations looking to acquire a

Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
Native Village of Kivalina
New Jersey Legislature
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United Nations
United States Court of Appeals for the Third Circuit
World Trade Organization

company with possible Foreign Corrupt Practices Act risks to take advantage of the DOJ's FCPA opinion procedure — but attorneys working in the space say that's not always an option. Read full article »

Feds Say Migrant Families Reunited, Except For 700 Kids

The Trump administration said it expected to have reunified over 1,800 migrant children with the families they were separated from at the U.S. border by the end of the day Thursday, except for 711 kids whose parents are “not eligible,” according to a California federal court filing. Read full article »

Simplification Beats Litigation, Retailers Tell MTC States

Three of the retail industry’s leading legal advocates called on state tax administrators Thursday to work with the business community to establish clear sales and use tax collection and remittance policies, rather than face another decade of litigation. Read full article »

EXPERT ANALYSIS

New SEC Rules Encourage Companies To Go Public

The U.S. Securities and Exchange Commission last month voted to expand its definition of “smaller reporting company” to increase the number of public companies that qualify for less extensive reporting rules. Private companies with relatively high valuations are especially likely to take advantage of these amendments, say attorneys with McGuireWoods LLP. Read full article »

How Tax Reform 2.0 Might Affect Social Enterprise

The framework for new federal legislation dubbed “Tax Reform 2.0,” released earlier this week, would make permanent individual and small business tax cuts enacted last year, encourage Americans to save for retirement, and promote business startups. If passed, the legislation also could affect strategies used by nonprofit or for-profit legal entities to address social problems, says Alan Bromberger of Perlman & Perlman LLP. Read full article »

As Affirmative Action Is Targeted, Higher Ed Must Respond

With the first day of college only weeks away, institutions of higher education must now make a significant decision: Comply with the current U.S. Department of Justice position on race-neutral admissions, or face being targeted by the U.S. attorney general’s new admissions litigation force, says Sarah Moore of Fisher Phillips LLP. Read full article »

States Responding To SALT Cap, Carried Interest Provisions

A number of states have recently proposed or passed new laws targeting carried interest loopholes and the cap on state and local tax deductibility. Some of these efforts are taxpayer-friendly and some are expected to impose additional tax burdens, say Jeremy Naylor and Kimberly Ann Condoulis of Proskauer Rose LLP. Read full article »

The Future Of Authenticating Audio And Video Evidence

The recent emergence of artificial intelligence-based technology has prompted serious concerns about the future integrity of recordings. Attorneys must think critically about standards for authenticating audio and video evidence as well as legislative and regulatory safeguards to discourage pervasive manipulation and forgery, says Jonathan Mraunac of Ogletree Deakins Nash Smoak & Stewart PC. Read full article »

LEGAL INDUSTRY

Global 20: Shearman & Sterling

Shearman & Sterling LLP has racked up many achievements abroad over the past year— including the largest initial public offering by a South American business in seven years and a restructuring of a European company doing business on five

continents — and also added two Texas offices, landing the U.S.-based firm back on Law360's Global 20 list. Read full article »

Feature

Why In-House Attys Must Buck Up And Work With Regulators

Too many in-house lawyers and other business leaders are hesitant to truly get in the sandbox and work with regulators on shaping policies that could have a huge impact on their technology, according to experts, who warn that the downside could be policies that hamper the benefits of innovation and companies' bottom lines. Read full article »

Ex-Stoel Rives Partner Says Firm Fired Him For His Age

A former partner at Stoel Rives LLP has sued the firm for age discrimination, alleging that after the firm learned he was in his 70s, it began pushing him off of projects and reassigning his work and eventually fired him. Read full article »

ABA Asks JPML To Centralize For-Profit Law School Suits

The American Bar Association's accreditation committee told the U.S. Judicial Panel on Multidistrict Litigation Thursday that centralization of a group of lawsuits filed by for-profit law schools challenging the committee's standards is necessary to avoid rulings that could have some schools judged one way and others judged another way. Read full article »

Feature

Law360's Weekly Verdict: Legal Lions & Lambs

A group of employment and civil rights attorneys, including former federal Judge U.W. Clemon, secured this week's top legal lions spot after the Eleventh Circuit sided with them in a fight over a "discriminatory" Alabama minimum wage law, while Covington & Burling LLP and its co-counsel landed on the lambs list after the Federal Circuit ruled that tribal sovereign immunity can't help client Allergan shield its patents by transferring them to a Native American tribe. Read full article »

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National Conference of State Legislatures
National Governors Association
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Public Citizen Inc.
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Sierra Club
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United States Telecom Association
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Federal Communications Commission
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Centers for Medicare & Medicaid Services
Department of Commerce

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New York Attorney General's Office
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U.S. Tax Court
World Trade Organization
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Equal Employment Opportunity Commission
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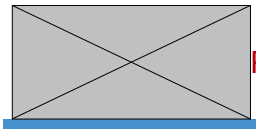
From: Public Policy Law360
Sent: Thur 9/8/2016 8:23:10 AM
Subject: [Marketing Mail] White House Threatens Veto Of GOP Securities Bills



PUBLIC POLICY

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Thursday, September 8, 2016

TOP NEWS

White House Threatens Veto Of GOP Securities Bills

The Obama administration on Tuesday said it would likely veto several bills aimed at simplifying the registration process for selling securities and cutting paperwork for private funds, as well as a bill prohibiting the government from reaching settlements that require donations to third parties.

Texas Federal Judge Hopefuls Face Senate Questioning

Five nominees for Texas federal courts took their first official step in the confirmation process Wednesday, with questioning from the Senate Judiciary Committee that appeared encouraging for the state with the most judicial vacancies.

Treasury Petitioned To Investigate Apple For Tax Evasion

Two advocacy groups are petitioning the U.S. Department of the Treasury to investigate Apple for allegedly avoiding its fair share of U.S. taxes by shifting its profits overseas after the European Commission deemed illegal a tax arrangement that the software giant had with Ireland.

NLRB Defends Joint-Employer Rule At DC Circ.

The National Labor Relations Board pushed back at Browning-Ferris Industries' appeal of the standard the board applied to name it a joint employer in a dispute with workers, saying the waste management company's ire over the standard clarification was overblown.

EPA Finalizes Cross-State Air Pollution Rule Revamp

The U.S. Environmental Protection Agency on Wednesday finalized the incorporation of the 2008 national ozone standards into its cross-state air pollution rule, requiring several upwind U.S. states to reduce nitrogen oxide emissions from power plants that travel to downwind states that currently aren't meeting those ozone standards.

Illinois Contribution Limits For PACs Survive Challenge

An Illinois law exempting legislative caucus committees from campaign contribution limits is constitutional, a federal judge held Wednesday, rebuking a conservative political action committee's attempt to take down a law it claims helps legislative leaders such as state House Speaker Michael Madigan maintain power.

Torture Claims Against Ex-Bolivian President Can Go Ahead

The Eleventh Circuit on Tuesday denied a bid to reconsider a ruling that family

LAW FIRMS

Akin Gump
Andrews Kurth
Beeson Tayer
Davis Wright Tremaine
Dechert
Drinker Biddle
Earthjustice
Fletcher Heald
Greenberg Traurig
Jones Day
Kasowitz Benson
Kilpatrick Townsend
Locke Lord
Mayer Brown
Morgan Lewis
Morris Manning
Munger Tolles
Native American Rights Fund
Nixon Peabody
Petti & Briones
Post & Schell
Schnader Harrison
Seyfarth Shaw
Skadden
Williams & Connolly

COMPANIES

AMC Networks Inc.
AT&T Inc.
ATS Corporation
Airbnb Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and

members of civilians killed in attacks in Bolivia are not barred from pursuing their Torture Victims Protection Act claims against a former president and defense minister because they had exhausted their remedies in Bolivia.

ANALYSIS

Legal Uncertainty May Keep Space Exploration Grounded

A decades-old international treaty that limits ownership claims in outer space is unlikely to hamper U.S. commercial space exploration or “space mining,” but a lack of clarity over the authority to monitor operators once in space may yet hold back such commercial ventures.

BANKING & SECURITIES

Community Banks Sue To Block Credit Union Lending Rule

An industry group representing community banks on Wednesday sued the National Credit Union Administration, seeking to overturn a rule that community banks say would eviscerate a limit on commercial lending by credit unions and put small banks at a further disadvantage to their tax-exempt competitors.

11th Circ. Won’t Rethink Challenge To SEC In-House Judges

The Eleventh Circuit on Tuesday declined to revisit an opinion finding investment firm Gray Financial Group Inc. and real estate developer Charles L. Hill can’t bring a constitutional challenge to the U.S. Securities and Exchange Commission’s in-house court in federal district court.

ENERGY & ENVIRONMENTAL

BLM Failed To Take 'Hard Look' At Fracking Impact: Judge

The Bureau of Land Management unreasonably failed to consider risks of increased fracking when it rolled out the resource management plan for the acres covered by its Bakersfield, California, field office, a California federal judge ruled on Tuesday.

TRANSPORTATION & INFRASTRUCTURE

Feds Can Say GWB Scandal Defendants Punished 2nd Mayor

A New Jersey federal judge ruled Wednesday that prosecutors may present evidence at the George Washington Bridge lane-closing trial that two former officials retaliated against Jersey City’s mayor for not endorsing Gov. Chris Christie for re-election, saying it was related to the charges that they punished Fort Lee's mayor for the same reason with the massive traffic snarl.

Mich. Senate Agrees To Loosen Driverless Car Laws

Michigan came one step closer Wednesday to allowing completely autonomous vehicles on the road, when the state Senate unanimously approved a group of bills set to amend existing laws that only allow test driving in restricted areas with a driver present.

REAL ESTATE

Airbnb Seeks To Stop San Francisco Registration Law

Airbnb Inc. and HomeAway.com Inc. urged a California federal judge on Tuesday to put a hold on the city of San Francisco’s enforcement of an ordinance requiring vacation rental websites to remove listings from unregistered rentals, arguing that the sites’ pending lawsuit will likely succeed.

Congress of Industrial Organizations
Analysis Group Inc.
Apple Inc.
Assisted Living Concepts, Inc.
BP p.l.c.
Bank of America Corporation
Center for Biological Diversity Inc.
Center for Constitutional Rights
Citigroup Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Electronic Frontier Foundation
Federal Communications Bar Association
Ford Motor Company
Friedman LLP
General Motors
Google Inc.
HomeAway Inc.
Independent Community Bankers of America
International Brotherhood of Teamsters
JPMorgan Chase & Co.
McDonald's Corporation
McGraw Hill Financial Inc.
National Association of Federal Credit Unions Inc.
National Fish and Wildlife Foundation
Netflix Inc.
Planned Parenthood Federation
Public Company Accounting Oversight Board
Republic Services, Inc.
TechFreedom
The Blackstone Group L.P.
Trump Organization Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Watanabe Nason

GOVERNMENT AGENCIES

Alabama-Coushatta Tribe of Texas
Bureau of Industry and Security
Bureau of Land Management
Bureau of Reclamation
Commodity Futures Trading Commission
Equal Employment Opportunity Commission

EMPLOYMENT

Ill. Law Could Block Local Officials From Pension Benefits

A bill recently signed into law by Illinois Republican Gov. Bruce Rauner significantly curtails the ability of locally elected officials in the state to earn a pension through the state's municipal retirement fund.

COMPETITION

Feds Blast Bid By Ex-Rep, Pals To Overturn Convictions

Prosecutors on Tuesday hit back at post-trial relief motions filed by former U.S. Rep. Chaka Fattah and others convicted of corruption, telling a Pennsylvania federal judge that the jury's determinations were backed by considerable evidence of conspiratorial conduct.

PRIVACY & CONSUMER PROTECTION

CFTC And Mexican Regulators Sign Pact On Info-Sharing

The U.S. Commodity Futures Trading Commission and two Mexican agencies said Tuesday they agreed to improve information sharing so they can better regulate entities that operate in both countries, marking the latest of several cross-border pacts with U.S. and foreign regulators.

House Votes To Restrict Donations In DOJ Settlements

House Republicans passed new limits Wednesday on how the U.S. Department of Justice and other federal agencies structure civil settlements, restricting the use of "mandatory donations" to nonvictims and setting other hurdles.

OPM Hack Due To Poor Security, Congressional Probe Finds

Last summer's sweeping hack of the federal Office of Personnel Management's databases could have been prevented if not for the agency's sloppy cyber-hygiene, a congressional investigation found on Wednesday.

GOVERNMENT CONTRACTS

Senate Dems Continue Filibuster Of $576B Defense Bill

Senate Democrats on Tuesday once again filibustered a $576 billion bill funding the U.S. Department of Defense for 2017, continuing a battle with Republicans over federal spending that is unlikely to be resolved before the end of the fiscal year.

INTERNATIONAL TRADE

State Dept. Finalizes Expansion Of Defense Export Regs

The U.S. Department of State on Wednesday issued a final rule expanding its International Traffic in Arms Regulations, as well as amending various ITAR definitions to bring them in line with the Bureau of Industry and Security's Export Administration Regulations.

Scholars Continue Assault On TPP's Arbitration System

More than 200 economics and law professors escalated their effort to defeat the Trans-Pacific Partnership Wednesday, renewing their arguments against the 12-nation trade agreement's arbitration system and the threat it allegedly poses to public interest regulations and domestic courts.

TAX

European Commission
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Trade Commission
Illinois Supreme Court
Internal Revenue Service
National Credit Union Administration
National Highway Traffic Safety Administration
National Indian Gaming Commission
National Labor Relations Board
Oneida Indian Nation
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Ysleta del Sur Pueblo

UK Votes To Make Global Cos. List Earnings, Taxes By Nation

The United Kingdom could become the first country in the world to force multinational companies to publicly reveal where they earn their money and how much tax they pay after the House of Commons unanimously approved an amendment to the 2016 Finance Bill.

Trump Draws More Attention Over Donation To Fla. AG

A citizens watchdog group intensified scrutiny Wednesday of a donation Donald Trump's nonprofit organization made to a political group supporting Florida's attorney general, asking the IRS to investigate whether the charity provided an illegal private benefit to Trump as its founder.

Judge Will Hear Ex-Rep.'s Case Despite Shared Clinton Ties

The Illinois federal judge overseeing the misdemeanor tax fraud case against former U.S. Rep. Mel Reynolds said Tuesday he won't recuse himself, dismissing the defendant's concern that a shared connection with former President Bill Clinton could impact the jurist's impartiality.

IMMIGRATION

State Dept. Unveils New Adoption Agency Accreditation Regs

The U.S. State Department has released a proposed rule, set to be published in the Federal Register on Thursday, that would amend the requirements for the approval of individuals and accreditation of agencies that provide adoption services in cases involving other countries.

NATIVE AMERICAN

Texas Blasts Tribal Bid To Lift Bingo Ban

The state of Texas shot back at the Alabama-Coushatta Tribe of Texas' bid to lift an injunction blocking the tribe from offering electronic bingo on its reservation, saying Tuesday the Fifth Circuit has rejected the tribe's argument that a recent National Indian Gaming Commission ruling impliedly repealed a section of a statute that made state gambling laws applicable on the tribe's lands.

TELECOMMUNICATIONS

FCC Urged Not To Weaken Broadband Privacy Rules

A coalition of more than three dozen consumer groups on Wednesday shot back at the telecom industry's purported attempt to "water down" broadband privacy rules being floated by the Federal Communications Commission, urging the agency to reject proposals to exempt de-identified data from regulation and to take steps to block forced arbitration.

EXPERT ANALYSIS

OPINION: OMB Should Stop Meddling With Tribal Water Pacts

The Obama administration has had a very positive record on Native American issues, but recent actions by the president's Office of Management and Budget may tarnish that reputation. The OMB's proposed process for reviewing future Indian water rights settlements will have a chilling effect on settlements, says Robert Anderson, director of the Native American Law Center at the University of Washington School of Law.

Will Expanded EEO-1 Data Collection Yield New Insights?

Proposed changes to the U.S. Equal Employment Opportunity Commission employer information report stand to substantially increase the risk of wage

discrimination class actions brought against employers. Shannon Seitz and Laura O'Laughlin of Analysis Group Inc. evaluate whether the expanded data collection has the potential to provide evidence of discrimination for the purposes of class action litigation.

The Best And Worst Of Times For FCC's Spectrum Auction

The D.C. Circuit recently rejected a couple of broadcaster licensees' claims against the Federal Communications Commission's spectrum auction. Although the FCC can celebrate this decision, the commission has also been recently disappointed by the failure of its stage 1 auction process, says Anne Crump of Fletcher Heald & Hildreth PLC.

LEGAL INDUSTRY

What Attorneys Really Want From Their Law Firms

What makes attorneys stay with a law firm, and what makes them go? While many attorneys certainly feel their compensation could be better, it's far more than just money that pushes them to seek out new opportunities, according to Law360's 2016 Lawyer Satisfaction Survey. Here's what lawyers really care about — and what they're looking for in their firms.

The Group Black Attys Have Turned To Since Jim Crow Era

From U.S. Supreme Court Justice Thurgood Marshall to President Barack Obama, the National Bar Association counts some of the legal profession's most high-profile black attorneys among its past and present members. Here's a look into the group's founding during the Jim Crow era; its civil rights activities, which continue today; and the way it's connecting African-American attorneys with big cases and clients.

Greenberg Traurig Renames UK Office As Part Of Shake-Up

The founder of Greenberg Traurig LLP's London office Paul Maher has voluntarily removed his name from the outpost's monicker amid a management shake-up that sees Maher and two other prominent partners placed into newly created firmwide leadership roles, the firm said Wednesday.

Rainmaker Q&A: Nixon Peabody's Jeffrey Costellia

It's easy to slip into a more reactive role as the work begins to grow. You have to fight the temptation of only doing the work without adding the additional value to the relationship, says Jeffrey Costellia, head of Nixon Peabody LLP's intellectual property counseling and transactions group.

Rainmaker Q&A: Kasowitz Benson's Aaron Marks

There is no better draw for attracting new business than achieving great results and having your clients recommend you to others. But remaining "top of mind" with various clients requires consistent work, says Aaron Marks, partner at Kasowitz Benson Torres & Friedman LLP.

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Mayer Brown
Morgan Lewis
Morris Manning
Munger Tolles
Native American Rights Fund
Nixon Peabody
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Bank of America Corporation
Citigroup Inc.
Comcast Corporation
JPMorgan Chase & Co.
National Fish and Wildlife Foundation
AMC Networks Inc.
AT&T Inc.
ATS Corporation
Airbnb Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Analysis Group Inc.
Assisted Living Concepts, Inc.
Center for Biological Diversity Inc.
Center for Constitutional Rights
Citizens for Responsibility and Ethics in Washington
Electronic Frontier Foundation
Federal Communications Bar Association
Ford Motor Company
Friedman LLP
General Motors
HomeAway Inc.
Independent Community Bankers of America
International Brotherhood of Teamsters
McDonald's Corporation
McGraw Hill Financial Inc.
National Association of Federal Credit Unions Inc.
Netflix Inc.
Planned Parenthood Federation

Public Company Accounting Oversight Board
Republic Services, Inc.
TechFreedom
The Blackstone Group L.P.
Trump Organization Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Watanabe Nason

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
Executive Office of the President
U.S. Attorney's Office
European Commission
Federal Communications Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of State
U.S. House of Representatives
Alabama-Coushatta Tribe of Texas
Bureau of Industry and Security
Bureau of Land Management
Bureau of Reclamation
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Trade Commission
Illinois Supreme Court
National Credit Union Administration
National Highway Traffic Safety Administration
National Indian Gaming Commission
National Labor Relations Board
Oneida Indian Nation
Port Authority of New York & New Jersey
U.S. Census Bureau
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
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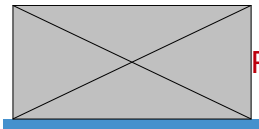
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 9/30/2016 8:14:54 AM
Subject: [Marketing Mail] Skeptics Say EEOC Pay Data Rule Too Broad To Achieve Goal



PUBLIC POLICY

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Friday, September 30, 2016

TOP NEWS

Skeptics Say EEOC Pay Data Rule Too Broad To Achieve Goal

The goal behind a new Equal Employment Opportunity Commission requirement that certain businesses disclose more information about worker compensation is laudable, attorneys say, but the job categories and pay bands used in the reports may be too broad to help the EEOC fight for equal pay.

OCC Releases Final Big Bank Recovery Plan Guidelines

Starting in the new year, certain banks with $50 billion or more in average total consolidated assets will have between six and 18 months to set up plans to recover from cyberattacks and other crises, according to final guidelines the Office of the Comptroller of the Currency released Thursday.

Feds Adopt Rule To Boost Women-Owned Small Biz Contracts

Federal acquisition officials finalized a rule Thursday that will let contracting officers award sole-source contracts to women-owned small businesses in certain industries where such businesses are underrepresented in the federal marketplace.

ITC Adopts Interim Rules For Tariff-Cutting Submissions

The U.S. International Trade Commission said Thursday that it is adopting interim rules to create a way for companies to submit items for potential tariff cuts under the new miscellaneous tariff bill process, forgoing the normal rulemaking process to meet a mid-October deadline.

10 States Push Judge To Block DOL Persuader Rule

Ten states urged a Texas federal judge Wednesday to permanently block the U.S. Department of Labor from enforcing a new rule expanding employers' disclosure requirements related to union-organizing campaigns and declare it unlawful.

EEOC Finalizes Equal Pay Data Rule

The U.S. Equal Employment Opportunity Commission said Thursday it has finalized a regulation that will require thousands of businesses to disclose more information about employee compensation in an effort to better combat pay discrimination.

Feds Adopt Rules To Boot Tax Cheats, Felons From Contracts

Federal acquisition officials finalized a rule Thursday that would potentially kick tax cheats and convicted felons out of the federal contracting system.

ANALYSIS

LAW FIRMS

Akerman
Arent Fox
Baker Botts
Boies Schiller
Bracewell LLP
Cadwalader Wickersham
Cleary Gottlieb
Covington & Burling
Cravath Swaine
Crowell & Moring
DLA Piper
Dechert
Dentons
Faegre Baker
Farella Braun
Fennemore Craig
Fogler Brar
Forshey Prostok
Fox Rothschild
Freshfields
Friedman Suder
Gibson Dunn
Hanson Bridgett
Harness Dickey
Harris Wiltshire
Haynes and Boone
Hogan Lovells
Jenner & Block
K&L Gates
Kellogg Huber
Kemp Smith
Kirkland & Ellis
Koning Rubarts
Levine Staller

Cos. May Lose Gov't Contracts Over Personal Tax Debts

Pass-through businesses like S-corps and partnerships that are bidding for federal contracts will need to be extra cautious about ensuring individual executives and shareholders pay outstanding tax liabilities now that the federal government has finalized rules barring tax cheats and convicted felons from such awards.

Final Sick Leave Rule Offers Little Relief For Contractors

Despite some minor tweaks, the U.S. Department of Labor's final rule requiring federal contractors to provide paid sick leave to employees still imposes a significant burden on those companies, attorneys said, especially in combination with a slate of other recently introduced labor rules.

4 Key Arguments As ACA Birth Control Battle Rages On

The Obama administration has received nearly 55,000 comments as it seeks compromise in bitterly fought litigation surrounding the Affordable Care Act's contraception mandate, but newly released letters from major players suggest that a meeting of the minds is still elusive. Here's a look at four key arguments.

Supreme Court Case May Reduce Deportation Uncertainty

With the U.S. Supreme Court now set to decide whether part of the "crime of violence" definition is unconstitutionally vague, the justices may reduce uncertainty over whether some crimes can lead to deportation and even open the door to challenges to other nebulous immigration provisions, experts say.

BANKING & SECURITIES

Top House Dem Aims To Break Up Wells Fargo

A top House Democrat said Thursday that she will work to break up Wells Fargo & Co. because the $185 million fine that the bank paid to settle claims that employees created unauthorized accounts and other recent penalties have shown Wells to be too big to manage.

SEC Watchdog Sees Room For Improvement In Rule Reviews

The U.S. Securities and Exchange Commission's Office of Inspector General has audited the agency's review of proposed rule changes submitted by self-regulatory organizations and found seven areas that need improvement, including better documentation of why changes are rejected.

ENERGY & ENVIRONMENTAL

House Science Chair Asks SEC Head To Explain Exxon Probe

The House Science Committee's leader said Thursday he's concerned that a U.S. Securities and Exchange Commission investigation into Exxon Mobil Corp.'s accounting practices may be linked to the New York attorney general's probe into the company's actions regarding climate change.

Enviros Sue USFS Over California Spotted Owl Habitat

Environmentalists on Thursday sued the U.S. Forest Service for authorizing logging that is allegedly harmful to critical California spotted owl habitat in California's Tahoe National Forest.

Boxer Presses EPA To Beef Up Chemical Safety Rule

Senate Environment and Public Works Committee ranking member Barbara Boxer called on the U.S. Environmental Protection Agency to fortify a proposed rule with requirements that chemical facilities develop and implement risk management programs, saying Thursday that the proposal insufficiently enhances security at the country's hazardous chemical facilities.

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McCarter & English
McDermott Will
Michael Best
Mitchell Silberberg
Morgan Lewis
Munger Tolles
O'Melveny & Myers
Obermayer Rebmann
Ogletree Deakins
Orrick Herrington
Paul Weiss
Pillsbury Winthrop
Proskauer Rose
Reed Smith
Sher Tremonte LLP
Sidley Austin
Smith & Johnson
Steptoe & Johnson LLP
Stroock & Stroock
Susman Godfrey
Venable LLP
Willkie Farr
WilmerHale

COMPANIES

AOL Inc.
AT&T Inc.
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Express Company
American Petroleum Institute Inc.
American Soybean Association
American Trucking Associations Inc.
Anheuser-Busch Inbev SA/NV
Apollo Global Management LLC
BASF SE
Bayer AG
Business Insider Inc.
BuzzFeed Inc.
CVR Energy Inc.
Caesars Entertainment
Caesars Entertainment Operating Co. Inc.
Center for Biological Diversity Inc.
Comcast Corporation
Dow Chemical Co.
E. I. du Pont de Nemours and Company (DuPont)

API Says Biodiesel Groups Can't Weigh In On EPA Fuel Row

The American Petroleum Institute said Wednesday a swath of biodiesel industry groups shouldn't be able to chime in on a set of consolidated appeals in the D.C. Circuit challenging the U.S. Environmental Protection Agency's volume obligations under the Renewable Fuel Standard Program.

IP & TECHNOLOGY

States Sue To Block Ending Of Feds' Domain Name Contract

Fearing the consequences of privatizing control over the internet's domain name system, state attorneys general from Texas, Arizona, Oklahoma and Nevada filed suit on Wednesday to block the federal government from transferring its DNS stewardship over to a global community of stakeholders at the end of the week.

TRANSPORTATION & INFRASTRUCTURE

DOT Speed-Limiter Rule Could Cut Emissions, Report Says

The U.S. Department of Transportation's proposed rule requiring speed-limiting devices on heavy-duty trucks won't impact water, farmland or biological resources but will help reduce carbon dioxide equivalent emissions, according to a draft report released Thursday.

Defense Says GWB Scandal Chief Sent Conflicting Messages

A defense attorney in the George Washington Bridge lane-closing trial took aim Thursday at how the two defendants were not included together on emails, text messages or phone calls with the architect behind the scandal, as part of an effort to undercut claims that the three of them conspired in an act of political revenge.

EMPLOYMENT

DOL Issues Final Contractor Sick Leave Rule

The U.S. Department of Labor on Thursday released its final rule requiring federal contractors to give their employees at least seven days of paid sick leave each year, implementing President Barack Obama's 2015 executive order.

Calif. Governor Signs Off On New State-Run Retirement Plan

California Gov. Jerry Brown signed into law on Thursday a plan to provide nearly 7 million residents access to a new retirement savings account that will be run by the state.

COMPETITION

Lobbying Group Pushes For Robust National Antitrust Policy

Highly concentrated economic and political power resulting from company mergers has harmed U.S. competition, and consumers need a national policy that governs antitrust issues, the American Antitrust Institute said Wednesday.

Big Data May Warrant New EU Antitrust Rules, Vestager Says

As competition authorities in the European Union work to understand the implications of big data, new EU-wide rules may be required to give enforcers the tools they need, European Commissioner for Competition Margrethe Vestager said Thursday.

PRIVACY & CONSUMER PROTECTION

Schumer Wants Albany To Replace NC For NCAA Tournament

Engie
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
GEROVA Financial Group Ltd.
Google Inc.
Internet Corporation for Assigned Names and Numbers
Microsoft Corporation
Monsanto Company
National Association of Manufacturers
National Basketball Association
National Collegiate Athletic Association
National Federation of Independent Business
Planned Parenthood Federation
SABMiller
Salesforce.com Inc.
San Antonio Spurs
Securus Technologies Inc.
Sirius XM Radio Inc.
State Bar of Texas
Syngenta AG
TAM SA
TPG Capital
Telmate LLC
The California Immigrant Policy Center
Twitter Inc.
U.S. Chamber of Commerce
Union of Concerned Scientists
United States Olympic Committee
Valero Energy Corporation
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
Yahoo! Inc.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union Intellectual Property Office
Federal Acquisition Regulatory

New York Sen. Charles D. Schumer on Wednesday pushed Albany, New York's Times Union Center as the new site for next year's college basketball tournament games, originally scheduled to be played in North Carolina, the NCAA has decided to relocate over that state's controversial transgender bathroom law.

Gender-Neutral Bathroom Bill Signed By Calif. Governor

California Gov. Jerry Brown on Thursday signed legislation requiring all single-occupancy restrooms in the state to be identified as "all gender" and be universally accessible, just days after the governor greenlit a bill limiting state employee travel to North Carolina due to its controversial transgender bathroom law.

Privacy Shield Membership Swells To More Than 700 Cos.

More than 700 companies, including tech stalwarts like Google and Dropbox, have committed to the overseas transfer of personal data under the landmark U.S.-European Union Privacy Shield mechanism, a senior U.S. Department of Commerce official said Wednesday.

GOVERNMENT CONTRACTS

Obama Nominates Acting Pentagon IG For Permanent Role

President Barack Obama announced his plans Wednesday to nominate acting U.S. Department of Defense Inspector General Glenn A. Fine to formally take on the role as top Pentagon watchdog that he's held informally since January.

Activist Groups, Others Back FCC Inmate Call Rate At DC Circ.

Prison reform groups and others threw their weight behind the Federal Communications Commission on Thursday, telling the D.C. Circuit that the agency did not overstep its authority when setting mandated limits on rates for inmate calls, including related fees.

INTERNATIONAL TRADE

Sens. Say TPP Fundamentally Flawed, Needs Reworking

A group of Democratic and independent senators told the Obama administration on Thursday that the Trans-Pacific Partnership trade deal must be renegotiated, saying it has "fundamental flaws" that, among other things, will adversely affect the U.S. auto sector and allow foreign corporations to bring claims against the U.S.

Azevedo Says Regional Trade Deals, Global Rules Must Mesh

World Trade Organization Director-General Roberto Azevedo said Thursday that more work must be done to ensure "coherence" between regional trade deals and the WTO's global rules both now and going forward, expressing optimism that the two strategies can peacefully coexist.

TAX

Senate OKs Exempting Some Olympic Winnings From Tax

The U.S. Senate passed a bill on Thursday that would exempt certain U.S. Olympians and Paralympians from taxes on medals and other winnings from the U.S. Olympic Committee, and now it just needs the president's OK to become law.

IMMIGRATION

High Court To Hear Whether 'Crime Of Violence' Too Vague

The U.S. Supreme Court on Thursday decided to hear a case over whether the definition of a "crime of violence," as applied through the deportation sections of immigration law, is unconstitutionally vague, allowing the justices to tackle an issue

Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission
Fish and Wildlife Service
Gila River Indian Community
Immigration and Customs Enforcement
Internal Revenue Service
International Trade Commission
Municipal Securities Rulemaking Board
NAFTA
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Salt River Pima-Maricopa Indian Community
Securities and Exchange Commission
Small Business Administration
Texas Attorney General's Office
Tohono O'odham Nation
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court

that's popped up in several appeals courts recently.

Bill Would Halt Naturalizations In Wake Of Citizenship Gaffe

U.S. Rep. John Culberson, R-Texas, introduced a bill Wednesday to freeze naturalizations until the U.S. Department of Homeland Security fully updates its digital fingerprint database in the wake of a report that over 850 immigrants were granted citizenship after they had been ordered to leave the country.

Detained Immigrants In Calif. Gain Notification Rights

California Gov. Jerry Brown on Wednesday signed into law a bill that will require local law enforcement to notify certain immigrants held in custody that they have the right to either decline to be interviewed by federal immigration authorities or to have an attorney present during the session.

NATIVE AMERICAN

Pa. Justices Ax Local Gov't Casino Tax Shares

The Pennsylvania Supreme Court ruled Wednesday that a two-tiered system for taxing casinos to fund their host municipalities violated a provision of the state's constitution requiring uniform taxation.

Tribe Seeks Win In Casino Fight With Ariz. Gaming Head

The Tohono O'odham Nation has moved to prevail in its federal court suit against the head of Arizona's gambling department over the tribe's right to offer Las Vegas-style gaming near Phoenix, rejecting the contention that it committed fraud during the formation of a compact with the state.

TELECOMMUNICATIONS

FCC Delays Set-Top Box Vote As Dems Vow To Press On

The Federal Communications Commission yanked a proposed vote on a measure to promote competition in the set-top box marketplace just before the start of its Thursday meeting, with Democratic commissioners pledging to move forward after they iron out the remaining details.

ISPs Must Not Make Consumers Pay For Privacy, FCC Told

Online privacy advocates told the Federal Communications Commission on Thursday that it should bar broadband providers from using discounts to "coerce" customers into letting the companies use personal information, as part of the FCC's new privacy rules for internet service providers.

House Tacks On Tweaks To FCC Update Bill

The House and Senate now have to reconcile their two versions of the Communications Act Update Act of 2016 after representatives tacked on a series of measures that tweak small-provider net neutrality exemptions and other Federal Communications Commission rules in passing the House version Tuesday.

EXPERT ANALYSIS

The Politics Of Family Enterprises In America

Rep. Jim Sensenbrenner, R-Wis., has introduced a bill that aims to nullify the recently proposed transfer tax regulations for closely held and family businesses. The bill is a rare move and is most likely politically motivated, notwithstanding its accuracy from a tax perspective, says Steven Horowitz of Horowitz & Rubenstein LLC.

What You Should Know About EU Trademark Reform

European trademark law is currently undergoing the most fundamental changes since the introduction of the European community trademark system 20 years ago.

The approved reform package brings substantial changes not only to EU trademarks, but also to owners of national trademarks in the EU, says Ulrike Gruebler of DLA Piper.

Oral Advocacy And 'Vocal Fry'

In a sneak preview of the fall edition of *Legal Communication & Rhetoric*, Professor Michael Higdon of the University of Tennessee College of Law explores the negative reactions to "vocal fry," the accusations of sexism those reactions have engendered, and what all this means for female attorneys.

LEGAL INDUSTRY

Cadwalader Closing 2 Offices In Asia, Laying Off 27 Attys

Cadwalader Wickersham & Taft LLP will be closing its offices in Hong Kong and Beijing and laying off the 27 attorneys they maintain as part of firm efforts to focus more on “core clients” in the wake of partner exits.

Verein Structure Causes Naming Problems For Texas Firms

The Professional Ethics Committee for the State Bar of Texas has released an opinion holding that under state rules, if a Texas lawyer is a member of a firm that also belongs to a multifirm organization — like a verein — the lawyer cannot use the organization's name as the firm's name.

Law360's Weekly Verdict: Legal Lions & Lambs

Cravath Swaine & Moore LLP and Boies Schiller & Flexner LLP flipped the script for client AmEx with a successful appeal of an U.S. Department of Justice-led antitrust case in the Second Circuit, leading this week’s legal lions. Our legals lambs include Cadwalader Wickersham & Taft LLP, which is turning out the lights in two Asia outposts, and lawyers for a 1960s rock group who were denied a cut of a nine-figure recording settlement.

Faegre Picks Corporate Law Veteran As New Chair

Faegre Baker Daniels has tapped chief executive partner Tom Froehle, whose practice focuses on corporate and public finance law, to be the firm's new chair and managing partner beginning in March, according to an announcement Wednesday.

Pro Bono Firm Of 2016: Jenner & Block

With influential wins at the U.S. Supreme Court, lifesaving work for clients on death row and a firmwide commitment to pro bono work at every level, Jenner & Block has earned a place on Law 360's Pro Bono Firms of 2016.

Rainmaker Q&A: Farella Braun's Mary McCutcheon

The most challenging part of being a rainmaker is that you can’t rest on your laurels. You have to continuously demonstrate your value to clients and referral sources, and keep developing new ones, says Mary McCutcheon, chairwoman of Farella Braun & Martel's construction and insurance department.

Rainmaker Q&A: Hanson Bridgett's Dorothy Liu

Always follow up and follow through with potential clients. Sometimes, it’s simply about timing — reaching out to someone at the right time. But it may take many, many tries before you connect with someone at exactly the right moment, says Dorothy Liu, a labor and employment partner at Hanson Bridgett LLP.

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DLA Piper
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Dentons
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Fennemore Craig
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Susman Godfrey
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National Collegiate Athletic Association
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American Soybean Association
American Trucking Associations Inc.
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BuzzFeed Inc.
CVR Energy Inc.
Caesars Entertainment
Caesars Entertainment Operating Co. Inc.
Center for Biological Diversity Inc.
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Dow Chemical Co.
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Exxon Mobil Corporation
Facebook
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GEROVA Financial Group Ltd.
Internet Corporation for Assigned Names and Numbers
Microsoft Corporation
Monsanto Company
National Association of Manufacturers
National Federation of Independent Business
Planned Parenthood Federation
SABMiller
Salesforce.com Inc.
San Antonio Spurs
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Sirius XM Radio Inc.
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TAM SA

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Telmate LLC
The California Immigrant Policy Center
Twitter Inc.
Union of Concerned Scientists
United States Olympic Committee
Valero Energy Corporation
Verizon Communications
Washington Post Co.
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U.S. Supreme Court
Federal Communications Commission
U.S. Department of Defense
Internal Revenue Service
National Aeronautics and Space Administration
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. General Services Administration
Equal Employment Opportunity Commission
Federal Trade Commission
Immigration and Customs Enforcement
Office of the Comptroller of the Currency
U.S. Senate
Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Department of Commerce
European Commission
European Union Intellectual Property Office
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Motor Carrier Safety Administration
Fish and Wildlife Service
Gila River Indian Community
International Trade Commission
Municipal Securities Rulemaking Board
NAFTA
National Highway Traffic Safety Administration
National Telecommunications and Information Administration
Office of Federal Contract Compliance Programs
Port Authority of New York & New Jersey
Salt River Pima-Maricopa Indian Community
Small Business Administration
Texas Attorney General's Office
Tohono O'odham Nation
U.S. Department of Homeland Security

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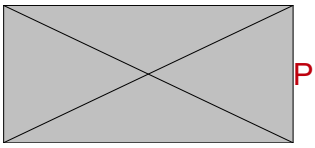
From: Public Policy Law360
Sent: Thur 11/30/2017 9:49:16 AM
Subject: Trump's Judge Picks Proceed Despite 'Blue Slip' Tradition



PUBLIC POLICY.

Thursday, November 30, 2017

TOP NEWS

Trump's Judge Picks Proceed Despite 'Blue Slip' Tradition

President Donald Trump's picks for Fifth and Eighth Circuit vacancies — including Kyle Duncan, a lead attorney in the U.S. Supreme Court's Hobby Lobby case — defended their records during a Senate hearing Wednesday as the Judiciary Committee prepares to break with its tradition of deferring to opposition from nominees' home state senators. Read more »

SEC Tells High Court ALJs Are Officers, Not Employees

The Securities and Exchange Commission is urging the Supreme Court to resolve a circuit split over whether the hiring process for its administrative law judges violates the Constitution's appointments clause, saying it now sees the in-house judges as officers of the United States who should be subject to the provision, and not merely employees. Read more »

Trump Sparks Outcry With Anti-Muslim Videos On Twitter

President Donald Trump on Wednesday retweeted three inflammatory videos allegedly depicting Muslims that had been posted by a leader of a far-right party, earning him a swift rebuke from the British prime minister and potentially handing his opponents in the travel ban cases fresh ammunition. Read more »

Fla. High Court Rejects Gov.'s Bid To DQ Justice

The Florida Supreme Court on Wednesday denied Gov. Rick Scott's bid to disqualify Justice Barbara Pariente from hearing the challenge to his plan to appoint the next three Supreme Court justices on his last day in office. Read more »

Analysis

5 Takeaways From The 'New' FCPA Corporate Charging Policy

A new policy guiding when corporations can avoid criminal charges under the Foreign Corrupt Practices Act for bribing foreign officials formalizes what had been a U.S. Department of Justice experiment and gives some amount of certainty for companies, experts say. Read more »

DOJ Outlines Protections For Cos. Aiding FCPA Investigations

Deputy Attorney General Rod Rosenstein on Wednesday announced a new U.S. Department of Justice enforcement policy for the Foreign Corrupt Practices Act aimed at incentivizing voluntary disclosures of corporate wrongdoing. Read more »

BANKING & SECURITIES

Senator Quizzes SEC Nominees On Activism, Pay, Buybacks

Wisconsin Democratic Sen. Tammy Baldwin threatened to hold up the nominations of two nominees for the U.S. Securities and Exchange Commission on Wednesday unless they field questions on executive pay and share buybacks that companies execute under pressure from activist investors. Read more »

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Dechert
Del Sole Cavanaugh Stroyd
Dorsey & Whitney
Duane Morris
Edelson PC
Faegre Baker
Fox Rothschild
Gibson Dunn
Goodwin
Hogan Lovells
Hughes Hubbard
Irell & Manella
Jenner & Block
Kellogg Hansen
Kirkland & Ellis
Linklaters
Littler Mendelson
Manatt Phelps
Milbank Tweed
Morrison & Foerster
Motley Rice
Norton Rose Fulbright
Outten & Golden
Paul Hastings
Paul Weiss

ENERGY & ENVIRONMENTAL

Dem Senator Compares Trump Enviro Pick To Caligula's Horse

A U.S. Senate panel on Wednesday narrowly advanced President Donald Trump's controversial pick to lead the White House's Council on Environmental Quality in a party-line vote, but not before one Democratic senator said her nomination recalls the tale of a mad Roman emperor and his favorite horse. Read more »

HEALTH & LIFE SCIENCES

HHS Pick Bashes ACA, Sweats Drug Prices On Capitol Hill

President Donald Trump's pick to lead the U.S. Department of Health and Human Services testified Wednesday on Capitol Hill, disparaging the Affordable Care Act and struggling to defend drug pricing decisions during his time at Eli Lilly & Co. Read more »

AGs Back Pa.'s Suit Over Contraception Mandate Exemptions

A coalition of attorneys general from states including Massachusetts, California and New York on Tuesday voiced support for an effort by their counterpart in Pennsylvania to block regulations recently announced by the Trump administration dialing back the Affordable Care Act's contraception mandate by allowing employers to claim religious or moral objections. Read more »

IP & TECHNOLOGY

USPTO Nominee Vague On How Fair AIA Is To Patent Owners

Irell & Manella LLP managing partner Andrei Iancu, the nominee to lead the U.S. Patent and Trademark Office, told senators at his confirmation hearing Wednesday that he will strive to bring "stability and reliability" to the patent system and seek to improve America Invents Act reviews. Read more »

EU Details Standard-Essential Patents Policy In IP Package

The European Commission unveiled a licensing policy for standard-essential patents on Wednesday as part of new guidelines it laid out for intellectual property rights, in an effort to help create a "fair and balanced system" that benefits both product manufacturers and patent holders. Read more »

MEDIA & ENTERTAINMENT

USPTO Advisory Boards Worried About Shared Services Plan

Advisory committees for the U.S. Patent and Trademark Office sounded the alarm Tuesday over the U.S. Department of Commerce's controversial shared services program, saying the nation's patent and trademark systems will be harmed if the USPTO is required to participate. Read more »

TRANSPORTATION & INFRASTRUCTURE

Commercial Drone Users Push For Fewer FAA Restrictions

Drone advocates urged Congress on Wednesday to lean on the Federal Aviation Administration to loosen restrictions on the use of commercial drones in U.S airspace or risk U.S. industry falling behind foreign rivals, finding a receptive audience from lawmakers who simultaneously decried "idiot" hobbyists for acting unsafely. Read more »

EMPLOYMENT

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Simpson Thacher
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Steinman & Rodgers
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GOVERNMENT AGENCIES

Congressional Research Service
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
European Commission

Pa. Justices To Weigh Pittsburgh Sick Leave, Security Laws

The Pennsylvania Supreme Court on Wednesday agreed to hear a set of appeals over the city of Pittsburgh's authority under state law to enact ordinances requiring employers to provide paid sick leave to their workers and mandating security training and procedures in certain commercial buildings and public spaces. Read more »

After Inquiry, NLRB's Emanuel Discloses More Ex-Clients

Former Littler Mendelson PC shareholder and recent National Labor Relations Board addition William Emanuel has previously represented some of the largest consumer corporations and banks in the country — from Amazon.com to JPMorgan and Wells Fargo — many of which were previously undisclosed during his nomination, according to a list of clients released Tuesday. Read more »

Ill. Worker Blasts Public Sector Union Fees At High Court

An Illinois Department of Healthcare and Family Services worker urged the U.S. Supreme Court on Wednesday to overturn a 1977 ruling that affirmed the right of unions to extract fees from public sector workers, calling the ruling "offensive to the First Amendment." Read more »

COMPETITION

Analysis

DOJ Plan To Speed Merger Reviews Gets Skeptical Response

The U.S. Department of Justice Antitrust Division's new leadership has been talking about plans to tackle a steady rise in the length of time it takes to complete merger reviews, but antitrust attorneys tell Law360 more can be done. Read more »

CONSUMER PROTECTION

Analysis

Focus Turns To Mulvaney's Impact At The CFPB

With a federal judge ruling Tuesday that Office of Management and Budget Director Mick Mulvaney could take on the role of acting Consumer Financial Protection Bureau director, attention has turned to what Mulvaney can do in his likely limited time atop the federal watchdog. Read more »

Analysis

With Wave Of Suits, Chicago Turns Focus To Residents' Rights

The city of Chicago is making an effort to bring more litigation on behalf of its residents against private companies, including Equifax and Uber over recently reported data breaches, part of a push under its new corporation counsel that could use the city's stringent consumer protection ordinance to reap significant spoils for the cash-strapped government. Read more »

TAX

Ex-Rep. Reynolds Loses New-Trial Bid In Tax-Filing Case

Former U.S. Congressman Melvin Reynolds will appear for sentencing in March after an Illinois federal judge on Wednesday declined to retry him on four counts of failing to file federal income tax returns on more than $400,000, saying he found enough evidence during trial to convict. Read more »

GOP Senators Unite To Kickstart Debate On Tax Cut Bill

The U.S. Senate is set to officially begin discussing a $1.4 trillion tax cut bill after Republicans in the chamber banded together to overcome a procedural hurdle late Wednesday to get the wide-reaching legislation on the floor. Read more »

Analysis

Endowment Tax Plan Seen As GOP Levy On Liberal Schools

European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Prisons
Federal Deposit Insurance Corp.
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
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Pennsylvania Supreme Court
Securities and Exchange Commission
Serious Fraud Office
U.S. Army
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

Congressional Republicans have proposed taxing the endowments of some universities, and while the provision may not curb access to higher education as some have warned, it can be seen as a shot across the bow by the GOP against perceived liberal-leaning educational institutions. Read more »

IRS Proposes Int'l Tax Rules For Partnership Audit Regime

The U.S. Treasury Department on Wednesday proposed new regulations that it said were designed to prevent collecting tax more than once under the centralized partnership audit regime that will take effect in January, from partnerships that have tax withholding requirements on payments to foreign partners. Read more »

IMMIGRATION

Sen. Wants Review Of Visa Program Following NYC Attack

Senate Judiciary Chairman Chuck Grassley, R-Iowa, urged the U.S. State Department on Monday to conduct a thorough review of the diversity immigrant visa program, following reports that a man suspected of killing eight people in New York City last month entered the U.S. on such a visa. Read more »

Feds Can't Escape Md. DACA Suit, Advocates Say

Immigration advocacy groups on Tuesday rebuffed the federal government's bid to nix a lawsuit in Maryland federal court over the Deferred Action for Childhood Arrivals program, arguing that the government's decision to revoke the program via executive order in September violates federal law and is unconstitutional. Read more »

Mass. Tech Group Asks 4th Circ. To Keep Travel Ban Blocked

An association of Massachusetts technology companies on Tuesday voiced support for immigrant organizations urging the Fourth Circuit to keep blocked the latest iteration of the Trump administration's travel ban, which the association said could wreak havoc on its industry if allowed to take effect. Read more »

EXPERT ANALYSIS

Examining End Of EPA's 'Sue And Settle' Practice

With the stated intention of promoting transparency and public participation in the process of resolving lawsuits brought against the U.S. Environmental Protection Agency, Administrator Scott Pruitt recently issued a directive to end the "sue and settle" practices within the agency. But whether the directive will provide relief for the EPA from the policy is debatable, says Maureen Mitchell of Fox Rothschild LLP. Read more »

Creditors Beware: New, Simplified Ch. 13 Comes At A Price

Changes to the federal bankruptcy rules taking effect on Dec. 1 will likely result in Chapter 13 and other cases moving more swiftly toward confirmation, but this efficiency could be at the expense of preoccupied or otherwise lackadaisical creditors, say attorneys with Troutman Sanders LLP. Read more »

Anti-Corruption In Mexico: Reasons For Cautious Optimism

Implementation of Mexico's anti-corruption enforcement regime has suffered a series of setbacks and delays. However, the recent resignation of Mexico's attorney general signals a potential victory for anti-corruption activists in their demands for a truly independent prosecutor — a central pillar of Mexico's anti-corruption reform efforts, say attorneys with Ropes & Gray LLP. Read more »

Series

Judging A Book: Saris Reviews 'Locking Up Our Own'

Having just completed a six-year term as chair of the U.S. Sentencing Commission, I read Yale Law School professor James Forman's new book, "Locking Up Our Own: Crime and Punishment in Black America," with particular interest, says Judge Patti

Saris, chief judge for the U.S. District Court for the District of Massachusetts. Read more »

LEGAL INDUSTRY

Analysis

How Law Firms Can Avoid A Merger Disaster

As law firms look to grow and compete in an increasingly tough legal market through combinations, there are those who will choose poorly in the race to find a partner and end up unhappily married. Here, Law360 looks at a few characteristics of a doomed law firm merger. Read more »

Duane Morris Nabs Sedgwick's Ex-Employment Team In SF

Duane Morris LLP has hired the employment practice group from the soon-to-be-defunct Sedgwick LLP to join its San Francisco office, in its first round of potential ex-Sedgwick lateral hires, Duane Morris said Tuesday. Read more »

3 UK-Based Firms Match Cravath Scale For US Bonuses

Three London-based global law firms revealed Wednesday that associates in their U.S. offices would receive year-end bonuses ranging from $15,000 to $100,000, in keeping with the scale established in previous years and maintained this Monday by Cravath Swaine & Moore LLP. Read more »

As GCs Grow In Stature, Bonuses Are On The Rise

General counsel and chief legal officers saw their total compensation grow by almost 10 percent between 2015 and 2016 with bonuses accounting for much of the increase, reflecting the rising importance of legal department leaders, according to a new study released Wednesday. Read more »

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Duane Morris
Edelson PC
Faegre Baker
Fox Rothschild
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Goodwin
Hogan Lovells
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Kirkland & Ellis
Linklaters
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Manatt Phelps
Milbank Tweed
Morrison & Foerster
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Paul Hastings
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Wiley Rein
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NBCUniversal Inc.
National Immigration Law Center
National Right to Work Legal Defense Foundation
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Rite Aid Corporation
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Twitter Inc.
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Wells Fargo & Co.
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U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. Patent and Trademark Office
Congressional Research Service
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Prisons
Federal Deposit Insurance Corp.
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
National Labor Relations Board
Pennsylvania Supreme Court
Serious Fraud Office
U.S. Army
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U.S. Environmental Protection Agency
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U.S. Sentencing Commission
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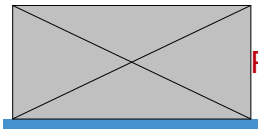
From: Public Policy Law360
Sent: Tue 6/14/2016 8:48:51 AM
Subject: [Marketing Mail] Trump Vows Immigration Ban On Terrorism-Linked Nations



PUBLIC POLICY

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Tuesday, June 14, 2016

TOP NEWS

Trump Vows Immigration Ban On Terrorism-Linked Nations

Presumptive Republican presidential nominee Donald Trump on Monday vowed to ban all immigration from countries with a history of terrorist sentiment against the U.S. and its allies while likely Democratic nominee Hillary Clinton argued for stricter standards for assault weapons sales.

High Court Ends Puerto Rico's Restructuring Law

The U.S. Supreme Court refused Monday to revive a dormant law that would have allowed Puerto Rico to restructure a portion of its $70 billion debt, as the territory now looks to a proposal working its way through Congress for assistance as more defaults loom on the horizon.

Attorneys React To High Court's Puerto Rico Debt Ruling

The U.S. Supreme Court ruled Monday that a Chapter 9 Bankruptcy Code provision preempts the restructuring law that Puerto Rico, which is facing a $70 billion debt crisis, had enacted in 2014. Here, attorneys tell Law360 why the decision is significant.

2nd Circ. Lets SEC Proceed With Case Against Ex-S&P Exec

The Second Circuit on Monday allowed the U.S. Securities and Exchange Commission to proceed with its in-house court case accusing ex-S&P executive Barbara Duka of mortgage-debt ratings fraud, after ruling Lynn Tilton had to face the in-house court in a similar case.

2nd Circ. Questions House Resistance To SEC Subpoena

Judges on the Second Circuit seemed skeptical Monday about the U.S. House Ways and Means Committee's efforts to escape a U.S. Securities and Exchange Commission subpoena probing insider-trading allegations involving health care legislation, questioning whether the committee can assert immunity in the case.

ANALYSIS

Puerto Rico Leverage Over Debt Further Limited By High Court

A U.S. Supreme Court decision blocking Puerto Rico's local restructuring law further limits leverage the territory may have had in managing tens of billions of dollars in municipal debt and appears to leave a congressional proposal creating a powerful new authority to oversee the commonwealth's finances as the only viable

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Greenberg Traurig
Gunderson Dettmer
Gupta Wessler
Hogan Lovells
Holwell Shuster
Hueston Hennigan
Hunton & Williams

path forward.

BANKING & SECURITIES

European Advocates Bristle At New US Banking Data Policy

Europe's leading advocates for consumer protection and digital rights on Monday called on leaders in Brussels to resist a recent policy shift by the Obama administration that would liberalize data flows for the financial services sector in future U.S. agreements with the European Union.

China Securities Regulators Vow Strict Market Supervision

A top Chinese securities official told a conference Sunday that regulators will insist that listed companies meet the highest disclosure and corporate governance standards, while the government cracks down on speculation and enforces delisting procedures where appropriate.

Hong Kong Exchange Launches High-Risk Leveraged ETFs

The Hong Kong Stock Exchange unveiled its first leveraged and inverse exchange-traded funds Monday, hoping to expand the bourse's range of offerings during a time when U.S. regulators are tightening supervision of such high-risk products.

UK Financial Laws Still Full Of Holes, Advocacy Group Claims

U.K. financial crime laws are still riddled with holes and inconsistencies that handicap the government's fight against fraud and money laundering, an influential anti-corruption group said in a report released Monday.

Ripple Affiliate Gets BitLicense From NYDFS

The New York State Department of Financial Services has approved a virtual currency license for an affiliate of Ripple Labs Inc., the first such license given to a platform that will serve financial institutions, Ripple said Monday.

ENERGY & ENVIRONMENTAL

House Panel Hits Kerry With 2nd Subpoena For Keystone Docs

The Republican-controlled House Committee on Oversight and Government Reform said Friday it has issued a second subpoena to Secretary of State John Kerry in an effort to force the department to turn over documents related to its rejection of a key permit for the Keystone XL pipeline.

Supreme Court Nixes States' Challenge To EPA Mercury Rule

The U.S. Supreme Court on Monday declined to review the D.C. Circuit’s decision not to vacate a controversial U.S. Environmental Protection Agency air quality rule while the EPA retooled the regulations to comply with the high court’s prior order to analyze the rule’s costs.

DC Circ. Urged To Split Challenges To EPA's Mercury Rule

Two energy industry groups asked the D.C. Circuit on Friday to sever their challenges to the U.S. Environmental Protection Agency’s Mercury and Air Toxics Standards rule from environmentalists’ challenge, saying the issues they’ve raised are distinct.

Commerce Seeks Senate-House Compromise On Energy Bill

The U.S. Chamber of Commerce penned a letter to the U.S. Senate on Monday, calling on it to begin collaborating with the U.S. House of Representatives to resolve differences between their versions an “important” energy policy overhaul bill.

EPA Defends Clean Air Act Progress At DC Circ.

The U.S. Environmental Protection Agency on Monday asked the D.C. Circuit to toss environmentalists’ challenge to its 2015 determination that it has properly

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Sullivan & Cromwell
Susman Godfrey
Valle Makoff
Vinson & Elkins
Weil Gotshal
White & Case
Willkie Farr
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Yetter Coleman

COMPANIES

AT&T Inc.
American Bar Association
Apple Inc.
BTI Consulting Group Inc.
BlueMountain Capital Management LLC
Center for Biological Diversity Inc.

promulgated emissions standards for entities that account for the vast majority of certain Clean Air Act pollutants.

FWS Blocked From Releasing Mexican Wolves in New Mexico

A New Mexico federal judge on Friday blocked the U.S. Fish and Wildlife Service from releasing endangered Mexican gray wolves within the state's borders until it comes into compliance with permitting requirements.

INSURANCE

ACA Payment Formula Robs Insurers, Suit Says

So-called risk adjustment payments under the Affordable Care Act designed to offset the costs of sicker consumers have been improperly designed and disadvantage new health insurers, according to a first-of-its-kind lawsuit filed Monday in Maryland federal court.

EMPLOYMENT

Senate GOP Wants DOL Persuader Rule Permanently Barred

A pair of Senate Republicans on Thursday put forward a resolution that would permanently ban the U.S. Department of Labor's finalized and recently implemented "persuader" rule, which imposes stricter reporting requirements for employers trying to influence employees on their union rights.

NY Order To Hike Min. Fast Food Wage To $15 Upheld

A New York state appellate court has upheld a decision to increase the state's minimum wage for fast food workers to $15 an hour, finding that the move does not violate the U.S. Constitution's Commerce Clause nor was it wrongfully delegated to a state agency.

COMPETITION

Big Data May Fit Standard Antitrust Tests, French Chief Says

The head of France's antitrust enforcer suggested Monday that competition law might be able to tackle anti-competitive conduct in free technology products by replacing prices with data costs in traditional theories like predatory conduct.

Buy-Local Rules Key TTIP Competition Target, EU Official Says

A European Union trade official said Monday that the bloc is trying to tackle U.S. government procurement policies that favor local suppliers in its ongoing Transatlantic Trade and Investment Partnership talks, describing the move as one of the EU's main efforts to use trade policy to promote competition law goals.

PRIVACY & CONSUMER PROTECTION

Texas Merchants Ask High Court For Review In Swipe Fee Row

A group of merchants challenging a Texas law that bars businesses from imposing surcharges on credit card purchases has asked the U.S. Supreme Court to revisit a Fifth Circuit decision siding against them, arguing it unconstitutionally infringes their free speech rights.

PRODUCT LIABILITY

FDA Actions 'Inadequate' On Powdered Caffeine, Group Says

The U.S. Food and Drug Administration's efforts to protect consumers from pure powdered caffeine have been "sorely inadequate" and are allowing continued

Center for Science in the Public Interest
Cerner Corporation
Comcast Corporation
ConocoPhillips
Dignity Health
Environmental Defense Fund Inc.
Facebook
Financial Industry Regulatory Authority Inc.
Ford Motor Company
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Humana Inc.
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GOVERNMENT AGENCIES

Consumer Financial Protection Bureau
Employee Benefits Security Administration
European Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Food and Drug Administration
Occupational Safety and Health Administration

sales of the dangerous substance, a watchdog group said in a letter released Friday.

WHITE COLLAR

Doc Accused Of Bribing Sen. Defends Multi-Dosing Lucentis

A Florida eye doctor facing charges for allegedly bribing U.S. Senator Robert Menendez, D-N.J., on Friday told a Florida federal court that the government misunderstands the law relating to a separate set of Medicare fraud allegations against him regarding dosing for the wet macular degeneration drug Lucentis.

Fattah Built Racketeering Scheme 'Crime By Crime,' Jury Told

The government summed up its case against Rep. Chaka Fattah, D-Pa., on Monday as a jury heard arguments that the congressman and a group of co-defendants had conspired to take bribes, misappropriate grant funds and charitable contributions, and defraud campaign vendors.

BANKRUPTCY

New Rule Could Have Fraudster Colleges Picking Up Loan Tab

The U.S. Department of Education released a proposed rule Monday to forgive student loans if students were defrauded by their college and to bar colleges from creating mandatory arbitration clauses and class action waivers for students.

IMMIGRATION

Tech Union Seeks $465K In Foreign Student Work Case

A technology workers union that challenged a work program for foreign students asked a D.C. federal court on Friday for a little over $465,000 in attorneys' fees and litigation costs, claiming it won because it "forced a change" in a legal dynamic between the U.S. Department of Homeland Security and itself.

NATIVE AMERICAN

NY Appeals Court Upholds Tax Law On Tribal Lands

A New York state law regulating cigarette sales taxes does not conflict with another state law exempting Native American reservations from taxation, a New York appeals court ruled Friday, declining to revive a Seneca Nation member’s suit fighting tax requirements on nonmembers.

Fla. Gaming Interests Rail Against Voter Control Initiative

Two groups whose members include gaming facility operators and other interested parties have urged the Florida Supreme Court to reject a ballot initiative that says it would give voters more control of gambling expansion, arguing the initiative is overly broad, misleading and unclear.

TELECOMMUNICATIONS

FCC Adds New Chief Economist From Wharton School

The Federal Communications Commission has appointed an associate professor at the Wharton School as the agency's new chief economist, FCC Chairman Tom Wheeler said Friday.

Google Goes To Bat For TPP's IP, Internet Provisions

Google went public with its support for the Trans-Pacific Partnership on Friday, lauding the 12-nation accord for its provisions that liberalize the flow of data across

Occupational Safety and Health Review Commission
Securities and Exchange Commission
Seneca Nation of Indians
Texas Commission on Environmental Quality
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations

national borders and for striking a delicate balance between copyright protection and sensible limitations.

21st Century Fox Warns FCC Against Market Share Tweaks

Twenty-first Century Fox lobbied against the Federal Communications Commission's proposed changes to media ownership rules, warning Friday that changing how ownership percentages are calculated could violate the law.

Sen. McConnell Asks FCC To 'Reconsider' Set-Top Box Plan

Senate Majority Leader Mitch McConnell, R-Ky., called on the Federal Communications Commission's chairman to think again on his plan to "unlock" TV set-top boxes, on Friday citing concerns about copyright, consumer costs and the impact on small providers.

Broadband Privacy Plan Needs FTC Input, Tech Honchos Say

A trade group that includes Microsoft, Apple, AT&T, Comcast and Google senior executives told the Federal Communications Commission on Friday that its plan to regulate broadband service providers' privacy practices must ensure consistency across the internet ecosystem, urging the agency to work with the Federal Trade Commission.

PEOPLE

Pa. Gov. Taps Appellate Judge For State's High Court

Superior Court Judge Sallie Mundy, a Republican from Tioga County, will be nominated to fill the empty seat on the Pennsylvania Supreme Court, Gov. Tom Wolf and Senate leaders from both parties announced Monday, as part of a larger slate of names for the state's appellate and trial courts.

Federal Prosecutor Named Fla. Solicitor General

Florida Attorney General Pam Bondi has appointed federal prosecutor Amit Agarwal to serve as the state's solicitor general, the attorney general announced Friday.

EXPERT ANALYSIS

OSHA's Injury Reporting Rule Focuses On Anti-Retaliation

The Occupational Safety and Health Administration's new rules on recordkeeping and reporting of work-related injuries sends a clear message that the agency is increasing its focus on preventing retaliation against employees who file reports. Specific aspects, such as a longer statute of limitations and increased liability will significantly impact employers, says Adam Roseman at Greenberg Traurig LLP.

Employer Steps For ACA Nondiscrimination Compliance

A new rule issued by the U.S. Department of Health and Human Services prohibits federally funded health programs from discriminating on the basis of race, color, national origin, sex, age or disability. To ensure compliance, covered entities need to take several specific steps such as implementing more flexibility for certain types of care, like gender transitioning services, and providing meaningful access to individuals with limited English proficiency, say attorneys at McDermott Will & Emery LLP.

12 Ways To Ensure Compliance With New Food Defense Rule

The U.S. Food and Drug Administration's unique new Food Defense Rule, meant to prevent terrorism aimed at the U.S. food supply, adds to the already extensive requirements imposed on domestic and foreign food facilities. Chris Ripple and Jim Neale at McGuireWoods LLP explain some key takeaways from the final rule.

LEGAL INDUSTRY

3 Ways To Become The Best Writer At Your Firm

Written briefs, memorandums and even letters to judges have the power to make or break a case, so you should think twice before skimping on your next writing project. Here, Law360 looks at three ways attorneys can become known as standout writers.

Shearman, Hogan, Others Jump On Pay Bump Bandwagon

Seven days after Cravath Swaine & Moore LLP raised the benchmark for associate pay, prompting a flood of law firms to follow suit, news of raises continue to trickle in.

Law Firms Point To A Threat More Insidious Than Hackers

The legal world may have gotten scared after top law firms, including Weil Gotshal & Manges LLP, were hacked in May, but a new report shows that the top information technology officers at law firms believe the biggest risk to data security is internal.

Shook Hardy Elects 1st Woman To Replace Longtime Leader

The chair of Shook Hardy & Bacon LLP's pharmaceutical and medical device division, the largest practice group of its kind, has been elected to succeed the product liability attorney who has served as chair for the last 15 years, becoming the first woman to lead the firm.

In-House Attys Feeling Ethics Pressure, Report Says

A new study exploring what it means to be an ethical in-house attorney revealed that nearly half of all in-house counsel said they experienced ethical pressure in their roles, with lawyers working in the public sector saying they faced more pressure than their commercial counterparts.

Heller Ehrman Tells 9th Circ. Ex-Attys Can't Keep Profits

Heller Ehrman LLP's bankruptcy administrator urged the Ninth Circuit on Monday to revive the defunct law firm's efforts to claw back unfinished business profits that its ex-partners earned representing its former clients at new firms, arguing law partners have a fiduciary duty to their old firm they can't shake.

DOJ, FTC Say Legal Documents Software Helps Consumers

Websites and software that automatically generate legal documents benefit consumers by keeping down prices and expanding access to legal services, and North Carolina lawmakers considering legislation in the area should not place overly broad restrictions on them, the U.S. Department of Justice and the Federal Trade Commission said on Friday.

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Institute for Justice
LegalZoom.com Inc.
McGraw Hill Financial Inc.
Morningstar, Inc.
Murray Energy Corp.
National Association of Broadcasters
National Cable & Telecommunications Association
National Restaurant Association
Pfizer Inc.
Porsche
Prudential Financial Inc.
SLM Corporation
Sierra Club

TransCanada Corporation
Yahoo! Inc.

GOVERNMENT AGENCIES
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U.S. Supreme Court
Federal Communications Commission
European Commission
Food and Drug Administration
Securities and Exchange Commission
U.S. Environmental Protection Agency
Federal Trade Commission
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. House of Representatives
Consumer Financial Protection Bureau
Employee Benefits Security Administration
Federal Bureau of Investigation
Financial Crimes Enforcement Network
Fish and Wildlife Service
Occupational Safety and Health Administration
Occupational Safety and Health Review Commission
Seneca Nation of Indians
Texas Commission on Environmental Quality
U.S. Attorney's Office
U.S. Department of Agriculture
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To: [redacted]
From: Carolyn G. Goodman
Sent: Wed 9/30/2015 11:35:38 PM
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Veronica Kleffner [mailto:VKleffner@imla.org]
Sent: Wednesday, September 30, 2015 8:47 AM
To: Esther Carter; 'lgaskill@lvcva.com'; 'jcorenblith@lvrio.harrahs.com'; Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: Re: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Thank you everyone. We sincerely appreciate this and are looking forward to an outstanding conference in Las Vegas!

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Wednesday, September 30, 2015 11:44 AM
To: Leiandra Gaskill <lgaskill@lvcva.com>; Veronica Kleffner; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com) <jcorenblith@lvrio.harrahs.com>; Brad Jerbic <bjerbic@LasVegasNevada.GOV>; Cissy Green <CGreen@LasVegasNevada.GOV>; Cheryl Russo <crusso@LasVegasNevada.GOV>; Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; Jack Eslinger <JEslinger@LasVegasNevada.GOV>
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

NO, that's fine – we will be looking for him at that time.

Just wanted to confirm with you so we are on same page.

THANKS Leiandra!

Esther

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Wednesday, September 30, 2015 8:43 AM
To: Esther Carter; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com); Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hello Esther,

Brad mentioned to me that the Goodman's were scheduled to speak at 1:30pm. I know that they will not be eating lunch so do you still need them to arrive at 1:00pm? I usually have Oscar arrive 10 minutes prior to speaking engagements.

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
Please consider the environment before printing this email

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Wednesday, September 30, 2015 8:32 AM
To: Leiandra Gaskill; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com); Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Good morning all,

I would like to finalize the schedule for the Key Note luncheon on Monday, October 5 at the RIO.

The luncheon begins at 1:10 p.m. – 2:30 p.m. at the Miranda Ballroom.

Oscar Goodman and Mayor Goodman (along with showgirls) will be introduced by Brad Jerbic. The Goodmans will take the stage and speak about their life together as Mayors, Oscars life before Mayor and how they have raised a family and lived in Las Vegas. We would like them to speak for approximately 15-20 minutes.

Jack Eslinger and I will be in the RIO Registration area and will take you into the luncheon.

Please confirm.

THANKS EVERYONE!

Esther Reincke
Special Events
Administrative Services
495 South Main Street
Las Vegas, NV 89101
Office: 702.229.6672
Fax: 702.464.5754
ecarter@lasvegasnevada.gov
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www.lifeisbeautiful.com
September 25 – 27, 2015

PLEASE NOTE: As a cost saving measure for the city of Las Vegas please note work hours are Monday – Thursday, 7am – 5:30pm and closed on Fridays and holidays.

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Friday, September 25, 2015 2:47 PM
To: Esther Carter; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

See responses below:

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
Please consider the environment before printing this email

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Friday, September 25, 2015 2:09 PM
To: Veronica Kleffner (vkleffner@imla.org); Leiandra Gaskill; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hi Veronica,

Could you please answer the questions below for Leiandra.

Leiandra – just confirming he WILL have showgirls with his??? Yes. And we do need to provide him with a martini? Yes, hotel will usually provide his signature Bombay Sapphire martini with whole jalapeno Do the showgirls need a room to change in?? No, they will be dressed and ready to go. Oscar and showgirls will arrive via our LVCVA security vehicle. IF so, what time will they be on site?

Jennifer – can you help with the martini??

Esther Reincke
Special Events
Administrative Services
495 South Main Street
Las Vegas, NV 89101
Office: 702.229.6672
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From: Cissy Green <CGreen@LasVegasNevada.GOV>
Date: September 21, 2015 at 1:11:40 PM PDT
To: Brad Jerbic <bjerbic@LasVegasNevada.GOV>, Teri Ponticello <tponticello@LasVegasNevada.GOV>, Esther Carter <ecarter@LasVegasNevada.GOV>
Cc: Leiandra Gaskill <lgaskill@lvcva.com>
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Could you please assist Leiandra……

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Monday, September 21, 2015 12:44 PM
To: Cissy Green
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)
Importance: High

Hello Cissy,

Oscar has this event on his calendar, but he said he is only welcoming group and not staying for lunch. He did not mention that he is a keynote speaker. How long were you expecting him to speak and was he to speak with Mayor Carolyn Goodman or separately? Can you please answer the below questions as well.

Spot/Arrival Time:
Speaking Time and Duration:
Rio Ballroom Location:
IMLA On-site Contact:
Rio Hotel On-site Contact:

Since this is a conference, the Host Committee would have Oscar's signature showgirls with him during welcome and the Rio hotel would need to provide his signature Bombay Sapphire martini with whole jalapeno.

Please advise at your earliest convenience. Thank you.

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
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Spam
Phish/Fraud
Not spam
Forget previous vote

Spam
Phish/Fraud
Not spam
Forget previous vote

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Steven Hughes
Sent: Fri 1/5/2018 4:25:31 PM
Subject: checking in

Carolyn-

PI has posted its 2018 Q1 and Q2 schedule of forums tackling key issues in government management and I wanted to see if you are interested in attending any or sending a representative (see below).

We've selected topics based on feedback from government managers and newly-issued budget, legislative and management mandates that have been issued. If there are topics we are missing that your programs are struggling with, please let me know so we can consider adding them down the line.

Advanced Performance Management for Government (Jan 29-31)
Opioid Epidemic: Data-Driven Strategies for Intervention (Feb 27)
Program Evaluation and Evidence-Based Innovation (Feb 1-2)
Data Analytics in Government (March 26-27)
Enterprise Risk Management (March 27)
Fraud Analytics (March 26)
Performance Budgeting (March 28-29)
Lean Six Sigma Process Improvement (April 16-20)

Each of these forums offer in-person and online attendance options, and we can also do a custom in-house version of the program for your team too.

Would you like to see the full agenda for any of these forums?

Let me know!

Thanks,

Steven Hughes
Deputy Director, Outreach
The Performance Institute

This message was sent to: cgoodman@lasvegasnevada.gov.

Our mailing address is

1440 G St NW

Washington, DC 20005

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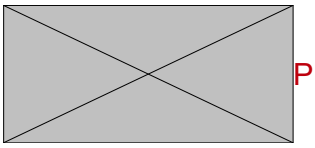
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 7/18/2017 7:39:43 AM
Subject: Health Overhaul Looks Dead As 2 More GOP Senators Oppose



PUBLIC POLICY.

Tuesday, July 18, 2017

TOP NEWS

Health Overhaul Looks Dead As 2 More GOP Senators Oppose

Sens. Mike Lee, R-Utah, and Jerry Moran, R-Kansas, announced late Monday that they won't support a newly tweaked version of the Republican health care bill in their chamber, likely quashing the party's latest attempt to undo the Affordable Care Act. Read more »

Analysis

Plan To Cut Legal Immigration Likely To Be Uphill Battle

President Donald Trump is reportedly preparing to back a plan to reduce legal immigration, and while the proposal will likely have a tough time getting through Congress, its circulation could still contribute to a chilling effect on immigration, attorneys say. Read more »

USTR Releases Wishlist For New NAFTA Talks

The Office of the U.S. Trade Representative on Monday released its lengthy list of priorities for the looming reboot of the North American Free Trade Agreement, offering the first glimpse of its plans for the agreement's rules of origin, services, arbitration, the environment and numerous other areas. Read more »

Net Neutrality Comment Period Ends With 8M Responses

Companies and industry players raced Monday to submit their final thoughts on the topic of net neutrality as the initial comment period on whether the Federal Communications Commission should reverse the legal underpinning for prohibiting paid content prioritization drew to a close. Read more »

Congress Wants In On Any New Trade Talks With South Korea

A group of bipartisan House and Senate trade leaders on Monday urged the U.S. Trade Representative to consult closely with Congress before meeting with South Korea to amend the existing free trade agreement between the U.S. and the Pacific Rim nation, saying it is necessary for the meeting to be successful. Read more »

Sen. Finance Committee Dems' Top Tax Aide To Leave

Victor Fleischer, the renowned tax law professor who sparked a debate over the tax benefits for private equity and hedge fund managers, is stepping down from his role as the co-chief tax counsel for Senate Finance Committee Democrats, according to a statement Monday. Read more »

Analysis

2nd Circ. Suggests Some 'Official Acts' Not Worth Charging

In a recent decision overturning a once-powerful New York lawmaker's conviction, the Second Circuit implied that some "official acts" might meet the U.S. Supreme Court's McDonnell standard for determining what constitutes an illegal quid pro quo from an office holder, but would likely not be weighty enough for a jury to convict on corruption charges. Read more »

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Hart McLaughlin
Hogan Lovells
Kaufman & Canoles
Kirkland & Ellis
Kline & Specter
Lowenstein Sandler
Maddin Hauser
Marshall Dennehey
Maynes Bradford
McGrane LLP
Meyer Glitzenstein
Meyers Nave
Mintz Levin
Morgan Lewis

FEC Sues Ex-Congressman For 2012 Campaign Violations

The Federal Election Commission on Friday filed a suit against former U.S. Rep. David Rivera, R-Fla., for secretly contributing to the primary challenger of his main Democratic opponent in a 2012 campaign as part of a scheme to boost his own chances in the general election. Read more »

BANKING & SECURITIES

SEC Says NYSE Can't Let Market Makers Trade Pre-Close

The U.S. Securities and Exchange Commission on Friday disapproved a New York Stock Exchange proposal to allow designated market makers to make trades that would establish a new high or low price in the last 10 minutes of trading, saying the exchange hadn't addressed the risk that market makers would engage in manipulative activity. Read more »

Comptroller Reiterates Calls For CFPB Arbitration Rule Data

The acting head of the Office of the Comptroller of the Currency on Monday asked the Consumer Financial Protection Bureau to hold off on publishing its final arbitration rule until he has a chance to review data, deepening a spat between the two regulators over the regulation. Read more »

ENERGY & ENVIRONMENTAL

EPA Will Retain Current Limits For Nitrogen Dioxide

The U.S. Environmental Protection Agency said Friday it won't change its hourly or annual limits for air pollutant nitrogen dioxide, fulfilling an agreement that resolved a lawsuit filed by green groups alleging the agency had blown its deadline to decide the question. Read more »

Ex-Mich. DEQ Director Can't Escape Flint Residents' Claims

The former director of Michigan's Department of Environmental Quality can't escape a lawsuit lodging constitutional claims against him for his alleged role in Flint's water contamination crisis because he hasn't presented fresh arguments as to why he should receive immunity, a Michigan federal judge said Friday. Read more »

Groups Can't Defend Ban On Frack Waste Wells: 3rd Circ.

The Third Circuit ruled Monday that two environmental groups and the water provider for a northwestern Pennsylvania municipality could not step in to defend an ordinance — ultimately repealed — that prevented Seneca Resources Corp. from storing fracking waste in an underground well. Read more »

Union, Enviros Blast Proposed EPA Cuts In House Bill

Environmental groups and union officials on Monday slammed a U.S. House of Representatives funding bill for the Environmental Protection Agency, saying a 7 percent cut for the agency, while a smaller reduction than was proposed by President Donald Trump, will still make it difficult to fulfill its mission. Read more »

HEALTH & LIFE SCIENCES

Analysis

Drug Costs Threaten FDA Quick Approval Program, Docs Say

Drugs approved through the U.S. Food and Drug Administration's accelerated pathway often carry a high price tag, which at times leads insurers to refuse coverage of the drugs and may endanger the future of the process, researchers said in a New England Journal of Medicine policy analysis. Read more »

TRANSPORTATION & INFRASTRUCTURE

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Proskauer Rose
Quinn Buseck
Rathje & Woodward
Simpson Thacher
Suitter Axland
Troutman Sanders
Walker Wilcox
White and Williams
Whiteford Taylor

COMPANIES

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AT&T Inc.
Adobe Systems Incorporated
American Beverage Association
American Cancer Society Inc.
American Civil Liberties Union
American Federation of Government Employees
American Hospital Association
Amgen Inc.
Anthem Inc.
Burford Capital LLC
Caterpillar Inc.
Center for Biological Diversity Inc.
Comcast Corporation
Communications Workers of America
Concur Technologies, Inc.
DraftKings Inc.
Electronic Frontier Foundation
FanDuel Inc.
Fantasy Aces LLC
Genentech Inc.
General Motors
Google Inc.
Humana Inc.
Koch Industries Inc.
Legalist Inc.
LexisNexis Group
LinkedIn Corp.
Lithia Motors, Inc.
Lyft Inc.
Mayo Foundation for Medical Education and Research
Memorial Sloan Kettering Cancer Center
Merck KGaA
Microsoft Corporation
NYSE Holdings LLC
National Association of Broadcasters

Advocacy Group Loses Challenge Of Used-Car Safety Orders

An automobile safety advocacy group lost its case challenging the Federal Trade Commission's December settlement with General Motors and others over used-car safety certifications, when the D.C. Circuit ruled Friday that the group doesn't have the authority to fight the FTC's order. Read more »

INSURANCE

Racetrack Not Covered For $21M Blago-Tied Fraud Suit

RSUI Indemnity Co. need not defend a bankrupt racetrack operator in a $21 million underlying suit alleging fraudulent money transfers, an Illinois federal judge ruled Monday, because it is connected to separate litigation over former Gov. Rod Blagojevich's bribery and is thus excluded under RSUI's policy. Read more »

REAL ESTATE

NJ Towns Can't Block Housing Report Disclosure, Court Says

The New Jersey Appellate Division on Monday said more than 300 towns seeking declarations of their compliance with affordable housing obligations must reveal information from a preliminary report key to their case, reasoning that they'd gain an unfair advantage by keeping the draft under wraps. Read more »

Tree Ordinances Can Lead To Takings Claims, Texas AG Says

Texas Attorney General Ken Paxton on Friday issued an advisory opinion concluding that in some circumstances, municipal tree preservation ordinances can be considered unconstitutional takings requiring compensation under the Texas Constitution. Read more »

Sergeant's Mortgage Not Shielded From Foreclosure: 4th Circ.

A Fourth Circuit panel on Monday ruled that Wells Fargo Bank NA did not need court approval to foreclose on and sell the Virginia home of an active-duty U.S. Army sergeant, finding the Servicemembers Civil Relief Act does not protect his mortgage because it originated when he was active in the Navy. Read more »

EMPLOYMENT

NJ College Hit With Whistleblower Suit Over VP's Conduct

A New Jersey community college has been slapped with a whistleblower suit by its purchasing director, who claims she's being subjected to a hostile work environment because she accused the school of skirting invoicing and contracting rules. Read more »

COMPETITION

Analysis

DraftKings, FanDuel Can Focus On DFS Legalization Post-Deal

Daily fantasy operators DraftKings and FanDuel last week backed out of a planned merger amid a potential antitrust challenge, a move experts called smart as it will allow the companies to focus on one of their main goals: promoting the expansion of legalized daily fantasy contests. Read more »

TAX

Groups Say Tax Reform Can't Be Temporary, Allow Loopholes

A coalition of major corporations that was initially formed to support the House Republicans' tax reform ideas urged senators on Monday to avoid half-measures

National Association of Realtors
National Association of Theatre Owners
National Fuel Gas Co.
New York Yankees
Office Depot Inc.
OneWest Bank Group LLC
PKF O'Connor Davies LLP
Pfizer Inc.
Sarepta Therapeutics Inc.
Snap Inc.
Staples Inc.
TW Liquidation Corp.
The Boeing Company
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Congressional Budget Office
Consumer Financial Protection Bureau
Federal Communications Commission
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Florida Commission on Ethics
Florida House of Representatives
Food and Drug Administration
Internal Revenue Service
Match-E-Be-Nash-She-Wish Band of Pottawatomi
NAFTA
National Archives and Records Administration
National Labor Relations Board
Navajo Nation
New York State Assembly
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange

such as temporary tax cuts, while dozens of unions and community groups called for an overhaul of tax laws that would ensure the financial sector pays its fair share of taxes. Read more »

Tax Changes Could Cut Charitable Giving, Trump Admin. Told

Charity advocates have urged the Trump administration and lawmakers to protect tax credits to incentivize charitable giving, warning that an increase to the standard deduction by tax reforms currently under consideration could put a damper on contributions, according to a Monday announcement. Read more »

Philly Soda Tax Opponents Appeal To Pa. High Court

As expected, the American Beverage Association and other challengers are taking Philadelphia's controversial tax on sweetened beverages to Pennsylvania's highest court. Read more »

IRS Gets Poor Marks In Watchdog's Record-Keeping Review

Record-retention practices at the Internal Revenue Service have fallen behind federal requirements, a government watchdog said in an unflattering new report that spotlights the tax agency's outdated email system and allegedly shifting storage policies. Read more »

IMMIGRATION

Justices Give Hawaii Until Tuesday For Travel Ban Response

The U.S. Supreme Court on Saturday gave Hawaii until noon Tuesday to respond to the Trump administration's bid for the high court to clarify how the revised travel ban should apply to "close family" and refugees after a Hawaii federal court recently broadened the government's guidance. Read more »

Extra 15K H-2B Visas To Be Allowed, Gov't Says

The federal government will allow an additional 15,000 H-2B visas for temporary guestworkers this fiscal year, according to a preview notice filed Monday, although petitioners will have to attest that their companies would be likely to incur "irreparable harm" if they can't get H-2B workers. Read more »

NATIVE AMERICAN

Utah County's Voting Districts Still Gerrymandered: Judge

A federal judge on Friday rejected a Utah county's plans for redrawing certain election districts in light of his prior conclusion that they were unconstitutional, saying that the proposed fixes also fail to "pass constitutional muster" because they are racially gerrymandered. Read more »

Law Spiking Casino Suit Is Unconstitutional, Justices Told

A Michigan man has urged the U.S. Supreme Court to declare unconstitutional a federal law that put an end to his lawsuit challenging a tribal casino project near his land, saying Congress crossed the line separating its power from that of the federal courts by passing the Gun Lake Act. Read more »

TELECOMMUNICATIONS

FCC Estimates $2.1B In Repack Costs After Incentive Auction

The Federal Communications Commission on Friday announced a preliminary cost estimate of $2.1 billion associated with new channel assignments resulting from the incentive action aimed at clearing a chunk of spectrum for wireless use, which concluded earlier this year and raised a total of $19.8 billion. Read more »

EXPERT ANALYSIS

Commission
Serious Fraud Office
U.S. Army
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Navy
U.S. Supreme Court
World Trade Organization

Rebuttal

The Future Of Litigation Finance Is Analytics

In a recent Law360 guest article, Christopher Bogart of Burford Capital LLC claimed that "while theoretically well designed to find the proverbial needle in a haystack, big data and AI currently lack the ability to do so usefully in a commercial litigation financing context." But AI can manage many of the tasks that litigation financiers would otherwise perform, says Eva Shang, co-founder of Legalist Inc. Read more »

Calif. Aims To Raise Bar On Overtime Salary Test

The California Senate is poised to act on a bill that would require a higher salary threshold for categorizing employees as exempt from overtime requirements. Many employers pay their exempt employees, and many of their nonexempt employees, more than the proposed minimum, but this legislation will have a greater impact on certain categories of businesses, says Gina Roccanova of Meyers Nave Riback Silver & Wilson PLC. Read more »

Get Ready For The UK's New Unexplained Wealth Order

The U.K. Criminal Finances Act 2017 allows for court orders requiring individuals and companies to explain the origin of assets in the U.K. and beyond that appear disproportionate to their known incomes. But the controversial nature of the new orders means that legal challenges are likely, say attorneys from Dechert LLP. Read more »

How Mobile Apps Can Benefit Your Practice

Despite the boom in mobile application development, many lawyers are still reluctant when it comes to using apps in their daily work. Attorney Sean Cleary explores the benefits and shares some recommendations for apps geared toward attorneys. Read more »

LEGAL INDUSTRY

Analysis

How To Avoid E-Discovery Challenges Posed By New Tech

Although recent amendments to federal rules clarified the bounds of discovery, particularly involving electronically stored information, the proliferation of new tools for communication and data gathering and storage presents ample ambiguity about the obligations of attorneys and clients as they jointly navigate this brave new world. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The Trump administration's effort to reform federal tax laws has some hurdles to clear, business lobbyists push back against a major U.S. city's new ordinance, and a CFPB rule change banning arbitration clauses could have a widespread impact. These are some of the top stories in corporate legal news you may have missed last week. Read more »

9th Circ. OKs Partial Disallowance Of Fees In Howrey Case

A California bankruptcy court was right to slash fee payments to McGrane LLP over ethical lapses and costly flights of fancy in its work representing creditors of long-defunct Howrey LLP, the Ninth Circuit has affirmed, bringing an end to McGrane's yearslong bid to undo the public rebuke. Read more »

Plaintiffs Bar Perspective: Hare Wynn's Tempe Smith

The recent increase in lawyer advertising has changed the landscape for plaintiffs firms. They simply cannot conduct business the way they did 50 years ago, says Tempe Smith of Hare Wynn Newell & Newton LLP. Read more »

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American Federation of Government Employees
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Anthem Inc.
Burford Capital LLC
Caterpillar Inc.
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Comcast Corporation
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Concur Technologies, Inc.
DraftKings Inc.
Electronic Frontier Foundation
FanDuel Inc.
Fantasy Aces LLC
Genentech Inc.
General Motors
Google Inc.
Humana Inc.
Koch Industries Inc.
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LexisNexis Group
LinkedIn Corp.
Lithia Motors, Inc.
Lyft Inc.
Mayo Foundation for Medical Education and Research
Memorial Sloan Kettering Cancer Center
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New York Yankees
Office Depot Inc.
OneWest Bank Group LLC
PKF O'Connor Davies LLP
Sarepta Therapeutics Inc.
Snap Inc.
Staples Inc.
TW Liquidation Corp.
The Boeing Company
Twitter Inc.
Uber Technologies Inc.
Verizon Communications
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Supreme Court
Federal Communications Commission
Federal Trade Commission
Internal Revenue Service
U.S. Department of Justice
Consumer Financial Protection Bureau
Office of the Comptroller of the Currency
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Congressional Budget Office
Federal Election Commission
Federal Reserve System
Financial Conduct Authority
Florida Commission on Ethics
Florida House of Representatives
Food and Drug Administration
Match-E-Be-Nash-She-Wish Band of Pottawatomi
NAFTA
National Archives and Records Administration
National Labor Relations Board
Navajo Nation
New York State Assembly
Occupational Safety and Health Administration
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
Serious Fraud Office
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Tue 1/20/2015 6:08:41 PM
Subject: Ralston Reports -- Voter ID expert Cegavske meets with voter fraud expert Angle

NEW BLOG POST

01.20.2015

This dispatch prepared for .

And Cegavske's office seems worried about how such a meeting might be perecived. I wonder why.
Details here.

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From: Jon Ralston
Sent: Thur 4/20/2017 12:25:39 AM
Subject: [Marketing Mail] Three people

Ralston Reports -- SOS says three noncitizens voted

thenevadaindependent.com/article/secretary-state-says-evidence-3-illegal-noncitizen-votes-2016-offers-details-voter-fraud-probe

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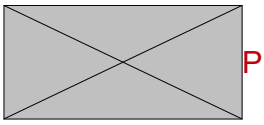
From: Public Policy Law360
Sent: Fri 9/23/2016 8:55:24 AM
Subject: [Marketing Mail] Obama DC Circ. Appointee Won't Sit Out CPP Oral Arguments



PUBLIC POLICY

Friday, September 23, 2016

TOP NEWS

Obama DC Circ. Appointee Won't Sit Out CPP Oral Arguments

A D.C. Circuit judge appointed by President Barack Obama who many assumed would not be participating in next week's oral arguments over the U.S. Environmental Protection Agency's Clean Power Plan will in fact be present, the court clarified Thursday.

Senate GOP Pushes Gov't Funding Band-Aid, As Dems Balk

Republican leadership in the Senate introduced Thursday their proposal to keep the government running after Sept. 30, even as disputes with Democrats over aid for Flint, Michigan, threatens to pull it apart.

House Passes DC Judge Transparency Bill

The District of Columbia's courts could soon see greater transparency, easier ways to pay fees, and more access to magistrate judges if a bill the House passed Thursday becomes law.

Lawmakers Seek EB-5 Group Docs As Renewal Fight Heats Up

Two top GOP lawmakers are seeking documents tied to a 2010 working group that examined fraud issues in the EB-5 visa program, according to a letter released Thursday, with the inquiry emerging on the same day as legislation that would temporarily extend a key part of the program.

Obama Creates National Security Climate Change Task Force

President Barack Obama on Wednesday instructed several federal agencies to come up with a plan to ensure that climate change-related impacts are considered in the development of national security policies as part of a new task force.

Lew Defends Systematically Important Designation Process

Treasury Secretary Jacob J. Lew on Thursday defended the process set up by the Dodd-Frank Act to designate large financial firms for enhanced regulatory oversight from Republican charges that it was unconstitutional and unmanageable.

Ohio Attys Now Safe To Advise On Legal Marijuana Activity

The Ohio Supreme Court has formally amended attorney conduct rules covering the advisement of clients engaged in certain, now-legal medical marijuana activity, making it ethically safe for Ohio lawyers to take on such work.

Full 6th Circ. Urged To Weigh Ky. Judges' Speech Limits

The Kentucky Judicial Conduct Commission on Thursday asked for a rehearing en banc of a decision by the Sixth Circuit finding its restrictions on judges' political speech unconstitutional, saying the decision ran contrary to Supreme Court precedent.

Sudan Loses $315M USS Cole Bombing Rehearing Bid

A Second Circuit panel declined Thursday to rehear Sudan's appeal of a $315

LAW FIRMS

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Akin Gump
BakerHostetler
Buchanan Ingersoll
Crowell & Moring
Day Pitney
Dechert
Foley & Lardner
Freund Freeze
Gibbons PC
Heyl Royster
Hogan Lovells
Hooper Lundy
Hughes Hubbard
Hunton & Williams
Kellogg Huber
Kilpatrick Townsend
King & Spalding
Kramer Levin
Mayer Brown
McDermott Will
Milbank Tweed
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Redgrave LLP
Riley Safer
Schiff Hardin
Shook Hardy
Sidley Austin
Squire Patton Boggs
Stites & Harbison
Stoel Rives
Taft Stettinius
The Gober Group PLLC

million judgment in favor of victims of the 2000 USS Cole bombing, saying service on the country's foreign minister at its embassy in the U.S. did not violate the Vienna Convention.

ANALYSIS

IRS Estate-Transfer Proposal Meets Rare Repeal Bill

A new bill to nullify estate-transfer rules proposed by the Internal Revenue Service may not be unprecedented, but experts say it is an unusual move that could shed more light on the controversial way in which the revenue agency is trying to prevent the undervaluation of transferred interests.

Small Bird Leads To Big Trouble For Final NDAA

While the Senate will likely stay in session next week to tie up loose ends before breaking until the election, one issue the chamber isn't expected to resolve is the final outcome of the 2017 National Defense Authorization Act, with one small bird proving to be a very large obstacle.

BANKING & SECURITIES

Wells Fargo CEO Steps Down From SF Fed Advisory Council

Wells Fargo CEO John G. Stumpf on Thursday resigned his position as advisory council member for the Federal Reserve Bank of San Francisco, Wells Fargo confirmed, just days after lawmakers roasted him for his bank's aggressive sales tactics that resulted in the opening of millions of unauthorized accounts.

Canadian Regulator Seeks Input On Commodity Pool Rules

The watchdog Canadian Securities Administrators called for comments Thursday on amendments intended to update how publicly offered investment funds are regulated.

FASB Chairman Grilled Over R&D Write-Off Requirement

A member of the U.S. House Financial Service Committee grilled the chairman of the Financial Accounting Standards Board on Thursday over the organization's inaction over current standards that require companies to write off research expenses, saying the regulations "violate all accounting theory."

CFPB 'Missed Opportunity' In Debt Outline, Groups Say

Consumer advocates said Thursday that a Consumer Financial Protection Bureau outline of potential new rules for the debt collection industry was a "missed opportunity" that did not provide sufficient protections against abusive collection practices.

ENERGY & ENVIRONMENTAL

EPA Assesses Strategies To Reduce Air Pollution At US Ports

U.S. ports are making progress toward reducing greenhouse gas and other emissions from diesel-powered ships, trucks and port equipment, but additional initiatives can be implemented to further reduce pollutants as port infrastructure and international trade grows, the U.S. Environmental Protection Agency said in a report on Thursday.

5th Circ. Won't Make EPA Cough Up Docs In Effluent Rule Row

The Fifth Circuit on Wednesday denied a bid by industry groups challenging the U.S. Environmental Protection Agency's power plant effluent rule to force the agency to turn over documents for the litigation's administrative record.

100 Countries Urge Quick Start To HFC Phaseout

More than 100 countries have called for a new agreement that would quickly begin

White & Case
WilmerHale
Wilson Sonsini

COMPANIES

3M Company
7-Eleven Inc.
AT&T Inc.
America Fujikura Ltd.
American Arbitration Association
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Gaming Association
American International Group Inc.
Apple Inc.
Aramark Corp.
Berkshire Hathaway Inc.
Broadcast Music Inc.
Center for Strategic and International Studies
Charter Communications Inc.
Comcast Corporation
Community Financial Corp.
Consumer Federation of America
Dow Chemical Co.
Exelon Corporation
Financial Industry Regulatory Authority Inc.
Florida Bar Association
General Electric Capital Corp.
General Electric Company
Google Inc.
HSBC Holdings PLC
Harris Interactive Inc.
Internet Corporation for Assigned Names and Numbers
LG Electronics Inc.
Las Vegas Sands Corp.
Lyft Inc.
Major League Baseball Inc.
MetLife Inc.
Microsoft Corporation
NBC Sports Group
NBCUniversal Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Consumer Law Center
National Instruments Corporation

the phaseout of hydrofluorocarbons as part of the lead-up to an international conference next month addressing the protection of the Earth's ozone layer, the White House said Thursday.

House Dems Push Drinking Water Act Updates, Citing Flint

Two Democratic lawmakers from New York and New Jersey, citing the Flint drinking water crisis as a call to action, have introduced a law in the House of Representatives that would be the first major update to Safe Drinking Water Act in decades, they announced Thursday.

9th Circ. Says Alaska Fishery Needs Federal Management Plan

A Ninth Circuit panel on Wednesday ruled that the National Marine Fisheries Service can't cede oversight of a part of an Alaskan salmon fishery that allows net-fishing to the state unless the agency first produces a fish management plan for the fishery, handing a win to commercial fishing groups in their suit against the federal government.

HEALTH & LIFE SCIENCES

Hospitals, CMS Clash Over $220M Pay-Cut Fix

Hospitals are at odds with the Centers for Medicare & Medicaid Services over how much they're owed after the agency reversed a $220 million pay cut related to its "two-midnight rule" on inpatient admissions, according to a joint filing Thursday in D.C. federal court.

5th Circ. Doomed Miss. Abortion Law: Planned Parenthood

A Planned Parenthood affiliate suing Mississippi over a law that ends Medicaid funding for abortion providers has told a Mississippi federal court that a recent Fifth Circuit decision in another Planned Parenthood case requires a quick win for the nonprofit here.

IP & TECHNOLOGY

Calif. Gov. Signs Bill Banning State Park Trademarks

California Gov. Jerry Brown on Wednesday signed legislation that will prohibit private business operators in California's state parks from staking a trademark claim to historic park names for the mere fact of having a concession contract in light of an ongoing dispute affecting Yosemite National Park.

MEDIA & ENTERTAINMENT

'Failed' Fed. Sports Betting Ban Should Go: Gaming Group

The American Gaming Association issued a report Wednesday saying the U.S. approach to sports betting has "failed," creating a black market worth hundreds of billions of dollars that could be taxed and regulated if the federal sports betting ban were repealed.

Nev. Gov. Backs Public Financing For Las Vegas NFL Stadium

Republican Gov. Brian Sandoval of Nevada said Wednesday he strongly supports a financial plan to construct a National Football League stadium in Las Vegas for the Raiders and is ready to call a special legislative session in October to get the job done.

TRANSPORTATION & INFRASTRUCTURE

Bill Seeks To Expand TSA Surface Transpo Security Screening

U.S. senators introduced a bill Thursday requiring the Transportation Security

National Railroad Passenger Corporation
Newegg Inc.
News Corporation
Nike Inc.
Oakland Raiders
Oracle Corporation
Planned Parenthood Federation
Prudential Financial Inc.
Public Company Accounting Oversight Board
Ross Stores Inc.
San Francisco Bar Association
Service Employees International Union
Sierra Club
Southeastern Pennsylvania Transportation Authority
State Farm
Tesla Motors Inc.
Time Warner Cable
Twitter Inc.
Unilever Plc
United States Olympic Committee
Wells Fargo & Co.
Williams-Sonoma Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Election Commission
Federal Motor Carrier Safety Administration
Federal Reserve Bank of NY
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Internal Revenue Service
International Chamber of Commerce
Mississippi Attorney General's Office
Municipal Securities Rulemaking

Administration to assess security risks in rail, transit, highway, maritime passenger and freight transportation, significantly expanding the scope of the beleaguered agency's security screening responsibilities beyond just airports.

Tesla Sues To Strike Michigan's Direct Auto Sales Ban

Tesla Motors Inc. hit Michigan officials with a federal suit Thursday claiming the state's ban on direct-to-consumer car sales is unconstitutional and that its recent refusal to allow the electric carmaker to open a dealership in the state is a "protectionist" attempt to retain local monopoly power over auto sales.

GWB Defendant Said Not To Call Town Officials, Witness Says

A Port Authority of New York and New Jersey executive said Thursday at the George Washington Bridge lane-closing trial that one of the defendants indirectly told her not to call back concerned local officials during the week of the closures and claimed he later falsely testified before a legislative committee that there had been communication breakdowns.

FMCSA Expands Safety Tech Use For Commercial Vehicles

A final rule set to be published in the Federal Register on Friday will allow commercial motor vehicles to increase the use of interior windshield-located devices designed to mitigate safety risks, the U.S. Department of Transportation's Federal Motor Carrier Safety Administration announced Thursday.

REAL ESTATE

NJ Mega-Mall Bond Deal Faces Renewed Court Challenge

A New Jersey nonprofit Wednesday filed an amended notice of appeal to block the New Jersey Sports and Exposition Authority from issuing $1.15 billion in bonds to pay for construction of the unfinished American Dream mall in the Meadowlands, arguing the agency is still failing to follow proper legal procedure.

Christine O'Donnell Misused Campaign Funds, Judge Finds

A Delaware federal judge ruled late Wednesday that unsuccessful 2010 U.S. Senate candidate Christine O'Donnell violated election law by using campaign contributions to pay the rent and expenses for a townhouse in a Wilmington suburb that doubled as her campaign headquarters and residence at the time.

EMPLOYMENT

Pa. Court Axes Gov.'s Home-Care Worker Organization Order

A Pennsylvania state court on Thursday effectively gutted an executive order from Gov. Tom Wolf that critics said improperly allowed home care workers paid through government funds to unionize.

COMPETITION

Pa. Judge Told To Nix 'Unequal' Rules For Taxis, Ride-Sharing

A Pennsylvania state judge was urged Tuesday to put an end to the purportedly less burdensome and "unequal" regulatory scheme applied to ride-sharing services like Uber and Lyft, which is purportedly wreaking havoc on Philadelphia's traditional taxi and limousine industries.

PRIVACY & CONSUMER PROTECTION

House Backs TCPA Revamp To Clear Way For Legit Robocalls

Members of a House subcommittee on Thursday threw their support behind updating the Telephone Consumer Protection Act to make it easier for businesses to

Board
National Aeronautics and Space Administration
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Park Service
New Jersey Meadowlands Commission
Office of the Comptroller of the Currency
Permanent Court of Arbitration
Port Authority of New York & New Jersey
Securities and Exchange Commission
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

place legitimate telemarketing calls without getting sued, leading witnesses from the telecom, health care and energy sectors to offer their suggestions on how to clarify the decades-old statute.

Survey Reveals Connected Devices' Privacy Shortcomings

A global snapshot of the privacy communications of internet-connected devices showed users generally don't know what personal information is being collected or how it will be used once they hand it over, the Global Privacy Enforcement Network said on Thursday.

GOVERNMENT CONTRACTS

House Passes Bill To Modernize Federal IT Systems

The U.S. House of Representatives on Thursday unanimously passed a bill to establish several funds to help federal agencies upgrade their aging information technology systems, alongside legislation to broadly allow federal employees to use emerging transportation options like Uber for official travel.

INTERNATIONAL TRADE

Protesters Shout Down TPP-Stumping Gov't Officials

Protesters interrupted U.S. Trade Representative Michael Froman and Sen. Jeff Flake, R-Ariz., as the pair stumped for the controversial Trans-Pacific Partnership at a beltway-insider event Thursday in D.C., shouting out that the trade deal favors corporate interests over labor and environmental protections.

Conservative Groups Look To Head Off Anti-Trade Rhetoric

A fleet of free-market conservative groups on Thursday attempted to stem the tide of protectionism that has emerged from both sides of the aisle in this year's presidential campaign cycle, issuing a call for lawmakers to be strong advocates for trade liberalization initiatives.

Reps. Spar On US Response To South China Sea Ruling

Members of the House Foreign Affairs Committee and a panel of policy experts engaged in an occasionally heated debate Thursday over the best response to an international tribunal's ruling that rejected China's claims of control over the South China Sea, with some pushing for a display of resolve and others arguing U.S. interests aren't at stake.

TAX

Dem. PAC Asks Fla. AG With Trump Ties To Investigate Trump

A Democratic political action committee on Wednesday filed a complaint against The Trump Foundation with Florida Attorney General Pam Bondi, who has been accused of shady dealings with the foundation herself, in a move the group says aims to expose Donald Trump's regular bribery of officials.

House Passes Startup Stock Option Tax Deferral Bill

Employees looking to cash in on their stock options could get a tax break if a bill that the House passed Thursday in the face of a White House veto threat becomes law.

House Passes Bill Exempting Olympic Winnings From Tax

Many returning Olympians and Paralympians could avoid paying taxes on their medals and winnings if a bill the House passed Thursday becomes law.

Israeli Diamond Dealers Arrested In HSBC Tax Evasion Case

The Israel Tax Authority has arrested four brothers who sold diamonds and allegedly had unreported accounts holding millions of dollars in the Swiss arm of HSBC Holdings PLC, the agency announced Wednesday.

More Oversight Urged In $2.8B NYC Development Tax Breaks

A report issued by members of the New York City Council on Thursday found that tax breaks intended to spur economic development in the city cost $2.8 billion last year, and recommended more oversight to ensure the incentives are achieving their goals.

NATIVE AMERICAN

House Panel OKs Utah Lands Bill Over Tribal Objections

The U.S. House Natural Resources Committee pushed through a bill reforming management of federal land in Utah Thursday despite Democrats' objections the measure would trample tribal rights and allow mineral exploration in protected wilderness.

TELECOMMUNICATIONS

Trump Backs Ted Cruz's Fight Against Internet Transition

An effort led by Texas Sen. Ted Cruz to use this month's funding bill to block the transfer of the internet domain system's sole American stewardship earned the support Wednesday of GOP presidential nominee Donald Trump, whose campaign said congressional Republicans were "admirably leading a fight" against the transfer.

Let Consumers Trade Away Privacy, FCC Republican Says

Republican Federal Communications Commissioner Michael O'Rielly said Wednesday that the agency should not get in the way of consumers willing to trade their own data for lower prices, better service or more features, and not block broadband providers from providing incentives for information sharing.

Set-Top Box Plan Would Mandate Modem Fee, Charter Warns

Charter Communications stepped up its opposition Wednesday to what it says is a piece of the Federal Communications Commission's proposal to unlock set-top boxes and mandate cable television content be made available on third-party devices, warning a modem rentals provision will actually force the company to charge its customers.

EXPERT ANALYSIS

OPINION: Trump Wrong But Stop-And-Frisk Still Constitutional

Republican presidential candidate Donald Trump said he would reduce crime in black communities by implementing stop-and-frisk practices nationwide, claiming that they worked "incredibly well" in New York. It's almost too easy to point out why he is wrong, but criticism that stop-and-frisk is unconstitutional misses its mark. The practice was legitimized 50 years ago by the U.S. Supreme Court, says Katherine Macfarlane, a professor at the University of Idaho College of Law.

OPINION: CFPB Payday Loan Rule Ignores Existing Research

In its new regulations covering payday loans the Consumer Financial Protection Bureau asserts that compelled reborrowings associated with these types of loans are harmful to consumers. However, a careful review of the economic literature shows that this concept is manufactured in order to support what appear to be the CFPB's prejudices about how this market should operate, says Dennis Shaul, CEO of the Community Financial Services Association of America.

LEGAL INDUSTRY

GCs Fall Short On Law Firm Budgeting, Metrics And Feedback

Legal budgets may be tight and expenditures growing, but a survey of Fortune 1000 general counsels shows they aren't exactly flocking to cost-cutting and productivity-boosting measures like e-billing, matter budgeting and formal outside counsel

evaluations.

Brief Rip-Off Suit Could Inspire Copycat Claims Against Attys

The tale of Newegg Inc.'s copyright suit against a lawyer who allegedly copied a brief it filed in a patent lawsuit may seem like an anomaly, but experts say that hurling accusations of copied briefs and plagiarism at fellow lawyers may be a new weapon for vexatious attorneys.

DOJ Atty Performed 'Sex Acts' On Train, Kicked Officer: OIG

The U.S. Department of Justice's Office of the Inspector General issued an executive summary on Thursday substantiating reports that an unidentified DOJ trial attorney engaged in "sex acts" on a train, refused to disembark when ordered and kicked an officer while being forced off the train.

Law360's Weekly Verdict: Legal Lions & Lambs

Wilson Sonsini Goodrich & Rosati PC topped this week's list of legal lions after the Second Circuit toppled a $147 million price-fixing judgment against two of its clients while a Kellogg Huber partner landed on the lambs list when a judge lambasted his fee request in a $244 million class action against News Corp.

Pro Bono Firm Of 2016: Dechert

As state laws purporting to combat "voter fraud" pop up across the nation, Dechert LLP has been there to help smack them back down for improperly restricting voting rights, racking up a number of pro bono victories that also include freeing a Louisiana prisoner from 35 years in solitary confinement and landing the firm a spot among Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: Kilpatrick Townsend's James Gilliland

One potential client said he was looking for the meanest SOB in town. I said he should not hire me, because that is not how I handle cases. He didn't. On occasion, you have to tell clients you're not the right person for a job, says James Gilliland, partner at Kilpatrick Townsend & Stockton LLP.

Rainmaker Q&A: Podhurst Orseck's Steven Marks

Trial work is largely a referral business, so relationships are key. You have to distinguish yourself by your skills and expertise, but you also need to garner the right level of trust with other attorneys that you will serve their clients well, says Steven Marks, managing partner at Podhurst Orseck PA.

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Foley & Lardner
Freund Freeze
Gibbons PC
Heyl Royster

Hooper Lundy
Hughes Hubbard
Kellogg Huber
Kilpatrick Townsend
King & Spalding
Kramer Levin
Mayer Brown
McDermott Will
Milbank Tweed
Morris James
Norton Rose Fulbright
Paul Hastings
Podhurst Orseck
Post & Schell
Proskauer Rose
Redgrave LLP
Riley Safer
Schiff Hardin
Shook Hardy
Squire Patton Boggs
Stites & Harbison
Stoel Rives
Taft Stettinius
The Gober Group PLLC
White & Case
WilmerHale
Wilson Sonsini

COMPANIES

Comcast Corporation
Lyft Inc.
Planned Parenthood Federation
Wells Fargo & Co.
3M Company
7-Eleven Inc.
AT&T Inc.
America Fujikura Ltd.
American Arbitration Association
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Gaming Association
American International Group Inc.
Apple Inc.
Aramark Corp.
Berkshire Hathaway Inc.
Broadcast Music Inc.
Center for Strategic and International Studies
Charter Communications Inc.
Community Financial Corp.
Consumer Federation of America

Dow Chemical Co.
Exelon Corporation
Financial Industry Regulatory Authority Inc.
Florida Bar Association
General Electric Capital Corp.
General Electric Company
Google Inc.
HSBC Holdings PLC
Harris Interactive Inc.
Internet Corporation for Assigned Names and Numbers
LG Electronics Inc.
Las Vegas Sands Corp.
Major League Baseball Inc.
MetLife Inc.
Microsoft Corporation
NBC Sports Group
NBCUniversal Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Consumer Law Center
National Instruments Corporation
National Railroad Passenger Corporation
Newegg Inc.
News Corporation
Nike Inc.
Oakland Raiders
Oracle Corporation
Prudential Financial Inc.
Public Company Accounting Oversight Board
Ross Stores Inc.
San Francisco Bar Association
Service Employees International Union
Sierra Club
Southeastern Pennsylvania Transportation Authority
State Farm
Tesla Motors Inc.
Time Warner Cable
Twitter Inc.
Unilever Plc
United States Olympic Committee
Williams-Sonoma Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
Internal Revenue Service
U.S. Environmental Protection Agency
Consumer Financial Protection Bureau
Federal Communications Commission
Federal Trade Commission
U.S. Supreme Court
Federal Reserve System

Executive Office of the President
Federal Deposit Insurance Corp.
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Senate
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Centers for Medicare & Medicaid Services
Federal Election Commission
Federal Motor Carrier Safety Administration
Federal Reserve Bank of NY
Financial Stability Oversight Council
International Chamber of Commerce
Mississippi Attorney General's Office
Municipal Securities Rulemaking Board
National Aeronautics and Space Administration
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Park Service
New Jersey Meadowlands Commission
Permanent Court of Arbitration
Port Authority of New York & New Jersey
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Transportation
U.S. General Services Administration
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
United Nations

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Veterans In Politics International, Inc. (R)
Sent: Mon 2/5/2018 11:27:30 PM
Subject: Veterans In Politics Response to Columnist Jane Ann Morrison

President of Veterans In Politics International, Inc. ® Sent an E-Mail to Columnist Jane Ann Morrison

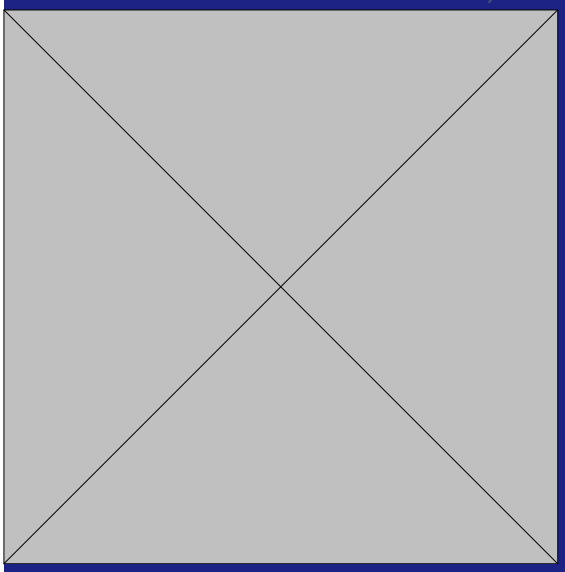
VETERANS

IN

POLITICS®

President of Veterans In Politics International, Inc. ® Sent an E-Mail to Columnist Jane Ann Morrison in response to a biased article

Dear Jane Ann Morrison;



I was taken aback by the last two articles you wrote about me and my organization. I only met you once and spoke to you once on the phone, and to my knowledge, we didn't have any negative interactions. So I don't understand why you are writing "hit pieces" on me, especially since they contain untrue statements that you clearly didn't bother to research or interview me about. And, the pieces seem to be coordinated with those who have an ax to grind against me and have pending litigation against me and my organization – not exactly unbiased sources.

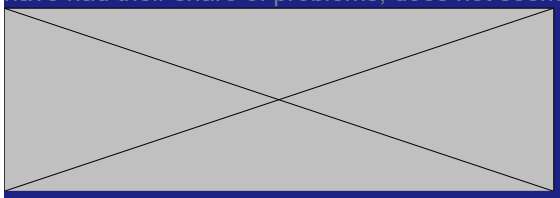
For example, contrary to your claims, my organization is not a for-profit business. A simple search of the Nevada Secretary of State website would have shown you this. https://nvsos.gov/sosentitysearch/CorpDetails.aspx?lx8nvq=fOmt5ygxu32hk1HaKxHEuA%253d%253d&nt7=0 Donations to Veterans in Politics are not tax deductible because we endorse political candidates. Donations to any organization that is involved in politics are not tax deductible; that applies to PACS, associations that endorse, unions that endorse, etc. There is nothing new or irregular about that. None of us earn income from the organization, and we do not make profits – instead, I often have to put my own money into it just to make ends meet.

What's really ironic is that you work for an organization that endorses candidates (including judges), and is a for-profit business, and takes substantial sums of money from judges and judicial candidates every campaign cycle for advertising. To use your words, are you saying that the RJ's endorsements are, therefore "in fact a business plan?" Is that something the voters should be aware of? Are you saying that the judges in Nevada should recuse themselves or be disqualified from hearing a case involving the Review-Journal? What about recusing themselves from matters involving the unions, PACs, associations, and other entities that endorse them or organizations that they join while campaigning?

Jane Ann, you are a talented writer. Instead of looking for reasons to write about me, why not write about some of the crucial issues that we've been working so hard to bring to light – the unfair and unconstitutional treatment that Nevada citizens are getting at the hands of some of our family law judges? Moms and dads who are losing their children based on hearsay and false accusations with no demand for evidence by the judges presiding over their cases; people who are being required to pay tens of thousands of dollars to a mediator before they are allowed to even make a motion in court, depriving them of constitutionally guaranteed access to courts; what about parents who are kept from their children simply because they cannot pay a psychologist's inflated bill; what about parents who are ordered to take drug tests as part of a custody decision when that is outside the jurisdiction of civil courts to even order? Why not write about the lives that are being destroyed and the exorbitant

fees charged by some family law lawyers who churn the proceedings to maximize profits even though it is not in their clients' interests to do so?

Simply writing opinions on me based on biased one-sided information from a former radio host and from a lawyer, both of whom have had their share of problems, does not seem to be the best use of your platform. See below:



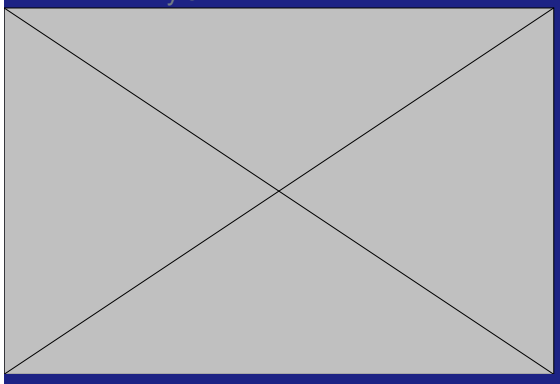
Las Vegas lawyer Stephen Stubbs to plead guilty in court fraud case
https://www.reviewjournal.com/local/local-las-vegas/las-vegas-lawyer-stephen-stubbs-to-plead-guilty-in-court-fraud-case/

Stubbs found guilty of battery, appeals verdict
http://bouldercityreview.com/news/stubbs-found-guilty-battery-appeals-verdict

In Re: Discipline of Stephen Stubbs, 69495 (Nev. 2016)
Nevada Supreme Court
https://www.courtlistener.com/opinion/3182766/in-re-discipline-of-stephen-stubbs/

I would appreciate it if you would correct your misstatements and consider not continuing to be used as a PR tool for those who have an ax to grind against me or Veterans In Politics. In my opinion, your talents and training should be used for a higher purpose and should reflect higher journalistic standards.

Bias Articles by Jane Ann Morrison:



Sanson's latest complaint, like him, a political loser
https://www.reviewjournal.com/news/news-columns/jane-ann-morrison/sansons-latest-complaint-like-him-a-political-loser/

Judges' ties with Sanson have courts in tight spot
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Steve Sanson
President of Veterans In Politics International Inc. ®
PO Box 28211
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Disciplinary hearing set for Family Court judge RENA HUGHES

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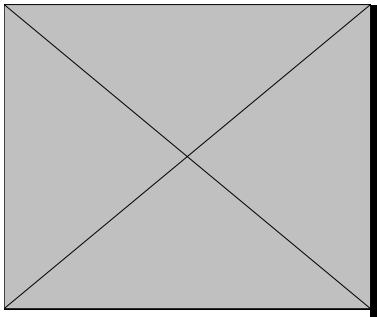
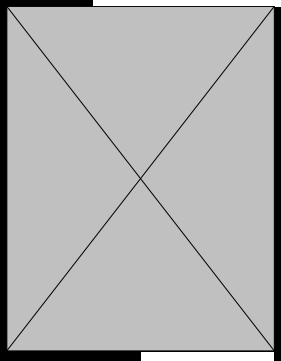


Please contact Steve Sanson
at 702 283 8088 or vipipresident@cs.com

Veterans In Politics Valentine's Day Ball Event



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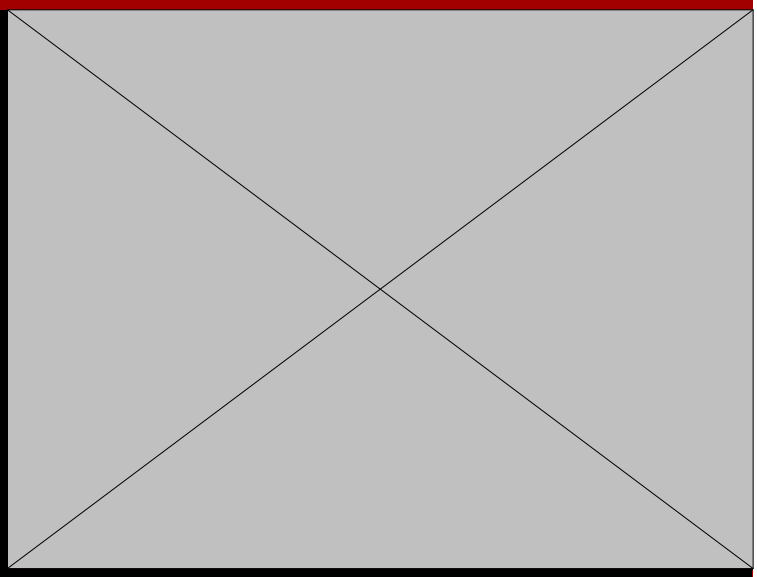
War Declared On the Clark County Family Court System

Nevada's Secret Court's

Federal Civil Rights lawsuit against Family Court, demanding the right to a Jury Trial!



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WAR declared on Clark County Nevada Family Court System

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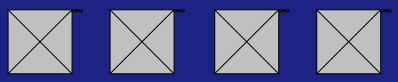

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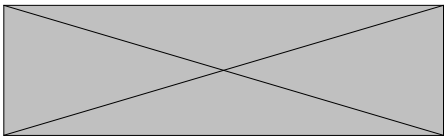

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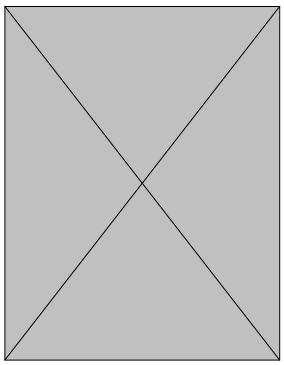
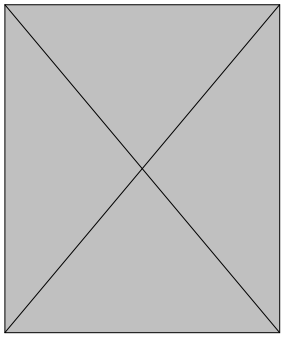


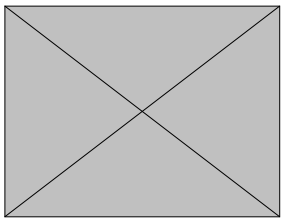
Control Non-Revenue Water with Smart Grid for Water

The Smart Grid for Water shows where your water is going in real time, how accurately it's being measured, characteristics of consumption & where you're losing dollars (leaks of water & data). The result is dramatic improvement in data integrity, protection & continuity of revenue & better customer service overall. See how to solve your non-revenue water issues & return revenue to your city.



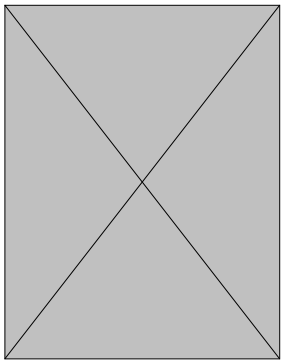
Big Data or Big Hype?

The story of data analytics in state and local government is not new, but it has changed. Questions have been raised about the effectiveness and impact of analytics and whether its use is isolated to a few active jurisdictions. Should government focus its attention on open data or does it make sense to put resources into selective data sets for internal use? Is cloud computing the best infrastructure? Are open source tools as good or better than proprietary tools? This report will try to get to the bottom of these questions by investigating the projects and processes underway around state and local government, and include discussions with experts and practitioners to find out where data analytics is headed and the best practices that can help move it forward.



Time and Attendance Buyer's Guide

An effective, automated time and attendance solution streamlines routine tasks, reduces errors, and helps eliminate cost, productivity, and compliance problems that can result from using manual, semi-automated, or disparate systems. This guide outlines the best route to time and attendance success and provides helpful tips and actionable recommendations.



How CLEAR Helped Track Down a Fugitive Who Owed $63,000 in Unpaid Child Support

Read an example of how investigative software pulls together disparate pieces of information about an individual – from financial records, court documents, vehicle registration, property records, utility payments, and other databases - to help investigators identify and locate people.

NEWEST ADDITIONS

Is Your Local Government Prepared for the Silver Tsunami

Improve Health and Human Services Using GIS Technology

Which Comes First, the Enterprise or the Workforce Solution?

Building a New Community for Special Districts

How Do you Fight Tax Fraud Infographic

Using the Right Tools Helps Investigators in the Fight Against Medicaid Fraud

Buyers Guide to Budgeting Software

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold from the City Attorney's Office
Sent: Tue 7/30/2019 8:42:01 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

EXTERNAL EMAIL

[redacted]

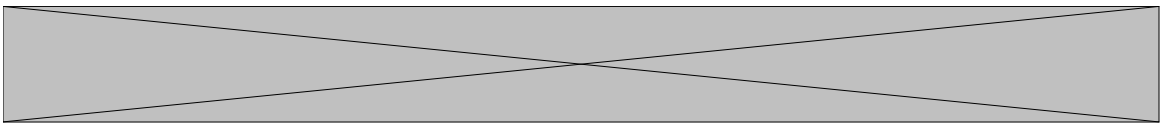
[redacted]

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Mon 3/23/2015 10:18:47 PM
Subject: Take A New Look At Millennials--plus small bank social media

View Email In Browser



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COMMUNITY BANKING

Take a fresh look at millennials

There's more to Gen Y than smartphones and social media. Research by the Independent Community Bankers of America indicates that many would like to bank with a *local* institution. Speakers at ICBA's conference gave tips for reaching them. Read more

SOCIAL MEDIA

Colorado bank savvy on social

Citywide Banks jumped into social media earlier, for a community bank, and has had some success with it by using each of the common platforms for purposes best matching their potential. Read more

RETAIL BANKING

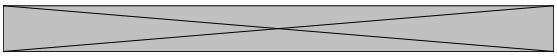
Customer engagement done right

Want to improve your connection to customers? A roundup of techniques shows how to use tablets, beacons, and rewards programs to boost customer relationships. Read more

ALCO

Quarterly earnings calls detail rate impact

Banks closed 2014 with their bond portfolios in the black. But rather than harvesting those gains, say SNL Financial analysts, many banks



TALKING CREDIT

What's happening? Just ask your customers

Want to pick up some business intelligence? Go get a haircut. Read more

AML & FRAUD

"Easy To Be Hard"

The AML community needs to work together, but how? Read more

BANKING EXCHANGE CONFERENCES

InnoBank 2015 features a new take on compliance challenge

Jo Ann Barefoot says disruptive technology isn't a compliance challenge—it's a challenge to old ways of delivering compliance. She'll share her fresh thinking on how tech can ease compliance burden at InnoBank 2015, May 27-28, Atlanta. Read more

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opted to keep their powder dry ahead of an expected change in the rate cycle. Read more

SNL REPORT

Liquidity coverage ratio challenges covered banks

Efforts to comply with the LCR are now acting as a headwind to some banks' profitability and causing others to change their deposit product offerings. SNL Financial probes this issue affecting the largest banks. Read more

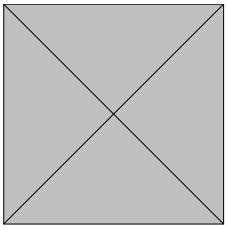
RISK CHANNEL

Stay on top of risks with our Risk Channel

Frequent updates on the Risk Channel will not only warn you of new trends in fraud and other threats, but of the latest thinking in enterprise risk management techniques. Visit the Risk Channel

WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter



Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar

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Exchange website, industry developments, and the occasional "out there" item. Why not join us on Twitter today? Follow @BankingExchange on Twitter

It's 1 A.M. Are you sending a business email? Why?

"Your late-night emails are hurting your team," by productivity consultant Maura Thomas on the Harvard Business Review website covers the common risks and the rare rewards of emailing round the clock. Says Thomas:

"Think about the message you'd like to send. Do you intend for your staff to reply to you immediately? Or are you just sending the email because you're thinking about it at the moment, and want to get it done before you forget? If it's the former, you're intentionally chaining your employees to the office 24/7. If it's the latter, you're unintentionally chaining your employees to the office 24/7. ... Being connected in off-hours during busy times is the sign of a high-performer. Never disconnecting is a sign of a workaholic. And there is a difference."

Thomas shares tips for finding a more productive solution. Read more

FORWARD TO A FRIEND OR COLLEAGUE

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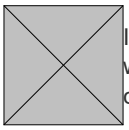

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Fri 9/30/2016 7:51:07 PM
Subject: [Marketing Mail] FW: Government Fraud Prevention mandates

Carolyn —

I wanted to follow up on my email about our groundbreaking Fraud Analytics event in late October — did you see it?

I'm happy to get you an agenda.

-Jonathan

From: Jonathan Copeland
Subject: FW: Government Fraud Prevention mandates
Date: Tuesday, September 20, 2016

Hi Carolyn—

Pursuant to a number of new legislative and executive mandates, federal, state and local programs are starting to use fraud analytics. On October 26-27, the Performance Institute is hosting the Fraud Analytics for Government program that presents best practices on using existing government data streams and systems to detect and prevent fraud and improper payments.

Areas covered will include:

Procurement Fraud
Tax Fraud
Benefits Fraud
Improper payments

BONUS: You will also earn CPE and PDU continuing education and certification credits by attending the forum.

Attendees include: Auditors, Financial Managers, Program Managers, Procurement and Contracting Officials, Risk Managers, and Management Analysts from all levels of government.

Please let me know if I can send you an agenda, and I look forward to hearing back form you!

Best,

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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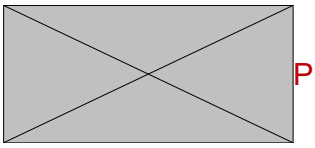
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 8/22/2018 8:25:24 AM
Subject: Trump Groping Accuser Wants Prez To Name Other Accusers



PUBLIC POLICY.

Wednesday, August 22, 2018

TOP NEWS

Trump Groping Accuser Wants Prez To Name Other Accusers

A former contestant on “The Apprentice” who claims President Donald Trump defamed her by calling her a liar when she accused him of sexual misconduct asked a New York judge on Tuesday to order the president to turn over information on others who have made similar allegations against him. Read full article »

Ex-Trump Atty Cohen Pleads Guilty To Tax, Campaign Charges

Attorney Michael Cohen, President Donald Trump's former personal counselor and longtime political champion, entered a guilty plea in New York federal court on Tuesday, admitting to tax and campaign finance charges after an investigation by the Manhattan U.S. attorney's office. Read full article »

Manafort Found Guilty On Tax And Bank Fraud Charges

A Virginia federal jury on Tuesday convicted former Trump campaign chairman Paul Manafort on some charges of filing false tax returns and lying to banks in order to secure tens of millions of dollars in loans, but deadlocked on most. Read full article »

Analysis

Trump Clearance Withdrawal May Raise Constitutional Issues

Former CIA director John Brennan has a potential constitutional basis to challenge President Donald Trump’s revocation of his security clearance in court, but to succeed he will have to convince the court to go over legal ground that’s never been touched before, attorneys said. Read full article »

Analysis

Sinclair-Tribune Call Spotlights Pai's White House Ties

FCC Chairman Ajit Pai’s recent revelation that he spoke with the White House regarding the failed Sinclair-Tribune merger may strain the cozy relationship he’s enjoyed with the Trump administration, but the line for appropriate presidential communications with an independent agency has often been blurred before, experts say. Read full article »

Interview

FDA Focus: What Mayer Brown's Practice Chair Is Watching

Christopher Mikson, newly christened leader of the U.S. Food and Drug Administration practice at Mayer Brown LLP, tells Law360 he's watching for a "dramatic increase" in biosimilar applications, a crackdown on stem cell treatments and congressional action on brand-name drugmakers' anti-generic maneuvers. This is part of a series of interviews with FDA practice leaders. Read full article »

ENERGY & ENVIRONMENTAL

EPA's Plan To Replace CPP Sets Stage For Court Battle

The U.S. Environmental Protection Agency's proposed rule to replace the Clean

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Jones Day
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Kasowitz Benson
Kelley Drye
Kobre & Kim
Landye Bennett
Law Office of Mark S. Zaid
Lowenstein Sandler
Lynch DeSimone
Marashlian & Donahue
Mayer Brown
Michael Best
Morrison & Foerster
Newman Myers
Novak Druce
Petrillo Klein
Polsinelli

Power Plan drew an immediate threat to sue Tuesday from a coalition of states opposed to rolling back the Obama administration's signature climate change regulations. Read full article »

DC Circ. Panel Nixes Parts Of EPA's Coal Ash Rule

A D.C. Circuit panel on Tuesday struck down certain portions of the U.S. Environmental Protection Agency's coal ash disposal rule, saying among other things that the agency was wrong to not require the closing of unlined surface pits. Read full article »

Sherwin-Williams Ducks Class Action Over NJ Pollution

A New Jersey federal judge on Tuesday nixed a proposed class action brought by residents who have lived near a Sherwin-Williams Co. manufacturing plant, saying allegations that pollution from the facility caused illness and a decrease in property values would be impossible to prove on a classwide basis. Read full article »

3rd Circ. Says It Can't Hear Del.'s Challenge To EPA Delay

The Third Circuit said Tuesday it couldn't wade into a dispute over the U.S. Environmental Protection Agency's delay in deciding Delaware's petitions seeking to curb pollution seeping across its border from out-of-state power plants, saying the agency's self-endowed extension wasn't a final decision ripe for appellate review. Read full article »

Mass. DEP's Denial Of Harbor Project Upheld On Appeal

The Massachusetts Appeals Court on Tuesday said the state Department of Environmental Protection was within its rights to deny a license amendment proposal for the development of a harbor based on a wide-ranging review, saying the agency was under no obligation to perform the more limited review requested by the developer. Read full article »

HEALTH & LIFE SCIENCES

Kavanaugh Called Roe 'Settled Law,' Collins Says

D.C. Circuit judge and U.S. Supreme Court hopeful Judge Brett Kavanaugh may have cleared a key hurdle on Tuesday, following a meeting with Republican holdout Sen. Susan Collins of Maine during which Kavanaugh said Roe v. Wade is "settled law." Read full article »

REAL ESTATE

17 AGs Say HUD Shouldn't Change Disparate Impact Rule

A coalition of state attorneys general has urged the U.S. Department of Housing and Urban Development to leave alone its Obama-era rule on disparate impact liability under the Fair Housing Act, saying it's already consistent with U.S. Supreme Court precedent. Read full article »

Texas High Court Urged To Enter El Paso Historic Site Row

A local historian asked the Texas Supreme Court to order the El Paso clerk to place an ordinance rezoning a downtown area that is slated to be demolished for an arena as a historic site on the ballot at the next general election, arguing that a decision by her and the city council to take no action circumvents the municipal charter. Read full article »

La. Real Estate Board Pushes 5th Circ. For Immunity

The Louisiana Real Estate Appraisers Board urged the Fifth Circuit again on Monday to dismiss a Federal Trade Commission action challenging board regulations that control appraisal fees, arguing that the state gave the body enough oversight to warrant immunity. Read full article »

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Johnson Controls International PLC
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Microsoft Corporation
Motor & Equipment Manufacturers Association
NBCUniversal Inc.
National Parks Conservation Association
National Rural Electric Cooperative Association
Nike Inc.
Owner-Operator Independent Drivers Association Inc.
SAIC Inc.
SAS Institute

Pa. High Court Revives Gov.'s Bid To Let Home Aides Organize

The Supreme Court of Pennsylvania on Tuesday resuscitated Gov. Tom Wolf's 2015 executive order creating an advisory committee and organizing framework for in-home health workers, ruling that the order did not exceed the governor's power or grant home health workers collective bargaining rights. Read full article »

CYBERSECURITY & PRIVACY

Russian Hack Targeted Right-Leaning Groups, Microsoft Says

Microsoft Corp. said Tuesday that it has detected and shut down a new campaign by a Russia-linked hacking group to create fake websites targeting conservative U.S. think tanks that have pressed for sanctions against the Kremlin. Read full article »

Treasury Hits Russians With New Shipping, Cyber Sanctions

The Trump administration handed down new sanctions against Russian companies and individuals that it accused of doing business with North Korean shippers and for trying to evade existing sanctions targeting Russian cyber-related activities. Read full article »

PERSONAL INJURY & MEDICAL MALPRACTICE

DOT Aims To Revise Truckers' Hours-Of-Service Regulations

The U.S. Department of Transportation said Tuesday that it's considering revising current regulations that govern commercial truck drivers' rest breaks and limit the number of hours they can spend on the road to give truckers more flexibility in their operating schedules. Read full article »

PRODUCT LIABILITY

Pa. Immunity Waiver For Crashes Applies To Empty Vehicles

Pennsylvania government agencies can't escape liability for injuries caused by parked municipal vehicles, the state's Supreme Court found Tuesday as it revived a suit on behalf of a contractor killed on the job, issuing a ruling that said a carveout to local sovereign immunity law applies to unoccupied vehicles. Read full article »

WHITE COLLAR

Kavanaugh OK'd Bush Backing Of Flag Protection Amendment

U.S. Supreme Court nominee D.C. Circuit Judge Brett Kavanaugh helped coordinate the Bush administration's support for a proposed constitutional amendment to prohibit desecration of the American flag when he was a White House lawyer, at one point expressing optimism that the proposal would pass, documents released by the Senate Judiciary Committee in recent weeks show. Read full article »

INTERNATIONAL TRADE

Auto Industry Mobilizes Against New Security-Based Tariffs

U.S. automotive industry groups on Tuesday banded together in a broad coalition to launch a new campaign to prevent President Donald Trump's administration from setting tariffs on cars, trucks and parts using the Cold War-era national security law that has already been used to stymie steel and aluminum imports. Read full article »

TAX

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Sierra Club
Sinclair Broadcast Group, Inc.
SolarCity Corp.
Starbucks Corporation
The Sherwin-Williams Co.
Tribune Media Co.
Twitter Inc.
Union Pacific Corporation

GOVERNMENT AGENCIES

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Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Confederated Tribes and Bands of the Yakama Nation
Confederated Tribes of Siletz Indians
Crow Creek Sioux Tribe
Department of Commerce
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission
Food and Drug Administration
International Trade Commission
National Park Service
New York Attorney General's Office
New York State Assembly
New York State Senate
Office of the Director of National Intelligence
Pennsylvania General Assembly
Pennsylvania Supreme Court
Texas Department of Housing and Community Affairs
Texas Supreme Court
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior

High Court Sets Arguments For Tribal Tax, Hovercraft Cases

The U.S. Supreme Court on Monday announced its schedule for oral arguments in late October and early November, including a case that tests whether a Washington tribe is subject to a state fuel tax and a moose hunter's challenge to a National Park Service hovercraft ban on an Alaska river. Read full article »

Union Pacific Urges Wis. Court To Toss $2M Levy On Software

The Union Pacific Railroad Co. has asked a Wisconsin federal judge to dismiss an assessment by the Wisconsin Revenue Department, saying the agency discriminated against the company by imposing more than $2 million in ad valorem taxes and penalties over its computer software. Read full article »

BANKRUPTCY

Puerto Rico Board Blames Short-Sighted Fixes For Debt Crisis

The government of Puerto Rico contributed to the island's crippling debt crisis by implementing short-term fixes instead of long-term solutions, and did not attempt to evade a constitutional debt limit, according to a 600-page report released by the federal board charged with rehabilitating Puerto Rico's finances. Read full article »

IMMIGRATION

DHS Confirms Work Authorization Rollback For H-1B Spouses

The U.S. Department of Homeland Security is plunging forward with its plans to rescind work authorization for the spouses of highly skilled immigrants, the agency confirmed in a Monday court filing in the D.C. Circuit, despite backlash against the Trump administration's proposal from lawmakers. Read full article »

NATIVE AMERICAN

Chinook Say Siletz Tribe Doesn't Belong In Trust Fund Row

The Chinook Indian Nation has urged a federal judge not to let the federally recognized Confederated Tribes of Siletz Indians of Oregon intervene in a suit against the federal government in regard to claims relating to the Chinook's effort to get certain funds held in trust by the U.S. Department of the Interior. Read full article »

TELECOMMUNICATIONS

FCC Skipped Lifeline Rulemaking Steps, DC Circ. Told

The Federal Communications Commission skipped important rulemaking steps, like required tribal consultation, when altering the way funds are doled out under the Lifeline subsidy program for phone and internet service, a Native American tribe and wireless resellers told the D.C. Circuit on Monday. Read full article »

EXPERT ANALYSIS

In SDNY, Indicting Politicians Is The New Black

The indictment earlier this month of U.S. Rep. Christopher Collins, R-N.Y., on insider trading charges is the latest in a series of prosecutions that demonstrate the Southern District of New York's growing effort to hold accountable those who take advantage of their influence for improper gain, say attorneys with Arnold & Porter. Read full article »

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U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
United States Court of Appeals for the Third Circuit
United States District Court for the Southern District of New York
Washington State Department of Licensing
Wisconsin Department of Revenue

New Pennsylvania Law Protects Rights Of Unpaid Contractors

Under the previous version of Pennsylvania's Contractor and Subcontractor in Payment Act, there was no consequence for owners and contractors failing to provide written explanation for withholding payment. However, the act's recent revisions plug that gap, says Patrick Kingsley of Stradley Ronon Stevens & Young LLP. Read full article »

5 Game Changers In USPTO's New Trial Guide

The new version of the U.S. Patent and Trademark Office's trial practice guide — the first major update since its publication in 2012 — is sure to have a significant, wide-reaching impact on strategies for parties and practitioners appearing before the Patent Trial and Appeal Board, say Michael Fleming and Kamran Vakili of Irell & Manella LLP. Read full article »

The Value Of Testifying At Section 301 Tariff Hearings

To afford U.S. companies a chance to seek relief from Section 301 tariffs against China, the Trump administration created a hearing process. Testifying at a Section 301 hearing may prove helpful for companies whose products become the target of new tariffs in the coming months, says S. George Alfonso of Braumiller Law Group PLLC. Read full article »

China Continues To Ease Restrictions On Foreign Investments

China's Ministry of Commerce recently proposed rule changes that would allow cross-border share swaps and introduce other provisions aimed at facilitating foreign investments in Chinese listed companies. Hunter Qiu of Zhong Lun Law Firm breaks down each provision. Read full article »

LEGAL INDUSTRY

Fitzpatrick Cella Will Join Venable To Form IP 'Powerhouse'

Fitzpatrick Cella Harper & Scinto is set to combine with Venable LLP later this year to form a "powerhouse" in the intellectual property realm, the firms announced Tuesday, revealing the latest in a string of combinations between IP boutiques and full-service law firms. Read full article »

Trump's 3rd Circ. Nominee Joins Lowenstein Sandler In NJ

Third Circuit nominee Paul B. Matey is leaving his job as a hospital executive to join Lowenstein Sandler LLP's office in Roseland, New Jersey, where he'll draw on his background in health care and as a former federal prosecutor and top legal adviser to ex-Gov. Chris Christie. Read full article »

Judge Questions Simpson Thacher In-House Attys' Role

A Manhattan federal judge hearing a legal recruiter's nonpayment lawsuit against Simpson Thacher & Bartlett LLP raised questions Tuesday about the role of "co-administrative partners" at the law firm whose emails are apparently at the center of a discovery dispute. Read full article »

Hacking Law Firms Can Be Just Child's Play

A 15-year-old demonstrated just how easy it can be to hack law firm partners, associates and staff at the International Legal Technology Association's annual educational conference in National Harbor, Maryland, on Tuesday, providing onlookers with a lesson on the methods that online interlopers might use to cull sensitive information. Read full article »

For Firms, Innovation Must Go Beyond Tossing Money At Tech

Law firms must innovate intelligently and with a purpose in order to keep up with a rapidly changing industry, or else the energy and money they spend on technology and other changes will have been for naught, speakers said Tuesday at a legal technology conference in Maryland. Read full article »

'High Availability' — A Key Term In Law Firm IT Strategy

While most law firm executives and partners may instinctively want to tune out terms

like "high availability" and "disaster recovery" — concepts that IT managers usually worry about — there are five reasons you should lean in and wrestle with the vocabulary, say Jeff Norris of Managed Technology Services LLC and Greg Inge of information security consulting firm CQR. Read full article »

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Owner-Operator Independent Drivers Association Inc.
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Union Pacific Corporation

GOVERNMENT AGENCIES

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U.S. Environmental Protection Agency

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Federal Bureau of Investigation
Federal Communications Commission
Pennsylvania Supreme Court
U.S. Department of Homeland Security
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Confederated Tribes and Bands of the Yakama Nation
Confederated Tribes of Siletz Indians
Crow Creek Sioux Tribe
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New York Attorney General's Office
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New York State Senate
Office of the Director of National Intelligence
Pennsylvania General Assembly
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 1/18/2018 10:00:54 AM
Subject: Time To Jump Back Into Insurance?—plus bankers bearish on Bitcoin

CFPB Revamp Or Redux? • "Fix This CRA Fault" • Avoid Negative Sound Bites • Sub S Still Good Deal • Ditch This 2018 Tech Resolution! • Marijuana Banking In Colorado • John Byrne Says BSA Revamp Demands Better

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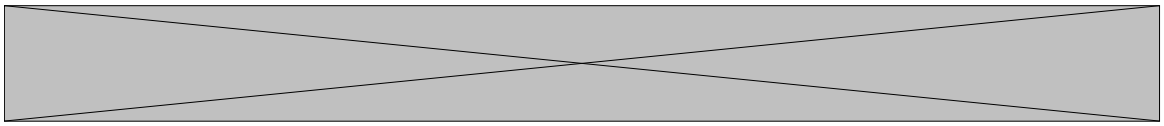


REVENUE OPPORTUNITY RENEWED

Time to jump back into insurance?

The excitement of owning an insurance agency faded quickly for many banks in the early 2000s. They should revisit the business, says insurance expert Jeff Chesky, because technology has radically changed the model, in banks' favor.Read more

CRYPTOCURRENCY & BANKING

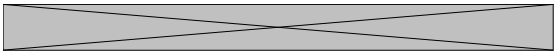
Bankers bearish on Bitcoin

It's been a bad stretch for the Bitcoin markets and key industry figures didn't help any when they uttered candid opinions this week on the controversial currency ... or *is* it a currency? Read more

WATCHING THE CFPB

Acting CFPB chief seeks input; ousted English seeks out-put

Significant change may be coming at CFPB. Acting Director Mick Mulvaney's asking for input on the bureau's record in key areas. However, would-be Acting Director Leandra English is trying yet another legal gambit to boot Mulvaney and step back in. Read more



COMMUNITY BANKING BLOG

Setting the record straight on Sub S status post Trump tax law

In spite of initial appearances, for community banks Subchapter S tax status remains a better deal than C corp status, says Jeff Gerrish. Read more

TALKING CREDIT

Community Reinvestment Act's coming new look

Ed O'Leary worked through the last big change in CRA regs. He's hoping Trump's regulators remedy a lingering fault in the rules. Read more

AML & FRAUD

"Stop Making Sense"?

Recent talk in Washington about legislative fixes to anti-money-laundering laws has John Byrne asking, "Can't we do better than this?" Read more

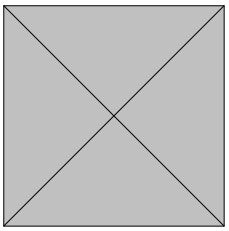
MANAGEMENT ESSENTIALS

Avoiding the negative sound bite

With the world now basically one giant, live-chat room, no one in a business leadership position can afford to ignore communication skills. A communications pro tells how to deal with hostile questions and even with an “iPhone boss.” Read more

BSA/AML COMPLIANCE

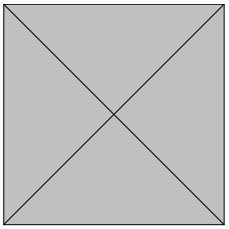
Aftermath of DOJ marijuana rule at Colorado credit unions



Marijuana businesses—bank them or push them out the door? At marijuana-friendly credit unions in Colorado, where the drug is legalized, so far it's business as usual. Read more

CORPORATE GOVERNANCE

7 ways “conduct risk” can be handled by bank boards



Setting the “tone from the top” is just the beginning of a bank board’s role in culture. Directors need to keep watch by taking steps to question and follow up on staff conduct. Treliant's Lyn Farrell and John Carey present today's essential steps. Read more

REGTECH & BANKING

Fintech, regtech, and supertech meet state regulatory system

A panel of state banking and insurance regulatory representatives addressed innovation's impact on the state regulatory system at the recent RegTech Enable conference. Read more

TECH SHERPA

The 2018 tech resolution you haven’t made

Do you feel like your bank remains a few pages behind the class? Maybe that's not so bad, says Anna Murray, the "Tech Sherpa." Riding the tech hype cycle can destroy strategy via distraction. Read more

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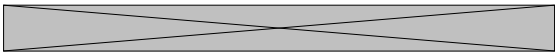

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Archived issues

Board risk role evolves

“The backing off by the Fed, making management accountable and challenging boards to make sure management is accountable, sets the right dynamic’”—***Scott Baret, Deloitte***—*Read article*

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of

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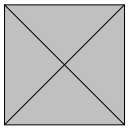

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

digital account opening and where it is headed. Read more

Multilayer Security—Because A Moat Is Not Enough

Not that long ago, banks believed that if they put up a firewall and installed anti-malware programs they would be protected from cybercrime. Clearly that is no longer the case. Cybercriminals have become far more sophisticated, and the threats have increased and become harder to detect. A white paper from digital-banking-platform-provider **Q2** identifies five layers of proactive security. Read more

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Superior Self
Sent: Mon 6/26/2017 7:04:38 AM
Subject: [Newsletter] [Marketing Mail] Musing Monday: This Week's Blog, Motivational Video, and Free Events! □□□□□□□*

Join me at superiorselfwithkjlandis.com for free wellness and blog and coaching tips.

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Superior Self

Welcome friends, family, and tribe!

This is newsletter #166...

Happy Monday! Reactions...I have been thinking about how fast I react lately to small unimportant things every day. Wow. I'm the life and wellness coach. I do yoga daily for 90 minutes and meditate. I take long walks and eat grain free and sugar free. What? Am I a fraud? No. I am a work in progress, like you all are. Stop the negative self-judgement and move forward. Baby steps are steps after all!

This week my YouTube video is sharing my natural skin care regime. I am often complimented on how soft, smooth, and wrinkle free my skin looks for my age, almost 52! Do you want to know what I use? Click here to view the video.

This week my blog for you is sharing my thoughts on how we can

Reaching Superior Health for a Superior Self

Great Deals Links: Please Click to Read More and Join Forces! My books are available at Folio Books, SF, and Books Inc., SF.

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EVENTS

All events are held in

CLV002817

contribute to good despite our divided nation. The more muddled our society becomes, the more good we, as individuals can do. There is a strong grass roots movement in kindness. I feel it, and it is contagious. Click here to read the blog.

The Generosity campaign needs more donors! If you would like to learn more help support my free wellness workshops, click here!

I want to hear from you. Please share my work by liking and posting links on your social media pages and bringing my messages to family and friends! My workshops are open to all!

Blessings,
KJ Landis

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the San Francisco area and are free unless otherwise noted. You must RSVP for entrance on my contact form or to my email listed with each event. Welcome!

6/20/17
-6:30PM, JUICING AND SMOOTHIE MAKING: TO YOUR HEALTH! WEST PORTAL LIBRARY, SF. LEARN THE DIFFERENCES BETWEEN JUICING AND MAKING SMOOTHIES, THE HEALTH BENEFITS, & WITH TASTES! FREE WITH RSVP TO KJLINSF@HOTMAIL.COM OR SIGN UP WITH LIBRARIAN. LIMITED TO 40.

6/21 PRIVATE EVENT

6/24/17
-1:00PM, FUN FACTS ABOUT CHOCOLATE, NORTH BEACH LIBRARY, SF. LEARN THE REAL DEAL ABOUT CHOCOLATE AND HEALTH, WITH TASTES. FREE WITH RSVP TO KJLINSF@HOTMAIL.COM. LIMITED TO 40.

7/11/17
-6:30PM, SCIENTIFIC FACTS ABOUT CHOCOLATE! SUNSET LIBRARY, SF. TASTES PROVIDED. FREE WITH RSVP TO KJLINSF@HOTMAIL.COM OR SIGN UP WITH LIBRARIAN. LIMITED TO 40.

8/29/17
-6:30PM, JUICING AND SMOOTHIE MAKING: TO YOUR HEALTH! SUNSET LIBRARY, SF. LEARN THE DIFFERENCES BETWEEN JUICING AND MAKING SMOOTHIES, THE HEALTH BENEFITS, & WITH TASTES! FREE WITH RSVP TO KJLINSF@HOTMAIL.COM OR SIGN UP WITH LIBRARIAN. LIMITED TO 25.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Forjustice Davis
Sent: Tue 4/10/2018 10:15:10 PM
Subject: Re: Restitution, Compensation for Labor, getting paid for losses of actual ideas, and concepts stolen, infringed on and patented for their gain , Criminal Prosecution for those stopping legal represen

On Apr 9, 2018 7:37 PM, wrote:

Subject: [redacted] is in the Pursuit of Justice to establish methods to criminally prosecute cases that lack prosecution through negligence of the United States Criminal Justice System whereas evidence somehow was overlooked or not obtained for whatever the reason. Phenobarbitol extraction draft is spied on..cyber crime....feedback, broadcasting and dessimination held by a killer. An Individual stated he was going to consume a famiIy member for food... 2018: Threats should not be ignored 2001 Marlena called License Plates in on the grey vehicle as it entered the 405 freeway....The Police pulled ithe car over a baby was found dismembered in the trunk they issued a search warrant and traced Drivers License address to a Indio Hotel, in Indio, California Hotel and a Baby was found dismembered on a Platter which aired on Live News years ago in Westchester, California on a perpetrator whom blocked entrance m in hiding being threatened and Molested every 1-3 minutes...it has been stipulated by them that they can touch me with nothing whenever and they will not quit until I eat the dick a neighbor stated an Asian has been spotted outside at 2:00 a.m with something in his hands, a theft ring and a person saying "you need to get with this crack." On 04-07-17 a man was screaming , "he control the females clits with a stun gun," assistance is needed with this ongoing crime. Surveillance is being put up with our money--a police web cam is needed.I was asked to help with this case which is despicable and ludicrous. Normally I would run.

http.s://nerc.nvdetr.org/nerc_complaint_form
Las Vegas offered $1 million for new gaming machines at the of the close of the open market bid Ms. Marlena N. Davis ideas were chosen at the close of the bid which were the Wheel of fortune gaming machine and the All-in-one gaming machine which when manufactured the first were delivered to Silver City across from Circus Circus Casino Hotel. Never was Marlena paid but Shot repititiously and sexually molested out of all human relationships. As a stroke victim she regained her ability to work and was told by Las Vegas employees that the City or State contacted them and terminated her for she was disable at the time she worked multiple jobs and found McDonald's was skimming off of not only her, but all employees 15 to 20%. It was stated in Chicago at the Tribune Building everyone knows Mcdonalds put a hit on you years later for being good. When she proved her allegation McDonald's contacted her with apologies to her and her Manager. The 3 jobs she was working was 1.pt time job at McDonald's, 2.pt time job, 3rd was a Sales job at an entertainment company. All jobs gave Marlena a termination notice for no reason other than a contact from the government enforcing a need for a Medical examination to retrieve a work release. Her performance was accepted by employees without the governments interference. Marlena has proven this is a governmental genocide to control minorities to replace with beauracrats relatives to enslave to create, and produce concepts that have proven to benefit and earn millions instead of minimum wages for organize crime figures. Marlena disabled many times,
in many ways refused can't do. She challenged a forced Physical examination demanded by Social Security who decides what doctor to visit who could render a work release. Marlena who was shot in the head several times proved actually Dr. Lampkin, Neurologist was a Fraud and had him arrested on her visit as he didn't even know how to test for reflexes, identified a hole in her brain and didn't know what to do, he said; Order more MRI's at a cost $800.then stuck her with a safety pin. Marlena called the Police and questioned his credentials enforced that he provide a license to practice Medicine; when he couldn't they handcuffed him for practicing Medicine there for 13 years without a Medical License. The next day he became Headline News and again everyone hated Marlena for doing the right thing. It was said they could not get their drugs illegally anymore. The same thing happened

at USC in Los Angeles, California Marlena was stripped of life support in the Emergency room where they covered PUC/Southern Gas Truck was visible when she was shot in the head again authorities aided/abetted shooter stating she was Invertigo-omitting she was shot--admitted her and tried to kill her upstairs on a Medical Ward asked what she was allergic to then order it when she was hemorrhaging profusedly from her vagina a Medical Doctor ordered a Gynological Specialist to examine instead Dr.Gevorkian ordered what was in the Medical Records proven to cause Anaphylactic shock previously stipulating it may cause her death.

When Dr. Gevorkian wrote the order of death.....Marlena called 911 and told LA Police the Doctor was ordering an allergin that would kill her instead of the order for a Gynecologist Specialist.

Even when Marlena told the Police her mother died in 5 minutes of an allergin injection of penicillin LAPD refused to come into the Hospital and arrest.

Dr. Gevorkian for attempted murder. Los Angeles Police stated they will turn the situation over to USC Security and Marlena's life was in jeopardy they would be transferring her out in 30 minutes to a Secured hospital--Rosemead. When they kidnapped Marlena they stopped all Medical Treatment at a cost of $85,000.00. The hole in her head never received Medical Treatment. Marlena was released 30 days later demanding an administrative review and proof of a Medical license. Marlena was told Dr. Gevorkian was transferred to Glendale Adventist. When 14 jurisdictions would not arrest Dr. Gevorkian Marlena contacted the White House in Washington , DC. 2 years later, whom turned the investigation over to Health and Human services Medical Board whom proved Dr. Gevorkian never had a License to practice Medicine or Psychiatry and informed Marlena that she got had by an orderly who could go to jail for 2 years for using a prescription pad to write any prescription. He proved to have been Cocaine Dealer near LAX Airport later and whatever is talking out of Marlena may be that without her knowledge by way and through as DMV did get busted as, (2016 $13 million Heroine bust from Marlena's 911 call on Fairfax/Wishire) with an appointment in Irvine, California a dispute with Marlena enroute to her appointment with Health and Safety her call to 911 repititiously that day netted a drug bust the perpetrator stipulated, "when Marlena arrive "you get the deed and we get the Cocaine as cops set there."

Marlena's investigation concluded with the arrest of Dr. Saldivar at Glendale Adventist Hospital who confessed to killing 104 persons this way by injecting them to kill. Dr. Saldivar stated he wanted to help them to die to take them out of their misery." Marlena never checked to see if he was licensed or not, however, no one showed concern for their actions but Marlena who knew what happened to her at USC was illegal and should be prosecuted.

Marlena had a note of the question: What is the difference between killing with a gun verses a needle in the Palm Spring, California City Clerks Office when Marlena won a case in Laguna Hills against the Police an Officer Garcia. tried her by omitting facts to institutionalize her for telling the Officer to get the astigma out of his eyes when he interrogates her. She was unlawfully taken to Desert Regional Hospital admitted then asked what she was allergic to whenever she said that would kill me he increased the dosage 5 times. A man with a white coat stepped up and intervene: he stated, "Are you sure you want to inject her with that medication knowing she is allergic:" he replied, "I'm sure," increasing dosage again. The man said, "let me see your hands--he look at his hands extending them....the man in the White Doctors coat reached in back of him fetching handcuffs--Cuffed him and escorted him off of the property on 6-21-2001 the Doctors date-of-death was 6-23-2001, the Doctor was found a mile up the road Dismembered with head decapitated. Officer Garcia confessed to an unlawfull certification stating, "she walked in front of cars but omitted they were halted on a red and she waited for the green to walk is when he snatched her. Officer Garcia confessed was fired immediately. These are the events that are prohibiting her from a CCW and right to bear arms.

After winning a Multi-million Dollar Lawsuit in the County of Los Angeles Superior Court ruled by Honorable Judge Morriss Jones. Marlena was approached in Rancho Coccumongga, California by Police Officer stating on a certificate that "Marlena Nita Davis look suspucious," and held her illegally for 30 days. The Police took her to Colton Hospital in Colton, California another attempt to murder by the Police whom asked again what was she allergic to then injected when the nurse refused for fear she may die...they told her inject her or go. Marlena went into anaphylactic shock and was revived put on a neubilizer, aveolar, and admir she had began bleeding internally and when
they discharged her another doctor
was going through all the charts, stating he was looking for some money re-admitted her and sold her organs for $ 65, 000. When Marlena got out she filed a police report because there began a stalking of sells of a heart and liver for that cost which neither is for sale. A police report was filed in Palm Springs, California as same actions occurred at DMV. Colton Hospital like all others held Marlena illegally to protect Officer James Merrideth, of Blue Island, Illinois and Officer Calvert of Laguna Beach, California both confessed of Forcible rape but neither is Prosecuted as Marlena is confused by 24 hour attrition, threats, sexual battery, ongoing molestation causing her to lead a wrongful life and obstructing every case from going forward. Never could Marlena be paid for her work or her losses. Her Social Security has been stolen for decades from her purses, from the desk in Cathedral City,

California Thousands

at a time up till the Police confessed in front of his partner in July 2017 where he got shot. Marlena provided a copy of the statement to come and pick up the $4,000.00 benefit check they owed at the desk in Cathedral City, California when she arrived to pick the check up it was gone the said they routed it to the bank which stated they received $400.

Each time she was a rape involved theft or hospitalization if Marlena talked. They had recently taken $3600.00 never could she have a right to privacy or her money without soneone or something touching her with screams of a Bradly in the background. Marlena has received volts to her body since suing the Chicago Police for forcible rape. 1996 to present they scream we are wherewith total strangers screaming every minute refusing to represent who they are at every till.

King Drew killer of 800 people was called in prior to the shooting of 500 person st the Madalay Bay Casino. Marlena approached him and asked how could you kill so many people and not go to jail, he responded, "hide." The ex-doctor got caught on Marten Luther king holiday when everything was closed in the cafeteria stating no of his patient's in 13 to 16 years had Aides until after he opened them up he was going to teach this new doctor the procedure of how to give them aides Marlena fled and turned matter over to the reporter's after Proving what Marlena witnessed. King Drew Hospital was taken to the ground. The doctor fled to Chicago whose Hospital spotted this act after the Third Surgery--not 800. Marlena did report him spotted on Tropicana and Decatur in front of a Jack in the Box restaurant she was injected in her left foot with something that controls from a car unit...he is still free and it was said his daughter is seperately watching and with him, warning...they are serial killers.

Allied Universal started with you now have to "tow dick" and the Police started with Marlena is now a problem not tbem, how? It is believe d Authorities are abiding and abetting this person or he is who is holding Marlena.

Federal Dirksen District Court Offered $9,999,999 if Marlena Nita Davis won

the $6 Million Lawsuit filed against the Chicago Police Department whom may have put the intercom in her abdomen warning all others to stay back.

Officer James Merrideth threatened to kill Marlena in 1996 and is believed
to be responsible for some of the
ex-cmmunication and Torture as her investigations had fired 5 Police Chiefs like Chief Willie Williams in Los Angeles, California

Marlena Nita Davis was Raped by Officer James Merrideth and when she reported it she was unlawfully hospitalized without warning or ever having a history of any Mental Illness after the 2nd week of this hospitalization her job at the Butler Company fired her informing her that she was needed at work to come to work or her job would be fulfilled by someone else. They injected her with a medication that caused her anaphylactic shock they transferred her from Grant Hospital to University of Illinois Hospital they had injected her with a different Medication increasing dosage in their attempt to murder before being transferred, for the Chicago Police Department, to University of Illinois she was received in Emergency Cold Blue DOA-Dead on Arrival.

How by torture Marlena's ideas for the State Lotto, Paid Cable Channels such as the 1st--ShowTime, Public Transportation: Bus Announciators, Inside Video Surveillance replacing foot patrol, The accordion bus combining 2 into 1, The Ace Deuce which was introduced as The Double Decker...RTC only changed the name. Marlena who headed Ansley Business Materials which sold commodities before coming to Las Vegas Nevada whom created many products before entering Las Vegas, Nevada: Such as the Electric Car, Cordless Telephone, Cell Phone, Automatic Document Feeder, Table-top Offset Press, Color Copier, Automatic Teller Machine, Internet, Wireless Internet, Wireless Headsets, 1st Stretch Limousine, Side Mirror Blinker reflector for vehicles to prohibit collisions, created lady Starbucks emblem, ideas franchised restaurants--Jack in the Box, Wendys, putting the first White Castle Restaurant in Las Vegas, Nevada, Working on The Lords Supper Buffet or Family Restaurants franchises. My Executive Sales experience and New Concepts--creating new ideas for Television aired #1 on the syndicate for 10 years × created lyrics and music to cry which made it to #1 on the R&B charts, Billboard to Platinum not Gold. Movies were made off of Marlena's Police Reports and ideas such as; ER Revised, Seven, Cellular, Inception, The day the Earth Stood Still-Revised, etc.

Marlena Nita Davis ideas were created to Benefit the World such as the Light pole announciators to help the blind whom couldn't walk across the street without fear instantly while helping Marlena thought if the pole wad broadcasted where they were and how much time they had to cross it would help the Blind go foward everywhere. Freemasons crafted expiedently works were implemented so fast in their neighborhoods in others Marlena is just a Negro with an idea and

take her Money, Id, Cell Phone (your voice should not be heard) as stripped in public, kacking. A group stated, "Evict her, Walk her, Institutionalize her, then shoot her." Since the Honorable Martin Luther King, Jr. Stood up and taught us to fight peacefully with wisdom not weapons and died for our equality. Marlena prove a child could not swing on a swing without violence from satin in Leprosy Good and God would be hit every minute by the devil. FACT: Reverend Martin Luther King and Ms. Marlena Nita Davis DID Change an Evil World for the Betterment of All Mankind.

Marlena has been shot up to 11x most recent with a 12 quage shotgun at the Disneyland gate in Anaheim, California after calling the Police and FBI on the 10 most wanted whom confirmed his name was Yaser Abdul Data Saiid when asked on a public OCTA Bus, whose driver chicken out and refused to call the sheriffs to apprehend when he said, "Yes that my name. Authorities did not who up when called to the Bus in November 2016, 2 months after being released from the Hospital held on a note: The Ten Most Wanted wants to kill her transferred by his female friend doctor later stipulated.

The FBI, Long Beach, California Police, Orange County Transportation and Sheriffs negligence are indebted to her as the cause of her being shot, harassed, and tortured. People thought it was her family hurting and stealing from her, Marlena proved it was old world gangs she called Police on as a teen to adult hood like Dewitt and his gang who raped Marlena as a child impregnating her as a child totally estranged. Could it be them holding her today never did Marlena abort the child which too could be killing her without blood for not telling of the event. Greylord, Gambit-Brody, Bulger and his hoods; Ex: Police, Drug Dealers and Wanted Felons Aided/Abetted by Authorities.

In Palm Springs, California when Marlena was working on the idea of putting Fragrances other then Powder Fresh in Deodorants a stalker got caught following her and stealing her ideas for profits when she could never get paid on videotape went to jail with $14 million and published in the News.

Officer Melanson/Officer Garcia of Palm Springs Police whom stole Identification as a Southern Gas Company employee used stolen Identification to work in Marlena's credentials caught burying a Child in Cathedral City, California possibly in retaliation from initiated Court Cases they trample with their children following prostituting. Marlena called in an area where she smelled Blood-- when the Police got finish counting dead babies it was 300 of them. The Palm Springs Police and The Mayor had a Televised special Memorial Service for the bodies found. Fact: Since renting in Palm Springs, California where they stated people with Aides torted her to enter anything screaming she raped a kid they stated with her they are not being sh...ted at."

Marlena have been burnt on fingertips every minute since filing a Lawsuit at District Court Federal on Officer James Merrideth whom threatened to kill.... from 9 volts to 600,000 to extract a statement of "I will Kill you if you don't stop.They took Marlena Nita Davis Taylor Drivers License and rights to drive in America with No Traffic Violations for decades as others used her USC rights.

Marlena Nita Davis can't get paid because of Modern day Slavery from 1960's to Present, Who prosecute the Abolishment Laws? Uhaul of Costa Mesa, California stated, "We held Marlena for 25 years to get; we want her load not her." Uhaul proved Drug/Sex Trafficking with Leonora Padilla, Extortion, Embezzlement, from a $15 million bust when she called in a suspicious truck on Grand & Halsted 1991 to present. Chicago Police proved to have ex-communicated and expulled her from her property found open for the Police to Store Drugs in her name--property she paid monthly rent for years she never visited was found open all that time without her knowledge. Chicago Police were proven to be the renters of the U-haul truck and be grudged her return then told to go leave Chicago.

Marlena being the Child who swung on the swings in Marquette Park on Kedzie in Chicago, Illinois the very first day her father let her ride a bus alone. Her dream was to play and swing on a swing; believes this is the reason 25 years of kidnap by U-haul to get was Silenced.

Marlena's Father who lived & shopped on Marquette Rd that worked everyday always said No, you can not play in the park--when you grow up I will tell you about IT. Marlena went shopping at a little thrift Store across from the Marquette park and bought a little doll--noone was in the Park so she she fulfilled her dream and swung on the swings for only 15 minutes. When her father came home from work at 7:00 p.m. Her Father retrieved her from bed and said, "My child you swung on those swings didn't you!" Marlena replied, "Yes Daddy, I did and had a wonderful

time!

Mr. William W. Davis stated, "Come see what I couldn't talk about--as he led Marlena to the Television: Police in Riot gear, Cars on Fire, People getting hit with Billy Clubs, a horrible nightmare created by a child's dream to play is believed to be the reason she could never get paid for her work as a genius as a child after the riots talked to her daddy about building a shopping mall which was the first on 63rd and Halsted. Marlena had drawn a Pot-of-Gold and envisioned people going to the store to play numbers instead of the bookies running from door to door. Daddy always said, "My child that's a good idea! The State Lotto became a way of life like her idea to give people dignity at the registers decades later with her idea give Credit Cards to replace paper Food Stamps (EBT) she would hurt at their embarrassment at the counters for. being poor.

Marlena Nita Davis the only daughter of Mr. William W. Davis at that time reared by her father whose Mother died at her age of four was taught to never, alone...

Master the conditions & circumstances of every day life, but, amongst All Master All things and Did Change a World--alone as a midget--person seen as insignificant, a minority ignorant of hate but taught to labor as a child; if no job is availabe to you--CREATE your own.

Master, Mr. William W. Davis brother of the 1st Negro American U.S. Army General: Benjamin O. Davis, Uncle of the 2nd Negro U.S.Army General: Benjamin O. Davis, Jr.

Marlena Nita Davis found out what her father Never taught his children was to hate or the difference between White and Black they were Equally a Color out of a Crayola box--to judge people by the content of their character not their color. Through Education Marlena proved that in this world, We as a People are One divided by Good verse s Evil and what happened that night in Marquette Park after Marlena swung on a swing for only 15 minute with no one visible in the entire park--Satin and Leprosy attacked Colored people for simply being Good..to give Respect to all was what they could not do for some reason. The people whom labeled themselves the Klu, Klux, Klan exhibited hate, mayhem & murder for actually nothing...theu sought any reason to kill. Marlena proved just a good girls mere existence was to much for them to obey God and the Law and blamed her for the riot.

Marlena proved she could Obey God and the Law and get nothing for creating a World of happiness for all willing to receive Love not Hate and March on Amongst all men raped repeatedly by the Police which most recent in July 2017 an Officer approached the stripped infamous Marlena Nita Davis looking for stolen credentials was aproached by Officers telling her to move on in front of the Paris Hotel planter. Something had been injected in her left foot to tort control her to perform and do without her knowledge. The Police Officer decided to brag of how he layed on top of her for 15 minutes and raped her in the park then took $2,000.00 off of her when she passed out teasing in front of hundreds of people passing bye on the Las Vegas Strip. July 2017 the Officer was shot within 15 minutes of his departure of Marlena before he could leave the strip no one know whether it was his partner who killed him.... someone said it was her enemy an Officer she had filed an Internal Affair Report on the year before for exhibiting hate stating he wanted her dead in public; Rumor says he killed rhe Officer immediately and said, "he didn't know that."

All of Marlena's U. S. Constitutional rights were taken to everything since kidnapped at McCarren Airport by an Officer Lauderdale she could not exit the State of Nevada to eat his Dick he would pay," for refusing she was tresspassed, hit, hospitalized for 3 months and stripped of every USC right to fly and Medical treatment, black/blue areas they for some reason refused to X'ray were photographed still visible 3 months after Officer Lauderdale injured her attwmptwd to jail her with No Charge...a Judge would rule in his favor with 100 witnesses that Marlena did nothing illegal. Two days later this Officer Lauderdale was aired on Live News for ramming his car into another Police Car. These are Las Vegas finest who hired them we don't know but if Marlena say there is a problem 99% of the time she is correct. She was later told by Allied Barton/Universal she will Eat Dick and no longer use a cell phone, WiFi, Ebay etc, you'd get nothing until you do what we say.....

on a Flamingo bus as they attempted to rape a female Bus reported to Las Vegas Metro Police Department.

The forced extractions began at LAPD Parker Center as 85 + officers exited January 26, 2001 when Officer Americ broke 4 ribs and attempted to unlawfully jail. The Supervisor Officer Scott ordered her release as she was looking for

a stolen briefcase with two cases whom offered 2 Settlements

1.$20,000,000. from the Cigarette Company 2.$500,000. from Southern Gas Company/Sempra Energy Officer Americ injured Marlena in front of Shiites cladded in shitte wear.

10-24-2017 under video footage at Desert Springs Hospital on Flamingo an ER nurse escorts a caucasion male with a grey hat to her room and points at Marlena stating that's how your $20 million look never did Marlena receive it. J

Marlena hopes the officers did not exit with her settlements, Nor Bin Laden and his group whom Stated, "We never treated our women like that as the exited LAPD Parker Center All Court cases have been Obstructed, Extracted, Manipulated, Broadcasted-'as this report is prepared it is read in nearby houses whom are said to be police and federal. A man name Ahmad stated Marlena was fronted to give over 100,000 Shiites food in Amerca."

In October 2017 as Marlena discussed with security to put a change sprout on the Transaction Machine to render Bills for Change allowed No relationships told to Tow Dicks by Allied Universal.

Marlena N. Davis is Devastated and Petrified Tortured and in Bondage-even as I write a person is screaming every minute they are going to touch me when they want to as I receive voltage and surges to my body to prohibit this contact. Please stop the 18 USC Obstruction of Justice and help Prosecute these crimes. Contact: [redacted] Please investigate for Criminal Prosecution, recoupment of losses, wrongful life and Restitution. The statement above is the whole truth and extracted.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Thur 9/21/2017 3:17:09 PM
Subject: Ralston Reports -- Morning Flash, 9/21/17

09.21.2017
This dispatch prepared for .

DAYS UNTIL FILING OPENS FOR THE 2018 GENERAL ELECTION: 165

DAYS UNTIL THE 2018 PRIMARY ELECTION: 264

DAYS UNTIL THE 2018 GENERAL ELECTION: 411

Good morning, everyone. The Republicans seem pretty close to getting Graham-Cassidy-the-other-guy-Johnson through the Senate. Not sure I have ever seen the mendacity from the backers of a proposal as I have seen with this, and it's not just me. Look here and here and here. Dean Heller's break with the governor after saying he would not break with the governor is mentioned by Vox. And in case you want to remind yourself why you should always, always listen to me, remember this? Here's a question to ponder: Is it worse for Heller politically if his bill passes and is signed into law because it makes folks even madder next year as the impacts become clear and his name is on the bill?

What's below: Paul and Steve, pot nuggets, Morning Flash nuggets and a trivia question about a temperature record.

COMING UP

Texas here I come!

GOODBYE PAUL, HELLO STEVE

I'm actually quite sad about Paul Anderson leaving the Legislature, as I said on Twitter. I heard he was not coming back at the end of the session, and I expressed dismay then. But the reality is there are too few Paul Andersons and too many fill-in-the-name-here, who legislate through the prism of the next election or a vocal minority that affects their votes. Anderson is a thoughtful guy who I personally saw pained by developments in Carson City and who was always guided by what he thought was best for the state (and we didn't always agree). This is not good for the process.

As for Steve Hill, he is perfect for the LVCVA. His legacy is assured as head of GOED. If Brian Sandoval is a master salesman for the state, Steve Hill has been the master negotiator and deal-closer. He helped change the trajectory of Nevada and especially the North. And for those about to invoke Faraday, remember it was Hill who ensured the state was protected on that gamble. Most people don't realize the quality of the staff he has assembled or the smaller, less-noticed deals he put together.

Oh, and good story, guys.

A COUPLE OF POT NUGGETS

Nugget No. 1 – The whole gaming/pot dance has been fascinating to watch. They can make money off human weakness but not drug users? Capitalism will out.

Nugget No. 2 -- What could go wrong?

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 – Clark DA Steve Wolfson has quite the bipartisan kickoff planned next month if you count longtime Republican Joe Brown along with Democrats Ruben Kihuen, Shelley Berkley and Barbara Buckley.

Oh, and Wayne Newton!

Nugget No. 2 – Republican National Committeewoman Diana Orrock continues to bring the crazy. She has blocked me on Twitter – sad! – but check this out: “PROOF: Flu shots are the greatest medical fraud in the history of the world.” I’ll spare you the link.

FAST FLASHES

Click and enjoy:

Washoe tests.

Raiders scare tactics.

Good Q&A of Ruben Kihuen by Yvonne Gonzalez.

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TRIVIA QUESTION OF THE DAY

This is the anniversary of a state and national record held by a Nevada city for the greatest temperature swing in one day – 12 degrees to 87 degrees on the same day! Where?

Wednesday’s winner: Assemblyman Elliot Anderson

The question: On this day, 11 years before the Nevada Territory existed, a president appointed a famous man as governor of the territory that included Nevada. What president and who was the governor?

The answer: Fillmore, Brigham Young.

(As always, hat tip to William Lefkovics, my favorite historian.)

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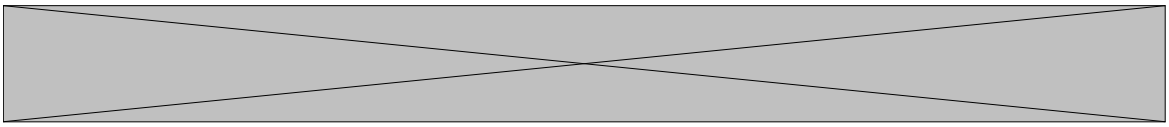
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Tue 10/13/2015 9:36:51 PM
Subject: [Marketing Mail] Friends And Foes In Online Business Lending-plus "ALCO dots"

View Email In Browser



FINTECH COMPETITION SERIES/PART 4

Will online lenders disrupt small business banking?

The online business lending mix isn't homogenous. Some players may be very appealing partners for banks. While others definitely prefer to compete, some might still find teamwork appealing. The one thing banks and these newcomers can't do is ignore each other, warns CCG Catalyst's Paul Schaus. Read more

ALCO BEAT

Connecting the ALCO dots

When your bank's asset-liability management committee meets, are members discussing the right things for today's challenges? Darling Consulting's Keith Reagan suggests key topics you can't afford to not cover next meeting. Read more

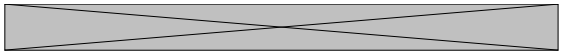
SNL REPORT

Deposit questions going into next year

While a recent FDIC report indicates that banks are sitting in a good place on deposits, SNL Financial finds cause for consideration about where the industry will be as rates rise. Read more

MERGERS AND ACQUISITIONS

You can't just say MOE



AML & FRAUD

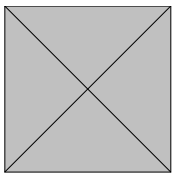
When attitudes get stuck in Park

John Byrne wonders what banks have to do to get the government to recognize that progress is being made. Read more

TALKING CREDIT

Too many banks? Really?

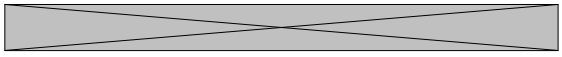
Is the U.S. overbanked? asks Ed O'Leary—or is the banking industry underutilized? Read more



TWITTER UPDATES

Tweets from sessions at BAI Retail Delivery 2015

Contributing Editor Lisa Valentine is tweeting headlines and quotes from the floor of the Bank Administration Institute's annual tech conference. Follow us on Twitter on @BankingExchange



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Living with CFPB, four years in

Everyone is a consumer and the Consumer Financial

For some situations, and some strategies, the elusive "merger of equals" might be the solution. But while finding the right pairs of banks is one challenge, the tougher ones may involve *people*, according to SNL Financial. Read more

Protection Bureau touches us all. Are we better off? In this Special Report, bankers, compliance and legal experts, and former CFPB officials answer that and much more.
Read more

BANKER BOOK REVIEW

"Digital" is the new "steam"

Digitization is driving new ways of doing, thinking, and living on every front. The authors of *The Second Machine Age* present a compelling overview of what's happened and what's coming, says banker-reviewer Jane Haskin. She found the book helpful for focusing on the future of banking. Read more

Can fintech help produce financial inclusion?

"The UN Global Goals outline 17 goals to end poverty, fight inequality and injustice, and fix climate change," states the Breaking Banks podcast website. "As you wonder about each of them, you realize that all of the goals are interdependent." Banking futurist Brett King, who also heads Moven, interviews representatives of four organizations working to use fintech to aid the unbanked and underbanked. Listen to the podcast

MARKETING

6 reasons to brand your ATMs

For many bank customers, the closest they'll come to your bank, physically, is one of your ATMs. Why leave them looking generic when they can be selling your bank to customers and new prospects alike? Read more

FORWARD TO A FRIEND OR COLLEAGUE

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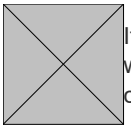

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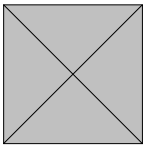

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: SAP Concur Local Government Team
Sent: Wed 5/16/2018 5:25:27 PM
Subject: Drifting with the current

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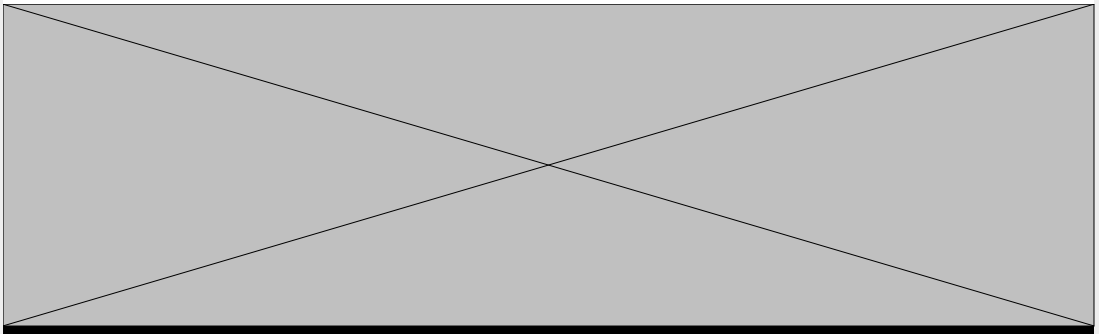

We've watched many cities drift along the current,

defaulting to a paper-based process or partially automated system for employee initiated spending. Expense reports and invoices are error prone, lengthy processes that take longer reimbursement or payment cycles. We've also witnessed the aftermath of those decisions and the pains that surface.

Myths that contribute to drifting with the current:

- Achieving automation is costly and our city doesn't have the budget for that kind of investment right now.
  - **FACT:** Automation and policy compliance returns far outweigh the reasonable cost of implementing a cloud-based employee initiated spend solution. Reducing back office processing to reallocate staff to resident services is a win in funding, reduction of improper payments, higher adoption of vendor negotiated discount programs and visibility.
- Our data is dependent on many different systems, it's just too problematic.
  - **FACT:** Connecting all your data into one system where you can achieve complete visibility into all employee initiated spending will not only help with forecasting and funds management, but will help you detect fraud, waste and abuse and report with confidence on county, state and federal mandates.
- End-users will be resistant to change or a new process will be disruptive to current priorities.
  - **FACT:** City employees have higher levels of job satisfaction when given the opportunity to use time-saving, efficient mobile tools.

Head upstream with SAP Concur and uncover the potential your city can achieve

with an automated expense and invoice solution. We've found Managing the Tracking of State and Local Employee Initiated Spending report is a valuable place to start.

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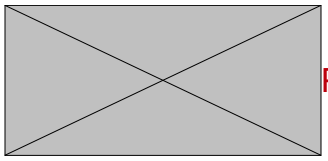
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/13/2019 4:29:04 PM
Subject: BREAKING: Manafort Sentenced To Additional 43 Months In DC Charges



PUBLIC POLICY

Wednesday, March 13, 2019

BREAKING: Manafort Sentenced To Additional 43 Months In DC Charges

Paul Manafort was sentenced to 73 months in prison by a D.C. federal judge Wednesday for blocking the special counsel's probe of Russia's involvement in U.S. elections, six days after the former Trump operative was sentenced in a Virginia fraud case.

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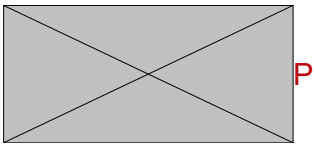
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/16/2018 8:06:18 AM
Subject: Was Kavanaugh Starr's Leaker? Watchdog Wants To Know



PUBLIC POLICY.

Thursday, August 16, 2018

TOP NEWS

Was Kavanaugh Starr's Leaker? Watchdog Wants To Know

A government transparency group asked the chief judge of the D.C. federal trial court Tuesday to unseal a report allegedly documenting press leaks by Independent Counsel Ken Starr's office in the late 1990s, arguing the public needs to know if U.S. Supreme Court nominee Brett Kavanaugh, one of Starr's deputies, was involved in the alleged misconduct. Read full article »

Kavanaugh Courts Dem Senators Who Backed Gorsuch

U.S. Supreme Court nominee Brett Kavanaugh sat down Wednesday with two more red state Democratic senators who the White House is hoping will once again vote to confirm President Donald Trump's choice for the nation's top bench, but it's unclear if the charm offensive will work this time. Read full article »

In Closing, Manafort Defense Says Gov't Is 'Desperate'

Attorneys for former Trump campaign chairman Paul Manafort threw their final punches Wednesday in an effort to knock down the government's tax and bank fraud case against him in Virginia federal court, painting cooperating witness Rick Gates as a serial liar and slamming the prosecution as "desperate" during closing arguments. Read full article »

9th Circ. Revives Suit Against ICE Atty Who Forged Docs

The Ninth Circuit has revived a lawsuit by a permanent resident against the Immigration and Customs Enforcement attorney convicted of forging a document in his removal proceedings that could have resulted in the resident being deported. Read full article »

FCC Hints It Could Drop Sinclair-Tribune In-House Review

The Federal Communications Commission has recently indicated it would be willing to drop its in-house review of Sinclair Broadcast Group Inc.'s $3.9 billion acquisition of Tribune Media Co. now that Tribune has called off the deal in response to regulatory pressure. Read full article »

BANKING & SECURITIES

BofA Seeks High Court Review Of 9th Circ. Preemption Ruling

Bank of America on Tuesday asked the U.S. Supreme Court to review the Ninth Circuit's ruling that the National Bank Act doesn't preempt a California state mortgage escrow interest law, arguing that the ruling is incorrect and creates "significant uncertainty" about whether other state banking laws apply to national banks. Read full article »

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8th Circ. Allows ND, Energy Cos. $1.3M In Fees In Minn. Row

The Eighth Circuit affirmed a lower court's decision to award $1.3 million in attorneys' fees and costs to North Dakota and a coalition of coal and energy companies that prevailed in a fight against Minnesota's restriction on carbon-intensive out-of-state power plants, deciding that the full award was reasonably imposed. Read full article »

REAL ESTATE

Challenge To Beckham's Miami Stadium Referendum Tossed

Soccer legend David Beckham's proposal to build a $1 billion soccer stadium, retail-office complex and public park on city-owned land in Miami survived an initial legal challenge Wednesday, as a state judge dismissed a challenge to a referendum asking voters to amend the city charter to allow negotiations. Read full article »

EMPLOYMENT

Add-On To Defense Bill Eases Transition To Worker-Owned Biz

A legislative proposal allowing the Small Business Administration to guarantee loans to small businesses transitioning to employee-owned companies became law on Monday when President Donald Trump signed the 2019 defense budget bill, which had incorporated the proposal as an amendment. Read full article »

CYBERSECURITY & PRIVACY

Kaspersky Presses DC Circ. To Overturn Gov't Software Ban

Kaspersky Labs Inc. continued to urge the D.C. Circuit to reverse a bar on federal agencies using its software, reiterating its claim that the ban is an unconstitutional "bill of attainder" that illegally punishes the Russian company and hurts its ability to do business. Read full article »

PERSONAL INJURY

City Solicitor Slammed In Pa. AG's Clergy Abuse Report

A devastating grand jury report into sexual abuse by Catholic clergy in Pennsylvania includes allegations that an Allentown-based attorney, who was appointed as the city's solicitor in May, worked to undermine one woman's claims by digging up damaging information about her and her family. Read full article »

GOVERNMENT CONTRACTS

House Dems Lose Bid For GSA Trump Hotel Docs

A D.C. federal judge dismissed a suit brought by members of the House Oversight Committee against the U.S. General Services Administration over withholding documents related to the Trump Organization's contentious hotel lease for the Old Post Office building in Washington, D.C. Read full article »

AEROSPACE & DEFENSE

Trump Admin. Can't Shield Docs In Trans Military Ban Suit

A Maryland federal court judge that ruled the Trump administration cannot shield documents in a suit over the introduction of its policy barring many transgender individuals from military service, saying the documents could reveal whether there was a discriminatory intent behind the introduction of the policy. Read full article »

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JAMS Inc.
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New York State Bar Association
Sinclair Broadcast Group, Inc.
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Trump Organization Inc.
Twitter Inc.
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Securities and Exchange Commission
Small Business Administration
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians

IMMIGRATION

Cambodian Immigrants Win Class Cert. In Due Process Fight

A California federal judge has ruled that 1,900 Cambodian nationals facing removal orders may move forward as a class with their claims that the U.S. government's policy of re-detaining them without notice or explanation violates their due process rights. Read full article »

DOJ Says 7th Circ. Must Scrap Opinion In Sanctuary City Row

The Trump administration asked the Seventh Circuit on Wednesday to vacate its opinion upholding a preliminary injunction won by the city of Chicago against new conditions the federal government attached to a public safety grant, saying the court's expected dismissal of the government's appeal means the opinion should be tossed. Read full article »

TELECOMMUNICATIONS

DC Circ. Won't Halt FCC's Next-Gen Rule Amid Challenges

The D.C. Circuit refused on Wednesday to pause the implementation of a Federal Communications Commission rule intended to accelerate the deployment of infrastructure to support denser, next-generation mobile networks. Read full article »

House Dems Want Answers On Debunked FCC Hack Claims

Federal Communications Commission Chairman Ajit Pai continues to face blowback over since-debunked claims that the agency’s public comment system was brought down last year by a cyberattack, with House Democrats casting doubt Tuesday on his insistence that he didn’t find out the claim was false until a watchdog report on the breakdown. Read full article »

EXPERT ANALYSIS

California Opens The Door To International Arbitration

Last month, California passed a law clarifying that lawyers who are not members of the state bar may appear in international arbitrations seated in California without local counsel. As a result, San Francisco and Los Angeles will likely see an increase in international arbitrations — particularly given their access to the Pacific Rim and Latin America, say attorneys with Mayer Brown LLP. Read full article »

Alternative Trading Systems Face New Regulatory Burdens

The U.S. Securities and Exchange Commission last month approved rule changes that would impose extensive new transparency requirements on alternative trading systems that effect transactions in National Market System stocks. Julian Rainero and William Barbera of Schulte Roth & Zabel LLP break down the new disclosure requirements and highlight areas that may prove particularly burdensome. Read full article »

A Close Look At IRS Proposed Pass-Through Deduction Rules

Last week, the IRS proposed regulations under Internal Revenue Code Section 199A, providing guidance on the new deduction available to pass-through entities and sole proprietorships. Mostly taxpayer friendly, the lengthy proposed regs are likely to undergo some changes before becoming finalized, say Stephen Looney and Edward Waters of Dean Mead Egerton Bloodworth Capouano & Bozarth PA. Read full article »

Rebuttal

A Decade Of US Patent Reform Has Gone Too Far

In a recent Law360 guest article, John Thorne of the High Tech Inventors Alliance argued that enactment of the Restoring America's Leadership in Innovation Act would threaten positive changes in patent quality and American innovation.

However, many of those same changes have had a serious negative impact on the patent system and the innovation economy, says Boyd Lemna of Personalized Media Communications LLC. Read full article »

LEGAL INDUSTRY

Feature

Thinner ABA Still 'Voice Of All Lawyers,' New Prez Contends

Newly confirmed American Bar Association President Bob Carlson says his organization, which has faced declining membership, is still the "voice of all lawyers," something he believes entails speaking out against those who "mock due process, mock or ridicule equal justice under the law, and try to marginalize lawyers, judges and the press." Read full article »

Ogletree Must Show Judge Contract In Atty Gender Bias Suit

A California federal judge said Wednesday that he will need to see Ogletree Deakins Nash Smoak & Stewart PC's contract with a former nonequity shareholder before deciding whether to transfer her proposed gender bias class action, send it to arbitration or keep it in his court. Read full article »

NRA Atty Faces Scrutiny After Not Disclosing Sanction

National Rifle Association lawyers will have to answer for the accuracy of a well-known Texas litigator's application to represent it in a dispute with an insurance broker in Virginia federal court, where a judge ordered a hearing on the submission after learning that it didn't mention a past sanction for allegedly trying to influence potential jurors. Read full article »

Q&A

Law Firm Leaders: Holland & Knight's Steven Sonberg

Steven Sonberg has served as managing partner of Holland & Knight LLP for the past 10 years. During that time the law firm has grown significantly, adding 11 offices, increasing its revenue by more than 50 percent and doubling its profits per partner. Read full article »

Rebuttal

Judges Can Demand Diversity In Rule 23(g) Applications

A recent Law360 guest op-ed criticized the judge in the Chicago Board Options Exchange antitrust litigation for requesting more diversity in plaintiffs' lead counsel applications. The author's argument misinterprets the Federal Rules of Civil Procedure and reinforces archaic misconceptions about women and minorities in the courtroom, say Kellie Lerner and Chelsea Walcker of Robins Kaplan LLP. Read full article »

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COMPANIES

National Rifle Association of America
ATS Corporation
American Arbitration Association
American Bar Association
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Microsoft Corporation
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Natural Resources Defense Council
New York State Bar Association
Sinclair Broadcast Group, Inc.
SoftBank Group Corp.
Spokeo Inc.
Tribune Media Co.
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Internal Revenue Service
U.S. Department of Homeland Security

U.S. Immigration and Customs Enforcement
Bureau of Labor Statistics
California Supreme Court
Executive Office of the President
Federal Bureau of Investigation
Federal Election Commission
New York State Department of Financial Services
Office of the Comptroller of the Currency
Omaha Tribe of Nebraska
Securities and Exchange Commission
Small Business Administration
U.S. Department of Defense
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
United Keetoowah Band of Cherokee Indians

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To: Trish Truesdell[ttruesdell@LasVegasNevada.GOV]
Cc: Cheryl Russo[crusso@LasVegasNevada.GOV]; Jace Radke[jradke@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 2/22/2016 8:26:54 PM
Subject: FW: Rescinding Dianetics Day or Month

bingo

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 11:17 AM
To: Carolyn G. Goodman
Subject: Re: Rescinding Dianetics Day or Month

Thank goodness..My apologies it was Carson City and Reno who did!

Brian J. Sheen Ph.D.
www.7KeysforAttentionDevelopment.com
www.BrianSheenpublications.com
Helping people access their inner pharmacy
to be focused,happy and medication free

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
To: Brian Sheen <[redacted]
Cc: Cheryl Russo <crusso@LasVegasNevada.GOV>; Trish Truesdell <ttruesdell@LasVegasNevada.GOV>
Sent: Monday, February 22, 2016 1:59 PM
Subject: RE: Rescinding Dianetics Day or Month

Thank you for contacting me about the city's issuing proclamations for DIANETICS DAY in the past. Before any consideration of the issues you bring forward, I asked my staff to review the past five years in reference thereto. The response:
"We have provided a Proclamation every year for the last four years to Maureen Bird as her request, however, we have never done a Dianetics Day or Month Proclamation in the City of Las Vegas."

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– *The Lee Report on Dianetics and Scientology by Professor John Lee*

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually**

a pathological liar when it comes to his history, background and achievements.

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

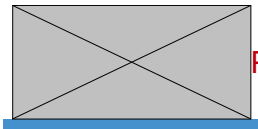
I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 6/20/2016 8:17:05 AM
Subject: [Marketing Mail] 11th Circ. Backs SEC In Challenge To In-House Judges



PUBLIC POLICY

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Monday, June 20, 2016

TOP NEWS

11th Circ. Backs SEC In Challenge To In-House Judges

The Eleventh Circuit on Friday became the fourth federal appellate court to rule that district courts can't hear challenges to the U.S. Securities and Exchange Commission's in-house courts by financial services professionals facing ongoing SEC proceedings.

Tech Union Blasts DHS' Revised Work Rule For Foreign Grads

A technology union lodged a new complaint in D.C. federal court on Friday challenging a revised Department of Homeland Security foreign student work rule, after its prior lawsuit was thrown out as moot when the previous regulation was revised.

EU Finance Ministers Reach Tentative Anti-Tax Avoidance Deal

The European Union’s finance ministers on Friday reached a provisional agreement for rules aimed at stamping out corporate tax dodging in the region, a top European Union financial official said.

CPSC Head Says Companies Should Share Penalty Info

Companies have to do their part and agree to release information during settlement negotiations with the U.S. Consumer Product Safety Commission, its head said recently, responding to attorneys' urging that the agency open up about its decision-making process for civil penalties.

NY Lawmakers Pass Daily Fantasy Sports Legalization Bill

New York lawmakers have passed a bill to legalize and regulate daily fantasy sports in what could put an end to a major legal challenge for the beleaguered industry after the New York attorney general had hit industry leaders DraftKings and FanDuel with lawsuits alleging their contests violated anti-gambling laws in the state.

2nd Circ. Upholds Ex-Conn. Gov.'s Campaign Fraud Conviction

The Second Circuit rejected former Connecticut Gov. John Rowland's attempt to overturn a conviction on campaign finance violations on Friday, saying fake consulting contracts concealing his work for Republican congressional campaigns defied the Sarbanes-Oxley Act.

Fattah Corruption Deliberations Reset After Juror Dismissal

U.S. District Judge Harvey Bartle hit the reset button on deliberations in the

LAW FIRMS

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Ashurst LLP
Baker Botts
Bean Kinney
Blank Rome
Bracewell LLP
Bradley Arant
Brinks Gilson & Lione
Brune & Richard
Cadwalader Wickersham
Choate
Covington & Burling
Cravath Swaine
Crowell & Moring
DLA Piper
Dechert
Dentons
Dinsmore & Shohl
Drinker Biddle
Epstein Becker Green
Fennemore Craig
Finnegan
Fish & Richardson
Frankfurt Kurnit
Gibson Dunn
Greenberg Traurig
Guida Slavich
Hogan Lovells
Hughes Hubbard
Hunton & Williams
Jones Day
K&L Gates

corruption case against Rep. Chaka Fattah, D-Pa., on Friday morning after a juror was dismissed for undisclosed reasons.

ANALYSIS

5 Takeaways From DC Circ.'s Net Neutrality Ruling

The D.C. Circuit's net neutrality decision Tuesday caught many practitioners off guard with its sweeping endorsement of the Federal Communications Commission's altered internet rules and has ushered in a new era of FCC regulatory authority. Here, Law360 highlights five things you should know about the decision.

EPA Enviro Justice Goals May Affect Future Regs, Settlements

The U.S. Environmental Protection Agency's new technical guidance on how its analysts should incorporate environmental justice principles into their work shows how serious the agency is about applying those principles to its rulemaking and enforcement efforts and could mean new requirements for businesses covered by future EPA rules or settlements, experts said.

New Pipeline Safety Bill Turns Up Heat On PHMSA

The U.S. Pipeline and Hazardous Materials Safety Administration reauthorization bill that President Barack Obama is expected to sign into law soon heaps more significant safety mandates on the agency's crowded regulatory plate, which could further slow its already sluggish and much-maligned rulemaking pace, experts say.

BANKING & SECURITIES

IEX Wins Nod For Stock Exchange With 'Speed Bump'

The U.S. Securities and Exchange Commission gave the go-ahead to IEX Group's plan for a new stock exchange that comes with a built-in "speed bump" to check high-speed traders, despite protests from those traders that the move would interrupt trades marketwide.

Hong Kong Exchange To Overhaul IPO Listing Process

Hong Kong's stock exchange and securities watchdog proposed the creation of two new oversight committees Friday, saying that the new committees would make handling listing policy and initial public offering matters easier and foster new cooperation between the two bodies.

China Securities Watchdog Tightens Backdoor Listing Rules

China's securities regulator said Friday that it will take steps to curb speculation and more strictly police "backdoor listings" in a move that comes as the country looks to shore up its capital markets and prevent a repeat of the market volatility that rocked investors' confidence last year.

Tilton Says SEC Can't Reopen In-House Suit Before Mandate

Private equity magnate Lynn Tilton bashed the U.S. Securities and Exchange Commission's request to immediately revive its $200 million in-house case against her, telling the Second Circuit that she still has time to seek review of the appellate court's decision allowing the administrative case to proceed.

ENERGY & ENVIRONMENTAL

7th Circ. Won't Revisit FERC Project-Rights Ruling

The Seventh Circuit on Thursday declined to reconsider its earlier ruling that backed a Federal Energy Regulatory Commission decision allowing a regional grid operator to honor non-federal rights of first refusal for regional electricity projects.

Ex-EPA Official Allowed To Testify In 'War On Coal' Suit

Katten Muchin
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Latham & Watkins
Locke Lord
McDermott Will
Mintz Levin
Morgan Lewis
Munck Wilson
Orrick Herrington
Post & Schell
Ropes & Gray
Schnader Harrison
Seyfarth Shaw
Shook Hardy
Sidley Austin
Simpson Thacher
Skadden
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Weil Gotshal
White & Case
Wilkinson Barker
WilmerHale
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COMPANIES

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Amazon.com Inc.
American Airlines Group Inc.
American Bar Association
Apple Inc.
Business Roundtable
Cablevision Systems Corporation
Centerra Group LLC
Chevron Corporation
Citadel LLC
Deloitte Touche
DraftKings Inc.
Facebook
FanDuel Inc.
Fannie Mae
Hong Kong Exchanges and Clearing
Immigration Reform Law Institute
International Business Machines Corporation
Johnson & Johnson
MSCI, Inc.
Mayo Foundation for Medical

A West Virginia federal judge on Friday shot down the Environmental Protection Agency's request to keep a Bracewell LLP attorney who had worked for the EPA from testifying in Murray Energy's lawsuit accusing the agency of failing to study how its air quality regulations impact jobs, saying the EPA couldn't prove that he had a conflict of interest in the case.

HEALTH & LIFE SCIENCES

Sec. Burwell Wants To End Medicare Patient Class Action

Health Secretary Sylvia Mathews Burwell on Thursday told a Connecticut federal court to dismiss a putative class action brought by Medicare patients who claim they were denied their constitutional right to due process by being placed under observation while hospitals considered whether to admit them.

Hospice Urges Supreme Court To Take Medicare Money Case

An Arkansas hospice has asked the U.S. Supreme Court to review an Eighth Circuit ruling requiring the facility to continue caring for Medicare patients after the government has reached its annual reimbursement limit, arguing the tactic constitutes an illegal taking of private property in violation of the Fifth Amendment.

TRANSPORTATION & INFRASTRUCTURE

Ocean Carriers Urged To Help With Container Weight Rule

The head of the Federal Maritime Commission on Thursday urged ocean carriers to take straightforward and simple approaches to ease the confusion over implementing a new international mandate requiring all containers shipped via ocean carriers to have their weight verified.

REAL ESTATE

Watchdog Queries Fannie Mae HQ Project, Watt Pushes Back

A government watchdog urged the Federal Housing Finance Agency on Thursday to step up its oversight of costs related to Fannie Mae's ongoing headquarters relocation project or risk significant financial and reputational harm, prompting FHFA head Mel Watt to criticize the report as overblown.

PRIVACY & CONSUMER PROTECTION

FEMA Told To Better Guard Personal Info At Disaster Sites

The Federal Emergency Management Agency needs to do more to protect personal information at disaster recovery centers, a watchdog has said, noting that the handling of sensitive data during a massive wildfire in Northern California last year wasn't up to snuff.

GOP Senator Asks Facebook For Info About Orlando Shooter

The chairman of the Senate homeland security committee has urged Facebook Inc. to turn over information from accounts used by the gunman behind the June 12 shooting at an Orlando nightclub, pointing to a number of Islamic State-related posts he wrote on the day of the attack.

GOVERNMENT CONTRACTS

Agencies Issue Rule To Promote Federal Strategic Sourcing

The U.S. Department of Defense, the General Services Administration and NASA on Friday issued a joint proposed rule intended to prod contracting officers into using the Federal Strategic Sourcing Initiative, a program designed to leverage

Education and Research
McGraw Hill Financial Inc.
Murray Energy Corp.
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Association of Manufacturers
Nike Inc.
PG&E Corporation
PepsiCo Inc.
QUALCOMM Incorporated
RBC Capital Markets
Robert Half International Inc.
Sierra Club
Southern California Gas Co.
Starbucks Corporation
Statoil ASA
Teavana Corp.
The Walt Disney Company
Twitter Inc.
U.S. Chamber of Commerce
Universal Health Services Inc.
Viacom Inc.

GOVERNMENT AGENCIES

California Natural Resources Agency
Consumer Financial Protection Bureau
Consumer Product Safety Commission
Defense Contract Audit Agency
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Maritime Commission
Federal Reserve System
Food and Drug Administration
Internal Revenue Service
International Maritime

federal buying power to save money on common purchases.

INTERNATIONAL TRADE

US, Canada Claim 'Significant Progress' In Lumber Talks

U.S. and Canadian trade officials said Friday they've made “significant progress” in their efforts to strike a new deal governing softwood lumber trade, but offered few details on how much work was left to do in the negotiations.

Asian Trade Dip Leads Global Decline, WTO Says

A World Trade Organization report, released Wednesday, has found that a drop in Asian trade led a 1 percent decline in overall global trade in the first quarter of 2016, a worse result than the organization had expected.

US Senate Panel Opens Door For More Food Exports To Cuba

U.S. farmers are one step closer to being able to export commodities to Cuba with the help of bank financing after the Senate Appropriations Committee on Thursday approved a bipartisan amendment.

Business Titans Keep Pushing For TPP Vote This Year

As the Trans-Pacific Partnership's future remains up in the air, a trio of powerful U.S. business groups Thursday called on the Obama administration and congressional leaders to vote on the 12-nation trade accord before the year is out.

TAX

Colo. Dispensary Urges State AG Intervention In Pot Tax Row

A Colorado medical marijuana dispensary locked in a legal row over the Internal Revenue Service’s denial of tax deductions on Thursday urged a Colorado federal judge to allow Colorado’s attorney general to defend the constitutionality of its medical marijuana regime.

NATIVE AMERICAN

Ariz. Gov. Says Tribal Gambling Pact Talks Are Privileged

An Arizona federal judge set a timetable Friday to deal with a bid by the state’s governor to nix the Tohono O'odham Nation's subpoena in a suit over the tribe's right to offer Las Vegas-style gaming near Phoenix, after the governor claimed the subpoena improperly seeks privileged information on the state’s gaming deliberations.

TELECOMMUNICATIONS

Texas Doc Loses Appeal Over TV Report On Sex With Patient

The Texas Supreme Court sided with a local television news station in a defamation suit on Friday, saying that a doctor who sued it over a media report about her didn’t meet a burden for it to move forward under the Texas Citizens Participation Act.

EXPERT ANALYSIS

The Empire Strikes: Thoughts On Gov't Puerto Rico Decisions

With two recent U.S. Supreme Court decisions and a bill passed in the House with an overwhelming bipartisan majority, the federal government has struck a severe blow to the illusion of self-government by the people of Puerto Rico, says Carlos Ivan Gorrin Peralta, a professor of constitutional law at the Inter-American

Organization
International Trade Commission
NATO
National Aeronautics and Space Administration
National Institute of Standards and Technology
New Jersey Legislature
New York State Gaming Commission
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Small Business Administration
Tohono O'odham Nation
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations

University of Puerto Rico.

A Glimmer Of Hope In DCAA's FY 2015 Report To Congress

Fiscal year 2015 was a productive year for the Defense Contract Audit Agency. Compared to FY 2014 figures, the statistics show that the DCAA is making progress in clearing its audit backlog, but it is difficult to see how the DCAA can sustain this momentum, especially in connection with the closure of incurred cost audits — its primary mandate, say Dave Nadler and David Yang of Blank Rome LLP.

White House Privacy Rules For Health Initiative Lack Specifics

The guidance offered in the data security framework for the White House's Precision Medicine Initiative remains too broad to offer much practical utility for different health care organizations with different needs. Although "wiggle room" is important in order for participants to adapt, they are likely to be frustrated by the lack of concrete rules, say attorneys at King & Spalding LLP.

In Congress: Brexit, Puerto Rico, 2nd Amendment Showdown

Appropriations continue to dominate floor activity in both the House and Senate this week, but questions over the future of the fiscal year 2017 appropriations process will shift to the Senate, where Democrats have forced votes on firearms issues following the Orlando nightclub massacre, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

LEGAL INDUSTRY

Associate Pay Hikes Could Spur NYC Exodus

Law firms spread the love when raising associates' starting salaries to $180,000 over the last two weeks by not limiting the bumps to attorneys in New York City, but rather including remote hubs like Cheyenne, Wyoming. The move leads some experts to conclude that top talent will soon eschew the high-rent metropolis that was once a bastion of fat paychecks.

5 More Firms Wrap Up Week With Associate Raises

Five more firms ensured their associates enjoy the weekend by announcing that they will meet the Cravath salary scale for certain associates in their U.S. offices, as the legal sector continues adjusting to the new salary benchmark set by Cravath Swaine & Moore LLP.

4 Signs BigLaw Is Not Ready For Social Media

With social media playing an increasingly central part of people's lives, participating in its forums and pages can be an effective way for BigLaw to promote its good work. It's also an excellent way for large firms to lose control of their brand. Here, legal industry experts discuss four ways BigLaw is largely still not ready for social media, and how it can get it right.

Survey Finds 3-Year High In Law Firms Looking To Hire

The percentage of law firms planning to hire new legal professionals in the coming months has hit a three-year high, according to the staffing firm Robert Half Legal, with two-thirds of survey respondents saying it's hard to find the skilled staff they need and a third worried about talented employees getting poached.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The high court issued a new standard for evaluating whether regulatory violations are serious enough to trigger False Claims Act liability, workplace gender equality advocates saw three notable developments, and a new study says general counsel are seeking out nontraditional law firms. Those stories top the corporate legal news you may have missed last week.

Atty Gets Life Sentence For Attack On Law Firm Boss, Wife

The Virginia lawyer convicted earlier this week for taking the former managing shareholder of Virginia law firm Bean Kinney & Korman PC and his wife hostage in

their home was sentenced to life in prison on Thursday, according to a statement released by the firm.

UK Dentons Group Boasts 7% In Revenue Gains, To $237M

Dentons saw revenue in its U.K., Middle East and Africa practice grow 7 percent this past fiscal year to £165 million ($237 million), a figure that is also a 23 percent boost over the past three years, the firm told Law360 on Friday.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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Akin Gump
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Katten Muchin
Orrick Herrington
Skadden
WilmerHale
Andrews Kurth
Arnold & Porter
Ashurst LLP
Baker Botts
Bean Kinney
Blank Rome
Bracewell LLP
Bradley Arant
Brinks Gilson & Lione
Brune & Richard
Cadwalader Wickersham
Choate
Covington & Burling
Crowell & Moring
DLA Piper
Dechert
Dentons
Dinsmore & Shohl
Drinker Biddle
Epstein Becker Green
Fennemore Craig
Finnegan
Fish & Richardson
Frankfurt Kurnit
Guida Slavich
Hogan Lovells
Hughes Hubbard

Hunton & Williams
Jones Day
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Latham & Watkins
Locke Lord
McDermott Will
Mintz Levin
Morgan Lewis
Munck Wilson
Post & Schell
Ropes & Gray
Schnader Harrison
Seyfarth Shaw
Shook Hardy
Sidley Austin
Simpson Thacher
Stradley Ronon
Weil Gotshal
White & Case
Wilkinson Barker
Wilson Sonsini

COMPANIES

Facebook
3M Company
Alcoa Inc.
Amazon.com Inc.
American Airlines Group Inc.
American Bar Association
Apple Inc.
Business Roundtable
Cablevision Systems Corporation
Centerra Group LLC
Chevron Corporation
Citadel LLC
Deloitte Touche
DraftKings Inc.
FanDuel Inc.
Fannie Mae
Hong Kong Exchanges and Clearing
Immigration Reform Law Institute
International Business Machines Corporation
Johnson & Johnson
MSCI, Inc.
Mayo Foundation for Medical Education and Research
McGraw Hill Financial Inc.
Murray Energy Corp.
NASDAQ OMX Group Inc.
NFL Enterprises LLC

National Association of Manufacturers
Nike Inc.
PG&E Corporation
PepsiCo Inc.
QUALCOMM Incorporated
RBC Capital Markets
Robert Half International Inc.
Sierra Club
Southern California Gas Co.
Starbucks Corporation
Statoil ASA
Teavana Corp.
The Walt Disney Company
Twitter Inc.
U.S. Chamber of Commerce
Universal Health Services Inc.
Viacom Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
Federal Communications Commission
Internal Revenue Service
U.S. Department of Labor
United Nations
California Natural Resources Agency
Consumer Financial Protection Bureau
Consumer Product Safety Commission
Defense Contract Audit Agency
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Election Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Maritime Commission
Federal Reserve System
Food and Drug Administration
International Maritime Organization
International Trade Commission
NATO
National Aeronautics and Space Administration
National Institute of Standards and Technology

New Jersey Legislature
New York State Gaming Commission
Pipeline and Hazardous Materials Safety Administration
Small Business Administration
Tohono O'odham Nation
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
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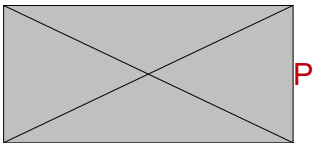
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 8/14/2018 8:55:01 AM
Subject: BigLaw's Mental Health Stigma Shows Signs Of Fading



PUBLIC POLICY.

Tuesday, August 14, 2018

IN-DEPTH

Feature

BigLaw's Mental Health Stigma Shows Signs Of Fading

Sometimes viewed as an "invisible" disability, mental illness has long been forced under wraps because of the risk that attorneys could face bias and stigma. Here's how lawyers, law firms and other groups are starting to take on the status quo. This article is part of our special report on disability inclusion in the legal industry. Read full article »

Feature

David Boies On How Dyslexia Shaped His Practice

One of the country's highest-profile litigators, the Boies Schiller Flexner LLP chairman was diagnosed with dyslexia when he was in his 30s. In an interview with Law360, he talks about practicing law with the learning disability. This article is part of our special report on disability inclusion in the legal industry. Read full article »

TOP NEWS

Feature

'Come Loaded For Bear' Before Manafort Judge, Attys Say

Lawyers who have appeared before the Virginia federal judge overseeing the fraud trial of former Trump campaign chair Paul Manafort offer two pieces of advice for arguing in his courtroom: Be prepared. Be concise. Read full article »

Dems Again Denied Kavanaugh Bush-Era Docs From Archives

Senate Democrats' latest long shot to get D.C. Circuit Judge Brett Kavanaugh's documents from his time as President George W. Bush's staff secretary fell short, as the National Archives again has rejected a request for information on President Donald Trump's U.S. Supreme Court nominee. Read full article »

Banker Pushed $16M Manafort Loans Despite Risk, Jury Told

The CEO of Federal Savings Bank pushed through $16 million in bank loans to Paul Manafort despite concerns of too much risk to the bank posed by lending to the president's former campaign manager, a bank executive told a Virginia federal jury Monday. Read full article »

Judge Won't Boot Mueller From Probe Into Russian Company

A federal judge for the District of Columbia on Monday refused to boot Special Counsel Robert Mueller from the prosecution of a Russian company accused of

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Ogletree Deakins
Orrick Herrington
Priddy Cutler
Proskauer Rose
Quinn Emanuel
Reed Smith
Riley Safer
Sanford Heisler Sharp
Steptoe & Johnson LLP
Susman Godfrey
Willkie Farr
WilmerHale

COMPANIES

funding a propaganda campaign to tip the 2016 presidential election in Donald Trump's favor, saying his appointment was lawful and the case within the investigation's scope. Read full article »

CFIUS Overhaul Signed Into Law Along With Defense Budget

President Donald Trump signed the National Defense Authorization Act for 2019 into law on Monday, approving the federal defense budget and policy priorities for the upcoming year as well as the attached plan to overhaul the Committee on Foreign Investment in the United States. Read full article »

ENERGY & ENVIRONMENTAL

DHS Says Enviro Challenge To Border Wall Waiver Is Moot

The Trump administration on Friday once again urged a D.C. federal judge to toss a suit accusing it of violating numerous federal laws by waiving environmental oversight regulations to accelerate construction of approximately 20 miles of a wall along the border between eastern New Mexico and Mexico, telling the court it lacks the authority to review the claims. Read full article »

NYC Restaurant Group Fights Foam Ban At Appeals Court

A trade group representing restaurants and foam manufacturers has taken its opposition to New York City's ban on styrofoam, effective Jan. 1, to state appellate court, saying Mayor Bill de Blasio is unfairly resisting the city council's mandate to recycle polystyrene and that recycling is both economically feasible and environmentally effective. Read full article »

REAL ESTATE

Enviros Can't Stop Calif. Housing Permit Over Density Worries

A California appeals court rejected a conservation group’s challenge to a plan to build six single-family homes on an approximately 11-acre piece of land in the city of Riverside, deciding that there was no basis for the group’s assertion that a further environmental assessment was needed. Read full article »

OIG Says Gov't Landlord Not Properly Tracking Unused Space

The U.S. General Services Administration’s Public Buildings Service does not properly report all unused building space that it leases and therefore has not taken effective steps to either reuse or rid itself of that leased space, a GSA watchdog said. Read full article »

EMPLOYMENT

Ky. High Court Takes Up Fight Over Pension-Cutting Law

Kentucky's Republican governor and Democratic attorney general will take their fight over a controversial pension-trimming law to the state's high court this fall, as the Kentucky Supreme Court agreed Friday to hear oral arguments next month over whether Senate Bill 151's passage violated the state constitution. Read full article »

INTERNATIONAL TRADE

Ross Insists Turkish Metals Tariff Hike Is For Security

Following President Donald Trump’s surprising decision to double tariffs on Turkey’s steel and aluminum exports in response to a tumbling of its currency, U.S. Commerce Secretary Wilbur Ross late Friday stressed that the move was made purely for national security reasons. Read full article »

Carmakers Bemoan 'Confusing' Tariff Exclusion Process

American Bar Association
Amgen Inc.
Cable News Network Inc.
Center for Biological Diversity
Dart Container Corp.
Defenders of Wildlife
Florida Power & Light Co.
Hazelden Betty Ford Foundation
McGuireWoods Consulting LLC
Microsoft Corporation
Motor & Equipment Manufacturers Association
Mylan NV
NBCUniversal Inc.
National Collegiate Athletic Association
National Congress of American Indians
National Consumer Law Center
National Veterans Legal Services Program
New York Times Co.
New York University
Pactiv Corporation
Public Broadcasting Service
T-Mobile USA Inc.
Tax Foundation
United Continental Holdings Inc.
WeWork LLC

GOVERNMENT AGENCIES

Bad River Band of Lake Superior Chippewa Tribe
Bureau of Industry and Security
California Supreme Court
Committee on Foreign Investment in the United States
Commonwealth of Kentucky
Crow Creek Sioux Tribe
Department of Commerce
Federal Communications Commission
Federal Trade Commission
Financial Crimes Enforcement Network
General Services Administration Office of Inspector General
Internal Revenue Service
Substance Abuse and Mental Health Services Administration
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland

The Trump administration's process for importers to secure relief from its steel and aluminum tariffs has been “onerous, expensive and confusing,” a car parts manufacturer advocacy group said in a letter, calling on lawmakers to press the White House for meaningful changes. Read full article »

IMMIGRATION

7th Circ. Cancels En Banc Rehearing In Sanctuary City Case

The Seventh Circuit on Friday canceled a planned full-court rehearing in the Trump administration’s appeal of a preliminary nationwide injunction preventing it from imposing conditions on federal grants targeting sanctuary cities, saying it no longer had jurisdiction. Read full article »

TELECOMMUNICATIONS

FCC Lifeline Reform Will Likely Harm Tribes, DC Circ. Says

The D.C. Circuit has paused parts of the Federal Communications Commission's plan to alter the way it awards and disburses funds for the Lifeline program that helps poor people afford phone and internet service, saying eligibility changes are likely to shut out tribal customers rather than encourage network expansion as the FCC predicted. Read full article »

T-Mobile, Tribes Urge FCC To Cut Educational Spectrum Rules

T-Mobile and several Native American tribes urged the Federal Communications Commission to ease restrictions on how spectrum reserved for educational content can be used and licensed, saying the move would modernize broadband service. Read full article »

Pai Pens Letter Defending Net Neutrality Rollback

Federal Communications Commission Chairman Ajit Pai defended a decision to cut back regulations on internet providers in a policy change that ended so-called net neutrality, saying in a letter made public Friday that the move has freed up competition among broadband providers. Read full article »

EXPERT ANALYSIS

Lower Court Confusion Over Impact Of Trump V. Hawaii

In Trump v. Hawaii, the U.S. Supreme Court recently upheld President Donald Trump’s so-called travel ban against the contention that it is anti-Muslim and violates the establishment clause. However, it appears that some lower federal courts have not understood the high court's message, says Steven Gordon of Holland & Knight LLP. Read full article »

Retirement Provisions May Survive Doomed Tax Reform 2.0

On July 24, a two-page framework for “Tax Reform 2.0," a second round of tax-cut legislation, was released by the House Ways and Means Committee. One aspect of the framework, improving American's retirement savings, has bipartisan support and might make it into legislation passed by Congress before the end of 2018, says Lai King Lam of McGuireWoods Consulting LLC. Read full article »

Opinion

Time To Curb Abuse Of Air Travel 'Support Animal' Rules

Growing numbers of passengers are claiming that their pets are "comfort" or "emotional support" animals, thereby requiring airlines to accommodate the animals in aircraft cabins. The U.S. Department of Transportation should eliminate its requirement that carriers allow untrained animals on planes, while continuing to permit trained service dogs, say David Heffernan and Robert Foster of Cozen O’Connor. Read full article »

Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. General Services Administration
U.S. Office Of Special Counsel
U.S. Supreme Court

Roundup

Clerking For Ginsburg

Justice Ruth Bader Ginsburg joined the U.S. Supreme Court 25 years ago and is not planning to retire anytime soon — she has hired clerks through 2020. What's it like to assist Justice Ginsburg? In this series, former clerks reflect on the experience. Read full article »

LEGAL INDUSTRY

Proskauer, Partner Agree To End Pay Equity Suit

Proskauer Rose LLP and a female partner on Friday agreed to end her $50 million sex discrimination suit alleging that the firm pays her less than her male colleagues and threatened to fire her when she complained. Read full article »

Dentons Grows In Latin America With New Chilean Office

Dentons announced Monday that it is combining with a Chilean firm, a move the firm's leadership boasted will further shore up its presence in Latin America and enable it to provide legal services to clients around the globe. Read full article »

Del. Court Returns To Full Strength With 2 New Judges

The U.S. District Court for the District of Delaware has added two federal judges to the bench, bringing the court, recently swamped with patent litigation, to full strength for the first time in more than a year. Read full article »

Gov't, PACER Users Can Appeal Suit Over Fees

A Washington, D.C., federal judge on Monday greenlighted an appeal in a class action challenging the government's use of fees for the Public Access to Electronic Court Records system, allowing both sides to argue that the court got it wrong in a liability decision that found the government misused $200 million in fees. Read full article »

Interview

15 Minutes With WeWork's General Counsel

WeWork general counsel Peter Greenspan's relationship with the company began in 2014 when he was approached to help the rapidly growing office space sharing startup hire a real estate lawyer. Greenspan, an alumnus of Willkie Farr & Gallagher LLP, spoke to Law360 recently about his first three years at WeWork, what makes for an ideal partnership with outside counsel and why the legal department at WeWork is so special. Read full article »

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Quinn Emanuel
Reed Smith
Riley Safer
Sanford Heisler Sharp
Steptoe & Johnson LLP
Susman Godfrey
Willkie Farr
WilmerHale

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Center for Biological Diversity
Dart Container Corp.
Defenders of Wildlife
Florida Power & Light Co.
Hazelden Betty Ford Foundation
McGuireWoods Consulting LLC
Microsoft Corporation
Motor & Equipment Manufacturers Association
Mylan NV
NBCUniversal Inc.
National Collegiate Athletic Association
National Congress of American Indians
National Consumer Law Center
National Veterans Legal Services Program
New York Times Co.
New York University
Pactiv Corporation
Public Broadcasting Service
T-Mobile USA Inc.
Tax Foundation
United Continental Holdings Inc.
WeWork LLC

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U.S. Department of Homeland Security
Bad River Band of Lake Superior Chippewa Tribe
Bureau of Industry and Security
California Supreme Court
Committee on Foreign Investment in the United States
Commonwealth of Kentucky
Crow Creek Sioux Tribe
Department of Commerce
Federal Trade Commission
Financial Crimes Enforcement Network
General Services Administration Office of Inspector General
Substance Abuse and Mental Health Services Administration
U.S. Attorney's Office
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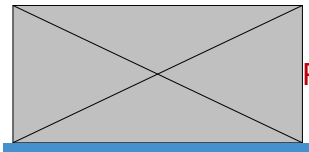
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 2/22/2017 9:44:18 AM
Subject: [Marketing Mail] New EPA Chief Pledges To Change Regulatory, Legal Practices



PUBLIC POLICY

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Wednesday, February 22, 2017

TOP NEWS

New EPA Chief Pledges To Change Regulatory, Legal Practices

U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday emphasized his desire to work collaboratively with career EPA staff and his intention to depart from regulatory and litigation tactics he said sideline industry and state interests.

Incoming Deputy AG Brings High-Profile Criminal Experience

Incoming Deputy Attorney General Rod Rosenstein has spent 90 percent of his career on federal criminal matters including high-profile government misconduct cases, according to materials he provided a Senate panel on Friday.

ABA's Gorsuch Rating Due Out Before Confirmation Hearings

The American Bar Association will release its laborious evaluation of U.S. Supreme Court nominee Neil Gorsuch before his confirmation hearings kick off on March 20, handing senators a powerful factor for evaluating whether to promote the Tenth Circuit judge to the nation's top bench.

DHS Releases Guidance On Immigration Executive Orders

The U.S. Department of Homeland Security issued memos Tuesday implementing two executive orders from President Donald Trump related to immigration, with the agency laying out the administration's expanded enforcement targets, calling for more officers and suggesting new policy is coming on expedited removals.

Dems Want Trump To Endorse Currency Manipulation Bill

A trio of House Democrats have asked President Donald Trump to go beyond executive action and create tariffs against foreign currency manipulators.

Analysis

Top 4 Groups Lobbying The FCC

As Federal Communications Commission Chairman Ajit Pai approaches one month into his chairmanship, industry stakeholders have begun lobbying the new FCC, advocating on issues such as how to distribute universal service funds and make way for 5G infrastructure. Here, Law360 looks at the top four groups that have filed ex partes in the last month.

Ill. High Court OKs Exception To Untimely Agency Reviews

The Illinois Supreme Court on Friday ruled that a decision from an administrative

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Keller and Heckman
Kennyhertz Perry
Latham & Watkins
Mauck & Baker
Mayer Brown
Morgan Lewis
Munsch Hardt
Norton Rose Fulbright
Perkins Coie
Ropes & Gray
Shulman Rogers
Sidley Austin
Simmons & Simmons
Squire Patton Boggs
Stradley Ronon
Tucker Law Group
Weil Gotshal
Weiner Brodsky

agency can be appealed, even if the appeal is late, in instances where the agency violated due process.

New Bill Targets Warrantless GPS Tracking, Stingrays

A bipartisan bill introduced in both houses of Congress on Wednesday would bar the tracking of a person using GPS technology without permission or a warrant — particularly law enforcement use of stingray technology that tricks phones into transmitting location information to a third party.

BANKING & SECURITIES

Kan. Stock Promoter Says 10th Circ. Order Blocks SEC Case

A stock promoter filed a lawsuit in Kansas federal court on Tuesday seeking to halt a U.S. Securities and Exchange Commission administrative proceeding against him, saying the judge overseeing his case has already been deemed to violate the U.S. Constitution by the Tenth Circuit.

ENERGY & ENVIRONMENTAL

Virginia's Uranium Mining Ban Upheld By Fourth Circuit

The Fourth Circuit on Friday upheld a lower court's dismissal of a uranium company's lawsuit seeking to overturn a Virginia law banning uranium mining, deciding that there is nothing in the federal Atomic Energy Act that preempts the state from establishing such a moratorium.

GOP Reps Ask EPA To Extend Mining Rule Comment Period

A trio of Republican committee chairmen in the House asked the U.S. Environmental Protection Agency on Friday to extend the comment period on a proposed rule that would require participants in the hardrock mining industry to show they can cover the costs of environmental hazards stemming from their operations.

Timber Co. Fights Obama Expansion Of Oregon Monument

A timber company on Friday challenged former President Barack Obama's proclamation that expanded the Cascade-Siskiyou National Monument, arguing in Oregon federal court that the protectionist move conflicted with a congressional decision mandating that some of the land be used for logging.

EPA Can't Second-Guess Texas Ozone Plan, 5th Circ. Told

The U.S. Environmental Protection Agency wrongly rejected Texas' plans to address cross-state emissions in meeting 2008 national ozone standards and trampled over the Lone Star State's authority under the Clean Air Act in imposing a federal substitute, Texas officials told the Fifth Circuit on Friday.

EU Nearing Decision On Extending China Solar Panel Duties

The European Commission is close to drawing its final conclusion regarding extended duties on Chinese solar panels, a commission representative told Law360 on Tuesday.

Enviros Say USFS Ignored Logging Project's Owl Impacts

Environmentalists have asked a California federal judge to stop a U.S. Forest Service-approved logging operation they say harms critical California spotted owl habitat in the state's Tahoe National Forest.

EPA Urges 4th Circ. To Undo Coal Jobs Analysis Order

The U.S. Environmental Protection Agency on Tuesday asked the Fourth Circuit to overturn a federal judge's decision that compels the agency to evaluate the consequences of its air pollution regulations on jobs, arguing there was no Clean Air Act violation that warranted such a remedy.

HEALTH & LIFE SCIENCES

COMPANIES

AT&T Inc.
American Academy of Pediatrics
American Bar Association
American Civil Liberties Union
American Federation of State, County and Municipal Employees
American Psychological Association
Apple Inc.
Caterpillar Inc.
Center for American Progress
Center for Biological Diversity Inc.
Delta Air Lines Inc.
Dow Chemical Co.
Facebook
Florida Immigrant Coalition
GLC Business Services Inc.
General Electric Company
Google Inc.
Koch Industries Inc.
Microsoft Corporation
Murray Energy Corp.
National Immigration Law Center
New York Times Co.
North American Electric Reliability Corp.
PHH Corporation
Planned Parenthood Federation
Raytheon Company
Tax Foundation
Texas Medical Association
Texas Rangers
The Boeing Company
Twitter Inc.
United States Telecom Association
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Land Management
Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission

Texas Justices Let Challenge Of Chiropractic Rules Proceed

A Texas appellate court on Friday gave the Texas Association of Acupuncture and Oriental Medicine another shot at challenging the validity of two provisions in the Texas Board of Chiropractic Examiners administrative rules that it believes are invalid because they allow chiropractors to practice acupuncture.

HealthCare.gov Deletions 'Trumpcare By Sabotage,' Dems Say

Leading Democrats from the U.S. Senate committees on Health, Education, Labor and Pensions and Finance on Friday demanded answers from the U.S. Department of Health and Human Services' newly confirmed secretary about why a breakdown of the Affordable Care Act's benefits was removed from HealthCare.gov.

MEDIA & ENTERTAINMENT

Philly Controller Escapes 'Slush Fund' Slander Suit

A Pennsylvania state court judge on Tuesday threw out a lawsuit accusing Philadelphia's city controller of defaming a former city official with remarks about a so-called slush fund in which money primarily from the Philadelphia Marathon was used to pay for pet projects of former Mayor Michael Nutter.

INSURANCE

Ill. Gay Conversion Therapy Ban Exempts Pastors, Judge Says

A coalition of Illinois pastors is claiming victory in its suit over a state law banning conversion therapy for gay youth, saying even though a federal judge tossed the suit on Wednesday, the ruling more or less amounts to what they'd sought in the first place: an order declaring pastors exempt from the law.

EMPLOYMENT

August NLRB Order Restored Discipline Analysis, GC Says

The National Labor Relations Board general counsel's office has penned an advice memo clarifying the precedent set by an August board decision, saying that businesses must bargain with unions over certain types of serious discipline between the time a bargaining unit is certified and a bargaining agreement is signed.

Iowa Union Sues To Block Collective Bargaining Law

A union representing public sector employees in Iowa filed suit Monday challenging the state's sweeping new law curtailing collective bargaining rights for most public workers, calling it a "draconian" measure that would make it harder for state workers to receive or maintain union representation.

PRIVACY & CONSUMER PROTECTION

EU Regulators Lay Out Plan For Tackling Privacy Shield Rows

Europe's data protection regulators on Monday rolled out a plan for addressing consumer complaints that arise under the new Privacy Shield pact that allows multinationals to transfer data between the EU and U.S., saying at least three authorities would be charged with weighing in on disputes within 60 days.

Mortgage Servicer Rips Efforts To Intervene In CFPB Review

A mortgage servicer that convinced a D.C. Circuit panel that the Consumer Financial Protection Bureau's structure is unconstitutional asked the full court on Friday to reject a bid by advocacy groups, state attorneys general and members of Congress to let them fight the suit if President Donald Trump's Justice Department stops

Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Illinois Supreme Court
Immigration and Customs Enforcement
Lac du Flambeau Band of Lake Superior Chippewa Indians
National Aeronautics and Space Administration
National Labor Relations Board
National Security Agency
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Securities and Exchange Commission
Texas Health and Human Services Commission
Texas Legislature
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court

defending against it.

Trump Taps Lt. Gen. McMaster As National Security Adviser

President Donald Trump announced Monday that he has selected Army Lt. Gen. H.R. McMaster as national security adviser, a post that was left empty after Michael Flynn resigned amid fallout from his dealings with Russian officials.

GOVERNMENT CONTRACTS

Air Force Leaders Urge Congress To Pass Spending Bill

The U.S. Air Force's top civilian and military leaders urged Congress on Monday to pass a defense appropriations bill before the end of fiscal year 2017, saying the use of another continuing resolution through to the end of the year would significantly hurt operational readiness and limit needed improvements.

Texas Barred From Cutting Planned Parenthood Funding

A federal judge on Tuesday barred the state of Texas from pulling Medicaid funds from Planned Parenthood-affiliated clinics, saying the secretly recorded videos the Lone Star State held up as evidence that the clinics were profiting from selling aborted fetal tissue did not actually support the state's claims.

GSA Watchdog Criticizes Tech Unit's IT Security Compliance

A U.S. General Services Administration watchdog on Tuesday criticized the GSA's "startup" unit aimed at improving federal technology, 18F, saying it routinely ignored GSA security requirements for both the procurement and operation of information technology systems.

TAX

CEOs Mobilize To Back Border Adjustment Tax

Chief executives from 16 companies wrote congressional leaders Tuesday in praise of a GOP proposal to dramatically change the U.S. corporate tax code, urging the lawmakers to act boldly in rewriting it.

IMMIGRATION

Senator Questions Border Electronics Searches

A U.S. senator on Monday questioned the government's authority to collect information from people detained at U.S. borders in response to media reports that U.S. Customs and Border Protection officers may be asking for cell phone passcodes and social media handles.

Calif. Judge Lets Halt On Travel Ban For Visa Holders Lapse

A California federal judge on Tuesday declined to extend a temporary restraining order blocking parts of President Donald Trump's immigration ban, saying the TRO's goals had been met and new relief sought by Yemeni immigrants in an amended suit would allow those without visas to "cut in line."

Miami-Dade Nixes Protections For Undocumented Immigrants

The Miami-Dade Commission on Friday voted to uphold an order by the county's mayor eliminating protections from U.S. Customs and Immigration Enforcement detainer requests for undocumented immigrants, despite hundreds of people showing up to express their concern and disapproval.

NATIVE AMERICAN

Ex-Tribal Employees' Gender Bias Claims Tossed

A Wisconsin federal judge on Tuesday tossed suits alleging gender bias and retaliation from two former employees of the Lac du Flambeau Band of Lake Superior Chippewa Indians, ruling that they failed to state a claim and the tribe had sovereign immunity against the suits.

TELECOMMUNICATIONS

FCC Was Right To Drop Set-Top Box Plan, Legislator Says

Rep. Yvette D. Clarke, D-N.Y., has praised a move by the new Federal Communications Commission head to pull back on an Obama-era plan to open up competition in the set-top box market.

AT&T Urges FCC To Nix 'Cadillac' Broadband Expansion Goals

The Federal Communications Commission should seek to fund broadband expansion in as many geographic areas as possible rather than prioritizing high speeds, AT&T said Tuesday, or else consumers in harder-to-reach areas will get left behind.

Group Blasts Industry Move Against FCC Transparency Rules

Broadband providers are inappropriately seeking to evade stepped-up transparency rules under an exemption meant for small providers, an open internet advocacy organization warned the Federal Communications Commission in a filing made public Friday, saying that their request for broad relief for all providers would effectively kill the rules.

EXPERT ANALYSIS

2-For-1 Executive Order Leaves OMB To Work Out Details

While President Donald Trump’s recent executive order reducing regulations may seem appealing in its simplicity, the White House has provided agencies with little guidance on its implementation, instructing them to call the Office of Management and Budget with questions. Yet the OMB's ability to provide answers will be impaired by a lack of clear legal standards, say Laurence Platt and Joy Tsai of Mayer Brown LLP.

A Look At DOJ's New Guidance On Compliance Programs

New guidance from the U.S. Department of Justice's Fraud Section puts chief compliance officers on notice about how the adequacy of their companies’ compliance programs is evaluated by prosecutors, say attorneys with Morgan Lewis & Bockius LLP.

How The GDPR Will Impact Life Sciences And Health Care

The European Union's General Data Protection Regulation will considerably increase the sanctions and penalties that can be imposed on organizations that breach its requirements. The implications for organizations operating in the life sciences and health care sectors are likely to be particularly far-reaching, say attorneys with Ropes & Gray LLP.

Legal Pot Industry Bugged By Lack Of Pesticide Guidance

Marijuana cultivation suffers from the same pest and disease pressure as any large commercial greenhouse operation. However, the circumstance unique to this setting is that any use of a pesticide in the cultivation of marijuana is a violation of federal law, says Telisport Putsavage of Putsavage PLLC.

The Quadrennial Energy Review And Grid Security

The most recent installment of the U.S. Department of Energy’s Quadrennial Energy Review includes a number of recommendations for physical and cybersecurity protection of the nation's power infrastructure. Although the report recommends developing and implementing "necessary" security measures, it provides limited details in some areas, and does not identify revenue sources for some initiatives,

say attorneys from Husch Blackwell LLP.

LEGAL INDUSTRY

Norton Rose Fulbright Inks Deal With Chadbourne

Norton Rose Fulbright and New York-based Chadbourne & Parke LLP will merge in the second quarter of this year, the firms announced Tuesday.

BigLaw Cost Pressures Fueling Middle East Exits

At least eight BigLaw outposts in the Middle East have been shuttered since 2015, a trend experts say is simply one symptom of the global push by law firms to make ends meet as demand falters and the costs of doing business continue to rise.

Sidley-Authored Report On 9/11-Era Torture Defamatory: Suit

A group of psychologists accused a Sidley Austin LLP attorney of crafting a report for the American Psychological Association that unfairly laid the blame on them for interrogation tactics used by the U.S. military after the 9/11 attacks, saying in an Ohio suit that he ignored evidence and bolstered a story by the doctors' critics.

US Law Firm Expansion Follows The Money, Report Says

Law firms tend to enter regions experiencing rapid growth in emerging corporate sectors by attempting to lure away key partners from other firms, while the days of large regional firms catering to businesses in specific geographic areas are gone, a recent paper said.

Munsch Hardt Co-Founder Dies In Australian Plane Crash

Munsch Hardt Kopf & Harr PC on Tuesday confirmed that one of its founding partners, noted bankruptcy and banking attorney Russell Munsch, was among those killed in a fatal plane crash in Melbourne, Australia, on Monday.

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New York Times Co.
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AT&T Inc.
American Academy of Pediatrics
American Bar Association
American Civil Liberties Union
American Federation of State, County and Municipal Employees
Apple Inc.
Caterpillar Inc.
Center for American Progress
Center for Biological Diversity Inc.
Delta Air Lines Inc.
Dow Chemical Co.
Facebook
Florida Immigrant Coalition
GLC Business Services Inc.
General Electric Company
Koch Industries Inc.
Microsoft Corporation
Murray Energy Corp.
National Immigration Law Center
North American Electric Reliability Corp.
PHH Corporation
Planned Parenthood Federation
Raytheon Company
Tax Foundation
Texas Medical Association
Texas Rangers
The Boeing Company
United States Telecom Association
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Environmental Protection Agency
Federal Communications Commission

Central Intelligence Agency
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Reserve System
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Supreme Court
Bureau of Land Management
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Trade Commission
Financial Crimes Enforcement Network
Illinois Supreme Court
Immigration and Customs Enforcement
Lac du Flambeau Band of Lake Superior Chippewa Indians
National Aeronautics and Space Administration
National Labor Relations Board
National Security Agency
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Texas Health and Human Services Commission
Texas Legislature
U.S. Air Force
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
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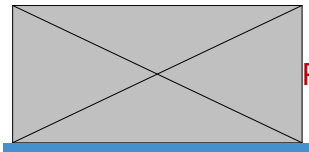
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 9/8/2017 8:41:27 AM
Subject: Trump Taps 16 For Judiciary, Including Ex-Jones Day Atty



PUBLIC POLICY.

What Do You Think About 3rd Party Litigation Funding?

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Friday, September 8, 2017

TOP NEWS

Trump Taps 16 For Judiciary, Including Ex-Jones Day Atty

President Donald Trump nominated 16 federal judges on Thursday, including White House attorney and ex-Jones Day partner Gregory Katsas for the D.C. Circuit, the White House said. Read more »

Ryan Says Congress On Track To Pass Tax Reform By 2018

House Speaker Paul Ryan, R-Wis., remains optimistic about the prospects of passing comprehensive tax reform this fall despite the absence of specific details of the plan and a busy legislative agenda, insisting on Thursday that Congress can "walk and chew gum at the same time." Read more »

9th Circ. Says Trump Can't Block Extended Family

The Ninth Circuit on Thursday kept in place a decision that broadened the definition of which "extended" family members may come to the U.S. under President Donald Trump's travel ban affecting nationals of several Muslim-majority countries, allowing grandparents and grandchildren to enter despite U.S. Department of State guidance. Read more »

Analysis

States' Suit To Save DACA May Prove To Be Tough Battle

A suit from 15 states seeking to stop the termination of a deportation protection program for young immigrants is going to face some challenges in court, according to legal experts, who questioned the strength of its discrimination and procedure-based claims. Read more »

GOP Sens. Float Bill To Undo Obama-Era Union Election Rule

A group of Republican lawmakers announced Thursday the introduction of a bill in the U.S. Senate that would require union elections to be conducted by secret ballot and roll back a controversial Obama-era National Labor Relations Board union election rule meant to speed up election procedures. Read more »

Senate Passes Hurricane Aid, Gov't Funding Extension Bill

The U.S. Senate passed a measure that would provide $15.2 billion in funds for Hurricane Harvey cleanup Thursday, which also contained provisions to keep the government open and avoid a debt default until December. Read more »

EPA Tells DC Circ. CPP Withdrawal Rule Coming This Fall

The U.S. Environmental Protection Agency told the D.C. Circuit Thursday that it was

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Eversheds Sutherland
Foster Murphy
Fried Frank
Gibbons PC
Gibson Dunn
Goodwin
Greenbaum Rowe
Greenberg Traurig
Hinkle Law Firm
Hinshaw & Culbertson
Hogan Lovells
Hunton & Williams
Husch Blackwell
Jenner & Block
Jones Day
Kirkland & Ellis

on track to release a new rule withdrawing the Obama-era Clean Power Plan this fall, asking the court to keep a challenge to the rule's validity on hold while it rewrites the previous administration's cornerstone environmental policy. Read more »

Christian Baker Can Refuse Gay Couple, US Tells Justices

The Trump administration backed a Colorado-based Christian baker who refused to make a wedding cake for a same-sex couple in a brief to the U.S. Supreme Court Thursday, arguing that a wedding cake is a form of free speech. Read more »

BANKING & SECURITIES

House Panel Questions FINRA's Self-Regulatory Model

Financial Industry Regulatory Authority CEO Robert Cook faced tough questions from both sides of the aisle in a congressional hearing Thursday over how his organization, which oversees its broker-dealer members, uses fines and sets regulations and whether the model could use more transparency. Read more »

Malaysia Warns Investors Of Initial Coin Offering Risks

The Securities Commission Malaysia on Thursday warned investors of risks associated with initial coin offerings, joining a wave of regulatory bodies worldwide that are increasing oversight of the new form of digital currency-based capital raising. Read more »

Trump's OCC, Fed Nominees Clear Senate Committee Hurdle

The Senate Banking Committee on Thursday moved President Donald Trump's nominees to fill a key post at the Federal Reserve and to lead the Office of the Comptroller of the Currency on to a vote by the full Senate. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Tax Reform Isn't One-Size-Fits-All For Energy Industry

President Donald Trump's choice of a North Dakota refinery for a speech on tax reform Wednesday hinted that tax relief for the energy sector might be in the cards. But different types of energy companies want different things, and measures that could help one segment of the industry might actually harm another. Here, energy tax experts outline what issues will be on the respective wish lists of the oil and gas, power and renewable sectors. Read more »

Trump Nominates Hunton & Williams Atty For EPA Air Job

President Donald Trump on Thursday nominated Hunton & Williams LLP administrative law group head William Wehrum to head up the U.S. Environmental Protection Agency's air office. Read more »

FERC Nominees Commit To Enforcement, Regulatory Goals

President Donald Trump's pick to lead the Federal Energy Regulatory Commission told senators on Thursday he's committed to fulfilling the body's enforcement responsibilities and looking for opportunities to modernize its regulatory framework. Read more »

NM Dems Urge Gov't Not To Break Deal On Protected Land

Both U.S. senators from New Mexico and one of its representatives, all Democrats, told Interior Secretary Ryan Zinke on Wednesday that they objected to government lease sales on land near the Chaco Culture National Historical Park, saying such deals would violate a promise to suspend leasing during a resource management review. Read more »

Hawaii High Court Halts Unlimited Collection Of Reef Fish

The Hawaii Supreme Court on Wednesday said the state has been violating its own environmental protection laws by issuing permits for the unrestricted collection of

Kobre & Kim
Latham & Watkins
Mayer Brown
McDermott Will
Middleton Reutlinger
Morris Nichols
Norton Rose Fulbright
Orrick Herrington
Osha Liang
Paul Hastings
Quinn Emanuel
Schulten Ward
Sidley Austin
Stoel Rives
Troutman Sanders
Wachtell Lipton
Wick & Trautwein
Willkie Farr
Wolf Greenfield

COMPANIES

Alliance Defending Freedom
Alliance of Automobile Manufacturers
American Bar Association
American Civil Liberties Union
American Express Company
American Petroleum Institute Inc.
Apple Inc.
Bank of the Ozarks
Bloomberg
CTIA
Center for Biological Diversity Inc.
Chevron Corporation
Chicago Cubs
Conference of State Bank Supervisors
Deutsche Bank AG
DraftKings Inc.
FanDuel Inc.
Federal Bar Association
Federalist Society
Financial Industry Regulatory Authority Inc.
Florida Bar Association
Fujifilm
Genentech Inc.
Global Automakers
Google Inc.
HP Inc.
Humane Society of the United States
Intel Corporation

fish from coastal waters for aquariums. Read more »

HEALTH & LIFE SCIENCES

No Kickback Fines For Pharmacy Discounts, HHS OIG Says

A pharmacy chain can offer discounts to Medicare and Medicaid beneficiaries without crossing the line into illicit kickbacks, the Office of Inspector General for the U.S. Department of Health and Human Services said Thursday. Read more »

FDA Invites Public To Weigh In On Regulatory Reform

The U.S. Food and Drug Administration on Thursday urged the public to share ideas about how current regulations could be repealed, modified or replaced in accordance with the Trump administration's executive orders about "regulatory reform." Read more »

Judge Blasts Feds' 'Tabloid' Angle At Menendez Trial

The New Jersey federal judge presiding over the bribery trial of Sen. Bob Menendez and a Florida ophthalmologist criticized the government Thursday for presenting irrelevant evidence about how the doctor footed the bill for the lawmaker's Paris hotel stay, saying prosecutors were pursuing a "tabloid" analysis. Read more »

MEDIA & ENTERTAINMENT

DraftKings, FanDuel Pay $2.6M To Settle Mass. AG Probe

DraftKings and FanDuel have agreed to pay $2.6 million to resolve a Massachusetts investigation into "unfair and deceptive practices" by the daily fantasy sports platforms, the state Attorney General's Office said Thursday. Read more »

TRANSPORTATION & INFRASTRUCTURE

NRDC, Others Sue DOT Over Fuel Efficiency Penalty Delay

A trio of environmental groups sued the U.S. Department of Transportation and the National Highway Traffic Safety Administration on Thursday in the Second Circuit, asking the appellate court to review and reverse a recent delay to an Obama-era rule raising penalties on automakers that don't meet fuel efficiency standards. Read more »

Bridgegate Convicts Get 6 More Months' Freedom For Appeal

William E. Baroni Jr. and Bridget Anne Kelly, two New Jersey public officials who were sentenced to prison for their roles in the George Washington Bridge lane-closing scandal, were given another six months of freedom on Wednesday while their appeals slowly advance. Read more »

EMPLOYMENT

Lambda Legal Asks Supreme Court To Settle Gay Bias Split

LGBT advocacy group Lambda Legal and a lesbian former hospital security guard asked the U.S. Supreme Court on Thursday to settle a widening split between circuit courts over whether Title VII of the Civil Rights Act bars employers from discriminating against workers because of their sexuality. Read more »

CONSUMER PROTECTION

Calif. Passes Wells Fargo-Inspired Arbitration Bill

California lawmakers passed a bill Wednesday that would stop companies from using forced arbitration clauses in contracts that are created fraudulently, a

Intellectual Ventures
International Brotherhood of Teamsters
Johnson & Johnson
Lambda Legal Defense & Educational Fund
Los Angeles Times
Major League Baseball Inc.
MasterCard Incorporated
National Basketball Association
Natural Resources Defense Council
New York Times Co.
New York University
OneWest Bank Group LLC
PHH Corporation
Praxair, Inc.
Public Broadcasting Service
QUALCOMM Incorporated
Rockwell Collins Inc.
SVB Financial Group
San Diego Chargers
Sierra Club
Sony Corporation
State Bar of California
State Farm
Titan International Inc.
Trend Micro Inc.
UBS AG
United Technologies Corporation
Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Reserve System
Financial Conduct Authority
Financial Stability Oversight Council
Food and Drug Administration

response to the actions of Wells Fargo after the bank opened millions of accounts without the consent of consumers. Read more »

Gay Bar Patron Sues NY Hotel For Bias After His Removal

An openly gay patron of the St. Regis New York hotel's iconic King Cole Bar slapped the hotel and the state's human rights unit with a lawsuit in state court Wednesday, saying he was discriminated against when forced to leave the bar while wearing supposedly inappropriate clothing and makeup. Read more »

TAX

IRS Grants Safe Harbor For Utilities With Accounting Errors

The IRS on Thursday said it is offering so-called safe harbor to utilities that unknowingly failed to comply with accounting requirements related to tax incentives for investments, such as new power plants, saying the bookkeeping rules ensure utilities don't use tax benefits to set lower rates instead. Read more »

NY Allows Telephone Cos. To Apportion In-State Charges

The New York Department of Taxation and Finance is now allowing telephone service vendors to separate out income from the sale of combined in-state, interstate and international landline services for sales tax purposes. Read more »

BANKRUPTCY

City Of Hartford Warns Of Bankruptcy Without State Aid

Officials for the city of Hartford, Connecticut, warned the governor and state lawmakers Thursday that the capital, which is struggling to patch a $50 million budget deficit, could be forced to file for municipal bankruptcy in 60 days without state funding in place. Read more »

IMMIGRATION

DHS Won't Enforce Immigration Laws In Areas Hit By Irma

Federal immigration agents will lay off enforcing the nation's immigration laws in areas in Florida and elsewhere directly impacted by Hurricane Irma, both before and after the storm, the U.S. Department of Homeland Security announced Wednesday. Read more »

TELECOMMUNICATIONS

Broadcasters Underfunded For Spectrum Repack, Reps. Told

Public TV broadcasters and local radio stations will bear the brunt of inconveniences and transition costs as wireless service providers prepare to take over channels cleared by the recent broadcast incentive auction, a House Energy and Commerce subcommittee heard Thursday. Read more »

Way Cleared For Colo. Town's Broadband Ballot Proposal

A Colorado state judge has waved forward ballot language that could give the city of Fort Collins permission to set up its own municipal telecommunications utility, despite a challenge to the legality of the ballot item. Read more »

EXPERT ANALYSIS

5 Employer Tips For Responding To End Of DACA Program

On Tuesday, U.S. Attorney General Jeff Sessions announced that the Trump administration will end the Deferred Action for Childhood Arrivals program

Government Accountability Office
Internal Revenue Service
International Trade Commission
National Highway Traffic Safety Administration
National Labor Relations Board
National Park Service
Navajo Nation
New York State Department of Financial Services
New York State Department of Taxation and Finance
New York State Division of Human Rights
Office of the Comptroller of the Currency
Office of the Federal Register
Port Authority of New York & New Jersey
Securities Commission Malaysia
Securities and Exchange Commission
Small Business Administration
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court

implemented by the Obama administration in 2012. Attorneys with Mayer Brown LLP offer step-by-step guidance on how employers should respond. Read more »

Blazing A Trail For More Local Taxes By Ballot Initiative

The California Supreme Court recently held that local taxes imposed via initiative are subject to less stringent requirements than taxes imposed by local governments. But in granting great deference to California's initiative process, the court gave too little regard to Proposition 218, requiring local taxes be approved by a majority of voters, say Eric Coffill and Robert Merten III of Eversheds Sutherland LLP. Read more »

OCC Takes The Lead In Establishing Deregulatory Agenda

Under acting Comptroller Keith A. Noreika, the Office of the Comptroller of the Currency has staked out a position as the first of the federal banking agencies to take substantial steps to implement a new financial deregulatory agenda. However, agency turf battles could begin to slow the pace, say V. Gerard Comizio and Nathan Brownback of Fried Frank Harris Shriver & Jacobson LLP. Read more »

Opinion

Dealing With Difficult Lawyers

Some lawyers tend to be overly aggressive, regarding law practice as a zero-sum game in which there are only winners and losers. The best response is to act professionally — separating the matter at hand from the personalities. But it is also important to show resolve and not be vulnerable to intimidation, says Alan Hoffman of Husch Blackwell LLP. Read more »

LEGAL INDUSTRY

If You Want Legal Work, Don't Be A Jerk, GCs Say

A group of general counsel speaking at a Federal Bar Association event at Stanford Law School Thursday agreed that they avoid hiring litigators who act like jerks in the courtroom, emphasizing the importance of maintaining a cool demeanor when representing their high-profile brands. Read more »

Justice Thomas Defends Originalist Perspective In Texas Talk

Though he doesn’t subscribe to the label that he’s an originalist or textualist, U.S. Supreme Court Justice Clarence Thomas’ starting place in interpreting the U.S. Constitution is always to first read it, he said Thursday at an event in Waco, Texas. Read more »

Atty Fights Subpoena For Tell-All Book On Ex-Willkie Partner

A lawyer whose communications with a former Willkie Farr & Gallagher LLP partner infamously blew up an American Express Co. settlement is now fighting a subpoena for documents from that attorney as she fights criminal fraud charges, saying a tell-all book he has written about the earlier antitrust litigation is off limits. Read more »

12% Of Attys Appearing In PTAB Cases Are Women: Report

A new study of gender diversity at law firms compiled by Docket Alarm that’s based on a count of how often female attorneys actually appear in courtroom litigation shows that only 12 percent of attorneys who appear before the Patent Trial and Appeal Board are women, according to research published Wednesday. Read more »

Calif. Bar Sends Exam Score Issue To State Justices

The California State Bar’s Board of Trustees has asked the state Supreme Court to make the final call on a proposal to change the passing score for the bar exam, the organization announced Wednesday. Read more »

Fla. Bar Prez Tells Attys To Lend A Legal Hand In Irma's Wake

The Florida Bar’s president chimed in Wednesday as the Sunshine State hunkered down in preparation for Hurricane Irma, urging bar members to be ready to serve as resources for those needing legal help in the aftermath of the powerful storm, as well as Hurricane Harvey, which battered swaths of Texas late last month. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

A team of three U.K. lawyers triumphed as top legal lions this week with a victory for Intel in its appeal to the EU's highest court of a $1.26 billion antitrust penalty, while Beck Redden became a legal lamb after a jury slammed its client, Johnson & Johnson unit Ethicon, with a $57.1 million verdict over defective pelvic mesh implants. Read more »

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Foster Murphy
Fried Frank
Gibbons PC
Gibson Dunn
Goodwin
Greenbaum Rowe
Greenberg Traurig
Hinkle Law Firm
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Hogan Lovells
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Jenner & Block
Kirkland & Ellis
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Orrick Herrington
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FanDuel Inc.
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Humane Society of the United States
Intel Corporation
Intellectual Ventures
International Brotherhood of Teamsters
Johnson & Johnson
Lambda Legal Defense & Educational Fund
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National Basketball Association
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OneWest Bank Group LLC
PHH Corporation

Praxair, Inc.
Public Broadcasting Service
QUALCOMM Incorporated
Rockwell Collins Inc.
SVB Financial Group
San Diego Chargers
Sony Corporation
State Bar of California
State Farm
Titan International Inc.
Trend Micro Inc.
UBS AG
United Technologies Corporation

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U.S. Supreme Court
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Department of Homeland Security
Consumer Financial Protection Bureau
Federal Reserve System
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Senate
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Financial Conduct Authority
Financial Stability Oversight Council
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
National Highway Traffic Safety Administration
National Labor Relations Board
National Park Service
Navajo Nation
New York State Department of Financial Services
New York State Department of Taxation and Finance
New York State Division of Human Rights
Office of the Federal Register
Port Authority of New York & New Jersey
Securities Commission Malaysia

Small Business Administration
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Immigration and Customs Enforcement

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Wed 6/7/2017 9:51:56 PM
Subject: [Marketing Mail] The Latest: Obstruction of Justice is No Small Matter. Comey is No Small Witness.

Everything you need to know before Comey testifies tomorrow!

View this email in your browser

Top Stories

COMEY TO TESTIFY TOMORROW ABOUT TRUMP-RUSSIA INVESTIGATION

Obstruction of Justice is No Small Matter and Comey is No Small Witness

Elizabeth Goitein | TIME

Tomorrow's hearing probably won't provide many clues, since Comey wouldn't be the right person to ask about conflicts of interest that fall short of

criminal activity. Nonetheless, we'd do well to remember that there are issues at stake in the Russia-Trump investigation that are far less salacious, but every bit as serious.

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THE NEXT STEP IN TRUMP-RUSSIA INVESTIGATION

Trump-Russia Investigations: A Guide

Faiza Patel, Rachel Levinson-Waldman, Douglas Keith, Harsha Panduranga

Americans of all political stripes are concerned about the fact that Russia attempted to interfere in the 2016 election. These events compel a thorough investigation, and various inquiries are already underway. Here's a comprehensive guide to different investigative mechanisms available to the legislative and executive branches.

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NSA REPORT DETAILS

RUSSIAN HACKING EFFORT

DAYS BEFORE 2016

ELECTION

Voting Software Suppliers Not Who We Want Compromised By Hostile Nation

The Intercept

A leading voting technology expert and deputy director at the Brennan Center, Larry Norden, tells The Intercept vendors like VR are particularly sensitive because they provide IT assistance, including programming and cyber security.

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YOUR GO-TO GUIDE FOR TRUMP-RUSSIA INVESTIGATIONS

Five Investigations into Trump-Russia Ties: What Do They Mean?

Victoria Bassetti

With five investigations underway into the relationships between Trump associates and the Russians, it is difficult for the average person to know what each committee is doing. So we've created an easy guide to help you understand what each of the Trump probes is looking for and how.

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STILL NO 'AMERICAN CARNAGE'

Contrary to

Trump: Overall Crime Rate Stable in 2016

Ames Grawert,

James Cullen

On average, a new study show that Americans remain safer today than they have been at almost any time in the past quarter-century. These findings undercut rhetoric from President Donald Trump and Attorney General Jeff Sessions that crime is “out of control.”

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Author and Brennan Center President Michael Waldman examines the fight to vote throughout history and the impact of Trump's false voter fraud claims on our democracy.

GIVEAWAY: A Free Signed Copy of *The Fight to Vote*

Michael Waldman

Enter to win a FREE signed copy of Michael Waldman's book examining the ongoing struggle for voting rights!

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Featured Event

Citizen Action in the 21st Century: A Conversation with Eric Liu

Eric Liu, founder and CEO of Citizen University and executive director of the Aspen Institute Citizenship and American Identity Program, joined the Brennan Center today for a discussion on what it takes to create meaningful change as a citizen.

Here's a snapshot of what happened this week:

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 3/13/2018 9:03:34 AM
Subject: Omnichannel: Are you really doing it?

Alexa Meets Grandma • Agility At Disney's CU • IT Audit Tips • Amazon Checking? • March Is On For Vendor Fairness

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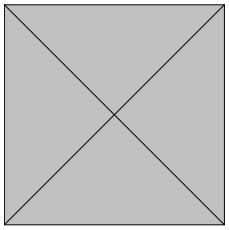
OMNICHANNEL BANKING

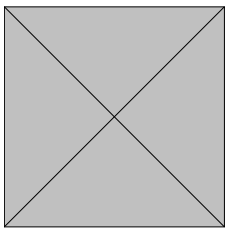
Are you really doing omnichannel?



Your bank may be "doing omnichannel," but Paul Schaus of CCG Catalyst suggests you may not be taking the concept as far as it should be going. Here are directions you may not have explored. Read more

RISK MANAGEMENT

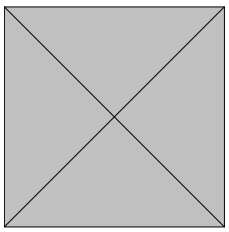
Tips from an IT auditor



When you're dealing with other peoples' money, someone always has to double-check procedures. In his work at banks, auditor Mike Morris has seen it all, from poor "phishing" filters to employees who succumb to the "fraud triangle." He offers suggestions for improving controls and practices. Read more

MAKING "AGILITY" HAPPEN

Shift to "agility" is work, in progress



Partners Federal, the Disney credit union, is learning "agility" much as many banks are today. Shifting from traditional planning to the agile approach means going outside traditional comfort zones. Read more

NEXT VOICES

"Alexa, teach my Grandmother to use Amazon"

Millennial blogger Amrita Vir loves her Echo Dot, so she bought one for her grandparents. Here's what happened next. Read more

BEYOND THE BANK

The march is on!

Dan Fisher says that bankers frustrated by vendors are voting with their feet. Read more

UNCONVENTIONAL WISDOM

When Google Translate doesn't work

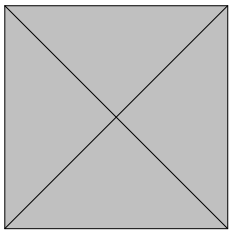
Elevate Credit's Kathy Boden Holland has worked for banks as well as fintechs. She has ideas on how to improve communication. Read more

MAKING SENSE OF IT ALL

Don't blame tech staff when

REGULATION

CFPB seeks comment on rulemaking process



Even for CFPB there is always a process before a regulatory concept becomes a compliance duty. The bureau seeks comments on its rulemaking process in the latest round in CFPB's pending revamp. Read more

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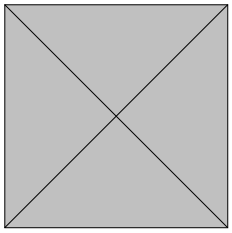
AMAZON IN BANKING: CONSUMER VIEW

Bank with Amazon? Sure



With an Amazon-big bank "check-like" account in the headlines, a recent survey of consumer interest in an Amazon bank account and Amazon loans is very relevant. Read more

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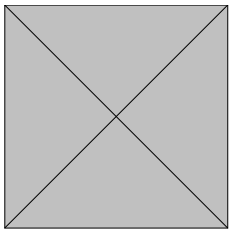
AMAZON IN BANKING: STRATEGIC IMPLICATIONS

What Amazon Checking could mean for future of financial services



Amazon teaming with a bank to offer checking means more than it seems on the surface, according to Dr. Louise Beaumont, an open-banking expert at Publicis.Sapient. Read more

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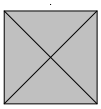

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analytics go haywire

New tech requires new leadership, new culture—and new responsibility, says John Ginovsky. Read more

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NOMINATE SOMEONE TODAY!

Seeking tomorrow's leaders, Banking Exchange kicks off "20 under 40" awards

Banking Exchange magazine has launched its first annual 20 Under 40 award program. The program will culminate in a special report in the magazine's June 2018 issue in which 20 noteworthy next-gen bankers will be profiled. Learn more about how to nominate someone

---

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Otting on the fintech charter

"Everybody views preemption as the Holy Grail in that space. But often they don't understand what comes with the Holy Grail—requirements for capital, liquidity, compliance, CRA, etc." —***Comptroller Joseph Otting*** *in exclusive interview* Read more

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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

The "Amazon Effect" and what banks can do about it

Since Amazon became the #1 retailer in the world, consumer needs for ease and immediacy in all brand interactions have grown. This sponsored-content article from Harland-Clarke details three ways financial institutions can meet account holders' rising desire for instant, "on demand" financial services. Read the article

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From: Hospice compliance
Sent: Mon 11/20/2017 3:43:06 PM
Subject: Compliance with Hospice enforcement actions: Preparing for 2018

What's Ahead for Hospices? Getting Ready for 2018

Presented By: Susan Balfour

Live Audio Conference | **Date:** Tuesday, November 21, 2017 | **Time:** 11 am ET | **Length:** 60 minutes

Register Now

Identify Your Hospice's Risk Areas and Take Action to Strengthen Compliance

One of the most important compliance blueprints for hospices and other healthcare organizations every year, the OIG work plan lays out the audits, evaluations and other projects for the Centers for Medìcare & Medìcaid Services (CMS) that the HHS Office of Inspector General plans to conduct in the year ahead.

If you understand the OIG's work plan, you will know where to focus your attention when it comes to fraud and investigative activities of the federal government, and you can nìp problems in the bud and avoid expensive and time-consuming audits. **The OIG has been active in the hospice area in the past, but do you understand all the activities planned for 2018?**

Join us for this informative session with expert speaker **Susan Balfour**, to discuss what to expect in hospice enforcement actions for 2018, based on the OIG work plan for 2018 and what we witnessed in 2017. This is the key for planning your 2018 compliance activities.

You will learn how to use a risk assessment prioritization tool to assess your internal and external environment and create an action plan that fits your hospice. You will also be able to review a summary table of OIG activities in one easy-to-use summary document

Why You Should Attend

With this session, you will be able to identify your hospice's risk areas and take action to strengthen compliance in those areas. You will gain insights on how to plan agèncy-specific audits and monitoring and how to effectively deploy scare resources. **Read more**

Session Highlights

- Analysis of the OIG FY2018 work plan hospice-related activities
- Next steps with the Hospice Quality Reporting Program
- How to conduct an agèncy-specific risk assessment
- Medìcare Part D and hospice: how things are going and what may come next?

- Eligibility and higher levels of care: more focus coming?
- Benefit leakage: how are we doing in this area?
- Q&A Session
- **And more**

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About Our Speaker

Susan Balfour, BA, RN has a hospice career spanning 25 years that includes tenure as an executive director of a community-based hospice agèncy and Director of Regulatory and Clinical Affairs with the Carolinas Center for Hospice and End of Life Care. **Read more**

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Sent: Fri 2/16/2018 8:47:09 AM
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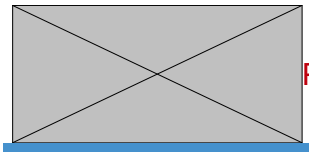

PUBLIC POLICY.

Law360 Closed For Presidents Day

Newsletter service will resume on Tuesday, Feb. 20.

Friday, February 16, 2018

TOP NEWS

Analysis

Axing Deadwood Tax Regs Of Little Use To Businesses

The Trump administration's deregulatory agenda may be marginally helped by the U.S. Department of the Treasury's latest proposal to get rid of nearly 300 obsolete tax regulations, but Treasury's exercise is more likely intended to help the government's public image than have any real impact on businesses. Read more »

Immigration Debate Burns Out In Senate

After months of wrangling, the Senate's anticipated immigration debate turned into an utter bust on Thursday as the body voted down both bipartisan proposals and President Donald Trump's effort. Read more »

Trump's Travel Ban 3.0 Blocked By Another Circuit Court

The Fourth Circuit on Thursday asserted that the third iteration of President Donald Trump's travel ban unconstitutionally targeted Muslims as evidenced by his own public statements, marking the second time a federal appeals court has ruled against the policy. Read more »

Commerce IDs Russian Entities It Says Meddled In Crimea

The Commerce Department has added 21 entities to its list of those it deems to have undermined Ukraine's sovereignty following Russia's 2014 annexation of the European country's Crimea region, according to a notice set to publish Friday in the Federal Register. Read more »

Regulators To Review Enhanced Oversight Of Prudential

U.S. financial regulators on Wednesday announced plans to review the designation of Prudential Financial Inc. for enhanced regulatory supervision, potentially paving the way for removing the insurer and asset manager from its designation as a systemically important financial institution. Read more »

Senate Panel OKs Trump 7th Circ. Pick Over Dem Objections

The Senate Judiciary Committee advanced one of President Donald Trump's picks for the Seventh Circuit on Thursday, even as Democrats cried foul over the panel ignoring Wisconsin Sen. Tammy Baldwin's objections to Gass Weber Mullins LLC partner Michael Brennan. Read more »

House Passes Bill To Curb Lawsuits Over ADA Violations

The House of Representatives passed a bill intended to curb allegedly abusive

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Gibbons PC
Gibson Dunn
Goldman Antonetti
Goldstein & Russell
Goodwin
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Hughes Hubbard
Kellogg Hansen
King & Spalding
Kirkland & Ellis

Americans with Disabilities Act lawsuits Thursday, even as critics argued it would undermine protections under the civil rights law. Read more »

BANKING & SECURITIES

SEC Nixes Sale Of Chicago Exchange To Chinese Investors

The U.S. Securities and Exchange Commission on Thursday rejected the politically sensitive sale of the Chicago Stock Exchange to a group of Chinese investors, citing "unresolved questions" over the proposed ownership structure and concerns for the regulatory agency's ability to maintain oversight of the exchange after the sale. Read more »

SEC's Jackson Calls On Exchanges To Limit Dual-Class Stock

New U.S. Securities and Exchange Commission member Robert Jackson on Thursday urged U.S. stock exchanges to enact policies that limit the advantages of dual-class stock structures that grant extra voting power for company insiders, calling for an end to "corporate royalty." Read more »

Senator Skeptical Of $31.5M Sought For CFTC 2019 Budget

The chairman of an influential Senate committee on Thursday voiced strong opposition to user fees proposed by the Trump administration to supplement funding for the U.S. Commodities Futures Trading Commission, casting doubt on $31.5 million the agency is seeking above its 2018 funding level. Read more »

EU Bank Seeks Pause In $1.68B Beirut Terror Victim Redress

A Luxembourg bank has asked the Second Circuit to hold off on allowing families of victims of the 1983 Beirut U.S. Marine Corps barracks bombing to pursue $1.68 billion linked to Iran's central bank, saying it wants time to appeal the court's panel decision to the Supreme Court. Read more »

Puerto Rico Electric Co. Denied Bid For Emergency Loan

Access to electricity in Puerto Rico may be in short-term peril after a New York federal judge on Thursday denied the territory's insolvent power utility access to $1 billion in emergency financing offered by the island's central government, finding the superpriority lien attached to the loan unjustified. Read more »

ENERGY & ENVIRONMENTAL

DOE Must Publish Energy-Saver Rules Adopted Under Obama

The U.S. Department of Energy must publish in the Federal Register a set of energy conservation standards for household and industrial appliances that had been finalized during the last months of the Obama administration, a California federal judge said Friday, handing a win to various states and environmental groups in litigation against the federal agency. Read more »

11th Circ. OKs States' Bid To Quickly Remand Water Rule Suit

The Eleventh Circuit granted a request from 10 states on Wednesday to move quickly and direct that a legal challenge to the U.S Environmental Protection Agency's Clean Water Rule be transferred to federal court, setting the stage for a faster decision about whether to halt the rule's implementation. Read more »

FERC Opens Power Markets To Energy Storage With New Rule

The Federal Energy Regulatory Commission on Thursday finalized a rule that aims to remove barriers for energy storage providers to participate in regional wholesale electricity markets, a potential game-changer as more renewable energy makes its way onto the grid. Read more »

Enviros Blast Ebb In Enforcement At Trump's EPA

The U.S. Environmental Protection Agency has imposed far fewer civil penalties and remediation obligations on polluters in the first year of President Donald Trump's

Kramer Levin
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Milbank Tweed
Mitchell Silberberg
O'Melveny & Myers
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COMPANIES

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Activision Blizzard, Inc
American Bar Association
American Cable Association
American Civil Liberties Union
American Clinical Laboratory Association
American International Group Inc.
Arista Networks Inc.
Association of Corporate Counsel
Assured Guaranty Ltd.
BDO USA LLP
BNSF Railway
Bank of America Corporation
Black & Veatch
BuzzFeed Inc.
CBOE Holdings Inc.
CHX Holdings Inc.
CITGO Petroleum Corp.
CME Group Inc.
CSX Corporation
CTIA
Cable News Network Inc.
Caterpillar Inc.
Cato Institute
Chevron Corporation

administration than it did in the first years of the three previous presidential administrations, an environmental group said Thursday. Read more »

HEALTH & LIFE SCIENCES

VA Chief Admits Bad 'Optics' Of His Euro Trip

Embattled U.S. Veterans Affairs Secretary David Shulkin admitted Thursday that "the optics" around his 2017 trip to Europe were "not good," but he insisted the trip was legitimate and that he would not resign from his position. Read more »

HHS 'Subverted' Congress On Medicare Pay, Labs Say

The American Clinical Laboratory Association told a D.C. federal court on Wednesday that the U.S. Department of Health and Human Services overstepped its authority when crafting the final rule establishing the criteria for collecting laboratory data as part of Medicare reimbursement programs. Read more »

MEDIA & ENTERTAINMENT

FCC Watchdog Probing Pai-Sinclair Relationship, Rep Says

The inspector general of the Federal Communications Commission is investigating Chairman Ajit Pai over whether he improperly pushed for rule changes relaxing media ownership rules in order to benefit Sinclair Broadcasting Group, Rep. Frank Pallone, D-N.J., announced Thursday. Read more »

Mass. Lawmakers Eye Broad Sports Betting If Justices Ax Ban

A joint committee in the Massachusetts Legislature on Wednesday began considering a bill that would make daily fantasy sports permanently legal and taxed in the state, but the legislation and lawmakers are also gearing up for what happens next if the U.S. Supreme Court strikes down a nationwide prohibition on placing bets during this session. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Panel Grills Amtrak, Railroads On Safety Tech Progress

Amtrak and freight railroads faced pressure from House lawmakers Thursday to meet a year-end deadline to install federally mandated crash-avoidance technology on the heels of several deadly passenger train accidents. Read more »

CYBERSECURITY & PRIVACY

Agencies Better At Cybersecurity Than Vendors, Study Says

Cybersecurity at contractors is lagging behind that of federal agencies, security ratings firm BitSight said in a report Thursday, a day after a U.S. Department of Homeland Security official revealed DHS had launched an initiative for agencies to study cybersecurity throughout their supply chains. Read more »

Congress Needs To Tackle Overseas Warrant Row, Rep Says

The U.S. Supreme Court shouldn't have the last word on whether the federal government should be allowed to access data stored overseas by companies such as Microsoft, but instead federal lawmakers need to act to remove the legal "hodgepodge" fueling the dispute, a Republican congressman said Thursday. Read more »

INTERNATIONAL TRADE

Analysis

Cisco Systems Inc.
Citigroup Inc.
Comcast Corporation
Devon International Group
DraftKings Inc.
Ernst & Young
Extended Stay Inc.
Facebook
FanDuel Inc.
General Electric Capital Corp.
Google Inc.
GrubHub Inc.
IMF Bentham Ltd.
Imation Corporation
International Business Machines Corporation
Jacksonville Jaguars
Johnson & Johnson
LG Electronics Inc.
Liberty Mutual
Lyft Inc.
Major Lindsey & Africa
MetLife Inc.
Microsoft Corporation
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Congress of American Indians
National Immigration Law Center
Natural Resources Defense Council
New York Times Co.
PayPal Inc.
Prudential Financial Inc.
Public Knowledge
Samsung Electronics Co. Ltd.
Sierra Club
Snap Inc.
Southeastern Pennsylvania Transportation Authority
Stitch Fix Inc.
Tribune Media Co.
Twitter Inc.
Union Pacific Corporation
United States Telecom Association
Verizon Communications
Verso Corp.
Volkswagen
WPP PLC
Xcel Energy Inc

Trump Feeling The Squeeze As Enforcement Decisions Loom

President Donald Trump and his advisers have talked a big game when it comes to trade enforcement, but some muscular pushback from lawmakers and the business lobby may force the administration to take a more measured approach as it prepares to close trade probes centering on steel, aluminum and intellectual property. Read more »

Sen. Finance Committee Advances 2 Top USTR Noms

The Senate Finance Committee on Thursday unanimously advanced the nominations of C.J. Mahoney and Dennis Shea to serve in the Office of the U.S. Trade Representative, after lawmakers urged the committee to quickly fill the still-vacant positions under USTR Robert Lighthizer in the midst of ongoing trade negotiations. Read more »

ABA Presses For Trade Secrets Safeguards In New NAFTA

Any renegotiation of NAFTA should include a provision requiring all parties to enact stronger protections for trade secrets and patents and to crack down on the import of knockoff goods, the American Bar Association's intellectual property section told the U.S. Trade Representative on Wednesday. Read more »

TAX

EU Initiates 8-Month Audit Of Members' VAT Practices

The European Commission launched an eight-month compliance check of value-added tax refunds to European Union businesses on Wednesday to assess whether member countries are conforming to EU law and case law of the European Court of Justice. Read more »

Bilateral Safe Harbors Uncertain Under OECD, Economist Says

The Organization for Economic Cooperation and Development's language for curbing international tax avoidance could be preventing countries from agreeing on bilateral safe harbors that would prescribe simple transfer pricing rules for multinational corporations, an economist said at a panel on Thursday. Read more »

Brady, Hatch Urge IRS To Stop Rewarding Problem Workers

Sen. Orrin Hatch, R-Utah, and Rep. Kevin Brady, R-Texas, the leaders of the U.S. Congress' tax writing committees, called on the IRS on Thursday to put in place new screening procedures after a report found the agency was still giving performance bonuses to employees who had been found to have serious conduct issues. Read more »

IMMIGRATION

SG Asks High Court To Hold Off On Arizona DACA Case

Solicitor General Noel Francisco on Wednesday urged the U.S. Supreme Court not to review a case concerning whether Arizona may deny issuing driver's licenses to Deferred Action for Childhood Arrivals participants, saying a related case would be a better vehicle to settle the matter. Read more »

NATIVE AMERICAN

Trump Budget Cuts To Tribal Programs 'Untenable': NCAI Prez

The National Congress of Indians on Wednesday opposed President Donald Trump's proposed 2019 budget, with the group's president saying in a statement that the "untenable cuts" to tribal programs included in the budget undermined the government's treaty and trust duties to tribes. Read more »

FCC's Pai Updates Tribal Leaders On Broadband Progress

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Industry and Security
Committee on Foreign Investment in the United States
Commodity Futures Trading Commission
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Financial Stability Oversight Council
Illinois Supreme Court
Indian Health Service
Internal Revenue Service
Judicial Conference of the United States
Library of Congress
Massachusetts Legislature
NAFTA
National Railroad Passenger Corporation
National Security Agency
National Transportation Safety Board
New York Attorney General's Office
Office of Foreign Assets Control
Office of the U.S. Trade Representative
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U.S. Army
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice

Federal Communications Commission Chairman Ajit Pai addressed the National Congress of American Indians executive council on Thursday, underlining the work being done to expand broadband access in tribal communities that have lower connectedness rates than the country as a whole. Read more »

TELECOMMUNICATIONS

Industry Groups Ask To Join Net Neutrality Litigation

A group of telecom lobbying powerhouses have asked the D.C. Circuit for permission to intervene in challenges to the Federal Communications Commission's recent net neutrality rollback, offering filings in support of the Republican majority's actions. Read more »

WHITE COLLAR

Judge Says DOJ Refusal To Admit It Had Dossier A 'Hard Sell'

The declassification of a congressional memo regarding a Foreign Intelligence Surveillance Act warrant for a former Trump campaign adviser creates a "hard sell" for the government to avoid confirming, as sought by digital media company BuzzFeed, possession of a dossier containing salacious allegations on Donald Trump, a D.C. federal judge said Thursday. Read more »

Q&A

Q&A

A Chat With Hogan Lovells HR Chief Allison Friend

In this monthly series, legal recruiting experts Amanda Brady and Amy Mallow of Major Lindsey & Africa interview law firm management from Am Law 200 firms about how they are navigating an increasingly competitive business environment. The second conversation is with Allison Friend, chief human resources officer for Hogan Lovells LLP. Read more »

EXPERT ANALYSIS

Contesting FERC's Right To Impose Retroactive Surcharges

In Verso Corp. v. Federal Energy Regulatory Commission, the commission is arguing that it has broad authority to make regional transmission organizations impose surcharges on customers where necessary to pay refunds ordered under Section 206 of the Federal Power Act. The D.C. Circuit's decision in this dispute will have significant implications for FERC's authority going forward, say attorneys with Bracewell LLP. Read more »

Drawing A Road Map For Nationwide Health Info Sharing

The U.S. Department of Health and Human Services recently released its draft Trusted Exchange Framework, setting forth a guide for a public-private partnership designed to promote interoperability among health information networks. Attorneys with Ropes & Gray LLP address some of the questions that remain in evaluating whether this new voluntary arrangement will help to achieve its intended goals. Read more »

The Base Erosion And Anti-Abuse Tax: An Introduction

The new base erosion and anti-abuse tax generally imposes a 10 percent minimum tax on a taxpayer's income determined without regard to tax deductions arising from base erosion payments. In this video, Daniel Nicholas and Margaret Pope of Eversheds Sutherland LLP offer a brief overview of the tax, and a simplified example of the BEAT calculation. Read more »

Put The Brakes On Acceleration Bay Litigation Funder Ruling

U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Senate
U.S. Supreme Court
World Trade Organization

Last week, the District of Delaware raised eyebrows by ruling that documents provided to a litigation funder and its counsel in connection with their due diligence are categorically not attorney work product. Acceleration Bay v. Activision Blizzard seems to be a case of bad facts making bad law, says David Gallagher, investment manager and legal counsel for Bentham IMF. Read more »

LEGAL INDUSTRY

Feature

What GCs Need To Know That They Don't Learn In Law School

Whether it's understanding how to clearly communicate legal matters to other executives within a company or decisively making a recommendation, general counsel across various industries agree there are certain key traits involved in their multidisciplinary responsibilities that weren't part of their law school curriculum. Read more »

Justice Thomas Not Bitter, But Says Senate Process Broken

Supreme Court Justice Clarence Thomas insists he harbors no “bitter feelings” about his scandal-rocked Senate confirmation in 1991, but said Thursday the process has become a gladiator-like “spectacle” that discourages people from serving on the bench. Read more »

US, UK Officials Blame Russia For 'NotPetya' Cyberattack

The U.S. and U.K. governments blamed Russia on Thursday for a June 2017 cyberattack that paralyzed part of Ukraine’s infrastructure and wreaked havoc on computers worldwide, including at DLA Piper. Read more »

7th Circ. Halts Order For Instant Access To Cook County Suits

One day after a federal judge refused to stay his order requiring the Cook County Circuit Court to make electronically filed suits immediately available to the public, the Seventh Circuit on Wednesday gave Clerk Dorothy Brown time to implement the necessary systems or craft an argument to bypass the order altogether. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Gibson Dunn & Crutcher LLP secured the top legal lions spot this week with a win for GrubHub in a bellwether case over how its meal delivery drivers should be categorized, while Reed Smith LLP ended up on the legal lambs list after a federal jury found the law firm's client, Bank of America, illegally blacklisted and defamed a former client manager when it listed her with a fraud reporting agency. Read more »

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Ferraiuoli LLC
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Hughes Hubbard
Kellogg Hansen
King & Spalding
Kirkland & Ellis
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Latham & Watkins
McDermott Will
Milbank Tweed
Mitchell Silberberg
O'Melveny & Myers
O'Neill & Borges
Orrick Herrington
Pillsbury Winthrop
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Proskauer Rose
Reed Smith
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Ropes & Gray
Salon Marrow
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Simpson Thacher
Squire Patton Boggs
Weil Gotshal
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International Business Machines Corporation
National Congress of American Indians
Twitter Inc.
A.P. Moller-Maersk
AT&T Inc.
Activision Blizzard, Inc
American Bar Association
American Cable Association
American Clinical Laboratory Association
American International Group Inc.

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Association of Corporate Counsel
Assured Guaranty Ltd.
BDO USA LLP
BNSF Railway
Bank of America Corporation
Black & Veatch
BuzzFeed Inc.
CBOE Holdings Inc.
CHX Holdings Inc.
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CME Group Inc.
CSX Corporation
CTIA
Cable News Network Inc.
Caterpillar Inc.
Cato Institute
Chevron Corporation
Cisco Systems Inc.
Citigroup Inc.
Comcast Corporation
Devon International Group
DraftKings Inc.
Ernst & Young
Extended Stay Inc.
Facebook
FanDuel Inc.
General Electric Capital Corp.
GrubHub Inc.
IMF Bentham Ltd.
Imation Corporation
Jacksonville Jaguars
Johnson & Johnson
LG Electronics Inc.
Liberty Mutual
Lyft Inc.
Major Lindsey & Africa
MetLife Inc.
Microsoft Corporation
NASDAQ OMX Group Inc.
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Public Knowledge
Samsung Electronics Co. Ltd.
Sierra Club
Snap Inc.
Southeastern Pennsylvania Transportation Authority

Stitch Fix Inc.
Tribune Media Co.
Union Pacific Corporation
United States Telecom Association
Verizon Communications
Verso Corp.
Volkswagen
WPP PLC
Xcel Energy Inc

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Federal Communications Commission
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U.S. Department of Health and Human Services
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Federal Energy Regulatory Commission
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U.S. House Committee on Energy and Commerce
World Trade Organization
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Industry and Security
Committee on Foreign Investment in the United States
Commodity Futures Trading Commission
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Railroad Administration
Federal Reserve System
Financial Stability Oversight Council
Illinois Supreme Court
Indian Health Service
Judicial Conference of the United States
Library of Congress
Massachusetts Legislature
National Railroad Passenger Corporation
National Security Agency
National Transportation Safety Board
New York Attorney General's Office
Office of Foreign Assets Control
Office of the U.S. Trade Representative
U.S. Army
U.S. Department of Education

U.S. Department of Energy
U.S. Department of Housing and Urban Development
U.S. Department of Labor
U.S. Department of Veterans Affairs
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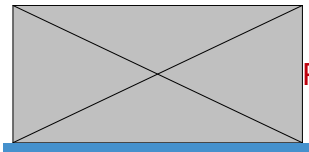
From: Public Policy Law360
Sent: Thur 3/9/2017 9:04:48 AM
Subject: [Marketing Mail] 4 Takeaways As ACA Repeal Debate Kicks Off



PUBLIC POLICY

Star Dewey Witness To Take Stand At Retrial

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Thursday, March 9, 2017

TOP NEWS

4 Takeaways As ACA Repeal Debate Kicks Off

Republican efforts to repeal and replace the Affordable Care Act took center stage Wednesday on Capitol Hill as key committees started debate on controversial new legislation.

Analysis

Odds Stacked Against House Bills To Kill Bank Class Actions

Legislation currently working its way through the U.S. House of Representatives has the potential to eliminate class actions against banks and other financial firms by making it harder to get past procedural hurdles, experts say, but it likely faces a tough road ahead, especially in the Senate.

Hawaii Gets OK To Challenge New Trump Immigration Ban

A Hawaii federal judge on Wednesday gave the go-ahead for the state to challenge President Donald Trump's executive order blocking the entry of citizens from six Muslim-majority countries, positioning a hearing on the constitutionality of the newly revised immigration ban for next week.

House Passes $578B Defense Spending Bill

The House of Representatives on Wednesday again passed the $577.9 billion funding bill for the U.S. Department of Defense, as the body works toward funding the government for a fiscal year that is almost 6 months old.

Analysis

Exposed CIA Tactics Open Doors For Non-Gov't Hackers

In the wake of Wikileaks' exposure Tuesday of the Central Intelligence Agency's sophisticated spying methods, privacy and data security attorneys say companies and individuals are now in a race to maintain what little protection they have against hackers that may soon hold a detailed playbook thanks to the jaw-dropping revelations.

Gorsuch Could Be Headache For 'Administrative State'

If Judge Neil Gorsuch is confirmed to the U.S. Supreme Court, he will try to jettison the wide deference courts currently pay to federal regulators such as the Environmental Protection Agency and other denizens of the "administrative state," a prominent Republican lawyer said Tuesday at a conservative Washington, D.C., think tank, citing a recent Gorsuch opinion attacking the so-called Chevron doctrine.

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Edelson PC
Farella Braun
Fenwick & West
Frilot LLC
Gibson Dunn
Girard Gibbs
Graham & Dunn
Gray & Associates
Hogan Lovells
Hunton & Williams
Jenner & Block
Jones Day
Kasowitz Benson
Kellogg Hansen

Zinke Touts Tribal Sovereignty As Key At Committee Hearing

U.S. Department of the Interior Secretary Ryan Zinke repeatedly stressed his commitment to respecting tribal sovereignty Wednesday when testifying at his first U.S. Senate Committee on Indian Affairs hearing since being confirmed for the role earlier this month.

SEC Nominee Clayton's Ethics Filings Show Possible Conflicts

Sullivan & Cromwell LLP partner Jay Clayton has submitted a number of ethics and financial disclosures, made available Wednesday, that detail some possible conflicts the M&A partner may run into if he's confirmed as chair of the U.S. Securities and Exchange Commission.

US Emerging As Major Tax Haven, EU Report Says

The U.S. is emerging as a major tax haven for wealthy foreigners due to its reluctance to adopt new global disclosure standards and its tolerance for highly secretive and anonymous shell companies, according to a European Parliament report released Tuesday.

BANKING & SECURITIES

Analysis

Piwowar's Push For Accredited Investor Revamp Stirs Debate

Acting U.S. Securities and Exchange Commission Chairman Michael Piwowar's calls to overhaul the definition of an accredited investor has cheered supporters of wider access to private offerings, though investor advocates warn that watering down standards could backfire.

Ex-Speaker Hastert To Be Deposed In Hush Money Suit

An attorney for a man suing former U.S. House Speaker Dennis Hastert over $1.8 million in hush money he claims he is owed after agreeing to stay silent about the former politician's sexual abuse said Wednesday she plans to depose Hastert after his release from prison later this year.

ENERGY & ENVIRONMENTAL

Feds Want 9th Circ. To Handle Kids' Climate Suit

The federal government on Tuesday asked an Oregon federal judge to certify her order refusing to dismiss a lawsuit accusing it of failing to protect future generations from the threats of climate change so the Ninth Circuit can decide some of the legal issues.

EPA To Accept More Input On Toxic Chemical Reporting Rule

The U.S. Environmental Protection Agency on Wednesday said it extended the public comment period by two months for a proposed rule that would require natural gas processing facilities to publicly disclose more information on chemical releases and other waste management activities.

EPA Detection Of Car Emission Fraud To Get Scrutinized

The U.S. Environmental Protection Agency's internal watchdog has revealed plans to begin preliminary research into whether the agency's existing procedures effectively detect and prevent vehicle emissions fraud.

Sen. Dems Ask Admin. For FERC Nominees Of Both Parties

A group of 16 Senate Democrats wrote a letter to the White House on Wednesday asking it to nominate candidates to fill vacancies that will allow the Federal Energy Regulatory Commission to reach a quorum, arguing the nominees should come from both parties and that new commissioners would allow the body to carry out key functions.

Pa. Justices Urged To Bar Gas Well In Residential Zone

Kramer Levin
Lieff Cabraser
McCarter & English
McCormick Law Firm
Miller Nash
Morrison & Foerster
Morvillo Abramowitz
O'Melveny & Myers
Orrick Herrington
Patterson Law Firm
Paul Hastings
Phelps Dunbar
Pillsbury Winthrop
Post & Schell
Robins Kaplan
Ropes & Gray
Saiber LLC
Sedgwick LLP
Seyfarth Shaw
Sidley Austin
Sullivan & Cromwell
Surovell Isaacs
Susman Godfrey
Venable LLP
Warner Norcross
WilmerHale

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Aetna Inc.
Allergan PLC
American Association for Justice
American Bankers Association
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Petroleum Institute Inc.
Ameriprise Financial, Inc.
Apple Inc.
Barclays PLC
BlackRock
Carnival Corporation
Chevron Corporation
Comcast Corporation
Consumer Federation of America
Deutsche Bank AG
Facebook
Farm Bureau Financial Services

Pennsylvania's highest court was urged during oral arguments on Wednesday to throw out a Lycoming County municipality's decision to greenlight gas drilling in a residential zoning district.

Fla. Senate Panel Expands Bill For Everglades Water Storage

A plan to buy land south of Lake Okeechobee for water storage passed out of a Florida Senate panel Wednesday, but not before it was expanded to add funding tools — including $3.3 billion in bonding authority — for water resource protection throughout the state.

IP & TECHNOLOGY

Analysis

Expert Testimony Not Helping IP Owners Avoid AIA Review

Almost one year has passed since new rules allowed patent owners to present expert testimony in their responses to America Invents Act review petitions, and the early results are in: The change has had little impact on the outcome of Patent Trial and Appeal Board decisions about whether to institute review.

TRANSPORTATION & INFRASTRUCTURE

Analysis

Ex-NJ AG Spared Prison Based On Reputation, Attys Say

A now-infamous United Airlines Inc. bribery scheme may have tarnished the legacy of onetime New Jersey Attorney General and former Port Authority Chairman David Samson, but his long career in government and the private sector still carried enough weight to help him avoid prison, attorneys say.

DOT Report Over Truckers' Rest Regs 'Rigged,' Union Says

The general president of the International Brotherhood of Teamsters on Tuesday said that a U.S. Department of Transportation study claiming there were no benefits to the Obama administration regulations tightening commercial truckers' daily and weekly driving time limits was "rigged by the trucking industry."

EMPLOYMENT

4th Circ. Won't Rehear Fired County Atty's Free Speech Suit

The Fourth Circuit on Tuesday refused to revisit the February decision of an appeals panel that found no violation of constitutional free speech protections in the firing of a former assistant attorney for Fairfax County, Virginia, after her election to a city council seat.

Judge Blocks La. Exotic Dancer Age Limit Law For Now

A Louisiana federal judge on Wednesday halted a state law increasing the minimum age required to work as a nude dancer from 18 to 21, saying the law is too sweeping because the restrictions would also incorporate types of artistic expression clearly regarded as constitutional speech.

Ill. AG Asks Justices To Halt Worker Pay Amid Budget Crisis

Illinois' attorney general pushed forward with plans to stop paying state workers while there is no appropriation from the state, filing a petition of leave to appeal to the Illinois Supreme Court on Tuesday night after the attorney general's office failed to convince a county judge to halt pay last month.

COMPETITION

Antitrust Litigators Urge Lawmakers To Greenlight Gorsuch

More than a dozen antitrust attorneys who represent plaintiffs backed the

Federalist Society
Fiat Chrysler Automobiles NV
Friedman LLP
Givaudan
Goldman Sachs Group Inc.
Google Inc.
H&R Block Inc.
International Brotherhood of Teamsters
KKR Financial Holdings LLC
King Pharmaceuticals Inc.
MGM Resorts International
Manulife Financial Corporation
Microsoft Corporation
Mohegan Sun
National Association of Consumer Advocates
Natural Resources Defense Council
New York Times Co.
Novell Inc.
Office Depot Inc.
Pfizer Inc.
Public Knowledge
RPX Corp.
Starbucks Corporation
Trump Organization Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
Valeant Pharmaceuticals International
Volkswagen

GOVERNMENT AGENCIES

Army Corps of Engineers
Blackfeet Nation
Bureau of Indian Affairs
Bureau of Indian Education
Central Intelligence Agency
Chickasaw Nation
Congressional Budget Office
Consumer Financial Protection Bureau
Crow Nation
European Commission
Executive Office of the President
Federal Bureau of Prisons
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Motor Carrier Safety

nomination of U.S. Circuit Judge Neil Gorsuch to the U.S. Supreme Court in a letter to the leadership of the Senate Judiciary Committee, citing the judge's "demonstrated record of fairness."

TAX

CPA Group Backs New Push To Harmonize State Income Tax

The American Institute of CPAs on Wednesday threw its weight behind a renewed legislative push to streamline income tax payments for taxpayers who occasionally work outside their home states, calling a reintroduced bill that previously cleared the House of Representatives a balanced measure that would simplify tax compliance.

E-Books Ineligible For Lower VAT, European Court Says

The European Court of Justice ruled Tuesday that European Union members cannot apply lower value-added taxes to electronically submitted books, holding that only physically shared materials such as CDs are eligible for a reduced tax and that the disparate treatment is not discriminatory.

US Had Top Statutory Biz Tax From G20 Members: Report

A new report from the Congressional Budget Office released Wednesday shows that the U.S. had the highest statutory corporate tax rate among G20 countries in 2012, while it came in fourth for the highest effective rate on returns from marginal investment.

IMMIGRATION

Dems Move To Defund, Block New Immigration Ban

Several Senate Democrats on Tuesday undertook to thwart President Donald Trump's new immigration ban with a bill to withhold federal funding for his executive order's enforcement and to designate the ban illegal under the Immigration and Nationality Act.

House Judiciary Committee Calls For EB-5 Reforms

Members of the U.S. House Committee on the Judiciary expressed support during a hearing on Wednesday for efforts to increase the minimum investment needed to participate in the EB-5 immigrant investor program and for rescinding the ability of states to designate high unemployment areas for investment.

DOJ Balks At Hearings For Immigrant Kids In 9th Circ. Appeal

The federal government has urged the Ninth Circuit to reverse a district court decision ordering it to provide bond hearings for unaccompanied immigrant children detained by the U.S. Department of Health and Human Services, saying that only HHS, not immigration judges, can make decisions about their custody.

NATIVE AMERICAN

Ex-DOI Head Salazar Questions Conn. Tribal Casino Plans

Former Interior Secretary Ken Salazar sent a letter on behalf of MGM Resorts International to Connecticut Gov. Dannel Malloy on Tuesday, saying that a proposed law to allow a company co-owned by the tribes behind the Foxwoods and Mohegan Sun casinos to operate a third casino could cost the state its share of those facilities' slot machine revenues.

TELECOMMUNICATIONS

Sen. Cruz Presses FCC's Pai To Rescind Net Neutrality Order

The Federal Communications Commission should reverse the 2015 order setting net

Administration
Federal Trade Commission
Florida State Senate
Government Accountability Office
Illinois Supreme Court
Indian Health Service
Mashantucket Pequot Tribal Nation
National Labor Relations Board
National Security Agency
New Jersey Department of Transportation
Port Authority of New York & New Jersey
Securities and Exchange Commission
Shakopee Mdewakanton Sioux
U.S. Army
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Marine Corps
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

neutrality rules “in its entirety,” Sen. Ted Cruz, R-Texas, told FCC Chairman Ajit Pai at a Wednesday oversight hearing, with Pai saying only that he would work to preserve the open internet while also incentivizing investment.

Sen. Flake Files Resolution To Nix FCC's Privacy Rules

U.S. Sen. Jeff Flake, R-Ariz., on Tuesday introduced a resolution that would roll back the Federal Communications Commission’s new broadband privacy rules under the Congressional Review Act, a move that appears to follow through on his pledge from last month to take action against the measures.

FCC Relaxes Rules For Rebroadcasting AM Stations

The Federal Communications Commission has updated the allowable location of an FM translator station for rebroadcasting the signal of an AM broadcast station, according to a final rule posted online Wednesday.

ACLU, Public Knowledge Mount Net Neutrality Defense

Public interest, civil rights and other advocacy groups including the ACLU and Public Knowledge on Tuesday urged Congress and the Federal Communications Commission against undoing 2015 net neutrality rules, saying investment in networks and innovation have continued unabated.

Senate Dems Push FCC’s Pai To Safeguard E-Rate Program

A dozen Senate Democrats led by Sen. Richard Blumenthal, D-Conn., and Ed Markey, D-Mass., asked Federal Communications Commission Chairman Ajit Pai on Tuesday to safeguard the E-rate program that connects schools and libraries to broadband after he retracted a staff report on progress in updating it.

EXPERT ANALYSIS

Beware Unintended Consequences Of Class Action Reform

The U.S. House of Representatives currently has before it a bill — H.R. 985 — intended to reduce abusive class action and mass tort practices that undermine the integrity of the legal system. Class action litigation does need reform, but some features of this legislation could perpetuate existing problems and create new ones, say Anthony Anscombe and Mary Beth Buckley of Sedgwick LLP.

Assessing Likelihood Of Survival For SEC Pay Ratio Rule

Preliminary steps taken thus far by the U.S. Securities and Exchange Commission with respect to its final pay ratio rule may be seen as a setup for later action that could scale back or even totally scuttle a number of major policy initiatives that had been undertaken by the Obama administration, say Andrew Oringer and Aryeh Zuber of Dechert LLP.

Courts Should Act Broadly In Favor Of Claim Assignability

The Supreme Courts of Nebraska and New Jersey have recently joined the majority of U.S. jurisdictions in holding that the proper balancing of public policy concerns weighs against enforcement of nonassignment clauses, but these two decisions also reveal a schism in the majority position that should be addressed, say Leonard Powell and Brian Scarbrough of Jenner & Block LLP.

ADA Compliance For Financial Cos. In The Crosshairs

Through its enforcement actions, the Justice Department has clearly taken the position that Title III of the Americans with Disabilities Act covers access to websites, online tools and mobile apps for public accommodations. Recent demand letter tactics pose an additional ADA enforcement method that carries increased regulatory, enforcement and litigation risks for financial institutions, say attorneys with Buckley Sandler LLP.

Eliminating The Accredited Investor Concept Is Problematic

While Michael Piwowar, acting chairman of the U.S. Securities and Exchange Commission, may view defining accredited investor as "a line-drawing exercise

fraught with peril," eliminating the line may be even more perilous, say attorneys with Orrick Herrington & Sutcliffe LLP.

LEGAL INDUSTRY

Analysis

Treadmill Desks To Dodgeball: How BigLaw Keeps Attys Fit

Between billable hours, client development and meetings, it can be tough for attorneys to find the time to focus on health and fitness, but BigLaw firms are finding creative ways to get attorneys up out of their desks and physically active.

Ropes & Gray To Spin Off Patent Prosecution Into New Firm

More than 100 attorneys and staff from Ropes & Gray LLP will depart during the next several months to join a new firm focused on patent prosecution and headed by a current Ropes & Gray partner, the firm announced Tuesday.

Analysis

4 Things To Know About Trump's Pick For Solicitor General

While the solicitor general has historically worked outside of the public eye, the latest nominee for the job of representing the federal government at the U.S. Supreme Court, Noel Francisco, shouldn't expect anonymity.

Ex-Broker Tells Of Cover-Up Over Ex-Hunton Atty's Inside Tip

A former Ameriprise Financial Inc. adviser who traded on a hot inside tip about a drugmaker's 2010 acquisition by Pfizer Inc., which prosecutors say came from a former Hunton & Williams LLP partner, on Wednesday told a Brooklyn federal jury that he lied to his employer in a desperate bid to cover up his crime.

Plaintiffs Bar Perspective: Lieff Cabraser's Lexi Hazam

The best tool a plaintiffs lawyer can have is simply a keen sense of human nature, including a sense of the "culture" of a particular case, says Lexi Hazam, a partner at Lieff Cabraser Heimann & Bernstein LLP.

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Apple Inc.
Barclays PLC
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Chevron Corporation
Comcast Corporation
Consumer Federation of America
Deutsche Bank AG
Facebook
Farm Bureau Financial Services
Federalist Society
Fiat Chrysler Automobiles NV
Friedman LLP
Givaudan
Goldman Sachs Group Inc.
Google Inc.
H&R Block Inc.
International Brotherhood of Teamsters
KKR Financial Holdings LLC
King Pharmaceuticals Inc.
MGM Resorts International
Manulife Financial Corporation
Microsoft Corporation
Mohegan Sun
National Association of Consumer Advocates
Natural Resources Defense Council
New York Times Co.
Novell Inc.
Office Depot Inc.
Pfizer Inc.
Public Knowledge
RPX Corp.
Starbucks Corporation
Trump Organization Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
Valeant Pharmaceuticals International

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Securities and Exchange Commission
U.S. Supreme Court
Federal Communications Commission
U.S. House of Representatives
U.S. Army
U.S. Environmental Protection Agency
Central Intelligence Agency
Congressional Budget Office
Government Accountability Office

U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Senate
Army Corps of Engineers
Blackfeet Nation
Bureau of Indian Affairs
Bureau of Indian Education
Chickasaw Nation
Consumer Financial Protection Bureau
Crow Nation
European Commission
Executive Office of the President
Federal Bureau of Prisons
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Motor Carrier Safety Administration
Federal Trade Commission
Florida State Senate
Illinois Supreme Court
Indian Health Service
Mashantucket Pequot Tribal Nation
National Labor Relations Board
National Security Agency
New Jersey Department of Transportation
Port Authority of New York & New Jersey
Shakopee Mdewakanton Sioux
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U.S. Department of Health and Human Services
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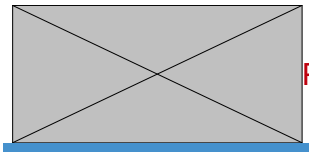
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 6/29/2017 8:10:39 AM
Subject: [Marketing Mail] The Cases That Got The Justices Talking



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Thursday, June 29, 2017

SUPREME COURT REVIEW

The Cases That Got The Justices Talking

The justices' level of engagement at oral argument can provide a crucial window into their thinking on an issue, but interpreting what that might mean for how they'll rule is an elusive art. Here, Law360 looks at the sessions in which each justice engaged the most. Read more »

The Most Talkative Justice Of The High Court Term

Since the death of Justice Antonin Scalia last year, a new U.S. Supreme Court justice has emerged as the most talkative at oral arguments — and the titleholder should come as no surprise to court watchers. Read more »

The 10 Funniest Moments Of The Supreme Court Term

Neal Katyal seemingly tried to educate Justice Samuel Alito about a well-known Latin phrase, Justice Sonia Sotomayor prayed aloud that she wouldn't be assigned a mind-numbing opinion, and Justice Elena Kagan needled a lawyer who confused her with another justice. Here, Law360 wraps up the top moments of legal levity from the latest high court term. Read more »

TOP NEWS

DC Court Picks Face Senate Panel Ahead Of ABA Report

Two of President Donald Trump's picks to fill vacant seats on the D.C. District Court faced a Senate panel Wednesday amid Democrats' concern that the American Bar Association had not finished its evaluation of the pair. Read more »

ACA Watch: What BigLaw Lobbyists Think Happens Next

With Affordable Care Act repeal efforts in limbo, Law360 on Wednesday chatted up BigLaw lobbyists for insights on the latest horse-trading and a "big surprise" promised by President Donald Trump. Here's what they're hearing. Read more »

All Banks Pass Fed's Stress Tests, But Cap One Gets Do-Over

The Federal Reserve on Wednesday said that all banks included in its annual stress tests would be allowed to engage in planned share buybacks and dividend payments after exceeding mandated capital requirements, but Capital One Financial Corp. needed to resubmit its capital plans to fix some shortcomings. Read more »

White House Opens Sweeping Trade Deal Audit

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Genova Burns
Goldberg Kohn
Goodwin
Gupta Wessler
Harris Wiltshire
Hogan Lovells
Honigman Miller
Hooper Lundy
Hueston Hennigan
Hughes Hubbard
Jenner & Block
Jones Day
K&L Gates
King & Spalding
Kirkland & Ellis

The Trump administration formally launched its wide-ranging probe of U.S. trade agreements Wednesday, following through on an April executive order aimed at identifying and addressing “violations and abuses” of those deals. Read more »

Analysis

EPA's Less-Stringent Chemical Rule Likely To Spark Suits

The EPA's newly finalized rule for evaluating a chemical's risk to health and the environment retreats from a version proposed by the Obama administration by not requiring the agency to evaluate all of a substance's uses before making a determination, a move that could spur legal challenges from environmental groups. Read more »

House Passes Tort Reform Bill To Cap Med Mal Damages

In a razor-thin vote, the U.S. House of Representatives on Wednesday approved a tort reform bill that would impose a nationwide cap on noneconomic damages in medical malpractice cases and would institute several other measures purportedly designed to lower health care costs. Read more »

Mass. Revokes Sales Tax Directive Targeting Online Vendors

The Massachusetts Department of Revenue on Wednesday revoked its controversial final directive requiring out-of-state online retailers to collect sales or use tax and said it may propose new, but similar, regulations that the public can comment on before the state finalizes them. Read more »

Sens. Grill Trump's Pick To Head DOJ Environmental Division

President Donald Trump’s pick to be the top environmental law official at the U.S. Department of Justice faced skeptical Democrats on a Senate panel on Wednesday, with Kirkland & Ellis LLP partner Jeffrey Bossert Clark fielding questions about his private practice and views on climate change. Read more »

BANKING & SECURITIES

SEC Whistleblower Program Is Business As Usual, Chief Says

The head of the U.S. Securities and Exchange Commission’s Whistleblower Office said Wednesday that her program is proceeding full steam ahead after the change in administration, while admonishing companies to ensure they don’t retaliate against or impede employees who raise the alarm about possible securities violations. Read more »

US Says Alien Tort Law Doesn't Apply To Bank Transfers

The U.S. government on Tuesday said in a brief that private plaintiffs have the authority to bring cases against corporations under the Alien Tort Statute, but that a case pending before the U.S. Supreme Court against a Jordanian bank may need to be dismissed because of a tangential connection to the United States. Read more »

House Spending Bill Takes Aim At The CFPB, Volcker Rule

A spending bill introduced in the U.S. House of Representatives Wednesday would significantly weaken the Consumer Financial Protection Bureau and repeal the Volcker Rule among other Republican policy objectives. Read more »

ENERGY & ENVIRONMENTAL

Calif. High Court Won't Review Cap-And-Trade Program

California’s Supreme Court on Wednesday refused to undo an appeals court’s approval of the Golden State’s greenhouse gas cap-and-trade program, with its auction of emissions allowances opponents had challenged as essentially just an unauthorized tax. Read more »

DC Circ. Ends Challenge To Interim Gas Storage Safety Rule

The D.C. Circuit on Tuesday dismissed a challenge to an interim natural gas storage

Kramer Levin
Lane Powell
Latham & Watkins
Lawyers' Committee for Civil Rights
Markun Zusman
Mayer Brown
McDermott Will
Milbank Tweed
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Motley Rice
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Paul Hastings
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Proskauer Rose
Quinn Emanuel
Robbins Russell
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Sayles Werbner
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Simpson Thacher
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American Federation of Television and Radio Artists
American Immigration Council

safety rule enacted in the wake of the 2015 Aliso Canyon leak, deciding that because the American Gas Association and others had asked the issuing agency to reconsider the rule, it couldn't also be challenged judicially. Read more »

2nd Circ. Backs Conn. Clean Energy Solicitation Program

The Second Circuit on Wednesday upheld Connecticut's program for soliciting renewable energy projects and its renewable portfolio standard against a solar company's challenge, deciding that the state's regulatory efforts did not infringe on the powers of the federal government or improperly discriminate against out-of-state facilities. Read more »

Feds Want CRA Challenge Over Alaska Hunting Rules Tossed

The federal government wants an Alaska district judge to toss environmentalists' Congressional Review Act challenge over a ditched prohibition on certain Alaskan wildlife hunting practices including shooting wolves and bears from aircraft, alleging the group hasn't stated a legitimate claim. Read more »

HEALTH & LIFE SCIENCES

Analysis

The Hydra Of Abortion Law: 1 Year Into Whole Woman's Health

In the year since the U.S. Supreme Court handed abortion rights advocates a major legal victory in Whole Woman's Health v. Hellerstedt, lower courts have continued to toss legislation restricting abortion access, but that hasn't stopped new laws from popping up just as quickly. Read more »

Judge Says Ruling Imminent On Ill. Medicaid Bill Backlog

An Illinois federal judge said she expects to rule by Friday on whether the cash-strapped state must pay Medicaid care providers under a pair of years-old consent decrees, saying she needs more evidence of the bill backlog's impact. Read more »

MEDIA & ENTERTAINMENT

US Treasury Secretary Escapes Film Financier's Fraud Suit

A New York state judge on Tuesday dismissed a film financier's fraud claim against U.S. Treasury Secretary Steve Mnuchin, saying that the producer-turned-policymaker wasn't even accused of communicating with the financier, much less lying about where its money was going. Read more »

Analysis

For NJ Sports Betting, Early Money's On Equal Sovereignty

A federal law blocking states from legalizing sports betting is in jeopardy from a U.S. Supreme Court challenge by New Jersey, as the law's grandfathering of Nevada's sports betting regime could help the Garden State under a principle that argues the law cannot treat states in such disparate ways. Read more »

TRANSPORTATION & INFRASTRUCTURE

US Unveils New Overseas Airport Security Measures

The federal government will subject all U.S.-bound flights from 280 airports in 105 countries to heightened passenger and aircraft screening procedures as part of a spate of new aviation security directives, the Trump administration unveiled Wednesday. Read more »

REAL ESTATE

Age Restriction Not Needed In Housing Notice, NJ Court Says

A New Jersey state appeals court said Wednesday that a trial court erred in finding a

American Immigration Lawyers Association
American Petroleum Institute Inc.
Amgen Inc.
Apple Inc.
AstraZeneca
BP p.l.c.
Bank of America Corporation
Bristol-Myers Squibb Company
Campbell Soup Company
Capital One Financial Corporation
Center for Biological Diversity Inc.
Chevron Corporation
Citigroup Inc.
Competitive Enterprise Institute
Environmental Defense Fund Inc.
Federalist Society
Financial Industry Regulatory Authority Inc.
Financial Services Roundtable
Ford Foundation
General Mills Inc.
General Motors
Goldman Sachs Group Inc.
Google Inc.
Guttmacher Institute
ISO New England Inc.
International Dairy Foods Association
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
LinkedIn Corp.
MBIA Inc.
Merck & Co Inc.
Morgan Stanley
NAACP Legal Defense and Educational Fund Inc.
NFL Enterprises LLC
National Association of Manufacturers
National Collegiate Athletic Association
National Milk Producers Federation
National Rifle Association of America
Natural Resources Defense Council
Nestle
OneWest Bank Group LLC
Pacific Legal Foundation
Planned Parenthood Federation

public hearing notice deficient because it did not state that a proposed townhouse development in Garwood, New Jersey, would be age-restricted, saying that information was not necessary. Read more »

EMPLOYMENT

Trump Picks Burlington Stores GC To Lead EEOC

President Donald Trump has selected Burlington Stores Inc. general counsel Janet Dhillon to serve on the U.S. Equal Employment Opportunity Commission and take over as its chair, the White House said late Wednesday. Read more »

Fla. Justices Question State Atty's Stance In Capital Cases

A Florida state attorney challenging the governor's unilateral reassignment of 23 homicide cases after she refused to seek the death penalty in a high-profile murder case faced heavy questioning Wednesday in the Florida Supreme Court on whether she made a "blanket policy" possibly exceeding her authorized discretion. Read more »

PRIVACY & CONSUMER PROTECTION

FTC Chief Says Connected Cars Require 'Regulatory Humility'

The Federal Trade Commission's approach to overseeing the burgeoning world of connected cars that can communicate with one another and the world around them and are likely to one day produce self-driving vehicles on a mass scale is one of "regulatory humility," the agency's acting chairman said on Wednesday. Read more »

Ill. Legislature Passes Geolocation Privacy Protection Act

A bill in the Illinois General Assembly seeking to limit the collection and disclosure of a smartphone user's geolocation data within applications will be sent on to Gov. Bruce Rauner after the House narrowly approved the legislation Tuesday. Read more »

Calif. AG, Restaurant Debate High Court Ruling At 9th Circ.

California's attorney general and an Italian restaurant sparred Tuesday in the Ninth Circuit over how a U.S. Supreme Court ruling about retailers' disclosures to customers regarding credit card surcharges will affect the AG's appeal of a California federal court decision that tossed a state ban on credit card surcharges. Read more »

Calif. AG's Discovery Bid In IMDb Suit Draws Judge's Rebuke

A California federal judge slammed the state attorney general's bid for discovery in the government's defense of a state law that would ban IMDb from publishing actors' ages, blasting the requests as "disturbing" against the backdrop of First Amendment concerns brought up by the case. Read more »

AEROSPACE & DEFENSE

Senate Panel Advances Deputy Defense Secretary Nominee

The Senate Armed Services Committee on Wednesday easily advanced the nomination of former Boeing Co. executive Patrick Shanahan to serve as deputy defense secretary, despite committee Chairman John McCain, R-Ariz., previously threatening to block Shanahan's nomination. Read more »

Trump Names Textron CEO To Lead Pentagon Acquisitions

President Donald Trump has tapped Textron Systems Corp. chief executive Ellen M. Lord to serve as undersecretary for acquisitions, technology and logistics at the Department of Defense, the White House announced Tuesday. Read more »

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Samsung Electronics Co. Ltd.
State Bar of California
State Street Corp.
Stepan Co.
Talen Energy Corp.
Textron Inc.
The Bank of New York Mellon Corporation
The Boeing Company
Twitter Inc.
U.S. Airways Group Inc.
United Technologies Corporation
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Washington Post Co.
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

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California Department of Justice
California Environmental Protection Agency
California State Board of Equalization
Commodity Futures Trading Commission
Congressional Budget Office
Connecticut Department of Energy & Environmental Protection
Connecticut Public Utilities Regulatory Authority
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida House of Representatives
Food and Drug Administration
Illinois General Assembly
Internal Revenue Service

INTERNATIONAL TRADE

Crusade Against Canadian Dairy Hurdles Goes Global

The U.S. dairy industry on Tuesday picked up new allies in its fight to knock down Canadian pricing policies in that sector as it united with industry groups from Argentina, Australia, the European Union, Mexico and New Zealand to encourage their respective governments to lean on Ottawa. Read more »

TAX

Tax Court Won't Grant Anonymity To Serial Whistleblower

The U.S. Tax Court refused to grant anonymity to a petitioner seeking a whistleblower award from the IRS in a published opinion Wednesday, citing the public interest of identifying "serial filers" in the wake of an increasing number of whistleblower claims. Read more »

Calif. Gov. Signs Bill Gutting Tax Board, Shifting Powers

California Gov. Jerry Brown has signed legislation stripping the state's beleaguered tax board of most of its powers and replacing it with two new agencies, the product of investigations into the board's alleged misuse of state resources and other questionable practices. Read more »

IRS Advocate Says More Resources Needed For Taxpayer Aid

The Internal Revenue Service doesn't dedicate nearly enough resources to meeting taxpayers' service needs, a problem attributed in part to insufficient funding, National Taxpayer Advocate Nina E. Olson said on Wednesday in her mandatory midyear report to lawmakers. Read more »

BANKRUPTCY

Puerto Rico Oversight Board Must Rethink Plan In Bond Row

The judge presiding over Puerto Rico's historic debt restructuring told the board in charge of alleviating the territory's fiscal crisis on Wednesday to rework its plan to resolve a key creditor dispute over rights to sales tax revenues, seeing fundamental problems with how it would select representatives with opposing interests. Read more »

Puerto Rico Board Rejects Utility Debt Restructuring Deal

A key Puerto Rico oversight board voted Tuesday to reject a workout for the $9 billion in debt held by the island's power utility, potentially now sending the utility toward a more formal, bankruptcy-like process. Read more »

OECD Praises Progress On Info Sharing To Catch Tax Cheats

International tax cheats are finding it harder to hide their assets, according to a new Organization for Economic Cooperation and Development report, even as one advocate group called the OECD's criteria "so weak as to be near enough meaningless" in measuring tax compliance. Read more »

IMMIGRATION

CBP Mistreating Detained Kids, Flouting Pact, Judge Says

A California federal judge on Tuesday said U.S. Customs and Border Protection is again violating a 20-year-old settlement agreement dictating the treatment of immigrant minors, granting a motion to enforce the agreement and ordering the appointment of a juvenile coordinator. Read more »

Iranian Groups Seek New Block After High Court Ruling

Massachusetts Department of Revenue
NAFTA
National Credit Union Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Transportation Security Administration
U.S. Air Force
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
World Trade Organization

Multiple Iranian-American groups asked a D.C. federal court Tuesday to preliminarily block President Donald Trump's travel ban as it applies to certain Iranian individuals in same-sex relationships, arguing that they face imminent irreparable harm if they're forced to return to their home country. Read more »

TELECOMMUNICATIONS

Cable Cos. Broke Set-Top Box Promise, Advocate Tells FCC

A consumer advocacy group told the Federal Communications Commission on Tuesday that the pay-TV industry appears to be moving away from efforts to "ditch" the set-top box now that the FCC has dropped its plan to force them to unlock it, saying the industry has little motivation to change its approach. Read more »

PENNSYLVANIA

Philly DA Was Warned About Spending, Campaign Aide Says

The onetime executive director of Philadelphia District Attorney Seth Williams' political action committee testified Wednesday that she had warned her former boss against using campaign dollars for memberships and other expenses at private clubs, as the focus of the federal corruption trial turned to his spending habits. Read more »

PEOPLE

Former Senior Executive Adviser At NIST Joins Venable

A former senior executive adviser at the National Institute of Standards and Technology who helped guide the Obama administration's first cybersecurity program has joined Venable LLP as its managing director of technology business strategy. Read more »

EXPERT ANALYSIS

Potential Impact Of Senate Health Care Bill: A Closer Look

The Better Care Reconciliation Act introduced by Senate Republicans last week proposes many of the same changes as the American Health Care Act passed by House Republicans in May. These changes would significantly reduce the tax, administrative and legal-compliance costs borne by group health plan sponsors, but several challenges have raised the specter of uncertainty for interested stakeholders, says Eric Schillinger of Trucker Huss APC. Read more »

Prepare Now For EU's New Data Breach Notification Regime

The EU General Data Protection Regulation introduces sweeping changes, including one that will be unfamiliar to many companies with EU operations — the requirement to report data breaches within tight time frames, say Karen Neuman, former chief privacy officer with the U.S. Department of Homeland Security, and Federica De Santis of Goodwin Procter LLP. Read more »

2 FINRA Rules Ripe For Review And Clarification

The Financial Industry Regulatory Authority is requesting comments on the effectiveness and efficiency of its rules on outside business activities of registered persons and private securities transactions of an associated person. Both rules aim to protect investors from potentially problematic activities, but many firms struggle with the language of the rules, say attorneys with K&L Gates LLP. Read more »

The Road To Standardizing Food Safety And Quality Dates

A lack of clear federal regulatory guidance on the quality and safety of food is one primary reason food waste is such a chronic problem in the U.S. Another is fear of liability. But potential solutions exist, both in the form of proposed legislative reform

and current legislation, as well as voluntary standards developed by the food industry, says Michael Cromwell of Womble Carlyle Sandridge & Rice LLP. Read more »

Take 2 On Proposed Regs For Partnership Audit Rules

The U.S. Treasury Department and the IRS have reissued proposed regulations on new centralized partnership audit rules, after withdrawing them in January following an executive order from the Trump administration. Partnerships and partners should take note that the new partnership audit rules shift the burden of tax liability from "reviewed-year" partners to current partners, say attorneys with Dechert LLP. Read more »

How Discovery Has Changed Under New Federal Rules

In December 2015, an amendment to Rule 26 of the Federal Rules of Civil Procedure was implemented with the intent of putting reasonable limits on civil discovery. The many subsequent cases that have applied the amended rules provide guideposts for litigants and practitioners, say Brandee Kowalzyk and Christopher Polston of Nelson Mullins LLP. Read more »

LEGAL INDUSTRY

The Top 10 Most Family-Friendly Law Firms

Yale Law Women on Wednesday revealed the 10 U.S. law firms with the best family-friendly policies and practices, with one firm keeping its place on the list for the 12th year in a row and at least two others racking up repeat performances for including perks like flextime schedules and longer family leave time. Read more »

DLA Offices Struggle To Get Back Online After Cyberattack

DLA Piper attempted to restore its systems Wednesday following the massive global ransomware attack that crippled an array of businesses and government agencies in Russia, Europe and the U.S. Read more »

Analysis

Ropes & Gray Defends 'Strategic' Cuts To Patent Practice

Ropes & Gray LLP’s patent litigation team is approximately half the size it was five years ago, and the firm’s patent prosecution team is set to leave later this year. Here, former partners and the firm’s leadership offer their disparate views on the group’s drastic transformation. Read more »

One Factor That May Be Affecting Lawyer Mental Health

A number of factors predispose lawyers to mental health problems, including a heavy workload, but there's one thing that could have an outsized impact on a lack of satisfaction in the profession, according to a Wednesday presentation by the American Bar Association. Read more »

Calif. Bar Needs Tougher Controls For Spending, Audit Finds

The State Bar of California lacks effective controls for its spending, including on salaries and attorney discipline, according to a state audit Tuesday that also revealed employees questioned the tone at the top, including whether there’s enough trust between management at the agency and employees. Read more »

Plaintiffs Bar Perspective: Beasley Allen's Andy Birchfield

Honesty and integrity should be hallmarks of any communication style. Juries, judges and opposing counsel notice, and it can make a world of difference whether delivering a closing statement, making an important argument, or negotiating a global settlement, says Andy Birchfield of Beasley Allen Crow Methvin Portis & Miles PC. Read more »

Weekly Column

Innovating For Wise Juries: Pre-Voir Dire Questions

The simple practice of asking jurors important and substantive questions early can help make trial by jury a more reliable form of dispute resolution, say Stephen

Susman, Richard Lorren Jolly and Dr. Roy Futterman of the NYU School of Law Civil Jury Project. Read more »

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Financial Services Roundtable
Ford Foundation
General Mills Inc.
General Motors
Goldman Sachs Group Inc.
Google Inc.
Guttmacher Institute
ISO New England Inc.
International Dairy Foods Association
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
LinkedIn Corp.
MBIA Inc.
Merck & Co Inc.
Morgan Stanley
NAACP Legal Defense and Educational Fund Inc.
NFL Enterprises LLC
National Association of Manufacturers
National Collegiate Athletic Association
National Milk Producers Federation
National Rifle Association of America
Natural Resources Defense Council
Nestle
OneWest Bank Group LLC
Pacific Legal Foundation
Planned Parenthood Federation
Public Knowledge
Purdue Pharma LP
Relativity Media LLC
Samsung Electronics Co. Ltd.
State Bar of California
State Street Corp.
Stepan Co.
Talen Energy Corp.
Textron Inc.
The Bank of New York Mellon Corporation
The Boeing Company
Twitter Inc.
U.S. Airways Group Inc.
United Technologies Corporation
WPP PLC
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Internal Revenue Service
Securities and Exchange Commission
Congressional Budget Office
European Union

U.S. Department of Homeland Security
U.S. House of Representatives
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Office of the Comptroller of the Currency
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Senate
World Trade Organization
California Department of Finance
California Department of Justice
California Environmental Protection Agency
California State Board of Equalization
Commodity Futures Trading Commission
Connecticut Department of Energy & Environmental Protection
Connecticut Public Utilities Regulatory Authority
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Fish and Wildlife Service
Florida House of Representatives
Illinois General Assembly
Massachusetts Department of Revenue
NAFTA
National Credit Union Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology
Occupational Safety and Health Administration
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Transportation Security Administration
U.S. Air Force
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of State
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CYBER RISK

Is your coffeemaker your worst enemy?

Today's connected household is coming to be "Internet of Things" central. Every gadget seems to be web-enabled. But Kaspersky Lab warns that sometimes security hasn't kept up with the innovation. Read more

SERVICE & NEXT GENERATION

Get it right, quick, and digital

Two recent independent surveys seek to pin down exactly what the millennial generation really wants from their banks. Remarkably, the two surveys reach very similar conclusions. Read more

LOOKING AHEAD

10 tech trends tee-up 2016 agenda

Experts at Jack Henry have identified what to watch for next year, spanning three key tech divisions: channel strategy; payments evolution; and risk and security. Read more

BANKING ON TECH

Retail banks see need to invest in innovation

Internationally major retail banks

MAKING SENSE OF IT ALL

All fear "uberization"

Yes, "uberization" is a word now. John Ginovsky explains why it's one you'd better get to know. Read more

BEYOND THE BANK

We have an app!

Dan Fisher says your bank ought to have an app too. Read more

AML & FRAUD

"Us and Them"

The Paris attacks confirm we are in more than a battle of words. John Byrne says the AML community can greatly aid the ongoing response to terrorists. Read more

WEBCAST NOW AVAILABLE ON DEMAND

Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow

Could senior citizens' frequent preference for paper-based records be harming them? Research by Javelin indicates that's so. Javelin's Al Pascual and other experts present solutions to help banks help seniors and two more vulnerable groups: students and the military. Log in to view webcast

have increased their investments in disruptive technologies and innovative services. Research by Infosys and the international retail finance organization Efma says these players realize they must counter a surge in new industry competitors. Read more

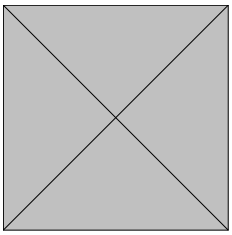
TECH & TOP MANAGEMENT

Innovation, growth occupy CIOs

Globally chief information officers say that their top business priorities are growth and innovation—yet only a comparatively small part of their IT budgets goes to this work. So reports a recent survey from Deloitte. Read more

UNCONVENTIONAL WISDOM

How much will disruptors disrupt?



Bankers have both short-term and long-term views on this question, says consultant Joe Cady—and it may be a good shaking up is what banks needed. Read more

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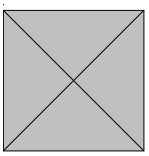

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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How is your star search going?

"Talent is a defining characteristic of banks that will be able to thrive and survive. Although there are fewer banks now, the number of people qualified to lead them or take senior roles has not kept pace with the demand. Everyone in banking is going after a finite number of quality people." —*Alan Kaplan, executive recruiter* Read more

Window shopping 2.0?

This just in from perusing Mashable:

"While we're all oohing and aahing over how cool it is to pay for things with our fingerprints and Apple Pay, people in Japan are paying for things with their eyes," reports Raymond Wong.

Wong continues: "NTT Docomo says the Arrows NX is the world's first smartphone to use iris recognition in conjunction with fingerprint authentication. Users will be able to unlock their phones and shop for things just by looking directly into the front-facing camera." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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Webinar: EMV Rollout Presents Unique Opportunities for Banks - Register Now >

A 60-minute webinar covers the impact of EMV rollout this year, how banks can prepare for the possible outcomes, and how they can engage with customers about the change.

The rollout of EMV (smart) cards and terminals in 2015 will have a significant impact on reducing card-present fraud. It will likely result in a surge in card-not-present and other types of fraud as criminals shift to easier targets. The smart-card rollout presents banks with a unique opportunity to engage with retail and business customers. Banks need to be prepared not only to explain what the new cards are and do, but discuss the possible outcomes, and how the bank can assist.

A 60-minute interactive webinar explores the impact of EMV rollout and how banks can:

• be prepared for the possible outcomes

• reinforce customers' trust

• strengthen ties with merchant customer

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Running Time: 60 minutes, including questions and answers

Speakers:

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Director, Fraud and Security, Javelin Strategy & Research

Brian Higgins
First Vice President, Product and e-Banking Director, First Financial Bank, Cincinnati

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

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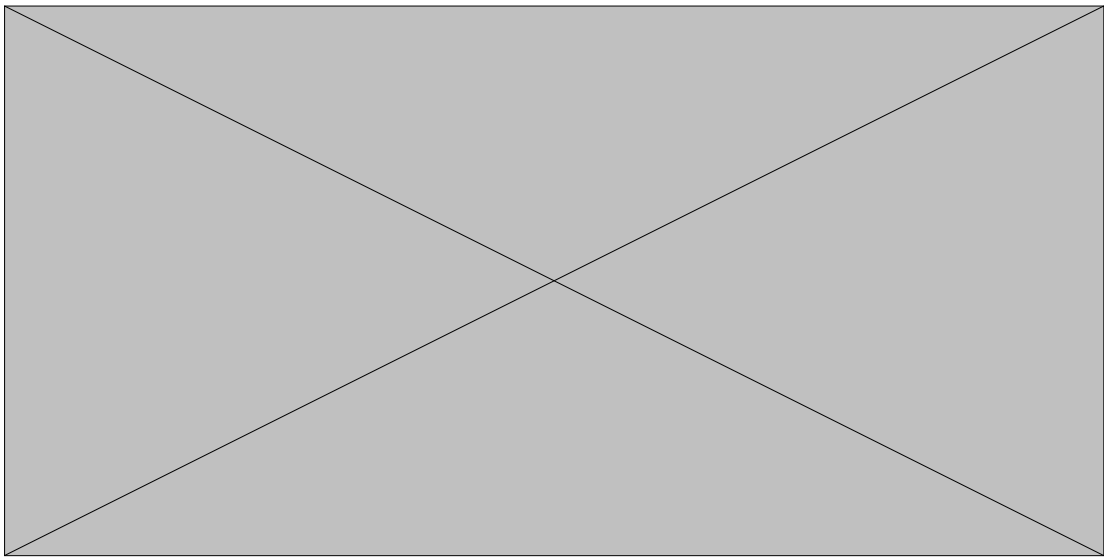
Feature



BigLaw's Diversity Problem Puts It On Collision Course With Millennials

By Max Stendahl

If law firms don't make immediate strides toward becoming more inclusive, they risk alienating the next generation of lawyers, who are highly attuned to institutional bias and increasingly vocal about eradicating it.

Feature

Porn, Politics And The Undoing Of Kathleen Kane

By Matt Fair

Some say Pennsylvania Attorney General Kathleen Kane sought to shed light on a boys club culture when she released emails that sparked the "Porngate" scandal, and others say

Analysis

Unbiased Jurors Will Be Tough To Find As Trump U. Cases Progress

By Sindhu Sundar

The judge overseeing a pair of Trump University lawsuits faces the challenge of navigating competing goals: moving the cases along and finding juries that have not been tainted by the presidential election.

it was a distraction and retaliation ploy — two narratives that vie for legitimacy as she heads to trial on perjury charges.

Analysis

SEC Battle With Miami Makes Waves In Muni Bond Enforcement

By Ed Beeson

The Securities and Exchange Commission's push for more municipal bond-related enforcement actions will face a big test later this month when the agency squares off with Miami in district court, marking the SEC's first federal trial against a municipality over an alleged offering fraud.

Sidebar

Jan Schlichtmann Talks Travolta, Trump And Ancient Rome

By Melissa Maleske

Jan Schlichtmann, the plaintiff-side environmental crusader of the 1995 bestseller "A Civil Action," sat down with Law360 to discuss demagoguery, time travel by way of John Travolta, and his belief that Donald Trump's rise echoes the last days of the Roman republic.

Secret Lives of Lawyers

Houston's Richard Mithoff Looks For Cliffhangers Outside Of Court

By Michelle Casady

Plaintiffs attorney Richard Mithoff, 70, spends his free time scaling the rock faces of the world's tallest peaks, in part because hanging several hundred feet off the ground provides lessons for his day job.

You Can Quote Me On That

The Week's Best In Legal Talk

The Gambler, The Pact, The Legal Ads

By Richard McVay

Legal minds this week talked about Kenny Rogers, cupcake tributes and runaway brides. Here are the week's best lines from the legal world.

Op-Ed

The Lost Art Of Being A Counselor

By Michael R. Freed, Gunster

The legal profession would be wise to heed the old adage: If all that you have is a hammer then everything looks like a nail. Lawyers who have as their hammer only the ability to solve specific legal problems as neatly presented will likely get caught in a race to the bottom.

Op-Ed

Employers Should Move Beyond Mere ADA Compliance

By David J. Rowland, Seyfarth Shaw LLP

For more than a quarter of a century, employers have felt a level of exasperation with the Americans with Disabilities Act, partly because compliance is more complicated than with other federal civil rights statutes, and partly because the EEOC and Congress have repeatedly

changed the rules. Lost in the compliance thicket has been a great opportunity.

Feature

BigLaw's Diversity Problem Puts It On Collision Course With Millennials

By Max Stendahl

If law firms don't make immediate strides toward becoming more inclusive, they risk alienating the next generation of lawyers, who are highly attuned to institutional bias and increasingly vocal about eradicating it.

Feature

Porn, Politics And The Undoing Of Kathleen Kane

By Matt Fair

Some say Pennsylvania Attorney General Kathleen Kane sought to shed light on a boys club culture when she released emails that sparked the "Porngate" scandal, and others say it was a distraction and retaliation ploy — two narratives that vie for legitimacy as she heads to trial on perjury charges.

Analysis

Unbiased Jurors Will Be Tough To Find As Trump U. Cases Progress

By Sindhu Sundar

The judge overseeing a pair of Trump University lawsuits faces the challenge of navigating competing goals: moving the cases along and finding juries that have not been tainted by the presidential election.

Analysis

SEC Battle With Miami Makes Waves In Muni Bond Enforcement

By Ed Beeson

The Securities and Exchange Commission's push for more municipal bond-related enforcement actions will face a big test later this month when the agency squares off with Miami in district court, marking the SEC's first federal trial against a municipality over an alleged offering fraud.

Sidebar

Jan Schlichtmann Talks Travolta, Trump And Ancient Rome

By Melissa Maleske

Jan Schlichtmann, the plaintiff-side environmental crusader of the 1995 bestseller “A Civil Action,” sat down with Law360 to discuss demagoguery, time travel by way of John Travolta, and his belief that Donald Trump’s rise echoes the last days of the Roman republic.

Secret Lives of Lawyers

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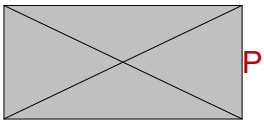
From: Public Policy Law360
Sent: Thur 11/17/2016 10:33:07 AM
Subject: [Marketing Mail] Trump's SEC Likely To Shrink Back Where White's Expanded



PUBLIC POLICY

Thursday, November 17, 2016

TOP NEWS

Trump's SEC Likely To Shrink Back Where White's Expanded

U.S. Securities and Exchange Commission Chair Mary Jo White's signature policy of demanding admissions in cases of egregious fraud will likely remain when she steps down in January, but experts said her eventual replacement will probably pull back from her "broken windows" enforcement style and slow the agency's rulemaking flow.

Analysis

Trump's Plan To Deport 2M Immigrants Will Face Roadblocks

President-elect Donald Trump has said he plans to deport 2 million to 3 million unauthorized immigrants with criminal records, but that number is likely inflated, and experts suggest deportations could be slowed by court hearings, with some cities further complicating the process by refusing to abandon their "sanctuary" status.

DOL Persuader Rule Permanently Blocked By Texas Judge

A Texas federal judge permanently blocked the U.S. Department of Labor from enforcing a new rule expanding employers' disclosure requirements related to union-organizing campaigns, concluding Wednesday that the rule is unlawful.

Analysis

Colo. Tax Reporting Row Unlikely To Nix Physical Tie Rule

States frustrated by a U.S. Supreme Court ruling barring them from collecting transaction taxes from retailers that don't have a physical presence within their borders may be futilely relying on a petition from Colorado that the high court is unlikely to review because the case only addresses the scope and not the actual substance of the controversial ruling, experts say.

Analysis

Trump Administration Figures To Keep Sanctions Bar On Alert

President-elect Donald Trump's unpredictable approach to governance has already raised alarm on the sanctions bar as attorneys prepare for potentially drastic changes that the former real estate tycoon may pursue with regard to U.S. foreign policy toward Iran, Russia and Cuba.

FCC Cancels Business Data Services Vote After GOP Pressure

Federal Communications Commission Chairman Tom Wheeler on Wednesday heeded a call from congressional Republicans to halt action on major items during the presidential transition, dropping new rate regulations in the business data services market from consideration at Thursday's agency meeting.

Don't Pass Lame-Duck Rules, House GOP Warns Agencies

House Republican leaders on Tuesday sent a letter to government agencies requesting a moratorium on passage of any pending regulations until President-elect Donald Trump's inauguration.

Citing Garland, Feinstein Vows To Scrutinize Trump AG Pick

LAW FIRMS

Alston & Bird
Arent Fox
Baker Botts
Beeson Tayer
Covington & Burling
Cravath Swaine
Davis Polk
Debevoise & Plimpton
Dentons
Earthjustice
Epstein Becker Green
Foley & Lardner
Freehill Hogan
Graves Dougherty
Greenberg Traurig
Husch Blackwell
Jacobson Burton
K&L Gates
Kaufman Dolowich
Kemp Smith
Kirkland & Ellis
Kramer Levin
Littler Mendelson
Lowenstein Sandler
Mayer Brown
McCarter & English
McGuireWoods
Mintz Levin
Morrison Cohen
Norton Rose Fulbright
Ogletree Deakins
Orrick Herrington
Pepper Hamilton
Reed Smith
Sedgwick LLP
Seyfarth Shaw
Smith Robertson
Sprague & Sprague
Squire Patton Boggs

Sen. Dianne Feinstein, D-Calif., ascended to the ranking position on the Senate Judiciary Committee on Wednesday promising to scrutinize President-elect Donald Trump's picks for attorney general and the courts, invoking Republicans' treatment of U.S. Supreme Court nominee Merrick Garland.

Senate Democrats Pick NY's Schumer As Leader

The Republicans in the Senate kept their leadership the same for the next Congress, and Sen. Chuck Schumer, D-N.Y., took on the minority leadership role on Wednesday in an election that also swept Sens. Joe Manchin and Bernie Sanders into leadership roles.

BANKING & SECURITIES

Higher Equity Levels Means Safer Banks, Minn. Fed Says

Federal Reserve Bank of Minneapolis President Neel Kashkari unveiled a plan Wednesday that he said would end the problem of too-big-to-fail banks by significantly boosting the equity capital levels they need to maintain.

ENERGY & ENVIRONMENTAL

Ex-Pa. DEP Head Raises Post-Election Climate Change Fears

The former head of Pennsylvania's Department of Environmental Protection lambasted the state General Assembly's Republican majorities and President-elect Donald Trump for their alignment on environmental issues in remarks Tuesday, but said litigation could serve as a counterweight.

Army Corps Looks To Exit Enviros' Barge Facility Suit

The Army Corps of Engineers on Tuesday asked a Texas federal judge to toss negligence claims brought against it by an environmental group over the approval of the construction of an industrial barge facility, arguing the Corps doesn't have the authority to offer the relief the group is seeking.

DC Circ. Halts Biofuel Challenge To EPA Aircraft GHG Rule

The D.C. Circuit on Monday held in abeyance a coalition of biofuel and agricultural industry groups' challenge to the U.S. Environmental Protection Agency's recent finding that greenhouse gas emissions from aircraft endanger human health and the environment.

US Unveils Ambitious Climate Goals At UN Forum

The White House released at a United Nations meeting Wednesday an ambitious plan to "deeply decarbonize" the U.S. economy by 2050, amid growing skepticism that President-elect Donald Trump will carry on the Obama administration's commitment to climate action.

DOE Cancels Oil And Gas Leases In Mont. Tribal Area

The U.S. Department of the Interior on Wednesday said that it has canceled 15 oil and gas leases in the Badger-Two Medicine region of Montana in collaboration with Devon Energy Corp. and the Blackfeet Nation, which considers the land sacred, nearly eliminating all such leases in the area.

DOE Approves US-Canada Renewable Power Line

Minnesota Power's 224-mile cross-border transmission line received a presidential permit from the U.S. Department of Energy on Wednesday, the final major approval it needed before construction could begin on the project, which will bring renewable energy from Canada's hydropower resources to customers in Minnesota.

Groups Seek Full Record Behind FDA's GMO Salmon Approval

The U.S. Food and Drug Administration is holding back documents related to its approval of AquaBounty Technologies Inc.'s genetically engineered salmon for human consumption, a coalition of groups challenging the agency's decision told a

Stradling Yocca
Stroock & Stroock
Thompson & Knight
Thompson Coburn
Weil Gotshal
Welder Leshin
Wilkinson Walsh
WilmerHale
Zuckerman Spaeder

COMPANIES

ALLETE Inc.
AT&T Inc.
Airbnb Inc.
AlixPartners
Altman Weil Inc.
America Fujikura Ltd.
American Cable Association
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
American Petroleum Institute Inc.
Apple Inc.
British Broadcasting Corp.
Center for Biological Diversity Inc.
Comcast Corporation
Competitive Carriers Association
Council on Foreign Relations
Devon Energy Corporation
Environmental Defense Fund Inc.
Facebook
Fannie Mae
Freddie Mac
Google Inc.
International Brotherhood of Teamsters
International Franchise Association
Intuit Inc.
JPMorgan Chase & Co.
Lateral Link Group
LinkedIn Corp.
Mohegan Sun
Mortgage Bankers Association
Mylan NV
National Association of Broadcasters
National Association of Manufacturers
National Congress of American Indians

California federal court Tuesday.

HEALTH & LIFE SCIENCES

Senator Wants DOJ To Testify At EpiPen Rebate Hearing

The chairman of the U.S. Senate Judiciary Committee on Tuesday urged the U.S. Department of Justice to change its mind and send someone to testify at an upcoming hearing looking into a settlement the DOJ reached with Mylan NV over underpaid Medicaid rebates.

REAL ESTATE

HUD Passes New Rental Assistance Rules, Skips NYC

The U.S. Department of Housing and Urban Development said Tuesday it has changed the way it calculates rental subsidies for some Section 8 voucher holders in an effort to help tenants move to more affluent neighborhoods, but the changes will not apply to New York City after objections were raised by local politicians.

EMPLOYMENT

Injunction Ruling Expected Next Week In DOL Overtime Case

A Texas federal judge said he'll decide by Nov. 22 whether to stop the U.S. Department of Labor's new overtime rules from taking effect as scheduled on Dec. 1, as 21 states and dozens of business groups push for an end to what they say is an unlawful change.

Union, NLRB Urge DC Circ. To Uphold Joint Employer Rule

The National Labor Relations Board and Teamsters Local 350 have each filed their final briefs with the D.C. Circuit backing the board's recently revised standard for determining joint employers.

Pa. Judges Want Contested Retirement Amendment Left Alone

A group of Pennsylvania state judges on Monday backed State Secretary Pedro Cortes in his defense of a recently passed amendment that increases a local judge's mandatory retirement age from 70 to 75, arguing voters agreed to the change and there is no reason to undercut their decision.

Virgin Islands Govt. Salary Law Can't Stiff Unions: 3rd Circ.

The Virgin Islands wrongly compromised government employees' collective bargaining agreements by enacting a law that unilaterally reduced salaries, the Third Circuit said Tuesday, overturning a previous decision that said the law was necessary even though it conflicted with established union contracts.

PRIVACY & CONSUMER PROTECTION

CFPB Launches Inquiry Into Consumer Financial Data Access

The Consumer Financial Protection Bureau on Thursday launched an inquiry into the problems consumers face in getting access to and sharing their digital financial information with different financial firms.

Commerce Chief Stumps For Privacy, Trade Partnerships

The head of the U.S. Department of Commerce on Wednesday pushed the Trump administration to work with private companies to tackle growing cyberthreats and the debate over law enforcement access to encrypted data — and not to give up on the Trans-Pacific Partnership.

Conservative Group Beats Calif. AG's Bid To Get Donor List

National Corn Growers Association
National Federation of Independent Business
National Indian Gaming Association
National Retail Federation Inc.
Netflix Inc.
New York Times Co.
Newegg Inc.
Overstock.com Inc.
PayPal Inc.
Sierra Club
Spotify Technology SA
Syngenta AG
T-Mobile USA Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Bancorp
U.S. Chamber of Commerce
United Steelworkers
Verizon Communications
Wayfair LLC
Wells Fargo & Co.
Yahoo! Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Blackfeet Nation
Bureau of Land Management
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Immigration and Customs Enforcement
Internal Revenue Service
Little River Band of Ottawa

A California federal judge on Thursday granted conservative advocacy group Thomas More Law Center's bid to prevent California's attorney general from obtaining its donor list, ruling after a bench trial that allowing the donor list handover would violate the group's free speech rights.

FCC Won't Exempt Mortgage Servicing Calls Under TCPA

Mortgage servicers are banned from robocalling homeowners without express prior consent, the Federal Communications Commission ruled Tuesday, because their needs don't override consumers'.

PRODUCT LIABILITY

Sens. Call For Action On GMO Approvals At US-China Summit

As the Obama administration prepares for its last high-level trade summit with China, a group of 37 senators, including the leaders of the Senate Agriculture Committee, demanded on Tuesday that the president pressure Beijing to expedite its approval process for genetically modified crops.

DOJ Rolls Out Baseline Requirements for 'Smart Gun' Tech

The U.S. Department of Justice on Wednesday announced that it had released voluntary, baseline specifications that outline the minimum technical requirements that law enforcement agencies can expect from "smart gun" technology, as part of the Obama administration's efforts to combat gun violence.

GOVERNMENT CONTRACTS

Pa. Should Repay $2.4M Disaster Fund Windfall, Report Says

An audit released Wednesday recommended that the Federal Emergency Management Agency recoup $2.4 million in profits earned by Pennsylvania after investing money earmarked for pending disaster relief projects in the mid-2000s.

INTERNATIONAL TRADE

Congress Urged To Block Certain Chinese Investments In US

In its annual address to Congress, a commission tasked with monitoring U.S.-China relations said that Chinese companies' drive to acquire U.S. assets is a "political concern," and urged the Committee on Foreign Investment in the United States to block acquisitions by Chinese state-owned enterprises.

EC Eyes 12 Trade Pacts' Potential Effects On Agriculture

The European Commission said Tuesday that once 12 expected trade agreements go into effect, by 2025, the European Union's beef and rice sectors will likely suffer while the dairy and pig sectors should see gains, although European officials acknowledged that many of the pacts are now under political attack.

BANKRUPTCY

Puerto Rico Fights Off Lift Of Stay In Bondholder Suits

A Puerto Rico federal judge on Tuesday declined to lift a stay on claims by bondholders and an insurer for the commonwealth in litigation seeking payment on hundreds of millions of dollars in obligations that were halted through executive orders, saying that allowing the claims could be detrimental to debt restructuring discussions with creditors.

IMMIGRATION

Indians
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NATO
National Institute of Standards and Technology
National Labor Relations Board
National Security Agency
Quinault Indian Nation
Saginaw Chippewa Indian Tribe of Michigan
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court
U.S.-China Economic and Security Review Commission
United Nations

'Crime Of Violence' Clear Term, Gov't Tells Supreme Court

The federal government urged the U.S. Supreme Court Monday to overturn a Ninth Circuit ruling that the Constitution's "prohibition of vagueness in criminal statutes" applies to statutory provisions used to deport immigrants convicted of violent crimes.

NATIVE AMERICAN

Senate Urged To Exempt Tribes From NLRB Jurisdiction

A coalition of 130 Native American tribes, tribal corporations and intertribal associations urged the U.S. Senate on Tuesday to include a bill to exempt casinos and other tribal businesses from National Labor Relations Board jurisdiction in any "must-pass" legislation it considers as its current session winds down.

TELECOMMUNICATIONS

Broadcast Group Exec Calls For Ease Of Ownership Rules

The National Association of Broadcasters' chief executive, at a Tuesday luncheon sponsored by the nonprofit Media Institute, urged the Federal Communications Commission to lift media ownership restrictions.

House Panel Urged To Up Rules For The Internet Of Things

Cybersecurity experts urged a House panel Wednesday to take steps ranging from direct federal oversight to increased industry standards to help secure devices in the so-called internet of things, which has increasingly been used to facilitate cyberattacks.

FCC Mustn't Delay Post-Auction Transition, Carriers Say

Broadcasters are trying to get in the way of wireless use of spectrum after the broadcast incentive auction, the Competitive Carriers Association has told the Federal Communications Commission, saying the agency should stick to a 39-month deadline to clear the airwaves.

FCC's Rosenworcel Pressed To Act On Set-Top Box Plan

The office of FCC Commissioner Jessica Rosenworcel was hit again the day after the election with lobbying to unlock consumer set-top boxes, with lobbying group Free Press saying it is disappointed the Federal Communications Commission failed to vote on the rules in September that it also has questions about details of the proposal.

PEOPLE

Zuckerman Spaeder Nabs Obama's Ex-Top Health Atty

Zuckerman Spaeder LLP has scooped up the Obama administration's former top lawyer for health care, who predicted Wednesday that Republicans will tread lightly when overhauling the Affordable Care Act and that drugmakers will eventually get clarity regarding off-label promotion.

EXPERT ANALYSIS

OPINION: Texas Must Adhere To The 8th Amendment

When Moore v. Texas is argued on Nov. 29, the U.S. Supreme Court will have an important opportunity to reject an unscientific state-law standard that allows the wrongful and unconstitutional execution of persons with intellectual disability, according to Mark Earley, former attorney general of Virginia, and Mark White, the 43rd governor of Texas.

Make College Great Again: Higher Education In The Trump Era

With the election of Donald Trump, colleges and universities should prepare for a very different U.S. Department of Education. And not just for-profit schools stand to benefit. Let's look to the priorities of the GOP in Congress to see what may be in store, say Kenneth Salomon and Christopher Murray of Thompson Coburn LLP.

What Trump's Election Means For The ACA

President-elect Donald Trump campaigned on an unspecified promise to “repeal and replace the Affordable Care Act,” but its future will not be dictated by the new White House team. Rather, it will be the result of a process factoring in the policy preferences and relative political power of Republicans and Democrats in Congress, the Trump administration, and health care stakeholders, says Philo Hall of Epstein Becker & Green PC.

FDA Draft Sheds Light On Software As A Medical Device

Companies that develop software for medical uses should be aware that the U.S. Food and Drug Administration has issued draft guidance classifying the endless variety of software as a medical device, and imposing risk-based criteria for evaluating the safety and effectiveness of such software. But a lack of detail on certain issues may be confusing for manufacturers, say Barry Boise, Sharon Klein and Katrina Long of Pepper Hamilton LLP.

Cybersecurity Forecast: Trump's 'Warfare Of The Future' Plans

During the campaign, President-elect Donald Trump did not extensively outline a cybersecurity strategy, but we can gain some insight into his agenda from information provided on his website and from his partnerships with both political and nonpolitical figures, says Meaghan Pedati of McGuireWoods LLP.

Will FCC Privacy Rules Create Challenges For ISPs?

The Federal Communications Commission's new rules limit internet service providers' usage of consumer data, which will impact their profits and pressure them to increase fees for users. However, the incoming Republican administration may ignore or even undo these rules, says John F. Stephens of Sedgwick LLP.

A Primer On The Presidential Appointee Vetting Process

With the election over, the process of selecting individuals to fill the next administration’s key appointed positions is quickly shifting into high gear. For those who are called to serve in such positions, the process entails extensive vetting of professional credentials and a host of personal background check issues, say attorneys with Covington & Burling LLP.

LEGAL INDUSTRY

BigLaw Dilemma: Too Many Lawyers, Too Little Work

BigLaw is struggling with an overabundance of lawyers as demand for its services remains flat, a phenomenon experts say not only impacts firms' bottom lines but also hinders their efforts to recruit and retain top talent.

McCarter & English First-Year Atty Pay Jumps To $150K

East Coast law firm McCarter & English LLP will increase the pay of first-year associates beginning in January, from $135,000 per year to a minimum of $150,000, to help compete with the trend of rising salaries across the country, the firm said Tuesday.

Rainmaker Q&A: Ogletree Deakins' Joseph Clees

Aspiring rainmakers must invest their own time learning their client’s industry and business, including personal visits whenever possible. I’ve done everything from pilot a client-made helicopter (badly) to picking lettuce at a client facility — and enjoyed it all immensely, says Joseph Clees, shareholder at Ogletree Deakins Nash Smoak & Stewart PC.

Rainmaker Q&A: Stroock's Brett Lawrence

We tell our new associates one thing: Treat everyone senior to you as if they’re your

client. Mid-level associates, senior associates, partners — they're all your clients. Your job is to make their lives easier. If you get into the habit of doing that, then you'll do the same thing for your external clients, says Brett Lawrence, partner with Stroock & Stroock & Lavan LLP.

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Davis Polk
Debevoise & Plimpton
Dentons
Epstein Becker Green
Foley & Lardner
Freehill Hogan
Graves Dougherty
Greenberg Traurig
Husch Blackwell
Jacobson Burton
K&L Gates
Kaufman Dolowich
Kemp Smith
Kirkland & Ellis
Kramer Levin
Littler Mendelson
Lowenstein Sandler
Mayer Brown
McCarter & English
McGuireWoods
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Norton Rose Fulbright
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Sedgwick LLP
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Sprague & Sprague
Squire Patton Boggs
Stradling Yocca
Stroock & Stroock
Thompson & Knight
Thompson Coburn

Weil Gotshal
Welder Leshin
Wilkinson Walsh
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COMPANIES
Facebook
National Association of Broadcasters
Netflix Inc.
Twitter Inc.
U.S. Chamber of Commerce
ALLETE Inc.
AT&T Inc.
Airbnb Inc.
AlixPartners
Altman Weil Inc.
America Fujikura Ltd.
American Cable Association
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
American Petroleum Institute Inc.
Apple Inc.
British Broadcasting Corp.
Center for Biological Diversity Inc.
Comcast Corporation
Competitive Carriers Association
Council on Foreign Relations
Devon Energy Corporation
Environmental Defense Fund Inc.
Fannie Mae
Freddie Mac
Google Inc.
International Brotherhood of Teamsters
International Franchise Association
Intuit Inc.
JPMorgan Chase & Co.
Lateral Link Group
LinkedIn Corp.
Mohegan Sun
Mortgage Bankers Association
Mylan NV
National Association of Manufacturers
National Congress of American Indians
National Corn Growers Association
National Federation of Independent Business
National Indian Gaming Association
National Retail Federation Inc.
New York Times Co.
Newegg Inc.

Overstock.com Inc.
PayPal Inc.
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Verizon Communications
Wayfair LLC
Wells Fargo & Co.
Yahoo! Inc.
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
U.S. Senate
Executive Office of the President
Food and Drug Administration
U.S. Department of Labor
Equal Employment Opportunity Commission
Internal Revenue Service
National Labor Relations Board
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
United Nations
Army Corps of Engineers
Blackfeet Nation
Bureau of Land Management
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Federal Bureau of Investigation
Federal Emergency Management Agency
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Immigration and Customs Enforcement
Little River Band of Ottawa Indians
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NATO
National Institute of Standards and Technology
National Security Agency

Quinault Indian Nation
Saginaw Chippewa Indian Tribe of Michigan
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Housing and Urban Development
U.S. Department of the Interior
U.S.-China Economic and Security Review Commission

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jennifer O'Connor
Sent: Mon 6/27/2016 12:05:13 PM
Subject: Out of Network Providers: Maximize recovery against health plans and generate more revenue

Good morning,

Patients are increasingly seeking out-of-network (OON) services and this trend is expected to continue. As consumer demand drives out of network activity, ínsurance companies are coming up with OON benefits integrated in their policies.

Since OON reimbursement tends to be higher than in-network reimbursement, payers use different strategies to discourage it, including bill reduction tactics, limits on benefits policies and third-párty rental agreements that lower reimbursement. Out-of-network represents the last great opportunity for many providers to increase their reimbursement. But remember, what has worked for you in the past is no longer effective in recovering revenue for your practice. The climate has changed and so must you!

Join expert speaker **Thomas J. Force, Esq.,** in this On-demand Webinar—"**Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice**" tomorrow, **Tue, Jun 28, 2016**, to get deeper insights on effective revenue recovery techniques for your out-of-network services. Get strategies to maximize recovery against health plans while ensuring that your patients pay their fair share of charges. **Thomas** will analyze and discuss in detail the procedures necessary to be successful as an OON provider—starting with scheduling and involving the entire revenue cyclè.

Plus, you will receive instructions for revising patient forms, drafting appeals and balance bill letters, and steps necessary in holding the health plan accountable to the law.

You'll get ***1 AAPC CEU*** from this event.

Session Highlights:

- Discussion on Out-of-Network claims
- Out-of-Network v. In-Network—the advantages and disadvantages
- The importance of patient disclosures and upfront estimates of charges
- ERISA: Friend or Foe?
- How to use ERISA law to appeal denied and under-reimbursed claims for employer-sponsored plans
- Are You Getting an Appropriate Response From the Health Plan?
- What is a recoupment and what to do when faced with one?
- How to get a full and fair review in case of a recoupment?
- Affordable Care Act (ACA) Emergency Services Mandate
- How to object to and defend health plan recoupments
- The importance of Charity Care Program/ Financial Hardship Policy
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "Surprise Bills"
- Timing of Benefit Determination
- Manner and Content Rules
- Fee Forgiveness (ínsurance fraud)—how to avoid them
- Interplay with State Insurancè Laws
- Disclosure rules
- Dispute Resolution for Emergency and Non-Emergency Services
- Insights on Affordable Care Act and the emergency services mandate
- Mandatory disclosures for OON providers
- Expanded consumer protections

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Looking forward to your participation here.

Thanks,
Jennifer O'Connor

This message is intended for CGOODMAN@LASVEGASNEVADA.GOV. If you do not wish to receive future emails, please unsubscribe.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: ashley anderson
Sent: Thur 10/22/2015 6:30:16 PM
Subject: [Marketing Mail] Medicare 2015-2016 CMS Billing Updates and Strategies

Good Morning,

This is the time of the year when CMS becomes much more aggressive towards auditing providers to ensure regulatory and reimbursement compliance. Plus it's time to staying on top of compliance requirements to get the reimbursement you deserve. Missing a single update can cost you, whether it's a fee schedule change, a new ABN form, or an added F2F documentation requirement. We want you to stay on top of CMS updates, while also treading cautiously to avoid compliance pitfalls and OIG target areas, which can be tough, especially when economic worries are already forcing healthcare settings across the country to slide into the red.

In addition to this, OIG's 2014 Report reveal expected recoveries of more than **$4.9 billion** consisting of nearly **$834.7 million in audit receivables** and about **$4.1 billion in investigative receivables**, which include about **$1.1 billion in non-HHS investigative receivables** from areas such as the States' shares of Medicaid restitution. which means you need to be extra careful to avoid billing errors and stay out of OIG hit list. And with Medicare fee schedule cuts threatening bottom lines, you need a comprehensive resource by your side to answer your reimbursement and documentation questions and to protect yourself from serious scrutiny and unpleasant payback requests.

This is where Medicare Compliance & Reimbursement Insider comes into play. This handbook will help you stay on top of CMS updates and at the same time make sure you get the reimbursement you deserve.

Here are some of the topics and updates we've covered in this special report:

- Understanding **CMS 855 B**
- to ensure compliant reimbursement from Medicare**2015-2016 CMS Billing Updates and Strategies**
- Tune In to Key Changes Listed in **2015 Medicare Physician Fee Schedule**
- Collect Most Accurate Payments for Your Practice
- Don't Fall Victim to this Critical Care Myth
- Boost Your Charge Capture
- Don't Throw Away Thousands of Dollars
- **Advance Beneficiary Notices**: Reduce Risk Of Fraud Or Abuse Allegations
- Tips Help You Avoid Costly Billing Errors In 2015
- E/M Services Aren't Automatically Billable Every Time You See a Patient
- Overlooking These **E/M Tips Could Cost Your Practice $5000** Each Year
- Interpreting Your **PEPPER Report** Is Much Easier Than You Realize
- Find Your Path To Accurate Reimbursement for SNF Patients
- Don't Fall Victim To Heightened **OIG Scrutiny**
- Stay on the Right Side of Your Next Audit with These 3 Lessons
- Make Fewer Billing Mistakes, Report Your Services Ethically
- **ASCs**: Gear Up to File Cleaner Claims
- Successfully Navigate the Minefield of Specialist Payment Arrangements
- Watch The Clock For **Medicare Facility Observation Patients**
- Your Reimbursement Could Hinge on Outcomes Come 2016
- **HHPPS**: Improve Outcomes or Put Your Reimbursement at Risk
- Think Ahead: Good EHR Could Prevent Big Headaches
- Are You Among the Providers Who Can't Produce Documentation?
- **And much more…**

Please use the link to purchase this handbook : **CLICK HERE TO ORDER THIS HANDBOOK**

Please use discount code "**PS20**" at checkout to get a **$20 discount** off our subscription (**Offer only valid until October 23 , 2015 only**)

Thanks,
Ashley Anderson
Customer Relationship Director

Unsubscribe

To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 6/12/2017 8:30:44 PM
Subject: RE: Stop coddling illegal aliens in Las Vegas

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Lora Kalkman
Sent: Monday, June 12, 2017 1:30 PM
To: Carolyn G. Goodman
Subject: RE: Stop coddling illegal aliens in Las Vegas

LOL!!!!!!!!!

Lora Kalkman | Special Assistant to Mayor Goodman
Las Vegas City Hall
495 South Main Street
Las Vegas, Nevada 89101

Phone: 702-229-6241
Email: lkalkman@lasvegasnevada.gov

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From: Carolyn G. Goodman
Sent: Monday, June 12, 2017 1:30 PM
To: Lora Kalkman
Cc: Zachary Bucher
Subject: RE: Stop coddling illegal aliens in Las Vegas

… and with the surname of Barcelona, perhaps his family was not Native American

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From: Lora Kalkman

Sent: Monday, June 12, 2017 1:27 PM
To: Carolyn G. Goodman; Zachary Bucher
Subject: RE: Stop coddling illegal aliens in Las Vegas

Well, Mayor, I deleted my copy this morning! If anything, "Everyone is entitled to his/her opinion." Then perhaps your very important point. "Please remember, however, that this country was founded by immigrants."

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From: Carolyn G. Goodman
Sent: Monday, June 12, 2017 1:23 PM
To: Lora Kalkman; Zachary Bucher
Subject: FW: Stop coddling illegal aliens in Las Vegas

Amazing my one-liner response justified this lengthy litany of his perspectives.
Two things (actually 3) since he's thinking himself king and thus is most judgmental:

1. "acknowledgement" should be acknowledgment
2. Hasn't he studied enough history to realize we (the historical "we") are *all immigrants and probably most were church-mouse poor at one point?*
3. who made him king?
4. Should we answer or not?

CAROLYN G. GOODMAN, MAYOR
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From: ron [redacted]
Sent: Sunday, June 11, 2017 7:12 PM
To: Carolyn G. Goodman
Cc: Bob Beers; Stavros Anthony; David Riggleman; Sue Leavitt; Lora Kalkman; Zachary Bucher
Subject: Re: Stop coddling illegal aliens in Las Vegas

Mayor Goodman,
Thank you for your acknowledgement. Please read my summary of "Adios America" below.
Also, because some people are more influenced by feelings than facts, I thought you might be interested in my summary of this NYT book review, "Against Empathy: The Case for Rational Compassion" by Paul Bloom:
"Empathy, he argues, is a poor moral guide.... favouring the one over the many... empathy is untampered by reason, emanating from the murky bayou of the gut. He prefers a kind of rational compassion - a mixture of caring and detached cost-benefit analysis. ... To those who say empathy is essential to morality, he would reply that morality has many sources. Many 'wrongs' - like littering or cheating on your taxes - have no distinct victims to empathise with. Nor does it appear that the most empathetic people behave the most ethically. There have been hundreds of studies... the results

are 'meh'. ... empathy is generally a bad tool to use for allocating resources. ... is part of the reason why governments and individuals care more about a little girl stuck in a well than about events that will affect millions. Consider parenting... almost all parents have a terrible time tolerating the discomfort of their children. Yet it's often essential (going to the dentist, doing homework, spending a night away from home). ...rationality in political domains often does seem to be in short supply."

"Adios, America!" by Ann Coulter. Excerpts below:

1. For forty years, the people have tried to tell politicians they want less immigration, but the politicians won't listen. Every single elite group in America is aligned against the public - the media, ethnic activists, big campaign donors, Wall Street, multimillionaire farmers, and liberal "churches." They all want mass immigration from the Third World to continue. Both political parties connive to grant illegal aliens citizenship and bring in millions more legally, and the media hide the evidence. ... How immigration is changing our country is a lot more important than most of the "news" we hear about endlessly. The media will pound away at Chris Christie's 'Bridge gate', apocryphal fraternity rapes, the Augusta National Golf Club's membership policies, 'white privilege... But getting the truth about immigration is nearly impossible. The media tell us: ... Immigrants are doing the jobs Americans just won't do: Americans are perfectly happy to do all manner of jobs - they just won't do them for $7.00 an hour. Unions used to care about that, but now they just want political power.... Amnesty will be Fantastic for the Economy: Unless we're talking about the Mexican economy, this is patently ridiculous. Adding another 30 million poor, unskilled, non-taxpaying, welfare-receiving people to America is good only for government workers and employers who refuse to mechanize their operations or pay Americans one dollar more. ... The problems stemming from unchecked immigration are all over the news. You'll just never be told they are problems of immigration - children living in poverty, childhood obesity, teen pregnancy, out-of-wedlock births, abysmal high school dropout rates, income inequality, 'homegrown' terrorists, massive Medicare frauds, internet crime, identity theft, prison overcrowding, the vast number of uninsured used to justify Obamacare, sex trafficking, the epidemic of child rape, the destruction of our national parks, drunk driving casualties, drug-resistant tuberculosis, measles and other viral outbreaks, bankrupt government pension, low reading and math scores and shorter 'Americans'. ... why is it a crisis that illegal aliens are 'living in the shadows'?... It's supposed to be uncomfortable to break the law. ... How did all those illegal aliens get into the shadows in the first place? They weren't kidnapped and dragged across the border... But 'living in the shadows' is evidently better than living in Guadalajara, otherwise, there's an easy solution. Democrats aren't big on amnestying other lawbreakers. they don't hysterically demand amnesty for accounting cheats or polluters - not even for "the children" of accounting cheats and polluters. Enron executives were hard workers. They loved their families and wanted the best for them, just I'm sure MS-13 gang members love their families.... When the bathtub is overflowing, the very first thing you do is: TURN OFF THE WATER. ... obviously, any amnesty functions as a magnet for more illegal aliens. Nothing shows the bad faith of amnesty advocates with more blinding clarity than their steadfast refusal to seal the border. Ordinary people see this and know they're being lied to. ... China built a thirteen-thousand mile wall several centuries before Christ, and it's still working. ... For whom is a 'world without borders' an ideal? People who don't much care for America, I gather. ... Congress has repeatedly voted to build a border fence. But somehow, the fence never gets built - and Congress does nothing. ... amnesty supporters tried a surprise argument: To stop illegals pouring across
the border, congress had to pass amnesty. They were hoping to stun us into silence with the stupidity of their argument. ... The 1986 Simpson-Mazzoli Act was supposed to end illegal immigration forever: Give us amnesty one time, then: Never again. As with all laws that combine the bitter with the sweet, such as tax hikes and spending cuts, we got one and not the other. The amnesty came, but the border security never did. Illegal immigration sextupled. There have been a half dozen more amnesties since then... . "The moral thing to do" is usually defined as "following the law." ... To paraphrase what President Bush used to say about terrorists: The anti-amnesty side has to be perfect every time; the pro-amnesty side only has to win once. Then the country is finished. 2. ... shouldn't politicians be more concerned with what citizens think of them than what foreigners do? ... Wouldn't any sane immigration policy be based on the principle that we want to bring in only immigrants who will benefit the people already here? ... Try calling another country's embassy and asking to immigrate there. Consulate: What do you want? You: Well, I can't read or write, I have no skills, and I've got nine kids. Oh and by the way. If I can't make it in your country, would you mind cutting my family a check once a month? ... Our "family reunification" policies mean that being related to a recent immigrant from Pakistan trumps being a surgeon from Denmark. Our government does such a terrific job at choosing who gets to

immigrate to America that 52 percent of legal immigrant households with children are on government assistance. In all, nearly 60 percent of immigrants - legal and illegal - are on government assistance, compared with 39 percent of native households. Why would any country voluntarily bring in people who have to be supported by the taxpayer? ... The immigrants get a taxpayer subsidy to work for the rich, and the rich get a break on the maid. This cozy deal is funded by the long-suffering middle class. The anti-American crowd used to dash off to fight with Communist insurgencies in Third World jungles. But the fun of being self-righteous was sometimes cut short when they ended up in prison.... Rather than hating America from abroad, today's radicals can hate it right here at home by bringing the Third World to America! ... Being openly hostile to America has become a part of ethnic pride. US Rep Luis Gutierrez calls on his own country (technically the USA) to "stop the deportation of our people . ... Gutierrez told Newsweek that he has "only one loyalty, and that's to the immigrant community."

Whose taxes will be raised to make up the shortfall? Not the people who don't pay any taxes at all. Employers don't care. They want the cheap labor NOW.... We're seeing exactly what Vladimir Lenin is supposed to have said about capitalists: 'They will sell us the rope with which to hang them.' ... Whey shouldn't employers be on the hook when their cheap labor becomes a public charge or commits a crime? ... An immigration law premised on the idea that America owes the rest of the world would be bad enough. But Third World immigration + massive welfare state + political correctness = The end of America. 4. America is not the natural state of the world. The natural state of the world is Darfur. The British Empire spread Anglo-Saxon culture around the globe - Protestant morals, individualism, and the rule of law. Most British colonies rejected those values. Only the ones populated by actual British people - America, Canada, Australia, and New Zealand - managed to hold on to them and, as a result, prospered. The empire's most successful experiment was the United States. Anyone who hesitates for a moment to recognize that some groups have it over other groups in producing free and prosperous nations has been brainwashed beyond reclamation.

5. America has already taken in more than one quarter of Mexico's entire population. ... Is that diverse enough yet? Why is it better that the ethnic population of our country be changed? ... Immigration of the past half century has been a homicide made to look like a suicide. ...a natural process? ... It's more like Americans are trying to stop an Army Corp of Engineers project that will flood the valley where they live in order to build a hydroelectric plant that will help one powerful corporation.

6. ... Until 1970, American immigrants did better than the natives - as any sane immigration policy would require. They made more money, bought more houses, and were more educated. By contrast, the post-1970 immigrants are far more likely to be unemployed and live in poverty that the native Americans. More that a third of the post-Kennedy act immigrants don't even have a high school diploma. ... In some bizarre notion of turn-about-is-fair-play, it is assumed that backward societies have the right to relocate to the countries of their former colonizers. I thought they hated those guys (the colonizers)? ... In just a few decades, Minnesota has gone from being approximately, 99 percent German, Dutch, Finnish, Danish, and Polish to 20 percent African immigrant, including at least one hundred thousand Somalis. And that's not counting the Somalis who have recently left the country to fight with al Queda and ISIS. One hundred thousand is just an estimate. We don't know precisely how many Somalis the federal government has brought in as "refugees" because the government won't tell us. ... Kate Towle, the parent leader of a high school group called "Students Together as Allies for Racial Trust" explained that diversity skills "have to be developed like math, history." Maybe it would be better for students to be learning math and history, rather than the important skill of getting along with Somalis. It doesn't seem to be working anyway. There are still violent ethnic brawls that send students to the hospital. What did we do to Somalis? ... absolutely nothing. But now these immigrants, who arrived yesterday, will get affirmative action over white Americans. ... Luckily, every Somali in Minnesota who has a job works for an ethnic grievance outfit - for example, the Somali Justice Advocacy Center, the Somali Resources Aid Associates, the African Development Center, and the Confederation of Somali Community in Minnesota. (And those are just some of the jobs being created by immigrants!). ... half of Somalis in Minnesota unemployed and 80 percent living at or below the poverty level... Recent mass murders committed by legal immigrants: The seven people murdered by Chechen immigrants Dzhokhar and Tamerlan Tsarnaev, who planted a bomb at the Boston Marathon, the four people fatally shot in a Carson City IHOP by... the Mexican-born Eduardo Sencion, the thirteen soldiers killed at Fort Hood by Major Nidal Malik Hasan, son of Palestinian immigrants, the thirteen people murdered by Vietnamese immigrant Jiverly Wong, at an American Civic Association in Binghamton, New York, the thirty-two people murdered at Virginia Tech by Seung-Hui Cho, a South Korean immigrant.... no one notices the immigrant crime wave because the media hide the evidence.

8. When did Americans get together and decide we want 30 percent of all immigrants to be from a single country and that country should be Mexico? If we're going to take almost all our immigrants from a single country, why not Denmark? There appears to have been only on Danish prisoner in New York State in decades - and, again, that was a

Muslim. ...nearly 90 percent (of criminal aliens imprisoned in the states in 2009) were from one of eight countries: Mexico, Colombia, the Dominican Republic, Cuba, Jamaica, El Salvador, Honduras, and Guatemala. ... What other country on earth would be so stupid? We have studies showing Hispanics are underrepresented in Hollywood, at top colleges, in the federal government, and in the national media... You know where else Hispanics are underrepresented? In the US military. You'd never know it... but Hispanics are half as likely to enlist in the military as either whites or blacks. ... Hispanic males in the US are more than three times as likely to spend time in prison in their lifetimes than white males. ... The vast majority of all drugs in America - heroin, cocaine, marijuana, and increasingly, methamphetamine - are brought in from Mexico. Most of the heroin sold in the US is grown south of the border, and Mexican cartels transport nearly all of it. ... More than 40,000 Americans were killed from all illegal drug use in 2010, surpassing car accidents and shootings as a cause of death. ... Today, China is once again battling drug smuggling because like America, it also has a poor, corrupt nation with a massive humanitarian crisis on its border; Not Mexico, but North Korea. Guess what China did? It built a fence! Despite stern warnings from the New York Times, China put a thirteen-foot barbed wire fence on its border, patrolled by armed guards. And you know what, it's working! ... Is an American citizen more likely to be murdered by a Muslim terrorist or by a Mexican? According to CNN, 29 Americans have been killed in Islamic terrorist attacks in the US since 9/11. I don't know why they excluded 9/11, so by my count, it's 3,029. In fact, let's round it up to 4,000 to cover the last several decades. According to the GAO's extremely conservative figures, Mexicans alone - forget other immigrants - have murdered a minimum of 23,000 Americans in the last few decades. ... If this were happening in Israel, forget a fence - Netanyahu would be bombing Mexico. ... President Eisenhower put a general in charge of the INS, who proceeded to round up and deport illegals in an operation dubbed "Operation Wetback." HBO's Bill Maher would be saying of our southern neighbors: "Americans have 349 Nobel Prizes; Latin Americans have 16. That seems like kind of a big advantage for Team America." ... Far more Americans are murdered by Mexicans, per capita, than Israelis are murdered by Palestinians. 11. The three young girls kidnapped and held as sex slaves for more than a decade in a boarded-up house in Cleveland had been held by Ariel Castro. ... But then it turned out Castro wasn't the only Hispanic raping young girls - on his block. ... While investigating the Castro case, detectives happened upon Acevedo... he had raped and killed two of his neighbors...

Chandra Levy's killer turned out not to be Democratic Congressman Gary Condit, but Ingmar Guandique - an illegal alien from El Salvador, given temporary amnesty by President Bush. (Does that guy have any brothers? I'd love to see another one like him in the White House!). The one Central Park rapist that even liberals admit was guilty was Hispanic Matias Reyes. After the other attackers had finished with the victim, Reyes came across the joggers beaten and bloody body, and raped her himself.

12. ... environmentalists used to care about gridlock, overcrowding, loss of parkland, and exhaustion of natural resources. Not anymore. Today's environmentalists turn a blind eye as 25 million people tramp through delicate ecosystems, set fire to national parks, kill livestock, dump tons of soiled diapers and Pepsi bottles in the desert, and deface ancient Native American sites. Political correctness demands that no one notice immigrants' toll on the environment. ... Of the 77 human-caused fires on federal or tribal land in Arizona between 2006 and 2010 investigated by the GAO, a cause could be determined in 60 cases. Fully half of those were caused by illegal aliens. ...One of the reasons the GAO was able to review only 77 fires was that the BLM and the Forest Service couldn't spare any agents for investigations. They were too busy protecting 'firefighters and their equipment from illegal aliens.' Apparently, when illegals see border patrol agents, they try to distract them by throwing lighted matches in the brush to start fires. Not only do illegal immigrants intentionally set wildfires, but they violently attack firefighters trying to extinguish the blazes. Firies are allowed to rage, because fire crews are forced to wait for law enforcement protection. ... The Forest Service had once gamely suggested trying to identify 'the group most likely to start fires,' but once the evidence was in, they buried it. To blame illegal aliens would be playing the 'blame the perpetrator' game. ... Because of new border restrictions after 9/11 - I guess it was possible to tighten the borders! - our dear friends in Mexico moved their drug cartel operations directly into America's parks. ... 'These guys shoot people'... Armed illegal aliens were in control of our national parks, so government officials leapt to action by shutting down the parks. A majority of Organ Pipe Cactus National Monument was closed to US citizens for more than a decade because it was too dangerous.

... For a glimpse into America's future, consider how Mexicans treat their own environment. In Mexico's most famous national park, a ten-thousand-year-old evergreen forest designated by presidential decree as a biosphere reserve, illegal loggers chop down about seventy mature tress a day... While environmentalists from around the world send millions of dollars to Mexico preserve the forest... For decades, Mexican refuse ended up on San Diego's world-famous beaches by way of the Tijuana River. ... One solution would have been for Mexicans to stop throwing their garbage in the river. ... Instead, US taxpayers funded a sewage treatment plant on the border at a cost of $239.4 million. Mexico chipped in $17

million. ... Where are the environmentalists? For 50 years, they've been carrying on about overpopulation; promoting family planning, birth control... The Sierra Club began sounding the alarm over the country's expanding population in 1965 - the very year Teddy Kennedy's immigration act passed - and in 1978, adopted a resolution expressly asking Congress to 'conduct a thorough examination of US immigration laws.' For a while, the Club taked about almost nothing else. "It is obvious" the Club said two years later, "that the numbers of immigrants the US accepts affects our population size and growth rate," even more than 'the number of children per family.

Over the next three decades, America took in tens of millions of legal immigrants and illegal aliens alike. But suddenly, about ten years ago, the Sierra Cub realized to its embarrassment that importing multiple millions of polluting, fire-setting, littering immigrants is actually fantastic for the environment! The advantages of overpopulation dawned on the Sierra Club right after it received a $100 million donation from hedge fund billionaire David Gelbaum with the express stipulation that - as he told the LA Times - 'if they ever came out anti-immigration, they would never get a dollar from me.' It would be as

if someone offered the Catholic Church $100 million to be pro-abortion. But the Sierra Club said: Sure! Did you bring the check? Obviously, there's no reason to listen to them on anything.

... Not only did the Sierra Club never again say another word against immigration, but, in 2004, it went the extra mile, denouncing three actuals environmentalists running for the Club's board, by claiming they were racists who opposed mass immigration. The three 'white supremacists' were Dick Lamm, the three-time Democratic governor of Colorado; Frank Morris, former head of the Black Congressional Caucus Foundation; and Cornell professor David Pimentel, who created the first ecology course at the university... America's premiere hate group, the Southern Poverty Law Center, jumped into the fray, with multimillionaire con man and SPLC head Morris Dees running for the Sierra Club board simply to smear the three real environmentalist candidates... But, evidently, what poor Southerners need most is a massive influx of foreign poor people competing for their jobs. ... In 2012, Sierra Club executive director Michael Brune announced that the Club officially supported mass immigration - amnesty, no borders, more legal immigration, the whole nine yards.

13. Normally, (Carlos) slim is the kind of businessman the (NY) Times - along with every other sentient human being - would find repugnant. Frequently listed as the richest man in the world, Slim acquired his fortune through a corrupt inside deal giving him a monopoly on telecommunications services in Mexico. But in order to make money from his monopoly, Slim needs lots of Mexicans living in the US, sending money to their relatives back in Oaxaca. Otherwise, Mexicans couldn't pay him - and they wouldn't have much need for phone service, either, other than to call in ransom demands. Back in 2004, before the Times became Slim's pimp - a Times article stated: "Clearly... the nation's southern border is under siege." But that was before Carlos Slim saved the Times from bankruptcy. Ten years later, with a border crisis even worse that in 2004, and Latin America pouring across the border, the Times indignantly demanded the Obama "go big" on immigration and give "millions of immigrants permission to stay". ...

Republicans are terrified of saying anything about immigration for fear of being called 'racist.' ... The fact that most immigrants are Hispanic provides excellent cover for the elite's monumental self-interest. Here's a tip for the GOP: Don't talk about the illegal aliens. Talk about Carlos Slim, Talk about rich Americans finding a solution to 'the servant problem.' Talk about one-hit wonder Mark Zuckerberg underpaying his computer programmers while 32 percent of American graduates in STEM fields can't get job and the rest haven't seen their salaries rise for more than a decade. Talk about how Bill Clinton couldn't find someone to be his attorney general because of the prevalence of illegal alien employees in households of the '1 percent'. Determined to appoint a woman attorney general, Clinton kept producing women with illegal alien nannies (Zoe Baird, Kimba Wood). ... The elites just can't grasp that most Americans raise their own kids, make their own beds, cook their own food, and drive their own cars. ... America will be Brazil, with a well-pampered, itty-bitty upper class, amid an ocean of poor people. ... It's a sweet deal the elites have: They get to have cheap nannies and lawn boys in the whitest towns in America - and feel morally superior at the same time!

14. The vast majority of all legal immigrants - two thirds- get in on "family reunification" policies each year. In other words, America has no say about the single largest category of immigrants... Entire villages from Pakistan are dumped on the country, based not on their expertise in nuclear engineering, but because everyone in the village is related to the first guy who got in. If they're not, in the strict sense, related, they'll lie. In 2008, the State Department suspended the family reunification part of the African refugee program because DNA testing showed that only 20 percent of 'family members' were actually related. We'll still take as many refugees from Africa, but they won't have to lie about being related anymore. ... The special agricultural amnesty of 1986 is a good example of how even the most reasonable-sounding immigration law will inevitably be turned into a pipeline for criminals, welfare cases, and terrorists. ... illegal alien farmworkers who could prove they had done seasonal farmwork for a total of ninety days between May 1, 1985

and May 1, 1986, would be granted temporary legal status. what could go wrong? In the first three years of the program, 888,637 agricultural amnesty applications were identified as fraudulent - but only 60,637 of those were denied. Overwhelmed with amnesty applications under just this one provision, the INS found it to be a big time-saver to simply ignore fraud. ... Mohammed Salameh, another terrorist convicted in the 1993 World Trade Center bombing, was also in the US because of Schumer's special agricultural worker amnesty. The unskilled 19-year-old first came to the US on a tourist visa because, as the US consulate later explained, someone in the office "took a chance" on Mohammed. Mohammed not only had never worked on a farm, but he was not even in the country until 1988, two years after the special amnesty became law, though it was explicitly limited to those who had worked on farms in the US in the year before May 1, 1986. By the most basic definition of the law, Mohammed was not eligible, but he was allowed to stay in the US and obtain a work visa - while the INS processed his petition. Moving with the lightning speed of a government agency, the INS rejected his petition for amnesty as a farm worker three years later. Then, Mohammed applied for a general amnesty, claiming he had been living continuously in the US from 1980 to 1986. Actually, he was a teenager in Jordan then, but again, Mohammed was allowed to stay while the INS considered his request. As it considering, Mohammed bombed the World Trade Center.

How about all those brainy, high-tech H-!B immigrants that Senator Orrin Hatch keeps telling us about? ... the cheap-labor advocacy group Partnership for a New American Economy excitedly tweeted that two - yes two - of the five LindedIn founders were "born in Europe"!... Here's my counter tweet: 98.7% fo the founders of important Silicon Valley companies were born in America! 99 percent are white men! ... Professor Norman Matloff: 'The vast majority of H-1B's, including those hired from US universities, are ordinary people doing ordinary work, not the best and the brightest. On the contrary, the average quality of the H-1Bs is lower that theat of the Americans. ... The main advantage of foreign labor over native workers, Matloff explains, is aht H-1B workers are indentured servants: They can't quit without risking deportation. so American employers get to pay less for standard computer programming work. ... They want cheap people. Mass-immigration advocates push ethnic stereotypes about high-IQ immigrants, but then go crazy whenever anyone suggests we actually bring in high-IQ immigrants. ... The average Indian IQ is staggeringly low: 82. That's about the same as the average IQ in Afghanistan - 84; Panama - 84; Dominican Republic - 82; Paraguay - 84; Yemen - 85; and Tonga - 86. We take more immigrants from India than from Austria, Belgium, Denmark, Finland, Greece, Iceland, Ireland, the Netherlands, New Zealand, Sweden, Switzerland, Spain, and the Czech Republic put together. Why are we discriminating...? The answer is: Because those immigrants would tend to fill the kinds of jobs rich people have.

15. The only thing that stands between America and oblivion is a total immigration moratorium. ... It's evident that the government can't be trusted to use three brain cells in admitting immigrants, so its discretion has to be completely revoked. No matter how clearly laws are written, government bureaucrats connive to confer citizenship on people that a majority of Americans would not want to let in as tourists, much less as our fellow citizens. ... No other fix will work. Congress could just insist that immigrants pay taxes, learn English, not collect welfare, and have good moral character, except the problem is: It already has. All those laws were swept away by INS officials, judges, and Democratic administrations. Doing it again won't produce a different result. ... Even if we could trust the government on immigration - and we can't - there are the legions of immigration lawyers, lobbyists, nonprofits, and general miscreants whose single-minded mission is to turn America into the Third World hellhole of liberal fantasies. ... The billion-dollar immigration industry has turned every single aspect of immigration law into an engine of fraud. The family reunifications are frauds, the 'farmworkers' are frauds, the high-tech visas are frauds - and the asylum and refugee cases are monumental frauds. ... the only result of our asylum policies is that we get good liars. Taxpayers subsidize sleazy immigration activists who coach immigrants to lie to immigration officials. Document mills produce phony passports, school records, and medical reports. ... immigration judges approve 92 percent of all "credible fear" asylum applications.

16. ... if Romney had won 71 percent of the Hispanic vote in 2012, instead of 27 percent, he still would have lost. On the other hand, had he won just 4 percent more of the white vote, he would have won.

17. America's suicidal immigration policies are the single biggest threat facing the nation. What happens with immigration will determine whether America continues to exist or becomes a Third World republic...

END

Sent from Outlook

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Sent: Wednesday, May 24, 2017 12:25 PM
To: ron
Cc: Bob Beers; Stavros Anthony; David Riggleman; Sue Leavitt; Lora Kalkman; Zachary Bucher
Subject: RE: Stop coddling illegal aliens in Las Vegas!

thank you for your position.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: ron [redacted]
Sent: Tuesday, May 23, 2017 7:05 PM
To: Carolyn G. Goodman
Cc: Bob Beers; Stavros Anthony
Subject: Stop coddling illegal aliens in Las Vegas!

Sent from Outlook

Mayor Goodman,
I was disappointed to watch you on your KCLV show Friday evening supporting illegal aliens. Worse yet was the inclusion of two guests, both of who were also advocates of illegal aliens. Wouldn't it have been fair to host an equal amount of speakers in opposition? Is the care and feeding of illegal aliens a part of the city charter? I doubt it. We need the illegal immigrants to return to their native countries. Your positions lure more of them here and encourage them to stay. Why don't you start looking out for US citizens first? Don't you realize that the reason people from third world countries sneak into the US is ultimately because they can't stand being around other third world people. Plenty of skilled people from developed countries are waiting patiently for admission to the US. Is it fair to reward those whose very first act into this county is illegal? You can disguise the problem by saying they are fleeing high crime rates, violence, rotten economy... but this deception hides the real reason. Why would you want to turn us into a third world country? If you feel so concerned about them, there is an easy solution: move to a third world country to help them where they are.

Please read:

The Immigration Solution, by MacDonald, Hansen & Malanga

While the cheapness of the immigrants' labor may benefit a very few industries and provide some upper and le-class families with cut-rate gardeners and nannies, it adds very little to our national standard of living. On the other side of the ledger, the costs these immigrants impose on US taxpayers for health care, schooling, welfare, and (all too often) incarceration far outweigh the benefits they offer. In California, the National Academy of Sciences found immigrant families cost each native-born household an additional $1,200 in taxes per year. Although a net loss for the US, such workers are an unalloyed boon for Mexico. Their ability to find work north of the border is an essential safety valve for Mexico's failed economy and stubbornly unreformed political culture, and the remittances these workers send home are indispensable to Mexico, constituting its second largest source of hard currency. No wonder the Mexican government – especially through its consuls in the US – vigorously fosters the illegal migration of its nationals into its northern

neighbor. … But those earlier huddled masses of immigrants yearning to breathe free, however tired and poor they may have looked, were in fact on average more skilled than the native-born population of a century ago. In addition, the less-developed economy of that era also had a vastly greater need for immigrants without skills than does today's knowledge economy. More important, the US immigration system of that period was a machine for selecting the most enterprising and energetic migrants. With no welfare system whatever, those who came were those who thought they could make use of the opportunity and freedom America offered by their own efforts. Grateful for the chance, these newcomers were only too glad to assimilate to their new land as best they could, and their children did so wholeheartedly. Not so today. The first child born in America to an immigrant entitles his or her family to child-only welfare payments – a hefty-looking sum to a recent migrants from a peasant village. … Deprived of work, illegals would return home, just as 60 percent of immigrants from the first great migration eventually left these shores when they couldn't make it here. ...our new policy should select newcomers not because they are someone's brother or adult child or elderly parents, or because they successfully sneaked into the country some years ago, but because they have some special skill... that will enrich our nation. … Thousands arrive illegally from Mexico into California each year... They come in such numbers because a tacit alliance of Right and Left has created an open-borders policy, aimed at keeping wage labor cheap and social problems ever fresh, so that the ministrations of Chicano studies professors, La Raza activists, and all the other self-appointed defenders of group causes will never be unneeded. … nearly one quarter of California's inmates are aliens from Mexico. The pro-labor left found that the industrious new arrivals whom it championed eroded the wages of its own domestic low wage constituencies - the Labor Department attributes 50 percent of real-wage declines to the influx of cheap immigrant labor. … when I was ten, in 1963, all suburbanites mowed their own lawns – many with push mowers. Now almost everyone hires the job out. Nannies for toddlers and grannies, unheard of then, are now ubiquitous... Rural schools used to begin in mid-September to ensure that we natives could pick grapes to earn our school clothes and shoes. Today not a single student in California would do such hot, dirty work, now considered demeaning. … So we allow illegal aliens to obtain California driver's licenses – the foundation for all other means of legal identification – and to pay reduced in-state tuition at the University of California, thereby providing several thousand dollars in discounts not available to American citizens from out of state. Whether you break the law to reach California or immigrate legally, it makes little difference in how you drive, send your kids to college, or draw on the public services of the state. … I often suggest to teachers who tell aliens that our culture is racist, exploitative, and sexist that they should live in Mexico themselves to fathom why millions are dying to obtain what they so casually dismiss.

… America does not have a vast labor shortage that requires waves of low wage immigrants to alleviate; in fact, unemployment among native-born unskilled workers in high – consistently about double the nations' overall unemployment rate. … an unusual coalition of business groups, unions, civil rights activists, and church leaders thwarted the call for restrictions with passage of the inaptly names 1986 Immigration Reform and Control Act, which legalized some 2.7 million unauthorized aliens already here, supposedly in exchange for tougher penalties and controls against employers who hired illegals. The law proved no deterrent, however, because supporters, in subsequent legislation and court cases argued on civil rights grounds, weakened the employer sanctions. Meanwhile more illegals flooded here in the hope of future amnesties from Congress, while the newly legalized sneaked their wives and children into the country rather than have them wait for family-preference visas. The flow of illegals into the country rose to between 300,000 and 500,000 per year in the 1990's, so that a decade after the legislation that had supposedly solved the undocumented alien problem by reclassifying them as legal, the number of illegals living in the US was back up to about 5 million. … In many American industries, waves of low-wage workers have also retarded investments that might lead to modernization and efficiency. Farming, which employs a million immigrant laborers in California alone, is the prime case in point. Faced with a labor shortage in the early 1960's, when President Kennedy ended a 22-year-old guest-worker program that allowed 45,000 Mexican farm hands to cross over the border and harvest 2.2 million tons of California tomatoes for processed foods, farmers complained but swiftly automated, adopting a mechanical tomato-picking technology created more than a decade earlier. Today, just 5,000 better-paid workers – one-ninth the original workforce – harvest 12 million tons of tomatoes using the machines. The savings prompted by low-wage migrants may even be minimal in crops not easily mechanized. … If the benefits of the current generation of migrants are small, the costs are large and growing because of America's vast range of social programs and the wide advocacy network that strives to hook low-earning legal and illegal immigrants into these programs. A 1998 Nationals Academy of Sciences study found that more than 30 percent of California's foreign-born were on Medicaid... compared with 14 percent of native –born households. The foreign-born were more than twice as likely as the native-born to be on welfare, and their children were nearly five times as likely to be in means-tested government lunch programs. Native-born households pay for much of this, the study found, because they earn more and pay higher taxes – and are more likely to comply with tax

laws. Recent immigrants, by comparison, have much lower levels of income and tax compliance.

... This call for 'human rights' is a clever one, for it hides its radical status in a rhetorical safe harbor. What, exactly, are the 'human rights' that the US is denying illegal aliens? They have unfettered access to free medical care, free education, welfare for their children, free representation in court when they commit crimes, every due process protection during criminal prosecution that the Constitution guarantees citizens and legal immigrants, the shelter of labor laws, and the miracles of modern industrial society like clean water, the control of infectious diseases (including the ones they bring with them), and plumbing. The only putative 'right' they lack - and that, of course, is the 'human right' to which they and their ambassadors refer - is the right to legal status regardless of illegal entry. ....

No one will take the assurance that 'this time we mean business' seriously. If the executive branch is not willing to enforce the current law against violators, a new set of laws will not suddenly strengthen its resolve... border defenses have been fortified over the years, but the drill has been: if you can get past the border patrol, you are home free. The most important action the government could take to end illegal immigration would be to penalize employers that unlawfully hire illegal aliens... After 9/11, the department of Homeland Security deported fifteen hundred illegal Pakistanis. An additional fifteen thousand then left voluntarily, reports Jessica Vaughan of the Center for Immigration Studies. There is no reason to think this enforcement-through-attrition strategy won't work as well for Hispanic illegals.
...

It would be useful for open-borders optimists to spend some time in the Los Angeles Unified School District, which is 73 percent Hispanic, and where just 40 percent of Hispanic students graduate. (Nationwide, 53 percent of Hispanics graduate from high school...) Of those Hispanic students who do graduate, just 22 percent have completed the course work necessary for admission to a four-year state college - which means that of all Hispanic students who enter in ninth grade, fewer than 15 percent will graduate ready for college. Immigrant advocates have fiercely opposed in court a long-deferred California high school exit exam, which would require students to answer just over 50 percent of questions testing eight-grade-level math and ninth-grade-level English. The California Research Bureau predicts that if the exam becomes a reality, Hispanic graduation rates would drop well below 30 percent. ... Schools spend huge sums trying to improve the Hispanic graduation rate, even hiring 'outreach consultants' for dropout prevention. One Santa Ana consultant's approach is predictably multicultural. "We need to teach teachers that students need to be proud of where they are coming from," she told me. But, of course, Hispanic school failure derives not from ethnic neglect - the Sana Ana schools glorify the Hispanic heritage to a fault...
...a high level of immigration translates to increased levels of crime. Between the foreign-born generation and their American children, the incarceration rate of Mexican American jumps more than eightfold...
Pro-amnesty forces promote that illegal immigrants "risk everything for the dream of freedom"... However lousy the Mexican economy, there are few, if any, political freedoms enjoyed by Americans that Mexico denies. It is the Yankee dollar, not untasted freedom, that brings the vast majority of illegals here.

...in spring 2006 American witnessed millions of illegal aliens who not only were unapologetic about their illegal status but were demanding that their hosts accommodate their own political grievances, from providing driver's licenses to full amnesty. The largest demonstrations - held on May Day, with thousands of protesters waving Mexican flags and bearing placards depicting the Communist insurrectionist Che Guevara - only confirmed to most Americans that illegal immigration was out of control and beginning to become politicized along the lines of Latin American radicalism. I chronicled in *Mexifornia* the anomaly of angry protesters waving he flag of the country they vehemently did not wish to return to , but now the evening news beamed these images to millions. In short, the radical socialism of Latin America, seething in the angry millions who flocked to support Venezuela's Hugo Chavez, Bolivia's Evo Morales, and Mexico's Andres Lopez Obrador, had now seemingly been imported into our own largest cities. ...
.....

Crippled America

We are the only nation in the world whose immigration system places the needs of other nations ahead of our own. … Too many people have forgotten the Mariel boatlift. … The Mexican government has published pamphlets explaining how to illegally emigrate to the US. … It's a great way for those governments to get rid of their worst people without

paying any price.... Operation Wetback... was successful. It was a joint effort between the INS and the Mexican government. Special immigration teams were created to quickly process and deport illegal immigrants. One of the reasons it worked is that people who were caught were given to Mexican government agents, who moved them into central Mexico, where they could find jobs. ...In the first year, more than one million people were sent back. ...Why should we absorb the expense of keeping criminals in prisons? Let their countries of origin deal with the problems they sent us. If they refuse to take them back, we can stop issuing visas to those countries, preventing their citizens from legally visiting the US. I also would triple the number of immigration officers we currently employ until the wall is built. … Currently there are about 5,000 officers attempting to enforce the existing immigration laws against the more than 11 million illegal aliens. Compare that to the... 35,000 officers in the New York Police Department. Since 9/11 we have tripled the size of the border patrol but haven't substantially increased the number of ICE officers – the officers who enforce immigration laws. … We have to cut off federal grants to sanctury cities... We need to have real penalties for people who overstay their visas. … Most important is ending or curtailing so-called birthright citizenship, or anchor babies. … It is estimated that about 300,000 of these children are born here annually. That's 300,000 children who are entitled to all the rights and privileges granted to American citizens because their mothers entered this country illegally... There are businesses that specialize in making this happen! They call it 'birth tourism'…. And those people take advantage of the system and come here illegally should never enjoy the benefits of being a resident – or citizen – of this nation. So, I am against any path to citizenship for undocumented workers or anyone else who is in this country illegally. They should – and need to – go home and get in line. And you know who agrees with me? The Mexicans, the Chinese, and all the people from other countries who want to be here legally and can't get a visa or fit into a quota... We can be generous and do all of this humanely. But the security and prosperity of American citizens have to come first. .. (Chapter 3)

I believe in putting the needs of American citizens first, always.... There's an old phrase that, sadly, you rarely hear anymore, "Made in America". We will start saying this again. (Chap. 10)

by Donald Trump, 2015

.....

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Cheryl Winson
Sent: Tue 1/20/2015 3:14:48 PM
Subject: Coding and Billing for Mid-level practitioners

Dear Colleague,

Incident to billing is a target area in the OIG Work plan. Is your practice ready to withstand an Audit in the area of correct documentation, coding and billing for Mid-Level providers? To make your job even harder, different states and different payers can have different rules.

Non Physician Practitioners (NPPs) are playing an important role and are beneficial to your practice/facility, but if you don't know the specific rules for billing NPP services, you could lose deserved reimbursement — or worse, face fraud charges and denials.

You need to know the answers to these questions before you start billing NPP services:

- **Which services can your NPP perform and what are the options for billing them?**
- **What are the split/shared E/M visit basic requirements, Private Payer differences and what it does not apply to?**
- **Office setting vs. hospital setting: How do split shared rules differ between the two — and what problems can arise?**
- **What levels of supervision are required at the various locations for a NPP to provide services?**
- **What are the NPP and incident-to risk areas and specific audit considerations?**
- **Can CMS's "incident-to" rules be applied to non-CMS payers?**
- **What if the non-Medicare payer does not credential or recognize the NPP's NPI?**
- **How to determine who has the ability to bill for services and when?**

Not knowing the answers means your practice or facility will face denials, lost revenue, or worse — fraud charges.

To avoid this, you need a trusted resource that provides expert answers to your questions on NPP billing and coding rules and helps you understand the compliance risks in utilizing NPPs.

The good news is, we have a great new guide that can save you time and headaches. Brought to you by The Coding Institute, the ***Non-Physician Practitioner Handbook*** includes **tips and tricks, expert-answered reader questions, and sample tools** to ensure you learn the pros and cons of hiring NPPs, as well as the **ins and outs of ethically maximizing reimbursement for NPP encounters**.

Take a look at some of the key areas covered in *Non-Physician Practitioner Handbook*:

- **Boost your productivity and income by adding an NPP, but weigh the pros and cons first**
- **Follow 3 easy steps to keep your NPP coding incident-free**
- **Report shared visits properly to avoid being a CERT statistic**
- **Overcome close scrutiny of incident-to billing with these 3 tips**
- **Watch out for top risk areas when adding NPPs**
- **Can the attending bill for a NP's procedure? Give credit where credit is due**
- **Quickly determine if you can bill your NPPs service incident-to the physician**
- **Avoid substitute physician billing challenges with these 13 tips**
- **Learn how to bill same-day physician/nurse practitioner services**
- **Identify whether a multi-provider visit could be a shared service**
- **Avoid NP billing snafus with this advice**
- **Perfect your NP facility procedure billing**
- **Capturing PA's work for initial nursing facility visits? Not so fast**
- **Check payer policies when billing incident-to services**
- **Make distinguishing between new vs. established patient a breeze**
- **PA assisting at surgery? Check these tips to bill properly**
- **Use this incident-to audit checklist to avoid claim missteps**

Please use the link below to purchase:

SUBSCRIBE NOW

Please use discount code “MS20” at checkout to get a $20 discount on the ***Non-Physician Practitioner Handbook*** **(valid till January 22, 2015 only).**

Looking forward to having you on board with us.

Thanks,
Cheryl Winson
Customer Relationship Director

Unsubscribe / Change Profile
Powered by YMLP

.

To: Ricki Y. Barlow[RBarlow@LasVegasNevada.GOV]
Cc: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Carolyn G. Goodman
Sent: Fri 10/9/2015 5:06:19 PM
Subject: FW: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow
Letter to Mayor Goodman.docx
Mayweather documents.pdf

Please advise if you have any understanding as to what this is?

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: ANN BARLOW [redacted]
Sent: Thursday, October 08, 2015 12:38 PM
To: Carolyn G. Goodman
Cc: Ricki Y. Barlow; J Barlow
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct (702)677-2950

Las Vegas Justice Court
Electronically Filed
9/23/2015 10:47:15 AM
Joe Bonaventure
CLERK OF THE COURT

IN THE JUSTICE COURT OF LAS VEGAS TOWNSHIP
COUNTY OF CLARK, STATE OF NEVADA

Floyd Mayweather, SR , Applicant
vs.
Ann Barlow, Adverse Party(s)

ORDER SETTING HEARING

Case # 15PO1350
JC DEPARTMENT 4

RECEIVED
CLARK COUNTY SHERIFF
2015 SEP 25 A 7:58

IT IS HEREBY ORDERED that this matter is set for hearing on the **15th** day of **October** at **1:30** pm in **Department 4** located at 200 Lewis Ave, in **Courtroom 7D**, **Floor 7**, Las Vegas, NV 89155.

IT IS FURTHER ORDERED that:

[☐] The previously granted Temporary Order for Protection will remain in effect until this hearing.

[☒] At the scheduled hearing, the Court will decide whether or not an Order for Protection should be issued.

[☐] OTHER: ____

The Adverse Party(s), ANN BARLOW, is hereby advised that a failure to appear at the scheduled hearing may result in an Order for Protection being issued to the Applicant.

DATED this 23rd day of September 2015

Melissa Saragosa

JUDGE MELISSA SARAGOSA

Las Vegas Justice Court
Electronically Filed
9/22/2015 3:36:21 PM
Joe Bonaventure
CLERK OF THE COURT

Case No. 15PO1350
Dept. No. Department #: LVJC 4

IN THE JUSTICE COURT OF las vegas TOWNSHIP
COUNTY OF Clark, STATE OF NEVADA

RECEIVED
CLARK COUNTY SHERIFF
2015 SEP 25 A 7:58

Floyd Mayweather SR
Applicant(s),
vs.
Ann Barlow
Adverse Party(s).

APPLICATION FOR ORDER FOR PROTECTION AGAINST STALKING, AGGRAVATED STALKING, OR HARASSMENT (NRS 200.591)

STALKING - A person commits the crime of stalking when, without lawful authority, that person willfully or maliciously engages in a course of conduct that would cause a reasonable person to feel terrorized, frightened, intimidated or harassed, and that actually causes the victim to feel terrorized, frightened, intimidated or harassed. (NRS 200.575 (1))

AGGRAVATED STALKING - A person commits the crime of aggravated stalking when that person commits the crime of stalking and, in conjunction therewith, threatens the person with the intent to cause him to be placed in reasonable fear of death or substantial bodily harm. (NRS 200.575 (2))

HARASSMENT - A person commits the crime of harassment when (a) that person, without lawful authority, knowingly threatens: (1) to cause bodily injury in the future to the person threatened or to any other person; (2) to cause physical damage to the property of another person; (3) to subject the person threatened or any other person to physical confinement or restraint; or (4) to do any act which is intended to substantially harm the person threatened or any other person with respect to his physical or mental health or safety; and (b) the person by words or conduct places the person receiving the threat in reasonable fear that the threat will be carried out. (NRS 200.571)

PLEASE TYPE OR PRINT CLEARLY.

COMPLETE THE APPLICATION TO THE BEST OF YOUR KNOWLEDGE.

I am applying for protection (check all that apply):

☑ For Myself ☐ On behalf of another person(s)

©2007 Nevada Supreme Court
June 30, 2007

Applicant states the following facts under penalty of perjury:

I reasonably believe that the Adverse Party has committed and/or is committing the crime of stalking, aggravated stalking or harassment as defined above. The acts occurred as follows:

(NOTE: BE SPECIFIC AS TO WHO COMMITTED WHAT ACT OR ACTS, AGAINST WHOM, WHEN, WHERE, WHETHER COMMITTED OR THREATENED; INDICATE APPROXIMATE DATE(S) AND LOCATION(S).)

THIS FORM IS A PUBLIC RECORD

To have Ann Barlow Stay away from M.R. Floyd Mayweather. To stop stalking him and running up to him taking pictures without his approvel.

NOTE: PLEASE DO NOT WRITE ON THE BACKS OF ANY PAGES; CHECK BOX IF YOU ARE USING ADDITIONAL PAGES.

☐ ***Check if you use a continuation page (to be incorporated by reference)***

This matter does not have to be reported to law enforcement; however, has a report ever been filed? ☑ Yes ☐ No

©2007 Nevada Supreme Court June 30, 2007

If yes, approximate date(s):

Yes today 9/22/15

Name of law enforcement agency:

Las Vegas metropolitan Police

Case/Event number if known:

LLV 150922002013

(NOTE: IT IS NOT NECESSARY TO FILE A LAW ENFORCEMENT REPORT, BUT IF YOU HAVE ONE AVAILABLE, PLEASE ATTACH A COPY OR BRING IT TO THE COURT HEARING.)

For purposes of this form, a "TPO Action" is defined to include the following **Justice Court** actions:

(1) An Order for Protection Against Stalking and Harassment (NRS 200.591);
(2) An Order for Protection of Children (NRS 33.400);
(3) An Order for Protection Against Harassment in the Workplace (NRS 33.270). A "TPO Action" is also defined to include the following **Justice/Family/District Court** action:
(a) An Order for Protection Against Domestic Violence (NRS 33.020)

Please Check the Appropriate Box Below:

☑ In the last 2 years, Applicant or any party seeking protection has not filed a TPO action against the Adverse Party anywhere in the State of Nevada, and the Adverse Party has not filed a TPO action against Applicant or any party seeking protection anywhere in the State of Nevada.

☐ In the last 2 years, the following TPO action(s) in the State of Nevada have been filed involving Applicant and the Adverse Party:

Case # (if known)	Court (Justice/Family)	Place of Filing	Approx. Date Filed	Outcome (TPO granted, denied, rescinded, etc.)

Applicant must be at least 18 years of age. If not 18 years of age, consult with the Clerk.

1. a) Applicant's Name Age

NA Floyd Mayweather SR. 62

(Last) (First) (Middle)

©2007 Nevada Supreme Court June 30, 2007

b) Applicant's relationship to Adverse Party: Stranger

c) Provide names below of those for whom you are seeking protection, including yourself, minors or household members that need this protection. Indicate the relationships of all persons listed to yourself and to the Adverse Party (e.g., spouse, intimate partner, friend, roommate, neighbor, relative, acquaintance, co-worker, stranger):

NAME	AGE	RELATIONSHIP TO APPLICANT	RELATIONSHIP TO ADVERSE PARTY
Floyd Mayweather SR	62	Self (if applicable)	Stranger

Explain why protection is needed for the individuals listed above:

(NOTE: YOUR APPLICATION WILL NOT BE DENIED BASED UPON A PARTICULAR RELATIONSHIP. HOWEVER, DEPENDING UPON YOUR RELATIONSHIP, YOU MAY ALSO BE ELIGIBLE TO APPLY FOR AN ORDER OF PROTECTION AGAINST DOMESTIC VIOLENCE PURSUANT TO NRS CHAPTER 33.)

2. Has the Adverse Party ever lived with any Party listed above? ☐ Yes ☑ No

   If so, for how long? _____

3. Is anyone listed above living with the Adverse Party now? ☐ Yes ☑ No

   If so, who? _____

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4. Date of separation (if applicable): N A

5. Are there children involved? ☐ Yes ☐ No If so, how are they involved?

6. Has the Adverse Party ever been involved in any other relevant Court actions (e.g., eviction, divorce, custody, criminal, etc.)?

☐ Yes ☐ No If yes, please explain: Un Known

7. Residence(s) where protection is needed:

☐ CONFIDENTIAL ***(If confidential, check and move to the next question)*** or,

☑ If not confidential, list address, city, state and zip code:

[redacted]

8. Place(s) of employment where protection is needed:

☐ CONFIDENTIAL ***(If confidential, check and move to the next question)*** or,

☒ If not confidential, list name, address, city, state and zip code:

Mayweather Gym
4020 Schiff Drive
Lv, NV 89103

9. Location of school(s) where protection is needed:

☐ CONFIDENTIAL ***(If confidential, check and move to the next question)*** or,

☐ If not confidential, list name, address, city, state and zip code:

N/A

10. Other specific locations frequented where protection is needed (i.e., sports, extra-curricular activities, church, employment, after-school activities, etc.):

☒ CONFIDENTIAL ***(If confidential, check and move to the next question)*** or,

☐ If not confidential, list name, address, city, state and zip code:

_____

_____

11. If there are persons other than those listed on page 4 that the Adverse Party should be directed not to contact, please name the individuals and explain why these precautions are needed: N/A

_____

12. If there are any other safety concerns that the Court should know (e.g., firearms, etc.), please briefly explain:

N/A

_____

RELIEF REQUESTED

THEREFORE, I REQUEST that a Temporary Order be issued against the Adverse Party requiring the Adverse Party to refrain from contacting, intimidating, threatening or otherwise interfering with me and/or other persons identified in this application, either directly or through an agent.

I FURTHER REQUEST that the Court require the Adverse Party to stay away from the places listed above.

CLV002965

I FURTHER REQUEST the following other conditions:

Stay away.

I FURTHER REQUEST that this Court set a hearing date for an Extended Order as soon as possible.

☒ Yes ☐ No

(NOTE: IF GRANTED AND SERVED, A TEMPORARY ORDER MAY BE ENFORCED FOR UP TO 30 DAYS, EXCEPT THAT IF AN EXTENDED ORDER IS REQUESTED, THE TEMPORARY ORDER REMAINS IN EFFECT UNTIL THE HEARING ON THE EXTENDED ORDER IS HELD BY THE COURT. IF GRANTED AND SERVED, AN EXTENDED ORDER MAY BE ENFORCED FOR UP TO ONE YEAR.)

I ACKNOWLEDGE that an Extended Order may only be granted after notice of the petition for the Order and of the Hearing thereon is served upon the Adverse Party pursuant to the Rules of Civil Procedure, and a hearing is held on the petition.

DECLARATION
(NRS 53.045)

I DECLARE UNDER PENALTY OF PERJURY UNDER THE LAW OF THE STATE OF NEVADA THAT: (1) I AM THE APPLICANT HEREIN, (2) I HAVE READ THE STATEMENTS CONTAINED HEREIN OR HAVE HAD THEM READ TO ME, (3) I BELIEVE THESE STATEMENTS TO BE TRUE, AND (4) THE REQUESTED ORDER IS NEEDED.

Dated: 9/22/15

Floyd Mayweather Jr.
APPLICANT'S SIGNATURE

Floy Mayweather SR
PRINT NAME

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June 30, 2007

Las Vegas Justice Court
Electronically Filed
9/22/2015 3:36:21 PM
Joe Bonaventure
CLERK OF THE COURT

JUSTICE COURT, LAS VEGAS TOWNSHIP
CLARK COUNTY, NEVADA

Name: Floyd Mayweather, Jr.) CASE NO.: 15PO1350
) DEPT. NO.: Department #: LVJC 4
Applicant(s),
-vs-
Name: Ann Barlow
Adverse Party(s).) **NOTICE OF FILING OF EXHIBIT(S) TO APPLICATION FOR ORDER FOR PROTECTION**

COMES NOW, the Applicant(s) and hereby files Exhibit(s) to the Application for Order described as follows (*describe what exhibits you are filing, ie police reports, photographs, etc.*): Police Report, letter from attorney

I declare under penalty of perjury under the laws of the State of Nevada that the foregoing is true and correct.

9/22/2015 (date) Floyd Mayweather, Jr. (type or print name) Floyd Mayweather Jr. (signature)

Las Vegas Metropolitan Police Department
400 S. Martin Luther King Blvd.
Las Vegas, NV 8910.

Case Report No.: **LLV150922002013**

Administrative

Location **2300 W Sahara Ave #800 Las Vegas, NV 89102** Sector /Beat **U4**
Occurred On (Date / Time) **Wednesday 6/24/2015 12:00:00 AM** Or Between (Date / Time)
Reporting Officer **07000 - Johnson, Sonja S** Reported On **9/22/2015**
Entered By **07000 - Johnson, Sonja S** Entered On **9/22/2015 1:20:14 PM**
Related Cases Jurisdiction **Las Vegas, City of**

Traffic Report Place Type Accident Involved

Offenses:

Obtain Money Under False Pretenses(M)-CLV 10.02.010 - L5527
Completed **Yes** Domestic Violence Hate/Bias
Entry Premises Entered Type Security Tools
Weapons Location Type **Other/Unknown**
Criminal Activities

Victims:

Name: **MAYWEATHER, FLOYD Sr.**

Victim Type **Individual** Written Statement Can ID Suspect **Yes**
Victim of **56909 - Obtain Money Under False Pretenses(M)-CLV 10.02.010 - L5527**

DOB Age **62** Sex **Male** Race **Black or African American** Ethnicity **Not Hispanic or Latino**
Height **5' 9"** Weight **175** Hair Color **Brown** Eye Color **Brown**
Employer/School **SELF EMPLOYED**
Occupation/Grade Work Schedule
Injury Injury Weapons

Addresses
Residence
Phones
Cellular **(702)**
Cellular **(702)**

Offender Relationships
Notes:

A The Use and Dissemination of this Record is Regulated by Law. Secondary Dissemination of any kind is Prohibited and could subject the offender to Criminal and Civil Liability
The information contained herein
Floyd Mayweather Sr.
By: [signature] Date: 9.22.15
Las Vegas Metro Police Dept.

Suspects:

Name: **BARLOW, ANN**
Alias:

Scope ID DOB Age **46** Race **Black or African American** Ethnicity **Not Hispanic or Latino**
Sex **Female** Height **5' 7"** Weight **160 - 200** Hair Color **Brown** Eye Color **Brown**
Employer/School **POSITIVE IMAGE CONSULTING SERVICES & PR** Occupation/Grade **SELF EMPLOYED**

Addresses
Business **2300 W Sahara Ave #800 LAS VEGAS, NV 89102 USA**
Phones
Business/Work **(702) 201-3608**
Cellular [redacted]
Notes:

Arrestees:

Witnesses:

Other Entities:

Name: Contact **STEWART, MARSHA**

Written Statement Can ID Suspect **Yes**

DOB Age Sex Race Ethnicity
Height Weight Hair Color Eye Color
Driver License Number Driver License State

Addresses
Phones
Cellular [redacted]
Notes:

Properties: ()

Type: Currency, Coins, Securities, Cash

Status Stolen Quantity 1 Value 8,603.00 Color
Description US CURRENCY
Manufacturer Model Serial No.\VIN
Vehicle Year Body Type
Lic Plate # Lic Plate State Lic Plate Exp
Insurance Company
Owner V - MAYWEATHER, FLOYD Sr.
Notes:

Narrative

On today's date and time, victim Floyd Mayweather Sr., came to Metro Police Records to report a Fraud.

Mayweather stated the following:

On or about June 24, 2015, the suspect, Ann Barlow, and the victim, Floyd Mayweather Sr., entered into a business partnership. Ann Barlow stated she was a publisher and that she would promote Mayweather's Sr. foundation, the Floyd Mayweather Foundation, and that she was also a tax preparer.

During the course of the last two months, Ann has stolen money from the account that belongs to Mayweather Sr.'s, foundation. The monies that are in the account are used to assist people. Suspect Ann Barlow began removing monies from this account for personal use. She also gained access to Mayweather Sr., social security number and the social security number was used to open up credit cards without his permission.

Mayweather Sr., stated at no time did he give her permission to remove, borrow or otherwise take away any funds from his foundation and from any bank accounts. On 09/15/15, a letter from Mayweather Sr., attorney, Taylor L. Randolph, Esq., sent a Notice to Cease and Desist Communication and Notice of Termination of Unenforceable Agreement, to the suspect Ann Barlow. This letter stated she was to cease and desist all communication with Mayweather Sr. Even after the letter was sent to her, Ann Barlow continued to harass Mayweather Sr., to include making face-to-face contact with him, taking pictures and continuing to ask him for money.

It was also learned through the course of this report, Ann Barlow was also extorting money from two other alleged victims, Dieter Wiesner and Johnny Gill's friend (name unknown). Ann allegedly extorted approximately $10,000.00 from Dieter and approximately $7,000.00 from Johnny Gill's friend. Both of these victims will be forthcoming and this report taker will add their information to this report upon receipt.

Documents are included with this report as attachments and will be scanned into Onbase.

RANDOLPH LAW FIRM

TAYLOR L. RANDOLPH ESQ.
ATTORNEY AT LAW

September 15, 2015

U.S. Mail
Positive Image Consulting Services & PR
Attn: Ann Barlow
2300 W. Sahara, Suite #800
Las Vegas, NV 89102

RE: Floyd Mayweather Sr. and Floyd Mayweather Foundation

NOTICE TO CEASE AND DESIST COMMUNICATION AND NOTICE OF TERMINATION OF UNENFORCEABLE AGREEMENT

Dear Ms. Barlow,

This firm represents Floyd Mayweather Sr. and Floyd Mayweather Foundation (collectively "Mr. Mayweather") with respect to the agreement Mr. Mayweather entered into with Positive Image Consulting Services & PR ("PIC") dated June 24, 2015 (the "Agreement"). Please direct any future correspondence to this office.

This correspondence is our formal notice to you and PIC to cease and desist all further communication with Mr. Wayweather except for the reasons specifically set forth in applicable federal law. All future calls, inquiries and correspondence should be directed to this office only.

Further, this correspondence is Mr. Mayweather's notice to PIC of the termination of the Agreement. As is explained below, the Agreement is unenforceable under Nevada law because there was no meeting of the minds between Mr. Mayweather and PIC. Further, even if the Agreement were somehow enforceable, this letter marks the end of it.

It is well settled in Nevada that basic contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration. *See* Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012). A meeting of the minds exists only when the parties have agreed upon the contract's essential terms. *See* Id. Without a meeting of the minds between the parties as to the essential terms of the contract, there is nothing to enforce.

Here, the Agreement is unenforceable since there was never a meeting of the minds between Mr. Mayweather and PIC concerning its essential terms. Mr. Mayweather understood that he was signing for the purpose of setting up a foundation to raise money to help people with

2045 Village Center Circle Suite 100 Las Vegas, Nevada 89134
Ph: 702-877-1313 Fx: 702-233-5597 tr@randolphlawfirm.com www.randolphlawfirm.com

auto immune disease. Mr. Mayweather believed that the purpose of the Agreement was so that he could have assistance with setting up the foundation, since he has no prior experience in that area. He signed the Agreement for that specific purpose. He never had any intention to enter into any sort of agreement for public relations representation with PIC or any other entity.

However, the Agreement, which was prepared by PIC and presumably contains its intentions, speaks to an arrangement for public relations consulting. If Mr. Mayweather had understood that what he was signing concerned public relations consulting instead of assistance in setting up a foundation for auto immune disease, he never would have signed it. There was clearly never a meeting of the minds when it comes to the Agreement, since each party's understanding of the basic intentions of the Agreement are completely distinct from one another. Because there was no meeting of the minds concerning the Agreement's essential terms, there is nothing to be enforced from it.

Moreover, in the virtually inconceivable case that the Agreement were to somehow be determined enforceable, PIC has already violated its terms and breached the Agreement at least twice. The terms of the Agreement provide that "the Basic Fee does not include certain costs and expenses **all of which require prior approval by client**." *See* Addendum A (emphasis added). As paragraph 4(a) of the Agreement further provides, Mr. Mayweather agreed to begin paying the "Basic Fee" starting January 1, 2016, and it was to be a total of 10% of earnings derived by PIC and nothing more.

Therefore, any cost or expense whatsoever to Mr. Mayweather through December 31, 2015, and then any cost or expense beyond the Basic Fee after that, must be specifically authorized by Mr. Mayweather according to the terms of the Agreement. On at least two occasions PIC has already forced or attempted to force Mr. Mayweather to incur certain costs and expenses without his prior approval. First, PIC called Mr. Mayweather's financial advisor Mark and asked him to wire upwards of $60,000 from Mr. Mayweather's bank account without Mr. Mayweather's prior knowledge.

Then, again without consulting Mr. Mayweather, PIC set up a fundraising event at Caesars and to Mr. Mayweather's knowledge PIC received $10,000 from Dieter Wiesner. These funds were wired without Mr. Mayweather's knowledge and consent and we hereby demand that you refund these funds to Dieter Wiesner. Mr. Mayweather has not seen these funds, nor does he want to benefit from any such deposits purportedly made to benefit Floyd Mayweather Foundation.

Both examples as detailed above represent breaches of the Agreement since any such action would obviously require Mr. Mayweather's specific approval under the Agreement.

Further, since the Agreement is not enforceable and hereby terminated as of the date of this correspondence, any agreements and/or contracts that have been entered into deriving from the Agreement are hereby also deemed terminated and unenforceable. Mr. Mayweather does not have extensive knowledge of what these agreements and/or contractual obligations these may be, but one such agreement that was brought to his attention by Marsha Stewart is the Non-Disclosure Agreement entered into on August 11, 2015 by and between Mr. Mayweather and/or PCI and Marsha Stewart. Mr. Mayweather is not a signatory to this Non-Disclosure Agreement and hereby

releases Marsha Stewart from any contractual obligations related to same. It is Mr. Mayweather's understanding that Marsha Stewart has already noticed you of the termination of the Non-Disclosure Agreement.

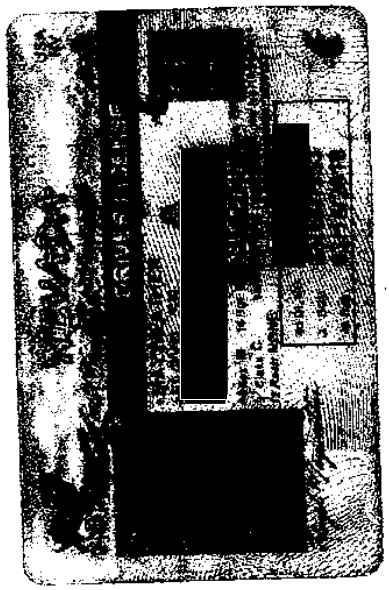
Finally, seeing as the contract does not limit either parties ability to do so in any way, it is plain that the Agreement may be terminated for any or no reason by either party. Pursuant to Paragraph 5(a) of the Agreement, in the event of termination, Mr. Mayweather shall pay PIC "all amounts due... through the date of termination." As was discussed above, the total amounts that could ever be due to PIC under the Agreement include the Basic Fee and any pre-approved costs or expenses. As is also explained above and in Paragraph 4(a) of the Agreement, the Basic Fee expense does not start until January 1, 2016. And as of right now, there have been no costs or expenses pre-approved by Mr. Mayweather pursuant to the Agreement. As such, since the Agreement is terminated as of the date of this correspondence, there are no fees due to PIC as of the date of termination and both parties can go their separate ways without any further liability to one another.

Very truly yours,

RANDOLPH LAW FIRM, P.C.

Taylor L. Randolph

CC: Floyd Mayweather Sr.



SUMM
TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Fax: 702-382-8891
Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	Case No. A-15-725238-C Dept. No. XXXI

SUMMONS

NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR BEING HEARD UNLESS YOU RESPOND WITHIN 20 DAYS. READ THE INFORMATION BELOW.

TO THE DEFENDANT: A civil Complaint has been filed by the plaintiff against you for the relief set forth in the Complaint.

ANN BARLOW

1. If you intend to defend this lawsuit, within 20 days after this Summons is served on you exclusive of the day of service, you must do the following:

a. File with the Clerk of this Court, whose address is shown below, a formal written response to the Complaint in accordance with the rules of the Court.

b. Serve a copy of your response upon the attorney whose name and address is shown below.

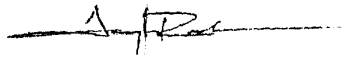
2. Unless you respond, your default will be entered upon application of the plaintiff and this Court may enter a judgment against you for the relief demanded in the Complaint, which could result in the taking of money or property or other relief requested in the Complaint.

3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response may be filed on time.

DATED this 28 day of September, 2015.

Issued at the direction of:

CLERK OF COURT



TAYLOR L. RANDOLPH
Bar No. 10194
RANDOLPH LAW FIRM
2045 Village Center Circle
Las Vegas, Nevada 89134
Tel. (702) 877-1313
Fax. (702) 233-5597
Attorney for Plaintiffs

SEP 28 2015

By _____
WALTER ARREGO-GONILLA
Deputy Clerk Date
County Courthouse
200 Lewis Avenue
Las Vegas, Nevada 89155

Electronically Filed
09/25/2015 04:41:21 PM

CLERK OF THE COURT

COMP
TAYLOR L. RANDOLPH, ESQ.
Nevada Bar No.: 10194
RANDOLPH LAW FIRM, P.C.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Ph: (702) 877-1313
Fax: (702) 233-5597
E-Mail: tr@randophlawfirm.com
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	CASE NO.: A-15-725238-C DEPT NO.: XXXI **COMPLAINT** **[EXEMPT FROM ARBITRATION AS AMOUNT IN CONTROVERSY EXCEEDS $50,000]**

Plaintiffs Floyd Mayweather Sr. ("Mr. Mayweather"), an individual, and Floyd Joy Mayweather Foundation (the "Foundation"; collectively with Mr. Mayweather, the "Plaintiffs"), a Nevada Non-Profit Corporation, complains against the defendants Ann Barlow ("Barlow") and Tim Chan ("Chan"; collectively with Barlow, the "Defendants") as follows:

1. Mr. Mayweather is, and at all relevant times was, a resident of Clark County, Nevada.
2. The Foundation is a Nevada Non-Profit Corporation headquartered in Clark County, Nevada.

3. Upon information and belief, Defendant Barlow is, and at all relevant times was, a resident of Clark County, Nevada.

4. Upon information and belief, Defendant Chan is, and at all relevant times was, a resident of Clark County, Nevada.

5. The actions complained of herein occurred in Clark County, Nevada.

6. The true names and capacities of the defendants designated as Doe or Roe Corporations are presently unknown to Plaintiffs at this time, who therefore sue said defendants as fictitious names. When the true names and capacities of these defendants are ascertained, Plaintiffs will amend this Complaint accordingly.

7. At all pertinent times, Defendants were agents, servants, employees or joint venturers of every other Defendant, and at all times mentioned were acting within the scope and course of said agency, employment, or joint venture, with knowledge and permission and consent of all other name Defendants.

8. Mr. Mayweather is a former professional boxer who previously suffered from Sarcoidosis.

9. On or about June 1, 2015, Mr. Mayweather engaged with Defendant Barlow in order to get assistance setting up a non-profit corporation for Sarcoidosis and other ailments that former fighters often suffer from.

10. On or about June 24, 2015, Mr. Mayweather entered into a contract with Barlow for the purpose of getting assistance setting up the above-mentioned non-profit (the "Agreement").

11. Unbeknownst to Mr. Mayweather, the Agreement, which Barlow prepared for Mr. Mayweather's signature, concerned an arrangement for public relations consulting rather than an arrangement for obtaining assistance in setting up a non-profit foundation.

12. Mr. Mayweather would not have signed the Agreement had he known it concerned public relations consulting.

13. The Agreement provided that Mr. Mayweather would pay Barlow 10% of his earnings starting January 1, 2016.

14. The Agreement provided that any other costs or fees must be approved by Mr. Mayweather.

15. On or about July 31, 2015, Barlow filed Articles of Incorporation with the Nevada Secretary of State to form the Foundation.

16. The Articles of Incorporation name Barlow as registered agent, and the Defendants and Mr. Mayweather as members of the board of directors.

17. On or before July 31, 2015, Mr. Mayweather opened a bank account at Chase bank as Floyd Joy Mayweather Sr. DBA Mayweather Sr. Foundation (the "Bank Account").

18. As of the morning of September 11, 2015, the Bank Account's balance was $13,845.19.

19. On September 11, 2015, Barlow made 7 teller withdraws from the Bank Account totaling approximately $8,603.00, and used the Bank Account's debit card to spend roughly $4,500.00 on approximately 10 other transactions.

20. By September 12, 2015, the Bank Account's balance was $722.96.

21. Barlow was not authorized to withdraw or spend money from the Bank Account.

22. Upon information and belief, Barlow used the funds from the Bank Account for personal endeavors.

23. On or about September 15, 2015, Plaintiffs sent correspondence to Barlow ordering her to cease and desist all contact with Mr. Mayweather, and explaining that the Agreement was unenforceable or otherwise terminated as of the date of the letter.

24. Despite the correspondence, Barlow continued to attempt to be involved in Mr. Mayweather's dealings.

25. On or about September 22, 2015, Plaintiffs filed a police report concerning Barlow's conduct.

26. To Plaintiff's knowledge and belief Defendant is using his name and image on various websites and media, such as facebook, twitter, Instagram and others without his permission and Plaintiff is seeking Defendant to seize same.

27. As a direct and proximate result of Defendants' actions, Plaintiffs have been required to engage the services of an attorney, incurring attorney's fees and costs to bring this action.

FIRST CLAIM FOR RELIEF
(Declaratory Relief – Unenforceable Agreement)

28. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

29. Nevada contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration. *See* Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012).

30. Because Mr. Mayweather and Barlow failed to have a meeting of the mind concerning the essential terms of the Agreement, it is unenforceable under Nevada Law.

SECOND CLAIM FOR RELIEF
(Declaratory Relief – Termination of Agreement)

31. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

32. The terms of the Agreement provide that it may be terminated by either party at any time for any or no reason.

33. If it were ever enforceable, Plaintiffs' correspondence terminated the Agreement as of September 15, 2015.

THIRD CLAIM FOR RELIEF
(Fraudulent Misrepresentation)

34. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

35. Barlow falsely represented to Mr. Mayweather that the Agreement pertained to him gaining assistance in setting up a non-profit organization.

36. Barlow knew that the Agreement concerned public relations consulting and intended to induce Mr. Mayweather into signing by telling him the Agreement was about the Foundation.

37. Mr. Mayweather relied on Barlow's misrepresentations and has incurred more than $10,000.00 in damages because of that reliance.

FOURTH CLAIM FOR RELIEF
(Constructive Fraud)

38. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

39. As members of the Foundation's board of directors, Defendants owed Plaintiffs a fiduciary duty.

40. Defendants breached that duty by misrepresenting their intentions for the Foundation and embezzling funds.

41. Defendants have incurred more than $10,000 in damages because of Defendants' breach.

FIFTH CLAIM FOR RELIEF
(Breach of Fiduciary Duty)

42. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

43. As members of the Foundation's board of directors, Defendants owed Plaintiffs a fiduciary duty.

44. Defendants breached that duty.

45. Defendants have incurred more than $10,000 in damages because of Defendants' breach.

SIXTH CLAIM FOR RELIEF
(Breach of Contract)

46. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

47. The Agreement provides that any and all costs to Mr. Mayweather must be approved before incurred.

48. Barlow participated in at least 17 financial transactions involving Mr. Mayweather's money and failed to ask for approval.

49. Barlow's breach of contract has caused Plaintiffs to incur more than $10,000.00 in damages due to Barlow's breach.

SEVENTH CLAIM FOR RELIEF
(Breach of the Implied Covenant of Good Faith and Fair Dealing)

50. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

51. Mr. Mayweather and Barlow entered into the Agreement and Barlow owed Mr. Mayweather a duty of good faith arising from the Agreement.

52. An element of fiduciary duty existed between Mr. Mayweather and Barlow.

53. Barlow breached the duty of good faith and fair dealing by engaging in misconduct involving taking funds from the Foundation.

54. Barlow's breach of contract has caused Plaintiffs to incur more than $10,000.00 in damages due to Barlow's breach.

EIGHTH CLAIM FOR RELIEF
(Unjust Enrichment)

55. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

56. Defendants unjustly retained the money or property of Defendants against fundamental principles of justice or equity and good conscious.

NINTH CLAIM FOR RELIEF
(Conversion)

57. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

58. Barlow committed a distinct act of dominion wrongfully exerted over the funds in the Bank Account.

59. Barlow did not have a right to the funds in the Bank Account.

60. The funds in the Bank Account belong to Plaintiffs, and Barlow's act was in derogation, exclusion, or defiance of Plaintiffs' right and title to those funds.

TENTH CLAIM FOR RELIEF
(Protection Order)

61. Plaintiffs incorporate every preceding paragraph as though fully set forth herein.

62. Barlow continues to harass Mr. Maywcather despite correspondence and instruction not to.

63. Mr. Mayweather requires a protection order from the Court in order to prevent Barlow's continued harassment.

WHEREFORE, Plaintiffs pray for judgment against Defendants as follows:

1. That the Court declare the Agreement unenforceable under Nevada law.
2. That the Court declare the Agreement terminated as of September 15, 2015.
3. That the Court grant judgment in favor of Plaintiffs in an amount greater than $10,000.00 to be determined at trial, plus interest, costs and attorneys' fees.
4. That the Court award Plaintiffs punitive damages in an amount to be determined at trial.
5. That the Court grant a protection order in favor of Mr. Mayweather against Barlow.
6. For such other and further relief that the Court may consider just and proper.

DATED this 25th day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
Nevada Bar No. 10194
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134

VERIFICATION

STATE OF NEVADA)
) SS
COUNTY OF CLARK)

FLOYD MAYWEATHER SR, being first duly sworn, deposes and says:

That Affiant is the Plaintiff in the above-entitled action; that Affiant has read the foregoing COMPLAINT, know the contents thereof, and that the same is true except for those statements made upon information and belief and as to those matters Affiant believes them to be true.

Floyd Mayweather Sr.
FLOYD MAYWEATHER SR.,
Individually and for FLOYD JOY MAYWEATHER FOUNDATION

Subscribed and sworn to before
me this 25th day of September, 2015

NOTARY PUBLIC in and for
Said County and State

LISA NAVARRO
NOTARY PUBLIC
STATE OF NEVADA
My Commission Expires: 12-07-16
Certificate No: 13-8648-1

AFFT
TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Fax: 702-382-8891
Attorney for Plaintiff

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation, Plaintiffs, vs. ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive, Defendants.	Case No. A-15-725238-C Dept. No. XXXI **INITIAL APPEARANCE FEE DISCLOSURE**

Pursuant to NRS Chapter 19, as amended by Senate Bill 106, filing fees are submitted for parties appearing in the above-entitled action as indicated below:

FLOYD MAYWEATHER SR	$270.00
FLOYD JOY MAYWEATHER FOUNDATION	$30.00
TOTAL REMITTED:	$ 300.00

///

///

DATED this 25th day of September, 2015

Taylor L. Randolph, ESQ.

TAYLOR L. RANDOLPH, ESQ.
RANDOLPH LAW FIRM, PC
Nevada Bar No. 10194
2045 Village Center Circle
Las Vegas, NV 89134
Tel: 702-877-1313
Attorney for Plaintiff
FLOYD MAYWEATHER SR., and
FLOYD JOY MAYWEATHER FOUNDATION

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CLERK OF THE COURT

MPRI
TAYLOR L. RANDOLPH, ESQ.
Nevada Bar No.: 10194
RANDOLPH LAW FIRM, P.C.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Ph: (702) 877-1313
Fax: (702) 233-5597
E-Mail: tr@randophlawfirm.com
Attorney for Plaintiffs

DISTRICT COURT

CLARK COUNTY, NEVADA

FLOYD MAYWEATHER SR., an individual; FLOYD JOY MAYWEATHER FOUNDATION, a Nevada Non-Profit Corporation,

Plaintiffs,

vs.

ANN BARLOW, an individual; TIM CHAN, an individual; DOES I through X, inclusive; ROE CORPORATIONS XI through XX, inclusive,

Defendants.

CASE NO.: A-15-725238-C
DEPT NO.: XXXI

PLAINTIFFS' APPLICATION FOR TEMPORARY RESTRAINING ORDER AND MOTION FOR PRELIMINARY INJUNCTION ON ORDER SHORTENING TIME

DEPARTMENT XXXI
NOTICE OF HEARING
DATE 10/15/15 TIME 9:00 A.M.
APPROVED BY JC

Plaintiffs Floyd Mayweather Sr. ("Mr. Mayweather") and Floyd Joy Mayweather Foundation (the "Foundation"; collectively, the "Plaintiffs"), by and through their attorney Taylor L. Randolph, Esq. of Randolph Law Firm, P.C., move this Court for a temporary restraining order and a preliminary injunction against Defendants Ann Barlow ("Barlow") and Tim Chan ("Chan"; collectively, the "Defendants").

09-28-15 P12:07 IN

This Motion is based on the following memorandum of points and authorities, the papers and pleadings on file, the Declaration of Taylor L. Randolph, and any argument heard by the Court.

DATED this 28TH day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

APPLICATION FOR ORDER SHORTENING TIME

Plaintiffs apply for an Order Shortening Time for the hearing on this Application and Motion based upon the following Declaration of Taylor L. Randolph.

DATED this 28th day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

AFFIDAVIT OF TAYLOR L. RANDOLPH

I, Taylor L. Randolph, counsel for Plaintiffs in the above-captioned matter, hereby declare the following:

1. I am an attorney with the Randolph Law Firm, P.C. and based on the verified Complaint I have knowledge of the facts set forth herein and Plaintiff is competent to testify thereto if called upon to do so. I make this Declaration of support of Plaintiffs Motion for Temporary Restraining Order and Preliminary Injunction on Order Shortening Time (the "Motion").
2. Good cause exists to expedite the hearing on this Motion, since the Plaintiffs could be potentially stolen from and otherwise harassed without the Court's intervention.
3. After personal attempts for a phone conference and communication by mail, and sincere effort to do so, I have been unable to resolve this matter without Court action.
4. Without an order from this Court, the Defendants will continue to have access to the Plaintiffs' property and be able to harass Mr. Mayweather. Every day that passes before a hearing on this issue could cost Mr. Mayweather both his money and sanity.
5. This Application for Order Shortening Time is made in good faith.
6. I swear under Penalty of Perjury that the foregoing is true and correct.

By:_____
Taylor L. Randolph

ORDER SHORTENING TIME

The Court, having considered Plaintiffs' Application for an Order Shortening Time, and the Declaration of Taylor L. Randolph in support thereof, and good cause appearing therefor,

IT IS HEREBY ORDERED that the time for Plaintiffs' Motion for Temporary Restraining Order and Preliminary Injunction be shortened and the same shall be heard on the 15th day of October, 2015, in Department 31, Courtroom 12b, at the hour of 9:00 a.m., or as soon thereafter as counsel can be heard.

DATED this 28 day of September, 2015.

JOANNA S. KISHNER
DISTRICT COURT JUDGE

Submitted by:

RANDOLPH LAW FIRM, P.C.

By: _____
Taylor L. Randolph, Esq.
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134
Attorney for Plaintiffs

Motion must be filed/served by: 9-29-15 @ 5:00p.m.
Opposition must be filed/served by: 10-12-15 @ noon
Reply must be filed/served by: 10-14-15 @ noon
Please provide courtesy copies to Chambers upon filing.

I. INTRODUCTION

This is a straightforward Motion. Plaintiffs are asking this honorable Court to order two things:

1. That the Defendants be restrained from any and all further communication, contact, and association with Plaintiffs and their business; and
2. That the agreement the Plaintiffs and Barlow entered into on June 24, 2015 is unenforceable or, in the alternative, was terminated as of September 15, 2015.

The straightforwardness of this Motion comes from the simplicity of the facts, which show that the Court has good cause to enter a protection order in favor of the Plaintiffs and to declare the above-mentioned agreement unenforceable or otherwise terminated. As is shown below, because Plaintiffs are likely to win on the merits of these issues and would be irreparably harmed without the Court's help, this Motion should be granted.

II. RELEVANT FACTS

Mr. Mayweather is a former professional boxer and current professional boxing trainer. During a period of time in the past, Mr. Mayweather suffered from Sarcoidosis, an inflammatory disease that often affects former boxers. On or about June 1, 2015, Mr. Mayweather engaged Barlow for the purpose of gaining her assistance in setting up a non-profit organization for Sarcoidosis and other ailments that typically affect former fighters. Mr. Mayweather had no personal experience setting up non-profit corporations, and was made to understand that Barlow did.

On or about June 24, 2015, Mr. Mayweather signed a contract that was prepared by Barlow (the "Agreement"). Mr. Mayweather understood that the Agreement concerned the Foundation, the non-profit that he wanted to start. However, the Agreement actually concerned an arrangement for Barlow to provide public relations consulting for the Plaintiffs. Mr.

Mayweather did not know the Agreement concerned public relations consulting and would not have executed it had he known. The terms of the Agreement provided that Mr. Mayweather would pay Barlow 10% of his earnings starting January 1, 2016, and that any other fees or expenses would require specific approval from Mr. Mayweather.

On or about July 31, 2015, Barlow filed Non-Profit Articles of Incorporation with the Nevada Secretary of State to form the Foundation. The Articles of Incorporation list Barlow as the Foundation's registered agent, and the Defendants and Mr. Mayweather as the members of the board of directors. Shortly before that point in time, Mr. Mayweather opened a bank account at Chase Bank as Floyd Joy Mayweather Sr. DBA Mayweather Sr. Foundation (the "Bank Account").

As of the morning of September 11, 2015, the Bank Account had a balance of $13,845.19. On September 11, 2015, Barlow made 7 teller withdraws from the Bank Account totaling approximately $8,603.00, and used the Bank Account's debit card to spend roughly $4,500.00 on approximately 10 other transactions. By September 12, 2015, the Bank Account's balance was $722.96. Barlow was not authorized to withdraw or spend money from the Bank Account.

On or about September 15, 2015, Plaintiffs sent correspondence to Barlow ordering her to cease and desist all contact with Mr. Mayweather, and further explaining that the Agreement was unenforceable or otherwise terminated as of the date of the letter. Despite the letter, Barlow has continued to attempt to contact and be involved with the Plaintiffs and their dealings. On September 22, 2015, Plaintiffs filed a police report about Barlow's conduct.

///

III. ARGUMENT

A. Legal Standard.

The Nevada Supreme Court has stated that a "preliminary injunction is available if an applicant can show a likelihood of success on the merits and a reasonable probability that the non-moving party's conduct, if allowed to continue, will cause irreparable harm. The district court may also weigh the public interest and the relative hardships of the parties in deciding whether to grant a preliminary injunction." Clark Cnty. Sch. Dist. V. Buchanan, 112 Nev. 1146, 1149, 924 P.2d 716, 719 (1996) (internal citations omitted); *see also* NRS 33.010 (codifying the cases in which "[a]n injunction may be granted"); *see also* Dixon v. Thatcher, 103 Nev. 414, 415, 742 P.2d 1029, 1029 (1987).

B. Plaintiffs Are Likely to Succeed on the Merits of Their Action for a Temporary Restraining Order and for Declaratory Relief.

a. There is good cause to enter a temporary protection order restraining the Defendants from any and all contact and involvement with the Plaintiffs and their property.

Barlow has removed and used funds from the Bank Account without authorization from the Plaintiffs, the Bank Account's owners. In addition, after being asked by Mr. Mayweather both verbally and via correspondence from his attorney to cease all further contact with Plaintiffs, Barlow continues to attempt to communicate and come into contact with Mr. Mayweather. Furthermore, the Defendants set up the Foundation in a manner that allowed them to gain access to Mr. Mayweather's property, which they took. Without the Court's intervention in this manner, there is no way to confidently say Barlow's actions will not continue. As such, there is good cause to enter an order restraining the Defendants from any and all contact and involvement with the Plaintiffs and their property.

b. The Agreement is unenforceable under Nevada law or was otherwise terminated as of September 15, 2015.

"Basic contract principles require, for an enforceable contract, an offer and acceptance, ***meeting of the minds***, and consideration." Certified Fire Prot. Inc. v. Precision Constr. Inc., 283 P.3d 250, 255, 128 Nev. Adv. Rep. 35 (2012) (emphasis added) *citing to* May v. Anderson, 121 Nev. 668, 672, 119 P.3d 1254, 1257 (2005). A meeting of the minds exists when the parties have agreed upon the contract's essential terms. Id. *citing to* Roth v. Scott, 112 Nev. 1078, 1083, 921 P.2d 1262, 1265 (1996).

Here, there was never a meeting of the minds between Mr. Mayweather and Barlow concerning at least one absolutely essential term of the Agreement. Namely, it's purpose. Mr. Mayweather was certain that the Agreement was about him receiving help in setting up a non-profit corporation. In contrast, it is clear from the content of the Agreement that Barlow's understanding of the purpose of the Agreement was completely different, since she drafted it and it concerns public relations consulting. Because there was never a meeting of the mind about the Agreement's purpose, it should be declared unenforceable.

Alternatively, if the Agreement were determined to be enforceable, the Court should acknowledge through an order that it was terminated as of September 15, 2015. The Agreement does not set out any notice requirement for termination, making it terminable upon demand. On September 15, 2015, counsel for Plaintiffs sent correspondence to Barlow terminating the Agreement. As such, the Court should find that the Agreement did in fact terminate as of that date.

C. Plaintiffs Will Suffer Irreparable Harm Absent Injunctive Relief.

Without the Court's intervention, there is no way to prevent the Defendants from taking property that belongs to the Plaintiffs. The Bank Account was opened by Mr. Mayweather prior to the official creation of the Foundation with the Nevada Secretary of State by Barlow. Barlow

was not supposed to have access to the funds in the Bank Account. However, because Barlow filed the Articles of Incorporation naming herself as a board member, she was able to gain unauthorized access to the account. She also continues to harass Mr. Mayweather despite a cease and desist letter from his attorney. Without an order from this Court, the Plaintiffs will not be able to stop Barlow from accessing the Bank Account or harassing them. Such access would irreparably harm Plaintiffs.

Additionally, Plaintiffs would be irreparably harmed if the Agreement were not to be declared unenforceable or terminated as of September 15, 2015 since that means Barlow could potentially earn up to 10% of Mr. Mayweather's earnings beginning January 1, 2016. Mr. Mayweather never intended to obtain public relations consulting and should not be forced to pay for it. Even if the Agreement is enforceable, the fees were contractually not obligated to start until January 1, 2016, and therefore no fees would be due upon termination. Mr. Mayweather would be irreparably harmed by any termination date that falls on or after January 1, 2016, making the September 15, 2015 proper.

D. <u>Public Interest and the Relative Hardships of the Parties Favor Granting This Motion.</u>

Public interest favors granting this Motion because it is against public policy to force citizens to endure obligations that arose from a contract that they did not fully understand. It is best for the public that parties who attempt to contract but do not have a meeting of the minds as to the ultimate purpose of the contract are able to void their agreement. Public interest demands that the Agreement should be determined unenforceable, and if it is not, then that it should be considered terminated.

The potential hardships to the Plaintiffs in the event this Motion is not granted could be severe, since the Defendants would continue to have access to their property. On the other hand, in granting this Motion, the Court would not be taking anything away from the Defendants.

Given the scenario in this case, it is clear that the relative hardships of the parties favors granting this Motion.

IV. CONCLUSION

For the above-mentioned reasons, Plaintiffs respectfully request that the Court order the following:

1. That the Defendants be restrained from any and all further communication, contact, and association with Plaintiffs and their business; and
2. That the Agreement is unenforceable or, in the alternative, was terminated as of September 15, 2015.

DATED this 28 day of September, 2015.

RANDOLPH LAW FIRM, P.C.

By: _____

Taylor L. Randolph, Esq.
Nevada Bar No. 10194
2045 Village Center Circle, Suite 100
Las Vegas, Nevada 89134

Public Relations Agreement

This Agreement ("Agreement") between **Positive Image Consulting Services & PR, Inc.** ("Firm"), And ("Client")**Floyd Mayweather Sr./Floyd Mayweather Foundation**

Client and Firm understand and agree that:

1. Client engages and retains Firm as Client's personal consultant for Public Relations services for **Floyd Mayweather Foundation** and Client's Publicist as outlined in Addendum "A" to this Agreement (the "Project").

2. This Agreement constitutes the sole and complete agreement between the Parties hereto, superseding and invalidating all previous agreements, both written and oral by Artist with any other Publicist, Personal Consultant or PR Firm. Publicist will report directly to Client as it relates to but not limited to prior approvals, career plans and projects. Publicist will have a working relationship with Attorney, Manager and Agent; however will only be subordinate to Client.

3. To promote quality workmanship and on-time performance by Firm, Client will provide Firm on a timely basis with the information and materials necessary for Firm to perform the services specified in this Agreement and generally to carry out the Project. The Basic Fee (as defined in paragraph 4 below) is premised on 20 hours per week spent working and providing services to Client including travel when necessary. Client agrees to fees arising from talent cost, third party cancellation charges, and other additional costs and expenses; all costs and expenses arising out of delays caused by Client will be borne by Client and Client will pay them upon invoice. **All additional fees require prior approval by Client.**

4. (a) Client agrees to pay Firm a basic fee (the "Basic Fee") per month for Firm's services under this Agreement starting **January 1, 2016** with an end date of **June 1, 2021**. Client agrees to a term of **5 years** for Public Relations services with Ann Barlow starting **June 1, 2015**. Public Relations services rendered from June 1, 2015 until December 31, 2015 for Client were rendered by "no compensation" to Firm or Publicist; however the "Basic Fee" for public relations services will be determined on or prior to January 1, 2016. Client agrees to compensate Firm at **10% of gross** earnings derived directly or indirectly from Firm which includes but not limited to endorsements, public appearances, and products. Firm agrees to invoice Client on the first day of the month for that month's services, and Client agrees to pay such invoice by the 30th of that month.

(b) All out-of-pocket expenses pre-approved by Client and other costs are in addition to the Basic Fee and are to be paid by Client upon presentation of invoice and upon such further terms as provided in Addendum A, as stipulated hereto.

5. (a) Upon termination of this Agreement, Client shall pay Firm for all amounts due Firm at that time including but not limited to any amounts due as provided in paragraph 4(a) above and all other costs for work done and liabilities incurred (including any obligations incurred with third parties) relating to the Project through the effective date of termination

AZ FM (initial)

(b) The provisions of paragraphs 8 and 9 shall survive any cancellation or termination of this Agreement, whether for cause, without cause or pursuant to a cancellation or termination right provided in this Agreement.

6. Notwithstanding paragraph 4(a) above, if one or more Acts of God or other causes beyond the parties' control renders the performance of services or provisions of material or other performance by either party impossible or delays it for six (6) months in the aggregate, either party, upon prompt written notice to title other specifying the event(s) or cause(s), will be excused from such nonperformance or delay, and either party then has the right to terminate this Agreement on further written notice to the other.

7. Firm and its personnel working on the Project pursuant to this Agreement are independent contractors and not employees of Client or Firm. Firm carries all insurance necessary to comply with the workmen's compensation and employer's liability laws of the state(s) in which Firm's work is to be performed for Client.

8. Client will fully protect and indemnify Firm from any claim of infringement or violation of any copyright, patent, trademark or other right of any kind of any person, or any claim of libel or slander, relating to any materials supplied by Client, its employees, agents, members or guests, or any materials as to which Client is responsible for securing any necessary or desirable permissions and releases.

9. During the entire duration of the agreement and three years after its termination, for any cause whatsoever, the Client and the Firm undertake not to hire as salaried employee, nor use directly or indirectly, the other contracting party's employees, sub-agents, former employees and former sub-agents.

10. All prior understandings and negotiations between Firm and Client, both written and oral, are merged in this Agreement, which is the entire agreement between them. No representation, inducement or promise has been made or relied upon by either party, unless expressly set forth in this Agreement. This Agreement may be altered or changed only in writing signed by both parties.

11. Either party may not assign this Agreement without other party's prior written consent.

12. The validity, interpretation and performance of this Agreement shall be controlled by and construed under the laws of the State of Nevada.

13. Publicist shall advise, disclose, and report directly to Client only, in this a Client and Publicist relationship shall be established without prior consent, rights or advice from a Manager or Agent.

14. The Firm, Publicist and Client agree to a Non Disclosure Agreement concerning all existing, future projects and discussions between each other. Furthermore, Publicist reserves the right of first mention and release of projects, images, photographs, and videos to the general public and media. Client and Publicist agree to keep all such information under confidentiality for the period of this agreement and **3 years** after the agreement terminates.

AK FM (initial)

15. Client agrees to give Publicist sole right as Publicist to advise, counsel, and act as the liaison between the general public, journalist and media. Publicist will attend all press junkets, interviews with Media, escort Artist at all red carpet events and issue statements on behalf of Client. Publicist reserves the right to attend all but not limited to all public appearances, interviewing, and meetings involving Client.

16. The parties understand that Publicist's position is that of an independent contractor. Publicist may appoint or engage other persons, firms or corporations to perform any and all services (both routine and non-routine) that this Agreement states Publicist shall perform. Publicist's services are not exclusive - Publicist is now and shall continue to perform somewhat similar services for other artists and other businesses.

17. The following addendum and schedules are attached to and form an integral part of this Agreement:

ADDENDUM A

Services and product(s) to be performed and delivered by Firm.

This schedule and the requirements listed below are an integral part of the preceding agreement between Firm and Client.

Description of the Project

DEVELOP AWARENESS AND POSITIVE IMAGE FOR Floyd Mayweather Sr. and for Floyd Mayweather Foundation THROUGH PRINT AND ELECTRONIC MEDIA.

PUBLIC RELATIONS SERVICES:

- Approve and permit all publicity, public relations, endorsements, etc.
- Liaison with the general public, press, press kit development, press releases and statements issued on behalf of Client.
- Media interviews - including television, print and electronic
- Public relations counseling
- Placement and exposure of feature articles in national and industry media
- Assist in special events, red carpets, foundation and seminars

ADDENDUM A - CONTINUED

Floyd Mayweather Sr. costs excluded from Basic Fee:

The Basic Fee does not include certain costs and expenses all of which require prior approval by client, verbal or written, which are to be invoiced to a Client at cost and paid by Client upon invoice, including but not limited to:

- all printing and duplicating
- fees for outside services selected and monitored by Firm,
- photography and photographic duplication
- all travel, hotel and entertainment- any other direct expense associated with the project

AZ FM (initial)

AGREED to and accepted as of this 24 day of June 2015.

Client: **Floyd Mayweather Sr. /Floyd Mayweather Foundation**

Name: Floyd Mayweather Sr. Floyd Mayweather Sr.
Signature

Title: President& CEO/Artist

Date: 6/24/-15

Firm: **Positive Image Consulting Services & PR, Inc.**

Name: Ann Barlow Ann Barlow
Signature

Title: President & CEO/Publicist

Date: 6-24-15

THE STATE OF Nevada)

COUNTY OF Clark)

I, S. Concepcion, a Notary Public, do hereby certify that on this 24th day of June, 2015, personally appeared before me Ann Barlow & known to me to be the person whose name is subscriber to the foregoing instrument, and swore and acknowledged to me that he executed the same for the purpose and in the capacity therein expressed, and that the statements contained therein are true and correct. & Floyd MayWeather SR.

NOTARY PUBLIC, STATE OF Nevada

S. CONCEPCION
Notary Public State of Nevada
No. 99-54067-1
My Appt. Exp. March 24, 2019

S. Concepcion
Name, Typed or Printed

My Commission Expires: 3/24/19

AB FM (initial)

Re: Floyd Mayweather Sr. claims fraud in Vegas lawsuit against Ann Barlow

October 8, 2015.

Honorable Mayor Goodman,

My name is Ann Barlow. I am the sister in law of Council Ricki Barlow and faithful church member of Pastor Michael Hatch at Prayer Center Rival Church for the past 14 ½ years. I am writing to you for support. I was recently summoned with a civil lawsuit with Floyd Mayweather Sr. whom I worked for as his Publicist and Executive Director of Floyd Joy Mayweather Foundation. I engaged in the Public Relations Agreement on June 24, 2015 and formed Articles of Incorporation for Non Profit, Floyd Joy Mayweather Foundation on or about July 31, 2015. The mission of the foundation was to bring awareness and research to Sarcoidosis and other Autoimmune Diseases. Mr. Mayweather was diagnosed with Sarcodosis, however currently in admission. I planned along with other Board of Director, Tim Chan a soft launch of the foundation, "VIP Pre Fight Reception" on September 11,2015. Although it was verbally agreed by witnesses (as late as September 11, 2015) for his appearance, he did not appear. The "Fight to Make Difference" Pre Fight Reception was held at Carmines Italian family style restaurant located inside the Forum Shops. The purpose of this event was to soft launch the Floyd Joy Mayweather Foundation.

The foundation received donations to afford the expenses of hosting event, in which allegations state I withdrew money for 'personal endeavors'. All monies deposited and withdrew are verified by invoice and/or receipts. Mr. Mayweather did not deposit any of his personal money into the Floyd Mayweather Sr. DBA Mayweather Sr. Foundation account. The foundation raised the sum of $16,600 from sponsors which were allocated for hosting the soft launch of the Floyd Joy Mayweather Foundation and operating expenses. I still have in my possession a cashier's check from the foundation payable to Floyd Mayweather Sr. for $2500 that he would have received as an appearance fee had he showed up. I also have a check for $2000 from a sponsor payable to Floyd Joy Mayweather Foundation; The check was not deposited into Mayweather Sr. Foundation account due to name discrepancy on the check vs. account name. We were scheduled to change account name after filing officers, however due to training camp it was prolonged.

I received a phone call by Deputy Allan on 10/1/15 to pick up court documents in which I picked up on 0/2/15. The documents notified me of a hearing scheduled for October **15, 2015 at 1:30pm in Department 4 located at 200 Lewis Avenue in Courtroom 7D Floor 7** for allegedly stalking and harassing Mr. Mayweather Sr. The documents included a police report that was filed on September 22, 2015 for obtaining money under false pretense and harassing along with a Cease and Desist Communication and Termination of Agreement from Attorney Randolph Taylor dated September 15, 2015. Apparently the Cease and Desist letter went to a previous address listed on Secretary of State Website. On October 3, 2015, I was sub-served with a Summons for civil lawsuit from Floyd Mayweather Sr. claiming fraud and other allegations. (Please reference attachments) I have supporting evidence of my innocence in all allegations.

I am requesting your prayers and support in this matter. The reputation of my character and my family name is at stake along with my future business affairs. I have faithfully volunteered and participated in The National Day of Prayer, City-Wide Unity Prayer hosted by Pastor Michael Hatch, Domestic Violence

Awareness, Breast Cancer Awareness, Shade Tree, Rescue Mission, Salvation Army, Yellow Ribbon, NAACP, Political campaigns for Councilman Ricki Barlow, Campaign Manager for Laura Perkins, Andre Agassi Foundation, and founded Virtuous Women of Power a Non Profit Organization to empower women in business and ministry just to name a few. I will gladly supply references upon request.

I've reached out to your son, Ross Goodman on October 8, 2015. I am prayerfully hoping for representation from an attorney that is aggressive and accustom to high profile cases, however I am without financial resources. I believe Attorney Ross Goodman is capable of presenting all supporting evidence for my innocence and also a counter lawsuit for slander and defamation of my character. I have received harassing phone calls by a mutual acquaintance of myself and Floyd Sr. and had my vehicle's windshield cracked. No matter what disagreements a family may have at times, at the end of the day we are always there for each other as I have supported my brother in law, Councilman Ricki Barlow on every campaign and other events he has held throughout the duration of his office. I certainly do not want our family name slandered in a city that we have all lived in for many years and love! The RJ Newspaper listed this case in an Article on October 6th which can be viewed on www.reviewjournal.com/news/las-vegas/floyd-mayweather-sr-claims-fraud-vegas-lawsuit.

I am requesting a meeting or phone call with you to share further details of my case in effort to clear my personal and family name in the community. It has come up on several occasions during the course of allegations that I am the wife of Councilman Ricki Barlow instead of brother in Law. I do not want his name slandered or our family name **''Barlow"** damaged by default of untrue allegations.

I sincerely appreciate your time, prayers and support. As you may know, this is a very difficult time for me. Thank you and Oscar Goodman for decades of tireless dedication and efforts in the wonderful City of Las Vegas. I can be contacted at [redacted] or reached via cell phone at [redacted]. My home address is [redacted]

Blessings,

Ann Barlow
Founder/President
Virtuous Women of Power and
Positive Image Consulting Services & PR LLC

cc: Attorney Ross Goodman, Councilman Ricki Barlow

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Mon 7/6/2015 3:02:21 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 7/6/15

http://ralstonreports.us9.list-manage.com/track/click?u=6baa14227168b962f7f958357&id=036d5ae890&e=6a24823275
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#

07.06.2015
This dispatch prepared for .

DAYS UNTIL THE NEVADA PRESIDENTIAL CAUCUS: 232

DAYS UNTIL THE 2016 ELECTION: 491

Good morning, everyone. It's good to be back. It's good to be back. It's good to be back. Maybe if I write it enough times, I will actually believe it. Hard to express just how relaxing my week away was, dear Flashees. No Nevada news, lots of sleep, too much eating. Yes, glorious it was.

But now reality bites. Hard. I see I didn't miss much, beyond Rand Paul's dalliance with Cliven Bundy. What was he thinking? Don't forget: When I interviewed Paul six months ago, he wanted no part of Bundy and had no idea how the states would manage federal lands. Seems an awfully bizarre choice, substantively and politically.

What's below: Heck is in, Morning Flash nuggets and a trivia question about Joe Heck.

COMING UP

It's going to be a Heck of a day. Soon: Roberson for Congress. Tonight: Heck will be on "Ralston Live." Don't miss it!.

HECK OF A RACE

With Rep. Joe Heck in against Catherine Cortez Masto a few days after the second-quarter deadline for fundraising, the Nevada Senate race is now guaranteed to be a marquee one this cycle. Why? Not just because it promises to be competitive, but because the Democrats cannot afford to lose Harry Reid's seat if they hope to recapture the Senate. And Prince Harry, while perhaps not quite as engaged as he might be for himself, will not want his seat to end up in GOP hands, just as Paul Laxalt did not want the same seat to fall into Reid's 30 years ago. The national pundit class will call the race a tossup, which is expected. And I have to say: Even though the Democrats generally have had an advantage in recent presidential years here, and their nominee this cycle is not burdened by a House ethics probe, Heck's work ethic and determination and Cortez Masto's lack of experience in this kind of crucible make this one very difficult to call. It is a tossup.

One last historical note: Heck knows it was Team Reid that knocked him out of the state Senate in 2008 with a cipher candidate. This is a rematch on a much bigger stage.

A QUARTET OF MORNING FLASH NUGGETS

Nugget No. 1 – The latest voter registration numbers show little change from last month. The Democratic edge statewide remains at just a little more than 55,000 voters. It's early, but the way that number starts to move will tell us a lot.

Nugget No. 2 – Great look at per pupil funding by the Guinn Center. Save those charts.

Nugget No. 3 – Yes, the Douglas County GOP is worried about voter fraud and the vote being hacked. Ladies and gentlemen, your GOP.

Nugget No. 4 – Want to know about power? The Atlantic says look at Sheldon and Cliven.

FAST FLASHES

Click and enjoy.

Apres Harry, via Nick Ricciardi.

The AGA wants to be a playa.

FLASH FACTS OF THE DAY

All I got today: This is the first day of the U.S. Senate race. (My historian is off.)

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

With Joe Heck in the news, name two candidates he has defeated and two he lost to, but you cannot name John Oceguera or Erin Bilbray.

Friday (10 days ago) winner: KLAS's George Knapp

The question: "You look like a goddamn rat pack!" What great film star said it on this date in history?

The answer: Lauren Bacall

MOVIE TRIVIA QUESTION OF THE WEEK

Ex-gamer Pete Bernhard was first. Name the actress and the movies: She died fighting a plague; she played a woman with a dark secret having an affair with a younger man; she plays a woman who took extreme measures to forget her ex-boyfriend; she plays a woman who loses her true love at sea. The answer: Kate Winslet in "Contagion," "The Reader," "Eternal Sunshine of the Spotless Mind" and "Titanic."

This email was sent to cgoodman@lasvegasnevada.gov

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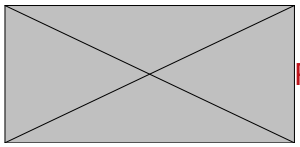
CLV003003

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 5/8/2019 7:29:04 AM
Subject: ICE Nominee Likely To Carry Out Trump's Hardline Vision

EXTERNAL EMAIL



PUBLIC POLICY.

Wednesday, May 8, 2019

TOP NEWS

Analysis

ICE Nominee Likely To Carry Out Trump's Hardline Vision

Mark Morgan, the nominee to head U.S. Immigration and Customs Enforcement, may have previously served as an official in the Obama administration, but his views on the current situation at the southern border indicate he will take the agency in the "tougher direction" President Donald Trump has promised.

Read full article »

9th Circ. OKs Trump's 'Remain In Mexico' Policy, For Now

President Donald Trump can, for the time being, continue shipping migrants, including asylum-seekers, back to Mexico while they await decisions on their immigration cases, the Ninth Circuit ruled Tuesday.

Read full article »

Help For Puerto Rico A Hurdle For Senate Aid Bill

Negotiations meant to provide more than $10 billion in disaster relief to hurricane-stricken and flooded areas of Puerto Rico have continued to stall in the Senate this week as the White House has continued to resist Democratic efforts to increase aid for the territory.

Read full article »

White House Orders Former Counsel To Defy House Subpoena

The Trump administration stepped up its opposition on Tuesday to House Democrats' oversight following the release of special counsel Robert Mueller's report on Russian interference in the 2016 presidential election, ordering former White House Counsel Don McGahn not to comply with a committee subpoena.

Read full article »

HHS Must 'Unscramble The Egg' On Billions In Drug Cuts

The U.S. Department of Health and Human Services must swiftly "unscramble the egg" on billions of dollars in unlawful reimbursement cuts for drugs purchased through a special discount program for hospitals, a D.C. federal judge ruled Monday.

Read full article »

Listen to our new podcast here

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Jones Day
Kaplan Fox
Kilpatrick Townsend
Lane Powell
Latham & Watkins
LeClairRyan

Full 10th Circ. Signals It May Scrap Employee Disability Ruling

At oral arguments before the full Tenth Circuit Tuesday, the court seemed likely to overturn its earlier holding that disabled workers suing their employers under the Americans with Disabilities Act must have been fired or demoted to bring the claims.

Read full article »

BANKING & SECURITIES

Analysis

EU Investor Court Greenlighted, But May Face Rough Road

The European Court of Justice's blessing of an investment court system adds momentum to the EU's efforts to phase out ad hoc investor-state arbitration, though the bloc will likely still face challenges convincing all of its member states and non-EU nations to get on board.

Read full article »

Ex-Xerox CFO Says SEC 'Gag Order' Violates 1st Amendment

A former Xerox executive on Monday urged a New York federal judge to lift a “gag order” in his 16-year-old settlement with the U.S. Securities and Exchange Commission, arguing that barring him from publicly disputing the SEC’s allegations infringes his First Amendment rights.

Read full article »

ENERGY & ENVIRONMENTAL

LaFleur Says Climate Split Is Harming FERC's Work

The stubborn partisan divide over how the Federal Energy Regulatory Commission should evaluate the climate change impacts of gas infrastructure projects is starting to impair commissioners' decision-making on less controversial issues, Commissioner Cheryl LaFleur said Tuesday.

Read full article »

HEALTH & LIFE SCIENCES

Senate Committee Seems United On Drug Pricing Reform

The Senate Judiciary Committee formed somewhat of a united front Tuesday as legislators from both sides of the aisle hammered experts about drug pricing and competition in the pharmaceutical industry, coming as one senator described it “dangerously close to building a bipartisan consensus.”

Read full article »

IP & TECHNOLOGY

C-Span, Others Push Justices To Limit Copyright Of Laws

C-Span and a dozen other advocacy and nonprofit groups are urging the U.S. Supreme Court to limit the ability of state and local governments to claim copyright control over legal texts, saying it can undermine key constitutional rights.

Read full article »

USPTO Is Urged To Keep Standard-Essential Patent Policy

More than three dozen businesses and advocacy groups have urged the U.S. Patent

McDermott Will
McGuireWoods
Meunier Carlin
MoloLamken LLP
Morgan Lewis
Parker McCay
Paul Weiss
Quinn Emanuel
Reed Smith
Riggs Abney
Robbins Russell
Sauer & Wagner
Saxena White
Shook Hardy
Skadden
Terrell Hogan
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Venable LLP
Vinson & Elkins
Walden Macht
Warner Norcross
Wilson Sonsini
Wolf Haldenstein
Zuckerman Spaeder

COMPANIES

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Achmea BV
Altria Group Inc.
Amazon.com Inc.
America's Essential Hospitals
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
Apple Inc.
Association of American Medical Colleges
Bank of America Corp.
Black Elk Energy LLC
Bumble Bee Foods LLC
CVS Health Corp.
Cable News Network Inc.
Cable-Satellite Public Affairs Network
Cato Institute
Center for Constitutional Rights
Cisco Systems Inc.
Conner Strong & Buckelew
Cooper Health System

and Trademark Office to maintain an Obama-era policy that discouraged owners of key industry technology from pursuing import or usage bans, criticizing the Justice Department's antitrust division for pulling its support for the measure.

Read full article »

COMPETITION

Prosthetic Maker Must Unwind Acquisition, FTC Judge Says

A leading prosthetics manufacturer's purchase of its smaller but highly competitive rival in the market for microprocessor-driven knees may need to undo the acquisition under a Federal Trade Commission administrative law judge's decision announced Tuesday that found the deal caused "undue concentration."

Read full article »

DOJ Antitrust Deputy Warns Chinese State-Owned Cos.

The head of international affairs for the U.S. Department of Justice's Antitrust Division on Tuesday delivered a warning in China for state-owned companies controlled by Beijing as well as other governments: You "are not immune from the antitrust laws."

Read full article »

No Need To Scale Back Sherman Act, DOJ Enforcer Says

Enforcement of the Sherman Act's key section outlawing monopolies is accomplishing precisely what the law intended and should not be dramatically reined in, although it must be wielded with great care, a top Justice Department antitrust official said Tuesday.

Read full article »

CONSUMER PROTECTION

CFPB Pitches New Rules For Debt Collection Industry

The Consumer Financial Protection Bureau on Tuesday rolled out a highly anticipated package of proposed debt collection regulations, saying it aims to clarify and modernize consumer communication and disclosure standards and crack down on problematic practices like threatening to sue over expired debts.

Read full article »

GOVERNMENT CONTRACTS

DOJ Unveils Cooperation Credit Checklist For FCA Targets

The U.S. Department of Justice on Tuesday delivered eagerly awaited guidance on how False Claims Act targets can receive leniency in exchange for proactively disclosing misconduct, marking the DOJ's latest effort to incentivize corporate cooperation.

Read full article »

Minority-Owned Cos. File Fraud Suit Over Houston Contracts

A pair of minority- and woman-owned small businesses in Houston accused two contractors in Texas state court Tuesday of improperly listing them as subcontractors in an effort to flout city rules and to win Hurricane Harvey-related repair contracts.

Read full article »

AEROSPACE & DEFENSE

Deloitte Touche
Dollar General Corp.
Dominion Energy Inc.
Dynamex, Inc.
Gannett Co. Inc.
Government Accountability Project
JPMorgan Chase & Co.
Jimmy John's Franchise LLC
LexisNexis Group
LinkedIn Corp.
Lyft Inc.
MF Global Holdings Ltd.
Microsoft Corp.
National Consumer Law Center
National Retail Federation Inc.
New York Times Co.
Otto Bock Healthcare GmbH
Platinum Partners LP
Public Knowledge
R.J. Reynolds Tobacco Co. Inc.
Reed Elsevier
SYSCO Corp.
Southern Poverty Law Center
Tegna Inc.
The Michaels Organization
Twitter Inc.
US Foods Inc.
United States Telecom Association
Verizon Communications Inc.
Wal-Mart Stores Inc.
Washington State Bar Association
Wells Fargo & Co.
Wilmington Trust Corp.
Xerox Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Supreme Court
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Financial Conduct Authority

GAO Report Calls Out Soaring Defense Program Costs

The U.S. Government Accountability Office on Tuesday criticized the U.S. Department of Defense's management of its nearly $1.7 trillion in major weapons programs, pointing to steadily growing costs, as well as allegedly poor acquisition practices and changes in program oversight.

Read full article »

Amazon, AT&T Urge FCC To Collaborate On Space Cleanup

Amazon, AT&T and other satellite companies are urging the Federal Communications Commission to collaborate with satellite operators and not overregulate in its attempt to reduce space debris, according to reply comments.

Read full article »

INTERNATIONAL TRADE

US-China Trade Talks To Resume Despite New Tariff Threats

China confirmed on Tuesday that its top trade negotiator will travel to Washington, D.C., for two days of negotiations this week even as the Trump administration moves ahead with its threat to hike tariffs and possibly lay down new ones on scores of Chinese merchandise.

Read full article »

TAX

Democratic Power Broker's Cos. Blast NJ Tax Incentive Probe

New Jersey companies associated with Democratic power broker George Norcross have blasted a governor-appointed task force charged with investigating the agency that hands out tax incentives, saying the agency lacks authority to conduct the probe.

Read full article »

IMMIGRATION

ICE Debuts Sanctuary City Workaround For Local Police

U.S. Immigration and Customs Enforcement launched a new program Monday that allows local law enforcement to arrest immigrants on behalf of the agency, even in so-called sanctuary cities that enact policies to limit cooperation with federal immigration authorities.

Read full article »

Ex-House GCs Back House's Suit Over Border Wall Funding

Former general counsels for the U.S. House of Representatives have backed the House's suit to block the Trump administration from using an emergency declaration to spend beyond what Congress appropriated to build a wall on the southern border, saying that the House is allowed to bring suit to protect its "institutional interest."

Read full article »

NM Sen. Blasts HHS Over Withheld Family Separation Data

U.S. Sen. Tom Udall, D-N.M. has blasted the U.S. Department of Health and Human Services for withholding legally mandated data about migrant children in its care, including updates on reuniting children from families they were separated from as part

Florida Supreme Court
Food and Drug Administration
Government Accountability Office
Menominee Indian Tribe
National Crime Agency
National Institute of Standards and Technology
National Security Council
Securities and Exchange Commission
Solicitors Regulation Authority
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
Washington Legislature

of the Trump administration's immigration crackdown.

Read full article »

NATIVE AMERICAN

Slaves' Descendants Must Seek Citizenship With Tribe: Judge

A D.C. federal judge on Monday tossed a suit by descendants of slaves once held by the Muscogee (Creek) Nation alleging discrimination by the tribe, saying they had failed to try all their options to gain tribal citizenship.

Read full article »

Feds Say 7th Circ. Should Dump Tribe's CWA Mine Permit Row

The U.S. Environmental Protection Agency and U.S. Army Corps of Engineers have told the Seventh Circuit it should not revive the Menominee Indian Tribe of Wisconsin's suit over a Clean Water Act permit issued by Michigan for an open-pit mine, arguing that reviewing the project was the state's job.

Read full article »

TELECOMMUNICATIONS

Despite Lingering Support, Nationalized 5G Fails: O'Rielly

Although some stakeholders are still championing the notion of a wholesale 5G network, FCC Commissioner Michael O'Rielly said Tuesday that such a suggestion is riddled with errors on a practical level.

Read full article »

Sens. Dial Into FCC, FTC Robocall Enforcement Weaknesses

Sen. John Kennedy expressed befuddlement Tuesday as to why federal agencies can't more quickly crack down on robocalls, questioning the heads of both the Federal Communications Commission and the Federal Trade Commission about which kinds of calls fall into regulatory gaps.

Read full article »

USTelecom Wrong To Push Deregulation, Incompas Says

USTelecom's latest request for the FCC to do away with rules designed to loosen local phone monopolies amounts to an "end run" around the agency's competition rules that will result in higher internet prices, according to a trade group that represents competitors to local broadband and telephone incumbents.

Read full article »

EXPERT ANALYSIS

Wash. Companies Should Brace For New Law's Major Tax Hit

After the extensive legislation passed in Washington state last week, virtually every industry will see major tax increases through changes to the business and occupation tax and the real estate excise tax, say Brett Durbin and Scott Edwards of Lane Powell.

Read full article »

Opinion

Keep Increasing Pressure Against Noncompetes

Arguments made by defenders of noncompetes are based on old assumptions about labor markets that economists have begun to abandon, says Eric Posner of

MoloLamken.

Read full article »

Keeping Up With A Changing Worker Classification Landscape

In light of the of the U.S. Department of Labor's new guidance on worker classification and states' adoption of so-called ABC classification tests, companies operating in multiple states will need to weigh the costs of maintaining workforces composed of both contractors and employees, says Eve Wagner of Sauer & Wagner.

Read full article »

New Regs, New Tech Bring New Medical Device Cyber Liability

As medical devices manufacturers rely on other parties, like software developers and cloud storage providers, to add functionality to products, recent draft guidance on medical device cybersecurity from the U.S. Food and Drug Administration provides the contours of how product liability suits may proceed, say Raymond Williams and Megan Krebs of DLA Piper.

Read full article »

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Bernstein Litowitz's Hannah Ross

Hannah Ross of Bernstein Litowitz Berger & Grossmann has made a name for herself inking record-setting settlements and recovering billions for vulnerable investors in securities litigation. But the former Massachusetts prosecutor said her drive to fight for victims as a professional dates back to her time staffing domestic violence hotlines and rape crisis centers in college.

Read full article »

2 Law Firms Lead The Pack In Contracts Litigation

Two firms stood out as top players in contracts litigation over the past three years, as a decadelong decline of case filings shows signs of abating, according to a report released Tuesday.

Read full article »

UK Law Firms Face Punishment Over AML Failings

The Solicitors Regulation Authority has referred 26 U.K. law firms for disciplinary action after finding they are not doing enough to prevent money laundering, the watchdog said on Tuesday as it warned that some are falling “seriously short” of required standards.

Read full article »

Deloitte Forges Employment Alliance With Epstein Becker

Deloitte Legal and U.S. law firm Epstein Becker & Green announced Tuesday that they have entered into a strategic alliance under which they will team up on clients’ employment law and workplace management matters.

Read full article »

Kilpatrick Townsend Taps Seattle Head As Managing Partner

Kilpatrick Townsend on Tuesday said it has chosen the leader of its Seattle office as its next firmwide managing partner, as the lawyer who most recently held the position becomes its first-ever chief legal officer.

Read full article »

Gannett's CLO Takes Helm As CEO Retires Amid Takeover Bid

Gannett's board of directors on Monday appointed its chief legal officer to temporarily replace the retiring president and CEO of the media giant, just over a week before an annual shareholder meeting set to occur amid a takeover bid.

Read full article »

Trial Judge Who Represented Smokers DQ'd From Engle Case

Cigarette makers R.J. Reynolds and Philip Morris obtained the disqualification of a trial judge in an Engle progeny case in Florida state court Monday based on their fear of bias stemming from his prior representation of plaintiffs in nearly 20 cases against them.

Read full article »

In Reversal, Ex-Platinum Boss Released After Night In Jail

Former Platinum Partners co-founder Mark Nordlicht was ordered released from custody on Tuesday, a day after the New York federal judge presiding over his securities fraud trial revoked his bond for accosting a prosecutor.

Read full article »

StarKist's Atty Docs Off-Limits In Tuna Price-Fixing MDL

A California federal court has rejected an attempt to force StarKist to produce communications between the company and its general counsel in a multidistrict litigation over alleged price-fixing in the canned tuna industry.

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Dickinson Mackaman
Duane Morris
Earthjustice
Epstein Becker Green
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Fox Rothschild
Freshfields Bruckhaus
Greenberg Traurig
Hall & Evans

Hausfeld
Hogan Lovells
Hunter Smith
Kaplan Fox
Kilpatrick Townsend
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LeClairRyan
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Paul Weiss
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Reed Smith
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Shook Hardy
Skadden
Terrell Hogan
The Buzbee Law Firm
The Wilner Firm PA
Van Bael & Bellis
Venable LLP
Vinson & Elkins
Walden Macht
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Wilson Sonsini
Wolf Haldenstein
Zuckerman Spaeder

COMPANIES

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Amazon.com Inc.
America's Essential Hospitals
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
Apple Inc.
Association of American Medical Colleges
Bank of America Corp.
Black Elk Energy LLC

Bumble Bee Foods LLC
CVS Health Corp.
Cable News Network Inc.
Cable-Satellite Public Affairs Network
Center for Constitutional Rights
Cisco Systems Inc.
Conner Strong & Buckelew
Cooper Health System
Deloitte Touche
Dollar General Corp.
Dominion Energy Inc.
Dynamex, Inc.
Gannett Co. Inc.
Government Accountability Project
JPMorgan Chase & Co.
Jimmy John's Franchise LLC
LexisNexis Group
Lyft Inc.
MF Global Holdings Ltd.
Microsoft Corp.
National Consumer Law Center
National Retail Federation Inc.
New York Times Co.
Otto Bock Healthcare GmbH
Platinum Partners LP
Public Knowledge
R.J. Reynolds Tobacco Co. Inc.
Reed Elsevier
SYSCO Corp.
Tegna Inc.
The Michaels Organization
Twitter Inc.
US Foods Inc.
United States Telecom Association
Verizon Communications Inc.
Wal-Mart Stores Inc.
Washington State Bar Association
Wells Fargo & Co.
Wilmington Trust Corp.
Xerox Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Health and Human Services
Government Accountability Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Immigration and Customs Enforcement

U.S. Supreme Court
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Supreme Court
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Financial Conduct Authority
Florida Supreme Court
Food and Drug Administration
Menominee Indian Tribe
National Crime Agency
National Institute of Standards and Technology
National Security Council
Solicitors Regulation Authority
U.S. Army
U.S. Attorney's Office
U.S. Department of Labor
U.S. Department of the Interior
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.

To: Jace Radke[jradke@LasVegasNevada.GOV]
Cc: Trish Truesdell[ttruesdell@LasVegasNevada.GOV]; Cheryl Russo[crusso@LasVegasNevada.GOV]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Diana Paul[dpaul@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 2/22/2016 6:05:24 PM
Subject: FW: Rescinding Dianetics Day or Month

Please advise!
☺

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– The Lee Report on Dianetics and Scientology by Professor John Lee

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***

(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is

satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jennifer O'Connor
Sent: Wed 5/10/2017 12:36:24 PM
Subject: [Marketing Mail] Healthcare fraud: Recent court cases, SIU investigations, fraud allegations and findings

.

If you cannot see this email properly, please click here

Good morning,

Fraud investigations are increasing from both governmental agencies and ínsurance specíal investigation units. Medical providers need to use best practices to avoid even the appearance of fraud. Once suspected, fraud allegations can put your practice on the radar for years and can be difficult to resolve or lead to large recriminations, fines, and even license revocation or suspension. This likely could result in significant lost revenue and bankruptcy.

In this **Live Audio Conference** by expert speaker, **Thomas J. Force, Esq.,** you'll learn about the most common fraud actions brought against healthcare providers and get strategies to avoid audits. Thomas will analyze recent court cases, fraud allegations, findings of fraud, and SIU investigations into fraud. He will also share strategies and techniques for avoiding those practices that may lead to fraud allegations. Additionally, Thomas will reveal current best practices that you can implement in your organization.

Conference: Updates on Fraud Investigations against Healthcare Providers
Date: Thursday, May 11, 2017
Time: 1 pm ET | 12 pm CT | 11 am MT | 10 am PT
Price: $227 (Apply code **SAVE20** to get **$20 off**)

Session Highlights

- Summary of developments in fraud investigations
- Review of recent fraud cases
- Techniques to avoid allegations of fraudulent activity
- Overview of state and federal anti-fraud laws
- Current best practices
- Steps to take if fraudulent practices are suspected
- What can you do to avoid fraud suspicion and allegations
- What to do if self-audit reveals errors

Session Agenda

- What is fraud?
- Major federal laws
- False Claims Act
- Anti-Kickback Statute
- Physícal Self-Referral Law
- What is DHS?
- Exclusion Statute
- State laws
- How is fraud detected?
- Major area—Durable medical equipment
- Recent cases and investigations
- Common types of fraud by dishonest providers

- Self-audits
- Coding/ billing problems
- EHR system

Your Registration Includes

- Exclusive Q&A session following the live event to get advice unique to your situation
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Looking forward to your participation here.

Thanks,
Jennifer O'Connor

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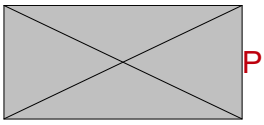
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 10/25/2016 8:17:22 AM
Subject: [Marketing Mail] ABA Shies From Trump 'Libel Bully' Article, Citing Suit Risk



PUBLIC POLICY

Tuesday, October 25, 2016

TOP NEWS

ABA Shies From Trump 'Libel Bully' Article, Citing Suit Risk

The American Bar Association has declined to publish a scholarly article calling presidential candidate Donald Trump a “libel bully” and pressing for more anti-SLAPP laws, saying the piece's language would “increase the risk” of a Trump lawsuit against the organization, according to an email obtained by Law360 Monday.

Ex-Pa. AG Gets 10 To 23 Months Following Perjury Conviction

Pennsylvania’s disgraced ex-attorney general was led out of court in handcuffs on Monday afternoon after being sentenced to at least 10 months in prison following her conviction on charges that she lied to a grand jury about her role in leaking confidential investigative material to a reporter.

Pa. AG Candidates Vow To Clean Up Scandal-Plagued Office

The candidates for Pennsylvania’s top prosecutor both sought to distance themselves from disgraced ex-officials in a contentious debate Tuesday, promising to clean up the Office of the Attorney General in the wake of Kathleen Kane’s conviction on corruption charges and the pornographic emails scandal involving the state judiciary.

Atlantic City Approves 5-Year Fiscal Recovery Plan

Atlantic City, New Jersey, officials on Monday approved a five-year financial plan, including a multimillion-dollar land sale and employee layoffs, to help it recover from a fiscally crippling spate of poor gambling revenue and successful tax appeals, and avert a state takeover.

Ex-Christie Aide Says Gov. Knew About GWB Lane Closures

A former aide to New Jersey Gov. Chris Christie fought back tears Monday in recounting her panic and confusion when the governor said publicly he had been unaware of the George Washington Bridge lane closures although she recalled speaking to him about them once before the shutdowns and twice while they were underway.

Feds Hammer House's ACA Suit At DC Circ.

The Obama administration on Monday pressed the D.C. Circuit to preserve billions of dollars in Affordable Care Act subsidies, saying a district judge made a “stark departure” from legal tradition by letting the U.S. House of Representatives challenge the spending in court.

Backpage Lacks Standing For Sex-Trafficking Lawsuit: Judge

A D.C. federal judge held Monday that Backpage.com LLC lacks standing to challenge the constitutionality of an act barring the advertising of sex with minors or people being forced into sex, determining that the classifieds website didn’t allege a sufficient injury-in-fact.

ANALYSIS

LAW FIRMS

Arnstein & Lehr
Audet & Partners
Ballard Spahr
Boardman & Clark
Carter Ledyard
Choate
Cuneo Gilbert
Davis Wright Tremaine
Fredericks Peebles
Gibson Dunn
Greenberg Traurig
Holland & Hart
Holland & Knight
Hunton & Williams
Husch Blackwell
Kilpatrick Townsend
Latham & Watkins
Littler Mendelson
Locke Lord
Maier Pfeffer
Maxey Wann
Mayer Brown
McManimon & Scotland
Morrison & Foerster
Nossaman LLP
Pietragallo Gordon
Pillsbury Winthrop
Rubin Glickman
Silverstein & Pomerantz
Simpson Thacher
Smigel Anderson
Stoel Rives
Stradley Ronon
Van Ness Feldman
WilmerHale
Winston & Strawn
Wright & Talisman
Zeldes Haeggquist

COMPANIES

Airline Rules May Fall Short For Consumers, Attys Warn

The Obama administration's push to regulate how airlines market their flights online and reimburse passengers for service lapses is raising questions about government overreach and whether the proposed regulations might actually make things worse, not better, for the consumers they're intended to protect.

Tape Leak Puts Spotlight On Fla. Solar Measure's Purpose

Call it the election of the leaked tape: Shortly after a damaging "Access Hollywood" tape of Republican presidential candidate Donald Trump made headlines, another leak has sideswiped utility companies' pitch for a Florida referendum to purportedly expand solar power generation, casting it as mere "political jiujitsu" that will do the opposite.

BANKING & SECURITIES

CFTC Considering Limits To New Automated Trading Rules

The U.S. Commodity Futures Trading Commission is continuing its efforts to regulate automated trading mechanisms in U.S. futures markets, but will consider certain ways to limit the scope of its proposals, CFTC Chairman Timothy Massad said Monday.

Hong Kong Sets Volatility Controls For Derivatives Market

The Hong Kong Stock Exchange owner on Monday said that it plans to roll out a volatility control mechanism for its derivatives market, including a five-minute cooling-off period when certain triggers are met, in effort to better align its rules with international norms.

SEC Chair Seeks More Oversight In Gov't Securities Trading

Mary Jo White, chair of the U.S. Securities and Exchange Commission, said in a speech Monday that she wants to expand reporting and oversight of the market for U.S. Treasury securities.

MetLife Should Keep 'Too Big To Fail' Tag, DC Circ. Told

The federal government fought to reinstate MetLife's "too big to fail" designation in a closely watched case before a D.C. Circuit panel Monday, arguing regulators weren't required to prove the insurance giant is likely to collapse before imposing heightened scrutiny on the company.

SEC Challenger Misread High Court Finding, DC Circ. Told

The U.S. Securities and Exchange Commission on Friday urged the D.C. Circuit to stand by its decision denying the appeal of an investment adviser who claims the agency's in-house judges require presidential appointment, saying he misinterpreted a U.S. Supreme Court decision in his bid for rehearing.

ENERGY & ENVIRONMENTAL

9th Circ. Backs Climate Predictions In Seal Listing Appeal

The National Marine Fisheries Service reasonably relied on climate-change projections to find that an Arctic seal population would be endangered by the end of the century, a Ninth Circuit panel ruled Monday, reversing a district court judge who found the conclusion too speculative.

EPA Methane Rule Foes Want To Split Up Court Fight

Opponents of the U.S. Environmental Protection Agency's methane regulations for new and modified oil and gas infrastructure asked the D.C. Circuit on Friday to put their challenge of the rules' implementation on hold so they can focus on arguments that the EPA lacked the legal authority to issue them.

Enviros Sue EPA Over Drinking Water Radiation Guidelines

AARP Inc.
AT&T Inc.
Air Transport Association of America
Ameren Corporation
American Bar Association
American Cable Association
American Civil Liberties Union
American Council of Life Insurers
American Express Company
American Health Care Association
American International Group Inc.
American Petroleum Institute Inc.
Anheuser-Busch Inbev SA/NV
Arctic Slope Regional Corp.
Bain Capital Ventures
Carlyle Group LP
Center for Biological Diversity Inc.
Charter Communications Inc.
Comcast Corporation
Competitive Carriers Association
Duke Energy Corporation
Electronic Privacy Information Center
Expedia Inc.
Financial Industry Regulatory Authority Inc.
Florida Power & Light Co.
Franciscan Alliance Inc.
Frontier Communications Corporation
H&R Block Inc.
Hong Kong Exchanges and Clearing
Houlihan Lokey
Intuit Inc.
JPMorgan Chase & Co.
Kimberly-Clark Corporation
Kroll Ontrack
LinkedIn Corp.
Los Angeles Times
MGM Resorts International
MetLife Inc.
Moody's Corporation
NANA Regional Corporation
NGL Energy Partners LP
National Association of Insurance Commissioners
National Association of Manufacturers
National Rifle Association of America
New York Times Co.

The U.S. Environmental Protection Agency is wrongfully withholding information related to guidance on how to protect people from the harmful effects of radiation in drinking water following an emergency, according to a lawsuit filed Monday by environmentalists.

High Court Should Undo Refusal-Rights Ruling, Ameren Says

Ameren Services Co. has turned to the U.S. Supreme Court in an effort to reinstate rights of first refusal in a Midwest energy transmission organization that gave incumbent transmission owners the first crack at building new projects, cautioning against a “chilling effect” on new investments if a Seventh Circuit decision rejecting the practice is allowed to stand.

HEALTH & LIFE SCIENCES

States Ask For Quick Win In ACA Transgender Rule Fight

Five states, plus three influential religious medical groups, asked a Texas federal judge on Friday for summary judgment in their case against the U.S. Department of Health and Human services over a regulation redefining "sex" under the Affordable Care Act to include gender identity.

Nursing Homes Say CMS Arbitration Ban Should Wait On Suit

The Centers for Medicare & Medicaid Services shouldn’t be allowed to enforce its new rule banning mandatory arbitration, the nursing home industry’s top trade group and three providers told a Mississippi federal court Monday, saying that the status quo should remain while they litigate their challenge to the rule.

TRANSPORTATION & INFRASTRUCTURE

DOT Issues Guidance On Car Cybersecurity

The U.S. Department of Transportation on Monday unveiled a set of best practices aimed at guarding against malicious hacks and other cybersecurity risks in cars connected to the internet and to other vehicles.

NHTSA To Look At New Safety Regs For Older Drivers

The National Highway Traffic Safety Administration will examine new ways to improve the safety of older drivers in the next five to 10 years, possibly paving the way for new federal regulations, a notice set to be published Tuesday in the Federal Register said.

Drivers Insist Calif. Toll System Violates Due Process

The operators of a cashless toll system in Orange County, Calif., cannot dodge a proposed class action alleging they levied inflated fines and deprived drivers of meaningful opportunities to challenge those fines, in violation of drivers’ due process rights, a federal judge was told Friday.

EMPLOYMENT

AARP Sues EEOC Over Wellness Program Incentives

The AARP sued the U.S. Equal Employment Opportunity Commission in D.C. federal court Monday seeking an injunction against its wellness program regulations, saying they violate anti-discrimination provisions by punishing employees who choose to keep confidential health information private.

Labor Violation Reporting Requirement Halted By Texas Judge

A Texas federal judge on Monday blocked parts of the controversial Fair Pay and Safe Workplaces rule from taking effect, saying it likely exceeds executive authority and is preempted by other federal labor laws, in a win for construction and security industry groups.

Otter Tail Corp.
Philadelphia Energy Solutions Inc.
RBC Capital Markets
Robert Half International Inc.
Sierra Club
Southwest Airlines Co.
Spectrum Equity Investors LP
Starbucks Corporation
State Bar of California
TechFreedom
The Blackstone Group L.P.
The Cato Corporation
Travelocity.com LP
U.S. Chamber of Commerce
Verizon Communications
Washington Legal Foundation
Wells Fargo & Co.

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Alaska Department of Law
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Citizen Potawatomi Nation
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve Bank of NY
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Flandreau Santee Sioux Tribe
Internal Revenue Service
Inupiat Community of the Arctic Slope
Keweenaw Bay Indian Community
National Highway Traffic Safety

COMPETITION

FCC Seeks Feedback On Proposed Rules for Video Diversity

The Federal Communications Commission on Monday issued and sought feedback on proposed rules that would block certain practices that programmers use in negotiating carriage contracts, practices the commission says could stifle competition, innovation and diversity in the video marketplace.

Competitive Carrier Chief Looks Toward Post-Election Reset

Washington's "musical chairs" will soon be up for grabs after an election that will reboot telecom policy even if the balance of power remains the same, bringing uncertainty but also hope for bipartisan action, Competitive Carriers Association Chief Steven K. Berry told Law360.

ABA Sections Seek More Clarity On Aussie Competition Regs

Proposed guidelines by Australia's antitrust watchdog on how it would enforce proposed amendments to the nation's competition laws should be clarified to better illustrate how they would be used, according to the comments submitted by the Antitrust Law and International Law sections of the American Bar Association.

PRIVACY & CONSUMER PROTECTION

CFPB Aims To Help Fintech Shake Up Consumer Finance

The Consumer Financial Protection Bureau on Monday said that its ongoing financial technology innovation program would look for ways for new market entrants to bring changes to how consumers access their financial data, credit reports are processed, mortgages are serviced and other ways consumers control their finances through technology.

GOVERNMENT CONTRACTS

GSA Further Streamlines Schedules For Small Vendors

The U.S. General Services Administration on Monday kicked off a new phase of an initiative intended to help small and emerging companies do business with the federal government, saying it would make further changes to improve the program.

USAID Issues Final Contractor Nondiscrimination Rule

The U.S. Agency for International Development on Monday issued a final rule requiring its contractors not to discriminate against recipients of USAID-funded benefits based on characteristics such as ethnicity, social status, religion, gender or sexual orientation.

Pentagon Acquisition Chief Touts Progress In New Report

The U.S. Department of Defense's top acquisition official said in a report on Monday that the Pentagon is making continued progress on improving its procurement processes, bringing acquisition cost growth to a 30-year low, and urged Congress not to undo that progress with unneeded legislative changes.

INTERNATIONAL TRADE

Senators Urge U.S., Canada To Notch Lumber Agreement

A group of 24 U.S. senators urged President Barack Obama to continue attempts to reach a new softwoods lumber trade accord with Canada on the terms he and Canadian Prime Minister Justin Trudeau committed to over the summer.

TAX

Administration
National Institute of Standards and Technology
National Labor Relations Board
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Park Service
National Security Council
North Fork Rancheria of Mono Indians
Occupational Safety and Health Administration
Office of Federal Procurement Policy
Picayune Rancheria of Chukchansi Indians
Pipeline and Hazardous Materials Safety Administration
Poarch Band of Creek Indians
Port Authority of New York & New Jersey
Securities and Exchange Commission
Seminole Tribe of Florida
Smithsonian Institution
Tulalip Tribes of Washington
U.S. Agency for International Development
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Secret Service
U.S. Supreme Court

Atheist Group Lacks Standing In Clergy Housing Tax Dispute

A Wisconsin federal judge on Monday told an atheist group that it lacks standing to argue that a tax exemption afforded to clergy members on the rental value of a parsonage is unconstitutional, agreeing with the government that the group was never denied the exemption and can't seek remedy.

Justices Asked To Reconsider States' Franchise Tax Compact

Just two weeks after the U.S. Supreme Court declined to hear The Gillette Co.'s case opposing California's breakaway from an interstate agreement for calculating corporate franchise taxes, Kimberly-Clark Corp. filed its own petition hoping to prevent Minnesota from doing the same.

IRS Hikes Enrolled-Agent Exam Fees By More Than 600%

The Internal Revenue Service is proposing to increase user fees for a special examination for those seeking to become enrolled agents by more than 600 percent, from $11 to $81, according to an announcement Monday.

IMMIGRATION

House Panel Pushes DOJ For Info On Private Prison Plan

The U.S. House Committee on Oversight and Government Reform on Monday said that the U.S. Department of Justice must provide a long list of previously requested information so the committee can review a proposal to phase out private prison contracts.

USCIS Unveils Guidance On Extreme Hardship Determinations

U.S. Citizenship and Immigration Services on Friday released policy guidance on extreme hardship determinations regarding certain relatives, making good on one of the lesser known initiatives announced under President Barack Obama's executive actions on immigration.

NATIVE AMERICAN

Calif. Tribe Can Step Into Challenge To DOI Rulings On Casino

A California federal judge on Friday allowed the North Fork Rancheria of Mono Indians to intervene in a rival gaming tribe's suit against the U.S. Department of the Interior over its approval for the North Fork's casino plans, saying the government may not adequately represent the tribe's interests.

TELECOMMUNICATIONS

FCC Must Go Further With Emergency Alert Reforms: NYC

The Federal Communications Commission should take its reforms of the wireless emergency alert system a step further with more capabilities and better targeting, law enforcement and other emergency officials have said, pushing for changes including more multilingual options.

Comcast Presses FCC Not To Subsidize A Competitor

The Federal Communications Commission shouldn't let Frontier Communications Corp. use subsidies for rolling out rural broadband in areas that Comcast already services, the company said Friday, pressing the FCC to ensure it's using current census block data.

Rep. Pallone Aide Pushes FCC Privacy Rules As Good Step

The Federal Communications Commission should move forward with new privacy rules for broadband service providers, an aide to the top Democrat on the House Energy and Commerce Committee said Monday, adding harmonization across regulators would be optimal but the agency must act now.

Charter Pushes FCC Against Ethernet Rate Regs

Charter Communications Inc. on Friday urged the Federal Communications Commission to resist capping Ethernet rates as it creates new regulations to promote competition in the market for business data services, arguing that doing so would have “a devastating impact.”

EXPERT ANALYSIS

When Your Client Is The President

My experience with the Nixon pardon, the Nixon tapes, the construction of the White House swimming pool, and other matters well out of the ordinary for a president’s lawyer taught me that in the practice of law one should learn to expect and cope with the unexpected, says William Casselman, who served as White House counsel for President Gerald Ford.

2016 Native American Tax Litigation Roundup

This year, there has been considerable litigation related to Indian tribes' ability to impose tax on business activities on reservations free from state and local taxation. Catherine Munson and Claire Newman of Kilpatrick Townsend & Stockton LLP discuss several major court of appeals cases, and the important issues that they raise.

Renewable Fuels Producers Burned By ID Number Fraud

An uptick in recent federal enforcement actions involving renewable fuel credits signals that market participants can expect more fraud investigations and prosecutions as federal regulators strive to maintain control over the renewable fuel credit program. The enforcement actions involve the trading of Renewable Identification Numbers under the Renewable Fuels Standard program, says Jason Moore of Husch Blackwell LLP.

What To Know About PHMSA's New Emergency Authority Rule

A new interim final rule recently published by the Pipeline and Hazardous Materials Safety Administration gives the agency authority to issue emergency orders to owners and operators of gas or hazardous liquid pipelines. The new tool is intended to augment PHMSA’s existing authorities by providing the ability to respond swiftly to conditions that pose a substantial threat to health and safety, say Katie Thomson and Bob Fleishman of Morrison & Foerster LLP.

Theft Of Genetic Information: A Wrong Without A Remedy

In the majority of states, the nonconsensual collection of an individual’s DNA is not illegal — in fact, it is doubtful that even a civil lawsuit could be successfully brought, say Franklin Zemel and Ariel Deray of Arnstein & Lehr LLP.

LEGAL INDUSTRY

What To Do If Your Partnership Plans Fall Apart

Associates often begin their careers brimming with hope, dreaming of making partner and then, a few years later, they're hit with the hard reality that their vision of a corner office isn’t going to materialize. Here are four alternative career paths for associates for whom BigLaw partnership isn't in the cards.

1st Circ. Tosses Harvard Law Grad's Defamation Suit

The First Circuit on Monday affirmed the dismissal of a defamation suit brought by a Harvard Law School graduate who lost a lucrative job offer due to a notation of plagiarism on her transcript, saying that no reasonable student would have believed the school’s plagiarism policy didn’t apply to her submission to a student-run journal.

ABA Takes Steps To Crack Down On Low Bar Passage Rates

Law schools with lousy bar passage rates could lose their accreditation under a proposal favored Friday by a section of the American Bar Association.

'Lawyer-Warrior' Myth Fosters Gender Bias, Academic Says

The mythology of the lawyer as classical warrior, with a deep, booming voice and commanding physical presence in the courtroom, contributes to the legal profession's issues surrounding gender inequality, a recently published academic paper suggests.

Artificial Intelligence May Help Predict Case Outcomes: Study

Whether jurists will be replaced by robots and how artificial intelligence will alter the legal industry in the long run is yet to be seen, but a study released Monday indicates that machines may be able to predict the outcome of court proceedings with more accuracy than pure chance.

Carlyle-Backed LDiscovery Grabs Competitor In $410M Deal

Private equity-backed e-discovery company LDiscovery LLC on Friday said that it will buy competitor Kroll Ontrack, which also specializes in data recovery and destruction, for $410 million in cash, expanding its presence around the world.

Rainmaker Q&A: Choate's Christian Atwood

I'm not a huge fan of the term "rainmaker," as I think it connotes someone doing something on his or her own. In reality, the opposite is true — no one who generates any meaningful amount of business can do so on their own, says Christian Atwood, partner at Choate Hall & Stewart LLP.

Rainmaker Q&A: León Cosgrove's John Bosco

The vast majority of time spent on business development does not directly lead to a tangible payoff in the short term. One of the best things I have learned from my legal mentors is not to look for immediate gratification, says John Bosco, partner at León Cosgrove LLC.

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Littler Mendelson
Locke Lord
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Nossaman LLP
Pietragallo Gordon
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Rubin Glickman
Silverstein & Pomerantz
Simpson Thacher
Smigel Anderson
Stoel Rives
Stradley Ronon
Van Ness Feldman
WilmerHale
Winston & Strawn
Wright & Talisman
Zeldes Haeggquist

COMPANIES

American Bar Association
Comcast Corporation
Competitive Carriers Association
AARP Inc.
AT&T Inc.
Air Transport Association of America
Ameren Corporation
American Cable Association
American Civil Liberties Union
American Council of Life Insurers
American Express Company
American Health Care Association
American International Group Inc.
American Petroleum Institute Inc.
Anheuser-Busch Inbev SA/NV
Arctic Slope Regional Corp.
Bain Capital Ventures
Carlyle Group LP
Center for Biological Diversity Inc.
Charter Communications Inc.
Duke Energy Corporation
Electronic Privacy Information Center
Expedia Inc.
Financial Industry Regulatory Authority Inc.
Florida Power & Light Co.
Franciscan Alliance Inc.
Frontier Communications Corporation
H&R Block Inc.
Hong Kong Exchanges and Clearing
Houlihan Lokey
Intuit Inc.
JPMorgan Chase & Co.
Kimberly-Clark Corporation
Kroll Ontrack

LinkedIn Corp.
Los Angeles Times
MGM Resorts International
MetLife Inc.
Moody's Corporation
NANA Regional Corporation
NGL Energy Partners LP
National Association of Insurance Commissioners
National Association of Manufacturers
National Rifle Association of America
New York Times Co.
Otter Tail Corp.
Philadelphia Energy Solutions Inc.
RBC Capital Markets
Robert Half International Inc.
Sierra Club
Southwest Airlines Co.
Spectrum Equity Investors LP
Starbucks Corporation
State Bar of California
TechFreedom
The Blackstone Group L.P.
The Cato Corporation
Travelocity.com LP
U.S. Chamber of Commerce
Verizon Communications
Washington Legal Foundation
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
Executive Office of the President
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Transportation
U.S. Environmental Protection Agency
Bureau of Indian Affairs
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Reserve System
Federal Trade Commission
National Highway Traffic Safety Administration
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration
Agua Caliente Band of Cahuilla Indians
Alaska Department of Law

Bureau of Citizenship and Immigration Services
Centers for Medicare & Medicaid Services
Citizen Potawatomi Nation
Consumer Financial Protection Bureau
Department of Commerce
Federal Acquisition Regulatory Council
Federal Energy Regulatory Commission
Federal Reserve Bank of NY
Financial Stability Oversight Council
Flandreau Santee Sioux Tribe
Inupiat Community of the Arctic Slope
Keweenaw Bay Indian Community
National Institute of Standards and Technology
National Labor Relations Board
National Marine Fisheries Service
National Oceanic and Atmospheric Administration
National Park Service
National Security Council
North Fork Rancheria of Mono Indians
Occupational Safety and Health Administration
Office of Federal Procurement Policy
Picayune Rancheria of Chukchansi Indians
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Poarch Band of Creek Indians
Port Authority of New York & New Jersey
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To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 9/10/2018 4:36:03 PM
Subject: FW: The Sunday Indy!

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Las Vegas, NV 89101

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From: The Nevada Independent <mail@thenevadaindependent.ccsend.com> **On Behalf Of** The Nevada Independent
Sent: Sunday, September 9, 2018 8:15 AM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: The Sunday Indy!

News

In the Sunday *Indy,*

IndyMatters: Top Nevada election official talks election security, voting machine issues and voter fraud investigation

In the Saturday *Indy,*

Reno mayor endorses Sisolak for governor

Indy DC Download: A Senate panel grilled the SCOTUS nominee, while the House returned from its August recess

A couple walks past a voting sign during primary election day at Sahara West Library on Tuesday, April 4, 2017. (Jeff Scheid/The Nevada Independent)

Sunday Opinion

Questions for those with – or seeking – an "advice and consent" role in Judge Kavanaugh's confirmation hearing
By Orrin Johnson

Hof a symptom of Nevada GOP's greater dysfunction in the time of Trump
By John L. Smith

Sisolak, Laxalt mine for votes at convention
By Jon Ralston

Job security in the 21st century for young adults
By Manny Lamarre

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To: [redacted]
From: Carolyn G. Goodman
Sent: Wed 7/8/2015 11:00:45 PM
Subject: FW: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
MRI Indictment.pdf

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]); Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is, Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.

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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a

home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

Defendants.

CRIMINAL INDICTMENT

2:15-cr-198

VIOLATIONS:

Title 18, United States Code, Section 1341—Mail Fraud (Counts One through Eight) (as to all defendants);

Title 18, United States Code, Section 1343—Wire Fraud (Counts Nine through Seventeen) (as to all defendants);

Title 18, United States Code, Section 1957—Engaging in Money Transactions in Property Derived from Specified Unlawful Activity (Counts Eighteen through Twenty) (as to defendant FUJINAGA);

Title 18, United States Code, Section 2—Aiding and Abetting (Counts One through Twenty as to defendant FUJINAGA, Counts One through Seventeen as to defendants JUNZO SUZUKI and PAUL SUZUKI).

CLV003035

The Grand Jury Charges that at all times relevant to the Indictment:

BACKGROUND

1. Defendant Edwin **FUJINAGA** was a United States citizen, residing in Las Vegas, Nevada.

2. Defendant Junzo **SUZUKI** ("**J. SUZUKI**") was a Japanese citizen, residing in Tokyo, Japan.

3. Defendant Paul **SUZUKI** ("**P. SUZUKI**") was a Japanese and United States citizen, residing in Tokyo, Japan.

4. MRI International Inc. ("MRI") was a Nevada Limited Liability Corporation located and operated in Las Vegas, Nevada. Defendant **FUJINAGA** owned and controlled MRI as its President and CEO. MRI operated a Service Center located in Tokyo, Japan. Defendant **J. SUZUKI** was at various times MRI's Executive Vice President (Asia Pacific), and Defendant **P. SUZUKI** was at various times General Manager of MRI's Japan operations.

THE SCHEME AND ARTIFICE TO DEFRAUD

5. From at least 2009 and continuing until at least in or about April 2013, **FUJINAGA**, **J. SUZUKI** and **P. SUZUKI**, and others known and unknown to the Grand Jury, aided and abetted by each other, made, and caused to be made, numerous material misrepresentations and omissions designed to fraudulently induce investors to transmit money to MRI.

6. As part of the scheme and artifice, the defendants represented, among other things, that MRI was engaged in the business of purchasing medical accounts receivable

CLV003036

("MARS"), that is, debts owed by recipients of medical services or products to the individuals or entities that provided those services. MRI purported to purchase the accounts from providers at a discounted rate and then collect on the accounts from the patients owing money. MRI's profit from this activity, according to the defendants, was generated from the difference between the price at which MRI purchased the MARS and the amount MRI collected on them due to MRI's purportedly superior collections capability.

7. As a further part of the scheme and artifice, the defendants, and others working with them, solicited investments in MRI by offering Certificates of Investment (hereinafter "Certificates"), claiming to provide investors with consistent, predictable returns resulting from its superior collections ability. The defendants marketed and sold the Certificates primarily, if not exclusively, to Japanese citizens through MRI's Service Center in Tokyo. Bearing a face value equal to the amount of the initial investment, the Certificates promised a series of interest payments which would accrue and be paid, along with the principal, when the Certificates reached a specified maturity date. When the Certificates reached maturity, investors were given the option to reinvest the total amount due and owing into a new Certificate instead of receiving a "liquidation," or cash payment of the amount they were due.

8. As a further part of the scheme and artifice, the defendants fraudulently induced investments by knowingly publishing, mailing, distributing, and transmitting promotional materials that falsely represented that MRI would use any money invested in the Certificates exclusively to purchase MARS, the purported profitable business of MRI. The defendants also falsely represented to investors that investment money would be held and managed by an independent, third-party escrow agent in Nevada using a "lock box" method that prevented MRI, or anyone else, from expending investment money for any purpose other than the purchase of MARS. Based on these and other false and fraudulent representations and promises, the

defendants induced thousands of investors to invest a total of over $1.5 billion in MRI Certificates.

9. As a further part of the scheme and artifice, and contrary to all representations the defendants made to investors, MRI functioned almost entirely as a Ponzi scheme, that is, money solicited from new investors was used to pay prior investors' maturing investments.

10. As a further part of the scheme and artifice, and contrary to all representations the defendants made to investors, the defendants regularly expended investor money for things other than purchasing MARS, including paying themselves sales commissions, subsidizing gambling habits, paying for personal travel by private jet, and other personal expenses.

11. As a further part of the scheme and artifice, the defendants made such other false, fraudulent, deceptive, and deceitful representations as necessary to advance their fraudulent scheme, conceal their fraudulent activities from others, avoid detection, enrich themselves, and cause devastating losses to their victims.

COUNTS ONE THROUGH EIGHT
Mail Fraud
(Title 18, United States Code, Section 1341)

12. The allegations set forth in paragraphs 1 through 11 are incorporated herein in full.

13. From at least 2009 to in or about April 2013, in the State and Federal District of Nevada and elsewhere,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, with others known and unknown to the grand jury, and aided and abetted by each other, did devise and intend to devise a material scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses,

representations, and promises, as set forth above, and for the purpose of executing such scheme and artifice, and attempting to do so, did knowingly: (a) place in any post office and authorized depository for mail matter, any matter and thing whatever to be sent and delivered by the Postal Service; (b) deposit and cause to be deposited any matter and thing whatever to be sent and delivered by any private and commercial interstate carrier; (c) take and receive any matter and thing whatever that has been sent and delivered by any private and commercial interstate carrier; and (d) cause to be delivered by mail and by private and commercial interstate carrier any matter and thing whatever according to the direction thereon, as follows:

Count	Approximate Date	Description
1	January 18, 2011	A package containing an investment certificate for investor F.N., to be delivered from Las Vegas, Nevada, to Vancouver, Canada.
2	April 26, 2012	A package containing two investment certificates for investor H.H., to be delivered from Las Vegas, Nevada, to Japan.
3	July 5, 2012	A package containing four investment certificates for investor N.Y., to be delivered from Las Vegas, Nevada, to Japan.
4	September 4, 2012	A package containing six investment certificates for investor I.M., to be delivered from Las Vegas, Nevada, to Japan.
5	September 14, 2012	A package containing an investment certificate for investor E.U., to be delivered from Las Vegas, Nevada, to Japan.
6	November 15, 2012	A package containing an investment certificate for investor T.M., to be delivered from Las Vegas, Nevada, to Japan.
7	November 15, 2012	A package containing three investment certificates for investor H.H., to be delivered from Las Vegas, Nevada, to Japan.
8	January 18, 2013	A package containing an investment certificate for investor F.N., to be delivered from Las Vegas, Nevada, to Vancouver, Canada.

All in violation of Title 18, United States Code, Sections 1341 and 2.

COUNTS NINE THROUGH SEVENTEEN
Wire Fraud
(Title 18, United States Code, Section 1343)

14. The allegations set forth in paragraphs 1 through 11 are incorporated herein in full.

15. From at least 2009 to in or about April 2013, in the State and Federal District of Nevada and elsewhere,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, with others known and unknown to the grand jury, and aided and abetted by each other, did devise and intend to devise a material scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises, as set forth above, and for the purpose of executing such scheme and artifice, and attempting to do so, did knowingly transmit and cause to be transmitted by means of wire communication in interstate and foreign commerce, certain writings, signs, signals, pictures and sounds, as follows:

Count	Approximate Date	Description
9	January 18, 2011	Wire transfer by investor F.N. of approximately $50,000 from Mizuho Bank in Japan to Wells Fargo Bank account number XXXXXX4360 in Las Vegas, Nevada.
10	April 26, 2012	Wire transfer by investor H.H. of approximately $367,242 from Shinsei Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
11	July 5, 2012	Wire transfer by investor N.Y. of approximately $200,000 from Sumitomo Mitsui Banking Corp. in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
12	July 5, 2012	Wire transfer by investor N.Y. of approximately $200,000 from Sumitomo Mitsui Banking Corp. in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
13	September 4, 2012	Wire transfer by investor I.M. of approximately $600,000 from Shinsei Bank in Japan to Wells Fargo Bank account number XXXXXX9430 in Las Vegas, Nevada.
14	September 14, 2012	Wire transfer by investor E.U. of approximately $190,307 from

		Saitama Resona Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
15	November 15, 2012	Wire transfer by investor T.M. of approximately $93,006 from Japan Post Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
16	November 15, 2012	Wire transfer by investor H.H. of approximately $300,000 from Shinsei Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
17	January 18, 2013	Wire transfer by investor F.N. of approximately $22,047 from Lloyds TSB Bank in Japan to Wells Fargo Bank account number XXXXXX2169 in Las Vegas, Nevada.

All in violation of Title 18, United States Code, Sections 1343 and 2.

COUNTS EIGHTEEN THROUGH TWENTY

Monetary Transactions in Property Derived from Specified Unlawful Activity
(Title 18, United States Code, Section 1957)

16. The allegations set forth in paragraphs 1 through 11 are incorporated herein in full.

17. On or about the dates below, each such date constituting a separate count of this Indictment, in the State and Federal District of Nevada and elsewhere,

EDWIN FUJINAGA,

defendant herein, aided and abetted by others known and unknown to the grand jury, did knowingly engage, and attempt to engage, in a monetary transaction affecting interstate and foreign commerce in criminally derived property of a value greater than $10,000, such property having been derived from a specified unlawful activity, namely Mail Fraud in violation of Title 18, United States Code, Section 1341, and Wire Fraud in violation of Title 18, United States Code, Section 1343, as more fully described in Counts One through Seventeen of this Indictment, to wit:

Count	Approximate Date	Description
18	September 22, 2010	Check in the amount of $10,477.54, drawn on Wells Fargo Bank account number XXXXXX4275, made payable to "Isabel Castillo Gardening Svcs."
19	September 22, 2010	Check in the amount of $80,469.58, drawn on First Financial

		Bank account number XXXX0364, made payable to "Bombardier Flexjet."
20	September 4, 2012	Check in the amount of $25,399.53, drawn on Wells Fargo Bank account number XXXXXX4169, made payable to "Andrea Fujinaga."

All in violation of Title 18, United States Code, Sections 1957 and 2.

FORFEITURE ALLEGATION ONE
Mail Fraud

1. The allegations contained in Counts One through Eight of this Criminal Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c).

2. Upon conviction of any of the felony offenses charged in Counts One through Eight of this Criminal Indictment,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, shall forfeit to the United States of America, any property, real or personal, which constitutes or is derived from proceeds traceable to violations of Title 18, United States Code, Section 1341, a specified unlawful activity as defined in Title 18, United States Code, Sections 1956(c)(7)(A) and 1961(1)(B), or a conspiracy to commit such offense, an in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency ("property").

3. If any property being subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c), as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any properties of the defendants for the in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency.

All pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 1341; and Title 21, United States Code, Section 853(p).

FORFEITURE ALLEGATION TWO
Wire Fraud

1. The allegations contained in Counts Nine through Seventeen of this Criminal Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c).

2. Upon conviction of any of the felony offenses charged in Counts Nine through Seventeen of this Criminal Indictment,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, shall forfeit to the United States of America, any property, real or personal, which constitutes or is derived from proceeds traceable to violations of Title 18, United States

Code, Section 1343, a specified unlawful activity as defined in Title 18, United States Code, Sections 1956(c)(7)(A) and 1961(1)(B), or a conspiracy to commit such offense, an in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency ("property").

3. If any property being subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c), as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any properties of the defendants for the in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency.

All pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 1343; and Title 21, United States Code, Section 853(p).

FORFEITURE ALLEGATION THREE
Money Laundering

18. The allegations contained in Counts Eighteen through Twenty of this Criminal Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging

forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(A) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); and Title 18, United States Code, Section 982(a)(1).

19. Upon conviction of any of the felony offenses charged in Counts Eighteen through Twenty of this Criminal Indictment,

EDWIN FUJINAGA,

defendant herein, shall forfeit to the United States of America, any property, real or personal, involved in transactions or attempted transactions in violation of Title 18, United States Code, Section 1957. The property to be forfeited includes, but is not limited to, an in personam criminal forfeiture money judgment in the amount of at least $116,346.65, representing the proceeds obtained, directly or indirectly, as a result of the charged offense.

20. If any property subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(A) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); and Title 18, United States Code, Section 982(a)(1), as a result of any act or omission of the defendant:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any properties of the defendants up to the value of said property listed above as being subject to forfeiture.

All pursuant to Title 18, United States Code, Section 981(a)(1)(A) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 982(a)(1); Title 18, United States Code, Section 1957; and Title 21, United States Code, Section 853(p).

DATED: this 8th day of July, 2015

A TRUE BILL:

/S/
FOREPERSON OF THE GRAND JURY

ANDREW WEISSMANN
Chief, Fraud Section, Criminal Division
United States Department of Justice

ALBERT B. STIEGLITZ, JR.
Assistant Chief
MELISSA AOYAGI
Trial Attorney
Criminal Division, Fraud Section

DANIEL G. BOGDEN
United States Attorney
District of Nevada

STEVEN W. MYHRE
First Assistant United States Attorney
District of Nevada

To: Brian Sheen [redacted]]
Cc: Cheryl Russo[crusso@LasVegasNevada.GOV]; Trish Truesdell[ttruesdell@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 2/22/2016 6:59:17 PM
Subject: RE: Rescinding Dianetics Day or Month

Thank you for contacting me about the city's issuing proclamations for DIANETICS DAY in the past. Before any consideration of the issues you bring forward, I asked my staff to review the past five years in reference thereto. The response:
"We have provided a Proclamation every year for the last four years to Maureen Bird as her request, however, we have never done a Dianetics Day or Month Proclamation in the City of Las Vegas."

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– The Lee Report on Dianetics and Scientology by Professor John Lee

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.

(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: “The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

I think you have more than enough information here to rescind your city’s proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Daily Indy @ The Nevada Independent
Sent: Tue 4/18/2017 4:54:55 PM
Subject: [Newsletter] [Marketing Mail] The Daily Indy!

Good morning and welcome to a Tuesday edition of *The Daily Indy!*

Quote of the day

"The administration's budget in my opinion is anti-Nevada and I'm not happy about it. Not one bit."
--- Sen. Dean Heller in a speech to the Legislature

Being in three places at one time

The Indy often produces in-depth stories on policy issues and political trends. Our reporters spend a lot of time co-researching and co-writing pieces so we can cover the Legislature and Southern Nevada issues in what we hope is a new and different way. But when more than once piece of news breaks at the same time, our team can divide and conquer, too. Yesterday morning, we sent Michelle Rindels to ask the governor about the alleged voter fraud in 2016, Jackie Valley and photographer Jeff Scheid to ask for more information from the secretary of state's deputy (on camera), and Megan Messerly and Riley Snyder to live-tweet and then write about Sen. Dean Heller and Rep. Mark Amodei's joint town hall in Reno. Our front page shows the difference between having just one or two political and/or government reporters vs. an energetic, versatile team of four.

Today's stories

Leading the site this morning: Dean Heller came to Carson City and spoke to the Legislature. Like others before him, he didn't say much controversial.

Our Carson team is all over bills passing out of the house where they began. The deadline is a week from today.

"The Clark County School District uses a computer program that's older than its high school seniors..." So begins another Jackie Valley special report on education.

On our Opinion page: An architect says the time to increase Nevada's commitment to renewables is now.

ICYMI

Riley Snyder and Megan Messerly live-tweeted Sen. Dean Heller's town hall and then wrote it up. The editor found national Democrats using the town hall to pound Heller in cyberspace.

Michelle Rindels found Gov. Brian Sandoval defending his DMV and being kept in the dark by the secretary of state on the voter fraud probe. More updates, too, from the SOS and the ACLU.

Tweets of the Day

One of the biggest general frustrations we hear from our readers is about the seeming disconnect between lawmakers and long-standing needs around the state. Case and point: For years, the administration of the Clark County School District has been criticized for, well, just about everything under the sun. Some of that criticism has been legitimate. Some has been trumped up political rhetoric. But almost none has centered on one of the biggest actual problems the district has: the stunning lack of modern technology - i.e., hardware and software that would enable speed, agility, and reliable data tracking and reporting - in a system comprised of 35,000+ employees and 300,000+ students. The featured tweets above show how many people deal with the disconnect: dismay or sarcasm.

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"How can I help, other than donating?"

Thanks for asking!

Here's how you can help, other than becoming a sustaining member:

1. Forward *The Daily Indy* to friends and tell them why you love it.

2. Follow us on Facebook and Share our stories.

3. Follow us on Twitter and Retweet or Mention us there.

Thanks for reading, and that's it for this edition of *The Daily Indy.*

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

Donate

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CLV003051

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Las Vegas Metro Chamber of Commerce
Sent: Thur 9/17/2015 10:21:01 PM
Subject: [Marketing Mail] URGENT - Important Change That Will Impact Your Business

Having trouble viewing this email? Click here

You are receiving this email because you are a member of or have expressed an interest in the Las Vegas Metro Chamber of Commerce. Don't forget to add LVChamber.com to your address book so we'll be sure to land in your inbox!

You may unsubscribe if you no longer wish to receive our emails.

Metro Chamber members:

IMPORTANT information you need to know – If you accept credit card payments from clients or vendors, you need to be aware of the following regulation that takes effect on **October 1, 2015**:

All businesses without the new EMV chip technology will be liable for fraudulent purchases effective October 1, 2015, unless they are using the newest EMV or Apple Pay terminals.

- Currently, if an in-store transaction is conducted using a counterfeit, stolen or otherwise compromised card, consumer losses from that transaction fall back on the payment processor or issuing bank, depending on the card's terms and conditions.
- Effective Oct. 1, 2015, the deadline created by major U.S. credit card issuers MasterCard, Visa, Discover and American Express, the liability for card-present fraud will shift to "whichever party is the least EMV-compliant in a fraudulent transaction" which means, **if you are not EMV compliant, your business is at risk**.

The Metro Chamber is conducting a special free webinar to brief members about this important change and how to be compliant. The webinar takes place **TOMORROW**, September 18, 2015, at 10:00 a.m. To sign up, please contact Danica Torchin at 702.586.3834 or dtorchin@lvchamber.com.

Forward email

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Update Profile/Email Address | Rapid removal with SafeUnsubscribe™ | About our service provider.

Las Vegas Metro Chamber of Commerce | 575 Symphony Park Avenue | Suite 100 | Las Vegas | NV | 89106

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 1/11/2018 7:38:40 PM
Subject: The Latest: DHS Should Catch Terrorists, Not Voter Fraud

Your weekly roundup of the latest news impacting our democracy.

Top Stories

MYTH OF VOTER FRAUD

DHS Should Catch Terrorists, Not Voter Fraud

Rudy Mehrbani

The Department of Homeland Security should remain focused on bolstering the security of our elections and preventing foreign actors from interfering in our democracy, rather than investing resources in proving something we know to be false.

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PODCAST

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OHIO VOTER PURGE CASE

Supreme Court Weighs Ohio Voting Roll Purge

Adam Liptak | The New York Times

“Ohio is the only state that commences such a process based on the failure to vote in a single federal election cycle,” said **a brief** from the League of Women Voters and the Brennan Center for Justice. “Literally every other state uses a different, and more voter-protective, practice.”

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Featured Video

Michael Waldman on MSNBC: White House Negotiating Trump-Mueller Interview

Michael Waldman joined The Beat with Ari Melber earlier this week to discuss what an interview under oath with Special Counsel Robert Mueller could mean for the Trump presidency.

Best of the Week

NO CRIME WAVE

The U.S. Has Fewer Crimes. Does That Mean It Needs Fewer Police?

Jose A. Del Real | The New York Times

Data-driven policing strategies, economic growth and decreased alcohol consumption were bigger contributors to the overall drop in crime than having more police or higher incarceration rates, says BCJ's Inimai Chettiar.

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PARTISAN GERRYMANDERING

A Big Win for Voters in North Carolina

Michael Li

For the first time, a court struck down a House map as an extreme partisan gerrymander. The wave builds.

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SECTION 702

U.S. House Votes to

Authorize Warrantless Domestic Spying on Americans

Elizabeth Goitein

Today, the House of Representatives voted to do something truly historic and deeply dangerous: authorize the warrantless surveillance of Americans. We urged House Minority Leader Nancy Pelosi to speak out against the bill — but she voted in favor of it.

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FROM OUR FELLOWS

Oprah for President 2020?

Ciara Torres-Spelliscy

In many ways Oprah has some of the same flaws that make the Trump presidency so problematic.

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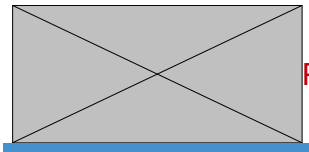
Here's a snapshot of what happened this week:

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 4/12/2018 8:23:24 AM
Subject: Trump's La. Judge Pick Grilled Over Anti-Abortion Views



PUBLIC POLICY.

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Thursday, April 12, 2018

TOP NEWS

Trump's La. Judge Pick Grilled Over Anti-Abortion Views

Democrats grilled Louisiana federal judge nominee Wendy Vitter over her anti-abortion views Wednesday, interrogating her about whether they would affect her decisions on the bench. Read more »

Senate May Take Up Bipartisan Bill To Protect Mueller

The Senate Judiciary Committee may consider a bipartisan bill to protect Special Counsel Robert Mueller as early as next week, as senators on both sides of the aisle have expressed concern about the integrity of the probe into Russian interference in the 2016 election. Read more »

Top US Law Firms Lobby Again For Legal Aid Funding

Leaders from more than 180 top law firms in the United States on Tuesday urged members of Congress to grant the Legal Services Corp.'s requested $564.8 million for the 2019 fiscal year budget to ensure legal aid to veterans, domestic violence victims and other vulnerable citizens. Read more »

USPTO Head Calls For New Path To Restore Patent Stability

The United States patent system has been weakened by "a yearslong onslaught" from legislative changes, court decisions and negative rhetoric in recent years, the director of the U.S. Patent and Trademark Office said at a D.C. event Wednesday, vowing that the agency would seek to restore stability under his watch. Read more »

Analysis

NLRB Joint Employer Test Still In Limbo Despite New Member

With the D.C. Circuit tightening the screws on the National Labor Relations Board to firmly establish a joint employer standard, Wednesday's confirmation of former Morgan Lewis & Bockius LLP attorney John Ring may not be enough to quickly break through the ethical logjam that doomed the board's attempt to put a more employer-friendly standard in place late last year, lawyers say. Read more »

Analysis

Independent IRS Appeals Seen As Step In Right Direction

One of several bills before the House of Representatives to reform the Internal Revenue Service aims to ensure an independent appeals process and has gained strong support among tax professionals and lawmakers on both sides of the aisle who say assuring impartial review of taxpayer appeals should be a central component of any reform measure. Read more »

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Littler Mendelson
Lockridge Grindal
MacDonald Hoague
Mayer Brown
Morgan Lewis
O'Melveny & Myers
Ogletree Deakins
Paul Weiss

9th Circ. Asks DOJ About Trump's Sanctuary City Threats

The Ninth Circuit's chief judge asked a U.S. Department of Justice attorney Wednesday to square President Donald Trump's public threats to withhold money from so-called sanctuary cities with the DOJ's argument that a resulting executive order prohibiting grants to such cities merely directs government officials to enforce existing immigration law. Read more »

BANKING & SECURITIES

Regulators Consider Relaxing Capital Rule For Big Banks

Two major federal banking regulatory agencies Wednesday proposed relaxing capital requirements placed on large U.S. banks, a move they say could free up $400 million worth of capital for the banks' holding companies. Read more »

House Passes Financial Services Rules Tweaks

The House of Representatives passed a series of rules tweaking financial services and banking rules Wednesday, as the chamber gears up to consider its own version of a Senate-passed banking overhaul. Read more »

SEC Looks To Spur Trading Of Smaller Companies

The U.S. Securities and Exchange Commission will consider whether market structure changes are needed to stimulate interest in thinly traded securities of small companies at a coming roundtable, Chairman Jay Clayton said Tuesday, reiterating his concern that "Main Street" investors are losing out from a decline in publicly traded companies. Read more »

ENERGY & ENVIRONMENTAL

DOE Open To Emergency Grid Input Amid FirstEnergy Plea

The U.S. Department of Energy has designated a new email address to serve as a clearinghouse for public input on the agency's emergency grid authority on the heels of FirstEnergy Corp.'s controversial request the DOE use that authority to prop up the company's struggling coal and nuclear power plants. Read more »

DOI Watchdog Questions Legality Of Exec Reassignments

The U.S. Department of Interior's top watchdog said Wednesday it's unclear whether the agency legally reassigned dozens of senior executives, fueling criticism from Senate Democrats that the reassigned officials were politically targeted for their work on climate change, energy and conservation. Read more »

NY, Conn. Say EPA Should Act On Out-Of-State Smog By June

Given the "undisputed failure" of the U.S. Environmental Protection Agency to timely propose plans to curb smog pollution blown in from other states, the agency should only have until June to do so, New York and Connecticut told a federal judge Tuesday. Read more »

Earthjustice Reports Court Access Hampered Under Trump

Through administrative policies and legislation, the Trump administration and Congress are taking steps to limit or eliminate access to the courts, Earthjustice asserted in a report it released on Wednesday. Read more »

Gas Well Fee Exemption Ripe For Fraud, Pa. Justices Told

A recent decision exempting Pennsylvania natural gas drillers from paying required fees on their wells if they fall below a certain production threshold for one month out of the year could lead to dishonest manipulation of output levels, the state's highest court was warned during oral arguments Wednesday. Read more »

Gas Groups Urge Trump To Limit State Pipeline Powers

The Natural Gas Council called on President Donald Trump on Tuesday to tell

Perkins Coie
Priddy Cutler
Reed Smith
Saul Ewing
Sedgwick LLP
Seyfarth Shaw
Skadden
Starn O'Toole
Stoll Keenon

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Allstate Corporation
Amazon.com Inc.
American Bar Association
American Chemistry Council Inc.
American Civil Liberties Union
American Farm Bureau Federation
American Immigration Council
American Immigration Lawyers Association
American Petroleum Institute Inc.
American Society Of Composers Authors & Publishers
Balfour Beatty PLC
Bombardier Inc.
Burford Capital LLC
Cable News Network Inc.
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Center on Budget and Policy Priorities
Comcast Corporation
DISH Network Corporation
Dragados USA Inc.
Duke Energy Corporation
Eli Lilly and Company
Facebook
FirstEnergy Corp.
General Motors
Global Automakers
HCR ManorCare
HDR Inc.
HNTB Corp.
Home Box Office Inc.
Huawei Technologies
International Business Machines Corporation
International Paper Co.

federal authorities to push back against states that are allegedly abusing their authority under the Clean Water Act and denying permits for gas pipelines given the go-ahead by federal agencies. Read more »

MEDIA & ENTERTAINMENT

Big Music Copyright Bill Heads To House Floor

A bill that would make major changes to how streaming music services like Spotify pay royalties was approved unanimously Wednesday by the House Judiciary Committee, sending it to the full chamber for a vote. Read more »

Trump Accuser Wants Discovery To Proceed During Appeal

Summer Zervos, the former “Apprentice” contestant who said Donald Trump had non-consensually kissed and groped her then sued him for defamation after he called her a liar, asked a New York appeals court Tuesday to let her case enter discovery despite his bid for a stay pending appeal. Read more »

TRANSPORTATION & INFRASTRUCTURE

Trump's STB Picks Sail Through Senate Panel Hearing

President Donald Trump’s two nominees to the Surface Transportation Board, the nation’s economic rail regulator, pledged to tackle freight rail service delays and maintain rail competition at their first confirmation hearing before the Senate Committee on Commerce, Science & Transportation on Wednesday. Read more »

LA City Council OKs $4.9B Deal For LAX Train

The Los Angeles City Council unanimously approved a $4.9 billion contract to a private consortium of construction firms to design, build, finance, operate and maintain an automated people mover train system at Los Angeles International Airport, marking the largest contract ever awarded in the city’s history, officials said Wednesday. Read more »

EMPLOYMENT

Senate Confirms Morgan Lewis' Ring To Round Out NLRB

The U.S. Senate on Wednesday narrowly confirmed Morgan Lewis & Bockius LLP attorney John Ring to fill the National Labor Relations Board’s only remaining vacancy, restoring the five-member board to full strength and clearing the way for the Trump administration to resume its pro-business overhaul of federal labor policy. Read more »

Ky. AG, Teachers, Police Challenge Pension Overhaul Bill

Hours after Kentucky Gov. Matthew Bevin signed into law a controversial bill aimed at overhauling the state’s suffering pension systems, the state’s Attorney General Andy Beshear and groups representing teachers and police officers there launched a lawsuit on Wednesday seeking to block the measure. Read more »

Cuomo Floats Ban On Job Applicant Pay Inquiries In NY

New York Gov. Andrew Cuomo took aim at the gender pay gap Tuesday with a legislative proposal that would block employers from asking job applicants about their past salaries or using such information to make salary offers. Read more »

COMPETITION

Judge Challenges DOJ Expert On AT&T Control ‘Assumption’

The D.C. federal judge overseeing the U.S. Department of Justice antitrust challenge to the AT&T-Time Warner merger asked the government’s key expert

J.C. Penney Company Inc.
Kaspersky Lab Ltd.
Kinder Morgan
Liberty Media Corp.
MetLife Inc.
Molson Coors Brewing Company
Myriad Genetics, Inc.
NBCUniversal Inc.
National Restaurant Association
Neota Logic Inc.
New York Times Co.
Nokia Corporation
Omnicare Inc.
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PG&E Corporation
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California Franchise Tax Board
Commonwealth of Kentucky
Congressional Budget Office
Connecticut Attorney General's Office
Consumer Financial Protection Bureau
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Equal Employment Opportunity Commission
Executive Office for Immigration Review

pointed questions Wednesday on his assumptions that AT&T would influence Time Warner content negotiations, citing defense arguments that those negotiations are conducted independently. Read more »

FTC Won't Toss La. Real Estate Board Fee Case

The Federal Trade Commission refused on Tuesday to throw out an antitrust enforcement action against the Louisiana Real Estate Appraisers Board over its recent regulation controlling appraisal fees, ruling that the state does not have enough involvement with the regulation to shield the board with immunity under the so-called state action doctrine. Read more »

CYBERSECURITY & PRIVACY

Queries Over Data 'Control' Lead Day 2 Of Zuckerberg Grilling

Lawmakers questioning Facebook founder Mark Zuckerberg on Wednesday grappled with a key issue at the core of new European privacy rules becoming law in May — what it means for users to meaningfully be in control of their data. Read more »

CONSUMER PROTECTION

Mulvaney Tells House Members He Hasn't 'Blown Up' CFPB

Mick Mulvaney defended his leadership of the Consumer Financial Protection Bureau on Wednesday in his first congressional appearance as the agency's acting director, maintaining that he wants to improve the agency but hasn't "blown the place up." Read more »

GOVERNMENT CONTRACTS

Ala.'s Shelby To Take Over Senate Appropriations Committee

Sen. Richard Shelby, R-Ala., will take over the powerful Senate Appropriations Committee, giving him chief authority over Senate spending legislation, after being approved for the chairman's role on Tuesday. Read more »

AEROSPACE & DEFENSE

Foreign-Born US Soldiers Get A Win In DOD Bias Suit

A Washington federal judge on Wednesday temporarily barred the U.S. Department of Defense from treating a putative class of naturalized U.S. citizens recruited through a U.S. Army program differently than native-born citizens when issuing security clearances. Read more »

INTERNATIONAL TRADE

Analysis

NAFTA Arbitration Substitutes May Spur Issues Of Their Own

Alternatives to investor-state arbitration that the U.S. trade representative proposed for a renegotiated North American Free Trade Agreement could repoliticize disputes and lessen protection for investors, former U.S. government officials told Law360. Read more »

TAX

9th Circ. Says Calif. Tax Delinquency List Constitutional

A California attorney failed in his quest to have the state's policies of publishing a

- Executive Office of the President
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- Federal Communications Commission
- Federal Energy Regulatory Commission
- Federal Reserve System
- Federal Trade Commission
- Financial Stability Oversight Council
- Internal Revenue Service
- Legal Services Corp.
- Los Angeles World Airports
- NAFTA
- National Labor Relations Board
- New York State Department of Environmental Conservation
- Office of the Comptroller of the Currency
- Pennsylvania Public Utility Commission
- Pennsylvania Supreme Court
- Securities and Exchange Commission
- Surface Transportation Board
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- U.S. Environmental Protection Agency
- U.S. House Committee on Energy and Commerce
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Office of Personnel Management
- U.S. Patent and Trademark Office
- U.S. Secret Service
- U.S. Senate
- U.S. Supreme Court

top 500 delinquent state taxpayer list and suspending those taxpayers' driver's licenses deemed unconstitutional after the Ninth Circuit on Wednesday ruled against his due process violation, equal protection and attainder claims. Read more »

Amazon, Other Cos. Avoid Tax On $24.5B Profits, Study Says

A tax watchdog group on Wednesday said Amazon, Duke Energy and Kinder Morgan are among 15 companies that legally avoided paying federal income tax on about $24.5 billion in profits in 2017, part of what the group said is the widespread nature of corporate tax avoidance schemes that predated December's federal tax overhaul. Read more »

House Subcommittee Wants $77M More For IRS Funding

The U.S. House Appropriations Subcommittee on Financial Services is committed to providing an additional $77 million in funding for the Internal Revenue Service to implement the recently passed federal tax law, Chairman Tom Graves, R-Ga., said Wednesday. Read more »

House IRS Reform Package Includes Property Protection

A bill requiring the Internal Revenue Service to wait at least 10 days before selling nonperishable seized property was approved by the U.S. House Committee on Ways and Means during a Wednesday hearing, along with 11 other bills meant to reform parts of the agency. Read more »

City's Tax Measure Didn't Mislead Residents, Texas Court Says

A Texas appellate court sided with the city of Friendswood on Tuesday, rejecting arguments from residents that the city council violated election code by placing a proposition for a new economic development tax on the ballot while failing to inform voters the funds would go to an economic development corporation. Read more »

Nixing Physical Presence Tax Rule Violates ITFA, Officials Say

A diverse group of current and former elected officials who oppose South Dakota's law requiring remote sellers to collect and remit use tax, even if sellers have no physical presence in that state, will urge the U.S. Supreme Court on April 17 to consider the Internet Tax Freedom Act as part of the landmark dispute. Read more »

Senator Says Vote For Tax Law Might Be One Of His Worst

Retiring Sen. Bob Corker, R-Tenn., slammed the recent federal tax overhaul during a Senate Budget Committee hearing on Wednesday, saying his vote in favor of the massive tax law could be "one of the worst" made in his political career. Read more »

IMMIGRATION

EOIR Halts Legal Aid Program For Immigrants In Detention

The Trump administration is halting a legal aid program that has informed detained immigrants about their constitutional rights since former President George W. Bush created it in 2003. Read more »

DHS Says Border Crossings Justify Money For Wall, Security

U.S. Department of Homeland Security Secretary Kirstjen Nielsen on Wednesday pointed to a 200 percent increase in border crossings as a rationale for House lawmakers to give the Trump administration what it wants for border security in the fiscal 2019 budget. Read more »

Calif. Authorizes Deployment Of National Guard Statewide

After some deliberation, California Gov. Jerry Brown agreed to accept federal funding to assign 400 members of the National Guard to combat transnational crime at the request of President Donald Trump, according to a letter he wrote Wednesday to the U.S. Department of Homeland Security and U.S. Department of Defense. Read more »

TELECOMMUNICATIONS

Ban On Cos. Could Undercut Global Trade, Nokia Tells FCC

Finnish telecom giant Nokia asked the Federal Communications Commission this week to steer clear of flat bans on network components from countries such as China and Russia, saying the agency must instead scrutinize individual companies and affirm the validity of global supply chains. Read more »

WHITE COLLAR

Russian Co. Charged In Mueller Probe Hires Reed Smith

A Russian company allegedly behind attempts to sway U.S. voters' opinions ahead of the 2016 presidential election has hired Reed Smith LLP to represent it against charges brought by Special Counsel Robert Mueller, according to court documents filed on Wednesday. Read more »

EXPERT ANALYSIS

Roundup

Dissolving Practice

In this series, experts discuss the unique aspects of closing a law firm, and some common symptoms of dysfunctionality in a firm that can be repaired before it's too late. Read more »

2 Clear Takeaways From 9th Circ. Equal Pay Decision

On Monday, in Rizo v. Yovino, the Ninth Circuit held that prior salary, standing alone or in combination with other factors, cannot justify a wage differential between male and female employees under the Equal Pay Act. Employers should note two significant aspects of the court's opinion, says Tara Presnell of Littler Mendelson PC. Read more »

Opinion

Attorney-Client Privilege Is Alive And Well

The FBI raid of the office of President Donald Trump’s personal lawyer set off a firestorm of controversy about the sanctity of the attorney-client privilege, epitomized by Trump's tweet that the "privilege is dead." But attorney-client privilege is never taken lightly — I have battle scars from the times I have sought crime-fraud exceptions, says Genie Harrison of the Genie Harrison Law Firm. Read more »

LEGAL INDUSTRY

Feature

How To Foster An Innovative Law Firm Environment

Large law firms are often slow to embrace change and lawyers are notoriously risk-averse, but with the right measures in place firms can create an environment where innovation can flourish. Here are four ways law firms can further groundbreaking ideas. Read more »

GCs Tell Legal Marketers How Firms Can Stand Out

In order to win and retain business, firms need to deliver useful and timely updates to clients and establish their attorneys as experts in their clients' industries or in practice areas where they most require counsel, among other strategies, a panel of in-house leaders told legal marketers at a conference in New Orleans on Wednesday. Read more »

Feature

Buchanan Atty Tapped For 3rd Circ. Boasts Deep Pa. Roots

Buchanan Ingersoll & Rooney PC shareholder David J. Porter’s nomination to the Third Circuit, where he once clerked, has drawn praise due to his litigation

experience and deep roots in Pennsylvania's legal community, though the unabashed conservative appears poised to face tough questions over how his judgeship might impact issues ranging from employment disputes to civil rights. Read more »

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HNTB Corp.
Home Box Office Inc.
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Kinder Morgan
Liberty Media Corp.
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NBCUniversal Inc.
National Restaurant Association
Neota Logic Inc.
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Nokia Corporation
Omnicare Inc.
Owens Corning
PG&E Corporation
PJM Interconnection LLC
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Penske Automotive Group, Inc.

Planned Parenthood Federation
Prudential Financial Inc.
QEP Resources Inc.
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Federal Bureau of Investigation
U.S. Department of Homeland Security
Internal Revenue Service
Consumer Financial Protection Bureau
Executive Office for Immigration Review
Federal Energy Regulatory Commission
Federal Reserve System
National Labor Relations Board
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Environmental Protection Agency
U.S. Senate
Bureau of Citizenship and Immigration Services
California Franchise Tax Board
Commonwealth of Kentucky
Congressional Budget Office
Connecticut Attorney General's Office
Copyright Royalty Board
Equal Employment Opportunity Commission
Executive Office of the President
Federal Communications Commission
Federal Trade Commission
Financial Stability Oversight Council
Legal Services Corp.
Los Angeles World Airports
NAFTA
New York State Department of Environmental Conservation
Office of the Comptroller of the Currency
Pennsylvania Public Utility Commission

Pennsylvania Supreme Court
Securities and Exchange Commission
Surface Transportation Board
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log
Sent: Wed 11/14/2018 9:21:03 PM
Subject: One GDMA scandal defendant pleads guilty, another heads for prison; Detyens Shipyards awarded $10 million MSC contract

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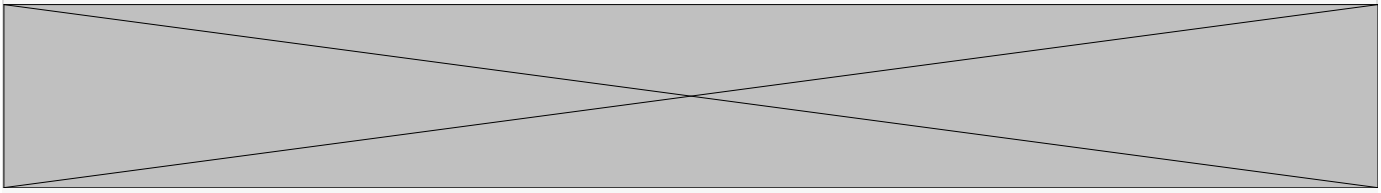
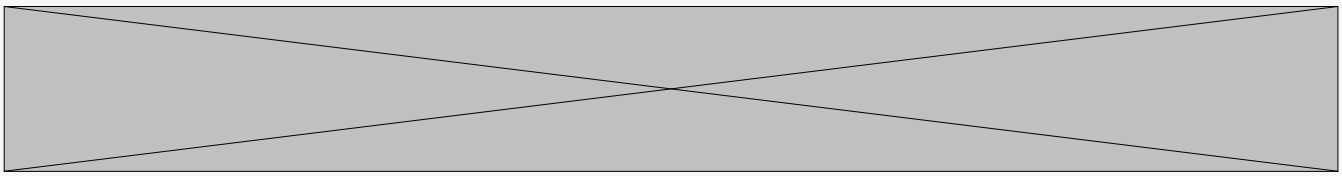
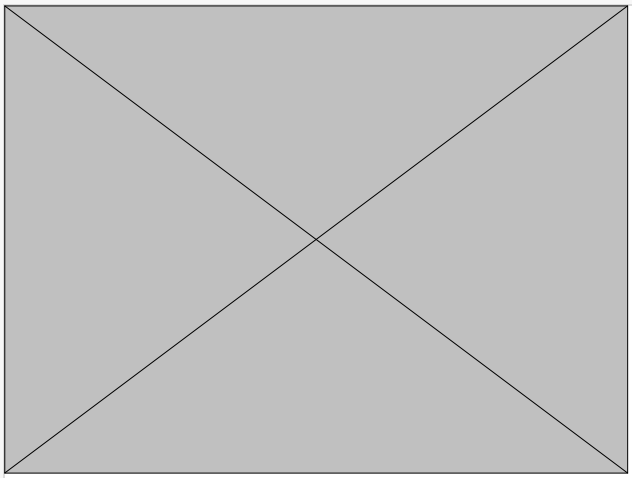
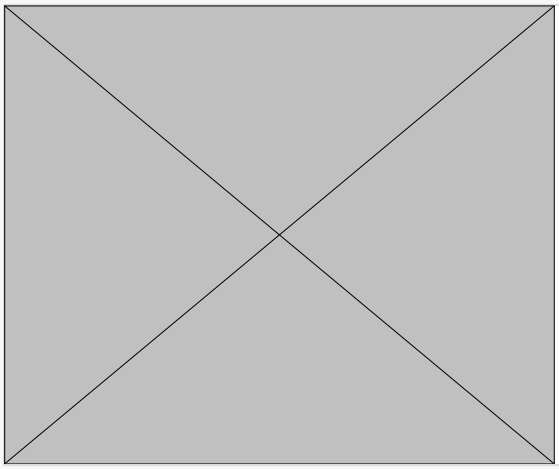


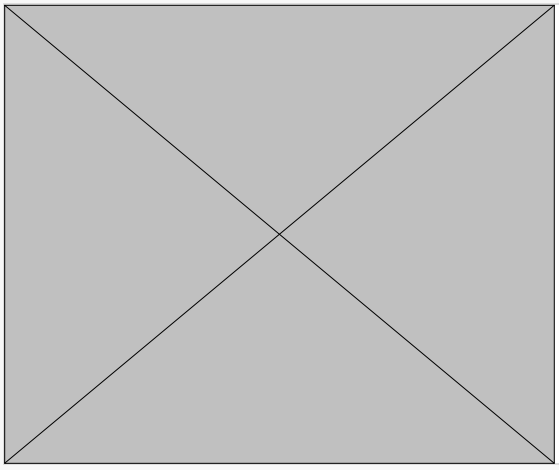






Conversion to batteries creates world's largest emissions-free ferries

November 14, 2018 — Following conversion from conventional diesel engine operations to battery power at Sweden's Öresund Dry Docks, the *M/F Tycho Braheand* and *M/F Aurora* are now in service as the world's largest emissions-free ferries. The two vessels operate on the 4 km ferry route between Helsingborg, Denmark, and Helsingör, Sweden, for ForSea (formerly HH Ferries Group).



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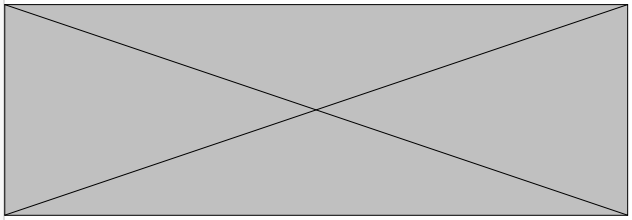

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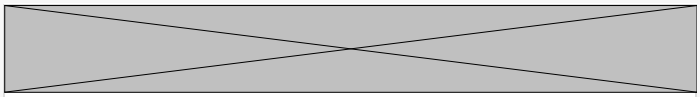


Detyens Shipyards awarded $10 million MSC contract

Detyens Shipyards Inc., North Charleston, SC, has been awarded a $10,046,484 contract for a 60 calendar day shipyard availability for the regular overhaul dry docking of the *USNS Joshua Humphreys* (T-AO 188).

One GDMA scandal defendant pleads guilty, another heads for prison

The Fat Leonard bribery scandal continues to leave a widening trail of tarnished Navy reputations in its wake. Today a retired U.S. Navy captain pleaded guilty to criminal conflict of interest charges and a former U.S. Navy master chief was sentenced to 17 months in prison on corruption charges resulting from the ongoing corruption and fraud investigation involving foreign defense contractor Leonard Glenn Francis and his Singapore-based ship husbanding company, Glenn Defense Marine Asia (GDMA).

Thrustmaster acquires controlling interest in Blue Thruster

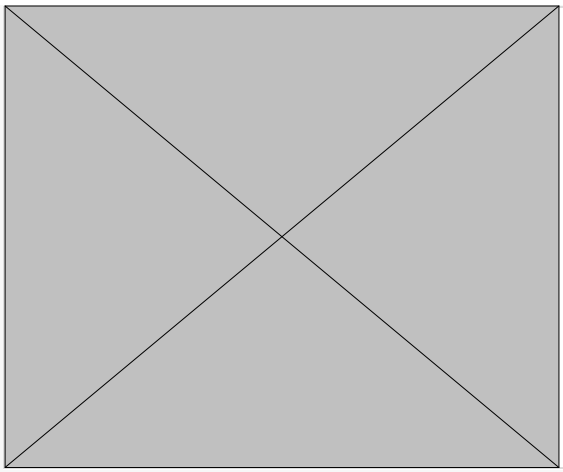
With this transaction, Thrustmaster gains access to two innovative patents developed by Blue Thruster. These patents relate to the so-called V-pod concept, which is a highly innovative concept configuring an azimuth thruster with an integrated permanent magnet motor.

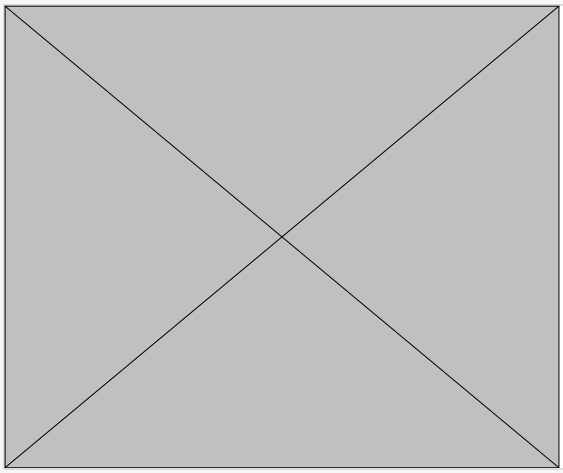
VIDEO: Damen Curaçao commissions new Panamax floating dock

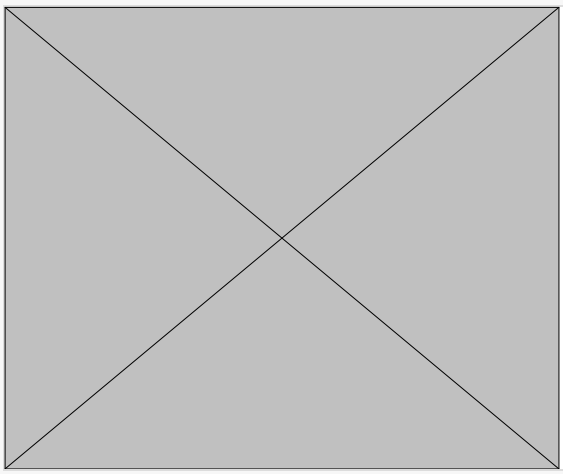
Both docks arrived in Curaçao on April 30 and are part of a wider investment program made by Damen in DSCu since taking over the facility in 2017.

Nichols Brothers delivers second of two Lindblad coastal cruise ships

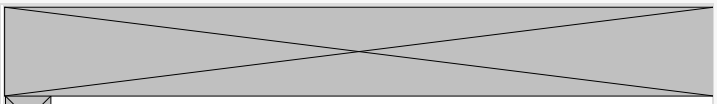
The first vessel, *National Geographic Quest*, was delivered in July 2017 and has since voyaged to Alaska, Costa Rica and Panama. The second, *National Geographic Venture* was delivered November 1, 2018 and will embark







on its maiden voyage in December down the Pacific coast, before she begins her season in Baja.



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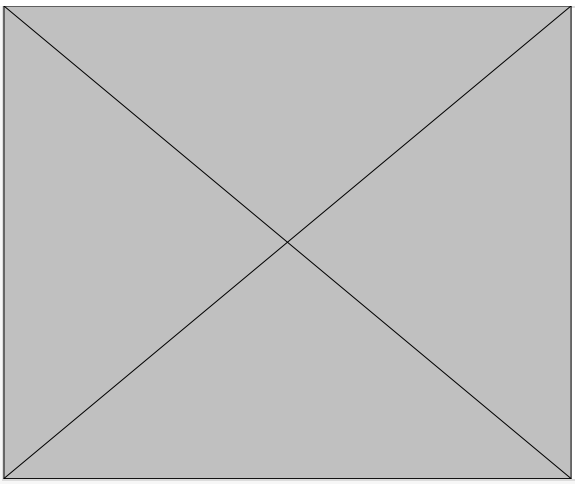

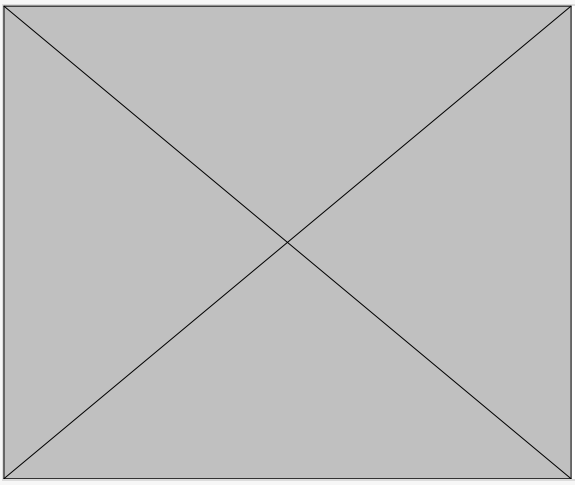

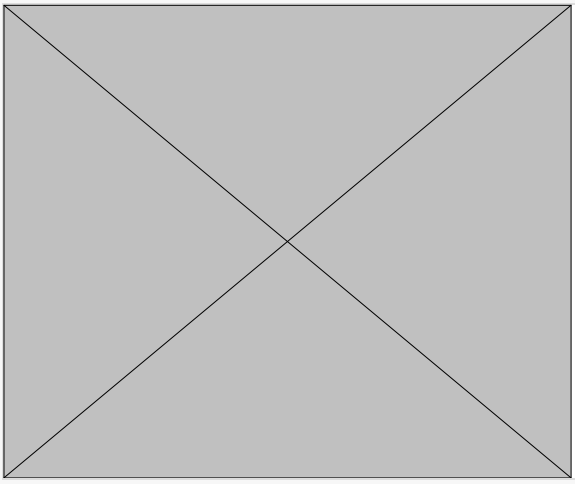

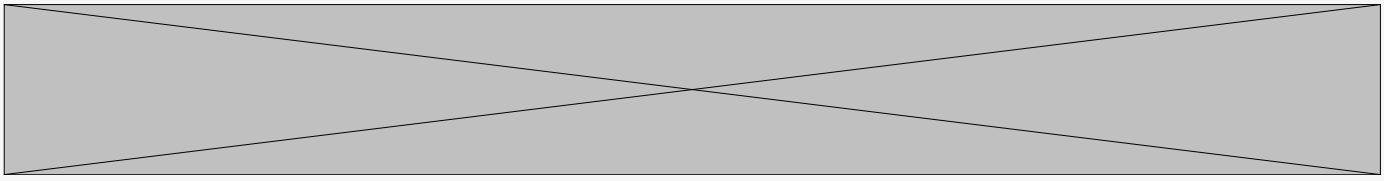

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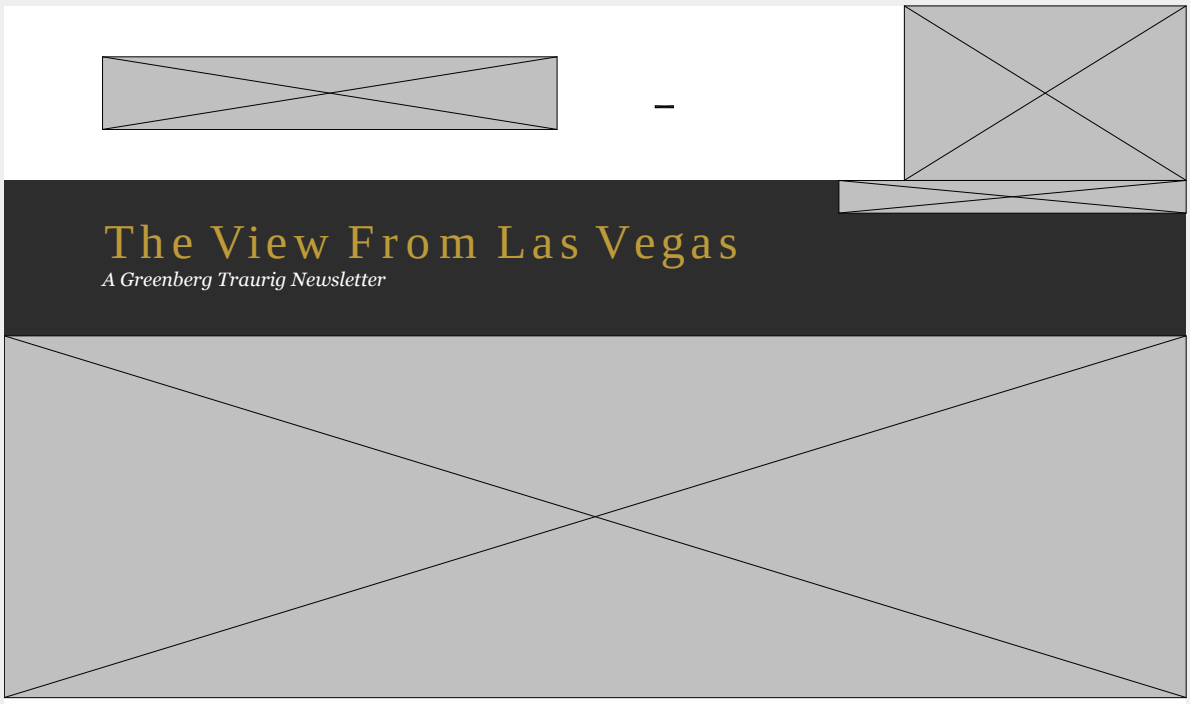

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May 2019

Editor s POV

With the heartbreaking images from Notre Dame Cathedral's tragic fire and the horrible bombings in Sri Lanka fresh in our memories, we look to international developments in this issue. Our colleagues around the United States – as well as in Asia, Europe, Israel, and Mexico – help GT to guide clients through the maze of legal issues worldwide. Here, we provide updates on Brexit, changes in copyright laws in the EU (and the U.S.), a quarterly China newsletter, information on chain-of-supply issues for offshore manufacturing, cryptocurrency, access to websites for the disabled, and an array of other issues. Let us all hope for a fast rebuilding in Paris and Colombo, and continued building of bridges of understanding throughout the world.

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Nevada and Firm News | Blockchain | Brexit | China | Data, Privacy & Cybersecurity | E-Commerce | Export Controls & Economic Sanctions | Federal Regulatory & Administrative Law | Intellectual Property & Technology | International Trade | Labor & Employment

NEVADA AND FIRM NEWS

Greenberg Traurig and the UNLV William S. Boyd School of Law to co-host Summit for Corporate Governance

Global law firm Greenberg Traurig, LLP and the UNLV William S. Boyd School of Law will co-host the "Summit for Corporate Governance" on Friday, Nov. 8, 2019. The forum will gather leaders from academia, business, and law for a series of in-depth sessions and panel discussions on hot topics facing boards of directors in corporate governance. [READ MORE]

Greenberg Traurig Recognized in *Chambers USA* 2019

Attorneys and practices from global law firm Greenberg Traurig, LLP have been recognized in *The Chambers USA 2019 Guide*. More than 150 of the firm's attorneys were recognized in the 2019 Guide, in addition to more than 40 of the firm's practices across 20 regions. [READ MORE]

Greenberg Traurig Represents Orange Lake Resorts in Connection with a New 5 year, $500 Million Credit Facility

The multi-office timeshare group from global law firm Greenberg Traurig, LLP represented Orange Lake Resorts – home to the Holiday Inn Club Vacations® brand – in connection with a new five-year, $500 million revolving credit facility. [READ MORE]

Greenberg Traurig Advises Orange Lake Resorts and Wilson Family on Sale of a Significant Minority Investment

The multi-office timeshare group from global law firm Greenberg Traurig, LLP represented Orange Lake Resorts – home to the Holiday Inn Club Vacations® brand – and members of the Wilson family in connection with a significant minority investment in Orange Lake Resorts by an affiliate of KSL Capital Partners, LLC. [READ MORE]

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BLOCKCHAIN

Blockchain & Cryptocurrency Newsletter - Winter 2019

2018 was a year of transformation for the blockchain industry. While the market continued to see technological advancements in smart contracts, platform functionality, scalability and security, regulators took a firmer rein in pursuing those seeking to exploit the uninitiated or those engaged in outright fraud. We discuss below some of the key enforcement actions and proceedings during 2018 that have shaped the regulatory environment in the United States and the continuing uncertainty over the classification of digital assets as securities. [READ MORE]

Proposed Amendment to Japanese Crypto Asset Laws

A bill to amend the Japanese laws regulating cryptocurrency exchange businesses or financial instruments transactions was submitted to the Diet on March 15, 2019. The bill proposes to call cryptocurrencies "Crypto Assets" rather than "Virtual Currencies" and intends to introduce additional regulations to ensure user protection, regulate derivatives trades on cryptocurrencies, and establish a more transparent regulatory framework on cryptocurrencies. [READ MORE]

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BREXIT

Quick Update: Brexit Date Extended to 31 October 2019

In the early hours of 11 April 2019, Brexit date was extended again, this time to 31 October 2019. Announcing this extension, the EU urged the UK not to waste this time in finding the best possible solution, whether through a strategy rethink or a decision to cancel Brexit. [READ MORE]

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CHINA

China Newsletter | Spring 2019/Issue No. 42

Greenberg Traurig's China Newsletter provides an overview of key developments in Chinese legislation. [READ MORE]

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DATA, PRIVACY & CYBERSECURITY

The 50-State Cybersecurity Class Action Is Here to Stay. How to Defend Against It!

In recent years, plaintiff class actions lawyers have shifted their focus in cybersecurity cases from pleading federal claims to asserting claims under state law of residents of all 50 states. However, this potentially raises class certification issues that make these claims difficult for plaintiffs to succeed on. How should one prosecute them? How should one defend them? How could one plead and prove that the plaintiffs were injured because of the breach? [READ MORE]

The ePrivacy Regulation: The Next European Initiative in Data Protection

While many are still digesting the changes brought about by the EU General Data Protection Regulation (GDPR), a new privacy regulation is already on its way. The Regulation Concerning the Respect for Private Life and the Protection of Personal Data in Electronic Communications – in short, the ePrivacy Regulation – is currently a draft under discussion. [READ MORE]

Corporate Governance in Insurance: Maintaining a Culture of Compliance with New and Developing Cybersecurity Requirements

Cybersecurity has emerged over the past several years as one of the greatest concerns to the insurance industry, with multiple high-profile data breaches of insurance companies and other entities demonstrating the potential scope of the issue. The growing threat has prompted both the insurance industry and regulators to devote vast resources to cybersecurity preparedness. [READ MORE]

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E-COMMERCE

Real Estate, the ADA and the Web: Is Your Website Designed to Bring You Sales, Leases, and . . . Lawsuits?

When most people in the real estate industry think of the Americans with Disabilities Act, commonly referred to as the ADA, they think of issues concerning mobility-related accessibility. But the ADA is much broader than that and in today's legal landscape, it increasingly encompasses websites. [READ MORE]

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EXPORT CONTROLS & ECONOMIC SANCTIONS

An Underappreciated China Sourcing Pitfall North Korean Materials

Just when you think your supply-chain program is under control, OFAC reminds you that you may have some brushing up to do. OFAC is the U.S. Department of the Treasury's Office of Foreign Assets Control, responsible for implementing most of the U.S. Government's country-specific and targeted economic-sanctions programs. [READ MORE]

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FEDERAL REGULATORY & ADMINISTRATIVE LAW

Supreme Court to Decide if Courts Must Defer to an Agency s Construction of Ambiguous Regulations

The U.S. Supreme Court heard oral argument March 27 in what could be one of the most important administrative law cases to come before the Court in many years: *Kisor v. Wilkie*. The question in *Kisor* is whether the court should overrule decisions holding that courts must defer to an agency's reasonable interpretation of its own ambiguous regulation. [READ MORE]

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INTELLECTUAL PROPERTY & TECHNOLOGY

EU Parliament Approves Heavily Disputed Copyright Directive

On March 26, the parliament of the European Union approved the "Directive on copyright in the Digital Single Market," one of the most heavily disputed legislative acts in EU history. [READ MORE]

Infringement Protection for Foreign Sales of a Patented Product

You are counsel for Company A, whose product is on the market in the United States and abroad. Sales are exceeding all expectations, when you receive a very upsetting call from a salesperson in Europe – "I am calling to let you know ...." It turns out your company's European Competitor is selling an exact copy of your device based on component(s) being supplied by U.S. Company B. The device is covered by a U.S. patent, but its component(s) are not. moreover, Company A does not have patent protection in Europe. [READ MORE]

9 Out of 9 Supreme Court Justices Agree: Registration (Not Application) Before Copyright Litigation

"Registration" really does mean . . . registration. On March 4, a unanimous U.S. Supreme Court resolved the long-simmering "application approach" vs. "registration approach" circuit split, affirming the Eleventh Circuit's holding in *Fourth Estate Public Benefit Corp. v. Wall-Street.com* that a copyright owner must have a registration certificate in hand before showing up at the courthouse steps. [READ MORE]

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INTERNATIONAL TRADE

Trump Administration Cracks Open Door to Private Law Suits Against Cuba with Partial Libertad Act Title III Implementation

On March 19, 2019, a never-before-used Cuban embargo measure went into effect that makes it possible for U.S. claimants to sue the Cuban government in U.S. courts for confiscated Cuban property. The measures were further expanded April 17, 2019, to permit lawsuits against non-Cuban entities operating in Cuba. [READ MORE]

WTO Decision Could Be Blueprint for NAFTA Investor Claims

In a landmark ruling that could have significant implications for U.S. Section 232 tariffs on imports of steel and aluminum (and potentially autos), a World Trade Organization (WTO) Dispute Settlement Body Panel published a decision on April 5, 2019, holding that the national security exception in Art. XXI of the General Agreement on Tariffs and Trade (GATT) is not self-judging. [READ MORE]

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LABOR & EMPLOYMENT

Department of Labor Proposes Changes to Overtime Rules

The U.S. Department of Labor on March 7, 2019, issued a new proposed rule raising the annual minimum salary requirements for the Fair Labor Standards Act overtime exemptions for executive, administrative, and professional employees. [READ MORE]

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: ashley anderson
Sent: Wed 9/2/2015 11:57:20 AM
Subject: [Marketing Mail] CMS 855 B, OIG Target Areas, CMS Billing Updates, PECOS, ABN form updates, NPP reimbursement, Medicare MSP standards, and much more

Good Morning,

We are almost trending towards Q3 2015 and this is the time of the year when CMS becomes much more aggressive towards auditing providers to ensure regulatory and reimbursement compliance. Plus it's time to stay on top of compliance requirements to get the reimbursements you deserve. Missing even a single update, such as a fee schedule change, can cost you dearly.

Medicare compliance has become even more challenging with a number of regulatory and federal changes implemented in 2015 and what's about to come in 2016. In the first half of FY 2014, **OIG reported 465 criminal actions** against individuals or entities that engaged in crimes against HHS programs; and **266 civil actions**, which include false claims and unjust-enrichment lawsuits filed in Federal district court, civil monetary penalties (CMP) settlements, and administrative recoveries related to provider self-disclosure matters.

Heightened federal scrutiny and penalty enforcement have physician practices/hospitals across the healthcare spectrum concerned that even a genuine error might result in their practices to come under some serious scrutiny and unpleasant payback requests. You need to stay abreast with some of the latest updates by Medicare in 2015 on the Enrollment process, Documentation Guidelines for compliant reimbursement, PECOS, NPP Reimbursements, OIG target areas, ABN form updates, Medicare MSP Standards and much more.

Here are some of the topics and updates we've covered in this special report:

- Understanding **CMS 855 B**
- **2015-2016 CMS Billing Updates and Strategies** to ensure compliant reimbursement from Medicare
- Tune In to Key Changes Listed in **2015 Medicare Physician Fee Schedule**
- Collect Most Accurate Payments for Your Practice
- Don't Fall Victim to this Critical Care Myth
- Boost Your Charge Capture
- Don't Throw Away Thousands of Dollars
- **Advance Beneficiary Notices**: Reduce Risk Of Fraud Or Abuse Allegations
- Tips Help You Avoid Costly Billing Errors In 2015
- E/M Services Aren't Automatically Billable Every Time You See a Patient
- Overlooking These **E/M Tips Could Cost Your Practice $5000** Each Year
- Interpreting Your **PEPPER Report** Is Much Easier Than You Realize
- Find Your Path To Accurate Reimbursement for SNF Patients
- Don't Fall Victim To Heightened **OIG Scrutiny**
- Stay on the Right Side of Your Next Audit with These 3 Lessons
- Make Fewer Billing Mistakes, Report Your Services Ethically
- **ASCs**: Gear Up to File Cleaner Claims
- Successfully Navigate the Minefield of Specialist Payment Arrangements
- Watch The Clock For **Medicare Facility Observation Patients**
- Your Reimbursement Could Hinge on Outcomes Come 2016
- **HHPPS**: Improve Outcomes or Put Your Reimbursement at Risk
- Think Ahead: Good EHR Could Prevent Big Headaches
- Are You Among the Providers Who Can't Produce Documentation?
- **And much more…**

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To: Scott Carlsen[sc@taxdirector.net]; Lois Tarkanian[ltarkanian@LasVegasNevada.GOV]
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From: Bryan Scott
Sent: Wed 5/2/2018 3:35:28 PM
Subject: RE: Response to the Concerns that you expressed on our brief phone call yesterday

Mr. Carlsen:

Today's City Council meeting is a short one and there will NOT be a 1:00 p.m. planning session. The City Council Meeting starts at 9:00 a.m. this morning and there are only 61 scheduled items. Many of those are on the consent agenda and some are requested to be abeyed to a later meeting. **You should appear at the City Council meeting at 9:00 am or soon after.** There is no indication as to the exact time that your item will be heard.

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From: Scott Carlsen <sc@taxdirector.net>
Sent: Wednesday, May 02, 2018 8:28 AM
To: Lois Tarkanian <ltarkanian@LasVegasNevada.GOV>
Cc: Bryan Scott <BScott@LasVegasNevada.GOV>; councilwoman-mfiore@lasvegasnevada; Robin Munier <rmunier@LasVegasNevada.GOV>; Ward 2 Staff <ward2@LasVegasNevada.GOV>; Stavros Anthony <santhony@LasVegasNevada.GOV>; Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; Lora Kalkman <lkalkman@LasVegasNevada.GOV>; lvcouncilman@hotmail.com; Daniel Burdish <dburdish@LasVegasNevada.GOV>; Sally Christensen <schristensen@LasVegasNevada.GOV>; Ward 5 <Ward5@LasVegasNevada.GOV>
Subject: Response to the Concerns that you expressed on our brief phone call yesterday

Dear Mayor Pro Tem:

First, I have been up all night writing this, and am going to try to catch a hour or two of sleep based on the understanding that my item won't be heard until after 1 pm. But, if I wrong, please, please let me know. In any case, there were two major concerns that you expressed in our brief telephone conversation yesterday. The first was that you fear that you will have to grant everyone a waiver from the 660 foot rule if you grant this requested waiver. And then, you said if you grant my request for a waiver, and don't give the next person a waiver, then you are going to wind up in court. You will soon be convinced that it is extremely unlikely that either fear will ever come to fruition, and, to be frank, I think what I have to say, below, will convince you and that the hazards of litigation are actually greater if you do not grant this requested Special Use permit.

CONCERN NO: 1 "We will have to grant everyone a waiver from 660 foot guideline if we grant a waiver for 1700 Bannie".

First, let me state that I am not an attorney, but I do have a Masters Degree in Taxation, and as a result of my education as a CPA, as well as 30 years of practical experience, I am fairly well versed in the concept of legal precedence having

read thousands of tax court cases. However, I am copying City Attorney, Bryan Scott, with this email so that he can correct me when and if I might be wrong and otherwise advise you (privately) as to whether he agrees or disagrees with anything that I have said, below). In fact, do the shortness of time, I am going to try and copy other city council members as well.

First, a legal precedent is an application of a law to a set of factual circumstances. But, by definition, a prior legal precedence is limited to only a future set of circumstances that are factually similar to the circumstances that have been adjudicated. When a party tries to assert that a past precedent should be applied to a current set of circumstance that assertion is defeated any time the opposing party can demonstrate that a case is "distinguished on its facts" meaning that the facts of the instant case are significantly, or materially, different that than the facts involved in the adjudicated case. There are several facts and circumstances that are uniquely peculiar to my application that will negate nearly all conceivable attempts to cite my case as precedent for another SUP requiring a waiver from the 660 foot guideline. For example:

1. Any Absentee owners who do not occupy the premises as their primary personal residence in the way that I do, cannot cite this case as a valid legal precedent.
    a. Hence, right off the bat, a very large percentage of your STR rental permits will be barred from trying to cite this waiver as legal precedent.
2. Even if you have any owner occupied applicant, like me, who seeks to cite my case as a legal precedent, they will be barred from doing so UNLESS they also have the highly rare and peculiar circumstance (like me) where the distance measure from lot line to lot line is less the 660' yardstick, but, yet, is substantially over the 660' distance when measured between one STR dwelling unit to the other.
    a. In my case, the distance between my house and the other STR dwelling unit is nearly 700 feet, well over the 600 foot reference.
    b. The use of a lot line to lot line measure creates a constitutionally forbidden bias against rural communities as it creates a different result in rural communities than say downtown. In other words, why should two STR rental units that are 700 feet apart be allowed in more densely populated communities like downtown while two STR units that are 700 feet apart in a rural community are disallowed.
        i. This result also violates the law of common sense as why should a STR applicant with a large lot, that provide a big buffer between neighbors as to noise, etc., be discriminated against as compared to an applicant that is proposing to operate a STR in dwelling unit where the operation is much closer and much likely to interfere with the quiet enjoyment of neighbors.
    c. The point is that these circumstances create a potential legal vulnerability if the City Council were to deny this waiver request that simply would not exist in any other application unless they had identical facts as mine. The potential for expensive and costly litigation that can cost the City significant dollars (even if it the City is ultimately adjudicated as correct) is an important and legitimate factor for the City to consider in making its judgments in the course of doing business as a City. Hence, any other STR or SUP application that does not contain this same potential litigation risk can be distinguished on it facts such that any decision made here cannot be used a precedent to force the city make the same decision in another set of circumstances that may be similar, but lack the same level of litigation risk.
3. And even if another future applicant can claim another set similar facts, and is not yet tripped up by items described 1 and 2, in trying to assert a legal precedence, here is yet another material fact that will be hard to match:
    a. It should be remembered that the whole purpose of the 660' foot guideline is to try and control and limit the number of households that might be affected by a STR operations. If one draws a circle around my property, the "sphere of influence" or "footprint" of any STR at 1700 Bannie is substantially smaller than the "footprint" or most STRs because the whole west side of that circle spans out an over industrial property rather than residential property. Hence, a STR operation at 1700 will affect less than half the size that the wingspan of a typical STR would affect.
    b. One must be careful not to let the tail wag the dog and blindly try to follow the 660 foot guideline even to the detriment to the underlying purpose of the guideline. It seems silly to derail an STR application with a highly desired small footprint because it barely clips an arbitrary and constitutionally challenged

guideline. If the City were to waive the 660 foot rule for an STR application that has an extraordinarily small sphere of influence, such as the case for 1700 Bannie, then any other application seeking such a waiver, can be distinguished, on its facts, from being able to cite this 1700 Bannie Avenue as precedent unless it can also show that it has the same extraordinarily small "half-circle" Sphere of influence as 1700 Bannie.

4. Then we have another highly unusual fact that is unique to this application. We have handful of neighbors who have intentionally used lies and misrepresentations in attempt to sabotage this SUP process. I have been libeled and slandered in this process. Witness the attachment where a neighbor has purported to represent the neighborhood as the leader of the defunct Scotch Eighties Association falsely told neighbors that the neighborhood meeting that I was holding to explain what I was trying to do with my house was "NOT SACTIONED" by the City, and commanded that this meeting is not to be attended. This meeting was not only sanctioned by the City, the City charged me something like $500 for the mailing list needed to send out the meeting notice. Then we have another neighbor, a zealous opponent to any and all STR applications, who went around the neighborhood totaling inventing a scare tactic stories suggesting that I had said that I was going to run a ghost themed Short term rental where people would be encouraged to come spend a night at a haunted house and conduct séances, etc. This was patently false, and I have attached email and text messages which clearly advised that what I wanted to do, and which was the complete opposite of the outlandish claims that she was making in order to drum up neighborhood opposition. But apparently, in her mind, and that of her cohort, the end justified the means. Similarly, these two also spread malicious rumors and falsehoods that all of Raider Nation was going to come and throw wild parties and it can be easily demonstrated as to how these people twisted facts and spread falsehoods in order to incite neighbors and manipulate their perceptions. The actions of this small group is analogous to an attempt to poison the objectivity of a jury pool and should not be tolerated. ***This City Council created this SUP process, and frankly, it is the duty of the City Council to clean up this libelous and slanderous cesspool and rid its SUP process of this behavior. This duty falls on the entire City Council, not just you, Mayor Pro Tem***. And, if, as part of seeking to protect the SUP process from this kind of behavior, the City seeks to send a message by granting this application, and refusing to allow this behavior to be successful, then it would be extremely difficult for any subsequent applicant to cite this Bannie case as precedent unless the same sort behavior that has occurred here has also occurred in that case causing the City to take similar steps to clean up its SUP process. The SUP process was created to give neighbors a voice; not to give neighbors a chance to sabotage the process with lies and falsehoods and acts of libel and slander. Good rule of thumb: If the City wants to do something about all the people out there running illegal STR's then, think about how your SUP process treats people who have NOT behaved illegally and instead have come forward and have paid lots of money to the City only to be put thru the ringer.
5. As you will soon see, at the City Council meeting, I will be proposing that this Application be granted subject to some rather unique terms and conditions. It is very doubtful than any other applicant will agree to these same terms and conditions, and that itself is yet another distinguishable fact, that will obviate any attempt to use 1700 Bannie Avenue as a legal precedent.
6. There are actually more distinguishable facts that I can cite, but for the sake of brevity I am going to stop here, but would be happy to expound upon request.

CONCERN 2: "We will wind up in Court if we grant a waiver at 1700 Bannie"

Now, this part gets very difficult for me because it is hard to convey a realistic assessment of the potential hazards of litigation without sounding like I am making threats to sue the City. However, with all due respect, and I really mean that, WITH ALL DUE RESPECT, I think you are far more likely to wind up in court if the City Counsel DOES NOT grant this SUP than if you Do grant this SUP. As noted in the discussion above it will be very difficult for any applicant to argue that there is legal precedent that entitles them to an automatic waiver based on this case, and it is highly unlikely that anyone would be able to introduce any litigation, let alone succeed, in court on a claim that you must also grant them a SUP because you granted one at 1700 Bannie. In contrast, it is not my normal personality to be overly combative, preferring, instead, to try to work with people towards reasonable solutions. However, as should be evident from this email, I feel that like I have been put through hell during this SUP application process, where some very inappropriate actions have wrongly poisoned these proceedings. I have come forward, in good faith, as a law-abiding citizen, in valiant

attempt to try and follow the rules despite terribly unfair obstacles. I cannot help but feel that any denial would be an unfair and unjust result (especially under the terms and conditions that I will put forth at today's meeting). I am sure that Mr. Scott will tell you that any assessment of any hazards of litigation will require an assessment of a person's ability to fund and finance litigation, obtain top flight legal counsel, and produce "colorable legal arguments". I know people, my brother knows people, and Juliann knows people, so it should not be hard to imagine that I might be able to put up a formidable fight if I feel like I have been done wrong. And, Mr. Scott can give you an assessment as to they types of legal arguments that can be made, many of which have been hinted at in this email. But, there are also some things that happened between my initial application for a STR license on March 31, 2017 and the time that I even first met you, Mayor Pro Tem, that could give rise to a legal complaint. I have never mentioned this, frankly, because I have been trying to work within the system, and not against it. But it would be wrong to assume that "nice guys" cannot or will not sue people when wronged. I have had to do that when I found myself the victim of a six figure fraud, and while I hate having to be in litigation, there are legal remedies for people who have brought financial harm to others via libelous lies and slander. Those behaviors have sought to sabotage my lawful due process in requesting this permit, and what remain unknown, at this point, is whether the intentional poisoning of neighborhood opinions, and the weight that the City accords these poisoned opinions will contribute to any denial of a permit. Frankly, I am absolutely amazed that I have received so many neighborhood statements given the attempt to poison and manipulate neighborhood opinion with lies. I have four more statements, now, in addition to the dozen that I previously sent you to bring up the total to 16, as of now, with at least a couple more that still might come in before my application is heard in the afternoon session of today's city council meeting.

Then, of course, there are other legal vulnerabilities previously noted in this email, and there are really no significant damages resulting from any intentional lies and falsehoods perpetuated by a neighbor unless there is a denied permit. Please don't get me wrong. I am not suggesting that you, or anyone else, at the city had anything to do with the perpetuated lies and falsehoods, but you could be called to testify as to the extent that the neighborhood opposition that was engendered by the lies and falsehoods was a contributing factor for denial, if in fact this permit is denied.

I also disagree with another thing that you said on the phone. I was not wrong to talk about plans with my sister and her Raider fan friends, or about how I want to try and rid my house of the ghost stigma, and resulting diminution in value. I just simply told the truth about what I was intending. To the extent that neighborhood hysteria was whipped up by the lies and misrepresentation of others, then the resulting consequences are their responsibility and cannot and should not be put back on my shoulders for simply being honest and truthful about what I would like to do.

Scott

Scott A. Carlsen
President & CEO
TaxDirector.net LLC
1700 Bannie Avenue
Las Vegas, NV 89102
Telephone 702.722.6992 ~ Cell: 702.817.3429; FAX: 702.722.6992 (call first to set up fax)

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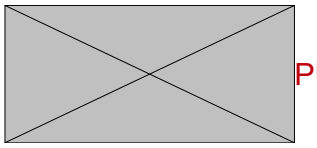
From: Public Policy Law360
Sent: Fri 10/26/2018 8:33:44 AM
Subject: Ga. Can't Nix Absentee Ballots For Signature Mismatch



PUBLIC POLICY.

Friday, October 26, 2018

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TOP NEWS

Ga. Can't Nix Absentee Ballots For Signature Mismatch

Georgia election officials can't toss absentee ballots or applications with signatures that don't seem to match the ones on file, a federal judge held Thursday, handing a win to several voters and voting advocacy groups with less than two weeks to go before midterm elections. Read full article »

Analysis

3 Things To Watch After Feds Split On Trans Worker Rights

By telling the U.S. Supreme Court Wednesday that federal anti-discrimination law doesn't bar bias against transgender workers, the U.S. Department of Justice staked out a position that is at odds with the U.S. Equal Employment Opportunity Commission. Here, experts point to three things to watch as the high court decides whether to clarify if transgender and gay workers are protected by Title VII. Read full article »

Feature

5 Takeaways As Trump Eyes Cut To Medicare Drug Payments

The Trump administration on Thursday proposed slashing Medicare drug reimbursement to more closely align with lower prices abroad, drawing immediate fire from drugmakers and raising questions about financial fallout for hospitals. Here, Law360 examines five takeaways from the plan. Read full article »

Analysis

SEC Looks Set To Bring New Wave Of Cyber-Fraud Cases

After long appearing reluctant to punish already victimized companies, the U.S. Securities and Exchange Commission looks poised to launch a new slate of enforcement actions against public companies that fail to enact sufficient accounting controls to guard against cyberattacks. Read full article »

Feds Weren't Ready For 'Zero Tolerance' Policy, GAO Finds

Two federal agencies were unprepared for implementing the Trump administration's "zero tolerance" policy toward those suspected of crossing the border without authorization because they were unaware of it before it was publicly released, according to a government report released on Wednesday. Read full article »

Senator Refers Kavanaugh Accuser, Avenatti For Investigation

The chair of the Senate Judiciary Committee referred one of the women who accused U.S. Supreme Court Justice Brett Kavanaugh of sexual misconduct and her attorney Michael Avenatti for criminal prosecution Thursday, the second time the lawmaker has taken such an action in the wake of the hotly contested nomination. Read full article »

Fla. High Court OKs Victims' Rights, Judges Ballot Proposal

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Fish & Richardson
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Harris Wiltshire
Haynes and Boone
Hollingsworth LLP

A split Florida Supreme Court on Thursday restored to the November ballot a controversial proposal from the state's Constitutional Revision Commission featuring amendments on crime victims' rights, judges' mandatory retirements and judicial deference to state agencies, finding challengers failed to prove the title and summary are misleading. Read full article »

BANKING & SECURITIES

State Bank Supervisors Sue To Block OCC Fintech Charters

The Conference of State Bank Supervisors renewed its effort Thursday to stop the Office of the Comptroller of the Currency from issuing so-called fintech charters, filing suit against the national bank agency about a month after New York's top banking regulator remounted her own legal challenge to the charter concept. Read full article »

ENERGY & ENVIRONMENTAL

EPA Seeks To Stall States' Fight Over Landfill Emissions

The U.S. Environmental Protection Agency urged a California federal judge Thursday to hold off deciding whether to toss claims it violated the Clean Air Act by failing to impose Obama-era regulations limiting emissions from municipal landfills, arguing newly proposed emission rules could impact the suit. Read full article »

Mich., Ford Deal As Toxic As Industrial Dumping, Judge Told

Michigan's environmental quality agency, attorney general and Ford Motor Co. teamed up to rig a "sue and settle" plan in 2017 to let Ford off easy for its decades of dumping toxic chemicals into its neighbors' backyards, a group of residents told a Michigan federal judge Wednesday. Read full article »

Youths Lack Standing In Climate Suit, Feds Tell Justices

The federal government has urged the U.S. Supreme Court to halt trial proceedings in a suit brought by a group of young people accusing the government of setting policies that worsen climate change, saying the plaintiffs lack standing and the matter is political in nature. Read full article »

HEALTH & LIFE SCIENCES

Law Firms Support Trans Community Following HHS Memo

At least four large law firms have signed on to a letter voicing support for the transgender community following the leak of a U.S. Department of Health and Human Services memo arguing for a new, more narrow definition of gender that excludes transgender, nonbinary and intersex people. Read full article »

IP & TECHNOLOGY

USPTO Can't Pause Patent Fee Row To Mull High Court Bid

A federal judge is refusing a request from the U.S. Patent and Trademark Office to stay a patent case, saying he won't hit pause while the government mulls a trip to the U.S. Supreme Court in defense of the agency's controversial policy on attorneys' fees. Read full article »

COMPETITION

Full DC Circ. Won't Rehear Railroads' Amtrak Metrics Row

The full D.C. Circuit on Wednesday declined to review a split panel's July decision reinstating a federal statute allowing Amtrak to help the Federal Railroad Administration set performance and scheduling standards along the nation's railways.

Jenner & Block
Katz Marshall
Kelley Drye
Kobre & Kim
Latham & Watkins
Law Offices of Gina Mendola Longarzo
Lawyers' Committee for Civil Rights
Lerman Senter
Mayer Brown
Messer Caparello
Miller & Chevalier
Miller Canfield
Morgan Lewis
Nexsen Pruet
Nixon Peabody
Ogletree Deakins
Pillsbury Winthrop
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American Hospital Association
American Intellectual Property Law Association
Amgen Inc.
Aqua America Inc.
Association of American Railroads
Cargill Inc.
Center for Constitutional Rights
Chevron Corp.
Conference of State Bank Supervisors
Digital Realty Trust Inc.
DraftKings Inc.
Entercom Communications Corp.
Entercom Communications Corporation
Environmental Defense Fund Inc.

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GOVERNMENT CONTRACTS

VA Should Improve Small Biz Preference Program, GAO Says

The U.S. Department of Veterans Affairs' use of veteran-owned small businesses has increased significantly since the U.S. Supreme Court ruled a related contracting preference is mandatory, but VA contracting officers are still struggling to implement that preference, according to a watchdog report released Wednesday. Read full article »

INTERNATIONAL TRADE

Trade Chiefs Declare WTO 'Not Sustainable' In Bid For Reform

Thirteen trade ministers from across the globe declared Thursday that the current path of the World Trade Organization is "not sustainable" and issued a call for broad reform of the Geneva-based trade body amid pressure from the Trump administration. Read full article »

Dairy Producers Ask White House For More Tariff Relief

President Donald Trump's $12 billion aid plan to help U.S. farmers whacked with retaliatory tariffs as a result of the administration's escalating trade enforcement push did not go far enough to support the nation's dairy farmers, a powerful lobbying group said Wednesday. Read full article »

TAX

Former Ways And Means Tax Counsel Joins Miller & Chevalier

A former tax counsel for the U.S. House Ways and Means Committee who played a key role in developing the international provisions of the federal tax overhaul will join Miller & Chevalier Chtd. as a member of its tax department, the firm announced Thursday. Read full article »

US Blasts EU Digital Tax, Urges Cooperation

As debate over taxation of the internet intensifies in Europe, U.S. Treasury Secretary Steven Mnuchin blasted the proposed European Union digital services tax and urged EU member states to follow through on the Organization for Economic Cooperation and Development's plan to reach a multilateral solution by 2020. Read full article »

IMMIGRATION

ACLU Fights New Asylum Rule For Domestic Abuse Victims

The American Civil Liberties Union pressed for a quick win Wednesday in a D.C. federal court case where the rights group asserts the federal government's restrictions preventing domestic abuse survivors from obtaining asylum conflict with safeguards mandated by Congress. Read full article »

Salvadoran Sues ICE Over Separation From 4-Year-Old Son

Immigration advocates urged a D.C. federal court on Thursday to reunify a Salvadoran asylum-seeker with her 4-year-old son after they were forcibly separated at the border, claiming that U.S. Immigration and Customs Enforcement's decision to keep the two apart violates her due process rights. Read full article »

NATIVE AMERICAN

Slave Descendants Say DOI Can't Dodge Discrimination Suit

FanDuel Inc.
Ford Motor Co.
Four Seasons Holdings Inc.
Genentech Inc.
Google Inc.
Ketchum Inc.
Lawyers' Committee for Civil Rights Under Law
Medicare Payment Advisory Commission
Monsanto Co.
NBCUniversal Inc.
National Association of Legal Fee Analysis
National Basketball Association
National Milk Producers Federation
National Treasury Employees Union
Nestle
New York Times Co.
Our Children's Trust
PhRMA
Regeneron Pharmaceuticals Inc.
Sierra Club
Sinclair Broadcast Group, Inc.
The Atlanta Journal-Constitution
Tribune Media Co.
Trump Organization Inc.
Twitter Inc.
United States Telecom Association
Voya Financial Inc.
Wal-Mart Stores Inc.
Wayfair LLC
Yahoo! Inc.
YouTube Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Crow Creek Sioux Tribe
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Railroad Administration

Descendants of slaves once held by the Muscogee (Creek) Nation have urged a D.C. federal court to reject the U.S. Department of the Interior's bid to throw out their discrimination suit, saying the statute of limitations had not run out on their claims. Read full article »

TELECOMMUNICATIONS

Trump Sets Up National Framework For Spectrum Sharing

President Donald Trump signed a memorandum Thursday that outlines a national spectrum strategy meant to speed the adoption of next-generation wireless technologies while helping the government and private sectors use the airwaves more efficiently. Read full article »

FCC Secures Go-Ahead For New Economics Office

The Federal Communications Commission said Thursday it has gotten the green light to open its new Office of Economics and Analytics by the end of the year after securing permission from the House and Senate Appropriations Committees, among other federal entities. Read full article »

Muni Broadband, Kid Vid Rules Chill Free Speech: O'Rielly

Federal Communications Commission member Michael O'Rielly identified municipally run broadband networks and rules surrounding children's broadcast programming as possible restraints on free speech during a keynote address Wednesday night. Read full article »

FCC Again Denies Foes Of CBS-Entercom Merger

The Federal Communications Commission in a decision released Thursday again refused to challenge the merger of CBS Radio with Entercom Communications Corp. over a broadcaster's allegations of "news distortion" purportedly rampant at CBS. Read full article »

FCC Defends Tribal Lifeline Clamp-Down At DC Circ.

A D.C. Circuit panel Thursday pressed the Federal Communications Commission on whether it followed the proper procedures when it moved to change the way funds for Lifeline services on tribal lands are deployed. Read full article »

WHITE COLLAR

Trump Campaign's Sway Over Charity Draws Judge's Scrutiny

A Manhattan judge weighing the New York attorney general's suit against President Donald Trump for allegedly using his personal foundation as a campaign piggy bank zeroed in at oral arguments Thursday on emails that showed Trump campaign staff giving instructions on how charitable funds should be spent. Read full article »

CIVIL RIGHTS

Harvard Data Reveals Asian 'Penalty,' Expert Testifies

Asian-Americans face a statistically significant penalty and discriminatory treatment as a result of their race when applying to Harvard University, a star expert witness said Thursday in testimony for the group suing over the prestigious university's affirmative action admissions policies. Read full article »

EXPERT ANALYSIS

A First Look At The Sweeping New Opioid Law

The SUPPORT Act, signed into law this week, is Congress' long-anticipated response to the national opioid crisis. The act's wide-ranging provisions take aim at the entire

- Florida Supreme Court
- Food and Drug Administration
- Government Accountability Office
- Internal Revenue Service
- Michigan Department of Environmental Quality
- Michigan Department of Natural Resources
- Muscogee Creek Nation
- National Labor Relations Board
- National Railroad Passenger Corp.
- National Telecommunications and Information Administration
- New York State Department of Financial Services
- Office of the Comptroller of the Currency
- Port Authority of New York & New Jersey
- Securities and Exchange Commission
- Surface Transportation Board
- U.S. Attorney's Office
- U.S. Customs and Border Protection
- U.S. Department of Agriculture
- U.S. Department of Health and Human Services
- U.S. Department of Justice
- U.S. Department of Transportation
- U.S. Department of Veterans Affairs
- U.S. Department of the Interior
- U.S. Environmental Protection Agency
- U.S. Immigration and Customs Enforcement
- U.S. Patent and Trademark Office
- U.S. Supreme Court
- World Trade Organization

health care continuum, reflecting the breadth of the crisis as well as the collective resolve of Congress to address the challenges, say attorneys at Morgan Lewis & Bockius LLP. Read full article »

Calif.'s Updated Slack-Fill Law: What Cos. Should Know

California recently amended its slack-fill packaging law, creating several new exemptions that may provide companies some relief from the slack-fill lawsuits that have proliferated in the state, say attorneys with Kelley Drye & Warren LLP. Read full article »

A Closer Look At SEC's Whistleblower Proposals

Recently proposed amendments to the rules governing the U.S. Securities and Exchange Commission's whistleblower program represent a step back for the program. However, there are some elements that should encourage whistleblowers, says Matthew LaGarde of Katz Marshall & Banks. Read full article »

Unpacking New Guidance On Tax-Free Monetized Spinoffs

The Internal Revenue Service recently clarified the representations a company is expected to make when it requests a private letter ruling on a tax-free spinoff with a debt exchange component. Attorneys at Latham & Watkins LLP examine this significant revenue procedure. Read full article »

LEGAL INDUSTRY

Coming Monday: Law360's Access To Justice

Law360 is on a mission to explore important, and often overlooked, issues that impact individuals' ability to navigate a complex legal system. We are proud to announce our weekly Access to Justice newsletter, which will launch Monday and be free of charge to all readers. Read full article »

Google CLO Allegedly Had An Affair With Subordinate

The chief legal officer of Google’s parent company allegedly had an extramarital affair with a subordinate in the legal department, who was then moved to another division after the company learned of the relationship, according to a report published Thursday. Read full article »

How Does Ginsburg Tackle Cases? 'I Start With The Judges'

U.S. Supreme Court Justice Ruth Bader Ginsburg offered rare insight into her approach to cases in a conversation with D.C. Circuit Judge David B. Tatel on Wednesday evening, explaining why she always reads lower court opinions before turning to the parties’ briefs and what type of submissions often end up in her “skip” pile. Read full article »

Excessive Attys' Fee Bids Can Backfire, Judges Say

A prevailing party seeking to recover legal fees should resist asking for excessive or unnecessary hours, federal judges said in a panel discussion Thursday, with one jurist noting such entries send up a red flag that makes him "skeptical of the entire application." Read full article »

Law Student Pleads Guilty To CyberStalking Georgetown Alum

A former University of Texas law student has pled guilty to cyberstalking a Georgetown University Law Center alumnus after the school denied his application, the U.S. Department of Justice announced Wednesday. Read full article »

Ex-W.Va. Supreme Court Justice's Law License Annulled

A former justice on West Virginia's highest court had his license to practice law annulled earlier this month after pleading guilty to a federal wire fraud charge connected to his personal use of a state-owned vehicle and gas credit card. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Jenner & Block and Barnes & Thornburg top this week’s legal lions list with a major win

for fantasy sports platforms in a lawsuit over college athletes' likenesses, while Fish & Richardson ended up on the legal lambs list after a jury concluded its client, Walmart, willfully infringed a smaller rival's trademark. Read full article »

Breaking The Rules: 3 Ways To 'Lead' A Direct Examination

Trial lawyers are frequently taught that they should appear invisible during direct examination — that their job is merely to prompt the witness to start speaking. But the most powerful direct examinations are the ones in which the examiner, not the witness, is controlling the pace, say attorneys with Kobre & Kim LLP. Read full article »

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Ketchum Inc.
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Medicare Payment Advisory Commission
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NBCUniversal Inc.
National Association of Legal Fee Analysis
National Basketball Association
National Milk Producers Federation
National Treasury Employees Union
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Our Children's Trust

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Sierra Club
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The Atlanta Journal-Constitution
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Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Crow Creek Sioux Tribe
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
Federal Railroad Administration
Florida Supreme Court
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Michigan Department of Natural Resources
Muscogee Creek Nation
National Labor Relations Board
National Railroad Passenger Corp.
New York State Department of Financial Services
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Surface Transportation Board
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Sent: Mon 3/13/2017 10:50:25 PM
Subject: [Marketing Mail] Next Voices Blog: "My Career And 'The Rope' "

What Keeps Bank Directors Up At Night-plus two helpful BSA articles

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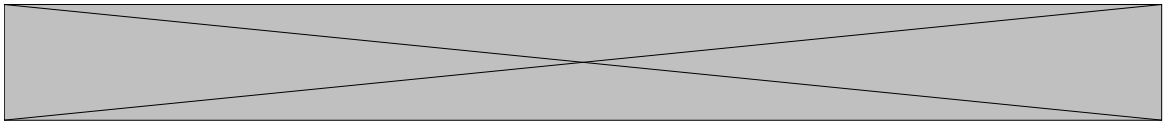

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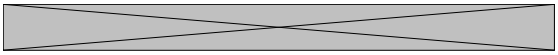
COMPLIANCE

Breaking down "beneficial ownership"

In May 2016, the Treasury Department issued final rules to clarify and strengthen customer due diligence requirements. The new regulation is the most significant change to the Bank Secrecy Act since the USA PATRIOT Act. Will your bank be ready by the 2018 deadline? Read more



NEW BLOG! NEXT VOICES

My career and "the rope"

Tricia Dunn found a middle ground at Radius Bank between two former employers' extremes—"us versus them" and "free beer on demand." Read more

COMMUNITY BANKING

Brother, can you spare a "BerkShare"

Community banks in the Berkshire mountains region of Massachusetts help make a special approach to "sustainable economy" work—a local currency called "BerkShares." Read more

COMMUNITY BANKING BLOG

What's on bank directors' minds

Four issues keep board members up at night: recruitment, "de-cruitment," proper involvement, and compensation. Read more

MANAGEMENT STRATEGIES

6 strategies for getting the most out of fintech partnerships

Fintech's old attitude of "We will rock you" has morphed into "We need you." Bankers, fintech execs, and consultants discuss half a dozen strategies to make the most of the new atmosphere. Read more

BEYOND THE BANK

When contracts put vendors in control

A bank-vendor relationship gone wrong is the IT equivalent of a bad divorce. Once the bank gets hurt by the vendor, the relationship is burned. Dan Fisher gives some examples of vendor missteps. Read more

MERGERS & ACQUISITIONS

AML & FRAUD

Who gets market's lift most

Banking industry stock valuations have continued to increase in 2017. S&P Global Market Intelligence presents its latest scan of banks with the highest price-to-tangible book value ratios. Read more

COMMERCIAL REAL ESTATE

Multifamily lending slows, but credit improves

Multifamily loan growth slowed in the final quarter of 2016 to the lowest pace in over three years. This was the slowest quarter-over-quarter growth since the first quarter of 2013 and slowest year-over-year growth since the third quarter of 2013. Read more

COMPLIANCE VIEWPOINT

BSA info sharing could be greatly improved

Daniel Stipano spent decades at the Comptroller's Office, frequently dealing with Bank Secrecy Act/anti-money laundering issues. Stipano says the good intentions of federal information sharing and "safe-harbor" efforts must be improved. He describes the problems and the potential solutions. Read more

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"What's Going On?"

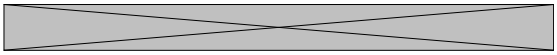
Sure, much about the BSA/AML process could be improved. But in a season of upset, how can industry and the regulators sort out good ideas for change from the silly ones? Read more

NEXT VOICES

Looking for millennial banker authors

Banking Exchange has started a blog called "Next Voices." (See sample top of this column.) Writers must be millennials involved in financial services, sharing their thinking and their interests regarding the industry. Want to play a part? Send your information and a writing sample to Steve Cocheo, digital content manager.

Read first Next Voices blogs



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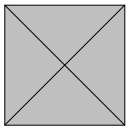
Getting to "Agile" from "Careful! Fragile!"

"Banks' challenge is they've taken their risk-averse approach and applied it everywhere. There are areas where they don't need all of the structure and silos for risk management" —Stephanie Sadowski, Accenture Read more

SPONSORED ROUNDTABLE

Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe*** Read more

On-demand Webinar: Digital Account Opening—New Path to Profitability

Mobile account opening is surging. Find out how banks can make it seamless for the customer and safe for the bank. ***Sponsored by Mitek***
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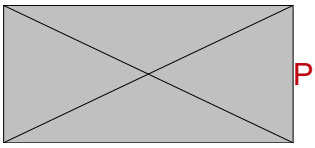

PUBLIC POLICY.

Tuesday, May 15, 2018

TOP NEWS

Analysis

Supreme Court Blows Door To Sports Betting Wide Open

The U.S. Supreme Court's decision Monday to strike down a federal ban on sports betting was perhaps more forceful than even the gambling industry anticipated, potentially giving states wide latitude to offer mobile and online betting options without running afoul of other federal laws. Read more »

Analysis

High Court Sports Bet Ruling Could Mean Bonanza For Tribes

The U.S. Supreme Court's decision Monday to strike down a federal sports betting ban offers Native American tribes a promising avenue to expand their gaming businesses, but how lucrative it is depends on how adept tribes can be in working with states to secure their place in the sports betting game, experts say. Read more »

High Court Strikes Down Federal Sports Betting Ban

The U.S. Supreme Court on Monday struck down a federal law prohibiting states from legalizing sports betting, a ruling that opens the door to legalizing sports betting in states across the country. Read more »

Skadden Partner, Judge Confirmed As New 7th Circ. Judges

The Senate on Monday confirmed Skadden Arps Slate Meagher & Flom LLP partner Michael Y. Scudder Jr. and U.S. District Judge Amy J. St. Eve for the Seventh Circuit in a rare bipartisan vote for President Donald Trump's nominees. Read more »

NRA Can't Use Pseudonyms In Suit Challenging Fla. Law

A Florida federal judge ruled Sunday that the National Rifle Association can't use pseudonyms for plaintiffs in litigation challenging a provision banning firearm sales to anyone younger than 21 that was passed in response to the shooting that left 17 dead at Marjory Stoneman Douglas High School. Read more »

4 Things To Watch As FERC Sets Sights On Pipeline Policies

From revamping 20-year-old guidelines for approving natural gas pipelines to sparking a massive rewrite of oil and gas pipeline contracts, the Federal Energy Regulatory Commission is working on several policy changes that could reshape how the pipeline industry does business. Here are four issues percolating at FERC that pipeline companies are watching closely. Read more »

Calif. Asks 9th Circ. To Revive Large-Capacity Magazine Ban

A California federal judge erred in temporarily halting enforcement of a new state ban on large-capacity ammunition magazines, the California attorney general's office told a Ninth Circuit panel Monday, arguing the lower court had abused its discretion in finding the gun law likely violated the Second Amendment. Read more »

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BANKING & SECURITIES

Dems Press SEC Over Facebook Wildlife Trafficking Claims

A pair of Democratic lawmakers urged the head of the U.S. Securities and Exchange Commission on Monday to investigate accusations that Facebook has failed to tell shareholders about the illegal trafficking of endangered species taking place on the website. Read more »

ENERGY & ENVIRONMENTAL

Gas Well Permits Don't Violate Pa. Constitution, Panel Says

A panel of administrative law judges has found that Pennsylvania regulators properly exercised their roles as environmental trustees under the state's constitution as they approved permits to a Rex Energy Corp. unit for a cluster of natural gas wells in Butler County. Read more »

Former EPA Judge Advanced To Lead NJ Enviro Agency

Former U.S. Environmental Protection Agency Judge Catherine McCabe vowed Monday to take a "fair and balanced" approach in leading the New Jersey Department of Environmental Protection and to protect state residents when the federal government is "letting us down," before a state Senate panel advanced her nomination for the post. Read more »

Enviros, Kids Defend Suit Over Gov't 'Indifference To Science'

The Clean Air Council and two children accusing the U.S. government of rolling back environmental regulations with "reckless indifference to science" urged a Pennsylvania federal judge Friday not to toss their claims, arguing that the government mischaracterized their suit as violating the separation of powers. Read more »

HEALTH & LIFE SCIENCES

Top Senate Dem Wants Info On Cohen-Novartis Dealings

The top Democrat on the Senate Finance Committee has opened an inquiry into the business dealings between Novartis and Michael Cohen, President Donald Trump's personal lawyer, after the pharmaceutical company said it paid Cohen's firm $1.2 million over the course of a year for health care policy guidance. Read more »

IP & TECHNOLOGY

Federal Standards 'Not Copyrightable,' DC Circ. Told

Private industry standards lose copyright protection when they are later turned into mandatory federal regulations, a public records nonprofit asserted in oral arguments Monday in urging a D.C. Circuit panel to upend a decision granting that protection to industry standards that ultimately were incorporated into federal requirements. Read more »

EMPLOYMENT

Analysis

9th Circ. Punt In Airline Wage Row Leaves Carriers On Edge

The Ninth Circuit's recent request that the California Supreme Court clarify how far-reaching the Golden State's wage laws really are puts the airline industry on edge that it may face additional administrative burdens of complying with a patchwork of state wage-statement statutes, industry observers say. Read more »

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Trump To Tap Investment Manager To Take Over PBGC

President Donald Trump plans to tap investment manager Gordon Hartogensis to replace W. Thomas Reeder Jr. as the director of the Pension Benefit Guaranty Corp., the safety net for the nation's flailing multiemployer pension plans, the White House announced Monday. Read more »

CYBERSECURITY & PRIVACY

Justices Back Unlisted Driver Over Search Of Rental Car

The U.S. Supreme Court on Monday reversed a lower court's ruling that a man driving his fiancée's rental car did not have a reasonable expectation of privacy because he was not on the rental agreement, resolving a circuit split and lending hope to his appeal of a 10-year prison sentence on drug charges. Read more »

INTERNATIONAL TRADE

USTR Prepares For Onslaught Of China Tariff Opposition

The Office of the U.S. Trade Representative on Monday announced three days' worth of public hearings at which scores of powerful business groups are expected to voice their opposition to the Trump administration's plan to counter China's intellectual property practices with hefty tariffs. Read more »

TAX

Opportunity Zones Good Result From TCJA, Sen. Booker Says

The "opportunity zones" created by the recent federal tax overhaul are Washington, D.C.'s best-kept secret and could be a game changer for low-income communities, New Jersey Democratic Sen. Cory Booker told Law360 Monday. Read more »

Seattle Council OKs Lower $50M Annual Head Tax On Big Biz

After weeks of controversy during which online retail giant Amazon paused the planning of construction on a major city project, the Seattle City Council voted Monday to approve a scaled-down, nearly $50 million annual head tax on large corporations. Read more »

High Court To Hear If Damages For Rail Staff Can Be Taxed

The U.S. Supreme Court agreed Monday to hear a petition from BNSF Railway Co. over whether payroll taxes should be deducted from compensation owed to a former employee for lost wages in connection with a workplace injury. Read more »

BANKRUPTCY

Puerto Rico Rejects Bondholders' $10B Sales Tax Deal

Two groups of Puerto Rican bondholders on Monday announced a proposal to cut the island's debt by $10 billion by putting a portion of sales tax revenue in a trust to be split between them, but the island's government and financial overseers predicted fiscal woes if the plan were adopted. Read more »

IMMIGRATION

Feature

Will The House Come Through With A Solution For Dreamers?

After eight months of negotiations over a legislative replacement for the Obama-era Deferred Action for Childhood Arrivals program, House Republicans introduced a discharge petition last week that, with 218 signatures, would immediately send several immigration bills to the floor for a vote. Here, Law360 examines the

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Centers for Medicare & Medicaid Services
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New Jersey Department of Environmental Protection
Office of the U.S. Trade Representative
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Homeland Security

proposals and the petition's likelihood of success. Read more »

USCIS Changes Unlawful Presence Calculation For Students

U.S. Citizenship and Immigration Services is changing the way it calculates unlawful presence for foreign visitors in the U.S. on student or exchange visas who fail to maintain their status, by starting the clock immediately after their authorized activity concludes instead of when they are found in violation. Read more »

New Bill Would Make Border Patrol Collect Data On Searches

New legislation recently introduced by Sen. Kirsten Gillibrand, D-N.Y., would require border patrol agents to keep records of their border security stops and searches in an effort to increase oversight of the government agencies enforcing the nation's immigration laws. Read more »

TELECOMMUNICATIONS

Senate Set To Vote On Nixing Net Neutrality Rollback

A long-awaited Senate vote that could set in motion the nullification of the Federal Communications Commission's net neutrality deregulation is scheduled for Wednesday, Senate Democrats said Monday. Read more »

White House Looks To Mitigate Trump's ZTE Reversal Fallout

President Donald Trump's apparent decision to spare Chinese telecom giant ZTE Corp. after its Iran and North Korean sanctions violations sent the White House into damage control mode Monday as it stressed that the U.S. Department of Commerce would be making an "independent" decision on the matter. Read more »

FCC's Pai OKs Call Authentication Plan To Beat Robocalls

Phone call authentication to combat "spoofed" robocalls assuming a fake number is one step closer after Federal Communications Commission Chairman Ajit Pai on Monday accepted recommendations from a federal advisory committee for selecting a "governance authority" to implement the authentication framework. Read more »

WHITE COLLAR

Russian Co. Indicted By Mueller Calls Case 'Make-Believe'

A Russian company that allegedly backed an effort to sway the 2016 presidential election asked a federal judge Monday to review the confidential instructions Robert Mueller gave the grand jury, saying the special counsel sought to "justify his own existence" by indicting "a Russian — any Russian." Read more »

Feds Blast Manafort's Bid For Hearing Into Grand Jury Leaks

Federal prosecutors Monday filed an opposition to former Trump campaign chairman Paul Manafort's request that a Virginia federal court conduct a hearing about alleged leaks related to his pending case on bank fraud charges, saying the press reports Manafort pointed to did not provide specific evidence of wrongdoing. Read more »

PEOPLE

Quinn Emanuel Nabs Ex-Acting US Attorney For Boston Office

The former acting U.S. Attorney for the District of Massachusetts — best known for leading the case against the Boston Marathon bomber — has joined Quinn Emanuel Urquhart & Sullivan LLP, the firm announced. Read more »

Ex-SEC Senior Counsel Joins MoFo In New York

After more than a decade at the U.S. Securities and Exchange Commission, the agency's former senior trial counsel has decamped for Morrison & Foerster LLP to seek out fresh challenges and take on new clients. Read more »

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U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania
World Trade Organization

EXPERT ANALYSIS

Challenges In Billing Physician Observation Services

Emergency department overcrowding is a well-documented problem in today's hospitals. But as processes for admitting patients to observation care have changed to expedite patient throughput, hospitals could be at risk for billing noncompliance due to a long-standing and possibly overlooked regulation in the Medicare Billing and Claims Manual, says Debbie Sconce of FTI Consulting Inc. Read more »

Opinion

Recovering Lawyers' Lost Position Of Independence

In these politically divisive times, many ask whether our institutions and traditions can help us return to a greater consensus. In days long past, the legal profession could have been counted on to serve just such a function. But lawyers are now just as polarized as everyone else, says Samuel Samaro of Pashman Stein Walder Hayden PC. Read more »

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Pomerantz's Jeremy Lieberman

Pomerantz LLP's Jeremy Lieberman led a $3 billion settlement for investors in a class action over Brazilian energy giant Petrobras' corruption scandal, achieving a record sum and key legal ruling along the way to land him a spot on Law360's 2018 Titans of the Plaintiffs Bar. Read more »

Feature

The Problem With Becoming A Parent In BigLaw

A recent lawsuit against Morrison & Foerster alleging discrimination against women who have children illuminates a question looming over the legal industry: Are law firms truly welcoming to mothers, or are their parental leave policies merely lip service? Read more »

3 Ex-Ogletree Deakins Attys Enter $300M Gender Bias Suit

Three former Ogletree Deakins Nash Smoak & Stewart PC attorneys have added their names to a $300 million gender discrimination class and collective action against the firm, according to an amended complaint filed Friday in California federal court, which also added Ogletree Deakins' managing shareholder as a named defendant. Read more »

50 Law Schools Ask Recruiting Firms If They Require NDAs

Fifty of the nation's top law schools have asked firms recruiting on campuses to complete a survey regarding their use of mandatory arbitration and nondisclosure agreements, following reports that some BigLaw firms have required summer associates to sign agreements covering sexual harassment and other workplace misconduct. Read more »

Law Firm Rates, Demand Continue Upward Climb In 2018

Law firm billing rate increases and demand growth were the driving factors of revenue improvement in the first quarter of 2018, according to a law firm industry report released Monday by Citi Private Bank's law firm group. Read more »

Interview

15 Minutes With Hilton's General Counsel

Having a broad and diverse legal team at Hilton is critical to Kristin Campbell, the hotel brand's executive vice president and general counsel. For example, women constitute at least half of her senior leadership team and the overall population of attorneys in the legal department. She also recently shared with Law360 how the piña colada, Waldorf salad and chocolate brownie are related to the company. Read more »

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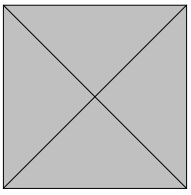
From: GOVERNING
Sent: Fri 12/15/2017 6:09:36 PM
Subject: Blockchain is best known as the digital ledger platform behind Bitcoin.

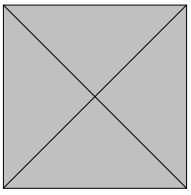
Wednesday, January 17 | 11am PT/2pm ET | Register now

Blockchain is best known as the digital ledger platform behind Bitcoin. But now the secure, decentralized technology used to track digital currency transactions is poised to disrupt the real estate industry – and that could have big implications for government agencies. Advocates say blockchain will digitize the often lengthy and convoluted paper trail associated with real property transactions – driving down costs, improving accuracy and reducing fraud. Some believe this shift ultimately could make property transactions as quick and seamless as stock trading.

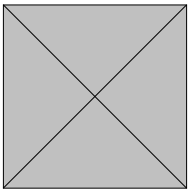
Featured Speakers:



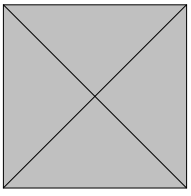
John Mirkovic, Deputy Chief of Staff, Recorder of Deeds, Cook County, IL



Mark Ladd, President, Property Records Industry Association (PRIA)



Keith Nichols, Managing Director, Thomson Reuters Tax & Accounting Government



Morgan Wright, Former Senior Advisor, US State Department, Antiterrorism Assistance Program & Senior Fellow, Governing Institute

Join us on January 17 at 11am Pacific/2pm Eastern for an interactive, hour-long webinar where we'll discuss what blockchain means for government offices that store and process property records, assess property values, collect property

taxes and regulate the real estate industry. You'll learn more about:

- What blockchain is and how it works
- How it potentially impacts your agency and community -- and how you can prepare
- Where government blockchain pilots already are underway

.

For questions or to register, contact:

Lauren Anderson
800.940.6039 ext. 1378
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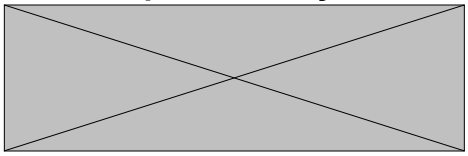

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NewsFeed Breakfast:
Nevada and the 2016 Presidential Election
Wednesday, November 18

Don't miss a need-to-know discussion on Nevada's influence on the 2016 presidential election, featuring two longtime Nevada political consultants: **Billy Vassiliadis, CEO of R&R Partners**, and **Sig Rogich, president of Rogich Communications Group**. *Review-Journal* Senior Editorial Writer Glenn Cook will moderate the conversation.

register

FEATURED NEWS

Lunch & Learn:
Doing Business with NASA and its Primes - A Regional Outreach Small Business Forum

Wednesday, November 18

Launch your small business as a NASA supplier, subcontractor and/or service provider! Representatives from NASA will present how to do business with the agency and contracting opportunities that may be available for local small businesses. This is a can't-miss event for small businesses looking to connect with agency representatives and prime contractors to find new

EVENTS

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Tuesday, December 15
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business opportunities.

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VYP Fusion Mixer at Andrea's inside Encore

Thursday, November 19

Enjoy the chic atmosphere of Andrea's at Encore while you build new business connections. Sip sensational cocktails and enjoy the ambiance as VYP closes out another year of networking opportunities, professional development and community leadership.

register >

Get Ready for Small Business Saturday!

Saturday, November 28

It's the biggest day of the year for small business! Join thousands of other small business owners and customers in celebrating Small Business Saturday. Stop by the Metro Chamber offices to pick up your Small Business Saturday swag, including bags, signage and other fun materials to display in your business.

more info >

2016 Installation Luncheon

Thursday, December 17

Join the Metro Chamber as John Guedry, CEO of Bank of Nevada, is sworn in as Chairman of the 2016 Board of Trustees. He will share his vision for the Metro Chamber in 2016 as well as share his insights on what's in store for the Las Vegas business community for the coming year. This luncheon is an excellent opportunity to meet and engage Metro Chamber leadership and see what's happening for the largest business organization in Nevada.

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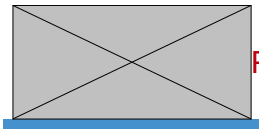
Subject: [Marketing Mail] CFPB Boosts Protections On Prepaid Cards, Mobile Wallets



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Wednesday, October 5, 2016

TOP NEWS

CFPB Boosts Protections On Prepaid Cards, Mobile Wallets

The Consumer Financial Protection Bureau on Wednesday released final rules that for the first time would force prepaid card providers, mobile wallet firms and other similar companies to limit consumers' losses on unauthorized transactions and provide credit card-like protections and strict disclosures of fees and other features.

Trump Plans To Deport 16M, Kaine Argues During VP Debate

At Tuesday night's vice presidential debate, Hillary Clinton's running mate, Sen. Tim Kaine, D-Va., accused Republican nominee Donald Trump of wanting to deport 16 million people, while Trump running mate Indiana Gov. Mike Pence emphasized the removal of "criminal" immigrants.

EU Vote Catapults Climate Agreement Toward Taking Effect

The European Union voted overwhelmingly Tuesday to ratify the United Nations' landmark climate change agreement to help slash global greenhouse gas emissions, putting the accord over the threshold of support it needs to take effect.

CFTC Urged To Prioritize Cybersecurity, 'Triage' Its Budget

Digital security threats, flawed financial reporting and a stagnant budget will continue to be the most serious management challenges faced by the U.S. Commodity Futures Trading Commission, the futures market regulator's internal auditor wrote in a letter released Monday.

IRS Revises Partner Liability Rules After Public Criticism

The IRS will be less restrictive in its treatment of partnership liabilities and disguised property sales after receiving public criticism that regulations it had proposed in 2014 were vague and subjective and took an "all-or-nothing" approach, according to documents released Tuesday.

Calif. Law Makes Prosecutors' Evidence Tampering A Felony

California has enacted a law that makes it a felony for a prosecutor to act "intentionally and in bad faith" by withholding or tampering with evidence that could benefit a defendant.

Russia Withdraws From Nuclear Weapons Reduction Pact

Russian President Vladimir Putin announced on Monday that Russia will withdraw from a landmark nuclear arms material reduction deal with the U.S., citing a "fundamental change" in circumstances amid a recent chill in relations between the

LAW FIRMS

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Arnold & Porter
Barnes & Thornburg
Bracewell LLP
Brune Law PC
Butler Rubin
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Deans & Lyons
Fennemore Craig
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Hooper Lundy
Hopping Green
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Patterson Thuente
Quinn Emanuel
Reed Smith
Riley Safer
Sheppard Mullin
Sidley Austin
Skadden
Steptoe & Johnson LLP
Stris & Maher

two countries.

ANALYSIS

Feds Balk At Insurer Demands On ACA Money

The federal government is suddenly disputing its obligation to pay billions of dollars to beleaguered Affordable Care Act insurers, injecting fresh uncertainty into high-stakes legal battles over market-stabilization funding.

BANKING & SECURITIES

BofA, JPMorgan, Wells Fargo Take 2nd Shot At Living Wills

Bank of America Corp., JPMorgan Chase & Co., Wells Fargo & Co. and two other giant banks have submitted revised versions of the so-called living wills that federal regulators rejected under threat of sanctions earlier this year, federal regulators announced Tuesday.

Investor Watchdog Slams NYSE Plan On Termination Forms

The U.S. Securities and Exchange Commission's investor advocate sent a letter to the commission on Monday slamming plans by two NYSE Group exchanges to give firms more time to file notices when employees are fired, saying the added time could encourage fraud.

SEC Says Tilton's Latest Challenge Is Barred By Prior Case

The U.S. Securities and Exchange Commission urged a New York federal judge Tuesday to toss a case from private equity mogul Lynn Tilton challenging the constitutionality of its in-house administrative proceedings, saying the court lacks jurisdiction under a recent Second Circuit ruling in another Tilton suit.

ENERGY & ENVIRONMENTAL

Environmentalists Urge Obama Not To Expand Gulf Drilling

Nearly 70 environmental groups asked President Barack Obama in a letter on Tuesday not to expand oil drilling in the Gulf of Mexico in the 2017-2022 Outer Continental Shelf Oil and Gas Leasing Program, saying that energy extraction in that region has already "wreaked havoc" on Gulf Coast communities and ecosystems.

Enviros Get Corps Memo Added To Water Rule Appeal

The U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers on Tuesday mostly won their bid to keep social media posts and internal memos out of the Sixth Circuit appeal of their Clean Water Rule, with environmental groups landing one memo they sought and industry challengers and states coming up dry.

HEALTH & LIFE SCIENCES

High Court Ruling Bars Medicaid Suit, Calif. Tells 9th Circ.

The U.S. Supreme Court's 2015 Armstrong decision holding that health care providers have no private right to sue over Medicaid reimbursement nixes the AIDS Healthcare Foundation's challenge to a California law mandating the use of discounted drugs and regulating reimbursements, a state attorney told the Ninth Circuit Tuesday.

FDA Warns That Hep C Meds Can Reactivate Hep B

The U.S. Food and Drug Administration on Tuesday said it's requiring boxed warnings on hepatitis C medications called direct-acting antivirals, including Gilead Sciences Inc.'s Harvoni and Sovaldi and AbbVie Inc.'s Viekira Pak, warning that the medication can reactivate hepatitis B in patients who have previously had it.

Szaferman Lakind
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COMPANIES

AIDS Healthcare Foundation Inc.
AT&T Inc.
AbbVie Inc.
Alcoa Inc.
Amazon.com Inc.
American Bar Association
American Cable Association
Bank of America Corporation
BlueCross BlueShield of North Carolina
Bristol-Myers Squibb Company
CTIA
Celgene Corporation
CenturyLink Inc.
Citigroup Inc.
Comcast Corporation
Covidien PLC
DISH Network Corporation
Financial Industry Regulatory Authority Inc.
Gilead Sciences Inc.
Goldman Sachs Group Inc.
Google Inc.
Green Dot Corp.
JPMorgan Chase & Co.
Johnson & Johnson
KPMG International
Land of Lincoln Mutual Health Insurance Co.
Lehman Brothers Holdings Inc.
LexisNexis Group
MasterCard Incorporated
Merck & Co Inc.
MetLife Inc.
Mexican American Legal Defense and Education Fund
MoneyGram International, Inc.
Morgan Stanley
NYSE Holdings LLC
National Association of Manufacturers
National Basketball Association
National Consumer Law Center
Natural Resources Defense Council
Netflix Inc.

Okla. High Court Nixes Law Restricting Abortion

The Oklahoma Supreme Court on Tuesday permanently blocked a state law that imposed heavy criminal and civil penalties on abortion providers, finding that the statute violated the state constitution's single-subject rule for legislation.

IP & TECHNOLOGY

J&J Unit Challenges PTAB Institutions At High Court

A Johnson & Johnson subsidiary has asked the Supreme Court to review whether the America Invents Act permits the Patent Trial and Appeal Board instead of the director of the U.S. Patent and Trademark Office to make inter partes review institution decisions, following the PTAB's invalidation of its glucose blood testing patent and the Federal Circuit's subsequent affirmance.

TRANSPORTATION & INFRASTRUCTURE

Cuomo, Christie Discussed GWB Report, Witness Says

The mastermind behind the George Washington Bridge lane closures testified Tuesday at the trial of two former public officials that New York Gov. Andrew Cuomo and New Jersey Gov. Chris Christie discussed issuing a report that falsely claimed the politically motivated closures were for a traffic study.

REAL ESTATE

NYC Changes Affordable Housing Lottery Rules

New York City Mayor Bill de Blasio said Monday that the city is changing its rules surrounding affordable housing lotteries in an effort to give more people access and will now prevent developers and leasing agents from denying applications based solely on credit scores or housing court history.

EMPLOYMENT

NJ Reaches $1.5M Settlement With Ex-Asst. Prosecutor

The state of New Jersey has agreed to pay $1.5 million to settle a former assistant county prosecutor's lawsuit alleging he was fired for raising concerns that charges against a county sheriff and other officials were dropped due to their ties to Gov. Chris Christie.

COMPETITION

Clinton Vows Vigorous Enforcement Of Mergers, Competition

Democratic presidential candidate Hillary Clinton on Monday called for an aggressive enforcement of merger review and antitrust laws, saying if she becomes president, she would work to promote competition and take on abuses of market power by acting at every level of government.

PRIVACY & CONSUMER PROTECTION

Fed Watchdog Says Cybersecurity Is Top Priority

Major challenges facing the Federal Reserve's management this year involve cybersecurity, moving from writing rules to enforcing them and establishing an efficient internal governance system, the agency's internal watchdog said in a recent report.

Info Security Top Priority For CFPB, Fed Watchdog Says

New York Times Co.
Pacific Legal Foundation
PayPal Inc.
Planned Parenthood Federation
Public Knowledge
Reed Elsevier
Sierra Club
State Street Corp.
The Bank of New York Mellon Corporation
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California Valley Miwok Tribe
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey

Cybersecurity is a common concern for federal agencies given the sensitive information they handle, so it is no surprise a Federal Reserve watchdog recently reported that an effective information security program is essential to the Consumer Financial Protection Bureau's doing its job.

INTERNATIONAL TRADE

Lawmakers Slam EU's 'Hostage Taking' In TTIP Talks

As the latest round of Transatlantic Trade and Investment Partnership negotiations kicked off in New York City on Monday, a pair of influential Republican lawmakers criticized the European Union for its "hostage-taking" approach in the talks, urging the U.S. to do all it can to advance the deal.

Sen. Schumer Turns Up Heat On China's Aluminum Policies

Sen. Charles Schumer, D-N.Y., on Monday backed the U.S. International Trade Commission's ongoing probe of China's aluminum industry and stressed the need for clear answers on what Beijing has done to give its producers an unfair foothold in the global market.

TAX

Trump's Tax Returns Take Center Stage At VP Debate

Tuesday night's face-off between the vice presidential candidates saw Democratic Sen. Tim Kaine excoriating Donald Trump for failing to support the military by allegedly escaping federal income taxes, while Republican Gov. Mike Pence accused Hillary Clinton of inefficiently raising taxes and debt.

IRS Finalizes Disguised Property Sale Rules In Partnerships

The IRS issued final regulations Tuesday that clarify ambiguities in its treatment of disguised property sales between individuals in partnerships after adopting comments from the public received after the rules were first proposed two years ago.

IMMIGRATION

Scholars Tell Justices Citizenship Law Biased Against Men

A group of population and family scholars urged the U.S. Supreme Court Monday to recognize the sex stereotyping in a challenged U.S. immigration law that makes it tougher for men than women to pass their U.S. citizenship on to their children.

NATIVE AMERICAN

Ariz. Gaming Head Fights Sanctions Bid In Tribal Casino Suit

An Arizona gambling regulator slammed a sanctions bid in the Tohono O'odham Nation's suit over the right to offer Las Vegas-style gaming near Phoenix, saying Monday that the tribe's bid is meant to divert attention from the fraud underlying the tribe's compact with the state.

Feds Say No Need For Stay In Calif. Tribal Leadership Fight

The federal government urged a California federal court Monday to reject a bid by members of a faction of the California Valley Miwok Tribe to stay a Bureau of Indian Affairs decision that could allow a rival faction to gain control over the tribe, saying the plaintiffs haven't shown the decision is likely to cost them a share of revenues from a state gambling trust fund.

TELECOMMUNICATIONS

Salt River Pima-Maricopa Indian Community
Securities and Exchange Commission
Small Business Administration
Tohono O'odham Nation
U.S. Army
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Supreme Court
Unified Patent Court
United Nations
World Intellectual Property Organization

FCC's O'Rielly Says Key Issues Still Hamper Set-Top Box Plan

Federal Communications Commissioner Michael O'Rielly, a Republican who has been critical of FCC Chairman Tom Wheeler's push to unlock the TV set-top box, said Tuesday that significant problems still plague the proposal as it waits for a vote after being pulled at the last minute from last week's meeting.

OMB Approval Moves FCC Lifeline Update Forward

The Office of Management and Budget has approved information collection requirements for the 2016 Lifeline Modernization Order, the Federal Communications Commission announced Monday, paving the way for phasing in expansion of mobile broadband access.

FCC Pressured On Privacy Rules' Effect On Small ISPs

The chief of the Federal Communications Commission has not addressed concerns about its proposed privacy rules' impact on small internet service providers and must closely look at the potential effects, the top Republican and Democrat on the House Small Business Committee said Monday.

FCC Commish, Sen. Push For Rural Telehealth In W. Va.

Federal Communications Commissioner Mignon Clyburn and Sen. Shelley Moore Capito, R-W.Va., discussed the intersection of broadband and health while touring a West Virginia hospital on Monday, saying that affordable high-speed internet is needed to boost health care access in rural communities.

Netflix, Dish Reject Net Neutrality Rehearing At DC Circ.

Netflix and Dish Network Corp., alongside other companies and advocates intervening in a challenge to the Federal Communications Commission's net neutrality rules, blasted on Monday a push for the full D.C. Circuit to rehear a case that the FCC won, saying there is no conflict with precedent and the legal questions are ordinary.

EXPERT ANALYSIS

Best Of Times And Worst Of Times For International IP

While the intellectual property environment is healthy, the international trade environment is not. The troubling situation raises the question of whether prevailing anti-trade sentiment will undercut IP harmonization progress and jeopardize the future of the global IP system, say Jay Erstling and Amy Salmela of Patterson Thuente Pedersen PA.

A Step Toward A Limited-Purpose Fintech Charter

The recent unveiling of a regulatory framework that fleshes out the receivership provisions of the National Bank Act continues to pave the way for the rollout of a limited-purpose financial technology banking charter. Nevertheless, uninsured national banks as well as fintech firms would be wise to critically review the proposal, say attorneys with Arnold & Porter LLP.

LEGAL INDUSTRY

Government's Willful Blindness Theories Put Lawyers At Risk

The government's recent focus on holding individuals accountable for corporate misdeeds is supporting the rise of aggressive theories of prosecution, including the idea that even absent actual knowledge, they should have known something was amiss — and defense experts say that's an especially dangerous development for attorneys.

KWM Elects New Managing Partner For Europe, Middle East

Global law firm King & Wood Mallesons has elected London corporate finance and funds partner Tim Bednall as the managing partner of its Europe and Middle East operations, the firm said Tuesday.

Plans To Open Up Legal Sector In India Hit A Snag

BigLaw's hopes for entering the legal market in India were tempered last week when the Bar Council of India pulled out of a process that had been launched to create a path for foreign law firms to practice in the country.

Reed Smith Makes Space In NY, London For Innovation, Tech

Reed Smith LLP on Tuesday announced an initiative in its New York and London offices to set aside specific space to promote innovative and technological collaboration between clients, attorneys and firm contacts.

Brooklyn DA Ken Thompson Takes Medical Leave

Brooklyn District Attorney Ken Thompson said Tuesday that he will be taking a leave of absence for health reasons, saying in a statement that his second-in-command Eric Gonzalez will lead the office's day-to-day operations for the time being.

Pro Bono Firm Of 2016: Munger Tolles & Olson

Munger Tolles & Olson's attorneys averaged a whopping 160 hours apiece on pro bono work in the past year, triumphing against state governments in battles over lethal injection documents and Syrian refugee resettlement, to earn the firm a spot among Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: Archer & Greiner's Phil Cha

Those with good people skills are generally empathetic and have the innate ability to step out of their own shoes and into the shoes of another person. If you can do that, you'll be able to understand your clients' needs, their expectations and what is keeping them up at night, says Phil Cha, vice chairman of the environmental law group at Archer & Greiner PC.

Rainmaker Q&A: Deans & Lyons' Chad Castille

When I found out a potential client who kept rescheduling our meetings loved to play racquetball, I decided to pitch the idea of setting up our meeting over a game. The only issue was that I had never played racquetball. We ended up playing and he enjoyed beating me in every match. His company is still a client today and he still enjoys beating me in racquetball, says Chad Castille, a managing partner at Deans & Lyons LLP.

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U.S. Department of the Treasury
United Nations
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Ocean Energy Management
California Attorney General's Office
California Department of Health Care Services
California Valley Miwok Tribe
Commodity Futures Trading Commission
Executive Office of the President
Federal Trade Commission
Financial Crimes Enforcement Network

Financial Stability Oversight Council
Food and Drug Administration
Gila River Indian Community
International Trade Commission
NAFTA
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Salt River Pima-Maricopa Indian Community
Small Business Administration
Tohono O'odham Nation
U.S. Army
U.S. Department of Energy
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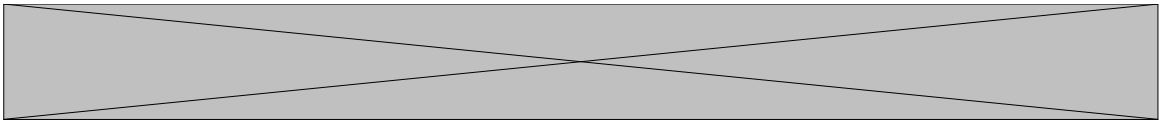


ALCO BEAT

Real risks of negative rates

If you as a banker have a bit of trouble wrapping your mind around this concept, imagine telling a consumer that they have to pay interest on their deposits. Darling Consulting's Jeff Reynolds explores the implications of this unheard-of possibility. Read more

INVESTMENT MANAGEMENT

Time for the "George method"?

It's hard to think about "George Costanza," the Seinfeld character, being an paragon of investment judgement, but maybe so. His "opposite" philosophy might stand investors in good stead, says Associated Bank economist Sara Walker. Read more

COMMUNITY BANKING

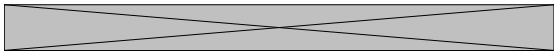
Small bank nurturing takes patience and guts

Community banking is definitely "not for the fainthearted," as one source told SNL Financial, but revenue opportunities still exist. Read more

FINTECH & YOUR BANK

Timing's great for fintech partnership

Do you sometimes feel like events are overtaking your bank, with the



TALKING CREDIT

Who do bankers work for?

Ed O'Leary says it's time to weigh who banks serve and how—and how to do it better. Read more

AML & FRAUD

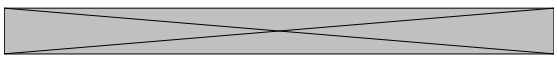
"Keep Mediocrity At Bay"

Financial and anti-money-laundering vigilance demands more effort than ever, says John Byrne. Read more

RISK, ADJUSTED

Recipe for risk management

Banker Chris Nichols on making the best of multiple ingredients. Read more



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The real risk of fintech

"Vetting anything through a government agency takes a lot of

advent and growing popularity of fintech? CCG Catalyst's Paul Schaus says there is a window of opportunity right now for banks that want to partner up, due to developments in the venture capital world. Read more

time. It's a very different time frame from the world in which unregulated startups operate" *—Bill Streeter, editor & publisher in "Like it or not"* Read more

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CFPB UPDATE I

Bureau proposes arbitration rule

CFPB has had arbitration clauses in its sights since 2012, at least. Now the bureau has dropped a very heavy other shoe, with implications for many bank services. Read more

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CFPB UPDATE II

Student loan repayment choices detailed online

While the banking industry gave some pushback, CFPB went ahead with a new website that enables student loan borrowers to obtain a better idea of their repayment options. Read more

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MORTGAGE/CRE

Construction loans building up in Atlanta

Is Atlanta having déjà vu or is the boom in commercial building proceeding on a less-risky basis? SNL Financial analysts look at a skyline filled with cranes. Read more

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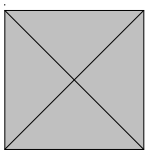

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Panama Papers amps pending rules at Treasury

Yesterday the Treasury Department announced several actions to strengthen financial transparency and combat the misuse of companies to engage in illicit activities. Treasury announced a Customer Due Diligence (CDD) Final Rule; proposed Beneficial Ownership legislation; and proposed regulations related to foreign-owned, single-member limited liability companies.

"Together, these efforts target key points of access to the international financial system," Treasury stated, "when companies open accounts at financial institutions, when companies are formed, or when company ownership is transferred, and when foreign-owned U.S. companies seek to evade their taxes." Read more

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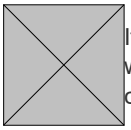

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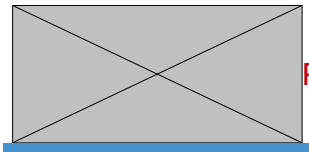

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Analysis

Trump's First Year Saw Slew Of Judicial Confirmations

With 12 appellate judges and a U.S. Supreme Court justice, President Donald Trump has already made an impact on the federal courts in his first year, even as allies push for more judges to be confirmed more quickly and Trump's detractors cry foul. Read more »

Trump Taps 10 For Bench In Latest Round Of Nominations

President Donald Trump announced a wave of federal judicial nominations on Wednesday, tapping a New Mexico energy law partner for the Tenth Circuit, a Morgan Lewis & Bockius LLP intellectual property partner for the District of Delaware, and eight more attorneys for federal district judgeships in Pennsylvania, Florida and other states. Read more »

GOP Touts Tax Bill's Impact On Biz, Workers As Dems Jeer

With the GOP tax cut bill expected to be signed into law soon, President Donald Trump and Republicans took a victory lap on Wednesday, claiming the legislation would create jobs and bring home cash stashed overseas, while Democrats continued to heap scorn on the plan. Read more »

Biggest Texas Cases Of 2017

There were plenty of major legal battles in Texas over the past year, including two in which federal juries in Dallas returned blockbuster verdicts against Facebook-owned Oculus VR LLC and Johnson & Johnson's DePuy Orthopaedics Inc. unit. Here, Law360 highlights some of the biggest cases of 2017. Read more »

BANKING & SECURITIES

New Comptroller Promises Continuity Amid Rule Tweaks

Comptroller of the Currency Joseph Otting on Wednesday said that he plans to move forward with his predecessor's efforts to create a new charter for financial technology firms and ease rules pertaining to community banks, including a review of their compliance requirements for anti-money laundering rules. Read more »

ENERGY & ENVIRONMENTAL

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Bradley Arant
Bryan Cave
Butler Snow LLP
Cadwalader Wickersham
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Cleary Gottlieb
Clifford Chance
Clyde & Co
Cogdell Law Firm
Constangy Brooks
Cooley
Covington & Burling
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Polk
Davis Wright Tremaine
Deans & Lyons

NJ Appellate Panel Says Industrial-Site Cleanup Plan Is Safe

The New Jersey Appellate Division on Wednesday upheld the state's approval of contamination cleanup activities at a former metal production plant, ruling that the remediation proposal offered by the site's present owner was safer than alternative plans. Read more »

Outdoor Advertisers Sue Over Philly Property Revaluation

Clear Channel and another outdoor advertising company became the latest landowners to challenge Philadelphia's effort to raise $118 million in new tax revenue through targeted property revaluations in a state court lawsuit filed Tuesday. Read more »

HEALTH & LIFE SCIENCES

Gov't Drops Challenge To Abortion For Detained Teen

The Trump administration on Tuesday withdrew its bid for the U.S. Supreme Court to step in and temporarily block a court order allowing a teenage girl held in immigration detention to proceed with aborting her pregnancy, after realizing she is 19, not 17. Read more »

Sens. Target Small Drugmaker Over 300-Fold Price Hike

U.S. senators targeted a small drugmaker on Tuesday over a 300-fold spike in the price of a rare-disease medicine, calling the increase "unacceptable" in light of the medicine's importance and long history on the market. Read more »

Drugmakers Ducked $1.3B In Medicaid Rebates, OIG Says

Drugmakers may have avoided paying $1.3 billion in Medicaid rebates by misclassifying a handful of innovator drugs as generics in recent years, the Office of Inspector General for the U.S. Department of Health and Human Services reported Wednesday. Read more »

Senate Dems Ask Agencies About Banned Word Policies

Democratic senators on Tuesday called on the Centers for Disease Control and Prevention, Department of Health and Human Services and Office of Management and Budget to clarify their policies in light of news reports about words and phrases including "transgender," "fetus" and "science-based" being banned from documents concerning next year's budget. Read more »

MEDIA & ENTERTAINMENT

FCC Defends Reinstatement Of UHF Broadcast Discount

The Federal Communications Commission urged the D.C. Circuit Tuesday to deny a petition lodged by nonprofit groups challenging an agency-issued discount that makes it easier for UHF broadcast owners to gain market share, saying the agency's decision to reinstate the discount "was reasonable and consistent with law." Read more »

Public Can't Access Christie's Town Lists, NJ Panel Says

Certain documents used by a New Jersey government office unit that came under scrutiny when the George Washington Bridge scandal erupted in 2014 are shielded from public access even though the office has since been disbanded, a state appeals panel ruled Tuesday. Read more »

EMPLOYMENT

EEOC's Wellness Rule To Be Thrown Out At Start Of 2019

U.S. Equal Employment Opportunity Commission rules for incentivizing employees who participate in workplace wellness programs will be vacated on Jan. 1, 2019, a

Debevoise & Plimpton
Dentons
Dewey & LeBoeuf
Dinsmore & Shohl
Drinker Biddle
Duane Morris
Eagan Avenatti
Fish & Richardson
Fisher Boyd
Foley & Lardner
Freshfields
Gardere Wynne Sewell
Gibson Dunn
Goodwin
Gordon & Rees
Goulston & Storrs
Greenberg Traurig
Greg Coleman Law
Groom Law Group
Haynes and Boone
Herrick Feinstein
Hilder & Associates
Hogan Lovells
Holman Fenwick
Hughes Hubbard
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Jackson Lewis
Jenner & Block
Jones Day
K&L Gates
Kane Russell
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Kennedys CMK
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Kirkland & Ellis
Labaton Sucharow
Landskroner Grieco
Lanier Law Firm
LegalForce RAPC Worldwide
Lindquist & Vennum
Liner LLP
Littler Mendelson
Lynn Pinker
McCarter & English
McCusker Anselmi
McDermott Will
McGuireWoods
Milbank Tweed
Morgan Lewis
Morris Nichols

D.C. federal judge said Wednesday, finding that the rules need to end but that doing so sooner would wreak havoc on employee health plans. Read more »

NLRB Defends Purple Communications Email Usage Ruling

The National Labor Relations Board on Tuesday urged the Ninth Circuit to sign off on its Purple Communications Inc. ruling allowing workers to use employer email systems for union business, arguing that it facilitates workers' rights under the National Labor Relations Act without imposing on businesses. Read more »

COMPETITION

J&J Fined €25M Over French Generic Drug Smear Campaign

France's antitrust enforcer fined Johnson & Johnson and its Janssen-Cilag unit €25 million ($29.7 million) on Wednesday for hindering the marketing and sale of a generic version of the company's Durogesic pain patch. Read more »

GOVERNMENT CONTRACTS

Analysis

Top Gov't Contracts Policy Developments Of 2017

2017 introduced several major policy changes that will affect federal contractors' operations for years to come, from the implementation of a stringent defense cybersecurity rule and the repeal of a deeply unpopular rule on labor violations to provisions of the sprawling Pentagon budget bill. Here, Law360 runs down some of the year's most consequential moves for government contractors. Read more »

INTERNATIONAL TRADE

Analysis

US Trade Enforcement Muscled Up In 2017

The first year of the Trump administration was colored by a robust and wide-ranging trade enforcement wave as the White House dusted off long-dormant statutes to bring new cases and emboldened U.S. companies to do the same. Here, Law360 takes a look back on the big enforcement developments that defined 2017. Read more »

EU Doesn't Budge On China As Dumping Rules Take Effect

Even as new European Union anti-dumping rules aimed at settling a World Trade Organization dispute over the bloc's treatment of China as a nonmarket economy took effect Wednesday, Brussels issued a report citing persistent government influence in Beijing's markets. Read more »

TAX

House Sends $1.5T Tax Cut Bill To Trump's Desk

The Republicans' $1.5 trillion tax bill is expected to become law after the U.S. House of Representatives on Wednesday again voted to affirm deep and permanent tax cuts for corporations and lower rates for most American households until 2025. Read more »

Analysis

Tax Bill Like 'Manna From Heaven' For Work-Hungry Firms

While the Republicans' tax bill heads to President Donald Trump's desk after receiving final approval by Congress, tax attorneys already are salivating over the work the legislation promises to deliver. Read more »

Sen. Wyden Confronts Acting IRS Head About Dual Roles

Senate Finance Committee ranking member Ron Wyden, D-Ore., on Wednesday

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Niro Law Ltd.
Norton Rose Fulbright
O'Melveny & Myers
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Patterson Thuente
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Proskauer Rose
Quan Law Group
Quattlebaum Grooms
Quinn Emanuel
Robbins Geller
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Ruprecht Hart
Saul Ewing
Scheef & Stone
Seyfarth Shaw
Sheppard Mullin
Sidley Austin
Simmons Hanly
Skadden
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Steptoe & Johnson LLP
Susman Godfrey
TLT LLP
Taft Stettinius
Thomas Combs
Troutman Sanders
Weinberg Roger
White & Case
White and Williams
Whitfield Bryson
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Wilkinson Walsh
Williams & Connolly
WilmerHale
Winston & Strawn
Womble Bond Dickinson

COMPANIES

AARP Inc.
AT&T Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial

confronted acting Internal Revenue Service Commissioner and Assistant Treasury Secretary for Tax Policy David Kautter on the potential conflict of interest raised by holding both positions at the same time. Read more »

BANKRUPTCY

Puerto Rico Pension Fund To Resume Bond Interest Payments

Puerto Rico must resume monthly interest payments to holders of public pension bonds, the judge presiding over the territory's bankruptcy-like cases ruled Wednesday, keeping on a temporary spigot for those investors while they fight for an adequate protection lien on retirement system funds. Read more »

IMMIGRATION

High Court Says DACA Docs Can Wait For Dismissal Ruling

The U.S. Supreme Court waded into a discovery dispute Wednesday in five related lawsuits over the Trump administration's decision to revoke the Deferred Action for Childhood Arrivals program, saying a California federal judge couldn't demand a full record from the government until after he ruled on whether to dismiss the suits. Read more »

DHS Hit With FOIA Suit Over Expedited Removal Procedures

The U.S. Department of Homeland Security is being sued under the Freedom of Information Act for documents explaining its procedures and policies concerning expedited removal of people suspected of being undocumented immigrants, according to a complaint filed Tuesday in California federal court by a nonprofit investigative journalism group. Read more »

NATIVE AMERICAN

Trump Signs Bill To Buttress Tribal Training And Jobs

President Donald Trump on Monday signed into law a bill meant to make a comprehensive Native American training and employment program not only permanent, but also intended to improve it. Read more »

Wis. Loses Bid To Revive Tax Suit Against Tribe

A Wisconsin appellate court on Tuesday sided with the Lac Courte Oreilles Band of Lake Superior Chippewa Indians of Wisconsin in a suit from the state Department of Natural Resources that sought to recover taxes it said the tribe owed under a state law. Read more »

TELECOMMUNICATIONS

Industry Praises 'Open Internet' Bill Amid Backlash

Republicans and industry-aligned groups heaped praise Tuesday and Wednesday on Rep. Marsha Blackburn's introduction of a bill aimed at solidifying "open internet" principles, but Democrats and consumer-focused groups are warning that the legislation is far from a bipartisan solution. Read more »

EXPERT ANALYSIS

Reporting Requirement Alone Survives Net Neutrality Repeal

In repealing net neutrality rules, the Federal Communications Commission has left one legacy rule requiring broadband internet access service providers to disclose their network management practices. With this, the FCC may have provided the means by which a record may be developed to show BIAS providers' use of

Organizations

American Society Of Composers Authors & Publishers
BP p.l.c.
Banco Bilbao Vizcaya Argentaria SA
CBS Corporation
CITGO Petroleum Corp.
Cable News Network Inc.
Cato Institute
Clear Channel Outdoor Holdings, Inc.
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Communications Workers of America
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Jimmy John's Franchise LLC
Johnson & Johnson
LegalZoom.com Inc.
Lex Mundi Ltd
Lockheed Martin
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Nordstrom Inc.
Northwestern Mutual Life Insurance Co.
Oaktree Capital Management
Oculus VR LLC
OneWest Bank Group LLC
Outfront Media Inc.
Owens Illinois Inc.
PepsiCo Inc.
Perrigo Co. PLC
Ryan LLC
Sanofi-Aventis
Sinclair Broadcast Group, Inc.
Sun Pharmaceutical
Taro Pharmaceutical Industries Ltd.
Teva Pharmaceutical Industries Limited

previously prohibited practices, say Marc Martin and Michael Sherling of Perkins Coie LLP. Read more »

What Was The EEOC Up To This Year? Takeaways From 2017

The U.S. Equal Employment Opportunity Commission recently released its yearly "Performance and Accountability Report." Although it's a look back, it provides insight on what is important to the commission and, perhaps, how we can stay off its radar, say Anne Yuengert and Racquel Martin of Bradley Arant Boult Cummings LLP. Read more »

Telehealth In 2017: What Changed And What's Ahead

As the U.S. shifts from a fee-for-service to a value-based health care system, telemedicine is viewed by many as the solution for achieving access to care and cost-efficiency. Kristi Kung and Matthew Shatzkes of Sheppard Mullin Richter & Hampton LLP look back on some of the telemedicine-related legal and regulatory changes that occurred in 2017 and discuss potential areas of interest in 2018. Read more »

A Review Of US Economic Sanctions In 2017

The past 12 months have been an extraordinarily active period and, given recent international developments, the pace of change for U.S. sanctions policy is unlikely to slow in the foreseeable future, say Ama Adams, Brendan Hanifin and Emerson Siegle of Ropes & Gray LLP. Read more »

Hearing The Need For More Women's Voices In The Courtroom

For many female attorneys, the results revealed in the New York State Bar Association's recently adopted report on female litigators in the courtroom were not encouraging but not terribly surprising. Each stakeholder in the litigation process — judges, law firms and corporate clients — should contribute toward increasing female voices in the courtroom, says Carrie Cohen of Morrison & Foerster LLP. Read more »

LEGAL INDUSTRY

Analysis

Legal Industry 2017 Year In Review

The legal industry, rocked by gender bias suits and buoyed by #appellatetwitter, saw a roller coaster of a year. Here's a look at the good, bad and Trump-driven of 2017. Read more »

IP Firm Hits LegalZoom, State Bars With $60M Antitrust Suit

A law firm specializing in trademark registration filed a $60 million antitrust lawsuit in California federal court Tuesday, accusing federal and state regulators of complicity in allowing LegalZoom.com and its founders to use false advertising and offer customers unauthorized legal services. Read more »

Womble Bond Taking On 24 Attys From Calif. IP Boutique

Womble Bond Dickinson (US) LLP is picking up 24 members of an intellectual property boutique in California, adding another notch to its belt in a series of combinations following the November merger of North Carolina-based Womble Carlyle Sandridge & Rice LLP and British firm Bond Dickinson LLP. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

The year's final legal lions list has been compiled, and sole practitioner John R. Sommer ended up on top of it for his work taking down the Lanham Act's ban on "scandalous and immoral" trademarks, while 2017's final legal lambs list is headed up by Kane Russell Coleman & Logan PC, which was on the losing end of a $98 million fraud verdict in Texas this week. Read more »

Legal Tech Download: Dentons' Leadership Change-Up

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at seven major recent

The Bank of New York Mellon Corp.
The Federation of State Medical Boards Inc.
Tribune Media Co.
Trump Organization Inc.
Twitter Inc.
Uber Technologies Inc.
United Parcel Service Inc.
United Services Automobile Association
Verizon Communications
Washington Post Co.
Wells Fargo & Co.
ZTE Corp.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Industry and Security
Centers for Disease Control and Prevention
Defense Contract Audit Agency
Department of Commerce
Drug Enforcement Administration
Economic Development Administration
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Internal Revenue Service
International Trade Commission
Lac Courte Oreilles Band
National Labor Relations Board
New Jersey Department of Environmental Protection
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange

developments. Read more »

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U.S. Department of Justice
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U.S. Department of the Treasury
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court
Wisconsin Department of Natural Resources
World Trade Organization

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Proskauer Rose
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Skadden
Alexander Dubose
Allen & Overy
Archer & Greiner
Ballard Spahr
Berwin Leighton Paisner
Blakely Sokoloff
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Bryan Cave
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Cadwalader Wickersham
Caplin & Drysdale
Chamberlain Hrdlicka
Cleary Gottlieb
Clifford Chance
Clyde & Co
Cogdell Law Firm
Constangy Brooks
Cooley
Covington & Burling
Cravath Swaine
DLA Piper
Davis Polk
Davis Wright Tremaine
Deans & Lyons
Debevoise & Plimpton
Dewey & LeBoeuf
Dinsmore & Shohl
Duane Morris
Eagan Avenatti
Fish & Richardson
Fisher Boyd
Foley & Lardner
Freshfields
Gardere Wynne Sewell
Goodwin
Gordon & Rees
Goulston & Storrs
Greenberg Traurig
Greg Coleman Law
Groom Law Group
Haynes and Boone
Herrick Feinstein
Hilder & Associates
Hogan Lovells
Holman Fenwick
Hughes Hubbard
Hunton & Williams
Husch Blackwell
Jackson Lewis
Jenner & Block
K&L Gates
Kane Russell
Kasowitz Benson
Kennedys CMK
Kirkland & Ellis
Labaton Sucharow
Landskroner Grieco
Lanier Law Firm

LegalForce RAPC Worldwide
Lindquist & Vennum
Liner LLP
Lynn Pinker
McCarter & English
McCusker Anselmi
McDermott Will
McGuireWoods
Milbank Tweed
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Norton Rose Fulbright
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Sheppard Mullin
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Simmons Hanly
Slater & Gordon
Steptoe & Johnson LLP
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TLT LLP
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Troutman Sanders
Weinberg Roger
White & Case
White and Williams
Whitfield Bryson
Wiley Rein
Wilkinson Walsh
Williams & Connolly
WilmerHale
Winston & Strawn
Womble Bond Dickinson

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Johnson & Johnson
American Civil Liberties Union
Comcast Corporation
Facebook
Twitter Inc.
Washington Post Co.
Wells Fargo & Co.
AARP Inc.
AT&T Inc.
American Bar Association
American Cable Association
American Federation of Labor and Congress of Industrial Organizations
American Society Of Composers Authors & Publishers
BP p.l.c.
Banco Bilbao Vizcaya Argentaria SA
CBS Corporation
CITGO Petroleum Corp.
Cable News Network Inc.
Cato Institute
Clear Channel Outdoor Holdings, Inc.
Communications Workers of America
Conference of State Bank Supervisors
Cytec Industries Inc.
DePuy Synthes Cos.
Ernst & Young
FCA US LLC
Fifth Third Bancorp
JPMorgan Chase & Co.
Jimmy John's Franchise LLC
LegalZoom.com Inc.
Lex Mundi Ltd
Lockheed Martin
Merck & Co Inc.
MetLife Inc.
Microsoft Corporation
Mylan NV
New York State Bar Association
New York Times Co.
Nordstrom Inc.
Northwestern Mutual Life Insurance Co.
Oaktree Capital Management
Oculus VR LLC
OneWest Bank Group LLC
Outfront Media Inc.
Owens Illinois Inc.
PepsiCo Inc.
Perrigo Co. PLC
Ryan LLC
Sanofi-Aventis
Sinclair Broadcast Group, Inc.
Sun Pharmaceutical
Taro Pharmaceutical Industries Ltd.

Teva Pharmaceutical Industries Limited
The Bank of New York Mellon Corp.
The Federation of State Medical Boards Inc.
Tribune Media Co.
Trump Organization Inc.
Uber Technologies Inc.
United Parcel Service Inc.
United Services Automobile Association
Verizon Communications
ZTE Corp.
Zeughauser Group LLC

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U.S. Department of Justice
U.S. Supreme Court
Executive Office of the President
Federal Communications Commission
Internal Revenue Service
U.S. Department of Homeland Security
U.S. Department of Health and Human Services
World Trade Organization
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Food and Drug Administration
U.S. House of Representatives
Bureau of Indian Affairs
Bureau of Industry and Security
Centers for Disease Control and Prevention
Defense Contract Audit Agency
Drug Enforcement Administration
Economic Development Administration
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Trade Commission
Financial Crimes Enforcement Network
International Trade Commission
Lac Courte Oreilles Band
National Labor Relations Board
New Jersey Department of Environmental Protection
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
Texas Legislature
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of State
U.S. Department of the Treasury

U.S. General Services Administration
U.S. House Committee on Energy and Commerce
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: COSTCO WHOLESALE
Sent: Tue 2/13/2018 10:12:55 PM
Subject: FYI, We Wanted to Make Sure You Know About our Exclusive Costco Credit Card!

View this email with images.

Earn Costco cash rewards anywhere Visa is accepted. Plus, no annual fee with your paid Costco membership, and now with no foreign transaction fees.[1]

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Earn Costco cash rewards anywhere Visa is accepted. Plus, no annual fee with your paid Costco membership, and now with no foreign transaction fees.[1]

[1] Costco Anywhere Visa® Card by Citi and Costco Anywhere Visa® Business Card by Citi - Pricing and Other Important Information

Costco Anywhere Visa Card by Citi
The standard variable APR for purchases is 16.49%, and also applies to balance transfers. The standard variable APR for cash advances is 26.49%. Variable penalty APR up to 29.99% and applies if you pay late or your payment is returned. Minimum interest charge – $0.50. Fee for foreign purchases –None. Cash advance fee – either $10 or 5% of the amount of each cash advance, whichever is greater. Balance transfer fee – either $5 or 3% of the amount of each transfer, whichever is greater. No annual fee with paid Costco membership. New cardmembers only. Subject to credit approval. Additional limitations, terms and conditions apply. You will be given further information when you apply. Variable rates shown above are based on the 4.50% Prime Rate as of 2/1/2018.

Costco Anywhere Visa Business Card by Citi
The standard variable APR for purchases is 16.49%. The standard variable APR for cash advances is 23.24%. Variable penalty APR up to 29.99% and applies if you pay late or your payment is returned. Minimum interest charge – $0.50. Fee for foreign purchases –None. Cash advance fee – either $10 or 5% of the amount of each cash advance, whichever is greater. No annual fee with paid Costco membership. New cardmembers only. Subject to credit approval. Additional limitations, terms and conditions apply. You will be given further information when you apply. Variable rates shown above are based on the 4.50% Prime Rate as of 2/1/2018.

Costco Cash Rewards Program Terms:
Your Costco Anywhere Visa® Card by Citi and/or Costco Anywhere Visa Business Card by Citi account ("Card Account") will earn Costco Cash Rewards based on your purchases that can be redeemed for merchandise or cash back at any U.S. Costco warehouse, including Puerto Rico ("Costco Cash Rewards").

Earning Costco Cash Rewards on Purchases: You'll earn Costco Cash Rewards for purchases using your Card Account, minus returns and refunds, as follows:

- 4% cash back on eligible gas worldwide, including gas at Costco, for the first $7,000 per year in gas purchases and then 1% thereafter.
- **Certain Non-Qualifying Purchases.** You will only earn 1% cash back, not 4%, for gas purchased at superstores, supermarkets, convenience stores and warehouse clubs other than Costco or for fuel used for non-automobile purposes.
- 3% cash back on restaurant (including cafes, bars, lounges and fast food restaurants) and eligible travel purchases worldwide, including airfare, hotels, car rentals, travel agencies, cruise lines and Costco Travel.
- **Certain Non-Qualifying Purchases.** You will only earn 1%, not 3%, for purchases made at bakeries and certain restaurants/cafes inside department stores, grocery or warehouse clubs.
- 2% cash back on all other purchases from Costco and Costco.com.
- 1% cash back on all other purchases, including the non-qualifying purchases listed above.

Merchant Classification: Each merchant - that is a retailer, business or any other place where you can make a purchase - is assigned a code that indicates the merchant's area of business. For example, restaurants are generally assigned a specific merchant code. We don't assign or have any control over merchant codes. Codes are chosen and assigned by a third party, who may change the codes from time to time. When you

make a purchase at a merchant, we're provided the code for that merchant. If the code matches a category that gives you additional Costco Cash Rewards - for example, if the merchant code tells us that you made a purchase at a restaurant - we'll give you the additional Costco Cash Rewards for that purchase. Because we don't control what code a merchant is assigned, sometimes a purchase that you think fits a certain category may not earn additional Costco Cash Rewards. For example, a restaurant located within a large retail outlet may not be assigned a "restaurant" code, but rather a "retailer" code. This means that even though you receive additional Costco Cash Rewards for purchases at "restaurants," you won't earn additional Costco Cash Rewards for purchases at that restaurant.

What doesn't qualify as a purchase?: The following types of transactions don't qualify as purchases that earn Costco Cash Rewards:

- Use of checks that access your Card Account
- Balance transfers
- Cash advances
- Travelers checks, foreign currency purchases, money orders, wire transfers and similar cash-like transactions
- Lottery tickets, gaming chips and similar betting transactions
- Interest and account fees
- Unauthorized charges
- Items returned for credit

Returns: Returned items may result in credits being applied to your Card Account which will reduce or may eliminate accumulated Costco Cash Rewards and may result in a negative cash rewards balance. If your Card Account has a negative Costco Cash Rewards balance, any newly earned Costco Cash Rewards will be used to offset such negative Costco Cash Rewards balance until such balance has been brought to zero.

Redeeming Costco Cash Rewards: Your reward is distributed annually, in the form of a credit card reward certificate, once your February billing statement closes, and is redeemable through December 31 of the year issued in a single transaction at any U.S. Costco warehouse, including in Puerto Rico, for merchandise or cash back. The credit card reward certificate will contain your Costco Cash Rewards balance based on your eligible purchases during the annual reward period. The annual reward period is based on January through December billing statements. Should you choose to redeem only a portion of the certificate for merchandise, you will receive the remaining balance in cash at the Costco warehouse register upon checkout. Some warehouses may not permit the credit card reward certificate to be redeemed for alcohol purchases. Requests for cash may be fulfilled in the form of a check at Costco’s discretion. Your credit card reward certificate must be redeemed in person on or prior to its expiration date of December 31 in the year in which it is issued. Any Costco Cash Rewards you have earned on purchases made by authorized users on your Card Account will be added to your Costco Cash Rewards total. Only you, the primary cardmember, are eligible to receive the annual credit card reward certificate; however, you or anyone you authorize may redeem the certificate. **You will not receive a credit card reward certificate if your reward is less than $1 or your account is closed at the time your credit card reward certificate is scheduled to be sent; any Costco Cash Rewards that had been accrued at that time will be forfeited. You must maintain your Costco Membership to redeem your credit card reward certificate.**

Account Closure: If we close your Card Account, you will no longer be able to earn Costco Cash Rewards, and you will forfeit any Costco Cash Rewards accumulated, but not yet distributed. If you close or convert your Card Account prior to receiving the credit card reward certificate in your February billing statement, any earned Costco Cash Rewards will be forfeited.

Forfeiture: All Costco Cash Rewards not disbursed via an annual credit card reward certificate due to the reward amount being less than $1, the account status (including account closure), or other reasons, will be forfeited. Additionally, any Costco Cash Rewards not redeemed by December 31 of the year of issuance of the credit card reward certificate will be forfeited.

Value of Costco Cash Rewards: Costco Cash Rewards have no cash value until such time as they are redeemed at a Costco warehouse.

Property Rights: You have no property rights or other legal interests in Costco Cash Rewards. Costco Cash Rewards may not be transferred to any other person including through such events as inheritance, bankruptcy or divorce. Costco Cash Rewards cannot be assigned or pledged.

Changes to Program Rules: We may make changes to the Costco Cash Rewards Program at any time without notice. We will give you 30 days' written notice if we make any of the following changes: a change that negatively affects the number of Costco Cash Rewards you can earn, a change that negatively affects how/when you may lose your Costco Cash Rewards, a change that negatively affects how you can exercise your rights with respect to Costco Cash Rewards, or if we cancel the program.

Fraud: If we see evidence of fraud, misuse, abuse, or suspicious activity, we will investigate and, if we determine that fraud, misuse or abuse has occurred, we may take actions against you. These actions may include, without limitation:

- Taking away the Costco Cash Rewards you earned because of fraud, misuse or abuse
- Preventing you from earning Costco Cash Rewards
- Suspending or closing your Costco Cash Rewards Account
- Taking legal action to recover Costco Cash Rewards redeemed because of such activity and to recover our monetary losses, including litigation costs and damages

Some examples of fraud, misuse, abuse and suspicious activity include:

- Using your Card Account in an abusive manner for the primary purpose of acquiring Costco Cash Rewards
- Using your Consumer Card Account other than primarily for personal, consumer or household purposes
- Using your Business Card Account other than for business or commercial purposes

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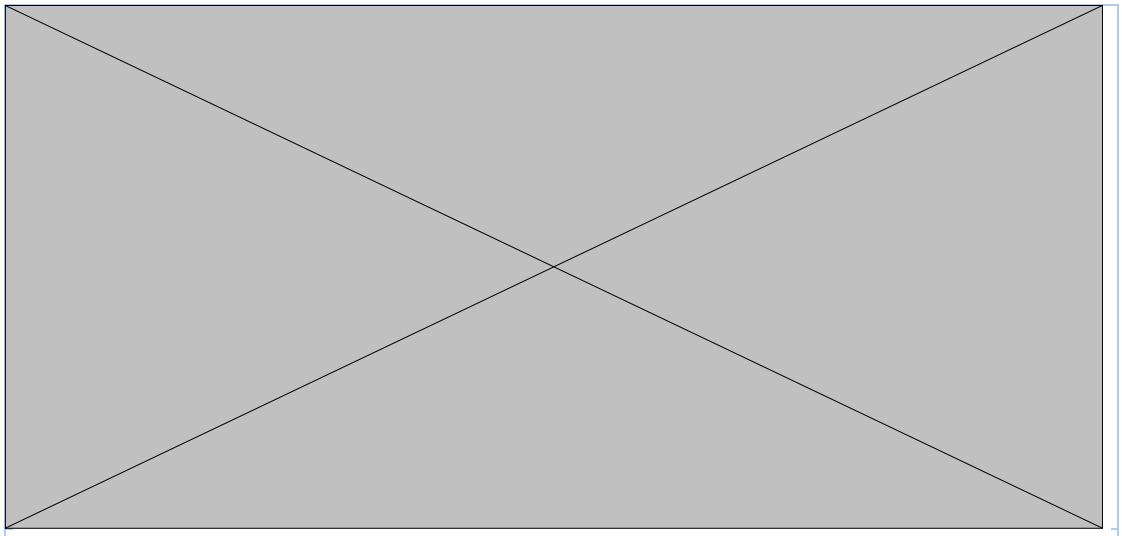
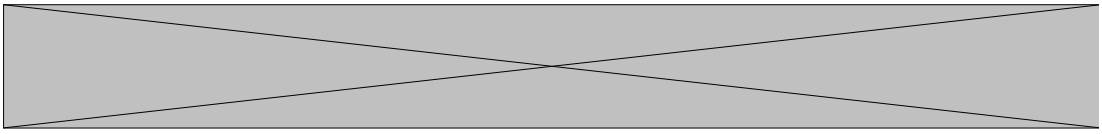
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: WebProNews
Sent: Thur 1/21/2016 8:07:50 PM
Subject: [Newsletter] [Marketing Mail] Beat Those Post-Holiday Chargeback Blues [Free eBook]

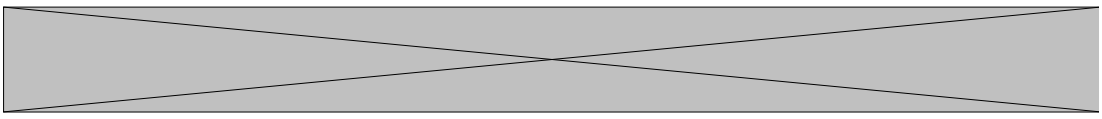




It was a jolly 2015 holiday season, with a record $70 billion in online sales. Total eCommerce sales jumped 14% and mCommerce skyrocketed 47%. Unfortunately, with record sales come projections of record chargebacks. All indications are this holiday season had the highest fraud ever.

In fact, fraud will be responsible for nearly 2 out of every 3 chargebacks in November and December. On top of that, the 60-90 day lag in chargeback reporting only adds to the problem, making "naughty" orders look "nice" until it's way too late. **Download this eBook** to learn how you can get ahead of the curve and beat those Post-Holiday Chargeback Blues:

- **What holiday chargebacks are really costing you**
- **How the 60-90 day lag in chargeback reporting hides holiday fraud**
- **How mobile (2X more likely to involve fraud) dominated the holidays**
- **Key capabilities you need to protect against holiday chargeback fraud**



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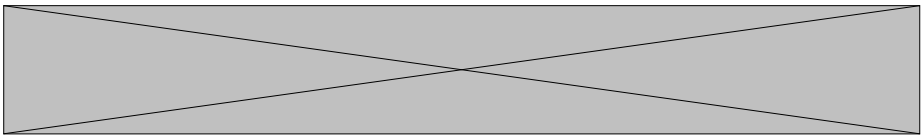
From: GOVERNING Daily
Sent: Wed 7/3/2019 1:25:11 PM
Subject: Will Up-Zoning Make Housing More Affordable?

EXTERNAL EMAIL



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FEATURED STORY FOR JULY 3, 2019

Will Up-Zoning Make Housing More Affordable?

Making neighborhoods denser is an idea with growing appeal. The question is whether it works.

LATEST GOVERNING NEWS & COMMENTARY

FINANCE

How Federal Tax Reform Is Changing Government Borrowing

Fearing more changes from Congress, states and cities are turning less and less to the municipal bond market.

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- **5 States Agree to Hold Lawsuits Against Bankrupt Opioid Maker**
- **Fighting Fertility Fraud: New State Laws Seek to Stop Misuse of Sperm**

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- **After Battle Over Census Citizenship Question, Trump Administration Backs Down**

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- **New Law Restores Voting Rights for Ex-Felons in Nevada**
- **After Mass Shooting, Virginia Beach Council Approves Independent Probe**
- **Drivers Can Now Refuse a Sobriety Test in Kansas**

NEWS IN NUMBERS

15,000

911 calls that failed to go through in 2017 due to an AT&T outage. Customers couldn't dial 911 again on Tuesday morning.

MORE

WHO SAID THAT?

"The density Bolsheviks are coming to town, and they re gonna burn your single-family house to the ground."

MORE

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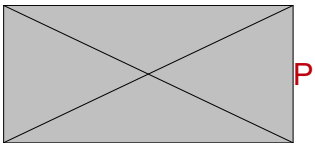
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 7/5/2018 8:01:52 AM
Subject: Law360 Reveals The Global 20 Firms Of 2018



PUBLIC POLICY.

Thursday, July 5, 2018

GLOBAL 20

Feature

Law360 Reveals The Global 20 Firms Of 2018

What makes a law firm truly global? What does it take to handle the biggest and most complex cross-border matters? These firms know. Here, Law360 reveals its eighth annual ranking of the firms with the most international clout. Read more »

Feature

Global Law Firms Bulk Up In Europe As Brexit Approaches

With Britain less than a year from exiting the European Union, firms on Law360's Global 20 have begun pushing deeper into the countries remaining in the bloc, adding offices and industry specialists in a shift that could rebalance how BigLaw works in the region. Read more »

Feature

How Smaller Firms Can Go Global Without Going Bankrupt

Setting up shop across the globe may seem impossible for smaller law firms, but it can be done — and it's not the only way to get business overseas. Here, Law360 looks at what firms should think about when deciding whether, and how, to go global. Read more »

TOP NEWS

Analysis

New Mexican Prez May Slow But Won't Stop Energy Reform

While cross-border energy attorneys don't expect Mexican President-elect Andres Manuel López Obrador to undo landmark constitutional reforms that opened up the country's energy sector to private and foreign investment in the last five years, they warn that he may slow down the pace of denationalization. Read more »

Trump Interviews Utah Sen. Mike Lee For Supreme Court

President Donald Trump added another name to the latest round of speculation about who will fill Supreme Court Justice Anthony Kennedy's seat — interviewing Sen. Mike Lee, R-Utah, for the vacancy Monday, Lee's office and the White House confirmed Tuesday. Read more »

Feature

Biggest Benefits Policy Developments In 2018: Midyear Report

So far this year, the U.S. Department of Labor has clarified how companies can include socially conscious investments in 401(k) plan lineups, test whether health care plans comply with mental-health parity laws and ensure retirement advisers aren't placing the company in legal hot water. Here's a look back at the major benefits policy developments from the first half of 2018. Read more »

Putin Aimed To Put Trump In Presidency, Senate Panel Agrees

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Eversheds Sutherland
Fenwick & West
Gibson Dunn
Hanson Bridgett
Harris Wiltshire
Herbert Smith Freehills
Hobbs Straus
Hogan Lovells
Hoguet Newman
Holland & Knight
Jeffer Mangels
Joseph Greenwald

The Senate Select Committee on Intelligence on Tuesday released initial findings from its review of a U.S. intelligence community assessment produced last year that backed its conclusion that the Russian government sought to help Donald Trump win the White House. Read more »

Sessions Cites 'Rule Of Law' In Nixing 24 DOJ Guidance Docs

Attorney General Jeff Sessions on Tuesday rescinded 24 U.S. Department of Justice guidance documents that he considered "unnecessary, outdated, inconsistent with existing law, or otherwise improper," striking down Obama-era stances on issues like affirmative action, refugees' right to work and juveniles in the criminal justice system. Read more »

BANKING & SECURITIES

CFPB Structure Is Unconstitutional, 5th Circ. Hears

A Mississippi check cashing and payday loan company fighting a Consumer Financial Protection Bureau enforcement action has told the Fifth Circuit that the consumer watchdog agency is unconstitutionally structured and can't be fixed except by striking down the law that set it up. Read more »

NY Wants Banks To Offer Services To Med. Marijuana Cos.

New York's banking regulator is urging its state-chartered banks and credit unions to offer banking services to the state's legal medical marijuana-related businesses, issuing guidance Tuesday that the agency said is intended to clear up the regulatory landscape in light of the drug's continued prohibition under federal law. Read more »

ENERGY & ENVIRONMENTAL

EPA Extends Comment Period On Cost-Benefit Review Rules

The U.S. Environmental Protection Agency has extended the public comment period for its consideration of new regulations that would control how it determines the costs and benefits of regulatory actions that impact the public and businesses, according to a notice published in the Federal Register on Tuesday. Read more »

DC Circ. Won't Revisit Decision On EPA Boiler Startup Rule

The D.C. Circuit on Tuesday rejected a rehearing request from the Sierra Club and other environmental groups that disagreed with a portion of its ruling on boiler emissions that pertain to the U.S. Environmental Protection Agency's startup and shutdown rules that the groups said did not go far enough. Read more »

Pa. Looks To Raise Permit Fee Cost For Fracking Wells

The Pennsylvania Department of Environmental Protection on Monday proposed more than doubling the application fee for new hydraulic fracturing oil and gas wells, an increase it says is necessary to continue funding the state's well-plugging fund. Read more »

HEALTH & LIFE SCIENCES

Medical Pot Smoking Ban Stays In Place As Fla. Fights On

Patients hoping to smoke medical marijuana in Florida will have to wait for the conclusion of the state's appeal of a decision finding an existing ban unconstitutional, after the appeals court reinstated an automatic stay on the lower court's decision Tuesday. Read more »

MEDIA & ENTERTAINMENT

Conn. Tells MGM To Butt Out In Suit Over Gambling Deal

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Kasowitz Benson
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Lane & Waterman
Latham & Watkins
Linklaters
Lynn Pinker
Mayer Brown
Maynes Bradford
McGuireWoods
Milbank Tweed
Morgan & Morgan
Morgan Lewis
Morrison & Foerster
Munger Tolles
Native American Rights Fund
Norton Rose Fulbright
Ogletree Deakins
Orrick Herrington
Outten & Golden
Patterson & Sheridan
Pillsbury Winthrop
Reed Smith
Rimon PC
Seyfarth Shaw
Shapiro Arato
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Stroock & Stroock
Suitter Axland
Troutman Sanders
Wheeler Trigg
White & Case
WilmerHale

COMPANIES

AREVA SA
AT&T Inc.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
Center for Human Rights & Constitutional Law
CenturyLink Inc.
China Mobile Ltd.
Comcast Corporation

Connecticut has once again urged a D.C. federal court to reject MGM Resorts International's bid to intervene in a suit by the state and two tribes against the federal government over its alleged inaction on changes to a tribal-state gambling deal, arguing that MGM's involvement is improper. Read more »

EMPLOYMENT

DC Circ. Mulls Review Of Browning-Ferris Joint Employer Row

Browning-Ferris Industries urged a D.C. Circuit panel in oral arguments Tuesday not to resume review of an Obama-era decision from the National Labor Relations Board against the company expanding the joint employer standard that controls when multiple companies can be deemed responsible for workers. Read more »

NJ Gov. OKs Bill Giving Public Unions Pension Fund Control

New Jersey Gov. Phil Murphy on Tuesday signed off on a bill that will transfer the management of the police and firefighters public pension fund from the state to a board of trustees after the state legislature accepted recommendations he made when he conditionally vetoed the bill in May. Read more »

Feature

The FLSA Turns 80: How Plaintiffs Want The Law Updated

The Fair Labor Standards Act celebrated its 80th birthday last week, and legal experts on both sides of the worker-management divide say the landmark law is showing its age. Here, Law360 looks at how employment attorneys who represent workers say Congress should bring the statute into the 21st century. Read more »

8th Circ. Nixes Contempt Ruling In DOL Wage Probe

The Eighth Circuit ruled Tuesday that a restaurant shouldn't be held in civil contempt for not turning over documents about its owners' other businesses to the U.S. Department of Labor since it didn't have those documents in its possession, adding that the agency isn't allowed to use judicial contempt orders to essentially mount a "fishing expedition." Read more »

CYBERSECURITY & PRIVACY

Analysis

Calif. Privacy Law To Spark GDPR-Like Compliance Efforts

The California privacy law hastily enacted last week will require online giants, telecoms, retailers and a host of others to overhaul the way they manage personal data and interact with consumers, likely prompting many companies to build on similar efforts they've made to comply with the European Union's sweeping general data protection regulation, attorneys say. Read more »

INTERNATIONAL TRADE

EU Rips Trump For Mulling Car Tariffs Tied To US Security

The European Union has warned the Trump administration against installing tariffs on its cars, trucks and auto parts, blasting the suggestion that these imports are threatening the national security of the United States, according to its comments circulated Monday. Read more »

TAX

NJ Gov. Signs $425M Tax Credit Bill For Film, Digital Media

New Jersey Gov. Phil Murphy on Tuesday signed legislation authorizing a $425 million film and digital media tax credit program after state legislators adopted his recommended changes to extend the tax breaks to reality television shows, and to permit an additional tax incentive to encourage the hiring of women and minorities.

Deloitte Touche
Democratic National Committee
Epic Systems Corp.
Ernst & Young
Facebook
Goldman Sachs Group Inc.
Google Inc.
HBR Consulting LLC
Hiscox
Ingenico Group SA
International Association of Privacy Professionals
International Brotherhood of Teamsters
JPMorgan Chase & Co.
Kaspersky Lab Ltd.
Law Foundation of Silicon Valley
Level 3 Communications Inc.
Lex Mundi Ltd
MGM Resorts International
Mohegan Sun
NBCUniversal Inc.
NFL Enterprises LLC
National Association of Home Builders
National Center for Youth Law
National Education Association
National Employment Law Project
Natural Resources Defense Council
Nordic Capital Ltd.
PHH Corporation
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Sierra Club
Skype Technologies SA
Southern Poverty Law Center
Starbucks Corporation
Take-Two Interactive Software, Inc.
Telenor ASA
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The ERISA Industry Committee
Tokio Marine Holdings
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Twitter Inc.
Verizon Communications Inc.
Washington Capitals
Washington Nationals
Zenefits FTW Insurance Services

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IMMIGRATION

9th Circ. Revives Chinese Woman's Asylum Bid

The Ninth Circuit on Monday sent back to the Board of Immigration Appeals a Chinese woman's bid for either asylum or withholding of removal after determining that she credibly testified that the Chinese government physically forced her to have an abortion. Read more »

Judge Considers Bad Faith In Census Citizenship Query Row

A Manhattan federal judge indicated Tuesday that he is unlikely to dismiss a challenge to the Trump administration's addition of a question about citizenship status to the 2020 census, and added he sees reason to suspect bad faith on the part of a Cabinet member who has given shifting explanations for the origin of the controversial policy. Read more »

ACLU Fights To Uphold Flores Protections For Immigrant Kids

The American Civil Liberties Union urged a California federal court Monday to uphold protections for immigrant children who are detained at the border, arguing the government cannot detain children with their parents for extended periods in order to deter other families from crossing the border illegally. Read more »

NATIVE AMERICAN

Navajo Can't Get Contempt Order In Gerrymandering Suit

A Utah federal judge won't find San Juan County in contempt after the Navajo Nation alleged that the municipality was flouting a court order requiring it to use certain election districts recommended by a special master for the upcoming November 2018 elections in a dispute over racial gerrymandering. Read more »

ND Native Voters Urge 8th Circ. To Keep Block On ID Law

A group of Native Americans urged the Eighth Circuit on Monday to preserve a North Dakota federal judge's injunction that blocked portions of a 2017 state voter identification law for discriminating against Native voters, saying the state had furnished no evidence of voter fraud that would justify the law. Read more »

TELECOMMUNICATIONS

Trump Admin Urges FCC To Block Chinese Common Carrier

A group of federal agencies with national security and technology management missions have urged the Federal Communications Commission to block a powerful Chinese telecom operator from expanding its networks to the U.S. Read more »

NBCU Pushes FCC To Create Video Description Safe Harbor

Comcast-NBCU has urged the Federal Communications Commission to let it count more of its programming toward the mandated number of hours broadcasters must air shows with video-descriptions, which allow the blind and sight-impaired to listen to narrated versions of TV programs. Read more »

Pai Looks To Strengthen FCC Probes Of Hiring Bias In Media

Federal Communications Commission Chairman Ajit Pai proposed a plan Tuesday that would enhance the commission's enforcement resources to investigate discrimination in the communications industry. Read more »

FCC Asks DC Circ. To Pause Small-Cell Rule Challenges

The Federal Communications Commission asked the D.C. Circuit to put on hold combined challenges from Native American tribes and environmentalists to an agency rule exempting from environmental and historic reviews small-cell fixtures

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GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

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European Union

Federal Bureau of Investigation

Federal Communications Commission

Federal Election Commission

Federal Judicial Center

Financial Crimes Enforcement Network

Florida Attorney General's Office

Florida Department of Health

Internal Revenue Service

International Chamber of Commerce

Mashantucket Pequot Tribal Nation

Mohegan Tribe

NAFTA

National Labor Relations Board

National Railroad Passenger Corporation

National Security Agency

National Telecommunications and Information Administration

Navajo Nation

New York Attorney General's Office

New York State Department of Financial Services

Occupational Safety and Health Administration

Office of Juvenile Justice and Delinquency Prevention

Office of the Montana State Auditor

Omaha Tribe of Nebraska

Pennsylvania Department of Environmental Protection

Seminole Tribe of Florida

U.S. Attorney's Office

U.S. Census Bureau

necessary for building up next-generation or 5G networks. Read more »

Sprint Urges FCC To Clarify Local Carrier Fee Rules

Sprint representatives met with the Federal Communications Commission on Tuesday to urge the agency to resolve legal questions surrounding whether carriers must pay local access charges even for wireless users making local calls, a dispute over compensation that has been playing out in multidistrict litigation for several years. Read more »

Pai Elevates FCC Broadband Deployment Panel Members

Federal Communications Commission Chairman Ajit Pai announced the elevation of two members of the agency's Broadband Deployment Advisory Committee on Monday, with one named vice chair and the other appointed to the full committee from one of its working groups. Read more »

WHITE COLLAR

Manafort Seeks Juror Questions On Politics, Media Habits

Former Trump campaign chair Paul Manafort is very interested in the political leanings and media diet of prospective jurors in his looming trial for financial crimes, a request for jury questions filed in Virginia federal court has shown. Read more »

Ex-Rep. Schock Will Ask Justices To Examine Fraud Charges

Former U.S. Rep. Aaron Schock will ask the U.S. Supreme Court to consider whether his indictment on charges he misused campaign and government money to support a lavish lifestyle clashes with the U.S. Constitution's speech-or-debate clause and rule-making clause, according to a court filing. Read more »

Insurer Witness In Skelos Trial Grilled Over NY Sanction

Attorneys for former New York state Senate Majority Leader Dean Skelos and his son Adam on Tuesday went after a government witness who says he gave the younger Skelos a job in part to keep key state legislation to his insurance company viable, by questioning him over a state regulator's finding that he engaged in misconduct at a medical malpractice insurer. Read more »

EXPERT ANALYSIS

Inside The NLRB's General Counsel Memo On Boeing

Last month, National Labor Relations Board General Counsel Peter Robb clarified how he expects the agency's regional directors will apply the 2017 Boeing Co. opinion when considering unfair labor practice charges concerning work rules and handbook policies. Unions and employees can take solace in the fact that the GC appears committed to case-by-case evaluation, say Steven Swirsky and Genevieve Murphy-Bradacs of Epstein Becker Green. Read more »

Some Good Prop 65 News For Businesses

It is rare for anything having to do with California's infamous Proposition 65 warning law to be welcomed by businesses, but a dizzying flurry of recent developments may prove an exception, say attorneys with Morrison & Foerster LLP. Read more »

A Look At Chicago's Data Protection Proposal

The Chicago City Council is considering privacy legislation that would regulate online businesses that collect or broker sensitive personal information. Enacting this ordinance would ensure that Illinois remains at the forefront of the country's ongoing privacy debates, says Molly DiRago of Troutman Sanders LLP. Read more »

Opinion

Washington State Should Amend Its Anti-Rebate Laws

Due to Washington state's anti-rebate laws, Zenefits customers in Washington now pay over $1,000 per year for a service that should be free. If a law advances no

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U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Senate
U.S. Supreme Court
U.S. Uniform Law Commission
United Keetoowah Band of Cherokee Indians
Wage and Hour Division

legitimate policy objective, and its net effect is to harm consumers, then the legislature should change the law, say Nicholas Gregory and Shawn Hanson of Akin Gump Strauss Hauer & Feld LLP. Read more »

Opinion

Centrist Analysis Of Justice Kennedy's Retirement Is Flawed

In telling Democrats and progressives not to melt down over the prospect of President Trump appointing another U.S. Supreme Court justice following Justice Anthony Kennedy's retirement, the centrists make four main arguments. None of them are convincing, says Gordon Renneisen of Cornerstone Law Group. Read more »

Roundup

From Lawmaker To Lawyer

Earlier this year, Rep. Trey Gowdy, R-S.C., made headlines with his decision to leave Congress and return to law. In this series, former members of Congress who made that move discuss how their experience on the Hill influenced their law practice. Read more »

LEGAL INDUSTRY

Global 20: White & Case

Working across far-flung offices to secure hundreds of billions in deals that include Eastern and central Europe's largest-ever telecom transaction while also fielding major cross-border disputes, White & Case LLP again earned a spot on Law360's Global 20. Read more »

Feature

High Court Nomination Watch: DC Circ.'s Brett Kavanaugh

Unlike others considered favorites to replace U.S. Supreme Court Justice Anthony Kennedy, D.C. Circuit Judge Brett Kavanaugh has a voluminous judicial record after 12 years on the federal appellate bench — one that reflects his strong conservative views on the law. Read more »

Feature

Law Firms Beware: Big 4 Leaders Eye More Legal Growth

The Big Four's march into the legal industry has been relentless over the past decade, and leaders of Deloitte and EY told Law360 in recent interviews that onlookers should only expect a ramping-up of their expansion into the legal market going forward. Read more »

Sheppard Mullin, Herbert Smith Tout Associate Pay Shifts

Sheppard Mullin Richter & Hampton LLP announced on Tuesday that it would join the throng of firms offering associates base salary hikes according to the new market standard established in June, while international firm Herbert Smith Freehills LLP made public the rollout of a new compensation system for British associates that focuses more on performance than seniority. Read more »

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Lynn Pinker
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Milbank Tweed
Morgan & Morgan
Morrison & Foerster
Munger Tolles
Native American Rights Fund
Ogletree Deakins
Orrick Herrington

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Pillsbury Winthrop
Reed Smith
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Starbucks Corporation
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The ERISA Industry Committee
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GOVERNMENT AGENCIES

U.S. Department of Justice
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European Union
National Labor Relations Board
Department of Commerce
Federal Bureau of Investigation
U.S. Department of Labor
U.S. Environmental Protection Agency
Bureau of Indian Affairs
Consumer Financial Protection Bureau
New York State Department of Financial Services
U.S. Department of the Treasury
U.S. Senate
Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
Central Intelligence Agency
Energy Information Administration
European Commission
Federal Election Commission
Federal Judicial Center
Financial Crimes Enforcement Network
Florida Attorney General's Office
Florida Department of Health
Internal Revenue Service
International Chamber of Commerce

Mashantucket Pequot Tribal Nation
Mohegan Tribe
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National Railroad Passenger Corporation
National Security Agency
National Telecommunications and Information Administration
Navajo Nation
New York Attorney General's Office
Occupational Safety and Health Administration
Office of Juvenile Justice and Delinquency Prevention
Office of the Montana State Auditor
Omaha Tribe of Nebraska
Pennsylvania Department of Environmental Protection
Seminole Tribe of Florida
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Health and Human Services
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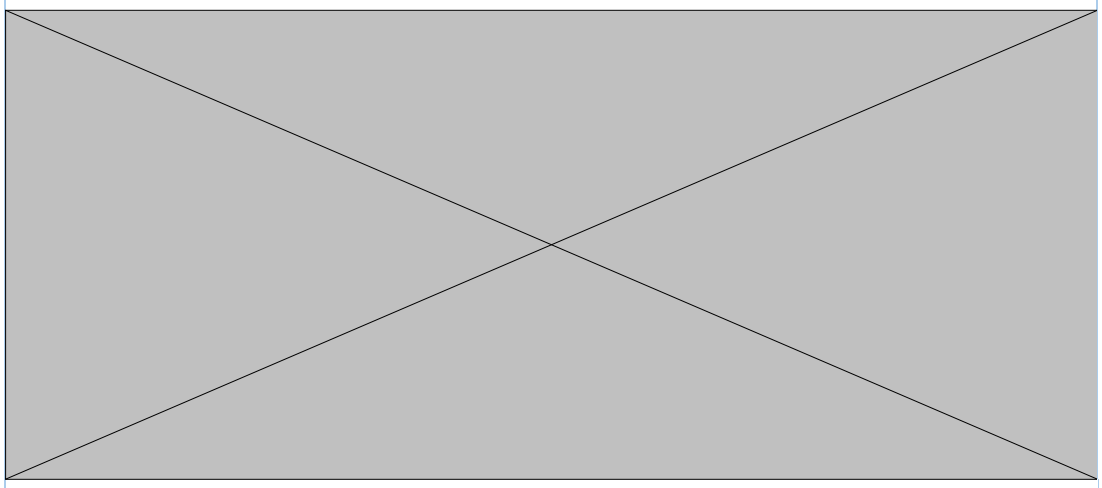
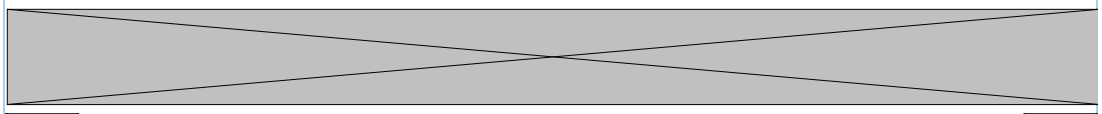
Are Manual Reviews Robbing You of Profits? – Download eBook

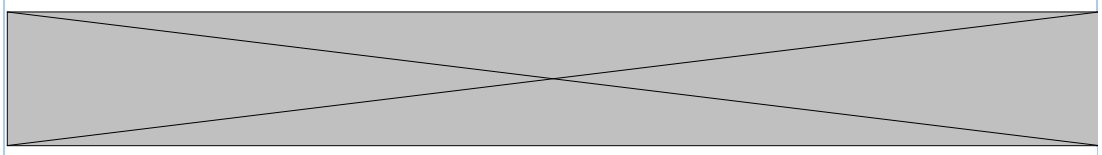




More and more merchants are relying on manual reviews as one of their last lines of defense against fraud. Yet even as the use of manual reviews increases, data confirms that the "average" manual review process is taking longer and costing more... with no visible impact on decline or approval rates. What's more, accelerating e-commerce volumes, innovations like mobile wallets, and special requirements like in-game purchasing seem likely to aggravate the problem even further.

Discover six best practices to reduce or eliminate manual reviews from the industry average of 27% of orders to 5% or less — while actually improving fraud prevention and order approval rates. **Download this eBook** to learn:

- **How automated screening reduces the number of manual reviews**
- **How to best capitalize on artificial intelligence and human insight**
- **How to reduce time per review from minutes or hours to seconds**
- **How to optimize your "review zone" using transaction data**



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From: Gloria Totten via ActionNetwork.org
Sent: Thur 8/4/2016 1:30:34 PM
Subject: CPC Fraud Prevention, Science of Persuasion, Early Childhood Education and More

Crisis Pregnancy Center Fraud Prevention Act: The City of Oakland, California recently enacted a truth-in-advertising law that addresses fraud by crisis pregnancy centers, which are anti-abortion offices masquerading as medical clinics. The Oakland statute is similar to a 2011 San Francisco law which was upheld in federal court. Our model bill, the Crisis Pregnancy Center Fraud Prevention Act can be adopted at either the state or local level.

Notwithstanding Hillary, why aren't more women in public office? Only 20 percent of the Members of Congress, 25 percent of statewide elected officials, 25 percent of state legislators, and less than 19 percent of mayors are female. Why? Read about it on IdeaLog, our blog intended to raise eyebrows and engage minds.

The Science of Political Persuasion: We won't present a live webinar next week because we'll be at the National Conference of State Legislatures. But let us invite you to watch a pre-recorded 20-minute podcast on the Science of Political Persuasion. It explains how emotion, preexisting beliefs and confirmation bias tend to block your ability to convince others, and how to get around those obstacles.

Early Childhood Education Workforce: The Center for the Study of Child Care Employment issued a study tracking the employment conditions of child care workers in every state. Among other things, the report finds that "early educators are among the lowest-paid workers in the country" with nearly half receiving some form of public assistance.

CEOs make 276 times more than typical workers: The Economic Policy Institute presents a new article showing the increase in CEO compensation compared to company workers. In the 1970s, CEOs made 20-30 times more than workers; in the 1980s it was 30-60 times more. The amount ballooned in the mid-1990s and has since gone up and down with the economy.

Visit us at NCSL Exhibition Booth #925: Dave Woodward, Aimee Arrambide and Bernie Horn will be representing the Public Leadership Institute at the National Conference of State Legislatures annual meeting in Chicago, August 8-11. Come visit us at Exhibition Hall Booth #925!

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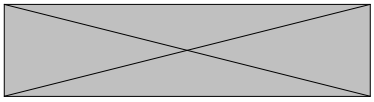

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Avoid This M&A Trap • Civil Tongue • Powell In Driver Seat • Byrne On The Hill • Migratory Banks • Grinch Visits Student Debtors

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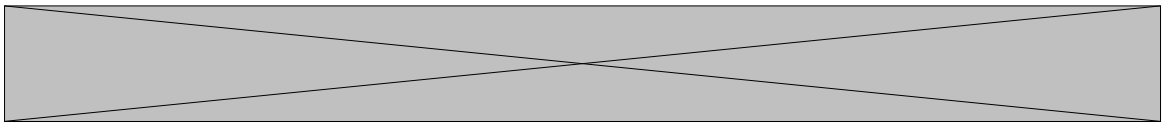
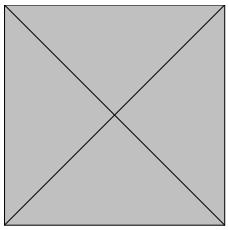


BUSINESS BANKING

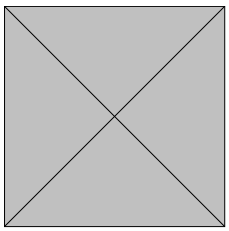
Water, a basic need, makes a banking specialty



Bank Leumi USA builds on the expertise of its Israeli parent to bank water-related industries. President and CEO Avner Mendelson discusses this fledgling effort as well as why he spends so much time on LinkedIn. Read more

THE PRAIRIE ECONOMIST

How will Powell drive the Fed car?

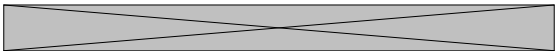


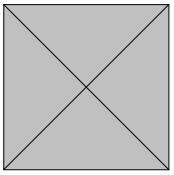
The U.S. economy is going to have a new Federal Reserve Board chairman at the wheel soon. With Jerome Powell standing a good chance of obtaining full Senate approval, Mike Moebs, our "Prairie Economist," considers how the new chairman will act on key issues. Read more

BLOCKCHAIN POSSIBILITIES

How blockchain technology could change foreign exchange

Bitcoin grabs the headlines, but the blockchain technology behind it could have significant impact on the foreign exchange business, writes Jason Leinwand, our resident FX expert. Read more

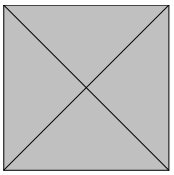




COMMUNITY BANKING BLOG

Avoid this M&A roadblock now

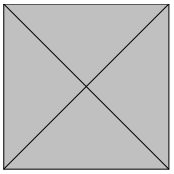
Boards' deferred compensation plans, especially those adopted years ago, can become an eleventh-hour issue in merger negotiations. Jeff Gerrish presents a checklist for vetting this potential stumbling block. Read more



TALKING CREDIT

Maintaining a civil workplace

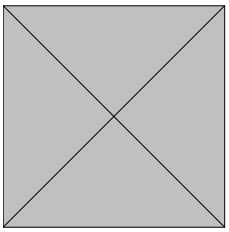
One of the best bosses Ed O'Leary had in his long career advised that a key part of any banker earning his or her salary was getting along with co-workers. Read more



AML & FRAUD

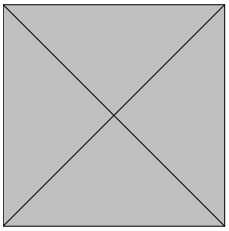
"Mercy Mercy Me"

BE blogger John Byrne was among experts testifying last week before a joint hearing of the Terrorism and Illicit Finance Subcommittee and Financial Institutions and Consumer Credit Subcommittee. The subject was "Legislative Proposals to Counter Terrorism



TECH & YOUR CUSTOMERS

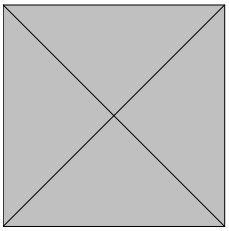
AI acceptance by consumers remains work in progress



Once, people worried about Big Brother watching them. Now, some would like Big Brother to protect the privacy of their personal data from Big AI. Genpact's Raja Bose sees acceptance of artificial intelligence in banking moving gradually, like many other forms of new bank tech. Read more

MERGERS & ACQUISITIONS

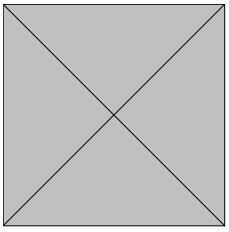
Charter migration, the other way into banking



An alternative to starting a new bank is buying a small-town bank and transplanting the headquarters to a metro market. The process, called "charter migration," has some advantages, but also issues potential users must know about. Attorneys from Bracewell LLP explore both sides. Read more

RETAIL BANKING

Student loans play Grinch this year



Despite all the focus on holiday e-commerce, one consumer segment, student-loan debtors, is feeling less upbeat. A recent survey finds that almost two-thirds would prefer someone to make one student loan payment for them instead of giving a traditional gift. Read more

and Illicit Finance." Read more

TAKE OUR NEW SURVEY

Final call for community bank survey entries

What are the future prospects for regulatory relief, branching, and when the next recession will occur? What tactics and technologies are institutions deploying? How much impact will the non-traditional digital disruptors have? In this joint CS Consulting Group/CenterState Bank/*Banking Exchange* magazine survey, we set out to answer these questions and more...with your help! Take our survey

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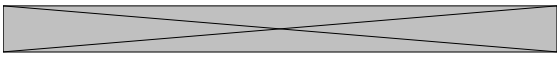

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Archived issues

Culture before tech at Umpqua

*"Keeping the core culture we have is difficult as we shift to digital. I've spent more time studying that, honestly, than worrying about the technology"—**Cort O'Haver, Umpqua Bank** —Read article*

Multilayer Security—Because A Moat Is Not Enough

Not that long ago, banks believed that if they put up a firewall and installed anti-malware programs they would be protected from cybercrime. Clearly that is no longer the case. Cybercriminals have become far more sophisticated, and the threats have increased

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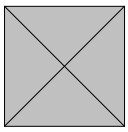

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and become harder to detect. A white paper from digital-banking-platform-provider **Q2** identifies five layers of proactive security. Read more

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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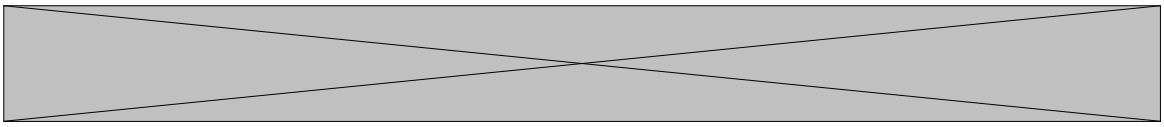

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Stock lending antitrust case filed against six large banks

Six banks that include JP Morgan and Goldman Sachs are facing charges that they have created a monopoly within the large stock lending industry.
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World Bank and WTO join other organizations in a plea for trade reform

The World Trade Organization has cut its global trade forecast this week warning that a trade war will "knock 17% off global trade growth." This warning came from The Director General Roberto Azevedo.
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Feature editorial: Rethinking compensation incentives crucial for the banking industry

Motivation within the workplace can be a complicated thing to measure. While companies speak of various strategies to maximize worker motivation, most programs still center most of their attention on compensation.
Read more

Small businesses are spending again: community banks should help

Community Banking is always faced with competing with the larger banks that benefit from economy of scale. However, one group of clients can

ONESPAN WHITE PAPER

Adaptive authentication: Superior user experience and growth through intelligent security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year after year. Meanwhile, consumer's patience for additional layers of security dwindles.
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be overlooked that make up a significant chunk of the economy. Read more

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White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

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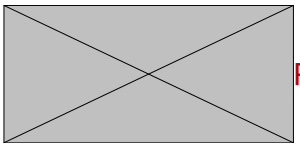

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TOP NEWS

Analysis

3 Key Takeaways From The 9th Circ.'s Travel Ban Ruling

The Ninth Circuit's decision not to reinstate President Donald Trump's travel ban offers key insights into the limits of presidential power and highlights the policy's vulnerabilities. Here are three important takeaways from the appellate ruling — and a look at what the administration might do next.

Fed's Regulatory Chief To Step Down In April

The Federal Reserve's point man for post-financial crisis regulations will step down from his post in early April in a seismic shift at the central bank, the Fed announced Friday.

Senate Confirms Price For HHS Secretary

The Senate confirmed another of President Donald Trump's cabinet picks in the early hours of Friday morning, voting in Rep. Tom Price as secretary of the U.S. Department of Health and Human Services.

Senate To Vote Monday On Trump Treasury Pick Mnuchin

The Senate is teed up for a final vote on Treasury Secretary nominee Steve Mnuchin, as President Donald Trump's pick to lead the department cleared a key Senate hurdle early Friday.

Schumer Blasts Gorsuch's Silence, Worries Over Activism

Senate Democrats continued public criticism of President Donald Trump's Supreme Court nominee Friday, questioning whether Tenth Circuit Judge Neil Gorsuch would be an "activist" or "radical judge" as the court's next associate justice.

Analysis

Ex-Jones Day Attys Puzzle Ethics Experts By Sitting Out Case

Days before taking the biggest legal stage yet for the new Trump administration, top U.S. Department of Justice lawyers plucked from Jones Day took a knee and refused to appear in the controversial immigration case, a move that has ethics experts scratching their heads.

Analysis

FTC's New Bureau Head Likely To Keep Up Privacy Pressure

Jessica Rich recently stepped down from her role as the Federal Trade Commission's Consumer Protection Bureau director after a nearly four-year tenure marked by record-breaking fines and novel enforcement actions that challenged emerging digital advertising and privacy issues. But Rich's loss is likely to be blunted by the decision to replace her with a seasoned FTC veteran who should be open to continuing the agency's aggressive consumer protection enforcement agenda.

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Senators Question Goldman's Influence On Trump's Orders

Two Democratic U.S. senators on Thursday asked Goldman Sachs Group Inc. and its CEO to reveal the extent to which his company and its former president influenced President Donald Trump's recent executive orders aimed at relaxing banking and fiduciary regulations.

ENERGY & ENVIRONMENTAL

Nearly 30 Senate Dems Sign On To Scientific Integrity Bill

A group of Senate Democrats have co-sponsored a bill aimed at protecting scientific integrity within U.S. governmental agencies in the wake of concerns by some about whether the Trump Administration will support the objective scientific process and allow scientists to communicate freely with the public, according to a Thursday announcement.

Pa. Justices Urged To Nix Fracking Rule Injunction

Pennsylvania's environmental regulators urged the state Supreme Court on Wednesday to overturn an injunction blocking new regulations governing surface areas near gas drilling and hydraulic fracturing, saying the lower court erred when it granted the "extraordinary remedy" of a preliminary injunction.

Oil Group Fights EPA 2017 Biofuel Requirements In DC Circ.

The American Petroleum Institute, a longtime foe of the U.S. Environmental Protection Agency's renewable fuels program, on Thursday challenged the agency's 2017 renewable fuel volume requirements in the D.C. Circuit.

States, Cos. Tell DC Circ. To Uphold EPA Mercury Rule

Several states and local governments, along with two energy companies, on Friday told the D.C. Circuit it should uphold the U.S. Environmental Protection Agency's Mercury and Air Toxics Standards rule, arguing the cost-benefit analysis it performed to comply with a U.S. Supreme Court order proves the rule's necessity.

HEALTH & LIFE SCIENCES

How Tom Price Is Being Welcomed As HHS Secretary

Trade lobbies, consumer groups, women's rights advocates and lawmakers on Friday voiced sharply divergent reactions to the confirmation of Rep. Tom Price, R-Ga., as secretary of the U.S. Department of Health and Human Services. Here's a look at the cheers and jeers that marked Price's welcoming.

TRANSPORTATION & INFRASTRUCTURE

Alabama City Sued Over 'Unconstitutional' Traffic Cameras

An Alabama city and the company that installed its traffic cameras have conspired to illegally profit from constitutional and civil rights violations, a proposed class of people photographed allegedly running red lights told a federal court Wednesday.

EMPLOYMENT

Atlantic City Fire Union Wins Remand In Suit Against NJ

A New Jersey federal judge on Friday remanded a lawsuit from the union representing Atlantic City firefighters alleging state officials are unlawfully seeking to lay off 100 firefighters and alter the union's contract, finding that the court lacks jurisdiction since the complaint does not assert any federal claims.

House GOP Taking Aim At SEC Whistleblower Program

House Republicans are planning to make changes to the U.S. Securities and

Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Stroock & Stroock
The Finley Firm PC
Thompson & Knight
White & Case
Wiley Rein
WilmerHale

COMPANIES

AT&T Inc.
Aetna Inc.
Amazon.com Inc.
America Fujikura Ltd.
America's Essential Hospitals
America's Health Insurance Plans
American Cable Association
American Federation of Labor and Congress of Industrial Organizations
American Health Care Association
American Petroleum Institute Inc.
Apple Inc.
Calpine Corporation
Charter Communications Inc.
D-Link Corporation
DISH Network Corporation
ERM Group Inc.
Elevate Services Inc.
Exelon Corporation
Financial Industry Regulatory Authority Inc.
Generic Pharmaceutical Association Inc.
Goldman Sachs Group Inc.
Google Inc.
Herbalife Ltd.
Humana Inc.
KBW, Inc.
LifeLock Inc.
Mobilitie LLC
Murray Energy Corp.
National Association of Broadcasters
National Restaurant Association
National Telephone Cooperative Association
New York Times Co.
Planned Parenthood Federation
Pom Wonderful LLC
Public Company Accounting Oversight Board

Exchange Commission's enforcement agenda, including a provision that could curtail the agency's whistleblower program, in legislation intended to rewrite Dodd-Frank, according to a memo circulating among GOP leadership.

PRIVACY & CONSUMER PROTECTION

NY Appeals Court Upholds NYC Restaurant Salt Warning Rule

A New York appeals court on Friday affirmed a trial court's rejection of a challenge to a controversial rule requiring chain restaurants in New York City to alert customers to high-sodium food they serve.

5th Circ. Dismisses Trans Prof's Bathroom Rule Appeal

The Fifth Circuit on Thursday dismissed a transgender professor's appeal of a Texas federal judge's nationwide block on an Obama administration directive allowing students to use restrooms that match their gender identity, finding that she isn't a party to the case and thus isn't allowed to appeal.

GOVERNMENT CONTRACTS

NJ Biz Barred From State Contracts Over Political Donation

A New Jersey state appeals court on Thursday upheld agency decisions rescinding about $7 million in two contracts to a paving business and disqualifying the company from any state contract through the remainder of Gov. Chris Christie's second term because of its $500 contribution to a county political committee.

INTERNATIONAL TRADE

Dems Say Trump Has Flipped, Now Supports Ex-Im

A pair of Democratic senators said Thursday that President Donald Trump has changed his position on the U.S. Export-Import Bank — which he once blasted as "featherbedding" for politicians and corporate interests — and now supports returning the bank to its full lending capacity.

US, Japan Talk Trade Ties As Trump Rattles Currency Saber

President Donald Trump and Japanese Prime Minister Shinzo Abe emerged from their White House meeting Friday with plans to work more closely on Asia-Pacific trade, but Trump also signaled that he may take action on purported currency devaluations by the region's other economic powerhouse, China.

TAX

Christie Axes Bill To Revive Biz-Friendly Zones In 5 Cities

New Jersey Gov. Chris Christie on Friday conditionally vetoed legislation that would have restored designations providing reduced sales taxes and other benefits to merchants in five cities, drawing criticism from Democratic lawmakers and a statewide business association.

IRS Says Conservative Group's Political Bias Claim Is Moot

The IRS countered a conservative advocacy group's continued efforts to litigate claims of discrimination and political bias, saying in a court filing on Thursday that the group's arguments of potential future harm are beyond the scope of its original complaint.

Ga. Introduces Bill In Line With U.S. Partnership Audit Law

Georgia has become the third state to introduce legislation in line with a federal law that was passed in 2015 to change how partnerships will be audited.

Redflex Traffic Systems
Reed Elsevier
The Boeing Company
The Western Union Company
Trump Organization Inc.
Twitter Inc.
Uber Technologies Inc.
Verizon Communications
Vizio Inc.
Volkswagen
Wells Fargo & Co.
Wyndham Worldwide Corporation

GOVERNMENT AGENCIES

Bureau of Land Management
California Department of Justice
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
Los Angeles World Airports
Montana Legislature
Municipal Securities Rulemaking Board
National Aeronautics and Space Administration
National Economic Council
National Labor Relations Board
New Jersey Department of Transportation
New Jersey Department of Treasury
New York City Department of Health and Mental Hygiene
Office of the Federal Register

IMMIGRATION

Judge Finds Scant Evidence For Trump's Immigration Ban

A Virginia federal judge battered the Trump administration Friday for lacking a "scintilla of evidence" to justify an immigration ban targeting seven Muslim-majority countries, weighing whether to impose a more lasting block on the controversial policy than that upheld Thursday evening by the Ninth Circuit.

US Trying To Resolve Yemeni Visa Issues, Calif. Judge Told

The federal government is working to settle the legal claims of Yemeni immigrants who say they were issued visas but improperly prevented from coming to the United States because of the Trump administration's travel ban, a Justice Department attorney told a California judge at a hearing Friday.

New Crime-Of-Violence Deportation Case Hits Supreme Court

The U.S. Supreme Court should take up a Third Circuit ruling that a federal statute defining a "crime of violence" is unconstitutionally vague, but delay review until the justices decide another deportation case examining the same question, the federal government has said.

TELECOMMUNICATIONS

FCC's Auction Tally Rises To $19.6B As Bidding Ends

The Federal Communications Commission said Friday that it had racked up $19.6 billion in bids for spectrum for wireless use as a portion of the broadcast incentive auction came to an end Friday, with the FCC moving forward in a process to clear the 84 MHz of spectrum set to be repurposed.

Senator Presses FCC To Limit Cable Contract Terms

U.S. Sen. Claire McCaskill, D-Mo., has urged the new Federal Communications Commission chief to act on his predecessor's plan to limit certain provisions in agreements between pay-TV providers and independent programmers, saying a Senate subcommittee investigation shows the move would increase competition and viewer choice.

Next-Gen Broadcasting Perilous For Small Cable, FCC Told

The American Cable Association has urged the Federal Communications Commission to beware of the potential capacity strains that small cable companies could face with the approval of a next-generation broadcasting standard, saying the proposed transition "holds great peril."

Senate Dems Urge FCC To Return Lifeline Eligibility To Cos.

Fifteen senators said they were "deeply troubled" by the Federal Communications Commission's recent decision to strip nine companies of eligibility to provide broadband service under the Lifeline program for low-income users, urging the commission's chairman to reconsider in a letter Friday.

Municipalities Warn FCC Against 5G Infrastructure Mandate

Several city and town leaders from across the country have urged the Federal Communications Commission against a broad federal mandate to clear the way for infrastructure for next-generation wireless technology at the local level, citing existing staffing and other challenges.

FCC Head Says Staff Can't Edit Rules After Passage

Federal Communications Commission chairman Ajit Pai announced a measure Thursday that curtails so-called editorial privileges customarily conferred on agency staff members, prohibiting staffers from substantially changing proposals after the commission passes them.

EXPERT ANALYSIS

Pennsylvania General Assembly
Pennsylvania Supreme Court
Securities and Exchange Commission
Small Business Administration
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Office Of Special Counsel
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
United Nations

Trump’s Immigration Orders: A Pillar For Future Policy?

At first blush, President Donald Trump's initial immigration executive orders appeared to cover issues related to illegal immigration and the building of his border wall. But on a closer look, these orders appear to be the key building blocks associated with the Trump administration’s immigration strategy, say Christopher Thomas and Phillip Pemberton of Ogletree Deakins Nash Smoak & Stewart PC.

State AGs Can Enforce Emoluments Clause Against Trump

Many argue that President Donald Trump is violating the Constitution's emoluments clause, because foreign states and officials are making payments to Trump through his businesses. Quo warranto — an obscure legal procedure previously used by "birthers" against President Obama — empowers state attorneys general to pursue Trump's business entities for emoluments clause violations, says Jed Shugerman of Fordham University Law School.

The (Not-So-Certain) Future Of EPA's Vapor Intrusion Rule

If the U.S. Environmental Protection Agency, under direction of the new administration, determines its final vapor intrusion rule raises a “substantial question of fact, law or policy,” the issue may be subject to additional rulemaking or other further actions. In other words, the rule's future and potential impact currently are in doubt, say Gabriel Padilla of Bick Law LLP and Nadine Weinberg of ERM Group Inc.

How Open-End Funds Can Utilize Swing Pricing

Swing pricing works by allowing a fund to respond to significant purchase or redemption activity on a trading day by artificially reducing its net asset value. The U.S. Securities and Exchange Commission's recent acceptance of the concept evidences its concern with the risk of shareholder dilution resulting from transaction costs, say Gary Granik and Kim Kaufman of Stroock & Stroock & Lavan LLP.

In Congress: CRA Disapprovals, Sub-Cabinet, Mnuchin

House Joint Resolution 43 is likely to draw the most public attention of the five Congressional Review Act disapproval resolutions in the House this week, given the political sensitivity of abortion and family-planning services. Across the Capitol, a vote is expected on the nomination of Steven Mnuchin to serve as Secretary of the Treasury. Richard Hertling and Kaitlyn McClure of Covington & Burling LLP review the full calendar.

Opinion

Lawyers Cannot Stay Silent While Trump Belittles The Courts

This is not the first time that a president has criticized the judiciary. But what is unique about President Donald Trump's attacks is that they target not just a specific decision, but the judiciary and its decision-making power altogether. Every lawyer, regardless of political persuasion, must speak up, says Alexandra Wald of Cohen & Gresser LLP.

LEXIS PRACTICE ADVISOR

Implications Of Closing The 'Carried-Interest Loophole'

Politicians from both major political parties tout closing the “carried-interest loophole” as a primary aspect of their tax reform agendas. Carried-interest legislation, if enacted, would impose questions and challenges not only on private equity firms and their advisers, but on a wide array of businesses, says Robert Starin of K&L Gates LLP.

LEGAL INDUSTRY

GC Cheat Sheet: The Hottest Corporate News Of The Week

The U.S. Department of Labor's fiduciary rule lives to see another day, a general counsel whistleblower has an $8 million payday, and Republicans detail their plan to

rework Dodd-Frank as European Union officials discourage rollbacks. Those stories top the corporate legal news you may have missed this past week.

Dewey Retrial Inches Forward As Juror Troubles Continue

The fraud retrial of two former Dewey & LeBoeuf LLP executives is off to a slow start after hitting a juror-related roadblock on Friday, the second day of delay in the trial's first week.

In Case You Missed It: Hottest Firms and Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS
Search full listings or **advertise your job opening**

LAW FIRMS
Covington & Burling
Hunton & Williams
Dewey & LeBoeuf
K&L Gates
Perkins Coie
Akin Gump
Arnall Golden
Babst Calland
Balch & Bingham
Ballard Spahr
Bick Law LLP
Bradley
Chiesa Shahinian
Clark & Washington
Cohen & Gresser
Davis & Gilbert
Foley & Lardner
Gibson Dunn
Golenbock Eiseman
Haynes and Boone
Holland & Knight
Jones Day
Kessler Topaz
King & Spalding
Kirkland & Ellis
Labaton Sucharow
Latham & Watkins
Manatt Phelps
Mayer Brown
McKool Smith
MoloLamken LLP
Morgan Lewis
Ogletree Deakins
Proskauer Rose
Reed Smith
Richards Layton
Sanford Heisler

Seward & Kissel
Sidley Austin
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Stroock & Stroock
The Finley Firm PC
Thompson & Knight
White & Case
Wiley Rein
WilmerHale

COMPANIES
AT&T Inc.
Twitter Inc.
Verizon Communications
Goldman Sachs Group Inc.
Aetna Inc.
Amazon.com Inc.
America Fujikura Ltd.
America's Essential Hospitals
America's Health Insurance Plans
American Cable Association
American Federation of Labor and Congress of Industrial Organizations
American Health Care Association
American Petroleum Institute Inc.
Apple Inc.
Calpine Corporation
Charter Communications Inc.
D-Link Corporation
DISH Network Corporation
ERM Group Inc.
Elevate Services Inc.
Exelon Corporation
Financial Industry Regulatory Authority Inc.
Generic Pharmaceutical Association Inc.
Google Inc.
Herbalife Ltd.
Humana Inc.
KBW, Inc.
LifeLock Inc.
Mobilitie LLC
Murray Energy Corp.
National Association of Broadcasters
National Restaurant Association
National Telephone Cooperative Association
New York Times Co.
Planned Parenthood Federation
Pom Wonderful LLC
Public Company Accounting Oversight Board
Redflex Traffic Systems

Reed Elsevier
The Boeing Company
The Western Union Company
Trump Organization Inc.
Uber Technologies Inc.
Vizio Inc.
Volkswagen
Wells Fargo & Co.
Wyndham Worldwide Corporation

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
U.S. Department of Homeland Security
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
Central Intelligence Agency
Consumer Financial Protection Bureau
Federal Reserve System
Securities and Exchange Commission
U.S. Department of Labor
Bureau of Land Management
Government Accountability Office
Internal Revenue Service
U.S. Department of Defense
U.S. Department of the Interior
U.S. Senate
United Nations
California Department of Justice
Centers for Medicare & Medicaid Services
Equal Employment Opportunity Commission
European Commission
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Trade Commission
Food and Drug Administration
Immigration and Customs Enforcement
Los Angeles World Airports
Montana Legislature
Municipal Securities Rulemaking Board
National Aeronautics and Space Administration
National Economic Council
National Labor Relations Board
New Jersey Department of Transportation
New Jersey Department of Treasury
New York City Department of Health and Mental Hygiene
Office of the Federal Register
Pennsylvania General Assembly

Pennsylvania Supreme Court
Small Business Administration
U.S. Attorney's Office
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Office Of Special Counsel
U.S. Secret Service

JOBS
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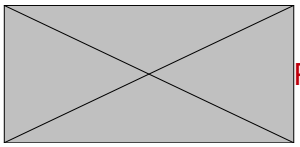
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 12/13/2016 9:55:32 AM
Subject: [Marketing Mail] Trump Names Gen. Kelly To Head DHS, Advocates Worried



PUBLIC POLICY

Tuesday, December 13, 2016

TOP NEWS

Trump Names Gen. Kelly To Head DHS, Advocates Worried

President-elect Donald J. Trump on Monday officially nominated Gen. John Kelly to serve as secretary of the U.S. Department of Homeland Security, saying his decades of military service and deep commitment to fighting the terrorism threat inside the nation's borders make him ideal, while immigrants' rights advocates say otherwise.

Analysis

Trump Labor Nominee Comes With Sharp Anti-Reg Ideology

Fast-food CEO Andrew Puzder, who was nominated recently as President-elect Donald Trump's secretary of labor, has spent several years outlining his views on labor issues, including his opposition to overtime expansion regulations and an increase to the federal minimum wage. Here, Law360 takes a look at some of the positions Puzder has taken in editorials, television commentaries and congressional testimony.

After 15 Years In The WTO, China Takes The Gloves Off

China observed its 15th year as a World Trade Organization member by filing complaints against the U.S. and European Union on Monday for their failure to consider Beijing a "market economy," opening a new front in its tense relationship with the world's mightiest economies.

Analysis

Private Capital-Raising Inched Ahead In '16, But Hurdles Loom

Private companies saw their capital-raising avenues expand in 2016 — aided by the enactment of landmark rules governing equity crowdfunding and the defeat of a legal challenge that threatened to block so-called mini-initial public offerings — but experts say the novel funding methods are only slowly gaining acceptance.

EPA Moves To Force Texas Power Plants To Cut Emissions

The U.S. Environmental Protection Agency proposed a new rule Friday aimed at lowering sulfur emissions at 14 Texas power plants in the latest move by the agency to regulate air quality in the Lone Star State through the Clean Air Act.

Schock Pleads Not Guilty To Misusing Gov't, Campaign Funds

Former U.S. Rep. Aaron Schock, R-Ill., on Monday pled not guilty to the 24-count indictment federal prosecutors leveled against him last month following an investigation into the politician's alleged misuse of campaign funds and his congressional allowance to buy cars and decorate his office, among other purchases.

Supreme Court Declines Colo. Sales Tax Reporting Row

States frustrated by a 1992 U.S. Supreme Court ruling barring them from collecting transaction taxes from remote retailers were dealt a disappointment on Monday when the high court refused to take up two petitions concerning a Colorado law

LAW FIRMS

Arnold & Porter
Ballard Spahr
Beck Redden
Blecher Collins
Boies Schiller
Brann & Isaacson
Covington & Burling
Craig P. Kenny & Associates
Cravath Swaine
Edelson PC
Flaster/Greenberg
Gould & Ratner
Greenberg Gross
Hogan Lovells
Jenner & Block
Johnson & Bell
Jones Day
Kabateck Brown
Kobre & Kim
Lane & Waterman
Lewis Brisbois
Marquis Aurbach
Marten Law
Mayer Brown
McGuireWoods
Morgan Lewis
Morrison & Foerster
Olshan Frome Wolosky
Reed Smith
Ropes & Gray
Rutan & Tucker
Schnader Harrison
Silicon Valley Law Group
Silverstein & Pomerantz
Skadden
Spiegel & McDiarmid
Sprague & Sprague
Stradley Ronon
Stradling Yocca

requiring out-of-state sellers to file sales information with the state.

Ex-Pa. Rep. Fattah Gets 10 Years In Corruption Case

A Pennsylvania federal judge on Monday ordered ex-Rep. Chaka Fattah and a onetime Stradley Ronon Stevens & Young LLP government affairs specialist to spend a combined 12 years in prison following their convictions for participating in a sweeping criminal enterprise that included influence peddling and the misappropriation of federal grant funds.

BANKING & SECURITIES

SEC Small Business Advocate Act Clears Senate

The U.S. Senate on Friday unanimously authorized the creation of a small-business advocate within the U.S. Securities and Exchange Commission, touted by supporters as a key step toward promoting streamlined regulations intended to make it easier for small businesses to raise capital.

ENERGY & ENVIRONMENTAL

NY Regulators Say Nuclear Plant Subsidies Are Sound

New York state utility regulators urged a federal judge Friday to nix a suit challenging the state's plan to subsidize three struggling nuclear power plants as part of its clean energy program, arguing that the subsidies don't usurp Federal Energy Regulatory Commission authority over wholesale electricity markets.

HEALTH & LIFE SCIENCES

Doc In Menendez Case Can't Challenge Drug Rules, Feds Say

A Florida doctor accused of committing Medicare fraud and bribing Sen. Robert Menendez, D-N.J., in an attempt to clear himself should not be allowed to show a jury evidence challenging Medicare's authority to set dosing regulations on the drug Lucentis that he is accused of violating, prosecutors argued Friday.

Clinics Sue To Block Texas Rule Requiring Fetal Burials

Texas women’s clinics on Monday sued to block a state rule requiring fetal tissue be buried or cremated instead of disposed like other medical waste, claiming it infringes patients’ rights to seek pregnancy-related medical care without undue interference from government.

IP & TECHNOLOGY

White House Report Urges Better Enforcement Of IP Law

The White House issued a report Monday calling for better enforcement of copyrights online, more thorough searches for counterfeit goods at the border and more interagency cooperation in the enforcement of intellectual property law.

TRANSPORTATION & INFRASTRUCTURE

DOT Panel Agrees On Proposals For Disabled Air Travelers

The U.S. Department of Transportation said Monday it may soon propose rules addressing bathroom access and in-flight entertainment options aboard commercial flights for passengers with disabilities, just days after proposing potentially easing its longstanding restriction on phone calls during flights.

EMPLOYMENT

Weil Gotshal
Wiley Rein
Wilkinson Walsh
Williams & Connolly
Williams Montgomery

COMPANIES

AT&T Inc.
Amazon.com Inc.
American Cable Association
Anheuser-Busch Inbev SA/NV
CITGO Petroleum Corp.
CKE Restaurants, Inc.
CTIA
Comcast Corporation
Competitive Carriers Association
Dynegy Inc.
Entergy Corporation
Exelon Corporation
Financial Industry Regulatory Authority Inc.
GlaxoSmithKline
Google Inc.
Kimberly-Clark Corporation
LinkedIn Corp.
Massachusetts Bay Transportation Authority
NASDAQ OMX Group Inc.
NBCUniversal Inc.
NRG Energy Inc.
National Association of Broadcasters
Newegg Inc.
Overstock.com Inc.
Porsche
SLM Corporation
Sierra Club
Smith & Williamson Holdings Ltd.
State Farm
T-Mobile USA Inc.
Talen Energy Corp.
Temple University
Verizon Communications
Washington Metropolitan Area Transit Authority
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
Congressional Budget Office

Judge Sinks Pa. Judicial Retirement Referendum Challenge

A Pennsylvania federal judge on Friday sunk a challenge to purportedly misleading language on a now-approved state ballot referendum seeking to raise the judicial retirement age to 75, ruling that voters had access to plenty of information needed to make an informed decision.

NJ Not Obligated To Make Pension Contributions, Panel Says

The New Jersey Appellate Division handed Gov. Chris Christie a victory Monday when it affirmed the dismissal of a lawsuit by public pension trustees fighting his fund cuts, ruling that other courts have correctly ruled that the state isn't contractually obligated to make contributions.

COMPETITION

GSK, Nev. Abused Fed. Drug Discount Program, 9th Circ. Told

A group of Nevada doctors asked the Ninth Circuit on Monday to find GlaxoSmithKline LLC and the Southern Nevada Health District are not exempt from antitrust claims over GSK's sale of discounted vaccines through a federal program, saying the health district sold the shots to businesses instead of low-income patients.

GOVERNMENT CONTRACTS

USDA Contractor Loses $4M Claim At Appeals Board

A Civilian Board of Contract Appeals panel sided with the U.S. Department of Agriculture Friday in rejecting a breakwater construction company's claims to $4 million in extra costs, because the contractor should've known Gulf Coast water-depth and other conditions could change.

INTERNATIONAL TRADE

Commerce Investigating Chinese Wood Imports

The U.S. Department of Commerce said Friday that it has opened an investigation into imports of hardwood and decorative plywood from China, after an industry group raised concerns that the products are being illegally subsidized and sold at unfairly low prices in the U.S.

TAX

Supreme Court Snubs Challenge To Minn. Split From Tax Pact

The U.S. Supreme Court once again shunned a challenge to states' ditching a nearly 50-year interstate agreement for calculating corporate franchise taxes, refusing Monday to review a hygiene-products maker's bid to make Minnesota stick to the compact's terms.

TELECOMMUNICATIONS

Comcast Lobbies FCC Against Changes To Alert System Rules

Comcast Corp. urged the Federal Communications Commission to take a longer view on changes to the rules for the Emergency Alert System in a letter Friday, arguing against sweeping changes discussed at the agency's December meeting.

FCC Aims To Clear 84 MHz In New Auction Stage

The Federal Communications Commission announced that the fourth stage of bidding in the incentive auction to convert spectrum from broadcast to mobile broadband use will begin Tuesday with a clearing target of 84 MHz, after a previous

Department of Commerce
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
Immigration and Customs Enforcement
International Trade Commission
National Labor Relations Board
Office of the Federal Register
Securities and Exchange Commission
Texas Commission on Environmental Quality
Texas Health and Human Services Commission
Transportation Security Administration
U.S. Attorney's Office
U.S. Civilian Board of Contract Appeals
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. Senate
U.S. Supreme Court
Wage and Hour Division

round failed to meet a $42 billion clearing target by a wide margin.

Big Telecoms Want Flexibility In Real-Time Text Rules

AT&T, Verizon, T-Mobile and other telecommunications giants have pushed the Federal Communications Commission to allow some more give in new real-time texting rules, arguing in a filing Friday for the companies' choosing their own path to provide support to disabled users.

EXPERT ANALYSIS

Trumping Obama's Interior Department

President-elect Donald Trump made clear on the campaign trail that he intends to roll back regulations affecting domestic oil and gas and coal production on public lands. Thomas Perry and Andrew Bell of Marten Law PLLC assess the Trump administration's rollback options and examine four U.S. Department of the Interior initiatives outside the fossil fuel context that may be reconsidered in the near future.

3 Tips To Avoid Being On The Outs With In-House Counsel

When trial lawyers fail to recognize the unique challenges faced by in-house counsel, it jeopardizes not only the outcome of the case, but also the opportunities for future representation. These few simple strategies are hardly rocket science, but they are too often neglected, says Matthew Whitley of Beck Redden LLP.

LEGAL INDUSTRY

Covington Sets Cravath Bonuses As Maximum Payout

BigLaw bonus season is continuiing with Washington, D.C.-based Covington & Burling LLP announcing a "maximum" bonus scale for associates, which is in line with the scale first set out by Cravath Swaine & Moore LLP.

Law Firm Hacking To Breed New Kind Of Malpractice Suit

A novel lawsuit unsealed Friday alleging a Chicago firm committed malpractice through shoddy cybersecurity presages more allegations by clients focused on confidential data held by their lawyers, experts say, even as a dearth of hard evidence of firm hacks will make most claims tough to make stick in court.

Firms Improving Data Security But Can Do Better, Report Says

Law firms and other members of the legal industry have made strides in protecting sensitive information from the prying virtual fingers of hackers and cyber criminals, according to a new report released Monday, but that doesn't mean clients or firms should think their privileged secrets are safe.

Injured Williams & Connolly Lawyer Sues DC Metro For $50M

A Williams & Connolly senior associate is suing the Washington Metro Area Transit Authority for $50 million after being struck in the head by a large falling metal pole at a D.C. metro station that left him unable to work, according to a complaint in D.C. federal court.

Philly Atty Linked To Anti-Trump Graffiti Won't Face Charges

A Philadelphia assistant city solicitor will not be criminally charged in connection with anti-Donald Trump graffiti spray-painted on the wall of a grocery store, but will be required to perform community service for his actions, a city spokesperson said in a statement Monday.

Employee/Experts Not Shielded By Attorney-Client Privilege

When a client's product is at issue in court, and a relevant expert witness is not available, an employee may sometimes be tapped to fill this role. This can be a useful strategy, but it comes with a downside: much of the prep work with the now-expert might be discoverable, says Stephen McConnell of Reed Smith LLP.

JOBS

LAW FIRMS

Cravath Swaine
Weil Gotshal
Wiley Rein
Arnold & Porter
Ballard Spahr
Beck Redden
Blecher Collins
Boies Schiller
Brann & Isaacson
Covington & Burling
Craig P. Kenny & Associates
Edelson PC
Flaster/Greenberg
Gould & Ratner
Greenberg Gross
Hogan Lovells
Jenner & Block
Johnson & Bell
Jones Day
Kabateck Brown
Kobre & Kim
Lane & Waterman
Lewis Brisbois
Marquis Aurbach
Marten Law
Mayer Brown
McGuireWoods
Morgan Lewis
Morrison & Foerster
Olshan Frome Wolosky
Reed Smith
Ropes & Gray
Rutan & Tucker
Schnader Harrison
Silicon Valley Law Group
Silverstein & Pomerantz
Skadden
Spiegel & McDiarmid
Sprague & Sprague
Stradley Ronon
Stradling Yocca
Wilkinson Walsh
Williams & Connolly
Williams Montgomery

COMPANIES

AT&T Inc.

LinkedIn Corp.
T-Mobile USA Inc.
Verizon Communications
Amazon.com Inc.
American Cable Association
Anheuser-Busch Inbev SA/NV
CITGO Petroleum Corp.
CKE Restaurants, Inc.
CTIA
Comcast Corporation
Competitive Carriers Association
Dynegy Inc.
Entergy Corporation
Exelon Corporation
Financial Industry Regulatory Authority Inc.
GlaxoSmithKline
Google Inc.
Kimberly-Clark Corporation
Massachusetts Bay Transportation Authority
NASDAQ OMX Group Inc.
NBCUniversal Inc.
NRG Energy Inc.
National Association of Broadcasters
Newegg Inc.
Overstock.com Inc.
Porsche
SLM Corporation
Sierra Club
Smith & Williamson Holdings Ltd.
State Farm
Talen Energy Corp.
Temple University
Washington Metropolitan Area Transit Authority
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Supreme Court
Executive Office of the President
Federal Bureau of Investigation
Securities and Exchange Commission
U.S. Department of Labor
U.S. Department of the Interior
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Congressional Budget Office
Department of Commerce
Federal Energy Regulatory Commission
Fish and Wildlife Service
Immigration and Customs Enforcement

International Trade Commission
National Labor Relations Board
Office of the Federal Register
Texas Commission on Environmental Quality
Texas Health and Human Services Commission
Transportation Security Administration
U.S. Attorney's Office
U.S. Civilian Board of Contract Appeals
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. Senate
Wage and Hour Division

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ben Yahoo
Sent: Wed 5/15/2019 1:45:57 PM
Subject: Boring company - tesla

EXTERNAL EMAIL

Questions for Steve hill on the logic of the LVCVA putting the future of our convention center. One of the most important components to the economy of Las Vegas and the state of Nevada in the hands of an unproven technology the boring company and its leader the sociopathic potentially fraudster Elon musk.

The risks created my selecting the boring company and Elon are truly unbelievable.

1). Unproven and laughed at technology by transportation officials in other states.
https://www.google.com/amp/s/mashable.com/article/virginia-transit-officials-elon-musk-boring-company-tunnel.amp

2). Elon and space x leadership accused of miss allocating capital from space x to the boring company by Peter Theil the other founder and CEO that saved PayPal from musks mismanagement.
https://www.google.com/amp/s/www.wsj.com/amp/articles/elon-musks-new-boring-co-faced-questions-over-spacex-financial-ties-11545078371

3). Significant chance tesla fails in the next year
https://www.realvision.com/tv/shows/the-big-story/videos/tesla-electric-noise

https://www.google.com/amp/s/www.valuewalk.com/2019/03/end-tesla-stock-the-standard-range-model-3/amp/

4). Musks history of over promising and under Delivering
https://www.google.com/amp/s/www.newsbytesapp.com/timeline/Science/23372/107028/elon-musk-of-broken-promises-and-heart-aches/amp/google

https://www.google.com/amp/s/qz.com/1360931/elon-musk-has-made-a-lot-of-promises-besides-building-electric-cars-twenty-three-in-fact/amp/

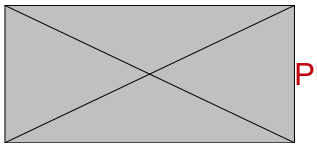
5). Musk SEC lawsuits over funding secured and related fraudulent tweets

6). Rumors that Tesla May walk away from the reno gigafatory over nonpayment to Panasonic

7). Over promised in New York's gigafactory
https://www.bloomberg.com/news/features/2018-11-20/inside-elon-musk-s-forgotten-gigafactory-2-in-buffalo

8). Mass exodus of tesla executive that is only comparable to Enron according to Jim chanos (guy who identified Enron as a fraud)
https://www.businessinsider.com/tesla-executive-departures-list-2018-9

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 11/28/2018 9:00:20 AM
Subject: Senate GOP Leader Tamps Down Mueller Bill Hopes



PUBLIC POLICY.

Wednesday, November 28, 2018

TOP NEWS

Senate GOP Leader Tamps Down Mueller Bill Hopes

Proponents of a bill that would codify protections for Special Counsel Robert Mueller faced a further uphill battle this week as Senate Majority Leader Mitch McConnell, R-Ky., shot down nascent Republican support for the measure. Read full article »

11 Names Sent To Fla. Gov.-Elect For 3 High Court Seats

The judicial nominating commission tasked with screening candidates for the three soon-to-open seats on the Florida Supreme Court on Tuesday released a list of 11 names — including seven appellate judges and the current general counsel for the U.S. Department of Education — from which incoming Gov. Ron DeSantis will choose new justices. Read full article »

ABA Blasted For Support Of Bill On Debt Collection Attys

A group of fellows with the American Bar Association's Consumer Financial Services Committee has sent a letter objecting to the ABA's support of a bill in the U.S. House of Representatives that would mean attorneys suing to collect on a debt would not be classified as "debt collectors" under consumer protection law. Read full article »

GSA Announces Massive Overhaul For Schedule Contracts

The U.S. General Services Administration unveiled a major overhaul to its Multiple Award Schedule system Tuesday, saying it will consolidate its 24 current schedules into a single contract, a move intended to promote efficiency and ease of use. Read full article »

House May Vote On Year-End Tax Bill This Week, Brady Says

The U.S. House of Representatives will likely vote this week on a year-end tax package, released Monday evening by House Ways and Means Committee Chairman Kevin Brady, R-Texas, he told reporters Tuesday. Read full article »

House Lawmakers Propose Bipartisan Carbon Tax Bill

House lawmakers from both parties announced legislation Tuesday evening that would impose a tax of $15 per metric ton on carbon emissions starting in 2019 that would increase by $10 each following year. Read full article »

ENERGY & ENVIRONMENTAL

Analysis

High Court Hints At Skepticism Of ESA Reach In Frog Ruling

The U.S. Supreme Court's Tuesday decision to remand timber giant Weyerhaeuser Co.'s challenge to the designation of a parcel of its property as "critical habitat" for an endangered frog keeps the door open for limits on the government's power to protect land under the Endangered Species Act, experts say. Read full article »

Supreme Court Sends Dusky Gopher Frog Case To 5th Circ.

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Ballard Spahr
Beveridge & Diamond
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Herbert Smith Freehills
Hunton Andrews Kurth
Jenner & Block
Johnson & Jones
Jones Day
Kanji & Katzen
Katten Muchin
Kobre & Kim
Mayer Brown
McCarter & English
Morgan Lewis
Nixon Peabody
Proskauer Rose
Saul Ewing
Seyfarth Shaw
Shutts & Bowen
Stanley Reuter
Stone Pigman

COMPANIES
Alvarez & Marsal LLC
American Bar Association

The U.S. Supreme Court sent a dispute between Weyerhaeuser Co. and the U.S. Fish and Wildlife Service involving the dusky gopher frog back to the Fifth Circuit on Tuesday, though the court's ruling gives the timber company a leg up in its fight over the future of a 1,500-acre tract of land in Louisiana. Read full article »

Analysis

High Court Decision On Review Expands Landowners' Options

In sending a dispute between the U.S. Fish and Wildlife Service and timber firm Weyerhaeuser back to the Fifth Circuit, and in the process reversing a decision on the right of landowners to review agency determinations about land protection, the U.S. Supreme Court has given landowners more options for appeal while diminishing the power of such agency decisions, attorneys say. Read full article »

Senate Energy Panel Advances McNamee For FERC

The Senate Energy and Natural Resources Committee sent Bernard L. McNamee, nominated to be a member of the Federal Energy Regulatory Commission, to the full Senate Tuesday, despite Democrats' concerns over his criticisms of renewable fuel sources. Read full article »

Analysis

Climate Report Likely To Haunt Administration In Court

The Trump administration could find itself bedeviled by its own blockbuster climate change report in litigation over efforts to roll back rules on emissions from power plants and vehicles, as courts may frown on contradictions between the report's detailed, dire conclusions and the administration's actions, experts say. Read full article »

EU Greenlights France's €600M Plan To Bolster Solar Output

The European Commission on Tuesday cleared France's €600 million ($678.5 million) plan to boost energy production from existing solar installations, moving the country another project closer to its goal of getting nearly a quarter of its energy from renewables by 2020. Read full article »

HEALTH & LIFE SCIENCES

Pa. Rails Against Rules To Weaken ACA Birth Control Mandate

Pennsylvania indicated Monday that it plans to continue challenging Trump administration rules that weaken the Affordable Care Act's birth control mandate, telling a district judge who blocked the rules last year that it will seek another injunction now that the federal government has published the regulations again. Read full article »

EMPLOYMENT

5th Circ. OKs DOL's Multi-Employer Worksite Citation Rule

The U.S. Department of Labor can cite general contractors for workplace safety violations that put only subcontractors' workers in danger, the Fifth Circuit has said, deferring to the agency's interpretation of the Occupational Safety and Health Act. Read full article »

COMPETITION

Trump DC Hotel Checks Out Of Unfair Competition Suit

A D.C. federal court judge has dismissed a wine bar's unfair competition lawsuit against President Donald Trump and the company that operates the Trump International Hotel Washington D.C., ruling that the wine bar failed to show that the defendants wrongfully interfered with its business. Read full article »

CYBERSECURITY & PRIVACY

American Benefits Council
American Civil Liberties Union
American Council of Life Insurers
American Federation of Teachers
American Retirement Association
Aon Corporation
Association of Corporate Counsel
Burford Capital LLC
Cable News Network Inc.
Center for Constitutional Rights
Chevron Corp.
Exxon Mobil Corp.
Facebook
Google Inc.
Government Accountability Project
HBR Consulting LLC
Hannaford Brothers Co.
Hensel Phelps Construction
Institute of Chartered Accountants in England and Wales
Investment Company Institute
LinkedIn Corp.
Marvel Entertainment LLC
Microsoft Corporation
National Cable & Telecommunications Association
Natural Resources Defense Council
Pacific Legal Foundation
The American Waterways Operators Inc.
The ERISA Industry Committee
The Florida Bar
Trump Organization Inc.
U.S. Chamber of Commerce
Villanova University
Weyerhaeuser Co.

GOVERNMENT AGENCIES

Administrative Appeals Office
Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Energy Regulatory Commission

Facebook Takes Heat At Unprecedented European Hearing

Lawmakers from nine international parliaments appeared raring to regulate Facebook on Tuesday at an unprecedented hearing at London's House of Commons, while the social network's lawyers asked a California judge to sanction a software developer for disclosing sealed documents to British authorities. Read full article »

Advocates Push White House To Nix CLOUD Act Deal With UK

Several civil liberties groups sent a letter to the U.S. Department of Justice asking it to reconsider an agreement with the United Kingdom to obtain personal data held by U.S. companies, saying the agreement could leave American citizens at risk. Read full article »

CONSUMER PROTECTION

Sen. Dems Grill FTC On Fraud Case Subpoena Of Acting AG

Democrats on a Senate subcommittee on Tuesday pressed all five of the newly minted Federal Trade Commission heads for details on an agency subpoena the acting attorney general allegedly ducked last year in connection to a fraud investigation, but the commissioners said they weren't familiar enough with the case to answer. Read full article »

Untimely Nature Nixes Vet's Suit Over Wheelchair Rule Delay

The D.C. Circuit on Tuesday rejected the Paralyzed Veterans of America's challenge to the U.S. Department of Transportation's decision to delay until 2019 a new airline reporting requirement for mishandled checked baggage, including checked wheelchairs and scooters, saying the petition is untimely. Read full article »

GOVERNMENT CONTRACTS

Armstrong Whistleblower Blasts Whitaker's AG Appointment

The whistleblower behind a successful False Claims Act suit against Lance Armstrong's former team has challenged Matthew Whitaker's appointment as acting attorney general, telling the D.C. Circuit that a settlement hinges on the AG approving a dismissal of his damages appeal, but that Whitaker is in no position to approve it. Read full article »

Inmates Say $444M Fed. Prison Project Is 'Pork Barrel Politics'

A group of inmates filed a complaint in D.C. federal court Monday seeking to block the Federal Bureau of Prisons' $444 million proposal to build a penitentiary in Kentucky that the inmates claim is unneeded and would damage the surrounding environment, calling the project "pork barrel politics." Read full article »

AEROSPACE & DEFENSE

GAO Will Probe Alleged 'Shadow Rule' Of VA: Sen. Warren

The U.S. Government Accountability Office will probe allegations that three members of President Donald Trump's Mar-a-Lago Club — allegedly his "cronies" — have acted as unaccountable outside decision-makers for the U.S. Department of Veterans Affairs, Democratic Sen. Elizabeth Warren of Massachusetts has announced. Read full article »

Retired Navy Rear Adm. Censured Over 'Fat Leonard' Scandal

Navy Secretary Richard Spencer has censured a retired rear admiral who was up for a senior post at the U.S. Agency for International Development for his involvement in the sweeping "Fat Leonard" bribery scheme related to in-port service contracts. Read full article »

Congress Sends Coast Guard Reauthorization To Trump

Federal Judicial Center
Federal Trade Commission
Fish and Wildlife Service
Florida House of Representatives
Florida State Senate
Florida Supreme Court
Government Accountability Office
House of Commons of the United Kingdom
House of Lords of the United Kingdom
Internal Revenue Service
National Security Agency
New York Attorney General's Office
Occupational Safety and Health Administration
Omaha Tribe of Nebraska
Pennsylvania Attorney General's Office
U.S. Agency for International Development
U.S. Attorney's Office
U.S. Coast Guard
U.S. Customs and Border Protection
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Postal Service
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

Congress sent a bill reauthorizing the U.S. Coast Guard to President Donald Trump's desk Tuesday, containing two-year spending authorizations, policy changes and a shift in how the nation will regulate ships' discharge that took months to negotiate. Read full article »

INTERNATIONAL TRADE

Biz Groups Make Plea For Trump To Calm China Trade Tension

Nearly 150 industry organizations and free trade advocates on Tuesday called on President Donald Trump to end his escalating tariff battle with China at this week's G-20 summit, saying that the duties have done nothing to budge Beijing and are hampering U.S. businesses. Read full article »

TAX

Long-Discussed Retirement Provisions Make It Into Tax Bill

Tax legislation introduced Monday borrows heavily from a long-circulating bipartisan retirement bill that seeks to expand the use of certain retirement-savings vehicles, allow employers to automatically enroll workers in retirement plans and shield plan sponsors from fiduciary liability when selecting annuity contracts, among other retirement-related goals. Read full article »

UK Lawmakers, Biz Groups Urge Delay Of Digital VAT Mandate

A U.K. government plan to require digital filing and record-keeping by small companies liable for value-added tax should be delayed, a parliamentary committee and business advocacy groups have urged, saying the national tax authority ignored warnings about the plan's enactment. Read full article »

IMMIGRATION

Salvadoran Mother Ordered Reunited With 4-Year-Old Son

A Salvadoran woman must be immediately reunited with her 4-year-old son after they were forcibly separated at the southern border more than eight months ago, a D.C. federal judge ruled on Monday. Read full article »

Gov't Asks Justices To Halt Census Citizenship Question Suit

The U.S. Department of Commerce urged the U.S. Supreme Court on Tuesday to reconsider its decision not to stay proceedings in a New York federal court case challenging the inclusion of a question about citizenship status on the 2020 census. Read full article »

Feds Tell DC Circ. DACA Rescission Is Legal

The Trump administration urged the D.C. Circuit on Monday to scrap a lower court's ruling allowing the Obama-era program that protects young unauthorized immigrants brought to the U.S. as children, known as Deferred Action For Childhood Arrivals, to continue. Read full article »

ICE Faces $60M Suit Over Detained Child's Death

The Guatemalan mother of a young girl who died after a stint in a detention center formally notified the federal government Tuesday she intends to file a $60 million lawsuit against U.S. Immigration and Customs Enforcement and other federal agencies. Read full article »

NATIVE AMERICAN

Justices Weigh Boundaries Of Oklahoma Reservation

A lawyer for the state of Oklahoma told the U.S. Supreme Court justices on Tuesday

that if a Native American man has his murder conviction in state court vacated due to a ruling that the crime took place on a reservation, it could affect jurisdiction in a wide swath of the state. Read full article »

EXPERT ANALYSIS

What The FAA Act Says About Phones, Seats And Liability

The 2018 Federal Aviation Administration Reauthorization Act includes sections that prohibit in-flight mobile phone communication, immunize passive finance parties from state tort liability and address airline seat size standards. The latter section will likely lead to an extensive rule-making process, says Timothy Lynes of Katten Muchin Rosenman LLP. Read full article »

Revised DOL Form Will Impact Upcoming H-1B Cap Season

The U.S. Department of Labor recently issued a new edition of its Labor Condition Application — a prerequisite for the proper filing of an H-1B petition — prompting several changes that will impact future filings, says Miatrai Brown of Erickson Immigration Group. Read full article »

Opinion

A Call For Nationwide Consistency On Noncompetes

There is something to be said for and against all of the various approaches taken to address the nettlesome problem of noncompetes. But little can be said to justify what we now have — a complex quilt work of varying laws and rules, say Steven Kayman of Proskauer Rose LLP and Lauren Davis, a law clerk with the New Jersey Superior Court. Read full article »

Jurors Should Ask More Questions During Trials

Permitting jurors to submit written questions, or even to pose questions orally to witnesses on the stand, advances several important goals and promotes both fairness and efficiency, says Matthew Wright of McCarter & English LLP. Read full article »

LEGAL INDUSTRY

Litigation Insurance Searches For Its Niche In The US

Litigation finance has made remarkable inroads in the U.S., but proponents say litigation insurance offers even greater flexibility and lower costs to clients and firms seeking alternative models of limiting their exposure, even though it remains largely unfamiliar stateside. Read full article »

GCs Shining Light On Their Management Chops

Tens of thousands of general counsels across the United States are more likely to cite management skills than legal prowess in their online profiles as the role of GC continues to evolve, according to a report released Tuesday. Read full article »

Corp. Law Departments Say Legal Needs Will Rise In 2019

In a departure from previous years, corporate law departments' total legal spending rose by 5 percent from 2016 to 2017, and the vast majority of law departments are eyeing an increase in their legal needs over the next year, according to a new survey released on Tuesday. Read full article »

Heritage Foundation Updates Clerk Program After Suspension

The Heritage Foundation has made changes to and is moving forward with its federal law clerk training program in an effort to make it more transparent, after a controversy surrounding the program's secretive nature arose last month, a spokeswoman confirmed Tuesday. Read full article »

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Carlton Fields
Cohen Milstein
Erickson Immigration Group
Fisher Phillips
Gibson Dunn
GrayRobinson
Herbert Smith Freehills
Hunton Andrews Kurth
Johnson & Jones
Jones Day
Kanji & Katzen
Katten Muchin
Kobre & Kim
McCarter & English
Morgan Lewis
Nixon Peabody
Proskauer Rose
Saul Ewing
Seyfarth Shaw
Shutts & Bowen
Stone Pigman

COMPANIES

Natural Resources Defense Council
Facebook
Weyerhaeuser Co.
American Bar Association
Chevron Corp.
U.S. Chamber of Commerce
Alvarez & Marsal LLC
American Benefits Council
American Civil Liberties Union
American Council of Life Insurers
American Federation of Teachers
American Retirement Association
Aon Corporation
Association of Corporate Counsel
Burford Capital LLC

Cable News Network Inc.
Center for Constitutional Rights
Exxon Mobil Corp.
Google Inc.
Government Accountability Project
HBR Consulting LLC
Hannaford Brothers Co.
Hensel Phelps Construction
Institute of Chartered Accountants in England and Wales
Investment Company Institute
LinkedIn Corp.
Marvel Entertainment LLC
Microsoft Corporation
National Cable & Telecommunications Association
Pacific Legal Foundation
The American Waterways Operators Inc.
The ERISA Industry Committee
The Florida Bar
Trump Organization Inc.
Villanova University

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Fish and Wildlife Service
U.S. Department of Homeland Security
Florida Supreme Court
U.S. Department of Labor
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
Administrative Appeals Office
Bureau of Citizenship and Immigration Services
Consumer Financial Protection Bureau
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Energy Regulatory Commission
Federal Judicial Center
Federal Trade Commission
Florida House of Representatives
Florida State Senate
Government Accountability Office
House of Commons of the United Kingdom
House of Lords of the United Kingdom
Internal Revenue Service
National Security Agency
New York Attorney General's Office

Occupational Safety and Health Administration
Omaha Tribe of Nebraska
Pennsylvania Attorney General's Office
U.S. Agency for International Development
U.S. Attorney's Office
U.S. Coast Guard
U.S. Customs and Border Protection
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Postal Service
United States District Court for the Eastern District of Pennsylvania

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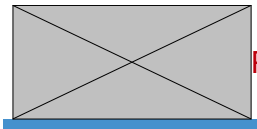
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 9/9/2016 7:50:20 AM
Subject: [Marketing Mail] NY Judicial Nominee Advances To Full Senate



PUBLIC POLICY

Get the attention of the legal community.

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Friday, September 9, 2016

TOP NEWS

NY Judicial Nominee Advances To Full Senate

A Senate panel voted through a Gibson McAskill & Crosby LLP partner's nomination to a vacancy on New York's federal bench Thursday, after a six-month wait in the Senate Judiciary Committee.

House OKs Bills Trimming SEC Rules On Small Businesses

The U.S. House of Representatives voted through a series of changes to securities and disclosure laws Thursday in the face of Democratic and White House criticism that the changes meant to ease small businesses' access to capital would destabilize markets and make it easier to swindle investors.

Feds Drop Case Against Ex-Va. Gov. McDonnell And His Wife

U.S. Attorney Dana J. Boente said in Thursday court filings that he will drop his high-profile corruption case against former Virginia Gov. Bob McDonnell and his wife, Maureen, telling the Fourth Circuit that the government wants a dismissal without leave to refile.

Fed Pushes For Tighter Limits On Banks' Commodity Biz

The Federal Reserve on Thursday urged Congress to repeal banks' authority to invest in nonfinancial companies and a grandfathering exemption allowing Goldman Sachs Group Inc. and Morgan Stanley to engage in physical commodity activities, further signaling regulators' unease with bank involvement in energy and other commodity sectors.

High Court Asked For Clarity On EPA Water Rule Jurisdiction

The National Association of Manufacturers has asked the U.S. Supreme Court to review the Sixth Circuit's split ruling that it has jurisdiction to hear challenges to the U.S. Environmental Protection Agency's and Army Corps of Engineers' controversial Clean Water Rule.

NY Enacts Rules Limiting Fees, Fines On Payroll Cards

New York state rolled out new regulations for payroll cards used by hundreds of thousands of workers on Thursday, with Gov. Andrew Cuomo pledging to prevent workers from having their wages cut into with fees and fines.

6th Circ. Pushed To Clarify Ky. Judges' Political Talk Ruling

Kentucky's Judicial Conduct Commission on Wednesday urged the Sixth Circuit to clarify its recent ruling that the state's limitations on judges' political speech are too

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Brune Law PC
Caplin & Drysdale
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Carter Ledyard
Chadbourne & Parke
Coughlin Duffy
Covington & Burling
DeCotiis FitzPatrick
DiFrancesco Bateman
Drinker Biddle
Edelman Combs
Fish & Richardson
Foley & Lardner
Frank LLP
Freund Freeze
Gibson Dunn
Gibson McAskill
GluckWalrath
Golomb & Honik
Gordon & Rees
Greenberg Traurig
Gupta Wessler
Hausfeld
Hinshaw & Culbertson
Holland & Knight
Johnson Barnhouse
Jones Day

broad, saying it's now unclear whether campaigning judges are still barred from claiming to be the endorsed candidate of a political party.

ANALYSIS

Absence Of Final MLP Status Rules Sowing Uncertainty

Final regulations on how service providers in the oil and gas industry can qualify for preferential tax treatment as master limited partnerships have been anticipated for some time, but experts say their failure to materialize is leaving taxpayers who may be impacted by changes in a state of uncertainty.

Euro Drug Pricing's Tradeoffs May Limit Appeal In US

As U.S. lawmakers call for pharmaceutical companies to rein in drug prices in the wake of Mylan’s EpiPen price increase, experts say consumers will need to weigh whether Europe and Canada's regulated, but cheaper, prices are worth the underdiscussed tradeoffs, including reduced access to some medication and stifled industry innovation.

BANKING & SECURITIES

Divided CFTC Recognizes Japanese Swap Margin Rules

The U.S. Commodity Futures Trading Commission on Thursday voted to recognize Japanese rules on swap margin requirements as compatible with the American rules that went into effect last week, despite a stern dissent from one commissioner and another’s concerns over the implementation of the regime in general.

Hong Kong Exchange Signs Memorandum With Shandong

China continued its push to internationalize its capital markets on Thursday with the signing of a memorandum of understanding, aimed at supporting and promoting future capital markets and commodities market developments, between the People’s Government of Shandong Province and the Hong Kong Stock Exchange.

SEC Judge Rebukes Tilton's 'Fishing Expedition'

A U.S. Securities and Exchange Commission judge on Thursday said the agency doesn't have to turn over notes and audio related to witness interviews in its $200 million fraud case against private equity magnate Lynn Tilton, saying Tilton seems to be on a fishing expedition.

ENERGY & ENVIRONMENTAL

Calif. Gov. Signs Emissions Target, Climate Oversight Package

California Gov. Jerry Brown signed sweeping climate change legislation Thursday that gives the legislature more oversight over the powerful Air Resources Board and codifies into law the governor’s emissions reduction goals set out in a 2015 executive order.

Enviros Sue EPA Over Ocean Acidification Standards

Environmentalists on Thursday sued the U.S. Environmental Protection Agency for allegedly failing to set new water quality standards aimed at reducing ocean acidification.

Senate GOP Says EPA Lacks Frankness About Lawsuits

A group of Senate Republicans on Wednesday slammed the U.S. Environmental Protection Agency for being insufficiently transparent about litigation the agency is involved in and about its planned regulatory action for the near future.

VA Proposes Rule To Expand Benefits For Base Contamination

The U.S. Department of Veterans Affairs on Thursday floated a proposed rule that would expand disability benefits eligibility to cover more service members affected

Kilpatrick Townsend
Kirkland & Ellis
Koppel Patrick
Lackenbach Siegel
Latham & Watkins
Littler Mendelson
Mayer Brown
McCusker Anselmi
Morgan Lewis
Motley Rice
Much Shelist
Paul Hastings
Porter & Malouf
Prickett Jones
Quinn Emanuel
Schmeiser Olsen
Shook Hardy
Sidley Austin
Skadden
Stites & Harbison
Venable LLP
Wachtell Lipton

COMPANIES

AT&T Inc.
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America's Health Insurance Plans
American Bar Association
American Council of Life Insurers
American Insurance Association
American Intellectual Property Law Association
Anthem Inc.
Biogen Inc.
Bloomberg
CTIA
Center for Biological Diversity Inc.
Comcast Corporation
Electronic Frontier Foundation
Fitbit Inc.
Foxwoods Resort Casino
Goldman Sachs Group Inc.
Hewlett Packard Enterprise Co.
Hong Kong Exchanges and Clearing
Johnson & Johnson
MGM Resorts International
McDonald's Corporation
Micro Focus International PLC
Microsoft Corporation
Mohegan Sun
Morgan Stanley

by more illnesses from decades of contaminated water at the Camp Lejeune U.S. Marine Corps Base.

IP & TECHNOLOGY

USPTO Seeks Feedback On 'Missing Parts' Patent Program

The U.S. Patent and Trademark Office has asked for feedback on whether it should make permanent its Extended Missing Parts Pilot Program, or allow the program that reduces costs for patent applicants to expire at the end of the year.

REAL ESTATE

NJ Justices Halt Retroactive Rental Obligations Ruling

The New Jersey Supreme Court has agreed to stay a ruling that current municipal affordable housing obligations don't necessarily have to include earlier unmet quotas, handing a victory to advocates fighting to uphold protections that arose from landmark litigation over exclusionary zoning.

EMPLOYMENT

Union Contribution Dispute Sent Back To Pa. Labor Board

A Pennsylvania appeals court ruled Thursday that the Pennsylvania Labor Relations Board erred when it passed off to the state attorney general's office an investigation into the alleged misuse of funds from teachers' unions to support Gov. Tom Wolf's 2014 gubernatorial campaign.

OSHA Rule Unfairly Gives Unions Access, Businesses Say

The Occupational Health and Safety Administration illegally changed a rule to allow union officials to tag along on workplace inspections, making collective bargaining disputes a part of what should just be standard worker safety inspections, a business group said Thursday in Texas federal court.

PRIVACY & CONSUMER PROTECTION

House Asks GAO To Investigate OPM Hack Response Deal

The House Oversight Committee on Wednesday asked a government watchdog to look into whether the U.S. Office of Personnel Management unlawfully stiffed CyTech Services LLC for its work helping to uncover and respond to the high-profile hack of OPM's databases in 2015.

PRODUCT LIABILITY

USDA Can't Duck Food-Safety Groups' Organic Rule Challenge

A California federal judge declined Thursday to dismiss a suit accusing the U.S. Department of Agriculture of revamping the Organic Foods Production Act without allowing for public comment, saying the food-safety groups leading the suit had shown they had concrete grounds behind the suit.

GOVERNMENT CONTRACTS

GSA Rule Would Allow Incidental Purchases Under FSS

The U.S. General Services Administration issued a proposed rule Thursday to allow incidental materials to be purchased under the Federal Supply Schedules, with the aim of making the FSS program more consistent with similar federal contracts and reducing frustration for agencies and industry alike.

Mylan NV
National Association of Insurance Commissioners
National Association of Manufacturers
National Education Association
National Federation of Independent Business
New York Times Co.
Pacific Legal Foundation
Pfizer Inc.
RPX Corp.
Service Employees International Union
Shanghai Stock Exchange Ltd.
Shenzhen Stock Exchange
Star Scientific, Inc.
T-Mobile USA Inc.
Tsingtao Brewery Co. Ltd.
Turing Pharmaceuticals AG
Uber Technologies Inc.
United Continental Holdings Inc.
Wayfair LLC
Westlake Chemical Corporation
eBay Inc.

GOVERNMENT AGENCIES

Agency for Toxic Substances and Disease
Alabama-Coushatta Tribe of Texas
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
California Environmental Protection Agency
Commodity Futures Trading Commission
Department of Commerce
European Commission
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Mashantucket Pequot Tribal Nation
NAFTA
National Indian Gaming

House Panel Subpoenas VA Over Blowout On Hospital Project

The House Veterans Affairs Committee on Wednesday voted to subpoena the U.S. Department of Veterans Affairs, a move intended to prompt the agency to cough up information on a long-overdue hospital construction project, expected to cost more than $1 billion over its initial budget.

INTERNATIONAL TRADE

Dems Take Issue With WTO's 'Protectionist' Claims

A pair of influential Democratic lawmakers on Thursday criticized the leadership of the World Trade Organization for vilifying food safety regulations and remedial tariffs as “protectionist” measures that should be removed, asserting that such measures are vital parts of a rules-based trading system.

Ag Exporters Asked To Sound Off On Cuba Licensing

The Obama administration on Thursday asked for input on the effectiveness of its licensing procedures for shipping food products to Cuba, a move that will likely fuel the calls for reform from a powerful agricultural lobby that has led the charge for more liberalized trade with the island nation.

TAX

Tax Preparers Seek Quick Win In IRS Fee Suit

A certified class of more than a million tax preparers ranging from accountants to attorneys urged a D.C. federal judge Wednesday to block the Internal Revenue Service from charging a fee for issuing a preparer tax identification number, arguing the fee is unlawful.

IMMIGRATION

USCIS To Adopt Parole Policy For U Visa Applicants

The U.S. Citizenship and Immigration Services has accepted Ombudsman Maria M. Odom’s recommendation to implement a parole policy for eligible U visa petitioners living abroad who are waiting to receive a U visa, Odom’s office announced on Wednesday.

NATIVE AMERICAN

West Texas Tribe's Bingo Is Illegal, State Says

The state of Texas on Thursday urged a federal court to hold the Ysleta del Sur Pueblo tribe in contempt for holding illegal electronic bingo games at its casino, and denied claims that the state had to file a new complaint.

MGM Implores 2nd Circ. To Revive Suit On Tribal Casino Law

MGM Resorts International asked the Second Circuit again on Wednesday to revive its lawsuit over a Connecticut law that paves the way for the Mashantucket Pequot and Mohegan tribes to open a third casino in the state, saying the measure injures MGM by giving the tribe a competitive advantage.

TELECOMMUNICATIONS

FCC Chief Floats Apps-Based Set-Top Box Plan After Backlash

The Federal Communications Commission's chairman revealed a revised plan Thursday to unlock the set-top box market, now requiring pay-TV companies to provide consumers apps to access content on widely available third-party platforms, after meeting stiff resistance on an earlier version of the plan.

Commission
New Jersey Legislature
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Securities Investor Protection Corp.
Securities and Exchange Commission
U.S. Army
U.S. Civilian Board of Contract Appeals
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Veterans Affairs
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Marine Corps
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Sentencing Commission
U.S. Supreme Court
U.S. Uniform Law Commission
Ysleta del Sur Pueblo

FCC Eliminates A Key Break For UHF Station Owners

The Federal Communications Commission's Democratic majority has voted to further tighten the agency's media ownership rules by subjecting UHF stations to the same market share restrictions as VHF stations, eliminating a relaxed standard that was based on the "constraints of old technology."

FCC Chairman Calls For Stronger 5G Wireless Push

Although the Federal Communications Commission is taking steps to roll out fifth-generation technology wireless technology, FCC Chairman Tom Wheeler said on Wednesday that it can still do more to help move along the process while ensuring competition.

AT&T Tells DC Circ. Local Carriers Can't Collect VoIP Fees

Telecommunications giant AT&T Inc. urged a D.C. Circuit panel Thursday to toss a decision that would allow local carriers to collect local access fees for sending calls "over-the-top" of internet service providers' equipment, arguing the agency would allow carriers to collect for services they did not perform.

EXPERT ANALYSIS

There's A New Sheriff In Town For AD And CVD Orders

If you import goods subject to anti-dumping or countervailing duty orders, get ready for potentially tougher investigations. The release of new enforcement regulations signals the latest of U.S. Customs and Border Protection's efforts to increase its focus on investigating potential instances of evasion by importers and enforcing trade remedy laws, say attorneys with Venable LLP.

NAIC's New Cybersecurity Model Law Draft Is Still Flawed

While the National Association of Insurance Commissioners' latest draft of its revised cybersecurity model law addresses some concerns that insurers previously raised, other fundamental problems remain, including surrounding uniformity and superseding of other state notification laws, says John Pitblado of Carlton Fields Jorden Burt PA.

Finding The Right Way To Deal With Patent Demand Letters

How best to respond to demand letters from nonpracticing entities remains a challenging question for many companies. A recent case brought by a Maryland company that received a demand letter from a well-known NPE provides a window into some pros and cons of different approaches, say Joshua Dalton and Sarah Paige of Morgan Lewis & Bockius LLP.

LEGAL INDUSTRY

Breaking Into BigLaw Without A BigLaw Resume

Scan the attorney profiles on any BigLaw website, and you'll notice a trend: a majority of the attorneys have likely attended just a handful of the nation's most prestigious law schools and many of them have followed very similar career paths. Here, experts offer tips for breaking into BigLaw as an outlier.

Dozens Of GCs Pledge To Give Work To More Diverse Firms

Two dozen general counsels from varied major corporations, like eBay Inc., United Airlines, McDonald's Corp. and Biogen Inc., signed a letter Wednesday pledging to give their legal work to more diverse law firms.

Law360's Weekly Verdict: Legal Lions & Lambs

Legal lions from Littler Mendelson PC and Gibson Dunn were steady at the wheel for ride-hailing giant Uber, winning a major federal decision on the future of labor claims brought by drivers. Our legal lambs are led by an inventor and lawyers who pressed "bad faith" patent suits and will end up footing their opponent's legal bills.

Rainmaker Q&A: Morgan Lewis' Anne Marie Estevez

Never say no if someone needs a favor or you can proactively help a company avoid a significant issue or risk. It takes time, but “what goes around, comes around” more frequently than many think, says Anne Marie Estevez, a labor and employment partner at Morgan Lewis & Bockius LLP.

Rainmaker Q&A: Much Shelist's Mitchell Roth

Part of remaining a rainmaker is surrounding yourself with a great team. You can’t continue to build a larger practice if you have to do all the work. Behind every great rainmaker is a great team, says Mitchell Roth, a managing partner and principal at Much Shelist PC.

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Mayer Brown
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Axinn Veltrop
Baker Botts
Bancroft PLLC
Beasley Allen
Brune Law PC
Caplin & Drysdale
Carlton Fields
Carmody & Torrance
Carter Ledyard
Chadbourne & Parke
Coughlin Duffy
Covington & Burling
DeCotiis FitzPatrick
DiFrancesco Bateman
Drinker Biddle
Edelman Combs
Fish & Richardson
Frank LLP
Freund Freeze
Gibson McAskill
GluckWalrath
Golomb & Honik
Gordon & Rees
Greenberg Traurig
Gupta Wessler
Hausfeld
Hinshaw & Culbertson
Holland & Knight
Johnson Barnhouse

Kilpatrick Townsend
Kirkland & Ellis
Koppel Patrick
Lackenbach Siegel
Littler Mendelson
McCusker Anselmi
Motley Rice
Much Shelist
Paul Hastings
Porter & Malouf
Prickett Jones
Quinn Emanuel
Schmeiser Olsen
Shook Hardy
Skadden
Stites & Harbison
Venable LLP
Wachtell Lipton

COMPANIES
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Allergan PLC
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America's Health Insurance Plans
American Bar Association
American Council of Life Insurers
American Insurance Association
American Intellectual Property Law Association
Anthem Inc.
Biogen Inc.
Bloomberg
CTIA
Center for Biological Diversity Inc.
Comcast Corporation
Electronic Frontier Foundation
Fitbit Inc.
Foxwoods Resort Casino
Goldman Sachs Group Inc.
Hewlett Packard Enterprise Co.
Hong Kong Exchanges and Clearing
Johnson & Johnson
MGM Resorts International
McDonald's Corporation
Micro Focus International PLC
Microsoft Corporation
Mohegan Sun
Morgan Stanley
Mylan NV
National Association of Insurance Commissioners
National Association of Manufacturers
National Education Association

National Federation of Independent Business
Pacific Legal Foundation
Pfizer Inc.
RPX Corp.
Service Employees International Union
Shanghai Stock Exchange Ltd.
Shenzhen Stock Exchange
Star Scientific, Inc.
T-Mobile USA Inc.
Tsingtao Brewery Co. Ltd.
Turing Pharmaceuticals AG
Uber Technologies Inc.
United Continental Holdings Inc.
Wayfair LLC
Westlake Chemical Corporation
eBay Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Environmental Protection Agency
U.S. Supreme Court
Government Accountability Office
U.S. Department of Justice
Army Corps of Engineers
Department of Commerce
Federal Deposit Insurance Corp.
Federal Reserve System
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Agriculture
U.S. Department of Veterans Affairs
U.S. Patent and Trademark Office
Agency for Toxic Substances and Disease
Alabama-Coushatta Tribe of Texas
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
California Environmental Protection Agency
Commodity Futures Trading Commission
European Commission
Federal Acquisition Regulatory Council
Food and Drug Administration
Mashantucket Pequot Tribal Nation
NAFTA
National Indian Gaming Commission
New Jersey Legislature
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Securities Investor Protection Corp.
U.S. Army
U.S. Civilian Board of Contract Appeals
U.S. Customs and Border Protection

U.S. Department of Defense
U.S. General Services Administration
U.S. House of Representatives
U.S. Marine Corps
U.S. Office of Personnel Management
U.S. Sentencing Commission
U.S. Uniform Law Commission
Ysleta del Sur Pueblo

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log
Sent: Wed 8/8/2018 9:40:37 PM
Subject: Navy officer pleads guilty to role in $2.7 million procurement scam; Golden Gate ferry gets Ecospeed coating system

Trouble viewing this email? Read it online

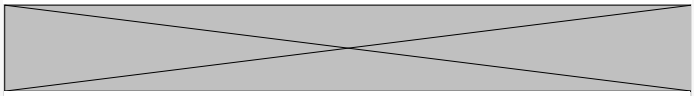
Navy officer pleads guilty to role in $2.7 million procurement scam

August 8, 2018 — The U.S. Attorney's Office, Eastern District of Virginia, reports that naval officer Randolph M. Prince, 45, pleaded guilty to a role in a $2.7 million procurement fraud scheme, and to lying on his federal income tax return.

SPONSORED - WHITE PAPER

WHITE PAPER: Selecting Mechanically Attached Fittings

The white paper **Selecting Mechanically Attached Fittings** explores the advances in technology that reduce the safety, efficiency, labor and regulatory concerns posed by traditional pipe-joining methods. **Download now.**



Golden Gate ferry gets Ecospeed coating system

Golden Gate Ferry chose to apply Ecospeed based on its environmental safety and durability.

U.S. Merchant Marine Academy has a new strategic plan

The plan provides guidance and direction for the near-term future of the Academy.

Solstad Farstad and SBM renew Normand Installer frame agreement

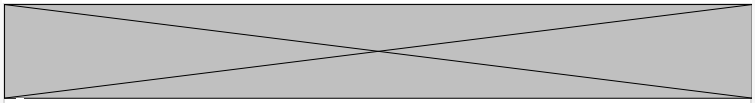
The *Normand Installer* is owned by NISA, which is 50/50 owned by SBM Offshore and Solstad Farstad.

Moran Shipping Agencies teams with NCC on maritime cyber security

The companies say they are positioned to provide a unique set of security consulting services that focus on understanding operational threats.

CSSC plans to expand its marine equipment service business

CMS has been steadily developing its capabilities and expanding to meet customer demand in parts supply, field services, dry docking, warranty support, maintenance agreements and remote monitoring services.



- **GULF COAST HEADLINER**
- **CEO SPOTLIGHT:** Q&A with Anselm Gehling
- **OPINION:** The Jones Act and Puerto Rico
- **PODCAST Globecomm's Martin Killian:** Meeting shipowners' appetites for high-speed connectivity
- **PODCAST LR's Nick Brown:** Global sulfur cap
- **PODCAST Viega's Paul Switzer:** Eliminate costly hot work on pipe installation, speed up construction
- **PODCAST EBDG's John Waterhouse:** Discusses Designs, Technology Trends
- **PODCAST Transas' Frank Coles:** Moving Beyond the Paper Process Mindset
- **PODCAST KVH's Martin Kits van Heyningen:** Connectivity is More Important Than Ever

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United States

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CLV003199

To: Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
Cc: Diana Paul[dpaul@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:39:10 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I made no statement about any contributions received, just a flat response to the publication of information *as asked.*

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:35 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I believe the reporter is on deadline now; he asked for the statement you had made regarding the campaign contributions received from those indicted.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:34 PM
To: Margaret Kurtz
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Great! I'll get back to you on it. I want to be sensitive to their community. I'll get it done by Monday.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:32 PM

To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman

Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>

From: Diana Paul
Sent: Thursday, July 09, 2015 7:25 AM
To: cgoodman
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]); Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.
>
> <image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>_____

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WEDNESDAY, JULY 8, 2015
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CRM
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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI).

Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Wed 2/3/2016 3:35:25 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 2/3/16

2.3.2016
This dispatch prepared for .

DAYS UNTIL THE NEVADA DEMOCRATIC PRESIDENTIAL CAUCUS: 17

DAYS UNTIL THE NEVADA GOP PRESIDENTIAL CAUCUS: 20

DAYS UNTIL CANDIDATE FILING OPENS: 33

DAYS UNTIL THE 2016 PRIMARY ELECTION: 132

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 261

DAYS UNTIL THE 2016 GENERAL ELECTION: 279

Good morning, everyone. In case you missed it, Donald Trump said on "Today" this AM that he wants to be more understated and more of a statesman. Shortely thereafter, he unleashed a Tweetstorm accusing Ted Cruz of fraud in Iowa and calling for a new election. I'm not kidding. Oh, and in case you missed it, Rand is out.

Tonight on "Ralston Live," we have Sunrun's Bryan Miller (taped yesterday, see below). Last night, we had Labor Secretary Tom Perez.

What's below: TV spending in WH race, Adelson News reveals itself, Morning Flash nuggets and a trivia question about a Strip hotel rebranding.

COMING UP

Watch "Ralston Live" tonight to see some pretty remarkable statements from SunRun's Bryan Miller. Not only did he guarantee a lawsuit against the PUC for "breaking the law" if it does not reverse its entire net metering decision (not just the grandfathering part), but he called Gov. Brian Sandoval a liar and said the governor's undue political influence on the regulators will be the first line in his bio. It is something else, dear Flashees.

WHO'S SPENDING WHAT ON TV HERE?

Bernie is outspending Hillary on TV in Nevada, but she is catching up. And Marco is all in here. The details.

MORE OMINOUS DOINGS AT THE ADELSON NEWS

Yes, it's embarrassing to put a sports column about the Sheldon Raiders on Page One. But here's something more scary: I am reliably told that Alan Snel, who announced this week he is leaving the newspaper, wrote a strong story featuring critics of the stadium's public financing scheme and it was spiked. "I cannot really confirm or deny anything," Snel told me in a brief conversation Tuesday.

But one source with knowledge of what occurred told me the story was killed. Editor Glenn Cook did not respond to an inquiry, and my usual RJ peeps were silent, too.

So: Fluffy columns, reversed editorial positions, overplayed stuff in the newshole. Meet the Adelson News,

dear Flashees.

A QUINTET OF MORNING FLASH NUGGETS

Nugget No. 1 – Astrid Silva endorses Hillary today, along with other DREAMers. We. Matter.

Nugget No. 2 – Congressional candidate Lucy Flores keeps tweeting about her Sanderslove. But her latest campaign manager, Monica Perez, is a huge Hillary supporter and keeps tweeting about how wonderful she is. Awkward.

Nugget No. 3 – ICYMI, Catherine Cortez Masto and Joe Heck raised about the same last quarter, but Heck has a million dollars more on hand. Not insignificant, but not determinative.

Nugget No. 4 – The RCG jobs report has lots of good stuff.

Nugget No. 5 – Keep an eye on that adverse taxi regulatory audit and the companies fighting back. Owners considering legal action, hiring financial analysts to do audit of audit. Ugly.

FAST FLASHES

Click and enjoy.

Megan Messerly on the Tom Perez visit.

Imagine this issue if there were a Reid-Sandoval race. Sigh.

----------PAID ADVERTISEMENT----------

A MESSAGE FROM MGM RESORTS INTERNATIONAL: The Park – a unique blend of restaurants, bars and entertainment tucked into desert landscaping – opens April 4 on the Las Vegas Strip. Through cutting-edge technology and innovative design, The Park will uphold MGM Resorts' commitment to sustainability by emphasizing energy and water conservation, "green" building and waste management.

---------- PAID ADVERTISEMENT ----------

FLASH FACTS OF THE DAY

Early Nevadans had a difficult time understanding or trusting the Asian population, which of course was comprised mostly of Chinese and Japanese immigrants. In early 1900s, in California, the growth of the Japanese population was viewed as a "problem" by many. Japanese immigrants moving to the United States for more opportunity were even buying land. The California legislature in January 1909 was considering anti-Japanese legislation. US President Theodore Roosevelt was against such legislation as bad for business and international relations. But, Nevada followed California's lead. On February 2, 1909 the Nevada State Legislature was considering Assembly Joint and Concurrent Resolution #1. In the final amended Resolution in the Nevada Assembly, the words remained harsh. Some Nevada legislators felt Japanese immigrants were agents of the Japanese Government sent to the US to acquire lands and therefor gain a foothold for some future takeover. The Resolution in its form on February 2, 1909 resonated genuine fear, and berated the Federal Government for interfering with the rights of the States. The considered Resolution included, "Whereas, agents of the Japanese Government are acquiring wheat and grain lands with which Nevada is so bounteously supplied…" This was right after the initial implementation of the Newlands Act through which irrigation was reclaiming arid lands. They may actually have believed that 1) the Japanese were coming to take over, and 2) than Nevada actually had lots of farmland. The considered Resolution referenced the "Japanese peril," "the Japanese invasion," and "the encroachment of the Japanese." When the Resolution mentions pending legislation in California, it refers to the Japanese, or at least the presumed Japanese agents, as "parasites of the world."

US President Theodore Roosevelt spoke to the US Senators representing the western States, including the US Senator for Nevada, George Nixon. Senator Nixon then sent a telegram to the Nevada Legislature on February 3, 1909. Though Nixon declined to include his own view of the alleged problem, he did express that after speaking with the President that passing such anti-Japanese legislation, though well intended, could bring unwanted results. Nixon said "the very object of the Resolution may be injured by radical action at this time." The Nevada State Assembly passed the Resolution on February 3, 1909 by a vote of 44 for, 1 against, and 3 not voting. A telegram was sent to Senator Nixon advising him of the Assembly's actions.

"… now is a better time than ever to lay down terms to that Empire and teach those arrogant people that American rights cannot be encroached on…" – proposed Assembly Joint and Concurrent Resolution #1 as amended February 2, 1909 for consideration by LegislatureFebruary 3, 1909.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

On this day in history, a Strip hotel re-opened as a nationally known brand, one perhaps most famous for its t· shirts. What hotel was it before it re-opened, and what was the new name?

Tuesday’s winner: NV Energy’s Tony Sanchez

The question: On this day in history, a letter arrived in one rural city from another. In it was a name that would become forever famous, ready to be printed for the first time. What name?

The answer: Mark Twain

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Matt Rhodes
Sent: Mon 9/25/2017 6:27:08 PM
Subject: Latest from WH and Congress

Carolyn —

Big news – the White House Budget Office and Congress have each launched anti-fraud initiatives that will have a big impact on all government programs.

OMB is requiring risk assessments and fraud detection/reduction targets from each agency, while Congress has created a Commission to deal with legislative changes to target specific programs. With billions in potential fraud happening across government, these initiatives will receive a ton of oversight.

On October 23, 2017, the Performance Institute is convening the Government Fraud Analytics Summit to cover the latest mandates and present the best practices in fraud assessment, detection, mitigation and reporting.

Would you like to see the agenda and consider attending? If not, who in your agency would be the best person to follow-up with?

Thanks,

Matt Rhodes
Associate Director, Outreach
The Performance Institute

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cgoodman[redacted] David Riggleman[DRiggleman@LasVegasNevada.GOV]
From: Melissa Duran
Sent: Wed 1/10/2018 8:07:52 PM
Subject: MOB TIES
Mob involvement in Las Vegas casinos.docx

Hi Mayor and David!

I wanted to pass this along before we tape on Tuesday. Geoff typed this up for us so we all had some mob history (just in case). I will be passing this along to Bob, John and Mayor Oscar.

I hope to have a script done before the end of the day.

Thank you.

Melissa

Melissa Duran
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History of Mob involvement in Las Vegas casinos

The Mob's foray into Las Vegas started slowly. Bootlegging was rampant in downtown Las Vegas during Prohibition, but there is no definitive evidence that that mobsters, centered in New York and Chicago, had any interests in the isolated, small, desert town during the era of the 1920s to early 1930s.

In 1930, the first nightclub to open on the Los Angeles Highway (later Las Vegas Boulevard) was the Pair-O-Dice, a speakeasy (owned by Frank and Angelina Detra) that offered illegal alcoholic drinks and illicit gambling. The next year, when Nevada legalized casino gambling, the Pair-O-Dice obtained a license to operate casinos games. According to at least one historian, Frank Detra traveled to Northern Nevada to spread bribe money – provided by Chicago mobsters -- to Nevada legislators in exchange for voting in favor of the gambling bill, then maintained a secret partnership with the mob at the Pair-O-Dice. In 1932, a former California bootlegger, Tony Cornero, and his two brothers opened The Meadows hotel-casino off of Boulder Highway. In the late 1930s, the Detras sold the Pair-O-Dice to Guy McAfee, a former Los Angeles policeman who quit the force in the 1920s to run illegal casino bars in Los Angeles, then moved to Las Vegas. Both Cornero and McAfee likely had at least loose ties to the L.A. underworld, however, not with the major crime families in East and Midwest.

But the first "real" mobster to enter the Las Vegas gambling scene was Benjamin "Bugsy" Siegel, in 1941, the year Nevada legalized bookmaking by permitting the dissemination of out-of-state horse and other racing results by phone, known as the "race wire," to service legal bookmaking in the state. Siegel had been sent by the New York mob family combine, the "Commission," out West in the late 1930s to establish a mob presence in the Hollywood movie industry. Siegel's interest in Las Vegas gambling started after he stayed at the El Rancho Vegas, the first hotel-casino resort on the L.A. Highway that opened in 1941. That set up the mob's first real investment in a Las Vegas casino. Siegel and other mob-tied investors – including Gus Greenbaum, Moe Sedway, Davie Berman and Meyer Lansky -- bought shares in the El Cortez hotel-casino downtown in 1945.

The Mob hits stride with the Flamingo

Siegel watched as his L.A. friend, William "Billy" Wilkerson struggled to build a hotel-casino project, the Flamingo, on the Highway. When Wilkerson, a heavy gambler, found himself unable to continue to finance the project, Siegel entered the picture with a large investment and soon took over with the blessing and additional cash from New York mob members, including Frank Costello. But Siegel demanded expensive luxury features and could not control expenses, which

rose to about $6 million, angering his mob benefactors. When it opened on Dec. 26, 1946, the Flamingo (with its hotel rooms still under construction) made a big splash but lost money in the casino and had to close. Siegel's mob friends decided he had to be eliminated in favor of new management. He was killed by a hit man in June 1947, and within minutes, Greenbaum, Sedway and Morris Rosen walked into the casino to announce they were now managing the place. Other investors included Berman, hired killer Israel "Ice Pick Willie" Alderman, convicted bookmakers Jack Burke and Sam Diamond and convicted pimp Albert C. Abrams. The Flamingo, already running a profit before Siegel's death, continued to pay off for its mob backers, making an estimated $4 million in that first year.

Thunderbird

Next on the mob's plate in the Las Vegas area was the Thunderbird hotel-casino, which debuted in 1948. Two seemingly legitimate partners, Nevada Lt. Gov. Cliff Jones and businessman Marion Hicks, were the licensees. Few knew that Hicks, in desperate need of cash to back construction of the Thunderbird, secretly received a loan of $160,000 to $190,000 from infamous New York mob executive Meyer Lansky, through Lansky's front man, George Sadlo. At the time, Lansky and his brother Jake Lansky received their shares of the under the table "skim" of casino proceeds from the Flamingo as well. Once the Nevada Tax Commission learned of Jake Lansky's presence in the Thunderbird's count room (to collect the brothers' hidden payments), and about Sadlo's role, the Lanskys were forced out. The controversy led the state to create the Nevada Gaming Control Board to regulate the industry. Jones and Hicks were kicked out, too, but won their licenses back on appeal.

Desert Inn

In the late 1940s, former bellman turned investor Wilbur Clark ran out of funds while constructing his resort project, the Desert Inn. Clark – desperate after a two-year fruitless search for legitimate sources -- sought out help from mobsters to inject the cash required to complete the project. This time the crime group hailed from Cleveland – former Prohibition-era bootleggers, known as the Mayfield Road Gang, headed by Moe Dalitz, and including Sam Tucker, Morris Kleinman, Thomas McGinty, Ruby Kolod and Lou Rothkopf. With Clark serving as the "front," Dalitz and his crew invested from $1.5 million to $5 million to finish what was dubbed "Wilbur Clark's Desert Inn." Dalitz would pay his hidden partners Meyer Lansky, Costello and Chicago's Sam Giancana their cuts of the skim into the 1950s.

Sands

In 1952, the Sands hotel, what would soon be one of the most celebrated casinos on the Las Vegas Strip, opened with a nod to expensive, high-class entertainment, arranged by Jack Entratter, former entertainment chief of the mob-controlled Stork Club and Copacabana, famous nightclubs in New York. Entratter held a two percent interest in the Sands and oversaw the skim for hidden investors who owned another 10 percent. The list of the Sands' secret investors also included New York mobster Vincent "Jimmy Blue Eyes" Alo, and Joseph "Doc" Stacher, who was a close associate of Meyer Lansky and Frank Costello (Stacher also held secret interests in Binion's Horseshoe and Fremont casinos in downtown Las Vegas).

Riviera

The Riviera would stand as the first high-rise hotel-casino in Las Vegas when it opened in 1955, at a then-expensive cost of $10 million. But soon hit by money problems, its legitimate owners, based in Florida, retained the hotel section and sold the casino rights to mob investors, headed by former Flamingo manager Gus Greenbaum. Living in semi-retirement in Arizona, Greenbaum did not want to return to casino management, but relented after Chicago mobsters Tony Accardo and Jake "Greasy Thumb" Guzik threated harm to him and his family. The mob men sought Greenbaum for his abilities as a casino manager. He hired his Flamingo crewmen including Alderman, Berman, Charles "Kewpie" Rich and Ben Gofstein. Greenbaum supervised the skim to provide cash for the Riviera's hidden Chicago mob investors, but in 1958, after going against the mob's wishes and quitting to return to Arizona, Greenbaum and his wife were brutally killed in their Phoenix home. In the 1960s, ex-Cleveland mobster Moe Dalitz would run the Riviera's casino in secret with the assistance of a front man.

Dunes

One of the Las Vegas hotel-casinos to open in 1955, the Dunes landed on the Strip thanks to two legitimate business investors, Alfred Gottesman and Bob Rice, and another man thought to be without mob ties, Joe Sullivan. But Sullivan turned out to be a pawn for the Raymond Patriarca crime family based in Providence, Rhode Island. The following year, the partners sold the Dunes to James "Jake" Gottlieb, a front man for the Chicago mob who had dealings with corrupt Teamsters union boss Jimmy Hoffa. In 1963, local banker E. Parry Thomas took over the Dunes after his Bank of Las Vegas loaned $14 million to the hotel. Thomas then sold it, making more than $7 million on the deal, to Leonard J. Campbell Enterprises with Charles "Kewpie" Rich, a front for St. Louis mob boss Tony Giordano, serving as the broker. Rich and mob associate Sid Wyman retained hidden interests in the Dunes. Other shady sales deals for the Dunes in the late

1960s led to the indictment of six partners on skimming and tax evasion charges. In the 1980s, Morris Shenker, the elderly lawyer for Jimmy Hoffa and an associate of Meyer Lansky, took ownership prior to the property's sale to Steve Wynn.

Fremont

A new hotel-casino completed in downtown Las Vegas in 1956, the Fremont, essentially served top mob figure, Miami-based Meyer Lansky, as a so-called "clearing house" for funds skimmed from Vegas casinos for eventual delivery to him and other mob investors. The casinos included the Sands and Flamingo on the Strip and the Fremont's downtown neighbor, Binion's Horseshoe. Skimmed cash was picked up from the casinos and dropped off at the Fremont. Some say that a hotel bakery delivery truck was used to help ferret the money. The FBI estimated that Lansky controlled a combined 42 points of the Vegas casinos. The points, worth $52,500 each, were used to calculate the shares of the skim (estimated at about $2,000 per point per month). Lansky invested about $2 million and earned about $1 million annually from the casinos. A woman named Ida Devine, married to the Fremont's meat vendor, is alleged to have served as cash courier – at $100,000 per delivery – by traveling by train from Las Vegas to Chicago, Arkansas and Miami. Ed Levinson, a close Lansky associate who earlier ran Lansky's Havana Riviera casino in Cuba, operated the Fremont for years. The FBI, though a listening device planted in the Fremont, overheard Ben Siegelbaum, an associate of Levinson, tell him that Lansky requested a "breakdown" on cash to be sent to Lansky and other hidden interest holders: New Jersey-based hoodlums Gerry Catena and Longie Zwillman, Siegelbaum himself and "J.B" whom investigators surmised was New York mobster Vincent "Jimmy Blue Eyes" Alo. The FBI heard Catena was getting around $150,000 a month from his secret Vegas casino holdings. However, since the listening devices, or "bugs," were not planted legally, the information could not be used in court.

Tropicana

The next major Strip hotel opening was the Tropicana, on April 4, 1957. The hotel's principal owner, Ben Jaffe, sold off his interest in the Fontainebleau hotel in Miami to invest $5 million into ensuring completion of the Tropicana. But little more than three weeks after the opening, an incident in New York City would reveal that hidden interests were siphoning the hotel's earnings. An associate of a rival New York mobster shot and wounded veteran crime boss Frank Costello. While investigating the shooting, police found in Costello's jacket a written note detailing the take, as of April 27, of a hefty $651,284 from the Tropicana's casino. There were notations of $30,000 to "L" and $9,000 to "H." Investigators interpreted "L" as meaning Meyer Lansky and "H" for Jimmy Hoffa, the mob-

connected head of the Teamsters Union who had started doling out Teamster pension fund loans to build hotel-casinos in Las Vegas, including the Tropicana. The $9,000 was Hoffa's kickback. Costello's contact at the Tropicana was Phil Kastel, Jaffe's pick to run the Tropicana's casino, but who was denied a state gaming license. Jaffe had to agree to appoint a licensee acceptable to state gaming officials, the veteran casino owner J. Kell Houssels who had no discernable mob ties. But that wasn't the end to the Tropicana's brushes with the mob.

In 1970, Houssels sold out to Trans-Texas Airways which in turn sold to Minnesota man Deil Gustafson. But within a few years, the gaming board learned that some mobsters from Detroit had refused to pay the hotel back for losing money in the casino. Under pressure, Gustafson sold a 51 percent majority stake to a "clean" investor, the wealthy Stauffer Chemical heiress, Mitzi Stauffer Briggs. But in 1975, some other investors joined the fray, and a man named Joe Agosto was named head of the hotel's Folies Bergere dance show.

The FBI began Operation Strawman, an investigation of mob ties in Las Vegas casinos, starting with the Tropicana. Even state gaming officials were caught unaware that Agosto was a front for the Kansas City mob's skimming operation at the Tropicana, which sent the proceeds to mob boss Joseph Aiuppa in Chicago and other mobsters in Kansas, City and Milwaukee. The FBI later found out that Agosto communicated with the Kansas City mob figure Carl DeLuna about the skim at the Tropicana and with Chicago boss Tony Accardo about the skim at the Stardust casino on the Strip. In 1978, the FBI, listening to a hidden microphone in the home of Kansas City boss Nick Civella, heard Civella's brother Carl authorize a mob hit. Agents then heard Agosto associate and veteran Vegas casino manager Carl Thomas describe how skimming works – the so-called "21 holes in the bucket," or ways to steal casino money prior to the count for tax purposes.

The FBI also found out that a courier, Carl Caruso, had been flying back and forth from Las Vegas and Kansas City to drop off cash for Kansas City and Chicago mobsters. Nevada then forced Briggs and Gustafson out and the Ramada hotel chain bought the Tropicana.

In the end, on Nov. 5, 1981, a federal grand jury in Kansas City indicted 11 people, including the Civellas and DeLuna, in the skimming at the Tropicana. That same day, another grand jury in St. Paul, Minnesota, indicted Agosto, Gustafson and others in a check fraud scheme at the Tropicana. In the next phase of Operation Strawman, the FBI targeted Chicago boss Accardo's dealings with casinos owned by Agent Corp. in Las Vegas.

Stardust

The last of the venerable Strip resorts completed in the 1950s, the Stardust was the dream project of Tony Cornero, the former rumrunner and part owner of The Meadows in Las Vegas. But while the Stardust was in its early stages, Cornero died of a heart attack in the casino of the Desert Inn, run by Moe Dalitz's group. Three Chicago mobsters, Johnny Rosselli, Jake Guzik and Murray Humphreys, all interested in the Stardust, convinced a wealth investor, Jake "The Barber" Factor, to obtain ownership. The Stardust opened in 1958. Among those in on the skim at there was Chicago mobster Sam Giancana. Tony Accardo and mob associate Johnny Drew hired Dalitz and his crew to manage the casino.

Caesars Palace

Jay Sarno was the owner of a chain of motels when he arrived in Las Vegas in the early 1960s, and decided to build a lavish hotel-casino. Sarno would seek financial help from Hoffa's Teamsters via the union's pension fund through Hoffa's contact with the Chicago mob, Allen Dorfman. Sarno opened his Caesars Place in 1966, but it wasn't until he sold out to Clifford and Stuart Perlman in 1969 that federal investigators discovered that Chicago mobsters Accardo and Giancana, Vincent Alo and Tony Salerno of New York's Genovese family, plus New England mobsters Ray Patriarca, Joseph Anselmo, Jerry Angiulo and Joseph Palermo, were skimming shares of the casino's proceeds at Caesars.

Aladdin

Legitimate businessman Milton Prell, who built the Sahara hotel, opened his latest casino project, the Aladdin, in 1966. But after suffering a stroke a year later, Prell decided to sell out. In the coming years with new management teams at the Aladdin, federal investigations learned that the hotel had been giving comps to mobsters from Detroit and St. Louis. Nevada gaming officials probed possible hidden interested in the Aladdin held by Detroit mob associate Charles Goldfarb, mob boss Vito Giacalone and mob associate James Tamer. Later, it came out that Goldfarb owned a secret interest in the Aladdin and gave orders about it to Tamer, who ran the hotel's showroom. Tamer would be convicted in Michigan of conspiring to hide the secret interests and Goldfarb and Giacalone were convicted of holding the interests.

Circus Circus

Jay Sarno, as he did two years before with Caesars Palace, used a loan from Hoffa's Teamsters pension fund to complete his Circus Circus hotel-casino in 1968. One of the casino's employees was Carl Thomas, who learned how to skim

money at Circus Circus for Chicago mob interests. Others in Circus Circus were Anthony Spilotro, the Chicago mob's designated enforcer in Las Vegas who owned a small shop inside the casino, and Chicago mob associate Frank Rosenthal, who at one time held a small interest in the casino.

Argent Corporation: The Hacienda, Stardust and Fremont in the 1970s

In the early- to mid-1970s, California real estate man Allen Glick put together a deal to buy the Hacienda, Stardust and Fremont casinos with $146 million in loans from the Teamsters pension fund. His company was known as Argent Corp. Chicago mob boss made Glick hire Frank Rosenthal as an executive so that – allegedly without Glick's knowledge – Rosenthal could make sure that the secret casino skim to pay mob investors operated smoothly. With the FBI's probe into the Tropicana finished, the agency put into motion Operation Strawman II, an investigation of the Argent casinos. Glick claimed the Chicago mob threatened him and his family members if he talked. Finally, in 1983, a litany of mobsters was charged for their part in the skimming at the Argent casinos – Nick Civella and Carl DeLuna of Kansas City, Milwaukee mob boss Frank Balistreri, Carl Thomas, Anthony Spilotro, and Chicago mobsters Joseph Aiuppa, Jackie Cerone and Joe Lombardo.

Rosenthal miraculously survived after a bomb planted under his car exploded in Las Vegas in 1983. The case was never solved, and he left town not long afterwards. Spilotro, who took orders from the Chicago mob since he arrived in Las Vegas in 1968, was lured by the mob to Chicago in 1986 with the promise of a promotion in mob ranks, and his brother, Michael, becoming a "made" guy. However, their fellow mobsters beat both men to death and had them buried at a farm in Indiana, where the bodies were recovered days later. The Chicago mob installed Don "Wizard of Odds" Angelini, as their new representative in Las Vegas, he did little to revive what Spilotro had accomplished. Angelini was sentenced to federal prison for racketeering in 1993, and the mob appointed no one to replace him.

To: F. First Lady Hillary Clinton[info@onwardtogether.org]; F. First Lady Michelle Obama[leader@dlcc.org]; Leader Nancy Pelosi[DLCC@dlcc.org]; USS Catherine Cortez Masto / Director of Press[Press@catherinecortezmasto.com]; Governor Brian Sandoval[brian@briansandoval.com]; Congresswoman Judy Chu- Chair[CA27JCima-113@mail.house.gov]; Congresswoman Dina Titus[dina@dinatitus.com]; Congressman Ruben J. Kihuen[ruben.kihuen@mail.house.gov]; For Governor/ Commission Chairman Steve Sisolak[ccdista@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[ccdiste@ClarkCountyNV.gov]; Commission Vice Chair Chris Giunchigliani[; Secretary of State Barbara Cegavske[ ]; DA Steve Wolfson[; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Chairman / F. Mayor Oscar Goodman[ogoodman@lvcva.com]; "Mayor Debra A. March"[ ]; F. First Lady Dawn Gibbons[; Chief Deputy DA / For Judge Elana Lee Graham[ElanaLee@elanaleegraham.com]; Chief Deputy DA / For Judge Jeff Rogan[Jeff@JeffRogan4Judge.com]; Rebecca Wolfson[rwolfson@LasVegasNevada.GOV]; LV Sand Chair Dr. Miriam Adelson[miriam.adelson@adfam.com]; Redhills Chair Toni Chaltiel[; Zappos CEO Tony Hsieh[tony@zappos.com]; Commissioner Marilyn Kirkpatrick[CCDISTB@ClarkCountyNV.gov]; Commissioner Larry Brown[ccdistc@ClarkCountyNV.gov]; Commissioner Lawrence Weekly[ccdistd@ClarkCountyNV.gov]; Commissioner Susan Brager[ccdistf@ClarkCountyNV.gov]; Commissioner James B. Gibson[ccdistg@ClarkCountyNV.gov]; "D. Leader Marilyn Kirkpatrick"[marilyn@marilynkirkpatrick.com]; Sheriff Joy Lombardo[sheriff@lvmpd.com]; Assistant Sheriff Tim Kelly[T3807K@LVMPD.COM]; Under Sheriff Kevin McMahill[K3948M@LVMPD.COM]; Captain Roxanne Burke - Internal Affairs Bureau[R4985B@LVMPD.COM]; Captain-Sean McNulty[S6242M@LVMPD.COM]; Captain Terry Bernard[T4634B@LVMPD.COM]; Administrator Mark Hall-Patton[mhp@clarkcountynv.gov]; Judge Jerry Tao ; Judge Elissa Cadish[ ]; Chief Judge Kalani Hoo[Kalani.Hoo@ClarkCountyNV.gov]; Judge Joe Hardy Jr[; Judge Adriana Escobar[ ]; Judge James Dean Leavitt[; Judge Amy Chelini Judge Cheryl Moss[JudgeChery Judge Eric Johnson[eric@judgeericjohnson.com]; Judge Mark Bailus[Mark@judgemarkbailus.com]; Judge Cynthia Cruz[Cynthia.Cruz@clarkcountynv.gov]; Judge Deborah Schumacher ; Judge Suzan Baucum Judge Maria Maskall Bert M. Brown[bmbrown@LasVegasNevada.GOV]; Judge Melanie Andress- Tobiasson[Melanie.Andress-Tobiasson@clarkcountynv.gov]; Dean and Professor Daniel Hamilton[daniel.hamilton@unlv.edu]; Dean Dan Hamilton[bslnews@unlv.edu]; King Sekou[; "Atty. Dr. Robert P. Bettinger ESQ"[; Atty. Tisha Black / For Commissioner[tisha@tishablack.com]; "Atty. Robert Lueck ESQ"[; "Atty. Eric K. Chen ESQ"[info@ericchenlaw.com]; "Atty. Eric K. Chen" ESQ[eric@ericchenlaw.com]; "Atty. Eric K. Chen ESQ"[eric@lawekc.com]; Atty. Lugas Shay[; "Atty. Jonathan C. Callister ESQ"[jcallister@callisterfrizell.com]; Atty. Bobby Misko ESQ[bobby@bongiovilaw.com]; Atty. Gina Bongiovi ESQ / MBA[Gina@bongiovilaw.com]; "Atty. Eddy Silverman ESQ"[; "Atty. Gerald M. Welt Esq."[gmwesq@weltlaw.com]; "Atty. Patricia A. Trent Esq."[Patricia@probatelawlv.com]; Atty. Xiaosheng Huang ESQ[ ]; "Atty. Michael Lin ESQ"[; "Atty. Yvette Chevalier ESQ "[; "Atty. Xin Wang ESQ"[; "Atty. Jennifer HW Tsai ESQ"[info@jtlawgroup.com]; "Atty. Radha Chanderraj ESQ"[radha@chanderrajlaw.com]; "Atty. Carina Castaneda ESQ"[CICastaneda@sbcglobal.net]; "Atty. James E. Smith ESQ"[ ]; "Atty. Alicia Mandler ESQ"["Atty. Hanh P Nuyen ESQ"[; "President / Atty. JD. Yin Yan" ; Atty. Maximiliano D. Couvillier III[mcouvillier@blacklobello.law]; Atty. Jacob Frizell ESQ[Staff2@frizelllaw.com]; Founder / President Annie Chang ; Manager Anne Tseng]; President George Song[george@damacy.net]; Owner Perry Black

From: Robert Song

Sent: Fri 8/31/2018 2:23:07 PM

Subject: 1. Robert Song has sent you an ecard; 2. We call this a PRE-buttal, 3. Lackey Laxalt, 4. McCain funeral, 5. Manafort Trial Update, 6. 3 Houses for sale, 7. Model & House Photos

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---

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Politeness, Veracity, Honor,

Loyalty & Courtesy.

*** *Trust, Explain, Ask Questions,*

Set Goals, Expert,

Accept Responsibility.

*** My New Phone #s:
1] M: 702-912-7174.

2] H: 702-889-0678 [Landline].

==========

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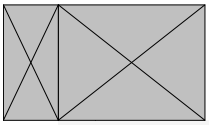
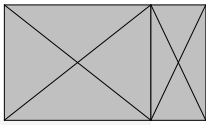
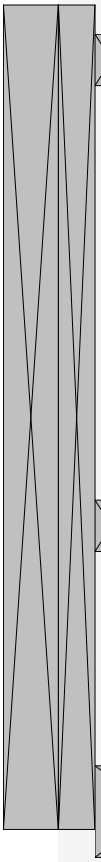
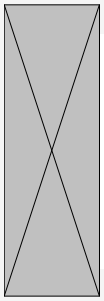
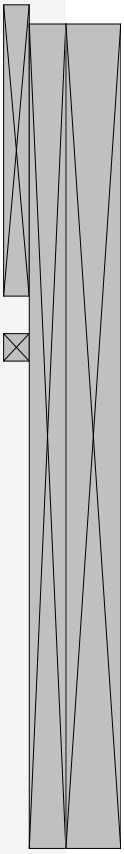
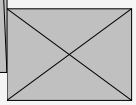
To: Dear Friend
Sent: Thursday, August 30, 2018, 3:32:16 AM PDT
Subject: Robert Song has sent you an ecard from American Greetings

You received **an ecard!**

Robert Song (afsong@yahoo.com) has sent you an ecard from American Greetings.

CLV003219

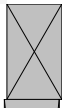
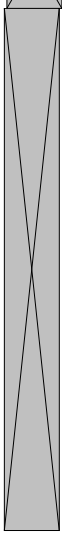





From: Robert Song

View ecard

To: Dear Friend

NEED HELP?

Please do not reply to this email. Instead, visit our **FAQs** to help resolve your issue or question.

CLV003220

EMAIL US

Contact us directly if you have a specific question or comment.

EMAIL SAFETY

AmericanGreetings.com's first priority is always you. Read about how you can protect yourself from malicious emails in our **Email Protection Center**.

This message was sent to: **afsong@yahoo.com** *Please do not reply*

This email was sent by or on behalf of American Greetings,
One American Boulevard, Cleveland, OH 44145

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2. We call this a PRE-buttal:

Yahoo/Inbox

- Team Sisolak <info@stevesisolak.com>

To:Robert & Alice Song
Aug 29 at 5:32 PM

“President Donald Trump will be returning to Nevada within weeks to campaign in advance of the midterm elections”

— Las Vegas Review-Journal, August 21, 2018

Help us be ready to fight back when Trump comes to spew his propaganda:

DONATE

Robert & Alice —

The *Las Vegas Review-Journal* is reporting that Donald Trump is coming back to Nevada to support his lackeys like Adam Laxalt. We've seen this before and we know how it goes, and this time, we'll be ready — with your help.

Robert & Alice, we can't wait until Trump leaves to offer our rebuttal to his lies and propaganda, so we're building resources now. Chip in today >>

When Trump holds his rallies, he says whatever he wants with little to no consequences. He's lied, he's threatened protesters with violence, and he's mocked people with disabilities.

We can't let him come here and spread propaganda about his allies running for office here in Nevada — or smear his political opponents. We've got to be ready, and we've got to fight back by getting the truth out.

Will you help us prepare for Trump's visit?

If you've saved your payment information with ActBlue Express, your donation will go through immediately:

DONATE $5

DONATE $25

DONATE $50

DONATE $100

DONATE

OTHER

Thanks,

Team Sisolak

PAID FOR AND AUTHORIZED BY FRIENDS FOR STEVE SISOLAK

Friends for Steve Sisolak
P.O. Box 850
Las Vegas NV 89125 United States

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3. Lackey Laxalt:

Yahoo/Inbox

- Team Sisolak <info@stevesisolak.com>

To:Robert & Alice Song
Aug 29 at 2:19 PM

Adam Laxalt has used his taxpayer-funded position to be a lackey for dark-money special interests and political allies. And every Nevadan needs to know it.

That's why we just launched LackeyLaxalt.com. Go check out the new site >>

Lackey Laxalt

Lackey Laxalt puts his big backers and political allies ahead of Nevada's families. Nevadans deserve better.

LEARN MORE

Dear Robert & Alice,

The evidence is staggering. From serving special interest donors and shielding political allies to ignoring the will of Nevada voters, Adam Laxalt is no friend to everyday Nevadans.

That's why we've launched **LackeyLaxalt.com** to get the truth out about Adam Laxalt's record. No Nevadan should vote without knowing the facts.

We need you and all of our other supporters to share the facts on Facebook and Twitter.

VISIT THE SITE

SHARE ON FACEBOOK

SHARE ON TWITTER

Laxalt has continually put the needs of the Kochs, Donald Trump, and his special interest backers ahead of Nevada voters. Nevadans deserve better than Lackey Laxalt.

It's important that all Nevadans know the real Adam Laxalt. Meet Lackey Laxalt and learn more about how he's used his taxpayer-funded position to be a lackey for his dark-money donors. Then, share the truth with your friends.

Thanks,

Team Sisolak

P.S. — If you want to take the next step, **donate $5 or more to Steve Sisolak today and help us get the word out about Lackey Laxalt >>**

DONATE

PAID FOR AND AUTHORIZED BY FRIENDS FOR STEVE SISOLAK

Friends for Steve Sisolak
P.O. Box 850

Las Vegas NV 89125 United States

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4. McCain funeral:

When is John McCain's funeral?
Atlanta Journal-Constitution· 5 days ago
McCain planned his own **funeral** as he battled an aggressive form of brain cancer last year, CNN reported. The long-time lawmaker, **McCain**will be honored in various locations ...

Larry Fitzgerald speaks at Sen. John McCain's funeral
Sporting News· 18 hours ago
Fitzgerald was one of six speakers and three athletes to participate in the **funeral** after being...
More news for **Mccain Funeral**

McClain Funeral Home | Denver IN funeral home and cremation
www.mcclainfh.com
McClain Funeral Home offers a variety of funeral services, from traditional funerals to competitively priced cremations, serving Denver, IN and the surrounding communities.

Jessie Elise Davenport
Visitation will be from 10-Noon Saturday, April 29, 2017, at...

Pansy DeWitt
McClain Funeral Home, Denver, Indiana, has been entrusted...

Skinner
McClain Funeral Home, Denver, Indiana, has been entrusted...

Samuel Eugene Hoover
A funeral service will begin at 4:00 p.m. on Sunday, June 4,...

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5.

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5.Manafort Trial Update:

Judge sets new date for second Paul Manafort trial, will start Sept. 24
Great Falls Tribune· 3 days ago
U.S. District Judge Amy Jackson said Tuesday she set the new date to allow attorneys for the former...

Manafort wants DC trial moved to Roanoke; cites 'sensationalized' media coverage
Great Falls Tribune· 2 days ago
Paul **Manafort**'s lawyers asked that his second financial fraud **trial** be moved from Washington to...

Ex-Manafort Banker Robbed of iPad, Briefcase at NYC Home
NBC New York· 3 days ago
Paul **Manafort**'s one-time banker had his Manhattan penthouse burglarized overnight, a mysterious...

More news for **Manafort Trial Update**

Manafort Jury Ends Day Without Reaching a Verdict: Trial ...
www.bloomberg.com/news/articles/2018-08-17/...
Jurors are weighing the evidence for a second day in the fraud trial of Paul Manafort after the judge responded late ... Trial Update By . David Voreacos ...

Manafort trial: No verdict from jury who

manafort trial update - Yahoo Search Results

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6. 3 Houses for sale:

I will pay you 3% for as a buyer's Referral or buyer yourself. Welcome & Thanks.

1] 9752 Ocotillo Falls Ave. LV 89148; ---- [2002]:

4 BR, 3 1/2 BA. Two Master Bedrooms.

2231 Sq. Ft. Two Stories. LP: $ 339,000

[Tenant Occupied, Needs to give Tenant One Month Notice to move out] – High Quality House.

2] 9555 Newton Grove Ct. 89148; ------[2001]:

5 BR, 3 BA. Three (3) Cars Garage.

2390 Sq. Ft. Two Stories. LP: $ 369,000

[Tenant Occupied]. Needs to give Tenant One Month Notice to move out] – Big Lot. 6,500 Sq. Ft.

3] 4467 Wellsboro St. LV 89147; ------ [1996]:

3 BR, 2 BA. Beautiful Model Home. High Qualty.

1446 Sq. Ft. Single Story. LP: $ 299,000

[Tenant Occupied]. Needs to takeover Tenant's One year lease].

*** Seller May help you for some Financial Loan– 2nd Lien loan to you.

*** Please contact: [Bob] at M: 702-912-7174 or H: 702-889-0678.

Thank You very much, Happy Ending!!!

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7. Model & House Photos:

- Please see attachments at bottom:
  - IMG_Mail (1) to IMG_Mail (4):
- House & Models.

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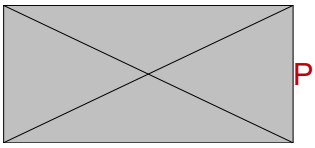
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 11/3/2017 7:54:14 AM
Subject: Tax Cuts Expected To Be A Hard Sell For Republicans



PUBLIC POLICY.

Friday, November 3, 2017

TOP NEWS

Analysis

Tax Cuts Expected To Be A Hard Sell For Republicans

House Republicans delivered on their promise to introduce legislation to slash tax rates for businesses, but opposition from traditional allies to the removal or limitation of benefits for middle-income taxpayers and small businesses means that significant amendments may be required for the bill's passage. Read more »

GOP Tax Bill Sets 20% Top Corporate Rate

House Republicans on Thursday released their long-awaited tax bill that aims to lower the top corporate income tax rate to 20 percent, introduce a top tax rate of 25 percent for pass-through businesses and maintain the top individual rate at 39.6 percent. Read more »

Analysis

Defense Attys In Mueller Cases Run The White Collar Gamut

The lawyers representing defendants in the first cases brought by special counsel Robert Mueller range from an "aggressive" former government tax prosecutor known for "watershed" offshore tax cases to local operators in Chicago and New York. Read more »

Manafort Lawyer Warned After Holding News Conference

The judge assigned to the criminal case against ex-Trump campaign manager Paul Manafort and his longtime business partner Rick Gates admonished lawyers on Thursday to make their arguments in court, "not on courthouse steps," a direct shot at Manafort attorney Kevin Downing for his post-hearing news conference Monday. Read more »

Papadopoulos Plea Prompts Senate Call To Question Sessions

Senators on Thursday called on Attorney General Jeff Sessions to explain why, during his testimony before various committees, he denied the Trump campaign communicated with Russian officials and failed to disclose that a Trump adviser offered to set up a meeting between the candidate and Russian President Vladimir Putin in 2016. Read more »

Senate Approves Gorsuch Successor For 10th Circ.

The Senate approved Colorado Supreme Court Justice Allison Eid's nomination on Thursday to a Tenth Circuit seat vacated by Justice Neil Gorsuch, as GOP leaders push to fill more than 100 vacancies on the federal courts. Read more »

BANKING & SECURITIES

Analysis

In Trump Era, The Fed's Powell Could Be 'Voice Of Moderation'

President Donald Trump's selection of Jerome Powell to chair the Federal Reserve

Listen to our new podcast here

LAW FIRMS

Akin Gump
Arnold & Porter Kaye Scholer
Barnes & Thornburg
Becker Glynn
Brann & Isaacson
Bryan Cave
Constangy Brooks
Covington & Burling
DLA Piper
Dechert
Doar Rieck
Durie Tangri
Dykema Gossett PLLC
Emery Celli
Farella Braun
Foley & Lardner
Foley Hoag
Fried Frank
Gibson Dunn
Goldstein & Russell
Greenbaum Rowe
Hogan Lovells
Jeffer Mangels
Jones Day
Kanner & Whiteley
Katten Muchin
Keker Van Nest & Peters
Kilpatrick Townsend
Kobre & Kim
LTL Attorneys LLP
Labaton Sucharow
Lane & Waterman
Latham & Watkins
Lawyers' Committee for Civil

should provide a level of stability in monetary and regulatory policy that banks will appreciate, but it also means that the extensive rollback of Dodd-Frank Act rules that many had expected may not come. Read more »

Trump Taps Powell To Lead Federal Reserve

President Donald Trump nominated Federal Reserve Gov. Jerome Powell to chair the nation's central bank Thursday as the administration continues to replace the heads of U.S. financial regulatory agencies. Read more »

ENERGY & ENVIRONMENTAL

Senate Approval Of 2 Commissioners Gives FERC Full Bench

The U.S. Senate on Thursday confirmed two commissioners to the Federal Energy Regulatory Commission, including Republican Kevin McIntyre as chairman, providing the regulatory body with a full complement of officials for the first time since 2015. Read more »

EPA Rebuffs States' Bid To Expand Ozone-Reduction Region

The U.S. Environmental Protection Agency has rejected a petition from nine Northeast states seeking to add several downwind states to a regional ozone-reduction program, according to a notice scheduled to be published in the Federal Register on Friday. Read more »

BLM Takes Step To Undo Gas Venting And Flaring Rule

The Bureau of Land Management on Wednesday sent to the White House for review a proposal to rescind or revise an Obama-era regulation aimed at limiting venting and flaring from gas wells on federal lands, which is the final step before it is made public. Read more »

Nonprofit Urges High Court To Hear EPA Jobs Analysis Row

The Fourth Circuit dropped the ball when it said the federal courts don't have authority to force the U.S. Environmental Protection Agency to bulk up its analysis of the impact on jobs from air pollution rules, a nonprofit told the U.S. Supreme Court on Wednesday. Read more »

Enviros Say Feds' Beaver Trapping Program Harms Fish

Environmentalists on Thursday told the federal government they intend to sue over a U.S. Department of Agriculture program meant to manage wildlife conflicts that they say kills off hundreds of beavers in Oregon through trapping and other means, which in turn leads to fish being harmed. Read more »

HEALTH & LIFE SCIENCES

House OKs Bill To Repeal Medicare Advisory Board

The U.S. House of Representatives passed a bill Thursday that would ax the Independent Payment Advisory Board established by the Affordable Care Act, as backers claimed the board would result in unreasonable cuts to payment rates. Read more »

State AGs Rip HHS Opt-Outs For ACA Birth Control Mandate

Four state attorneys general signed on Thursday to a lawsuit in California federal court challenging Trump administration regulations allowing employers to dodge Affordable Care Act requirements to provide coverage for contraception under exemptions for religious or moral objections. Read more »

Feds, Defense Clash Over Bribery Tale In Menendez Trial

A prosecutor urged jurors Thursday to hold Sen. Bob Menendez and a Florida ophthalmologist accountable by convicting them of taking part in an alleged bribery scheme, but defense lawyers blasted the government for spinning a false narrative without evidence of an illicit agreement. Read more »

Rights
Mayer Brown
McDermott Will
McGuireWoods
Mehri & Skalet
Milbank Tweed
Miller & Chevalier
Mintz Levin
Norton Rose Fulbright
O'Melveny & Myers
Shavitz Law Group
Squire Patton Boggs
Tycko & Zavareei
Western Environmental Law Center
Williams & Connolly
WilmerHale
Winston & Strawn

COMPANIES

AT&T Inc.
Adelphia Communications Corp.
American Bar Association
American Civil Liberties Union
Bayer AG
Biomet Inc.
CGI Group Inc.
California Association of Realtors
Carlyle Group LP
Center for American Progress
Center for Biological Diversity Inc.
Comcast Corporation
Costco Wholesale Corporation
Credit Suisse Group AG
Cummins Inc.
Deloitte Touche
Energizer Holdings, Inc.
Equifax Inc.
FCA US LLC
Facebook
Federalist Society
Financial Services Roundtable
Ford Motor Company
Genentech Inc.
General Motors
Google Inc.
Hospira Inc.
Instagram Inc.
International Business Machines Corporation
KPMG International
Lawyers' Committee for Civil

EMPLOYMENT

House Republicans Float Paid Leave Proposal

Three Republican members of the House of Representatives on Thursday proposed a federal paid leave bill that would exempt employers from state and local paid leave laws if they give workers scheduling flexibility and a certain number of days off. Read more »

COMPETITION

Senate Panel OKs Antitrust Whistleblower Protections

The Senate Judiciary Committee approved a bill Thursday that would heighten protections for whistleblowers who report antitrust violations, allowing them to sue in court if they are fired, demoted or otherwise retaliated against. Read more »

Sen. Calls On DOJ, FTC To Weigh Jobs In Merger Reviews

Increasing industry consolidation could have a detrimental effect on workers' mobility in the marketplace and suppress wages, and must receive sufficient consideration during the merger review process, Sen. Cory Booker, D-N.J., said in a letter Wednesday to U.S. Department of Justice and the Federal Trade Commission officials. Read more »

GOVERNMENT CONTRACTS

House Dems Sue GSA Over Trump Hotel Documents

Democrats on the House Oversight Committee sued the U.S. General Services Administration on Thursday, alleging it has unlawfully withheld documents from them related to a Trump Organization's contentious hotel lease for the Old Post Office building in Washington, D.C. Read more »

INTERNATIONAL TRADE

Dems Still Oppose Garrett As Ex-Im Bank Head After Hearing

A quintet of Democratic senators lodged renewed objections to Scott Garrett becoming the head of the Import-Export Bank, which he once opposed and briefly shuttered while in Congress, after his testimony during a Wednesday confirmation hearing. Read more »

WTO Struggling To Strike Deal To Curb Fishing Subsidies

World Trade Organization members huddled on Wednesday and began to acknowledge the difficulty they are experiencing in crafting an agreement to cut down on global fisheries subsidies, which is supposed to be the centerpiece of the trade body's looming ministerial summit. Read more »

TAX

Tax Reform Bill Aims To Halve Mortgage Interest Deduction

Long-awaited details of President Donald Trump's tax plan call for slashing the home mortgage interest deduction to half its current level, the bill introduced in the U.S. House of Representatives on Thursday revealed. Read more »

Insurers' Suit Against IRS Over Reporting Rules Nixed

A Tennessee federal judge on Thursday dismissed insurers' suit accusing the Internal Revenue Service of unfairly labeling them as tax scammers in a notice on so-called captive insurance companies. Read more »

Rights Under Law
ML Strategies LLC
Microsoft Corporation
Murray Energy Corp.
National Association of Manufacturers
National Association of Realtors
National Federation of Independent Business
National Grid PLC
National Immigration Law Center
New York University
Newegg Inc.
OneWest Bank Group LLC
Overstock.com Inc.
Pfizer Inc.
Public Broadcasting Service
Publicis Groupe
Retail Litigation Center Inc.
Ryan LLC
Sierra Club
Teva Pharmaceutical Industries Limited
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
UBS AG
Verizon Communications
Volkswagen
Wayfair LLC
Wells Fargo & Co.

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
Bureau of Citizenship and Immigration Services
Bureau of Land Management
California Attorney General's Office
California Department of Justice
Consumer Financial Protection Bureau
Delaware Attorney General's Office
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission

India Finalizes Pricing Reporting Rules Under OECD Plan

India's tax authority on Wednesday announced rules covering how multinational companies are expected to disclose transfer pricing information for each country where they operate, measures that are part of government's alignment with the Organization for Economic Cooperation and Development's efforts to curb corporate tax avoidance. Read more »

Legal Scholars Urge High Court To Undo Online Sales Tax Ban

Over three dozen law professors and economists pressed the U.S. Supreme Court on Thursday to overturn its precedent that prevents states from collecting sales and use tax from online retailers located outside their borders, arguing that the 25-year-old rule is outdated in the wake of the e-commerce boom. Read more »

IMMIGRATION

Gov't Pushes 4th Circ. To Nix Travel Ban Injunction

The federal government on Wednesday urged the Fourth Circuit to reverse an injunction against President Trump's third version of a travel ban, arguing the proclamation at issue can't be nullified due to "some perceived historical taint" from the past bans or campaign statements. Read more »

Philly Follows Immig. Law, Judge Hints In Sanctuary City Suit

A Pennsylvania federal judge suggested at a hearing Thursday that Philadelphia was largely in compliance with a disputed requirement the city follow U.S. immigration law in order to qualify for an annual policing grant from the U.S. Department of Justice. Read more »

Feds Defend DACA's End As States, Cos. Seek To Block Move

A flurry of motions on Wednesday swept through several federal cases in California challenging a proposed phaseout for the Deferred Action for Childhood Arrivals program, with the federal government seeking to toss the suits, the plaintiffs angling to temporarily block DACA's end, and Google, IBM, Facebook and dozens of other companies voicing opposition to the Trump administration's plans. Read more »

Iranian Groups Blast Travel Ban In DC Fed. Court

Representatives for a group of Iranian nationals urged a D.C. federal judge to issue an injunction against the Trump administration's latest travel ban on a group of predominantly Muslim nations, saying the restrictions on travelers and refugees are driven by animus toward Iranians and Muslims. Read more »

Naturalization Oath Violates The Constitution, Suit Says

A French citizen who has been seeking U.S. citizenship for almost a decade hit Congress with a lawsuit in Massachusetts federal court on Thursday, saying that the inclusion of the words "so help me God" in the naturalization oath violates her constitutional rights. Read more »

TELECOMMUNICATIONS

FCC Leaders Push To Share Connected-Car Spectrum

In the wake of the suggestion that the Trump administration may shelve a mandate that all new cars possess vehicle-to-vehicle communication capabilities, two Federal Communications Commission members said on Wednesday that it's time for the agency to revisit spectrum-sharing in the band dedicated to the auto industry. Read more »

Analysis

Murky Connected-Car Regime Won't Halt Auto Tech Push

A proposal requiring all new cars be able to "talk" to each other to avoid crashes may be shelved for now, but experts say automakers will continue to develop "V2V" technology with the expectation that the Trump administration will eventually

Government Accountability Office
Internal Revenue Service
Maryland Attorney General's Office
NAFTA
National Economic Council
National Highway Traffic Safety Administration
New Jersey Election Law Enforcement Commission
New York Attorney General's Office
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania
Virginia Attorney General's Office
World Trade Organization

advance a more flexible set of standards. Read more »

HOMELAND SECURITY

Sessions Calls For Encrypted Device Access After NY Attack

U.S. Attorney General Jeff Sessions, speaking Thursday in New York after eight people were killed this week in an attack the city labeled an “act of terror,” called on tech companies to give law enforcement access to encrypted devices and for more stringent immigration controls, while also urging Congress to continue its authorization of foreign surveillance. Read more »

WHITE COLLAR

Blagojevich Petitions Supreme Court In 2nd Bid For Freedom

Ex-Illinois Gov. Rod Blagojevich has petitioned the U.S. Supreme Court for the second time, asking the justices Thursday to re-examine both the severity of the crimes that landed him behind bars and the length of his 14-year sentence. Read more »

Schock Appeals Partial Dismissal Of Indictment To 7th Circ.

Ex-U.S. Rep. Aaron Schock on Wednesday filed a notice of appeal to the Seventh Circuit, attempting to overturn an Illinois federal judge's order dismissing only two counts of the 24-count indictment against Schock, the entirety of which the former Peoria Republican wants tossed. Read more »

Newark Mayor, Campaign Aide Hit With $396K ELEC Complaint

The New Jersey Election Law Enforcement Commission has slapped Newark Mayor Ras J. Baraka and his campaign treasurer with a 28-count complaint alleging that they violated campaign finance rules for a collective $396,000 in expenses and contributions during the election season preceding the former's 2014 victory, according to a filing made public Wednesday. Read more »

PEOPLE

Trump's Pick For 3rd Circ. Clears Full Senate

President Donald Trump's choice of University of Pennsylvania Law School professor Stephanos Bibas to fill a vacancy on the Third Circuit won Senate approval Thursday, the fourth circuit court nominee confirmed this week. Read more »

EXPERT ANALYSIS

A New Approach To Climate Analysis Under NEPA?

The D.C. Circuit's recent decision in Sierra Club v. Federal Energy Regulatory Commission, and FERC’s response, point to the National Environmental Policy Act as possibly the next legal battleground over how federal agencies consider climate change, say attorneys with Gibson Dunn & Crutcher LLP. Read more »

3 Signals From USCIS About H-1B And L-1 Visas

Recent announcements reinforce the administration’s focus on policing abuses and preventing fraud in the H-1B and L-1 visa programs. Employers can expect U.S. Citizenship and Immigration Services not only to second-guess the validity of H-1B and L-1 petitions, but to search for opportunities to investigate and penalize employers, say Elizabeth Espín Stern and Maximillian Del Rey of Mayer Brown LLP. Read more »

Opinion

Arbitration Rule Repeal Will Adversely Affect Consumers

President Donald Trump's decision Wednesday to sign a congressional resolution repealing the Consumer Financial Protection Bureau's arbitration rule represents a decisive blow to the American public's access to the justice system, say Gregory Asciolla and Brian Morrison of Labaton Sucharow LLP. Read more »

How Mass. Can Prepare For Cannabis Industry Energy Use

Massachusetts' legalization of recreational marijuana is creating a new industry, but given the amounts of energy and water needed to cultivate the crop, significant environmental impacts are anticipated. The state's new Cannabis Control Commission would be wise to take note of the practices adopted in pioneering states such as Colorado and Oregon, say consultants with ML Strategies LLC. Read more »

Proportionality, Not Perfection, Is What Matters

A few jurists and commentators have recently caused a stir in the e-discovery community by arguing that litigants should avoid using keyword searches to filter or cull a document population before using predictive coding. This "no-cull" rationale undermines the principle of proportionality at the heart of the recent changes to Federal Rule 26, say John Rosenthal and Jason Moore of Winston & Strawn LLP. Read more »

LEGAL INDUSTRY

DLA Piper Global Co-Chair Leaves For Latham's Madrid Office

A senior partner and global co-chair for DLA Piper will leave to join the Madrid office of Latham & Watkins LLP as its new managing partner, Latham announced Thursday. Read more »

Ex-Akin Gump Atty To Plead Guilty In FCA Suit-Selling Case

The former litigation partner at Akin Gump Strauss Hauer & Feld LLP who was arrested while allegedly trying to sell a sealed False Claims Act complaint to the cybersecurity company it was filed against plans to plead guilty later this month, his attorney confirmed Thursday. Read more »

Analysis

Everyone's An Expert: How Modern Juries Complicate A Case

For trial lawyers taking a complex case to a jury, finding the right highly credentialed expert can seem like the ticket to a winning verdict, but these days jurors often want to make up their own minds — and will throw your case away to do it. Read more »

Barnes & Thornburg Partner Tapped For Indiana Judgeship

President Donald Trump tapped a combat veteran and Barnes & Thornburg LLP partner for a federal judgeship in Indiana to fill one of 64 judicial emergency vacancies across the country, the White House announced in a press release on Wednesday. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

WilmerHale, Foley Hoag and two nonprofit groups topped this week's legal lions list, winning a court order blocking President Donald Trump's transgender military ban, while Williams & Connolly landed on the legal lambs list after a loss at the Federal Circuit, with the court ruling Bayer's patent on erectile dysfunction drug Staxyn is invalid as obvious. Read more »

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Williams & Connolly
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Biomet Inc.
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Costco Wholesale Corporation
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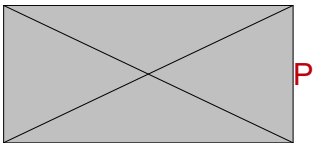
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 9/27/2017 8:21:51 AM
Subject: Latest ACA Repeal Failure Only A Pause, Not A Full Stop



PUBLIC POLICY.

Wednesday, September 27, 2017

TOP NEWS

Analysis

Latest ACA Repeal Failure Only A Pause, Not A Full Stop

The failure of the Senate to move forward with its latest Affordable Care Act repeal bill will likely put similar efforts on ice for the rest of the year, but other attempts to at least tweak if not repeal the ACA will likely resume in the future, experts say. Read more »

Trump, Dem. Rep. Give Hint Of Wednesday's Big Tax Reveal

One day before senior Republicans and administration officials were expected to reveal a core framework for overhauling the tax code, President Donald Trump teased out details during a bipartisan meeting Tuesday, suggesting that there may be an agreement on what tax rates lawmakers will try to pass. Read more »

Analysis

OT Rule Comments Show Sharp Divide On Salary Threshold

The 60-day period for commenting on possible changes to the Obama administration's controversial overtime rule closed Monday. While many of the 165,000 commenters agreed that the U.S. Department of Labor had authority to set a clear salary threshold for workers to qualify for the Fair Labor Standards Act's "white collar" exemptions, they remained deeply split over exactly what that threshold should be. Read more »

2nd Circ. Vacates Skelos Corruption Convictions

The Second Circuit on Tuesday vacated the convictions of former New York State Senate Majority Leader Dean Skelos and his son, Adam, saying jurors were given instructions that fell short of the U.S. Supreme Court’s standard in U.S. v. McDonnell. Read more »

SEC Forms Enforcement Unit To Combat Cyberthreats

The U.S. Securities and Exchange Commission has announced the creation of a unit to combat cyber-related offenses, with Monday's statement coming just days after the agency revealed that its electronic filing system for company disclosures had been hacked and that the culprits may have traded on the information. Read more »

Outgoing CFTC Member Wants High-Speed Trading Rules Set

The U.S. Commodity Futures Trading Commission's Sharon Bowen urged the agency in a farewell address Monday to finalize rules regulating high-speed trading, calling it unfinished business and arguing that failure to keep pace with European regulators on this matter will jeopardize American financial markets. Read more »

OxyContin Maker Can't Flee City's Suit Over Opioid Crisis

Purdue Pharma LP must face most of a lawsuit filed by the city of Everett, Washington, accusing the drugmaker of supplying OxyContin to “obviously suspicious” doctors and pharmacies and fueling the city’s opioid crisis, a

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Latham & Watkins

Washington federal judge said Monday. Read more »

BANKING & SECURITIES

SEC Chairman Feels Bipartisan Heat On Breach Disclosure

The U.S. Securities and Exchange Commission's chairman on Tuesday faced bipartisan criticism of his agency's delay in notifying the public about a breach of a key corporate data filing system that may have allowed hackers to trade on nonpublic information. Read more »

CFTC Urged To Boost Cybersecurity, Stretch Budget Dollars

Deterring cybersecurity threats and stretching limited budget dollars rank among the biggest challenges facing management at the Commodity Futures Trading Commission, the futures market regulator's internal auditor wrote in a letter released on Monday. Read more »

ENERGY & ENVIRONMENTAL

API Says States Should Take Lead On Fracking Rule

The American Petroleum Institute told the Bureau of Land Management on Monday that its hydraulic fracturing rules for federal and Native American lands should be based on the "expertise of state regulatory agencies" and should not involve a major federal, one-size-fits-all solution. Read more »

FHWA Walks Back Highway Greenhouse Gas Rule Delay

The Federal Highway Administration in a letter to a New York federal judge on Monday agreed to reinstate deadlines for a regulation designed to curb greenhouse gas emissions on national highways, providing a win for environmentalists while also vowing to repeal the rule through a formal process. Read more »

Looser Silica Dust Rules Were Effective, DC Circ. Hears

Industry groups urged a D.C. Circuit panel Tuesday to nix new Occupational Safety and Health Administration rules lowering how much silica dust workers can be exposed to, rebutting OSHA's claims that a previous standard left millions of workers at risk of developing lung cancer and other diseases. Read more »

Dem State AGs Vow to Keep Up 'Legal Resistance' To Trump

The attorneys general of New York, Illinois and Maryland on Tuesday presented a united front in opposition to the Trump administration's effort to roll back some Obama-era environmental regulations, and promised to keep up their "legal resistance." Read more »

HEALTH & LIFE SCIENCES

Backers To Resuscitate ACA Repeal After Failure

Senate Republicans on Tuesday started to piece together a new path for a health care reform effort, after a series of Republican defections doomed the latest Affordable Care Act repeal and replace bill this week. Read more »

Fla. Marijuana Law's Black Farmer License Draws Challenge

A provision in Florida's latest medical marijuana law that reserves a growing license for a black farmer has been challenged by a black farmer who says the requirements illegally narrow eligibility to members of a private organization. Read more »

Menendez Threatened Hearing, State Dept. Official Testifies

Sen. Bob Menendez threatened to hold a hearing on port security in the Dominican Republic unless the U.S. Department of State came up with a solution related to a contract dispute between the government of the Caribbean nation and a Florida

Lewis Brisbois
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Google Inc.
Human Rights Campaign
International Franchise Association
King Pharmaceuticals Inc.
Lambda Legal Defense & Educational Fund
Make the Road New York
Merial Limited
MoneyGram International, Inc.

ophthalmologist, according to testimony Tuesday at the senator's and doctor's bribery trial in New Jersey federal court. Read more »

Kickbacks Enabled Dirty Health Deal: Fla. Whistleblower

Allegations that a cancer-care chain connected to Florida Gov. Rick Scott bought a 25-year contract with a state public health system via kickbacks to the system's CEO surfaced Monday in unsealed filings from a whistleblower seeking a court's declaration that the chain cannot use bankruptcy to shed itself of False Claims Act debts. Read more »

IP & TECHNOLOGY

Calif. Reps. Tell DC Circ. Gov't Regs Can't Be Copyrighted

Rep. Zoe Lofgren, D-Calif., and Darrell Issa, R-Calif., asked the D.C. Circuit on Monday to overturn a ruling that said copyright law covers private industry standards that are later turned into federal regulations, warning that nobody should be "held liable for publishing the law of the land." Read more »

TRANSPORTATION & INFRASTRUCTURE

Trump Taps NJ Motor Vehicle Chief To Lead FMCSA

President Donald Trump will nominate the chairman and chief administrator of the New Jersey Motor Vehicle Commission to be the head of the Federal Motor Carrier Safety Administration, the nation's safety regulator for commercial motor vehicles, the White House said Tuesday. Read more »

EMPLOYMENT

NJ Justices Won't Hear Atty's Public Benefits Bid

The New Jersey state supreme court has declined to hear a case brought by a New Jersey attorney arguing that his work for the government made him eligible for public retirement benefits. Read more »

COMPETITION

McSweeny To Stay On At FTC Until Reinforcements Arrive

With just two commissioners in place and no reinforcements on the horizon, Democrat Terrell McSweeny has decided to continue on at the Federal Trade Commission even though her term expired Monday. Read more »

PRIVACY & CYBERSECURITY

Dems Push For Clawbacks On Departing Equifax CEO's Pay

Senate Democrats on Tuesday blasted the resignation of Equifax Inc. Chairman and CEO Richard Smith, saying that the longtime executive should see at least some of his compensation clawed back and that he should not escape a hearing before a key Congressional panel. Read more »

MEDICAL MALPRACTICE

Pa. House Panel OKs Cap On Nursing Home Suit Punitives

A Pennsylvania legislative committee on Tuesday narrowly approved a bill that would largely cap the amount of punitive damages available in lawsuits accusing nursing homes of substandard care. Read more »

National Association of Manufacturers
National Association of Realtors
National Employment Law Project
National Immigration Law Center
National Restaurant Association
National Retail Federation Inc.
National Rifle Association of America
Natural Resources Defense Council
Neota Logic Inc.
New York Times Co.
New York University
Oath Inc.
Pfizer Inc.
Portland Cement Association
Purdue Pharma LP
QUALCOMM Incorporated
Rite Aid Corporation
SABMiller
Sanofi-Aventis
Sierra Club
Southern Environmental Law Center
Sprint Nextel Corporation
T-Mobile USA Inc.
The Boeing Company
Twitter Inc.
U.S. Chamber of Commerce
United Auto Workers
United Nations Commission on International Trade Law
United Steelworkers
United Way International Inc.
Univar Incorporated
Walgreen Co.
Walgreens Boots Alliance Inc.
ZTE Corp.

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Commodity Futures Trading Commission
Congressional Budget Office
Department of Commerce
European Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Highway Administration
Federal Motor Carrier Safety

AEROSPACE & DEFENSE

Trump Names New Asst. Defense Logistics Secretary

President Donald Trump on Tuesday named Robert H. McMahon, a retired U.S. Air Force officer and president of a Georgia-based real estate firm, as his nominee for assistant secretary of defense, logistics and materiel readiness. Read more »

Wash. Wants In On Challenging Trump's Trans Military Ban

The state of Washington on Monday asked a federal court for permission to join a suit challenging President Donald Trump's ban on transgender individuals serving in the military, claiming the state needs to protect its citizens from discrimination and its National Guard from facing recruitment problems. Read more »

INTERNATIONAL TRADE

Analysis

Changes Afoot For Investor-State Arbitration In Europe

A slew of developments over the last few weeks have highlighted the uncertain path ahead for investor-state arbitration in Europe, even as the European Commission forges ahead with developing a multilateral investment court. Here, Law360 takes a look at how these developments fit into the overall picture. Read more »

US Plastic Makers Call For Tariffs On 5 Countries' Imports

A group of four domestic plastic producers asked U.S. trade officials Tuesday to investigate whether a certain resin component used to make various plastic products is being imported and sold in the U.S. by foreign producers from five countries at less-than-fair value. Read more »

US Treasury Sanctions North Korean Banks, Individuals

The U.S. Department of the Treasury on Tuesday rolled out sanctions targeting 10 North Korean banks and 26 individuals said to have ties to North Korean financial networks, a move aimed at restricting the reclusive regime's ability to tap the international financial system to finance its weapons programs. Read more »

BANKRUPTCY

Citing Hurricane, Judge Postpones Puerto Rico Debt Hearings

The judge presiding over Puerto Rico's historic debt restructuring cases has pushed back impending court hearings and moved them from San Juan to her courtroom in New York, saying Tuesday that the order is intended to accommodate the immediate crises on the island caused by Hurricane Maria. Read more »

IMMIGRATION

Democratic Senators Urge DHS To Push Back DACA Deadline

A number of Democratic U.S. senators on Monday asked the U.S. Department of Homeland Security to extend the Oct. 5 deadline for participants in the endangered Deferred Action for Childhood Arrivals program to submit renewal applications after several major hurricanes struck the U.S. in recent weeks. Read more »

Trump Admin Wants Sanctuary City Rules To Go Into Effect

The U.S. Department of Justice on Tuesday asked an Illinois judge to stay the nationwide enforcement of his order blocking anti-sanctuary city conditions the department had placed on law enforcement grants while its appeal is heard, saying the order would cause "sweeping disruption" of the grant program. Read more »

Judges Admonish Gov't Lawyers At DACA Hearing

Administration
Federal Trade Commission
Florida Department of Health
Internal Revenue Service
International Trade Commission
National Aeronautics and Space Administration
New York Attorney General's Office
New York State Assembly
New York State Department of Motor Vehicles
New York State Senate
Occupational Safety and Health Administration
Office of Foreign Assets Control
Securities and Exchange Commission
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Nations
United States Bankruptcy Court for the Southern District of New York

A pair of judges in Brooklyn federal court Tuesday took turns scolding government lawyers, with one judge calling the government's intransigence on a looming deadline in the phaseout of the Deferred Action for Childhood Arrivals program "heartless," while the other chided a lawyer and expedited discovery over the government's objection. Read more »

Rights Groups Say ICE Denies Pregnant Women Medical Care

A group of rights organizations petitioned the U.S. Department of Homeland Security on Tuesday, alleging that U.S. Immigration and Customs Enforcement is detaining pregnant women in violation of policy while also denying medical care in violation of the law, amid health crises including miscarriages. Read more »

TELECOMMUNICATIONS

FCC Finds Sufficient Mobile Competition Despite Objections

The Federal Communications Commission on Tuesday adopted an annual report finding that sufficient competition exists in the wireless industry, accepting the conclusion over objections from the two Democratic commissioners that the report relied on unclear or misleading framing. Read more »

FCC Inches Closer To Toll-Free Number Auctions

The Federal Communications Commission on Tuesday moved forward with a notice of proposed rulemaking that would allow it to auction off popular toll-free numbers under the new 833 code and permit people to assign numbers to others for a fee. Read more »

Sens. Waffle On Giving Courts Say In Special Counsel Firings

A Senate panel Tuesday appeared torn on how to proceed with two bipartisan bills introduced last month that would allow federal judges to review any decision by the executive branch to fire special counsels investigating the president, wringing their hands over whether such measures undercut executive power but also fretting about the need to check presidents inclined to fire the prosecutor investigating them. Read more »

EXPERT ANALYSIS

A Look At SEC's Rules Of Practice, A Year After Amendments

The U.S. Securities and Exchange Commission's amended rules of practice — which became effective one year ago — provide little added procedural benefits for respondents and suffer from a general lack of clarity, say Terence Healy and Elizabeth Solander of Hughes Hubbard & Reed LLP. Read more »

Opinion

The Truth About Rolling Back Obama-Era Title IX Guidelines

Whether one agrees with all of the Obama administration's Title IX guidelines or not, the Trump administration's repeal is a blow to young women attending U.S. universities. Attorneys working on these types of cases can expect to see fewer incidents reported, fewer reported incidents investigated, fewer findings against the accused, and worse repercussions for the victims, says Genie Harrison of the Genie Harrison Law Firm. Read more »

LEGAL INDUSTRY

Fla. Powerhouses Attract Global Business In Diverse Economy

The entire state of Florida may have just been battered by Hurricane Irma, but leaders at the five firms on Law360's list of Florida Powerhouses are still sunny on the state's future since its economy has diversified and it has become a hub for international business. Read more »

Analysis

3 New Technologies That Could Make GCs' Lives Easier

Technology's role in many in-house legal departments is rapidly growing as companies look to free up paralegals and attorneys to focus on high-value work. Here, Law360 looks at three technologies corporations have recently introduced. Read more »

Analysis

Online Punk Of Kushner Atty Shows Holes In Email Security

An email prank on Jared Kushner's lawyer, a veteran of high-stakes political dramas, may be good for a chuckle, but law firm security experts say bogus emails and online "phishing" are no joke for attorneys. Read more »

Ex-Steptoe Atty Seeks Green Light For Pay Bias Action

A former Steptoe & Johnson LLP associate asked a California federal judge on Monday for conditional certification in her collective action accusing the firm of violating the Equal Pay Act by paying female attorneys less than their male counterparts. Read more »

Ex-Hunton Atty Avoids Jail For Wine-Fueled Insider Trading

A former Hunton & Williams LLP attorney was sentenced by a Brooklyn federal judge on Tuesday to three years probation for his securities fraud and conspiracy convictions after he drunkenly tipped off his friend and investment adviser about Pfizer Inc.'s plans to acquire his drugmaker client. Read more »

Harvard Grad Fired From Ropes & Gray Trims Bar Exam Suit

A Harvard Law School graduate who lost her job at Ropes & Gray LLP after twice failing the bar exam dropped some of her claims on Tuesday against the New York State Board of Law Examiners, which she says did not accommodate her anxiety-related disability until it was too late. Read more »

King & Spalding Chair Fights Deposition In Ex-Atty's Suit

King & Spalding LLP asked a New York federal judge Monday to prohibit or limit to two hours a deposition of its chairman by a onetime senior associate accusing the firm of wrongful firing. Read more »

Global 20: Freshfields

Freshfields Bruckhaus Deringer LLP continued this year to flex its muscle as a cross-border powerhouse, advising on a slew of multibillion-dollar deals and guiding companies through high-stakes investigations and litigation to once again land the Magic Circle firm on Law360's Global 20 list. Read more »

Series

My Supreme Court Debut: A Crammed Calendar

When I tell people about my first U.S. Supreme Court oral argument, and how it happened literally in the middle of a five-week trial I was handling, they tend to look at me with a very skeptical expression, says Pierre Bergeron, chairman of the appellate and Supreme Court practice group at Squire Patton Boggs LLP. Read more »

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The Boeing Company
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United Steelworkers
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Univar Incorporated
Walgreen Co.
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U.S. Supreme Court
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New York Attorney General's Office
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U.S. Department of Transportation
Bureau of Land Management
Congressional Budget Office
Department of Commerce
European Commission
Federal Bureau of Investigation
Federal Highway Administration
Federal Motor Carrier Safety Administration
Federal Trade Commission
Florida Department of Health
Internal Revenue Service
International Trade Commission
National Aeronautics and Space Administration
New York State Assembly
New York State Department of Motor Vehicles
New York State Senate
Occupational Safety and Health Administration
Office of Foreign Assets Control
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of State
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Betsy Fretwell[efretwell@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Adrina Ramos-King[aramosking@LasVegasNevada.GOV]; Michelle Thackston[mthackston@LasVegasNevada.GOV]
Bcc: Ted Olivas[tolivas@LasVegasNevada.GOV]
From: Ted Olivas
Sent: Wed 5/27/2015 2:12:39 AM
Subject: RE: AB 175 "Driver" requirements

Update: The Legislature passed AB 176 today. That bill gives regulatory authority to the NV Transportation Authority instead of the Public Utilities Commission that was in in AB 175. This is what they all agreed to in the first place. ☺

From: Ted Olivas
Sent: Tuesday, May 26, 2015 6:26 PM
To: Carolyn G. Goodman
Cc: Betsy Fretwell; David Riggleman; Adrina Ramos-King; Michelle Thackston
Subject: FW: AB 175 "Driver" requirements

Hi Mayor Goodman. Adrina put together a summary (below) of the driver requirements in the "Uber Bill." It references NRS 483 (Drivers Licenses) and NRS 485 (Motor Vehicles: Insurance and Financial Responsibility). There is no sunset of the 3% excise fee. Let me know if there's anything else you need!! Thanks!! Ted O.

From: Adrina Ramos-King
Sent: Tuesday, May 26, 2015 5:45 PM
To: Ted Olivas
Subject: AB 175 "Driver" requirements

AB 175

"Driver" Requirements - Section 30 (2 -3)

2. Before a transportation network company allows a person to be connected to potential passengers using the digital network or software application service of the company pursuant to an agreement with the company, the company must:
(a) Require the person to submit an application to the company, which must include, without limitation:
(1) The name, age and address of the applicant.
(2) A copy of the driver's license of the applicant.
(3) A record of the driving history of the applicant.
(4) A description of the motor vehicle of the applicant and a copy of the motor vehicle registration.
(5) Proof that the applicant has complied with the requirements of NRS 485.185.
(6) Any other information required by the company or any regulations adopted by the Commission pursuant to section 46 of this act. (b) At the time of application and not less than once every 3 years thereafter, conduct or contract with a third party to conduct an investigation of the criminal history of the applicant, which must include, without limitation:
(1) A review of a commercially available database containing criminal records from each state which are validated using a search of the primary source of each record.
(2) A search of a database containing the information available in the sex offender registry maintained by each state. (c) At the time of application and not less than once every year thereafter, obtain and review a complete record of the driving history of the applicant.

3. A transportation network company may enter into an agreement with a driver if:
(a) The applicant is at least 19 years of age.
(b) The applicant possesses a valid driver's license issued by the Department of Motor Vehicles unless the applicant is exempt from the requirement to obtain a Nevada driver's license pursuant to NRS 483.240.
(c) The applicant provides proof that the motor vehicle operated by him or her is registered with the Department of Motor Vehicles unless the applicant is exempt from the requirement to register the motor vehicle in this State pursuant to NRS 482.385.
(d) The applicant provides proof that the motor vehicle operated by him or her is operated and maintained in compliance with all applicable federal, state and local laws.
(e) The applicant provides proof that he or she currently is in compliance with the provisions of NRS 485.185.
(f) In the 3 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of three or more violations of the motor vehicle laws of this State or any traffic ordinance of any city or town, the penalty prescribed for which is a misdemeanor.

(g) In the 3 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of any violation of the motor vehicle laws of this State or any traffic ordinance of any city or town, the penalty prescribed for which is a gross misdemeanor or felony.
(h) In the 7 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of any violation of federal, state or local law prohibiting driving or being in actual physical control of a vehicle while under the influence of intoxicating liquor or a controlled substance.
(i) In the 7 years immediately preceding the date on which the application is submitted, the applicant has not been found guilty of any crime involving an act of terrorism, an act of violence, a sexual offense, fraud, theft, damage to property of another or the use of a motor vehicle in the commission of a felony.
(j) The name of the applicant does not appear in the database searched pursuant to subparagraph (2) of paragraph (b) of subsection 2.

Insurance Requirements for a "driver" Sec. 10.
1. Every transportation network company or driver shall continuously provide, during any period in which the driver is providing transportation services, transportation network company insurance provided by an insurance company licensed by the Division of Insurance of the Department of Business and Industry and approved to do business in this State or a broker licensed pursuant to chapter 685A of NRS or procured directly from a non-admitted insurer, as defined in NRS 685A.0375:
(a) In an amount of not less than $1,500,000 for bodily injury to or death of one or more persons and injury to or destruction of property of others in any one accident that occurs while the driver is providing transportation services;
(b) In an amount of not less than $50,000 for bodily injury to or death of one person in any one accident that occurs while the driver is logged into the digital network or software application service of the transportation network company and available to receive requests for transportation services but is not otherwise providing transportation services;
(c) Subject to the minimum amount for one person required by paragraph 35 (b), in an amount of not less than $100,000 for bodily injury to or death of two or more persons in any one accident that occurs while the driver is logged into the digital network or software application service of the transportation network company and available to receive requests for transportation services but is not otherwise providing transportation services; and
(d) In an amount of not less than $25,000 for injury to or destruction of property of others in any one accident that occurs while the driver is logged into the digital network or software application service of the transportation network company and available to receive requests for transportation services but is not otherwise providing transportation services, for the payment of tort liabilities arising from the maintenance or use of the motor vehicle.

Adrina Ramos-King
Government Affairs Officer

City of Las Vegas
495 S. Main Street – 7th Fl. Las Vegas, NV 89101
702.229.4155 Office
702.371.5689 Cell
Link: City of Las Vegas

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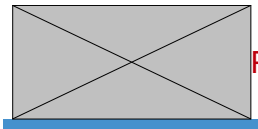
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 8/8/2016 8:48:14 AM
Subject: [Marketing Mail] Seattle Mulls Delay Of Landmark Uber Driver Union Law



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Monday, August 8, 2016

TOP NEWS

Seattle Mulls Delay Of Landmark Uber Driver Union Law

The city of Seattle told a federal judge Thursday that it may delay by six months implementing a new ordinance allowing Uber and Lyft drivers to unionize, saying that could affect whether the U.S. Chamber of Commerce's antitrust challenge to the first-of-its-kind ordinance should be dismissed.

New Audit Rule Limits Tax Discharges By Partnerships

A new rule forcing partnerships to declare they won't voluntarily file for bankruptcy as a prerequisite for electing a revamped tax audit regime is being billed by experts as an unexpected move by the Internal Revenue Service to prevent the new regime from being abused to avoid tax liabilities.

EPA Won't Review Power Plant Startup-Shutdown Regs

The U.S. Environmental Protection Agency on Friday denied a petition by environmental groups to reconsider changes to the Mercury and Air Toxics Standards rule that give power plants a little more leeway when starting up or shutting down.

Pa. AG Loses State Supreme Court Bid To Nix Criminal Counts

The Pennsylvania Supreme Court on Friday shot down an emergency petition filed by Attorney General Kathleen Kane seeking to toss criminal charges she is facing over her alleged role in leaking confidential investigative material to the press, clearing the table for a trial next week.

Calif. Lawmakers Want Judicial Discipline Commission Audit

Four California state lawmakers are pressing for an audit of the Commission on Judicial Performance following a recent report that it tossed a majority of the 1,245 complaints it received last year against active and former judges.

ANALYSIS

Trump Aims To Shake Up Trade Negotiating Strategy: Adviser

The U.S. is likely to see a dramatic shift in its trade policy if Donald Trump's offbeat presidential bid comes to fruition, Trump adviser Peter Navarro has told Law360, vowing that the former real estate tycoon's populist-driven campaign message will be ushered straight to the negotiating table.

LAW FIRMS

Addleshaw Goddard
Akerman
Akin Gump
Allison MacKenzie
Alston & Bird
Altshuler Berzon
Arnold & Porter
Berwin Leighton
Bird & Bird
Carroll Burdick
Constantine Cannon
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Wright Tremaine
Dykema Gossett PLLC
Earthjustice
Edwards Wildman
Eversheds LLP
Faegre Baker
Fish & Richardson
Foley & Lardner
Freeborn & Peters
Freshfields
Gibson Dunn
Greenberg Traurig
Hogan Lovells
Holland & Knight
Hunton & Williams
Husch Blackwell
Irell & Manella
Jackson Walker
Jones Day
K&L Gates

Massive Gulf Separates Trump And Clinton On Energy Policy

The energy policy gulf between U.S. presidential candidates Hillary Clinton and Donald Trump is nothing short of historic, leaving the fate of sweeping regulatory initiatives, such as the Clean Power Plan, hanging in the balance when voters go to the polls this November, policy experts say.

Amtrak's STB Preference Win Tees Up Legal Challenges

The Surface Transportation Board's recent decision confirming that Amtrak has the right of way over cargo traffic on the nation's railways is a major win for the passenger railroad, but experts say it will set off even more battles with freight railroads concerning train delays on limited track.

ENERGY & ENVIRONMENTAL

Greens Urge Judge Not To Toss Aircraft Emissions Suit

Two environmental groups on Friday asked a D.C. federal judge not to dismiss their lawsuit to force the U.S. Environmental Protection Agency to promulgate long-awaited carbon emissions standards for aircraft.

FERC Commissioner Clark Stepping Down Next Month

Tony Clark, the sole Republican on the currently four-member Federal Energy Regulatory Commission and whose term at the commission expired June 30, said he would step down following FERC's September monthly meeting.

EPA Risk Management Rule May Help Terrorists, AGs Say

Eleven attorneys general have asked the U.S. Environmental Protection Agency to reconsider its recently proposed changes to a chemical facility risk management program rule, saying some public disclosure requirements could assist terrorists in planning attacks.

Nevada Top Court Strikes 'Misleading' Solar Ballot Measure

The Nevada Supreme Court has struck down a ballot measure that would have eliminated a new tariff on rooftop solar customers, finding the measure's description was "not only inaccurate and misleading, but also argumentative."

HEALTH & LIFE SCIENCES

Genetically Modified Mosquitoes' Trial Run Inches Closer

The U.S. Food and Drug Administration on Friday denied two citizen petitions asking the agency to conduct further environmental analysis for a proposed Florida Keys field trial of a genetically engineered mosquito designed with the aim of combating Zika and other diseases, saying that it has done all it must do.

EMPLOYMENT

Houston Schools' Chief Auditor Files Whistleblower Suit

The former chief audit executive of Houston Independent School District who was suspended with pay in March and told to come back to work this week filed a whistleblower lawsuit against the school district Friday in state court in Houston, arguing he was fired for pointing out violations of law he uncovered.

Bangladesh Garment Sector Still Needs Labor Reforms: EU

The government of Bangladesh has taken positive steps to improve labor conditions in the wake of a 2013 garment factory collapse that killed more than 1,000 workers, but there is still considerable work to be done, according to a European Union report issued Friday.

COMPETITION

Kaye Scholer
Kilpatrick Townsend
Kirkland & Ellis
Klarquist Sparkman
Kobre & Kim
Latham & Watkins
Lerman Senter
Lewis Roca
Locke Lord
Mayer Brown
McCalla Raymer
Morgan Lewis
Morrison & Foerster
Pepper Hamilton
Pietragallo Gordon
Quinn Emanuel
Sedgwick LLP
Sidley Austin
Simmons & Simmons
Skadden
Squire Patton Boggs
Stoel Rives
Strasburger & Price
Stroock & Stroock
Taylor English
Taylor Wessing
Thompson & Knight
Weil Gotshal
White & Case
Winston & Strawn
Wolf Greenfield
von Briesen

COMPANIES

AAR Corporation
Allergan PLC
Altman Weil Inc.
American Beverage Association
American Society Of Composers Authors & Publishers
Association of American Railroads
Bank of America Corporation
Blackboard Inc.
CTIA
Center for Biological Diversity Inc.
Cox Communications Inc.
Edison Electric Institute Inc.
Fluor Corporation
Friedman LLP
Golden State Warriors
Google Inc.
Guitar Center Inc.

Menendez Pal Defends Fla. Bid To Ditch Prosecution's Experts

The Florida eye doctor accused of bribing U.S. Sen. Bob Menendez, D-N.J., defended a motion in a separate Medicare fraud case to exclude testimony by the government's newly introduced witnesses, arguing Friday in Florida federal court that the vast expansion of the case so close to his upcoming trial renders him substantially prejudiced.

PRIVACY & CONSUMER PROTECTION

Baylor U. Wants Title IX Sex Assault Suit Tossed

Baylor University, its former head football coach Art Briles and its former athletic director Ian McCaw are continuing a campaign to have a Title IX lawsuit brought against them by a woman who was raped by a former football player dismissed, arguing the claims were made too late.

GOVERNMENT CONTRACTS

White House Unveils Plan To Cut Federal Mobile Spending

The White House Office of Management and Budget announced a new policy Thursday intended to streamline and improve purchasing of mobile devices and services by federal agencies, seeking to cut down on the $1 billion in related federal spending each year.

INTERNATIONAL TRADE

Tax Reform Advocates Bash Republicans' Anti-TPP Effort

The National Taxpayers Union has issued a stern rebuke to a group of Republican lawmakers who have urged the White House to hold off on pushing for a vote on the Trans-Pacific Partnership this year, downplaying the lawmakers' fears over currency manipulation and calling the effort "irresponsible."

Feds Restrict Exports Of Nuke Isotope Equipment

The U.S. Department of Commerce announced Friday it is adding equipment used to make an isotope that boosts the yield of nuclear weapons to its list of restricted export items.

No Ruling On S. Korea's Nuke Disaster Safeguards Till 2017

A World Trade Organization dispute settlement panel said Friday that it will not be able to render a decision on the legality of South Korea's restrictions on Japanese food products following a 2011 nuclear disaster until June 2017.

TAX

DC Circ. Revives Tea Party Lawsuits Against IRS

The D.C. Circuit partially restored a pair of lawsuits brought by several conservative advocacy organizations accusing the IRS of targeting them for additional scrutiny, finding Friday that the government had not taken enough steps to address its "admittedly improper" discriminatory criteria.

BANKRUPTCY

Ex-Fla. City Officials Charged In Bribery Scheme

Federal prosecutors charged two former city officials of nearly bankrupt Opa-Locka, Florida, with participating in a two-year-long scheme in which they

Halliburton Company
Henkel AG & Co.
Intellectual Ventures
International Business Machines Corporation
Janus Capital Group Inc.
LinkedIn Corp.
Lyft Inc.
Madison Dearborn Partners LLC
Microsoft Corporation
NVIDIA Corporation
National Association of Broadcasters
National Railroad Passenger Corporation
Oracle Corporation
PPR
Pacira Pharmaceuticals Inc.
Pfizer Inc.
Philip Morris USA Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Spotify Technology SA
State Bar of California
StubHub Inc.
Symantec Corporation
Ticketmaster Entertainment, Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Soccer Federation Inc.
United Technologies Corporation
VirnetX Holding Corporation
Wal-Mart Stores Inc.
Welch Consulting
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Labor Statistics
Council on Environmental Quality
Department of Commerce
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory

demanded bribes from business and individuals in exchange for help with permits and other official business with the city.

IMMIGRATION

Backpage Must Comply With Senate Subpoena On Online Ads

Online advertising site Backpage.com must produce documents detailing how it reviews advertisements in its adult section and flags user accounts, after a District of Columbia federal judge ordered it on Friday to comply with a U.S. Senate subpoena in an investigation of sex trafficking.

NATIVE AMERICAN

EPA Presses To Slim Down Maine's Tribal Water Row

The U.S. Environmental Protection Agency continued to press a federal court Thursday to pare down Maine's suit to compel the agency to recognize the state's authority over tribal waters, saying the court lacks jurisdiction over a Clean Water Act claim.

Proposed Tribe Claims BIA Failed To Call For Election

The proposed Ukiah Valley Pomo Indian Tribe lobbed a complaint against the Bureau of Indian Affairs in a California federal court Thursday, accusing the government of violating the Indian Reorganization Act by refusing to allow the group to vote on organizing as a half-blood Native American tribe.

TELECOMMUNICATIONS

FCC Grants School Emergency, Utility Exceptions To Robocalls

The Federal Communications Commission clarified on Thursday the scope of consent required from consumers before schools or utility companies can send automated text messages and robocalls to wireless numbers, saying such communication during emergency situations and service notices doesn't break the law.

Broadcast Standard Concerns 'Unfounded,' NAB Says

The National Association of Broadcasters pushed back Thursday against concerns about a proposed broadcast television standard's effect on wireless communication interests, telling the Federal Communications Commission the new means of signal transmission will not interfere with spectrum licenses purchased in the incentive auction.

EXPERT ANALYSIS

FDA Claims Jurisdiction Over All Tobacco Products

The U.S. Food and Drug Administration's new rule regulating all tobacco products, including e-cigarettes, has been met with significant pushback by the industry. But all court proceedings remain pending and until a court or the FDA says differently, the new rule will take effect as scheduled, on Aug. 8, 2016, says Paul Cicelski at Lerman Senter PLLC.

5th Circ. Haze Ruling May Cloud Clean Air Act Litigation

The Fifth Circuit, in State of Texas v. U.S. Environmental Protection Agency, recently issued an important decision on venue and jurisdiction in challenges to EPA rules promulgated under the Clean Air Act. However, the issues addressed in the court's ruling potentially have ramifications beyond this litigation and could also affect other suits under different provisions of the CAA, say attorneys at Jackson Walker LLP.

Commission
Federal Railroad Administration
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
International Trade Commission
NAFTA
National Telecommunications and Information Administration
Pinoleville Pomo Nation
San Francisco Bay Area Rapid Transit District (BART)
Securities and Exchange Commission
Surface Transportation Board
U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
Wage and Hour Division

It's Time To Loosen The Limitations On BDC Investors

Business development companies face challenges raising money due to a quirk in the federal securities laws that limits how much mutual funds can invest in them. But if participants in the capital markets raise their voices, there is some hope that the U.S. Securities and Exchange Commission will ease the restriction, says Kelley Howes, of counsel at Morrison & Foerster LLP and former general counsel of Janus Capital Group Inc.

Song Stays Pretty Much The Same For ASCAP, BMI

The U.S. Department of Justice's decision to keep the core of the ASCAP and BMI consent decrees intact sidesteps a closely watched, hotly contested issue that has captured the eyes, ears and keyboards of music industry titans and digital music entrepreneurs alike — whether to permit “partial withdrawals,” says Daniel Vitelli of Constantine Cannon LLP.

5 Open Questions On Risk Retention

Almost two years have passed since final rules for asset-backed securities risk retention were released. However, a number of important questions regarding the scope of the rules and the ways in which they can be complied with still lack definitive answers, says Ariel Kronman of Weil Gotshal & Manges LLP.

9 Tips For Becoming A Legal Pundit In The Media

Have you ever been reading your morning paper or watching the nightly news, and found yourself wondering, “How did that lawyer get on TV? I could do that.” If you’ve decided you want to start putting yourself or your law firm in the public light but feel at a loss about how to start, there are several steps you can take to get noticed, says Annie Scranton at Pace Public Relations.

LEGAL INDUSTRY

Litigation Powerhouse: Latham & Watkins

Its deft handling of complex litigation matters across a broad range of practice areas has primed Latham & Watkins LLP as the turn-to firm for the likes of such established names as Oracle Corp., Cox Communications and the United States Soccer Federation this past year, placing it among Law360's Litigation Powerhouses.

3 Ways Firms Got A Leg Up In The First Half Of 2016

In today's cutthroat legal market, law firms have to be creative to get ahead, ushering in a new era where old-school ideas and traditions are eschewed and innovation is imperative. Here are three big changes firms have made in 2016 to get a leg up on the competition.

3 UK Firms Hit Attys With Pay Freezes, Layoffs Over Brexit

Attorneys with London-based firms Simmons & Simmons, Addleshaw Goddard and Gowling WLG got some unpleasant news this week in the form of pay freezes and layoffs as a result of the uncertainty facing the legal profession in Britain since the country voted to leave the European Union.

Legal Sector Still Lethargic, Loses 200 Jobs In July

Legal sector jobs in the U.S. continue to stagnate, with employment in legal services declining slightly in July following a monthslong plateau, according to the U.S. Bureau of Labor Statistics’ monthly jobs report, released on Friday.

9th Circ.'s Kozinski Slams Calif. AG For Overlong Brief

Ninth Circuit Judge Alex Kozinski took a hard line on too-long briefs on Thursday, saying in a fiery dissent accompanying an otherwise routine order allowing California’s attorney general to file an oversized brief that submitting verbose papers has become a “common and rather lamentable practice.”

GC Cheat Sheet: The Hottest Corporate News Of The Week

The Chamber of Commerce sues over rules that discourage corporate inversions;

the government looks into security measures for Fitbits and Nest thermostats; and Subway, dogged by franchisees' wage-and-hour violations, teams up with the U.S. Department of Labor for an education push. Those stories top the corporate legal news you may have missed last week.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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Crowell & Moring
DLA Piper
Freshfields
Jones Day
Locke Lord
Morrison & Foerster
White & Case
Addleshaw Goddard
Akerman
Akin Gump
Allison MacKenzie
Alston & Bird
Altshuler Berzon
Berwin Leighton
Bird & Bird
Carroll Burdick
Constantine Cannon
Cravath Swaine
Davis Wright Tremaine
Dykema Gossett PLLC
Earthjustice
Edwards Wildman
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Gibson Dunn
Greenberg Traurig
Hogan Lovells
Holland & Knight
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Husch Blackwell
Irell & Manella
Jackson Walker
K&L Gates
Kaye Scholer
Kilpatrick Townsend

Kirkland & Ellis
Klarquist Sparkman
Kobre & Kim
Lerman Senter
Lewis Roca
Mayer Brown
McCalla Raymer
Morgan Lewis
Pepper Hamilton
Pietragallo Gordon
Quinn Emanuel
Sedgwick LLP
Sidley Austin
Simmons & Simmons
Skadden
Squire Patton Boggs
Stoel Rives
Strasburger & Price
Stroock & Stroock
Taylor English
Taylor Wessing
Thompson & Knight
Weil Gotshal
Winston & Strawn
Wolf Greenfield
von Briesen

COMPANIES

AAR Corporation
Edison Electric Institute Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Allergan PLC
Altman Weil Inc.
American Beverage Association
American Society Of Composers Authors & Publishers
Association of American Railroads
Bank of America Corporation
Blackboard Inc.
CTIA
Center for Biological Diversity Inc.
Cox Communications Inc.
Fluor Corporation
Friedman LLP
Golden State Warriors
Google Inc.
Guitar Center Inc.
Halliburton Company
Henkel AG & Co.
Intellectual Ventures
International Business Machines Corporation

Janus Capital Group Inc.
LinkedIn Corp.
Lyft Inc.
Madison Dearborn Partners LLC
Microsoft Corporation
NVIDIA Corporation
National Association of Broadcasters
National Railroad Passenger Corporation
Oracle Corporation
PPR
Pacira Pharmaceuticals Inc.
Pfizer Inc.
Philip Morris USA Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Spotify Technology SA
State Bar of California
StubHub Inc.
Symantec Corporation
Ticketmaster Entertainment, Inc.
Turner Broadcasting System Inc.
Twitter Inc.
Uber Technologies Inc.
United States Soccer Federation Inc.
United Technologies Corporation
VirnetX Holding Corporation
Welch Consulting
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. Supreme Court
Federal Communications Commission
Food and Drug Administration
Internal Revenue Service
Securities and Exchange Commission
Council on Environmental Quality
Department of Commerce
Executive Office of the President
Federal Bureau of Investigation
U.S. Department of Labor
U.S. Senate
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Labor Statistics
European Commission
Federal Aviation Administration
Federal Energy Regulatory Commission
Federal Railroad Administration

Federal Trade Commission
International Trade Commission
NAFTA
National Telecommunications and Information Administration
Pinoleville Pomo Nation
San Francisco Bay Area Rapid Transit District (BART)
Surface Transportation Board
U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Energy
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Thur 3/5/2015 9:07:11 PM
Subject: SBA To Small Business: Don't Miss October's Big EMV Switch

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GETTING READY FOR THE BIG CHANGE

EMV deadline eight months away. Who's ready?

While most banks and big-box retailers know Oct. 15 is a pivotal date for payment fraud liability, many small businesses barely know about "EMV." The Small Business Administration's Administrator, Maria Contreras-Sweet, wants to change that. Read more

MOBILE DEVICES

What's ahead for mobile?

Did you know that Kodak—yes, *that* Kodak—has jumped into the smartphone game? A Gartner expert discusses that and other mobile developments you may have missed. Read more

OH, THE THINGS THAT YOU'LL DO

"What's in your mobile device?"

Some consumers have an "on again-off again" relationship with debit cards on their phones—literally. They turn them off as an anti-fraud measure. New research from Malauzai looks at usage and new services. Read more

RETAIL BANKING

More customers seek advice—and it's in branches

More consumers are turning to financial advisors for money

MAKING SENSE OF IT ALL

CIOs and cyber security—a growing match

Executives are starting to take cyber response more seriously, says John Ginovsky, and CIOs have the point. Read more

BANKING EXCHANGE CONFERENCES

"Mr. Disruption" Brett King keynotes our InnoBank 2015 conference in Atlanta

Worried about nonbank and "nearbank" disruptors taking away business? *You should be.* But don't miss disruption's *opportunities* either. Experts like Moven's Brett King, Dan Schatt, Joshua Siegel, and Jo Ann Barefoot will show you how to embrace change at InnoBank, a *Banking Exchange* conference. Read more/register

WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter

Spend 60 minutes with our webinar, "EMV Rollout Presents

management assistance, according to research by Mercator Advisory Group—just as branches' role begins evolving. Read more

SMALL BUSINESS SERVICES

American Express launches EMV campaign

A traveling "fraud squad" and $100 reimbursements towards implementation costs are two ways the card giant is helping small firms get ready for October's big liability shift. Read more

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar

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New PayPal chief's first speech covers strategy and advantages

PayPal President and CEO Dan Schulman gave his first speech recently and Payments.com offers a summary. Schulman shared insights on finance and on PayPal, as the site reports. A quote of note:

"Money is a personal thing, for all of us in this room and throughout the world. Money is what fuels our dreams and ambitions, what entrepreneurs need to start new businesses, and what parents need to send their kids to college to get an education. With the digitization of money, I believe that PayPal has the potential to make a profound impact." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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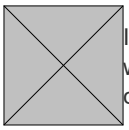

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Sent: Mon 10/12/2015 7:55:02 PM
Subject: RE: Barlow Email to Mayor Goodman

Sounds good to me…enjoy your day.

Ricki Y. Barlow
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Las Vegas, Nevada 89101
702.229.5443 direct | 702.464.2600 fax

PLEASE NOTE:
CITY HALL HOURS ARE MON. – THURS., 7AM - 5:30PM
CLOSED FRIDAYS.

From: Carolyn G. Goodman
Sent: Monday, October 12, 2015 12:44 PM
To: Ricki Y. Barlow
Subject: FW: Barlow Email to Mayor Goodman

Fyi.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Lora Kalkman
Sent: Monday, October 12, 2015 12:40 PM
To: Ann Barlow [redacted]
Subject: Barlow Email to Mayor Goodman

Good Afternoon, Ms. Barlow:

Mayor Goodman is in receipt of your email. However, this appears to be a legal matter which must be handled through proper legal channels (e.g., lawyers, courts), not by elected officials. Best wishes.

Sincerely,

Lora Kalkman
Special Assistant to Mayor Goodman
Las Vegas City Hall
495 S. Main Street
Las Vegas, Nevada 89052
702-229-6241

From: ANN BARLOW [redacted]
Sent: Thursday, October 08, 2015 12:38 PM
To: Carolyn G. Goodman
Cc: Ricki Y. Barlow; J Barlow
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct (702)677-2950

To: Diana Paul[dpaul@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:17:24 PM
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Diana Paul
Sent: Thursday, July 09, 2015 1:17 PM
To: Carolyn G. Goodman
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Yep!

From: Carolyn G. Goodman
Sent: Thursday, July 9, 2015 1:10 PM
To: Diana Paul
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

To DeHaven, too??

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office

Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.

<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would

be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

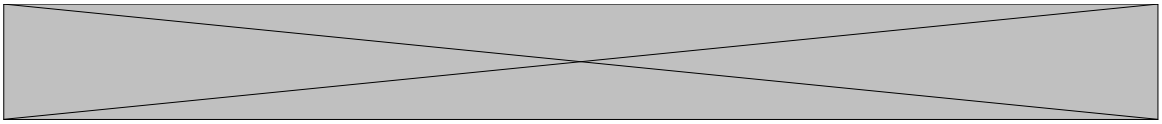
# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Fri 5/22/2015 7:27:15 PM
Subject: M&A Picks Up, 5 Email Warnings, And Geo-Bigotry

View Email In Browser



MERGERS & ACQUISITIONS

M&A accelerating, Midwest holds the lead

Bank and thrift M&A data from SNL Financial shows that consolidation is continuing to pick up, with a high concentration of deals in the Midwest. SNL presents a region-by-region analysis. Read more

COMPLIANCE

Figuring out CFPB's UDAAP angles

The hard, bright lines that many bankers prefer for compliance don't exist in the world of "UDAAP"—"Unfair, Deceptive, or Abusive Acts and Practices." Attorney Sabrina Atkins presents tips for figuring out where CFPB is coming from. Read more

UNCONVENTIONAL WISDOM BLOG

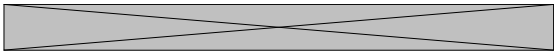
Can "Internet of Things" recapture customer relationships?

A wave of newcomers using the rails and even the services of traditional banks—threatens to reduce them to mere providers. Consultant Manish Grover argues that the Internet of Things could help banks keep their customer centrality. Read more

RETAIL BANKING

Banks come up short for three out of four customers

The inaugural FIS Performance Against Customer Expectations (PACE) Index survey turned up



RISK ADJUSTED

Loan portfolio management begins with forestry

Management must rise above the trees to see the direction the portfolio as a whole is taking, says Dan Rothstein. Read more

TALKING CREDIT

Ask 5 questions before emailing regarding a loan

Email's great for setting up lunch dates. But it can be a really unprofessional way to conduct real business—and get you into the soup sometimes, according to Ed O'Leary. Read more

AML & FRAUD

Top 10 reasons AML is beyond comparison

John Byrne pays tribute to late-night's David Letterman by borrowing his "top 10" act. Read more

BLOG COMMENTS

Comment by Tuesday and you could win a gift card

many positives about banks. But 77% of customers worldwide feel banks aren't meeting expectations in security, transparency, and fairness. Read more

SNL REPORT

Economic pickup in San Diego boosts banks

The employment picture is brightening, real estate is on solid footing, and business activity is humming along in San Diego. That's providing bankers in the market with steady loan growth and many reasons for optimism, according to SNL Financial. Read more

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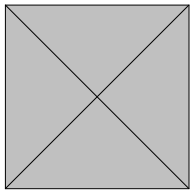

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COMMUNITY BANKING

"Geo-bigotry" and other traps

If you believe everything you read, your bank is dead, you're passé, and the industry is hopelessly behind. But there's no one truth. Community bank investor Joshua Siegel takes aim at pundits and the "change of the minute." Read more

COMPLIANCE CHANNEL

Keeping up with compliance on all fronts

Compliance challenges affect every aspect of banking today, from the old "favorites" to new issues like virtual currency. Our Compliance Channel provides developments,

We'll draw for two winners of $30 Amazon gift cards from among bankers commenting on the blogs mentioned in this newsletter—or any other story on the website. Comments must run at least 30 words and be submitted by midnight ET May 26. Visit the blogs page

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BANKING EXCHANGE MAGAZINE

In the middle, and liking it

Webster Bank President Joe Savage discusses the strengths and challenges of "mid-size" banking. Our second issue also presents three ways to help the community while helping your bank, in Idea Exchange. Read more

Ready for Generation Z?

From the new book, currently being reviewed by one of our banker-reviewers, *The Gen Z Effect: The Six Forces Shaping The Future Of Business*:

"In the same way that you expect a bee to sting, a dog to play, a bird to fly when approached, a child born into Gen Z expects objects to have behaviors, even personalities.... The result is a two-way interaction with 'smart' objects" being the new norm. ..." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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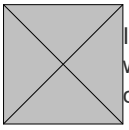

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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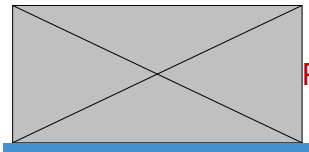
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 4/20/2018 8:23:05 AM
Subject: Grassley Aims To Shield Mueller Probe Despite GOP Objection



PUBLIC POLICY.

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Friday, April 20, 2018

TOP NEWS

Grassley Aims To Shield Mueller Probe Despite GOP Objection

Senate Judiciary Chairman Chuck Grassley, R-Iowa, said Thursday he intends to advance a bill that would protect Special Counsel Robert Mueller's investigation, despite opposition from Senate Majority Leader Mitch McConnell, R-Ky. Read more »

Injunction Over Sanctuary City Grants Upheld By 7th Circ.

The Seventh Circuit on Thursday upheld a nationwide preliminary injunction blocking the Trump administration from using a federal public safety grant to force so-called sanctuary cities to comply with its immigration policies, criticizing the effort as an infringement on the separation of powers. Read more »

BLM Takes Steps To Open Arctic Refuge For Oil, Gas Drilling

The Bureau of Land Management began the administrative process Thursday to open up the Arctic National Wildlife Refuge for oil and gas drilling, angering environmental groups that have long battled to keep the wild landscape development-free. Read more »

Climate, Contracts On Table In FERC Pipeline Policy Revamp

The Federal Energy Regulatory Commission on Thursday formally kicked off a review of its nearly 20-year-old natural gas pipeline approval policy, and commissioners said they're eager to tackle issues including FERC's reliance on developers inking gas shipping contracts and what role climate change should play in evaluating a project's need. Read more »

Analysis

Merits Of Web Prioritization Still Fuzzy Post-Net Neutrality

While the Trump FCC's deregulation of net neutrality marches forward, Congress still seems baffled on whether giving ISPs leeway to more actively manage traffic on their networks would be harmful and what real-life effects the practice may inspire. Read more »

BANKING & SECURITIES

Fed Vice Chair Says Senate Bill Won't Impair Oversight

The Federal Reserve's vice chair for supervision told senators Thursday that their recently passed banking bill would neither jeopardize the Fed's ability to adequately

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oversee mid-sized and regional banks nor necessarily change the Fed's approach to regulating foreign banks. Read more »

EU Investment Treaty Ruling May Extend Beyond Bloc

A decision issued last month by Europe's top court concluding that an arbitration clause in a Dutch-Slovak investment treaty is incompatible with European Union law may also apply to agreements between the bloc or its member states and third countries, according to a Thursday report. Read more »

Mass. Official Says SEC Proposals Shortchange Investors

Massachusetts Secretary of the Commonwealth William F. Galvin blasted the U.S. Securities and Exchange Commission's proposed new standards for brokers on Thursday, saying the revised rules would benefit the broker-dealer industry, not investors. Read more »

NY Cautions Banks, Insurers About Doing Business With NRA

New York's top banking agency on Thursday urged state-chartered banks and insurers operating in the state to think twice about doing business with the National Rifle Association and other gun rights advocacy groups in the wake of recent deadly incidents of gun violence like the Parkland, Florida, school shooting. Read more »

ENERGY & ENVIRONMENTAL

EPA's Top Lawyer Trades Jabs With Enviros At ABA Talk

The U.S. Environmental Protection Agency's top lawyer on Thursday dismissed as "sound bites" a Sierra Club attorney's criticism of the EPA's deregulatory agenda and dodged questions about whether the agency will rethink an important finding that carbon dioxide poses a danger to human health and the environment. Read more »

'Close Enough Is Good Enough' For Air Standards: EPA Head

The head of the U.S. Environmental Protection Agency's air office said Thursday that too much energy has been spent trying to achieve perfection in air quality standards for pollutants that are subject to review every five years, when "good enough" will do. Read more »

11th Circ. Says Hydroelectric Co. Deserved To Lose License

A hydroelectric company's license to generate power at a Georgia dam was lawfully revoked by a federal agency in response to the company's failure to construct a fishway it promised in exchange for receiving permission to increase its generating capacity, the Eleventh Circuit ruled on Wednesday. Read more »

IP & TECHNOLOGY

USPTO Sets Limits On Nixing Eligibility Under Berkheimer

The U.S. Patent and Trademark Office on Thursday established limits on when patent examiners can reject applications for claiming patent-ineligible material, in the wake of a high-profile Federal Circuit holding that the eligibility analysis can involve factual questions. Read more »

EMPLOYMENT

Parental Leave Plan Threatens Retirement Security: Report

A proposal to allow new parents to pull from Social Security after childbirth would give American workers access to paid parental leave without burdening employers or hiking taxes, but it would also require workers to choose between retirement security and time with their babies, a recent Urban Institute study said. Read more »

COMPETITION

Orrick Herrington
Paul Hastings
Paul Weiss
Proskauer Rose
Quinn Emanuel
Reed Smith
Riley Safer
Saul Ewing
Skadden
Slaughter and May
Taft Stettinius
Weil Gotshal
WilmerHale

COMPANIES

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Achmea BV
Aerospace Industries Association
Amazon.com Inc.
American Bar Association
American Center for Law and Justice
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
Best Buy Co.
BuzzFeed Inc.
C. R. Bard, Inc.
Cable News Network Inc.
Center on Budget and Policy Priorities
Comcast Corporation
Consumer Reports
Deutsche Bank AG
Exxon Mobil Corporation
Facebook
First National of Nebraska Inc.
Gazprom
Google Inc.
HP Inc.
Home Box Office Inc.
Huawei Technologies
Hulu LLC
Kaspersky Lab Ltd.
MetLife Inc.
Microsoft Corporation
Murray Energy Corp.
NBCUniversal Inc.
National Conference of State Legislatures
National Rifle Association of

AT&T-Time Warner Judge Returns To Deal's Arbitration Offer

The D.C. federal judge overseeing the U.S. Department of Justice challenge to AT&T's proposed $85 billion Time Warner purchase again asked Thursday about an arbitration offer key to defense efforts to appease government antitrust concerns, wanting to know what AT&T's CEO envisions after that offer expires. Read more »

DOJ Slams DirecTV Bid To Exit AT&T-Time Warner Tie-Up Suit

The U.S. Department of Justice hit back Thursday against DirecTV's bid to escape the suit challenging its parent company AT&T's planned purchase of Time Warner, telling a D.C. federal court that the satellite provider is a major part of why the deal is under fire. Read more »

CYBERSECURITY & PRIVACY

DOJ Antitrust Chief Says Privacy Could Be New Market Asset

The head of the U.S. Department of Justice's Antitrust Division laid out his views about digital platforms like Facebook and Google on Thursday, saying privacy is emerging as a new type of asset that digital companies may soon be competing over, but called for measured enforcement of the space. Read more »

CONSUMER PROTECTION

State AGs Tell Congress Not To Exclude Attys From FDCPA

The New York, California and Massachusetts attorneys general joined 17 of their counterparts in urging Congress on Thursday to reject a bill that would shield law firms and attorneys involved in debt-collection litigation from the reaches of the Fair Debt Collection Practices Act, saying the move would strip away critical safeguards. Read more »

GOVERNMENT CONTRACTS

Gov't-Wide Report Finds Funding, Ethical Issues And More

On top of worker and funding issues that have stretched government agencies thin, a government-wide inspector general report released Wednesday found ethical lapses, oversight problems and low morale. Read more »

AEROSPACE & DEFENSE

White House Releases New Arms, Drone Export Policy

The White House on Thursday unveiled a broad plan to overhaul U.S. arms export rules, meant to better align policy with national and economic security interests, make the export process more streamlined and predictable, and open up more drone exports. Read more »

Senate Confirms Trump's NASA Administrator Pick

President Donald Trump's choice to head NASA has cleared the Senate on a razor-thin margin Thursday after months of delays over concerns about the nominee's lack of scientific credentials. Read more »

INTERNATIONAL TRADE

Russia Joins WTO Fray Over US Steel, Aluminum Tariffs

The Russian government added its name Thursday to the growing list of countries questioning the Trump administration's national security-based tariffs on steel and

America
Netflix Inc.
New York Times Co.
Samsung Electronics Co. Ltd.
Sierra Club
Snap Inc.
Sunovion Pharmaceuticals Inc.
TBS International Limited
Tax Foundation
The DIRECTV Group, Inc.
Time Warner Inc.
Turner Broadcasting System Inc.
Twitter Inc.
Vanda Pharmaceuticals Inc.
Verizon Communications
Warner Bros.
ZTE Corp.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Energy Information Administration
European Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Fish and Wildlife Service
Georgia Department of Natural Resources
Government Accountability Office
Internal Revenue Service
International Monetary Fund
NAFTA
National Aeronautics and Space Administration
National Economic Council
National Marine Fisheries Service
Navajo Nation
New Jersey Legislature
New York State Department of Financial Services

aluminum, following the lead of numerous other nations that have opted to treat the duties as safeguard measures. Read more »

Senate Finance Leaders Want Tariff Exclusions Smoothed Out

The U.S. Department of Commerce should improve the procedures that businesses must follow for securing a reprieve from the Trump administration's sweeping tariffs on steel and aluminum to ensure that due process is followed, the heads of the Senate Finance Committee asserted on Thursday. Read more »

Dems Want USTR To Press Mexican Labor Reforms In NAFTA

Nearly 100 Democratic lawmakers urged the Trump administration late Wednesday to use its influence in the North American Free Trade Agreement negotiations to beat back pending Mexican legislation that they claim would hinder the effort to improve the trade deal's labor provisions. Read more »

TAX

Analysis

Poor Funding Is The Root Of IT System Failures At IRS

In the aftermath of this week's breakdown of the IRS' online filing system, former IRS employees say the best way to prevent future failures is to make sure the agency is appropriately funded by Congress. Read more »

Hatch Signals Openness To IRS Overhaul Passed By House

One day after the U.S. House of Representatives unanimously voted to scrap the Internal Revenue Service's Oversight Board, Senate Finance Committee chairman Orrin Hatch, R-Utah, signaled Thursday he was open to considering the legislation. Read more »

Analysis

Tax Debates Increasingly Settled By Voters At Ballot Box

An increasing number of state and local governments will turn to the ballot box this fall, tax professionals said Thursday, as a way to settle contentious debates over taxes that might otherwise prove unpopular or unpassable by lawmakers. Read more »

Digital Tax Not Directed At US Tech Giants, EU Official Says

A European Union plan to tax companies' digital revenue is not intended to punish American tech giants but aims to bring fairness and financial stability to the bloc, the EU's tax policy chief said Thursday before talks with U.S. officials on issues including the proposal. Read more »

UK Lawmaker Slams Tax Inquiry's 'Inappropriate' Handling

The U.K. tax authority's handling of a tax and money-laundering investigation has been "completely inappropriate," a senior lawmaker said Thursday when documents surfaced suggesting a political bias in the treatment of telecom operator Lycamobile. Read more »

BANKRUPTCY

Puerto Rico Fed Board Approves Pension-Cutting Fiscal Plan

The federal panel empowered to restructure Puerto Rico's debts and shore up its finances certified six-year fiscal plans for the island on Thursday, bucking the resistance by the territory's government to pension reform and other austerity measures in an effort to fix the island's debt crisis and instill investor confidence. Read more »

IMMIGRATION

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Serious Fraud Office
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Navy
U.S. Patent and Trademark Office
U.S. Supreme Court
World Bank Group
World Trade Organization

US Sued Over 'En Masse' Denials To Iranian Refugees

A proposed class of U.S. citizens who paid thousands of dollars to sponsor refugee applications for their family members sued the government in California federal court Wednesday, challenging the Trump administration's "en masse" denial to almost 90 Christians, Mandaeans and other persecuted religious minorities from Iran. Read more »

Feature

Groups Draw Battle Lines In Travel Ban High Court Case

Battle lines have been drawn in the months leading up to Wednesday's oral arguments before the U.S. Supreme Court in a challenge to the latest iteration of President Donald Trump's travel ban, attracting 72 interest groups from across the political spectrum. Here, we examine briefs that exemplify each side of the debate. Read more »

EOIR Case Backlog Spurs Minor Fixes, GAO Update Says

The Executive Office for Immigration Review has so far implemented one recommendation and initiated plans for 10 others that the U.S. Government Accountability Office suggested in June as a way to address a judicial hiring slump and a booming number of unresolved immigration cases, the GAO said in an update on Wednesday. Read more »

NATIVE AMERICAN

Navajo Blast DOI Revamp Over Lack Of Consultation

The Navajo Nation Council slammed the U.S. Department of the Interior's reorganization efforts Wednesday, saying the agency did not consult the tribe as required and needlessly reassigned the Bureau of Indian Affairs' Navajo regional director. Read more »

TELECOMMUNICATIONS

FCC's O'Rielly Wants To Accelerate Freeing Of 5G Spectrum

FCC Commissioner Michael O'Rielly reiterated Thursday a desire to free as much spectrum with 5G applications as possible, and said in addition to 24 and 28 GHz auctions in November he'd like to see movement this summer toward opening satellite frequencies to wireless broadband use. Read more »

FCC To Tackle More Spectrum-Sharing Options In May

At its upcoming May meeting, the Federal Communications Commission is slated to tackle a notice of proposed rulemaking that contemplates freeing up additional underused spectrum for rural and tribal broadband access as well as 5G mobile usage, according to an agenda released Thursday. Read more »

PEOPLE

Rudy Giuliani Joins Trump Legal Team In Wake Of Cohen Raid

Former federal prosecutor and New York City mayor Rudy Giuliani joined President Donald Trump's legal team on Thursday, 10 days after Trump's longtime lawyer Michael Cohen had his files seized by federal investigators in Manhattan. Read more »

EXPERT ANALYSIS

Tax Reform Creates New Opportunities For REITs

While many analysts expected that federal tax reform would dampen enthusiasm around real estate investment trusts, those concerns have proven to be unfounded. In fact, REITs and their investors should see a net gain overall from the recently

adopted tax changes, say attorneys with Kramer Levin Naftalis & Frankel LLP. Read more »

In Ohio, Tax Pendulum Swings In Favor Of Freelancers

New tax provisions added as part of the 2017 Tax Cut and Jobs Act substantially favor independent contractors over W-2 employees. This, coupled with the 100 percent Ohio income tax exclusion for business income, means many Ohio independent contractors will pay far less taxes than W-2 employees at the same pay levels, says Thomas Ubbing of Brouse McDowell LPA. Read more »

What NJ Employers Should Know About Paid Sick Time Bill

The New Jersey Legislature recently passed a bill requiring employers in the state to provide employees with paid sick time, and Gov. Phil Murphy is expected to sign it. Michelle Silverman and Rudolph Burshnic of Morgan Lewis & Bockius LLP offer an overview of the proposed law and suggestions for how employers can prepare. Read more »

LEGAL INDUSTRY

Male Equity Partners Earn Almost 30% More Than Women

Male equity partners on average are paid almost 30 percent more than their female counterparts, research firm Acritas said Thursday after questioning more than 800 attorneys for its latest global survey. Read more »

Feature

Ready Lawyer One: Virtual Reality Is Coming To Courtrooms

A Beijing murder trial in March is thought to mark the first time in China a court has used virtual reality during a criminal trial. As the technology's costs come down and its familiarity goes up, it likely won't be long before U.S. courtrooms follow suit. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Paul Hastings LLP tops the legal lions this week after the Federal Circuit granted client Sunovion Pharmaceuticals a win in a patent dispute, while the lambs list was headed by Michael Cohen, a longtime personal attorney of President Donald Trump's who is now under criminal investigation. Read more »

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U.S. Department of the Interior
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World Trade Organization
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Consumer Financial Protection Bureau
Energy Information Administration
European Commission
Executive Office for Immigration Review
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Georgia Department of Natural Resources

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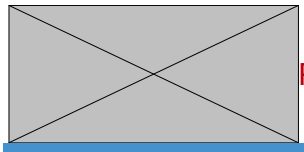
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 10/31/2018 8:43:36 AM
Subject: Can Trump End Birthright Citizenship? Scholars Say No



PUBLIC POLICY.

LexisNexis launches Law360's Access To Justice Newswire

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Wednesday, October 31, 2018

TOP NEWS

Analysis

Can Trump End Birthright Citizenship? Scholars Say No

The president cannot use an executive order to eliminate birthright citizenship as it has been construed under the Fourteenth Amendment and related U.S. Supreme Court precedent despite immigration restrictionists' arguments to the contrary, legal scholars told Law360 on Tuesday. Read full article »

Diplomats And Pandas: 2nd Circ. Mulls Trump Emolument Suit

Three Second Circuit judges weighed diplomatic dining habits and a hypothetical gift of a panda to President Donald Trump as they considered Tuesday whether to revive a suit that accuses the president of violating the Constitution's emoluments clause, asking both sides about the clause's purpose and who has standing to sue under it. Read full article »

Waxman Opposes Hatch Plan To Keep Generics Out Of PTAB

A proposal by one of the architects of the Hatch-Waxman Act to effectively bar generic-drug makers from challenging patents at the Patent Trial and Appeal Board has met opposition from the bill's other named sponsor, who said he will be "vigorously opposing" the idea. Read full article »

UK Outlines Competition Enforcer's Role Post-Brexit

The U.K.'s Competition and Markets Authority released a slew of guidance Tuesday, outlining the agency's role in antitrust, merger and state aid enforcement after the nation exits the European Union. Read full article »

Analysis

CFPB Payday Rule Plans On The Way, But Uncertainty Lingers

The Consumer Financial Protection Bureau has confirmed that it will kick off the new year by rolling out proposals to revise key portions of its so-called payday rule as well as its compliance date, a move that financial services attorneys say should allow payday lenders to rest easier but not kick up their heels just yet. Read full article »

Analysis

Pa. Fracking Decision Gives Towns Long-Awaited Answers

A Pennsylvania appeals court's decision Friday to uphold a local ordinance allowing hydraulic fracturing in residential and agricultural areas is taking pressure off municipalities who have faced questions over the last year about how to weigh their actions against the state constitution's recently revamped Environmental Rights

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Amendment, experts said. Read full article »

BANKING & SECURITIES

Chinese Regulators Vow Support To Ease Market Fears

Chinese securities regulators pledged to accelerate reforms aimed at boosting confidence in its capital markets on Tuesday, including measures that the watchdog says will ease market liquidity, encourage long-term investment and improve the quality of listed companies through better disclosure. Read full article »

ENERGY & ENVIRONMENTAL

FERC Can't Carry Water For Trump Agenda: Commissioner

The Trump administration's desire to prop up struggling coal and nuclear power plants shouldn't be fulfilled at the expense of the Federal Energy Regulatory Commission's long-standing reputation as an independent, nonpartisan regulator, Commissioner Richard Glick said Tuesday. Read full article »

EPA Floats Rule To Bolster Air Protection For Wash. Tribe

The U.S. Environmental Protection Agency plans to sign off on and seek comments regarding a Washington state tribe's bid to redesignate its reservation under the Clean Air Act to provide more air pollution protection, according to a proposed rule to be published Wednesday in the Federal Register. Read full article »

Enviros' Challenge To EPA Effluent Rule Delay Tossed

An Arizona federal judge tossed environmentalists' challenge to the U.S. Environmental Protection Agency's delay in implementing the first federal limits on toxic metals like mercury, lead and selenium in wastewater that could be discharged from coal-fired power plants. Read full article »

INSURANCE

Analysis

Insurers Sweat Gov't U-Turn On Medicare Advantage Audits

The federal government has done a dramatic about-face on how much money it can recover through Medicare Advantage audits, a move that could force health insurers to pay back huge sums of money and halt industry momentum in False Claims Act litigation. Read full article »

REAL ESTATE

Real Estate Experts Grilled On Pot Smell In RICO Trial

Attorneys for a Colorado family and their neighbor, a legal cannabis cultivation business, took turns dismantling each others' experts as the trial in the family's Racketeer Influenced and Corrupt Organizations Act suit against the grower came to a close Tuesday. Read full article »

EMPLOYMENT

DOL Looks To Nix Challenge To Injury Reporting Freeze

The U.S. Department of Labor asked a Washington, D.C., federal court on Monday to toss a suit challenging its decision to not collect detailed electronic workplace injury and illness data from businesses as per an Obama-era rule that is being reconsidered, saying it rightfully rightfully eschewed the data because of privacy concerns. Read full article »

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Natural Resources Defense Council
New York University
North American Meat Institute

Judicial #MeToo Hearing Wrestles With Reporting Misconduct

Should a judge who gets a complaint of sexual harassment about another justice be duty-bound to report it up the chain? That was the question that occupied much of a Tuesday hearing in Washington, D.C., about #MeToo-inspired changes proposed for the federal courts. Read full article »

NLRB Extends Comment Deadline For Joint Employer Rule

The National Labor Relations Board on Tuesday pushed back the deadline for public feedback on its proposed rule for analyzing whether two businesses jointly employ workers, a closely watched regulation that proposes to roll back the test set in the board's controversial 2015 Browning-Ferris Industries decision. Read full article »

CYBERSECURITY & PRIVACY

Wyo. Trespass Laws Targeting Ag Researchers Struck Down

A Wyoming federal judge has struck down two state trespassing laws that he said unconstitutionally prevent private citizens from collecting information about agricultural pollution. Read full article »

TAX

NYC Councilman Will Introduce SALT Cap Workaround Bill

A New York City council member said Tuesday he plans to introduce legislation Wednesday that would establish a city-operated charity that individuals could donate to in an attempt to mitigate the new federal tax law's $10,000 cap on state and local tax deductions. Read full article »

IMMIGRATION

Gov't Asks High Court To Stay Trial On 2020 Census Question

The Trump administration has made yet another bid to delay an upcoming trial over the inclusion of a citizenship question on the 2020 census, asking the U.S. Supreme Court on Monday to halt the proceedings while the justices consider the government's petition to curb discovery. Read full article »

Feds Ask Justices To Nix Enviros' Border Wall Challenge

The federal government has hit back at a bid by environmental groups to have the U.S. Supreme Court review portions of an immigration law that waived environmental reviews and allowed construction on the controversial border wall with Mexico to move forward, saying the organizations' constitutionality concerns are not viable. Read full article »

NATIVE AMERICAN

Judge Refuses To Stay Order Voiding Indian Child Welfare Act

A Texas federal judge has declined to pause his ruling that the Indian Child Welfare Act is unconstitutional, holding that four Native American tribes didn't meet their burden to show that the move was warranted while they appeal the decision. Read full article »

TELECOMMUNICATIONS

Cable Fee Review Risks Local Stations, Senators Tell FCC

The Federal Communications Commission's plan to cap the dollar value of cable companies' in-kind contributions to local franchising authorities may deprive communities of public access stations and other services, 11 prominent Democratic senators told the agency in a letter Monday. Read full article »

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Food Safety and Inspection Service
Food and Drug Administration
Internal Revenue Service
Joint Committee on Taxation
Kalispel Tribe of Indians
Morongo Band of Mission Indians
National Labor Relations Board
National Security Council
Occupational Safety and Health Administration
Pennsylvania Supreme Court
Quinault Indian Nation
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior

Satellite, Mobile Industries Spar Over C-Band Sale Methods

Satellite operators and mobile carriers presented competing viewpoints in comments posted Monday and Tuesday on how the Federal Communications Commission should allow shared uses in the so-called C-Band of airwaves, with some carriers advocating for a spectrum auction and some satellite users pushing to broker voluntary, secondary agreements. Read full article »

CIVIL RIGHTS

Harvard Expert Testifies 'No Evidence' Of Applicant Bias

There is no statistical evidence Harvard University discriminates against Asian-American applicants or engages in so-called racial balancing, according to testimony Tuesday by an expert witness for the Ivy League school who rebutted claims made by the group bringing the landmark lawsuit, Students for Fair Admissions. Read full article »

EXPERT ANALYSIS

Test Driving 3 Senate Bills To Amend Plug-In EV Tax Credits

Three pending Senate bills to amend the federal tax credit for plug-in electric vehicles range from immediately ending the credit to expanding and extending it for another decade. Erica York of the Tax Foundation weighs in on the pros and cons of each proposal. Read full article »

Diligence Remains Key For Medicare Advantage Plans

In UnitedHealthcare v. Azar, a D.C. federal court recently determined that it was too easy for Medicare Advantage health plans to be accused of fraud based on erroneous data. Though the court struck down a regulation instructing plans to use "reasonable diligence," plans should not scale back compliance programs, says Michael Kolber of Manatt Phelps & Phillips LLP. Read full article »

Building The Regulatory Conversation On Cellular Agriculture

The U.S. Department of Agriculture and U.S. Food and Drug Administration recently hosted a joint meeting on the use of animal cell culture technology to develop products derived from livestock and poultry, and related regulation. The specifics of a joint FDA-USDA regulatory framework are expected to come into focus in the months ahead, says Brian Sylvester of Wiley Rein LLP. Read full article »

The UK's Plans For Aviation In Case Of A No-Deal Brexit

Last month, the government of the United Kingdom published three notices relevant to aviation in the case of a no-deal Brexit. Without a deal, permissions would be needed from both the U.K. and European Union states for continued air operations. The U.K. envisages granting such permissions; it is to be hoped that EU states will reciprocate, says Mark Bisset of Clyde & Co. LLP. Read full article »

Protecting Law Firm Talent At Both Ends

By 2030, it is possible that 75 percent of lawyers practicing in the U.S. will be millennials. A broadened focus on retention and advancement of all young lawyers is therefore a logical step forward but it fails to address another major retention issue that law firms should explore, says Susan Smith Blakely of LegalPerspectives LLC. Read full article »

LEGAL INDUSTRY

Sidley Austin, Nelson Mullins Partners Tapped For Calif. Bench

California Democratic Gov. Jerry Brown has appointed six judges to preside over trial courts across the state, including a Sidley Austin LLP complex securities litigation partner and a Nelson Mullins Riley & Scarborough LLP partner who formerly served as in-house counsel for major automakers. Read full article »

U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Supreme Court
Wyoming Attorney General's Office

Outside Spending In State Supreme Court Races Hits $5M

Outside groups such as super PACs and dark money organizations have spent $5 million on state supreme court campaigns so far this election season, according to data released Tuesday by the Brennan Center for Justice at New York University School of Law. Read full article »

Dentons Settles Harassment Suit By Business Developer

Dentons has settled a suit brought by a female business development specialist who accused the firm of letting a male non-attorney manager sexually harass her, including by repeatedly groping her, and then trying to silence her when she brought it up. Read full article »

Herbert Smith Freehills Debuts Legal Ops Restructuring

Herbert Smith Freehills announced on Tuesday the consolidation of its project management, process and pricing teams under the banner of legal operations, mirroring a trend spearheaded by corporate legal departments for years. Read full article »

Day Pitney To Merge With S. Fla. Litigation Firm

Day Pitney LLP is merging with a South Florida litigation boutique, expanding the firm's Florida presence and giving it new offices in Miami and West Palm Beach, the firm has announced. Read full article »

Playa Hotels Taps In-House Counsel As New GC

Playa Hotels & Resorts NV, which owns and operates all-inclusive resort brands such as Hyatt, Hilton, Jewel Resorts and Panama Jack Resorts in Mexico and the Caribbean, has appointed an in-house lawyer to fill the general counsel role, according to a Tuesday press release. Read full article »

Law School Averts Several Claims In Firing Bias Suit

An Illinois federal judge on Tuesday cut several counts from a lawsuit accusing the John Marshall Law School of letting bias surround a male employee's firing, but kept alive a sex bias claim against the school and state law allegations against a former associate dean. Read full article »

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Morongo Band of Mission Indians
National Labor Relations Board
National Security Council
Occupational Safety and Health Administration
Pennsylvania Supreme Court
Quinault Indian Nation
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Attorney's Office
U.S. Department of Agriculture
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Wed 7/27/2016 2:54:25 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 7/27/16

7.27.2016
This dispatch prepared for .

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 84

DAYS UNTIL THE 2016 GENERAL ELECTION: 104

Good morning, everyone. I have seen some rave reviews of Bill Clinton's speech last night, but I don't agree. Yes, his peroration and conclusion (after he realized he blew past his time limit) were excellent, and he is one of the greatest orators in American history. But his awkward recitation of his early dating life with Hillary while reading what sounded like her CV, not to mention what he elided, struck me as….odd. I am told the conventioneers were rapt, but it was not his best speech. And "change-maker" seems lame. Good news: Most of these addresses will disappear into the ether as Crooked Hillary and Teflon Don begin their positive campaign about the country's future.

ICYMI, my Channel 13 hits Tuesday on Hillary, Bill, a new poll and Barbara Boxer. I talked to Boxer about Bernie, DNC leaks and Prince Harry.

What's below: Goodman's quixotic quest, new poll numbers, Reid's swan song, Morning Flash nuggets and a trivia question about a Nevada pioneer.

COMING UP

Don't forget the school choice hearing is Friday. And tonight: Will Harry Reid overshadow the president? Also: Ruben Kihuen gets his moment in the national spotlight.

THE MAYOR'S DREAM THAT WILL NEVER COME TRUE

The city of Las Vegas has written a letter to the stadium committee asking for a presentation on the Cashman site, which has no chance of being selected. And stay tuned for some poll results that could affect the issue. Or they should…...

POLL: POT AHEAD, BACKGROUND CHECKS WAY AHEAD

KTNV/Rasmussen looked at the pot and background checks ballot questions and found support for both. The numbers indicate what people generally think: The pot question has a chance -- although starting at 50 percent is problematic if Gondolier Numero Uno decides to write a check – and the gun control question is winning big. The latter is going to be the focus of more spending on anything this cycle in Nevada except the presidential and U.S. Senate races.

REID'S VALEDICTORY (ONE IN A SERIES)

Love the Nancy Pelosi allusion in the video here to Hang Up Harry. I don't think I have seen Reid choke up too many times – the only time I recall was at ex-Gov. Mike O'Callaghan's funeral. But he's clearly starting to get emotional about leaving – I still believe he would rather stay! His speech will be something. (Hope the Bernie delegates don't remember he tried to help Hillary in the caucus with that call to the Culinary…..)

A TRIO OF MORNING FLASH NUGGETS

Nugget No. 1 – Hmm: Ex-California gaming regulator penned a piece about a potential death knell for that state's card rooms.

Nugget No. 2 – I told you Tuesday about Sheriff Joe Lombardo helping Rep. Joe Heck against a former law enforcement officer. A friend reminds me there might be a reason why. I had forgotten whom Catherine Cortez Masto supported in that race. Payback?

Nugget No. 3 -- This tweet from state Sen. Ben Kieckhefer brings tears to my eyes.

FAST FLASHES

Click and enjoy.

You should be reading Megan Messerly on the convention

Could the Sun have given shorter shrift to Rep. Cresent Hardy's hearing?

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A MESSAGE FROM MGM RESORTS INTERNATIONAL: The U.S. Green Building Council has awarded LEED® Gold certification to the restaurant corridor at The Park, MGM Resorts' new outdoor dining and entertainment district on the Las Vegas Strip. By investing in cutting-edge construction and landscaping technologies, The Park conserves on water, energy and materials.

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FLASH FACTS OF THE DAY

When we think of the mob in Las Vegas, we generally think of the famously famous Chicago Outfit, or the Kansas City mob. Organized crime families from other cities sent operators to southern Nevada as well, including New York and Los Angeles. Anthony Milano was a longtime underboss of the mob in Cleveland, OH. Anthony had two sons – Peter and Carmen. Carmen was born on July 27, 1929 in Cleveland, OH, where he would become a lawyer (and get disbarred). The Milano brothers moved to southern California and began muscling in operations in Los Angeles. Peter became the boss of the Milano family mob out of Los Angeles, CA, and Carmen, nicknamed Flipper after the dolphin, would become the Los Angeles mob's underboss in Las Vegas, NV. Carmen Milano (the George Costanza of the LA Mob) moved to Las Vegas, NV in the early 1990s to manage the Los Angeles mob's Las Vegas interests.

After the Milanos were indicted in Los Angeles in 1987, family moved into Las Vegas involved forging partnerships with existing mobsters rather than establishing competing businesses. Their biggest partner was Herbie "Fat Herbie" Blitzstein. Blitzstein's business was also their goal. Milano planned a shakedown of Blitzstein to take over his operations. The other mobsters that Milano partnered with to carry out the threats had their own plan, and killed Blitzstein in his home on January 6, 1997. The planning meetings for the Blitzstein takeover had been infiltrated by the FBI, who had plenty of informants after Blitzstein was murdered, as mob factions fought over Blitzstein's "assets." Milano had not intended to murder Blitzstein, but his family, already reeling from indictments in Los Angeles, were further decimated. Carmen Milano plead guilty to money laundering and his part in a diamond fraud scheme that never materialized (selling Blitzstein's diamonds, but switching for a fake after the buyer paid). Milano served almost two years in prison from 2000 into 2002, and remained in Las Vegas after his release. Milano died in Spring Valley Hospital in Las Vegas, NV on January 3, 2006.

Side note: In the 1970s, the Milano brothers established a Las Vegas-style casino operation in southern California (on Sunset Blvd). The games were rigged. They got caught, and were charged. John Ludlow Dubeck helped set up some of the rigged table games for the Milanos. Dubeck became a key witness for the government against the Los Angeles mob family. Late on March 18, 1974, John Ludlow Dubeck, who was by this time working as a shift manager at a Las Vegas casino, was shot and killed (along with his wife) near their apartment in Las Vegas before he could testify. It was generally considered against mob rules to murder someone in Las Vegas at the time, as it would bring unwanted attention to the mob. The double murder was never solved.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

Today is the birthdate of someone who served only one term in the Legislature and in a special session that was part of a country-changing event, but was a seminal figure in Nevada history? Who was it, and what was this lawmaker's significance?

Tuesday's winner: KLAS's George Knapp

The question: Today is the birthday of a former Nevada legislator who reached national prominence and who twice ran for the same higher office, once losing in the general and once losing in a primary?

The answer: Sharron Angle

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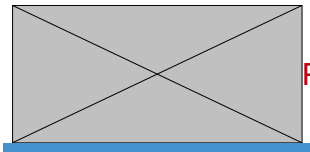

PUBLIC POLICY.

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Wednesday, May 10, 2017

TOP NEWS

Trump Fires FBI Director Comey Amid Russia-Campaign Probe

President Donald Trump, whose election campaign is under FBI investigation over possible ties to the Russian government, fired FBI Director James Comey on Tuesday in a dramatic move lawmakers decried as “Nixonian.” Read more »

Analysis

Kushner Uproar Latest Blow To Beleaguered EB-5 Program

The EB-5 investor visa program was again in the news this week after the sister of President Donald Trump’s son-in-law Jared Kushner pitched a New Jersey housing project to a group of potential Chinese investors and allegedly name-dropped her brother, an incident experts say adds fuel to the fire for those looking to reform the program. Read more »

Analysis

Real Estate Tax Changes Would Create Confusion, Difficulty

Developers are carefully watching Washington for indications of whether President Donald Trump may attempt to change like-kind exchanges or rules for tax treatment of property expenses, and while certain alterations could be beneficial, many developers are hoping those areas remain unchanged, lawyers say. Read more »

Trump Pick For FDA Commissioner Approved By Senate

The Food and Drug Administration will soon have a new administrator, following a Tuesday vote by the U.S. Senate approving Dr. Scott Gottlieb to oversee the nation’s drug industry. Read more »

Analysis

State Clean Power Policies Seen As Tough To Upend

News that the Trump administration may try to override state clean energy policies has stoked concerns that it will boost fossil fuel-fired electricity generators at the expense of renewables, but experts say states are on solid legal ground, and any successful effort to overrule their policies would likely have to come from Congress. Read more »

Trump Warned Against Narrow Focus On Trade Deficits

The Trump administration’s use of persistent U.S. trade imbalances as the primary guidepost of its policymaking has received pushback, with interested parties beginning to tell the White House that the existence of a trade deficit or surplus is not a good stand-alone metric for a nation’s economic health. Read more »

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Goulston & Storrs
Greensfelder Hemker
Harman Claytor
Herzfeld & Rubin
Jenner & Block
Littler Mendelson
Mayer Brown
Miles & Stockbridge
Miller Mayer
Mintz Levin
MoloLamken LLP
Orrick Herrington

Crowell Tells Businesses To Take Lead On Regulatory Agenda

Businesses must engage with the White House and Congress now if they want to influence the new regulatory agenda in Washington, D.C., instead of waiting for the government to propose and articulate new policy goals, according to a Tuesday publication from Crowell & Moring LLP. Read more »

Fla. Gov. Threatens Veto Of Budget That Bypasses His Goals

Florida Gov. Rick Scott offered stinging words — including talk of a possible veto — for the $82.4 billion budget passed Monday night by the state Legislature, a plan that arrives on his desk as a rebuke of his top priorities. Read more »

BANKING & SECURITIES

Acting OCC Chief Tells Staff He'll Undertake Rules Review

The new acting head of the Office of the Comptroller of the Currency on Tuesday told the national bank regulator's staff that he intends to take a close look at the regulations mandated by the Dodd-Frank Act with an eye to easing the environment where possible. Read more »

Simpson Thacher Deal Maker Picked To Lead SEC Corp. Unit

U.S. Securities and Exchange Commission Chairman Jay Clayton has selected a recently retired Simpson Thacher & Bartlett LLP attorney who worked alongside him on the record-breaking Alibaba IPO to head the agency's Division of Corporation Finance, the SEC said Tuesday. Read more »

SEC's Piwowar Warns 'SAFE' Investments Carry Risks

U.S. Securities and Exchange Commission member Michael Piwowar on Tuesday urged investors to be wary of the pitfalls of so-called SAFE investments — a sophisticated financing instrument for startup companies — that are increasingly being marketed to the broader retail investing public. Read more »

Lawmakers Seek Insider Trading, Manipulation Probe Of Icahn

A group of Democratic senators called on federal regulators Tuesday to investigate whether activist investor Carl Icahn, special adviser to President Donald Trump and majority owner of an oil refinery operator, has flouted insider trading or anti-market manipulation laws through his activities in the market for renewable fuel credits. Read more »

ENERGY & ENVIRONMENTAL

EPA Can't Escape Pesticide Honey Bee Suit

The U.S. Environmental Protection Agency can't escape a suit brought by beekeepers, honey farmers and environmentalists alleging it failed to adequately regulate pesticides that are annihilating endangered honeybees, a California federal judge said on Monday. Read more »

Acting Pa. DEP Chief Sees Nomination Advance

The acting secretary of Pennsylvania's Department of Environmental Protection defended the agency's efforts to implement a controversial new permit governing methane emissions from natural gas production in a state Senate hearing Tuesday that ended with him moving closer to removing "acting" from his title. Read more »

DC Circ. Says Fed. Agency Can Keep Well Locations Secret

The D.C. Circuit on Tuesday upheld the U.S. Bureau of Reclamation's decision not to disclose information relating to water-well construction, completion, depth and location that had been requested by a California environmental group. Read more »

EPA, Corps Ask Governors For Input On New Water Rule

The U.S. Environmental Protection Agency and the Army Corps of Engineers said

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AdvaMed
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Amazon.com Inc.
American Civil Liberties Union
American Council of Life Insurers
American Gaming Association
American Medical Association Inc.
Anthem Inc.
Apple Inc.
Association of Corporate Counsel
Bayer CropScience Ltd.
CIGNA Corporation
CVR Energy Inc.
Conference of State Bank Supervisors
CropLife America Inc.
EchoStar Corporation
Facebook
Financial Services Roundtable
GKN PLC
General Electric Company
General Motors
GlaxoSmithKline
Google Inc.
Home Box Office Inc.
Icahn Enterprises L.P.
Inmarsat PLC
Intel Corporation
MGM Resorts International
Mohegan Sun
Morgan Stanley
National Collegiate Athletic Association
New Enterprise Associates
New York Times Co.

Tuesday that they've asked some state governors for their input on how to revise the controversial Clean Water Rule, which would clarify permitting authority for the federal government as well as states and tribes. Read more »

Calif. Asks 9th Circ. To Press On With CAA Waiver Case

The California Air Resources Board asked the Ninth Circuit on Monday not to pause an industry suit challenging state emissions standards for certain off-road engines while the U.S. Environmental Protection Agency reviews an Obama-era Clean Air Act waiver it granted to the state. Read more »

EPA Asks 4th Circ. To Delay W.Va. River Toxin Standards

The U.S. Environmental Protection Agency on Monday asked the Fourth Circuit to pause a district judge's order directing the agency to set toxicity limits for West Virginia's rivers and streams while it appeals the ruling, saying the decision contravenes the Clean Water Act by "altering the balance" between the states and federal government. Read more »

HEALTH & LIFE SCIENCES

Third Of Approved Drugs Need Safety Follow-Up, Study Finds

About a third of drugs approved by the U.S. Food and Drug Administration end up having additional safety concerns, Yale University researchers found in a study published Tuesday by the Journal of the American Medical Association. Read more »

MEDIA & ENTERTAINMENT

Americans Support Legalization Of Sports Betting, Study Says

A majority of Americans in a recent survey support the legalization of sports betting, although most are unclear as to the current legal landscape, according to results released by the American Gaming Association on Tuesday. Read more »

TRANSPORTATION & INFRASTRUCTURE

Ex-Lawmaker Pleads Not Guilty To Hiding Assets From Court

A former Massachusetts lawmaker already in prison for using government-funded bus company workers at his farm pled not guilty Tuesday to hiding $2.5 million in cash during his previous sentencing. Read more »

EMPLOYMENT

Fiduciary Rule Flouts First Amendment, 5th Circ. Told

The Washington Legal Foundation submitted an amicus brief Tuesday urging the Fifth Circuit to rule against the U.S. Department of Labor's fiduciary rule for retirement account advisers, telling the appellate court the rule improperly restricts the speech of broker-dealers and investment advisers. Read more »

Fed. Circ. Says Fired VA Hospital Head Must Get MSPB Review

The Federal Circuit on Tuesday ruled that parts of a law preventing the Merit Systems Protection Board from reviewing an administrative judge's decision backing the U.S. Department of Veterans Affairs' dismissal of the former director of the notorious Phoenix VA Health Care System are unconstitutional, ordering the board to re-evaluate the decision. Read more »

COMPETITION

Analysis

New York University
NewMarket Corporation
OneWest Bank Group LLC
Pfizer Inc.
QUALCOMM Incorporated
S.A.C. Capital Advisors LP
SIFMA
Sanofi-Aventis
Sierra Club
Syngenta AG
Talen Energy Corp.
The Boeing Company
Thrivent Financial
Toshiba
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
Vonage Holdings Corp.
Washington Legal Foundation
Washington Post Co.
Wells Fargo & Co.
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
California Attorney General's Office
California Environmental Protection Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Delaware Court of Chancery
European Banking Authority
European Commission
European Union
Executive Office of the President
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office

DOJ Antitrust Pick Faces Multiple Conflicts Of Interest

A Senate panel on Wednesday is expected to consider Makan Delrahim's nomination to head the U.S. Department of Justice's antitrust division, and he could face intense questioning over his ties to companies that have some of the most significant cases pending before the government's competition enforcers. Read more »

PRIVACY & CONSUMER PROTECTION

Student, School Clash Over Trans Bathroom Case Mootness

The Gloucester County, Virginia, school board and transgender student Gavin Grimm clashed Monday over whether Grimm's impending graduation makes moot his Fourth Circuit suit seeking to enjoin the district's transgender bathroom rule under Title IX. Read more »

GOVERNMENT CONTRACTS

House Oversight Leaders Want Spending Data Fixes Sped Up

The House's Oversight Committee on Monday warned the Office of Management and Budget and the Treasury Department to step up implementation of a 2014 law creating uniform tracking of government spending, and requested a progress update on adoption of the recommendations from an April report by May 22. Read more »

VA Drops Plan To Use Private Providers For Extended Care

The U.S. Department of Veterans Affairs has withdrawn a proposed rule that would have allowed it to use Medicare or state procedures to enter into "extended care" agreements with private providers, saying Tuesday that it could not finalize the rule without new legislative authority. Read more »

INTERNATIONAL TRADE

Club For Growth Lauds Trump Nominee To Head Ex-Im Bank

The Tea Party-affiliated Club for Growth embraced former New Jersey U.S. Rep. Scott Garrett as President Donald Trump's nominee to head the Export-Import Bank Monday after long critiquing the institution as a vestige of crony capitalism, heralding the Republican as a "new sheriff in town." Read more »

US Report Finds 'Little Interest' In China Finance Markets

The U.S. economic risks posed by a slowing Chinese economy and its financial sector don't come from direct links, thanks to "little interest" by American investors, but from "indirect channels," according to a staff report Tuesday from a commission charged with monitoring relations between China and the United States. Read more »

INTELLECTUAL PROPERTY

Analysis

UK's New IP Threat Law May Help Head Off Litigation

A new U.K. law setting guidelines on what intellectual property owners are permitted to say when threatening accused infringers with litigation will make it easier to advise clients and avoid litigation, attorneys say, while eliminating personal liability for lawyers who make "unjustified" threats. Read more »

TAX

California Tampon Tax Bill Fails A Second Time

- Internal Revenue Service
- Mashantucket Pequot Tribal Nation
- Minnesota Department of Commerce
- NAFTA
- National Marine Fisheries Service
- New York State Department of Taxation and Finance
- Office of the Comptroller of the Currency
- Pennsylvania Public Utility Commission
- Securities and Exchange Commission
- Social Security Administration
- U.S. Attorney's Office
- U.S. Consumer Product Safety Commission
- U.S. Department of Energy
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of Veterans Affairs
- U.S. Department of the Interior
- U.S. Environmental Protection Agency
- U.S. Immigration and Customs Enforcement
- U.S. Senate
- U.S. Supreme Court
- U.S.-China Economic and Security Review Commission
- Unified Patent Court
- West Virginia Department of Environmental Protection

California legislative efforts to repeal sales and use taxes on tampons and other feminine hygiene products failed Monday for the second time when a tax committee voted 5-1 against Assembly Bill 479. Read more »

Petitioner Can't Deduct Bond Premiums From NY Income Tax

Premiums paid on out-of-state tax-exempt bonds cannot be included in the basis or cost of an out-of-state bond and thus deducted for state income tax purposes, according to an advisory opinion from the State of New York Department of Taxation and Finance. Read more »

BANKRUPTCY

Analysis

Judge Handling Puerto Rico Case Seen As Strong Choice

Picked to oversee Puerto Rico's unprecedented $70 billion bankruptcy case, U.S. District Judge Laura Taylor Swain will be making decisions that could make or break the economically troubled island, but experts say her judicious temperament and legal acumen make her suited for the task. Read more »

IMMIGRATION

Senators Criticize ICE’s Capping Of Deportation Stays

Two leading U.S. Senate Democrats on Monday criticized a new federal government initiative to amend how stays of removal are granted to individuals facing deportation who legislators advocate for on an individual basis, saying the move undercuts decades of bipartisan policy meant to protect the “most critical cases.” Read more »

Texas Town Says Sanctuary City Ban Is Unconstitutional

A small Texas city that borders Mexico sued Texas on Monday, arguing a recently signed bill that purports to “ban sanctuary cities” violates the Tenth Amendment because it attempts to compel and coerce local governments to violate federal law. Read more »

NATIVE AMERICAN

Conn. Committee OKs Bill Backing $300M Tribal Casino Plan

A Connecticut legislative committee approved a bill Monday that would allow a company co-owned by the tribes behind the Foxwoods Resort and Mohegan Sun casinos to open a proposed, $300 million third casino in the state, teeing up review of the legislation by the full state Senate. Read more »

TELECOMMUNICATIONS

Analysis

Top 3 Groups Lobbying The FCC

Comments have already begun to pour in on the Federal Communications Commission's draft plan to reverse course on net neutrality, but the big players are mostly holding off for now and weighing in on issues such as regulatory barriers to next-generation wireless, privacy and spectrum sharing. Here are the top three groups that filed ex partes with the FCC over the last month. Read more »

FCC Urged To Stay Course On Unlicensed Spectrum

NCTA - The Internet and Television Association has urged the Federal Communications Commission to refuse wireless carriers' requests to claw back some spectrum designated for unlicensed use for licensed use, saying that its members want to deploy unlicensed services in the 64-71 gigahertz band. Read more »

Charter's VoIP Service Exempt From State Regs, Judge Says

A Minnesota federal judge ruled in favor of Charter Advanced Services LLC and against a state regulator on Monday, finding that Charter's Voice over Internet Protocol service should be classified as an information service exempt from state regulation. Read more »

FCC's Web Attack Claims Questioned After John Oliver Show

A day after late-night TV host John Oliver aired an episode hammering the FCC chairman's plan to undo net neutrality rules, the agency reacted to a blockbuster number of comments coinciding with the segment by suggesting it was a planned attack on the agency's site, a claim that has been met with some skepticism. Read more »

PEOPLE

Christie Taps Essex County Prosecutor For Judgeship

The acting Essex County, New Jersey, prosecutor is among those tapped for a Superior Court judgeship, according to nominations and appointments filed Tuesday by Gov. Chris Christie. Read more »

EXPERT ANALYSIS

Expect Change At The Consumer Product Safety Commission

With a new Republican acting chairman appointed in February, and the retirement of a Democratic commissioner coming in October, the U.S. Consumer Product Safety Commission is already in the midst of change. Statements by Republican commissioners offer further proof that the CPSC is due for a shift in policy and philosophy, say attorneys with Miles & Stockbridge PC. Read more »

H-1B Cap Completed: A Look At Employer Alternatives

As expected, last week U.S. Citizenship and Immigration Services announced that data entry for the fiscal year 2018 H-1B cap had been completed, which means many employers are left wondering, what now? Attorneys with Mayer Brown LLP outline the primary options and discuss potential H-1B reforms on the horizon. Read more »

A Look At Airbnb's Legal Battles Across The US

As part of its efforts to improve its compliance image, Airbnb recently agreed to San Francisco's demand to be more transparent about its hosts and to help enforce existing registration laws. Airbnb must enforce local laws with increasing vigor in order to satisfy the list of cities it has displeased, says Thomas Dickerson of Herzfeld & Rubin PC. Read more »

How To Save The European Securitization Market

It is hard to see how Europe's securitization market will recover to its full potential, or at all, if it continues on its current path. A guiding standard prioritizing clarity, certainty, consistency and calibration may help with bringing real money investors back to Europe, says Jonathan Walsh of Baker & McKenzie LLP. Read more »

LEGAL INDUSTRY

Clients Eye BigLaw Billing Behavior As Rates Climb

As law firm rates climb, corporate clients are training a keen eye on BigLaw's billing behavior, sometimes opting to hire outside counsel in secondary markets like Cleveland, Miami and Minneapolis to avoid paying hefty bills, a speaker at the Corporate Legal Operations Consortium conference in Las Vegas said Tuesday. Read more »

Analysis

The Trouble With Implementing Cybersecurity Rules In BigLaw

The Association of Corporate Counsel released cybersecurity standards in March aimed at increasing the data security of outside law firms, but there could be major complications to BigLaw's implementing the standards. Read more »

Analysis

Split Dewey Verdict Shows Difficulty Of Convicting Top Execs

The conviction of just one out of three former executives of Dewey & LeBoeuf LLP shows the problems prosecutors face in trying to hold senior management accountable for crimes that are not directly tied to the C-suite, experts said Tuesday. Read more »

Glavin Dishes On 'Nightmare' Case For Dewey's DiCarmine

Former Dewey & LeBoeuf Executive Director Steven DiCarmine beat state fraud charges on Monday, three years and two trials after they were brought. Rita Glavin of Seward & Kissel LLP spoke with Law360 about trying the case she described during the trial as DiCarmine's "nightmare." Read more »

Littler Mendelson Continues International Push With UK Tie-Up

Littler Mendelson PC continues to expand its reach abroad as the firm on Tuesday announced a combination with a U.K. employment boutique, marking the fourth office in a new country since 2015. Read more »

Del. Can Afford To Clarify Officer Duty Of Care, Paper Says

A lack of guidance on duty-of-care requirements for officers of Delaware-incorporated companies may have helped cement the state as the preferred place for corporate chartering, but a paper posted Monday said breaking this silence may not be detrimental to Delaware's position of prominence — and may even enhance it. Read more »

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Seward & Kissel
Seyfarth Shaw
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Sidley Austin
Sullivan & Cromwell
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AT&T Inc.
AdvaMed
Airbnb Inc.
Alibaba Group Holdings Ltd.
Amazon.com Inc.
American Civil Liberties Union
American Council of Life Insurers
American Gaming Association
American Medical Association Inc.
Anthem Inc.
Apple Inc.
Association of Corporate Counsel
Bayer CropScience Ltd.
CIGNA Corporation
CVR Energy Inc.
Conference of State Bank Supervisors
CropLife America Inc.
EchoStar Corporation
Facebook

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General Electric Company
General Motors
GlaxoSmithKline
Icahn Enterprises L.P.
Inmarsat PLC
Intel Corporation
MGM Resorts International
Mohegan Sun
Morgan Stanley
National Collegiate Athletic Association
New Enterprise Associates
New York University
NewMarket Corporation
OneWest Bank Group LLC
QUALCOMM Incorporated
S.A.C. Capital Advisors LP
SIFMA
Sanofi-Aventis
Syngenta AG
Talen Energy Corp.
Thrivent Financial
Toshiba
Turner Broadcasting System Inc.
Twitter Inc.
Vonage Holdings Corp.
Washington Legal Foundation
Washington Post Co.
Wells Fargo & Co.
eBay Inc.

GOVERNMENT AGENCIES

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Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. Supreme Court
Executive Office of the President
Federal Communications Commission
Delaware Court of Chancery
Federal Trade Commission
Food and Drug Administration
Office of the Comptroller of the Currency
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Immigration and Customs Enforcement
U.S. Senate
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Reclamation

California Attorney General's Office
California Environmental Protection Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
European Banking Authority
European Commission
European Union
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Election Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Minnesota Department of Commerce
NAFTA
National Marine Fisheries Service
New York State Department of Taxation and Finance
Pennsylvania Public Utility Commission
Social Security Administration
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of the Interior
U.S.-China Economic and Security Review Commission
Unified Patent Court
West Virginia Department of Environmental Protection

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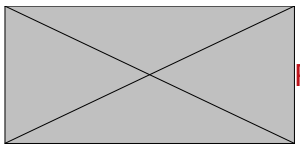

PUBLIC POLICY.

Tuesday, August 13, 2019

TOP NEWS

Analysis

EPA Seeks To Undermine High Court Precedent In Water Rule

The Trump administration's deregulatory push has largely focused on rolling back Obama-era policies, but the U.S. Environmental Protection Agency's recent proposal to restrict states' and tribes' authority to block projects over water concerns takes aim at the U.S. Supreme Court's decades-old ruling granting broad leeway to those governments.

Read full article »

Analysis

Lawsuits Can't Undo Immigrants' Fear Of Seeking Public Aid

A new Trump administration rule targeting immigrants on public assistance could be struck down following imminent legal challenges, but it has already created a fearful environment that deters immigrants from accessing those benefits.

Read full article »

Analysis

Hair Bias Bans Mean Employer Grooming Rules Need Review

California and New York recently became the first two states to connect the dots between racial discrimination and rules that discourage or prohibit certain hairstyles, which experts say should motivate employers to revisit their appearance policies even if they don't ban any specific looks.

Read full article »

DOJ's Longtime Supreme Court Ace Joins Georgetown Law

U.S. Supreme Court veteran Michael Dreeben's next move after 30 years at the U.S. Department of Justice and a stint working for Special Counsel Robert Mueller will be as a distinguished lecturer at the Georgetown University Law Center, the school said Monday, announcing yet another hire of a prominent former government attorney to exit during the Trump administration.

Read full article »

Trump Admin. Penalizes Immigrants Seeking Public Aid

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Graves Garrett
GrayRobinson
Halloran Farkas
Harman Claytor
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Jeffer Mangels

The Trump administration on Monday made it harder for immigrants who rely on public assistance programs — or will likely rely on them in the future — to apply for green cards or to enter the U.S.

1 document attached | Read full article »

Trans Man Wins High School Bathroom Access Case

The transgender man whose landmark suit challenging his high school's bathroom access policy reached the U.S. Supreme Court has won his case after a Virginia federal judge found the school violated his civil rights by mistreating him because of his gender identity.

Order attached | Read full article »

Judge OKs Limits On Accused Troll Farm's Discovery Access

A D.C. federal judge has ruled that prosecutors are justified in their bid to limit how a Russian company accused of running a 2016 disinformation campaign may access certain discovery outside of the U.S.

Opinion attached | Read full article »

BANKING & SECURITIES

SEC Defends Its Judges' Removal Protections At 5th Circ.

The U.S. Securities and Exchange Commission defended its in-house judges Friday, telling the Fifth Circuit the U.S. solicitor general has explained the processes for removing the agency's administrative law judges can be interpreted as constitutional.

1 document attached | Read full article »

ENERGY & ENVIRONMENTAL

Trump Admin. Weakens Endangered Species Protections

The Trump administration on Monday finalized a package of Endangered Species Act regulatory rollbacks that, among other things, allow the assessment of the economic impacts of extending ESA protections to a species, something that previously had been prohibited.

3 documents attached | Read full article »

Mass., Calif. AGs Threaten To Sue Over Trump's ESA Changes

The Massachusetts and California attorneys general on Monday said they intend to sue over new Endangered Species Act changes that they criticized as unnecessary rollbacks of important conservation measures, arguing the Trump administration's move puts animals at risk.

Read full article »

Coke Bottling Co. Wants To Trim Shell's Calif. Cleanup Suit

A Los Angeles-based Coca-Cola bottler has told a California federal court that Shell's claims it and others must help clean up a contaminated former synthetic rubber plant should be trimmed because two claims under the Comprehensive Environmental Response, Compensation and Liability Act conflict.

1 document attached | Read full article »

DOI Overreached With Stiff Penalty, Equinor Tells 5th Circ.

Congress never gave the U.S. Department of the Interior the broad latitude to impose the stiffest level of penalty against a U.S. unit of Equinor ASA for submitting erroneous

Jones Day
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Instagram Inc.
Land O'Lakes Inc.
LinkedIn Corp.
Mexican American Legal Defense

offshore oil and gas royalty reports, the company told the Fifth Circuit on Friday.

1 document attached | Read full article »

EMPLOYMENT

Cuomo Signs Law Boosting Sexual Harassment Protections

New York Gov. Andrew M. Cuomo on Monday signed into law sweeping anti-sexual harassment legislation that makes it easier for workers to win discrimination suits by eliminating a restriction requiring that harassment be "severe or pervasive" to make it to court.

Read full article »

NH Gov. Vetoes Minimum Wage Hike Despite 'Economic Boom'

A New Hampshire bill that would have raised the minimum wage to $12 by 2022 has drawn a veto from the governor, who said the bill would have had a "detrimental effect" on the Granite State's workers.

Statement attached | Read full article »

Immigrant Car Wash Workers Seek Unpaid Wages In NJ

Eight immigrant employees of a New Jersey car wash plan to file a lawsuit alleging they are paid less than minimum wage, their attorney said Monday in the wake of a new Garden State law cracking down on businesses engaging in so-called wage theft.

Read full article »

CYBERSECURITY & PRIVACY

Ex-Acting AG Whitaker Joins Antivirus Co. As Outside GC

Former acting U.S. Attorney General Matthew Whitaker, who left the Trump administration earlier this year, has joined PC Matic as outside general counsel, the cybersecurity firm announced Monday.

Read full article »

CONSUMER PROTECTION

Calif. Justices Say Nonpatrons Can Sue Websites Over Bias

The California Supreme Court ruled Monday that consumers who visit a business' website intending to use its services have standing to sue over allegedly biased policies that exclude them from accessing services, giving a bankruptcy attorney the green light to pursue his proposed discrimination class action against Square Inc.

Opinion attached | Read full article »

PERSONAL INJURY

House Dems Press Senate On Background Checks For Guns

U.S. House Democrats plan to amp up the pressure Tuesday on GOP Senate leaders to take up a bipartisan measure to expand background checks for gun purchases in the wake of deadly shooting sprees that shook California, Texas and Ohio over the past few weeks.

Bill attached | Read full article »

and Educational Fund
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Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
Internal Revenue Service
NATO
National Marine Fisheries Service
New York Attorney General's

Texas Prison System Says It's Complying In Heat Settlement

An official with the Texas Department of Criminal Justice told a federal judge on Monday that the agency is back in compliance with the terms of a $4.5 million settlement agreement that requires it to house geriatric and medically sensitive inmates in temperatures that don't exceed 88 degrees.

Order attached | Read full article »

Sen. Warren Seeks To Raise Tax Rates For Guns, Ammunition

Sen. Elizabeth Warren, D-Mass., a candidate for the 2020 Democratic presidential nomination, has unveiled a proposal for an increase in the federal excise tax rates for guns and ammunition.

Read full article »

PRODUCT LIABILITY

Analysis

E-Scooter Surge Kicks Up Cloud Of Legal Issues

A surge in dockless electric scooters has sent regulators scrambling to enact rules tackling public safety concerns and spawned a hazy litigation environment in which e-scooter companies, local governments and riders may face liability.

Read full article »

AEROSPACE & DEFENSE

Afghan Air Training Needs More Oversight, Watchdog Says

The U.S. Department of Defense and its coalition partners in Afghanistan must fix lapses in their training programs for Afghan air officers or face an increased risk of mission failures, according to a government watchdog report released Monday.

Report attached | Read full article »

INTERNATIONAL TRADE

Analysis

As President, Warren Could Shatter Global Tax, Trade Divide

Sen. Elizabeth Warren, a Democratic presidential contender, wants to use U.S. trade agreements as leverage to ensure compliance with international standards on preventing tax avoidance — an approach that could make both trade and tax negotiations much more complicated.

Read full article »

US-China Talks Suddenly In Doubt As Both Sides Dig In Heels

As tensions between the U.S. and China continue to rise, President Donald Trump on Friday abruptly suggested that a round of trade negotiations slated for early September may not happen at all.

Read full article »

White House Still Eyeing UK For Post-Brexit Trade Deals

The Trump administration on Monday signaled that it is still looking to forge a closer trade relationship with the United Kingdom once its exit from the European Union has been finalized, with President Donald Trump and National Security Adviser John Bolton each making trade overtures to London.

Read full article »

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U.S. House of Representatives
U.S. Supreme Court
United Nations
United States District Court for the Northern District of Alabama
World Bank Group
World Trade Organization

TAX

Veteran IRS Atty To Lead Income Tax And Accounting Division

A 29-year veteran tax lawyer for the Internal Revenue Service's Office of Chief Counsel has been picked to serve as associate chief counsel for Income Tax and Accounting, the IRS chief counsel announced Monday.

Statement attached | Read full article »

Colo. To Enforce Marketplace Facilitator Tax Collection Oct. 1

Certain marketplace facilitators doing business in Colorado will be required starting Oct. 1 to collect and remit state sales tax and local sales taxes administered by the state Department of Revenue, the agency said in recent guidance.

1 document attached | Read full article »

Pa. Voters Want Tax Overhaul, Natural Gas Tax, Poll Says

A majority of registered Pennsylvania voters are in favor of overhauling the state's tax system and support the governor's plan to impose natural gas severance taxes to fund a state infrastructure program, according to recent poll results.

Report attached | Read full article »

IMMIGRATION

Cities, States Ask To Defend Counting Immigrants In Census

A coalition of states and local governments headed by the New York Attorney General's Office asked an Alabama federal court on Monday to let them defend the U.S. Department of Commerce's practice of including unauthorized immigrants in the decennial census count.

1 document attached | Read full article »

NATIVE AMERICAN

States, Tribes Get $109M To Implement Next Generation Of 911

Two tribal nations and 34 states will be getting a boost to help upgrade their 911 systems to do things like accept texts with $109 million in government grants, the U.S. Department of Commerce and U.S. Department of Transportation have announced.

Read full article »

TELECOMMUNICATIONS

FCC Officially Launches Subsidy Fraud Division

The Federal Communications Commission has officially activated its new division aimed at cracking down on fraud in its subsidy programs, the agency announced Monday.

Read full article »

Sprint, T-Mobile Tell FCC It's Time To Act On Merger Review

Sprint and T-Mobile pressed the Federal Communications Commission to ignore calls to defer its decision on the companies' planned $56 billion combination, as the carriers declared Monday "it is time for the commission to act."

Letter attached | Read full article »

Akin Gump Ups Pressure On FCC To Clarify Junk Fax Liability

Akin Gump Strauss Hauer & Feld LLP is doubling down on its call for the Federal Communications Commission to clarify that advertisers aren't liable for junk faxes sent without their knowledge, arguing that the move would stem the tide of "abusive" lawsuits filed against innocent companies.

Letter attached | Read full article »

WHITE COLLAR

Roger Stone Pushes Back On Hacking Evidence Exclusion

Political operative Roger Stone told the D.C. federal judge presiding over his upcoming trial stemming from the Russia investigation that the government should not be allowed to exclude evidence about hacking during the 2016 election, calling it pivotal to the case against him.

Response attached | Read full article »

EXPERT ANALYSIS

Opinion

Recent IRS Net Operating Loss Advice Is Flawed

Last month’s Internal Revenue Service chief counsel advice addressing the interplay between net operating loss and charitable contribution carryover rules relies on irrelevant authority and scant reasoning, contravening 2018's tax law reforms, say attorneys at Eversheds Sutherland.

Read full article »

5 Ways To Prep For NY's Sex Harassment Training Rules

As New York organizations consider how best to meet the state's new employee sexual harassment training requirements, Andrew Rawson at Traliant explains several essential actions employers should take ahead of the Oct. 9 training deadline.

Read full article »

NY Tax Minutes: Trump Tax Returns, New Corporate Tax Regs

In their roundup of New York's recent tax law highlights, Timothy Noonan and Craig Reilly of Hodgson Russ discuss the ongoing battle over President Donald Trump’s state tax returns and New York's recently updated corporation franchise tax apportionment regulations.

Read full article »

Blockstack Token Offering Establishes Reg A+ Prototype

The market's first-ever regulated digital token offering — from Blockstack in July — outlines the U.S. Securities and Exchange Commission's position on issuing digital securities under Reg A+, but token-specific guidance is still needed to fill in the gaps, says Daniel Payne at Murphy & McGonigle.

Read full article »

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LEGAL INDUSTRY

Global 20: Latham & Watkins

Latham & Watkins LLP expanded its international presence over the past year and landed once again on Law360's Global 20 list while advising clients including Takeda Pharmaceutical, The Carlyle Group and tech startup Ayden, among others, in some of the biggest deals and offerings of their kind in their respective regions.

Read full article »

No Jury On Day 1 Of Ex-Skadden Atty Craig's Lobbying Trial

Opening day of the federal criminal trial of ex-Skadden partner Gregory Craig in D.C. came and went Monday without a jury being seated.

Read full article »

Ex-Troutman Sanders Partner Accused Of Sexual Harassment

A former partner at Troutman Sanders LLP sexually harassed his secretary by kissing her on the lips, repeatedly inviting her to dinner and making sexual remarks, the woman alleged Monday in a lawsuit in New York federal court that seeks at least $1 million from the firm.

Read full article »

Analysis

3 Ways Real Estate Lawyers Are Preparing For A Downturn

Real estate lawyers expect a market downturn in the not-too-distant future given that the current upward trend is roughly a decade long, and attorneys say law firms are doing a variety of things to ensure they are ready to help their clients when the market turns south.

Read full article »

FilmOn Exec Ruffles Feathers As Sex Harassment Trial Starts

As FilmOn founder Alki David's sexual harassment trial kicked off Monday in Los Angeles, the self-represented billionaire was admonished by a sheriff's deputy for filming his accuser inside the courthouse, lectured by the judge for his profanity-laced outbursts and locked horns with the attorney representing the interest of his two companies — all before jury selection.

Read full article »

Interview

15 Minutes With Land O'Lakes' General Counsel

When Sheilah Stewart interviewed at the Land O'Lakes legal department, an employee said, "If you want to be at the cross-section of just about every important issue facing the world today, come to work here." She shared with Law360 how she stays on top of regulation changes and her role in corporate responsibility at the farmer-owned cooperative.

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American Civil Liberties Union
Apple Inc.
Bird Rides Inc.
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Coca-Cola Bottling Co. Consolidated
Coca-Cola European Partners PLC
DISH Network LLC
FTI Consulting Inc.
Federation for American Immigration Reform
Ferrari SpA
FilmOn PLC
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Hologram USA Inc.
Instagram Inc.
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LinkedIn Corp.
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NASDAQ OMX Group Inc.
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National Rifle Association of America
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Supervalu Inc.
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Takeda Pharmaceutical Co. Ltd.
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The University of Alabama System
The Wireless Internet Service Providers Association
Wal-Mart Stores Inc.
YouTube Inc.

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U.S. Supreme Court
Federal Communications Commission

Internal Revenue Service
Securities and Exchange Commission
U.S. Attorney's Office
Bureau of Citizenship and Immigration Services
Department of Commerce
European Union
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National Marine Fisheries Service
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U.S. Department of Homeland Security
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Army Corps of Engineers
California Supreme Court
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Fri 10/7/2016 2:21:52 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 10/7/16

10.07.2016
This dispatch prepared for .

DAYS UNTIL THE THIRD VEGAS PRESIDENTIAL DEBATE: 12

DAYS UNTIL EARLY VOTING BEGINS IN NEVADA: 15

DAYS UNTIL THE 2016 GENERAL ELECTION: 32

Good morning, everyone. Is Donald Trump taking Nevada from a close state for him to helping Hillary over the top here? First, there was Pronounciationgate, which was beautifully lampooned by "Veep" star Julia Louis-Dreyfuss. And then, Patrick Healy of The New York Times reported Thursday: "At his New Hampshire town hall, Trump makes this point about Hispanics in Las Vegas: 'Latinos, they like to be called in that area.'" Oh? My God he is amazing. I feel like the "Mission: Impossible" music should be playing and the voice comes in: "This Trump will self-destruct in….."

ICYMI, I talked about Tim Kaine's visit and the special session on 13 Action News on Thursday.

Today I am taping my new Sunday show, "Ralston Reports," which will air Sunday on KTNV. The first one will have a lot of stuff from Steve Wynn you have not seen before, including his description of Sheldon Adelson and his feelings about economic anxiety and African-Americans. Set aside the time. Tell your friends. Watch!

What's below: Sandoval for Heck, special stadium nuggets, possible GOP dominance, Morning Flash nuggets and repeating a trivia question about a national news segment.

COMING UP

I will raise the curtain on the Sheldon-Sandoval-stadium-special-session in my Sunday column.

SANDOVAL GOES BIG FOR HECK

A positive ad in the Nevada U.S. Senate race? Really? This one could help.

A QUARTET OF SANDOVAL-SHELDON-STADIUM-SPECIAL-SESSION NUGGETS

Nugget No. 1 – The blowback from Northern Nevada is coming from all sides and both parties. I am told Democrats up there are upset about the possible cloud over the Washoe schools initiative and are privately saying they will not vote to fund the stadium. (We'll see.) And with Jim Wheeler trying to get ESAs into the session (not gonna happen, wouldn't be prudent) and Ira Hansen now a definite NO after previously saying he was leaning yes, problems are coming. Can they get to two-thirds without the North? Or mostly without the North because it appears Sands got two of the vacancies filled? Sure. Margin for error? Slim.

Nugget No. 2 – This morning, both Vegas newspapers breathlessly reported Majestic is out of the stadium deal. Flash subscribers knew this….Sept. 20.

Nugget No. 3 – This is what happens when a total pro named Sandy Chereb writes about the stadium in The Adelson News.

Nugget No. 4 – A couple of national clips: A regular Nevada contributor to the New York Times derides the stadium, and another fine stadium story from afar.

FIRST LATINA SENATOR OR GOP DOMINANCE

There's been a lot of chatter about Catherine Cortez Masto being the first Latina senator should she win. But

I did not know until the great Eric Ostermeier pointed it out, how long it has been since the GOP has held all statewide offices, which is what would happen should Joe Heck win.

A QUINTET OF MORNING FLASH NUGGETS

Nugget No. 1 – Victoria Seaman continues to pile up endorsements in that key state Senate race. This week: Latin Chamber, HIP and just yesterday, the Asian American Group. I don't put a lot of stock in each one, but if the race is close…. I wonder if Dems try to extend the special for a couple of weeks to keep Seaman from knocking on doors….

Nugget No. 2 – In the first week of October, the Democrats have added 2,000 to their voter registration edge in Clark County. They may just get to 85,000 or so statewide by the end of registration Oct. 18.

Nugget No. 3 – This is interesting via DailyKos: "● NV-03, NV-04: There's more reshuffling on both sides in Las Vegas, and we also have an answer to a mystery. Last week, we noted that the DCCC appeared to cut back its reservations by about $1 million here, but it turns out those funds were shifted to "hybrid" ads, which allow the committee to coordinate directly with campaigns. Such spots have to focus on an opponent's political party as much as the candidate itself in order to get around anti-coordination rules, and you can see a good example of it with this ad here, which attacks 'Republicans' even more than it does GOP Rep. Cresent Hardy. Obviously, this kind of approach only works in places where one or the other party is unpopular, but Las Vegas is surely one such locale for the GOP."

Nugget No. 4 -- "And then he hung up." Classic Buregess Everett on Prince Harry. I still don't understand how no one focused on Reid PRAISING Mitt Romney for releasing his taxes during his anti-Trump rant: "So, Donald Trump is a problem. First president in modern history – it wasn't even an issue 60 years ago, but in the last 60 years it's been an issue. Richard Nixon showed us his tax returns. Hillary Clinton's given us ten years of hers, or maybe even more than that. Romney gave us tax returns, so I don't know why Donald Trump thinks he's above the requirement of being candid with the American people because he is a complete – what is he? I guess he's a complete fraud. "

Nugget No. 5 – WaPo's Aaron Blake name-checks Gov. Brian Sandoval as popular governor not embracing Trump.

FAST FLASHES

Click and enjoy.

My goodness.

The boss is rich!

FLASH FACTS OF THE DAY

Robert E "Bob" Rose was born in Orange, NJ on October 7, 1939. He received his Bachelor's degree in 1961 at Juniata College (where he is included in their list of Distinguished Alumni) in Huntingdon, PA, and his Juris Doctor degree at New York University in 1964. Rose worked as a law clerk at the Nevada Supreme Court in Carson City before entering private practice. He was elected to the office of Washoe County District Attorney, where he served from 1971 through 1974. Then, Rose succeeded Harry Reid for the office of Lieutenant Governor of Nevada, elected in 1974. Rose served as Nevada's 26th Lieutenant Governor for a single four year term. Rose returned to private practice until then Nevada Governor Richard Bryan appointed Rose as Judge in District Court, Eighth Judicial District in Las Vegas, NV in 1986. In 1988, Rose was first elected to the Nevada Supreme Court. He was re-elected in 1994 and 2000, serving from 1989 into 2007. Justice Rose served as Chief Justice of the Nevada Supreme Court for five of those years and participated in over 1,000 written decisions for the court. In 1993, Justice Rose sponsored the Nevada Judicial Assessment Commission (sometimes called the Rose Commission) to look at improving the court system. Former Justice Rose still works as a mediator and arbitrator for a variety of disputes.

TRIVIA QUESTION OF THE DAY

No one knows this? Come on! This is the anniversary of one of the most famous national TV segments ever broadcast about Nevada entitled, "XXXX and The Law." Fill in the blank, and tell me what happened after it was broadcast.

Thursday's winner: No one.

MOVIE TRIVIA QUESTION OF THE WEEK

Name the actress and the movies: She plays the girlfriend of a guy who gets scarred; she plays the sister of a playwright falling for a guy who dated her daughter; she plays a woman who solves a kidnapping/murder mystery; and she plays a shrink who analyzes an accused murderer.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Daily Indy @ The Nevada Independent
Sent: Wed 4/19/2017 4:01:48 PM
Subject: [Newsletter] [Marketing Mail] The Daily Indy!

Good morning and welcome to a Wednesday edition of *The Daily Indy!*

Quotes of the day

"I have no problems with federal funding for Planned Parenthood."
--- Sen. Dean Heller at a Monday town hall

"While he doesn't have a problem with many of the health care services Planned Parenthood offers to women, he is opposed to providing federal funding to any organization that performs abortions and is supported by taxpayers' dollars; he has a long record that reflects his position."
-- Heller spokeswoman Megan Taylor on Tuesday

Video made the Indy a star

As you can see below, our intrepid Carson trio got some exclusive video -- and made some news -- with Rep. Dina Titus after her speech in Carson City to lawmakers. As the editor knows from interviewing people for 15 years in front of a camera, there is something about seeing people, their reactions, their body language that cannot be duplicated by mere words. That's why we at *The Indy* will continue to make use of videos to capture newsmakers and important events. Just this week, Jackie Valley caught a deputy secretary of state on camera and her responses to questions about a voter fraud probe were very telling. Send us your ideas for video, too. We want to do more.

Today's stories

Leading the site this morning: Lots of bills went through both houses Tuesday, and our team was there.

We also have a spreadsheet showing you the votes and which ones were party-line.

Rep. Dina Titus spoke to the Legislature, and our Carson team got some news out of her -- after the speech.

ICYMI

This is your regular reminder to follow The Indy's team in the capital on Twitter for constant updates, especially as events in Carson City start moving faster:
@meganmesserly
@MichelleRindels
@RileySnyder

Tweets of the Day

We always appreciate it when elected officials read and respond to our content. Trustee Wright was reacting to Jackie Valley's eye-opening story about how the district uses a

computer system that is two decades old, which in the tech world means it's essentially from the Mesozoic Era. The real story here is who is suffering because of this: A generation of kids.

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"How can I help, other than donating?"

Thanks for asking!

Here's how you can help, other than becoming a sustaining member:

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3. Follow us on Twitter and Retweet or Mention us there.

Thanks for reading, and that's it for this edition of *The Daily Indy.*

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

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From: Las Vegas Metro Chamber of Commerce
Sent: Mon 8/19/2019 8:58:49 PM
Subject: The latest news for you

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Have You Nominated Yet for Business Excellence Awards?

Great culture? Embracing innovation? Community supporter? Nominate your business by Aug. 31 - it's free, fast and easy. Nominate now

-

Chamber Member Night at WICKED - Sept. 25

Advanced purchase of specially discounted tickets is required by Sept. 5.

-

Check Out New Members in *Business Voice*

We welcomed three new President's Club members & many more. See who

Las Vegas Chamber 401(k) Plan Begins Sept. 30

Accessible. Affordable. Robust. Starting Sept. 30, the Chamber is offering a new retirement plan for its members.

The Chamber's 401(k) plan can help your business provide an affordable and robust retirement benefit for you and your employees. The announcement comes after the US Department of Labor (DOL) issued regulations governing Association Retirement Plans in recent weeks.

LEARN MORE

you need to connect with on page 6.

Post Your Events on the Community Calendar

Log in to your member portal & submit today.

Business After Hours: Wednesday, Aug. 21

Join the Chamber of Commerce for our August **Business After Hours networking event on Wednesday, Aug. 21 at FLIGHTS Restaurant** (3663 S. Las Vegas Blvd. 89109) inside the Miracle Mile Shops at Planet Hollywood. The crowd is welcoming and business-minded. Chamber staff and ambassadors make introductions to ensure all members network with the people they're looking to meet. It's strategic, targeted, and leads to authentic business connections.

Focus on Human Trafficking: Thursday, Aug. 22

Attend **Focus Las Vegas on Thursday, Aug. 22 at the Las Vegas Chamber office** to learn more about this vital topic and what leaders in Southern Nevada should know.

Human trafficking involves the use of force, fraud, or coercion to obtain some type of labor or commercial sex act from its victims. What is the state of human trafficking in Las Vegas? What is being done, and how can our community address this lurking

This event is exclusive to Las Vegas Chamber members.

EXCLUSIVE MEMBERS ONLY REGISTRATION

epidemic?

REGISTER NOW

Upcoming Ribbon Cuttings

Get to know your fellow members, celebrate grand openings and applaud milestones at ribbon cutting events!

Thursday, Sept. 5 at 4 p.m.
Welbrook Grand Montecito

Tuesday, Sept. 24 at 10:30 a.m.
Mind and Body Behavioral Health Services

President's Club Spotlight:

IBM Corporation
Jamie Lawrence
Corporate Citizenship

EXPLORE IBM CORPORATION

Las Vegas Metro Chamber of Commerce
LVChamber.com

Las Vegas Metro Chamber of Commerce | 575 Symphony Park Avenue, Suite 100, Las Vegas, NV 89106

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Sent by news@lvchamber.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 6/27/2018 12:21:15 PM
Subject: Federal litigation impacting OON providers - Understanding balance billing, fee forgiveness, recoupment

Ted burton

1-866-458-29
customerservice@aud
om

Dear colleague,

Out of Network (OON) providers have been facing a slew of lawsuits from ínsurance companies for failure to balance bill and for indiscriminate fee forgiveness.

Some Facts:

- ***HCA Health* v. *Aetna*,** it was held that ínsurance companies must establish a procedure for requesting waiver of co-ínsurance or co-payments, without which they cannot hold a healthcare service provider liable for waiving co-payments.
- ***North Cypress* v. *Cigna***, it was held that the ínsurance plans of the patients must be interpreted as they are likely to be understood by an average plan participant.

Fee Forgiveness has provided practitioners and providers in the healthcare system an ability to attract more patients to them; however, the same has brought legal challenges and other complications to the practice. The best way to understand the strategies of insurers is to carefully monitor federal litigation. The motions and memoranda within these cases outline the various positions of the health plans on risk areas such as balance billing, fee forgiveness, recoupment and fraud audits. As an OON provider, you can't possibly hope to obtain proper reimbursement and remain compliant in the current climate without understanding relevant federal laws and cases interpreting these laws.

Join us for this On Demand **Webinar** (*available all day*)—"**Update on Federal Litigation Affecting out of Network Providers**", on **Thursday, June 28, 2018,** where expert speaker **Thomas J. Force, Esq.,** reviews these recent set of lawsuits with in-depth case studies to unearth what will not. Out-of-network providers have been battling it out with well-known insurers like Cigna and Aetna – there's a lot you can learn from examining the decisions of these lawsuits. This session provides detailed case studies on these lawsuits and examines the decisions on balance billing, fee forgiveness and excessive fees – information that you need to ensure that your practice is compliant in balance billing, careful in fee-forgiveness, and prudent in documentation. You'll get all the guidance you need to avoid legal liabílity and improve profitability.

You'll get ***1 AAPC CEU*** per registration.

Session Highlights:

- Type of disclosures that must be provided by the OON provider to their patients prior to rendering of services.
- Written policies that must be in effect so as to assist the practice succeed against healthcare audits.
- The purpose of patient assignment and benefit forms.
- The impact of anti-assignment provisions in healthcare plan documents.
- The danger of not collecting call ínsurance, deductibles or otherwise balance billing out of network patients.

Session Agenda:

- **Network Participation**
  - In-network vs. Out-of-Network
  - Patient Cost Sharing
  - Balance Bill
- **Best Practices**
  - Transparency and Disclosure
  - Practice Management
- **Case studies**
  - Out-of-Network Reimbursement
  - Fee Forgiveness
  - Excessive Fees
  - Assignment on Benefit Cases

Why Attend?

This session will help you learn strategies to avoid health plan audits and litigation based upon fee forgiveness and failure to balance bill patients. You will be provided disclosure and other patient forms, and practice policies which will assist you (out of network provider) to remain in compliance with state federal laws. You'll also get best practices for compliance.

Your registration includes:

- 1 AAPC CEU
- Complímentary attendee package, including the speaker's complete presentation handouts.
- Additional handouts on cases studies. Keep this quick reference tool close by for future use!

Please apply **"INDEPENDENCE50"** at check-out to get **$50 off** on registration.

CLICK HERE TO REGISTER

If you prefer to order by phone, call **1-866-458-2965** and mention **ETCIUFB1**.

Looking forward to your participation here.

Thanks,
Ted Burton
Customer Relationship Director

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Wed 11/14/2018 4:20:19 PM
Subject: Post-mortems

Quote of the Day

“Based on the margin of defeat, I have no doubt that what the RNC was able to do with the Nevada GOP and with the campaigns made it as close as it was. ...We kept it a lot closer than it could have been.”

—Rick Gorka, deputy communications director for the RNC, on last week's election

From the Editors

Why did top-of-ticket electoral races that were polling as very close break for the Democrats, by quite a lot? Megan Messerly and Michelle Rindels decided to talk to operatives on both sides for an autopsy report. (Three, actually.)

They are on this morning's front page:

Today's Front Page

Anatomy of a blue wave: Why Nevada Democrats won decisively in races that were supposed to be close

How first-term congresswoman Rosen defeated incumbent Heller to become Nevada's next U.S. senator

How Democrat Steve Sisolak defeated conservative rising star Adam Laxalt in bid for governor's mansion

Donna West, center, cheers while former President Barack Obama addresses supporters during a rally for Democratic candidates at UNLV on Monday, Oct. 22, 2018. (Jeff Scheid-Nevada Independent)

ICYMI

Secretary of State: We have received no evidence of voter fraud

The Indy Explains: How legislative and commission vacancies are filled

IndyBlog

National health insurance association launches promotional Facebook ad campaign in Nevada, five other states

A moderate governor and a Democratic Legislature: What the election means for the environment

Featured Tweet

One of congressional candidate Danny Tarkanian's campaign team members is the latest Nevada Republican to allege that widespread voter fraud occurred last week — which apparently, supposedly happened with the help of a Republican Secretary of State. When asked whether that was true, she said, "Um, no." (We're paraphrasing only slightly.)

If you missed our story on the topic, read it here.

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

The Daily Indy | The Nevada Independent | editors@thenvindy.com | https://thenevadaindependent.com/

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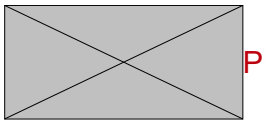
From: Public Policy Law360
Sent: Wed 3/30/2016 7:56:16 AM
Subject: [Marketing Mail] SEC Chair Says Fund Directors Must Remain Vigilant



PUBLIC POLICY

Wednesday, March 30, 2016

TOP NEWS

SEC Chair Says Fund Directors Must Remain Vigilant

U.S. Securities and Exchange Commission Chair Mary Jo White on Tuesday emphasized the role of mutual fund directors in managing liquidity and other risks, boosting several of the agency's proposed rules while reassuring directors that the rules won't push them into fund management.

Sen. Kirk Urges GOP Not To Be 'Closed-Minded' On Garland

Sen. Mark Kirk, R-Ill., on Tuesday became the first Republican senator to meet with U.S. Supreme Court nominee Judge Merrick Garland, urging his Republican colleagues ahead of the meeting to avoid being "closed-minded" about the president's pick.

Justices Float ACA Birth Control Compromise

In an unusual move, the U.S. Supreme Court on Tuesday directed the Obama administration and religious nonprofits to explore a potential compromise to their long-running fight over the Affordable Care Act's contraception mandate.

Chairman To Leave Independent Privacy Board In July

The head of the Privacy and Civil Liberties Oversight Board will leave the independent federal agency this summer, departing after nearly three years leading the board through a period that included dramatic disclosures about the scope of government surveillance, PCLOB said Tuesday.

Obama Keeps Cyber Sanctions Authority In Place

President Barack Obama on Tuesday renewed his authority to hit cybersecurity violators with harsh economic sanctions after determining that U.S. government and corporate interests are still at risk for crippling attacks online.

ANALYSIS

OCC Continues Compliance Officer Accountability Push

Recent guidance from a top federal banking regulator put compliance officers squarely in the crosshairs for their firms' failure to comply with anti-money laundering rules, continuing a push by bank supervisors at all levels to hold individuals accountable.

BANKING & SECURITIES

CFPB Wants Court To Nix 'Nonsensical' Constitutional Claim

The Consumer Financial Protection Bureau on Monday urged a federal judge to dismiss a small Texas bank's "nonsensical" attempt to have the bureau declared unconstitutional or, short of that, to have deemed invalid all rules that were finalized while its director acted on an interim basis.

LAW FIRMS

Akerman
Akin Gump
Alston & Bird
Altshuler Berzon
AlvaradoSmith
Archer & Greiner
Baker Donelson
Bancroft PLLC
Blank Rome
Boies Schiller
Buchanan Ingersoll
Burr & Forman
Chiesa Shahinian
Cole Schotz
Cole Scott
Connell Foley
Cozen O'Connor
Cravath Swaine
Davis Polk
Day Pitney
Duane Morris
Earthjustice
Fox Rothschild
Fragomen Del Rey
Gibbons PC
Gray & Associates
GrayRobinson
Greenberg Traurig
Holland & Knight
Hunton & Williams
Ice Miller
Jenner & Block
Jones Day
Jones Walker
K&L Gates
Katten Muchin
Kilpatrick Townsend
Kirkland & Ellis
Lamb McErlane

Fund Industry Blasts SEC's Proposed Derivative Caps

A host of exchange-traded funds, mutual funds and other investment companies told the U.S. Securities and Exchange Commission on Monday that its proposal to cap funds' use of derivatives is too strict, warning it could force many funds to liquidate altogether.

Blockchain Needs 'Do No Harm' Approach, CFTC Official Says

Global regulators should embrace a "do no harm" approach toward regulating so-called blockchain technology — which underpins digital currency and some say can potentially revolutionize finance — as the U.S. had during the Internet's infancy, a U.S. Commodity Futures Trading Commission official said Tuesday.

EU Cos. Must Step Up Accounting Controls, Watchdog Says

Europe's securities watchdog said Tuesday that 21 percent of listed companies it reviewed in 2015 contained shortcomings in their financial disclosures relative to international norms, highlighting the need for better compliance as regulators push to harmonize accounting standards across the continent.

ENERGY & ENVIRONMENTAL

Enviros, Pork Producers Clash Over Farm Pollution Rule

Pork producers and environmental groups continued their D.C. Circuit tug of war Monday over a U.S. Environmental Protection Agency rule exempting some businesses from farm and feedlot emissions reporting requirements.

CPP Backers Say EPA Kept Within Clean Air Act's Boundaries

The U.S. Environmental Protection Agency acted well within its Clean Air Act authority when it crafted the Clean Power Plan slashing carbon emissions from existing power plants, states, utilities and environmental groups supporting the agency told the D.C. Circuit on Tuesday.

Seneca Escapes Dismissal Bid In Waste Well Disposal Suit

An oil and gas exploration company can continue its suit aimed at blocking a Pennsylvania township's ordinance barring it from storing hydraulic fracturing waste in an underground well after a federal judge found it had sufficient standing to fight the ordinance.

Enviros Push Obama To Halt Offshore Drilling Forever

Nearly 50 environmental and indigenous groups representing major coastal regions of the U.S. filed a petition Tuesday that calls on President Barack Obama to issue an executive order ending all new oil and gas leasing auctions in federally controlled oceans.

HEALTH & LIFE SCIENCES

Utah Requires Anesthesia For Abortions At 20 Weeks

Republican Utah Gov. Gary Herbert has approved a bill mandating that physicians who perform abortions at 20 weeks or later use anesthesia in an attempt to ease the fetus's pain, marking the first law of its kind in the U.S.

TRANSPORTATION & INFRASTRUCTURE

DOJ Met 'Most' Due Process Needs In No-Fly Suit, Judge Says

An Oregon federal judge let the U.S. Department of Justice out of one piece of a lawsuit over its procedures for putting individuals on the No-Fly List on Monday, concluding a revised process to challenge listings met "most" procedural due-process requirements from an earlier order.

Latham & Watkins
LeClairRyan
Locke Lord
Maddox Isaacson & Cisneros LLP
McCarter & English
McElroy Deutsch
Meckler Bulger
Miller Balis
Murchison & Cumming
Nixon Peabody
Norris McLaughlin
O'Melveny & Myers
Osborn Maledon
Paul Hastings
Perkins Coie
Post & Schell
Quinn Emanuel
Reed Smith
Riker Danzig
Sherman Wells
Shook Hardy
Shutts & Bowen
Sidley Austin
Simpson Thacher
Stark & Stark
Stoel Rives
Stroock & Stroock
Tonkon Torp
Troutman Sanders
Tucker Arensberg
Weil Gotshal
Wilentz Goldman
Williams & Connolly
WilmerHale
Winston & Strawn
Wong Cabello

COMPANIES

AT&T Inc.
Alcoa Inc.
American Bar Association
American Civil Liberties Union
American Federation of State, County and Municipal Employees
American Immigration Lawyers Association
Associated Press
Bank of England
CME Group Inc.
Center for Biological Diversity Inc.
Center for Strategic and International Studies

EMPLOYMENT

USCIS Solicits More Comments On I-9 Form Updates

U.S. Citizenship and Immigration Services said Tuesday that it's seeking comments on possible changes to the Form I-9, saying it has made additional updates to the proposed form, including drop-down lists and extra spaces for entering several translators.

Seattle Calls Chamber Suit Over Driver Union Law Premature

A Washington federal judge should not hear the U.S. Chamber of Commerce's antitrust challenge to Seattle's ordinance allowing Uber and Lyft drivers to organize because the case could only settle a hypothetical until the rule goes into effect, the city said Monday.

PRIVACY & CONSUMER PROTECTION

Group Wins Discovery On Clinton Email System In FOIA Row

A D.C. federal judge on Tuesday granted a conservative group limited discovery on the State Department's record-keeping system during Hillary Clinton's tenure as secretary of state, suggesting the government may have acted in "bad faith" during earlier searches in the Freedom of Information Act suit.

NC AG Refuses To Defend Transgender Bathroom Law

Calling a North Carolina law that restricts transgender people's access to public restrooms a "national embarrassment," state Attorney General Roy Cooper said Tuesday his office wouldn't defend the law against a legal challenge from the American Civil Liberties Union and other advocacy groups.

GOVERNMENT CONTRACTS

DOD Set To Propose Process Improvements To Lawmakers

Top military officials will soon present recommendations to Congress on how to better direct the Pentagon's resources "in real time," as the current command structure hampers the agency's ability to make quick decisions during conflicts, the chairman of the Joint Chiefs of Staff said Tuesday.

TAX

GAO Says IRS Data Security Needs 'Significant' Changes

Despite laying out a plan to tackle information security gaps, the Internal Revenue Service isn't meeting its own goals, using outdated software and weak passwords, running insufficient compliance checks and sometimes not securing restricted areas, the Government Accountability Office reported Monday.

IRS Says It Found Hard Drive In Quinn Emanuel FOIA Case

The Internal Revenue Service has located a former official's hard drive it previously said was erased after Microsoft Corp. asked for documents on the agency's hiring of law firm Quinn Emanuel Urquhart & Sullivan LLP, according to a court filing.

NATIVE AMERICAN

9th Circ. Backs Ariz. Tribe On Gaming Compact, Fraud Claims

The Ninth Circuit on Tuesday handed yet another win to the Tohono O'odham Nation in its long-running battle to operate a Phoenix-area casino, saying the tribe's gambling compact with the state of Arizona clearly permitted the project.

Citigroup Inc.
Consumer Federation of America
Depository Trust & Clearing Corp.
Environmental Defense Fund Inc.
First Republic Bank
Google Inc.
Humane Society of the United States
Intermountain Healthcare Inc.
Investment Company Institute
JPMorgan Chase & Co.
Lambda Legal Defense & Educational Fund
Lehman Brothers Holdings Inc.
Litigation Insights Inc.
Lyft Inc.
Magna Legal Services LLC
Microsoft Corporation
National Association of Broadcasters
National Consumer Law Center
National Telephone Cooperative Association
Natural Resources Defense Council
Overstock.com Inc.
Planned Parenthood Federation
Public Knowledge
SIFMA
STR Holdings, Inc.
Service Employees International Union
Sierra Club
Sony Pictures Entertainment Inc.
SunGard Data Systems
The Bank of New York Mellon Corporation
The Nature Conservancy
Third Avenue Management LLC
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Steel Corporation

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Commodity Futures Trading Commission
Consumer Financial Protection Bureau

Tribe's Lease Tax Row With Calif. County Sent To Mediation

A California federal judge on Tuesday ordered that a Native American tribe's suit alleging a county lacks the authority to tax lessors on its tribal trust land be sent to mediation, according to a court document.

Mission Creek Suit Seeks To Reclaim Land, Federal Status

The Mission Creek Band of Mission Indians sued the U.S. Department of the Interior on Monday in California federal court for failing to federally recognize the tribe and seeking an order for 2,560 acres of former reservation to be placed into federal trust.

TELECOMMUNICATIONS

Senate Dems Laud FCC Lifeline Plan But Request Tweaks

A group of Senate Democrats on Monday commended Federal Communications Commission Chairman Tom Wheeler for the agency's work to add broadband access to the Lifeline subsidy program, while also asking that voice-only plans not be eliminated from the service.

FCC Urged To Make Changes To Retransmission Negotiations

Smaller providers attempting to break into the broadband marketplace must include video in bundles to compete but are hindered by video programming prices and practices, a coalition of telecom groups has told the Federal Communications Commission, urging a tightening of the standards for retransmission consent negotiations.

FOOD & BEVERAGE

7th Circ. Weighs Beer Wholesaler's Challenge To Ind. Law

A beer wholesaler operating in the state of Indiana argued before the Seventh Circuit on Tuesday that a state law prohibiting wholesalers from dealing in both beer and liquor was unconstitutionally discriminatory, a claim rejected by a lower court last fall.

PENNSYLVANIA

Pa. AG Kane Installs Ex-DA Tied To Cosby Probe As Top Staffer

A former Montgomery County district attorney who has come under fire for his actions regarding sexual assault allegations against Bill Cosby will serve as second-in-command for Pennsylvania's embattled Attorney General Kathleen Kane, filling a new solicitor general position announced Tuesday.

Pa. AG Kane Loses Bid To Recuse Bench In Perjury Case

A Pennsylvania judge on Monday denied state Attorney General Kathleen Kane's attempt to block the judges sitting where she was charged with perjury from hearing the case, while mostly rejecting her arguments for axing the charges and reserving judgment on her vindictive prosecution claims.

Pa. Sens. Can't Join Suits Over Gov.'s Home-Care Worker Plan

Pennsylvania's highest court on Tuesday issued a split decision blocking state Senate Republicans from intervening in two suits challenging an executive order by Democratic Gov. Tom Wolf that critics say makes it easier for home health care workers to organize.

EXPERT ANALYSIS

America's Next Tax Model

Department of Homeland Security
Department of Labor
Department of the Interior
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Gila River Indian Community
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
National Center for Education Statistics
National Security Agency
Office of Management and Budget
Office of the Comptroller of the Currency
Salt River Pima-Maricopa Indian Community
Securities and Exchange Commission
Tohono O'odham Nation
Transportation Security Administration
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Justice
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Marine Corps
U.S. Senate
U.S. Supreme Court

With the recently released model tax treaty, the U.S. Department of the Treasury's continued focus on international tax evasion, particularly through anti-treaty abuse measures, is clear. Less clear is whether the revised model's provisions will find favor with treaty partners, say Heather Ripley and Edward Tanenbaum of Alston & Bird LLP.

Proposed Bill Would Upend Status Quo For H-1B Visas

The proposed H-1B and L-1 Visa Reform Act threatens to disrupt the United States' employment-based immigration system. The implications of the proposed bill go far beyond a simple change from a lottery system to a tier-based approach and would inherently change the landscape of hiring foreign workers in the United States, say Scott FitzGerald and Stephanie Pimentel at Fragomen Del Rey Bernsen & Loewy LLP.

What Community Bankers Must Ask Washington

Even though the Dodd-Frank Act purports to exempt community banks from many of its provisions, managers of small banking institutions believe they have been subjected to dramatically increased compliance costs and significantly restricted investment opportunities. This is particularly galling to bankers who universally believe their segment of the industry contributed virtually nothing to the financial collapse, says Larry Lavender of Jones Walker LLP.

Mandatory Inclusionary Housing: Future Of NY Redevelopment

The passage last week of New York Mayor Bill de Blasio's mandatory inclusionary housing amendment raises two critical issues for real estate developers — the expiration of the 421-a tax exemption under New York state law and the doctrine of vested rights, say attorneys at Stroock & Stroock & Lavan LLP.

LEGAL INDUSTRY

NJ Firms See Pockets Of Growth In Stagnant Market

While many of the New Jersey firms on the Law360 400 saw their ranks dip slightly in 2015 amid nationwide trends of conservative hiring and sparing lateral moves, there were bright spots of growth in the Garden State, with Chiesa Shahinian & Giantomasi PC leading the pack in new hires.

Fla. Firms Bullish Despite Miami Real Estate Cool-Down

Business is booming for the 18 firms on the Law360 400 that call Florida home, and with increasing opportunities in technology and midmarket transactional work, the firms expect continued growth despite a projected cooling off of the South Florida real estate market.

Midsize Pa. Firms In Growth Mode As Top Shops Contract

While both of the two biggest Pennsylvania-based firms included on the Law360 400 experienced significant contractions in 2015, midmarket outfits were using their strong foundations in the Keystone State to seize new growth opportunities throughout the country.

Cravath, Weil, Other BigLaw Firms Hacked

The computer networks of Cravath Swaine & Moore LLP, Weil Gotshal & Manges LLP and other major law firms were penetrated by unknown hackers possibly looking to profit from confidential or insider information for publicly traded companies, according to a Tuesday news report.

3 Ways Attorneys Can Shave Down Law School Debt

Young lawyers are increasingly shouldering six-figure student loan debts, but as a recent loan discharge case shows, there are ways to ease the burden. Here are three tactics that experts say law school graduates can consider if they are feeling the pinch.

Posner Calls Bluebook 'Rubbish' In Legal Profession Critique

All copies of the Bluebook should be burned, Seventh Circuit Judge Richard A.

Posner recommended in a recent article critiquing the legal system, calling it “560 pages of rubbish” and a "terrible time waster" since readers only pay attention to whether they can find the cited material and not to the format of citations.

Katten Muchin Sees Revenues Jump To $561.5M

Katten Muchin Rosenman LLP saw its revenue jump 4.5 percent to $561.5 million on the shoulders of success in both transactional and litigation practices, the firm said on Tuesday.

5 Tips For Winning Over Millennial Jurors

Older attorneys who are unable to understand and appeal to millennials may find themselves relegated to the past. Here, experts offer five tips that attorneys can use to persuade millennial jurors.

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Jones Day
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AlvaradoSmith
Archer & Greiner
Baker Donelson
Bancroft PLLC
Blank Rome
Boies Schiller
Buchanan Ingersoll
Burr & Forman
Chiesa Shahinian
Cole Schotz
Cole Scott
Connell Foley
Cozen O'Connor
Cravath Swaine
Davis Polk
Day Pitney
Duane Morris
Fox Rothschild
Fragomen Del Rey
Gibbons PC
Gray & Associates
GrayRobinson
Holland & Knight
Hunton & Williams
Ice Miller
Jenner & Block

Jones Walker
K&L Gates
Katten Muchin
Kilpatrick Townsend
Kirkland & Ellis
Lamb McErlane
Latham & Watkins
LeClairRyan
Locke Lord
Maddox Isaacson & Cisneros LLP
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Perkins Coie
Post & Schell
Quinn Emanuel
Riker Danzig
Sherman Wells
Shook Hardy
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Simpson Thacher
Stark & Stark
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Tonkon Torp
Troutman Sanders
Tucker Arensberg
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COMPANIES
American Civil Liberties Union
Investment Company Institute
Sierra Club
AT&T Inc.
Alcoa Inc.
American Bar Association
American Federation of State, County and Municipal Employees
American Immigration Lawyers Association
Associated Press
Bank of England

CME Group Inc.
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Center for Strategic and International Studies
Citigroup Inc.
Consumer Federation of America
Depository Trust & Clearing Corp.
Environmental Defense Fund Inc.
First Republic Bank
Google Inc.
Humane Society of the United States
Intermountain Healthcare Inc.
JPMorgan Chase & Co.
Lambda Legal Defense & Educational Fund
Lehman Brothers Holdings Inc.
Litigation Insights Inc.
Lyft Inc.
Magna Legal Services LLC
Microsoft Corporation
National Association of Broadcasters
National Consumer Law Center
National Telephone Cooperative Association
Natural Resources Defense Council
Overstock.com Inc.
Planned Parenthood Federation
Public Knowledge
SIFMA
STR Holdings, Inc.
Service Employees International Union
Sony Pictures Entertainment Inc.
SunGard Data Systems
The Bank of New York Mellon Corporation
The Nature Conservancy
Third Avenue Management LLC
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Steel Corporation

GOVERNMENT AGENCIES

U.S. Department of Justice
Securities and Exchange Commission
Federal Communications Commission
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Consumer Financial Protection Bureau
Department of the Interior
Federal Bureau of Investigation
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
U.S. Department of the Treasury

U.S. Supreme Court
Agua Caliente Band of Cahuilla Indians
Bureau of Land Management
Commodity Futures Trading Commission
Department of Homeland Security
Department of Labor
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Gila River Indian Community
National Center for Education Statistics
National Security Agency
Office of Management and Budget
Office of the Comptroller of the Currency
Salt River Pima-Maricopa Indian Community
Tohono O'odham Nation
Transportation Security Administration
U.S. Department of Defense
U.S. Department of Education
U.S. Marine Corps
U.S. Senate

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To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 2/15/2018 10:46:03 PM
Subject: FW: FYI, We Wanted to Make Sure You Know About our Exclusive Costco Credit Card!

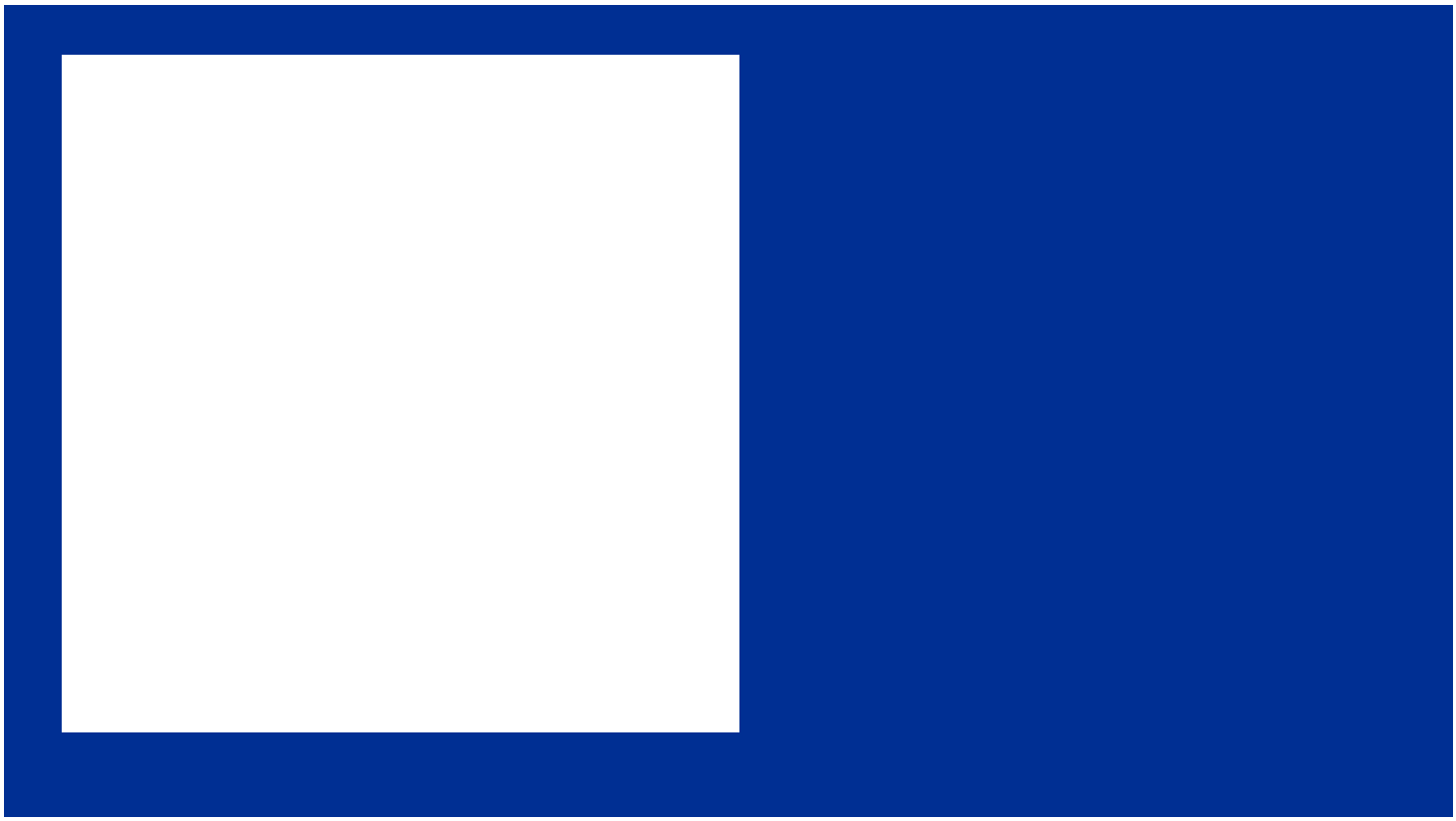
CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

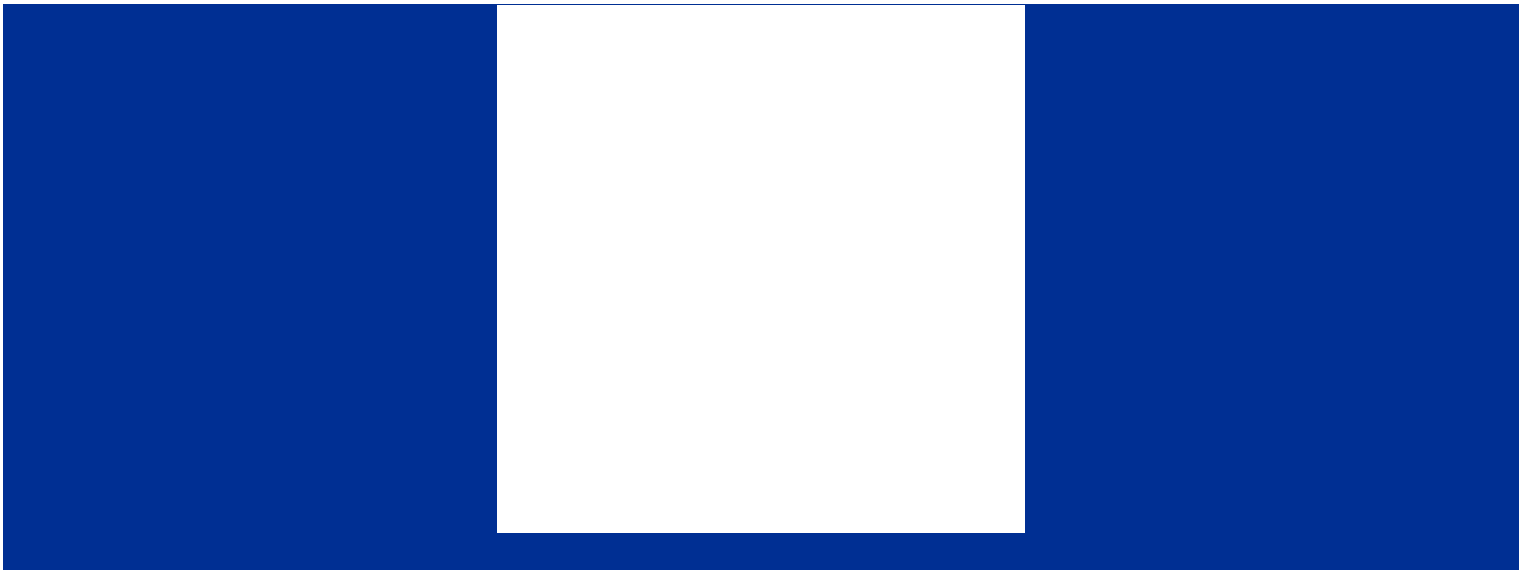
(702)229-6241

City Hall is closed on Fridays

From: Costco Wholesale [mailto:Costco@online.costco.com]
Sent: Tuesday, February 13, 2018 2:13 PM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: FYI, We Wanted to Make Sure You Know About our Exclusive Costco Credit Card!

View this email with images.





Earn Costco cash rewards anywhere Visa is accepted. Plus, no annual fee with your paid Costco membership, and now with no foreign transaction fees.[1]

CASH BACK ON ELIGIBLE GAS WORLDWIDE, INCLUDING GAS AT COSTCO, FOR THE FIRST $7,000 PER YEAR AND THEN 1% THEREAFTER

CASH BACK ON RESTAURANT AND ELIGIBLE TRAVEL PURCHASES WORLDWIDE

CASH BACK ON ALL OTHER PURCHASES FROM COSTCO AND COSTCO.COM

CASH BACK ON ALL OTHER PURCHASES

Earn Costco cash rewards anywhere Visa is accepted. Plus, no annual fee with your paid Costco membership, and now with no foreign transaction fees.[1]

[1] Costco Anywhere Visa® Card by Citi and Costco Anywhere Visa® Business Card by Citi - Pricing and Other Important Information

Costco Anywhere Visa Card by Citi
The standard variable APR for purchases is 16.49%, and also applies to balance transfers. The standard variable APR for cash advances is 26.49%. Variable penalty APR up to 29.99% and applies if you pay late or your payment is returned. Minimum interest charge – $0.50. Fee for foreign purchases –None. Cash advance fee – either $10 or 5% of the amount of each cash advance, whichever is greater. Balance transfer fee – either $5 or 3% of the amount of each transfer, whichever is greater. No annual fee with paid Costco membership. New cardmembers only. Subject to credit approval. Additional limitations, terms and conditions apply. You will be given further information when you apply. Variable rates shown above are based on the 4.50% Prime Rate as of 2/1/2018.

Costco Anywhere Visa Business Card by Citi
The standard variable APR for purchases is 16.49%. The standard variable APR for cash advances is 23.24%. Variable penalty APR up to 29.99% and applies if you pay late or your payment is returned. Minimum interest charge – $0.50. Fee for foreign purchases –None. Cash advance fee – either $10 or 5% of the amount of each cash advance, whichever is greater. No annual fee with paid Costco membership. New cardmembers only. Subject to credit approval. Additional limitations, terms and conditions apply. You will be given further information when you apply. Variable rates shown above are based on the 4.50% Prime Rate as of 2/1/2018.

Costco Cash Rewards Program Terms:

Your Costco Anywhere Visa® Card by Citi and/or Costco Anywhere Visa Business Card by Citi account ("Card Account") will earn Costco Cash Rewards based on your purchases that can be redeemed for merchandise or cash back at any U.S. Costco warehouse, including Puerto Rico ("Costco Cash Rewards").

Earning Costco Cash Rewards on Purchases: You'll earn Costco Cash Rewards for purchases using your Card Account, minus returns and refunds, as follows:

- 4% cash back on eligible gas worldwide, including gas at Costco, for the first $7,000 per year in gas purchases and then 1% thereafter.
- **Certain Non-Qualifying Purchases.** You will only earn 1% cash back, not 4%, for gas purchased at superstores, supermarkets, convenience stores and warehouse clubs other than Costco or for fuel used for non-automobile purposes.
- 3% cash back on restaurant (including cafes, bars, lounges and fast food restaurants) and eligible travel purchases worldwide, including airfare, hotels, car rentals, travel agencies, cruise lines and Costco Travel.
- **Certain Non-Qualifying Purchases.** You will only earn 1%, not 3%, for purchases made at bakeries and certain restaurants/cafes inside department stores, grocery or warehouse clubs.
- 2% cash back on all other purchases from Costco and Costco.com.
- 1% cash back on all other purchases, including the non-qualifying purchases listed above.

Merchant Classification: Each merchant - that is a retailer, business or any other place where you can make a purchase - is assigned a code that indicates the merchant's area of business. For example, restaurants are generally assigned a specific merchant code. We don't assign or have any control over merchant codes. Codes are chosen and assigned by a third party, who may change the codes from time to time. When you make a purchase at a merchant, we're provided the code for that merchant. If the code matches a category that gives you additional Costco Cash Rewards - for example, if the merchant code tells us that you made a purchase at a restaurant - we'll give you the additional Costco Cash Rewards for that purchase. Because we don't control what code a merchant is assigned, sometimes a purchase that you think fits a certain category may not earn additional Costco Cash Rewards. For example, a restaurant located within a large retail outlet may not be assigned a "restaurant" code, but rather a "retailer" code. This means that even though you receive additional Costco Cash Rewards for purchases at "restaurants," you won't earn additional Costco Cash Rewards for purchases at that restaurant.

What doesn't qualify as a purchase?: The following types of transactions don't qualify as purchases that earn Costco Cash Rewards:

- Use of checks that access your Card Account
- Balance transfers
- Cash advances
- Travelers checks, foreign currency purchases, money orders, wire transfers and similar cash-like transactions
- Lottery tickets, gaming chips and similar betting transactions
- Interest and account fees
- Unauthorized charges
- Items returned for credit

Returns: Returned items may result in credits being applied to your Card Account which will reduce or may eliminate accumulated Costco Cash Rewards and may result in a negative cash rewards balance. If your Card Account has a negative Costco Cash Rewards balance, any newly earned Costco Cash Rewards will be used to offset such negative Costco Cash Rewards balance until such balance has been brought to zero.

Redeeming Costco Cash Rewards: Your reward is distributed annually, in the form of a credit card reward certificate, once your February billing statement closes, and is redeemable through December 31 of the year issued in a single transaction at any U.S. Costco warehouse, including in Puerto Rico, for merchandise or cash back. The credit card reward certificate will contain your Costco Cash Rewards balance based on your eligible purchases during the annual reward period. The annual reward period is based on January through December billing statements. Should you choose to redeem only a portion of the certificate for merchandise, you will receive the remaining balance in cash at the Costco warehouse register upon checkout. Some warehouses may not permit the credit card reward certificate to be redeemed for alcohol purchases. Requests for cash may be fulfilled in the form of a check at Costco’s discretion. Your credit card reward certificate must be redeemed in person on or prior to its expiration date of December 31 in the year in which it is issued. Any Costco Cash Rewards you have earned on purchases made by authorized users on your Card Account will be added to your Costco Cash Rewards total. Only you, the primary cardmember, are eligible to receive the annual credit card reward certificate; however, you or anyone you authorize may redeem the certificate. **You will not receive a credit card reward certificate if your reward is less than $1 or your account is closed at the time your credit card reward certificate is scheduled to be sent; any Costco Cash Rewards that had been accrued at that time will be forfeited. You must maintain your Costco Membership to redeem your credit card reward certificate.**

Account Closure: If we close your Card Account, you will no longer be able to earn Costco Cash Rewards, and you will forfeit any Costco Cash Rewards accumulated, but not yet distributed. If you close or convert your Card Account prior to receiving the credit card reward certificate in your February billing statement, any earned Costco Cash Rewards will be forfeited.

Forfeiture: All Costco Cash Rewards not disbursed via an annual credit card reward certificate due to the reward amount being less than $1, the account status (including account closure), or other reasons, will be forfeited. Additionally, any Costco Cash Rewards not redeemed by December 31 of the year of issuance of the credit card reward certificate will be forfeited.

Value of Costco Cash Rewards: Costco Cash Rewards have no cash value until such time as they are redeemed at a Costco warehouse.

Property Rights: You have no property rights or other legal interests in Costco Cash Rewards. Costco Cash Rewards may not be transferred to any other person including through such events as inheritance, bankruptcy or divorce. Costco Cash Rewards cannot be assigned or pledged.

Changes to Program Rules: We may make changes to the Costco Cash Rewards Program at any time without notice. We will give you 30 days' written notice if we make any of the following changes: a change that negatively affects the number of Costco Cash Rewards you can earn, a change that negatively affects how/when you may lose your Costco Cash Rewards, a change that negatively affects how you can exercise your rights with respect to Costco Cash Rewards, or if we cancel the program.

Fraud: If we see evidence of fraud, misuse, abuse, or suspicious activity, we will investigate and, if we determine that fraud, misuse or abuse has occurred, we may take actions against you. These actions may include, without limitation:

- Taking away the Costco Cash Rewards you earned because of fraud, misuse or abuse
- Preventing you from earning Costco Cash Rewards
- Suspending or closing your Costco Cash Rewards Account
- Taking legal action to recover Costco Cash Rewards redeemed because of such activity and to recover our monetary losses, including litigation costs and damages

Some examples of fraud, misuse, abuse and suspicious activity include:

- Using your Card Account in an abusive manner for the primary purpose of acquiring Costco Cash Rewards
- Using your Consumer Card Account other than primarily for personal, consumer or household purposes
- Using your Business Card Account other than for business or commercial purposes

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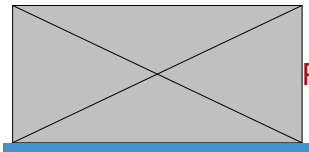
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 6/12/2018 8:03:26 AM
Subject: AG Sessions Tightens Restrictions For Asylum Seekers



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Tuesday, June 12, 2018

TOP NEWS

AG Sessions Tightens Restrictions For Asylum Seekers

U.S. Attorney General Jeff Sessions on Monday narrowed the circumstances under which members of particular "social groups," including domestic violence victims and LGBTQ individuals, have grounds to petition for asylum, releasing his decision in a Board of Immigration Appeals case that he referred to himself. Read more »

Analysis

Supreme Court, Bitterly Divided, Backs Ohio Voting System

From snarky one-liners to grave charges of historical ignorance, Monday's 5-4 decision in a U.S. Supreme Court case over Ohio's system for purging its voter rolls elicited heated rhetoric among the justices in what has been a common occurrence this term. Read more »

Interview

Trump's G7 Broadside Weakens Trade Hand, Ex-USTR Says

President Donald Trump's open rebuke of top U.S. partners and refusal to endorse a joint statement with his fellow G7 leaders over the weekend was intended as a power play, but it is more likely to end up hampering U.S. efforts on trade, former U.S. Trade Representative Carla Hills told Law360. Read more »

Trustee Defends $15B Suit Over SEC's 'Unlawful Power Grab'

A liquidation trustee suing the U.S. Securities and Exchange Commission for almost $15 billion in allegedly ill-gotten disgorgements told a Massachusetts federal judge on Friday that the agency's arguments against the suit cannot insulate its "unlawful power grab" from being challenged. Read more »

NEC Director Kudlow Has Heart Attack, Trump Says

National Economic Council Director Larry Kudlow, who has emerged as a key player in the Trump administration's trade enforcement push in recent weeks, suffered a heart attack Monday night, President Donald Trump announced on Twitter. Read more »

BANKING & SECURITIES

Securities Fraud Class Actions Must Be Curtailed, Attys Say

Class action securities fraud suits have proliferated in recent years, a trend that's

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Gupta Wessler
Hogan Lovells
Hoguet Newman
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Hunton Andrews Kurth
Irell & Manella
Jones Day
Katten Muchin
Littler Mendelson
Milbank Tweed
Morgan Lewis
Native American Rights Fund
Nelson Mullins
Norton Rose Fulbright

harming U.S. businesses, investors and the economy, and it needs to be reversed, a panel of defense attorneys said at an event Monday in Lafayette Hills, Pennsylvania. Read more »

Payday Groups Defend Joint Request For CFPB Rule Stay

Two payday lender trade groups on Monday defended their joint request to the Consumer Financial Protection Bureau for a stay of the compliance date of the agency's so-called payday rule, telling a Texas federal judge that the consumer advocates who want to weigh in against the request are off the mark. Read more »

ENERGY & ENVIRONMENTAL

Ga., 10 Others Win Injunction Over Clean Water Act Rule

Georgia and 10 other states won a preliminary injunction in Georgia federal court Friday barring the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers from implementing the highly contested Waters of the United States rule, which they allege is overly broad. Read more »

HEALTH & LIFE SCIENCES

Lawmakers Seek To Hold USPS 'Accountable' In Opioid Bill

A bipartisan, bicameral congressional group has reached an agreement on a bill aimed at holding the federal government "accountable" for preventing synthetic opioids from being trafficked into the U.S. through the Postal Service, according to a statement by the House Ways and Means Committee. Read more »

MEDIA & ENTERTAINMENT

NJ Sports Betting Bill Now Law After High Court Victory

New Jersey Gov. Phil Murphy on Monday signed legislation to permit sports betting at casinos and racetracks, putting the finishing touch on a yearslong legal battle that led last month to a U.S. Supreme Court decision authorizing such gambling in the Garden State. Read more »

EMPLOYMENT

Interview

NLRB On Right Path With Joint Employer, Elex Regs: Ex-Chair

Turning to agency rulemaking — a mechanism the National Labor Relations Board has used just a handful of times in its 82-year history — to resolve when businesses can be deemed joint employers was the right move, as was the NLRB's call for input on whether to scrap Obama-era regulations meant to streamline the union election process, former NLRB chair and current Morgan Lewis partner Philip Miscimarra told Law360 in an exclusive interview. This is the first article in a two-part series. Read more »

COMPETITION

Kaspersky Urges DC Circ. To Expedite Federal Ban Ruling

Embattled Russian cybersecurity firm Kaspersky Lab Inc. urged the D.C. Circuit to quickly decide its appeal over a ban on the U.S. government using its products, saying a growing stigma resulting from the ban has significantly hurt its bottom line. Read more »

INTERNATIONAL TRADE

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American Bar Association
American Civil Liberties Union
Cable News Network Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Community Financial Corp.
DISH Network Corporation
DXC Technology Co.
Equifax Inc.
Exterro Inc.
F-Squared Investment Management LLC
Facebook
IMF Bentham Ltd.
Intelsat SA
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NBCUniversal Inc.
National Consumer Law Center
National Wildlife Federation
Natural Resources Defense Council
Neota Logic Inc.
PayPal Inc.
Public Citizen Inc.
S1 Corporation
Southern Environmental Law Center
Sprint Nextel Corporation
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
UnitedLex Corp.

US Sanctions Russian Cos. Over Expanded Cyber Capabilities

The Trump administration has imposed new sanctions on several Russian businesses and individuals accused of working with Russia's main counterintelligence and security agency, the U.S. Department of the Treasury announced Monday, saying the sanctioned entities' actions "jeopardize the safety and security" of the U.S. and its allies. Read more »

Analysis

Tariffs Threaten Construction With Delays, Increased Costs

The construction industry is scrambling to deal with the Trump administration's steel and aluminum tariffs as uncertainty about the price of each metal appears likely to delay projects and increase the price of construction, experts say. Read more »

TAX

Supreme Court Won't Review Nextel's $3.9M Tax Refund Suit

The U.S. Supreme Court said Monday it would not hear an appeal from Nextel Communications asking the court to find whether it was entitled to a $3.9 million refund following the Pennsylvania Supreme Court's saying a law limiting business losses violated the state constitution. Read more »

IMMIGRATION

DOJ Calls DACA Unlawful, Refuses To Back It In Texas Fight

The Trump administration on Friday declined to defend the federal Deferred Action for Childhood Arrivals program against a challenge brought by Texas and six other states, telling a Texas federal court that it believes the policy is unlawful. Read more »

Feds Wrongly Detained 2 Immigrant Spouses, Judge Says

A Massachusetts federal judge on Monday laid out his rationale for declaring last month that the federal government unlawfully detained two Brazilian natives who are part of a putative class action that alleges the federal government is violating the U.S. Constitution by detaining immigrants who seek green cards through their spouses. Read more »

US Can't Split Yemenis' Case Alleging Immigration Bias

A New York federal judge on Monday denied the federal government's bid to break up a case in which several individuals allege that immigration officials are dragging out their bids to petition for relatives to enter the United States from Yemen because of the U.S. government's bias against Muslims. Read more »

NATIVE AMERICAN

DOI Solicitor Pulls Back Ruling On ND Tribal Mineral Rights

The office of the U.S. Department of the Interior's solicitor said Friday that it was temporarily taking back and suspending part of an Obama-era ruling by the same office that backed the Mandan, Hidatsa & Arikara Nation's claims against the state of North Dakota to certain mineral rights on the tribe's reservation. Read more »

8th Circ. Allows Block On ND Voter ID Law Through Primaries

The Eighth Circuit has refused North Dakota's bid to stay a district judge's injunction that blocked portions of a 2017 state voter identification law for discriminating against Native American voters, allowing the ruling to remain in effect through Tuesday's primary elections in the state. Read more »

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New Jersey Legislature
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New York State Senate
Office of Foreign Assets Control
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Securities and Exchange Commission
Texas Attorney General's Office
Texas Department of Criminal Justice
Three Affiliated Tribes of the Fort Berthold Reservation
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U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration

Net Neutrality Repeal Means Status Quo, Supporters Say

The Federal Communications Commission's net neutrality deregulation rules officially took effect Monday, as advocates of the new regime reiterated that nothing will change from a consumer standpoint. Read more »

Comcast Wary Of FCC Opening Up Its Spectrum For 5G

Comcast Corp. and NBCUniversal have told the Federal Communications Commission they still rely on C-band spectrum for transmitting broadcast content and that the band must be protected from interference as the agency considers opening spectrum access for 5G. Read more »

Telecoms Float Solution To $3.3B FCC Spectrum Credit Row

Two telecom companies denied some $3.3 billion in credits for spectrum licenses reserved for small businesses have urged the Federal Communications Commission to take another look at their request, arguing their revised operating agreements create more space from DISH Network Corp. Read more »

CIVIL RIGHTS

Texas Inmates' Settlement, $4.5M In Fees OK'd In Heat Suit

A Texas federal judge has approved a class action settlement on behalf of a group of prisoners who argued exposure to extreme heat violated their constitutional rights, including the approval of $4.5 million in fees and expenses that the Texas Department of Criminal Justice agreed to pay class counsel. Read more »

WHITE COLLAR

Ex-NY Senate Boss, Son Can't Dodge 2nd Graft Trial

A New York federal judge has refused to throw out corruption charges against former New York State Senate Majority Leader Dean Skelos and his son Adam, setting the stage for a retrial to begin next week. Read more »

AGs, Trump Duel Over Implications Of 'Emoluments'

Attorneys general for Maryland and the District of Columbia squared off Monday with the U.S. Department of Justice over the scope of the term "emoluments" in a battle in Maryland federal court over whether foreign payments to the Trump International Hotel in Washington violate the Constitution. Read more »

EXPERT ANALYSIS

A Look At 2 GDPR-Inspired Privacy Bills In Senate

The very public and high-profile allegations against Facebook have led to more discussion about data privacy than ever before within the U.S. Two pieces of proposed legislation have the potential to considerably change the U.S. data privacy regime, but it is not clear that either has a realistic chance of passing, say attorneys with Cleary Gottlieb Steen & Hamilton LLP. Read more »

Congress' Overlooked Environmental Legislation

The House recently passed — and now the Senate is considering — the most important piece of energy and environmental legislation it will consider all year. It isn't a revision to the Endangered Species Act or the Clean Water Act. It's the National Defense Authorization Act, say attorneys with WilmerHale. Read more »

Opinion

Claimants Shouldn't Be Forced To Disclose Litigation Funding

Many have compared the Litigation Funding Transparency Act — recently introduced in the Senate — to the established requirement that defendants disclose insurance coverage information. But the bill would result in costly discovery sideshows that unnecessarily burden claimants and courts, say Matthew Harrison

U.S. House of Representatives
U.S. Immigration and Customs Enforcement
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and John Harabedian of Bentham IMF. Read more »

Opinion

Hiding Complaints About Wall St. Benefits Mulvaney Donors

Since 2012, the Consumer Financial Protection Bureau has maintained a public database of consumer complaints that has helped hold financial institutions accountable for unscrupulous practices. But acting CFPB Director Mick Mulvaney — who received political contributions from some of the most complained-about companies in the database — appears to be on a quest to shut it down, say law professors Pamela Foohey and Amy Schmitz. Read more »

Series

Masterpiece Cakeshop: What Did The Baker Win?

The U.S. Supreme Court's decision in Masterpiece Cakeshop v. Colorado Civil Rights Commission granted victory to the cake shop owner, but on such narrow grounds that it won't protect other religious dissenters from anti-discrimination laws. And it's not generally understood how minuscule the victory is, says Andrew Koppelman, professor of law and political science at Northwestern University. Read more »

LEGAL INDUSTRY

Cravath Tops Milbank's Associate Pay Scale

Cravath Swaine & Moore LLP on Monday announced plans to top the mid- and senior-level associate pay scale set forth a week ago by Milbank Tweed Hadley & McCloy LLP. Read more »

Dentons Ignored Managing Director's Harassment, Suit Says

Dentons ignored a female business development specialist who complained that the male managing director of the firm's venture technology group repeatedly groped her and hit on her using graphic come-ons, according to a suit filed Monday in New York state court. Read more »

Nelson Mullins Will Merge With Fla. Firm Broad And Cassel

Nelson Mullins Riley & Scarborough LLP and Florida-based Broad and Cassel LLP will combine at the beginning of August, the firms announced on Monday, creating a consolidated firm with more than 725 attorneys nationwide and a strong footprint in the southeastern U.S. Read more »

Legal Tech Download: Reed Smith's Associate Feedback App

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at six recent developments. Read more »

Interview

15 Minutes With The General Counsel Of Vencore

Kevin Boyle has been the general counsel of Vencore for approximately the past year, guiding the $1.2 billion provider of information solutions, cybersecurity, engineering and analytics for the U.S. government through an initial public offering and a merger. Here, Law360 talks to Boyle about the recent merger, the one thing he values most in outside counsel, and his thoughts on the billable hour. Read more »

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COMPANIES

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American Bankers Association
American Bar Association
American Civil Liberties Union
Cable News Network Inc.
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Community Financial Corp.
DISH Network Corporation

DXC Technology Co.
Equifax Inc.
Exterro Inc.
F-Squared Investment Management LLC
Facebook
IMF Bentham Ltd.
Intelsat SA
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Kaspersky Lab Ltd.
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McKesson Corp.
NBCUniversal Inc.
National Consumer Law Center
National Wildlife Federation
Natural Resources Defense Council
Neota Logic Inc.
PayPal Inc.
Public Citizen Inc.
S1 Corporation
Southern Environmental Law Center
Sprint Nextel Corporation
Trump Organization Inc.
U.S. Chamber of Commerce
UnitedLex Corp.
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Veritas Capital Fund Management LLC
Washington & West LLC
Wells Fargo & Co.
Yelp Inc.

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Army Corps of Engineers
Bureau of Citizenship and Immigration Services
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Federal Trade Commission
Securities and Exchange Commission
U.S. Army
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
Bureau of Indian Affairs
Commonwealth of Kentucky
Equal Employment Opportunity Commission
Federal Bureau of Investigation
NAFTA
National Economic Council

National Labor Relations Board
New Jersey Legislature
New York State Assembly
New York State Senate
Office of Foreign Assets Control
Pennsylvania Department of Revenue
Pennsylvania Supreme Court
Texas Attorney General's Office
Texas Department of Criminal Justice
Three Affiliated Tribes of the Fort Berthold Reservation
U.S. Customs and Border Protection
U.S. Department of State
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Rossi Ralenkotter
Sent: Tue 3/13/2018 7:31:51 PM
Subject: Ultimate Vegas Sports Weekend a Success

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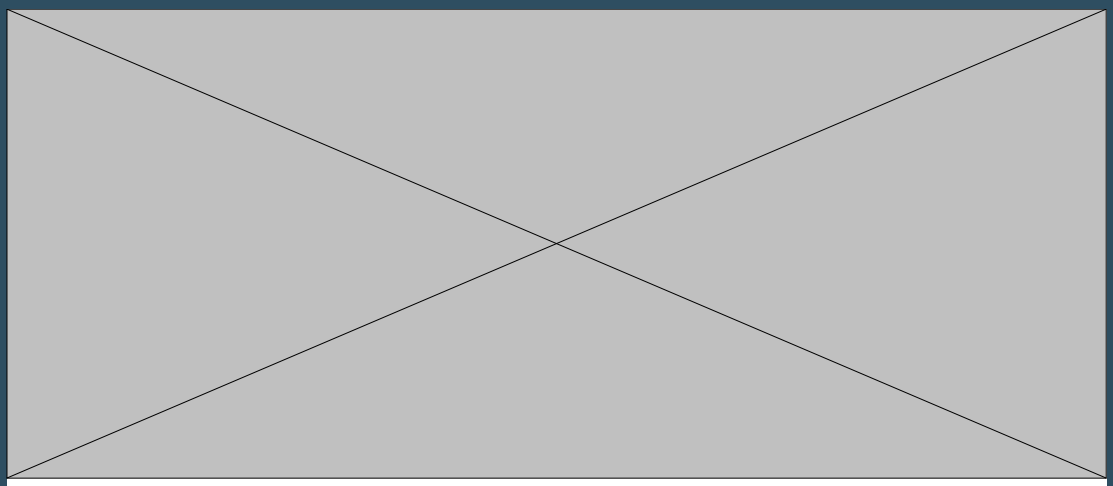


Las Vegas is Talk of the Sports World

I am excited to provide you with an update on the great success Las Vegas experienced with the first celebration of the Ultimate Vegas Sports Weekend. From March 2-5, the destination hosted four major sporting events, including NASCAR weekend, the USA Sevens rugby tournament, UFC 222 and the Vegas Golden Knights game with the Ottawa Senators. We estimate these events attracted approximately 150,000 visitors and added an additional $150 million in local economic impact. Many attendees were international visitors as NASCAR and the USA Sevens have large global followings.

The LVCVA coordinated with the four sports entities to come together and celebrate the incredible weekend and promote in partnership to fans around the world. We kicked off the weekend with a pep rally for fans at Toshiba Plaza in front of T-Mobile Arena. Each sport brought athletes and personalities to host a free program, along with interactive experiences and provided giveaways to attend the sporting events.

Media coverage of the pep rally was outstanding locally and led to national and international outlets picking up the news and using the Ultimate Vegas Sports Weekend theme in their highlights of the individual sports throughout the weekend. We also hosted a media familiarization tour with nine international and US-based journalists. The weekend's events garnered more than 10 million impressions, including coverage in all local outlets, USA Today and the Associated Press which garnered articles in the Washington Post, Newsday and more. Click HERE for the Associated Press article.

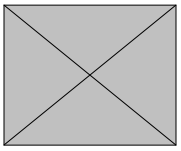
This inaugural celebration is just another step in our effort to increase the visibility of Las Vegas as a sports town. We will continue these efforts with the incredible lineup of sports

still to come this month, including three conference basketball tournaments, Big League Weekend with the Cubs and Indians, the World Men's Curling Championship, and more.

This is just one month of our sports offerings, and we look forward to welcoming back some of our long-time athletic events, including the NBA Summer League, the Professional Bull Riders, and the National Finals Rodeo. And we're very excited for the inaugural seasons of the Las Vegas Lights and the Las Vegas Aces, and look forward to this September when we welcome NASCAR back for a second race weekend.

Las Vegas continues to evolve and sports is the next big thing for our destination.

Sincerely,



Rossi Ralenkotter
Chief Executive Officer
Las Vegas Convention and Visitors Authority
3150 Paradise Road | Las Vegas, NV 89109
rralenkotter@lvcva.com | 702-892-7663

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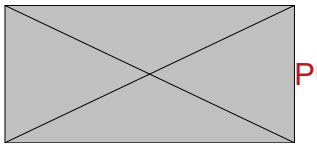
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 2/6/2019 9:42:52 AM
Subject: 'I Will Get It Built,' Trump Says Of Embattled Border Wall



PUBLIC POLICY.

Wednesday, February 6, 2019

TOP NEWS

'I Will Get It Built,' Trump Says Of Embattled Border Wall

President Donald Trump doubled down on his promise to construct a wall on the U.S.-Mexico border in his State of the Union address Tuesday night, urging Republicans and Democrats to reach an accord on border security as part of ongoing government funding negotiations. Read full article »

Alston & Bird Fighting Mueller Attys On Mystery Co. Subpoena

Lawyers from Alston & Bird LLP and Special Counsel Robert Mueller's office have been locked in a legal fight over a grand jury subpoena to a mystery foreign government-owned company, recent court filings have confirmed, the latest information to spill out of secret litigation now pending before the U.S. Supreme Court. Read full article »

Trump Seeks More Power After Touting China Tariffs, USMCA

President Donald Trump used Tuesday's State of the Union address to herald his administration's wave of tariffs on $250 billion worth of Chinese goods and rewrite of the North American free trade agreement, while also asking Congress to grant him more authority to impose tariffs on imports from around the globe. Read full article »

3rd Circuit Sinks Delaware's Party Balance On Bench Rule

The Third Circuit has found that Delaware's judicial political parity rule requiring equal representation of parties on the bench violates the First Amendment, handing a precedential victory Tuesday to a retired state Justice Department attorney who claims his independent political affiliation cost him a judgeship. Read full article »

State Of The Union Pushes For Drug Price Fixes

Amid monthslong partisan struggles with Congress, President Donald Trump reached out for compromise on health care reforms in his State of the Union address on Tuesday night, but swiftly got a frosty reception from mistrustful Democrats. Read full article »

Senate Panel Approves Key IRS, Treasury Nominations

The U.S. Senate Finance Committee on Tuesday approved the nominations of two officials for the U.S. Department of the Treasury, including the next chief counsel for the Internal Revenue Service. Read full article »

Trump's DC Circ. Pick: Old Writings Show 'Idealistic' Views

President Donald Trump's D.C. Circuit nominee Neomi Rao told lawmakers Tuesday that some of her past writings now make her "cringe," but that she was "idealistic" when penning college and law review pieces that Democrats say show too strong a conservative bent to serve on the court. Read full article »

Feds Blast Russian Co.'s Skadden FARA Case Comparison

The federal government said Tuesday a Russian company criminally charged with thwarting enforcement of the Foreign Agents Registration Act cannot claim it's been

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unfairly singled out by pointing to a Skadden Arps Slate Meagher & Flom LLP deal following the firm's own FARA violations. Read full article »

BANKING & SECURITIES

Fed Says 2019 Stress Tests Will Include Biggest Jobless Jump

The Federal Reserve said Tuesday that this year's stress testing scenarios for big banks will include the biggest spike in unemployment yet analyzed, but some banks will get a breather and everyone will get more information on the models used to grade their performance. Read full article »

Wall Street Wants Backup To Fight Fraud Targeting Seniors

Despite widespread support for prosecuting people who prey on the piggy banks of aging Americans, Wall Street often feels alone in its efforts to thwart financial crimes against seniors, attorneys said at a Tuesday conference hosted by the industry's leading trade group. Read full article »

Nasdaq, 300 Public Cos. Urge SEC To Update Proxy Rules

Nasdaq Inc. and more than 300 other publicly traded entities on Monday urged the U.S. Securities and Exchange Commission to update rules governing proxy advisory firms and proxy voting in an effort to bolster transparency and accuracy while taking aim at conflicts of interest. Read full article »

ENERGY & ENVIRONMENTAL

Senate Committee Backs Wheeler, Wright For Top EPA Spots

The Senate Committee on Environment and Public Works voted Tuesday to advance the nomination of acting administrator Andrew Wheeler as permanent head of the Environmental Protection Agency to the full Senate. Read full article »

6th Circ. Backs Use Of Ohio Forced Drilling Law

The Sixth Circuit on Monday upheld the dismissal of a constitutional challenge to an Ohio law allowing drillers to tap properties near ones they've leased without getting consent from landowners, saying a permit issued by state regulators to Chesapeake Exploration LLC doesn't constitute a "taking" under the 14th Amendment. Read full article »

Everglades Oil Well Gets Green Light From Fla. Appeals Court

A Florida appeals court on Tuesday reversed the state Department of Environmental Protection's denial of a permit for an exploratory oil well on property in Broward County considered part of the Everglades, saying the court can no longer merely defer to a state agency's interpretation of a statute. Read full article »

Dems Press Uranium Cos. On 'Critical Mineral' Designation

House Democrats on Tuesday asked the heads of two uranium mining companies to turn over documents and communications with the White House and various federal agencies regarding the U.S. Department of the Interior's decision to list the substance as a "critical mineral." Read full article »

HEALTH & LIFE SCIENCES

Feds Rip Mass. Bid To Revive Birth Control Row At 1st Circ.

The federal government has urged the First Circuit not to revive Massachusetts' challenge to Trump administration rules exempting employers claiming moral or religious objections from providing birth control coverage under the Affordable Care Act, saying the state didn't show the exemptions would harm it. Read full article »

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Bloomberg
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California Nurses Association/National Nurses United
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Comcast Corp.
Comerica Inc.
Competitive Enterprise Institute
Democratic National Committee
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Google Inc.
Instagram Inc.
Institutional Shareholder Services Inc.
Intelsat SA
Johnson & Johnson
Las Vegas Sands Corp.
Microsoft Corporation
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
NASDAQ OMX Group Inc.
National Congress of American Indians
Open Text Corporation

NJ, Pa. Attorneys General Blast DOJ's Reversal Of Wire Act

The New Jersey and Pennsylvania attorneys general are preparing to challenge the U.S. Department of Justice's recent opinion expanding the Wire Act's prohibition of interstate sports gambling to all interstate gambling, calling the implications "deeply troubling," they announced in a letter to the department Tuesday. Read full article »

REAL ESTATE

Lawmakers Want Answers On Watchdog's Trump Hotel Report

A group of senior GOP lawmakers asked a U.S. General Services Administration watchdog Monday to explain its recent report finding the agency failed to consider potential constitutional violations when it reviewed the Trump International Hotel lease, saying the report did not take the U.S. Department of Justice's views into account. Read full article »

NJ Hotel Builder Can't Beat Suit Over Subpar Public Notice

A New Jersey appeals court on Tuesday partly reversed a trial court ruling that favored a developer's Lakewood Township hotel project, saying a public notice failed to disclose that the plan included a restaurant with a liquor license and banquet facilities. Read full article »

EMPLOYMENT

Analysis

NJ Min. Wage A Test Of Political Will Without 'Off Ramps'

New Jersey stood apart from other states this week in enacting a $15 minimum wage bill without so-called off-ramp provisions that could ease the financial stress on businesses in the event of an economic downturn, leaving such a move up to Garden State lawmakers who appear unlikely to reverse course, experts say. Read full article »

Ex-NLRB Chair Pearce No Longer Seeking New Term

Former National Labor Relations Board Chairman Mark Gaston Pearce, whose second term on the board expired last summer, won't seek renomination for another go-around as a board member, he said in a Twitter post Tuesday. Read full article »

Fla. High Court Won't Hear Miami Beach Minimum Wage Row

The Florida Supreme Court said Tuesday it would not take up Miami Beach's appeal of a decision blocking the city's proposed minimum wage increase because it is barred by a 2003 state law prohibiting local minimum wage ordinances. Read full article »

Boeing Test Irrelevant In Union Pin Appeal, NLRB Says

The National Labor Relations Board on Monday defended findings that a California hospital illegally barred workers from wearing union-branded pins and badge reels in areas away from patients, urging the D.C. Circuit not to analyze the policies using the board's new, more employer-friendly Boeing rules test. Read full article »

COMPETITION

EU's Antitrust Chief Warns Not To Let Data Be Monopolized

Data is turning into a vital resource that can't be allowed to fall prey to monopolization, the European Union's top competition enforcer has said, noting that authorities are closely watching whether companies like Amazon are using their hold on information in an anti-competitive way. Read full article »

CYBERSECURITY & PRIVACY

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SIFMA
TD Ameritrade Holding Corp.
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Twitter Inc.
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Urban Outfitters, Inc.
Walgreens Boots Alliance Inc.
Wells Fargo & Co.
YouTube Inc.
ZTE Corp.

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Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Reclamation
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Confederated Tribes of the Colville Reservation
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Florida Supreme Court
Food and Drug Administration
General Services Administration Office of Inspector General
Government Accountability Office
Indian Health Service
Internal Revenue Service
Iowa Tribe of Kansas and Nebraska
NAFTA
National Labor Relations Board
Navajo Nation
New Jersey Legislature
Nuclear Regulatory Commission
Ohio Supreme Court
Pennsylvania Supreme Court
Sault Ste. Marie Tribe of Chippewa Indians
Securities and Exchange Commission

Sens. Float Bill To Tighten Scrutiny Of China's ZTE

A bipartisan group of senators announced Tuesday they had introduced a bill aimed at ensuring Chinese telecommunications giant ZTE Corp. lives up to conditions the Trump administration imposed last year when undoing the company's blacklisting from U.S. markets. Read full article »

MEDICAL MALPRACTICE

Pa. Senate Wants Time To Study Looser Med Mal Venue Rules

The Pennsylvania State Senate wants time to study the possible effects of loosening the venue rules for medical malpractice suits before the Pennsylvania Supreme Court makes any changes that could steer more cases to plaintiff-friendly courts in Philadelphia or Pittsburgh, according to a resolution passed Tuesday. Read full article »

INTERNATIONAL TRADE

USTR Raps China's Trade Regime In Stinging WTO Rebuke

U.S. Trade Representative Robert Lighthizer's office cried foul over China's alleged failure to abide by World Trade Organization rules in a sweeping report published late Monday, ratcheting up the Trump administration's persistent conflict with Beijing over trade policy. Read full article »

TAX

Analysis

National Digital Taxes Could Face State Aid Challenge In EU

Attempts to tax large tech companies in Europe could face another challenge in the form of scrutiny under the continent’s state aid rules as individual countries move forward with their own tax measures. Read full article »

IMMIGRATION

NAACP Reaches FOIA Deal In 2020 Census Spat

The NAACP closed a deal with the U.S. Department of Commerce in Connecticut federal court Monday to secure the release of documents related to the preparations for the 2020 census, which is under fire over a proposed question about citizenship status. Read full article »

Immigrant Activist Seeks Win In FOIA Suit Against ICE

An immigrant-rights activist on Monday asked a federal court in Seattle to order U.S. Immigration and Customs Enforcement to conduct a more thorough search of records related to the agency’s alleged methods of targeting its critics for deportation. Read full article »

NATIVE AMERICAN

Feature

Tribes Eye Federal Funding Changes Amid Shutdown Worry

With the federal government shutdown over for now, tribes and their allies are looking to ward off the harshest impacts of any potential repeat, but their struggle to provide necessary governmental services during the crisis has also renewed calls for more far-reaching changes in how tribes receive federal funding. Read full article »

TELECOMMUNICATIONS

Small Business Administration
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U.S. Attorney's Office
U.S. Census Bureau
U.S. Commission on Civil Rights
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
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U.S. Department of Veterans Affairs
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U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
World Trade Organization

Lawsuits Inevitable With C-Band Sale, Google And Charter Say

If the Federal Communications Commission permits private spectrum sales in the so-called C-Band instead of insisting the airwaves be reallocated through auction, the industry will react with a deluge of litigation, Google LLC and Charter Communications Inc. representatives said at a Washington, D.C., event Tuesday. Read full article »

House Dems Slam FCC Chief For Ignoring Their Questions

Two House Democrats accused the Federal Communications Commission chairman of dodging legitimate information requests from both lawmakers and the public, demanding the commission shed more light on its dealings and decisions. Read full article »

9th Circ. Affirms Charter Bias Suit Not Barred After Rethink

A Ninth Circuit panel on Monday stood by its November ruling that Charter Communications Inc. can't use its First Amendment freedom as a cable provider to escape racial bias claims from an African-American-owned production firm, handing down a nearly identical decision after granting Charter's bid for a rethink. Read full article »

EXPERT ANALYSIS

Did The Government Shutdown Delay Your Case?

The recent federal government shutdown was the longest ever and it delayed many civil cases against the government. Keith Bradley of Squire Patton Boggs LLP discusses how counsel can try to minimize the effects of a shutdown-induced delay, or take advantage of it. Read full article »

Opinion

New H-1B Plan Creates Bigger Problem Than It Aims To Solve

U.S. Citizenship and Immigration Services' recently finalized changes to the H-1B visa program were intended to reduce bureaucratic obstacles. Instead, they threaten the entire program's integrity, say David Berry and Eileen Lohmann of Berry Appleman & Leiden LLP. Read full article »

Farm Bill Gives Cannabis Companies Room To Grow

The Farm Bill, passed by Congress in late December 2018, brought the legalization of industrial hemp and consequent lifting of certain financial and tax restrictions for cannabis companies while still leaving a maze of conflicting regulations, especially around taxes, say Elaine Carey and Alexander Arnote of FTI Consulting Inc. Read full article »

Series

Why I Became A Lawyer: A Refugee's Journey Of Firsts

Even as a child in war-torn Iran, I began to develop a sense of justice and a desire for equality and the rule of law. These instincts ultimately guided me to become a federal prosecutor, and now a partner in private practice, says Raymond Aghaian of Kilpatrick Townsend & Stockton LLP. Read full article »

LEGAL INDUSTRY

Wilson Sonsini Unveils Tech Unit With Eye On Privacy Regs

Wilson Sonsini Goodrich & Rosati PC has created its own technology subsidiary called SixFifty, which will develop and sell an array of legal software, starting with a tool that helps companies comply with new privacy regulations in California, the firm announced Tuesday. Read full article »

It's Déjà Vu As Witness Aids Juror, Prompts Risperdal Mistrial

A trial over breast growth allegedly linked to the antipsychotic medication Risperdal ended suddenly Tuesday after an expert witness rushed off the stand to aid a juror having a seizure — the second such incident involving the doctor in the last two years. Read full article »

Ex-Milberg Atty Gets OK For Latest Step In $15M Recovery Bid

A New York state judge cleared the way Tuesday for ex-Milberg LLP partner and convicted felon Steven Schulman to serve his former firm and its new incarnation Milberg Tadler Phillips Grossman LLP with restraining notices in a bid to collect on a $15 million judgment. Read full article »

Trademark Fight Centers On Which Law Firm Is 'Bold'

Two law firms named "Bold," one based in Washington and another in Colorado, are battling over the trademark rights to their shared term. Read full article »

Legal Tech Download: Big Money In Legal Technology

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at six recent developments. Read full article »

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Confederated Tribes of the Colville Reservation
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Florida Supreme Court
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Subject: AMI Announces All-New Floor-Model Jukebox

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From: Public Policy Law360
Sent: Wed 8/14/2019 9:28:01 AM
Subject: Due Process At Risk For Families On Deportation Fast Track

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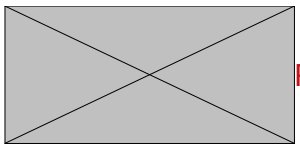

PUBLIC POLICY.

Wednesday, August 14, 2019

TOP NEWS

Analysis

Due Process At Risk For Families On Deportation Fast Track

The Trump administration's practice of speeding up immigration court proceedings for newly arrived families creates significant barriers to access to counsel and raises due process concerns.

Read full article »

Analysis

CBP Vetting Proposal Could Pose Hurdles For Brokers

A Tuesday proposal from U.S. Customs and Border Protection meant to crack down on importer fraud could expose customs brokers to unrealistic vetting procedures and steep penalties for minor infractions.

Read full article »

Analysis

FCC's Hands Likely Tied On White House Anti-Bias Order

A possible White House executive order seeking new rules from the Federal Communications Commission to crack down on online platforms may set up a confrontation with the agency, which is known for its independence and dedication to free speech.

Read full article »

Analysis

Recession Could Raise Stakes Of OECD Tax Negotiations

A global economic slowdown could complicate already fraught talks on reallocating taxing rights, part of the Organization for Economic Cooperation and Development's effort to change the international tax system.

Read full article »

Dem Leader Sees Several Paths To Gun Background Checks

House Majority Leader Steny Hoyer on Tuesday said Democrats may use government funding as leverage to press the Senate to accept new background checks on all gun purchases.

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Trump Barred From Relying On Energy Advisory Panel Advice

A Montana federal judge on Tuesday blocked the Trump administration from relying on the recommendations of an improperly reestablished energy advisory committee, handing a partial win to an environmental group that can't "succeed on all its claims" but has "identified a gaping hole in government accountability."

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BANKING & SECURITIES

Changes To Accredited Investor Rules Take Priority At SEC

A U.S. Securities and Exchange Commission official said Tuesday that the agency expects to propose revisions to longstanding rules that determine who can invest in private offerings before it moves on to additional questions concerning the regulation of nonpublic offerings.

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ENERGY & ENVIRONMENTAL

Analysis

4 Takeaways From The Trump Administration's ESA Changes

The Trump administration's new rules rolling back several Endangered Species Act protections deliver changes sought by industry and some states that will ease the path for projects such as oil and gas pipelines, but Democrats and environmentalists have already announced their intention to fight back. Here, Law360 looks at four noteworthy aspects of the rules.

Read full article »

EPA-Approved Pollution Levels For DC Rivers Rejected

A D.C. federal judge has said the U.S. Environmental Protection Agency approved water pollution guidelines for rivers that flow through the nation's capital without demonstrating they would protect public safety, in violation of the Clean Water Act.

1 document attached | Read full article »

Blue States Join Fight Against Trump's Power Plant Rule

New York and California led dozens of blue states and cities Tuesday in launching a D.C. Circuit challenge to the Trump administration's replacement of the Clean Power Plan, joining public health groups that have already targeted the rule supplanting the Obama administration's signature climate change regulation.

Petition attached | Read full article »

HEALTH & LIFE SCIENCES

DC Circ. Wipes Out Win For Hospitals On Medicaid Pay

The D.C. Circuit on Tuesday reinstated a 2017 rule that details how to calculate the amount of supplemental Medicaid funds for hospitals with a large number of low-income patients, saying the rule is consistent with the Medicaid Act.

Opinion attached | Read full article »

TRANSPORTATION & INFRASTRUCTURE

Manly Stewart Finaldi
McDermott Will
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Orrick Herrington
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Sanford Heisler
Schnader Harrison
Simmons & Simmons
Simon Peragine
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White & Case
Winston & Strawn
Zuckerman Spaeder

COMPANIES

Organisation for Economic Co-operation and Development
AT&T Inc.
Altice USA
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Public Health Association
Amgen Inc.
Ashland Inc.
Axos Financial Inc.
Boy Scouts of America
Business Roundtable
Cable News Network Inc.
Center for Biological Diversity
Charter Communications Inc.
Chevron Corp.
Comcast Corp.
Communications Workers of America
ConocoPhillips Co.
Facebook Inc.
ING Groep N.V.
Ineos Group Ltd.
International Centre for Settlement of Investment Disputes
Major Lindsey & Africa
Massachusetts Bar Association

Motorists' 3rd Circ. Bid To Revive Pa. Tolls Suit Hits The Skids

The Third Circuit on Tuesday rejected motorists' claims that the Pennsylvania Turnpike Commission unconstitutionally charged excessive tolls that officials then used to pay for non-highway purposes, saying Congress expressly allowed states to use toll revenues for public transit and other transportation projects.

Opinion attached | Read full article »

COMPETITION

Analysis

T-Mobile-Sprint Highlights Antitrust Concerns Over Biz Docs

Comcast and AT&T are not part of T-Mobile's purchase of Sprint but nevertheless have a vested interest in a challenge to the merger thanks to document requests for their confidential information in the case and the common struggle over how to safeguard highly sensitive business information often at the heart of antitrust cases.

Read full article »

CYBERSECURITY & PRIVACY

Worker Rights Groups Oppose Use Of I-9s In ID Theft Suits

Labor unions and workplace rights advocates urged the U.S. Supreme Court on Tuesday to find that federal immigration law preempts the use of I-9 documents in prosecuting state identity theft crimes.

☒ *2 documents attached* | Read full article »

PERSONAL IDENTITY

Analysis

NY Law Will Spark Surge In Child Sexual Abuse Cases

A New York law set to take effect Wednesday will allow previously untimely child sexual abuse claims to be filed in the state's civil courts, and attorneys say they expect to lodge hundreds if not thousands of such suits in the coming months.

Read full article »

INTERNATIONAL TRADE

Trump Delays New Tariff On Chinese Laptops, Phones

The Trump administration on Tuesday forged ahead with its plan to impose a new 10% tariff on roughly $300 billion of Chinese goods on Sept. 1, but also opted to delay the tariff by three months for valuable consumer goods like smartphones, laptops, video game consoles and clothing.

☒ *2 documents attached* | Read full article »

Trump Acknowledges Consumers Could Bear Tariff Costs

President Donald Trump said Tuesday he was delaying tariffs on Chinese toys, phones and computers to avoid potential price increases for American consumers, departing briefly from his repeated inaccurate claims that Beijing alone is bearing the brunt of his duties.

Read full article »

TAX

National Association for the Advancement of Colored People
National Consumer Law Center
National Immigration Law Center
National Rifle Association of America
Northrop Grumman Corp.
PG&E Corp.
Public Knowledge
Riverkeeper Inc.
Royal Dutch Shell PLC
Safe Horizon Inc.
Samsung Electronics Co. Ltd.
Sanofi-Aventis
Singapore International Arbitration Centre
Southern Poverty Law Center
Sprint Nextel Corporation
T-Mobile USA Inc.
Twitter Inc.
U.S. Chamber of Commerce
UnitedLex Corp.
Wayfair LLC
YouTube Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Supreme Court
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Department of Commerce
European Commission
European Union
Federal Communications Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
International Monetary Fund
National Marine Fisheries Service
National Telecommunications and Information Administration
New Hampshire Department of Justice
New York Attorney General's Office
Nooksack Indian Tribe
Office of the U.S. Trade Representative
Pennsylvania Department of

Sens. Float Permanent Alcohol Tax Cut, Other Extenders Plans

Lawmakers on the Senate Finance Committee Tuesday released recommendations for a long-term resolution on a package of temporary tax provisions known as tax extenders, including making permanent a tax cut for alcohol products.

3 documents attached | Read full article »

Calif. Property Tax Ballot Measure Resubmitted With Changes

Supporters of a 2020 California ballot measure that could change how large commercial and industrial properties are taxed and increase property tax revenues by billions resubmitted the measure on Tuesday with changes to help more small businesses, organizers said.

1 document attached | Read full article »

Texas To Pitch $500K Nexus Threshold For Franchise Tax

Texas would adopt a $500,000 economic threshold for its franchise tax in response to the Wayfair decision under a rule the state comptroller plans to propose in the next few weeks, according to the comptroller's office.

Proposed Rule attached | Read full article »

CSX Says Railroad Law Exempts $16M Moving Costs From Tax

The government cannot tax more than $16 million in moving expenses CSX covered for its employees because the expenses were required by business considerations and therefore are tax exempt under federal law, the company has told a Florida federal court.

Response attached | Read full article »

BANKRUPTCY

PG&E Faces Tough Crowd As It Fights For Ch. 11 Exclusivity

PG&E battled Tuesday to protect its right to exclusively pitch a Chapter 11 plan through September, though its claims of being an "honest broker" drew laughter from a courtroom crowded with Northern California wildfire victims, as well as bondholders and insurers seeking to propose their own plans.

Read full article »

IMMIGRATION

DC Circ. Won't Toss Diversity Visa Applicants' Suit

The D.C. Circuit found Tuesday that Yemeni and Iranian immigrants may still be entitled to diversity lottery visas that they had failed to obtain after President Donald Trump's travel ban went into effect.

Opinion attached | Read full article »

Counties Challenge Trump's Immigration Rule On Public Aid

Two California counties on Tuesday became the first to file suit challenging a Trump administration rule targeting immigrants on public assistance, arguing that it violates federal immigration and administrative laws.

Read full article »

NATIVE AMERICAN

Transportation
Securities and Exchange Commission
Texas Comptroller of Public Accounts
The Pennsylvania Turnpike Commission Inc.
U.S. Attorney's Office
U.S. Bankruptcy Court for the Northern District of California
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Federal Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. District Court for the Middle District of Florida
U.S. District Court for the Northern District of California
U.S. District Court for the Western District of Washington
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United States District Court for the District of Montana
World Bank Group

DOI Gets Win In Tribal Council Candidates' Election Fight

A Washington federal judge sided with the Department of the Interior Tuesday, saying Nooksack tribal council candidates had not shown there was a policy that elections had to comply with tribal law, and as such, the agency had the right to certify the election results despite fraud allegations.

Order attached | Read full article »

TELECOMMUNICATIONS

Defense Bill Threatens FCC Spectrum Powers: Tech Group

A technology industry trade group has asked federal lawmakers to reconsider a proposal that would shift some 5G spectrum-management power to the U.S. Department of Defense and away from the traditional spectrum regulator, the Federal Communications Commission.

2 documents attached | Read full article »

Advocates Blast FCC's 'Cruel' Budget Cap Proposal

A slew of public interest groups have told the Federal Communications Commission that a commission plan to impose an overall budget cap on the agency's subsidies for internet deployment would be "cruel and administratively burdensome to no purpose" and could pit infrastructure programs against vouchers for poor families.

2 documents attached | Read full article »

EXPERT ANALYSIS

How 2 Robocall Bills Would Affect TCPA Enforcement

Two bills in Congress — the Telephone Robocall Abuse Criminal Enforcement and Deterrence Act and the Stopping Bad Robocalls Act — seek to prop up the Telephone Consumer Protection Act, though the SBRA is far more expansive and may meet with resistance in the Senate, says Eric Troutman of Squire Patton.

Read full article »

Will New Hampshire's Anti-Wayfair Law Stand?

New Hampshire has enacted a law in opposition to the South Dakota v. Wayfair decision, to prevent foreign taxing jurisdictions from imposing sales tax collection obligations on New Hampshire remote sellers in contravention to the state or U.S. Constitution. However, foreign taxing jurisdictions are unlikely to take this lying down, says Michael Bowen of Akerman.

Read full article »

Patent Opportunities In FDA Bispecific Antibody Guidance

Based on the U.S. Food and Drug Administration's recent guidance on bispecific antibody products, companies may consider aligning their patent strategy with three issues in order to acquire a competitive advantage, say attorneys at Morgan Lewis.

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LEGAL INDUSTRY

Global 20: Squire Patton Boggs

Squire Patton Boggs LLP helped the Republic of Kosovo dodge a €380 million investment treaty claim, one of the many victories it has secured for states and multinational companies, landing the firm a spot on Law360's Global 20 list for the seventh year in a row.

Read full article »

Why More Law Firms Are Tapping Into New Revenue Sources

BigLaw firms are increasingly tapping into new revenue sources outside offering legal advice. Here, a look at what's driving an increasing number of firms to make the dive.

Read full article »

Last Jones Day 'Doe' Bows Out Of Sex Bias Suit

The last pseudonymous plaintiff in a proposed class action accusing Jones Day of underpaying its female lawyers has dropped off the case, just days after a Washington, D.C., federal judge said she could no longer press her claims without revealing her name.

Read full article »

Ex-Skadden Atty's Trial Delayed By Jury Selection Restart

The D.C. federal judge overseeing the trial of ex-Skadden partner Greg Craig called Tuesday for a restart on jury selection after the government raised concerns over her decision the previous day to clear the courtroom for that process, delaying the start of the proceeding at least two days.

Read full article »

Winston Rips Ex-Partner's Opposition To High Court Bid

Winston & Strawn LLP on Tuesday tore into arguments made by a former partner who is fighting the firm's bid for the U.S. Supreme Court to review a California appeals court ruling that an arbitration agreement illegally limits the lawyer's statutory rights.

Read full article »

New ABA President Takes On Access To Justice, Diversity

Judy Perry Martinez, of counsel at Simon Peragine Smith & Redfearn LLP, kicked off her one-year term as president of the American Bar Association this week by underscoring the organization's commitment to promoting access to justice as well as diversity and inclusion in the legal industry.

Read full article »

ABA Urges Courts, Attys To Think Carefully About AI Ethics

The American Bar Association's policymaking body has passed a resolution encouraging courts and lawyers to address ethical considerations involved in the use of artificial intelligence by attorneys, saying that as AI becomes increasingly standard, it is important for the legal profession to use it ethically.

Read full article »

Mass. Judge Accused Of Obstructing ICE Gets Pay Restored

Massachusetts' highest court issued an order Tuesday morning restoring pay for state Judge Shelley M. Joseph dating back to April 25, when she was suspended without pay following her indictment for allegedly helping a man escape an immigration officer at her courthouse.

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Organisation for Economic Co-operation and Development
AT&T Inc.
Altice USA
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Public Health Association
Amgen Inc.
Ashland Inc.
Axos Financial Inc.
Boy Scouts of America
Business Roundtable
Cable News Network Inc.
Center for Biological Diversity
Charter Communications Inc.
Chevron Corp.
Communications Workers of America
ConocoPhillips Co.
Facebook Inc.
ING Groep N.V.
Ineos Group Ltd.
International Centre for Settlement of Investment Disputes
Major Lindsey & Africa
Massachusetts Bar Association
National Association for the Advancement of Colored People
National Consumer Law Center
National Immigration Law Center
National Rifle Association of America
Northrop Grumman Corp.
PG&E Corp.
Public Knowledge
Riverkeeper Inc.
Royal Dutch Shell PLC
Safe Horizon Inc.
Samsung Electronics Co. Ltd.
Sanofi-Aventis
Singapore International Arbitration Centre
Southern Poverty Law Center
Sprint Nextel Corporation
T-Mobile USA Inc.
Twitter Inc.
U.S. Chamber of Commerce
UnitedLex Corp.
YouTube Inc.

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U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
U.S. Department of Homeland Security
U.S. Attorney's Office
European Union
Federal Trade Commission
Office of the U.S. Trade Representative
U.S. Customs and Border Protection
U.S. Department of State
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
California Supreme Court
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Department of Commerce
European Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
International Monetary Fund
National Marine Fisheries Service
National Telecommunications and Information Administration
New Hampshire Department of Justice
New York Attorney General's Office
Nooksack Indian Tribe
Pennsylvania Department of Transportation
Securities and Exchange Commission
Texas Comptroller of Public Accounts
The Pennsylvania Turnpike Commission Inc.
U.S. Bankruptcy Court for the Northern District of California
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Federal Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of the Interior
U.S. District Court for the Middle District of Florida
U.S. District Court for the Northern District of California
U.S. District Court for the Western District of Washington
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U.S. Immigration and Customs Enforcement
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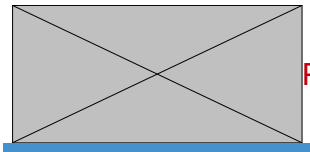
Subject: [Marketing Mail] Trump Admin Cuts ABA Out Of Federal Judge Vetting Process



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Monday, April 3, 2017

TOP NEWS

Trump Admin Cuts ABA Out Of Federal Judge Vetting Process

The American Bar Association has been told by the Trump administration that the White House will be breaking from a long-standing practice of having the group evaluate district and circuit judge candidates, the association announced Friday.

Key Dems To Oppose Gorsuch, Filibuster Looms Closer

Tenth Circuit Judge Neil Gorsuch's climb to be confirmed to the U.S. Supreme Court in a Senate vote next week just got a little steeper as two key Democrats came out against his nomination.

Analysis

Trump's NAFTA Plan Must Begin With New Hill Strategy

As the Trump administration looks to rebound from its failure to pass health care reform, it will need to improve coordination with Congress if it hopes to achieve another politically fraught goal — renegotiating the North American Free Trade Agreement, with a draft plan already raising eyebrows for tinkering around the edges as opposed to the massive overhaul Trump promised during the campaign.

Analysis

3 Things To Watch After FCC's Privacy Rules Get The Ax

Congress' vote striking down privacy regulations for broadband providers, expected to get President Donald Trump's signature, rolls back late Obama-era rules, but experts say it also leaves major policy questions about the regulation of broadband providers unanswered. Here are three things to watch for.

Trump Takes Aim At Trade 'Cheaters' In 2 Exec Orders

President Donald Trump banged the gong of unfair trade practices and importers cheating their import duty obligations as he signed a pair of executive orders Friday directing a review of the United States' trade relationships and zeroing in on unpaid anti-dumping tariffs.

Analysis

Nixing EPA's Right To Regulate GHGs Would Be A Tall Order

President Donald Trump may have formally declared war on federal climate change regulation via executive order, but any attempt to scrap the U.S. Environmental Protection Agency's landmark 2009 conclusion that greenhouse gases endanger the public would have to contend with a trio of rulings that experts say the U.S. Supreme Court isn't eager to revisit.

LAW FIRMS

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Cleary Gottlieb
Clifford Chance
Cooch and Taylor
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Dewey & LeBoeuf
Dorsey & Whitney
Drinker Biddle
Finnegan
Florio Kenny
Foster Swift
Fox Rothschild
Fraser Trebilcock
Gibson Dunn
Goldstein & Russell
Goodwin
Greenberg Traurig
Hall Estill
Hertz Schram
Hogan Lovells
Jones Day
K&L Gates
Kaplan Rice
Kirkland & Ellis
Kotz Sangster
Kramer Levin

McDonnell Creates New But Difficult Path For Menendez

The U.S. Supreme Court's landmark McDonnell decision last year creates an opening for U.S. Sen. Bob Menendez, D-N.J., to challenge his corruption charges over the meaning of "official acts," but such an argument may prove difficult because the senator allegedly took on a substantial advocacy role for his benefactor, attorneys say.

Morgan Lewis Axed By Client Over Ties To Trump

An investment fund has fired Morgan Lewis & Bockius LLP as its outside counsel over the law firm's handling of President Donald Trump's business divestitures, saying in a recent letter to chair Jami Wintz McKeon that the firm's work has enabled and legitimized "ethical carnage."

BANKING & SECURITIES

IOSCO Enhances Int'l Cooperation Standards For Enforcement

The International Organization of Securities Commissions, a global body of securities regulators, said Friday that it approved a new agreement enhancing the standards for cooperation between regulators fighting cross-border financial fraud and misconduct.

CFPB Takes On Trump In Leadership Battle At DC Circ.

The Consumer Financial Protection Bureau on Friday took on the Trump administration and a mortgage servicer by defending the constitutionality of its single-director leadership structure before the D.C. Circuit.

Del. Bill Floated To Block TransPerfect-Type Court Snarls

In a move prompted by the TransPerfect Corp. litigation saga, Delaware lawmakers floated legislation late Thursday that would require a minimum three-year test of alternatives before a court-ordered sale or dissolution of a solvent company.

ENERGY & ENVIRONMENTAL

Acting DOJ Enviro Head Says Enforcement Is Still A Priority

The acting head of the environmental division of the U.S. Department of Justice said Friday that enforcement will continue to be a priority under the Trump administration, but he signaled that there may be some areas in which it's less inclined to act.

EPA Yanks CPP-Related Proposals After Trump's Exec. Order

The U.S. Environmental Protection Agency is abandoning two Obama administration proposals related to the Clean Power Plan under President Donald Trump's executive order directing the agency to consider rolling the plan back and to reduce regulatory burdens on domestic energy development, saying the measures may not mesh with its working understanding of its authority.

Judge Remands Flint Crisis Suit To Mich. Court Of Claims

A Michigan federal judge on Friday sent a lawsuit against current and former employees of Michigan's Department of Environmental Quality over the Flint lead contamination crisis back to the Michigan Court of Claims, saying the employees weren't acting under any federal agency.

Shiloh Breached Fluor Enviro Deal With Cleanup Request

A California federal judge ruled Friday that The Shiloh Group breached an environmental remediation settlement over a site formerly owned by construction company Fluor Corp. when it asked state environmental regulators to order additional cleanup of the land, saying the remediation deal waived all claims against Fluor.

FWS Urges High Court To Uphold Polar Bear Habitat Ruling

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Sidley Austin
Silverstein & Pomerantz
Simpson Thacher
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Stoel Rives
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Thompson & Knight
Van Ness Feldman
Vinson & Elkins
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WilmerHale
Womble Carlyle
Zelle LLP

COMPANIES

AOL Inc.
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American Bar Association
American Civil Liberties Union
American Electric Power Company Inc

The U.S. Fish and Wildlife Service has urged the U.S. Supreme Court not to upend a Ninth Circuit decision backing the agency's critical habitat designation for the polar bear, saying that the agency properly applied federal standards in designating a massive land area for the endangered animal.

HEALTH & LIFE SCIENCES

Judge Lets Ky. Abortion Clinic Stay Open During Suit

A Kentucky federal judge on Friday blocked the state from enforcing a law which would shutter its only licensed abortion facility, finding the clinic, backed by the American Civil Liberties Union, is likely to prove the law's requirements are unconstitutional.

Planned Parenthood Tells 6th Circ. To Require Ohio Funding

Two Planned Parenthood affiliates have urged the Sixth Circuit to uphold an Ohio federal court's decision that the state couldn't cut off the organization's funding just because it offers abortions, saying the loss will gut other services that are vital to the community.

Health, Pharma Sectors Will Be FTC Focus, Ohlhausen Says

In the midst of uncertainty about the direction antitrust and merger policy will take under the Trump administration, the acting head of the Federal Trade Commission said Friday it will prioritize enforcement in the health care and pharmaceutical sectors.

COMPETITION

Politics Won't Play A Role In FTC Antitrust, Official Warns

The Federal Trade Commission's top antitrust official on Friday cautioned that politics would play no part in the agency's antitrust enforcement under the Trump administration, emphasizing that decades of case law keep U.S. competition enforcement tied to sound economics.

DOJ Defends Antitrust Leniency Policy Amid Uncertainties

Antitrust practitioners have questioned whether the U.S. Department of Justice has shifted its stance on leniency for whistleblowers after the DOJ revised a set of frequently asked questions, but a top agency official maintained Friday that the policy has not changed.

GOVERNMENT CONTRACTS

Analysis

Ex-Philly US Atty Predicts No Falloff In FCA Enforcement

Drug and device manufacturers and other players in the health care world should not expect relief in enforcement of the False Claims Act with Jeff Sessions as attorney general, Zane David Memeger, former U.S. attorney for the Philadelphia region, told Law360 in a wide-ranging recent interview that also touched on the region's ongoing legacy of public corruption.

Tillerson Wants Pledge To Boost NATO Defense Spending

Secretary of State Rex Tillerson on Friday urged most NATO members to either boost, or develop plans to boost, their defense spending by the end of 2017, arguing the U.S. is paying a "disproportionate share" of the total defense spending of the alliance.

Intel Watchdogs Find In-Fighting, Stretched Resources

Intelligence agencies responsible for collecting and sharing domestic counterterrorism information need to update badly outdated collaboration guidance, stop fighting turf wars and better understand their fellow agencies, and better

American Federation of Labor and Congress of Industrial Organizations
Anheuser-Busch Inbev SA/NV
Arctic Slope Regional Corp.
Association of Corporate Counsel
Aurora Health Care Inc.
Broadcom Ltd.
CIT Group Inc.
CTIA
Center for Biological Diversity Inc.
Daimler AG
Delaware State Bar Association
DiamondRock Hospitality Company
Endo International Plc
Environmental Defense Fund Inc.
Exxon Mobil Corporation
Fiserv, Inc.
GTSI Corp.
Gemalto NV
GlaxoSmithKline
Goodyear Tire & Rubber Co.
Google Inc.
Hamilton Lane
Hill & Knowlton Strategies
Howard Energy Partners
Hyatt Hotels Corporation
Indivior PLC
Intel Corporation
Intelsat SA
International Business Machines Corporation
JPMorgan Chase & Co.
Johnson & Johnson
Kroll Inc.
Lambda Legal Defense & Educational Fund
Lockheed Martin
Maxor National Pharmacy Services LLC
MicroStrategy Incorporated
Mylan NV
National Association of Attorneys General
National Association of Broadcasters
Navistar International Corporation
New Jersey Resources Corporation
Olgoonik Corp.
Orange SA
PHH Corporation

allocate stretched resources and personnel, their internal watchdogs said Friday.

Air Force Secretary Nominee Defends Federal Contract Work

U.S. Air Force secretary nominee Heather Wilson on Thursday defended consulting work she had done for National Nuclear Security Administration laboratories under contracts criticized by a watchdog for violating the Federal Acquisition Regulation, saying any problems with the deal were the fault of the labs.

City Council Wrong To Hire Atty For Probe, NJ Judge Says

A New Jersey state judge has found that the Perth Amboy City Council improperly usurped the power of Mayor Wilda Diaz by contracting with an outside attorney last year to investigate a Diaz appointment, saying the mayor has the sole authority to negotiate and sign such contracts.

INTERNATIONAL TRADE

Trump To Officially Nominate McAleenan For Customs Head

President Donald Trump has nominated acting Deputy Commissioner of U.S. Customs and Border Protection Kevin McAleenan to serve as commissioner of the agency, a key role for a president who has stirred controversy by cracking down on immigration since January, it was announced on Thursday.

USTR Dings China For Long-Standing Trade Hurdles

The United States Trade Representative, the administration's chief trade authority, criticized Chinese trade policies on manufacturing, intellectual property and other issues days before President Donald Trump is set to meet Chinese President Xi Jinping.

TAX

IRS Puts Out Guidance On Small Biz Research Credit Changes

The Treasury Department put out temporary guidance for small businesses Thursday, aiming to give clarity to businesses with up to $5 million in revenue claiming research credits against payroll tax liability.

Nixing Of Mich. Tax Accord Merits Review, Justices Told

Gillette, Goodyear and DirecTV urged the U.S. Supreme Court to settle their due process concerns by reviewing a Michigan appeals court ruling that backed Michigan's decision to retroactively withdraw from a multistate tax agreement used to calculate corporate franchise taxes.

IMMIGRATION

Sessions To Grow Deportation Program For Jailed Immigrants

Attorney General Jeff Sessions said on Thursday that the U.S. Department of Justice will be expanding and modernizing the agency's Institutional Hearing Program, which the agency said will speed up the deportation of incarcerated immigrants convicted of crimes and reduce costs to taxpayers.

NATIVE AMERICAN

Analysis

House Dem Laments Energy Cos.' 'Lust' For Tribal Lands

President Donald Trump's moves to roll back environmental regulations and speed up infrastructure projects are stoking the energy industry's "fundamental lust" for development of public and tribal lands, Rep. Raul Grijalva, D-Ariz., told Law360 in an exclusive interview, adding that a controversial copper mine in Arizona is shaping up as a key battleground between the Trump administration and tribal interests.

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TransCanada Corporation
Trump Organization Inc.
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Cheyenne River Sioux Tribe
Consumer Financial Protection Bureau
Council on Environmental Quality
Crow Nation
Delaware Court of Chancery
Department of Commerce
Drug Enforcement Administration
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.

BIA Urges 9th Circ. To End Injunction In Tribal Contract Row

The Bureau of Indian Affairs again urged the Ninth Circuit on Thursday to dissolve an injunction barring new contracts for services on a shared Wyoming reservation without the consent of both tribes, saying there's no chance the circumstances that spawned the suit would recur.

TELECOMMUNICATIONS

FCC Broadcast Spectrum Auction Wraps Up At $19.8B

The Federal Communications Commission has concluded the assignment phase of part of its broadcast incentive auction, raising the overall price tag on spectrum that will be repurposed for wireless use by about $136 million to $19.8 billion.

PEOPLE

Ex-US Attorney In NC Joins Womble Carlyle

The former U.S. attorney for the Middle District of North Carolina, who worked on the federal government's case challenging a North Carolina law that required transgender individuals to use the bathroom corresponding with the sex on their birth certificates, has joined Womble Carlyle Sandridge & Rice LLP.

EXPERT ANALYSIS

Series

Advocate For An Agency: Ex-CPSC GC Cheryl Falvey

The U.S. Consumer Product Safety Commission is tasked with regulating a wide range of products, while operating with only narrow rulemaking authority and a tight budget. Cheryl Falvey, general counsel of the CPSC from 2008 to 2012, describes how she and agency staff responded creatively to the Chinese drywall crisis and other urgent problems that required coordination across multiple agencies and governments.

Financial Reform: Let's Not Toss Out What's Working

Those who criticize Dodd-Frank's implementing regulations as either unnecessary or overly complex — pointing to rules regarding conflict minerals in the Congo, disclosure rules for oil companies' dealings with foreign governments, or expensive stress testing — cannot ignore the unique and central role of regulated banking for the American economy, says Patrick Richard of Nossaman LLP.

A Sign Of Targeted Patent Reform In Congress?

Three months into the 115th congressional term, no patent bill has been proposed yet. However, the Lawsuit Abuse Reduction Act, passed by the House in early March and not specifically targeted at patents, hints at what might come next, say attorneys with Finnegan Henderson Farabow Garrett & Dunner LLP.

Trump's EO: What's Next For Energy, Enviro And Climate?

President Trump's recent executive order, "Promoting Energy Independence and Economic Growth," is not limited to climate-related initiatives. Rather, it calls for a sweeping re-examination and potential rebalancing of U.S. policy regarding energy and the environment, say attorneys at Arnold & Porter Kaye Scholer LLP.

In Congress: Gorsuch And The 'Nuclear Option'

There remain institutional voices seeking to avoid a showdown over the nomination of Judge Neil Gorsuch, but for now it is likely that by the end of the week the nation will have a new member of the U.S. Supreme Court and the Senate minority will have lost another tool, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

LEGAL INDUSTRY

Federal Emergency Management Agency
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
International Trade Commission
Inupiat Community of the Arctic Slope
Kentucky Cabinet for Health & Family Services
Legal Services Corp.
Michigan Department of Treasury
NAFTA
NATO
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Nuclear Security Administration
New York Attorney General's Office
Northern Arapaho Tribe
Oak Ridge National Laboratory
Office of the U.S. Trade Representative
Ohio Department of Health
San Carlos Apache Nation
Sandia National Laboratories
Securities and Exchange Commission
Standing Rock Sioux Tribe
U.S. Air Force
U.S. Army
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Forest Service

The Top In-House Hires Of March

March's notable legal department hires include a U.S. Securities and Exchange Commission commissioner taking the general counsel spot at Mylan, Broadcom's former GC taking over at Yahoo and a Cravath Swaine & Moore LLP veteran recruited by Wells Fargo.

GC Cheat Sheet: The Hottest Corporate News Of The Week

GCs get a guide to managing law firm cybersecurity practices, North Carolina's new plan to repeal its controversial bathroom law draws skepticism, and President Donald Trump's draft proposal for a NAFTA update surfaces — and it shares similarities with the Trans-Pacific Partnership agreement. Those stories top the corporate legal news you may have missed last week.

Dewey Staffer Says CFO Knew Of Fraud With Chairman's Pay

A former Dewey & LeBoeuf LLP partner relations specialist who admitted to making bogus adjustments to the law firm's books told a Manhattan jury Friday of how he was asked to improperly reclassify the income of former Dewey Chairman Steven Davis, and said the firm's chief financial officer knew what was going on.

DLA Piper Expands Nordic Presence With Danish Firm Combo

DLA Piper continued its push into Europe's Nordic region, announcing Friday it will combine with 150-lawyer Danish firm LETT to become the largest law firm in that area of the globe after a rapid expansion, which began in early 2016.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations

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Kirkland & Ellis
Arnold & Porter Kaye Scholer
DLA Piper
Gibson Dunn
Latham & Watkins
Mayer Brown
Morgan Lewis
Skadden
Thompson & Knight
WilmerHale
Baldwin Crocker
Ballard Spahr
Chadbourne & Parke
Clark Hill
Cleary Gottlieb
Clifford Chance
Cooch and Taylor
Covington & Burling
Cravath Swaine
Crowell & Moring
Dewey & LeBoeuf
Dorsey & Whitney

Drinker Biddle
Finnegan
Florio Kenny
Foster Swift
Fox Rothschild
Fraser Trebilcock
Goldstein & Russell
Goodwin
Greenberg Traurig
Hall Estill
Hertz Schram
Hogan Lovells
K&L Gates
Kaplan Rice
Kotz Sangster
Kramer Levin
Lynch Cox
McCarter & English
McDermott Will
Michelman & Robinson
Miller & Chevalier
Miller Canfield
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Paul Hastings
Perkins Coie
Potter Anderson
Proskauer Rose
Quarles & Brady
Quinn Emanuel
Rabinowitz Boudin
Richards Layton
Rothwell Figg
Saiber LLC
Sauer & Wagner
Sedgwick LLP
Seward & Kissel
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Silverstein & Pomerantz
Simpson Thacher
Stoel Rives
Sullivan & Cromwell
Van Ness Feldman
Vinson & Elkins
Weiner Brodsky
Wiley Rein
Womble Carlyle

Zelle LLP

COMPANIES

American Bar Association
American Federation of Labor and Congress of Industrial Organizations
Google Inc.
American Civil Liberties Union
Center for Biological Diversity Inc.
The Boeing Company
Volkswagen
Yahoo! Inc.
AOL Inc.
Adidas AG
Allergan PLC
American Electric Power Company Inc
Anheuser-Busch Inbev SA/NV
Arctic Slope Regional Corp.
Association of Corporate Counsel
Aurora Health Care Inc.
Broadcom Ltd.
CIT Group Inc.
CTIA
Daimler AG
Delaware State Bar Association
DiamondRock Hospitality Company
Endo International Plc
Environmental Defense Fund Inc.
Exxon Mobil Corporation
Fiserv, Inc.
GTSI Corp.
Gemalto NV
GlaxoSmithKline
Goodyear Tire & Rubber Co.
Hamilton Lane
Hill & Knowlton Strategies
Howard Energy Partners
Hyatt Hotels Corporation
Indivior PLC
Intel Corporation
Intelsat SA
International Business Machines Corporation
JPMorgan Chase & Co.
Johnson & Johnson
Kroll Inc.
Lambda Legal Defense & Educational Fund
Lockheed Martin
Maxor National Pharmacy Services LLC
MicroStrategy Incorporated
Mylan NV
National Association of Attorneys General
National Association of Broadcasters

Navistar International Corporation
New Jersey Resources Corporation
Olgoonik Corp.
Orange SA
PHH Corporation
Pinterest Inc.
Planned Parenthood Federation
Property Casualty Insurers Association of America
Rio Tinto plc
SEI Investments Company
Safeco
Shire PLC
Sonoco Products Co.
Starbucks Corporation
The DIRECTV Group, Inc.
Tikigaq Corp.
TransCanada Corporation
Trump Organization Inc.
U.S. Energy Corp.
UBS AG
Ukpeagvik Inupiat Corp.
Viacom Inc.
Washington Real Estate Investment Trust
Wells Fargo & Co.
White Lodging Services Corp.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Executive Office of the President
Federal Trade Commission
U.S. Environmental Protection Agency
Securities and Exchange Commission
Consumer Financial Protection Bureau
Internal Revenue Service
NAFTA
Federal Communications Commission
Office of the U.S. Trade Representative
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Senate
Alaska Department of Law
Army Corps of Engineers
Bureau of Alcohol Tobacco Firearms and Explosives
Bureau of Indian Affairs
Bureau of Land Management
California Environmental Protection Agency

Cheyenne River Sioux Tribe
Council on Environmental Quality
Crow Nation
Delaware Court of Chancery
Department of Commerce
Drug Enforcement Administration
Executive Office for Immigration Review
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
International Trade Commission
Inupiat Community of the Arctic Slope
Kentucky Cabinet for Health & Family Services
Legal Services Corp.
Michigan Department of Treasury
NATO
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Nuclear Security Administration
New York Attorney General's Office
Northern Arapaho Tribe
Oak Ridge National Laboratory
Ohio Department of Health
San Carlos Apache Nation
Sandia National Laboratories
Standing Rock Sioux Tribe
U.S. Air Force
U.S. Army
U.S. Consumer Product Safety Commission
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Housing and Urban Development
U.S. Forest Service
U.S. House of Representatives
U.S. Patent and Trademark Office
United Nations

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To: Mike Privette[carshow1@earthlink.net]; cmjirles@gmail.com[cmjirles@gmail.com]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Andy LaPorta
Sent: Mon 3/12/2018 4:54:32 PM
Subject: Fwd: NV Energy Power of Good Giveaway

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Please take time to vote today for Las Vegas Public Radio (see below link)

-------- Original Message --------
Subject:NV Energy Power of Good Giveaway
Date: Mon, 12 Mar 2018 14:32:05 +0000
From: Harris, Lisa <LHarris@nvenergy.com>
To: Harris, Lisa <LHarris@nvenergy.com>

Good morning.

The voting begins this morning at 8:00 a.m. There was an issue last week with the friendly URL only working intermittently. That issue has been resolved as of Saturday. I apologize for any inconvenience that may have caused.

I am sending the direct link to the voting portal again, just in case.

PowerOfGoodGiveaway

Good Luck and Happy Voting!

Lisa Harris
Sr. Community Relations Adviser
NV Energy | Community Relations
PO Box 10100 | Reno, NV 89520
775.834.3067 (p) | 775.834.4339 (f)
lharris@nvenergy.com

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Sent: Mon 3/19/2018 3:19:09 AM
Subject: Metropolitan Gallery Las Vegas

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Las Vegas, NV
USA

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mglv.org

Rock Stars IV

Opening reception April 12th 2018.
7 - 10PM

Exhibition April 12th - May 26th

An exhibition of stone sculpture featuring the student works of Gainsburg Studio.

RSVP NOW!
CLICK HERE!

Museum Hours:
Wednesday - Saturday
12 - 5PM

Come and join us for the opening reception of the Sharon Gainsburg Studio 2018 Student Exhibition.

Wine and light buffet will be served.

These sculptures were created in the last year by beginners and advanced carving students. 95% of students never had art instruction before taking Sharon Gainsburg's classes. Free admission for Museum members and guests of student exhibitors. An

admission charge of $10 for all non members.

"Shape of Water"

By Sharon Gainsburg. Argentine Onyx.

Click on the map below to find the Museum.

The Museum is located at 450 Fremont street, Suite 270 Las Vegas, NV 89101. The main entrance is located on the second floor of the Neonopolis Complex. The Neonopolis is located on the corner of 4th street and Fremont street, right on the Fremont street experience. Click the map above to take you directly to google maps for more detailed directions.

Click on the image below to view the museum parking garage entrance and surrounding area.

Museum parking entrance is on 4th street just past the Fremont Street Experience.

The most direct access to the Museum is through the paid parking garage on 4th street just past the Fremont Street experience. The Garage is underneath the Neonoplolis Complex. Current rates begin at $2.00/hour. Parking is free if you leave before the first hour during normal museum hours. For show attendees, parking is free with museum parking validation. See the picture above for the parking lot entrance. From the parking garage you can take the elevator up to the second floor for direct access to the Museum's main entrance.

Friend on Facebook

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Our mailing address is:

450 Fremont St. Suite 270 Las Vegas, NV 89101

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Tue 9/20/2016 3:03:42 PM
Subject: [Marketing Mail] Government Fraud Prevention mandates

Hi Carolyn—

Pursuant to a number of new legislative and executive mandates, federal, state and local programs are starting to use fraud analytics. On October 26-27, the Performance Institute is hosting the Fraud Analytics for Government program that presents best practices on using existing government data streams and systems to detect and prevent fraud and improper payments.

Areas covered will include:

Procurement Fraud
Tax Fraud
Benefits Fraud
Improper payments

BONUS: You will also earn CPE and PDU continuing education and certification credits by attending the forum.

Attendees include: Auditors, Financial Managers, Program Managers, Procurement and Contracting Officials, Risk Managers, and Management Analysts from all levels of government.

Please let me know if I can send you an agenda, and I look forward to hearing back form you!

Best,

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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From: Infor
Sent: Fri 8/4/2017 4:29:20 PM
Subject: Don’t miss these exciting new webinars this August

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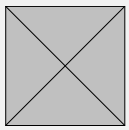


Enterprise Financial Management
Webinar Series

Unprecedented insights

Turn financial information into profitable action

The role of the CFO is changing. It's become more strategically-focused, more value-focused, and more future-focused. The modern CFO must approach strategy formulation and performance monitoring in a manner than goes beyond reporting to provide accurate, actionable business insights.
As industries transform seemingly overnight, technology has become an inevitable part of the equation; but the "what," "how," and "when" questions around technology investments are increasingly difficult to answer. Register for a webinar below to learn how Infor's products and tools will provide you with foresight, vision, and expertise.

PRODUCT SPEED SESSION

Infor Expense Management

August 9, 2017 @ 12 PM EDT

Register now

PRODUCT SPEED SESSION

Infor Dynamic Enterprise Performance Management

August 16, 2017 @ 12 PM EDT

CLV003389

August 9, 2017 @ 11 AM BST

Register now

Rising travel costs. Paper receipts and spreadsheets. Poor conformance to travel policies. Sound familiar? Say good-bye to all that with the help of Infor Expense Management, the most flexible and configurable travel and entertainment (T&E) expense management solution on the market. Join this webinar to learn how to dramatically reduce costs, save valuable time via automated processes and effectively ensure employee compliance

Register now

August 16, 2017 @ 11 AM BST

Register now

What happens when you transform information into actionable insights and make data a competitive advantage? You get a real-time view of performance across your business to help you speed decision making and unlock siloed data between your enterprise applications. Join this webinar to hear about the Infor d/EPM capabilities that are yielding deep analytics and unprecedented insights.

THOUGHT LEADERSHIP

3 Technology drivers impacting enterprise performance management adoption

August 22, 2017 @ 10 AM EDT
August 22, 2017 @ 3 PM BST

Register now

According to pwc, the modern finance organization must "evolve from an emphasis on rigorous planning and budgeting to building business acumen and designing effective collaboration models." To deliver on this value proposition finance must provide planning solutions that link operational metrics to financial plans and forecasts.
This session will present:

- Technology drivers impacting adoption of EPM solutions
- Ways to systematize business planning and consolidation, profitability management, and compliance
- How to drive collaboration across the enterprise
- How to bridge the communication gap between finance and operations

PRODUCT SPEED SESSION

Infor Risk & Compliance

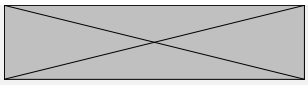
August 23, 2017 @ 12 PM EDT

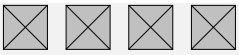
Register now

August 23, 2017 @ 11 AM BST

Register now

Are you facing challenges with operational inefficiency, burdensome regulatory requirements, or corporate fraud and abuse? Join this webinar and learn how Infor Risk & Compliance helps current customers reduce corporate fraud and abuse, increase operational efficiency, and use financial and business controls monitoring and audit solutions to comply with regulatory requirements.



Stay connected with Infor 

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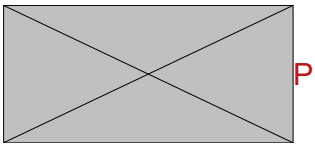
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 3/21/2019 8:20:36 AM
Subject: Justice Thomas Breaks 3 Years Of Silence At Hearings



PUBLIC POLICY.

Thursday, March 21, 2019

TOP NEWS

Justice Thomas Breaks 3 Years Of Silence At Hearings

U.S. Supreme Court Justice Clarence Thomas asked a question at oral arguments for the first time in over three years Wednesday morning, breaking his silence in a Mississippi death penalty case where the lead prosecutor excluded virtually every potential African-American juror.

Read full article »

BLM Fell Short On Wyo. Drilling's Climate Impact, Judge Says

A D.C. federal judge has halted the Bureau of Land Management from authorizing new oil and gas drilling on roughly 300,000 acres of land in Wyoming until the government goes back and takes a closer look at how it will impact climate change.

Read full article »

Trump Says Tariffs Will Stay Even After China Strikes Deal

President Donald Trump offered a glimpse of his ongoing trade discussions with China on Wednesday, signaling that he will not immediately remove the tariffs he has imposed on $250 billion worth of Chinese goods if the U.S. and Beijing are able to strike a new agreement.

Read full article »

AT&T-Time Warner Trial Sets Poor Example, Delrahim Says

The D.C. Circuit's handling of the AT&T-Time Warner trial last summer doesn't set an ideal example for how courts should analyze mergers for anti-competitive harms, the U.S. Department of Justice's Antitrust Division head said Wednesday, prompting criticism from one Federal Communications Commission member who said the DOJ's current benchmarks "stink."

Read full article »

S. Korean Oil Cos. To Pay $126M For Bid-Rigging Scheme

Two South Korean petroleum and refinery companies have agreed to plead guilty and pay $126 million in criminal fines and civil damages for rigging bids on defense fuel supply contracts, the U.S. Department of Justice's antitrust chief said Wednesday.

Read full article »

IN-DEPTH

Feature

Swamped: How Magistrate Judges Salvaged

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Hemenway & Barnes
Hogan Lovells
Jones Day
Kilpatrick Townsend
Kleinfeld Kaplan
McCarthy & Holthus
McDermott Will
Obermayer Rebmann
Onebane Law Firm
Paul Weiss
Schwabe Williamson
Thompson & Knight
Western Environmental Law Center
WilmerHale

COMPANIES
AT&T Inc.
Allergan PLC
American Bar Association
American Cable Association
American Federation of Labor and Congress of Industrial

Louisiana's Judicial Crisis

The Western District of Louisiana is supposed to have seven district judges. But for a year, most of the courthouses were operating without a single Article III judge. As usual, magistrate judges picked up the slack. (This article is part of a series on the lack of new judgeships in the federal judiciary).

Read full article »

By the Numbers

What's In A Judgeship? More Than Meets The Eye

Figuring out what constitutes a manageable workload for the nation's district judges is no simple task. Getting the judiciary the resources it needs is even harder. (This article is part of a series on the lack of new judgeships in the federal judiciary).

Read full article »

BANKING & SECURITIES

SEC Trims Company Disclosure Requirements

The U.S. Securities and Exchange Commission on Wednesday voted to pare and streamline certain disclosure requirements of public companies, marking the agency's latest effort to prune its regulatory tree after decades of adding branches.

Read full article »

HEALTH & LIFE SCIENCES

CMS Looks To End Pharma Co.'s Drug Classification Suit

A regulatory change in 2016 didn't require the Centers for Medicare & Medicaid Services to retroactively reclassify STI Pharma LLC's antibiotic Sulfatrim as a "non-innovator" generic that carried a lower rebate rate for the drugmaker, the Department of Health and Human Services has told a federal court.

Read full article »

Health Care IP Key To Cutting Costs: FTC Member

Enforcing intellectual property rights in health care and ensuring competition to everyone's benefit — especially finding ways to control skyrocketing prescription drug costs — has emerged as a priority at the Federal Trade Commission, a Republican member of the body said Wednesday.

Read full article »

EMPLOYMENT

Justices' Input Needed In ERISA Preemption Fight, Ark. Says

Arkansas again urged the U.S. Supreme Court to consider whether the Employee Retirement Income Security Act preempted a state law regulating pharmacy benefit managers' drug reimbursement rates, rebutting arguments that the case wasn't a good instrument for addressing the issue.

Read full article »

COMPETITION

Organizations

Applebee's International Inc.
Financial Industry Regulatory Authority Inc.
Las Vegas Sands Corp.
LinkedIn Corp.
National Association of Broadcasters
National Center for Lesbian Rights
National Collegiate Athletic Association
Panera Bread Company
Pharmaceutical Care Management Association
Physicians for Social Responsibility
SK Innovation
Southern Poverty Law Center
Treasury Wine Estates Ltd.
Turner Broadcasting System Inc.
Twitter Inc.
Wells Fargo & Co.
Wynn Resorts Ltd.
Zachry Construction Corp.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
Centers for Medicare & Medicaid Services
Chickasaw Nation
Commodity Futures Trading Commission
Confederated Tribes and Bands of the Yakama Nation
Defense Logistics Agency
European Union
Executive Office for Immigration Review
Federal Communications Commission
Federal Judicial Center
Federal Trade Commission
Food and Drug Administration
Iowa Tribe of Kansas and Nebraska
Judicial Conference of the United States
Securities and Exchange Commission
Seneca Nation of Indians
Solicitors Regulation Authority
Texas Supreme Court
U.S. Attorney's Office

Unions, Nonprofits, Profs Urge FTC To Forbid Noncompetes

A host of unions, nonprofits and professors on Wednesday said they want the Federal Trade Commission to put an end to noncompete agreements across the U.S., saying such clauses affect workers in a variety of industries and can sometimes pressure workers to keep on working in discriminatory workplaces.

Read full article »

AEROSPACE & DEFENSE

Gov't Says Continued Block Of DOD 'Trans Ban' Is Wrong

A day after a D.C. federal court told the government it can't yet implement its contentious military transgender policy, the Trump administration on Wednesday asked it to pause its preliminary injunction, arguing that the U.S. Supreme Court has already stayed two "materially indistinguishable" injunctions.

Read full article »

TAX

HMRC Prepares Businesses For Tax Hit Of Hard Brexit

European Union countries may begin withholding taxes from interest, royalty and dividend payments companies make to related entities in the U.K. if no Brexit deal is reached, HM Revenue and Customs warned British taxpayers in guidance released Wednesday.

Read full article »

IMMIGRATION

ABA Report Calls For Immigration Court System Overhaul

The American Bar Association released a report on Wednesday calling on the U.S. Department of Justice and U.S. Department of Homeland Security to implement a host of reforms to the federal immigration system, taking the agencies to task for policies including family detention and case quotas for immigration judges.

Read full article »

SPLC Wants Sanctions For RICO Suit Over 'Hate Group' Label

Two leaders of the Southern Poverty Law Center asked a D.C. federal court on Tuesday to hit the Center for Immigration Studies with sanctions for filing a frivolous lawsuit, accusing the nonprofit think tank, which advocates for restrictionist immigration policies, of hiding a weak defamation suit behind its wire fraud claims.

Read full article »

Families Not Causing Immigration Backlog, Syracuse U. Says

Immigrant families that have recently arrived at the southwest border are not the primary cause behind the growing immigration court backlog, as they only make up 4 percent of the pending caseload, according to new data from Syracuse University.

Read full article »

NATIVE AMERICAN

Analysis

U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Interior
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court
Washington State Department of Licensing

Gorsuch's Take On Treaty And Tax Bodes Well For Tribes

The U.S. Supreme Court bolstered the Yakama Nation's rights Tuesday when it ruled that a tribal company is shielded from a Washington state fuel tax by the Yakamas' federal treaty, but Justice Neil Gorsuch's robust concurrence could prove of greater long-term consequence as it shows the justice poised to become a swing vote in tribal cases.

Read full article »

TELECOMMUNICATIONS

Satellite Law Revamp Could Simplify Cable Regs, Group Says

Congress should renew a law granting satellite companies the right to carry long-distance broadcast signals with new modifications to let local cable subscribers pick what content they want to see, small cable system operators said at a trade group summit Wednesday.

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EXPERT ANALYSIS

DOJ's Wire Act Opinion Means Uncertainty For Tribal Gaming

While tribes may be split on the U.S. Department of Justice's new interpretation of the Wire Act, they should all note the DOJ's willingness to weigh in on otherwise established gaming laws, say Charles Galbraith and Julian SpearChief-Morris of Kilpatrick Townsend & Stockton LLP.

Read full article »

Opposite Rulings Refine Scope Of Texas Sovereign Immunity

Last week, the Texas Supreme Court reached opposite conclusions in two sovereign immunity cases, reflecting the excruciating parsing of statutory text required to determine whether a claim against a local government is barred or is encompassed by a statutory waiver of immunity, says Lyndon Bittle at Carrington Coleman Sloman & Blumenthal LLP.

Read full article »

Liability For CEO Misconduct Expands After #MeToo

The Nevada Gaming Commission's recent $20 million fine against Wynn Resorts for failing to act after reports of its former CEO's alleged sexual misconduct demonstrates how #MeToo has altered the classic economic assessment for harassment claims, says Dove Burns of Obermayer Rebmann Maxwell & Hippel LLP.

Read full article »

LEGAL INDUSTRY

Greenberg Traurig Trio Launch Boutique 'Firm For The 2020s'

Three former Greenberg Traurig LLP partners, including Marc L. Mukasey, who currently represents President Donald Trump in a New York state investigation into his charity, have launched their own trial and government investigations boutique, saying in a Wednesday announcement that it is geared to be a "firm for the 2020s."

Read full article »

Interview

Law Firm Leaders: Thompson & Knight's Mark Sloan

Mark Sloan has served as managing partner for Texas-based Thompson & Knight LLP since 2015. He spoke to Law360 about the challenges he faces running a law firm in a

fiercely competitive legal market such as Texas, as well as his law firm's plans for the future and his personal take on what it takes to be a successful law firm partner.

Read full article »

Supreme Court Says Foreclosure Firms Not Debt Collectors

The U.S. Supreme Court ruled Wednesday that law firms that conduct nonjudicial foreclosures, or foreclosures outside of the court system, are not generally considered debt collectors under a key federal law that sets out a host of restrictions on the debt collection business.

Read full article »

SRA Money Laundering Compliance Probe Targets UK Firms

The Solicitors Regulation Authority will launch a new probe to ensure law firms in England and Wales are in compliance with a recently enacted set of money laundering regulations, the body announced Wednesday.

Read full article »

Restaurant Franchise Giant Names Ex-Jones Day Atty As GC

Flynn Restaurant Group LP, the largest franchise operator in the country and owner of Applebee's, Arby's, Taco Bell and Panera Bread Co. restaurants, has promoted an in-house attorney who previously worked at Jones Day to be its new general counsel.

Read full article »

Analysis

New Mass. Top Court Favors Tough Queries, Long Arguments

In their year and a half together, the seven justices of Massachusetts' top appellate court have formed a hot bench that should have attorneys expecting deep questions on legislative history and longer oral arguments than in the past, experts say.

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Chickasaw Nation
Commodity Futures Trading Commission
Confederated Tribes and Bands of the Yakama Nation
Defense Logistics Agency
European Union
Federal Communications Commission
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Seneca Nation of Indians
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Texas Supreme Court
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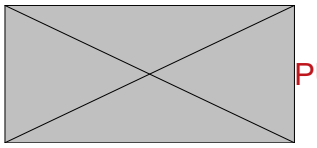
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 3/14/2019 8:29:34 AM
Subject: New Rules On Judge Misconduct A Key Step But No Panacea



PUBLIC POLICY.

Thursday, March 14, 2019

TOP NEWS

Analysis

New Rules On Judge Misconduct A Key Step But No Panacea

Judicial ethics experts gave mostly high marks Wednesday to new rules for the federal courts designed to quell sexual harassment and handle problem judges, even if the changes won't soothe every concern about an opaque discipline system.

Read full article »

Interview

Chief Data Officer Says EEOC Poised To 'Unlock The Vault'

The U.S. Equal Employment Opportunity Commission is revamping how it crunches and presents the reams of data it gets from workers and employers to make that information more accessible to the public, the agency's new data czar told Law360 in an exclusive interview.

Read full article »

Senate Confirms Neomi Rao To DC Circ.

The Senate confirmed Neomi Rao to the D.C. Circuit in a party-line vote Wednesday, approving President Donald Trump's pick to replace U.S. Supreme Court Justice Brett Kavanaugh at the influential appellate court.

Read full article »

Analysis

Boeing Girds For Legal Fallout As US Joins 737 MAX Ban

The U.S. joined the ranks of more than 40 other countries on Wednesday in grounding all Boeing 737 MAX jets, dealing a blow to the American plane maker as it confronts widespread legal and regulatory implications from the aircraft's role in the recent Ethiopian Airlines crash.

Read full article »

Trump's 9th Circ. Pick Apologizes For College Writings

One of President Donald Trump's choices for a Ninth Circuit vacancy apologized for controversial writings on sexual assault and race in a Senate Judiciary Committee hearing Wednesday, blaming them on his "naivete" during his college years.

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BANKING & SECURITIES

Fed Official Outlines Potential Changes To CRA Rules

A top Federal Reserve official previewed on Tuesday where federal banking regulators

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might be headed on an anticipated overhaul of regulations aimed at boosting lending in underserved communities, saying that ideas under consideration include broadening what loans are counted, and how, when evaluating a bank's compliance.

Read full article »

Top Derivatives Regulator Plugs Swaps Reform In Final Tour

U.S. Commodity Futures Trading Commission Chairman J. Christopher Giancarlo plugged his long-sought overhaul of the nation's complex rules for swapping financial instruments on Wednesday while his likely replacement testified before Congress, a stark reminder that time may be running out on Giancarlo's signature policy proposal.

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Estate Owes $5M For Undervaluing Donated Stock: 9th Circ.

An Oregon woman's estate is liable for $5 million in taxes and penalties for undervaluing charitable stock donations, the Ninth Circuit has found, saying the U.S. Tax Court was correct to consider post-death changes in valuation.

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ENERGY & ENVIRONMENTAL

Analysis

Coal Plant Closure Bonds Gain Steam With Shift In Power Mix

A clean energy bill passed by New Mexico state legislators Tuesday allows utilities to issue ratepayer-backed bonds in order to close coal-fired power plants, and experts say the idea is gaining favor as a way for states to accelerate the transition from coal to cleaner electricity sources without soaking ratepayers in the process.

Read full article »

DC Circ. Lets EPA Rethink Coal Ash Rule Deadlines

The D.C. Circuit on Wednesday granted the U.S. Environmental Protection Agency's request to allow the agency to reexamine deadlines for companies to comply with part of the coal ash disposal rule, refusing a bid by environmental groups to throw out extensions granted by the EPA.

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Perry Calls For A Full-Strength FERC To Boost Energy Exports

U.S. Secretary of Energy Rick Perry on Wednesday pointed the finger at the Federal Energy Regulatory Commission's slow permitting process as a reason the U.S. isn't getting enough of its oil and natural gas to market.

Read full article »

DC Circ. Questions Deferring To EPA On Hardrock Mining Rule

D.C. Circuit judges on Wednesday grappled with whether the Trump administration had authority to kill an Obama-era proposal that would have required hardrock mining facilities to prove they can pay for cleanup efforts.

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Landowners Ask High Court To Review Pipeline Access Ruling

Pennsylvania property owners who say federal courts have improperly allowed a natural gas pipeline company access to their land without arranging for compensation on Wednesday asked the U.S. Supreme Court to intervene on their behalf.

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IHS Markit Ltd.
Institute for Justice
International Swaps and Derivatives Association
Johnson Controls International PLC
Kind LLC
LG Electronics Inc.
Las Vegas Sands Corp.
Lockheed Martin Corp.

FERC Commissioner Defends Speed Of Permitting Process

The Federal Energy Regulatory Commission's newest member on Wednesday defended the agency's permit vetting against industry criticism that the slow process had unnecessarily delayed infrastructure expansion.

Read full article »

HEALTH & LIFE SCIENCES

FDA Fast-Tracks E-Cig Regulation, Forecasts End Of Flavors

The outgoing U.S. Food and Drug Administration administrator said Wednesday the agency would take steps to regulate electronic cigarettes a year sooner than it had planned and predicted that most flavors of e-cigarettes may eventually be pulled from the market.

Read full article »

Litigation Worries Loom As House Mulls Drug-Pricing Bills

Lawmakers and legal experts on Wednesday debated legislation aimed at boosting generic drugs during a House Energy and Commerce Committee hearing, weighing a desire for lower prices against an aversion to spawning more litigation.

Read full article »

Kind Snack Co. Wants FDA To Revise Food Labeling Regs

Kind LLC has filed a petition with the U.S. Food and Drug Administration asking the agency to update its food labeling regulations to stop companies from making misleading claims and mandate that they address the nutritional value of their products as a whole.

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8th Circ. OKs Medicare Payment Rate For Rural Hospitals

The U.S. Department of Health and Human Services used a reasonable formula to decide how much three rural hospitals are owed under Medicare to cover their fixed costs, the Eighth Circuit has ruled.

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IP & TECHNOLOGY

Sens. Laud PTAB Head On Reforms, But Say Abuses Continue

Senate leaders on Wednesday heaped praise on U.S. Patent and Trademark Office Director Andrei Iancu for his recent reforms of the nation's patent system, but a few of their colleagues pushed Iancu to answer for abuses they say still plague the system and harm companies.

Read full article »

MEDIA & ENTERTAINMENT

Adelson Cheated Macau Fixer, Jury Hears As Retrial Starts

A Las Vegas jury heard opening arguments Wednesday in a retrial over a Chinese businessman’s claims that the casino magnate Sheldon Adelson cheated him out of hundreds of millions of dollars as Macau opened its doors to large-scale gambling almost 20 years ago.

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Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Financial Crimes Enforcement Network
Food and Drug Administration
Internal Revenue Service
National Aeronautics and Space Administration

TRANSPORTATION & INFRASTRUCTURE

Analysis

Alternatives To Gas Tax Not Yet Ripe In Infrastructure Debate

There's bipartisan consensus on Capitol Hill that relying on the federal fuel tax to fund surface infrastructure projects is no longer a viable option, but the alternatives — including a carbon tax — are not ready for prime time either.

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REAL ESTATE

9th Circ. OKs Santa Monica Home-Share Ordinance

The city of Santa Monica, California, can require residents who use home-sharing websites for short-term rentals to obtain licenses after a Ninth Circuit appeals panel on Wednesday shot down challenges to the rule brought by Airbnb Inc. and HomeAway.com Inc.

Read full article »

Ethics Claim Dismissed Over Beckham's Miami Stadium Plan

The Miami-Dade Commission on Ethics and Public Trust voted unanimously Wednesday to dismiss an ethics complaint against soccer legend David Beckham and Miami businessman Jorge Mas over their no-bid plan to replace the city of Miami's public golf course with a $1 billion stadium-entertainment project.

Read full article »

COMPETITION

UK Panel Says Digital Platforms Need New Rules

A report Wednesday from a panel commissioned by the U.K. government and headed by a former economic adviser to President Barack Obama called for new rules for dominant digital platforms like Google and Facebook to help foster competition.

Read full article »

EU High Court Says German Co. Can't See State Aid Docs

The European Court of Justice on Wednesday rejected an appeal from German company AlzChem AG in its attempt to get documents from a 2015 European Commission declaring Slovakian state aid illegal, saying the documents are protected under confidentiality rules.

Read full article »

CYBERSECURITY & PRIVACY

Trump Tweets A Call Against Tech Bans, Huawei Says

A pair of cryptic tweets from President Donald Trump about maintaining leadership in 5G and "6G" mean the U.S. should prioritize rolling out new wireless technologies quickly and avoid blanket bans on certain providers, Huawei Technologies Co. has told the Federal Communications Commission.

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AEROSPACE & DEFENSE

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U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
U.S. Tax Court

Armed Services Chair Balks At Trump's $750B Defense Budget

House Armed Services Chairman Adam Smith, D-Wash., reportedly pushed back Wednesday against President Donald Trump's $750 billion defense budget request, likely jump-starting a fight between the White House and Capitol Hill over how much money Congress should fork over for defense in fiscal 2020.

Read full article »

DOD 'Transgender Ban' Set To Take Effect In April

The U.S. Department of Defense announced it will implement its contentious policy heavily restricting the service and recruitment of transgender troops on April 12, despite the D.C. Circuit having yet to rule on whether it will rehear a dispute related to the policy.

Read full article »

Ethics Group Seeks Probe Into Alleged DOD Sec. Boeing Bias

A government ethics group urged a U.S. Department of Defense watchdog on Wednesday to open an investigation into acting Defense Secretary Patrick Shanahan, saying the former Boeing Co. executive appeared to have violated ethics rules by pushing the DOD to pick Boeing for defense contracts.

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TAX

Analysis

Parents, Foundation In College Bribe Row May Face IRS Ire

The parents and foundation implicated in an alleged college admissions bribery scandal in which payments were funneling to coaches on the promise to reserve admissions slots for wealthy children are likely to face IRS enforcement proceedings tied to sham payments.

Read full article »

IRS As Data Collector Won't Ease Tax Probes, Lawmakers Told

U.S. authorities' longstanding challenge in penetrating multilayered business structures to find who owns a tax-evading company wouldn't be eased by tasking the Internal Revenue Service with collecting ownership data, members of the House of Representatives were told Wednesday.

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Colorado Reps. Float Remote Sales Tax Requirements

Colorado state representatives have introduced a bill that codifies sales tax collection and remittance requirements on remote sellers and compels marketplace facilitators to do so on behalf of sellers using their platforms.

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IMMIGRATION

Feds Will Pause Plans To Nix Protections For Nepal, Honduras

The federal government has agreed to pause its plans to end protections — previously set to expire in under a year — for more than 100,000 citizens of Honduras and Nepal living in the U.S. under temporary status while the Ninth Circuit considers the government's appeal in a related lawsuit.

Read full article »

NAACP Challenge To Haiti's Protected Status Ax Can Proceed

The NAACP and other nonprofits may move forward with their claims that the Trump administration's decision to end temporary protected status for Haitians was unconstitutional, a Maryland federal judge held on Tuesday.

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TELECOMMUNICATIONS

EU Keeps Wi-Fi Standard Instead Of 5G For Connected Cars

The European Commission rolled out a new set of rules Wednesday governing smart transportation with the goal of accelerating the adoption of the technology across the continent, but the decision has already garnered criticism for not embracing 5G.

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Sens. Float Bill To Fund School Bus Wi-Fi With FCC Subsidies

A bipartisan bloc of U.S. senators have introduced a bill that would use Federal Communications Commission subsidies to provide wireless internet on school buses in a bid to give lower income students more internet access.

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WHITE COLLAR

Manafort Sentenced To 73 Months In DC Case

Paul Manafort was sentenced to 73 months in prison by a D.C. federal judge Wednesday for conspiracy and blocking the special counsel’s probe of Russia's involvement in U.S. elections, six days after the former Trump operative was sentenced in a Virginia fraud case.

Read full article »

Manafort Charged With Mortgage Fraud In New York

Paul Manafort will face state charges over an alleged multimillion-dollar mortgage fraud scheme, Manhattan District Attorney Cyrus R. Vance Jr. announced Wednesday about an hour after the former Trump campaign chair was ordered to serve 7½ years in federal prison.

Read full article »

NY's Silver Asks 2nd Circ. To Quash Graft Case, Again

Former New York State Assembly Speaker Sheldon Silver on Wednesday again urged the Second Circuit to reverse his conviction on corruption charges, saying the jury instructions at trial misconstrued the elements of federal bribery charges and were out of line with the U.S. Supreme Court's controlling McDonnell decision.

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PEOPLE

Akin Gump Adds Ex-Sen. Donnelly To DC Practice

Former Indiana Sen. Joe Donnelly has joined influential lobbying firm Akin Gump Strauss Hauer & Feld as a partner in its Washington, D.C., office, the firm announced Wednesday, touting his expertise and ability to help clients navigate "this era of divided government."

Read full article »

EXPERT ANALYSIS

States Face Many Hurdles On The Way To Legal Sports Betting

Following the U.S. Supreme Court's ruling last year in Murphy v. National Collegiate Athletic Association, it is possible that almost every state will legalize sports betting. But political and economic factors seem likely to delay legislation, says Aaron Swerdlow of Weinberg Gonser LLP.

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EU Fintech Regulation Raises US Copyright Questions

The EU's revised Payment Services Directive is driving the creation of application programming interfaces that allow fintech companies to securely access and use customer banking data. The same APIs are almost certain to be used in the United States, bringing implications for copyright protection, say attorneys with Morgan Lewis & Bockius LLP.

Read full article »

LEGAL INDUSTRY

Analysis

Did Willkie's Reaction To Admissions Scandal Miss The Mark?

Willkie Farr & Gallagher LLP’s move Wednesday to place co-chair Gordon Caplan on leave following his indictment in the now-infamous college admissions cheating scandal was to be expected, crisis managers say, but many believe the firm has not gone far enough in its response.

Read full article »

Willkie Co-Chair Placed On Leave Over Admissions Scandal

Willkie Farr & Gallagher LLP co-chair Gordon Caplan has been placed on leave and will have no further firm management responsibilities, the firm announced Wednesday, one day after prosecutors revealed criminal charges against Caplan in a national scheme to rig the admissions system for the country’s most elite schools.

Read full article »

Summer Law Firm Recruiting Cycle Hit Historic High In 2018

Not only did entry-level recruiting volume and practices at BigLaw firms remain strong last year, but they also surpassed some of the benchmarks attained before the recession, with offer rates coming out of summer programs reaching a historic high, according to a report released Wednesday.

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Attys Paid By The Song, And 2nd Circ. Says That Sounds Fine

Attorneys representing a class of TouchTunes jukebox users in what a New York district court deemed "a nuisance case" over skipped songs in bars will collect attorney fees of 20 cents per each song redeemed by customers in the settlement, the Second Circuit ruled Wednesday.

Read full article »

Law Firm Leaders: Quarles & Brady's Kimberly Leach Johnson

Kimberly Leach Johnson has served as chair of Quarles & Brady LLP since 2013. She spoke to Law360 about her firm's ambitions for growth and the many challenges that large law firms are facing in today's legal sector.

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Lockheed Martin Corp.
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Major League Soccer LLC
MasTec Inc.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Mining Association

New England Patriots
New York University
Oracle Corp.
Public Service Co. of New Mexico
SAS Institute
SoftBank Group Corp.
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The Fertilizer Institute
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United Continental Holdings Inc.
United States Olympic Committee
ZTE Corp.

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Federal Communications Commission
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Colorado Department of Revenue
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Competition and Markets Authority
Energy Information Administration
Equal Employment Opportunity Commission
European Banking Authority
European Union
Executive Office of the President
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Reserve System
Financial Crimes Enforcement Network
National Aeronautics and Space Administration
National Transportation Safety Board
Navajo Nation
New York State Assembly
Office of the Comptroller of the Currency
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense Office of Inspector General
U.S. Department of Health and Human Services
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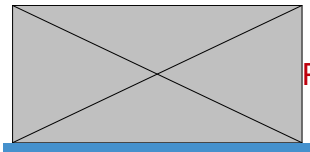
From: Public Policy Law360
Sent: Thur 6/8/2017 8:07:49 AM
Subject: [Marketing Mail] Meet Trump's Picks For The Federal Appellate Bench



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Thursday, June 8, 2017

TOP NEWS

Analysis

Meet Trump's Picks For The Federal Appellate Bench

President Donald Trump's judicial nominations on Wednesday brought three federal appeals candidates into the spotlight, including a member of the president's shortlist for the U.S. Supreme Court, a judge who oversaw a massive challenge to the Clean Water Act, and one of the lawyers behind the high court's limitation of laches as an intellectual property defense. Read more »

Trump Taps 11 For Federal Bench In Bid To Reshape Courts

President Donald Trump announced his latest batch of picks for the federal bench Wednesday, including three for appellate courts. Read more »

Analysis

New Justice Settlement Guidelines Could Lower Bank Payouts

A shift in U.S. Department of Justice policy announced Wednesday that would bar proceeds from settlements to be sent to community groups and other third-party institutions could lead to smaller payouts from banks and other companies, experts say. Read more »

Comey To Testify Trump Asked FBI To 'Let Flynn Go'

Former FBI Director James Comey is set to testify on Thursday that President Donald Trump asked for his personal loyalty and that he drop the investigation into former National Security Adviser ret. Gen. Michael Flynn, according to an opening statement released Wednesday. Read more »

Analysis

Green Bonds Likely To Blossom Despite Paris Accord Fallout

President Donald Trump's call to withdraw the U.S. from the Paris climate agreement won't dampen the outlook for green bonds, experts say, noting that momentum for this nascent but growing segment of debt capital markets is gaining steam independently of the accord. Read more »

Analysis

Trump's FBI Pick Known As 'Adult In The Room'

In King & Spalding partner Christopher Wray, former colleagues say, the White House has tapped a serious and discreet attorney who worked with former FBI Directors James Comey and Robert Mueller, and who one former colleague said is "always the adult in the room." Read more »

Analysis

LAW FIRMS

Archer & Greiner
Arnold & Porter Kaye Scholer
Baker Botts
Baker McKenzie
Bell Nunnally
Berger Singerman
Bird & Bird
Blank Rome
Bryan Cave
Curtin & Heefner
Dillon McCandless
Earthjustice
Fox Rothschild
Frankfurt Kurnit
Frost Brown Todd
Gibbons PC
Gibson Dunn
GrayRobinson
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Husch Blackwell
King & Spalding
Kirkland & Ellis
Konicek & Dillon
Latham & Watkins
Marashlian & Donahue
Mayer Brown
McCarter & English
McDonnell Boehnen
McKool Smith
Morgan Lewis
Motley Rice

New Int'l Tax Rules May Affect US Cos.' Treaty Benefits

The U.S. has decided not to join a historic multilateral tax agreement among 76 countries to deter tax avoidance, but this does not mean that American multinational businesses won't be affected by changes to existing treaty provisions in other countries. Read more »

DOL Yanks Joint Employer, Classification Guidance

The U.S. Department of Labor said Wednesday that it is withdrawing two guidance letters issued during the Obama administration that sought to limit the misclassification of workers and expressed a desire for tighter standards for determining joint employment. Read more »

King & Spalding Partner Named As New FBI Chief

President Donald Trump said via Twitter Wednesday that he will nominate King & Spalding LLP partner Christopher A. Wray, a former Bush administration lawyer who later represented New Jersey Gov. Chris Christie during the Bridgegate scandal, to become the next director of the FBI after firing former director James Comey in a high-profile episode nearly a month ago. Read more »

Senate Moves Forward On Iran Sanctions Bill

The U.S. Senate on Wednesday voted overwhelmingly to proceed with a bill to impose new sanctions on Iran after recent ballistic missile tests, legislation that lawmakers said is also likely to include further sanctions against Russia for its efforts to interfere in the 2016 presidential election. Read more »

BANKING & SECURITIES

Analysis

SEC Muddies Fiduciary Rule Waters With Comment Request

U.S. Securities and Exchange Commission Chair Jay Clayton waded into the debate over the U.S. Department of Labor's fiduciary rule last week by requesting input on how his agency should approach a standard of its own, but experts said such a collaboration could provide an excuse for further delay. Read more »

GOP Says Choice Act Key To Broader Regulatory Agenda

Republican leaders in the U.S. House of Representatives on Wednesday said that the so-called Financial Choice Act, a bill that would essentially repeal and replace much of the Dodd-Frank Act and is up for a floor vote later this week, is the centerpiece of their deregulatory agenda. Read more »

Deutsche, SVB, UBS Get Time For Volcker Rule Compliance

The Federal Reserve announced Wednesday that it granted Deutsche Bank AG, SVB Financial Group and UBS Group AG an extra five years to comply with fund requirements set by the Volcker Rule, which banned banks' proprietary trading under the 2010 Dodd-Frank Act. Read more »

CFPB Stymieing House Wells Fargo Probe, GOP Staff Says

A Tuesday report from the House Financial Services Committee's Republican staff said the committee should bring contempt of Congress charges against the Consumer Financial Protection Bureau's director for failing to respond to document requests, including a subpoena, related to the Wells Fargo & Co. account scandal. Read more »

ENERGY & ENVIRONMENTAL

Calif., China Ink Climate Deal After Trump's Paris Exit

China and California signed an agreement Tuesday to work together on reducing emissions and to spur greater clean technology cooperation after President Donald Trump's announcement that the U.S. will pull out of the Paris climate change agreement. Read more »

Nutter McClennen
Olivares
Pepper Hamilton
Polsinelli
Prickett Jones
Ropes & Gray
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Shulman Rogers
Skadden
Stroock & Stroock
Sullivan & Cromwell
Togut Segal
Weil Gotshal
White & Case
WilmerHale
Womble Carlyle
Wright & Close LLP

COMPANIES

American Bar Association
American Council of Life Insurers
American Immigration Lawyers Association
Apple Inc.
Applebee's International Inc.
Associated Press
BAE Systems
Bank of America Corporation
Center for Science in the Public Interest
Citigroup Inc.
Consumer Federation of America
Cox Communications Inc.
Credit Suisse Group AG
Delaware Riverkeeper Network
Deutsche Bank AG
Expedia Inc.
FedEx Corporation
Federalist Society
Google Inc.
Innospec Inc.
International Centre for Settlement of Investment Disputes
Lockheed Martin
Los Angeles Times
Lowe's Companies, Inc.
Lyft Inc.
MGM Resorts International
Macy's Inc.
Metro-Goldwyn-Mayer Studios Inc.

Hawaii First To Pass Laws Committing To Paris Accord Goals

Hawaii became the first state on Tuesday to pass legislation implementing parts of the Paris climate change agreement in the wake of President Donald Trump's announcement that the U.S. will withdraw from it, according to Gov. David Ige. Read more »

EPA Extends Compliance Deadline For Smog Standards

The U.S. Environmental Protection Agency on Tuesday said it is extending the deadline by which states must report whether local areas meet ozone standards set in 2015. Read more »

Sens. Press Perry Not To Sell Off DOE Transmission Assets

A bipartisan group of senators told Energy Secretary Rick Perry on Wednesday they oppose a plan to privatize transmission assets used to send power from federally owned dams to utilities and rural co-ops in 34 states, arguing it would needlessly jettison money-making assets and cause rate hikes. Read more »

Pa. Appeals Court Axes Local Drilling Ordinance Challenge

A Pennsylvania appeals court agreed Wednesday that a recently enacted ordinance allowing oil and gas drilling in residential areas of a Butler County municipality withstood scrutiny because the pre-existing zoning code had already allowed construction of substantially similar public utility structures. Read more »

Interior Department To Review Sage-Grouse Agreement

Interior Secretary Ryan Zinke said Wednesday he is ordering his agency to review and possibly modify an Obama-era plan to protect the greater sage-grouse across its 11-state range in the West, citing the Trump administration's push for energy development. Read more »

HEALTH & LIFE SCIENCES

FDA Sued Over Nutrition Labeling Rule Delay

The U.S. Food and Drug Administration acted unlawfully by issuing a one-year delay of an Affordable Care Act policy requiring chain restaurants and food sellers to disclose nutritional information, according to a lawsuit filed Wednesday in D.C. federal court. Read more »

Fla. Legislature Reaches Deal To Address Medical Marijuana

Medical marijuana legalization was added to the agenda as a three-day special session of the Florida Legislature started Wednesday, with the Senate and House having reached a compromise on guidelines for implementing a constitutional amendment that state voters passed in November. Read more »

IP & TECHNOLOGY

USPTO Associate Solicitor Tapped As Interim Chief

Commerce Secretary Wilbur Ross has named U.S. Patent and Trademark Office Associate Solicitor Joseph Matal to lead the USPTO on an interim basis following the departure of former director Michelle Lee, the office announced Wednesday. Read more »

Analysis

Outgoing USPTO Director Lee Praised For Smooth Tenure

Former U.S. Patent and Trademark Office Director Michelle Lee, who resigned on Tuesday after two years at the helm of the agency, was an effective and fair leader who made the patent office run smoothly and placed a needed focus on patent quality, attorneys say. Read more »

MEDIA & ENTERTAINMENT

Mohegan Sun
Moody's Corporation
NBCUniversal Inc.
National Collegiate Athletic Association
National Employment Law Project
National Restaurant Association
National Retail Federation Inc.
New York Times Co.
Northrop Grumman Corporation
Rex Energy Corp.
Rolls-Royce
SVB Financial Group
Sierra Club
Svenska Cellulosa AB
The Atlanta Journal-Constitution
The DIRECTV Group, Inc.
Toshiba
Trump Organization Inc.
Twitter Inc.
U.S. Chamber of Commerce
UBS AG
United Nations Commission on International Trade Law
Valeant Pharmaceuticals International
Washington Post Co.
Wells Fargo & Co.
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

Ak-Chin Indian Community
Bonneville Power Administration
Bureau of Land Management
California Energy Commission
California Environmental Protection Agency
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
Energy Information Administration
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission

NJ Makes Final Pitch For High Court Sports Betting Review

New Jersey and a thoroughbred group made a last-ditch effort Tuesday to convince the U.S. Supreme Court to review whether a federal law prohibiting state authorization of sports betting can prevent New Jersey from repealing its laws banning the practice, after the acting U.S. solicitor general told the justices the challenge was not worth their time. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Dems Tout New FAA Bill, Reject Air Traffic Overhaul

Democrats on the U.S. House Transportation and Infrastructure Committee introduced legislation Wednesday to give the Federal Aviation Administration more stable funding while rejecting Republican-led efforts to spin off air traffic control functions from the government, just days after President Donald Trump backed an overhaul of the system. Read more »

Philly Taxi Operators Keep Cruising In Uber Regulation Suit

More than 300 Philadelphia taxicab operators have plausibly shown their constitutional rights were violated when the city's parking authority refused to regulate ride-hailing services such as Uber and Lyft, a Pennsylvania federal judge said Tuesday. Read more »

EMPLOYMENT

DOL Looking To Revise Fiduciary, OT Rules: Labor Secretary

The U.S. Department of Labor has taken the first step toward revising its fiduciary rule for retirement advisers and will soon do the same for its overtime rule, Labor Secretary Alexander Acosta told a House appropriations subcommittee Wednesday in wide-ranging testimony on the agency's proposed fiscal year 2018 budget. Read more »

PRIVACY & CONSUMER PROTECTION

Intel Officials Don't Answer Queries On Trump Conversations

Leaders of President Donald Trump's intelligence agencies frustrated a Senate panel's questions Wednesday, refusing to respond to media reports that Trump asked them to intercede into an FBI probe into Russian election interference. Read more »

AEROSPACE & DEFENSE

Trump Taps Lockheed Exec For Army's No. 2 Spot

President Donald Trump intends to nominate a Lockheed Martin executive who is an ex-Army Ranger as undersecretary of the Army, a pick who could find himself in the service's top spot until a new secretary is found. Read more »

EU Launches €5.5 Billion Defense Fund

The European Union launched a €5.5 billion ($6.19 billion) annual defense fund to coordinate security spending among member-states, the European Commission announced Wednesday. Read more »

Reps. Float Bill To Eliminate Kingdomware 'Loophole' For VA

A bipartisan pair of lawmakers introduced a bill Wednesday to close a purported loophole that wrongly lets the U.S. Department of Veterans Affairs get around its requirement, under the Kingdomware precedent, to give preference to veteran-owned small businesses in acquisitions by using non-VA contract vehicles. Read more »

Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Gila River Indian Community
Hopi Tribe
House of Commons of the United Kingdom
Illinois General Assembly
Internal Revenue Service
Judicial Conference of the United States
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
NATO
National Labor Relations Board
National Security Agency
Navajo Nation
Neighborhood Reinvestment Corp.
New York Attorney General's Office
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Pueblo of Zuni
Securities and Exchange Commission
Serious Fraud Office
Southwestern Power Administration
Texas State Senate
Three Affiliated Tribes of the Fort Berthold Reservation
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement

GOVERNMENT CONTRACTS

Sessions Stops 3rd-Party Donation Settlements

Attorney General Jeff Sessions on Wednesday issued a memo prohibiting U.S. attorneys' offices from requiring defendants to make donations to unrelated third parties as a condition of settlements in federal cases. Read more »

Trump Says Wine Bar Can't Delay Dismissal Hurdle

President Donald Trump told a D.C. federal court Wednesday that a wine bar can't delay a decision on his bid to toss an unfair competition case in order to determine which venue has jurisdiction to hear it in the first place, arguing the absolute immunity granting presidents protection from liability ensures cases can't drag on and become a distraction. Read more »

Whistleblower Says Ex-Speaker's Sanctions Bid Too Late

A whistleblower who filed a since-tossed qui tam suit against former U.S. House Speaker Dennis Hastert for alleged misuse of government funds asked an Illinois federal court Tuesday to deny Hastert's bid for attorneys' fees and sanctions, saying the request was too late and the suit was not frivolous. Read more »

INTERNATIONAL TRADE

US Sugar Cos. Not Sweet On Trade Deal With Mexico

The Trump administration and its Mexican counterparts touted a new preliminary agreement to restore order to bilateral sugar trade Tuesday, but U.S. producers and refiners were reluctant to embrace the deal in light of a "loophole" they fear could leave them with the short end of the stick. Read more »

Experts Outline Keys To A New Int'l Investment Court

Two prominent arbitrators have laid out core issues facing an effort to establish a new multilateral investment court amid increasing frustration with current frameworks for resolving investor-state disputes, part of a broader push for a system that supplants bilateral investment treaties. Read more »

TAX

Hatch Says He Won't Take Border-Adjusted Tax Off The Table

Senate Finance Committee Chairman Orrin Hatch, R-Utah, on Wednesday said that although congressional Republicans and the White House are generally in agreement on a tax overhaul plan, he isn't ruling out one of the more controversial aspects — a proposal to exempt exports, but not imports, from taxation. Read more »

BANKRUPTCY

Westinghouse Asset Sale Could Prompt CFIUS Review: Feds

Federal attorneys told a New York bankruptcy court this week that certain transactions involving the sale of nuclear energy behemoth Westinghouse or its assets to foreign entities could be subject to review by U.S. officials and ultimately rejected by President Donald Trump, who has taken hard stances on trade issues. Read more »

IMMIGRATION

Trump Wants San Francisco's Sanctuary City Fight Tossed

The Trump administration on Tuesday urged a California federal court to toss San

U.S. Navy
U.S. Office Of Special Counsel
U.S. Patent and Trademark Office
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
United Nations
Wage and Hour Division
Western Area Power Administration

Francisco's challenge to its "sanctuary cities" executive order, arguing that the city has failed to lay out a viable claim that the order would violate the U.S. Constitution. Read more »

House Passes Polygraph Waiver For Border Patrol Agents

The U.S. House of Representatives on Wednesday passed a bill aimed at addressing staffing shortages at U.S. Customs and Border Protection that would allow the agency to bypass a lie-detector test for certain applicants who already have law enforcement or military experience. Read more »

Immigration Attys Ax Texas Meeting Over Sanctuary City Law

In response to a Texas law that the head of the American Immigration Lawyers Association says undermines due process and scapegoats immigrants, the group is canceling its plans to hold its 2018 annual conference in the state, it announced Wednesday. Read more »

NATIVE AMERICAN

Conn. Bill Backing Tribes' 3rd Casino Heads To Governor

Connecticut's House of Representatives sent a bill to Gov. Dannel Malloy on Wednesday that would allow the tribes behind the Foxwoods Resort and Mohegan Sun to open a $300 million third casino in the state. Read more »

TELECOMMUNICATIONS

Top 5 Groups Lobbying The FCC

Net neutrality continues to make headlines and draw millions of Federal Communications Commission comments, but the top organizations and companies lobbying the FCC have also been focused on other issues, such as the video relay service and fund for rural deployment. Here are the top five groups lobbying the FCC. Read more »

FCC Security Advised On Dealing With Press After Incident

The Federal Communications Commission is providing counseling to its security team on how to interact with journalists following an incident in which a reporter alleges that guards pinned him against a wall following a commission meeting last month, Chairman Ajit Pai has said. Read more »

PEOPLE

Del. Senate Confirms Supreme Court Nominee Gary Traynor

Delaware Supreme Court nominee Gary F. Traynor won swift and unanimous state Senate confirmation Wednesday after a short series of questions on a long and relatively winding legal career. Read more »

EXPERT ANALYSIS

DOL Independent Contractor Landscape Likely Won't Change

U.S. Department of Labor Secretary Alexander Acosta's announcement Wednesday to withdraw the DOL's formal guidance on joint employment and independent contractors is likely to be portrayed by many as a major shift in the agency's enforcement position. However, it's unlikely to change the legal landscape of independent contractor misclassification, says Richard Reibstein of Pepper Hamilton LLP. Read more »

Trump's Monuments Order Won't Benefit Tribal Economies

President Donald Trump's executive order mandating the review of national

monuments with the goal of opening public lands to mineral development could provide some economic benefits, but history has shown that most mineral development booms are followed by inevitable busts, says professor Hillary Hoffmann of Vermont Law School. Read more »

What Ill. Sanctuary City Bill Means For Local Gov'ts

Last week the Illinois General Assembly passed the Illinois Trust Act, a statewide sanctuary jurisdiction bill. If signed into law, it would have broad implications for the state's local governments and could play a role in the larger sanctuary discourse playing out in Congress, the executive branch and the federal courts, say attorneys with Holland & Knight LLP. Read more »

Suffering Withdrawal: The Post-Paris Energy Outlook

The Trump administration's withdrawal from the Paris climate accord has not deterred a number of U.S. states, municipalities and technology companies from moving ahead with clean energy initiatives and project developments. However, in a globally competitive environment, the absence of government support for new technologies and industries could have substantial commercial consequences, says James Hoecker of Husch Blackwell LLP. Read more »

Questions Abound Concerning SEC’s Administrative Process

While the question — considered again in May by the D.C. Circuit — of whether the U.S. Securities and Exchange Commission’s in-house administrative law judges must be constitutionally appointed has split the federal circuits, another issue looms large: Will the administrative process ever be fair? Bridget Moore and Jonathan Shapiro of Baker Botts LLP look at the big picture. Read more »

In Defense Of Subsuming The Serious Fraud Office

Last month, the U.K.'s Conservative party announced its intention to incorporate the Serious Fraud Office into the National Crime Agency. There has been no shortage of media comment condemning the proposal, but the time has come to put the SFO's armory alongside the other agency's strengths so that they can tackle problems together, says Jonathan Peddie of Baker & McKenzie LLP. Read more »

LEGAL INDUSTRY

Analysis

#AppellateTwitter Becomes Internet Hotspot For Legal Nerds

A spur-of-the-moment tweet from a Texas appellate lawyer a year ago spawned a hashtag that has turned into a vibrant corner of the internet responsible for connecting the country’s appellate lawyers, birthing deep friendships and leading to real-life benefits like case referrals. Read more »

Fla. Federal Court District To See Its 4th Bench Vacancy

U.S. District Judge Joan Lenard will take senior status on July 1, creating a fourth vacancy on the already short-staffed bench of the Southern District of Florida, the clerk's office confirmed Wednesday. Read more »

Analysis

Jurors' Anti-Attorney Bias Is More Paranoia Than Fact

Anti-lawyer bias lurks in the hearts of jurors, so attorneys should think twice before defending a legal malpractice suit all the way to trial, right? Not so fast. While it’s axiomatic among many practitioners that jurors aren’t inclined to give them a fair shake, experts say that anxiety is often overblown, or simply wrong-headed. Read more »

Plaintiffs Bar Perspective: Motley Rice's Donald Migliori

Wait for the overzealous defense lawyer to sell a fact that is easily disproven. That’s how you get a jury to stop listening to the defense of the case, says Donald Migliori of Motley Rice LLC. Read more »

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LAW FIRMS

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Frost Brown Todd
McCarter & English
Skadden
Archer & Greiner
Baker Botts
Bell Nunnally
Berger Singerman
Bird & Bird
Blank Rome
Bryan Cave
Curtin & Heefner
Dillon McCandless
Earthjustice
Fox Rothschild
Frankfurt Kurnit
Gibbons PC
Gibson Dunn
GrayRobinson
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Husch Blackwell
Kirkland & Ellis
Konicek & Dillon
Latham & Watkins
Marashlian & Donahue
Mayer Brown
McDonnell Boehnen
McKool Smith
Morgan Lewis
Motley Rice
Nutter McClennen
Olivares
Pepper Hamilton
Polsinelli
Prickett Jones
Ropes & Gray
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Shulman Rogers
Stroock & Stroock

Sullivan & Cromwell
Togut Segal
Weil Gotshal
White & Case
Womble Carlyle
Wright & Close LLP

COMPANIES

Deutsche Bank AG
Google Inc.
New York Times Co.
Twitter Inc.
Washington Post Co.
American Bar Association
American Council of Life Insurers
American Immigration Lawyers Association
Apple Inc.
Applebee's International Inc.
Associated Press
BAE Systems
Bank of America Corporation
Center for Science in the Public Interest
Citigroup Inc.
Consumer Federation of America
Cox Communications Inc.
Credit Suisse Group AG
Delaware Riverkeeper Network
Expedia Inc.
FedEx Corporation
Federalist Society
Innospec Inc.
International Centre for Settlement of Investment Disputes
Lockheed Martin
Los Angeles Times
Lowe's Companies, Inc.
Lyft Inc.
MGM Resorts International
Macy's Inc.
Metro-Goldwyn-Mayer Studios Inc.
Mohegan Sun
Moody's Corporation
NBCUniversal Inc.
National Collegiate Athletic Association
National Employment Law Project
National Restaurant Association
National Retail Federation Inc.
Northrop Grumman Corporation
Rex Energy Corp.
Rolls-Royce
SVB Financial Group
Sierra Club

Svenska Cellulosa AB
The Atlanta Journal-Constitution
The DIRECTV Group, Inc.
Toshiba
Trump Organization Inc.
U.S. Chamber of Commerce
UBS AG
United Nations Commission on International Trade Law
Valeant Pharmaceuticals International
Wells Fargo & Co.
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Federal Bureau of Investigation
Executive Office of the President
U.S. Department of Labor
Consumer Financial Protection Bureau
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
European Union
Federal Communications Commission
Federal Deposit Insurance Corp.
NATO
National Labor Relations Board
National Security Agency
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Navy
U.S. Patent and Trademark Office
United Nations
Ak-Chin Indian Community
Bonneville Power Administration
Bureau of Land Management
California Energy Commission
California Environmental Protection Agency
Confederated Tribes and Bands of the Yakama Nation
Energy Information Administration
Equal Employment Opportunity Commission
European Commission
Federal Aviation Administration
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Gila River Indian Community

Hopi Tribe
House of Commons of the United Kingdom
Illinois General Assembly
Internal Revenue Service
Judicial Conference of the United States
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
Navajo Nation
Neighborhood Reinvestment Corp.
New York Attorney General's Office
Office of Federal Contract Compliance Programs
Office of the Comptroller of the Currency
Pueblo of Zuni
Serious Fraud Office
Southwestern Power Administration
Texas State Senate
Three Affiliated Tribes of the Fort Berthold Reservation
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of Veterans Affairs
U.S. General Services Administration
U.S. Office Of Special Counsel
U.S. Sentencing Commission
Wage and Hour Division
Western Area Power Administration

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To: Carolyn G. Goodman (cgoodman@LasVegasNevada.GOV)[cgoodman@lasvegasnevada.gov]; Scott Adams[sadams@LasVegasNevada.GOV]; Karen Duddlesten[kduddlesten@LasVegasNevada.GOV]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Esthefany Arochi (earochi@LasVegasNevada.GOV)[earochi@LasVegasNevada.GOV]; Sara Garcia[sagarcia@LasVegasNevada.GOV]; Kim Crane[kcrane@LasVegasNevada.GOV]; Jordan Moore[jmoore@LasVegasNevada.GOV]
From: Lisa Morris Hibbler
Sent: Tue 7/17/2018 6:09:52 PM
Subject: TIME SENSITIVE RE: The Mayor's Fund for Las Vegas LIFE re: Advisory Committee Members
The Mayors Fund Advisory Council Composition Matrix 7.13.18TT.xlsx
Draft CLV Advisory Board Invitation 7-16-18.docx

Greetings:

Please find attached, the recommended list of members for the Mayor's Fund for Las Vegas LIFE Advisory Committee and the draft invitation to the Advisory Committee members. The names highlighted in yellow are the first choice recommendations and the names in white are potential alternates. The goal is to have 11-13 members. We would like to get the letter sent out this week so we can finalize the members by August 1. If you have no objections to the names provided, we will prepare the letters for the Mayor's signature so they can be sent out by this Thursday.

I appreciate your continued support.

Lisa

Dr. Lisa Morris Hibbler
Director
Department of Youth Development and Social Innovation
Office Phone Number 702-229-5450 | Cell 702-236-2746
495 S. Main St. |5th Floor | Las Vegas, NV 89101
lasvegasnevada.gov

Mayor's Fund for Las Vegas LIFE

Dear XXX,

As one of our community's great leaders, I'm writing to invite you to serve on my Inaugural Advisory Committee for the *Mayor's Fund for Las Vegas LIFE*. Your ideas, input, and enthusiasm are needed to help launch this important initiative that has achieved great success in other cities.

The Advisory Committee of the Mayor's Fund for Las Vegas LIFE ("the Fund") will consist of a diverse mix of community leaders and professionals and serve as the Fund's advisory body. The Committee will provide vital guidance and strategic advice to facilitate the Fund's multi-sector efforts, and help build support for public-private partnerships that will promote systemic change and have a lasting, positive impact on the lives of Las Vegas residents.

<u>Advisory Committee members will provide support by:</u>

- Acting as an ambassador and advocate for the Fund, sharing enthusiasm for its mission and projects
- Making recommendations and providing key information and materials to ensure the success of the Fund
- Serving as an example for prospective partners by making or securing a donation to the Fund
- Identifying community-oriented individuals, companies and organizations within your personal network who may be interested in joining you in supporting the Fund
- Reaching out to those you've identified to encourage their involvement and "open the door" for further conversation
- Bringing unique knowledge and skills to more effectively guide the Fund
- Providing a photo and biographical information for inclusion on the Advisory Committee section of the Fund's website
- Allowing the organization to publicize your name and participation on the Advisory Committee, as well as listing your name on letterhead and other communications
- Attending and participating in triannual meetings, as well as Fund-related events throughout the year to build a dynamic spirit of community between donors

DRAFT

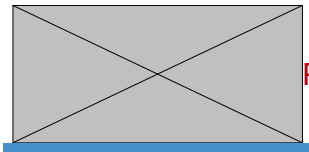
Important dates:

- August 16, 2018, 11:30am: First Advisory Committee Meeting – City Hall
- September 12, 2018, 10:30am: LIFE Event – Location TBD

I hope you'll join us with this important work! Please RSVP to Wendy Fortunato, wendy@moonridgegroup.com and advise by **August 1, 2018** if you will join the Committee!

Warm Regards,
Mayor Carolyn G. Goodman
City of Las Vegas

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 5/25/2017 7:47:40 AM
Subject: [Marketing Mail] 4 Key Takeaways As CBO Scores Revised ACA Repeal Bill



PUBLIC POLICY.

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Thursday, May 25, 2017

TOP NEWS

Analysis

4 Key Takeaways As CBO Scores Revised ACA Repeal Bill

The Congressional Budget Office on Wednesday predicted that Republican legislation largely repealing the Affordable Care Act would destabilize many insurance markets and put comprehensive health insurance out of reach for many Americans. Here are four takeaways from the CBO's eagerly awaited forecast. Read more »

Mayer Brown Partner Confirmed As State Deputy Secretary

U.S. Secretary of State Rex Tillerson will soon have his top deputy, after a Senate vote Wednesday confirmed Bush administration veteran and Mayer Brown LLP partner John Sullivan to the post. Read more »

Trump Budget Chief Defends Domestic Cuts At House Panel

President Donald Trump's top budget official pushed back Wednesday on bipartisan criticisms of billions of dollars in domestic spending cuts as he sought support for the president's $4.1 trillion spending plan. Read more »

Trump Taps Fluet Huber Partner For DOE GC Post

President Donald Trump on Tuesday picked a nuclear nonproliferation expert and current partner at Fluet Huber & Hoang PLLC to serve as the U.S. Department of Energy's top lawyer, signifying the administration's continued emphasis on the DOE's nuclear weapons responsibilities as opposed to energy research and development. Read more »

House Votes On Bill To Limit EPA Rules On Pesticides

The House on Wednesday again passed a measure meant to reduce U.S. Environmental Protection Agency regulations on pesticides, voting through the bill over Democratic objections it would hurt waterways. Read more »

Ross Aims For June Finish On Steel Nat'l Security Probe

The U.S. Department of Commerce probe looking for national security impacts from steel imports under a rarely used enforcement mechanism dusted off by the Trump administration is looking at completion much faster than its 270-day statutory clock, Secretary Wilbur Ross said Wednesday. Read more »

House Passes Bill Targeting Marine Nude Photo Scandal

After months of scandal surrounding the nonconsensual sharing of explicit photos of

LAW FIRMS

Arnstein & Lehr
Boies Schiller
Bond Schoeneck
Chadbourne & Parke
Coudert Brothers
Curtis Mallet-Prevost
DLA Piper
Dentons
Dickinson Wright
Fisher Phillips
Florida Health Law Center
Fluet Huber
Fox Rothschild
Gibson Dunn
Goldberg Kohn
Goodwin
Greenberg Traurig
Greenspoon Marder
Holland & Hart
Jackson Walker
Jacob Medinger
Jaeckle Fleischmann
K&L Gates
Kelley Drye
Kirkland & Ellis
Lewis Roca
Mayer Brown
Miller & Chevalier
Morgan & Morgan
Morrison & Foerster
Moss & Associates
Norton Rose Fulbright
Osler Hoskin

Marines, the House on Wednesday has passed a bill to make such sharing a crime in the military. Read more »

BANKING & SECURITIES

DC Circ. Digs Deep On CFPB Constitutionality

The D.C. Circuit plunged headlong into questions swirling around the Consumer Financial Protection Bureau's leadership structure in high-stakes litigation brought by a mortgage servicer seeking to overturn a $109 million judgment from the bureau. Read more »

DC Circuit Focuses On SEC's Powers Over ALJs

Judges on the D.C. Circuit on Wednesday zeroed in on the key question of whether the U.S. Securities and Exchange Commission could overrule its administrative law judges in a case that could change the way in-house judges throughout the government are put in place. Read more »

ENERGY & ENVIRONMENTAL

DOI Sued For Docs On National Monuments It Might Ax

A conservation group accused the U.S. Department of the Interior on Wednesday of ignoring its request for information about the Obama administration's deliberations over five national monuments, including the Bears Ears National Monument — documents it hopes will shed light onto what it called Interior Secretary Ryan Zinke's "sham review" of their designations. Read more »

EPA Drilling Waste Suit Deal Is Invalid, ND Tells DC Circ.

North Dakota urged the D.C. Circuit on Tuesday to undo a settlement in which the U.S. Environmental Protection Agency agreed to review and potentially update its oil and gas drilling waste disposal rules, arguing the deal is unlawful because it isn't consistent with federal solid waste laws. Read more »

Alaska Gov. Tells FERC To Approve $45B LNG Megaproject

Alaska Independent Gov. Bill Walker wrote a letter to the Federal Energy Regulatory Commission in support of an application filed by the Alaska Gasline Development Corp. to build a large-scale liquefied natural gas project that could cost upward of $45 billion. Read more »

HEALTH & LIFE SCIENCES

Judge Expresses Dismay Over Ill.'s Unpaid Medicaid Bills

A federal judge on Wednesday said "it doesn't seem right" that Illinois isn't paying its Medicaid bills but wasn't sure what she could do to force the state to pay providers while it sorts through a $14 billion backlog without a budget. Read more »

IP & TECHNOLOGY

IP Czar Nominee Talks Patents, TC Heartland At Hearing

President Donald Trump's pick for intellectual property enforcement coordinator encountered relatively smooth sailing during his confirmation hearing Wednesday, stressing the importance of a well-oiled patent system while reserving judgment on the U.S. Supreme Court's recent TC Heartland decision. Read more »

MEDIA & ENTERTAINMENT

Solicitor Gen. Urges Justices To Reject NJ Sports Betting Case

Perkins Coie
Riddell Williams
Ropes & Gray
Saul Ewing
Shumaker Loop
Steptoe & Johnson LLP
Stoel Rives
Sullivan & Cromwell
Weil Gotshal
Weiner Brodsky

COMPANIES

Air Line Pilots Association International
Airbnb Inc.
Altman Weil Inc.
American Airlines Group Inc.
American Bar Association
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
American Medical Association Inc.
ArcelorMittal
BP p.l.c.
Center for Biological Diversity Inc.
Cliffs Natural Resources Inc.
ConocoPhillips
Etihad Airways PJSC
Exxon Mobil Corporation
Facebook
Fannie Mae
Florida Bar Association
Florida East Coast Railway LLC
Florida Justice Association
Freddie Mac
Gannett Co. Inc.
KBR, Inc.
LinkedIn Corp.
MGM Resorts International
Major League Baseball Inc.
McKesson Corporation
Microsoft Corporation
Mohegan Sun
Moody's Corporation
Mortgage Bankers Association
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
Natural Resources Defense Council

The acting U.S. solicitor general urged the U.S. Supreme Court on Tuesday to not hear New Jersey's challenge to a 25-year-old federal law that prohibits states from authorizing sports betting, dealing a blow to the state's latest attempt to circumvent the statute on constitutional grounds. Read more »

TRANSPORTATION & INFRASTRUCTURE

Pilots, Flight Attendants Urge Trump To Take On Gulf Carriers

North American pilot and flight attendant unions continued their fight Wednesday against illegal subsidies that Qatar and the United Arab Emirates are allegedly pumping into three state-owned airlines, urging the Trump administration to enforce the U.S.' Open Skies agreements to preserve competition for domestic carriers. Read more »

Fla. Port Wins Approval For $438M Expansion

Port Everglades near Fort Lauderdale, Florida, received approval on Wednesday for a planned $437.5 million expansion project that will add capacity and infrastructure for large cargo ships, the biggest expansion in the port's history. Read more »

EMPLOYMENT

DOL Moves Closer To Undoing Persuader Rule

A proposal by the U.S. Department of Labor to scrap its controversial persuader rule, requiring employers to report arrangements to influence employees regarding union representation, is one step closer to being issued after it was sent to the White House Office of Management and Budget for review. Read more »

NJ High Court Rebuffs Pension Funds' Appeal Of $1B Cuts

The Supreme Court of New Jersey has decided not to hear an appeal from public employees in their suit seeking to block more than $1 billion in cuts to New Jersey pension funds that were spearheaded by Gov. Chris Christie. Read more »

PRIVACY & CONSUMER PROTECTION

Senate Hears Microsoft's Take On Overseas Data Warrants

Microsoft's Chief Legal Officer Brad Smith appeared along with a U.S. Department of Justice official and others on Capitol Hill on Wednesday to offer lawmakers their thoughts on potential legislation that would allow technology companies to comply with warrants for stored data abroad. Read more »

GOVERNMENT CONTRACTS

Bill Introduced To Help Small Biz With Gov't Change Orders

A bipartisan group of lawmakers on Wednesday introduced a bill intended to make sure small businesses get some payment immediately for change orders on federal contracts, saying the current change order process is unfair and particularly burdensome to small business. Read more »

Army Failed To Properly Track $1B In Equipment, OIG Says

The U.S. Army lacked effective controls for tracking more than $1 billion in equipment provided to the Iraqi government under a training and equipment fund meant to help in the fight against the Islamic State militant group, a watchdog said in a report made publicly available Wednesday. Read more »

INTERNATIONAL TRADE

Analysis

New York Times Co.
PHH Corporation
Qatar Airways
Rolls-Royce
T-Mobile USA Inc.
Twitter Inc.
United States Steel Corporation
Verizon Communications

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
California Department of Finance
California State Board of Equalization
Centers for Disease Control and Prevention
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Nuclear Facilities Safety Board
Department of Commerce
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Reserve System
Florida Department of Transportation
Hopi Tribe
Illinois General Assembly
Internal Revenue Service
Jamestown S'Klallam Tribe
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
National Institutes of Health
National Nuclear Security Administration
Navajo Nation
Nisqually Indian Tribe
Office of Energy Efficiency and Renewable Energy
Office of the U.S. Trade Representative

NAFTA's Defining Feature May Be At Death's Door

The White House's precise plan for updating the North American Free Trade Agreement remains up in the air, but the U.S. appears ready to discard the deal's unique trade remedy arbitration system, a move that would be in keeping with the administration's protectionist bent and upend decades of legal procedure. Read more »

US Steel Producers, Manufacturers Differ On Import Controls

Not everyone is excited by the prospect of a more aggressive approach to trade enforcement, with domestic manufacturers and foreign trade representatives speaking out Wednesday at a U.S. Department of Commerce public hearing on the national security impacts of steel imports. Read more »

TAX

Embattled Calif. Tax Board Adopts Governance Proposals

California's beleaguered tax board, which is facing investigations for the alleged misuse of state resources and other questionable practices, managed to adopt some new policies on Tuesday to curtail its own powers while struggling to formulate a new governance model for itself. Read more »

Mistrust Reigns In Fight Over Paying Off $14B In Ill. Debt

As Illinois' backlog of unpaid bills has ballooned to $14.3 billion in the nearly two years without a formal budget, the debate over how to pay down some of the massive figure has taken on a typically partisan hue in the wake of failed negotiations over tax hikes and budget cuts. Read more »

IMMIGRATION

House Panel Again OKs Criminalizing Unauthorized Immigrants

After its third day of markups, the House Judiciary Committee voted Wednesday to approve a resurrected, previously introduced but abandoned bill that would criminalize undocumented immigrants' presence in the U.S. and penalize so-called sanctuary cities. Read more »

Trump's USCIS Director Pick Talks Transition Role, H-1B

President Donald Trump's pick to lead U.S. Citizenship and Immigration Services confirmed at a hearing Wednesday that he lent his expertise to the Trump transition team but denied writing the president's early immigration executive orders, while also promising to finalize EB-5 visa reforms and agreeing that penalties for H-1B visa abuse are likely too low. Read more »

Illinois 'Sanctuary State' Law Inches Closer To Gov.

A bill that would prevent state and local law enforcement in Illinois from cooperating with federal immigration authorities cleared a state House committee Wednesday, bringing it a step closer to Gov. Bruce Rauner's desk at a time when the Trump administration has vowed to crack down on so-called sanctuary cities. Read more »

NATIVE AMERICAN

Conn. Senate OKs Bill Backing Tribes' Plan For Third Casino

Connecticut's Senate passed a bill Wednesday that would allow a company co-owned by the tribes behind the Foxwoods Resort and Mohegan Sun to open a proposed $300 million third casino in the state, but Democratic leaders of the state's House of Representatives quickly said the bill would not get the green light there in its current form. Read more »

Analysis

9th Circ. Culvert Decision Sows Uncertainty For Projects

Securities and Exchange Commission
Serious Fraud Office
U.S. Army
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Ute Indian Tribe
Ute Mountain Ute Tribe
World Bank Group
World Trade Organization

Judges on a Ninth Circuit panel that upheld an order directing the state of Washington to replace 1,000 culverts that infringed on tribal fishing rights said on Friday the ruling should be interpreted narrowly — but experts said the decision could fuel challenges to other wildlife-affecting projects based on a broader reading, and there's a good chance the U.S. Supreme Court would be interested in reviewing it. Read more »

TELECOMMUNICATIONS

O'Rielly Pushes For FCC To Preempt Local Rules To Build 5G

Federal Communications Commissioner Michael O'Rielly pushed for rules on Tuesday to clear the way for the deployment of broadband infrastructure, saying the agency should clarify that localities are prohibited from imposing barriers to infrastructure upgrades. Read more »

Low-Power TV Group Tells FCC Concerns Over T-Mobile Plans

The LPTV Spectrum Rights Coalition has urged the Federal Communications Commission to halt a spectrum repackaging plan until the agency resolves issues with what it called an "unharmonized timeline," saying plans by T-Mobile to start using some of its spectrum before the year ends could displace nearly 50 stations. Read more »

EXPERT ANALYSIS

FHFA Should Free Captive Insurer Capital

The Federal Housing Finance Agency's ruling that prevents captive insurance companies from becoming members of the Federal Home Loan Bank system is forcing billions of dollars of private capital out of the U.S. residential mortgage market. Hopefully, the Trump administration and members of Congress will be able to convince FHFA Director Melvin Watt to reverse this ruling, says Jeffrey Murphy of Dentons. Read more »

Unaoil Judgment Shows Judicial Support For SFO Authority

In its Unaoil ruling, the High Court of Justice in England and Wales recently provided a rare insight into the difficulties that companies can face when challenging the basis of a Serious Fraud Office investigation. The stance of the judiciary seems to be in line with authorities and legislators, allowing prosecuting authorities a wide remit of independence with which to investigate financial crimes, say attorneys with Morrison & Foerster LLP. Read more »

Pretax Premiums May Have Employees Singing Post-Tax Blues

A recent IRS memo states that payments made to participants under certain fixed indemnity health plans must be included in employees' gross income, unless the premiums for such plans are paid on an after-tax basis. However, the memo does not address how employers should administer these taxable fixed indemnity payments, says Matt Gerard, in-house legal counsel at National Benefits Services. Read more »

My Milkshake Is Better Than Yours: Part 1

As I sat there listening, incredulous to learn that "Milkshake" was not only a real song but also a chart-topper, it reminded me of Harvard Business School Professor Clayton Christensen's work on disruptive innovation — and how it pertains to mid-size law firms, says Jill Dessalines, founder of Strategic Advice for Successful Lawyers and former assistant general counsel of McKesson Corp. Read more »

LEGAL INDUSTRY

Analysis

How 7 Medium-Sized Law Firms Defied Mediocrity In 2016

While the average medium-sized law firm in 2016 saw only a minuscule 1.2 percent

increase in gross revenue, a select few law firms stood out from the crowd. Read more »

Analysis

Trump's Russia Probe Atty Faces Beltway Learning Curve

In reportedly choosing confidant Marc Kasowitz to defend him in the Russia collusion probe, President Donald Trump is casting his lot with a hard-charging New York litigator from outside the cadre of D.C. white-collar fixers, one who must learn to navigate new political minefields while trying to avoid the kind of courtroom battles where he made his name. Read more »

Saul Ewing In Merger Talks To Create 400-Attorney Firm

Saul Ewing LLP and Arnstein & Lehr LLP are in merger talks, the firms confirmed Wednesday, discussing a tie-up that would create a more than 400-attorney law firm with offices in nine states and the District of Columbia. Read more »

High Court Told To Look To States On Term Limits, Broadcasts

A U.S. Supreme Court advocacy group believes the body should follow policies adopted at the state level to allow broadcast access and limit the tenure of justices, saying Wednesday these changes would promote transparency and accountability at the nation's highest court. Read more »

Plaintiffs Bar Perspective: Ratzan Law Group's Stuart Ratzan

Some people think it's a good thing that jury trials are less common today, but I think it's another example of a society where the common man is removed from the democratic process, says Stuart Ratzan, shareholder with Ratzan Law Group. Read more »

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Kirkland & Ellis
Lewis Roca
Mayer Brown
Morgan & Morgan
Morrison & Foerster
Moss & Associates
Norton Rose Fulbright
Osler Hoskin
Perkins Coie
Riddell Williams
Ropes & Gray
Saul Ewing
Shumaker Loop
Steptoe & Johnson LLP
Stoel Rives
Sullivan & Cromwell
Weil Gotshal
Weiner Brodsky

COMPANIES

Altman Weil Inc.
New York Times Co.
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Airbnb Inc.
American Airlines Group Inc.
American Bar Association
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
American Medical Association Inc.
ArcelorMittal
BP p.l.c.
Center for Biological Diversity Inc.
Cliffs Natural Resources Inc.
ConocoPhillips
Etihad Airways PJSC
Exxon Mobil Corporation
Facebook
Fannie Mae
Florida Bar Association
Florida East Coast Railway LLC
Florida Justice Association
Freddie Mac
Gannett Co. Inc.
KBR, Inc.
LinkedIn Corp.
MGM Resorts International
Major League Baseball Inc.

McKesson Corporation
Microsoft Corporation
Mohegan Sun
Moody's Corporation
Mortgage Bankers Association
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
Natural Resources Defense Council
PHH Corporation
Qatar Airways
Rolls-Royce
T-Mobile USA Inc.
Twitter Inc.
United States Steel Corporation
Verizon Communications

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Department of Commerce
Executive Office of the President
U.S. Department of Defense
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Congressional Budget Office
Federal Communications Commission
U.S. Army
U.S. Department of the Interior
U.S. House of Representatives
U.S. Marine Corps
Army Corps of Engineers
Bureau of Industry and Security
California Department of Finance
California State Board of Equalization
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau
Defense Nuclear Facilities Safety Board
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Reserve System
Florida Department of Transportation
Hopi Tribe
Illinois General Assembly
Internal Revenue Service
Jamestown S'Klallam Tribe
Mashantucket Pequot Tribal Nation

Mohegan Tribe
NAFTA
National Institutes of Health
National Nuclear Security Administration
Navajo Nation
Nisqually Indian Tribe
Office of Energy Efficiency and Renewable Energy
Office of the U.S. Trade Representative
Securities and Exchange Commission
Serious Fraud Office
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of Transportation
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
Ute Indian Tribe
Ute Mountain Ute Tribe
World Bank Group
World Trade Organization

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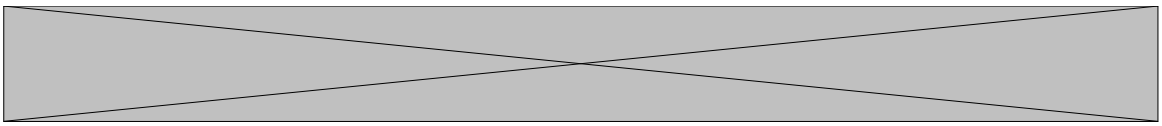
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Fri 6/26/2015 10:34:38 PM
Subject: [Marketing Mail] Can FinTech Halt Elder Financial Abuse? plus overdraft updates

View Email In Browser



FINTECH LABS

Can FinTech halt elder financial abuse?

Too often elder abuse gets detected when the money's gone. EverSafe, one of seven firms "adopted" by the New York FinTech Innovation Lab, aims to catch up to the bad guys. Plus more about the Lab's "demo day" and other FinTech enterprises. Read more

COMPLIANCE

Overdraft shifts could cost small banks the most

Potential changes to overdraft procedures and disclosures by CFPB could erode fee income at the nation's banks and disproportionately impact smaller institutions. In smaller banks fees make up a greater percentage of revenue, according to an SNL Financial analysis. Read more

COMPLIANCE VIEWPOINT

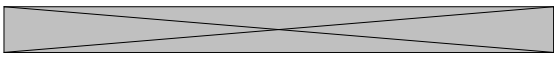
Overdraft: One door closes, another opens

What if the impact that SNL Financial predicts in the story above materializes? Banker Brian Higgins assesses the risks to banks, and sees some positives for the industry should the overdraft math substantially change. Read more

SNL REPORT

Liquidity rules create atypical pressure

The source of "unintended consequences" just keeps on giving,



THE HUMAN ELEMENT

Parsing Dodd-Frank diversity policy statement

Steve Greene weighs impact of "voluntary" guidance on bank HR and purchasing. Read more

TALKING CREDIT

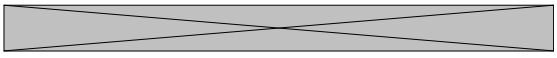
Two cents on ten dollars

Leave Hamilton on the $10 bill, and ditch Jackson from the $20, says Ed O'Leary. Read more

AML & FRAUD

"Eight Miles High"

John Byrne borrows from The Byrds to make a point about not letting others do your reading about BSA/AML regs. Read more



BANKING EXCHANGE MAGAZINE

Can you insure for cyber risk?

The "good news" is that there's more coverage available than ever, according to

it would seem. SNL Financial reports that in the stream of the liquidity coverage ratio some unanticipated effects are being felt in the financial markets, and may be soon among community banks. Read more

FINANCIAL MANAGEMENT

4 techniques for better financial management

Are you running your bank with yesterday's financial approaches? Kenneth Levey of Axiom EPM suggests four gearshifts that can help your bank remain competitive and profitable. Read more

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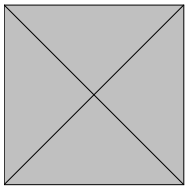

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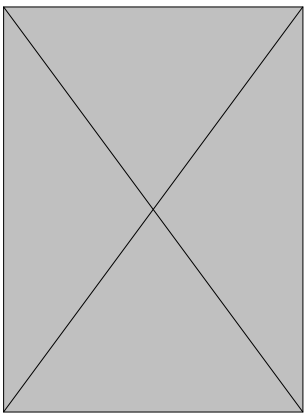
*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*



attorneys Shamoil Shipchandler and Patrick Hanchey. But insurance should be only a part of the bank's defensive program. Read more

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45 words to avoid when sending email blasts for your bank

Don't mention a day in the week in your subject line. Don't trumpet the word "sale" over and over again. Avoid superlatives like "perfect," "good," and "wonderful." Those are three recommendations from a long list on the Econsultancy site—including the blogger's view of the word "awesome." Read the blog

FORWARD TO A FRIEND OR COLLEAGUE

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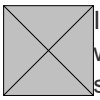

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"Don't Motel My Neighborhood" Yard Signs & Posters • Short Term Rentals / Mortgage Fraud / FBI • Cats • Airbnb • Ridesharing • Pop-Up Dog Park at Baker Park • BUNNY • Housekeeper

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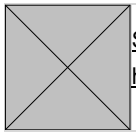
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Posts

"Don't Motel My Neighborhood" Yard Signs & Posters

Stephen Grogan , Scotch Eighty

There has been a major call from neighbors asking to plant a yard sign against Short Term Rentals in residential neighborhoods. Our... Read more

Don'tMotel_My_Neighborhood_sign.pdf

Short Term Rentals / Mortgage Fraud / FBI

Jessica Saylor , Scotch Eighty LEAD

I heard through a friend of a friend that the FBI is possibly getting involved in looking at the mortgages on licensed and unlicensed short... Read more

10 replies

Cats

Brian Thomas , Bob Baskin Park

I am asking for some help with my cats. I am in the military and having to go for training for an extended period. I have my cats at a per... Read more

4 replies

Replies

Re: Airbnb

5 new replies including:

Amy Kohlin , Scotch Eighty

Thank you for putting the pressure on her. It's sad that she isn't fighting for her own neighborhood.

4 replies

Re: Ridesharing

1 new reply:

JD Kollar , John S. Park

I agree! I just signed the petition yesterday and forwarded to friends. Living downtown we need ride share! How many times have you been... Read more

Re: Pop-Up Dog Park at Baker Park

1 new reply:

Randy Hanson , Francisco Park

When are they moving it

Re: BUNNY

1 new reply:

Deborah Alexander , Glen Heather Estates

we are in Glen Heather Estates and have had a coyote issue for a couple of months We have lost many of the rabbits and cats in our... Read more

Re: Housekeeper

1 new reply:

Theo Garcia , McNeil Estates

Howdy & thanks Arlyn, Dr Frank, & Amy!! Will follow up much appreciated...now have a mango margarita! Happy weekend

This message is intended for cgoodman@lasvegasnevada.gov.
Unsubscribe or change your email settings

Nextdoor, Inc. 875 Stevenson Street, Suite 700, San Francisco, CA 94103

..

To: Diana Paul[dpaul@LasVegasNevada.GOV]; Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:37:11 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

okay

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Thursday, July 09, 2015 1:32 PM
To: Carolyn G. Goodman; Margaret Kurtz
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I think it's just fine, and since we already sent it to 2 reporters I think we should keep it as is so it's consistent…

From: Carolyn G. Goodman
Sent: Thursday, July 9, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer

City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager
> City of Las Vegas
> (702) 229-6582 (office)
> (702) 271-3030 (cell)
> (702) 464-2632 (fax)
>
> *"Building Community to Make Life Better"*
>
> **From:** cgoodman [redacted]
> **Sent:** Thursday, July 09, 2015 3:48 AM
> **To:** Diana Paul
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> "**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."
>
> **From:** Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
> **Sent:** Wednesday, July 08, 2015 4:08 PM
> **To:** Carolyn G. Goodman
> **Cc:** Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
> **Subject:** Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thanks mayor!
>
> On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:
>
> > I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give

you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said

Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Lora Riccomini
Sent: Tue 11/21/2017 6:15:01 PM
Subject: How this agency saved $670 million in cost avoidance in 3 years

Dear Carolyn,

In 2016, the federal government paid out $144 billion in improper payments, according to the Government Accountability Office. Much of this can be attributed to nefarious activity.

Government human service dollars intended to help the most vulnerable of our citizens are being swindled by fraudsters intent on stealing these funds for their own use. Entitlement programs like Medicaid, Social Security and unemployment are particularly susceptible to identity-based fraud.

Join us on Dec. 7 at 11 a.m. Pacific/2 p.m. Eastern to learn how government HHS agencies like the Florida Department of Children and Families (DCF) are using identity-focused strategies to detect and stop identity-based fraud and preventing improper payments from going out the door.

Register now for the webinar, Identity Management: The Key to Alleviating Fraud from Entitlement Programs, to hear more about:

- How identity management is evolving to stay ahead of sophisticated identity fraud
- Florida DCF's story – How the agency saved $670 million in cost avoidance in 3 years
- Key misconceptions around identity management
- Why it's critical to have a multi-layered approach to prevent fraud

Featured Speakers:

Justin Hyde, Director of Market Planning for Health & Human Services, LexisNexis Risk Solutions
Ryan Blackwood, Senior Fraud Analyst, LexisNexis Risk Solutions

Moderator:

Al Delia, Former Secretary, North Carolina Department of Health and Human Services and Senior Fellow, Governing

I hope you'll join us on December 7th!

Regards,

Lora Riccomini
Registration Coordinator
GOVERNING | governing.com
A division of e.Republic | Smart Media for Public Sector Innovation
lriccomini@governing.com
916-932-1421 direct

This email was sent to cgoodman@lasvegasnevada.gov on behalf of Governing.
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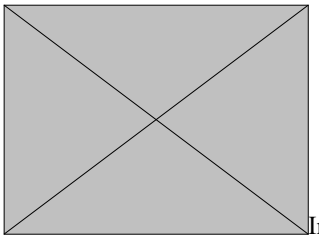
© 2017 e.Republic. All rights reserved. 100 Blue Ravine Rd, Folsom, CA 95630, USA. Phone: 916-932-1300

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 6/11/2015 7:23:05 PM
Subject: Latest News: Voting Reform Enters 2016 Debate, Kansas Judicial Crisis

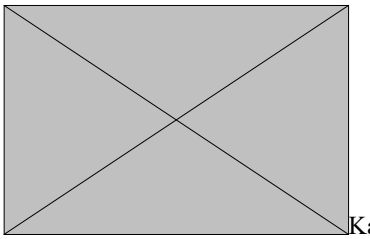
For more updates on the Brennan Center's work, visit our website and check us out on Facebook, Twitter, and Instagram. Stay informed by signing up for more updates.

Latest News

Voting Reform Enters 2016 Debate

 In the wake of Hillary Clinton's speech urging universal registration, voting reform is now at the center of public debate. "Automatic, permanent registration as Clinton proposes would add up to 50 million to the rolls," **Michael Waldman** wrote in *Politico Magazine*. "It would cost less than today's paper-clogged system. And it would curb the potential for fraud." Voter Registration Modernization, the Brennan Center's signature proposal, has been moving forward in the states with bipartisan support. The most recent reform came in Oregon, which passed a breakthrough law in March to automatically enroll citizens. See the Center's analysis of voting laws in the 2015 legislative session. Watch **Myrna Pérez** (left) on MSNBC's "All In With Chris Hayes" and **Michael Waldman** on MSNBC's "Hardball."

Kansas Moves to Defund Court System

 Kansas Gov. Sam Brownback (R) signed a judicial budgeting bill that could plunge the state into a constitutional crisis. The measure contains a clause that strips the court of its entire budget if any Kansas court strikes down a 2014 law that removed the Kansas Supreme Court's administrative authority over lower courts. "It seems pretty clear that these mechanisms have been an effort by the governor and the Legislature to try and get a court system that is more in line with their philosophy," **Matthew Menendez** told *The New York Times*. The Brennan Center is part of a legal team challenging the 2014 law.

This Week from Brennan Center Fellows and Scholars

Why Congress Awoke From Its National Security Slumber

In passing the USA Freedom Act, **Walter Shapiro** argues that Congress adopted a less panicked approach to terrorism.

Time to End Counterproductive Mandatory Minimums

Massachusetts can serve as a model for other states in showing that long prison sentences are not equated with an increase in public

safety, wrote **Lauren-Brooke Eisen**.

Supreme Court to Wade into Partisan Gerrymandering

The U.S. Supreme Court agreed this week to hear another redistricting case, which **Michael Li** says could affect how fights over partisan gerrymandering are handled by the courts.

Oregon Must Allow Campaign Contribution Limits

Benjamin Brickner looks at how Oregon's Senate Joint Resolution 5 would amend the state's constitution to allow limits on campaign contributions.

Brennan Center In The News

- **Lawrence Norden** spoke with *The New York Times* about political corruption in New York stemming from a Moreland Commission investigation of Assembly Speaker Carl Heastie.
- **Elizabeth Goitein** joined NPR's "Morning Edition" to discuss how the recent congressional overhaul of mass surveillance echoes action taken 40 years ago by Congress.

Read more Brennan Center In The News here.

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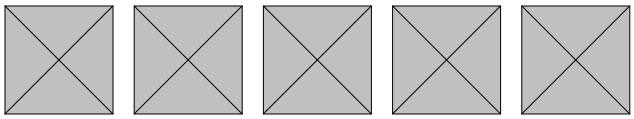

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marine Log
Sent: Wed 5/9/2018 9:09:50 PM
Subject: U.S. reimposes sanctions on Iran's maritime and energy sectors; Ingalls starts fabrication of first Flight III DDG 51 destroyer

Trouble viewing this email? Read it online

Drug busting: Coast Guard cutter offloads 1 ton of marijuana

May 9, 2018 — The crew of the 210 ft U.S. Coast Guard cutter *Resolute* has offloaded about 1 ton of marijuana in St. Petersburg, FL, worth an estimated $2.2 million street value. The contraband drug shipments were seized during the cutter's 71-day deployment in international waters in the Caribbean.

SPONSORED - VIDEO

BALLAST WATER TREATMENT:
Putting Our Filter to The Test
To ensure uncompromising reliability – we've employed integrity, efficiency, and accelerated life tests. We've pushed our filtration to the limit, using punishing mixtures of challenge water and marine mud, to provide you with deserved reassurance and peace of mind. **Here's a video of our filter being put to the test.**

U.S. reimposes sanctions on Iran's maritime and energy sectors

President Trump has pulled the United States from the Iran nuclear deal. What does this mean in terms of sanctions on Iran's energy and maritime sectors?

Ingalls starts fabrication of first Flight III DDG 51 destroyer

Flight III will incorporate a new Advanced Missile Defense Radar (AMDR) that will replace the existing SPY-1 radar installed on the previous DDG 51 ships.

MSC satcom scammer heads for slammer

Scott B. Miserendino, Sr., a former contractor at the U.S. Navy's Military Sealift Command (MSC), has been sentenced to 87 months in prison for his role in a bribery

and fraud
conspiracy.

Rolls-Royce and Siem Offshore ink five year service agreement

Rolls-Royce has signed a long-term service agreement with Kristiansand, Norway, headquartered Siem Offshore for the maintenance of its deck machinery installations aboard 12 state-of-the art anchor handling
vessels.

USCG to hold public hearing on deadly tank barge explosion and fire

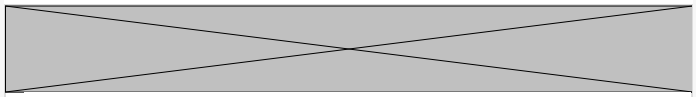
An explosion, fire, and subsequent loss of life occurred onboard the tank barge off the coast of Texas on October 20,
2017.

Shell's Vito deepwater project: "Break-even at $35 per barrel"

Vito is expected to reach peak production of 100,000 barrels of oil equivalent (boe) per day, which represents a significant contribution to continued growth in the Gulf of Mexico.

Meyer Turku reports third profitable year in a row

The profit is being used to finance the shipyard's EUR 200 million investment program.



- **OSVs:** Tough Times
- **TUGS & BARGES:** Ahead of the Game
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- **PODCAST Transas' Frank Coles:** Moving Beyond the Paper Process Mindset
- **PODCAST KVH's Martin Kits van Heyningen:** In a Digital Age, Connectivity is More Important Than Ever

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Social Media

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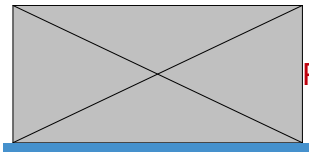
New York New York 10004
United States

This email is intended for cgoodman@lasvegasnevada.gov.
Update your preferences

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 5/26/2017 8:13:48 AM
Subject: [Marketing Mail] 4th Circ. Upholds Block Against Trump's Revised Travel Ban



PUBLIC POLICY.

WEBINAR on 5/31: Debevoise's Mary Jo White & Andrew Ceresney

Insight on Recent Trends and Coming Change at the SEC – Register Now

Friday, May 26, 2017

TOP NEWS

4th Circ. Upholds Block Against Trump's Revised Travel Ban

The Fourth Circuit on Thursday upheld a nationwide injunction on President Trump's revised travel ban, ruling the ban likely runs afoul of the Constitution, and that statements from the president and his advisers indicate the executive order's goal was to carry out a "Muslim ban." Read more »

Mnuchin Mum On How To Pay For Massive Tax Cuts

Treasury Secretary Steven Mnuchin avoided questions about how the Trump administration plans to broaden the tax base to offset deep cuts to corporate and individual tax rates during a hearing before the Senate Finance Committee on Thursday. Read more »

Trump Repeats NATO Spending Criticism In Brussels

President Donald Trump delivered harsh rhetoric to NATO on Thursday, and while not repeating campaign rhetoric that the 28-nation alliance is "obsolete," he did echo prior calls for members to contribute more to Europe's defense while calling the current situation "unfair" to U.S. taxpayers. Read more »

Top Pence Aide Wants Bank Creditors To Play Regulatory Role

A top adviser to Vice President Mike Pence on Thursday said that the Trump administration's main priority in changing financial regulation will be to help creditors and other market participants take a more active role in policing markets. Read more »

First Trump Nominee For Circuit Court Clears Senate

The Senate has approved President Donald Trump's first nominee for an appellate court, confirming District Judge Amul Thapar to a post on the Sixth Circuit on Thursday. Read more »

BANKING & SECURITIES

GOP Drops Swipe-Fee Repeal From Dodd-Frank Replacement

The head of a key House committee on Wednesday said that he would cut language to repeal a cap on debit card swipe fees included in the Dodd-Frank Act from a keystone Republican financial regulation bill, saying that he wouldn't let the bill be derailed by a matter that has divided retailers and financial firms. Read more »

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K&L Gates
Kasowitz Benson
Kilpatrick Townsend
Kirkland & Ellis
Lieff Cabraser
Linklaters
Mayer Brown
Miller Canfield
Morrison & Foerster
Nelson Mullins
Orrick Herrington
Paley Rothman
Patterson Law Firm
Proskauer Rose
Pryor Cashman
Ropes & Gray
Sanford Heisler

5th Circ. Remands Texas Credit Card Surcharge Case

The Fifth Circuit on Thursday sent a case challenging a Texas law that bars retailers from imposing credit card surcharges back to a lower court following a U.S. Supreme Court ruling that a similar statute in New York may have unconstitutionally restricted merchants' free speech rights. Read more »

DOJ To Send Fraud Prosecutor To UK Financial Watchdog

The U.S. Department of Justice expects to detail an anti-corruption prosecutor to Britain's Financial Conduct Authority in the coming months in the first assignment of its kind, a high-ranking DOJ official said in a speech Wednesday. Read more »

ENERGY & ENVIRONMENTAL

DOE Halts Energy Efficiency Rule Delay For Ceiling Fans

The U.S. Department of Energy on Wednesday ended its delay of energy efficiency rules for ceiling fans, bowing to lawsuits brought by several states and environmental and consumer groups over the Trump administration's postponement of the Obama-era standards. Read more »

Pipeline Foes Crash FERC Nominees' Confirmation Hearing

An otherwise sleepy U.S. Senate confirmation hearing for two Federal Energy Regulatory Commission nominees was roused by several protesters of the agency's pipeline review and approval policies who angrily shouted for FERC to be shut down before they were forcibly removed. Read more »

House Dems Tell Zinke Trump Can't Touch Monuments

A group of 86 Democratic U.S. representatives told Interior Secretary Ryan Zinke on Thursday that Congress, not the president, has the authority to revoke or shrink national monuments, meaning that his ongoing review of certain monuments at President Donald Trump's direction is a waste of time and money. Read more »

HEALTH & LIFE SCIENCES

3rd Circ. Revives Effort To Halt Abortion Clinic Protest Ban

The Third Circuit upended a district court's refusal to temporarily halt a Harrisburg, Pennsylvania, law banning protests within 20 feet of health care facilities, issuing a precedential ruling Thursday that the burden of proof was wrongly placed on the ordinance's two pro-life challengers seeking injunctive relief. Read more »

FDA Chief Vows Action On Generic Approvals, Obstruction

The U.S. Food and Drug Administration's newly confirmed leader said Thursday that the agency will soon take action to ease drug prices by speeding development of generic medicines and cracking down on efforts by brand-name drugmakers to impede competition. Read more »

MEDIA & ENTERTAINMENT

Dems Push Sports Betting Bill Amid High Court Challenge

New Jersey Rep. Frank Pallone led Democrats on the House Energy and Commerce Committee in unveiling legislation Thursday designed to roll back the 25-year-old prohibition on state authorization of sports betting, as the U.S. Supreme Court mulls whether to take up a challenge to the law. Read more »

INTERNATIONAL TRADE

Senate Panel Tees Up Action On New Iran Sanctions Bill

The Senate Foreign Relations Committee on Thursday approved legislation that

Severson & Werson
Seyfarth Shaw
Silverstein & Pomerantz
Simpson Thacher
Skadden
Vinson & Elkins
Ward Greenberg
WilmerHale
Winston & Strawn

COMPANIES

American Civil Liberties Union
American Conference Institute
American Immigration Council
American Immigration Lawyers Association
American International Group Inc.
Bipartisan Policy Center
CTIA
Carfax Inc.
Clariant AG
DISH Network Corporation
Goodyear Tire & Rubber Co.
International Business Machines Corporation
Jimmy John's Franchise LLC
LexisNexis Group
NBTY, Inc.
National Association of State Boards of Accountancy Inc.
National Collegiate Athletic Association
National Consumer Law Center
National Immigration Law Center
National Retail Federation Inc.
Natural Resources Defense Council
New York University
Nissan Motor Company
Philip Morris International Inc.
Reynolds American Inc.
Rolls-Royce
Sonoco Products Co.
TRUSTe Inc.
Tax Foundation
The DIRECTV Group, Inc.
Wal-Mart Stores Inc.
Walgreen Co.

GOVERNMENT AGENCIES

Congressional Budget Office
Consumer Financial Protection Bureau

would slap new sanctions on Iran in a move that could ratchet up tensions with Tehran as Iran and the U.S. continue to implement a landmark accord to stem the Middle Eastern nation's nuclear program. Read more »

PRIVACY & CONSUMER PROTECTION

NYPD Can't Cite National Security To Veil Docs, Activists Say

Activists organizing protests against police brutality have hit the New York City Police Department with a lawsuit arguing authorities can't use a federal national security exemption to duck a public records request for information on whether authorities surveil organizers or use technology to disrupt their communications. Read more »

Watchdogs Ask FTC To Investigate TRUSTe Over Child Privacy

A pair of privacy and consumer protection watchdogs on Thursday called on the Federal Trade Commission to investigate whether TRUSTe Inc. violated a past settlement agreement with the agency by not properly assessing some website operators' tracking technology under the Children's Online Privacy Protection Act. Read more »

TAX

IRS Mischaracterizes Tax Preparer Rule, DC Circ. Told

The American Institute of Certified Public Accountants assailed the IRS on Wednesday for its "mischaracterizations" of a challenged voluntary certification program for unlicensed tax return preparers, urging the D.C. Circuit to upend a lower court ruling finding the trade group had no legally protected interest by which to sue. Read more »

Fla. Gov. OKs $180M Tax Cut Led By Commercial Rent Break

A reduction in the state commercial lease tax, breaks for assisted-living facilities and affordable housing, renewed sales tax holidays, and a sales tax exemption for essential feminine hygiene products highlighted a $180 million tax cut bill signed into law Thursday by Florida Gov. Rick Scott. Read more »

WHITE COLLAR

Hastert Open To Settling Hush Money Case

Former House Speaker Dennis Hastert indicated Wednesday he might be open to settling a suit brought by an anonymous man who says the jailed politician owes him nearly $2 million under a deal that kept the man from going public with allegations of sexual abuse. Read more »

IMMIGRATION

Denver Amends Sentencing, Addressing Deportation Worries

Immigrants in Denver may soon avoid exposure to deportation because of convictions for lower-level offenses, as the Colorado city looks to amend its sentencing guidelines to ensure that maximum penalties for many violations are less than a year in jail. Read more »

Legal Orgs Ask Gov't To Allow Detainees To Access Counsel

The American Immigration Lawyers Association and the American Immigration Council filed a rulemaking petition Wednesday, asking the federal government to allow travelers access to legal counsel during detention at entry points, consular interviews and other situations when immigrants may need representation. Read more »

Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Indian Health Service
Internal Revenue Service
NATO
National Aeronautics and Space Administration
National Institute of Standards and Technology
Navajo Nation
New York Attorney General's Office
Office of Energy Efficiency and Renewable Energy
Office of the Comptroller of the Currency
Pennsylvania Public Utility Commission
Securities and Exchange Commission
Serious Fraud Office
Texas Attorney General's Office
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office

ICE Detained Refugee For Unlikely Removal, ACLU Says

The American Civil Liberties Union has asked a Massachusetts federal court to halt the detention of a man subject to a deportation order to Cambodia nine years ago, alleging he has been wrongly arrested and detained by U.S. Immigration and Customs Enforcement in violation of his Fifth Amendment due process rights. Read more »

NATIVE AMERICAN

Bill Seeks More Indian Health Service Accountability

Three Republican senators floated legislation Thursday aimed at boosting transparency and accountability at the Indian Health Service, in an effort to guarantee that Native Americans across the country receive reliable and quality health care. Read more »

TELECOMMUNICATIONS

NYC Says FCC Must Improve Alerts, Citing Chelsea Bombing

New York City agencies urged the Federal Communications Commission to modernize the Wireless Emergency Alerts program to embed links and other media in notifications, citing the September bomb explosion in the city's Chelsea neighborhood and opposing delays to reform proposed by a wireless trade association. Read more »

EXPERT ANALYSIS

The Next Steps For Biometrics Legislation Across The US

This month, Washington became the third state after Illinois and Texas to enact its own legislation generally governing the collection, use and retention of biometric data. As biometric information becomes more commonplace, there appears to be a renewed focus on the Illinois law, as well as a new impetus in other states to pass similar laws, say Justin Kay and Brendan McHugh of Drinker Biddle & Reath LLP. Read more »

Collaboration, Harmony Key For International Drone Rules

While President Donald Trump's 2-for-1 order has stalled regulations for drone operations in the U.S., the European Aviation Safety Agency and the International Civil Aviation Organization have recently taken steps forward on regulating drones and the airspace in which they operate. Coordination across jurisdictions will be essential for industry to fully realize the benefits of this technology, say attorneys with Morrison & Foerster LLP. Read more »

A Gov't Contractor's Guide To Trump Cybersecurity Order

Although many aspects of the Trump cybersecurity executive order follow along the same lines as the 2013 Obama order, there are three important takeaways for government contractors, says Christian Henel of Kilpatrick Townsend & Stockton LLP. Read more »

The IRS Brings Partial Clarity To North-South Scenarios

When a shareholder transfers property to a distributing corporation shortly before or after a spinoff, will the transfer to the distributing corporation be respected as a separate transaction from the distribution for tax purposes? The IRS' recent ruling on such "north-south" transactions provides helpful guidance for some situations, but leaves other questions unanswered, says Aaron Pinegar of Baker Botts LLP. Read more »

Noncompete Agreements Under Siege At The State Level

Compared with many other areas of labor and employment law, the law of noncompetition agreements has been relatively static with most changes coming in

U.S. Senate
U.S. Supreme Court
Ute Indian Tribe
Ute Mountain Ute Tribe

the form of court decisions. More recently, however, many states have turned their attention to noncompetes and considered significant procedural and substantive changes in how they are used and enforced, say James Hammerschmidt and Jack Blum of Paley Rothman. Read more »

LEGAL INDUSTRY

Why Some Partners Are Ditching BigLaw For Midsize Firms

Some BigLaw partners are choosing to jump ship to join midsize law firms where many find they have lower capital contributions, more freedom over the rates they charge, and a greater sense of ownership over their practices. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Hughes Hubbard & Reed LLP rose to the top of the legal lions pride this week, winning a U.S. Supreme Court decision putting tighter restrictions on where patent owners can file infringement suits, while Orrick Herrington & Sutcliffe joined the legal lambs flock after its client, Dish Network, was slammed with $61 million in treble damages in a Telephone Consumer Protection Act class action. Read more »

Allen & Overy Starts Exec Committee In Client-Relations Push

Allen & Overy LLP is establishing a new executive committee and a client group as the Magic Circle firm aims to take a different approach to overall strategy and build its client relationships and services on a more global scale, the firm announced Wednesday. Read more »

Citing Trump's Kasowitz Hire, Lieberman Quits FBI Job Search

Joseph Lieberman, the former senator, Democratic vice presidential hopeful and current Kasowitz Benson Torres LLP counsel, has pulled his name out of the running to be the next head of the FBI. Read more »

Proskauer Atty Says Court Needs To Protect Mediation Docs

A Proskauer Rose LLP partner suing the firm for gender discrimination doubled-down on her request that mediation services firm JAMS Inc. be ordered to preserve notes from a session in which a firm representative allegedly made a retaliatory threat Wednesday, saying it's not clear whether JAMS will keep its word to do so voluntarily. Read more »

Calif. Senate Bans Bombastic Judicial Ballot Titles

The California Senate has passed a bill that would keep prosecutors running for the bench from using self-aggrandizing titles such as "Hardcore Gang Prosecutor" on ballots in an effort to even the playing field between government and private attorneys. Read more »

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COMPANIES

American Civil Liberties Union
American Conference Institute
American Immigration Council
American Immigration Lawyers Association
American International Group Inc.
Bipartisan Policy Center
CTIA
Carfax Inc.
Clariant AG
DISH Network Corporation
Goodyear Tire & Rubber Co.
International Business Machines Corporation
Jimmy John's Franchise LLC
LexisNexis Group
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National Association of State Boards of Accountancy Inc.
National Collegiate Athletic Association
National Consumer Law Center
National Immigration Law Center
National Retail Federation Inc.
Natural Resources Defense Council
New York University
Nissan Motor Company
Philip Morris International Inc.
Reynolds American Inc.
Rolls-Royce
Sonoco Products Co.
TRUSTe Inc.
Tax Foundation
The DIRECTV Group, Inc.
Wal-Mart Stores Inc.
Walgreen Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Consumer Financial Protection Bureau
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Internal Revenue Service
New York Attorney General's Office
U.S. Senate
Congressional Budget Office
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Prisons
Federal Communications Commission
Federal Energy Regulatory Commission
Financial Conduct Authority
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Indian Health Service
NATO
National Aeronautics and Space Administration
National Institute of Standards and Technology
Navajo Nation
Office of Energy Efficiency and Renewable Energy
Office of the Comptroller of the Currency
Pennsylvania Public Utility Commission
Securities and Exchange Commission
Serious Fraud Office

Texas Attorney General's Office
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
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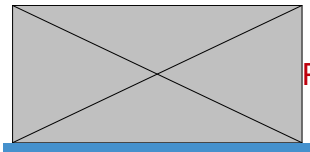
Sent: Fri 4/7/2017 8:15:08 AM
Subject: [Marketing Mail] 'Nuclear Option' Won't Cure Fraught Confirmation Process



PUBLIC POLICY

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Friday, April 7, 2017

TOP NEWS

Analysis

'Nuclear Option' Won't Cure Fraught Confirmation Process

The U.S. Senate's move Thursday to invoke a rule change to defeat a Democratic filibuster of U.S. Supreme Court nominee Neil Gorsuch succeeded in clearing a path for President Donald Trump's high court pick, but the so-called "nuclear option" is unlikely to change the reality of today's politically explosive confirmation processes.

Senate Advances Gorsuch After Invoking 'Nuclear Option'

Senate Republicans have exercised the so-called nuclear option by changing the body's rules to advance the nomination of Tenth Circuit Judge Neil Gorsuch to the U.S. Supreme Court on Thursday, after a blockade by Democrats halted the nomination.

Analysis

JOBS Act Shows Mixed Progress At 5-Year Mark

The Jumpstart Our Business Startups Act, landmark legislation passed five years ago this week promising to ease capital-raising requirements for young companies, has reformed many aspects of initial public offerings in ways beneficial to small issuers, but the jury is still out on other areas of the law.

ACA Watch: GOP Claims 'Real Progress' On Repeal Bid

House Republicans on Thursday claimed "real progress" in their on-again, off-again effort to repeal and replace the Affordable Care Act, advancing $15 billion in new subsidies that Democrats derided as a meaningless publicity stunt.

Analysis

Budget Tools Offer Slim Hope To Undoing Dodd-Frank

Republicans looking to undo the Dodd-Frank Act have turned their sights to the budget reconciliation process, but that complicated maneuver would only be able to target a few items such as the ability to fund the failure of a big bank and is likely to fall behind other priorities, experts say.

Analysis

What Employers Can Expect From Trump's Spotlight On H-1Bs

The Trump administration has issued a deluge of notices about H-1B visas in recent days, putting information technology firms in the crosshairs of targeted site visits by the government and setting up potential pushback from the immigration service about computer programming jobs. Here's what employers need to know about the

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Eversheds Sutherland
Faegre Baker
Farella Braun
Fish & Richardson
Foley & Lardner
Fragomen Del Rey
Gazdzinski & Associates
Gibson Dunn
Goodwin
Greenberg Traurig
Hagens Berman
Hinshaw & Culbertson
Hodgson Russ
Hogan Lovells

various H-1B moves.

Analysis

Resurgence Of Tax On Receipts May Hurt State Economies

The revival of a tax on business receipts that was largely repealed in the early 20th century is likely to hurt the economies of states that are now considering it to plug budget shortfalls, since it could lead to job losses and higher consumer prices.

Twitter Sues To Block Gov't Bid To Expose Anti-Trump Tweeter

Twitter Inc. sued the Trump administration Thursday in California federal court, saying the U.S. Department of Homeland Security was seeking the identities behind an anonymous account blasting the president's immigration policies that claims to be a creation of government employees within the department.

Calif. High Court Says Dismissal Over Forum Not 'Prevailing'

A California law that allows the winner of a contract dispute to get attorneys' fees in the case only applies if the suit's defeat was dispositive, the California Supreme Court ruled Thursday in a credit card collection case that was dismissed in the Golden State but revived in Florida.

BANKING & SECURITIES

House Passes Bill Upping Angel Fund Disclosure Exemptions

The House on Thursday passed a measure to increase the threshold at which so-called angel investors would have to register with the U.S. Securities and Exchange Commission, sending the measure to the Senate.

Warren, McCain Reintroduce Modern Glass-Steagall Act

U.S. Sens. Elizabeth Warren, D-Mass., John McCain, R-Ariz., and others said Thursday they are reintroducing a modern-day Glass-Steagall Act, the Depression-era law that separated retail banks from investment banks, which has already received bipartisan support, including from President Donald Trump.

Bharara Sees Future As Private Do-Gooder, Not Politician

Former U.S. Attorney Preet Bharara said Thursday night that he currently has no designs on public office, but instead hopes to work on issues facing American society as a private citizen.

ENERGY & ENVIRONMENTAL

Enviros Ask For Alaska Pipeline Inspections After Spills

The Center for Biological Diversity on Thursday asked federal and Alaska state regulators to inspect all offshore pipelines in Cook Inlet for corrosion and other damage following two recent oil and natural gas spills.

States, Industry Groups Ask DC Circ. To Put Off CPP Ruling

A group of states and energy industry organizations on Thursday asked the D.C. Circuit to grant the U.S. Environmental Protection Agency's request to halt litigation over the validity of the Clean Power Plan.

Senators Float Bill To Renew Brownfields Program

A bipartisan group of senators on Wednesday announced the introduction of a bill that would reauthorize through 2018 and broaden the reach of the U.S. Environmental Protection Agency's brownfields program, which is aimed at helping states, local governments and Native American tribes clean up and repurpose contaminated property.

Sens. Introduce Bill To Help Finance Carbon Capture

Sens. Rob Portman, R-Ohio, and Michael Bennet, D-Colo., on Wednesday floated legislation that would help power plants and industrial facilities finance the purchase

Holland & Knight
Hunton & Williams
Jenner & Block
Jones Day
Jones Walker
Keker Van Nest
Kelley Drye
Kirkland & Ellis
Lankler Siffert
Latham & Watkins
Linklaters
Lipsitz Green
Lowenstein Sandler
McGuireWoods
Meyer Fluegge
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Orrick Herrington
Polsinelli
Proskauer Rose
Reed Smith
Robins Kaplan
Schnader Harrison
Schulte Roth
Seward & Kissel
Sheppard Mullin
Sidley Austin
Simpson Thacher
Skadden
Snell & Wilmer
Squire Patton Boggs
Steptoe & Johnson LLP
Stroock & Stroock
Taft Stettinius
Thompson Coe
Troutman Sanders
Trucker Huss
Valle Makoff
Venable LLP
Vinson & Elkins
Vladeck Raskin
Wadleigh Starr
Weintraub Tobin
WilmerHale
Wilson Elser

and use of carbon capture and storage equipment through tax-exempt bonds, a bill that's drawing support from both industry and environmental groups.

Oil Group Fights BNSF Tank Car Surcharge At DC Circ.

A petroleum industry group asked the D.C. Circuit on Wednesday to vacate the Surface Transportation Board's rejection of its complaint alleging BNSF Railway Co. improperly charged an unreasonable surcharge for crude oil shipped in older tank cars the railroad views as less safe than newer tank cars.

HEALTH & LIFE SCIENCES

FDA Backs 23andMe Tests For Parkinson's, Alzheimer's Risks

The U.S. Food and Drug Administration on Thursday cleared a new generation of direct-to-consumer genetic tests from 23andMe Inc., expanding options in the field of personal genetics and easing future approvals for similar products.

Vt. Groups Can't Wage Doc Assisted Suicide Suit, Judge Says

A lawsuit brought by two nonprofits, which sought to protect health care providers who do not wish to comply with Vermont's physician assisted suicide law, was dismissed without prejudice on Wednesday by a Vermont federal judge for lack of standing because no one has been prosecuted for refusing to comply.

IP & TECHNOLOGY

Patent Community Urges Trump To Lift USPTO Hiring Freeze

A coalition of industry groups urged President Donald Trump to lift a hiring freeze on the U.S. Patent and Trademark Office, saying it's stifling innovation and hurting inventors whose fees fund the office, in a letter sent to the White House on Wednesday.

Radio Stations Would Pay To Play Under Reps' Copyright Bill

House members floated a new bipartisan bill Wednesday that would require radio stations to pay royalties on recording copyrights for the first time, a move that drew praise from the Recording Industry Association of America and other music trade organizations.

TRANSPORTATION & INFRASTRUCTURE

Convicted GWB Scandal Figure Barred From Practicing Law

The New Jersey Supreme Court on Thursday temporarily suspended a former Port Authority of New York & New Jersey executive from practicing law as a result of his conviction in the George Washington Bridge lane-closing scandal.

Pa. Regulator OKs $3.5M Settlement With Uber Over Violations

The Pennsylvania Public Utilities Commission on Thursday signed off on a $3.5 million settlement with Uber Inc. that resolves a dispute over the $11.4 million fine the ride-sharing company was saddled with last year for its unlicensed operations in the state.

EMPLOYMENT

5th Circ. Won't Halt DOL's Delayed Fiduciary Rule

The Fifth Circuit on Wednesday declined to enjoin the U.S. Department of Labor's fiduciary rule for retirement accounts, despite claims from industry groups challenging the rule that the agency's own 60-day pause isn't long enough.

Lawmakers Urge Rollback Of NLRB Rulings

Wilson Sonsini
Winston & Strawn

COMPANIES

23andMe Inc.
AT&T Inc.
Acorda Therapeutics, Inc.
Alliance Defending Freedom
Alvarez & Marsal LLC
Amazon.com Inc.
America's Health Insurance Plans
American Bar Association
American Cable Association
American Council of Life Insurers
Audi AG
BNSF Railway
Bank of America Corporation
Barclays PLC
Bipartisan Policy Center
Bright House Networks LLC
Cablevision Systems Corporation
Cabot Oil & Gas Corporation
Capitol Counsel LLC
Caterpillar Inc.
Center for Biological Diversity Inc.
Charter Communications Inc.
Citigroup Inc.
Comcast Corporation
Competitive Power Ventures Holdings LLC
Costco Wholesale Corporation
Credit Suisse Group AG
Environmental Defense Fund Inc.
Ernst & Young
Facebook
Financial Services Roundtable
Google Inc.
Greater Boston Chamber of Commerce
Hilcorp Energy Co.
KPMG International
Lambda Legal Defense & Educational Fund
Lehman Brothers Holdings Inc.
Lockheed Martin
Lyft Inc.
MAPFRE SA
MGM Resorts International
McLane Company Inc.
Memorial Healthcare System
Mohegan Sun
National Collegiate Athletic Association

Dozens of congressional leaders on Thursday sent a letter to the U.S. House of Representatives Committee on Appropriations, asking for a rollback of various National Labor Relations Board decisions from the past couple of years, saying that the decisions are flawed.

9th Circ. Won't Rehear Appeal On Validity Of NLRB GC Tenure

The Ninth Circuit on Wednesday declined to rehear an appeal in which it affirmed that former National Labor Relations Board acting general counsel Lafe Solomon's appointment was invalid in the wake of a recent U.S. Supreme Court ruling drawing that same, now binding, conclusion.

Ill. $15 Min. Wage Hike Clears 1st Hurdle In House Committee

A long-argued plan to raise Illinois' minimum wage to $15 an hour won a state House committee's approval this week, but its future is unclear due to fierce opposition from business groups and the governor's office.

Philly Chamber Of Commerce Sues City Over Wage Equity Law

The Chamber of Commerce for Greater Philadelphia on Thursday filed a federal lawsuit challenging a new city ordinance that seeks to address gender-based wage disparities by barring employers from inquiring about a potential employee's salary history.

COMPETITION

UK Mulling Refinements To Merger Enforcement Regime

The U.K.'s antitrust watchdog said Thursday it was considering changes to the country's merger enforcement regime after a pair of reports looking at past cases concluded that the process could be improved.

PRIVACY & CONSUMER PROTECTION

Nunes Steps Aside From Russia Probe

House Intelligence Committee Chairman Devin Nunes, R-Calif., said Thursday that he will temporarily step aside from the ongoing probe into Russian interference with the presidential election and potential ties with President Donald Trump's administration, blaming complaints lodged by "leftwing activist groups."

GOVERNMENT CONTRACTS

DOD Chiefs Fear Dire Consequences Of Short-Term Funding

The heads of the U.S. Department of Defense's individual service branches spoke out in the strongest terms Wednesday against the passage of another short-term funding extension rather than a proper budget bill, warning that lives and a future competitive edge over adversaries could be at risk.

Air Force Secretary Nomination Advances To Full Senate

The Senate Armed Services Committee on Wednesday voted to advance to the Senate floor the nomination of Heather Wilson to serve as Secretary of the Air Force.

GAO Says DHS Needs To Improve Acquisition Process

The U.S. Department of Homeland Security has made progress on establishing cost and schedule baselines for its major acquisition programs, but it needs to take further steps to improve acquisition management, according to a watchdog's report Thursday.

Partial Stopgap Budget Passes Through In Ill. House

Democrats in the Illinois House on Thursday evening pushed through legislation that would authorize redistributing $817 million currently sitting in special funds and

National Federation of Independent Business
Natural Resources Defense Council
New York Times Co.
Peabody Energy Corp.
PricewaterhouseCoopers
Recording Industry Association of America
Renaissance Capital
SIFMA
Shenandoah Telecommunications Co
Sierra Club
Syngenta AG
Tax Foundation
The Boeing Company
Time Warner Cable
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Unilever Plc
Verizon Communications
Volkswagen
Washington Post Co.
WaveDivision Holdings LLC

GOVERNMENT AGENCIES

Alaska Department of Environmental Conservation
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Competition and Markets Authority
Congressional Budget Office
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Mashantucket Pequot Tribal Nation
National Labor Relations Board

spending it on state universities and human services in Illinois hit hardest by the state's historic budget impasse.

Judge May Bisect Complicated NY Corruption Case

The Manhattan federal judge handling contract corruption charges against eight men, including a former top aide to New York Gov. Andrew Cuomo and an ex-State University of New York Polytechnic Institute president, set an October trial date and a second, 2018 date in case the convoluted matter is split in two.

INTERNATIONAL TRADE

USTR Confirmation Vote Delayed Until After Recess

The Senate Finance Committee held off on its vote to approve former trade attorney Robert E. Lighthizer as the next U.S. trade representative Thursday, leaving senators to grapple with the confirmation, as well as the question of a waiver as part of the process, until after the Senate recess.

House Committee Heads Push Trump On China Trade

The leaders of two congressional panels involved in U.S. trade policy on Wednesday urged President Donald Trump to use his Thursday meeting with Chinese President Xi Jinping to address a range of trade barriers China imposes, including market distortion, currency intervention from the government and weak intellectual property protection.

TAX

IRS Head Says He'll Stay Despite GOP Bid To Have Him Fired

IRS Commissioner John Koskinen told a Senate panel Thursday that he would not step down from his position despite pressure from Republican lawmakers to see him fired for purportedly suppressing evidence of the agency’s political bias against conservative groups.

OECD Clarifies 'Revenue' Definition For Tax Reports

The Organization for Economic Cooperation and Development on Thursday offered additional guidance on its plan to crack down on corporate tax-avoidance schemes, clarifying when certain related companies count as a single multinational enterprise and how companies should report “extraordinary income.”

IMMIGRATION

NYC Cracks Down On Unauthorized Immigration Law Practice

The New York City Council unanimously passed legislation Wednesday that cracks down on the unauthorized practice of immigration law by tightening requirements for immigration service providers, increasing penalties for violators and authorizing the creation of a consumer bill of rights.

NATIVE AMERICAN

Conn. Tribes Vow To Keep Sharing Slot Revenues With State

The tribes behind the Foxwoods Resort and Mohegan Sun casinos guaranteed Connecticut leaders Thursday that they would continue to share slot machine revenues from their current casinos as well as from a proposed, joint-owned, $300 million third casino if the state legislature approves a bill for the project.

TELECOMMUNICATIONS

National Nuclear Security Administration
National Security Council
New York Attorney General's Office
New York City Department of Consumer Affairs
Oak Ridge National Laboratory
Office of the Comptroller of the Currency
Pennsylvania Supreme Court
Pipeline and Hazardous Materials Safety Administration
Port Authority of New York & New Jersey
Sandia National Laboratories
Securities and Exchange Commission
Serious Fraud Office
Surface Transportation Board
Transportation Security Administration
U.S. Air Force
U.S. Army
U.S. Census Bureau
U.S. Coast Guard
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Vermont Attorney General's Office
Vermont Department of Health

Broadband Deployment Group Set To Launch, FCC Says

A new advisory committee on broadband deployment at the Federal Communications Commission will meet for the first time late this month, Chairman Ajit Pai said Thursday, naming 29 members to the group that he has said will help the FCC identify barriers to investment.

Senate Dems Push ISPs To Follow Nixed Privacy Rules

In the wake of a repeal of the Federal Communication Commission's broadband privacy rules, made official this week by President Donald Trump, Senate Democrats asked the nation's largest internet providers on Wednesday to disclose how they intend to protect consumers' privacy.

Rep. Floats Bill To Boost Broadcast Ownership Diversity

Rep. G.K. Butterfield, D-N.C., has introduced a bill at the Federal Communications Commission, seeking to aid new minority- and women-owned broadcast stations with several changes to increase the diversity of broadcast station ownership.

Telcos Urge FCC To Address Pole Owners' Buildout Barriers

Telecom companies that want to expand wireless service are increasingly crippled by preexisting infrastructure owners charging too-high rental rates, representatives from the American Cable Association and others have told the Federal Communications Commission.

Revised Charter-TW Merger Condition Helps Maine, Sen. Says

Sen. Angus King, I-Maine, praised the Federal Communications Commission on Wednesday for dropping a forced competition condition in its approval of the merger of Charter Communications and Time Warner Cable, saying the move will help more areas gain access to broadband service.

WHITE COLLAR

Pa. Court Vacates $1M Restitution Order For Ex-House Leader

A Pennsylvania appeals court, acting in the wake of new legal precedent in the state, agreed on Wednesday to throw out a former legislative leader's corruption sentence, including a $1 million restitution order, for using public funds and resources for campaign activities.

EXPERT ANALYSIS

Opinion

ABA Needs A New Model Legal Ethics Rule

Perhaps lost in the presidential post-election tumult was a report issued in late 2016 by an international body evaluating U.S. compliance with anti-money laundering and counter-terrorist financing standards. Considering repeated criticisms of the legal profession, the American Bar Association should seriously consider a new model legal ethics rule, says Kevin Shepherd of Venable LLP.

Why FCC Cannot Require Opt-Out Language In Solicited Faxes

The D.C. Circuit's ruling in Bais Yaakov v. FCC takes some wind out of the sails of would-be plaintiffs seeking to capitalize on the nuances of Telephone Consumer Protection Act and Federal Communications Commission rules. The ruling shows the court's willingness to hold the FCC accountable when it takes actions outside of its authority, say attorneys with Eversheds Sutherland (US) LLP.

ACA Repeal And Replace: Down, But Not Out

Although the American Health Care Act was withdrawn from a U.S. House of Representatives vote scheduled last month, major Affordable Care Act changes for employers and group health plans remain possible this year, says Eric Schillinger of Trucker Huss APC.

Compliance Front And Center As HHS Keeps Up HIPAA Heat

For many, the first quarter of 2017 was spent ensuring proper documentation of Health Insurance Portability and Accountability Act compliance programs. As a result, the industry has seen, among other things, an increase in the use of third-party compliance companies to conduct HIPAA risk assessments and a shift to more comprehensive business associate agreements, say David Saunders and William Pericak of Jenner & Block.

LEGAL INDUSTRY

Law360's Weekly Verdict: Legal Lions & Lambs

Simpson Thacher and Davis Polk are among this week's legal lions for their work advising the planned $46 billion takeover of Syngenta approved by EU regulators Wednesday, while Morris Nichols and Arnold & Porter Kaye Scholer landed on the legal lambs list over a decision Friday that jeopardizes nearly $500 million in annual prescription drug sales for their client.

Midwest Law Firm Rolls Out 16-Week Parental Leave Program

Midwest law firm Taft Stettinius & Hollister LLP has implemented major changes to its parental leave program, announcing that it will offer 16 weeks off for new parents regardless of primary or secondary caregiver status, joining a number of other firms that have boosted perks for fledgling moms and dads.

MoFo, Others Slam Defunct Firm Clawback At Calif. High Court

More than 30 major law firms led by Morrison & Foerster LLP have weighed in on the California Supreme Court battle over whether dissolved law firms can claw back unfinished work performed by former partners at new firms, saying there is "no reason" they should be entitled to such a windfall.

Law Firms' Value Is In Pricing The Intangible In Deals

While clients prefer major transactional law firms for their reputation and skill in crafting a price for deals, the real benefit comes from the firms' ability to analyze the market and provide the most value possible for intangible, nonprice terms, according to a paper published Thursday.

Dewey Judge Reins In State's Financial Expert

New York prosecutors hit a bit of turbulence in the retrial of two former Dewey & LeBoeuf LLP executives on Thursday when a judge shut down an attempt to use an expert to show the pair created "improper" financial statements.

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U.S. Senate
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New York City Department of Consumer Affairs
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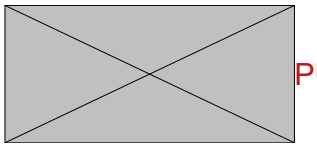
Sent: Fri 2/15/2019 9:45:27 AM
Subject: Senate Confirms Kirkland's William Barr As Attorney General



PUBLIC POLICY.

Friday, February 15, 2019

TOP NEWS

Senate Confirms Kirkland's William Barr As Attorney General

The Senate confirmed Kirkland & Ellis LLP counsel William Barr to serve as President Donald Trump's second attorney general Thursday, despite most Democrats voting no amid concerns about how he will handle Special Counsel Robert Mueller's probe into Russian election interference. Read full article »

Feds Urge Justices Not To Review Juror Dismissal Question

The federal government told the U.S. Supreme Court on Wednesday it should not hear the appeal of a former Philadelphia congressman's bribery conviction after the dismissal of a hold-out juror, arguing in an opposition brief the district court had a legitimate reason for dismissing the juror. Read full article »

Sens. Reintroduce Litigation Funding Transparency Bill

Republican senators have reintroduced a bill that would require parties in class action lawsuits to disclose any third-party funding arrangements, with the sponsors saying that this increased transparency would head off potential conflicts of interest and bring more accountability to the litigation funding industry. Read full article »

Congress OKs Spending As Trump Eyes Emergency Order

Congress passed a measure to fund the federal government for the rest of the fiscal year Thursday evening, which President Donald Trump has said he will sign while declaring a national emergency in order to divert funds to build a wall along the U.S.-Mexican border. Read full article »

Analysis

Agency Deference May Snag 9th Circ. Meal, Rest Break Row

California may face an uphill battle in its Ninth Circuit bid to invalidate the U.S. Department of Transportation's recent determination that the Golden State's meal and rest break rules are preempted by federal law and cannot be enforced against interstate trucking companies, experts say. Read full article »

Dems Slam Trump's DC Circ. Pick Over Activist Group Ties

Senate Democrats renewed their attacks on Neomi Rao, President Donald Trump's pick to replace U.S. Supreme Court Justice Brett Kavanaugh on the D.C. Circuit, saying Thursday she is too involved with right-leaning activist groups to make impartial decisions. Read full article »

Execs Slam Iancu's 'Downplaying' Of Patent Troll Concerns

Executives at nearly two dozen companies, including Patreon and Foursquare, as well as podcaster Marc Maron, penned a letter to U.S. Patent and Trademark Office Director Andrei Iancu Thursday, bashing him for a speech in which he said that complaining about patent trolls is harmful to innovation. Read full article »

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Robbins Russell
Robinson Miller

SEC Takes Back Approval Of Clearinghouse Capital Plan

Following scrutiny by the D.C. Circuit, the U.S. Securities and Exchange Commission on Wednesday rescinded its approval of a capital plan filed by Options Clearing Corp. that critics said would hand exchanges that own the clearinghouse millions of dollars. Read full article »

FHFA Nominee Backs 30-Year Mortgage, Broader Reform

President Donald Trump's nominee to lead the Federal Housing Finance Agency told senators Thursday that he hasn't seen what the administration is planning as far as reforming the government-sponsored enterprises Fannie Mae and Freddie Mac, but wouldn't himself seek to cut government support for the 30-year mortgage if confirmed. Read full article »

Federal Student Loan Servicers Got Lax Oversight: DOE Audit

Government monitors have been going easy on student loan servicers that stray from regulatory requirements, giving U.S. companies that administer student debt little reason to follow the rules, the U.S. Department of Education Inspector General said in a report released Thursday. Read full article »

ENERGY & ENVIRONMENTAL

Analysis

EPA Loosens Water Quality Trading Policy To Spur Growth

The U.S. Environmental Protection Agency has recently made changes to simplify its 15-year-old water quality credit trading policy — which has been slow to catch on — as an attempt to get more state, local and tribal governments to adopt trading programs to curb pollution. Read full article »

EPA Releases Plan To Combat Water Contamination

The U.S. Environmental Protection Agency said Thursday it's taking new steps to address water contamination by toxic per- and polyfluoroalkyl substances, but stopped short of proposing new standards. Read full article »

Consumer Group Says Data Back Clean Car Standards

A consumer association told the D.C. Circuit on Thursday that the U.S. Environmental Protection Agency was hurting — not helping — consumers when it moved to reexamine an analysis that supported Obama-era vehicle greenhouse gas emission standards. Read full article »

HEALTH & LIFE SCIENCES

Skeptical 7th Circ. Keeps Chicago Abortion Protester Rule

A Seventh Circuit panel has upheld a Chicago ordinance that sets boundaries around certain types of advocacy outside of abortion clinics, saying its hands were tied by U.S. Supreme Court precedent, but several recent rulings have undermined the rule's legal foundation. Read full article »

REAL ESTATE

Analysis

3 Takeaways From Amazon's About-Face On NYC HQ2

Amazon's sudden cancellation of its planned $2.5 billion second headquarters in New York City highlights that economic development incentives are often still a tough sell to local residents. Read full article »

Public Seeks More Flexibility In Opportunity Zone Rules

Speakers at an Internal Revenue Service public hearing Thursday on qualified opportunity zones asked the agency to consider greater flexibility on the types of investments permitted and the time for making them when they finalize the program's

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regulations. Read full article »

Developer Gets Another Shot At Role In Condemnation Action

A developer who was looking to buy a New Jersey parcel has won another chance to possibly take part in eminent domain proceedings over the site and share in condemnation proceeds after a state appellate panel on Thursday said a trial court must take a closer look at the matter. Read full article »

EMPLOYMENT

Bipartisan Groups Float Bills Expanding Age Bias Protections

Bipartisan groups of lawmakers in both the House and Senate introduced legislation on Thursday that would beef up anti-discrimination protection for older workers by scrapping a 2009 U.S. Supreme Court decision that made it harder for workers to prove bias claims under the Age Discrimination in Employment Act. Read full article »

COMPETITION

UK's CMA Warns A No-Deal Brexit May Limit Its Workload

The U.K.'s Competition and Markets Authority said Thursday it's ready to take on the big, global cases that will fall in its lap after the country officially quits the European Union, but cautioned that a no-deal Brexit may "heavily constrain" the CMA's ability to tackle discretionary cases. Read full article »

MEDICAL MALPRACTICE

Pa. Justices Delay Possible Med Mal Venue Rule Change

The Pennsylvania Supreme Court agreed on Thursday to push back consideration of a proposal to undo the state's 15-year-old rule prohibiting venue shopping in medical malpractice cases until a state legislative committee could prepare a report on the proposal. Read full article »

PERSONAL INJURY

Feinstein Floats 'Extreme Risk' Bill To Combat Gun Violence

Sen. Dianne Feinstein, D-Calif., introduced a bill Thursday to make it easier for people to ask courts to keep guns out of the hands of family members they deem dangerous, in response to the deadly 2018 Parkland, Florida, school shooting. Read full article »

GOVERNMENT CONTRACTS

Education Dept. Adviser Nominated As Gov't Acquisition Chief

President Donald Trump on Wednesday nominated a U.S. Department of Education acquisition adviser as the federal government's top acquisition official, filling a position that has sat vacant since the start of his administration. Read full article »

INTERNATIONAL TRADE

Kudlow Says China Talks' 'Vibe Is Good' As Deadline Nears

National Economic Council Director Larry Kudlow continued to strike an upbeat tone about the Trump administration's ongoing trade discussions with China, telling reporters Thursday he senses a "good vibe" from Beijing as the White House stares down a March 1 deadline for a hefty tariff increase. Read full article »

Grassley Rails Against Potential New Car Tariffs

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TC Global Inc.
Tax Foundation
Tesla Inc.
The Boeing Company
The Options Clearing Corp.
Twitter Inc.
U.S. Chamber of Commerce
Vannin Capital PCC
Wal-Mart Stores Inc.
Washington Lawyers' Committee for Civil Rights and Urban Affairs
ZTE Corp.

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California Labor and Workforce Development Agency
California Supreme Court
Competition and Markets Authority
Defense Acquisition University
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
Financial Stability Oversight Council
Internal Revenue Service
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
New York State Empire State Development
Office of Federal Procurement Policy
Office of the Comptroller of the Currency
Pennsylvania Department of Transportation
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. Department of Education
U.S. Department of Homeland Security

Senate Finance Committee Chairman Chuck Grassley, R-Iowa, took to the Senate floor Thursday to warn President Donald Trump against using a Cold War-era national security law to set tariffs on imported cars and parts, arguing the move would effectively serve as a tax increase on consumers. Read full article »

BANKRUPTCY

Puerto Rico Fed. Board Sues For Island Senate's Financial Info

The federally appointed board overseeing Puerto Rico's financial overhaul announced Thursday that it has filed a complaint to compel the production of documents from the territory's Senate to get a fuller understanding of the island government's bank account balances. Read full article »

IMMIGRATION

Analysis

Budget Leaves Neither Side In Immigration Debate Satisfied

Immigration attorneys expressed dismay at provisions of Congress' spending plan for the rest of the year that would significantly expand the Trump administration's resources to detain immigrants, while immigration restrictionists argued that lawmakers did not go far enough in establishing deterrents to unauthorized border crossings. Read full article »

ACLU Challenges Trump's Policy To Return Asylum-Seekers

The Trump administration cannot force asylum-seekers to return to Mexico while they go through the asylum process, the American Civil Liberties Union and other human rights groups said in a lawsuit filed Thursday in California federal court, arguing asylum-seekers are lawfully entitled to humanitarian protections. Read full article »

TELECOMMUNICATIONS

FCC Mulls New Rules, Unit To Fight Spoofed Calls

The Federal Communications Commission took steps Thursday to expand its authority to crack down on spoofed calls originating from outside the U.S and on spam texts, with one commissioner suggesting the agency should go further and create a new division to address the larger issue of robocalls. Read full article »

Dems Float Bill For Upfront Fees In Internet, Cable Bills

Two Democratic lawmakers put forward legislation on Thursday that would cut down on the surprise charges internet, phone and cable customers find in their monthly bills by requiring service providers to advertise those fees up front. Read full article »

FCC Dems Bemoan Tabling Talk On Diversity In Broadcasting

A routine Federal Communications Commission vote to discontinue a regulatory form touched off debate Thursday when the Democratic minority expressed dismay that the agency bypassed a chance to more closely oversee diversity in the broadcast industry. Read full article »

EXPERT ANALYSIS

SEC Should Revisit Its Special Purpose Acquisition Co. Regs

Although the U.S. Securities and Exchange Commission has removed some roadblocks to capital formation, it has not taken a fresh look at special purpose acquisition companies in over a decade — leaving operating companies that go public by merging with SPACs saddled with unnecessary restrictions, says Carol Anne Huff of Kirkland & Ellis LLP. Read full article »

Where Calif. Privacy Law And Employee Benefits Data Collide

U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court

For covered businesses, the California Consumer Privacy Act's broad use of the term “consumer” means that the new law could apply to data collected about California residents under health, retirement and other employee benefit plans, say attorneys with Hunton Andrews Kurth LLP. Read full article »

What To Watch As Pa. Justices Consider Facebook-Post Firing

The Pennsylvania Supreme Court’s eventual decision in Carr v. Commonwealth of Pennsylvania could have a significant effect on how public employers in the state address employee social media use, say Ivo Becica and Qiwei Chen of Obermayer Rebmann Maxwell & Hippel LLP. Read full article »

LEGAL INDUSTRY

Analysis

Apple Case Sends Warning To GCs On Insider Trading Risks

General counsel can try to deter employees from insider trading by establishing policies, preclearance requirements and training measures, but no plan is foolproof, experts say, as seen in the accusations brought this week against a former senior attorney at Apple Inc. Read full article »

Baker Botts' New Managing Partner To Focus On Tech, Energy

John W. Martin will take over as the new managing partner of Baker Botts LLP effective April 1, the firm announced on Wednesday, and the focus of his first term will be the firm's growth on both coasts and in the United Kingdom with an emphasis on the technology and energy sectors. Read full article »

Calif. High Court Won't Hear Winston & Strawn Petition

The California Supreme Court has declined to review the ruling that sunk Winston & Strawn LLP's arbitration agreement with a former attorney alleging gender discrimination, though one justice believed the case warranted review. Read full article »

Avenatti Loses Control Of Firm Amid Claim He Hid Millions

Michael Avenatti has agreed to give up control of his bankrupt law firm's finances after a former partner accused Avenatti of "brazen acts of bankruptcy fraud," including hiding million of dollars and surreptitiously stealing artwork from the firm's former office in an attempt to duck a $10 million judgment. Read full article »

Fired King & Spalding Attorney Says High Court's On His Side

A former King & Spalding LLP associate pursuing a wrongful termination suit against the firm says a 1984 U.S. Supreme Court decision in a separate case against King & Spalding means he has a green light to seek damages for allegedly being knocked off the partnership track. Read full article »

Judges Can't Refuse To Perform Same-Sex Marriages: ABA

The American Bar Association on Valentine’s Day announced a new ethics opinion stating that it is unethical for judges to refuse to perform marriages for same-sex couples, explaining that doing so violates a judge’s duty to be impartial. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Skadden snagged the top legal lions spot this week by winning the dismissal of a $1.2 billion shareholder lawsuit against BlackRock Inc., while Nexsen Pruet ended up among the legal lambs after client Walmart was hit with a $95 million verdict in a trademark infringement suit. Read full article »

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Equal Employment Opportunity Commission
European Commission
European Union
Federal Aviation Administration
Federal Housing Finance Agency
Federal Motor Carrier Safety Administration
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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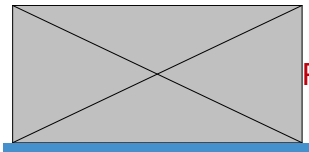
Subject: 3 Takeaways From Trump's Cuba Restrictions



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Analysis

3 Takeaways From Trump's Cuba Restrictions

The Trump administration unveiled new trade and travel restrictions for Cuba that mark a gradual return to decades-old policy limiting American business dealings with the Communist island nation. Here, Law360 examines key takeaways from the travel restrictions in the U.S.'s updated Cuba sanctions policy. Read more »

Analysis

New NJ Gov. Poised To Pit State's Legal Muscle Against Trump

With the election of a new, Democratic governor, New Jersey will likely join California, New York and other states where attorneys general are actively challenging Trump administration policies on the environment, immigration and health care, experts say. Read more »

EPA Floats Repeal Of Heavy-Duty Truck Emissions Standards

The U.S. Environmental Protection Agency on Thursday proposed to repeal Obama-era greenhouse gas emissions standards for heavy-duty trucks outfitted with engines from older trucks, claiming that the agency doesn't have the Clean Air Act authority to regulate them. Read more »

Trump DC Circ. Nominee Among Picks To Clear Senate Panel

White House deputy counsel and Jones Day veteran Gregory Katsas' nomination to the D.C. Circuit was among a slew of picks sent to the full Senate on Thursday, despite Democrats' complaints about Katsas' refusal to answer questions about his work for President Donald Trump. Read more »

Pa. County Launches Opioid Marketing RICO Suit

A northeastern Pennsylvania county has launched a federal lawsuit accusing a slew of pharmaceutical companies including Endo, Janssen and Teva of violating the Racketeer Influenced and Corrupt Organizations Act by illegally marketing highly addictive painkillers that have contributed to a costly national opioid epidemic. Read more »

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ECB Vice President Casts Cold Water On Cryptocurrencies

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Flynn Peeler
Foley & Lardner

The vice president of the European Central Bank took a bearish view of cryptocurrencies' potential to transform the financial system in a speech in Rome on Thursday, saying that private digital currencies will never fully replace money, predicting that central bank-sponsored versions would not to come pass without limits. Read more »

House OKs New Safe Harbor For Small Private Offerings

The House of Representatives passed a bill Thursday that would carve out a new safe harbor to allow for small private offerings that won't run afoul of U.S. Securities and Exchange Commission rules. Read more »

ENERGY & ENVIRONMENTAL

Analysis

How The Trump Administration Is Putting Its Stamp On TSCA

The Trump administration has pleased industry players and frustrated environmental groups with its approach to implementing amendments to the Toxic Substances Control Act, weighing in on key issues ranging from how the government handles applications for new chemicals to enter the marketplace, to how it evaluates the risk posed by substances already in use. Read more »

Senate To Consider Bill Opening Alaska Oil Drilling

The head of a key Senate committee on Wednesday unveiled a bill that would open up oil exploration in Alaska's Arctic National Wildlife Refuge as part of the broader tax reform effort. Read more »

Sens. Ask GAO To Eye EPA's 'Double Standard' On Advisers

Ten senators decried the "double-standard" of a new Environmental Protection Agency directive that bars EPA grant recipients from advisory committees to reduce conflicts of interest — yet lets industry-funded scientists replace them — in a letter to the Government Accountability Office on Thursday. Read more »

Senate Confirms Hunton's Wehrum To Lead EPA's Air Office

The U.S. Senate on Thursday narrowly confirmed Hunton & Williams LLP administrative law practice head Bill Wehrum to head the U.S. Environmental Protection Agency's air and radiation office in a party-line vote, filling arguably the agency's most influential post behind that of Administrator Scott Pruitt. Read more »

HEALTH & LIFE SCIENCES

Grading Gottlieb: How Attys View FDA Chief's First 6 Months

In Scott Gottlieb's first six months as U.S. Food and Drug Administration chief, he has moved rapidly to streamline approvals and has become something of a rock-star regulator who tweets energetically about everything from gene therapy to skinny jeans. Here, attorneys dish on Gottlieb's early impact and his likely next moves. Read more »

Menendez Trial To End In Hung Jury, Excused Juror Predicts

A juror excused on the third full day of deliberations in the bribery trial of Sen. Bob Menendez and a Florida ophthalmologist predicted Thursday the jury would be unable to reach a verdict, telling reporters she believed the two men were not guilty. Read more »

NY Agency Ordered To OK Speech Device For Disabled Girl

A New York federal judge has ordered the state's Department of Health to approve a speech-generating device for a severely disabled 7-year-old girl on Medicaid, ruling Wednesday that the $14,000 system is a better option for her than lower-cost alternatives pushed by the agency. Read more »

MEDIA & ENTERTAINMENT

Fox Rothschild
Gibson Dunn
Goodwin
Greenbaum Rowe
Haug Partners LLP
Haynes and Boone
Hogan Lovells
Holland & Hart
Holston MacDonald
Hunton & Williams
Ice Miller
Ifrah Law
Johnson & Bell
Jones Day
Keller and Heckman
King & Spalding
Kirkland & Ellis
Knobbe Martens
Kobre & Kim
Latham & Watkins
Littler Mendelson
Lowenstein Sandler
Mayer Brown
McDermott Will
Michael Best
Morgan Lewis
Nixon Peabody
Norton Rose Fulbright
Paul Hastings
Pepper Hamilton
Proskauer Rose
Pryor Cashman
Quinn Emanuel
Reinhart Boerner
Ropes & Gray
Sanford Heisler
Seyfarth Shaw
Shook Hardy
Sidley Austin
Simpson Thacher
Skadden
Smith Anderson
Smith Gambrell
Sullivan & Cromwell
Troutman Sanders
VLP Law Group
Wachtell Lipton
White & Case
Zuckerman Spaeder

COMPANIES

AT&T Inc.

FCC Commissioner Questions Next-Gen TV Standards Rollout

FCC Commissioner Mignon Clyburn is taking to Twitter to raise concerns about the agency's upcoming vote to decide if broadcasters should be permitted to use the next-generation TV broadcasting standard, echoing red flags recently raised by at least one lawmaker. Read more »

EMPLOYMENT

Unions, Republicans Can Find Common Ground, Acosta Says

Labor Secretary Alex Acosta offered an olive branch to unions Thursday, saying at a legal conference that it's not true that union leaders and Republicans have to be at odds on every issue. Read more »

Ill. Senate Fails To Foil Gov.'s Veto Of Wage History Bill

The Illinois Senate on Thursday failed to override Republican Gov. Bruce Rauner's veto of a bill that would prohibit employers from asking job candidates about their salary history, a practice some labor economists say keeps women in lower-paying jobs throughout their careers. Read more »

AEROSPACE & DEFENSE

Senate Panel Delays Vote On Trump's Pick To Head DHS

A Senate committee Thursday pushed back a vote on President Donald Trump's pick to head the U.S. Department of Homeland Security to give the nominee time to answer a slew of post-hearing questions. Read more »

CYBERSECURITY & PRIVACY

SEC Likely To Revisit Cybersecurity Guidance, Official Says

The U.S. Securities and Exchange Commission likely will issue new guidance to public companies on disclosing cybersecurity incidents, a top official said Thursday, in a sign that the agency is looking to improve industry practices that have been criticized in the wake of massive breaches at companies like Equifax Inc. and Yahoo Inc. Read more »

INTERNATIONAL TRADE

Bipartisan Bill Would Reduce Tariffs On Hundreds Of Imports

Lawmakers from both parties on Thursday introduced legislation that would trim the duties on more than 1,800 imports deemed to not pose a competitive threat to U.S. producers, following a tariff bill that Congress revised last year. Read more »

TAX

Senate Tax Bill Proposes 17.4% Deduction For Pass-Throughs

Senate Republicans on Thursday unveiled their own version of a bill to overhaul the tax code that proposes a flat 20 percent corporate tax rate beginning in 2019 and introduces a 17.4 percent deduction for pass-through business income. Read more »

House Panel Approves Wide-Ranging Tax Legislation

The House Ways and Means Committee on Thursday approved sweeping tax legislation after adopting last-minute changes to allow the bill to be passed by a simple majority in both the House and the Senate. Read more »

Allegis Group
Allergan PLC
American Bar Association
American Chemistry Council Inc.
American Clinical Laboratory Association
American Enterprise Institute
American Petroleum Institute Inc.
AmerisourceBergen Corporation
Amicus Therapeutics, Inc.
Ankura Consulting Group LLC
Apple Inc.
Barclays PLC
Broadcom Ltd.
Cable News Network Inc.
Cargill Inc.
Charter Communications Inc.
Columbus McKinnon Corporation
Devon Energy Corporation
Dollar Tree Inc.
Douglas Dynamics, Inc.
Duke Energy Corporation
Endo International Plc
Environmental Defense Fund Inc.
Equifax Inc.
Expedia Inc.
Facebook
Fitbit Inc.
Google Inc.
Human Rights Campaign
InterDigital, Inc.
JPMorgan Chase & Co.
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Magnetek, Inc.
Make the Road New York
Marriott International Inc.
Martha Stewart Living Omnimedia, Inc.
Medtronic Inc.
Michaels Stores Inc.
Microsoft Corporation
Murray Energy Corp.
National Immigration Law Center
Natural Resources Defense Council
New Enterprise Associates Inc.
New Jersey State Bar Association

Pa. Looks Ahead After Voters OK Homestead Amendment

Now that Pennsylvania voters have approved a constitutional amendment that could open the door to the elimination of property taxes for primary residences, the big question is: What happens next? Read more »

Tax Foundation Overstates Reform Growth, Report Says

The Tax Foundation's analysis of the Tax Cuts and Jobs Act, which asserted the plan would lead to a 3.9 percent increase in the nation's gross domestic product over the long term, contained serious flaws that, if corrected, would slash the foundation's growth projections in half, a research organization said Thursday. Read more »

NJ Towns Shorted In Tax Adjustment Payments, Panel Says

A New Jersey appellate court ruled Thursday that the state's Sports and Exposition Authority had mistakenly calculated payments to municipalities within a conservation and recreation district, saying the authority will need to make up for the error when it calculates the rate for 2018 payments. Read more »

IMMIGRATION

DACA Rollback Suits Trimmed, But Allowed To Proceed

A New York federal judge trimmed two suits challenging the rollback of the Deferred Action for Childhood Arrivals program Thursday, nixing some claims regarding notice and information use, but preserving key procedural and racial animus allegations. Read more »

TELECOMMUNICATIONS

FCC Official Says Merger Analysis 'Evolves' With Market

A top Federal Communications Commission official said Thursday that the agency uses a flexible approach to analyzing the competitive effects of mergers in the telecommunications sphere, indicating that market definitions and other analytical tools employed by the regulator adapt with changing technologies and market realities. Read more »

PEOPLE

Drinker Biddle Taps Ex-Skadden Atty As Gov't Policy Partner

Drinker Biddle & Reath LLP has added a former Skadden Arps Slate Meagher & Flom LLP counsel with extensive experience in international trade law to its government and regulatory affairs group, expanding the firm's customs and trade capabilities. Read more »

Christie Taps Land Use Atty For NJ Superior Court Seat

New Jersey Gov. Chris Christie on Thursday nominated a Gloucester County land use attorney for a judge seat on the state Superior Court, submitting his pick for state Senate approval. Read more »

Senate Promotes BigLaw Attys, AUSAs Alike To Top Spots

Kirkland & Ellis LLP, Gibson Dunn & Crutcher LLP and King & Spalding LLP are among the firms whose alumni were confirmed by the Senate Thursday as U.S. attorneys for positions across the country, from Vermont to Mississippi to Wyoming. Read more »

EXPERT ANALYSIS

New Cuba Sanctions Signal Increased Commercial Challenges

New York City Bar Association
New York State Bar Association
New York Times Co.
Oshkosh Corporation
Pentair Inc.
Persuasion Strategies
PhRMA
Phillips 66
Portola Pharmaceuticals Inc.
Purdue Pharma LP
QUALCOMM Incorporated
Sally Beauty Holdings Inc.
Sierra Club
Spectrum Communications Inc.
Starwood Hotel & Resorts Worldwide Inc.
T-Mobile USA Inc.
Target Corporation
Tax Foundation
Teva Pharmaceutical Industries Limited
The Southern Company Inc.
Twitter Inc.
United States Steel Corporation
Whiting Petroleum Corp.
Yahoo! Inc.
ZTE Corp.

GOVERNMENT AGENCIES

Bureau of Industry and Security
Bureau of Labor Statistics
Bureau of Land Management
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
European Central Bank
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Administration
International Trade Commission
National Highway Traffic Safety Administration
National Labor Relations Board
New Jersey Legislature

The new amendments to the Cuban Assets Control Regulations and the Export Administration Regulations mark a significant change in U.S. policy toward Cuba. Companies will have to reassess the potential benefits of doing business in Cuba against the potentially high costs of complying with the sanctions, say Emerson Siegle and Brendan Hanifin of Ropes & Gray LLP. Read more »

A Look At NYC Bar Association's Task Force On Puerto Rico

Last year, the New York City Bar Association created its Task Force on Puerto Rico to monitor and comment on the actions of stakeholders involved in the implementation of the Puerto Rico Oversight Management and Economic Stability Act. The task force's focus has naturally shifted in the aftermath of Hurricane Maria's catastrophic impact, say Roger Juan Maldonado and Neysa Alsina of the New York City Bar Association. Read more »

Cos. Must Note Guidance From Gov'ts On Human Rights

Recent legislative and courtroom developments in the U.K., the U.S. and further afield may have a significant impact on human rights compliance requirements for companies doing business internationally, say attorneys with Covington & Burlington LLP. Read more »

Opinion

The Legal Fallout For Harvey Weinstein’s Hired Hands

There is a difference between, on the one hand, a lawyer or investigator seeking evidence to defend against allegations and correct misrepresentations, and on the other hand, using duplicitous means to gather information to intimidate and silence alleged victims and their storytellers. Vigorous advocacy for one’s client does not extend to winning at all costs, says Nicole Kardell of Ifrah Law PLLC. Read more »

LEGAL INDUSTRY

Analysis

Appleby Data Breach Highlights Law Firms' Unique Risks

The recent leak of a trove of high-profile clients’ investment data from offshore law firm Appleby drives home the legal and ethical pitfalls that arise from lawyers’ failure to protect the records of individuals and businesses expecting the strictest confidentiality, attorneys say. Read more »

Law Firms Lead The Pack For LGBTQ Corporate Equality

Top U.S. law firms are setting the standard for LGBTQ workplace equality and inclusion, the civil rights group Human Rights Campaign announced Thursday, with nearly 80 percent of surveyed firms scoring perfectly on its equality benchmark — the highest rate of any industry. Read more »

Ex-Foley & Lardner Atty Cops To Securities Fraud Conspiracy

Former Foley & Lardner LLP partner Walter “Chet” Little pled guilty in Manhattan federal court on Thursday to a charge of conspiracy to commit securities fraud, and could see jail time over claims that he used confidential information about the law firm’s clients to make $327,000 in illicit trading profits. Read more »

'Search The Personal Emails,' Judge Tells Chadbourne Team

Six lawyers who had senior positions at the former Chadbourne & Parke LLP, and are accused of underpaying women in a $155 million proposed class action, must search their personal emails for responsive information, a Manhattan federal judge said Thursday. Read more »

Women's Partnership Growth Steady But Slow, Report Says

Although the percentage of women among new partners in the country's largest and top-grossing law firms with domestic offices has reached a six-year high in 2017, the increase is minor, according to an annual report released Thursday that looked at data from 133 firms. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

New Jersey Meadowlands Commission
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
United Nations

Paul Hastings LLP and Littler Mendelson PC top this week's legal lions list, securing a jury verdict killing a pay stub class action against Dollar Tree, while Boies Schiller Flexner LLP landed on the legal lambs list after The New York Times fired the firm over its work for embattled media mogul Harvey Weinstein. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The U.S. Senate approved President Donald Trump's pick for general counsel of the National Labor Relations Board, the U.S. House passed a proposal to undo the Obama administration's expanded theory of joint employer liability for labor law violations, and Verizon's general counsel spoke to Law360 about some of the biggest challenges facing the telecommunications industry. These are some of the top stories in corporate legal news you may have missed last week. Read more »

Podcast

Law360's Pro Say: Boies In Ethics Jam Over Weinstein Spies

On the latest episode of Law360's Pro Say podcast, the team discusses David Boies possible ethics issues over his role in hiring a private spy firm to help Harvey Weinstein kill a New York Times article detailing allegations of sexual harassment and assault. We also tackle how the GOP's tax plan would impact law firms, whether shuttering news sites after a union vote by reporters will lead to legal action, and a sleepy judge who dozed off on the bench. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

Solving Pay Equity Questions With Regression Analysis

All types of companies, including law firms, often wonder how a pay analysis can be beneficial if there are so many factors that can't be captured in a statistical model. The good news is that regression analysis is quite adequate in modeling the quantitative factors that drive pay, but can also be used to understand and isolate nonquantitative factors, say Charles Diamond and Rick Holt of Resolution Economics LLC. Read more »

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Hogan Lovells
Holland & Hart
Hunton & Williams
Kirkland & Ellis
Paul Hastings
Proskauer Rose
Quinn Emanuel
Skadden
Akerman
Axinn
Baker McKenzie

Baron & Budd
Bass Berry
Beveridge & Diamond
Blank Rome
Bradley Arant
Carlton Fields
Carrington Coleman
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Downs Rachlin
Drinker Biddle
Duane Morris
Edelson PC
Epstein Becker Green
Faegre Baker
Fellerman & Ciarimboli
Flynn Peeler
Foley & Lardner
Goodwin
Greenbaum Rowe
Haug Partners LLP
Haynes and Boone
Holston MacDonald
Ice Miller
Ifrah Law
Johnson & Bell
Jones Day
Keller and Heckman
King & Spalding
Knobbe Martens
Kobre & Kim
Littler Mendelson
Lowenstein Sandler
Mayer Brown
Michael Best
Morgan Lewis
Nixon Peabody
Pepper Hamilton
Pryor Cashman
Reinhart Boerner
Ropes & Gray
Sanford Heisler
Seyfarth Shaw
Shook Hardy
Sidley Austin
Simpson Thacher
Smith Anderson
Smith Gambrell

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Troutman Sanders
VLP Law Group
Wachtell Lipton
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Zuckerman Spaeder

COMPANIES

New York Times Co.
Apple Inc.
American Bar Association
Twitter Inc.
Environmental Defense Fund Inc.
Equifax Inc.
JPMorgan Chase & Co.
LinkedIn Corp.
AT&T Inc.
Allegis Group
Allergan PLC
American Chemistry Council Inc.
American Clinical Laboratory Association
American Enterprise Institute
American Petroleum Institute Inc.
AmerisourceBergen Corporation
Amicus Therapeutics, Inc.
Ankura Consulting Group LLC
Barclays PLC
Broadcom Ltd.
Cable News Network Inc.
Cargill Inc.
Charter Communications Inc.
Columbus McKinnon Corporation
Devon Energy Corporation
Dollar Tree Inc.
Douglas Dynamics, Inc.
Duke Energy Corporation
Endo International Plc
Expedia Inc.
Facebook
Fitbit Inc.
Google Inc.
Human Rights Campaign
InterDigital, Inc.
Johnson & Johnson
LJ International, Inc.
Loews Corporation
London Stock Exchange Group PLC
Magnetek, Inc.
Make the Road New York
Marriott International Inc.
Martha Stewart Living Omnimedia, Inc.

Medtronic Inc.
Michaels Stores Inc.
Microsoft Corporation
Murray Energy Corp.
National Immigration Law Center
Natural Resources Defense Council
New Enterprise Associates Inc.
New Jersey State Bar Association
New York City Bar Association
New York State Bar Association
Oshkosh Corporation
Pentair Inc.
Persuasion Strategies
PhRMA
Phillips 66
Portola Pharmaceuticals Inc.
Purdue Pharma LP
QUALCOMM Incorporated
Sally Beauty Holdings Inc.
Sierra Club
Spectrum Communications Inc.
Starwood Hotel & Resorts Worldwide Inc.
T-Mobile USA Inc.
Target Corporation
Tax Foundation
Teva Pharmaceutical Industries Limited
The Southern Company Inc.
United States Steel Corporation
Whiting Petroleum Corp.
Yahoo! Inc.
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
Department of Commerce
Federal Communications Commission
Food and Drug Administration
International Trade Commission
New York Attorney General's Office
Office of Foreign Assets Control
U.S. Attorney's Office
U.S. Department of Labor
U.S. Senate
Bureau of Industry and Security
Bureau of Labor Statistics
Bureau of Land Management
Commodity Futures Trading Commission

Consumer Financial Protection Bureau
European Central Bank
European Union
Executive Office of the President
Federal Emergency Management Agency
Government Accountability Office
Internal Revenue Service
International Trade Administration
National Highway Traffic Safety Administration
National Labor Relations Board
New Jersey Legislature
New Jersey Meadowlands Commission
New York State Department of Financial Services
U.S. Department of Health and Human Services
U.S. Department of State
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Office of Personnel Management
United Nations

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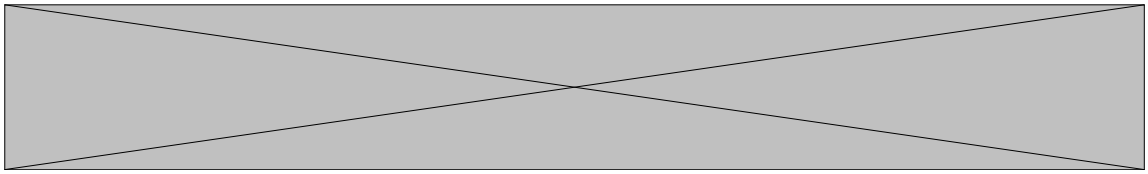
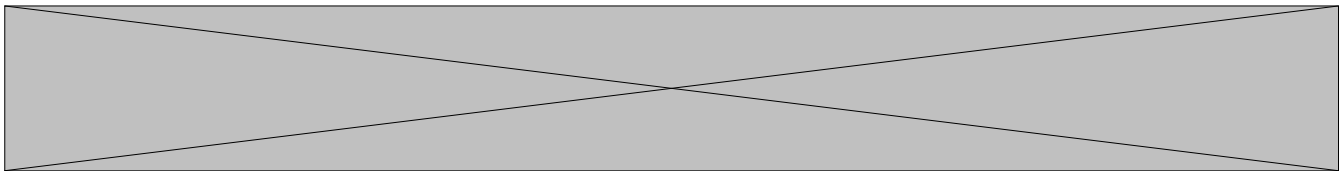
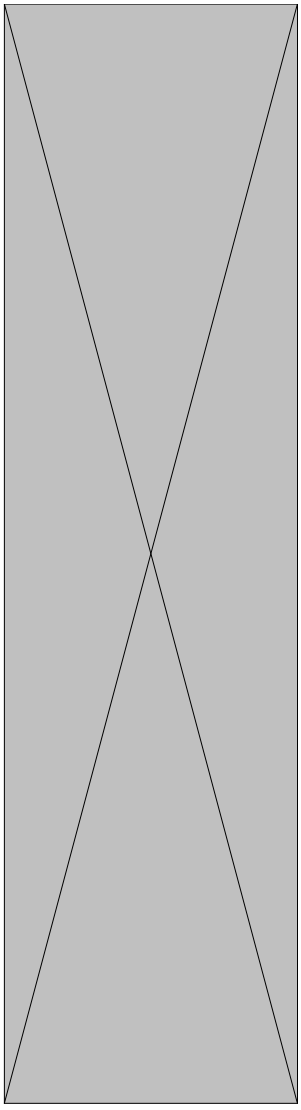
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Railway Age
Sent: Thur 2/21/2019 12:28:34 AM
Subject: FRA canceling California HSR funding





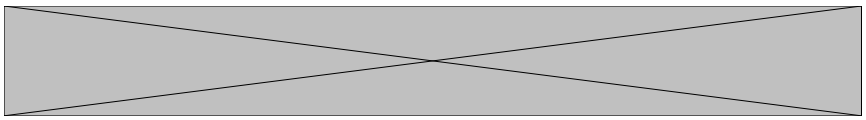
FRA pulls funding plug on California HSR

On Feb. 19, one week after California's Democratic Governor, Gavin Newsom, announced that the State would build only the 119-mile Central Valley portion of the HSR system, the Federal Railroad Administration issued a Notice of Intent to Terminate Cooperative Agreement No. FR-HSR-0118-12-01-0 1, and de-obligate nearly $1 billion in funding, effective March 5. FRA also said it is "actively exploring every legal option to seek the return from California of $2.5 billion in Federal funds FRA previously granted for this now-defunct project." **Full Article**



Riyadh metro sprints for the finish line

2018 was another year of milestones for the Riyadh metro project, with infrastructure taking shape, the awarding of operating contracts and the start of test running. With the first sections set to open later this year, IRJ's Keith Barrow rounds up recent progress on one of the world's largest urban rail projects. **Full Article**

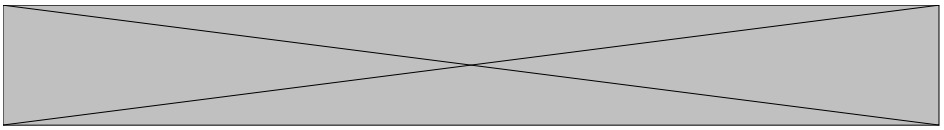


America without Greyhound—and no replacement passenger trains

We are not usually concerned with buses at Railway Age, but what would happen if Greyhound buses suddenly disappeared from American roads, and Amtrak became the only provider of passenger transportation with a nationwide reach? That speculation is not as far-fetched as it would appear at first blush, as a similar scenario is being played out at this writing in much of Canada.. **Full Article**

JR East plans new rail link to Tokyo Haneda Airport

East Japan Railway Company (JR East) is preparing to launch an environmental impact assessment for a new rail link to Tokyo Haneda International Airport. **Full Article**



Tunnel life cycle design and cost analysis

Tunnels in general represent a significant financial investment with challenging design, construction, and operational issues. Tunnels that are not adequately planned, designed, and constructed usually require more costly and extensive repairs. Tunnel Life Cycle Cost Analysis (LCCA) is a data-driven tool that provides a detailed account of the total costs of the project over its expected life. **Full Article**

Feds subpoena Honolulu rail agency

Federal authorities have issued a subpoena seeking documents related to the ongoing construction of a light rail line in Honolulu, after a local politician implied that fraud has taken place. The Honolulu Authority for Rapid Transportation said it received a subpoena seeking copies of consultant contracts, archaeological studies, and correspondence between the transit agency and the Federal Transit Administration. **Full Article**

INDUSTRY EVENTS

APTA 2019 Legislative Conference
March 17-19
Washington D.C.

Passenger & Freight Railroads Unite 2019
March 14-15
Washington D.C.

APTA 2019 Rail Conference
June 23-26
Toronto

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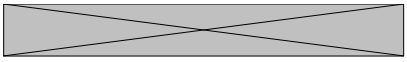

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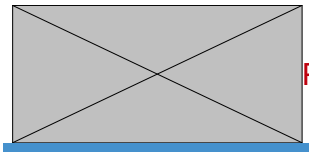
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 10/12/2017 8:17:11 AM
Subject: WH Says Tax Plan Will Boost Household Incomes By $4K



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Thursday, October 12, 2017

TOP NEWS

WH Says Tax Plan Will Boost Household Incomes By $4K

President Donald Trump said in a speech Wednesday that his plan to lower the U.S. business tax rate and introduce a one-time low rate to repatriate corporate earnings held overseas would likely boost the average household income by $4,000. Read more »

FERC Won't Slow Down Review Of Perry's Grid Proposal

FERC on Wednesday rejected pleas to extend the comment period for Secretary of Energy Rick Perry's controversial proposal to pay coal-fired and nuclear plants for providing base load power and grid reliability services, a plan opponents claim could upend competitive wholesale power markets. Read more »

High Court Wary Of Feds' Water Rule Jurisdiction Argument

U.S. Supreme Court justices on Wednesday appeared skeptical of the federal government's position that challenges to a rule defining its authority under the Clean Water Act belong at the appellate rather than district court level. Read more »

McConnell Pushes To Speed Judicial Picks Amid Pressure

Senate Majority Leader Mitch McConnell has moved to up the pace of putting President Donald Trump's picks on the federal bench this week in the face of increasing pressure from his caucus and outside conservative groups. Read more »

DOJ Warrant For Anti-Trump Site Data Pared By Judge

A D.C. judge on Tuesday curtailed the federal government's search warrant seeking information on visitors to an anti-Trump website, ordering a web hosting company to redact information identifying users until the government shows cause that those users are implicated in a criminal investigation into riots during President Donald Trump's inauguration. Read more »

Quinn Backs Biz In Telling Justices Title VII Bars Gay Bias

Microsoft Corp., Starbucks Corp. and dozens of other businesses Tuesday urged the U.S. Supreme Court to review an Eleventh Circuit ruling that Title VII does not prohibit discrimination against gay workers, arguing with pro bono help from Quinn Emanuel Urquhart & Sullivan LLP that a circuit split on the issue hurts the economy. Read more »

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Hunton & Williams
K&L Gates
Kane Russell
Kilpatrick Townsend
Kirkland & Ellis
Kobre & Kim
Lathrop Gage
Levenfeld Pearlstein
Mayer Brown
McDermott Will
Motley Rice
Norton Rose Fulbright
Paul Hastings
Proskauer Rose
Quinn Emanuel
Sanford Heisler
Sayles Werbner
Shapiro Arato

SEC Wants To Trim Disclosure Requirements

The U.S. Securities and Exchange Commission on Wednesday unanimously proposed to pare and streamline certain disclosure requirements of public companies, marking the agency's latest effort to prune its regulatory tree after decades of adding branches. Read more »

Terror Liability Troubles Kennedy, Conservatives At High Court

Conservative justices on the U.S. Supreme Court sounded skeptical Wednesday that foreign corporations could be held liable for terror financing, human rights violations and other international violations under a 1789 U.S. law. Read more »

CFTC Chair Seeks Another Delay In Lowering Swap Threshold

U.S. Commodities Futures Trading Commission Chairman Christopher Giancarlo told Congress Wednesday he will seek to delay by one year a controversial rule that would require more firms to register as swap dealers, saying the rule's complexity coupled with turnover at the CFTC make it unwise to rush. Read more »

ENERGY & ENVIRONMENTAL

House Panel OKs $36.5B Hurricane, Wildfire Relief Measure

The House Appropriations Committee advanced a $36.5 billion hurricane and wildfire relief bill Wednesday, setting up a vote Thursday on a controversial aid package to Texas, Florida, Puerto Rico, the U.S. Virgin Islands, California and Oregon. Read more »

Iowa Sued Over Undercover Slaughterhouse Inspection Law

Animal rights activists and free speech advocates on Tuesday sued the state of Iowa in federal court, challenging a law criminalizing undercover investigations into animal cruelty at factory farms as unconstitutional. Read more »

HEALTH & LIFE SCIENCES

Pa. AG Sues Trump Over Birth Control Coverage

Pennsylvania's attorney general on Wednesday joined the American Civil Liberties Union and Democratic attorneys general from Massachusetts, Washington and California in challenging new Trump administration rules that dial back the Affordable Care Act's contraception mandate by allowing employers to claim religious or moral objections. Read more »

NJ Judge Challenges Theory Under Menendez Bribery Trial

The New Jersey federal judge presiding over the bribery trial of Sen. Bob Menendez and a Florida ophthalmologist on Wednesday challenged the validity of the stream of benefits theory underlying the case in light of the U.S. Supreme Court's landmark McDonnell decision, foreshadowing a potential blow to the government. Read more »

EMPLOYMENT

Missouri Hospital Gets Doc's Whistleblower Trial Win Nixed

A Missouri state appellate court reversed a jury verdict in favor of a doctor who claimed she had been fired for reporting a fellow doctor's alleged misconduct, ruling that the conduct the doctor reported was itself protected by state law and that the doctor thus could not be considered a whistleblower. Read more »

PRIVACY & CYBERSECURITY

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Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
National Institute of Standards and Technology

Feds Walk Fine Line On Internet Of Things Security, Rep. Says

The Democratic co-chair for the Congressional Cybersecurity Caucus said at an “internet of things” event Wednesday that while public-private partnerships should facilitate, rather than mandate, safeguards for connected devices, the federal government will step in when those devices are compromised or malfunction. Read more »

Deputy AG Slams Tech Giants For 'Warrant-Proof' Encryption

Deputy Attorney General Rod Rosenstein on Tuesday blasted major U.S. technology companies for building products with encryption that law enforcement can't circumvent even with a search warrant, questioning why they "make accommodations" for other foreign governments and saying that trying to find middle ground "is unlikely to work." Read more »

House OKs Bills To Help Small Cos. Fight Cyber Threats

The House of Representatives approved a pair of bills Wednesday that increase government resources to help small businesses conduct research and beef up their cybersecurity. Read more »

AEROSPACE & DEFENSE

Trump Names Kirstjen Nielsen As DHS Secretary

President Donald Trump on Wednesday announced that he will nominate Kirstjen Nielsen, the White House principal deputy chief of staff, to head the Department of Homeland Security. Read more »

USS McCain's Top 2 Officers Out Over 'Preventable' Crash

The U.S. Navy reassigned the USS John S. McCain’s top two officers on Tuesday, saying that the ship’s deadly August collision with an oil tanker near Singapore was “preventable” and that the service had lost confidence in their leadership abilities. Read more »

ACLU Sues Over Kansas Law Against Boycotts Of Israel

The American Civil Liberties Union alleged in Kansas federal court Wednesday that a state law preventing contractors from boycotting Israel violates the First Amendment by stymieing political expression. Read more »

TAX

Builder Entitled To Abatement Law Update, NJ Justices Told

A New Jersey developer urged the state’s highest court on Wednesday to apply a 2003 state law amendment allowing builders to reap more profits from city tax abatement deals to agreements it struck with Jersey City in 2000 and 2001, arguing the Legislature intended for the law to work retroactively. Read more »

IMMIGRATION

DOJ, State Dept. Unite To Fight Visa Fraud, Discrimination

The U.S. Department of Justice and the State Department said they have teamed up to fight fraud by employers who misuse certain foreign worker visas and to protect domestic employees from discrimination. Read more »

NATIVE AMERICAN

Tribes Ask 10th Circ. To Rethink Immunity In HUD Suit

Several Native American tribes urged the Tenth Circuit to rethink its decision that the tribes can’t collect on $19.5 million in affordable housing grants the U.S. Department

National Science Foundation
Securities and Exchange Commission
Small Business Administration
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
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U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
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U.S. Environmental Protection Agency
U.S. Navy
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U.S. Senate
U.S. Supreme Court

of Housing and Urban Development illegally recouped, saying the department waived its sovereign immunity to the tribes' bid for the funds. Read more »

TELECOMMUNICATIONS

Carriers Assoc. Urges Flexibility For FCC Spectrum Metrics

As the Federal Communications Commission mulls changes to how certain underused spectrum is relicensed, the Competitive Carriers Association on Tuesday suggested a more straightforward application process and urged the agency to be more flexible with coverage analytics. Read more »

PEOPLE

Trump Ambassador Pick Earned $2.8M At Dentons In 18 Mos.

President Donald Trump's nominee for ambassador to Luxembourg made nearly $3 million in an 18-month period as a partner at Dentons, a newly released financial disclosure form shows. Read more »

EXPERT ANALYSIS

Preparing For NYC's New Salary History Law

Recent guidance from the New York City Commission on Human Rights clarifies several aspects of the city's new salary history law that takes effect this month, including its application in the context of corporate acquisitions, say attorneys with Cleary Gottlieb Steen & Hamilton LLP. Read more »

Why You Should Consider Hyperlinking Your Next Brief

The shift to electronic filing has somewhat eased the task of reviewing briefs and their supporting files. An e-brief takes e-filing to the next level, says Christine Falcicchio, a principal at Strut Legal Inc. Read more »

LEGAL INDUSTRY

Analysis

How The Recession Shaped Law Firm Billing

The relationship between law firms and their corporate clients shifted substantially with the onset of the Great Recession in 2007, and a decade later many of those changes appear to be here to stay. Here, Law360 looks at one major way the legal industry has been affected. Read more »

Chadbourne Hits Back At Partner Behind Gender Bias Suit

The former Chadbourne & Parke LLP partner behind a proposed sex discrimination class action against the firm "engaged in a nationwide smear campaign" to pressure it and other would-be bias defendants into settling, the firm charged Tuesday in a counterclaim in New York federal court. Read more »

Series

What I Learned In My 1st Year: Listen Carefully, Speak Up

When I graduated from law school, I landed at an old-line firm in the Golden Triangle of Texas. Two significant things happened to me around that time. One pertained to learning to listen, and the other pertained to refusing to participate in what I heard, says Marcy Rothman of Kane Russell Coleman Logan PC. Read more »

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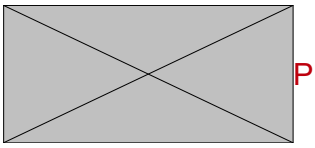

PUBLIC POLICY.

Tuesday, October 2, 2018

TOP NEWS

Senate Leader Plans A Kavanaugh Vote This Week

The Senate's Republican leader said Monday he wants a vote to confirm D.C. Circuit Judge Brett Kavanaugh to the U.S. Supreme Court later this week, even as the FBI continues an investigation into sexual assault allegations against the jurist. Read full article »

Feature

What's New In NAFTA: A Law360 Cheat Sheet

Thirteen months of often-fraught negotiations to revise the North American Free Trade Agreement concluded with a marathon session late Sunday as the U.S., Canada and Mexico agreed to a series of sweeping updates to the 1994 trilateral accord. Here, Law360 fills you in on the changes you need to know about. Read full article »

Analysis

Calif. Net Neutrality Law Unlikely To Withstand DOJ Suit

The U.S. Department of Justice's challenge to California's freshly minted net neutrality law appears to rest on strong legal grounds, industry experts say, including arguments that a state can't regulate the internet since it inherently crosses state lines. Here's a look at three legal arguments in the DOJ's favor. Read full article »

Feature

Fla. High Court To Take Hard Look At Judicial Elections

Jacksonville attorney David Trotti takes his fight with Florida Gov. Rick Scott over judicial appointments to the state Supreme Court for the second time on Tuesday, when the court will consider whether judges can circumvent the electoral process laid out in the Florida Constitution by manipulating their retirement dates to create a judicial vacancy. Read full article »

Analysis

Musk Twitter Gaffe Shows Need For Stronger Board Oversight

Tesla Inc. CEO Elon Musk and his company's settlement with the U.S. Securities and Exchange Commission to resolve accusations that Musk made misleading tweets regarding his plans to take Tesla private shows the need for company boards to enact stringent disclosure policies across all communications channels, according to legal experts. Read full article »

BANKING & SECURITIES

GOP Reps Push Fed To Free Some Banks From SIFI Regs

As top federal banking officials head to Capitol Hill on Tuesday to testify on their progress in implementing this spring's package of bank rule rollbacks, a group of nearly 30 House Republicans has urged the Federal Reserve to stop regulating

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Kilpatrick Townsend
King & Spalding
Lane Powell
LeClairRyan

banks of a certain size as systemically important financial institutions. Read full article »

Investors Can't Prove Cybersecurity Firm Fraud, Judge Says

An Illinois federal judge has tossed a proposed class action from investors who accused a cybersecurity company of propping up its stock with inflated sales forecasts before executives cashed out and left shareholders suffering. Read full article »

ENERGY & ENVIRONMENTAL

High Court Won't Disturb Grand Canyon Uranium Mining Ban

The U.S. Supreme Court on Monday declined to review a Ninth Circuit decision upholding the U.S. Department of the Interior's moratorium on uranium mining on more than 1 million acres around Grand Canyon National Park, handing a defeat to mining industry groups that challenged the ban. Read full article »

Justices Focus On FWS Discretion In Frog Habitat Oral Args

U.S. Supreme Court justices on Monday appeared deeply conflicted about whether to agree with the Fifth Circuit's finding that the U.S. Fish and Wildlife Service had discretion to protect 1,500 acres in Louisiana for an endangered frog species that does not currently live there. Read full article »

Enviros Sue To Resurrect Obama-Era Methane Waste Rule

A coalition of environmental organizations has filed a lawsuit challenging the Bureau of Land Management's move to roll back an Obama-era rule aimed at reducing methane releases from oil and gas operations on federal and Native American lands, saying the action only considered industry interests, not those of the public. Read full article »

Fishermen Say High Court Should Review Otter Program's End

A group of California commercial fishing groups looking to keep shellfish out of sea otters' paws urged the U.S. Supreme Court on Friday to review a Ninth Circuit decision they said improperly allowed the federal government to remove some shellfish protections. Read full article »

HEALTH & LIFE SCIENCES

Health Care Advocates Ask For Block Of ACA-Skirting Plans

Insurers, doctors and patient advocates asked a D.C. federal judge on Friday to bar the Trump administration from enforcing a "lawless rule" that they say would disrupt the health insurance market by extending for up to three years "short-term" policies that lack Affordable Care Act-guaranteed benefits. Read full article »

MEDIA & ENTERTAINMENT

Calif. Gov. Vetoes Late Night Bar Bill

California Gov. Jerry Brown rejected a bill Friday that would have allowed bars and restaurants in Los Angeles, San Francisco and several other cities to extend alcohol service from 2 to 4 a.m. Read full article »

REAL ESTATE

Supreme Court Rebuffs Tech Billionaire's Beach Access Suit

The U.S. Supreme Court on Monday turned down a petition from billionaire venture capitalist and Sun Microsystems co-founder Vinod Khosla over public access to his Northern California beachfront property, disregarding his argument that some of the

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Mayer Brown
McCarter & English
MoloLamken LLP
Morgan Lewis
Native American Rights Fund
O'Melveny & Myers
Orrick Herrington
Pircher Nichols
Polsinelli
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value of his property was unconstitutionally taken under the state's Coastal Act. Read full article »

EMPLOYMENT

Calif. Gov.'s Bill Flurry A Mixed Bag For Workers

California Democratic Gov. Jerry Brown took action Sunday on several work-related bills, signing into law proposals that will make it easier for workers to speak out about and sue over workplace sexual harassment but vetoing efforts to block arbitration of work-related claims. Read full article »

CYBERSECURITY & PRIVACY

FDA Will Update Cybersecurity Guidance For Medical Devices

The U.S. Food and Drug Administration said Monday that it's going to significantly update cybersecurity guidance for medical devices, warning the threat of cyberattacks is no longer theoretical. Read full article »

Facebook Faces $1.6B Fine As Irish Regulator Probes Breach

Facebook could be hit with a fine of up to $1.63 billion as it faces scrutiny from Ireland's data privacy watchdog following a security breach that allowed hackers to access 50 million user accounts, with the commission saying Monday that Facebook gave assurances it would provide more details regarding the affected accounts. Read full article »

AEROSPACE & DEFENSE

Justices Want Gov't View On Pursuit Of Iran Terror Funds

The U.S. Supreme Court asked the U.S. solicitor general on Monday to weigh in on whether the families of the victims of the 1983 U.S. Marine Corps Beirut barracks bombing can chase Iran-linked funds through a foreign bank to fulfill a terrorism liability judgment. Read full article »

INTERNATIONAL TRADE

Analysis

Key Changes To The New NAFTA's Disputes Mechanisms

The U.S.-Mexico-Canada Agreement is set to replace the North American Free Trade Agreement, and it includes a number of significant changes to dispute resolution mechanisms applicable to both investor-state and trade disputes, including the complete elimination of investor-state arbitration between the U.S. and Canada. Here, Law360 lays out what you need to know about the changes. Read full article »

USTR's TPP Docs Considered Immune From FOIA Claims

The U.S. Trade Representative properly withheld communications sought by a news organization prior to the U.S.'s withdrawal from the Trans-Pacific Partnership, a New York federal judge has ruled, finding that secret documents relating to negotiations were exempt from disclosure because they had been "submitted in confidence." Read full article »

TAX

Calif. Gov. Vetoes SALT Workaround, Citing Federal Response

Outgoing California Gov. Jerry Brown has vetoed legislation aimed at bypassing the $10,000 cap on the federal deduction for state and local taxes paid. Read full article »

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Bureau of Land Management
California Supreme Court
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Government Accountability Office
Internal Revenue Service
Library of Congress
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
National Credit Union Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology

Swiss Anti-Tax-Avoidance Changes May Face Public Vote

A Swiss bid to eliminate tax loopholes and fend off European Union sanctions may face a public vote, after left-wing parties Saturday voiced their opposition to the measures. Read full article »

IMMIGRATION

Ex-Students With Pending H-1B Visa Bids Lose Right To Work

Individuals present in the United States with expired F-1 student visas and work authorizations who also have active bids for H-1B skilled worker visas on Monday lost their authorization to be employed in the U.S., immigration officials announced. Read full article »

'So Help Me God' OK In Naturalization Oath, Judge Rules

A Massachusetts federal judge has upheld the constitutionality of the phrase “so help me God” in the U.S. naturalization oath, striking down a challenge from a prominent atheist attorney who on Monday called the ruling the latest in a line of “shameful” judgments affirming government-sanctioned discrimination. Read full article »

Immigrant Detainees Lose Suit Over Bond Hearing Denials

A North Carolina federal judge on Monday tossed a proposed class action by two immigrant detainees alleging that immigration judges in Charlotte failed to properly hold bond hearings, finding that the judges had no blanket policy of denying hearings. Read full article »

USCIS Head Defends Proposal Tying Visas To Public Benefits

U.S. Citizenship and Immigration Services Director Francis Cissna said on Monday that his agency's proposal to weigh green card and visa applicants' use of certain public benefits as grounds for rejection is necessary to enforce long-standing laws on criteria for inadmissibility to the U.S. Read full article »

NATIVE AMERICAN

DOI Gets Conn. Tribe's Gambling Procedures Suit Axed

A D.C. federal judge has tossed a suit seeking to force the U.S. Department of the Interior to act on proposed changes to procedures allowing the Mashantucket Pequot Tribal Nation to offer gambling in Connecticut, saying the department didn’t have to act quickly on the procedures as it would for a tribal-state gambling compact. Read full article »

Tribal Voters Urge Gorsuch To Revive Stay On ND Voting Law

A group of Native American voters has urged U.S. Supreme Court Justice Neil Gorsuch to stay a recent Eighth Circuit ruling that would allow North Dakota to require proof of a current residential address to vote, saying that thousands of Native Americans will be disenfranchised if the ruling is allowed to stand. Read full article »

TELECOMMUNICATIONS

Satellite Operators Form Alliance To Petition FCC On 5G

A group of satellite operators announced Monday that they have created the C-Band Alliance, a consortium to advocate to the Federal Communications Commission that it should open up a portion of spectrum used by cable providers to make 5G services more available. Read full article »

FCC's October Agenda To Include 3.5 GHz Band Rules

The Federal Communications Commission will unveil a much-anticipated amended framework for the 3.5 GHz band, also nicknamed the “innovation band,” and will

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U.S. Department of Labor
U.S. Department of the Interior
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Supreme Court

vote on the item at its Oct. 23 meeting, Chairman Ajit Pai said in a blog post released Monday. Read full article »

EXPERT ANALYSIS

CFPB Takes A Big Step Toward Better Consumer Disclosures

The Consumer Financial Protection Bureau's previous trial disclosure program offered those experimenting with new types of consumer disclosures limited protection from liability. The bureau's new policy announced last month seeks to replace this regulatory quicksand, say Eric Mogilnicki and Michael Nonaka of Covington & Burling LLP. Read full article »

How US And EU Sanctions Clash With Russian Antitrust Laws

U.S. and EU sanctions on Russia are forcing many international companies to carefully evaluate and restructure their contractual relationships with Russian counterparties. In this process, Russian antitrust law provides obstacles that may be difficult to overcome in some situations, say attorneys with Noerr Consulting AG. Read full article »

Finally, Cyber Help For Small Businesses Is On Its Way

As resources like the recently passed NIST Small Business Cybersecurity Act continue to develop, smaller government contractors are turning to alternative strategies to lessen the challenge that traditional cybersecurity standards can pose, say attorneys with Crowell & Moring LLP. Read full article »

Questions Remain After OIG Releases Fraud Risk Indicator

The U.S. Department of Health and Human Services Office of Inspector General recently announced a new initiative designed to increase transparency for health care organizations and their lawyers. However, it's unclear whether it will change the settlement dynamics when resolving False Claims Act allegations, say attorneys with Morgan Lewis & Bockius LLP and Bass Berry & Sims PLC. Read full article »

Opinion

Time To Jump-Start Stalled Autonomous Vehicle Regulation

While consumer advocate Ralph Nader is right to express concern over proposed driverless car legislation, his premise that lawmaking is moving too fast is wrong. The real problem is that lawmaking is not moving at all, say Tod Northman and Chris Pantoja of Tucker Ellis LLP. Read full article »

LEGAL INDUSTRY

More Firms Boosting Diversity Roles Amid Client Pressure

Over the past year, at least six large law firms have added a diversity and inclusion professional to their C-suite for the first time ever, as firms seek to give the position greater influence and prestige amid pressure from clients to offer up teams of attorneys with more women and minorities. Read full article »

Ex-LeClairRyan Atty Wants $1M Arbitral Win OK'd In Bias Case

A former LeClairRyan attorney urged a Virginia federal court Monday to confirm an arbitration award for just more than $1 million in damages and attorneys' fees and costs in her gender discrimination lawsuit. Read full article »

Mass Tort Firm Faces Employee Class Suit Over 401(k) Fees

A proposed class action by employees of the national mass tort law firm Andrus Wagstaff PC against Nationwide Life Insurance Company over allegedly exorbitant retirement plan fees has been updated to include claims against Andrus Wagstaff, saying the firm breached its fiduciary duties to its employees by picking the plan. Read full article »

White & Case Adds 13 Pircher Nichols Attys In Chicago

In White & Case LLP's continued effort to bolster its Chicago presence, the law firm

has added 13 lawyers formerly of boutique law firm Pircher Nichols & Meeks LLP to its global mergers and acquisitions practice and real estate industry group. Read full article »

Interview

15 Minutes With Voya Financial's Chief Legal Officer

Trish Walsh oversees all aspects of Voya Financial's law, compliance and external affairs department. Here, she discussed with Law360 the one responsibility she must think about daily and how top in-house lawyers can help minority attorneys advance within the legal industry. Read full article »

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American Immigration Lawyers Association
American Psychiatric Association
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CTIA
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Clean Air Task Force
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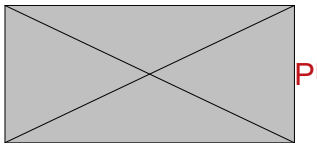

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Wednesday, January 2, 2019

'Leapfrogging' Trump Appeals Jolt Sleepy Supreme Court

The Supreme Court's relatively quiet term is being rocked by the Trump administration's emergency appeals over controversial policies on immigration and transgender service members, thrusting the high court once more into the national spotlight. Read full article »

6 SEC Regulatory Prospects To Watch In 2019

From controversial rules intended to impose a higher standard of conduct on broker-dealers to potential changes to the quarterly reporting system for public companies, the U.S. Securities and Exchange Commission plans to tackle wide-ranging issues in 2019 that could have a lasting impact on long-term investors. Here are six regulatory developments to be on the lookout for. Read full article »

Financial Services Litigation To Watch In 2019

On the horizon for the financial services industry in the new year are cases that will turn up the heat on the debate over the Consumer Financial Protection Bureau's constitutionality, test the legality of the much-vaunted fintech banking charter and potentially increase the number of lawsuits from homeowners fighting foreclosure. Here, Law360 examines the cases that experts most often singled out for their potential impact on the industry. Read full article »

Banking Regulation To Watch In 2019

The return of divided government in Washington may put a damper on the prospects for more banking legislation, but federal regulators will have their hands full in 2019 finishing rules to implement the last big banking bill, updating old rules around lending in underserved areas and rethinking their rethink of the Volcker Rule. Read full article »

Swaps-Trading Rules Top Agenda For CFTC In 2019

The U.S. Commodity Futures Trading Commission could overhaul swaps-trading rules in 2019, which tops a broad list of priorities that also includes potential action on cross-border matters, position limits and digital currencies as the agency prepares for new leadership. Here is an overview of unfinished business and potential new developments that await the CFTC. Read full article »

Environmental Cases To Watch In 2019

Law360 takes a look at some of the biggest environmental cases to watch in 2019, including U.S. Supreme Court battles over the Clean Water Act, a Fifth Circuit Endangered Species Act lawsuit and a challenge to President Donald Trump's move to shrink two national monuments. Read full article »

Environmental Regulation To Watch In 2019

In 2019, the Trump administration is poised to deliver on some of its biggest regulatory initiatives, from finalizing important Clean Air Act regulations for power plants to a new definition of federal jurisdiction under the Clean Water Act. Read full article »

Energy Cases To Watch In 2019

Climate change is at the center of legal battles worth watching closely in 2019, headlined by a trio of cases that seek to impose climate liability on fossil fuel

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companies and the U.S. government. Here, Law360 takes a look at cases that energy attorneys will be watching in the coming year. Read full article »

Energy Regulation To Watch In 2019

With a partisan divide in Congress likely to produce legislative gridlock, regulatory agencies such as the Federal Energy Regulatory Commission and the U.S. Environmental Protection Agency will be where significant energy policy moves are made in 2019. Here, Law360 previews regulatory actions energy attorneys will watch closely this year. Read full article »

Calif. Real Estate Legislation, Regulation To Watch In 2019

Efforts to solve the affordable housing crisis and the effects of recent environmental justice laws are among the areas of commercial real estate California attorneys will be watching in 2019. Read full article »

What To Watch At The EEOC In 2019

The U.S. Equal Employment Opportunity Commission will continue to hold employers' feet to the fire over claims of discrimination and sexual harassment in the new year, but may be slow to make new policies with three of the commission's five seats now vacant, experts say. Here, Law360 looks at what to expect from the workplace bias watchdog in 2019. Read full article »

Labor And Employment Legislation & Regs To Watch In 2019

Federal regulators are poised to make waves in the workplace in 2019 with rules on joint employer liability and overtime pay, while Democrats in the U.S. House of Representatives look to woo voters ahead of the 2020 elections with bills aiming to lift wages and strengthen unions. Here are the rules and bills employers will be keeping an eye on in 2019. Read full article »

Benefits Legislation & Regulation To Watch In 2019

Benefits attorneys will be waiting to see if the new year brings a solution to the multiemployer pension crisis, a substitute for the U.S. Department of Labor's controversial fiduciary rule or clarity on how a pair of regulations will impact group health offerings and employee retirement savings. Here, Law360 breaks down four policy developments headlining what promises to be a busy year for benefits lawyers. Read full article »

NLRB Mulling An Expanded Role For Rulemaking In 2019

The National Labor Relations Board won't just be moving toward finalizing its hotly debated joint employer rule in 2019, but also exploring ways it can use the rulemaking process more often — with regulations covering the board member recusals and employer property access rights potentially on the horizon, Chairman John Ring and General Counsel Peter Robb told Law360 in an exclusive interview. Read full article »

ERISA Cases To Watch In 2019

The Second Circuit's surprise revival of an IBM stock-drop suit and the Ninth Circuit's generous interpretation of how to beat a three-year deadline for filing fiduciary-breach claims in a suit against Intel shook the benefits world last year, landing those cases on a list of six legal battles that benefits lawyers should keep an eye on in 2019, experts say. Read full article »

Bankruptcy Legislation To Watch In 2019

Lawmakers will consider proposals this year that would tweak the U.S. Bankruptcy Code in a number of subtle but significant ways. On the table are bills that would make it easier for small businesses to reorganize in Chapter 11, toughen oversight in the asbestos bankruptcy trust system and loosen the restrictions on discharging student loan debt. Here, Law360 examines the implications of each proposal and forecasts what may happen in the new year. Read full article »

Telecom Developments To Watch In 2019

As practitioners in the telecommunications industry look ahead toward 2019, many expect a flurry of activity out of the Federal Communications Commission with an eye

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toward inking new rules ahead of the 2020 elections and in light of the possibility of a White House administration shakeup. Read full article »

NYC Real Estate Legislation, Regulation To Watch In 2019

Rezoning in various neighborhoods and the question of short-term rentals are among the areas of regulation and legislation that real estate lawyers in New York will be watching in 2019. Read full article »

The Most Pressing International Trade Questions For 2019

A year that saw the Trump administration antagonize China and scores of other partners with tariffs and push the multilateral trading system to the brink has set the stage for an eventful 2019 as questions swirl about how the White House will calibrate its approach to trade policy. Read full article »

Transportation Legislation And Regulation To Watch In 2019

Transportation attorneys are keeping tabs on potential highway and infrastructure funding legislation and new regulations addressing emerging technology such as self-driving cars and unmanned aircraft systems. Read full article »

Consumer Protection Cases To Watch In 2019

The new year isn't shaping up to be a restful one for consumer protection attorneys, with the full Ninth Circuit poised to hand down a decision on nationwide class settlements, the high court diving back into standing in the privacy context and the Federal Communications Commission grappling with the scope of the Telephone Consumer Protection Act. Here, Law360 rounds up the cases worth keeping an eye on in 2019. Read full article »

Cybersecurity & Privacy Predictions For 2019

Cybersecurity and privacy will continue to remain top-of-mind for companies in 2019, with the cyberthreat landscape expected to keep growing, vendor relationships taking on added importance, U.S. states continuing to flex their muscles and international data transfers getting even stickier. Here, attorneys offer five predictions for what promises to be another big year in the cybersecurity and privacy realm. Read full article »

Antitrust Cases To Watch In 2019

The antitrust cases likely to dominate 2019 are for the most part continuations of 2018's biggest cases, including contentious disputes over technology patent licensing, enforcement actions targeting makers of brand-name and generic drugs, and the U.S. Department of Justice's efforts to block the AT&T-Time Warner merger. Read full article »

Native American Cases To Watch In 2019

In the new year, Native American law practitioners will be keeping an eye on upcoming U.S. Supreme Court decisions regarding Washington's ability to tax the Yakama Nation; treaty hunting rights in Wyoming; and the balance of tribal, federal and state criminal jurisdiction in Oklahoma. Here, Law360 takes a look at the cases attorneys who practice Native American law will be watching in the coming year. Read full article »

2018 Federal Tax Legislation: Year In Review

The past year bore witness to the U.S. Congress appointing a new IRS commissioner and extending nearly 30 expired targeted tax incentives and saw lawmakers stake out opposing tax policy positions in a highly contentious election year. Here, Law360 reviews the biggest federal tax legislation stories of 2018. Read full article »

State Tax Cases To Watch In 2019

The Wayfair case may be over, but from the return of the clash between a California taxing agency and a former resident to Seattle's attempt to establish an income tax, plenty of state tax cases are on the horizon. Here, Law360 highlights the biggest state and local tax cases to watch in 2019. Read full article »

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Federal Tax Cases To Watch In 2019

On the docket in 2019 are several interesting federal tax cases worthy of the attention of practitioners, including disputes over domestic manufacturing deductions, the statute of limitations on fraud and the clergy housing tax exemption. Here, Law360 explores five cases worth watching in the new year. Read full article »

Federal Tax Regulations To Watch In 2019

The IRS and U.S. Department of the Treasury are expected to continue issuing guidance in 2019 to implement the federal tax law and carry out President Donald Trump's orders to minimize regulatory costs for businesses. Here are five regulatory changes to watch this year. Read full article »

Federal Tax Legislation Issues To Watch In 2019

In 2019, the split control of Congress means the two parties will have to compromise if they hope to pass new tax legislation, though that likely won't stop Republicans and Democrats from pursuing their own policy priorities. Here, Law360 previews federal tax legislation issues to watch in the new year. Read full article »

State And Local Tax Policy To Watch In 2019

New political dynamics driven by one-party politics, a push for fresh local revenue and the rollout of opportunity zones are among the top issues set to drive state and local tax policy in 2019. Here, Law360 highlights the biggest state and local tax policy issues to watch. Read full article »

Post-Wayfair State Developments To Watch In 2019

The U.S. Supreme Court's landmark Wayfair decision may have raised more questions than it answered, and 2019 will see states and the business community trying to address those questions. Here are key developments in response to Wayfair to watch for in 2019. Read full article »

EXPERT ANALYSIS

3 FCPA Enforcement Predictions For 2019

An analysis of Foreign Corrupt Practices Act enforcement actions and trends in 2018 hints at what we should expect this year, say James Tillen and Ann Sultan of Miller & Chevalier Chtd. Read full article »

Cybersecurity Forecast Remains Frightful For 2019

Brutal cybersecurity developments in 2018 demonstrated the premium placed on sound, proactive planning. Companies that establish the capacity to tag and track their data from cradle to grave will find themselves more able to successfully navigate the global regulatory crosscurrents this year, say attorneys with Eversheds Sutherland LLP. Read full article »

3 Key Food And Beverage Trends To Watch In 2019

As we ring in the new year, attorneys with Alston & Bird LLP discuss what to expect from slack-fill litigation, partially hydrogenated oil-related lawsuits, and the messy regulatory landscape of cannabidiol and THC edibles. Read full article »

Texas Marijuana Laws And Where They May Be Going

At least 10 bills seeking to liberalize Texas' marijuana laws have been filed in advance of the state's 2019 legislative session. Employers rightfully wonder whether any of these potential changes would affect their ability to maintain a drug-free workplace or test for marijuana use, says Steve Roppolo of Fisher Phillips. Read full article »

LEGAL INDUSTRY

3 Worries Keeping Managing Partners Up At Night In 2019

Going into 2019, managing partners have a lot on their plates. Here, Law360 takes an in-depth dive into the three things that are worrying managing partners most in 2019. Read full article »

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Law Firms Likely To Keep Expanding Parental Benefits In 2019

Many law firms revamped their parental benefits policies in 2018, making attorneys and staff eligible for more paid leave and moving away from offering different benefits for different genders. Here's a look back at the firms that made waves, and a preview of what we might see in the coming year. Read full article »

The 3 Hottest Practice Areas For 2019

A strong, although uncertain, economy going into the new year is driving an uptick in work for law firms as corporations scramble to position themselves for success in 2019, creating particularly heavy demand for attorneys in three key practice areas. Read full article »

Where Lateral Hiring Will Be Most Active In 2019

Buoyed by a strong economy and expectations of continued growth in demand, the increasingly dynamic lateral market shows no signs of slowing in 2019, with some regions more primed for activity than others, according to multiple recruiters and industry reports. Read full article »

How #MeToo Will Keep Shaping The Legal Industry

In its first year, the #MeToo movement had a profound impact on almost every industry and level of the culture, including the legal sector, where law firms and federal courts were forced to reckon with policies and practices that allowed workplace harassment to go unaddressed for years. Here, Law360 takes a look at some of the ways the #MeToo movement will continue to shape the legal industry in 2019 as it enters its second year. Read full article »

4 Worries That Will Keep GCs Awake At Night In 2019

As general counsels across industries plan for the new year, they expect the increasing occurrence of cyberthreats and emerging technologies to be among the most pressing issues that will lead to many sleepless nights in the months ahead. Here, Law360 looks at the primary concerns worrying in-house leaders. Read full article »

The Factors Shaping General Counsel Pay In 2019

The total amount reflected in many general counsel paychecks has climbed in recent years thanks to complex regulatory environments and the evolving role of the top corporate lawyer, and that trend is only expected to continue in 2019. Read full article »

Podcast

Law360's Pro Say: The Biggest Legal Stories Of 2018

For the final episode of Law360's Pro Say podcast in 2018, we're taking a look back at three of the biggest legal stories of the year, including Justice Brett Kavanaugh's nomination to the U.S. Supreme Court and the sexual assault allegations that followed, immigration policy turmoil around the separation of children from their families at the border, and the criminal allegations against a long list of President Donald Trump's associates. Read full article »

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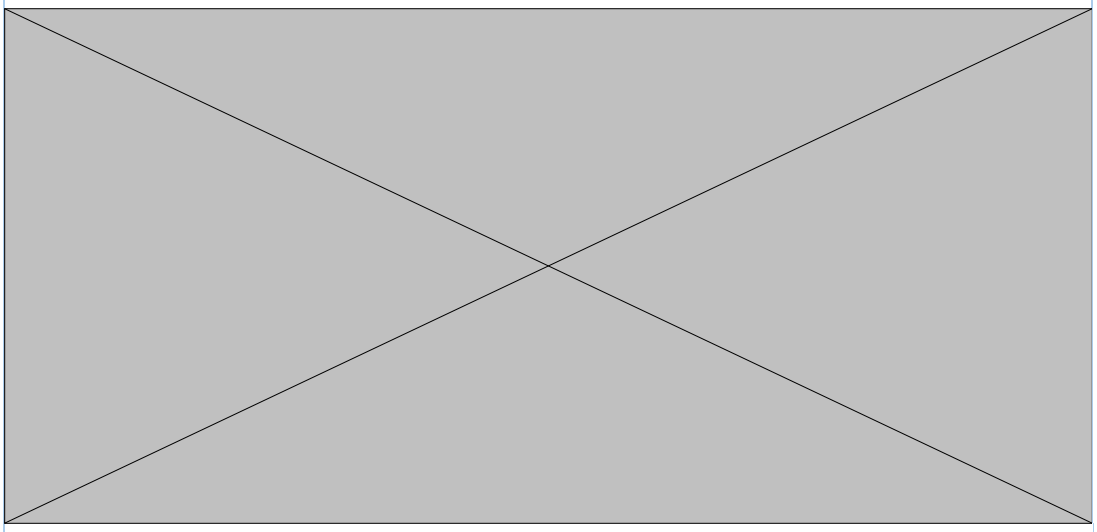
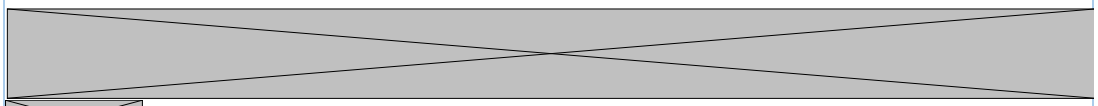
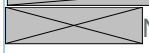


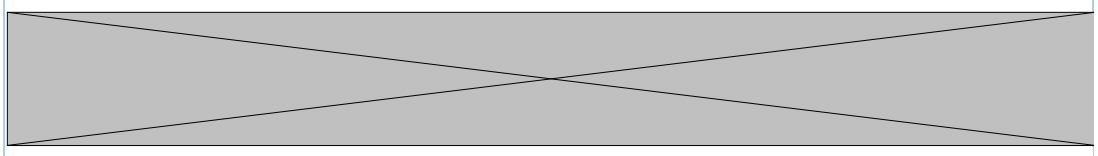




New technology brings new dangers from fraudsters. With the surge in mCommerce — and the unique risks that come with it — merchants seeking to maximize revenues in the mobile channel need to be prepared to fight mobile fraud, while holding down the cost of fraud prevention and streamlining the mobile buying experience.

Discover the trends, opportunities and risks of mCommerce in this new eBook, **Nowhere to Hide: Uncover Mobile Fraud Before It's Too Late**. Download now to get an insider's view of mobile eCommerce and fraud including:

- **The explosive growth of mCommerce (and fraud)**
- **The risks and opportunities associated with mobile**
- **The 10 key capabilities you must have to fight mobile fraudsters**



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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Tue 1/16/2018 1:14:48 PM
Subject: Jan 17, Out of Network Revenue Optimization, Appeals and Recovery

Ted Burton

Good morning,

Many out-of-network (OON) providers today wish they had a business degree to go with their medical one. The increasing cost of treatments and procedures coupled with reduced reimbursements from ínsurance companies—as well as Medícare and Medicaíd—are putting a major squeeze on many practices, bringing the question: What can I do to stop this significant reduction of revenue?

To increase your chances of getting paid accurately as an OON provider, it is vital that you implement some best practices before, during and after providing services. Once you have implemented them, you need to know how to appeal claims timely and to the proper authority. Not being aware of these best practices will severely limit your ability to contest deníed and under-reimbursed claims and optimize payments in the current climate.

Join us for this **On Demand Webinar,** "**Nuts and Bolts of Out-of-Network Revenue Recovery,**" with expert speaker **Thomas J. Force, Esq.,** on **Wednesday, January 17, 2018,** (*available all day*), for a comprehensive overview of what an OON provider needs to be doing for proper reimbursement and appeal success. Get strategies and techniques that will prepare you to treat OON patients while maximizing reimbursements and properly appealing deníed and under-reimbursed claims. Also, you will get a complete list of patient forms that are essential and learn about the current best practices in detail.

Session Highlights

This session will cover:

- Issues that OON providers face when dealing with health plans
- An overview of OON reimbursement/charge analysis
- List of patient forms and disclosures essential to appeals and fraud audit defénse
- A review of eligibility issues
- Techniques to appeal deníed and under-reimbursed claims
- Techniques to write an effective appeal letter/objection letter to audit
- ERISA protections and obligations of plan administrators
- Prompt payment law and insurers' obligations
- Clinical denials, how to handle external appeals/independent medical reviews
- Balance billing and recoupment strategies
- Current best practices in dealing with OON claims
- And more!

Apply **"SAVE20"** at check-out and get **$20 off** on registration.

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Looking forward to your participation.

Thanks,
Ted Burton

Customer Relationship Director

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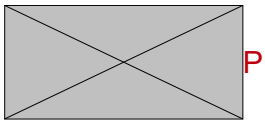
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 7/1/2016 7:35:22 AM
Subject: [Marketing Mail] Pentagon Lifts Ban On Transgender Service Members



PUBLIC POLICY

Friday, July 1, 2016

TOP NEWS

Pentagon Lifts Ban On Transgender Service Members

Defense Secretary Ashton Carter announced Thursday that the U.S. Department of Defense would end its ban on the open service of transgender people, saying it would strengthen the force and was in keeping with the DOD's overarching principles.

Obama Signs FOIA Law To Increase Gov't Transparency

President Barack Obama on Thursday signed into law a measure that the White House said would modernize the Freedom of Information Act request process and increase transparency at the federal level.

ACLU Hits US With Suit Over Anti-Hacking Law

The American Civil Liberties Union, representing a group of professors and journalists, hit the United States with a suit in D.C. federal court on Wednesday, saying that an anti-hacking law violates free speech by chilling research and investigations looking at whether websites use discriminatory algorithms.

Indiana Abortion Law Blocked By Judge

An Indiana federal judge on Thursday granted Planned Parenthood of Indiana and Kentucky a preliminary injunction against a state law banning abortions based on a fetus's race, sex or disability and which requires fetal tissue to be disposed like human remains, finding the organization is likely to win on its claims.

DOJ, Veterans Groups Back Soldier Employment Rights Bill

The U.S. Department of Justice and veterans groups spoke out Wednesday in favor of congressional legislation seeking to protect service member employment rights by voiding worker arbitration agreements that prevent legal challenges of firings and discrimination.

ANALYSIS

Trump Gains Few Allies With Trade Platform Rollout

Presumptive Republican presidential nominee Donald Trump finally put his persistent anti-trade rhetoric down on paper Tuesday, unveiling a protectionism-laden policy platform that experts say reflects a blatant disregard for the machinations of the global trading system.

Compliance Pros Still Face Risk In NY Money Laundering Rule

Bank compliance officers are breathing a little easier now that New York state will not require them to certify their firms' anti-money laundering protocols under a final rule released Thursday, but attorneys think the state's past aggressive enforcement actions should keep those executives on guard.

Minor League Teams Take Swing At Blocking Wage Claims

LAW FIRMS

Advisors LLP
Arnold & Porter
Baker & McKenzie
Baker Botts
BakerHostetler
Ballard Spahr
Bancroft PLLC
Bassford Remele
Berger & Montague
Bodman PLC
Brown & James
Bryan Cave
BuckleySandler
Chapman and Cutler
Clarick Gueron
Constantine Cannon
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Polk
Dentons
Earthjustice
Edelson PC
Faegre Baker
Foley & Lardner
Foley Hoag
Freedman Boyd
Gelber Schachter
Gibson Dunn
Goldman Scarlato
Goldstein & Russell
Goodwin Procter
Gray Reed
Greenberg Traurig
Harris Moure
Haynes and Boone
Hogan Lovells
Holland & Knight
Holwell Shuster

As peak season for the all-American sport approaches, Minor League Baseball teams are looking to block ballplayers from bringing legal claims demanding to be paid minimum wage and overtime in what experts say is a desperate bid to end a long-running class action fight.

BANKING & SECURITIES

FDIC Cybersecurity Problems Mounting, GAO Report Says

The Government Accountability Office said Wednesday it has found two new shortcomings in the information security protocols at the Federal Deposit Insurance Corp. and noted in a report that less than half of its previous recommendations had been fully implemented.

FCA Rules Out Market Abuse 'Reasonableness' Defense

The U.K.'s Financial Conduct Authority will leave the "reasonableness" defense out of new market abuse rules that start in July despite protests from industry participants, the regulatory body said in new guidelines published Thursday.

China Invites Foreign PE Funds To Boost Its Capital Markets

Chinese securities regulators will permit foreign-owned private equity funds to open domestic offices, hoping to broaden the appeal of the country's capital markets to international investors, according to a statement Thursday on a government website.

ENERGY & ENVIRONMENTAL

EPA Needn't Mandate Pesticide Disclosure, Calif. Judge Says

A California federal judge held Wednesday that the U.S. Environmental Protection Agency didn't act arbitrarily by effectively denying a petition to force certain inert ingredients to be listed on pesticides, concluding that the agency is allowed to impose such a requirement but isn't obligated to do so.

Schumer Urges Emergency DOT Rule On Crude Oil Trains

U.S. Sen. Chuck Schumer, D-N.Y., on Wednesday urged the U.S. Department of Transportation to issue an emergency order requiring highly flammable crude oil to be made less volatile before being shipped through New York, a safety precaution in light of a recent train derailment in Oregon.

Puerto Rico Utility To Avoid Default With $415M Payment

Puerto Rico's heavily indebted electric utility PREPA said Thursday that it intends to make a $415 million payment to satisfy principal and interest that comes due on Friday under its power revenue bonds as part of an agreement with a majority of its creditors.

NJ Lawmaker Wants Tighter Leash On FERC's Pipeline Process

U.S. Rep. Bonnie Watson Coleman, D-N.J., on Wednesday said she'd be introducing a bill to toughen the criteria the Federal Energy Regulatory Commission must use when reviewing proposed pipeline applications and certifying that the pipeline is both convenient for and needed by the public.

Minn. Owes Fees In State Energy Battle, 8th Circ. Told

Minnesota should pay the $300,000 legal tab North Dakota racked up fighting Minnesota's restrictions on out-of-state coal-fired power plants that deliver electricity to the state, North Dakota told the Eighth Circuit on Wednesday.

HEALTH & LIFE SCIENCES

Health Cos. Paid More To Charity, Nuclear Med Docs In 2015

Payments from health industry manufacturers to nuclear medicine doctors

Horvitz & Levy
Jones Day
Jones Walker
K&L Gates
Kasowitz Benson
Katten Muchin
Kaye Scholer
Latham & Watkins
Loeb & Loeb
Lowenstein Sandler
Lynn Pinker
Mayer Brown
McDonald Hopkins
Morris Nichols
Morrison & Foerster
Norton Rose Fulbright
O'Melveny & Myers
Outten & Golden
Paul Weiss
Pearson Simon
Proskauer Rose
Quinn Emanuel
Reed Smith
Robbins Geller
Robins Kaplan
Schoenberg Finkel
Sidley Austin
Silverman Thompson
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Thompson & Knight
Thompson Hine
Venable LLP
Vinson & Elkins
Vorys Sater
Wachtell Lipton
Weil Gotshal
Willkie Farr
Wilson Sonsini
Winston & Strawn
Winthrop & Weinstine
Young Conaway
Zelle LLP
Zimmerman Reed

COMPANIES

AT&T Inc.
Activision Blizzard, Inc
America Fujikura Ltd.
American Bankers Association
American Bar Association

skyrocketed during 2015, along with charitable donations, even though the total value of all payments to various types of physicians and teaching hospitals stayed level at roughly $7.5 billion, the Centers for Medicare and Medicaid Services reported on Thursday.

MEDIA & ENTERTAINMENT

Sponsor Defends Fla. Voter Gaming Control Referendum

The group backing a proposed amendment to Florida's constitution that says it would give the state's voters more control of gambling expansion defended the proposal in a Florida Supreme Court filing Wednesday against opponents' claims that the ballot question is overly broad, misleading and unclear.

REAL ESTATE

Del. Unclaimed Property Law Can't Apply Retroactively: Judge

A Delaware federal judge ruled Tuesday that an application of the state's unclaimed property laws resulting in a $1.4 million fine against a packing products company violated the company's due process rights, saying it unfairly applied estimates about unclaimed property liabilities retroactively.

Pa. House Rejects Bill For Development Of State Park Land

The Pennsylvania House has nixed a bill that would have created a pilot program allowing for the development of office buildings, amusement parks, golf courses, water parks, hotels, restaurants and bars on state park land.

COMPETITION

Sen. Warren Calls On Gov't To Step Up Antitrust Action

Sen. Elizabeth Warren called on the federal government Wednesday to step up its efforts to encourage competition in the American economy, saying the growing concentration of market power among fewer companies will stifle innovation and hurt consumers and small businesses.

PRIVACY & CONSUMER PROTECTION

Planned Parenthood To Target Remaining Abortion Laws

Following an abortion-rights victory Monday at the U.S Supreme Court, Planned Parenthood said Thursday it would be launching a national campaign to target state laws restricting abortion.

Gov't Aims To Protect Both Consumer Privacy, Criminal Probes

The federal government is struggling to strike a balance between consumers' demand for privacy protection and the methods law enforcement agencies use to seek out information about terrorists and other threats, according to a report on data encryption released by a congressional committee Wednesday.

PRODUCT LIABILITY

Sen. Chides NHL Commish For 'Dismissive' CTE Comments

U.S. Sen. Richard Blumenthal is pressing National Hockey League Commissioner Gary Bettman for answers about the league's stance on concussions, amping up public and political pressure on the sport as it faces sweeping multidistrict litigation over head injuries.

GOVERNMENT CONTRACTS

American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
Apple Inc.
Assured Guaranty Ltd.
Baxalta Inc.
Baxter International Inc.
Cardtronics, Inc.
Comcast Corporation
Competitive Carriers Association
Con-Way Inc.
Crown Media Holdings Inc.
E2open Inc.
Energy Transfer Equity, L.P.
Facebook
FedEx Corporation
Ferro Corporation
FirstEnergy Corp
Friedman LLP
Genentech Inc.
Google Inc.
HP Inc.
Hallmark Cards Inc.
Home Depot, Inc.
ICU Medical Inc.
International Swaps and Derivatives Association
International Union Of Operating Engineers
Jackson Rancheria Casino Resort
Lions Gate Entertainment Corp.
MSCI, Inc.
Major League Baseball Inc.
Major League Baseball Players Association
McKinsey & Company
Microsoft Corporation
Minor League Baseball
Motorola Mobility LLC
NFL Enterprises LLC
National Cable & Telecommunications Association
National Hockey League
Nationwide Mutual Insurance Co.
Nektar Therapeutics
Novartis AG
Oracle Corporation
Owens Corning
Pacific Continental Corp.
Pfizer Inc.
Physicians for Social

Ill. Adopts Stopgap Budget, One Year Into Impasse

Illinois lawmakers and Gov. Bruce Rauner agreed to a compromise bill on Thursday that will fund essential services like health care and education across the state until at least November, passing the measure exactly one year after partisan wrangling pushed the budget process into deadlock.

Iraq Gets $2.7B Loan For Tank, Jet Parts For ISIS Fight

The U.S. Embassy in Baghdad announced Wednesday the granting of a $2.7 billion credit facility loan to the Iraqi government to spend on maintenance and ammunition for tanks and fighter jets to fight the Islamic State, as the Middle Eastern country grapples with economic woes.

INTERNATIONAL TRADE

House Oversight Panel Continues Probe Of USCC Member

The U.S. House Committee on Oversight and Government Reform continued its push Wednesday for documents in its investigation of potential conflict of interest issues arising from a U.S.-China Economic and Security Review Commission member's relationship to an international trade union.

TAX

OECD Guidance On Global Tax Rules Permits Voluntary Filing

Multinational companies that are required to file financial information for each country they operate in even though some of those jurisdictions may not have formally implemented mechanisms for accepting the data can now file voluntary reports, according to guidance released Wednesday by the Organisation for Economic Co-operation and Development.

IMMIGRATION

USCIS Ombudsman Says Agency Delays Must Be Addressed

The nation's immigration system "has evolved in impressive ways," but U.S. Citizenship and Immigration Services must still resolve age-old systemic problems that undermine efficiency, quality of adjudications and customer service, Ombudsman Maria M. Odom said Wednesday in a message accompanying the agency's annual report to Congress.

NATIVE AMERICAN

Calif. Signs New Gaming Deals With 3 Tribes, Amends 4th

The state of California has inked new gaming compacts with three tribes and amended an existing one with a fourth tribe, Gov. Jerry Brown announced Wednesday.

Contractor Pleads Not Guilty In Mont. Tribe Corruption Scandal

A contractor and his construction company have denied federal charges that they bribed an ex-Montana state legislator and a Chippewa Cree Tribe of the Rocky Boy's Indian Reservation official to get $2.5 million in federally funded contracts.

TELECOMMUNICATIONS

5G Rollout May Flatten Small Carriers, FCC Warned

The Competitive Carriers Association told the Federal Communications

Responsibility
Planned Parenthood Federation
Praxair, Inc.
Public Knowledge
Republic Services, Inc.
Star Scientific, Inc.
Starz LLC
State Bar of California
Stifel Financial Corporation
T-Mobile USA Inc.
TNT Express
Temple-Inland Inc.
The Cato Corporation
The DIRECTV Group, Inc.
Treliant Risk Advisors LLC
U.S. Chamber of Commerce
Varian Medical Systems, Inc.
Verizon Communications
Wal-Mart Stores Inc.
Yahoo! Inc.

GOVERNMENT AGENCIES

Barona Band of Mission Indians
Buena Vista Rancheria of Me-Wuk Indians
Bureau of Citizenship and Immigration Services
California Department of Finance
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Monetary Fund
Municipal Securities Rulemaking Board
NAFTA
Office of Foreign Assets Control
Pipeline and Hazardous Materials Safety Administration
U.S. Department of Agriculture
U.S. Department of Defense

Commission on Wednesday that while the group is “generally pleased” with the agency’s proposed fifth-generation wireless rollout plan, small and rural carrier licensees could be harmed.

Set-Top Plan Alternative Is Only Way Forward, FCC Told

The National Cable and Telecommunications Association told the Federal Communications Commission on Thursday that the agency’s plan to unlock set-top boxes is not workable or lawful, despite “sloganeering” from the proposal’s defenders, and that an industry-backed apps-based alternative is the only real option.

EXPERT ANALYSIS

How McDonnell Changes Public Corruption Prosecution

The U.S. Supreme Court's decision in McDonnell represents a continuation of the pullback from unfettered prosecutorial power begun in Skilling relating to “honest services” mail and wire fraud, say Henry Hockeimer and Thomas Burke of Ballard Spahr LLP.

Brexit: UK Trades Bargaining Power For Autonomy

Once the United Kingdom leaves the European Union it will regain exclusive competence in negotiation and implementation of international trade rules, but may lose much of its bargaining power when negotiating those agreements and enforcing those rules, say attorneys at Crowell & Moring LLP.

Puerto Rico And The Importance Of Legislative History

The U.S. Supreme Court’s enunciation of the clear limits of Puerto Rico’s power and its ability to restructure municipal debt made the bipartisan negotiation and passage of the Puerto Rico Oversight, Management and Economic Stability Act crucial. It also highlighted that the process and manner in which the legislation was passed will be an essential component of PROMESA for posterity, say attorneys with Steptoe & Johnson LLP, including former Puerto Rico Gov. Luis Fortuno.

California's Anti-SLAPP Law Is Not Systematically Abused

The real problem with California's anti-SLAPP law is not systematic abuse by litigants. It is contradictory appeals court opinions construing critical portions of the statute, say attorneys at Horvitz & Levy LLP.

NY Should Unify Standards For Atty Fees Against State Agency

Two bills introduced in the recently ended New York legislative session, if adopted into law, will provide government entities and Freedom of Information Law practitioners with the mooring of predictable and consistent outcomes in FOIL proceedings by changing the standard for determining attorneys’ fee awards, say Matthew McLaughlin and Benjamin Argyle of Venable LLP.

LEGAL INDUSTRY

How To Score Business In A Summer Slowdown

Warm weather and vacations can leave law firms facing the summertime blues when it comes to generating business and maintaining productivity. Here, attorneys share a few ways to make the most of the summer slowdown and prevent it from ever happening.

1 More Firm To Follow Cravath, Raise Associates' Pay

Just a day before more than 100 law firms are set to hike associates' starting pay to $180,000 per year, one more firm on Thursday announced that it plans to do the same.

The Top In-House Hires Of June

A former Google patent pro took the general counsel spot at a Chinese tech company that just set up shop in Silicon Valley, and a railroad stalwart picks up a

U.S. Department of Energy
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Supreme Court
U.S.-China Economic and Security Review Commission
United Nations
Viejas Band of Kumeyaay Indians

new chief legal officer. They top the most recent in-house hires you should know about.

Law360's Weekly Verdict: Legal Lions & Lambs

It was another big week for the lions of the U.S. Supreme Court, where BigLaw teams took down a Texas abortion law and the corruption conviction of a former Virginia governor. Our legal lambs are led by a pair of DLA Piper attorneys who broke a federal court order in a drug benefits case, then lied under oath about it.

Scalia's Death To Loom Over High Court's Next Term

The death of Justice Antonin Scalia reverberated this year in deadlocked decisions and refusals to review important cases, a partial paralysis that is likely to endure for much or all of the U.S. Supreme Court's upcoming term, attorneys say.

Texas Firm, Undeterred By Brexit, Merges With UK Boutique

Texas BigLaw firm Haynes and Boone LLP said Thursday that it plans to enter the U.K. — just days after the country voted to exit the European Union — through a merger with London-based shipping boutique Curtis Davis Garrard LLP.

DLA Piper Strikes Merger Deal With Swedish Firm Gronberg

DLA Piper LLP is set to merge with Swedish corporate law outfit Gronberg Advokatbyra, the firms announced Thursday, in a move that will further expand the global firm's Scandinavian footprint following its tie-up with Finnish firm Peltonen LMR earlier this year.

UK Law Firms Believe Talent Pool Has Shrunk, Report Says

More than half of United Kingdom law firms polled in a new report believe that the talent pool of skilled legal professionals has decreased over the past year, a British legal recruiter said.

Calif. Bar Unveils 1st Major Conduct Rules Revamp Since 1987

The State Bar of California on Thursday unveiled a proposal for the first major revision to its attorney conduct rules in 30 years, including new guidelines for advertising, conflicts of interest and sexual relations with clients and a new numbering system that matches what's in the regulations used by the rest of the nation.

Global 20: Baker & McKenzie

Anchored by an immense global footprint, Baker & McKenzie LLP soared to new heights over the past year, guiding deals that spanned more than 100 countries, deepening its penetration abroad through new recruits and pioneering initiatives, to land among Law360's annual Global 20.

Law360 Closed For Independence Day

The offices of Law360 will be closed Monday for the Independence Day holiday. Newsletter service will resume Tuesday, July 5.

JOBS
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Sidley Austin
Arnold & Porter
Ballard Spahr
Cravath Swaine
Dentons
Robbins Geller
Steptoe & Johnson LLP

Advisors LLP
Baker & McKenzie
Baker Botts
BakerHostetler
Bancroft PLLC
Bassford Remele
Berger & Montague
Bodman PLC
Brown & James
Bryan Cave
BuckleySandler
Chapman and Cutler
Clarick Gueron
Constantine Cannon
Crowell & Moring
Davis Polk
Earthjustice
Edelson PC
Faegre Baker
Foley & Lardner
Foley Hoag
Freedman Boyd
Gelber Schachter
Gibson Dunn
Goldman Scarlato
Goldstein & Russell
Goodwin Procter
Gray Reed
Greenberg Traurig
Harris Moure
Haynes and Boone
Hogan Lovells
Holland & Knight
Holwell Shuster
Horvitz & Levy
Jones Day
Jones Walker
K&L Gates
Kasowitz Benson
Katten Muchin
Kaye Scholer
Latham & Watkins
Loeb & Loeb
Lowenstein Sandler
Lynn Pinker
Mayer Brown
McDonald Hopkins
Morris Nichols
Morrison & Foerster
Norton Rose Fulbright
O'Melveny & Myers
Outten & Golden

Paul Weiss
Pearson Simon
Proskauer Rose
Quinn Emanuel
Reed Smith
Robins Kaplan
Schoenberg Finkel
Silverman Thompson
Skadden
Squire Patton Boggs
Thompson & Knight
Thompson Hine
Venable LLP
Vinson & Elkins
Vorys Sater
Wachtell Lipton
Weil Gotshal
Willkie Farr
Wilson Sonsini
Winston & Strawn
Winthrop & Weinstine
Young Conaway
Zelle LLP
Zimmerman Reed

COMPANIES

Google Inc.
American Bar Association
American Civil Liberties Union
Facebook
Hallmark Cards Inc.
Planned Parenthood Federation
AT&T Inc.
Activision Blizzard, Inc
America Fujikura Ltd.
American Bankers Association
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
Apple Inc.
Assured Guaranty Ltd.
Baxalta Inc.
Baxter International Inc.
Cardtronics, Inc.
Comcast Corporation
Competitive Carriers Association
Con-Way Inc.
Crown Media Holdings Inc.
E2open Inc.
Energy Transfer Equity, L.P.
FedEx Corporation
Ferro Corporation

FirstEnergy Corp
Friedman LLP
Genentech Inc.
HP Inc.
Home Depot, Inc.
ICU Medical Inc.
International Swaps and Derivatives Association
International Union Of Operating Engineers
Jackson Rancheria Casino Resort
Lions Gate Entertainment Corp.
MSCI, Inc.
Major League Baseball Inc.
Major League Baseball Players Association
McKinsey & Company
Microsoft Corporation
Minor League Baseball
Motorola Mobility LLC
NFL Enterprises LLC
National Cable & Telecommunications Association
National Hockey League
Nationwide Mutual Insurance Co.
Nektar Therapeutics
Novartis AG
Oracle Corporation
Owens Corning
Pacific Continental Corp.
Pfizer Inc.
Physicians for Social Responsibility
Praxair, Inc.
Public Knowledge
Republic Services, Inc.
Star Scientific, Inc.
Starz LLC
State Bar of California
Stifel Financial Corporation
T-Mobile USA Inc.
TNT Express
Temple-Inland Inc.
The Cato Corporation
The DIRECTV Group, Inc.
Treliant Risk Advisors LLC
U.S. Chamber of Commerce
Varian Medical Systems, Inc.
Verizon Communications
Wal-Mart Stores Inc.
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Environmental Protection Agency

Federal Communications Commission
Federal Trade Commission
U.S. Department of Defense
Barona Band of Mission Indians
Buena Vista Rancheria of Me-Wuk Indians
Bureau of Citizenship and Immigration Services
California Department of Finance
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Monetary Fund
Municipal Securities Rulemaking Board
NAFTA
Office of Foreign Assets Control
Pipeline and Hazardous Materials Safety Administration
U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. House of Representatives
U.S.-China Economic and Security Review Commission
United Nations
Viejas Band of Kumeyaay Indians

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Oscar Goodman
Sent: Tue 5/31/2016 9:43:20 PM
Subject: Re: Regarding Howard Hargett

Suggestion
Try to use a "public" attorney. Many jurisdictions have agencies defined to address the issues you described. That's my suggestion,

Sent from my iPhone

On May 31, 2016, at 12:34 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I am sorry about your plight herein and I shall pass this on to my husband at his email.

<image001.jpg>

From: Tamara Higgins [redacted]
Sent: Saturday, May 28, 2016 12:17 AM
To: Carolyn G. Goodman
Subject: Regarding Howard Hargett

Hello Carolyn,

. My name is Tamara Higgins. My father was Howard Hargett. He used to be Oscars legal researcher before he passed away in 1989.

1 year ago today his sister passed away. Our entire family legacy...is now being robbed from us for lack of a better term, by the exetrix.In a nutshell, estate is located in Monroe, NI have pointed out fraud, deceit etc. But being a little town where everyone grew up and just stayed...
she is being able to get away with it.

I did hire an attorney. However he has done nothing. Now a year later, in the dark, we are being told if we dont settle he will withdraw as counsel.
I am in desperate need to be pointed in the right direction from someone I can trust.

I do apologize for reaching out to you at work. But can you please give Oscar this email. And ask him if he could suggest what steps to take.

With the utmost appreciation,
Tamara Higgins
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Michael Waldman
Sent: Thur 1/4/2018 9:10:01 PM
Subject: Trump's voter fraud commission implodes

A rousing win for democracy!

[redacted]

Dear Friend,

We kick off 2018 with encouraging news: last night President Trump shut down the sham voter fraud commission. Amid many challenges for the institutions of American democracy, this was a rousing win.

The panel was convened to try to justify the spurious claim of millions of illegal votes in 2016. Instead it exposed the hollowness of that charge.

Voting rights advocates, state and local officials from both parties, and scholars united in criticism of this misguided effort. You can read more in *USA Today*, *Chicago Tribune*, *Los Angeles Times*, Vox, *The Atlantic*, CNN, and Dallas News.

We are proud to play a central role in this fight. As *The Guardian* reported, "the Brennan Center was at the forefront of resistance to the commission's work." The *Washington Post* called us "fierce critics," an adjective we wear proudly. We challenged the commission in court ... leveraged our longstanding, rigorous research ... issued new reports rebutting its false findings ... and waged a top-flight communications campaign, including this one-stop website. All to subject it to the ridicule and opprobrium it deserved.

No doubt, there is fallout to come. As I note in the *Washington Post*, the commission has vanished, but its pernicious objectives persist. The White House has asked the Department of Homeland Security to take up the commission's work – a dangerous and appalling idea. Earlier this morning, the President took to Twitter to renew calls for voting restrictions. And we continue to challenge the voter ID law in Texas, a case expected to soon land before the U.S. Supreme Court. In the lead-up to November 2018, the stakes couldn't be higher.

Many thanks for your partnership in these critical times.

Best regards,

Michael Waldman
President
Brennan Center for Justice

[redacted]

Give Now

The Brennan Center for Justice at NYU School of Law is a nonpartisan law and policy institute that seeks to improve our systems of democracy and justice.

Part think tank, part advocacy group, part cutting-edge communications hub, we work to hold our political institutions and laws accountable to the twin American ideals of democracy and equal justice for all.

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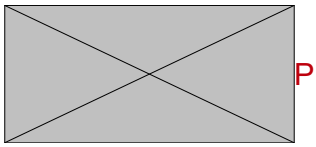
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 1/12/2017 10:02:48 AM
Subject: [Marketing Mail] House Passes Bill Ending Chevron Deference



PUBLIC POLICY

Thursday, January 12, 2017

TOP NEWS

House Passes Bill Ending Chevron Deference

The U.S. House of Representatives passed a package of bills Wednesday aimed at regulatory agencies, which included ending the doctrine of judicial deference to agency legal interpretations, over Democratic objections the law would grind rulemaking to a halt.

Trump Says Supreme Court Pick Coming Soon

President-elect Donald Trump said during his press conference Wednesday that he plans to put forward his pick for the long-empty ninth seat on the U.S. Supreme Court within two weeks of taking office.

Sessions Hints Yates Memo, Fraud To Stay On DOJ Radar

U.S. attorney general nominee Jeff Sessions suggested Tuesday that his Department of Justice would follow the Yates Memo's mandate to pursue individuals in corporate cases as well as continue a record-breaking False Claims Act enforcement streak under the new administration.

Analysis

What To Watch For At Mattis' Defense Secretary Hearing

James Mattis, President-elect Donald Trump's pick for secretary of defense, will face Congress on Thursday. Here's a primer on where Mattis has stood on various issues, what he is likely to be asked, and what obstacles may stand in the way of his confirmation.

Analysis

4 Obama Tax Policies At Risk Under The GOP's Tax Plan

The U.S. Treasury Department churned out a number of regulations toward the end of President Barack Obama's term, but some of those policies now face near-certain death under the incoming Trump administration because they are deemed too controversial or will become obsolete under the Republicans' sweeping tax proposals.

Sen. Booker, Rep. John Lewis Blast Sessions AG Nomination

Sen. Cory Booker, along with several African-American congressmen, railed against the nomination of Sen. Jeff Sessions for attorney general Wednesday, claiming he would move the country back toward a “darker period in our nation’s history” on several issues, including civil and LGBT rights.

Analysis

Carson’s Slim Housing Credentials To Be Confirmation Focus

Dr. Ben Carson will face a barrage of questions Thursday on topics ranging from his views on anti-discrimination enforcement to the basics of running a government agency with a multibillion-dollar budget at his confirmation hearing to lead the U.S. Department of Housing and Urban Development.

Analysis

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Duane Morris
Faegre Baker
Fish & Richardson
Fisher Phillips
Goodwin
Harris Wiltshire
Hogan Lovells
Holland & Knight
Jackson Lewis
Jones Walker
Katten Muchin
Kenyon & Kenyon
King & Spalding
King & Wood Mallesons
Lawyers' Committee for Civil Rights
Levy Ratner
McDermott Will
Morgan Lewis
Novak Druce
Perkins Coie
Pillsbury Winthrop
Polsinelli
Proskauer Rose
Sanford Heisler
Sedgwick LLP

Right-To-Work Battle Heating Up Early In 2017

With Kentucky becoming the 27th state to join the right-to-work ranks, other states and municipalities likely to join soon and the possibility of a U.S. Supreme Court fight over local-level laws on the horizon, attorneys say right-to-work is one area of labor law to watch closely.

Analysis

Top 3 Groups Lobbying The FCC

Lobbying activity on major controversial issues at the Federal Communications Commission has slowed as the changeover to a new administration continues, but experts say these months of transition are also a formative time for the industry to make its case before staff and commissioners.

BigLaw Attys, GCs Oppose Sessions As Attorney General

Lawyers from Weil Gotshal & Manges LLP and Sutherland Asbill & Brennan LLP, a former federal judge and 100-plus other attorneys and general counsel have told lawmakers that Sen. Jeff Sessions should not be confirmed as U.S. attorney general because his record suggests he would neglect civil rights laws.

BANKING & SECURITIES

House Again Passes Angel Investors Bill To Help Startups

The U.S. House of Representatives again passed a bill Tuesday designed to make it easier for angel investors to fund startups, after a version of the bill that passed last year died in the U.S. Senate.

SEC Cost-Benefit Review Bill Advances In House

The U.S. House of Representatives voted Wednesday to consider a bill requiring the U.S. Securities and Exchange Commission to apply cost-benefit analyses before moving forward with regulations, a measure that was applauded by securities industry lobbyists.

ENERGY & ENVIRONMENTAL

Jewell Confident That Many Obama Energy Regs Can Stick

President-elect Donald J. Trump and congressional Republicans have vowed to roll back regulations crafted late in the Obama administration they see as hampering fossil fuel development, but moves like permanent offshore drilling bans in the Arctic Ocean likely have staying power, U.S. Secretary of the Interior Sally Jewell said Wednesday.

BLM Floats Plan To Reform Federal Coal Program

The U.S. Bureau of Land Management on Wednesday released a plan to modernize the federal coal program, saying the current system doesn't align with current priorities such as mitigating climate change.

Enviro Committee To Grill EPA Pick Pruitt Next Wednesday

President-elect Donald Trump's pick to head the U.S. Environmental Protection Agency will get a confirmation hearing with the Senate Environment Committee next Wednesday, with the questioning likely to focus on climate change, regulation and domestic energy policy.

EPA Agrees To Tackle Request To Add NC To Ozone Region

A federal Judge has signed off on a settlement between the U.S. Environmental Protection Agency and the North Carolina Department of Environmental Quality in which the federal agency will act on Northeast states' petition to add North Carolina to a regional ozone-reduction program.

HEALTH & LIFE SCIENCES

Seyfarth Shaw
Siebman Burg
Simpson Thacher
Skadden
Squire Patton Boggs
Stroock & Stroock
Sutherland Asbill
Vinson & Elkins
Weil Gotshal
Whitfield & Eddy
Wilkinson Barker

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America Fujikura Ltd.
American Bar Association
American Cable Association
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
Bank of America Corporation
BuzzFeed Inc.
CTIA
Chevron Corporation
CohnReznick LLP
Competitive Carriers Association
Continental Resources, Inc.
Court of Arbitration for Sport
Deutsche Bank AG
Devon Energy Corporation
Dow Chemical Co.
Exxon Mobil Corporation
Federalist Society
Ford Motor Company
Gartner Inc.
General Dynamics Corporation
General Mills Inc.
Google Inc.
HSBC Holdings PLC
Home Depot, Inc.
International Association of Defense Counsel
International Association of Machinists and Aerospace Workers
International Business Machines Corporation
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
Lockheed Martin
Mayo Foundation for Medical

Analysis

7 Key Policies In HHS Inspector General's Exclusion Rule

The Office of Inspector General at the U.S. Department of Health and Human Services on Wednesday finalized an array of new policies for kicking individuals and companies out of Medicare and Medicaid for fraudulent billing. Here are seven key policies in the final rule.

Trump Chooses VA Health Undersecretary To Lead Agency

President-elect Donald Trump announced Wednesday that he has chosen U.S. Department of Veterans Affairs undersecretary and former hospital CEO David Shulkin to lead the agency, saying Shulkin will help “straighten out” the VA.

OSHA To Issue Safety Rules For Health Care Workers

The Occupational Health and Safety Administration will issue rules intended to reduce workplace violence against health care workers, according to a letter sent by the head of the agency to Democratic lawmakers.

MEDIA & ENTERTAINMENT

NJ Casino Regulator Postpones Developer's License Row

The plan to reopen the former Revel Atlantic City casino hit a roadblock Wednesday when the New Jersey Casino Control Commission postponed its decision on developer Glenn Straub's petition for a casino license waiver in order to review the admissibility of related documents.

NY, SC Lawmakers Lob Measures To Legalize Sports Betting

Lawmakers this week in New York and South Carolina have proposed amending their state constitutions to allow sports gambling.

TRANSPORTATION & INFRASTRUCTURE

Senators Press Trump DOT Pick For Infrastructure Pledges

Elaine Chao, President-elect Donald Trump’s pick for secretary of transportation, received bipartisan support during a three-hour nomination hearing Wednesday, but also faced pressure from lawmakers vying to make the varied concerns of their home states a priority in the incoming Trump administration.

Christie, Prosecutors Slam GW Bridge Probable Cause Ruling

Counsel for New Jersey Gov. Chris Christie and prosecutors Wednesday urged a state judge to reverse another judge's probable cause finding in an activist's criminal complaint accusing the governor of official misconduct over politically motivated lane closures at the George Washington Bridge.

INSURANCE

Feds Urge Against Rule Injunction In Dialysis Program Suit

The U.S. Department of Justice told a federal judge in Texas on Wednesday not to grant a request from dialysis companies to stop a Health and Human Services rule change affecting patient insurance coverage, because it is a “limited and modest but urgently needed” step to protect patients.

EMPLOYMENT

ERISA Blocks Iowa Pharmacy Benefits Law, 8th Circ. Says

The Eighth Circuit ruled Wednesday that an Iowa law regulating certain actions taken by prescription drug benefit managers is preempted by the Employee Retirement Income Security Act, saying it would improperly create different

Education and Research
Media General Inc.
Murray Energy Corp.
National Association of Broadcasters
National Collegiate Athletic Association
National Hockey League
National Public Radio Inc.
National Telephone Cooperative Association
Nexstar Broadcasting Group, Inc.
Oregon State Bar
Pharmaceutical Care Management Association
Procter & Gamble Co.
Revel AC Inc.
SIFMA
Southern Poverty Law Center
T-Mobile USA Inc.
The Boeing Company
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Renal Care Inc.
United Auto Workers
Verizon Communications
Washington Post Co.
Washington State Bar Association
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
Centers for Medicare & Medicaid Services
Central Command
Commodity Futures Trading Commission
Congressional Research Service
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Communications Commission
Federal Housing Administration
Government Accountability Office
Internal Revenue Service
International Chamber of Commerce

administrative processes for ERISA plans in the state than exist nationally.

Job Seekers' Past Salaries Now Off Limits To NY Agencies

New York Gov. Andrew Cuomo has signed two executive orders, one prohibiting state agencies from evaluating candidates based on their prior salary or asking about their wage history, and the other requiring state contractors to disclose job title and salary data.

PRIVACY & CONSUMER PROTECTION

NIST's Popular Cybersecurity Framework Gets Facelift

The National Institute of Standards and Technology on Tuesday floated an update to its widely adopted voluntary cybersecurity framework that would establish a common vocabulary for discussing cyber supply chain risks and set up a way to measure the progress businesses have made in identifying and managing cyberthreats.

Bathroom Rule Ban Is Toothless In Okla., LGBT Group Says

An Oklahoma LGBT advocacy group told the Fifth Circuit on Tuesday that the state should be exempted from an injunction blocking an Obama administration guidance that students be allowed to use restrooms that match their gender identity, saying the directive conflicted with no Oklahoma law.

GOVERNMENT CONTRACTS

Pentagon Testing Chief Flags More Delays For F-35

Continued issues with the F-35 program could add more than $1 billion to its testing costs and mean the fighter jet may not complete full operational testing until 2020, the Pentagon's top weapons system tester said in a report released Tuesday.

Rep. Chaffetz Hopes To Bar Tax-Delinquent Gov't Workers

A bill that would eliminate eligibility for federal civilian employment, contracts or grants for individuals with significant delinquent tax debt has passed the House Oversight and Government Reform Committee, Republican Congressman Jason Chaffetz of Utah announced Tuesday.

Trump Slams Russia Docs Report, F-35 Cost Overruns

President-elect Donald Trump on Wednesday slammed reports that Russia holds compromising information on him as “fake news,” while continuing to criticize the Pentagon’s largest acquisition program, the F-35 fighter jet, for cost and schedule overruns.

Group Seeks To Preserve Aerospace Tax Breaks In Wash.

A group that seeks to preserve tax incentives for Washington state’s aerospace industry and includes Boeing as a member announced its launch on Tuesday, amid Boeing’s opposition to efforts to restrict $8.7 billion in tax breaks.

INTERNATIONAL TRADE

Missing Ethics Paperwork Delays Ross Confirmation Hearing

The leaders of the Senate Commerce Committee said Tuesday that the hearing to consider the nomination of Wilbur Ross as the next commerce secretary will be delayed to next week because the panel has not yet received crucial ethics documents from the billionaire investor.

DOL Says Colombia Out Of Step With Trade Obligations

The U.S. Department of Labor reported Wednesday that Colombia is falling short of its commitments under a bilateral trade agreement by failing to protect workers’ rights and vigorously enforce its labor laws.

NAFTA
NATO
National Aeronautics and Space Administration
National Institute of Standards and Technology
National Labor Relations Board
New Jersey Attorney General's Office
New Jersey Casino Control Commission
New York Attorney General's Office
North Carolina Department of Environmental Quality
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Commission on Civil Rights
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Marine Corps
U.S. Navy
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court
United Nations
World Intellectual Property Organization

Tillerson Tries To Draw Hard Line On Russia

Rex Tillerson, Donald Trump's nominee for secretary of state, took a hard stance against Russian aggression in his opening statement seeking Senate confirmation Wednesday but later refused to directly call Russian President Vladimir Putin a war criminal or to stand by sanctions imposed over Russia's alleged election interference.

TAX

Morgan Lewis Atty Steps Into Spotlight With Trump Plan

Morgan Lewis & Bockius LLP tax partner Sheri Dillon made a running leap Wednesday into the mainstream consciousness when she spoke to the American public at Donald Trump's latest press conference, addressing the president-elect's potential conflicts of interest.

DC Circ. Urged To Revive Offshore Income Program Suit

Three taxpayers have pressed the D.C. Circuit to revive their suit seeking to upend the Internal Revenue Services' offshore income disclosure programs, arguing that the changes they are seeking will not block the agency from collecting taxes.

INTERNATIONAL ARBITRATION

Switzerland Floats Amendments To Int'l Arbitration Law

Switzerland on Wednesday released a series of proposed amendments to its law governing international arbitration, which are aimed at enhancing the law's flexibility and maintaining the country's reputation as an attractive venue for dispute resolution.

Singapore Passes Bills To Boost Global Arbitration Role

The Parliament of Singapore passed two bills on Tuesday in an attempt to solidify the city-state's status as a center for dispute resolution, creating a framework for enforcing mediated settlements and for the first time allowing third-party funding in international commercial arbitration.

IMMIGRATION

New Requirements Pitched For Exchange Visitor Program

The U.S. Department of State said Wednesday it is considering adding a series of restrictions to the Exchange Visitor Program, including limits on the number of hours that participants could work at night and the number of repeat visits they could make.

TELECOMMUNICATIONS

FCC Extends Timeline For Reconsidering Ownership Rules

The Federal Communications Commission agreed Wednesday to push back the deadlines for oppositions and replies to oppositions on requests that it reconsider its decision keeping media ownership restrictions, moving deadlines further into the Trump administration.

FCC Sparks GOP Outcry With 'Midnight' Report On Free Data

A Federal Communications Commission bureau report released Wednesday finding that Verizon and AT&T zero-rating plans pose "significant risks to consumers and competition" is "midnight regulation" driven by a partisan and political agenda, Republican FCC Commissioner Ajit Pai said in a statement.

FCC Floats Progress Reporting For Post-Auction TV Transition

The Federal Communications Commission on Tuesday released details of quarterly reporting requirements for broadcast television stations' repackaging effort following an auction process to reassign broadcast spectrum for broadband wireless use, including updates on building equipment, tower work and regulatory approval for construction to comply with the transition.

EXPERT ANALYSIS

What Will DOL's Immigration Policy Look Like Under Puzder?

It is still unclear how much legal immigration policy will change in the new Trump administration. However, both President-elect Donald Trump and his nominee for secretary of the U.S. Department of Labor, Andrew Puzder, have worked in industries that rely heavily on foreign nationals and it is entirely possible that legal immigration will stay within historic norms, says Becki Young, co-founder of Hammond Young Immigration Law LLC.

How NDAA For 2017 Changes DOD Contracting

In addition to creating new rules in four areas of interest to federal contractors, the National Defense Authorization Act for Fiscal Year 2017 foreshadows potential future reforms, say attorneys with Vinson & Elkins LLP.

Understanding How Blockchain Could Impact Legal Industry

Blockchain is essentially a computerized public ledger that can apply to almost anything that a person might save into a database or spreadsheet. This versatile technology may enhance the legal industry by providing an improved record keeping system, setting up "smart contracts" and tracking intellectual property and land records, say R. Douglas Vaughn and Anna Outzen of Deutsch Kerrigan LLP.

LEGAL INDUSTRY

SEC, NY DA Fight Dewey Trustee's Bid To Destroy Records

The U.S. Securities and Exchange Commission and the New York District Attorney's Office asked a bankruptcy judge in separate filings on Wednesday to block the liquidating trustee in the Dewey & LeBoeuf LLP bankruptcy from disposing of documents needed in civil and criminal lawsuits against officers and employees of the defunct law firm.

DLA Piper, Goodwin Big Talent Winners As KWM Struggles

Goodwin Procter LLP on Wednesday announced that it has taken on six partners, along with 20 associates and trainees, from King & Wood Mallesons' European unit, the latest in a long string of departures that have picked up steam in recent weeks as the struggling global law firm bleeds talent.

Mind Your Metadata: Ethics Rules On Hidden Data

Slowly but surely, state ethics committees are addressing the rules and responsibilities around an often overlooked risk to client confidentiality — document metadata. Here, Law360 answers four common questions lawyers have about the ethical landscape for handling the sensitive client data.

Sedgwick Partner Taps Sanford Heisler In $200M Bias Row

Sanford Heisler LLP has been hired as new lead counsel in a Sedgwick LLP partner's proposed gender discrimination class action against her firm, charging out of the gate Wednesday by filing an amended complaint in arbitration that adds fresh allegations and a $200 million request for damages.

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General Dynamics Corporation
General Mills Inc.
Google Inc.
HSBC Holdings PLC
Home Depot, Inc.
International Association of Defense Counsel
International Association of Machinists and Aerospace Workers
International Business Machines Corporation
JPMorgan Chase & Co.
Lawyers' Committee for Civil Rights Under Law
Lockheed Martin
Mayo Foundation for Medical Education and Research
Media General Inc.
Murray Energy Corp.
National Association of Broadcasters
National Collegiate Athletic Association
National Hockey League
National Public Radio Inc.
National Telephone Cooperative Association
Nexstar Broadcasting Group, Inc.
Oregon State Bar
Pharmaceutical Care Management Association
Procter & Gamble Co.
Revel AC Inc.
SIFMA

Southern Poverty Law Center
Turner Broadcasting System Inc.
U.S. Renal Care Inc.
United Auto Workers
Verizon Communications
Washington Post Co.
Washington State Bar Association
Wells Fargo & Co.

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Internal Revenue Service
Securities and Exchange Commission
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U.S. Department of Defense
U.S. Department of Labor
U.S. House of Representatives
Army Corps of Engineers
Bureau of Land Management
Department of Commerce
National Aeronautics and Space Administration
National Labor Relations Board
U.S. Department of State
U.S. Environmental Protection Agency
Centers for Medicare & Medicaid Services
Central Command
Commodity Futures Trading Commission
Congressional Research Service
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Housing Administration
International Chamber of Commerce
NAFTA
NATO
National Institute of Standards and Technology
New Jersey Attorney General's Office
New Jersey Casino Control Commission
New York Attorney General's Office
North Carolina Department of Environmental Quality
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
U.S. Attorney's Office
U.S. Commission on Civil Rights
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development

U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
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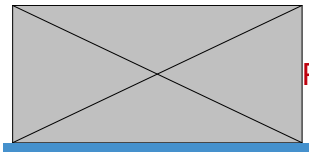
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 6/15/2018 7:31:30 AM
Subject: Comey 'Insubordinate' In Clinton Email Probe, Watchdog Says



PUBLIC POLICY.

Introducing Law360 Tax Authority

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Friday, June 15, 2018

TOP NEWS

Comey 'Insubordinate' In Clinton Email Probe, Watchdog Says

A U.S. Department of Justice watchdog scolded former FBI head James Comey on Thursday for "insubordination" in his handling of the Hillary Clinton probe during the 2016 presidential election, but found no evidence that the decision not to prosecute the former secretary of state was tainted by political bias. Read more »

Supreme Court Says Foreign Gov't Submissions Not Binding

The U.S. Supreme Court on Thursday held that a foreign government's interpretation of its own law is not "binding" on U.S. courts, throwing out a Second Circuit ruling nixing a $147 million price-fixing judgment against two Chinese companies that received support from the Chinese government. Read more »

Trump Pick For Okla. Judgeship Advances Over Dems' Gripes

A judge on the shortlist for future U.S. Supreme Court openings made progress Thursday toward an Oklahoma federal court post, despite complaints from Democrats about his previous attacks on the U.S. Environmental Protection Agency and his lack of American Bar Association vetting. Read more »

SEC Official Says Bitcoin And Ether Are Not Securities

A key Securities and Exchange Commission official said Thursday that the agency does not consider cryptocurrencies bitcoin and ether to be securities, while affirming that many digital tokens sold in fundraising schemes known as initial coin offerings are indeed securities. Read more »

Kaspersky Banned From Gov. Agencies By Federal Council

The Federal Acquisition Regulatory Council on Thursday introduced an interim rule that will ban federal agencies from using products made by embattled Russian-owned cybersecurity firm Kaspersky Lab Inc., saying the council was trying to give agencies and contractors time to adjust to the ban. Read more »

BANKING & SECURITIES

Currency Comptroller Resists Calls For Bank Review Info

The head of the Office of the Comptroller of the Currency told senators Thursday that it would be inappropriate for his agency to release more detailed findings from its now-completed major review of sales practices at several dozen banks in the

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Davis Polk
Debevoise & Plimpton
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Eversheds Sutherland
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Gibson Dunn
Glaser Weil
Goodwin
Harris Wiltshire
Hausfeld
Hawke McKeon

wake of the Wells Fargo unauthorized accounts scandal. Read more »

NRA Asks To Depose NY Regulator In Discrimination Suit

The National Rifle Association said Thursday that it wants to depose New York's top financial services regulator to help it prepare its bid for a preliminary injunction in its suit accusing her of working with Gov. Andrew Cuomo to squash the gun rights advocacy organization by cutting it off from financial services. Read more »

ENERGY & ENVIRONMENTAL

EPA To Move Forward With New Pesticide Training Protocol

The U.S. Environmental Protection Agency will officially announce the availability of expanded pesticide safety training materials in the Federal Register, ending its postponement of an Obama-era rule that required certain employers to provide updated training, the New York Attorney General's Office announced Thursday. Read more »

HEALTH & LIFE SCIENCES

House Passes Bill Targeting Opioids Sent Via Foreign Mail

The U.S. House of Representatives cracked down on opioids sent through international mail, passing a bill Thursday that would require reporting to the U.S. Customs and Border Protection about the contents and senders of all foreign mail shipments, as well as impose a new fee for international express mail shipments. Read more »

Insurers, Doctors, Hospitals Assail GOP's New ACA Challenge

More than two dozen trade groups representing insurers, medical providers, hospitals and consumers on Thursday told a Texas federal judge the country's entire health care sector would be thrown into chaos if the court strikes down the Affordable Care Act's pre-existing condition protections. Read more »

IP & TECHNOLOGY

As New IP Tariffs Loom, China Implores Trump To Negotiate

With the Trump administration preparing to impose tariffs to punish China for its intellectual property regime, Beijing on Thursday made a last-ditch effort to convince the White House to hold off and instead peacefully negotiate a solution to the escalating trade quarrel. Read more »

New Bill Would Bar Quick Generics Approval For PTAB Users

Generics and biosimilar drugmakers who challenge brand patents at the Patent Trial and Appeal Board would be effectively closed off from accelerated approval pathways under a bill introduced Wednesday by U.S. Sen. Orrin Hatch, R-Utah, who co-authored the original law that enabled sped-up generics approvals. Read more »

MEDIA & ENTERTAINMENT

3rd Time's No Charm For Trump's Bid To Halt Defamation Suit

The New York Court of Appeals on Thursday denied President Donald Trump's bid to stay the defamation suit brought by former "Apprentice" contestant Summer Zervos over his claims that she lied when accusing him of sexual misconduct, the third time a court has blocked his efforts to stymie the suit. Read more »

TRANSPORTATION & INFRASTRUCTURE

Hobbs Straus
Holwell Shuster
Husch Blackwell
Immigration Law PLLC
Irell & Manella
Jones Day
Kanji & Katzen
Kaplan & Company LLP
Kasowitz Benson
King & Spalding
Kirkland & Ellis
Laura Devine Solicitors
Locke Lord
Manatt Phelps
McCandlish Holton
McDermott Will
Milbank Tweed
Nemecek & Cole
O'Donoghue & O'Donoghue
O'Melveny & Myers
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Paul Weiss
Proskauer Rose
Quinn Emanuel
Riley Safer
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Weinberg Roger
Wiley Rein
Willkie Farr
WilmerHale
Wilson Sonsini
Winston & Strawn

COMPANIES

AARP Inc.
AT&T Inc.
Airbnb Inc.
Amazon.com Inc.
America's Health Insurance Plans
American Academy of Family Physicians
American Academy of Pediatrics

Drivers Look For Class Cert. In Pa. Highway Toll Fight

Trade groups and trucking companies suing over highway tolls charged by the Pennsylvania Turnpike Commission urged a federal judge on Wednesday to certify a class of more than 100,000 motorists, saying common questions of the tolls' constitutionality bind the group together. Read more »

INSURANCE

US Doesn't Owe ACA Money To Insurers, Fed. Circ. Rules

Health insurance companies are not entitled to billions of dollars in Affordable Care Act funding that Congress has withheld, the Federal Circuit ruled Thursday. Read more »

REAL ESTATE

Boston City Council Approves Airbnb Rental Restrictions

The Boston City Council has voted heavily in favor of regulating short-term rental units, making it illegal to post investor-owned units on platforms such as Airbnb, approving an ordinance introduced by the mayor. Read more »

EMPLOYMENT

Dems' Ambitious Pro-Labor Bill A Nonstarter, Experts Say

The sweeping labor law overhaul proposed Wednesday by leading Democrats is a nonstarter in today's Republican-controlled Congress but could lay the groundwork for future changes to the country's long-static union policy if the party regains control of Congress and the White House, experts told Law360. Read more »

Unions Sue To Void Trump's Civil Service Reform Orders

Thirteen unions that represent federal workers sued President Donald Trump Wednesday seeking to invalidate three executive orders aimed at reforming the nation's civil service system, including by making it easier to fire workers and streamlining the collective bargaining process, saying the president overstepped his legal bounds by issuing them. Read more »

AEROSPACE & DEFENSE

Senate Set For Final Defense Policy Bill Vote

The U.S. Senate teed up a final vote on its $715 billion National Defense Authorization Act Thursday, setting up a showdown with the White House over sanctions against Chinese telecommunications company ZTE after the chamber's final vote Monday. Read more »

House Panel Approves $675B Defense Spending Bill

The House Appropriations Committee on Wednesday easily approved its nearly $675 billion defense spending bill for fiscal 2019, but rejected a proposal to sunset the current congressional war authorization, which has been in place since just after 9/11. Read more »

INTERNATIONAL TRADE

Commerce Chief Off To Hill To Explain Security-Based Tariffs

Commerce Secretary Wilbur Ross will appear before the Senate Finance Committee next week to explain the administration's controversial use of a Cold War-era law to impose sweeping tariffs for national security purposes, the committee announced late Wednesday. Read more »

American Automobile Association
American Bar Association
American Cancer Society Inc.
American Civil Liberties Union
American College of Physicians
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American Federation of Government Employees
American Heart Association
American Hospital Association
American Immigration Lawyers Association
American Medical Association Inc.
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Land of Lincoln Mutual Health Insurance Co.
Marsh & McLennan Companies Inc.
Match.com Inc.
Nascar Holdings Inc.
National Association of Manufacturers
National Health Law Program
National Rifle Association of America

IMMIGRATION

7th Circ. Denies DOJ Bid For Urgency In Sanctuary City Row

The U.S. Department of Justice urged the Seventh Circuit on Thursday to rule by Monday on the agency's pending bid to stay a nationwide injunction of a prohibition on releasing public safety funds to so-called sanctuary cities, but the court responded hours later denying the request. Read more »

5 Attys On Keeping Up With Changing Immigration Policy

Representatives for the American Immigration Lawyers Association on Thursday urged attorneys to brace for policy changes in the U.S. and abroad, to take up litigation and to push forward on claims relating to detention and asylum. Here are the five top pieces of advice for immigration attorneys drawn from the AILA's national conference in San Francisco. Read more »

Calif. AG Says He Will Fight Trump On Raids, Other Policies

California Attorney General Xavier Becerra is prepared to fight federal immigration authorities who target the sanctuary state for work-site raids and other enforcement activities, he said at the American Immigration Lawyers Association's annual conference in San Francisco on Thursday. Read more »

Calif. Wants Feds' Challenge To Its Immigration Laws Tossed

A California federal court should toss a case initiated by the federal government challenging several of the state's immigration-related laws, as they do not preempt federal laws and are within the state's legal rights, the Golden State argued Wednesday. Read more »

Families Fight 'Secret' End Of CAM Immigration Program

A group of immigrant families accused the Trump administration in a California federal court Wednesday of secretly terminating a program that allowed Central American children to join their families in the U.S., after the government rescinded conditional approvals under the program for 3,000 children and young adults last year. Read more »

NATIVE AMERICAN

Tribal Council Candidates Blast DOI, Allege Election Fraud

Four Nooksack tribal council candidates who lost in a December special election filed suit on Wednesday in Washington federal court, alleging that the U.S. Department of the Interior did not properly oversee the election that they said was fraudulent and likely included ballot stuffing. Read more »

TELECOMMUNICATIONS

Telecom Agency Head Grilled On US Internet Oversight

The head of the government agency charged with setting internet policy told lawmakers Wednesday that he hopes the public will weigh in on whether the Trump administration can or should reverse an Obama-era decision relinquishing government control of the internet to international groups. Read more »

Sprint Defends FCC 5G Cell Review Exemptions At DC Circ.

Sprint Corp. asked for permission Wednesday to intervene on behalf of the FCC against consolidated D.C. Circuit challenges by Native American tribes and environmentalists contesting an agency rule exempting small-cell fixtures necessary for building up next-generation or 5G networks from environmental and historic reviews. Read more »

Don't Let Wireless Interests Skew CBRS Licenses, FCC Told

Natural Resources Defense Council
Netflix Inc.
PhRMA
Public Company Accounting Oversight Board
Public Knowledge
Quicksilver Resources Inc.
Relativity Media LLC
Service Employees International Union
Sprint Nextel Corporation
State Farm
The Catholic Health Association of the United States
The DIRECTV Group, Inc.
The Western Reserve Group
Time Warner Inc.
Twitter Inc.
U.S. Chamber of Commerce
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

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Bureau of Indian Affairs
Central Intelligence Agency
Committee on Foreign Investment in the United States
Delaware Nation
Department of Commerce
European Union
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Financial Crimes Enforcement Network
Financial Reporting Council
Food and Drug Administration
Georgia Supreme Court
Government Accountability Office
Illinois Department of Insurance
Illinois Supreme Court
Internal Revenue Service
International Trade Commission
Massachusetts Legislature
National Aeronautics and Space Administration

The Federal Communications Commission must thwart an attempt by mobile service providers to lock down large swaths of spectrum through overreaching license areas in the Citizens Broadband Radio Service, representatives from a coalition of public interests groups told the agency this week. Read more »

PEOPLE

Babst Calland Nabs Ex-DOT Official, Self-Driving Cars Pro

Babst Calland Clements & Zomnir PC has snagged the U.S. Department of Transportation's former chief of trends and analysis and senior adviser on vehicle safety enforcement to join its Washington, D.C., office, where he will specialize in advising clients on emerging technology, including autonomous or self-driving vehicles. Read more »

EXPERT ANALYSIS

Series

FLSA Turns 80: The Future Of Work Is Here

As we mark the Fair Labor Standards Act's 80th anniversary later this month, it is an appropriate time to reflect on its history and consider the ways it most needs to evolve to keep pace with changes in the workplace and allow employers to provide the flexible work arrangements that many employees want, say Jessica Perry and Dan Corbett of Orrick Herrington & Sutcliffe LLP. Read more »

Streamlining Section 337: Some Big Changes At ITC

Overall, the new amendments to the U.S. International Trade Commission rules governing Section 337 unfair trade practice investigations are seen as improvements. But some observers believe the increased options may slow proceedings, say attorneys with Eversheds Sutherland LLP. Read more »

What To Expect From PCAOB's Ongoing Transition

Since reaching full strength in April, the Public Company Accounting Oversight Board has wasted little time in charting a new course for the audit regulator, starting with a 360-degree review and the departure of several senior staff. Among other things, the board is contemplating drilling more deeply into firms' quality control systems, says Robert Cox of Briglia Hundley PC. Read more »

House Hearing Stirs Debate On Insuring Autonomous Vehicles

A U.S. House subcommittee hearing last month on self-driving vehicles and the future of insurance highlighted stakeholders' differing views on whether technology companies should be legally required to provide insurers with vehicle data. A failure to reach agreement on data sharing will hamper the legislative process, say attorneys with Akin Gump Strauss Hauer & Feld LLP. Read more »

Why Lawyers Shouldn't Accept Fees In Cryptocurrency: Part 2

The legal industry has already begun to feel the impact of anti-bribery and anti-money laundering requirements. When involved with cryptocurrency trading and remittance, law firms face more than the risk of being perceived as organizations that support money laundering practices, says John Reed Stark of John Reed Stark Consulting LLC. Read more »

LEGAL INDUSTRY

Feature

4 Ways To Become Influential At Your Law Firm

Becoming an influential force within a large law firm can be difficult; there are social dynamics to navigate, legal work to juggle, and no guidebook on how to have sway. Here, those with influence in their firms offer up four tips on how to build clout. Read more »

National Highway Traffic Safety Administration
National Labor Relations Board
National Oceanic and Atmospheric Administration
National Telecommunications and Information Administration
New York Attorney General's Office
New York State Department of Financial Services
Nooksack Indian Tribe
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Oklahoma Supreme Court
Omaha Tribe of Nebraska
Otoe-Missouria Tribe
Pawnee Nation of Oklahoma
Pennsylvania Department of Transportation
Ponca Tribe of Indians of Oklahoma
Securities and Exchange Commission
Seminole Tribe of Florida
Shawnee Tribe
U.S. Air Force
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Postal Service
U.S. Senate
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
Wage and Hour Division
World Trade Organization

BigLaw Firms Clamor To Match Cravath In Associate Pay Race

Skadden, Cleary and Weil Gotshal are among the law firms that have recently added their names to a growing list of shops that plan to match the associate salary raises and bonus structure put forth earlier this week by Cravath. Read more »

Interview

New Manatt Head To Ambitious Young Lawyers: 'Be Curious'

Donna Wilson, the next managing partner and CEO of Manatt Phelps & Phillips LLP, has a piece of advice for law students and young lawyers who aspire to lead a large firm one day: “Be curious.” Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

The legal lions this week are led by a team of attorneys that successfully argued in D.C. federal court that AT&T's acquisition of Time Warner should proceed over the objections of the U.S. Department of Justice, while the legal lambs list kicks off with embattled Trump advocate Michael Cohen. Read more »

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Briglia Hundley
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Gibson Dunn
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Immigration Law PLLC
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Kaplan & Company LLP
Kasowitz Benson
King & Spalding
Laura Devine Solicitors
Locke Lord
Manatt Phelps
McCandlish Holton
McDermott Will
Nemecek & Cole
O'Donoghue & O'Donoghue
O'Melveny & Myers
Orrick Herrington
Paul Hastings
Paul Weiss
Quinn Emanuel
Riley Safer
Rimon PC
Saul Ewing
Selendy & Gay
Sidley Austin
Simpson Thacher
Skadden
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Weil Gotshal
Weinberg Roger
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AT&T Inc.
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America's Health Insurance Plans

American Academy of Family Physicians
American Academy of Pediatrics
American Automobile Association
American Bar Association
American Cancer Society Inc.
American Civil Liberties Union
American College of Physicians
American Diabetes Association
American Federation of Government Employees
American Heart Association
American Hospital Association
American Medical Association Inc.
American Public Health Association
Association for Accessible Medicines
Association of American Medical Colleges
Bank of America Corporation
CTIA
Center on Budget and Policy Priorities
Consumer Federation of America
DEI HOLDINGS INC
Deloitte Touche
Dyson Ltd.
Facebook
Federation of American Hospitals Inc.
Financial Industry Regulatory Authority Inc.
General Motors
HomeAway Inc.
Huawei Technologies
International Association of Machinists and Aerospace Workers
International Brotherhood of Teamsters
Internet Corporation for Assigned Names and Numbers
Kaspersky Lab Ltd.
Land of Lincoln Mutual Health Insurance Co.
Marsh & McLennan Companies Inc.
Match.com Inc.
Nascar Holdings Inc.
National Association of Manufacturers
National Health Law Program
National Rifle Association of America
Natural Resources Defense Council
Netflix Inc.
PhRMA
Public Company Accounting Oversight Board
Public Knowledge
Quicksilver Resources Inc.
Relativity Media LLC
Service Employees International Union
Sprint Nextel Corporation
State Farm
The Catholic Health Association of the United States
The DIRECTV Group, Inc.
The Western Reserve Group

Time Warner Inc.
U.S. Chamber of Commerce
Wells Fargo & Co.

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U.S. Department of Justice
U.S. Supreme Court
European Union
New York Attorney General's Office
Securities and Exchange Commission
Bureau of Citizenship and Immigration Services
Federal Bureau of Investigation
Federal Communications Commission
National Highway Traffic Safety Administration
National Labor Relations Board
U.S. Army
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
U.S. House of Representatives
Attorney Registration and Disciplinary Commission
Bureau of Indian Affairs
Central Intelligence Agency
Committee on Foreign Investment in the United States
Delaware Nation
Department of Commerce
Executive Office of the President
Federal Acquisition Regulatory Council
Financial Crimes Enforcement Network
Financial Reporting Council
Food and Drug Administration
Georgia Supreme Court
Government Accountability Office
Illinois Department of Insurance
Illinois Supreme Court
Internal Revenue Service
International Trade Commission
Massachusetts Legislature
National Aeronautics and Space Administration
National Oceanic and Atmospheric Administration
National Telecommunications and Information Administration
New York State Department of Financial Services
Nooksack Indian Tribe
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Oklahoma Supreme Court
Omaha Tribe of Nebraska
Otoe-Missouria Tribe
Pawnee Nation of Oklahoma
Pennsylvania Department of Transportation
Ponca Tribe of Indians of Oklahoma

Seminole Tribe of Florida
Shawnee Tribe
U.S. Air Force
U.S. Customs and Border Protection
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Tue 2/14/2017 3:35:01 PM
Subject: [Newsletter] [Marketing Mail] Ralston Reports -- Morning Flash, 2/14/17

02.14.2017
This dispatch prepared for .

DAYS UNTIL THE FIRST SPECIAL SESSION BEGINS: 112

Good morning, everyone. Happy Valentine's Day to all. It's not really a big deal to me because, as you all know, I spread love around every day. It's a tough job, but someone's gotta do it. My Valentine's poem for you: The governor is red, the Legislature is blue, the Senate is not sweet, the Assembly has lots to do. (Yes, I'll keep my day job.)

What's below: Immigration impact, Dems vs. Heller, legislative nuggets, Morning Flash nuggets and repeating a trivia question about Harry Reid (remember him?).

COMING UP

Former Gov. Bob List celebrates the 55th (!) anniversary of his admittance to practice law in Nevada.

NEW STUDY LOOKS AT IMMIGRATION IMPACT

This Wallet Hun study on immigration's impact on the states has some good information. Nevada is ranked 19th, but look at the disparate scores. The state scores high in workforce rank and socioeconomic contribution but low in brain gain rankings and international students. Check it out.

THE NEVERENDING CAMPAIGN

I still wonder about the enduring potency of the almost-daily stunts to go after Sen. Dean Heller and his support of President Trump (still a 100 percenter). But it is endless so far. To wit:

----Progressive groups sticking around NV after the election cycle: "On February 14th at 1 pm, a group of Senator Heller's constituents along with the Sierra Club and For Nevada's Future will visit his office…. in person to deliver letters from 700 of constituents calling on him to reject Scott Pruitt, Donald Trump's corrupt nominee to head the Environmental Protection Agency."

----From the Progressive Campaign Change Committee: "We want to run TV ads in Nevada, holding Dean Heller accountable. Nevada had massive foreclosures during the financial crisis, due to Wall Street fraud and greed. Your neighbors must know that he betrayed them."

----Via American Bridge: "Dean Heller Votes For Foreclosure King Mnuchin -- And Against Nevada Families"

----And this: "RELEASE: SENATE MAJORITY LEADER AND SPEAKER OF ASSEMBLY PRESS U.S. SENATOR HELLER FOR ANSWERS ON WASHINGTON REPUBLICANS ATTEMPTED REPEAL OF NEVADANS' HEALTHCARE" So this is going to be a thing: The Democratic leaders of the Legislature are going to keep the pressure on and create/highlight issues.

Only about 600 days left…

A COUPLE OF LEGISLATIVE NUGGETS

Nugget No. 1 -- Pretty strong comments from the rookie senator to the minority leader .

Nugget No. 2 – Indie Sen. Patty Farley is maintaining regular email contact with folks, sending out missives

with headers such as “The Welfare of Nevada's most Vulnerable Citizens” and “2017 Bills focused on Nevada's Drug Abuse Crisis.” Smart.

A COUPLE OF MORNING FLASH NUGGETS

Nugget No. 1 -- Hutch gets something to do.

Nugget No. 2 -- CCM gets some good pub in Marie Claire.

FAST FLASHES

Click and enjoy.

Big number.

The onion peels.

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A MESSAGE FROM NV ENERGY: The NV Energy Foundation offers one-time scholarships of $1,000 to high school seniors through its Powerful Partnership Scholarship Program. Recipients must meet eligibility criteria, and must plan to attend an accredited post-secondary institution. High school seniors in public or private high schools within NV Energy’s service territory should submit applications on or before March 15, 2017. Visit nvenergy.com for details and to apply.

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TRIVIA QUESTION OF THE DAY

Guys! Think disguise: On this day 30 years ago, an article in the L.A. Times disclosed something quite surprising that Harry Reid had done. What was it?

Monday’s winner: No one

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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Subject: [Marketing Mail] Keystone Corporation - Weekly Update

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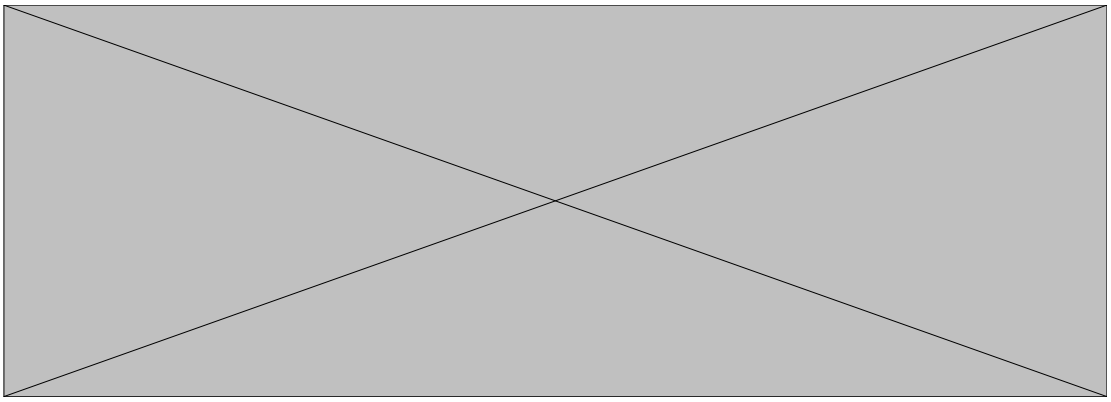
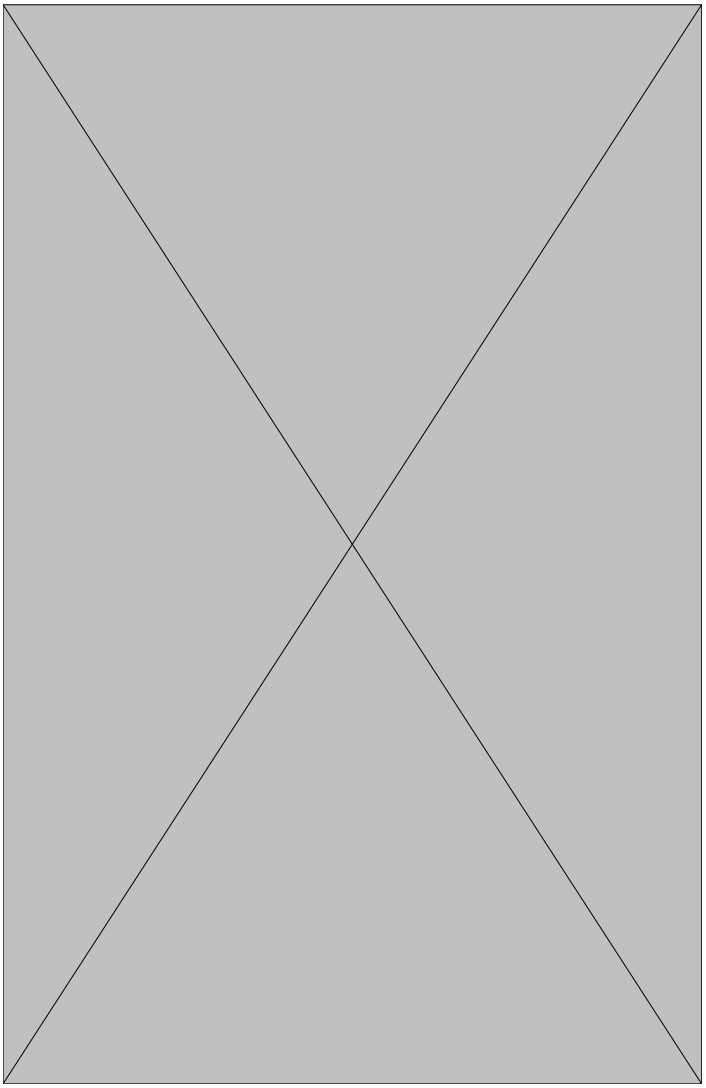
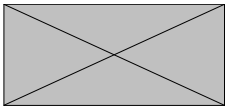
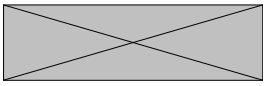






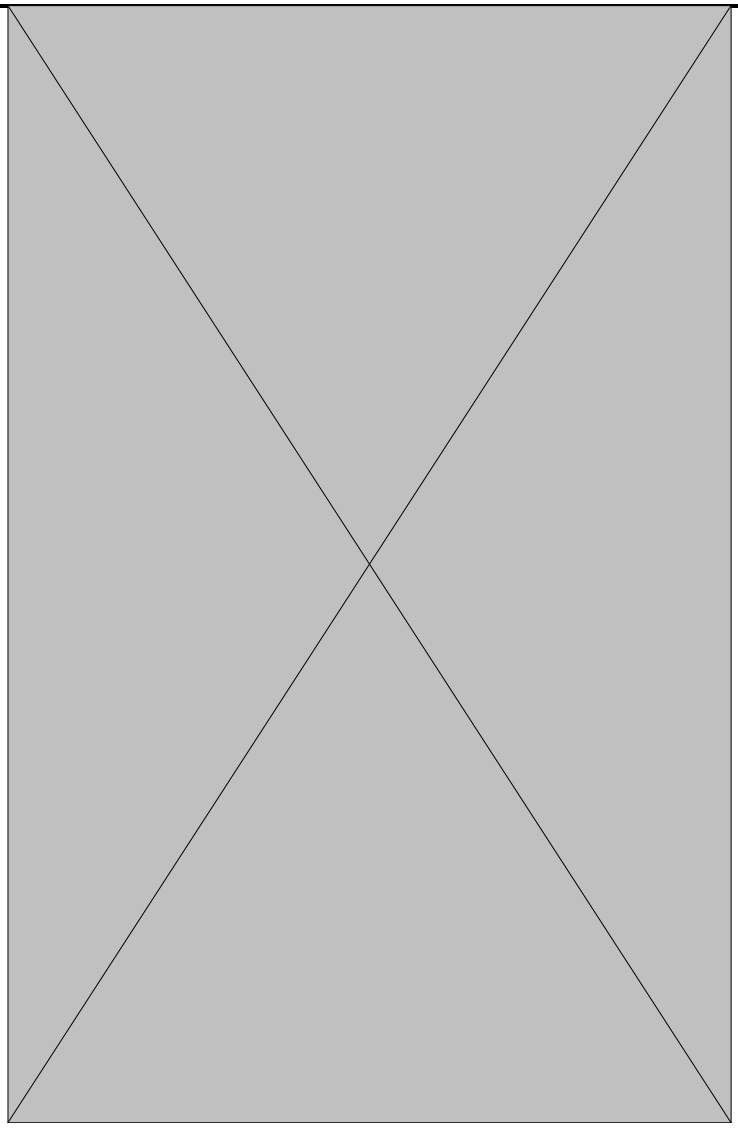
Quote: **"For the interest groups that have covertly taken up residence within the public trough, trimming government is manifestly verboten. They have come to believe that — regardless of the waste, fraud and abuse that routinely takes place — they can always squeeze a few more billion dollars from the naïve, hard-working taxpayers."** Nevada Policy Research Institute, The Nevada Piggy Book 2016



Nevada lawmaker takes issue with Clark County tax revenue claim

Michael Scott Davidson
Las Vegas Review-Journal
February 15, 2017

A Republican state senator said Wednesday that Clark County understated the annual growth of its property tax revenue during testimony to Nevada Legislature members.



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To recruit, support and advocate for candidates for public office who support private sector job creation, low taxation, a responsible regulatory environment, and effective delivery of essential state services.

Keystone's Mission:

- To focus on candidate support on state legislative races and the governor's office.
- To oppose any form of corporate income taxes or other business taxes that discourage capital investment and therefore job creation.
- Support limiting Nevada state government spending to the rate of population growth.

A slideshow accompanying a presentation by County Manager Yolanda King stated property tax revenue grew 1.4 percent from fiscal year 2015-2016 to the current fiscal year. But statistics from the county's budget show the revenue grew 4.7 percent, Sen. Ben Kieckhefer, R-Reno, said.

"They've significantly undercut that growth rate in support of a policy that undermines taxpayer protections, and I see that as a serious problem," Kieckhefer told the Las Vegas Review-Journal.

On Wednesday night, King said the 1.4 percent growth rate was correct.

The county's presentation Tuesday was to help prepare state lawmakers to discuss Assembly Bill 43, a proposal to amend the property tax cap law.

Kieckhefer said he does not support AB43, but the alleged misrepresentation — intentional or not — of revenue growth could hurt the bill.
"I certainly don't want to assign intent because I don't know, but this was sort of the launch point for the entire effort for their (the Nevada Association of Counties') property tax bill. And to start that entire effort with faulty data is very disturbing," Kieckhefer said.

The discrepancy in the revenue growth rates appears to stem from annual tax revenues the county cited during a joint meeting of the Senate Committee on Revenue and Economic Development and the Assembly Committee on Taxation.

Read More Here

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 7/30/2018 12:17:22 PM
Subject: Out of Network patient collection and balance billing

.

Ted Burton

Dear colleague,

What revenue recovery techniques are you using to optimize your collections? Do you have a proven strategy to recover more revenue from your patients and effectively balance bill? What are you doing to onboard new patients, and how are you communicating with them about the financial responsibilities of their medical bill? And how well do you understand ERISA rules and state mandates on how to handle balance billing?

Learn proven strategies to improve the efficiency of your patient collections process in this live audio conference, **The Balance Bill Requirement for Out of Network Healthcare Providers: Why Out-of-Network Providers MUST Balance Bill their Patients** on **Tuesday, July 31, 2018** at **1 pm ET** by industry veteran **Thomas J. Force, Esq..** From implementing effective policies to providing tips on how to hold patients accountable, Force will walk you through what it takes to be successful. He will also show you how to reduce your patients' balances before and after treatment, while complying with state and federal laws.

You will learn how to avoid litigation, how to collect the proper amount of money, about the latest state laws on balance billing requirements for OON providers, as well as about the recent cases in which health plans sued OON providers who failed to balance bill their patients.

Here's your opportuníty to ramp up your patient collection strategy and improve your healthcare organization's bottom line. Come away from this fast-paced, informative audio conference with a solid framework for your patient collection strategy, powerful scripts for your staff, valuable tips for attention-getting collection notices and – above all – proven, best practices to start collecting more effectively and efficiently.

After attending this informative session, you'll be able to optimize your collections, onboard new patients and communicate with them more effectively about the financial responsibilities of their medical bill. You'll understand ERISA rules, guidelines, and state mandates on how to handle balance billing. And you'll be able to strengthen your balance bill letters and protéct your practice without losing patient volume.

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Session Highlights

This session will bring you up to speed with:

- The multiple forces that are making patient collections more challenging
- Best practices to implement at every stage of the workflow to collect effectively from patients – without losing their trust
- Techniques to overcome checks being sent to patients
- The importance of transparency, patient disclosures and upfront estimates of charges
- Techniques to balance bill patients without offending or alienating them
- How to write patient-friendly balance billing letters, and the best time to send them
- The exceptions to balance billing requirements, penalties for noncompliance & recent case law
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "Surprise Bills"
- The importance of charity care program/financial hardship policy

Session Agenda

- Introduction to balance billing
    - Balance bill defined
    - Health plan language in the summary plan document
    - When is balance billing required?
- OON audits by health plans – fee forgiveness
    - Exceptions to balance billing requirements
    - The passage of surprise bill laws to deal with balance billing issues
- Relevant case
    - OON provider committed fraud by not balance billing patients
- Best practices & discussion
    - Financial hardship waiver
    - Transparency & disclosure
    - Practice management
- And more!

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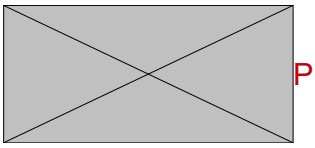

PUBLIC POLICY.

Wednesday, March 7, 2018

TOP NEWS

Senate Broadly Approves Trump Pick For Louisiana Judge

The Senate voted to confirm President Donald Trump's pick for a Louisiana federal judgeship Tuesday, the latest in a series of nominees to garner bipartisan support. Read more »

Cohn Leaves Top White House Economic Post As Tariffs Loom

President Donald Trump's chief economic adviser, Gary Cohn, stepped down from his role Tuesday after reportedly opposing the president's proposed tariffs on steel and aluminum imports. Read more »

DOJ Sues California Over Sanctuary Immigration Policies

The federal government asked a California federal judge on Tuesday to invalidate three Golden State laws that the U.S. Department of Justice says are interfering with its ability to enforce federal immigration laws, prompting defiant statements from state officials. Read more »

Feature

With No Trump Pick For SDNY Atty, Judges May Step In

Geoffrey Berman's interim appointment as U.S. attorney for the Southern District of New York is set to expire in a matter of weeks, shouldering Manhattan federal judges with the responsibility of appointing Berman until a formal nomination is made by the White House and confirmed by the Senate, finding someone else or even opting out entirely. Read more »

Analysis

Why Doesn't Paul Manafort Cut A Deal?

Michael Flynn, Rick Gates and others who face prosecution by Special Counsel Robert Mueller have cut plea deals, so why hasn't Paul Manafort? White collar defense attorneys have a few ideas. Read more »

Analysis

W.Va. Teachers Strike May Be Harbinger Of More Labor Strife

With public-sector collective bargaining rights under assault in numerous statehouses and the U.S. Supreme Court mulling whether requiring public-sector workers to pay union fees is unconstitutional, a nine-day teachers strike in West Virginia that ended Tuesday may foreshadow an uptick in aggressive work stoppage tactics elsewhere, legal experts say. Read more »

BANKING & SECURITIES

SEC Considers NYSE Proposal To Ease Blank Check Rules

The U.S. Securities and Exchange Commission will launch deliberations on a New York Stock Exchange proposal to ease listing rules on blank check companies, which make up a growing subset of the initial public offerings market, according to

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Shearman & Sterling
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ENERGY & ENVIRONMENTAL

Feature

Legal Scorecard Belies EPA's Rosy Deregulatory Outlook

A U.S. Environmental Protection Agency report touting Administrator Scott Pruitt's first-year accomplishments doesn't mention the legal snags encountered by the agency as it tries to roll back implementation of Obama-era energy and environmental rules. Here's a recap of the EPA's past defeats and current battles, as well as a preview of the fights to come. Read more »

Interior Secretary Touts Slashed Regs, New Drilling Options

U.S. Secretary of the Interior Ryan Zinke told energy industry leaders on Tuesday that he has flipped the script on outer continental shelf oil and gas leases, opening 90 percent of the acreage for development, and is also on pace to cut 22 regulations for every new rule enacted. Read more »

9th Circ. Digs Into Ore. Low-Carbon Fuel Standards Dispute

An engaged Ninth Circuit panel Tuesday questioned fuel industry groups on their claim that Oregon's system for enforcing low-carbon fuel standards unconstitutionally discriminates against companies based out-of-state, while pressing Oregon's attorney on whether the groups deserve a fuller hearing at the trial-court level. Read more »

DC Circuit Clarifies EPA's 'Sham Recycling' Rule Decision

The D.C. Circuit Court on Tuesday modified its ruling last year that struck down portions of the U.S. Environmental Protection Agency's regulatory definition of solid waste, agreeing with industry arguments over scope and making it easier to exclude some material from regulation. Read more »

EPA, Fisheries Won't Rethink OK Of Sediment Standard

The U.S. Environmental Protection Agency and National Marine Fisheries Service urged a Washington federal judge Monday to dismiss an environmental group's suit challenging a finding that commercial salmon farms would not adversely affect threatened species, arguing the agencies had no duty or authority to revisit the decision. Read more »

Senate Dems Want Answers On EPA Head's Security Chief

A pair of Democratic senators on Tuesday asked U.S. Environmental Protection Agency Administrator Scott Pruitt to hand over information on his security chief Nino Perrotta, driven by concerns that Perrotta may have influenced EPA contracts awarded to one of his business partners. Read more »

Experts Urge Delicate Approach On NAFTA, Tariffs

The chairman and CEO of Emerson Electric Company and the president and CEO of the Federal Reserve Bank of Dallas told energy industry leaders on Tuesday evening that while the North American Free Trade Agreement is in need of tweaks and upgrades, it's something that should be done carefully. Read more »

HEALTH & LIFE SCIENCES

FDA Backs 23andMe Tests For Breast Cancer Risks

The U.S. Food and Drug Administration said Tuesday it will allow genetics research company 23andMe to conduct new direct-to-consumer testing of three mutations in a gene that are associated with higher risks of breast, ovarian and prostate cancer. Read more »

Teva Blocking Senate Opioid Investigation, McCaskill Says

Teva Pharmaceutical Industries Ltd. is refusing to provide the U.S. Senate with

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IHS Markit Ltd.
Investment Company Institute
JPMorgan Chase & Co.
Lambda Legal Defense & Educational Fund
Land of Lincoln Mutual Health

documents requested as part of an investigation into how drug manufacturers and distributors contributed to the opioid crisis, Sen. Claire McCaskill said Tuesday. Read more »

INSURANCE

NJ Insurance Fraud Prosecutor, AG Division Leaders Named

Three longtime prosecutors have been tapped for leadership roles within New Jersey's Department of Law and Public Safety to oversee civil litigation, criminal prosecutions and insurance fraud matters, the state attorney general's office announced Tuesday. Read more »

EMPLOYMENT

Labor Sec. Says He's Fine With Congress Protecting Tip Pools

Labor Secretary Alex Acosta said he would support a law blocking employers from pocketing workers' tips Tuesday at a wide-ranging budget hearing that also touched on work visas, a proposal to let businesses join together to form health insurance "associations," and a new initiative helping employers come clean on wage violations without litigation. Read more »

GAO Advises Agencies On Aiding Retirement Account Holders

The U.S. Department of Labor needs to pressure employers to search for retirement plan participants who have lost track of their savings, while the IRS needs to clear up how participants in foreign retirement plans should report their savings, the U.S. Government Accountability Office said Monday. Read more »

Nashville Mayor Resigns After Pleading Guilty To Wage Theft

The mayor of Nashville resigned Tuesday after pleading guilty in Tennessee state court to felony theft of over $10,000, which prosecutors said was related to an extramarital affair she had with her former head of security. Read more »

AEROSPACE & DEFENSE

US Blasts Disclosure Bid In Transgender Military Ban Fight

The federal government said Monday it need not fork over more information about the witnesses and documents that may be used to defend a ban on transgender military service members, arguing the U.S. has provided everything it must so far regarding a yet-to-be-finalized policy. Read more »

INTERNATIONAL TRADE

Trump's Steel, Aluminum Tariffs May Cost $9B, Analysis Says

The costs associated with the Trump administration's announcement that steel and aluminum imports will be slapped with 25 percent and 10 percent tariffs will be borne by U.S. companies and eventually domestic consumers, with total costs potentially reaching $9 billion in 2018, according to a Tax Foundation analysis published Tuesday. Read more »

TAX

States Can Tax Remote Sellers Despite Quill, US Says

President Donald Trump and Treasury Secretary Steven Mnuchin have favorably discussed it, but the nation's top litigator made it official on Monday: The position of the United States is that states have the authority to compel remote sellers to collect and remit use tax. Read more »

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MGM Resorts International
Microsoft Corporation
Moelis & Co.
Molina Healthcare, Inc.
Morgan Stanley
NASDAQ OMX Group Inc.
NXP Semiconductors NV
National Association of Broadcasters
National Association of Manufacturers
National Education Association
Natural Resources Defense Council
Netflix Inc.
Philadelphia Trial Lawyers Association
QUALCOMM Incorporated
Regents of the University of California
Sierra Club
Skype Technologies SA
Spotify Technology SA
Tax Foundation
Teva Pharmaceutical Industries Limited
Twitter Inc.
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United States Steel Corporation
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GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
California Air Resources Board
Committee on Foreign Investment in the United States
Department of Commerce
Drug Enforcement Administration
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve Bank of Dallas

House Panel Chair Favors IRS Funding To Implement Tax Law

The head of the House Appropriations subcommittee responsible for funding the Internal Revenue Service on Tuesday said he supported giving the agency the resources it needs to carry out implementation of the new tax law passed in December. Read more »

Amazon Will Begin Collecting Pa. Sales Tax April 1

Amazon.com Inc., the world's largest retailer, confirmed to Law360 on Monday that it will begin automatically calculating, collecting and remitting sales tax in Pennsylvania starting April 1 for all transactions it facilitates for out-of-state sellers. Read more »

Think Tank Criticizes EU's Plan To Tax Digital Economy

The European Commission's plan to tax the digital economy is based on distorted financial data that doesn't reflect the effective corporate rates that many tech companies are already paying, according to a recent report from a think tank in Europe. Read more »

BANKRUPTCY

Puerto Rico Regulator Wants Power In PREPA Restructuring

Looking to draw jurisdictional boundaries, Puerto Rico's energy regulator has filed an adversary complaint against the island's electric utility and the federal board shepherding the territory through its historic debt crisis, saying it must authorize any restructuring changes that impact its areas of oversight. Read more »

IMMIGRATION

Feds Can't Use DACA Info For Enforcement, Judge Says

A Maryland federal judge ruled Monday that the Trump administration didn't err in deciding to rescind the Deferred Action for Childhood Arrivals program but said it cannot use DACA information for enforcement purposes in an opinion that quotes the famous words of Rodney King — "Can we all get along?" Read more »

Calif. Judge Won't Toss 'Sanctuary' City Funding Suits

A California federal judge on Monday denied the Trump administration's bid to toss two suits challenging its policies towards so-called "sanctuary" communities for undocumented immigrants, but rejected California's request that the court greenlight a $1 million federal grant the state believes is in jeopardy. Read more »

NATIVE AMERICAN

Tribes, Feds Fight MGM Bid To Join Conn. Casino Row

Two tribes and the state and federal entities in a suit alleging the U.S. government failed to act in time on proposed amendments to a new Connecticut casino deal urged a Washington, D.C., federal court Monday to deny MGM Resorts' bid to intervene, saying the entertainment giant has no business getting involved. Read more »

TELECOMMUNICATIONS

House Passes Bipartisan FCC Reauthorization

The House of Representatives passed the reauthorization Tuesday of the Federal Communications Commission, sending a package of agency reforms to the Senate with bipartisan support. Read more »

Three, Vodafone Hit With UK Net Neutrality Violation Probe

Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
National Labor Relations Board
National Marine Fisheries Service
National Telecommunications and Information Administration
Office of the U.S. Trade Representative
Oregon Department of Justice
Pennsylvania Department of Revenue
Pennsylvania Supreme Court
Pension Benefit Guaranty Corp.
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
World Trade Organization

The United Kingdom's telecom regulator is investigating Hutchison 3G UK Ltd. and Vodafone Ltd. for potential violations of the European Union's new net neutrality regulations against throttling and other data practices, the agency announced Tuesday. Read more »

CFIUS Details Concerns Over Broadcom's Qualcomm Bid

The Committee on Foreign Investment in the U.S. is investigating whether Broadcom's proposed $117 billion hostile takeover of Qualcomm will harm national security by weakening U.S. influence over 5G standardization and disrupting U.S. Department of Defense technology contracts, according to a letter from the U.S. Treasury released Tuesday. Read more »

Spectrum Clearing Is A Federal Priority, NTIA Head Says

The federal government must drill down on repurposing spectrum to stay competitive as wireless networks transition to 5G technology, the head of the National Telecommunications and Information Administration told U.S. representatives during a congressional hearing Tuesday. Read more »

Rural Web, Cell Carriers List 'Pain Points' To House Panel

Groups representing small wireless carriers and internet service providers on Tuesday appeared before the House Small Business Committee, appealing for a multi-faceted approach to service obstacles for rural and low-income communities. Read more »

PEOPLE

Senate Confirms Skadden Partner For USTR Leadership Team

The Senate approved a Skadden Arps Slate Meagher & Flom LLP partner to serve in the Office of the U.S. Trade Representative on Monday, filling the last deputy slot to assist USTR Robert Lighthizer in crafting U.S. trade policy. Read more »

POLITICS

Philly Bar Groups Defend Justices In Redistricting Fight

Organizations representing both Philadelphia's plaintiffs attorneys and civil defense attorneys on Tuesday jointly announced their support of Pennsylvania Supreme Court justices who have recently been the subject of impeachment threats after ruling to impose new congressional districts to correct for partisan gerrymandering. Read more »

Corp. Donation Ban Hurts Free Speech, Mass. Justices Hear

A pair of Massachusetts corporations on Tuesday asked the Supreme Judicial Court to strike down a century-old state law that bans corporations from making political contributions, while allowing unions and nonprofits to donate to candidates and cases, a status quo the businesses say violates their rights to free speech and equal protection. Read more »

Mass. High Court Ponders Impact Of Nixing Voter Deadline

The Massachusetts Supreme Judicial Court appeared concerned Tuesday about the ramifications of nixing the state's 20-day cutoff to register to vote, saying during oral arguments on a bid to loosen the requirement that it's unclear what the impact would be. Read more »

WHITE COLLAR

3 Jurors Want Out Amid Deadlock In Trial Of Ex-Cuomo Aide

The jury weighing bribery charges against a former aide to New York Gov. Andrew Cuomo peppered a federal judge Tuesday with four testy notes, one signaling a deadlock and three from individuals begging to be excused, including one who wrote

she “physically and emotionally cannot do this anymore." Read more »

EXPERT ANALYSIS

Congressional Forecast: March

Upcoming congressional action for the duration of March appears likely to resolve the budget and appropriations impasse of the last several months, after U.S. House and Senate leaders and the White House were able to reach an agreement last month on topline spending numbers for fiscal year 2018, say Layth Elhassani and Kaitlyn McClure of Covington & Burling LLP. Read more »

'Risk Corridor' Litigation: Who Speaks For The Gov't?

One of the most heavily litigated issues in recent years involves “risk corridor” payments related to Section 1342 of the Affordable Care Act. There are a lot of interesting concerns in these cases, one of which is the conflicting views of the U.S. Departments of Justice and Health and Human Services, says Ralph Nash, professor emeritus of law at George Washington University. Read more »

TCPA Rules For VoIP Demand The Impossible From Cos.

The Federal Communications Commission's regulatory treatment of voice over internet protocol services appears to clash with standards set by recent court decisions. Given that the use of VoIP services will only increase, the FCC should impose a more consistent and practical rule, says Eduardo R. Guzmán of Squire Patton Boggs LLP. Read more »

10 Tips For Working With IT To Preserve Data

Increasingly, when courts impose a “legal hold” they require legal supervision of the preservation process, meaning lawyers must rely heavily on information technology professionals to execute the mechanics. John Tredennick of Catalyst Repository Systems and Alon Israely of TotalDiscovery offer insights on how legal and IT can work together to make the process more efficient and fulfill the company’s legal obligations. Read more »

LEGAL INDUSTRY

ABA Warns Attys On Ethics Of Social Media 'Hypotheticals'

Lawyers who posit “hypotheticals” based on real client details on their blogs and via Twitter risk running afoul of their duty to keep confidences, the American Bar Association warned Tuesday. Read more »

Mighty Raises $114M Fund For Litigation Funders

Mighty, a technology service provider for litigation funders, is making a move into the industry’s budding secondary market, announcing on Tuesday that it has raised $114 million to help personal injury-focused litigation funders scale their businesses. Read more »

Recruiter Told To Amend Simpson Thacher Search-Fee Suit

A New York federal judge has urged an attorney recruiter that accused Simpson Thacher & Bartlett LLP of failing to pay a $937,500 matchmaking bill to amend its complaint against the law firm, saying at a Tuesday hearing it could narrow the dispute and get the case moving. Read more »

9th Circ. Revives Loan Advice Suit Against Heller Ehrman

A California federal bankruptcy judge erred when he decided the relationship between Heller Ehrman LLP and former client Paravue Corp. “conclusively terminated” in 2007 and started the clock running on Paravue’s $20 million malpractice suit, the Ninth Circuit said Monday. Read more »

LSAT Test Maker In Contempt Over Disability Compliance

A California federal judge held the Law School Admission Council in civil contempt Monday after finding the LSAT test maker violated a settlement agreement by failing

to accommodate test takers with disabilities, extending the agreement in question by two years and calling for two more audits of LSAC's compliance. Read more »

Feature

ABA TechShow Tackles Mental Health With 12-Step Meetings

Efforts to stem the tide of mental health issues such as addiction among lawyers are mounting, and an American Bar Association conference in Chicago this week is including 12-step meetings in its official schedule for the first time. Read more »

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U.S. Supreme Court
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U.S. Environmental Protection Agency
Internal Revenue Service
U.S. House Committee on Energy and Commerce
European Union
Federal Bureau of Investigation
NAFTA
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of the Interior
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
California Air Resources Board
Committee on Foreign Investment in the United States
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Subject: ONCF prepares for launch of high-speed services

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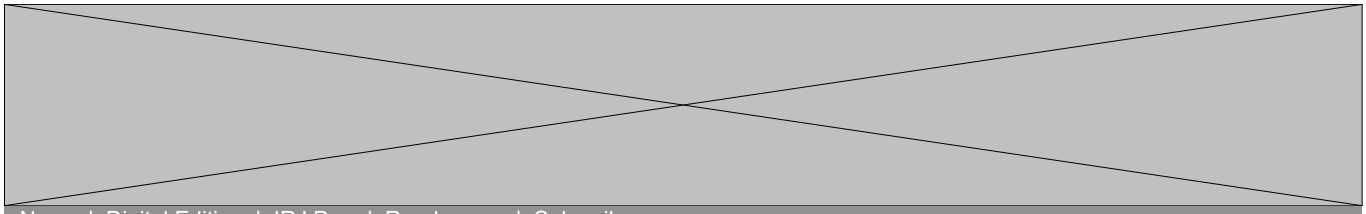
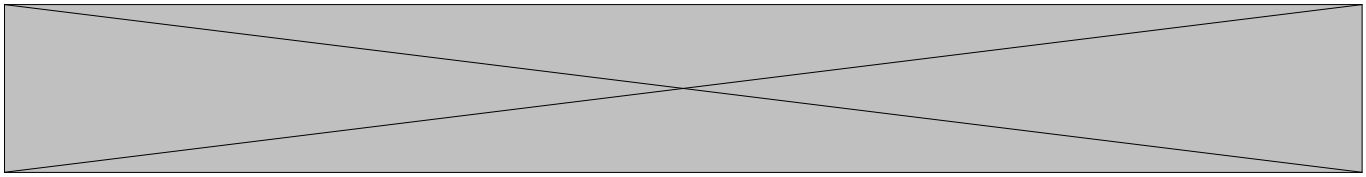


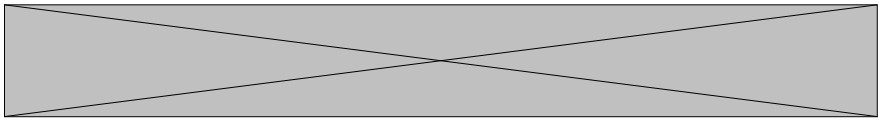


ONCF prepares for launch of high-speed services

Moroccan National Railways (ONCF) says it is on course to open Africa's first high-speed line in the third quarter of this year. **Full Article**

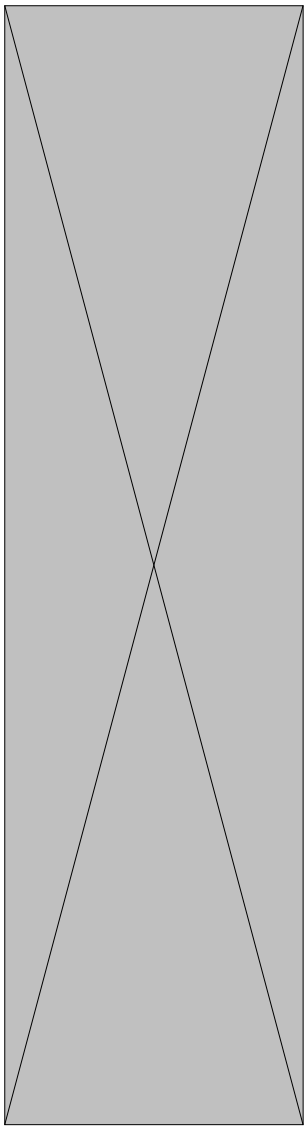
Vivarail D-Train to be tested in US cities

Railroad Development Corporation (RDC) has developed plans to take a Vivarail D-Train from Britain to the United States to demonstrate how the rebuilt former London Underground (LU) trains could provide a low-cost rolling stock option for new passenger services. **Full Article**



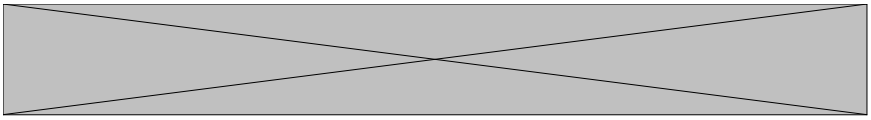
Australia to fund three fast rail link studies

The Australian government will provide $A 20m ($US 15.6m) in funding to conduct studies for three proposals to improve rail connections in the Sydney, Melbourne and Brisbane areas. **Full Article**



Zillertal Railway launches tender for hydrogen trains

Austria's Zillertal Railway (ZB) launched a tender on March 6 for a contract to supply a fleet of hydrogen trains for its 32km 760mm-gauge line from Jenbach to Mayrhofen in Tyrol. **Full Article**

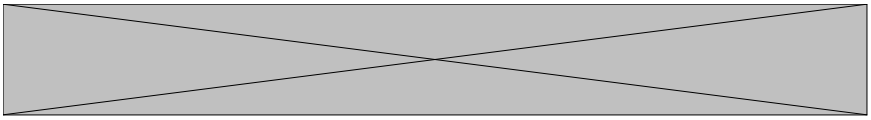


Kuwait adopts PPP structure for national railway project

Kuwait's Public Authority for Roads and Transportation (Part) is planning to implement the first phase of the country's national railway network as a public-private partnership (PPP) as it seeks to complete its section of the Gulf States Railway by the mid-2020s. **Full Article**

DB inaugurates first digital interlocking

German Rail (DB) has inaugurated its first digital interlocking (DSTW) at Annaberg-Buchholz, on the Chemnitz - Cranzahl line in southeastern Germany. **Full Article**



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This email is intended for cgoodman@lasvegasnevada.gov.
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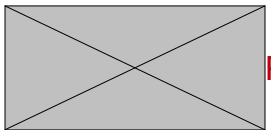
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 6/1/2016 2:53:47 PM
Subject: [Marketing Mail] BREAKING: SEC Beats Tilton's 2nd Circ. Challenge To In-House Court



PUBLIC POLICY

Wednesday, June 1, 2016

BREAKING: SEC Beats Tilton's 2nd Circ. Challenge To In-House Court

A divided Second Circuit panel on Wednesday ruled that private equity magnate Lynn Tilton can't challenge the constitutionality of the Securities and Exchange Commission's administrative court until the agency has wrapped up a $200 million fraud case against her and her Patriarch Partners firms.

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To: Brad Jerbic[bjerbic@LasVegasNevada.GOV]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Wed 6/27/2018 11:19:00 PM
Subject: FW: MyGameRoom (MGR) Greatergood.org / CLV - Draft Agreement
MGR -- Draft CLV Term Sheet 6.27.2018_Brad.docx

[redacted]

[redacted]

[redacted]

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Phillip [redacted]
Sent: Wednesday, June 27, 2018 3:03 PM
To: Brad Jerbic <bjerbic@LasVegasNevada.GOV>
Cc: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; David Riggleman <DRiggleman@LasVegasNevada.GOV>; Esthefany Arochi <earochi@LasVegasNevada.GOV>; Phillip <phillip@kinginteractive.com>
Subject: MyGameRoom (MGR) Greatergood.org / CLV - Draft Agreement

Hello Brad,

Hope all is well.
I have attached a working draft proposal for the City of Las Vegas branded My GameRoom which includes donations to local shelters and a risk free, cost free revenue vertical for the city. We are launching a large campaign in July across GreaterGood and Cumulus/Westwood One and would love to include promotion of a CLV branded MGR.

Please feel free to email, text or call me if you have any questions.

Look forward to your feedback.

Best regards,
Phillip Elden
CEO
My GameRoom

951-795-5503

For ease of reference:

https://clv2.gr8.com/

- EXAMPLE OF LV MGR PLATFORM: http://www.legendshill.com/vegas/
- EXMAPLE OF LV BRANDED GAME: http://www.appa11y.com/desktop/lv1/index.html

On Mon, Jun 11, 2018 at 4:17 PM, Phillip <phillip@kinginteractive.com> wrote:

Hello Mayor Goodman and team,

Was great spending time with you today.

I appreciate your accommodating the meeting at City Hall.

Below is a link (same as earlier with additional information that will be update daily) including audio spot demos.

https://clv2.gr8.com/

Bradford,
To answer your question, our main ask is to be be the " Official City of Las Vegas" social free to play game room and have a presence / integration through your online footprint (i.e. events, website, twitter, etc).
In exchange for that we will promote your City and brand on all levels nationwide while creating significant positive social impact locally. Additionally we are willing to pay a profit share to the City of Las Vegas from our advertising revenue.

I will be in LV through Wednesday if you would like to meet again and work through any questions you may have. My cell is below, feel free to reach out anytime.

Thanks,
Phillip

[redacted]

* attached is our current station list -

FWD

In summary, I have developed a gaming brand called www.mygameroom.com that gives back to people, pets and the planet though an organization called www.greatergood.org. We have multi-platform distribution including but not limited to 400 + Cumulus radio stations including 8,500 WestWoodOne radio stations reaching 250m people per month (i.e. Examples- Houston: http://krbe-fm.mygameroom.com Los Angeles: http://kabc-am.mygameroom.com)

I am in the process of developing a Las Vegas branded gaming experience across our network and would love, in a collaboration with your office, to make it the "Official City Of Las Vegas gameroom."

Along with developing the platform to house the games we also create many of our own:

- EXAMPLE OF LV MGR PLATFORM: http://www.legendshill.com/vegas/
- EXMAPLE OF LV BRANDED GAME: http://www.appa11y.com/desktop/lv1/index.html

Mayor Goodman,

As you know I work with Larry King (www.kinginteractive.com), and produce interactive content for large organizations such as Cumulus/Westwood One and I am a huge supporter of the city LV and the work you are doing.

Liz Baker, who is flying in this morning for our lunch, is executive director for GreaterGood.Org, an organization that has given over $100 million in cash and product grants to charity partners and programs worldwide.

- http://greatergood.org/2018boardmeeting/pre-read-2018.pdf
- https://greatergood.org/about-us/

Liz Baker joined GreaterGood.org as Executive Director in 2012 working to protect people, pets & the planet. Liz has overseen the creation of Greatergood.org signature programs that address multiple issues ranging from hunger (Operation Sandwich), education (Girls Right to Opportunity Worldwide, Girls Voices, and A Safe Ride to School), land conservation (Project Wildcat and Madrean Discovery Expeditions) and animal welfare (Cats R Cool, One Picture Saves a Life, Rescue Rebuild, Rescue Bank) and veterans (Pets & Vets).

RJ Demman, a Las Vegas native, is a 20+ year casino veteran who is currently the Vice President of Player Development for Viejas Casino & Resort in San Diego, Ca. He spent most of his career at the same title working for the Hard Rock Hotel, Red Rock Resort and the Golden Nugget.

We all look forward to seeing you at lunch today where we can do a deeper dive into all of the aforementioned and enjoy your company.

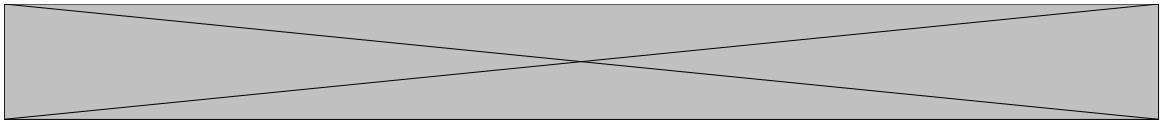
Best regards,
Phillip

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 2/12/2019 10:00:41 AM
Subject: TD Bank Survey: Fraud Top of Mind, But Financial Institutions Lack Training

How to Protect Sensitive Financial Data from Ransomware with Next-Gen Cloud Infrastructure

Trouble viewing this email? Read it online



A Banking Exchange Newsletter
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TD Bank Survey: Fraud Top of Mind, But Financial Institutions Lack Training

The risk of payments fraud and cybersecurity was the top concern of financial professionals in a recent TD Bank survey with 44% of those that responded calling it their top operational concern. Also, 37% said the ability to adapt to processing faster electronic payments is an obstacle.
Read more

How to Protect Sensitive Financial Data from Ransomware with Next-Gen Cloud Infrastructure

It's been one year since Equifax and has anything changed? If you're in the financial sector chances are your answer to this question is a resounding "No." You see, many of the attacks from the past few years stem from vulnerabilities deep within the Linux operating system.
Read more

Hack Attempts: BSA Officers Are Not immune

We know that criminals are getting smarter and smarter and the newest hacker attempt just proves that. An attack vector was reported to us this week from several of our customers whereby a hacker is sending 314(b) information requests with an infected attachment.

KAUFMAN HALL E-BOOK

Scenario Planning for Your Financial Institution

If you don't have the time or resources available to implement scenario planning, you're not alone. In a recent survey of CFOs and other finance leaders, 40% of financial institutions said their budget cycles do not leave time for value-added analysis to inform strategic decisions.
Read more...

DocuSign WHITE PAPER

Capture Consent: How to protect your business and your clients

Some U.S. regulators, including The Office of the Comptroller of the Currency (OCC), are examining sales practices at larger banks. The OCC is looking at governance of sales practices, including instances where customer accounts may have been opened without explicit consent.
Download White Paper »

Read more

The Biggest Myths About Young People and Money

With Gen Z set to make up 40 percent of the population by 2020, financial institutions have set their sights on working with this generation to create lifelong customers. But this generation has unique values that financial service brands have been getting wrong.
Read more

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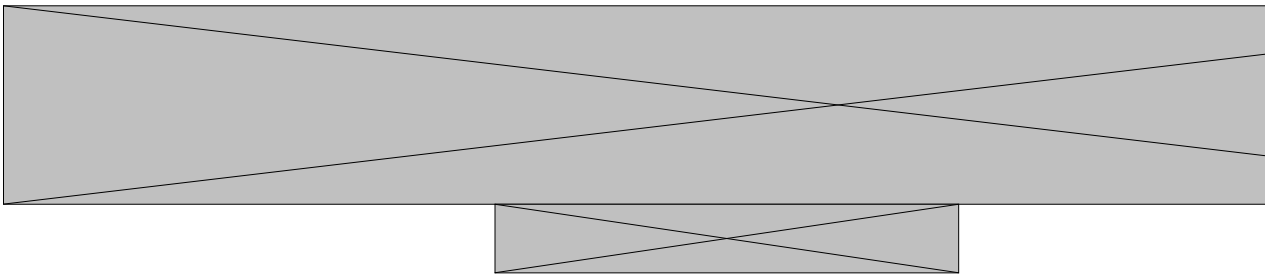
Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Committee for a Responsible Federal Budget
Wed 5/24/2017 2:10:58 PM
CRFB Op-Ed In the New York Times



Trump's Budget Doesn't Make Sense

May 24, 2017

The following op-ed by Maya MacGuineas, president of the Committee for a Responsible Federal Budget, wa the New York Times today.

President Trump entered office facing the worst ratio of debt to gross domestic product of any new presiden history except Harry Truman — an onerous 77 percent. So, like many presidents before him — including, n President Barack Obama, who had to respond to the economic crisis he inherited — President Trump is faced of whether and how to confront a looming situation not of his own making.

To his credit, the president put forth the goal of balancing the budget over a decade and starting to reduce t goals don't balance budgets, tough choices do. President Trump's budget sticks to his campaign promises increasing military spending, investing in infrastructure, talk of tax cuts without specific offsets and "protecting" and Medicare, a reassuring political promise that removes over one-third of the budget from conside

The problem is, those promises didn't add up on the campaign trail, and they don't now.

On paper, the $1.3 trillion deficit projected for 2027 would be erased under the Trump budget. But there are assumptions made to get there. A full $300 billion, including interest, comes from a 40 percent cut to nonmilita spending, with much of the savings coming from simply assuming non-specified reductions. An additional $10 from timing shifts, one-time payments and an ambitious estimate for reducing waste, fraud and ab

The largest savings come from aggressive growth assumptions, which would generate $500 billion in a s Exaggerated growth assumptions in presidential budgets are an age-old tradition, but this budget takes it t assuming we reach 3 percent growth, a full percentage point above what the Congressional Budget Office fore baby boomers leaving the work force, demographics are destiny, and there just is no reliable plan to increas much. We should do everything we can to try, including pursuing many of the president's policy priorities — and smarter spending and regulations — but we should be realistic about expectations, and sustained 3 per almost certainly unobtainable.

Furthermore, these numbers come *before* incorporating what the White House has promised to be "one of the in American history," which is conspicuously missing from the budget altogether. Indeed, the budget seems reform will *increase* revenues, at odds with everything the administration has proposed and said on th

There are plenty of hard choices the budget proposes, for which the administration deserves credit. But many cuts fall disproportionately on public investments, support for families and assistance for low-income Ar

While there are potential savings to be found in all areas of the budget, this pressure on a relatively small sliv not where the spending growth comes from, results from trying to square the circle of balancing the budget w largest contributors to spending growth — Social Security and Medicare — off the table and simultaneously r don't need to consider raising taxes. This approach is likely not only to receive pushback from Democrats bu considerable consternation in President Trump's own party.

The president has proved repeatedly that he is his own thinker and not beholden to the traditional views of ei heterodoxy is appealing in certain situations, but when it comes to tough budget choices, he is eschewing th both parties have traditionally been at least willing to consider.

Yes, Republicans have a blind spot when it comes to acknowledging that revenues must be a part of the fi
credit, many Republicans — including, notably, Paul Ryan, the speaker of the House — have made the case f
to reform our largest entitlement programs, including Social Security and Medicare (though there has rece
disquieting silence on the topic). And many Republicans are taking the responsible position that tax reform sh
revenue neutral.

Democrats, many of whom too often act as demagogues on entitlement reform, are clear that taxes must inc
they also must stop pretending it is just millionaires who will be affected). They also have been admirable in th
to the pay-as-you-go principle in recent major legislation, which at least keeps us from digging the hole

President Trump doesn't align with either camp. If he continues to maintain that none of the big-ticket items in
on the table, there is little hope that his budget could actually achieve balance.

Fixing the budget will require presidential leadership. If President Trump plans to leave office not having adc
dollars more to the debt, he is going to have to reconsider some of his promises.

Read the Op-Ed on the New York Times Website.

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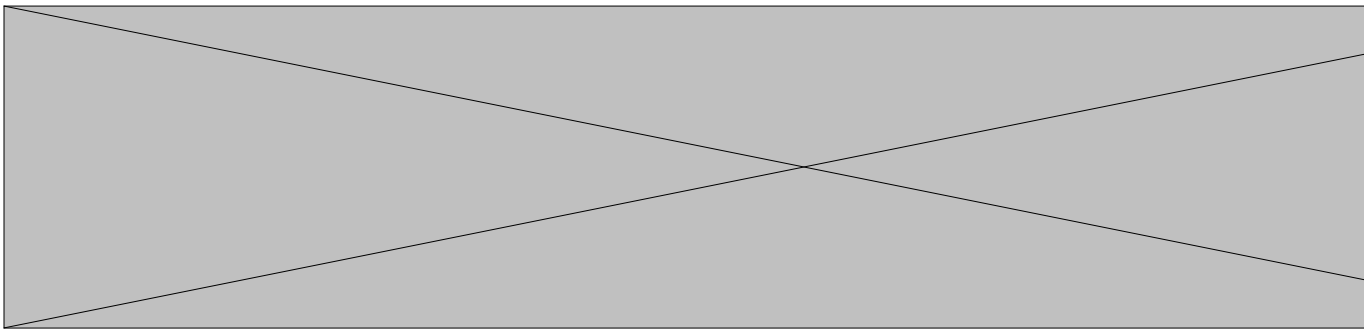
For more information contact Patrick Newton, Press Secretary, at newton@crfb.org.



Committee for a Responsible Federal Budget
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Washington DC 20036 United States
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Oscar Goodman
Sent: Wed 6/1/2016 8:00:32 PM
Subject: Re: Regarding Howard Hargett

Sent from my iPhone

On May 31, 2016, at 12:34 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I am sorry about your plight herein and I shall pass this on to my husband at his email.

<image001.jpg>

From: Tamara Higgins [redacted]
Sent: Saturday, May 28, 2016 12:17 AM
To: Carolyn G. Goodman
Subject: Regarding Howard Hargett

Hello Carolyn,

. My name is Tamara Higgins. My father was Howard Hargett. He used to be Oscars legal researcher before he passed away in 1989.

1 year ago today his sister passed away. Our entire family legacy...is now being robbed from us for lack of a better term, by the exetrix.In a nutshell, estate is located in Monroe, NI have pointed out fraud, deceit etc. But being a little town where everyone grew up and just stayed... she is being able to get away with it.

I did hire an attorney. However he has done nothing. Now a year later, in the dark, we are being told if we dont settle he will withdraw as counsel.
I am in desperate need to be pointed in the right direction from someone I can trust.

I do apologize for reaching out to you at work. But can you please give Oscar this email. And ask him if he could suggest what steps to take.

With the utmost appreciation,
Tamara Higgins
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 8/4/2016 8:38:57 PM
Subject: [Newsletter] [Marketing Mail] Latest News: Rigging an Election? No, Protecting Voters.

FEATURED STORIES

Rigging an Election? No, Protecting Voters.

Donald Trump said the 2016 election would be “rigged” because of recent court rulings blocking restrictive voting laws. His campaign warned of “massive fraud.” But research shows you are more likely to be struck by lightning than commit in-person voter impersonation. In rolling back strict requirements, courts found little evidence of fraud — and substantial evidence of disenfranchisement.

Read Now »

Court Victories Shift Voting Landscape

After a series of court victories striking down or softening strict voting laws, we’re down to 15 states with new restrictions in place for the first time in 2016. See the Brennan Center’s updated map tracking

these measures.
Read Now »

THE TOP 5

Is it Possible to Hack Our Elections?

The recent hacking of the Democratic National Committee emails has left many questioning if our elections are subject to a similar breach. Lawrence Norden spoke with NPR about how America can protect our voting machines from attack.

A Break From the Past on Criminal Justice Reform

Calling for criminal justice reform, Hillary Clinton broke one of America's oldest political taboos. Here are solutions she can champion.

Could There Be a Grand Bargain on Campaign Finance?

Forget a constitutional amendment, a president and Congress could agree on reform, argues

Fellow Walter Shapiro.

Criminal Justice in Both Party Platforms. That's A Big Deal.

It is now widely accepted knowledge that America's prison population is unsustainable and embarrassingly high. No matter who America elects this fall, reform is critical.

How Technology Can Revolutionize Democracy

Applied correctly, technology can help boost election participation, increase integrity, improve the voting experience, and even curb the influence of big money in politics.

FEATURED EVENT

Police and Accountability in the Digital Age

On September 15, at New York University School of Law's Lipton Hall, the Brennan Center will partner with the Policing Project at NYU School of Law to host a full-day symposium on the issues raised by technology's transformation of law enforcement. NYPD Commissioner William J. Bratton will provide the keynote address. Other speakers will include representatives of minority

communities, technology experts, and more. RSVP here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Aug 1

#ICYMI WATCH @RethinkIntel at last week's #DNC on civil liberties & rights in a time of suspicion: https://t.co/TVUnCi5Tcf

---

@BrennanCenter • Aug 1

What is implicit bias training & how can it help strengthen relationships between police, communities they serve? https://t.co/K0TeFneljP

@BrennanCenter • July 31

.@EricHolder made a harrowing statement at #DemConvention about voting rights. And it's all true: http://trib.al/J814fRP #RestoreTheVRA

CONTACT

646.292.8310

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brennancenter.org

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Fri 6/2/2017 7:23:10 PM
Subject: [Marketing Mail] FW: Risk assessment for your program

Carolyn —

Following up on my email from earlier this week — can I get you an agenda on our upcoming Government Enterprise Risk Management Summit July 25-25? We've had a lot of positive response to it, and I'd love to get you or your team members registered.

Thanks,

–Jonathan Copeland

From: Jonathan Copeland
Subject: FW: Risk assessment for your program
Date: Wednesday, May 31, 2017

Carolyn —

New mandates have been announced under OMB Circular A-123 that require every government program to conduct a formal risk assessment and submit mitigation plans to the White House budget office.

To learn how to meet these new mandates, would you like to join us on July 24-25 for the Government Enterprise Risk Management Summit (Gov-ERM)?

Gov-ERM provides comprehensive coverage of the latest mandates and best practices for conducting risk assessments, integrating performance management with risk management, mitigating risks through improved internal controls, and changing the culture of your agency to be more aware of risks.

This year Gov-ERM will spotlight strategies for three common government risk areas: Cyber Risk, Fraud and Improper Payments, and Operational Risk.

Space is limited so let me know asap if you want to see the full agenda and if you want to register yourself or a colleague!

Best,

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ramirez Group
Sent: Fri 12/2/2016 6:00:18 PM
Subject: [Marketing Mail] Newsletter, December 2, 2016

Weekly Newsletter

Friends,

We're well into the holiday season, and this time immediately after Thanksgiving marks the advent of a nearly month-long shopping spree to find the perfect gift for family and friends. The month is often stressful, but always rewarding with the warm smiles of loved ones and thoughtful gifts.

While we may like to complain about the difficulties and inconveniences this season provides, so many unfortunate families do not experience the same love and warmth that comes naturally this time of year. In the midst of the craziness of the season, we hope you can find it in your heart to give to families and individuals in need, because no one should be alone this time of year.

Community Events

Holiday Giving Winter Carnival

December 2

Las Vegas, Nevada

The Frank L Stile Foundation presents the Holiday Giving Winter Carnival, featuring amusement park rides, games, food, and performances, all in a winter wonderland. A large portion of the proceeds will go to various charities aimed at feeding the hungry.

More Info

First Friday

December 2

Las Vegas, Nevada

It's the Friday night that we all know so well, and never disappoints. First Friday brings together all kinds of artists from around the Las Vegas area to showcase their talents in the best community event the city has to offer. This night only comes once a month, and the finale for 2016 promises to be special!

More info

Bonus Content

CLV003591

WatchCut Video's Dirty Data Series sets out to do one simple thing: ask people for their opinions. Click on the video below to watch the first episode gauging their sample audience's political beliefs, and you may be surprised we're not so different after all.

Interesting Reads

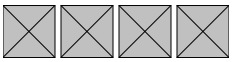
Why Las Vegas is recruiting uncertified teachers

America's poor still lack access to basic banking services

Texas will now require aborted fetuses to be cremated or buried

There have been just 4 documented cases of voter fraud in the 2016 election

Hundreds of students report bullying, threats and attacks in weeks after the election



Ramirez Group
531 South 7th St.
Las Vegas, NV, 89101

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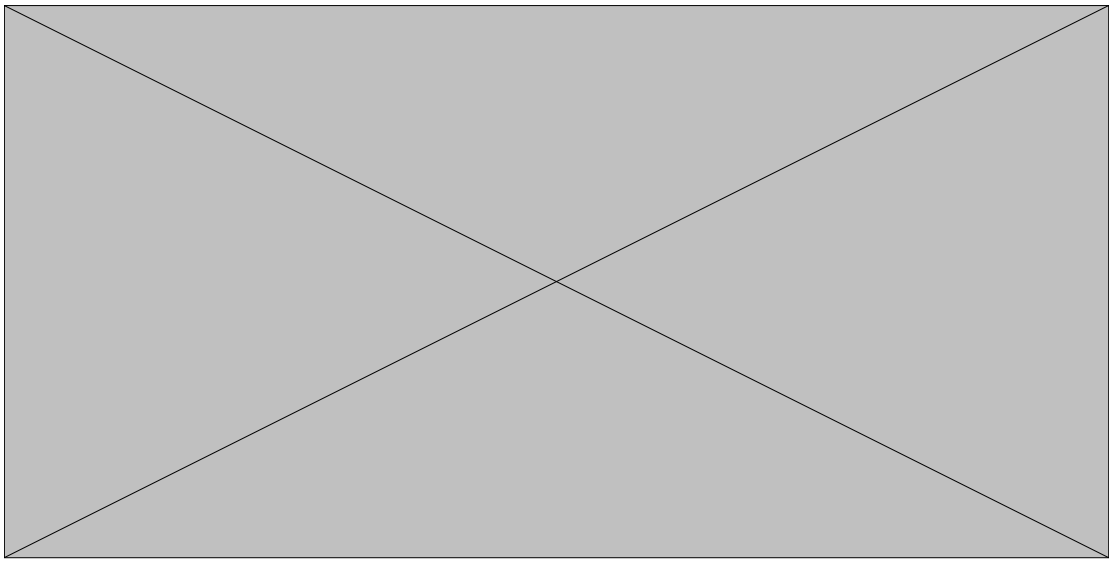
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Law360 In-Depth
Sent: Mon 9/19/2016 6:22:45 PM
Subject: [Marketing Mail] Lawyers Flocking To Social Media Find Old Rules Don't Hold Up

Feature



Lawyers Flocking To Social Media Find Old Rules Don't Hold Up

By Max Stendahl

The legal industry is embracing social media, but danger lurks in the Twitterverse.

Feature

Confusion Over Dodd-Frank Is Leaving Whistleblowers Exposed

By Ed Beeson

A late addition to the 2010 Dodd-Frank Act has sparked a sprawling legal fight to determine the law's protections for workers who report a possible securities fraud to their boss but not the Securities and Exchange Commission.

Feature

Juror Racism Claim To Test Limits Of Secret Deliberations

By Max Stendahl

What happens when the principle of jury secrecy collides with a defendant's Sixth Amendment rights? A Supreme Court case involving allegations of racial bias may provide the answer.

Sidebar

Cubs' Lydia Wahlke On Winning Seasons And The Magic Of Wrigley

By Melissa Maleske

In a 10-minute interview, Chicago Cubs General Counsel Lydia Wahlke dished to Law360 about the best seats at Wrigley Field, her love of "The Great British Baking Show," and why losing the National League Championship Series last year felt a little like settling on the eve of trial.

Secret Lives Of Lawyers

Golenbock Eiseman's Preston Ricardo Toughs It Out

By Kevin Penton

S. Preston Ricardo thinks up his litigation strategies while training to be a better runner, swimmer and cyclist — a pursuit that has also helped him earn a ranking among the worldwide elite of endurance athletes.

You Can Quote Me On That

The Best In Legal Talk

The Dorothy Defense, Pizza Pals, Territorial Thank-You's

By Richard McVay

Legal minds since our last edition talked about the Land of Oz, communal tips and fighting over "thanks." Here are the best lines from the legal world.

Op-Ed

Consider Requiring Personality Testing For Lawyers

By Jean C. Edwards, Edwards Neils LLC

With the overwhelming stresses placed on attorneys today, contributing to attorney psychological problems and resulting in destructive behavior, should pre-employment personality testing be required of attorneys entering law firms to identify the ones most susceptible? The answer may be yes.

Op-Ed

Uber Should Finally Admit It Has Employees

By Catherine Ruckelshaus, National Employment Law Project

Uber could wait for a ruling against it like the one against a California trucking company earlier this month, or it could do the right thing and admit that its employees are actually its employees.

Op-Ed

Secret Tape Recordings: State Law Can Seal Your Fate

By Bobby Samini, Samini Scheinberg PC

I represented former Los Angeles Clippers owner Donald Sterling and continue to represent him. Roger Ailes' troubles draw marked comparisons to Sterling's legal fight over the same issue.

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Consider Requiring Personality Testing For Lawyers

By Jean C. Edwards, Edwards Neils LLC

With the overwhelming stresses placed on attorneys today, contributing to attorney psychological problems and resulting in destructive behavior, should pre-employment personality testing be required of attorneys entering law firms to identify the ones most susceptible? The answer may be yes.

Op-Ed

Uber Should Finally Admit It Has Employees

By Catherine Ruckelshaus, National Employment Law Project

Uber could wait for a ruling against it like the one against a California trucking company earlier this month, or it could do the right thing and admit that its employees are actually its employees.

Op-Ed

Secret Tape Recordings: State Law Can Seal Your Fate

By Bobby Samini, Samini Scheinberg PC

I represented former Los Angeles Clippers owner Donald Sterling and continue to represent him. Roger Ailes' troubles draw marked comparisons to Sterling's legal fight over the same issue.

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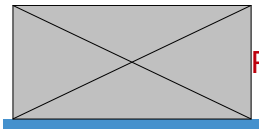

PUBLIC POLICY

How will you find your next legal superstar?

Law360 job ads help the best and brightest find their next career move.

Tuesday, September 6, 2016

TOP NEWS

Funding Uncertainties Discourage Federal Contractors

Whether or not Congress meets its Sept. 30 deadline for passing legislation to keep the government running, experts say the fact that it's come this close has already made it more difficult for agencies to find companies willing to work for them.

Northeast Leading The Pack On Offshore Wind Development

The recent completion of the United States' first offshore wind energy project in Rhode Island shows that the Ocean State and its northeastern neighbors are leading the pack when it comes to harnessing offshore wind energy and blazing a trail for other regions that want to make the most of wind power.

Irish Government To Appeal Apple's $14.5B Tax Bill

The Irish government announced on Friday that it is appealing the European Commission's order for Apple Inc. to pay the country up to €13 billion ($14.5 billion) in back taxes, plus interest, after finding that the software giant had received illegal state aid.

NLRB Adjusts Standard For Approving Settlements

Administrative judges can't approve labor settlements that don't fully remedy the claims brought by a charging party if the National Labor Relations Board's general counsel or the charging party itself object to the settlement terms, the board said in a split decision.

EPA Appeals Board Upholds Ariz. Power Plant Expansion

The U.S. Environmental Protection Agency's appeals board on Thursday denied the Sierra Club's petition to review a Clean Air Act permit that an Arizona county issued authorizing Arizona Public Service to construct five new natural gas-fired combustion turbines at its Ocotillo Power Plant.

ANALYSIS

Online Sales To Get Pricier Under GOP Rep's Sales Tax Plan

A new proposal by Rep. Bob Goodlatte, R-Va., that would allow states to levy taxes on out-of-state sales, regardless of a vendor's physical presence there, is being touted as one that will level the playing field between online and brick-and-mortar retailers, but critics say it will raise costs for consumers by forcing them to pay new taxes.

LAW FIRMS

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Anderson Kill
Andrews Kurth
Arnold & Porter
Baker Botts
BakerHostetler
Carlton Fields
Chadbourne & Parke
Cohen Milstein
Cole Scott
Colson Hicks
Covington & Burling
Crowell & Moring
Dentons
Earthjustice
Finnegan
Gibson Dunn
Gordon & Rees
Goren Cherof
Greenberg Glusker
Greenberg Traurig
Hamilton Miller
Hunton & Williams
Husch Blackwell
Johnson Anselmo
Johnson Barnhouse
Jones Day
Keller and Heckman
Kemp Smith
Kenyon & Kenyon
Kirkland & Ellis
Levine Kellogg
McCarter & English
Mintz Levin

4 Takeaways From Commerce's 'Normal Value' Dumping Rule

The U.S. Department of Commerce has floated a subtle alteration to the way it will calculate the so-called normal value of merchandise targeted in anti-dumping probes that has inspired a range of reactions across the trade bar. Here, attorneys weigh in on the proposed rule's implications.

ENERGY & ENVIRONMENTAL

EPA Defends Withholding Docs In Effluent Rule Fight

The U.S. Environmental Protection Agency hit back Thursday at challengers to its power plant effluent rule, telling the Fifth Circuit that the agency properly kept some documents out of the litigation's administrative record.

HEALTH & LIFE SCIENCES

Clinton Would Fight Drug Price Hikes With Imports, Fines

Democratic presidential candidate Hillary Clinton plans to fight unjustified price hikes for drugs by establishing a dedicated consumer oversight group and granting it new enforcement powers, including the ability to import similar drugs and levy fines against companies that push their prices unreasonably high, she said on Friday.

MEDIA & ENTERTAINMENT

Chicago Must Explain Ad Rule In Row With Pro-Communists

An Illinois federal judge said Friday that a pro-communist organization could move forward with a lawsuit challenging a Chicago ordinance that bans the posting of commercial advertisements on city property, saying it is unclear why the ordinance even exists.

TRANSPORTATION & INFRASTRUCTURE

FHWA's Emergency Funds Use On Watchdog's Review List

A U.S. Department of Transportation watchdog unveiled on Thursday the launch of an audit of the Federal Highway Administration’s use of federal emergency relief funds to improve U.S. highways and roads and make them more resilient to natural disasters.

EMPLOYMENT

Calif. Senate Sends State-Run Retirement Plan Bill To Gov.

California’s state Senate has shipped the governor a bill that would launch a retirement program for the state’s private sector workers whose employers don’t provide them with one after approving the first-of-its-kind measure.

COMPETITION

Expedia, Booking.com Back Off Hotel Price Limits In Australia

Large online travel agencies including Expedia Inc. and Booking.com have agreed to amend anti-competitive pricing and availability clauses in their contracts with Australian hotels following an investigation by the Australian Competition and Consumer Commission, the ACCC said Friday.

PRIVACY & CONSUMER PROTECTION

Morrison & Foerster
Nossaman LLP
Perkins Coie
Podhurst Orseck
Quinn Emanuel
Sidley Austin
Skadden
Stoel Rives
Venable LLP
Weil Gotshal
Weiss Serota
Wiley Rein
Williams & Connolly
WilmerHale
Wites & Kapetan
Zelle LLP

COMPANIES

Altman Weil Inc.
America Fujikura Ltd.
American Express Company
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
Association of Corporate Counsel
BTI Consulting Group Inc.
Bank of America Corporation
Blackboard Inc.
Booking.com BV
CSX Corporation
California State Teachers Employees' Retirement System
Coloplast A/S
Deere & Company
Edison Electric Institute Inc.
Expedia Inc.
Facebook
Fannie Mae
Goldman Sachs Group Inc.
Houlihan Lokey
Investment Company Institute
LawVision Group LLC
Monsanto Company
Mylan NV
National Association of Letter Carriers
Samsung Electronics Co. Ltd.
Sierra Club
Space Exploration Technologies Corp.
State Bar of California
The Boeing Company

11th Circ. Says Fla. Sovereign Immunity Doesn't Block Trial

The Eleventh Circuit ruled Wednesday that because it has held sovereign immunity does not protect Florida municipalities and state agencies from being sued, they cannot immediately appeal rulings that reject sovereign immunity as a defense, paving the way for more municipalities to have to face court in federal cases.

PRODUCT LIABILITY

FDA Bans Soap Antibacterial Agents With Potential For Harm

The U.S. Food and Drug Administration said Friday that it is putting a stop to the use of a number of common ingredients in antibacterial soaps and washes, as there is no evidence those products are safe for long-term use or more effective than plain soap.

GOVERNMENT CONTRACTS

SpaceX, Boeing Issues Driving Space Program Delay: OIG

Technical issues on the part of SpaceX and Boeing have overtaken that of underfunding to become the primary driver delaying the launch of NASA's Commercial Crew program to ferry astronauts to the International Space Station on private rockets without Russian aid, the agency's internal watchdog said Thursday.

TAX

NJ Gov. Christie To End Income Tax Deal With Pa.

New Jersey Gov. Chris Christie said Friday a budget hole has forced him to withdraw from a reciprocal income tax agreement with Pennsylvania that allows residents of each state to only pay income tax in their home state on wages they earn in the other.

NATIVE AMERICAN

Texas Pueblo Says It Isn't Violating Gambling Ban

The Ysleta del Sur Pueblo urged a Texas federal judge Thursday to reject the state's bid to find the tribe in contempt of a court order preventing it from offering gambling, saying the electronic bingo offered at its casino isn't illegal and the state hasn't shown the tribe violated the injunction.

Wis. Tribe Accused Of Gender Bias By Former Managers

A Wisconsin-based tribe was hit with a pair of gender bias and retaliation lawsuits Thursday in federal court by two women who said they were the highest-paid female managers before being wrongfully accused of embezzlement and pushed out of their jobs amid an election season smear campaign.

EXPERT ANALYSIS

In Congress: Welcome Back To More Of The Same

After an extended seven-week summer recess, members of the House and Senate return to Washington this week to resume the disputes that have dominated the business on Capitol Hill throughout the 114th Congress, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

Cybersecurity Vendors Must Be Careful With New GSA Option

The General Services Administration recently revealed what sounds like an amazing opportunity for cybersecurity vendors — a solicitation intended to give federal agencies a new way to buy cybersecurity services. The primary concern vendors

U.S. Chamber of Commerce
Vertex Pharmaceuticals Incorporated
Volkswagen
Xerox Corporation

GOVERNMENT AGENCIES

Alabama-Coushatta Tribe of Texas
Army Corps of Engineers
Bureau of Labor Statistics
California Public Employees' Retirement System
Commodity Futures Trading Commission
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Administration
Lac du Flambeau Band of Lake Superior Chippewa Indians
National Aeronautics and Space Administration
National Indian Gaming Commission
National Labor Relations Board
National Security Council
New Jersey Legislature
Securities and Exchange Commission
TRICARE
U.S. Army
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior

should have in responding to this solicitation is whether the government truly understands what it is buying, says Alexander Major, co-leader of McCarter & English LLP's government contracts practice group.

How The FCC's New Ruling Allows For Robocall Exceptions

In August, the Federal Communications Commission released a declaratory ruling clarifying the legality of certain "robocalls" made by schools and utility companies sometimes, as defined by the Telephone Consumer Protection Act. Though this ruling is beneficial for those who make robocalls, certain restrictions and questions still remain, according to Tracy Marshall of Keller and Heckman LLP.

California Puts Disclosure Pressure On Fund Managers

With the passage of a new bill that is now headed to Gov. Jerry Brown's desk, California's public pension plans will greatly increase their ability to access the fee information needed to make investment decisions directly impacting their beneficiaries. It seems likely that other states will follow in adopting similar disclosure laws, say attorneys with Nossaman LLP.

Argentina's New Leadership And How It Affects Insurance

Argentina's political and economic landscape have changed considerably over the last year, partly due to the election and actions of the new president, Mauricio Macri. However, overall Argentina has set the stage for positive developments and growth for its insurance and reinsurance markets, say Hernán Cipriotti and Daniel Baron of Zelle LLP.

LEGAL INDUSTRY

What Keeps Lawyers From Being Happy

Attorneys consistently pointed to the same two sources of frustration and unhappiness when responding to Law360's 2016 Satisfaction Survey. Here, we take a closer look at the "perfect storm" experts say is keeping some attorneys from reaching professional fulfillment, and what firms can do to make the troops happy.

Law360's 2016 Lawyer Satisfaction Survey: By The Numbers

Lawyers are a discerning bunch who tend to know what they want. So why are 40 percent of them looking for a new firm to call home? Is it salary and benefits or who occupies the corner office? Law360's 2016 Lawyer Satisfaction Survey gives a snapshot look.

4 Ways To Avoid An Attorney-Client Communication Disaster

There's much ado about how trial lawyers should present a case to judges and jurors. But there's an equally important part of the job that's often overlooked: establishing good and healthy communication with clients. Here, top trial attorneys discuss how they set themselves up for success from the very moment they accept a case.

Legal Sector Growth Stagnant in August, No New Jobs Added

The number of jobs added in the legal services industry was flat in August, with no change in the sector's July employment figures, the U.S. Bureau of Labor Statistics said in its monthly jobs report, released on Friday.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Apple is slapped with a $14 billion tax bill in Ireland, the U.S. Equal Employment Opportunity Commission updates what workplace retaliation can be, and a former Monsanto executive gets $22 million for telling the government of accounting fraud. These stories top the corporate legal news you may have missed this past week.

California Bar Seeks Fee Authority From State High Court

The State Bar of California will ask the state's Supreme Court to authorize fee collection from its members, after gridlock in the Legislature over allegations the organization is mismanaged prevented the passage of a funding bill allowing it to seek membership dues before the session ended Wednesday.

U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Postal Service
U.S. Senate
U.S. Supreme Court
World Bank Group
Ysleta del Sur Pueblo

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Rainmaker Q&A: Greenberg Glusker's Andrew Apfelberg

I learn more about prospects, referral sources and opportunities by listening than I do by talking. Being 100 percent present and paying attention is the first step. The second is to focus on key words and subjects that come up multiple times, says Andrew Apfelberg, a partner at Greenberg Glusker Fields Claman & Machtinger LLP.

Rainmaker Q&A: Levine Kellogg's Jeffrey Schneider

Too many attorneys think the proverbial “pitch” is about what the attorney says and the way in which he or she says it. I disagree. A lot of attorneys make the mistake of talking all about themselves and not about the challenges the client faces, which is, at the end of the day, why we are there in the first place, says Jeffrey Schneider, a founding partner at Levine Kellogg Lehman Schneider and Grossman LLP.

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Gordon & Rees
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Greenberg Glusker
Greenberg Traurig
Hamilton Miller
Husch Blackwell
Johnson Anselmo
Johnson Barnhouse
Jones Day
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Kemp Smith
Kenyon & Kenyon
Kirkland & Ellis
Levine Kellogg

McCarter & English
Mintz Levin
Morrison & Foerster
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Perkins Coie
Podhurst Orseck
Quinn Emanuel
Sidley Austin
Skadden
Stoel Rives
Venable LLP
Weil Gotshal
Weiss Serota
Wiley Rein
Williams & Connolly
WilmerHale
Wites & Kapetan
Zelle LLP

COMPANIES

Apple Inc.
Sierra Club
Altman Weil Inc.
America Fujikura Ltd.
American Express Company
American Federation of Labor and Congress of Industrial Organizations
Association of Corporate Counsel
BTI Consulting Group Inc.
Bank of America Corporation
Blackboard Inc.
Booking.com BV
CSX Corporation
California State Teachers Employees' Retirement System
Coloplast A/S
Deere & Company
Edison Electric Institute Inc.
Expedia Inc.
Facebook
Fannie Mae
Goldman Sachs Group Inc.
Houlihan Lokey
Investment Company Institute
LawVision Group LLC
Monsanto Company
Mylan NV
National Association of Letter Carriers
Samsung Electronics Co. Ltd.
Space Exploration Technologies Corp.
State Bar of California
The Boeing Company
U.S. Chamber of Commerce

Vertex Pharmaceuticals Incorporated
Volkswagen
Xerox Corporation

GOVERNMENT AGENCIES
U.S. Department of Justice
Securities and Exchange Commission
U.S. Department of Labor
U.S. Supreme Court
Equal Employment Opportunity Commission
European Commission
Food and Drug Administration
U.S. Environmental Protection Agency
Alabama-Coushatta Tribe of Texas
Army Corps of Engineers
Bureau of Labor Statistics
California Public Employees' Retirement System
Commodity Futures Trading Commission
Department of Commerce
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Reserve System
Federal Trade Commission
Government Accountability Office
Internal Revenue Service
International Trade Administration
Lac du Flambeau Band of Lake Superior Chippewa Indians
National Aeronautics and Space Administration
National Indian Gaming Commission
National Labor Relations Board
National Security Council
New Jersey Legislature
TRICARE
U.S. Army
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Department of the Interior
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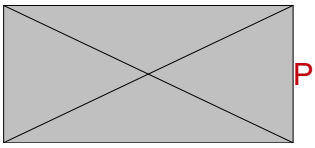
Sent: Tue 4/18/2017 8:37:10 AM
Subject: [Marketing Mail] Gorsuch Takes The Bench, Showing A Flair For Debate



PUBLIC POLICY.

Tuesday, April 18, 2017

TOP NEWS

Gorsuch Takes The Bench, Showing A Flair For Debate

In his first day on the bench Monday, U.S. Supreme Court Justice Neil Gorsuch lived up to the image that emerged over the course of his nationally televised Senate confirmation hearings last month — that of a polite Coloradoan with an inquisitive mind and sharp fealty to the text of a statute. Read more »

FTC's McSweeney Blasts Congress' Privacy Rollback

A member of the Federal Trade Commission said Monday that Congress' recent rollback of privacy protections left "no cop on the beat" protecting Americans' privacy among broadband providers and called for congressional action to fix the gap. Read more »

Trump To Push 'Buy American, Hire American' In New Order

President Donald Trump will sign an executive order Tuesday to support his "Buy American" and "Hire American" pushes, including a significant overhaul to the H-1B guest-worker visa program and stricter enforcement of domestic procurement preferences, as well as the potential renegotiation of a number of trade treaties. Read more »

Analysis

Biz Optimism Is Waning With Trump Inaction On Tax Reform

Businesses that entered 2017 with a high degree of optimism for the prospects of tax reform are now feeling increasingly uncertain following President Donald Trump's latest decision to once again put tax reform on hold while going back to reworking health care policies. Read more »

Ill. Bill Would Bar Cops From Removing Plane Passengers

A week after a man was dragged from his seat on an overbooked United Airlines flight, an Illinois state representative introduced legislation that would bar state or local government employees from participating in the forced removal of a ticketed airline passenger except under certain circumstances. Read more »

High Court Won't Hear NY Nonresident Attorney Law Appeal

The U.S. Supreme Court on Monday said it would not review a New Jersey lawyer's challenge to a New York law requiring nonresident attorneys to maintain a physical office in the state as a prerequisite for doing business there. Read more »

BANKING & SECURITIES

China Regulator Presses Exchanges To Maintain Market Order

The chief securities regulator of China on Saturday urged its stock exchanges to step up their supervision of listed companies, insisting that exchanges have a key role to play in maintaining stability of the country's capital markets, according to China's state-run news agency. Read more »

LAW FIRMS

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Baker Botts
Baker Donelson
BakerHostetler
Barry Thaggard
Brann & Isaacson
Chadbourne & Parke
Colombo & Colombo
Corboy & Demetrio
Crowell & Moring
Dentons
Earthjustice
Haynes and Boone
Hogan Lovells
Jones Day
K&L Gates
Katz Marshall
Keller Rohrback
Kirkland & Ellis
Kluger Kaplan
Law Offices of Gary M. Gilbert & Associates
Miller & Chevalier
O'Melveny & Myers
PinilisHalpern LLP
Proskauer Rose
Sanford Heisler
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Stoel Rives
Venable LLP
Williams & Connolly

COMPANIES

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American Airlines Group Inc.
Association of Corporate Counsel
CTIA

ENERGY & ENVIRONMENTAL

Enviros Get Quick Win Over EPA In Oregon Water Temp Suit

An Oregon federal judge has given environmentalists a quick win in a suit alleging that the U.S. Environmental Protection Agency violated the Endangered Species Act by approving temperature increases in the state's water bodies without first notifying the Fish and Wildlife Service or National Oceanic and Atmospheric Administration Fisheries Service, saying an affirmative action like that requires consultation. Read more »

Flint Moms' Suit Blames Racial Bias For Water Crisis

More than 200 mothers have slapped the state of Michigan, Republican Gov. Rick Snyder and the city of Flint with a lawsuit over the recent water contamination crisis, arguing that the predominantly African-American city got short shrift due to residents' race and income. Read more »

Calif. Presses EPA For Tougher Locomotive Emissions Regs

California air regulators on Friday urged the U.S. Environmental Protection Agency to craft stricter emissions rules for locomotives, saying they could result in even greater reductions in toxic air pollutants than the standards currently being phased in. Read more »

Not Too Late To Consolidate CPP Fights, Challengers Say

Clean Power Plan defenders have provided no valid reason why challenges to the U.S. Environmental Protection Agency's denial of administrative petitions to reconsider or delay the rule shouldn't be combined with legal challenges to the plan itself, anti-CPP states and industry groups told the D.C. Circuit on Friday. Read more »

HEALTH & LIFE SCIENCES

High Court Turns Away W.Va.'s ACA Enforcement Appeal

The U.S. Supreme Court on Monday declined to hear an appeal from West Virginia challenging the Obama administration's decision to hold off on enforcing certain Affordable Care Act insurance standards, leaving intact the D.C. Circuit's dismissal of the case. Read more »

Miss. Sues Drug Cos. Over Medicaid Reimbursements

United Research Laboratories Inc. and Sun Pharmaceutical Industries Inc. have been running an illegal scheme to milk Mississippi Medicaid for as much money as possible, the state said in a lawsuit that was removed to Mississippi federal court on Friday. Read more »

TRANSPORTATION & INFRASTRUCTURE

Tesla Wants Lobbying Info In Direct Auto Sales Fight

Tesla Inc. on Friday said there's no reason to keep it from seeing information about lobbying efforts by three Michigan auto dealers who plan to testify in support of a ban on manufacturers selling vehicles directly to consumers — a ban Tesla sees as creating an unconstitutional monopoly. Read more »

EMPLOYMENT

NJ Panel Halts City's Contract Bidding Pending Appeal

The New Jersey Appellate Division blocked Newark officials from soliciting proposals for janitorial services while the incumbent provider's challenge to an allegedly union-swayed bidding process plays out in court, finding Monday that the

Center for Constitutional Rights
Consumer Federation of America
District of Columbia Bar Association
Environmental Defense Fund Inc.
Infosys Ltd.
Law Practice Consultants LLC
Lyft Inc.
McDonald's Corporation
National Association of Home Builders
National Women's Law Center
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
Newegg Inc.
Portland Cement Association
Public Knowledge
Service Employees International Union
Shenzhen Stock Exchange
Sierra Club
Sun Pharmaceutical
Tesla Motors Inc.
Tribune Media Co.
U.S. Chamber of Commerce
Uber Technologies Inc.
United Continental Holdings Inc.
Verizon Communications
Wal-Mart Stores Inc.
Washington Post Co.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
Chicago Department of Aviation
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Mississippi Attorney General's Office

provider's status as the lowest bidder could be harmed otherwise. Read more »

COMPETITION

Seattle Claims Immunity From Uber Union Law Antitrust Suit

The city of Seattle has told a Washington federal court it is shielded from an antitrust lawsuit by the U.S. Chamber of Commerce challenging an ordinance giving for-hire drivers using ride-referral services such Uber and Lyft the right to unionize and has asked that the claims be dismissed. Read more »

PRODUCT LIABILITY

Justices Won't Undo Revived Bolivian Torture Appeal

The U.S. Supreme Court has declined to review an Eleventh Circuit ruling that family members of civilians killed in attacks in Bolivia are not barred from pursuing their Torture Victims Protection Act claims against the country's former president and defense minister. Read more »

GOVERNMENT CONTRACTS

SBA To Revise Small Biz Size Standards For Some Industries

The U.S. Small Business Administration on Monday said that it intends to amend its small business size regulations to incorporate changes to the North American Industry Classification System that consolidated or rearranged several existing industry codes, changing size standards for nine industries. Read more »

INTERNATIONAL TRADE

White House Takes First Steps In Trade Deficit Probe

The Trump administration put its plan to investigate the causes of U.S. trade deficits into motion on Monday, scheduling a May 18 hearing to gather information for a report that will be used to guide the next phase of U.S. trade policy. Read more »

TAX

Ohio, Retailers Reach Deal To End Biz Privilege Tax Fight

A Virginia-based online retailer will not appeal a split Ohio Supreme Court decision finding it must pay a business-privilege tax for electronic products it sells in Ohio after it and others reached a settlement with the Ohio tax commissioner, the retailers' counsel told Law360 on Monday. Read more »

IMMIGRATION

USCIS Says Those On Work Visas Must Get Minimum Wage

U.S. Citizenship and Immigration Services has said that visa petitions based on illegal employment agreements will not be approved and that beneficiaries must be paid at least the minimum wage required under state or federal law, according to an announcement Friday. Read more »

Trump Asks To Dodge Class Action Over Visa Processing

President Donald Trump's administration has asked to shake off a suit over his now-halted travel bans brought by immigrants who said the executive orders unnecessarily and unconstitutionally disadvantaged them by disrupting visa processing. Read more »

National Labor Relations Board
National Oceanic and Atmospheric Administration
New York Attorney General's Office
Occupational Safety and Health Administration
Office of Federal Contract Compliance Programs
Office of the U.S. Trade Representative
Ohio Department of Taxation
Securities and Exchange Commission
Small Business Administration
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Nations
Wage and Hour Division

Jay Peak Receiver Eyes Changes To EB-5's Fraud Provisions

The EB-5 investor-visa program saw its largest-ever settlement last week — $150 million in the Jay Peak ski resort case — and the receiver for that matter, Akerman LLP's Michael Goldberg, told Law360 in a wide-ranging interview he's hoping Congress will change the program to provide more relief to victims of fraud. Read more »

TELECOMMUNICATIONS

FTC Looks To Streamline Info Requests To Cut Costs To Biz

The Federal Trade Commission said Monday that it is working to streamline information requests during investigations, a move intended to reduce strain on businesses facing probes related to consumer protection and antitrust matters amid broader efforts to cut unnecessary regulations. Read more »

Rep. Urges FCC To Keep Limits On TV Station Ownership

A Democratic congresswoman from California has urged the Federal Communications Commission not to make it easier for UHF station owners to gain market share, cautioning that a lack of media ownership diversity does not serve the public during a rise in "fake news." Read more »

Carriers Push FCC To Pave Way For New Infrastructure

Mobile trade group CTIA-The Wireless Association has encouraged the Federal Communications Commission to move forward with removing barriers to placing new infrastructure, saying that streamlining the process will make way for next-generation networks. Read more »

Consumer Groups Tell FCC To Rethink Biz Data Rules

A range of public interest and consumer advocates have blasted a Federal Communications Commission plan for new regulation in the market for business data services, pressing the agency to reconsider rules premised on competition the record shows does not exist, according to a Friday filing. Read more »

EXPERT ANALYSIS

Understanding The US Ban On Importing Forced Labor Goods

U.S. law is clear that the United States can block the import of goods made with forced labor, and can bring enforcement actions against importers. President Donald Trump and his team have been outspoken about trade enforcement in general, with China as a particular focus. This may presage a new enforcement trend, say Claire Reade and Samuel Witten of Arnold & Porter Kaye Scholer LLP. Read more »

New Policies Pose Threat To Immigrant Workplace Rights

While most workplace protections such as minimum wage and anti-discrimination laws apply to all employees regardless of immigration status, these assurances ring hollow to many immigrant workers given the Trump administration’s aggressive rollout of its new immigration enforcement priorities, say Mehreen Rasheed and Debra Katz of Katz Marshall & Banks LLP. Read more »

What To Know About The 48th State Breach Notification Law

Unless and until a federal law creates a single data breach notification standard, companies must understand how to comply with each applicable state law. Enacted a few weeks ago, New Mexico’s Data Breach Notification Act has several unique characteristics, say attorneys with Haynes and Boone LLP. Read more »

Series

Counsel To Counsel: 5 Challenges For A Law Firm GC

Regardless of where we live and practice, regardless of whether trade deals succeed or fail, and regardless of whether the movement of people or capital is easy or difficult, our clients will still have needs or problems far away from home, says

John Koski, global chief legal officer at Dentons. Read more »

LEGAL INDUSTRY

Analysis

3 Ways To Improve Collections And Get Cash Flowing

When law firms lag on collections, revenue and profits suffer, yet the majority of law firms are actually taking longer than they once did to turn hours logged into cold, hard cash. Here, legal industry experts offer tips for shortening the collections cycle. Read more »

Chadbourne Can Proceed With Suing Partner's Expulsion Vote

A Manhattan federal judge refused Monday to block an upcoming partnership vote at Chadbourne & Parke LLP to determine the fate of the partner who lodged a $100 million proposed gender bias class action against the firm, and declined to restrict how Chadbourne talks to potential class members. Read more »

Gorsuch Won't Duck Out Of Friend's High Court Appeal

U.S. Supreme Court Justice Neil M. Gorsuch made clear on his first day of oral arguments Monday that it would take more than mere friendship with an arguing attorney to force his recusal from a case, participating in an appeal from Neal Katyal, the frequent high court litigator who helped introduce Gorsuch at his March Senate confirmation hearings. Read more »

Judges Exempt From Recall Votes, Nevada High Court Says

The Nevada Supreme Court has ruled that judges in the state are exempt from facing recall elections, saying a 1976 amendment to the state's constitution granted the power to remove elected members of the judiciary from their positions solely to a disciplinary committee. Read more »

Plaintiffs Bar Perspective: Kluger Kaplan's Steve Silverman

One current issue for plaintiffs attorneys is navigating the impact that legislatures and appellate courts are having in narrowing some traditional paths to recovery. It is making success in the courtroom more difficult to achieve, says Steve Silverman, founding member of Kluger Kaplan Silverman Katzen & Levine PL. Read more »

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To: Carolyn G. Goodman (cgoodman@LasVegasNevada.GOV)[cgoodman@lasvegasnevada.gov]; Lora Kalkman (lkalkman@LasVegasNevada.GOV)[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]; Esthefany Arochi[earochi@LasVegasNevada.GOV]
From: Jace Radke
Sent: Thur 2/28/2019 9:07:45 PM
Subject: FW: UPDATE: Senior Center info RJ
City_LV_March_2019_Senior_Special_Events.docx
City_LV_April_2019_Senior_Special_Events.docx

Below is the latest on the LV Senior Center renovations as we had an inquiry from the RJ. Just wanted to keep you all in the loop. CM Crear and Parks will be talking to the public at his Community Conversations meeting tonight.

Jace Radke
Senior Public Information Officer
Communications | Public Affairs
702-229-2205 | **702-249-3514**
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov

From: Jace Radke
Sent: Thursday, February 28, 2019 1:06 PM
To: Cedric Crear <ccrear@LasVegasNevada.GOV>; Maggie Plaster <mplaster@LasVegasNevada.GOV>; Trisha Cain <tcain@LasVegasNevada.GOV>; Kelly Schwarz (KSchwarz@LasVegasNevada.GOV) <KSchwarz@LasVegasNevada.GOV>; Harry Williams <hwilliams@LasVegasNevada.GOV>; Kelly Woods <kwoods@LasVegasNevada.GOV>; Tanya Jackson-Renter <tjackson@LasVegasNevada.GOV>
Cc: Public Affairs Office (pao@LasVegasNevada.GOV) <pao@LasVegasNevada.GOV>
Subject: UPDATE: Senior Center info RJ

Hi all, as I have mentioned to you all the RJ (Shea Johnson) plans to be at the community meeting tonight. He is working on a story to possibly run Saturday on the senior center renovations. Below is what we have provided him.

Thank you,

Jace Radke
Senior Public Information Officer
Communications | Public Affairs
702-229-2205 | **702-249-3514**
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov

From: Jace Radke
Sent: Thursday, February 28, 2019 1:02 PM
To: Shea Johnson (sjohnson@reviewjournal.com) <sjohnson@reviewjournal.com>
Cc: Public Affairs Office (pao@LasVegasNevada.GOV) <pao@LasVegasNevada.GOV>
Subject: RE: Senior Center info

Here is some additional information Shea.

First, I have attached a couple releases about upcoming senior special events just to give you an idea of the breadth and scope of our programming. These releases just feature a couple of the dozens of programs and activities at each center.

Second, LVSC (Las Vegas Senior Center) will be undergoing a large capital improvement project this summer. Some of the refurbishments will include making the building more accessible and the removal of asbestos. Because asbestos removal is part of the project the city determined that the space will have to be closed while the work is happening. The capital improvement project will also move the reception desk closer to the front door at LVSC and patrons who enter can access both the center and the Dula gymnasium next door. This will allow us to have one entrance for both facilities and provide better service to our guests.

Cost of the project is about $1.8 million.

As for your question about how many senior centers did we have circa 2008 and 2010… we had six senior centers then and we still have six today. Interestingly, during that time in 2008-2010, the Derfelt Center was closed as part of the massive Lorenzi Park renovations, so we only had five operating in that time frame. Also when I mentioned Doolittle and East Las Vegas as centers in close proximity to LVSC, I should have also mentioned Derfelt at 3343 W. Washington Ave. So there are three centers all in close proximity to LVSC.

Jace Radke
Senior Public Information Officer
Communications | Public Affairs
702-229-2205 | **702-249-3514**
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov

From: Jace Radke
Sent: Thursday, February 28, 2019 11:49 AM
To: Shea Johnson (sjohnson@reviewjournal.com) <sjohnson@reviewjournal.com>
Subject: Senior Center info

The Las Vegas Senior Center, 451 E. Bonanza Road. What is happening is that the city is planning to do some renovation work at this center. It is one of the city's oldest facilities. Currently the city is in the design process for that project. The soonest it would close for the work to begin would be this summer, and the project could take four months or more. So we are still early in the process on this.

The reason for the project is to improve this older facility for all who use it in the community. While this center is closed, other nearby centers such as Doolittle, 1950 N. J St. & East Las Vegas, 250 N. Eastern Ave. will be available for our residents.

Also the city has several senior centers see here https://www.lasvegasnevada.gov/Residents/Parks-Facilities

Working on getting you cost and details on construction

Jace Radke
Senior Public Information Officer
Communications | Public Affairs
702-229-2205 | **702-249-3514**
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov

NEWS RELEASE

David Riggleman | Director of Communications | 702.229.2207
Thursday, Feb. 28, 2019 | **FOR IMMEDIATE RELEASE**

MEDIA CONTACT: MARGARET KURTZ | 702.229.6993 | 702.249.1828

City Of Las Vegas April 2019 Senior Special Events

Las Vegas Residents Invited To Celebrations, Luncheons & Activities At City Centers

The city of Las Vegas active adult and senior centers offer exercise, fitness, craft, arts, dance, music and computer classes; cards; games; discussion and social groups; luncheons; sports; and special events Monday through Friday to residents age 50 and better. Many of these activities contribute to wellness and a healthy lifestyle. A listing of classes and activities is published in the Beyond the Neon Leisure Guide, available online at www.lasvegasParksandRec.com and in the centers. All activities are subject to change. **Most activities require $10 annual membership in city of Las Vegas Active Adult/Senior Citizen Programs, available at all senior and active adult centers.** Active adults ages 50+ can subscribe here to receive a monthly email about upcoming events and activities, or text LV SENIORS to 468-311.

Bunco (ages 50+)
Wednesday, April 3, 10 a.m. to 12:30 p.m.
Cost: $5. Advance registration required. Registration opens March 19.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Play bunco and enjoy a light lunch. Call 702-229-1702 for information and registration.

Create Your Own Omelet Breakfast (ages 50+)
Friday, April 5, 9:30 a.m.
Cost: $5. Advance registration required by April 3.
Lieburn Senior Center; 6230 Garwood Ave., 702-229-1600.
Let us know what you would like in your omelet and we'll fix it up fresh for you.

Clark County Fair Day Trip (ages 50+)
Thursday, April 11, 9 a.m.
Cost $7 passenger van transportation, plus fair entry fee.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Experience the Clark County Fair fun attractions and activities, with lunch on your own. Membership in the city of Las Vegas senior programs and advance registration is required. call 702-229-6454 for information and registration.

Clark County Fair (ages 50+)
Thursday April 11, 9 a.m. to 3 p.m.
Cost: $20, includes transportation and entry fee. Advance registration required.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Enjoy exhibits, live entertainment, games, food, and more! Bring extra money for food and souvenirs. Call 702-229-1702 to register by April 4; space is limited.

-more-

Clark County Fair (ages 50+)
Thursday April 11, 9 a.m. to 4 p.m.

Las Vegas City Council
Mayor Carolyn G. Goodman | Mayor Pro Tem Lois Tarkanian
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City Manager Scott D. Adams

Cost: $15, includes transportation and entry fee. Advance registration required.
Doolittle Senior Center, 1930 N. J St., 702-229-6125.
Enjoy exhibits, live entertainment, games, food and more! Call 702-229-6125 to register by March 28; space is limited.

Grandparent Easter Picnic (ages 50+ with grandchildren)
Wednesday, April 17, 11 a.m. to 1 p.m.
Cost: $3 per grandchild; dessert and an egg hunt are included. Advance registration required.
Mirabelli Park, 6200 Hargrove Ave., 702-229-6359.
Bring a picnic lunch and your grandchildren. Register by April 10.

Bingo (ages 50+)
Wednesday, April 17, 11 a.m. to 12:30 p.m.
Cost: $5. Advance registration required. Registration opens March 19.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Play bingo and enjoy a dessert. Call 702-229-1702 for information and registration.

Spring Fling Scottish Luncheon (ages 50+)
Thursday, April 18, 11:30 a.m.
Cost: $5.
East Las Vegas Community Center, 250 N. Eastern Ave., 702-229-1515.
Enjoy Scottish history and a tasty lunch. Membership in the city of Las Vegas senior programs and advance registration is required. Advance registration opens March 1; call 702-229-6454 or any city of Las Vegas senior center for information and registration.

Spring Salad Luncheon (ages 50+)
Friday, April 19, 11:30 a.m.
Cost: $6. Advance registration required by April 17.
Lieburn Senior Center; 6230 Garwood Ave., 702-229-1600.
Enjoy this annual salad luncheon. Ask the front desk about choices!

Wizard of Oz Luncheon (ages 50+)
Wednesday, April 24, 11:30 a.m.
Cost: $5, includes lunch. Advance registration required.
Derfelt Senior Center in Lorenzi Park, 3343 W. Washington Ave., 702-229-6601.
Join the group that's off to see the wizard! Advance registration opens March 1; call 702-229-6601 for information and registration.

Bunco & Light Lunch (ages 50+)
Thursday, April 25, 10 a.m.
Cost: $5
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Bring a friend to enjoy lots of dice fun and a light lunch. Membership in the city of Las Vegas senior programs and advance registration is required. Advance registration opens March 1; call 702-229-6454 for information and registration.

-more-

Mother Hubbard's Cupboard Food Pantry Distribution (all ages)
Friday, April 26, 10 a.m. to noon.
Free and open to the public.
Derfelt Senior Center in Lorenzi Park, 3343 W. Washington Ave., 702-229-6601.
Those in need are invited to receive a bag of non-perishable food items.

Super Senior Brunch (ages 50+)
Saturday, April 27, 10 a.m.
Cost: $10; free for seniors born in 1929 or earlier, with 1 guest.
Doolittle Senior Center, 1930 N. J St., 702-229-6125.
Celebrating the lives of our super seniors who were born in 1929 or before! One guest of the septuagenarian that accompanies him/her eat free also! Advance registration required by March 28; call 702-229-6125 for information and registration.

# # #

NEWS RELEASE

David Riggleman | Director of Communications | 702.229.2207
Thursday, Feb. 7, 2019 | **FOR IMMEDIATE RELEASE**

MEDIA CONTACT: MARGARET KURTZ | 702.229.6993 | 702.249.1828

City Of Las Vegas March 2019 Senior Special Events

Las Vegas Residents Invited To Celebrations, Luncheons & Activities At City Centers

The city of Las Vegas active adult and senior centers offer exercise, fitness, craft, arts, dance, music and computer classes; cards; games; discussion and social groups; luncheons; sports; and special events Monday through Friday to residents age 50 and better. Many of these activities contribute to wellness and a healthy lifestyle. A listing of classes and activities is published in the Beyond the Neon Leisure Guide, available online at www.lasvegasParksandRec.com and in the centers. All activities are subject to change. **Most activities require $10 annual membership in city of Las Vegas Active Adult/Senior Citizen Programs, available at all senior and active adult centers.** Active adults ages 50+ can subscribe here to receive a monthly email about upcoming events and activities, or text LV SENIORS to 468-311.

Breakfast: MMM Muffins! (ages 50+)
Friday, March 1, 9:30 a.m.
Cost: $5. Advance registration required by Feb. 27.
Lieburn Senior Center; 6230 Garwood Ave., 702-229-1600.
Make new friends while you enjoy muffins, scrambled eggs and bacon for breakfast.

Bunco (ages 50+)
Wednesday, March 6, 10 a.m. to 12:30 p.m.
Cost: $5. Advance registration required. Registration opens Feb. 19.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Play bunco and enjoy a light lunch. Call 702-229-1702 for information and registration.

Southern Nevada Reservoir & Wetland Nature Walk (ages 50+)
Wednesday, March 6, 11 a.m.
Cost: $5; bring lunch. Advance registration required by Feb. 28; space is limited.
Doolittle Senior Center, 1930 N. J St., 702-229-6125.
Tour the Southern Nevada water plant and enjoy the Wetland Nature Park walking trail. Call 702-229-6125 for information and registration.

Henderson Bird Viewing/Cactus Garden/Black Bear Diner Lunch (ages 50+)
Thursday, March 7, 9:30 a.m.
Cost: $5.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Enjoy bird watching, cacti viewing, and lunch at the Black Bear Diner. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

-more-

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City Manager Scott D. Adams

Toga Party (ages 50+)
Friday, March 8, 11:30 a.m.
Cost: $5, includes lunch. Advance registration required.
Derfelt Senior Center in Lorenzi Park, 3343 W. Washington Ave., 702-229-6601.
Put on that toga and come party! Call 702-229-6601 for information and registration.

St. Patrick's Day Luncheon (ages 50+)
Wednesday, March 13, 11:30 a.m. to 1 p.m.
Cost: $8. Advance registration required.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Call 702-229-1702 for information and registration.

Luck of the Irish Lunch (ages 50+)
Thursday March 14, 11 a.m.
Cost: $6. Advance registration required by Feb. 28.
Doolittle Senior Center, 1930 N. J St., 702-229-6125.
Wear green to celebrate your inner Celtic with a traditional Irish meal of corn beef and cabbage.
Call 702-229-6125 for information and registration.

St. Patrick's Day Luncheon (ages 50+)
Thursday, March 14, 11:30 a.m.
Cost: $6.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Enjoy a tasty Irish lunch complete with corned beef and cabbage. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

St. Patrick's Day Lunch (ages 50+)
Friday, March 15, 11:30 a.m.
Cost: $7. Advance registration required.
Derfelt Senior Center in Lorenzi Park, 3343 W. Washington Ave., 702-229-6601.
Enjoy a traditional St. Patrick's Day lunch. Call 702-229-6601 for information and registration.

Annual Irish luncheon (ages 50+)
Friday, March 15, 11:30 a.m.
Cost: $6. Advance registration required by March 13.
Lieburn Senior Center; 6230 Garwood Ave., 702-229-1600.
Shenanigans are ahead. Enjoy corned beef, cabbage, red potatoes, juice, coffee and dessert.

Bingo (ages 50+)
Wednesday, March 20, 11 a.m. to 12:30 p.m.
Cost: $5. Advance registration required. Registration opens Feb. 19.
Centennial Hills Active Adult Center, 6601 N. Buffalo Drive, 702-229-1702.
Play bingo and enjoy a dessert. Call 702-229-1702 for information and registration.

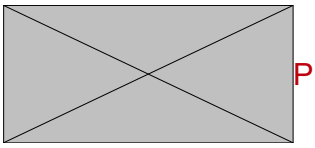
-more-

Fit to a T (ages 50+)
Wednesday, March 27, 10:30 a.m.
Free and open to the public ages 50+.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Hear valuable information on prevention and care for osteoporosis, joint, and bone health, presented by the U.S. Bone & Joint Initiative. Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

Outsmart the Scammers Lunch (ages 50+)
Friday, March 29, 11 a.m.
Free and open to seniors ages 50+.
Las Vegas Senior Center, 451 E. Bonanza Road, 702-229-6454.
Enjoy a light lunch and a valuable presentation on fraud.
Membership in the city of Las Vegas senior programs and advance registration is required. Call 702-229-6454 for information and registration.

# # #

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 2/20/2018 8:51:30 AM
Subject: 3 Things To Know About The 4th Circ.'s Travel Ban Ruling



PUBLIC POLICY.

Tuesday, February 20, 2018

TOP NEWS

Analysis

3 Things To Know About The 4th Circ.'s Travel Ban Ruling

The Fourth Circuit on Thursday ruled against the third version of President Donald Trump's travel ban in a sprawling 285-page decision, and we read all of it so you don't have to. Here are three things to know about the ruling. Read more »

Feature

Up Next At High Court: Double Jeopardy, Self-Incrimination

The U.S. Supreme Court will enter the underworld of burglars, spouse abusers and drug dealers in its first week back on the bench after a long winter recess, hearing a busy criminal docket presenting constitutional questions around double jeopardy and self-incrimination that are critical to the white collar bar. Read more »

Mueller Charges 13 Russians With US Election Tampering

Thirteen Russian nationals and three organizations were charged on Friday with crimes related to interference in U.S. politics, including attempts to influence U.S. voters in favor of then-candidate Donald Trump during the 2016 presidential election, Special Counsel Robert Mueller announced. Read more »

Analysis

FERC Energy Storage Rule Is A Grid Game-Changer

The rule finalized Thursday by the Federal Energy Regulatory Commission that makes a place for energy storage in the nation's wholesale electricity markets will shake up the power sector, from boosting renewable energy deployment to spelling doom for certain fossil fuel plants. Here are key takeaways from FERC's energy storage actions and key things to watch for as they're implemented. Read more »

Analysis

Can Courts Handle The Increased FOIA Strain Under Trump?

U.S. District Judge Reggie B. Walton found himself in a difficult position last month, caught between the obligation for a speedy government response to a Freedom of Information Act request and the strain federal agencies and courts are under as FOIA litigation surges under the Trump administration. Read more »

BANKING & SECURITIES

Analysis

Investor Groups Cheer Calls For Limiting Dual-Class Perks

Investor advocates on Friday lauded SEC Commissioner Robert Jackson's call for sunset provisions on dual-class stock structures, which allow company founders to reserve extra voting power compared with public shareholders, calling it a pragmatic approach that could curb perceived abuses of the practice. Read more »

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Feds Further Push For Bears Ears Challenge Move To Utah

The United States on Thursday further pushed a D.C. federal judge to transfer to Utah federal court combined challenges to President Donald Trump's decision to slash the size of Bears Ears National Monument, the same day the cases were consolidated. Read more »

HEALTH & LIFE SCIENCES

$12B ACA Case Strengthened By Trump Budget, Insurers Say

Health insurers on Friday told the Federal Circuit that their legal fight for $12 billion in Affordable Care Act funds has been strengthened by a Trump administration budget request that suggests the funds are an obligation of the federal government. Read more »

REAL ESTATE

Santa Monica Seeks To Toss Airbnb, HomeAway Rental Suit

The city of Santa Monica asked a California federal judge to toss a suit by home-sharing websites Airbnb and HomeAway challenging an ordinance that requires landlords renting rooms through their sites to first get a license, arguing the legislation is essential to helping the city counter a mounting housing crisis. Read more »

EMPLOYMENT

Massage Envy Ducks EEOC Suit Over Ebola Fear-Driven Firing

A Florida federal judge tossed EEOC claims that a Massage Envy franchise owner illegally fired an employee with plans to visit Ghana on fears she would return with the Ebola virus, finding Thursday she did not qualify as disabled under the Americans with Disabilities Act. Read more »

NLRB Member Wrongly Partook In Joint Employer Case, IG Says

National Labor Relations Board member and former Littler Mendelson PC shareholder Bill Emanuel's participation in a recent case altering the board's joint employment standard calls into doubt both the validity of that ruling and the adequacy of the board's recusal procedures, the agency's inspector general said in a report obtained by Law360 Saturday. Read more »

Pittsburgh Urges Justices To OK Sick Leave, Security Laws

The city of Pittsburgh urged the Pennsylvania Supreme Court on Thursday to revive a pair of ordinances requiring employers to provide paid sick leave to their workers and mandating security training and procedures in certain commercial buildings and public spaces. Read more »

COMPETITION

DOJ Deputy Welcomes Critiques Of Antitrust Enforcement

The economics deputy for the U.S. Department of Justice's antitrust division said Friday that he welcomes recent critiques of antitrust enforcement, including claims that enforcers have been too lax, but said the criticism doesn't seem to be grounded in actual evidence. Read more »

DC Circ. Partially Vacates 2008 EPA Ozone Rule

The D.C. Circuit on Friday partially vacated the U.S. Environmental Protection Agency's 2008 ozone standards implementation rule, finding the agency improperly

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Bayer AG
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Consumer Federation of America
Deepwater Wind
Democratic National Committee
Electronic Frontier Foundation
Electronic Privacy Information Center
Environmental Defense Fund Inc.
Eversource Energy
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Facebook
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relaxed compliance measures that are mandatory under the Clean Air Act. Read more »

CYBERSECURITY & PRIVACY

Spy Court Suggests Lawmakers Ask DOJ For FISA Case Info

Foreign Intelligence Surveillance Court Judge Rosemary M. Collyer told senior Republican lawmakers Thursday that the court was still analyzing their "novel" requests for documents related to allegations that the U.S. Department of Justice misled the FISC to surveil a Trump campaign adviser, suggesting instead that they go to the DOJ directly. Read more »

AEROSPACE & DEFENSE

Senate Approves New DOJ National Security Chief, DOD Noms

The U.S. Senate on Thursday confirmed a Boeing Co. attorney to lead the U.S. Department of Justice's National Security Division, alongside several U.S. Department of Defense nominees, including a former NASA chief for the new position of undersecretary for research and engineering, part of a shakeup to the DOD's acquisition office. Read more »

INTERNATIONAL TRADE

Commerce Calls For Sweeping Steel, Aluminum Import Curbs

The U.S. Department of Commerce said Friday that a surge of imported aluminum and steel is threatening U.S. national security and recommended a range of tariffs and import caps for the president to impose to address that threat. Read more »

TAX

Analysis

Experts Debate Larger Effects Of Losing SALT Deduction

The uncapped state and local tax deduction offered benefits even to Americans who did not itemize and claim it, according to an analysis from an expert at the Urban-Brookings Tax Policy Center. Read more »

BEAT Grew Out Of Frustration, Treasury Official Says

The creation of the base erosion and anti-abuse measure in the new U.S. tax law stemmed in part from frustration over the Organization for Economic Cooperation and Development's "circumscribed" efforts against international tax avoidance, a U.S. Treasury official said Thursday. Read more »

IMMIGRATION

Syrian Family Pulls Unlawful Travel Ban Application Claims

A U.S. citizen who claimed she was wrongfully kept from reuniting with her Syrian sister and other relatives after the Trump administration's travel ban was allegedly applied to them withdrew the case she had filed in District of Columbia federal court Thursday. Read more »

NATIVE AMERICAN

Feature

MGM's $675M Pitch Puts Conn. Tribes' Casino Plan At Risk

The Mohegan and Mashantucket Pequot tribes' joint bid to build a $300 million

Instagram Inc.
International Brotherhood of Teamsters
Land of Lincoln Mutual Health Insurance Co.
Lowe's Companies, Inc.
MGM Resorts International
Massage Envy LLC
Microsoft Corporation
Mohegan Sun
NASDAQ OMX Group Inc.
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PayPal Inc.
Pnc Financial Services Group,The
PricewaterhouseCoopers
Public Knowledge
Raytheon Company
Reed Elsevier
Reynolds American Inc.
Service Employees International Union
Sierra Club
Snap Inc.
TBC Corp.
Tax Foundation
The Boeing Company
The DIRECTV Group, Inc.
Twitter Inc.
Wal-Mart Stores Inc.
Wynn Resorts Ltd.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Ocean Energy Management
California Natural Resources Agency
Connecticut General Assembly
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration

casino in East Windsor, Connecticut, seemed to be nearing fruition last year, but problems securing federal approvals and a recent bill backing a competing $675 million proposal from MGM Resorts International are threatening to capsize the tribes' deal. Here, Law360 looks at the latest developments in the saga. Read more »

DOE Says It Has $11.5M For Tribal Land Energy Projects

The U.S. Department of Energy announced on Friday it was soliciting applications for $11.5 million to spur energy projects on tribal lands, saying the funding opportunity was the first time the process would be done on “an entirely fuel and technology-neutral basis.” Read more »

TELECOMMUNICATIONS

Analysis

FCC Reauthorization Bill Reflects Industry, Policy Trends

The House of Representatives is taking another stab at renewing the mandate for the Federal Communications Commission, and many of the provisions in the multipronged bill reflect the agency’s morphing values in the Trump administration. Read more »

FCC Weighs Extending Permits After Nix Of Studio Rule

The Federal Communications Commission requested public comment Thursday on a request to extend all expiring construction permits so that broadcasters can take advantage of the elimination of a rule requiring stations’ main studios to be located in the communities they cover. Read more »

Group Holds Off On FCC Net Neutrality Rollback Challenge

A public interest group on Friday withdrew its petition filed in the D.C. Circuit seeking to overturn the Federal Communications Commission’s order ending net neutrality regulations, acknowledging that challenges should be filed after the order’s publication in the Federal Register as a lottery to determine jurisdiction for challenges looms. Read more »

PEOPLE

Jones Day Competition Head Moves To Skadden

Skadden Arps Slate Meagher & Flom LLP has reportedly poached Jones Day’s Washington-based global antitrust and competition practice head, David Wales. Read more »

Ex-Debevoise Partner Tapped To Help Atlantic City Recovery

An ex-Debevoise & Plimpton LLP partner and onetime gubernatorial candidate has been tapped as special counsel to lead New Jersey's effort in returning Atlantic City to local control after more than a year into a state takeover of the struggling resort town's finances, state officials said. Read more »

EXPERT ANALYSIS

Insights On Immigration Reform From The McCain-Coons Bill

Even though the immigration bill recently introduced by Sens. John McCain, R-Ariz., and Chris Coons, D-Del. — as well as other similar proposed measures — was struck down by the Senate, it is helpful to look at its contents in order to better understand the provisions that were created through a bipartisan effort and may have been favorably viewed by representatives from both parties, says Yova Borovska of Buchanan Ingersoll & Rooney. Read more »

3 Mass. Proposals Signal A New Wave Of Offshore Wind

Three companies recently submitted bids in response to the request for proposal

Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Hopi Tribe
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
National Aeronautics and Space Administration
National Labor Relations Board
National Security Council
Navajo Nation
Pennsylvania Supreme Court
Securities and Exchange Commission
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. Senate
U.S. Supreme Court
World Trade Organization

issued by Massachusetts electric distribution companies, in coordination with the Massachusetts Department of Energy Resources, for offshore wind energy generation projects off the coast of Massachusetts. The stage is set for 2018 to be a breakthrough year in U.S. offshore wind development, say attorneys with Latham & Watkins LLP. Read more »

Autonomous Drones: Set To Fly, But May Not Comply

A California company has unveiled a fully autonomous "selfie" drone, which promises to stay trained on a moving subject, capturing footage while avoiding any obstacles. But a drone that flies itself may run afoul of a number of Federal Aviation Administration regulations, even if it has fancy obstacle detection and personal tracking, say Sara Baxenberg and Joshua Turner of Wiley Rein LLP. Read more »

How Emerging Sources Of ESI Will Impact Discovery

Late last year, the Sedona Conference released the third edition of its principles addressing electronic document production, updated to account for innovations like Snapchat and Twitter. It may be necessary for these principles to be updated more often in order to keep pace with technology, says Charles McGee III of Murphy & McGonigle LLP. Read more »

LEXIS PRACTICE ADVISOR

Understanding Texas Mechanic's Liens And Bonds: Part 1

Texas is home to relatively complex statutory frameworks for liens and bonds used to secure payment for services rendered. Statutory and constitutional liens provide powerful remedies for nonpayment, but only if the proper guidelines are strictly observed, says David Tolin of Cokinos Young. Read more »

LEGAL INDUSTRY

Feature

5 Ways Law Firms Can Avoid Lateral Hiring Regret

Despite valuing lateral hiring as an integral element of their strategies, many law firms are failing to properly screen potential hires and, as a result, are often disappointed when promises made during the interview don't pan out. Here, Law360 looks at five ways firms can avoid lateral hiring remorse. Read more »

Feature

How To Turn Jurors Into Advocates For Your Case

It may seem like a nightmare scenario for a trial attorney: giving a closing argument and feeling the majority of the jury is going against you. But trial attorneys say that as long as you know there's one juror committed to your case who's been armed with your arguments, a verdict in your favor is no dream. Read more »

Ex-Allen & Overy Atty's Psych Exam Story Falls Flat

Two New York state appeals judges scoffed at a fired Allen & Overy LLP attorney seeking to lift sanctions and revive her sexual harassment suit against the firm at a hearing Friday, hammering the attorney for cutting short a court-ordered psychiatric examination by threatening to have the doctor arrested. Read more »

Convicted Dewey Exec's SEC Deal Hinges On Criminal Appeal

A settlement between the U.S. Securities and Exchange Commission and former Dewey & LeBoeuf LLP chief financial officer Joel Sanders, who was convicted of fraud, rests on the outcome of Sanders' criminal appeal, a Manhattan federal judge heard Friday. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The general counsel for the parent company of Midas received a two-year stayed suspension for practicing out of state, U.S. Supreme Court Justice Ruth Bader Ginsburg expressed optimism that the burgeoning #MeToo movement will have a sustained impact, and PNC Bank’s general counsel shared with Law360 why he

moved in-house after spending much of his career at law firms. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

Podcast

Law360's Pro Say: What Does 'Partner' Even Mean?

On the latest episode of Law360's Pro Say podcast, we discuss how law firms are full of people with the title “partner,” but after years of change the title ain’t always what it used to be; a big ruling on the destruction of New York City graffiti space “5Pointz”; a new lawsuit claiming bar prep giant Barbri colluded with top law schools to crush competitors; and Taylor Swift’s efforts to shake off a lawsuit over song lyrics. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Akerman
Allen & Overy
Barnes & Thornburg
Buchanan Ingersoll
Chiesa Shahinian
Cokinos Young
Cotchett Pitre
Cozen O'Connor
Crowell & Moring
Curtin & Heefner
DLA Piper
Debevoise & Plimpton
Del Sole Cavanaugh Stroyd
Dewey & LeBoeuf
Farella Braun
Fletcher Heald
Fredericks Peebles
Gibson Dunn
Goodwin
Greenberg Traurig
Hogen Adams
Hunton & Williams

Jenner & Block
Kelley Drye
Kirkland & Ellis
Klasko Immigration Law Partners
Levy Vinick
Littler Mendelson
Locke Lord
Massey & Gail
Miller Tack
Morgan Lewis
Morvillo Abramowitz
Munger Tolles
Murphy & McGonigle
Native American Rights Fund
Ogletree Deakins
Orrick Herrington
Pillsbury Winthrop
Proskauer Rose
Quinn Emanuel
Simpson Thacher
Sonosky Chambers
Stoel Rives
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COMPANIES

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Google Inc.
Twitter Inc.
Apple Inc.
Instagram Inc.
International Brotherhood of Teamsters
Snap Inc.
AT&T Inc.
Activision Blizzard, Inc
Airbnb Inc.
Alibaba Group Holdings Ltd.
American Civil Liberties Union
American Immigration Lawyers Association
Association of Corporate Counsel
Bayer AG
California State Teachers Employees' Retirement System
Consumer Federation of America
Deepwater Wind
Democratic National Committee
Electronic Frontier Foundation
Electronic Privacy Information Center
Environmental Defense Fund Inc.
Eversource Energy

Extended Stay Inc.
HomeAway Inc.
Hong Kong Exchanges and Clearing
IMF Bentham Ltd.
Land of Lincoln Mutual Health Insurance Co.
Lowe's Companies, Inc.
MGM Resorts International
Massage Envy LLC
Microsoft Corporation
Mohegan Sun
NASDAQ OMX Group Inc.
National Association of Broadcasters
Natural Resources Defense Council
New York Times Co.
New York University
PayPal Inc.
Pnc Financial Services Group,The
PricewaterhouseCoopers
Public Knowledge
Raytheon Company
Reed Elsevier
Reynolds American Inc.
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TBC Corp.
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The Boeing Company
The DIRECTV Group, Inc.
Wal-Mart Stores Inc.
Wynn Resorts Ltd.
Zeughauser Group LLC

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U.S. Supreme Court
Securities and Exchange Commission
U.S. Department of Homeland Security
Federal Bureau of Investigation
Federal Communications Commission
U.S. Department of Defense
U.S. Department of Energy
U.S. Environmental Protection Agency
Executive Office of the President
National Labor Relations Board
U.S. Department of the Interior
U.S. Department of the Treasury
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Ocean Energy Management
California Natural Resources Agency

Connecticut General Assembly
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Federal Aviation Administration
Federal Energy Regulatory Commission
Federal Trade Commission
Hopi Tribe
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
National Aeronautics and Space Administration
National Security Council
Navajo Nation
Pennsylvania Supreme Court
Transportation Security Administration
U.S. Army
U.S. Attorney's Office
U.S. Department of Transportation
U.S. House Committee on Energy and Commerce
U.S. Senate
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jennifer O'Connor
Sent: Wed 11/2/2016 12:06:09 PM
Subject: Federal litigation impacting OON Providers - Understanding balance Billing, fee forgiveness, recoupment and fraud audits

Good morning,

Fee forgiveness is a major compliance problem faced by out-of-network healthcare providers today. Recently, health plans have been increasingly targeting OON providers that don't balance bill, and suing them for ínsurance fraud. In the past 2 years alone, **Cigna, Aetna and other health plans have sued several providers on varying cases of fee forgiveness**.

For providers, the best way to understand the strategies of insurers is to carefully monitor federal litigation. The motions and memoranda within these cases outline the various positions of the health plans on risk areas such as balance billing, fee forgiveness, recoupment and fraud audits. As an OON provider, you can't possibly hope to obtain proper reimbursement and remain compliant in the current climate without understanding relevant federal laws and cases interpreting these laws.

Join expert speaker, **Thomas J. Force, Esq.** in this **Live** Audio Conference—**"Update on Federal Litigation Affecting out of Network Providers"** on **Thursday, Nov 3** at **1 pm ET,** to get valuable insights on OON risk areas through recent federal litigation between health plans and out-of-network providers. Get strategies and techniques to assist in appealing out-of-network denied and under-reimbursed claims. Learn to defend yourself in fraud audits such as fee forgiveness audits and get a list of patient forms essential to the appeals process.

Session Highlights:

- Case summary of all federal lawsuits against and brought by health plans against OON providers in the last two years.
- Patient forms and disclosures essential to appeals and fraud audit défense.
- Techniques to defèat a fee forgiveness audit.
- Ways to defèat an audit based upon clinical reasons and poor documentation.
- How to write an effective appeal letter/objection letter to audit.
- Why is out-of-network reimbursement on the decline?
- Best practices for OONs
- Update on an interesting new law!
- In-Network and Out-of-Network Basics
- Balance Billing Requirements
- ERISA Preemption
- OON Fee Forgiveness Cases by Cigna, Aetna and Other Health Plans
- OON Excessive Fees Cases
- Assignment of Benefit Cases
- Case Studies and Examples

Your registration includes:

- **Expert answers to your tough questions during the interactive Q&A period**.
- Complímentary attendee package, including the speaker's complete presentation handouts.
- Additional handouts on cases studies. Keep this quick reference tool close by for future use!

Please apply **"SAVE20"** at check-out to get **$20 off** on registration.

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If you prefer to order by phone, call 1-866-458-2965 and mention promo code **ETCIAERK**.

Looking forward to your participation here.

Thanks,
Jennifer O'Connor

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From: Banking Exchange
Sent: Thur 6/6/2019 3:49:59 PM
Subject: Digital Account Opening: How Banks Can Transform & Protect the Customer Journey

EXTERNAL EMAIL

Leverage Digital Identity Verification

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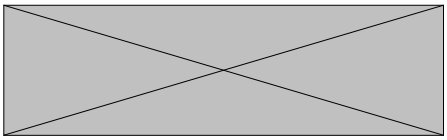
White Paper: DIGITAL ACCOUNT OPENING



WHITE PAPER:
DIGITAL ACCOUNT OPENING

How Banks Can Transform &
Protect the Customer Journey

Leverage Digital Identity Verification, Facial Biometrics, and Machine Learning to Overcome Digital Account Opening Challenges

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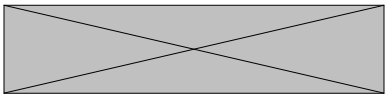

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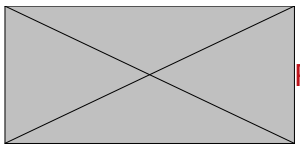

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Thursday, August 22, 2019

TOP NEWS

Analysis

DOJ Seems Gun-Shy With New FCA Penalty Firepower

Three years after a dramatic doubling of potential False Claims Act penalties, many defense attorneys have yet to see their worst fears realized, and there are signs the U.S. Department of Justice may be wary of wielding its new punitive powers.

Read full article »

Analysis

Trump Rule To Detain Migrant Kids Unlikely To Survive Courts

The Trump administration's move to lift restrictions on the indefinite detention of immigrant families is unlikely to survive anticipated legal challenges, if courts agree with immigrant advocates that it violates a decades-old agreement, constitutional due process and administrative law.

Read full article »

Obama-Era Clean Water Act Change Deemed Unlawful, Again

A Georgia federal judge on Wednesday said a rule the Obama administration put forth in 2015 to broaden the reach of the Clean Water Act can't pass legal muster, marking the second time a federal judge has said the government must revisit the regulation.

Order attached | Read full article »

Trump Gets Green Light To Appeal Dems' Emoluments Suit

A D.C. federal judge on Wednesday permitted President Donald Trump to appeal two key opinions in a suit brought by congressional Democrats accusing him of violating the Constitution's emoluments clause by profiting from his private businesses while in office, staying proceedings pending the appeal.

Order attached | Read full article »

BANKING & SECURITIES

SEC Guidance Could Subject Proxy Firms To Closer Scrutiny

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Fisher Phillips
Florio Perrucci
FordHarrison
Fried Frank
GST LLP
Gilbert Harrell
GrayRobinson
Greenspoon Marder
Jenner & Block
Jomarron Lopez
Jones Day

A divided Securities and Exchange Commission on Wednesday approved guidance clarifying how investors should rely on proxy advisory firms when making voting decisions, a move welcomed by business interests but panned by certain investor advocates.

Read full article »

Warren Presses Wells Fargo On Closed Account Fees Report

Sen. Elizabeth Warren, D-Mass., has called on Wells Fargo to explain itself after a recent report that the bank allowed ostensibly closed customer accounts to remain active and accrue overdraft fees from incoming charges, saying the allegations suggest the bank "is still fundamentally broken."

Letter attached | Read full article »

ENERGY & ENVIRONMENTAL

Enviros Sue Over Trump Administration ESA Rollbacks

The Trump administration's recent rollbacks of Endangered Species Act protections failed to analyze the harm that could result from the changes and to provide the required public notice-and-comment period, according to a lawsuit filed by environmental groups on Wednesday.

2 documents attached | Read full article »

Pa. DEP Yanks Local Group's Pipeline Oversight Powers

The Pennsylvania Department of Environmental Protection said Wednesday it is revoking the Beaver County Conservation District's permitting and inspection authority under an erosion and sediment control program following a review sparked by a pipeline explosion in September 2018.

Read full article »

Dems Ask EPA To Explain Possible Appeals Board Changes

Democratic leaders of the House Energy and Commerce Committee are seeking answers from the U.S. Environmental Protection Agency on potential changes to the agency's appeals procedure that could make it harder to challenge pollution permits.

Read full article »

Venezuelan Opposition Picks Citgo's Board, Chancery Rules

A Delaware vice chancellor on Wednesday signed an order ending a dispute over who sits on Citgo entity boards, with Venezuelan opposition leader Juan Guaidó's backed appointees declared as rightfully appointed members.

Read full article »

HEALTH & LIFE SCIENCES

Feds Look To DC Circ. To Revive Drug Pricing Rule

The U.S. Department of Health and Human Services looked to the D.C. Circuit Wednesday hoping to overturn a federal judge's July decision vacating a federal regulation that would have mandated the disclosure of wholesale drug prices in television advertisements.

1 document attached | Read full article »

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Schiff Hardin
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Sidley Austin
Skadden
Weil Gotshal
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Willkie Farr
Withers
Zazzali Fagella
Zuckerman Spaeder

COMPANIES

Airbnb Inc.
Altice USA
American Academy of Pediatrics
American Association of State Highway and Transportation Officials
American Bar Association
American Civil Liberties Union
American Institute of Certified Public Accountants
American Psychological Association
Amgen Inc.
Association of National Advertisers
Baretz+Brunelle
Better Markets Inc.
Braskem SA
Burford Capital Ltd.
CITGO Petroleum Corp.
Cable News Network Inc.
California State Association of Counties
Center for Biological Diversity

NJ Transit Must Face Injury Suit Under New Law: 3rd Circ.

New Jersey Transit must face a rail worker's injury suit in light of a new state law dismantling the public transit operator's sovereign immunity as an "arm of the state" in certain disputes, the Third Circuit said Wednesday.

1 document attached | Read full article »

REAL ESTATE

Analysis

Calif. Likely To Have More CEQA 'Projects' Following Ruling

Cities up and down California will likely need to do additional review under the California Environmental Quality Act after a decision earlier this week from the state's high court that a San Diego ordinance about medical marijuana facilities constituted a "project" under CEQA.

Read full article »

EMPLOYMENT

NLRB Top Cop's 'Scabby' Fears Are 'Ridiculous,' Union Says

The International Brotherhood of Electrical Workers local whose Philadelphia demonstration could see the National Labor Relations Board block unions from deploying inflatable rats in certain protests mocked the board prosecutor for labeling "balloon animals" as frightening.

Brief attached | Read full article »

NJ Schools Can't Pay Teachers For Full-Time Union Work

Public school teachers who take time off from the classroom to serve their union full time can't collect their regular salaries, a New Jersey appeals court ruled Wednesday, handing a victory to two taxpayers who claimed the teachers union contract was unconstitutional and violated state law.

Decision attached | Read full article »

Cancer Centers Denied Bid To Block Fla. Noncompete Law

A Florida federal judge on Wednesday denied 21st Century Oncology's bid to block a new state law that limits noncompete agreements for physicians, saying the company hasn't shown it can prevail on claims the law specifically targeted it.

Order attached | Read full article »

WHITE COLLAR

Mass. State Police Union Head, Lobbyist Charged With Fraud

The former head of the Massachusetts State Police union and a high-powered Boston lobbyist conspired to steal union funds and dole out kickbacks, with the union leader funding lavish meals and romantic getaways with ill-gotten money, federal authorities said Wednesday.

Complaint attached | Read full article »

COMPETITION

Ga. City's Utility Must Face Antitrust Suit, 11th Circ. Says

The Eleventh Circuit said that Georgia state law doesn't shield a city from an antitrust

Center for Constitutional Rights
Credit Suisse Group AG
Defenders of Wildlife
Eli Lilly and Co.
Georgia State University
Goldman Sachs Group Inc.
Goodyear Tire & Rubber Co.
Google Inc.
Hartford HealthCare Corp.
Hazelden Betty Ford Foundation
Human Rights First
Humane Society of the United States
Institutional Shareholder Services Inc.
International Brotherhood of Electrical Workers
Marvel Entertainment LLC
Merck & Co Inc.
Morgan Stanley
NJ Transit Corp.
National Association of Manufacturers
National Parks Conservation Association
Natural Resources Defense Council
New York Times Co.
Nokia Corporation
Phoebe Putney Health System Inc.
Sierra Club
Southern Environmental Law Center
The Allstate Corp.
The Boeing Co.
Trump Organization Inc.
U.S. Chamber of Commerce
Wal-Mart Stores Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
California Natural Resources Agency
California Supreme Court
Delaware Court of Chancery
Delaware Division of Revenue
Equal Employment Opportunity Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission

suit accusing it of unlawfully requiring non-city customers of its water utility services to buy its natural gas services as well.

Opinion attached | Read full article »

AEROSPACE & DEFENSE

Pentagon Drops $5.8B Missile Defense Contract With Boeing

The Boeing Co.'s $5.8 billion government contract to develop a redesigned "kill vehicle" for destroying enemy warheads in space met its end Wednesday with the U.S. Department of Defense citing technical problems with the design.

Read full article »

VA Sued Over Alleged Failure To Record Ex-Secretary's Emails

Two watchdog groups sued the U.S. Department of Veterans Affairs on Wednesday, claiming it shirked its legal duty to chase emails sent between a former VA secretary and a group accused of acting as "shadow rulers" of the agency.

Complaint attached | Read full article »

INTERNATIONAL TRADE

Senate Dems Push Arms Control Provisions In Defense Bill

A group of Senate Democrats are calling for an extension of an arms control deal between the U.S. and Russia and seeking to block deployment of a nuclear warhead with provisions in the defense policy bill for the 2020 fiscal year.

Letter attached | Read full article »

TAX

Analysis

5 Things That Keep Tax Attorneys Up At Night

With several significant tax changes looming on the horizon, along with the government's continued crackdown on offshore tax avoidance and the possibility of future rate increases, tax practitioners may require powerful sleep aids to get a good night's rest. Here, tax attorneys share their greatest fears and worries that keep them up at night.

Read full article »

Germany To Mostly Scrap Post-Berlin Wall Reunification Tax

Germany plans to eliminate a tax on around 90% of taxpayers that the country has collected for about 25 years to help finance the rebuilding of the former East Germany, the finance ministry said Wednesday.

1 document attached | Read full article »

Delaware Beach Town Raises Local Lodging Taxes To 11%

City leaders in Rehoboth Beach, Delaware, have voted to impose a 3% lodging tax next year, a move that comes just one month after the signing of new state measures permitting and expanding local option taxes to select destinations.

Notice attached | Read full article »

Over 50 Reps. Call For Practitioner Services Division At IRS

Over 50 lawmakers in the U.S. House of Representatives, including many on the Ways

Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of State
Georgia Attorney General's Office
Government Accountability Office
Internal Revenue Service
Missile Defense Agency
NATO
National Archives and Records Administration
National Labor Relations Board
National Marine Fisheries Service
New Jersey Attorney General's Office
Pennsylvania Department of Environmental Protection
Securities and Exchange Commission
Texas Legislature
Texas Workforce Commission
U.S. Attorney's Office
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eleventh Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. District Court for the District of Massachusetts
U.S. District Court for the Eastern District of New York
U.S. District Court for the Northern District of Florida
U.S. District Court for the Northern District of Texas
U.S. District Court for the Western District of Texas
U.S. Environmental Protection

and Means Committee, have asked the Internal Revenue Service to consider creating a division dedicated to tax practitioner services.

Letter attached | Read full article »

IMMIGRATION

Trump Admin Moves To Indefinitely Detain Immigrant Kids

The Trump administration on Wednesday removed a 20-day limit on detaining immigrant children crossing into the U.S., allowing the Department of Homeland Security to detain families together indefinitely.

Read full article »

NATIVE AMERICAN

Wyo. Floats Bill Allowing Tribal ID Use For Voter Registration

A Wyoming Legislature select committee has passed a draft bill aimed at facilitating the use of tribal identification for voter registration, according to a Republican representative who co-chairs the group.

Read full article »

TELECOMMUNICATIONS

Transit Officials And Wi-Fi Group Split Over 5.9 GHz Use

A group that advocates for the expansion of Wi-Fi has told the Federal Communications Commission that the valuable 5.9 gigahertz spectrum band dedicated to vehicle safety communications can and should accommodate wireless device traffic, contrary to the beliefs of state transit regulators.

Letter attached | Read full article »

PEOPLE

FordHarrison Nabs 2 Ex-LeClairRyan Attys In Connecticut

FordHarrison LLP has snapped up two LeClairRyan attorneys with decades of experience in labor and employment matters to bolster its office in Hartford, Connecticut.

Read full article »

EXPERT ANALYSIS

What EPA Plan To Count Emission Decreases Means For Cos.

The U.S. Environmental Protection Agency recently proposed a rule explicitly allowing consideration of emissions decreases from a project in determining whether the project causes a significant emissions increase from an existing source. This makes it more likely that state regulators will follow the same approach, says Andrew Sawula of Schiff Hardin.

Read full article »

Ohio Vaccination Bill Comes With Ambiguity For Employers

Ohio's recently introduced House Bill 268 would effectively bar employers from mandating employee vaccinations as a condition of employment, but the bill's language

Agency

U.S. House Committee on Energy and Commerce

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Railroad Retirement Board

U.S. Supreme Court

United States District Court for the Southern District of Georgia

Wyoming Legislature

leaves employers in the dark on aspects like the definition of "adverse employment actions" and exceptions for undue hardship, says Anthony Dick at Fisher Phillips.

Read full article »

5th Circ. Liquor Sales Ruling Skirts Commerce Clause Issues

The Fifth Circuit's decision in Walmart v. Texas Alcoholic Beverage Commission, upholding a Texas law that bans public ownership of retail liquor stores, suggests that there will continue to be tension between states' 21st Amendment rights to regulate liquor within their borders and the U.S. Constitution's commerce clause, says Louis Terminello at Greenspoon Marder.

Opinion attached | Read full article »

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LEGAL INDUSTRY

Global 20: Paul Hastings

Paul Hastings LLP has reached new heights with a milestone expansion in its London office and exponential growth in its Brazil outpost while deftly steering clients through global business and political transitions in Europe, Latin America and Asia, landing the firm a spot on Law360's Global 20 list.

Read full article »

Jurors In Craig Trial See Cooperation, Tension With Manafort

Federal prosecutors on Wednesday showed a D.C. jury a raft of emails between ex-Skadden partner Gregory Craig and Paul Manafort showing a sometimes tense push-and-pull over how much the firm would be paid for work it was doing in Ukraine seven years ago, and by whom.

Read full article »

Firms Promoting Atty Wellness Will See Economic Benefits

If more law firm leaders and other legal professionals acknowledge and prioritize the mental health and overall well-being of their attorneys, then their financial strength will likely rise as a result of increased performance, retention and recruitment, according to a forthcoming paper made available online this week.

Read full article »

Legal Tech Vendors Selling Themselves Short, Report Finds

Sellers of legal technology products often miss the mark when they market to law firms and companies by not sufficiently working to address their potential needs, according to a report released Wednesday by digital marketing and communications agency Baretz & Brunelle.

Read full article »

Nokia Looks To Ax Former In-House Atty's Age, Sex Bias Suit

Nokia Corp. asked a Texas federal court Wednesday to toss a lawsuit brought by a former high-ranking in-house lawyer for the telecom giant who alleges she was unjustly fired after facing age and gender bias that left her "broken."

Read full article »

Jones Day Gets More Time To Answer Family Leave Bias Suit

Jones Day will have an extra month to respond to a suit by two married former

associates who allege the firm's parental leave policy discriminates against fathers, a Washington, D.C., federal judge ruled Wednesday.

Read full article »

Litigation Funder Burford Capital Accused Of Juking Metrics

Litigation finance firm Burford Capital Ltd. has been manipulating its metrics to paint a "misleading picture" for investors while neglecting to mention that the company is "already arguably insolvent," according to a putative class action filed Wednesday.

Read full article »

Law Firm Leaders: Jenner & Block's Craig Martin

Jenner & Block chair Craig Martin speaks to Law360 about the biggest changes ahead for the legal industry and how he plans to preserve and build on the firm's core values.

Read full article »

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Nichols Liu
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Nokia Corporation
Phoebe Putney Health System Inc.
Sierra Club
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The Allstate Corp.
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U.S. Attorney's Office
U.S. Supreme Court
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Government Accountability Office
U.S. Environmental Protection Agency
Internal Revenue Service
U.S. Customs and Border Protection
U.S. Department of Homeland Security
Army Corps of Engineers
California Natural Resources Agency
California Supreme Court
Delaware Court of Chancery
Delaware Division of Revenue
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of State

Georgia Attorney General's Office
Missile Defense Agency
NATO
National Archives and Records Administration
National Labor Relations Board
National Marine Fisheries Service
New Jersey Attorney General's Office
Pennsylvania Department of Environmental Protection
Securities and Exchange Commission
Texas Legislature
Texas Workforce Commission
U.S. Court of Appeals for the District of Columbia Circuit
U.S. Court of Appeals for the Eleventh Circuit
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the Third Circuit
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. District Court for the District of Massachusetts
U.S. District Court for the Eastern District of New York
U.S. District Court for the Northern District of Florida
U.S. District Court for the Northern District of Texas
U.S. District Court for the Western District of Texas
U.S. House Committee on Energy and Commerce
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jennifer O'Connor
Sent: Tue 3/22/2016 12:12:32 PM
Subject: Out of Network Providers: Maximize recovery against health plans and generate more revenue

Good morning,

Patients are increasingly seeking out-of-network (OON) services and this trend is expected to continue. As consumer demand drives out of network activity, ínsurance companies are coming up with OON benefits integrated in their policies.

Since OON reimbursement tends to be higher than in-network reimbursement, payers use different strategies to discourage it, including bill reduction tactics, limits on benefits policies and third-párty rental agreements that lower reimbursement. Out-of-network represents the last great opportunity for many providers to increase their reimbursement. But remember, what has worked for you in the past is no longer effective in recovering revenue for your practice. The climate has changed and so must you!

Join expert speaker **Thomas J. Force, Esq.,** in this On-demand Webinar—"**Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice**" tomorrow, **Wed, Mar 23, 2016**, to get deeper insights on effective revenue recovery techniques for your out-of-network services. Get strategies to maximize recovery against health plans while ensuring that your patients pay their fair share of charges. **Thomas** will analyze and discuss in detail the procedures necessary to be successful as an OON provider—starting with scheduling and involving the entire revenue cyclè.

Plus, you will receive instructions for revising patient forms, drafting appeals and balance bill letters, and steps necessary in holding the health plan accountable to the law.

Session Highlights:

- Discussion on Out-of-Network claims
- Out-of-Network v. In-Network—the advantages and disadvantages
- The importance of patient disclosures and upfront estimates of charges
- ERISA: Friend or Foe?
- How to use ERISA law to appeal deníed and under-reimbursed claims for employer-sponsored plans
- Are You Getting an Appropriate Response From the Health Plan?
- What is a recoupment and what to do when faced with one?
- How to get a full and fair review in case of a recoupment?
- Affordable Care Act (ACA) Emergency Services Mandate
- How to object to and defend health plan recoupments
- The importance of Charity Care Program/ Financial Hardship Policy
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "Surprise Bills"
- Timing of Benefit Determination
- Manner and Content Rules
- Fee Forgiveness (ínsurance fraud)—how to avoid them
- Interplay with State Insurancè Laws
- Disclosure rules
- Dispute Resolution for Emergency and Non-Emergency Services
- Insights on Affordable Care Act and the emergency services mandate
- Mandatory disclosures for OON providers
- Expanded consumer protections

If interested, please click the following link to register and get your discount:

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Happy Easter: Apply **EASTER30** at check-out to **get $30 off**.

Looking forward to your participation here.

Thanks,
Jennifer O'Connor

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Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Ted Burton
Thur 7/12/2018 1:38:01 PM
ct: Out of Network patient collection and balance billing

Burton

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The Balance Bill Requirement for Out of Network Healthcare Providers: Why Out-of-Network Providers MUST Balance Bill their Patients

Presented By: Thomas J. Force

ive Audio Conference | **Date:** Tuesday, July 31, 2018 | **Time:** 1 pm ET | **Length:** 60 minutes | **CEU:** 1 AAPC CEU

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earn the Best Practices to Collect More Effectively from Your Patients – without Losing Their Trust

hat revenue recovery techniques are you using to optimize your collections? Do you have a roven strategy to recover more revenue from your patients and effectively balance bill? What are ou doing to onboard new patients, and how are you communicating with them about the financial sponsibilities of their medical bill? And how well do you understand ERISA rules and state andates on how to handle balance billing?

this audio conference, industry veteran **Thomas J. Force** will discuss proven strategies to nprove the efficiency of your patient collections process. From implementing effective policies to roviding tips on how to hold patients accountable, Force will walk you through what it takes to be uccessful. He will also show you how to reduce your patients' balances before and after eatment, while complying with state and federal laws.

ou will learn how to avoid litigation, how to collect the proper amount of money, about the latest ate laws on balance billing requirements for OON providers, as well as about the recent cases in hich health plans sued OON providers who failed to balance bill their patients.

Here's your opportunìty to ramp up your patient collection strategy and improve your healthcare organization's bottom line. Come away from this fast-paced, informative audio conference with a solid framework for your patient collection strategy, powerful scripts for your staff, valuable tips for attention-getting collection notices and – above all – proven, best practices to start collecting more effectively and efficiently.

After attending this audio conference, you'll be able to optimize your collections, onboard new patients and communicate with them more effectively about the financial responsibilities of their medical bill. You'll understand ERISA rules, guidelines, and state mandates on how to handle balance billing. And you'll be able to strengthen your balance bill letters and protèct your practice without losing patient volume. **Read more**

Session Highlights

This session will bring you up to speed with:

- The multiple forces that are making patient collections more challenging
- Best practices to implement at every stage of the workflow to collect effectively from patients – without losing their trust
- Techniques to overcome checks being sent to patients
- The importance of transparency, patient disclosures and upfront estimates of charges
- Techniques to balance bill patients without offending or alienating them
- How to write patient-friendly balance billing letters, and the best time to send them
- The exceptions to balance billing requirements, penalties for noncompliance & recent case law
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "Surprise Bills"
- The importance of charity care program/financial hardship policy

Session Agenda:

- Introduction to balance billing
  - Balance bill defined
  - Health plan language in the summary plan document
  - When is balance billing required?
- Balance billing requirements
- OON audits by health plans – fee forgiveness
  - Exceptions to balance billing requirements
  - The passage of surprise bill laws to deal with balance billing issues
- Relevant case
  - OON provider committed fraud by not balance billing patients
- Best practices & discussion

    - Financial hardship waiver
    - Transparency & disclosure
    - Practice management
- Q&A discussion, bonus materials

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About Our Speaker

Thomas J. Force, Esq. is a licensed attorney since 1994 in both state and federal courts in New Jersey and New York, with 27 years of experience in the healthcare and insurancè industries. He is the president and founder of The Patriot Group, a full-service healthcare physìcian advocacy and revenue recovery company providing billing, appeals, collections and follow-up services for healthcare. **Read more**

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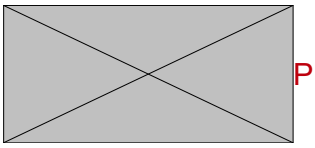
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 9/29/2017 7:43:19 AM
Subject: High Court's 2nd Look May Doom Public Sector Union Fees



PUBLIC POLICY.

Friday, September 29, 2017

TOP NEWS

Analysis

High Court's 2nd Look May Doom Public Sector Union Fees

The U.S. Supreme Court has again agreed to take up a case over whether public-sector workers who are not union members can be forced to pay union fees, and while that question split the high court 4-4 in 2016, experts say this time around the court will likely deal a blow to organized labor and strike down decades-old precedent allowing unions to collect such fees. Read more »

Congress OKs FAA Reauthorization, Disaster-Based Tax Relief

Congress sent a six-month reauthorization of the Federal Aviation Administration to President Donald Trump on Thursday, passing a measure that also includes tax relief to areas in Texas, Louisiana, Florida, the U.S. Virgin Islands and Puerto Rico affected by Hurricanes Maria, Harvey and Irma. Read more »

Trump Lifts Jones Act For Hurricane Relief To Puerto Rico

President Donald Trump on Thursday lifted a shipping restriction on foreign-flagged ships moving goods between U.S. ports to allow for crucially needed supplies to get to hurricane-ravaged Puerto Rico, bowing to pressure to provide relief to the U.S. territory. Read more »

Analysis

4 Deals To Watch With New DOJ Antitrust Chief At The Helm

Makan Delrahim’s confirmation as head of the U.S. Department of Justice’s Antitrust Division comes with several major mergers up for review and politicians clamoring for stepped-up enforcement, and the decisions made on these deals could shed light on the direction and posture of the division going forward. Here, Law360 takes a look at some of the transactions waiting on Delrahim's desk. Read more »

Analysis

Aircraft Trade Feud Casts Imposing Shadow On NAFTA Effort

The Trump administration’s bid to overhaul the North American Free Trade Agreement was never going to be easy, but now a simmering aircraft trade dispute between the U.S. and Canada appears poised to introduce a new point of tension in the already-tense negotiations. Read more »

Ex-Rep. Mel Reynolds Guilty On All Four Counts In Tax Case

Former U.S. Congressman Melvin Reynolds was convicted Thursday on charges he failed to file tax returns on more than $400,000 in income, following a four-day bench trial in an Illinois federal court. Read more »

Gorsuch Speech At Trump Hotel Draws Ethics Concerns

As Justice Neil Gorsuch spoke Thursday to conservatives about civility and free speech at the Trump International Hotel in Washington, protesters outside raised their voices over the ethics of the newest justice appearing at the president's new hotel. Read more »

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Cooper & Kirk
Cravath Swaine
Davis Gerald
Davis Polk
Davis Wright Tremaine
Drinker Biddle
Earthjustice
Foley & Lardner
Fox Rothschild
Gibson Dunn
Goodwin
Gordon & Rees
Greenbaum Rowe
Greenberg Traurig
Haviland Hughes
Herbert Smith Freehills
Hyman Phelps
Irell & Manella
Jackson Lewis
Jones Day
Kasowitz Benson
Keker Van Nest & Peters
Kelley Drye
Kellogg Hansen

Justices To Weigh Challenge To Public Sector Union Fees

The U.S. Supreme Court will again take up the question of whether making public sector workers pay fees to unions violates their First Amendment rights, saying Thursday it will review a Seventh Circuit decision ending an Illinois Department of Healthcare and Family Services worker's suit. Read more »

BANKING & SECURITIES

Big Banks' Living Wills Extension Hints At Regulatory Easing

Federal regulators Thursday gave JPMorgan Chase & Co., Goldman Sachs Group Inc., Bank of America Corp., Wells Fargo & Co. and other big banks another year to file plans for taking themselves apart, opening the door to a potentially more permanent change. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Enviros Get Hollow Victory In 10th Circ. Frack Rule Fight

Environmentalists are cheering the Tenth Circuit's recent decision to toss a legal challenge to the U.S. Bureau of Land Management's rule strengthening fracking regulations on federal and Native American lands, but experts say litigation delays and a BLM effort to revoke the Obama-era rule could prevent it from ever taking effect. Read more »

Ex-EPA Boss Slams 'Rearview Mirror' Trump Administration

Former U.S. Environmental Protection Agency Administrator Gina McCarthy on Thursday blasted the Trump administration for chipping away at the agency's capabilities and rolling back Obama-era climate change initiatives — and expressed skepticism about a carbon tax as a fix-all to reduce carbon emissions. Read more »

Balch Attys Charged In Bribery Scheme To Fight EPA Cleanup

The federal government on Wednesday hit two Balch & Bingham environmental attorneys with charges for allegedly bribing former Alabama state legislator Oliver Robinson to oppose an Environmental Protection Agency cleanup plan that could cost their coal client millions of dollars. Read more »

James Baker Outlines Climate Change Plan At Energy Summit

Former Secretary of State James A. Baker III said during a speech at Rice University Thursday that while there's a "hyperpartisan divide" on climate change and its causes, there are measures that both Republicans and Democrats can agree on that can mitigate its negative impacts. Read more »

DC Circ. Delays But Doesn't Nix Coal Ash Oral Arguments

The D.C. Circuit on Wednesday delayed oral arguments in a challenge to an Obama-era rule that governs the handling of coal ash but did not immediately grant the U.S. Environmental Protection Agency's request to hold the case in abeyance while the regulation is re-examined. Read more »

Enviros Say EPA Keeping Docs On Effluent Rule Secret

Environmental groups on Thursday filed suit against the U.S. Environmental Protection Agency in New York federal court alleging that after months of dialogue, their request for a range of documents on the now-delayed wastewater treatment standards for steam power plants wasn't being filled. Read more »

Enviros Sue EPA Over Ala., Miss. Air Board Conflict Rules

Environmental groups sued the head of the U.S. Environmental Protection Agency on Thursday in D.C. district court, alleging he has failed to enforce conflict of interest standards for Mississippi and Alabama required under the Clean Air Act, while adding the states have been out of compliance for decades. Read more »

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American Cable Association
American Federation of State, County and Municipal Employees
American Public Power Association
American Trucking Associations Inc.
Amgen Inc.
Apple Inc.
Ariosa Diagnostics Inc.
Asciano Ltd.
Association of American Railroads
B/E Aerospace Inc.
Bank of America Corporation
Beachbody LLC
Bombardier Inc.

HEALTH & LIFE SCIENCES

HHS Says Price To Pay Back $52K In Private Jet Costs

The U.S. Department of Health and Human Services on Thursday said Secretary Tom Price will reimburse the federal government almost $52,000 for his share of taxpayer-funded chartered jet trips that are reported to have cost taxpayers more than $400,000 and are the subject of an Office of Inspector General review. Read more »

Feds Make Political Money Link In Menendez Bribery Trial

A Florida ophthalmologist agreed to provide $60,000 in political donations requested by Sen. Bob Menendez's chief of staff on the same day when another staffer sought to arrange a meeting with a U.S. Department of State official to partly discuss an issue affecting the physician, according to testimony Thursday at the senator and doctor's bribery trial. Read more »

IP & TECHNOLOGY

Booking.com Rips USPTO's Bid For Atty Fees In A Case It Lost

Travel reservation site Booking.com harshly criticized the U.S. Patent and Trademark Office on Wednesday for seeking more than $76,000 in attorneys' fees in a trademark case that the agency lost, calling the demand a “radical departure” that “turns logic on its head.” Read more »

Trump's USPTO Pick Made $4.7M Since 2016 At Irell & Manella

President Donald Trump's nominee to lead the U.S. Patent and Trademark Office earned $4.7 million as a managing partner at Irell & Manella LLP since January 2016, according to the nominee's financial disclosure report. Read more »

MEDIA & ENTERTAINMENT

Russian Exec Wants BuzzFeed's Source For Trump Dossier

Attorneys for a Russian technology executive suing BuzzFeed for publishing a dossier alleging Russia has compromising information on President Donald Trump pressed the news organization Thursday to reveal who handed it the dossier, arguing it is critical information for his defamation claims. Read more »

TRANSPORTATION & INFRASTRUCTURE

Analysis

Trump Deregulatory Push Puts New Rail, Truck Rules In Doubt

The Trump administration’s steadfast deregulatory agenda has upended a number of proposed rules and regulations under consideration for the railroad and trucking sectors, casting a bleak outlook for other measures intending to bolster rail competition or more stringently regulate commercial truckers’ operating conditions. Read more »

2 Senators Roll Out Self-Driving Vehicle Legislation

U.S. Sens. John Thune, R-S.D., and Gary Peters, D-Mich., introduced legislation Thursday that would govern self-driving vehicles, a proposal that follows and uses parts of the Self Drive Act, which passed the House without objection earlier this month. Read more »

PRIVACY & CYBERSECURITY

Ballot Selfie Ban Constitutional In NY, Judge Finds

Booking.com BV
British American Tobacco PLC
BuzzFeed Inc.
CVS Caremark Corporation
Cable News Network Inc.
California Teachers Association
Center for Biological Diversity Inc.
CenturyLink Inc.
Citigroup Inc.
Competitive Enterprise Institute
DISH Network Corporation
Dr. Reddy's Laboratories Limited
Drummond Company Inc.
Duane Reade Holdings Inc.
EchoStar Corporation
Edison Electric Institute Inc.
Ernst & Young
FTI Consulting Inc.
Facebook
Food Network
Foot Locker Inc.
Gilead Sciences Inc.
Goldman Sachs Group Inc.
Grant Thornton LLP
Hobby Lobby Stores
Home Box Office Inc.
Hospira Inc.
Idenix Pharmaceuticals, Inc.
Impax Laboratories, Inc.
International Trademark Association
JPMorgan Chase & Co.
Lannett Company, Inc
Memorial Sloan Kettering Cancer Center
Merck & Co Inc.
Microsoft Corporation
MoneyGram International, Inc.
Morgan Stanley
Mylan NV
National Association of Broadcasters
National Australia Bank
National Rifle Association of America
National Right to Work Legal Defense Foundation
National Rural Electric Cooperative Association
New York Times Co.
Novartis AG
Patriot National Inc.
PayPal Inc.

New York's ban on ballot-box selfies was upheld Thursday by a federal judge who found, after a bench trial, that the goal of stemming election manipulation and voting delays does not impinge on the First Amendment. Read more »

TAX

Analysis

5 Tax Fights To Watch In The Supreme Court

The U.S. Supreme Court is facing a number of headline-grabbing tax cases that could change the landscape of unclaimed property laws, restrict the government's prosecutorial power under a section of the federal tax code, and upend sales tax laws pertaining to the online marketplace. Read more »

IRS Beats FOIA Suit Over Church Taxes

A Washington, D.C., federal judge on Wednesday killed a suit alleging that the Internal Revenue Service had failed to properly fulfill a Freedom of Information Act request from a religious freedom legal organization, noting that previous requests have not required the service to search all record systems for responsive records. Read more »

Retired Marshal Asks Supreme Court To Review W.Va. Tax Law

A retired U.S. marshal asked the U.S. Supreme Court to review a West Virginia tax law that grants federal law enforcement retirees a partial income tax exemption for benefits received under the Federal Employee Retirement System while granting full exemption of retirement benefits paid to similarly situated state law enforcement retirees. Read more »

BANKRUPTCY

Senate OKs Tweaked Bill To Up Bankruptcy Fees, Add Judges

The Senate on Wednesday night passed a scaled-back version of a bill that would up bankruptcy fees for some filers, extend 14 bankruptcy judgeships and add four new ones, sending the measure back to the House. Read more »

San Juan Can't Stop Vote On Restructuring Bank's $4.1B Debt

A New York federal judge on Wednesday denied a bid by Puerto Rico's capital, San Juan, to stall a vote on a restructuring plan for the $4.1 billion debt load of the territory's investment bank, saying that the city had not shown it had a secured interest on funds in the bank. Read more »

IMMIGRATION

Trump Fights Quick Win Bids In Calif. Sanctuary Cases

The Trump administration on Thursday urged the Northern District of California to deny quick wins to San Francisco and a California county in their separate bids to permanently block enforcement of an executive order that calls for withholding federal funds from so-called "sanctuary cities." Read more »

TELECOMMUNICATIONS

FCC Chairman Pai's Reconfirmation Heads Toward Final Vote

The U.S. Senate voted Thursday to limit debate on Federal Communications Commission Chairman Ajit Pai's nomination to a second five-year term on the commission. Read more »

Groups Ask High Court To Rethink Net's Title II Status

A handful of telecom industry groups filed cert petitions on Thursday asking the U.S. Supreme Court to undo a D.C. Circuit decision that approved the classification of

Pegasus Capital Advisors LP
PepsiCo Inc.
Raytheon Company
Sequenom, Inc.
Service Employees International Union
Sierra Club
Sinclair Broadcast Group, Inc.
Societe Generale
Southern Environmental Law Center
Space Exploration Technologies Corp.
St. Jude Medical Inc.
State Street Corp.
TBS International Limited
TW Liquidation Corp.
Telecommunications Industry Association
Telia Co. AB
The AES Corporation
The Bank of New York Mellon Corporation
The Boeing Company
The Cato Corporation
The DIRECTV Group, Inc.
The Walt Disney Company
TiVo Corp.
Time Warner Inc.
Trump Organization Inc.
Twitter Inc.
United States Telecom Association
Verizon Communications
Victoria's Secret Stores Inc.
Wal-Mart Stores Inc.
Warner Bros.
Wells Fargo & Co.
Zoll Medical Corporation
eBay Inc.

GOVERNMENT AGENCIES

Alabama Department of Environmental Management
Bureau of Land Management
Department of Commerce
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency

internet service as a Title II public utility and greenlighted the net neutrality rules currently in effect. Read more »

Apple Should Activate FM Chip For Emergencies, Pai Says

Apple continued to weather criticism Thursday over its decision to keep FM chips in iPhones deactivated despite their usefulness during emergencies, with Federal Communications Commission Chairman Ajit Pai calling on the tech giant to "step up to the plate and put the safety of American people first." Read more »

EXPERT ANALYSIS

Opinion

Why The Proposed Calif. Land Use Law Is Deeply Flawed

California bill AB 890, sent to Gov. Jerry Brown for action by Oct. 15, is supposedly meant to ensure that enumerated types of local development proposals are subjected to environmental review under the California Environmental Quality Act. However, this bill, the opposite of CEQA reform, proposes a cure far worse than the perceived disease, say Arthur Coon and Bryan Wenter of Miller Starr Regalia. Read more »

New Sedona Principles Stress Information Governance

The Sedona Conference Working Group's updated Sedona Principles provides a timely reminder that the legal industry needs to be thinking more seriously about the interconnectedness between e-discovery and information governance, says Saffa Sleet of FTI Consulting Inc. Read more »

LEGAL INDUSTRY

Prankster Touts Email From Lowell Meant For Kushner

Top white collar defense lawyer Abbe Lowell had his defenses down just enough Thursday to accidentally send a scolding letter from the Senate intelligence committee to a phony Jared Kushner email moniker instead of Lowell's own client's, according to the prankster's Twitter account. Read more »

Trump Taps Texas Justice, Gibson Dunn Partner For 5th Circ.

President Donald Trump on Thursday unveiled four nominees for the Fifth Circuit, including a Texas Supreme Court justice and a Gibson Dunn & Crutcher LLP partner, and five other candidates for federal judgeships, including district court seats in Louisiana and Colorado. Read more »

Analysis

Texas 5th Circuit Nominees Boast Conservative Bona Fides

Texas Supreme Court Justice Don Willett and Gibson Dunn & Crutcher LLP partner James Ho, both announced Thursday as nominees to the Fifth Circuit, are being hailed by court watchers as well-respected appellate veterans with experience in Washington and deep ties to Texas' Republican leadership. Read more »

Senate Confirms Erickson To 8th Circ.

The Senate voted overwhelmingly Thursday to confirm U.S. District Judge Ralph R. Erickson to the Eighth Circuit, a longtime North Dakota jurist who also chairs the federal Sentencing Commission's Tribal Issues Advisory Group. Read more »

Kasowitz Benson Fights Order Keeping Fraud Suit In Fla.

Kasowitz Benson Torres LLP has appealed a Florida state judge's denial of its request to dismiss a lawsuit from former client Patriot National Inc. accusing it of "egregious misconduct," pressing ahead with its argument that the matter belongs in New York where it is attempting to collect $1.1 million from the company. Read more »

Analysis

What GCs Should Know About The Latest Travel Ban

Federal Highway Administration
Federal Motor Carrier Safety Administration
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Florida Department of Revenue
Internal Revenue Service
International Trade Commission
Judicial Conference of the United States
Michigan Department of Treasury
Mississippi Department of Environmental Quality
NAFTA
National Highway Traffic Safety Administration
New York Attorney General's Office
Securities and Exchange Commission
Small Business Administration
Surface Transportation Board
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

President Donald Trump's newest travel ban, which places restrictions on immigrants and visitors to the United States from eight countries, could limit hiring, promoting, business-related trips and other travel for companies that employ individuals around the world. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Legal lions this week were led by a coalition of attorneys who helped biotech giant Amgen secure a jury verdict for $70 million in damages, while the legal lambs were headed by an unnamed WilmerHale attorney who accidentally sent privileged documents to a reporter. Read more »

Global 20: Herbert Smith Freehills

Herbert Smith Freehills LLP has maintained its place on Law360's Global 20 list for the fourth year in a row, again proving itself an international powerhouse through its representation of Goldman Sachs International and Societe Generale against a Libyan government wealth fund, among other large cases and deals. Read more »

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Venable LLP
WilmerHale
Arnold & Porter Kaye Scholer
Balch & Bingham
Beasley Firm
Benesch Friedlander
Black Srebnick
Blank Rome
Bracewell
Cinnamon Mueller
Conrad & Scherer
Cooley
Cooper & Kirk
Cravath Swaine
Davis Gerald
Davis Wright Tremaine
Drinker Biddle
Fox Rothschild

Goodwin
Gordon & Rees
Greenbaum Rowe
Greenberg Traurig
Haviland Hughes
Herbert Smith Freehills
Hyman Phelps
Irell & Manella
Jackson Lewis
Kasowitz Benson
Keker Van Nest & Peters
Kelley Drye
Kellogg Hansen
Kirkland & Ellis
Kobre & Kim
Lavin O'Neil
Lewis Baach
Marshall Gerstein
McDermott Will
Miller Starr
MoloLamken LLP
Osler Hoskin
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Perkins Coie
Richards Layton
Seyfarth Shaw
Sidley Austin
Stevens & Lee
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Stone Pigman
Strasburger & Price
White & Case
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Willkie Farr
Zimmerman Reed

COMPANIES
Twitter Inc.
Sierra Club
American Cable Association
California Teachers Association
DISH Network Corporation
Goldman Sachs Group Inc.
Microsoft Corporation
National Right to Work Legal Defense Foundation
New York Times Co.
PepsiCo Inc.
Service Employees International Union
The Cato Corporation
Allergan PLC

Alliance Defending Freedom
American Bar Association
American Federation of State, County and Municipal Employees
American Public Power Association
American Trucking Associations Inc.
Amgen Inc.
Apple Inc.
Ariosa Diagnostics Inc.
Asciano Ltd.
Association of American Railroads
B/E Aerospace Inc.
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Bombardier Inc.
Booking.com BV
British American Tobacco PLC
BuzzFeed Inc.
CVS Caremark Corporation
Cable News Network Inc.
Center for Biological Diversity Inc.
CenturyLink Inc.
Citigroup Inc.
Competitive Enterprise Institute
Dr. Reddy's Laboratories Limited
Drummond Company Inc.
Duane Reade Holdings Inc.
EchoStar Corporation
Edison Electric Institute Inc.
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FTI Consulting Inc.
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Foot Locker Inc.
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St. Jude Medical Inc.
State Street Corp.
TBS International Limited
TW Liquidation Corp.
Telecommunications Industry Association
Telia Co. AB
The AES Corporation
The Bank of New York Mellon Corporation
The Boeing Company
The DIRECTV Group, Inc.
The Walt Disney Company
TiVo Corp.
Time Warner Inc.
Trump Organization Inc.
United States Telecom Association
Verizon Communications
Victoria's Secret Stores Inc.
Wal-Mart Stores Inc.
Warner Bros.
Wells Fargo & Co.
Zoll Medical Corporation
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Environmental Protection Agency
Federal Communications Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Senate
Federal Bureau of Investigation
U.S. Patent and Trademark Office
Alabama Department of Environmental Management
Bureau of Land Management
Department of Commerce
European Commission
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Highway Administration

Federal Motor Carrier Safety Administration
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Florida Department of Revenue
International Trade Commission
Judicial Conference of the United States
Michigan Department of Treasury
Mississippi Department of Environmental Quality
NAFTA
National Highway Traffic Safety Administration
New York Attorney General's Office
Small Business Administration
Surface Transportation Board
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
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From: Vicki J. Beavers
Sent: Fri 9/16/2016 12:04:50 AM
Subject: AG for a Day Southern Loop Tour Sept. 19-22, 2016
Attorney General Laxalt Launches "AG for a Day" Tour in Southern Nevada.pdf
AG FOR A DAY One Pager (South).docx

I am writing to remind you of Attorney General Laxalt's invitation to the southern portion of the "AG for a Day" tour occurring September 19–22, 2016. The northern tour earlier this month was a big success with state, town and county officials, as well as with members of the public. We hope to enjoy the same success next week as Attorney General Laxalt and members of his staff visit Mesquite, Laughlin, Boulder City, Pahrump and Henderson. AG Laxalt encourages anyone from those towns or the surrounding areas to attend the events to learn more about the services of the Attorney General's Office and to interact with his staff.

I am attaching some information about the tour and would greatly appreciate your help in disseminating the information to everyone in your office and especially to the public.

To those of you who have already RSVPd, we greatly appreciate your support. Please do not hesitate to contact me if you have any questions.

Sincerely,

Monica Moazez
Communications Director
Nevada Attorney General's Office
555 E. Washington Ave.
Las Vegas, NV 89101
(702) 486-0657

OFFICE OF THE ATTORNEY GENERAL

Adam Paul Laxalt, *Attorney General*

100 North Carson Street
Carson City, NV 89701
Telephone - (775) 684-1100
Fax - (775) 684-1108
Web - http://ag.nv.gov

FOR IMMEDIATE RELEASE
Date: September 12, 2016

Contact: Monica Moazez
MMoazez@ag.nv.gov / 702-486-0657

Attorney General Laxalt Launches "AG for a Day" Tour in Southern Nevada

Las Vegas, NV – Today, Nevada Attorney General Adam Paul Laxalt announced the schedule for the southern portion of his "AG for a Day" statewide Nevada tour beginning on September 19 in Mesquite. The tour brings the Office of the Attorney General to Nevadans all across the State. Although the office represents the interests of all Nevadans each and every day, the "AG for a Day" tour provides an additional opportunity for AG Laxalt and his staff to hear the concerns of residents in each county and to be directly responsive to them. The idea for bringing the office to different locations originated in November of 1968 when Nevada Governor Paul Laxalt, AG Laxalt's grandfather, created his "Capital for a Day" tour. Governor Laxalt traveled the State with members of his cabinet to identify and address issues of concern. In keeping with grandfather's tradition, AG Laxalt will be accompanied by members of his staff representing major divisions within the Office of the Nevada Attorney General on his "AG for a Day" tour.

"I strongly believe that the closer the government is to the people, the more effectively we can meet their needs," said Laxalt. "That is why this 'AG for a Day' tour is dedicated to bringing the Office of the Attorney General directly to the people of Nevada."

Collectively, the Office will present on topics affecting local residents such as open government, trends in consumer fraud, domestic violence, guardianships and elder abuse, taxation and local government finance, and military legal services. Following the presentations, AG Laxalt and his staff will listen to the concerns of residents and be there to answer any questions.

"Each county, city and town in Nevada has unique needs and is impacted differently by decisions made at the state level," Laxalt continued. "This is why it is so important for state agencies to listen to their concerns and identify issues that matter to the people they serve. The 'AG for a Day' tour allows Nevadans to learn about the Office, and

plays an important role in providing what Nevadans need, expect and deserve from their elected leaders."

Beginning in Fallon, the tour began in northern Nevada. Southern tour stops will include Mesquite, Laughlin, Boulder City, North Las Vegas, Pahrump and Henderson, respectively.

For more information on tour dates and stops, please refer to the attached flyer.

###

ATTORNEY GENERAL LAXALT'S

AG FOR A DAY

"I strongly believe that the closer the government is to the people, the more effectively we can meet their needs. That is why this AG FOR A DAY tour is dedicated to bringing the Office of the Attorney General directly to the people of Nevada."

— Attorney General Adam Paul Laxalt

HISTORY

In November of 1968, Nevada Governor Paul Laxalt embarked on a Capital for a Day tour with members of his cabinet to identify concerns and create responsive solutions for the State.

Photo courtesy of the Las Vegas Sun Archives

In the spirit of Governor Laxalt's Capital for a Day tour, AG Laxalt and members of his staff will present on topics including open government, trends in consumer fraud, domestic violence, guardianships and elder abuse, taxation and local government finance, and military legal services.

The AG FOR A DAY tour is designed to take state government directly to the people of Nevada's communities. Beginning on September 6th, AG Laxalt will tour Nevada's cities and counties accompanied by various members of his staff who represent major divisions in state government.

SOUTHERN NEVADA SCHEDULE

9/19/16: **MESQUITE**
City Council Chambers at 10:30 a.m.
10 E. Mesquite Blvd. (Clark Co.)

9/20/16: **LAUGHLIN**
American Legion at 10:00 a.m.
1510 Bruce Woodbury Dr. (Clark Co.)

9/20/16: **BOULDER CITY**
City Council Chambers at 3:15 p.m.
401 California Ave. (Clark Co.)

9/21/16: **NORTH LAS VEGAS**
North LV Police Department at 9:00 a.m.
Community Room
3755 W. Washburn Rd. (Clark Co.)

9/21/16: **PAHRUMP**
Commissioners Chambers at 1:30 p.m.
2100 E. Walt Williams Dr. (Nye Co.)

9/22/16: **HENDERSON**
City Council Chambers at 9:30 a.m.
240 Water Street (Clark Co.)

CLV003664

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 2/22/2018 10:03:33 AM
Subject: You've Got A Branch At Chase—Downpayment Begins On 400 Target

Socially Responsible Deposits • Hands Across Atlantic For Fintech • Chris Skinner: Don't Dismiss Crypto • More AML Talk On Hill • Bureau Seeks Input On Input

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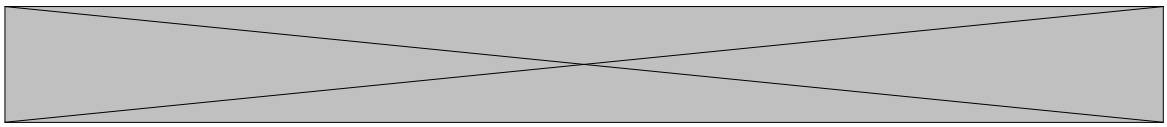


COMMUNITY BANKING

Socially reponsible deposits

The 148-year-old UniBank rolled out its “Invest Worcester” account in late 2016. The bank refers to the account as “socially responsible banking,” a takeoff on socially responsible investing. It's brought in new money and made expanded lending possible. Read more

COMPLIANCE

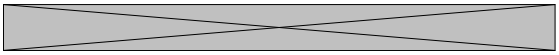
Bureau seeks input on, well, input

Since its beginnings, CFPB has favored many forms of engagement with stakeholders, including such efforts as town hall meetings and field hearings. Acting Director Mick Mulvaney has added engagement, including CFPB councils, to the bureau operations under review. Read more

THE NOT-QUITE-SO-DEAD BRANCH

You've got a branch at Chase

In a "downpayment" on a planned 400-branch expansion, JPMorgan Chase & Co. is challenging its megabank competitors by expanding its footprint and filing applications for six retail branch locations in three new markets: Boston, Philadelphia, and



UNCONVENTIONAL WISDOM

Take cryptocurrency seriously

Why Chris Skinner thinks Bitcoin is not a “fraud” or “bubble,” but something you should be watching. Read more

AML & FRAUD

“Runnin Down A Dream”

“Can’t we look at an issue from all sides?” asks John Byrne after a congressional hearing. Read more

COMMUNITY BANKING BLOG

Big broom in the boardroom

Sweeping out the “meh,” the obnoxious, and the useless from your board. Jeff Gerrish tells you how. Read more

NOMINATE SOMEONE TODAY!

Banking Exchange kicks off “20 under 40” awards

Banking Exchange magazine has

Washington, D.C. Read more

FINANCIAL INNOVATION

U.K., U.S. regulators collaborate on fintech

In its first fintech innovation arrangement with a non-U.S. counterparty, the Commodity Futures Trading Commission signed an agreement Feb. 20 under which CFTC and the U.K.'s Financial Conduct Authority will cooperate. Read more

BANK PERFORMANCE

U.S. bank margins reach highest level in 5 years

Strong expansion in commercial loan yields has pushed net interest margins at U.S. banks to the highest level in more than five years, according to an S&P Global Market Intelligence analysis. Read more

CRE LENDING

Outlook upbeat for 2018, cautious for 2019

Commercial real estate outlook varies by type of property—hotels, for example, look better than traditional retail. Here's a recap of recent research from regulators as well as real estate and banking industry trade groups. Read more

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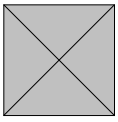

More than 13,500 bankers, tech experts, and others follow *Banking Exchange* now for early website updates, industry developments, and more. Follow @BankingExchange on Twitter

launched its first annual 20 Under 40 award program. The program will culminate in a special report in the magazine's June 2018 issue in which 20 noteworthy next-gen bankers will be profiled. Learn more about how to nominate someone

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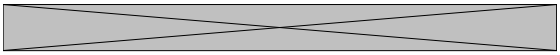

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Encouraging cultural mixture

"Uniting 'suits' and 'jeans' should be a critical part of a bank's necessary transformation efforts. In an era when business and technology move at lightning speed, banks must keep in mind that one of us is not smarter than all of us together"—**Roger Park, E&Y** *Read more*

The "Amazon Effect" and what banks can do about it

Since Amazon became the #1 retailer in the world, consumer needs for ease and immediacy in all brand interactions have grown. This sponsored-content article from Harland-Clarke details three ways financial institutions can meet account holders' rising desire for instant, "on demand" financial services. Read the article

*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on* LinkedIn *for Banking Exchange updates*

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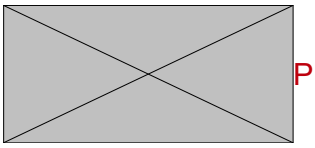
Sent: Mon 8/14/2017 8:26:36 AM
Subject: 5 New Noncompete Developments Attys Should Know About



PUBLIC POLICY.

Monday, August 14, 2017

TOP NEWS

Analysis

5 New Noncompete Developments Attys Should Know About

Noncompete agreements can be crucial to a company's bottom line, but drafting and enforcing those pacts is tricky business, requiring that attorneys know legal standards that vary state by state and stay abreast of rulings and legislative changes that may happen without much fanfare. Here, Law360 rounds up the recent developments on the noncompete front that attorneys need to know about. Read more »

Analysis

Delayed Tax Reform May Be Slowing Economic Growth

The slow pace of action on tax reform promised by the White House and the Republican-controlled Congress is creating a volatile and uncertain atmosphere for businesses, which are becoming increasingly cautious about making long-term investments. Read more »

17 States Urge DOL To Rescind Persuader Rule

A group of 17 states led by Texas on Friday told the U.S. Department of Labor the so-called "persuader rule" should be rescinded because it imperils the attorney-client relationship and is "irreconcilable with the principles of federalism." Read more »

Analysis

Feds Plan To Take The Wheel On Self-Driving Cars

Congress' consideration of first-of-its-kind legislation regulating how autonomous or self-driving cars are manufactured, tested and deployed in the U.S. indicates that the federal government will keep a tight rein on such automotive advancements while ensuring that states don't overburden automakers with conflicting regulations of their own, experts say. Read more »

Trump Urges High Court To Uphold Travel Ban, Refugee Pause

The Trump administration on Thursday urged the U.S. Supreme Court to reverse rulings by the Fourth and Ninth circuits that paused the president's travel ban for nationals of six predominantly Muslim countries and suspension of the nation's refugee program, arguing that the courts overstepped their bounds. Read more »

BANKING & SECURITIES

DaVita Investors Move To Consolidate Derivative Suits

The DaVita Inc. investors suing the dialysis services provider's top brass over its allegedly fraudulent insurance practices asked a Delaware federal court on Friday to consolidate their three derivative suits and appoint Robbins Geller Rudman & Dowd LLP as lead counsel. Read more »

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Norton Rose Fulbright
Paul Hastings

Calif. AG Sues EPA For Docs Over Possible Pruitt Conflicts

California's attorney general sued the U.S. Environmental Protection Agency on Friday over allegedly failing to respond to a request for documents explaining Scott Pruitt's potential conflicts of interest, saying the administrator may be making decisions on rules he's litigated against in the past. Read more »

HEALTH & LIFE SCIENCES

Judge Erred On Medicare Appeals Backlog, DC Circ. Rules

A federal judge acted too hastily when he ordered the U.S. Department of Health and Human Services to clear Medicare's huge backlog of hospital billing appeals despite HHS' assertion that such action would be legally impossible, the D.C. Circuit ruled Friday. Read more »

EMPLOYMENT

Ala. Biz Groups Back State In Wage Law Suit At 11th Circ.

Retail and restaurant associations and other business groups on Thursday urged the Eleventh Circuit to back Alabama's bid to toss a suit alleging that state legislators discriminated against Birmingham blacks by preempting an ordinance to raise the city's minimum wage, saying that statewide uniformity of employment laws forecloses any race discrimination claims. Read more »

PRIVACY & CYBERSECURITY

Abortion Foe Wants High Court To Strike Down Video Ban

The anti-abortion group behind a collection of secretly recorded videos from annual meetings of the National Abortion Federation is urging the U.S. Supreme Court to nix a preliminary injunction barring the publication of the recordings, arguing that the order unfairly restrains the release of information based solely on confidentiality agreements signed at the conferences. Read more »

AEROSPACE & DEFENSE

Trump Promises Billions For Missile Defense

President Donald Trump said Thursday that he plans to increase the nation's missile defense spending by "a substantial amount of billions of dollars," citing tensions with North Korea as one of the factors behind that decision and suggesting that more details might be available within a week. Read more »

INTERNATIONAL TRADE

Insurer Can't Recoup $2.2M In US Bonds, CIT Rules

The U.S. Court of International Trade denied a bid by Hartford Fire Insurance Co. hoping to recoup $2.2 million paid on bonds to U.S. Customs and Border Protection that the insurer alleges are void, finding that the bonds are valid and enforceable. Read more »

TAX

Groups Want Overseas Cash, Reinvestments Taxed Differently

The promised tax overhaul should treat overseas money flowing back stateside differently depending on whether it's found in "short-term cash reserves" or has been

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Quinn Emanuel
Richards Layton
Rigrodsky & Long
Riley Safer
Robbins Geller
Ropes & Gray
Rosen Law Firm PA
Scharf Banks
Sedgwick LLP
Seyfarth Shaw
Sidley Austin
Skarzynski Black
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Google Inc.
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Instagram Inc.
International Brotherhood of Teamsters
Jacobs Engineering Group Inc.
KPMG International
LinkedIn Corp.
LogistiCare Solutions LLC
Moody's Corporation
NAACP Legal Defense and Educational Fund Inc.
National Association of Manufacturers

reinvested elsewhere, an array of industry groups told the Trump administration Thursday. Read more »

IMMIGRATION

SF Atty Hints At New Move In Sanctuary City Funding Fight

The city attorney for San Francisco said Friday that he's not planning to join a Chicago case in the fight over grant funding for so-called sanctuary cities but hinted that new moves may be on the horizon in that battle, saying that "there are other things in the works." Read more »

Chicago Asks Judge To Block DOJ Conditions On Police Grant

Ahead of a Sept. 5 application deadline, the city of Chicago asked an Illinois federal judge on Friday to block the Trump administration's new conditions related to immigration on a grant supporting public safety, saying the injury the city faces would be irreparable. Read more »

NATIVE AMERICAN

BIA, FWS Improved Dam Hazard Readiness, Watchdog Says

The Bureau of Indian Affairs and the U.S. Fish and Wildlife Service have successfully implemented a slew of recommended measures for boosting emergency preparedness at high-hazard dams, the U.S. Department of the Interior's Office of Inspector General said Thursday. Read more »

TELECOMMUNICATIONS

Group Demands Pai's Recusal From Inmate Calling Issues

A prisoner advocacy group has called on Federal Communications Commission Chairman Ajit Pai to recuse himself from all agency business related to prison phone call rates, saying that his days as a Jenner & Block LLP attorney created a "clear conflict of interest." Read more »

FCC Grants Deadline Extension For Net Neutrality Comments

The U.S. Federal Communications Commission said Friday it is extending the deadline for reply comments by two weeks in its proceeding that contemplates gutting net neutrality protections, after Public Knowledge, the American Civil Liberties Union and other groups supporting net neutrality asked the agency for more time. Read more »

Chamber Joins In Opposition Of Sex Trafficking Bill

The U.S. Chamber of Commerce has joined a growing list of powerful groups opposing a bill designed to hold internet companies accountable for not doing enough to combat child sex trafficking facilitation on their sites. Read more »

PENNSYLVANIA

Pa. Sen. Wants To Legalize Restitution For Gov't Entities

A Pennsylvania state senator Thursday announced his intention to introduce legislation that would allow government agencies to receive restitution for fraud committed against them, in response to a 2016 state Supreme Court ruling that said public bodies were largely precluded from being made whole. Read more »

Convicted Reading Politico Can't Be Sprung Early, Feds Say

Federal prosecutors who are leading the corruption case against the former mayor of Reading, Pennsylvania, on Friday blasted a bid by the former city council president to cut short his time behind bars, rejecting his claims to have cooperated

National Immigration Law Center
New York State Bar Association
Open Web Application Security Project
PHH Corporation
Pfizer Inc.
Planned Parenthood Federation
Platinum Equity LLC
PricewaterhouseCoopers
Public Knowledge
Securus Technologies Inc.
Southern Poverty Law Center
The Options Clearing Corp.
U.S. Chamber of Commerce
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Verizon Communications
Volkswagen
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Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Missile Defense Agency
National Credit Union Administration
National Highway Traffic Safety Administration
National Labor Relations Board
New York State Assembly
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Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Customs and Border

with the government. Read more »

EXPERT ANALYSIS

Opinion

It's Time To Improve Voir Dire In Federal Court

During the jury selection process, many times parties submit proposed voir dire questions, but the court ultimately chooses the questions to be asked and does all of the questioning of the jury panel. While this approach is judicially efficient, rarely do we learn anything meaningful from the panel members, say Lisa Blue of Baron and Blue and Robert Hirschhorn of Cathy E. Bennett & Associates. Read more »

Labor Law Changes Leave Employers In Limbo

Over the last 12 months lawyers who advise companies in advance of changes in employment law may have begun to feel some unease. Even those who have been practicing for years have been at a loss as to how to predict what may be coming next, especially with respect to overtime, joint employment, the persuader rule and tip pooling — just to name a few issues, says Shira Yoshor of Greenberg Traurig LLP. Read more »

New Reg CC Brings New Liability Considerations For Banks

Amendments to Regulation CC that will become effective next year add several new indemnities for electronically created checks and items deposited through remote deposit capture. This creates a new form of risk for financial institutions that must be cabined, say attorneys with Dykema Gossett PLLC. Read more »

What To Know About New FDA Informed Consent Guidance

The U.S. Food and Drug Administration recently issued a guidance document announcing its intention not to object to an institutional review board's waiving or altering of the informed consent requirements for an FDA-regulated clinical investigation. The guidance will align the FDA's policy on waiving informed consent with the so-called Common Rule, say attorneys with Ropes & Gray LLP. Read more »

Electronic Mortgage Closings Improve Homebuying: Part 2

The Consumer Financial Protection Bureau's pilot study on electronic mortgage closing technologies shows promise for breaking down the complicated closing process. However, further dialogue and analysis of the benefits, opportunities and risks of e-closings are critical to ensuring that all voices are heard and major risks are identified, says Eamonn Moran of Kilpatrick Townsend & Stockton LLP in the final part of this article. Read more »

Series

Notes From A Law Firm Chief Privacy Officer: Insider Risks

As law firms hold sensitive information not only related to the firm but to the firm's clients, an insider threat — whether it's a "bad actor employee" or inadvertent activity — poses a particular concern. There are steps that privacy officers can initiate to help minimize these threats, says Patricia Wagner, chief privacy officer for Epstein Becker Green. Read more »

LEGAL INDUSTRY

Analysis

Fighting To Close The Gender Gap In Litigation

Women make up half of all law school graduates and have done so for over two decades — but they're still woefully underrepresented when it comes to appearing and speaking in court, a problem experts say can stymie their careers and prevent professional advancement. Here, Law360 looks at some things that are being done by law firms, judges and clients to help close the gender gap in litigation. Read more »

Steptoe Moves To Arbitrate Ex-Associate's Pay Gap Suit

Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court
U.S. Uniform Law Commission
World Intellectual Property Organization

Steptoe & Johnson LLP on Thursday asked a California federal judge to send a suit alleging it underpays female attorneys to arbitration, saying that the former associate who brought the claims had signed agreements on two separate occasions to arbitrate any disputes she would have with the firm. Read more »

Security Flaw With PACER Sites Solved

The Administrative Office of the U.S. Courts fixed a vulnerability with its online PACER/ECF system that could have granted unlimited access to website owners whose visitors were logged in to PACER, the Free Law Project said Wednesday. Read more »

How To Protect Confidential Info From Border Searches

Attorneys who travel abroad with privileged or confidential information on their portable devices must understand what their ethical duties are when pressed by U.S. border agents to search their phones, tablets and computers, according to a panel of experts Friday at a continuing legal education session in New York. Read more »

Changing Marijuana Industry Keeps Attys On Their Toes

Attorneys considering entering the relatively new and volatile world of marijuana law need to educate themselves about the ethical rules and regulatory minefields surrounding the nascent industry, according to experts speaking Friday morning at a continuing legal education panel in New York City. Read more »

Troutman Sanders Helps Teen Pro Bono Client Win Asylum

In a rare pro bono victory at U.S. Citizenship and Immigration Services' Atlanta office, a Troutman Sanders LLP attorney working on behalf of the legal resource organization Kids in Need of Defense secured asylum for a teenage boy who faced violent retaliation for refusing to join a gang and sell drugs in his home country of Guatemala. Read more »

Law360's Pro Say Podcast: How To Handle Mentally Ill Workers

On the latest episode of Law360's Pro Say podcast, the team discusses how employers should deal with mentally ill workers to avoid discrimination lawsuits, a landmark decison upholding a "spoofing" conviction, and the latest in the IP fight over beloved television show "Reading Rainbow." Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

A D.C. Circuit decision could have far-reaching implications for the SEC's oversight of self-regulatory organizations, lawmakers have urged the DOJ to walk back its stance on gay rights protections in the workplace, and the National Labor Relations Board chairman confirmed his intention to leave the agency this year. These are some of the top stories in corporate legal news you may have missed last week. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Ropes & Gray
Rosen Law Firm PA
Scharf Banks
Sedgwick LLP
Sidley Austin
Skarzynski Black
Steptoe & Johnson LLP
Stroock & Stroock
Troutman Sanders
Weil Gotshal
Williams & Connolly

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American Civil Liberties Union
New York State Bar Association
U.S. Chamber of Commerce
Verizon Communications
American Chemistry Council Inc.
American Hospital Association
Apple Inc.
Bass Pro Shops
Brooklyn Defender Services
Business Roundtable
Cablevision Systems Corporation
Charter Communications Inc.
Davita, Inc.
Deloitte Touche
Electronic Frontier Foundation
Facebook
Fannie Mae
Fordham University
Freddie Mac
Information Technology Industry Council
Instagram Inc.
International Brotherhood of Teamsters
Jacobs Engineering Group Inc.
KPMG International
LinkedIn Corp.
LogistiCare Solutions LLC
Moody's Corporation
NAACP Legal Defense and Educational Fund Inc.
National Association of Manufacturers
National Immigration Law Center
Open Web Application Security Project
PHH Corporation
Pfizer Inc.
Planned Parenthood Federation
Platinum Equity LLC
PricewaterhouseCoopers
Public Knowledge
Securus Technologies Inc.
Southern Poverty Law Center
The Options Clearing Corp.
Uber Technologies Inc.
Volkswagen
Washington Post Co.

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U.S. Supreme Court
U.S. Department of Labor
Consumer Financial Protection Bureau
Federal Bureau of Investigation
Federal Communications Commission

National Labor Relations Board
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of the Treasury
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Equal Employment Opportunity Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
Missile Defense Agency
National Credit Union Administration
National Highway Traffic Safety Administration
New York State Assembly
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nextdoor Scotch Eighty
Sent: Mon 6/5/2017 11:49:16 PM
Subject: 17 new messages & today's top post: SIGN PETITION: Don’t Motel My Neighborhood! Protect Las Vegas from Short Term Rentals

SIGN PETITION: Don’t Motel My Neighborhood! Protect Las Vegas from Short Term Rentals • Two Important Meetings on Short Term Rentals - June 19th and June 21st • White Ford Explorer • Short Term Rentals / Mortgage Fraud / FBI • Airbnb • "Don't Motel My Neighborhood" Yard Signs & Posters • Anyone missing a black cat? • Housekeeper • Wildlife Help • City Council Bill To Regulate Short Term Rentals (Bill 2017-16) • Short term rentals • Short Term Rentals: The Attack on Our Neighborhoods Intensifies • More on Proposed Bill 2017-16 Regarding Short-term Rentals • Cats • Free Moving Boxes • SHORT TERM RENTAL - City Council VOTE • SHORT TERM RENTAL - City Council Recommending Meeting

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POSTS

- SIGN PETITION: Don’t Motel My Neighborhood! Protect Las Vegas from Short Term Rentals
- Two Important Meetings on Short Term Rentals - June 19th and June 21st

REPLIES

- White Ford Explorer
- Short Term Rentals / Mortgage Fraud / FBI
- Airbnb
- "Don't Motel My Neighborhood" Yard Signs & Posters
- Anyone missing a black cat?
- Housekeeper
- Wildlife Help
- City Council Bill To Regulate Short Term Rentals (Bill 2017-16)
- Short term rentals
- Short Term Rentals: The Attack on Our Neighborhoods Intensifies
- More on Proposed Bill 2017-16 Regarding Short-term Rentals
- Cats

CLASSIFIEDS AND FREE ITEMS

- Free Moving Boxes

EVENTS

- SHORT TERM RENTAL - City Council VOTE · Jun 21
- SHORT TERM RENTAL - City Council Recommending Meeting · Jun 19

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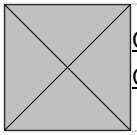

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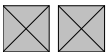

2 replies

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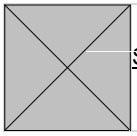

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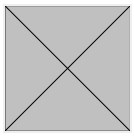
Posts

SIGN PETITION: Don't Motel My Neighborhood! Protect Las Vegas from Short Term Rentals

Jessica Saylor , Scotch Eighty LEAD



Dear Southern Nevada Neighbors,
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Councilwoman Lois Tarkanian has been working since... Read more
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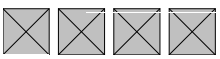


9 replies

Two Important Meetings on Short Term Rentals - June 19th and June 21st

M M , McNeil Estates

Lois Tarkanian is recommending her Bill 2017-16 at the Recommending Meeting at City Council on June 19th at 10:00am, this bill will then go... Read more

Replies

Re: White Ford Explorer

1 new reply:

Jessica Saylor , Scotch Eighty LEAD

Hi John...I think that is a short term renter driving through the neighborhood!

Re: Short Term Rentals / Mortgage Fraud / FBI

20 new replies including:

Patricia M. Flick , Palomino

Keep me posted. Sunday, we had 400 people and 500 cars all over the neighborhood at and around 616 Campbell Dr., the "PARTY HOUSE". This... Read more

19 replies

Re: Airbnb

2 new replies including:

Jessica Saylor , Scotch Eighty LEAD

Please sign the petition to protect neighborhoods from Short Term Rentals: goo.gl/7cMt6a

1 reply

Re: "Don't Motel My Neighborhood" Yard Signs & Posters

3 new replies including:

Jessica Saylor , Scotch Eighty LEAD

Please sign the petition to protect neighborhoods from Short Term Rentals: goo.gl/7cMt6a

2 replies

Re: Anyone missing a black cat?

3 new replies including:

Jodie Diamant , Rancho Nevada Estates
Male or female? Does it have one white whisker? It may be from here

2 replies

Re: Housekeeper

1 new reply:

Suzanne Hackett-Morgan , McNeil Estates
My housekeeper Cecilia is looking to add clients in McNeil. I've had her for u8+ months and very happy. She is $80 for four hours every... Read more

Re: Wildlife Help

1 new reply:

Ann Cribari , Rancho Nevada Estates
hi, i haven't posted on this topic but I did speak w/ the wildlife specialist at the SP last week regarding coyotes. The SP does not track... Read more

Re: City Council Bill To Regulate Short Term Rentals (Bill 2017-16)

3 new replies including:

Jessica Saylor , Scotch Eighty LEAD
Please sign the petition to protect neighborhoods from Short Term Rentals: goo.gl/7cMt6a

2 replies

Re: Short term rentals

2 new replies including:

William Stojack , Rancho Manor

Item 37 on the agenda for the upcoming Council meeting.
Also of interest is Item 55 appealing the Planing Commission/Staff denial for a B&B... Read more

1 reply

Re: Short Term Rentals: The Attack on Our Neighborhoods Intensifies

2 new replies including:

Jessica Saylor , Scotch Eighty LEAD

Please sign the petition to protect neighborhoods from Short Term Rentals: goo.gl/7cMt6a

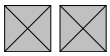
1 reply

Re: More on Proposed Bill 2017-16 Regarding Short-term Rentals

3 new replies including:

Jessica Saylor , Scotch Eighty LEAD

Please sign the petition to protect neighborhoods from Short Term Rentals: goo.gl/7cMt6a



2 replies

Re: Cats

1 new reply:

Candy Salinger , Spanish Oaks

And a phone call couldn't ascertain that info? I asked for your contact info, haven't received any private message from you. I'm getting... Read more

Classifieds and Free Items

Free Moving Boxes
Ginger Melien, Scotch Eighty

Events

SHORT TERM RENTAL - City Council VOTE
M M , McNeil Estates

When: Wed, Jun 21, 11:30 AM
Where: Las Vegas City Council
Lois Tarkanian is recommending her Bill 2017-16 at the Recommending Meeting at City Council on June 19th at 10:30am, this bill will then go before the City Council for a vote on June 21st at 11:30am. Both of these meetings are TIME CERTAIN (which means they are scheduled to go at the time specified, she did this on purpose as she felt some people could take their lunch hour to show up and support the bill). She would like to get AS MANY people there as possible to show the City Council that we DO NOT want Short Term Rentals (part of her bill forces the individual/business to apply for a Special Use Permit which she said is critical (this way the community is aware of... Read more

SHORT TERM RENTAL - City Council Recommending Meeting
M M , McNeil Estates

When: Mon, Jun 19, 10:00 AM
Where: Las Vegas City Council
Lois Tarkanian is recommending her Bill 2017-16 at the Recommending Meeting at City Council on June 19th at 10:00am, this bill will then go before the City Council for a vote on June 21st at 11:30am. Both of these meetings are TIME CERTAIN (which means they are scheduled to go at the time specified, she did this on purpose as she felt some people could take their lunch hour to show up and support the bill). She would like to get AS MANY people there as possible to show the City Council that we DO NOT want Short Term Rentals (part of her bill forces the individual/business to apply for a Special Use Permit which she said is critical (this way the community is aware of... Read more

This message is intended for cgoodman@lasvegasnevada.gov.
Unsubscribe or change your email settings

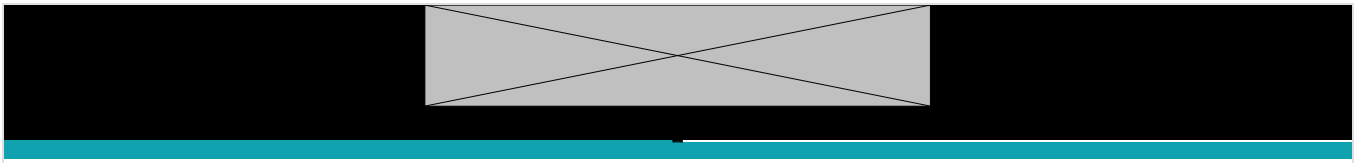
Nextdoor, Inc. 875 Stevenson Street, Suite 700, San Francisco, CA 94103

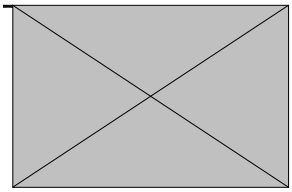
..

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nevada Public Radio
Sent: Wed 3/13/2019 10:02:56 PM
Subject: Scams - Eatertainment - Tiny Desk Contest

Enter the "Focus on Nevada" Photo Contest by March 21st!

.





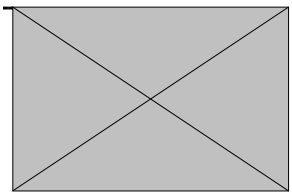
Nevada Is A Top State For Fraud, Scams

Even if you haven't fallen for a scam, we've all encountered them - on the phone, online, and sometimes even in person.

Nevada is the **third most fraudulent state** after Florida and Georgia, according to a 2018 report by the Federal Trade Commission.

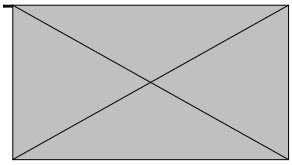
Attorney General Aaron Ford said part of the reason for that is Nevada's pro-business climate. "In our state, it is very easy to create a business here," he said. "We're very business friendly ... **That creates other opportunities for nefarious activities** as well."

Aaron Ford, Nevada Attorney General and Laura Tucker, Senior Deputy Attorney General talk to *State of Nevada* about common scams and how to avoid them.



That's Eatertainment

Atmosphere is on the menu at a new wave of Las Vegas eateries. As the March issue of *Desert Companion* reports, restaurants like **Catch, Best Friend, and Hamburger Mary's** are perfect for the Instagram era. Colorful employees and lots of ambiance bring an entertaining dimension to a meal.



NPR's Tiny Desk Contest is Back!

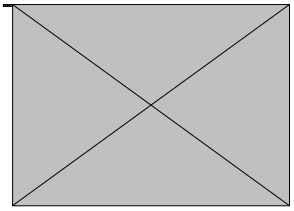
We at Nevada Public Radio want to see a Nevada musician win NPR's Tiny Desk Contest! You could play your own

Tiny Desk if you submit a video of you performing an original song!

Enter NPR's Tiny Desk Concert **before 11:59 p.m. April 14** for a chance to:

1. Play a Tiny Desk concert at NPR in Washington, D.C.
2. Tour the United States with NPR and Blue Microphones.

Enter the contest!

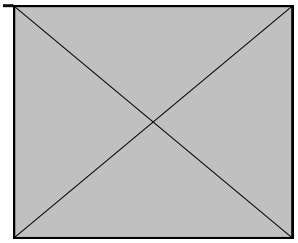


Enter the Photo Contest by March 31!

Share your vision of Nevada in our **seventh annual "Focus on Nevada"** ***Desert Companion*** **Photo Contest**. Whether it's a landscape, portrait or an eye-catching candid that captures Nevada, we want to see it!

We've got a refreshed set of categories to inspire your eye, and a hand-picked panel of judges from the community. Winners' and finalists' photos will be published in the June 2019 issue of *Desert Companion*, and be featured in an upcoming *Desert Companion* photography exhibit. Best of all, entry is free!

Enter now!



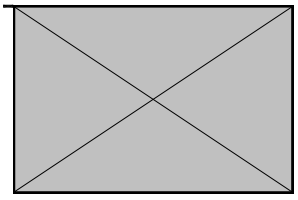
Daryl Hall & John Oates

Wednesday, March 20th and 22nd | The Colosseum at Caesars Palace

Members and listeners get a special rate! 100% of your purchase price is reinvested in your listening.

In 1987, the RIAA recognized Daryl Hall and John Oates as the top-selling duo in pop music history, a record they still hold today. In 2018 Daryl and John had a top 10 hit on the AC charts with "Philly Forget Me Not," featuring Train.

Purchase Tickets



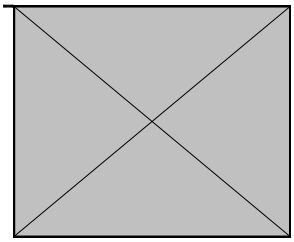
NEW: Steep Canyon Rangers

Friday, March 15th | Brooklyn Bowl Las Vegas

Members and listeners get a special rate! 100% of your purchase price is reinvested in your listening.

The GRAMMY® Award-winning sextet has spent nearly two decades bending and shaping the bluegrass aesthetic, wedding it to elements of pop, country, and folk rock to create something original. OUT IN THE OPEN is the Rangers bravest excursion thus far, transcending bluegrass while also getting closest to the genre's true form.

Purchase Tickets



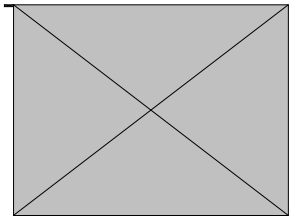
Win a Pair of Tickets to See Il Divo

Il Divo is a pop-opera band, featuring singers Carlos Marín, Urs Bühler, David Miller and Sébastien Izambard, records classical and opera standards and pop songs reinterpreted in a classical style, as well as original compositions. Il Divo's melding of musical styles and backgrounds, along with performing songs in multiple languages, has allowed them to reach a wider audience than most classical musicians while retaining their unique musical identity.

Five lucky winners will receive a pair of tickets to see Il Divo at **Pearl Concert Theatre at Palms Casino Resort**.

Enter to Win!

NVPR Sponsors



Don't miss - "The Science Behind Smarter Communities"

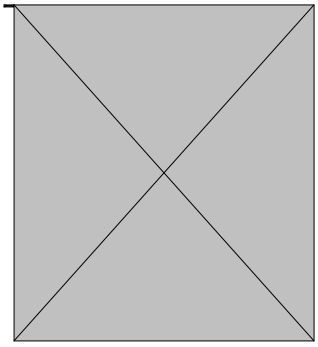
April 25th, 2019 - Keep Memory Alive Center - Only $15

Step into the future with DRI on Thursday, April 25th for a timely and lively conversation about the promise and social implications that science and technology bring to our communities in Nevada and beyond.

KNPR's Joe Schoenmann will moderate a panel discussion featuring Dr. Missy Cummings, Director of the Humans and Autonomy Lab at Duke University, Dr. Kristen Averyt, President of the Desert Research Institute and Tina Quigley, General Manager of the Regional Transportation Commission of Southern Nevada.

Learn how DRI scientists and RTC Southern Nevada engineers use these new technologies in research and applications to improve the quality of life in our communities.

Tickets and event information is available online at www.dri.edu



Rob Lowe Live at Planet Hollywood Las Vegas April 13!

Following his sold-out debut, Rob Lowe is taking his one man show Stories I Only Tell My Friends to Planet Hollywood Resort & Casino on Saturday, April 13th, 2019.

Inspired by his best-selling memoir, Rob has created an all-new peak behind the curtain at Hollywood, fatherhood, marriage and a life lived at the forefront of culture for four decades. From the Brat Pack to The West Wing to Parks and Rec and beyond, Stories I Only Tell My Friends is packed with witty fun and one of a kind insights spanning an iconic career.

Tickets on sale now at Ticketmaster.com

NVPR Sponsors

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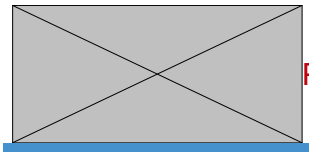
Try it free today

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 1/30/2018 9:33:53 AM
Subject: Trump On Trade: What To Watch For In The State Of The Union



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Tuesday, January 30, 2018

TOP NEWS

Analysis

Trump On Trade: What To Watch For In The State Of The Union

A bustling U.S. trade agenda offers President Donald Trump the chance to use his first State of the Union address on Tuesday to offer more detail on the administration's goals for enforcement, negotiations and other areas of the trade policy apparatus. Here, Law360 lays out items the trade bar should keep an eye out for during Trump's speech. Read more »

Analysis

Dem Suit Challenging SALT Cap Needs New Ideas To Succeed

An anticipated lawsuit against the new federal tax cut legislation pledged by Democratic governors is likely to be dismissed as a frivolous action aimed at courting wealthy voters unless it puts forward convincing and untested legal arguments. Read more »

Analysis

4 Tort Reform Challenges To Watch

Despite state legislators' best efforts, laws aimed at curbing medical malpractice and personal injury lawsuits by capping potential damages or instituting presuit requirements have come under fire across the country. Here, Law360 takes a look at four closely watched constitutional challenges to state tort reform laws. Read more »

FCC Unanimously Pans Call For Gov't-Run 5G Network

The entire lineup of the Federal Communications Commission, including President Donald Trump's appointed chairman, broke with the administration Monday, blasting a reported plan for a government-run nationwide 5G wireless network. Read more »

FBI's No. 2 Steps Down Amid Sustained Trump Attacks

FBI Deputy Director Andrew McCabe is stepping down from his position as second-in-command at the law enforcement agency after two years in the role, according to media reports Monday citing his tension with President Donald Trump. Read more »

Trump Judge Pick Advances Despite Home-State Opposition

The U.S. Senate appeared to buck a decades-old tradition Monday by slating President Donald Trump's pick for an Eighth Circuit vacancy for a final vote despite opposition from a senator in the nominee's home state. Read more »

House Passes Bill Aimed At Ending Abuse Of Young Athletes

Listen to our new podcast here

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Crowell & Moring
Fisher Phillips
Foliart Huff
Fox Rothschild
Greenberg Traurig
Hogan Lovells
Hooper Lundy
Husch Blackwell
Keller and Heckman
Kilpatrick Townsend
King & Spalding
Kutak Rock
Mayer Brown
McBrayer McGinnis
Miller & Chevalier
Morgan Lewis
Morrison & Foerster
Native American Rights Fund
Nossaman LLP

The U.S. House of Representatives on Monday passed bipartisan legislation aimed at curbing abuse of young athletes in the wake of former USA Gymnastics team doctor Larry Nassar's sexual abuse conviction and with the Winter Olympics set to kick off next month in South Korea. Read more »

WHITE COLLAR

Analysis

New DOJ Memo Will Make Waves In Fraud Cases

A new U.S. Department of Justice memo is signaling lighter enforcement of the government's informal policy views on fraudulent billing, but the memo's impact on civil and criminal cases was already being hotly debated on Monday. Read more »

BANKING & SECURITIES

House OKs Bills For Online Banking, Federal Savings Tweaks

The House of Representatives passed a pair of bills Monday changing rules for opening online banking accounts and allowing certain chartered savings institutions to operate like banks. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Split Rulings Show Appetite To Change FERC Pipeline Policy

A recent string of divided pipeline approvals suggest that Federal Energy Regulatory Commissioners are eager to answer Chair Kevin McIntyre's December call to review its nearly 20-year-old pipeline approval policy, though experts caution that any changes may ultimately be more tuneup than overhaul of FERC's review process. Read more »

DC Circ. Won't Rehear EPA's HFC Rule Decision

The D.C. Circuit on Friday refused to reconsider its August decision to invalidate a U.S. Environmental Protection Agency rule forcing manufacturers to stop using hydrofluorocarbons, rejecting rehearing bids from Honeywell International Inc., Chemours Co. FC LLC, the Natural Resources Defense Council and 11 states. Read more »

Calif. Treasurer Leans On Pebble Mine Investor To Back Out

California state Treasurer John Chiang on Monday told Pebble Mine investor First Quantum Minerals Ltd. it should back out of the massive gold and copper project proposed for Alaska's Bristol Bay, citing the environmental, economic and cultural threats. Read more »

HEALTH & LIFE SCIENCES

Analysis

NJ Charity Care Ruling Could Spark Uptick In Patient Claims

A New Jersey appeals court's recent published opinion endorsing a wide definition of "emergency" hospital patients who qualify for state assistance with their bills could leave providers with a new influx of claims by patients who were previously denied this benefit and ended up paying out of pocket, attorneys said. Read more »

Texas Fetal Tissue Disposal Rule Temporarily Blocked

A Texas federal judge Monday granted pro-choice advocates a preliminary injunction in their challenge of a rule requiring Texas health care facilities to bury or cremate fetal tissue from abortions, finding that they presented a reasonable case that the rule may be found unconstitutionally vague. Read more »

O'Neill & Borges
Peckar & Abramson
Pepper Hamilton
Proskauer Rose
Raines Feldman
Reed Smith
Scarinci Hollenbeck
Shearman & Sterling
Silicon Legal Strategy
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Wachtel Missry
White and Williams
Wilkinson Barker

COMPANIES

Aerospace Industries Association
Alliance Defending Freedom
American Civil Liberties Union
American Farm Bureau Federation
Arkema SA
Association of Corporate Counsel
Cable News Network Inc.
Cato Institute
Center for Strategic and International Studies
Chemours Co.
ConocoPhillips
Council for Global Immigration
Entertainment Software Association
Ernst & Young
Extended Stay Inc.
Facebook
First Quantum Minerals
General Dynamics Corporation
Greater New York Hospital Association
Hilton Worldwide Inc.
Honeywell International Inc.
Immigration Reform Law Institute
Internet Corporation for Assigned Names and Numbers
Lockheed Martin
Lyft Inc.
MasterCard Incorporated
Microsoft Corporation
NBCUniversal Inc.
National Collegiate Athletic Association
National Conference of State

Anti-Abortion Group Booted From Birth Control Coverage Suit

A Massachusetts federal judge on Monday refused to let a Christian college and an anti-abortion group intervene in the commonwealth's suit against Trump administration rules that dialed back the Affordable Care Act's contraception mandate by allowing employers to claim religious or moral objections. Read more »

TRANSPORTATION & INFRASTRUCTURE

Analysis

What's On Attys' Wish List For Trump's Infrastructure Plan

President Donald Trump is close to unveiling a long-promised infrastructure investment plan setting aside $200 billion to attract billions more in private dollars to rebuild the nation's highways, bridges, ports and airports, but industry observers are raising questions about whether the plan will sufficiently fund infrastructure upgrades over the long term. Read more »

REAL ESTATE

Analysis

New Self-Storage Regulations May Halt Construction In NYC

New York self-storage developers will now be required to obtain a special permit in order to build in many parts of the five boroughs, and experts say the new regulations are sufficiently onerous that developers may entirely scrap plans for building new facilities. Read more »

EMPLOYMENT

Fla. Justices Urged To Pass On Miami Beach Minimum Wage

The state of Florida and several business groups urged the Florida Supreme Court on Monday to decline jurisdiction in Miami Beach's appeal of a lower court's decision blocking the city's proposed minimum wage increase, arguing there are no conflicting decisions that would warrant Supreme Court review. Read more »

COMPETITION

Philly Parking Authority Scores Win In Uber Regulation Suit

A Pennsylvania federal judge on Monday killed the bulk of a suit by Philadelphia taxicab operators alleging the city's parking authority unfairly refused to regulate ride-hailing services like Uber and Lyft, ruling that the court couldn't protect the cabbies from market competition. Read more »

PRIVACY & CYBERSECURITY

Facebook Rolls Out Privacy Tools As New EU Law Looms

Facebook Inc. on Monday published online for the first time a list of privacy principles and launched a set of data management tutorial videos as the company prepares for a stringent European Union data protection law coming into effect in May. Read more »

MEDICAL MALPRACTICE

NY Set To Extend Time Limits For Cancer Patients' Claims

New York is set to adopt a law that will delay the running clock on cancer patients' medical malpractice claims until the date the alleged injury was discovered, after Gov. Andrew Cuomo and lawmakers said Sunday they have reached a compromise

Legislatures
National Society of Accountants
Natural Resources Defense Council
Northern Dynasty Minerals Ltd.
Northrop Grumman Corporation
Raytheon Company
The Boeing Company
The Seattle Times
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Olympic Committee
Valeo SA
Washington Post Co.

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
California Public Employees' Retirement System
California Public Utilities Commission
Committee on Foreign Investment in the United States
Commodity Futures Trading Commission
Commonwealth of Kentucky
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Florida Attorney General's Office
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
NAFTA
National Labor Relations Board
National Security Council
National Telecommunications and Information Administration
North Dakota Supreme Court
Office of the Comptroller of the Currency
Office of the U.S. Trade

on the stalled legislation. Read more »

AEROSPACE & DEFENSE

Analysis

Budget Cuts Shrinking Defense Industrial Base Significantly

Shrinking defense budgets have squeezed thousands of suppliers out of the defense industry over the course of a decade, experts said, hurting competition in some industry sectors and potentially putting the Pentagon's supply chain and technology advantages at risk. Read more »

Australia To Spend $3.1B To Expand Global Arms Exports

Australia's prime minister said Monday that the country wants to be one of the top 10 arms exporters in the world by 2028, announcing a plan that includes the creation of a AU$3.8 billion ($3.1 billion) loan scheme for defense companies seeking financing. Read more »

INTERNATIONAL TRADE

6th Round Of NAFTA Talks Wrap With Progress On Corruption

The sixth round of NAFTA negotiations concluded on Monday with U.S. Trade Representative Robert Lighthizer expressing subtle optimism that a chapter on corruption had closed and that other core issues were broached, although general dismay at slow progress and a pair of "unacceptable" Canadian proposals dominated his press conference. Read more »

TAX

Analysis

US Tax Changes Deal Wild Cards To State Budget Overseers

The breadth and timing of federal tax law changes have turned the state budgeting process upside down, experts say, forcing lawmakers to attempt to quantify the impacts of a moving target but also to deal with any projected shortfall or gains. Read more »

CPA Group Requests Federal Guidance For New Tax Laws

The American Institute of Certified Professional Accountants on Monday requested guidance for 39 areas of the tax code changed by the GOP tax cut bill passed last month in a letter sent to the U.S. Treasury Department and the Internal Revenue Service. Read more »

BANKRUPTCY

Puerto Rico Utility Seeks $1.3B Loan From Commonwealth

Puerto Rico's financial overseers Saturday asked a federal court to let the island's beleaguered electric utility take a $1.3 billion line of credit with the territory's government to keep the island's lights on past the middle of next month. Read more »

IMMIGRATION

DHS Fights Union's High Court Appeal Over F-1 Visa Rule

The U.S. Department of Homeland Security on Friday urged the U.S. Supreme Court not to review the affirmance of a decision that reduced a technology union's requested attorneys' fees by 91 percent after it won a rule challenge against the agency over work requirements for F-1 student visa holders. Read more »

Representative
Oklahoma State Courts Network
Securities and Exchange Commission
Texas Attorney General's Office
Texas Health and Human Services Commission
Texas State Senate
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania
United States District Court for the Southern District of New York
World Trade Organization

Immigration Bill Roundup: H-1B Reforms, Anti-Trafficking

Several immigration-related bills have been unveiled before the U.S. Senate and the House in recent days, including measures to reform the H-1B program for high-skilled workers and to amend the temporary worker visa process in an effort to prevent human trafficking. Read more »

Dems, Advocates Say ICE Detained Activists In Retaliation

Following U.S. Immigration and Customs Enforcement's detention of four prominent immigrant rights activists, dozens of U.S. House Democrats signed a letter Friday demanding that the Trump administration explain the motivation behind such enforcement actions, calling them retaliatory. Read more »

Washington Stops Sharing Driver's License Data With ICE

The state of Washington on Friday eliminated a requirement that driver's license applicants must disclose their birthplace following reports that the government's licensing department was sharing their personal information with Immigration and Customs Enforcement. Read more »

Dems 'Appalled' To See CBP Searching Bus For Immigrants

A group of Democratic lawmakers on Friday said they were "appalled" to see video of what appears to be federal immigration agents asking passengers on a Greyhound bus in Florida to provide documentation establishing that they are authorized to be in the U.S. Read more »

NATIVE AMERICAN

Nonprofit Can't See Finances Of Atty In Tribal Land Deal

A D.C. federal judge on Monday refused to permit the nonprofit Lannan Foundation a peek into the finances of the former class counsel in a massive Native American trust funds lawsuit, which the foundation helped finance, in a bid to secure a $4.5 million share of the $99 million attorneys' fees award. Read more »

TELECOMMUNICATIONS

Agencies Can Better Prevent Fake Comments: FCC Commish

Federal Communications Commissioner Jessica Rosenworcel called on the federal government Monday to address widespread public comment fraud and abuse, saying agencies should conduct their own internal investigations and implement simple security measures while probes into the veracity of online public comments are ongoing. Read more »

'Critical' UK Cos. Face $24M Fines For Bad Cyber Protection

Companies operating in the "most critical" British industries including infrastructure and health could be fined up to £17million ($24 million) if they're found lacking "effective cyber security measures," according to an announcement Sunday from the U.K. government. Read more »

Site Owner Data Won't Go Dark Despite EU Rule, Official Says

The head of the U.S. executive branch agency that manages spectrum resources outlined plans Monday to keep web domain ownership information from going offline despite an impending European Union data protection regime and to set an aggressive agenda for cracking down on botnet attacks. Read more »

Bipartisan Net Neutrality Legislation Possible, GOP Rep. Says

Bipartisan legislation to address the so-called net neutrality debate is still on the table despite an attempt to undo the Federal Communications Commission's recent vote through the Congressional Review Act, according to Rep. Greg Walden, R-Ore., on Monday. Read more »

EXPERT ANALYSIS

Lucia Will Not Address Essential Problem With SEC Court

If the U.S. Supreme Court rules for Raymond Lucia in his challenge to the U.S. Securities and Exchange Commission's administrative law judge system, ALJs will no longer be shielded from the power of the executive branch. But individuals and companies will continue to be at risk of adverse adjudications without full due process protections, says Susan Brune of Brune Law PC. Read more »

Gene-Edited Crops Ripe For Renewed Regulatory Focus

Earlier this month, the U.S. Department of Agriculture released a report on agriculture and rural prosperity highlighting innovations in agricultural biotechnology as a driver of the “fourth industrial revolution.” To foment further innovation in agricultural biotechnology and reduce regulatory burden on industry, the federal regulatory framework should be updated, says Brian Sylvester of Keller and Heckman LLP. Read more »

Solar Panel Tariff Creates New Uncertainty

Last week's announcement that the Trump administration is imposing a tariff on imported solar panels and modules came as bad news for many U.S. renewable energy firms. But there are latent ambiguities in the decision that each company will need to consider, in consultation with counsel or other advisers, says Jeffrey Neeley of Husch Blackwell LLP. Read more »

Previewing The Administration’s Infrastructure Policy

The administration's infrastructure investment plan is expected to be a significant part of the State of the Union address this week. Judging by a recently leaked White House "Funding Principles" memo on infrastructure, the plan is expected to push private financing opportunities to state and local governments, say Richard Butterworth and Seth Kirshenberg of Kutak Rock LLP. Read more »

Series

Judging A Book: Kendall Reviews 'On The Jury Trial'

As someone who spent half her days last year on the bench presiding over trials, I often find the alarmist calls to revamp the jury trial system a tad puzzling — why is making trial lawyers better rarely discussed? Then along comes a refreshing little manual called "On the Jury Trial: Principles and Practices for Effective Advocacy," by Thomas Melsheimer and Judge Craig Smith, says U.S. District Judge Virginia Kendall of the Northern District of Illinois. Read more »

From Law Firm To Newsroom: An Interview With Bob Woodruff

Lawyers who have left the traditional practice for perceived greener pastures are many. But the circumstances surrounding broadcast journalist Bob Woodruff’s departure are unique. Like none I’ve ever heard, says Randy Maniloff of White and Williams LLP. Read more »

LEGAL INDUSTRY

The 2 Biggest Worries Keeping GCs Up At Night

Data security and regulatory shifts are the two biggest concerns of corporate counsel, according to a new survey of chief legal officers. Here, we look at what that means for in-house lawyers in 2018. Read more »

Analysis

3 Misconceptions GCs Hold About International Arbitration

Advising general counsel to include an international arbitration clause in an important contract can get dicey if the latest gossip about an arbitration gone wrong or a lack of familiarity with the process has caused certain misconceptions to take root. Here, Law360 lays out three common misconceptions GCs may hold about this dispute resolution method. Read more »

Analysis

15 Minutes With Lyft's General Counsel

Kristin Sverchek joined the transportation network company Lyft as its first legal hire and general counsel in November 2012, nearly six months after its two co-founders launched the platform. She spoke with Law360 about how she responds now to friends who doubted her decision to join a company that was part of an unfamiliar industry and how that industry continues to grow. Read more »

Analysis

App Could Give Workers Safe Space To Report Harassment

A longtime employment defense lawyer and her business partner are hoping to change the way employees and employers communicate via a third-party cellphone app, which launched Monday and allows workers to confidentially report sexual harassment or other perceived problems in the workplace to management. Read more »

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Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
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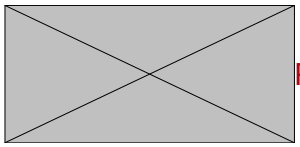
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 10/22/2018 8:37:21 AM
Subject: BigLaw Firms Quiet About Lobbying Ties To Saudi Arabia



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Monday, October 22, 2018

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TOP NEWS

Feature

BigLaw Firms Quiet About Lobbying Ties To Saudi Arabia

Gibson Dunn & Crutcher LLP is the only major U.S. law firm to walk away from its lobbying relationship with Saudi Arabia after growing condemnation of its alleged involvement in a journalist's death, as five other major law firms are keeping quiet about their ties to the Middle Eastern kingdom so far. Read full article »

Analysis

Asbestos Trusts Facing Heat As DOJ Ramps Up Oversight

The U.S. Department of Justice has recently taken aggressive steps to augment government oversight and insert itself into the planning process for the asbestos bankruptcy trust system, heeding calls from state attorneys general and corporate America for greater transparency in how trusts are run. Read full article »

Interview

GCs Should Take Hack Issues To The Feds, DHS Official Says

Jeanette Manfra, a top cybersecurity and communications official at the U.S. Department of Homeland Security, tells Law360 why she's inviting general counsel to trade information about cyberthreats with her office and discusses the department's plan to secure the upcoming federal and state elections. Read full article »

Analysis

FERC Redo Of Grid Rate Reviews May Pull Plug On Disputes

The Federal Energy Regulatory Commission's recent overhaul of how it will determine acceptable investor returns for electricity transmission companies could reduce the number of rate disputes the commission must referee by significantly raising the jurisdictional bar for would-be challengers, experts say. Read full article »

High Court Urged Not To Review 9th Circ. Preemption Ruling

The California homeowner behind a proposed class action over Bank of America's alleged violation of a California state mortgage escrow interest law has urged the U.S. Supreme Court not to review a Ninth Circuit decision that held the state law isn't preempted by the National Bank Act. Read full article »

BANKING & SECURITIES

SEC Launches 'FinHub' Office To Guide Startups On Fintech

The U.S. Securities and Exchange Commission said Thursday it launched a new office intended to improve communication with entrepreneurs and their advisers about regulations relating to the booming field of financial technology, including blockchain

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ENERGY & ENVIRONMENTAL

Chief Justice Pauses Kids' Climate Suit Ahead Of Trial

Chief Justice John Roberts issued an administrative stay on Friday in a lawsuit accusing the federal government of failing to protect future generations from climate change, in a move that could delay an Oregon federal trial currently set for Oct. 29. Read full article »

Trump Looks To Ease Burdens On Western Water Projects

President Donald Trump on Friday directed two federal agencies to look for ways to make it easier for developers to complete water infrastructure projects in California, Washington and Oregon, including streamlining procedures that are in place to protect the environment and endangered species. Read full article »

EPA Withdraws Obama-Era Uranium Mining Safety Rule

The U.S. Environmental Protection Agency on Thursday withdrew an Obama-era proposal for new health and environmental protection regulations for uranium ore extraction that would have required stricter groundwater quality and monitoring standards. Read full article »

3 States Say Controversial Water Rule Infringes Their Rights

Three states told a Texas federal court that an Obama administration rule that broadened the reach of the Clean Water Act and was widely contested by other states and industry groups should be thrown out, saying it conflicts with Supreme Court precedent, the intent of the law and infringes on states' rights. Read full article »

FWS Not Posting Elephant, Lion Trophy Records Online: Suit

The U.S. Fish and Wildlife Service is violating federal statutes by failing to publicly post information on the permits it issues to those seeking to import elephant and lion body parts into the United States as trophies, several animal rights organizations alleged in Virginia federal court Thursday. Read full article »

Pa. State Senator Pushes Bill To Limit Plastic Straw Use

A Pennsylvania state senator on Friday announced legislation to curb the environmental impact of plastic consumption by seeking to ban plastic straws at eateries and retailers, a move that comes after a Commonwealth city adopted a similar ordinance earlier this week. Read full article »

HEALTH & LIFE SCIENCES

FDA Scraps Demands On Clinical Trial Falsity Reports

The U.S. Food and Drug Administration has abandoned a controversial proposal to force drug and device makers to disclose data manipulation in clinical trials, saying the move isn't needed to protect patients. Read full article »

Gov't Asks 9th Circ. To Revive New Birth Control Rules

The Trump administration asked the Ninth Circuit on Friday to lift a nationwide ban on new rules that exempt employers with moral or religious objections from providing birth control coverage otherwise required by the Affordable Care Act, saying employers' First Amendment rights should trounce procedural requirements for passing the new regulations. Read full article »

Md. Asks Justices To Revive Generic-Drug Price-Gouging Law

Maryland's attorney general on Friday urged the U.S. Supreme Court to decide whether it violates the commerce clause for states to regulate the price of drugs manufactured outside of their borders, with the hopes of reviving an anti-price gouging law shot down by the Fourth Circuit. Read full article »

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COMPETITION

Sprint-T-Mobile Merger Racks Up More Small-Biz Support

Sprint and T-Mobile's proposed combination has continued drawing support from small and rural stakeholders who say the deal will bring benefits of modern technology to neglected communities, most recently expressed in filings from the Vermont Business Roundtable and the Chattanooga Area Chamber of Commerce. Read full article »

EU Approves €306M In State Aid For Greek Highway

The European Union's competition watchdog on Friday gave its seal of approval for the use of €306 million ($352.3 million) in Greek public funds to construct a portion of a motorway in the country's central region, saying the funding falls in line with applicable state aid regulations. Read full article »

CYBERSECURITY & PRIVACY

Feds Charge Troll Farm Accountant With Midterm Meddling

Federal prosecutors on Friday announced charges against a Russian accountant accused of helping a Moscow-based disinformation group use fake social media accounts to sow discord in the U.S. ahead of the 2018 midterm elections. Read full article »

AEROSPACE & DEFENSE

Feature

Billions In Saudi Arms Sales At Stake Amid Lawmaker Furor

Growing condemnation of Saudi Arabia stemming from its alleged killing of a journalist could see Congress exercise its authority over foreign military sales to cut off billions of dollars in military trade with the Middle Eastern kingdom, setting up a potentially significant clash with President Donald Trump. Read full article »

TAX

Analysis

Opportunity Zone Regs Could Still Leave Openings For Abuse

Guidance released Friday by the U.S. Department of the Treasury on the deferral of taxable gains under the opportunity zone program leaves potential avenues for abuse by investors, who may be able to take advantage of uncertainty over the treatment of vacant lots, as one example. Read full article »

IRS Floats Rules On Deferring Gains From Opportunity Zones

The Internal Revenue Service on Friday proposed highly anticipated rules clarifying what kinds of taxable gains can be deferred from investments in the opportunity zone program created by last year's federal tax overhaul. Read full article »

IMMIGRATION

Sessions To Eye 'Duress' Defense For Persecutor Asylum Bids

U.S. Attorney General Jeff Sessions referred another Board of Immigration Appeals case to himself on Thursday so he can review its findings, focusing this time on whether individuals deemed to be persecutors may duck deportation by arguing they were under "duress" when they performed the actions at issue. Read full article »

Drug Law Change Not Retroactive For Immigrant: 5th Circ.

The Fifth Circuit ruled Friday that a U.S. permanent resident convicted of possessing synthetic marijuana cannot be deported based on that crime because the drug had not

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Twitter Inc.
United Parcel Service Inc.
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Wal-Mart Stores Inc.
Washington Legal Foundation
Washington Post Co.
Wayfair LLC
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yet been added to the federal controlled substances list when he committed the offense — even though it had been added by the time he was convicted. Read full article »

DOJ Trying to Reboot Sanctuary City Fight, Calif. Says

California has told a federal judge that the Trump administration hasn't given up hopes of blocking sanctuary cities from obtaining federal public safety grants and is instead trying to dodge the court's ruling that the policy unconstitutionally violates the separation of powers. Read full article »

NATIVE AMERICAN

Texas Foster Care Would Imperil Indian Children, Tribes Say

Four Native American tribes pressed a Texas federal judge Friday to put a hold on his ruling that the Indian Child Welfare Act is unconstitutional, saying that a Fifth Circuit decision the previous day showed that putting Indian children in the state's foster care system would expose them to "severe risk of sexual and other abuse." Read full article »

TELECOMMUNICATIONS

Analysis

'Innovation Band' License Shift Lends Edge To Bigger Players

The Federal Communications Commission is days away from voting on a reworked framework for the so-called innovation band that occupies the repurposed 3.5 GHz frequency, but it's battling sentiments that an opportunity to create small, affordable spectrum tracts has been lost. Read full article »

NAB Challenges FCC On Nominet As TV White Space Manager

The National Association of Broadcasters has asked the Federal Communications Commission to revoke its approval of Nominet as an administrator of technology that directs unlicensed devices to unused gaps on the TV-band airwaves, at least until the company can weed out faulty information from its system. Read full article »

WHITE COLLAR

Manafort, Ailing In Jail, Faces February Sentencing Date

Former Trump campaign chairman Paul Manafort will be sentenced in February for his conviction on charges of subscribing to false tax returns, bank fraud and failing to disclose offshore bank accounts, a Virginia federal judge ordered Friday, after attorneys complained the embattled politico's health has suffered from his incarceration. Read full article »

PEOPLE

Vinson & Elkins Adds Former DOJ Enviro Pro

Vinson & Elkins LLP has brought on board a George W. Bush-era assistant attorney general in the U.S. Department of Justice's Environment and Natural Resources Division, adding an experienced partner to its environmental and white collar practices. Read full article »

EXPERT ANALYSIS

Are You Ready For Your Congressional Investigation?

The Democratic Party is expected to take control of the House of Representatives next year, which will dramatically increase the congressional investigations risks for the private sector. Prime targets include pharmaceutical, financial services and technology

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California Supreme Court
Cherokee Nation
Committee on Foreign Investment in the United States
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Energy Regulatory Commission
Federal Judicial Center
Fish and Wildlife Service
Florida Supreme Court
Food and Drug Administration
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Morongo Band of Mission Indians
National Security Agency
Navajo Nation
Nuclear Regulatory Commission
Office of Justice Programs
Office of the Comptroller of the Currency
Pennsylvania Department of Insurance
Pennsylvania Supreme Court
Port of Los Angeles
Quinault Indian Nation
Securities and Exchange Commission
State of Rhode Island Department of Business Regulation
U.S. Army
U.S. Attorney's Office
U.S. Chemical Safety and Hazard Investigation Board
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
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companies, says Brian Smith of Covington & Burling LLP. Read full article »

Series

Trade Wars: Restricting Foreign Access To US Technology

The tech industry is now at the center of policies designed to protect U.S. technology from foreign access and influence — including not only restrictions on foreign investment, but also supply chain exclusions, limits on academic research, curbs on third-country technology transfers and measures against foreign control of key raw materials, says Hdeel Abdelhady of MassPoint Legal and Strategy Advisory PLLC. Read full article »

A Closer Look At EPA Inspector General's New Strategic Plan

The U.S. Environmental Protection Agency's Office of Inspector General recently released its strategic plan for 2019 to 2023. Brian Stansbury and Leah Min of King & Spalding LLP provide insights on several noteworthy aspects, such as how the OIG will hold the EPA accountable for meeting 2019 targets and rely on data and business analytics to meet its goals. Read full article »

Okla. Insurance Business Transfers May Violate Due Process

Oklahoma's Insurance Business Transfer Act — the latest state run-off law passed in response to increasing demand for such transfers — could prompt constitutional challenges because it allows the transfers to be theoretically approved over the objection of all policyholders, say attorneys at Crowell & Moring LLP. Read full article »

Pros And Cons Of California's New Corporate Blockchain Law

A new California law will allow privately held companies to use blockchain technology for stock issuance and other corporate records. However, corporations should be cautious about moving into this relatively uncharted territory, say Sara O'Connell and Riaz Karamali of Pillsbury Winthrop Shaw Pittman LLP. Read full article »

LEGAL INDUSTRY

Kavanaugh Gets 7th Circ. As High Court Shuffles Assignments

The U.S. Supreme Court on Friday issued an order handing over Justice Elena Kagan's Seventh Circuit assignment, which she had held since 2010, to newly confirmed Justice Brett Kavanaugh. Read full article »

Feature

Chancery Closes Gender Gap, National Courts Moving Slowly

Delaware lawmakers caused a small stir earlier this month when they confirmed two veteran female attorneys to the state's Court of Chancery, expanding the nationally important court by two seats while roughly closing the gender gap among its now-seven members for the first time. Read full article »

Labaton Says 1/3 Of Its Open Cases Include Referral Fees

Nearly one-third of Labaton Sucharow LLP's open cases came to the firm through referral arrangements, according to a filing Thursday in Massachusetts federal court, offering a peek behind the curtain as the firm faces scrutiny for a payment to a Texas attorney uncovered in the ongoing State Street settlement fee fight. Read full article »

Philly Atty Says Neighboring Starbucks Flooded His File Room

A Philadelphia attorney sued his landlord and Starbucks Corp. in state court Thursday over a 2016 flood — allegedly caused by a pipe clogged with coffee grounds from a neighboring coffee shop — that destroyed archived client files kept in the lawyer's basement storage room. Read full article »

Atty Urges Justices To Hear Suit Over Defamatory Yelp Review

A personal injury lawyer and her firm have urged the U.S. Supreme Court to review the California Supreme Court's split ruling that reverses an order requiring Yelp Inc. to take down defamatory reviews that a former client posted on the customer review site. Read full article »

Feature

U.S. Department of the Interior
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GC Cheat Sheet: The Hottest Corporate News Of The Week

Three separate surveys published recently identified the four firms that general counsel fear the most, revealed one in four professional women working in the legal industry experienced some form of sexual harassment or misconduct in the past five years and showed legal industry has a serious problem with bullying. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: No 11th-Hour Judicial Picks For Fla. Gov.

The Florida Supreme Court ruled this week that Republican Gov. Rick Scott couldn't pick three new high court justices in his final hours in office, capping off a strange judicial showdown in the Sunshine State. Carolina Bolado, our senior Florida reporter, joins us on the Pro Say podcast to break it all down. Read full article »

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The Wireless Internet Service Providers Association
Trump Organization Inc.
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Wal-Mart Stores Inc.
Washington Legal Foundation
Washington Post Co.
Wayfair LLC
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Securities and Exchange Commission
U.S. Department of the Treasury
U.S. Environmental Protection Agency
California Attorney General's Office
Department of Commerce
European Union

Federal Energy Regulatory Commission
Internal Revenue Service
U.S. Attorney's Office
U.S. Department of State
U.S. Department of the Interior
Arkansas Supreme Court
California Supreme Court
Cherokee Nation
Committee on Foreign Investment in the United States
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Election Commission
Federal Judicial Center
Fish and Wildlife Service
Florida Supreme Court
Food and Drug Administration
Morongo Band of Mission Indians
National Security Agency
Navajo Nation
Nuclear Regulatory Commission
Office of Justice Programs
Office of the Comptroller of the Currency
Pennsylvania Department of Insurance
Pennsylvania Supreme Court
Port of Los Angeles
Quinault Indian Nation
State of Rhode Island Department of Business Regulation
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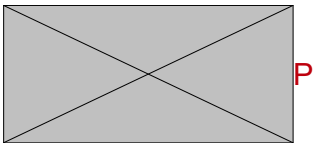
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 8/9/2017 7:26:56 AM
Subject: Dems Look To Upstage Trump On Protectionist Agenda



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TOP NEWS

Analysis

Dems Look To Upstage Trump On Protectionist Agenda

Rather than attempt to counter President Donald Trump's enforcement-heavy trade policies, Democratic leaders are instead looking to throw their weight behind protectionism in a more aggressive way, rolling out a new platform that appears to borrow heavily from the White House agenda. Read more »

Deloitte Survey Shows Biz Stock In Trump Tax Reform Waning

A Deloitte survey released Tuesday found businesses are increasingly losing confidence in President Donald Trump's ability to usher in tax reform, with less than 10 percent of professionals seeing his role as essential to the process and even fewer believing that his promise of a 15 percent corporate rate is realistic. Read more »

DC Circ. Strikes Down Part Of EPA Rule On HFCs

The D.C. Circuit on Tuesday said the U.S. Environmental Protection Agency does not have authority under the Clean Air Act to force companies that use hydrofluorocarbons in products like spray cans, automobile air conditioners and refrigerators to swap the HFCs out for an EPA-approved alternative, handing a win to chemical companies that challenged a 2015 rule. Read more »

Miami-Dade In The Clear Amid Sanctuary City Crackdown

Miami-Dade County is eligible for grant funding after the Justice Department decided it wasn't out of compliance with an immigration information-sharing law, according to letters released by the county's mayor's office, with the update coming in the wake of another sanctuary city crackdown push from the Trump administration. Read more »

House Dems Want Agency Docs On Payments To Trump Org

Democrats on the House Oversight Committee on Tuesday urged all federal agencies to hand over documents on any payments they have made to Trump Organization businesses, arguing the public deserves to know if federal funds were going to the benefit of President Donald Trump or his family. Read more »

BANKING & SECURITIES

Fed, FDIC Extend Living Will Deadline For 19 Foreign Banks

The Federal Reserve Board and Federal Deposit Insurance Corp. on Tuesday extended the deadline for 19 foreign banks and two domestic bank holding companies to file their next round of "living wills" detailing how they can be speedily and safely wound down in the event of a crisis. Read more »

DC Circ. Wants More SEC Scrutiny Of Clearinghouse Plan

The D.C. Circuit on Tuesday ordered the U.S. Securities and Exchange Commission

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Latham & Watkins
Littler Mendelson
Locke Lord
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Mayer Brown
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to take another look at a capital plan filed by Options Clearing Corp. that challengers said would hand the clearinghouse's owners a windfall of millions of dollars, saying the agency failed to performed its own analysis of the plan. Read more »

ENERGY & ENVIRONMENTAL

DC Circ. Pauses CPP Litigation For 2 More Months

The D.C. Circuit on Tuesday postponed litigation over the validity of the Clean Power Plan for 60 more days, granting the U.S. Environmental Protection Agency's request for more time to review its options about what to do with the Obama-era rule. Read more »

NRC Plans Fresh Review Of Yucca Mountain License Process

A divided U.S. Nuclear Regulatory Commission said Tuesday that it will further examine its suspension of the application to build a long-term nuclear waste storage site at Nevada's Yucca Mountain, a move that a dissenting commissioner warned would indicate that the agency is reviving its review of the controversial project. Read more »

Texas Sen. Fights Atty DQ In Frack Sand Fraud Suit

Texas state Sen. Carlos Uresti, D-San Antonio, told a federal court Monday that his defense counsel in a criminal securities fraud case tied to a fracking sand company was wrongly disqualified for a conflict of interest and should be allowed to remain the lawmaker's attorney. Read more »

HEALTH & LIFE SCIENCES

Apotex Wants In On Orphan Drug Suit To Protect Generic

Apotex Inc. on Monday asked a D.C. federal court for permission to intervene in Eagle Pharmaceutical Inc.'s suit accusing the FDA of wrongly denying it orphan drug exclusivity for the chemotherapy injection Bendeka, saying the release date of its in-process generic is at risk. Read more »

REAL ESTATE

Airbnb Says It's Not Bound By 'Anti-Tenant' Leases

Airbnb urged a California federal court on Monday to toss a proposed class action brought by an apartment complex owner alleging rowdy guests are costing money and disturbing long-term tenants, arguing that it's not responsible for enforcing the owner's "anti-tenant" lease provisions. Read more »

EMPLOYMENT

NLRB Chairman To Exit Agency At Conclusion Of Term

Philip Miscimarra, chairman of the National Labor Relations Board, has told the Trump administration that he will leave the agency when his current term on the labor board expires in December, he confirmed on Tuesday. Read more »

PRIVACY & CYBERSECURITY

Pa. Trans Students Settle 'Assigned' Bathroom Rule Suit

A Pennsylvania school district agreed Friday to drop a policy requiring transgender students to use restrooms that don't conform with their gender identities, settling a case brought by three trans students, according to Pennsylvania federal court documents. Read more »

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Proskauer Rose
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COMPANIES

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American Bar Association
American International Group Inc.
Apartment Investment & Management Company
Apotex Inc.
Arkema SA
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BOX Options Exchange LLC
Banco Bilbao Vizcaya Argentaria SA
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CenturyLink Inc.
Chemours Co.
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Danaher Corp.
Deloitte Touche

INTERNATIONAL TRADE

Trump's Ex-Im Pick Gets Conservative Tailwind

Partisan wrangling over President Donald Trump's pick to lead the U.S. Export-Import Bank, Scott Garrett, escalated Monday as conservative groups threatened fierce opposition to any future nominees to the agency's board if the Republican ex-congressman is not considered for the top job. Read more »

TAX

Securities Industry Asks IRS To Nix Political Subdivision Rule

A trade group representing the American securities industry urged the IRS on Monday to scrap proposed regulations rewriting who can issue tax-exempt bonds, saying that the new rules impose mandates that could prevent the construction of needed infrastructure in towns and cities. Read more »

BANKRUPTCY

Bondholders Sue To Guard Puerto Rico Electric Co. Money

Bond insurers with interest in most of the $8.3 billion in outstanding bond debt issued by Puerto Rico's government-owned power company launched a complaint Monday to force the utility to remit pledged funds for debt service, saying the company has failed to honor contractual obligations. Read more »

TELECOMMUNICATIONS

Analysis

For FCC's Pai, Pop Culture Is A Bridge To Policy

Two-time commissioner and Republican FCC head Ajit Pai is known for lacing his speeches, remarks and statements with asides ranging from baseball to Batman, and he often employs the tenuous yet entertaining connections to segue into policy initiatives. Here, Law360 examines the best of Pai's creative — sometimes bizarre — pop culture tie-ins. Read more »

8th Circ. Won't Block FCC's Business Data Deregulation

The Eighth Circuit refused late Monday to slow the Federal Communications Commission's deregulation of business data services, dealing the agency a temporary win over objections that the new rules favor industry consolidation. Read more »

EXPERT ANALYSIS

Budgetary Scoring Rules Are To Blame For FBI HQ Setback

To solve the crisis over the canceled plan for a new FBI headquarters, the Trump administration should exempt the project from a perverse set of budgetary scorekeeping rules, thus allowing the use of private financing. It would be a smart way to start a much-needed re-examination of our approach to government buildings, say Dorothy Robyn, former public buildings commissioner for the U.S. General Services Administration, and Steve Sorett of Kutak Rock LLP. Read more »

SEC's Blockchain Stance Will Likely Impact Exchanges

The U.S. Securities and Exchange Commission's recent report on blockchain tokens serves notice to initial coin offering platforms that if the tokens listed are deemed to be securities and the issuing company has not complied with the securities laws, then the exchange may have its own legal exposure, say Jorge Pesok of Morvillo LLP and Samuel Brylski of Brylski Law PLLC. Read more »

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Ford Motor Company
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HSBC Holdings PLC
Honeywell International Inc.
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KCG Holdings Inc.
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Lambda Legal Defense & Educational Fund
MBIA Inc.
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National Association of Manufacturers
National Basketball Association
New York Times Co.
PhRMA
Philadelphia 76ers
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Susquehanna International Group LLP
Teva Pharmaceutical Industries Limited
The Bank of Nova Scotia
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The Cato Corporation
The Options Clearing Corp.
Toronto-Dominion Bank
Trump Organization Inc.
U.S. Chamber of Commerce
United States Telecom Association
United Therapeutics Corporation
Verizon Communications
Washington Legal Foundation
Windstream Corporation

DOL Presses Reset Button On Overtime Rule

The U.S. Department of Labor recently published a request for information as the first step in revising the white collar overtime exemption regulations, yet again. The RFI does not focus merely on the proper salary level for the exemptions. Instead, its sheer breadth of questions suggests that the DOL is ready to start over at square one, says Mark Wiletsky of Holland & Hart LLP. Read more »

The Rule Of Law Is The Best Medicine: Part 2

In a recently issued rule, the U.S. Food and Drug Administration asserts that a company's truthful, nonmisleading statements about off-label use can be evidence of an intended use outside the label. But the FDA's rule wrongly relies on the totality of the evidence standard, which is — as noted by the Advanced Medical Technology Association — more outcome-determinative than prescriptive, says Stephen McConnell of Reed Smith. Read more »

Making Good Better: How To Improve Medicare Part D

The Medicare Part D program is widely recognized as a success. But one component of the law, the Secondary Payer Program, has never served beneficiaries, the government or taxpayers well. Fortunately, Congress has begun to take action to fix this problem, with legislation that brings transparency, efficiency and fairness to Part D's secondary payer process, says David Farber of King & Spalding LLP. Read more »

What Does Trump's Raise Act Support Mean For Employers?

While the recently introduced Reforming American Immigration for a Strong Economy Act is not currently expected to be approved by Congress, the Trump administration's endorsement of the bill signals transformative changes for employer sponsorship of foreign workers. Elizabeth Espín Stern and Paul Virtue of Mayer Brown LLP discuss the most significant changes for employers. Read more »

Type C: The Antitrust Division's Newest Leniency Program

The U.S. Department of Justice's recent "clarification" of a significant aspect of the corporate leniency program might appear to reinforce a long-standing approach to employees of Type B leniency applicants, but it also introduces uncertainty — and might create an entirely new type of leniency, say former federal prosecutors Mark Rosman and Jeff VanHooreweghe of Wilson Sonsini Goodrich & Rosati PC. Read more »

LEGAL INDUSTRY

Analysis

Sedgwick Rocked By Multiple Departures In 2017

Sedgwick LLP has seen 78 attorneys exit the firm, at least 29 of whom were partners, since the start of the year, precipitating the shuttering or downsizing of a number of the San Francisco-based firm's offices. Read more »

Chadbourne Calls Revised Sex Bias Complaint 'Prohibited'

Chadbourne & Parke LLP urged a New York federal court Monday to order female attorneys in a $100 million gender discrimination suit to revise their recently amended complaint, which added Norton Rose Fulbright as a defendant, saying it contained additional elements that were "prohibited" by the court from being included. Read more »

Ex-Dewey Partners Urge Leniency For Convicted Former CFO

Former Dewey & LeBoeuf LLP partners expressed support for a no-jail sentence for former Dewey Chief Financial Officer Joel Sanders in letters filed with a New York court Monday, saying Sanders' actions didn't cause the megafirm's collapse. Read more »

Loss Of File 'Obscurity' Puts Privacy Onus On Courts, Attys

With the "practical obscurity" of paper legal documents on the wane in the internet age, more judges are skipping the balancing act between privacy interests and

GOVERNMENT AGENCIES

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Congressional Budget Office
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Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
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Nuclear Regulatory Commission
Occupational Safety and Health Review Commission
Securities and Exchange Commission
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U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Immigration and Customs Enforcement
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
World Trade Organization

public access and cloaking entire categories of case information, a North Carolina law professor argues in a paper published Monday. Read more »

9th Circ. Won't Rehear Ex-Heller Ehrman Atty Row

A split Ninth Circuit panel refused on Monday to reconsider its decision reversing a bankruptcy judge's ruling that ordered the now-defunct Heller Ehrman LLP to pay a former shareholder nearly $1.2 million, rejecting arguments that the firm is still liable for shareholders' contract claims after its dissolution. Read more »

NJ Court Tosses Firm Interest Award In Atty's Divorce

A New Jersey state appeals court on Tuesday upended a ruling awarding the then-wife of a Lowenstein Sandler LLP partner a portion of his interest in the firm as part of the couple's divorce, saying a trial court failed to spell out its findings and used flawed figures. Read more »

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Washington Legal Foundation
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Executive Office of the President
Federal Communications Commission
Financial Stability Oversight Council
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate

Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Congressional Budget Office
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Sent: Mon 4/17/2017 5:24:08 PM
Subject: [Marketing Mail] Sandoval reduced to Sgt. Schultz by Cegavske

Ralston Reports -- Gov not informed of voter fraud probe by SOS, defends DMV

thenevadaindependent.com/article/bill-affecting-pharmaceutical-industry-presages-heavyweight-political-battle

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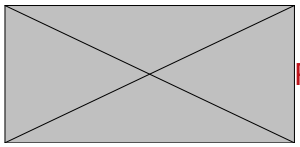

PUBLIC POLICY.

Monday, June 10, 2019

TOP NEWS

Right Splinters Over Threat To Mich. Trial Judge Nominee

President Donald Trump's nomination of Michael Bogren for a judgeship in Michigan's Western District is in peril after a blistering onslaught from social conservatives, who complain his attacks on a religiously motivated couple opposing gay marriage on behalf of a client crossed a line.

Read full article »

Discussing Pending Cases, Ginsburg Predicts More 5-4s

Justice Ruth Bader Ginsburg hinted that the U.S. Supreme Court will produce a number of divisive rulings in the remaining weeks of the term while discussing several high-interest cases that have yet to be decided, at a judicial conference on Friday.

Read full article »

Trump Abandons Tariff Threat After Deal With Mexico

President Donald Trump abandoned his plan to impose unilateral tariffs on Mexican goods late Friday, announcing that he had secured a deal with Mexico to reduce the flow of undocumented immigrants across the U.S. southern border.

Read full article »

Analysis

Automakers' Plea For Emissions Deal May Be Too Late

Seeking to head off a regulatory nightmare, nearly every major automobile manufacturer pled with the Trump administration and California on Thursday to resolve a stalemate on vehicle emissions standards that threatens to upend the industry. But the last-ditch effort seems to hold little promise.

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Analysis

Carriers Will Use Call-Blocking To Squash Scams First

Phone carriers may begin automatically blocking both illegal and unwanted robocalls thanks to a new Federal Communications Commission ruling, but experts say carriers will be inclined to first tackle clear-cut scams before moving on to the more contentious issue of legitimate calls that customers nevertheless hate.

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EPA Guidance Aims To Limit State Pipeline Reviews

The U.S. Environmental Protection Agency released new guidance Friday intended to limit state reviews of Clean Water Act permits for pipelines as directed by President Donald Trump, but saved attempts to significantly curb state authority for a future rulemaking.

Read full article »

BANKING & SECURITIES

CFPB Delays Compliance Date For Key Part Of Payday Rule

The Consumer Financial Protection Bureau has extended the deadline for lenders to come into compliance with the underwriting requirements of its controversial payday rule, cementing a proposed delay of more than a year while the agency looks at rescinding them.

Read full article »

Calif. Firm Will Ask Justices To Review CFPB Constitutionality

A California law firm told the Ninth Circuit on Friday that it plans to appeal the court's ruling affirming the constitutionality of the Consumer Financial Protection Bureau's leadership structure, raising the stakes in the firm's battle against the agency with a potential trip to the U.S. Supreme Court.

Read full article »

Fintech May Impact Financial Stability, For Better Or Worse

Decentralized financial technologies may impact global financial stability, the Financial Stability Board said in a report, but it will take some time before the extent and nature of the effects are known.

Read full article »

ENERGY & ENVIRONMENTAL

Wash. Sues Over EPA's Move To Loosen State Water Regs

Washington has told a federal court that the U.S. Environmental Protection Agency violated the Clean Water Act by weakening the state's water quality standards at the request of the wood products industry, arguing the federal government didn't have the authority to make the change.

Read full article »

Wyo. Tells 9th Circ. Yellowstone Grizzly Not Endangered

Wyoming on Friday asked the Ninth Circuit to reverse a lower-court ruling that upended the U.S. Fish and Wildlife Service's decision to remove grizzly bears in Yellowstone National Park from the list of protected species under the Endangered Species Act, saying the bears no longer warrant protection.

Read full article »

House Dems Champion ACA Suit Targeting Trump 'Sabotage'

The Democratic-controlled U.S. House of Representatives threw its weight behind an ambitious lawsuit Friday that targets the Trump administration's "sabotage" of the Affordable Care Act, asserting that anti-ACA actions have harmed millions of Americans.

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HEALTH & LIFE SCIENCES

States Call For Unredacting Of Their Generic-Drug Pricing Suit

The attorneys general of 44 states and Puerto Rico want a Pennsylvania federal judge to make public an unredacted version of their suit accusing major drugmakers of orchestrating a sprawling scheme to fix the price of generics, saying the suit's subject matter was of "paramount public significance."

Read full article »

Nurses, Workers Back States In ACA Birth Control Rule Fight

A broad swath of professional, medical and legal organizations filed briefs Friday urging a Philadelphia federal judge to reject the Trump administration's rules offering wide exceptions to the Affordable Care Act's birth control coverage mandate.

Read full article »

Pa. County, For Now, Drops Bid To Blow Up Opioid Mass Tort

Citing recent progress in a long-stalled program set up in a suburban Philadelphia court to coordinate claims brought by county and local governments against opioid manufacturers, one Pennsylvania county has agreed, for now, to put off its bid to dynamite the litigation.

Read full article »

TRANSPORTATION & INFRASTRUCTURE

SF Taxi Group Can't Stop City's Airport Pickup Rules

A California federal judge has denied taxi drivers' request to quash a regulation allowing only certain drivers to service passengers from San Francisco International Airport, rejecting claims of "economic protectionism."

Read full article »

Boeing Didn't Plan To Fix 737 MAX Till 2020, Lawmakers Say

A pair of House lawmakers said Friday they have information suggesting that Boeing knew about the faulty anti-stall feature on its 737 Max airliners as early as November 2017, but that the aerospace giant didn't plan to fix the defect until 2020.

Read full article »

REAL ESTATE

Marriott Timeshare Buyers Oppose County's Bid To Exit Suit

Buyers of Marriott Ownership Resorts Inc. timeshares have urged a Florida federal court to continue naming Orange County as a co-defendant in a case accusing the company of selling invalid real estate deals via a points program, saying the county relied on a negligent record-keeping policy.

Read full article »

COMPETITION

Dental Suppliers Colluded To Avoid 'Price War,' FTC Says

Federal Trade Commission staffers urged an agency administrative law judge Friday to impose a series of remedies on the U.S.' three dominant dental suppliers, asserting in closing arguments that communications between their executives confirmed the firms

operation and Development
AT&T Inc.
Allergan PLC
Altera Corporation
American Academy of Pediatrics
American Association of University Women
American Bar Association
American Civil Liberties Union
American Federation of State, County and Municipal Employees
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JPMorgan Chase & Co.
Johnson & Johnson
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Lannett Company, Inc
LexisNexis Group
LinkedIn Corp.
Lyft Inc.
Major League Baseball Inc.

colluded against buyers that pooled resources to negotiate lower prices.

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MEDICAL MALPRACTICE

Law360's Tort Report: Personal Injury & Med Mal News In Brief

An Illinois jury's $18.6 million verdict against a transportation company and the fate of Oregon lawmakers' efforts to kill the state's noneconomic damages cap lead Law360's Tort Report this week, an occasional feature that compiles recent personal injury and medical malpractice news items that may have flown under the radar.

Read full article »

INTERNATIONAL TRADE

US Tightens Sanctions Squeeze On Iranian Oil Industry

The Trump administration on Friday boosted sanctions on Iran's oil and gas sector, putting an off-limits sign on the country's largest petrochemical company and its subsidiaries for alleged financial ties to Iran's Islamic Revolutionary Guard Corps.

Read full article »

TAX

9th Circ. Again Revives IRS Cost-Sharing Rule In Altera Row

A reconstituted Ninth Circuit panel again reached a split decision to revive an IRS regulation challenged by chipmaker Altera Corp., ruling Friday that the agency was justified in requiring related business entities to include stock-based compensation in their cost-sharing agreements.

Read full article »

Wis. Marketplace Provider Language Too Broad, COST Says

Wisconsin should change language in a marketplace facilitator bill to ensure that entities that merely advertise products or assist in payments are not considered marketplace facilitators, the Council on State Taxation has said.

Read full article »

IMMIGRATION

Three Senior EOIR Officials To Step Down

Three senior Executive Office of Immigration Review officials overseeing the immigration courts — chief immigration judge MaryBeth Keller, the agency's deputy director Katherine Reilly and general counsel Jean King — are stepping down, according to individuals familiar with the agency's internal operations.

Read full article »

Legal Aid For Migrant Kids Too Vital To Cut, Advocates Say

The Trump administration is pointing to a "humanitarian crisis" at the border and congressional inaction in defending reductions to legal aid and other services for unaccompanied migrant children, but advocates say those programs are too important to cut, and that those youngsters housed in government detention centers are already too vulnerable.

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Mylan NV
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Nike Inc.
Novartis AG
PHH Corporation
Par Pharmaceutical Companies, Inc.
PetSmart Inc.
Pfizer Inc.
Pinterest Inc.
Purdue Pharma LP
QUALCOMM Inc.
Rambus, Inc.
Reed Elsevier
Service Employees International Union
Southern Poverty Law Center
State Bar of Michigan
Sun Pharmaceutical
Teva Pharmaceutical Industries Ltd.
The Boeing Co.
The City University of New York
The DIRECTV Group, Inc.
The State University of New York
The Western Union Co.
Toyota Motor Corp.
Twitter Inc.
U-Haul International Inc.
UBS AG
United States Telecom Association
United Technologies Corp.
Verizon Communications Inc.
WNBA Enterprises LLC
Wal-Mart Stores Inc.
Wayfair LLC
Zurich Insurance Group Ltd.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Feds Say Power To Search Phones At Border Well Supported

Requiring warrants for searching cellphones and electronics at the border would push the security of the United States into "uncharted waters" and has no support in either law or fact, the federal government has argued in a bid to win a suit brought by the American Civil Liberties Union.

Read full article »

TELECOMMUNICATIONS

Commerce Backs Verizon's Push To Lock Handsets

The U.S. Department of Commerce's telecom arm said it's largely on board with Verizon's request to be able to temporarily lock its phones into using only Verizon's network, but the agency insisted that any waiver allowing the company to skirt the federal rule against such locks should be limited.

Read full article »

FCC Lets 'Orphan County' In Georgia Get In-State Satellite

Satellite TV subscribers in a northern Georgia county have won the right to receive local television programming from the Atlanta-region instead of getting local news, sports and weather from South Carolina channels.

Read full article »

Blumenthal Pushes Bill To End TV Sports Blackouts Again

Democratic Connecticut Sen. Richard Blumenthal is once again pushing to eliminate sports blackouts on TV, reintroducing the Furthering Access and Networks for Sports, or FANS, Act in the U.S. Senate.

Read full article »

Net Neutrality Bill Passes NY Assembly, Faces Uncertain Fate

New York's State Assembly has passed a net neutrality bill that would require internet service providers doing business with the state to treat all data transmitted over their networks in a nondiscriminatory way, but the bill faces hurdles ahead.

Read full article »

WHITE COLLAR

Imprisoning Me Won't Stop Corruption, Ex-Chicago Pol Says

Chicago's long history of corruption at City Hall has shown prison sentences aren't a deterrent against crime, a former Chicago alderman who admitted to using a fund intended for his district as a personal piggy bank said Thursday in a bid for a sentence of home confinement.

Read full article »

EXPERT ANALYSIS

Should Consumer Data Privacy Laws Apply To The Gov't?

Although the California Consumer Privacy Act likely will be modified by several pending amendments, it appears that government entities will be exempt from its clutches. But governments are increasingly entering the business of utilizing consumer data, potentially causing interesting consumer privacy debates, say attorneys at Gibson Dunn.

Read full article »

Bureau of Labor Statistics
California Air Resources Board
California State Transportation Agency
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Financial Conduct Authority
Financial Stability Board
Fish and Wildlife Service
Florida Supreme Court
Hoopa Valley Tribe
Internal Revenue Service
International Trade Commission
NAFTA
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
New York State Assembly
New York State Department of Financial Services
Northern Cheyenne Tribe
Office of Foreign Assets Control
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U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection

6 Takeaways From The OECD's Latest Digital Tax Plan

The Organization for Economic Cooperation and Development's ambitious new plan to address the tax challenges of the digital economy squarely takes on the unfinished business of the OECD's 2015 Action Plan on Base Erosion and Profit Shifting — not just for companies engaged in digital commerce but for all multinational companies, say John Harrington and Sunny Dhaliwal of Dentons.

Read full article »

Opinion

Delrahim's Antitrust Approach To FRAND Still Problematic

While a recent speech thankfully walks back some of Assistant Attorney General Makan Delrahim's more extreme statements about the role of antitrust in policing commitments to license patents on fair, reasonable and nondiscriminatory terms, it still fails to appreciate the positive role that competition law can play in ensuring compliance, says Thomas Cotter of the University of Minnesota Law School.

Read full article »

State Net

Ariz. May Lead Charge For Professional Licensing Reciprocity

This year, Arizona became the first state to open up most of its licensed professions to people who obtained licenses in other states. Efforts to allow licensing reciprocity are cropping up in other states as well, but with limited success, says Dave Royse of State Net Capitol Journal.

Read full article »

LEGAL INDUSTRY

Analysis

Law Firms Court Risk With 2-Tiered Parental Leave Plans

JPMorgan Chase's recent $5 million deal to resolve claims that its parental leave policy discriminated against men highlights the risk that comes with leave plans that afford differing benefits based on who's a "primary caregiver." While employers are moving away from making those distinctions, many large law firms still use a two-tiered approach.

Read full article »

Legal Industry Rebounds In May, Adds 2,000 Jobs

The U.S. added 2,000 legal industry jobs in May, recovering the jobs lost during the previous month and returning to the highest levels seen since the Great Recession, according to data from a new government report.

Read full article »

Interview

CBRE Law Firm Expert Sees Greater Focus On Collaboration

Law firms across the country are seeking greater efficiency amid rising rents in major markets, but as firms redesign their spaces, they are also looking to create common areas conducive to collaboration among lawyers, CBRE vice chairman and law firm expert Todd Lippman recently told Law360.

Read full article »

Pierce Bainbridge Sued By Ex-Partner. Again.

Litigation boutique Pierce Bainbridge's fight with ex-partner Donald Lewis escalated on Friday when the attorney launched a defamation action against his former firm, marking the third lawsuit in an ongoing fray that has included accusations of sexual assault and financial fraud.

Agency

U.S. House of Representatives

U.S. Immigration and Customs Enforcement

U.S. Patent and Trademark Office

U.S. Postal Service

U.S. Senate

U.S. Supreme Court

U.S. Tax Court

United States District Court for the Eastern District of Pennsylvania

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Sedgwick Strikes Clawback Deal With Former Equity Partners

The defunct law firm Sedgwick LLP has asked a California bankruptcy court to approve a deal with 45 of its former equity partners that would allow it to claw back almost $1.6 million in payments it made in the year leading up to its dissolution.

Read full article »

Gregory Craig Says Disclosure Wasn't Needed In FARA Letter

A foreign lobbying law placed no specific disclosure duty on attorney Gregory Craig when he penned a letter to U.S. Department of Justice officials about work he did at Skadden for Paul Manafort and Ukraine officials, Craig told a federal judge Friday.

Read full article »

ABA Picks Ill. As Conference Site Amid Objections To Ga.

The American Bar Association announced Friday it will relocate its 2021 midyear conference from Orlando, Florida, to Chicago, three days after hundreds of members urged officials not to consider Atlanta as an alternative location because of what they called "draconian anti-choice legislation" recently passed in Georgia.

Read full article »

How Hackathons Are Helping To Decode The Justice Gap

“Legal hackathons” are increasingly being used as a way to bridge the justice gap. But while some advocates are optimistic that increased access to justice could come from the technology they hatch, others say issues of poverty and racism can’t be fixed in a weekend.

Read full article »

GC Cheat Sheet: The Hottest Corporate News Of The Week

Fintech groups launched a network in Asia aimed at combating financial crime and promoting regulatory technology, and high-profile lawyers participating on a panel in New York called on senior managers to take a stand against sexual harassment and bullying. These are some of the stories in corporate legal news you may have missed in the past week.

Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Read full article »

Podcast

Law360's Pro Say: The Big Supreme Court Cases, Ranked

The U.S. Supreme Court is about to start a mad dash to the finish and issue more than two dozen rulings over the next three weeks, including all of the biggest decisions of the term. This week, we count down the most important opinions to watch for, on issues ranging from free speech to gerrymandering to the 2020 census.

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Mayer Brown
Morgan & Morgan
Morrison & Foerster
Ropes & Gray
Skadden
Atkinson Andelson
Baker McKenzie
Baron & Budd
Bienert Miller
Boies Schiller
Covington & Burling
Crowell & Moring
Dean Ringers
Dentons
Dorsey & Whitney
Earthjustice
Fisch Sigler
Foley & Lardner
Fredericks Peebles
Hassard Bonnington
Haviland Hughes
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American Civil Liberties Union
Google Inc.
Microsoft Corp.
National Conference of State Legislatures
New York Times Co.
QUALCOMM Inc.
Verizon Communications Inc.
AT&T Inc.
Allergan PLC
Altera Corporation
American Academy of Pediatrics
American Association of University Women
American Federation of State, County and Municipal Employees
Associated Press
Aurobindo Pharma Ltd.
Benco Dental Supply Co. Inc.
Brooklyn Law School
C.H. Robinson Worldwide Inc.
CBRE Group Inc.
Cadila Healthcare Ltd.
Canadian Pacific Railway Limited
Center for Constitutional Rights
Charter Communications Inc.
Colgate-Palmolive Co.
Dell Technologies Inc.

Deloitte Touche
Deutsche Bank AG
Dr. Reddy's Laboratories Ltd.
Electronic Frontier Foundation
Ethiopian Airlines Enterprise
Etsy Inc.
Evans Delivery Co. Inc.
Federalist Society
Ford Motor Co.
General Motors
Getty Images Inc.
Glenmark Pharmaceuticals
Henry Schein Inc.
IP Owners Association
Ingredion Inc.
Institute for Justice
Intel Corp.
International Bar Association
Interstate Natural Gas Association of America
JPMorgan Chase & Co.
Johnson & Johnson
Kids in Need of Defense
Lannett Company, Inc
LexisNexis Group
LinkedIn Corp.
Lyft Inc.
Major League Baseball Inc.
Marriott International Inc.
Montreal, Maine and Atlantic Railway Inc.
Mueller Water Products Inc.
Mylan NV
NFL Enterprises LLC
National Association of Broadcasters
National Hockey League
Nike Inc.
Novartis AG
PHH Corporation
Par Pharmaceutical Companies, Inc.
PetSmart Inc.
Pfizer Inc.
Pinterest Inc.
Purdue Pharma LP
Rambus, Inc.
Reed Elsevier
Service Employees International Union
Southern Poverty Law Center
State Bar of Michigan
Sun Pharmaceutical
Teva Pharmaceutical Industries Ltd.
The Boeing Co.
The City University of New York
The DIRECTV Group, Inc.

The State University of New York
The Western Union Co.
Toyota Motor Corp.
U-Haul International Inc.
UBS AG
United States Telecom Association
United Technologies Corp.
WNBA Enterprises LLC
Wal-Mart Stores Inc.
Wayfair LLC
Zurich Insurance Group Ltd.

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U.S. Department of Justice
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Federal Communications Commission
Federal Trade Commission
U.S. Environmental Protection Agency
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Internal Revenue Service
National Aeronautics and Space Administration
U.S. Attorney's Office
U.S. Department of the Treasury
United States District Court for the Eastern District of Pennsylvania
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
California Air Resources Board
California State Transportation Agency
Centers for Medicare & Medicaid Services
European Union
Federal Aviation Administration
Federal Energy Regulatory Commission
Financial Conduct Authority
Financial Stability Board
Fish and Wildlife Service
Florida Supreme Court
Hoopa Valley Tribe
International Trade Commission
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
National Telecommunications and Information Administration
New York State Assembly
New York State Department of Financial Services
Northern Cheyenne Tribe
Office of Foreign Assets Control
Office of the Comptroller of the Currency
San Francisco International Airport

U.S. Air Force
U.S. Census Bureau
U.S. Department of Health and Human Services
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
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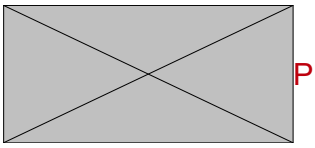
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 12/7/2016 8:39:28 AM
Subject: [Marketing Mail] Cybersecurity Report Offers Mixed Bag For Businesses



PUBLIC POLICY

Wednesday, December 7, 2016

TOP NEWS

Analysis

Cybersecurity Report Offers Mixed Bag For Businesses

Businesses may see much to like in a presidential commission's sprawling new cybersecurity report that backs enhanced cyberthreat information-sharing and a lighter touch on regulation, but other suggestions, such as its call for a more aggressive approach on the internet of things and a cybersecurity "nutrition label," could have them eyeing potential liability risks.

Congress Passes Health Care Access Data Bill

As part of a series of health care access and research bills passed by the House of Representatives on Tuesday, the House voted through a bill meant to give the U.S. Department of Health and Human Services a better picture of health care access in rural, tribal and other underserved areas.

Commerce Head Urges Backing Of Cybersecurity Report

The United States has reached a "moment of reckoning" in its cybersecurity crisis, requiring stronger collaboration between the public and private sectors, a greater cybersecurity workforce and heightened security in emerging technologies, U.S. Secretary of Commerce Penny Pritzker told telecommunications industry leaders Tuesday.

IRS Updating Foreign Credit Guidance For Asset Acquisitions

The IRS is looking to walk taxpayers through two-year-old regulations blocking tax credits on assets dressed up as highly taxed overseas transactions when repatriating the money to the U.S., with a proposed rule-making Tuesday and a temporary rule applied retroactively showing how to identify and treat the relevant transactions.

Trump Reportedly Considering Gibson Partner For SEC Chair

A former U.S. attorney and partner at Gibson Dunn with close ties to New Jersey Gov. Chris Christie met with President-elect Donald Trump on Monday about a potential appointment as chair of the U.S. Securities and Exchange Commission, according to reports.

Sens. Weigh How To Protect Staff From Retaliatory Charges

A U.S. Senate panel considered ways to protect congressional staff from retaliatory criminal charges on Tuesday, including a hypothetical law to send such charges to an independent prosecutor and allowing staffers to accept pro bono representation.

BANKING & SECURITIES

SEC Will Study Disclosures Ahead Of Revenue Rule Changes

U.S. Securities and Exchange Commission staff will scrutinize disclosures in 2017 to see how companies are adapting to new revenue recognition rules set to take effect

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Adidas AG
Amazon.com Inc.
DISH Network Corporation
Federalist Society
ISO New England Inc.
ITV PLC
International Business Machines Corporation
MasterCard Incorporated
Microsoft Corporation
NBCUniversal Inc.
National Association of Broadcasters
National Rifle Association of America
New York Times Co.

next December, the agency's chief accountant said Monday — part of wider changes being made to generally accepted accounting practices.

ENERGY & ENVIRONMENTAL

DC Circ. Revives NRA's Elephant Trophy Ban Challenge

The D.C. Circuit on Tuesday revived the National Rifle Association and Safari Club International's challenge of the U.S. Fish and Wildlife Service's ban on Tanzanian elephant "trophy" imports.

HEALTH & LIFE SCIENCES

HHS OIG Expands FCA Safe Harbors In Final Rule

The Office of Inspector General for the U.S. Department of Health and Human Services on Tuesday finalized new safe harbors that will prevent certain initiatives of doctors, hospitals and pharmacies from being treated as fraudulent kickbacks by Medicare and Medicaid.

TRANSPORTATION & INFRASTRUCTURE

NJ Developers Win Appeal Over $8.5M Special Assessment

The New Jersey Appellate Division on Tuesday reinstated two complaints against the city of Englewood from developers challenging a roughly $8.5 million special assessment levied against them for the construction of a new road, saying the companies should be allowed to present evidence that other property owners must share in the cost.

GOVERNMENT CONTRACTS

DOD Revamps Cleanup Coverage Claims For Closed Bases

The U.S. Department of Defense proposed a new rule Tuesday that would clarify how recipients of closed military base property can ask for coverage or legal defense for environmental claims based on DOD activities.

INTERNATIONAL TRADE

EU, OECD Call For Sustainable Clothing And Shoe Trade

The European Union and the Organization for Economic Cooperation and Development agreed Tuesday at a meeting in Cambodia to step up efforts to protect human and labor rights and the environment in the international garment and shoe supply chains.

WTO Delays Ruling In High-Stakes Tobacco Packaging Battle

The World Trade Organization will not issue a ruling on whether Australia's "plain packaging" tobacco law usurps foreign companies' intellectual property rights until May, according to WTO documents circulated Tuesday, delaying a decision that was slated to arrive by the end of 2016.

EU-Canada Trade Pact Protest Inspires Wallonia Declaration

The small Belgian region of Wallonia, which featured in the international news in October when it briefly and singlehandedly held up the European Union and Canada's signing of a trade deal, stepped forward Monday with a new proposal for negotiating global trade treaties.

TAX

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Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Washington Post Co.

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Bureau of Indian Affairs
Bureau of Land Management
Central Intelligence Agency
Cherokee Nation
Congressional Budget Office
European Commission
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Immigration and Customs Enforcement
Internal Revenue Service
Library of Congress
NATO
National Institute of Standards and Technology
National Institutes of Health
Office of Foreign Assets Control
Poarch Band of Creek Indians
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Senate
U.S. Supreme Court
United Nations

Colo. Tax Agency Defends Standing In Sales Tax Appeal

Colorado's Department of Revenue has hit back at a retail group's attempt to scrap the agency's U.S. Supreme Court appeal challenging a 1992 sales and use tax ruling, saying it has the right to defend and expand its Tenth Circuit victory via the conditional appeal.

EU Ministers Near Agreement On Tax-Avoidance Rules

The European Union's financial ministers on Tuesday came closer to reaching a final agreement on rules targeting multinational companies' purported practice of exploiting loopholes in tax systems, the president of the ministers' council said.

House Blocks Koskinen Impeachment Move

The House of Representatives dodged a vote on removing Internal Revenue Service Commissioner John Koskinen this Congress over alleged crimes involving the investigation into IRS targeting of conservative groups for increased scrutiny, after a procedural move to impeach the agency head was blocked Tuesday.

IMMIGRATION

State Dept. Narrows Family Definition For Diplomatic Visas

The U.S. Department of State posted a new rule Tuesday that amends the definition of immediate family for a handful of visas applicable to diplomats and their kin, making it harder for the adult children of diplomats to get visas directly tied to their parents' status.

NATIVE AMERICAN

Trump Adviser Says He's Not Privatizing Tribal Land

An Oklahoma Republican lawmaker who was tapped to lead President-elect Donald Trump's so-called Native American Coalition issued a statement on Monday to "alleviate any concern that Indian country should fear the federal government privatizing their land," saying recent news coverage has distorted his goals under the incoming administration.

TELECOMMUNICATIONS

AT&T, Dish Say Broadcasters Should Carry Next-Gen TV Costs

Pay-TV providers should not be saddled with costs associated with new over-the-air broadcasting standards known as next-gen TV, representatives for Dish Network and AT&T Services Inc. told the Federal Communications Commission in a recent conference call.

Wireless Bids For Broadcast Spectrum Again Fall Short

Bids to convert 108 MHz of spectrum from broadcast to mobile broadband use failed to meet a $42 billion clearing target by a wide margin, triggering a soon-to-be-announced fourth stage of bidding under lowered targets, the FCC announced Monday.

EXPERT ANALYSIS

Anti-Money Laundering Enforcement In 2017: What To Expect

Over the past two years, financial regulatory bodies in the United States and Europe have increasingly emphasized consumer due diligence by financial institutions as a means to combat money laundering and terrorist financing, especially with respect to "high-risk" products. This trend is expected to continue in 2017, say attorneys with K&L Gates LLP.

Big-Time Litigation Funding Vs. Consumer Legal Funding

Some have attacked consumer legal funding through over-regulation and obscured any differences between big-time litigation funding — like the Gawker case — and consumer legal funding. But mixing these two together is a recipe for bad public policy, says Jeremy Kidd, associate professor at Mercer University's Walter F. George School of Law.

Fallout From DOD Stance On Waste, Fraud And Abuse Tips

The U.S. Department of Defense recently issued a class deviation to the Federal Acquisition Regulation that bars the awarding of contracts to contractors that prohibit their employees from reporting waste, fraud and abuse to federal officials. The new rule could increase contractor liability and create tricky situations with respect to business-sensitive or trade secret information, say Dismas Locaria and Melanie Jones Totman of Venable LLP.

New Form I-9 Means More Immigration-Related Change In 2017

U.S. Citizenship and Immigration Services' revised Form I-9 offers new features and imposes some different requirements. Some modifications enhance the form, while some may result in more technical violations, particularly for employers who continue to use paper versions of the form, say Christine Samsel and Hannah Caplan of Brownstein Hyatt Farber Schreck LLP.

Confirming PURPA Protections For Renewable Producers

The Public Utilities Regulatory Policy Act was enacted to encourage the development of cogeneration and small power production facilities. FERC's declarations on PURPA issued in response to the petition for enforcement filed by Windham Solar may reinvigorate the development of qualifying facilities in states located within organized markets, says Heather Curlee of Wilson Sonsini Goodrich & Rosati.

LEGAL INDUSTRY

5 Things Lawyers Should Do Before Lobbing DQ Motions

A bid to disqualify opposing counsel can deliver a body blow to a case, but it also comes with the risk of irritating your client and the judge. Here, we look at five things you should do before trying to kick your opponent off a case.

Innovative Corporate Counsel: Andrew Garard

In his nine years as the legal chief of U.K. broadcaster and producer ITV, Andrew Garard has reshaped the way his company thinks about outside counsel and corporate social responsibility, earning him a spot among Law360's Innovative Corporate Counsel.

Alston & Bird's Bob Dole Worked Trump On Taiwan, Docs Say

Alston & Bird lobbyist and former Kansas senator Bob Dole has been acting as a foreign representative for the government of Taiwan looking to establish ties with the Trump administration, according to disclosure documents filed last week just before an unusual and striking phone call between President-elect Donald Trump and Taiwan's president.

11th Circ. Will Post Oral Argument Recordings Online

The Eleventh Circuit on Monday revealed a plan to post audio recordings of oral arguments on its website beginning in April 2017, joining almost all of its fellow federal appeals courts in making oral arguments readily available online.

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National Rifle Association of America
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T-Mobile USA Inc.
The Boeing Company
Thomson Reuters Corporation
Twitter Inc.
U.S. Chamber of Commerce
United States Telecom Association
Verizon Communications
Washington Post Co.

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Federal Communications Commission
U.S. Department of Defense
Internal Revenue Service

Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Supreme Court
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Central Intelligence Agency
Cherokee Nation
Congressional Budget Office
Federal Acquisition Regulatory Council
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To: Carolyn Levering[clevering@LasVegasNevada.GOV]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 4/11/2016 7:31:42 PM
Subject: FW: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Are you aware of this individual and any suggested response.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I

reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
[redacted]

EMAIL TO LV COMMANDER

-------- Original Message --------
Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they

are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later. C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.

- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/

I assure you this is not close to the worst.

I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON

http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visit me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries- which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in

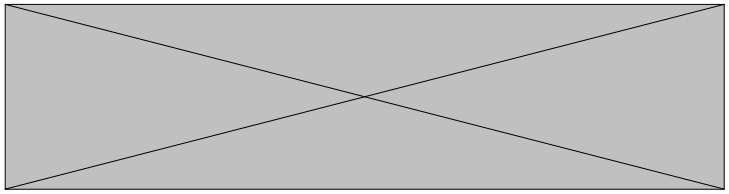
border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

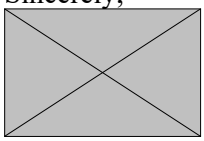
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES

http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: [redacted]
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

[redacted] **(Jerome Almon)**
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almo[redacted].com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars

AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95
HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11 terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if

the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be worked out.

"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."

Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.

"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.

Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.

Tighter local security

Local authorities say they've taken the steps they can to bolster security.

Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.

"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."

Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.

The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.

"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.

The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.

"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."

Blue Water Bridge study

Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.

With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not

sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.

Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.

Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.

"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html
http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: [redacted]
Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-
Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to

the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION
http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION
http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with

the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD
http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL
http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU
http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:
From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: [redacted]
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)
Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820
Fax: ++44 (0) 207 820

BIO

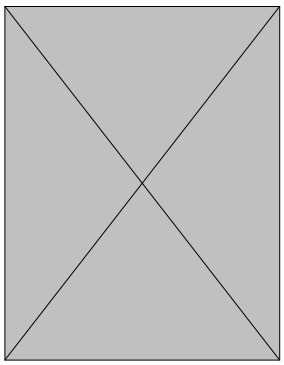
-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING
Sent: Thur 11/30/2017 10:05:23 PM
Subject: [Papers] Putting Blockchain into Wider Use, Smart Marijuana Regulation, Reinventing Fraud Detection and More

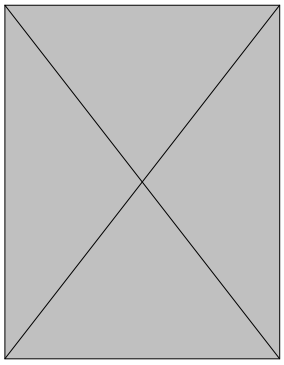
View in Browser

FEATURED PAPERS



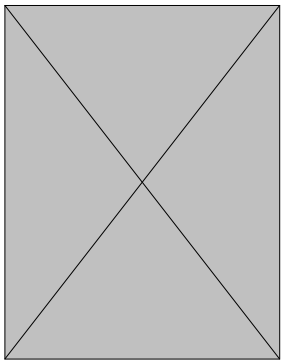
Are Intelligent Automation & Blockchain Poised to Disrupt HHS?

This new research strategy paper examines how state and local health and human services agencies are approaching a pair of emerging technologies: Intelligent automation and blockchain. Based on a national survey and a series of in-depth discussion workshops, the paper reports that HHS officials see a range of practical applications for these technologies which could improve eligibility decisions, facilitate secure data sharing and reduce fraud. It also identifies potential concerns as agencies consider putting intelligent automation and blockchain into wider use.



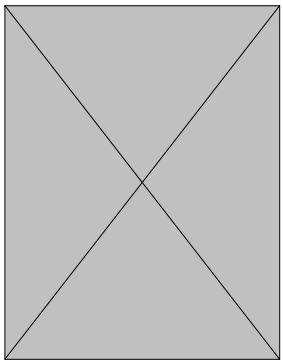
A Fast, Effective Path to Marijuana Regulation

As the legalization of marijuana becomes more prevalent in states across the country, local governments need to quickly and effectively stand up regulatory processes that guide market participants into an organized system while maintaining public safety. Fortunately, technology can help. Download this paper to learn more about the complexities of regulation, how integrated digital technology can ease the management of marijuana licensing programs and how one local government found success.



How HHS Agencies are Reinventing Fraud Detection

Future funding levels for Medicaid and other human services programs is uncertain. But states are bracing for the likely outcome of reduced program funding, even as requests for help rise. With new technology, states can identify more forms of fraud, stop them sooner and protect program funds for use by legitimate recipients. Download this paper to learn more.



How Advanced Resource Management Leads to Better Citizen Services

Whether trucks or earth movers, boats or snowplows, local governments have many resources to dispatch and track. They often assign these resources using spreadsheets and instinct, and lack complete, real-time information regarding location and availability. A cloud-based system for self-service dispatch streamlines much of this work, saving local governments time and money. Download this paper to learn more.

NEWEST ADDITIONS

Building a Foundation for Innovation and Success in Health and Human Services

Illuminate your city in more ways than one: Smart Lighting Strategies

PACE: An Important Tool to Help Local Governments Create Jobs, Meet Clean Energy Goals

Improve your financial reporting process

Taking the Long View: Smart HHS Strategies for Uncertain Times

Guide to Financial Literacy Vol. 4 - P3 Governance: Ensuring Public-Private Partnerships are Built to Last

Transform Your Health and Social Program Paradigm

Success with E-Signatures in State and Local Government

Citizen-Centered Service Delivery

MORE PAPERS

This email was sent to cgoodman@lasvegasnevada.gov.
Unsubscribe | Opt out of all e.Republic email | Privacy Statement
© 2017 e.Republic. All rights reserved. 100 Blue Ravine Rd, Folsom, CA 95630, USA. Phone: 916-932-1300

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Jace Radke[jradke@LasVegasNevada.GOV]
Cc: Cheryl Russo[crusso@LasVegasNevada.GOV]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; David Riggleman[DRiggleman@LasVegasNevada.GOV]; Diana Paul[dpaul@LasVegasNevada.GOV]
From: Trish Truesdell
Sent: Mon 2/22/2016 6:11:42 PM
Subject: RE: Rescinding Dianetics Day or Month

Mayor:

We have provided a Proclamation every year for the last four years to Maureen Bird. We have never done a Dianetics Day or Month in the City of Las Vegas by me for you….

Trish Truesdell
Special Assistant to the Mayor
City of Las Vegas
495 South Main Street, Seventh Floor
Las Vegas, Nevada 89101
702-229-6241
Note: our offices are closed on Fridays

From: Carolyn G. Goodman
Sent: Monday, February 22, 2016 10:05 AM
To: Jace Radke
Cc: Trish Truesdell; Cheryl Russo; Lora Kalkman; David Riggleman; Diana Paul
Subject: FW: Rescinding Dianetics Day or Month

Please advise!
☺

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with

before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– The Lee Report on Dianetics and Scientology by Professor John Lee

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– Conclusions The Anderson Report, Chapter 30, point 8
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with

Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

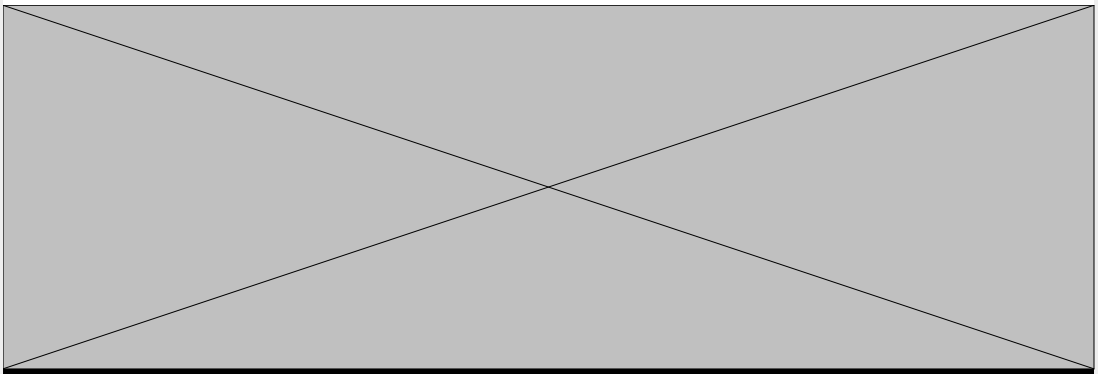
I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: SAP Concur
Sent: Tue 2/26/2019 5:07:45 PM
Subject: Prevent T&E fraud before it's too late

forward | view in browser | view on mobile



Better manage, detect and prevent T&E fraud.

With technology providing more channels for employee-initiated spend, the risk of T&E fraud is increasing. It is becoming harder to track misappropriation, mileage padding, duplicate expenses, unused airline tickets and last-minute flight bookings because spending may be done using several applications, including non-partner travel services.

Preventing T&E fraud before it happens is key, as recouping fraudulent expenses takes time and money you don't want to spend. To get ahead of T&E fraud, your organization needs an integrated T&E system that reduces risk and gives you real-time visibility of spend with controls such as:

- Spend thresholds.
- Receipt limits.
- Blocks to prevent users from being reimbursed for expenses that do not comply with your policies.

An integrated T&E system that can power constant audit rules, triggers and exception analyses can reduce your risk of fraud, but also protect your organization from legal ramifications and fines, employee fall-out and the reputational damage of a fraud investigation.

Learn how savvy companies better manage, detect and prevent fraud in this report.
To learn more about mitigating risk in your organization, click here.

Download the report

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Tue 6/27/2017 1:48:15 PM
Subject: [Marketing Mail] Out of Network Providers: Maximize recovery against health plans and generate more revenue

.

Dear colleague,

Patients are increasingly seeking out-of-network (OON) services and this trend is expected to continue going forward. As the consumer demand drives out of network activity, insurance companies are coming up with OON benefits integrated into their policies.

Since OON reimbursement tends to be higher than in-network reimbursement, payers use different strategies to discourage it, including bill reduction tactics, limits on benefits policies and third-party rental agreements that lower reimbursement. Out-of-network represents the last great opportunity for many providers to increase their reimbursement. But remember, what has worked for you in the past is no longer effective in recovering revenue for your practice. The climate has changed and so must you!

Join expert speaker **Thomas J. Force, Esq.,** in this on-demand webinar "**Everything the Out-of-Network Provider Needs to Know to Generate More Revenue for its Practice**" tomorrow, **Wed, Jun 28, 2017**, to get deeper insights on effective revenue recovery techniques for your out-of-network services. Get strategies to maximize recovery against health plans while ensuring that your patients pay their fair share of charges. **Thomas** will analyze and discuss in detail the procedures necessary to be successful as an OON provider—starting with scheduling and involving the entire revenue cycle.

Session Highlights:

- Discussion on out-of-network claims
- Out-of-network vs. in-network: the advantages and disadvantages
- The importance of patient disclosures and upfront estimates of charges
- ERISA: friend or foe?
- How to use ERISA law to appeal denied and under-reimbursed claims for employer-sponsored plans
- Are you getting an appropriate response from the health plan?
- What is a recoupment and what to do when faced with one?
- How to get a full and fair review in case of a recoupment?
- Affordable Care Act (ACA) emergency services mandate
- How to object to and defend health plan recoupments
- The importance of charity care program/ financial hardship policy
- Review of dispute resolution for emergency services
- Review of dispute resolution for non-emergency "surprise bills"
- Timing of benefit determination
- Manner and content rules
- Fee forgiveness (insurance fraud): how to avoid them
- Interplay with state insurance laws
- Disclosure rules
- Dispute resolution for emergency and non-emergency services
- Insights on Affordable Care Act and the emergency services mandate
- Mandatory disclosures for OON providers
- Expanded consumer protections
- And more

Please use "**SAVE20**" when you check-out and get **$20 off** your registration.

CLICK HERE TO REGISTER

If you prefer to order by phone, call **1-866-458-2965** and mention reference code **ETCIAERK.**

Looking forward to your participation.

Thanks,
Ted Burton
Customer Relationship Director

AudioEducator LLC | 2222, Sedwick Rd | Durham | 27713 | United States | 18664582965
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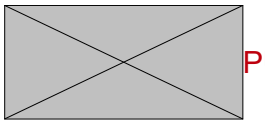
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 5/11/2016 8:08:53 AM
Subject: [Marketing Mail] Garland Puts Abu Ghraib, Drone Strike Cases In Career Top 10



PUBLIC POLICY

Wednesday, May 11, 2016

TOP NEWS

Garland Puts Abu Ghraib, Drone Strike Cases In Career Top 10

U.S. Supreme Court nominee Judge Merrick Garland cited decisions on CIA drone strike records and abuse at Abu Ghraib as career highlights on a Senate Judiciary Committee questionnaire Tuesday, with the White House quickly claiming that the response demonstrates Judge Garland's suitability for the high court.

'Yates Memo' Author Defends Policy, Says Shift Is In Effect

Deputy Attorney General Sally Quillian Yates on Tuesday defended the Justice Department's renewed policy to prosecute individuals in corporate cases, pushing back against criticism over attorney-client privilege concerns, but warning that individuals are now in prosecutors' sights from the inception of an investigation.

10 States Seek To Enter Challenge To DOL Persuader Rule

Ten states including Texas asked a Texas federal court on Tuesday if they can be part of a case initiated by several business groups that challenges the U.S. Department of Labor's "persuader" rule, saying the regulation threatens their "exclusive" rights to regulate the practice of law.

McConnell Blocks Dem Bid To Confirm 11 Judicial Nominees

Senate Majority Leader Mitch McConnell, R-Ky., on Tuesday blocked Democrats' attempts to confirm 11 federal judicial nominees for vacancies in nine states, arguing they had wrongly attempted to skirt the proper confirmation process.

NC Dems Offer Sweeping Rewrite Of Bathroom Law

Just a day after North Carolina traded lawsuits with the U.S. Department of Justice over the legality of the state's infamous transgender bathroom law, Democratic lawmakers in the state introduced a bill that would rewrite the state's anti-discrimination policy to protect people on the basis of their transgender status.

ANALYSIS

Treasury Recs Could Limit Disruption By Marketplace Lenders

A Treasury Department study on marketplace lending released Tuesday showed that the still young industry, touted as a disruptive force in finance, will likely have to deal with an increase in federal regulation even as it confronts a slew of other problems that have recently bubbled up.

Tax Credit Eligibility Boost Puts Wind In Developers' Sails

The Internal Revenue Service's recent doubling of the time clean energy developers have to complete projects in order to qualify for the renewable production tax credit lowers risks for both developers and investors, and will translate to more green projects being launched and completed, experts say.

BANKING & SECURITIES

LAW FIRMS

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Altshuler Berzon
Andrews Kurth
Arent Fox
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Baker & McKenzie
BakerHostetler
Ballard Spahr
Berwin Leighton
Blank Rome
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BuckleySandler
Chadbourne & Parke
Clifford Chance
Clyde & Co
Cohen & Gresser
Covington & Burling
Dentons
Dewey & LeBoeuf
Dickstein Shapiro
Edelson PC
Finnegan
Gibson Dunn
Herbert Smith Freehills
Hogan Lovells
Holland & Knight
Holman Fenwick
Jackson Lewis
Jones Day
Kaye McLane
Keller and Heckman
Kemp Smith
Latham & Watkins
Leech Tishman
Manatt Phelps
Mayer Brown
Norton Rose Fulbright
Ogletree Deakins
Post & Schell

CFTC Wasting Taxpayer Cash On Extra Offices, Watchdog Says

The Commodity Futures Trading Commission's inspector general published a report Tuesday saying the agency spends too much on office space it doesn't need, estimating the CFTC will spend up to $56.8 million on empty space over the duration of its current leases.

SEC Approves PCAOB Contributing Auditor Disclosure Rules

The U.S. Securities and Exchange Commission on Monday stamped its final approval on new rules administered by the Public Company Accounting Oversight Board requiring auditors to disclose engagement partners and other accounting firms involved in an audit of a publicly traded company.

UK Risk Appetite Sours Ahead Of Brexit Vote

Troubled by the uncertainty surrounding the British vote to leave the European Union, U.K. chief financial officers have turned sharply more conservative, preferring to cut costs and improve cash flow but seldom making contingency plans for a potential departure, a Deloitte survey revealed.

European PE Investment Rises Due To Cross-Border Activity

Private equity investments in Europe climbed to €47.4 billion ($53.9 billion) last year and nearly one-third of those investments were cross-border, according to a study released on Tuesday by Invest Europe, a number that bodes well for lawmakers who have a called for an EU capital markets union.

ENERGY & ENVIRONMENTAL

EPA Sends Aircraft Greenhouse Gas Rule To White House

The U.S. Environmental Protection Agency on Friday sent its proposed finding that greenhouse gas emissions from aircraft endanger human health and the environment to the White House Office of Management and Budget for review.

Montana Group Asks High Court To Review Crow Water Deal

Montana farmers, ranchers and others are urging the U.S. Supreme Court to reconsider a state court ruling upholding the Crow Nation's $460 million water-rights settlement with the state and federal government, arguing that the state court set too high a bar for challenging such deals.

High Court Urged To Reel In Calif.'s Shark Fin Ban Case

Two Asian-American groups are further pressing the U.S. Supreme Court to hear their arguments that the Ninth Circuit should have nixed California’s ban on shark fin sales because it gets in the way of a federal fisheries law.

Texas Cities Can't Regulate Propane Industry, AG Says

Houston's rules governing liquefied petroleum gas are preempted and superseded by a 2011 law giving the Railroad Commission of Texas regulatory control over the industry, Texas Attorney General Ken Paxton said in an advisory opinion Tuesday.

HEALTH & LIFE SCIENCES

House Passes Five Bills To Curb Opioid Abuse

The U.S. House of Representatives on Tuesday passed a handful of bills intended to help address the growing problem of opioid abuse and drug overdose deaths, including measures aimed at both curbing the trafficking of illegal drugs and the misuse of legal drugs.

TRANSPORTATION & INFRASTRUCTURE

Pyle Rome
Richards Kibbe
Saxe Doernberger
Schiff Hardin
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Stoel Rives
Taylor Wessing
Venable LLP
White & Case
Winston & Strawn

COMPANIES

AT&T Inc.
American Bankers Association
American Civil Liberties Union
Ames & Gough
Berkeley Research Group
CTIA
Center for Biological Diversity Inc.
Cisco Systems Inc.
Comcast Corporation
Dell Inc.
Deloitte Touche
Diodes Incorporated
Electronic Frontier Foundation
Electronic Privacy Information Center
Ford Motor Company
Google Inc.
Humane Society of the United States
Hyundai Motor
International Council for Commercial Arbitration
Kind LLC
London Court of International Arbitration
Lyft Inc.
NRG Energy Inc.
National Association of Home Builders
National Association of Manufacturers
National Federation of Independent Business
National Right to Work Legal Defense Foundation
New York City Bar Association
New York Times Co.
New York University
Occidental Petroleum Corporation

Senate OKs Bill To Create Railway Emergency Response Panel

The U.S. Senate voted Monday to pass a bill that would create a temporary Federal Emergency Management Agency subcommittee to develop plans to improve response plans for railroad emergencies, moving the bill to U.S. House of Representatives.

DC Circ. Won't Review FAA Drone Privacy Challenge

The D.C. Circuit on Tuesday said it would not review a privacy watchdog's denied petition to the Federal Aviation Administration asking the agency to address privacy concerns raised by drone use in an upcoming rule-making, finding that the privacy group's request was untimely.

FAA, Treasury Urged To Make Shared-Service Prices Public

The Federal Aviation Administration and the Treasury Department should increase pricing transparency for intra-agency services such as information technology support so that they can meet demand across different areas of the government, the Government Accountability Office said in a report published Tuesday.

EMPLOYMENT

Child Care Workers Want High Court Review Of Union Law

A group of Massachusetts at-home child care workers last week urged the U.S. Supreme Court to weigh in on their challenge to a 2012 state law that gives their collective bargaining rights to the Service Employees International Union, arguing that it violates their right to free association.

Chamber Says Time Is Now For Seattle Uber Union Law Suit

The U.S. Chamber of Commerce on Monday shot back at Seattle's bid to dismiss an antitrust challenge to the city's ordinance allowing Uber and Lyft drivers to organize, telling a Washington federal judge the suit needn't be delayed since the law is already affecting companies.

COMPETITION

Pa. Engineering Firm Prez Pleads Guilty In Pay-For-Play Probe

The president of an engineering firm has become the latest to plead guilty to participating in municipal pay-to-play schemes that involved a number of public officials for the Pennsylvania cities of Allentown and Reading, the U.S. Department of Justice announced Tuesday.

PRIVACY & CONSUMER PROTECTION

California Advances Gender-Neutral Bathroom Bill

California lawmakers approved a bill on Monday that would require all single-occupancy restrooms in the state to be identified as "all gender" and be universally accessible, amid a fight between the U.S. Justice Department and North Carolina over the latter's controversial transgender bathroom law.

PRODUCT LIABILITY

FDA To Let Kind Use 'Healthy' On Snack Bar Labels

The U.S. Food and Drug Administration on Tuesday said Kind LLC may label its snack bars "healthy," so long as it's clearly part of the company philosophy and not a nutritional statement, and that the agency will be reevaluating how it defines healthy food.

E-Cig Co. Nicopure Sues FDA To Block New Oversight

PBF Energy Inc.
Public Company Accounting Oversight Board
Service Employees International Union
T-Mobile USA Inc.
The Hershey Company
Two Harbors Investment Corp.
U.S. Chamber of Commerce
United Nations Commission on International Trade Law
Verizon Communications

GOVERNMENT AGENCIES

Centers for Disease Control and Prevention
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Crow Nation
Enterprise Rancheria of Maidu Indians
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Emergency Management Agency
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
International Trade Commission
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Pala Band of Mission Indians
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland

The U.S. Food and Drug Administration is unlawfully exceeding its authority with a rule that expands the agency's ability to regulate all tobacco products, e-cigarette company Nicopure Labs LLC claimed on Tuesday, asking a D.C. federal judge to vacate the rule.

CTIA Says Berkeley Cellphone Warning Not Based On Science

CTIA — The Wireless Association has blasted the city of Berkeley, California's defense of a radiation warning requirement for cellphone retailers, telling the Ninth Circuit that the U.S. Federal Communications Commission and scientific community have already rejected the theory that how one holds the device could be dangerous.

TAX

Wyden Demands Nev., Wyo. Docs On Panama Papers Cos.

Sen. Ron Wyden, D-Ore., asked officials in Wyoming and Nevada on Tuesday to answer questions and turn over business registration files, audits and other investigatory documents for more than 1,000 companies created in those states whose names have come up in the Panama Papers leak.

Ex-Rep Says He'll Cop To Tax Charges

Former U.S. Rep. Mel Reynolds told an Illinois federal judge he will plead guilty to charges he evaded taxes on $400,000 in income, saying he can't prepare to represent himself if he is to be kept in jail until his June trial.

IMMIGRATION

Immigrants Seek Class Cert. For 'Unlawful' ICE Detainers

Immigrants who say they were unlawfully held by Los Angeles County officers based on U.S. Immigration and Customs Enforcement detainers filed motions Monday seeking certification for a class of tens of thousands in their consolidated lawsuits in California federal court.

NATIVE AMERICAN

Calif. Signs New Gambling Compact With Pala Band Tribe

The state of California has inked a new gaming compact with the Pala Band of Mission Indians, superseding a previous agreement between the state and the tribe, Gov. Jerry Brown announced Monday.

TELECOMMUNICATIONS

FCC Told Zero-Rating Helps Minority, Low-Income Groups

The Multicultural Media, Telecom and Internet Council told the Federal Communications Commission in a report Monday that the providing of free data through so-called zero-rating plans does not harm competition and could help close the digital divide, particularly benefiting minorities and low-income households.

INTERNATIONAL ARBITRATION

Draft Bill Reflects S. Africa's Mixed Views On Arbitration

A draft international arbitration bill set to replace South Africa's long-outdated commercial arbitration legislation is an encouraging sign to investors, but it is unlikely to position the country as an international arbitration hub given recent legislation criticized for curbing investor-state arbitration.

Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Secret Service
U.S. Senate
U.S. Supreme Court

PENNSYLVANIA

Pa. AG Says Lack Of Like Cases Proves Vindictive Prosecution

Attorney General Kathleen Kane argued Monday that the lack of similar criminal charges against other individuals proved that she had been vindictively targeted for prosecution over her role in the leak of confidential grand jury material.

Ex-Ballard Spahr Atty, Rendell Aide Cops To Wire Fraud

A former Ballard Spahr LLP partner who also served as chief of staff to Pennsylvania Gov. Ed Rendell pled guilty to one count of wire fraud in Pennsylvania federal court Tuesday after being charged with pocketing funds intended to be passed on to state legislators in a federal investigation.

PEOPLE

Blank Rome Lobbying Arm Adds Former Energy Secretary

Blank Rome Government Relations LLC, the lobbying unit of law firm Blank Rome LLP, on Monday announced that it brought on a former U.S. Secretary of Energy and former chief of staff at the U.S. Department of Energy as principals.

EXPERT ANALYSIS

Patent Reform Beyond The Innovation Act: The TPTP Act

The Trade Protection Not Troll Protection Act is a recent bipartisan effort with provisions expected to curb nonpracticing entity use of the U.S. International Trade Commission. It has gained considerable steam already, presenting Congress the opportunity to substantially amend Section 337 for the first time since 1988, say attorneys with Finnegan Henderson Farabow Garrett & Dunner LLP.

The Potentially Sweeping Effects Of FCC's ISP Regulations

The Federal Communications Commission's proposed rules concerning customer proprietary information acquired by broadband internet access service providers are broad in scope and reflect uncertainty as to how to best protect customer information. The definitions and principles outlined could have a significant ripple effect on the entire digital ecosystem, say Douglas Jarrett and Tracy Marshall at Keller and Heckman LLP.

Paid Sick Leave Compliance: Untangling The Complicated Web

The momentum for legally mandated paid sick leave has turned compliance into a game of whack-a-mole. Not only must employers be vigilant and identify newly enacted laws that may apply to their business, but they must also navigate the complicated web of requirements to ensure compliance, say Daisy Sanchez and Jennifer Terry at Arent Fox LLP.

9th Circ. Says Fair Housing Act Thwarts Discrimination

For years, neighbors have opposed housing projects that are intended to be occupied by lower-income families. Local governments often bow to the political pressure brought to bear by such opponents. The Ninth Circuit's strong opinion last month in City of Yuma v. Avenue 6E Investments should serve to uphold these projects, even in the face of neighbor opposition, says Michael Berger at Manatt Phelps & Phillips LLP.

LEGAL INDUSTRY

5 Things You Should Never Put In A Client Email

Email is a vital tool for lawyers seeking to keep up in a world where information moves at the speed of light, but communicating with clients by email gives rise to potential pitfalls that lawyers a generation ago never faced, experts told Law360. Here are five things that should never appear in an email to a client.

5 Ways To Turbocharge Your Practice Group

Growing a practice group from a minor league player to a major league slugger takes a lot more than just luck and hard work, according to those who have managed to pull it off. Here, some of those leaders share five tips for taking your practice group to the next level.

Ex-Bryan Cave Atty Gets Time Served For Murder Threat

A former Bryan Cave attorney who admitted that he threatened to kill a former co-worker at the firm during a 2013 phone call was sentenced Tuesday to time served and three years of supervised release, Missouri court records show.

Lateral Opportunities Dry Up For Employment Lawyers

Fewer employment attorneys have changed firms in the first quarter of 2016 than in any other quarter over the past 15 months, as the demand for lawyers specializing in the practice area has slowed amid a strong economy, according to Law360 data and experts.

4 Tips For Law Firms To Maximize Cyber Coverage

Edelson PC's recent putative privacy class action alleging a Chicago-based regional law firm failed to take measures to effectively safeguard sensitive client data highlights the need for firms to obtain expansive cyber liability coverage. Here, experts delve into what firms should do to make sure they're protected from cyber risks.

Chinese Legal Giant Adds 23 Ex-Dentons Lawyers In US

Zhong Lun has picked up 23 new lawyers in the U.S. from Dentons affiliates, a move the Chinese legal giant said Monday gives it the most extensive presence in the U.S. of any Chinese law firm and adds two West Coast offices.

White & Case Becomes Latest Firm To Allow Working Remotely

Associates and other employees of White & Case LLP in London walked into a more flexible workplace this week, as the firm has implemented a new “agile” U.K. office policy that allows working remotely, making it the third firm in recent weeks to do so.

UK Magic Circle Firms Caught In Panama Papers Data Dump

Two Magic Circle firms and at least 17 other major U.K.-based solicitors have been linked to thousands of the offshore investment companies listed in the so-called Panama Papers, which exposed a vast network that has global regulators looking to strengthen tax avoidance regimes.

NY High Court Rejects Judges’ Latest Bid For Back Pay

New York's highest court on Tuesday denied state judges their bid to obtain back pay for 10 years spent without cost-of-living increases, ruling the jurists weren’t constitutionally entitled to the retroactive raises.

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Arent Fox
Arnold & Porter
Baker & McKenzie
BakerHostetler
Ballard Spahr
Berwin Leighton
Blank Rome
Bryan Cave
BuckleySandler
Chadbourne & Parke
Clyde & Co
Cohen & Gresser
Covington & Burling
Dewey & LeBoeuf
Dickstein Shapiro
Edelson PC
Finnegan
Gibson Dunn
Herbert Smith Freehills
Hogan Lovells
Holland & Knight
Holman Fenwick
Jackson Lewis
Jones Day
Kaye McLane
Keller and Heckman
Kemp Smith
Latham & Watkins
Leech Tishman
Manatt Phelps
Post & Schell
Pyle Rome
Richards Kibbe
Saxe Doernberger
Schiff Hardin
Shearman & Sterling
Sheppard Mullin
Sidley Austin
Taylor Wessing
Venable LLP
White & Case
Winston & Strawn

COMPANIES

AT&T Inc.
American Civil Liberties Union
Deloitte Touche
Electronic Frontier Foundation
U.S. Chamber of Commerce
Verizon Communications
American Bankers Association

Ames & Gough
Berkeley Research Group
CTIA
Center for Biological Diversity Inc.
Cisco Systems Inc.
Comcast Corporation
Dell Inc.
Diodes Incorporated
Electronic Privacy Information Center
Ford Motor Company
Google Inc.
Humane Society of the United States
Hyundai Motor
International Council for Commercial Arbitration
Kind LLC
London Court of International Arbitration
Lyft Inc.
NRG Energy Inc.
National Association of Home Builders
National Association of Manufacturers
National Federation of Independent Business
National Right to Work Legal Defense Foundation
New York City Bar Association
New York Times Co.
New York University
Occidental Petroleum Corporation
PBF Energy Inc.
Public Company Accounting Oversight Board
Service Employees International Union
T-Mobile USA Inc.
The Hershey Company
Two Harbors Investment Corp.
United Nations Commission on International Trade Law

GOVERNMENT AGENCIES
U.S. Supreme Court
U.S. Department of Justice
Federal Bureau of Investigation
Federal Communications Commission
Food and Drug Administration
Executive Office of the President
Federal Aviation Administration
Government Accountability Office
Securities and Exchange Commission
U.S. Department of Labor
U.S. House of Representatives
U.S. Senate
Centers for Disease Control and Prevention
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau

Crow Nation
Enterprise Rancheria of Maidu Indians
Equal Employment Opportunity Commission
European Commission
Federal Election Commission
Federal Emergency Management Agency
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Immigration and Customs Enforcement
Internal Revenue Service
International Trade Commission
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Pala Band of Mission Indians
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Office of Personnel Management
U.S. Secret Service

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING
Sent: Thur 2/21/2019 10:04:31 PM
Subject: [Papers] Public Records Management, Financial Reporting, and More

GOVERNING Papers

Preserve Your Pavement: A Road Map to Data-Driven Budgeting

Start maintaining your biggest, most expensive asset smarter. Uncover a 7-step approach to putting pavement data to work, plus the 5 sets of budget and condition-based analyses you should be using.

DOWNLOAD PDF

Transparent State and Local Financial Reporting

Could XBRL have helped the city of Dixon, Illinois? The Data Foundation and Workiva show how open data CAFRs could have prevented the largest municipal fraud case in U.S. history. Download the white paper for the full story.

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State of Oregon Delivers Pioneering Public Records Management Solution

With governments under pressure to manage today's explosion in information, meet greater public expectations and cut costs, the State of Oregon has implemented a cloud-based EDRMS (electronic document and records management system) solution centering on Micro Focus Content Manager.

DOWNLOAD PDF

Child Welfare: What Child Welfare Case Workers Need to go Mobile

The average caseworker only spends about 18 percent of their time in face-to-face contact with children and families. Mobile access to case management systems, information, assessment and referral capabilities, and other tools could go a long way toward reducing the caseload and workload.

DOWNLOAD PDF

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NEWEST ADDITIONS

Local Government Website Accessibility Checklist

Creating Better Communities

The Next-Generation Contact Center

Education Data 101: A Briefing Book for Policymakers

Design, Manage and Secure: A Game Plan for Public Sector Data Management

Digital Transformation: Reinventing the Business of Government

City of Fayetteville Uses Security Cameras For Safety and Analytics

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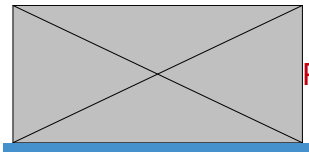
From: Public Policy Law360
Sent: Fri 2/17/2017 9:55:50 AM
Subject: [Marketing Mail] Smoother Road To Confirmation Seen For New DOL Chief Pick



PUBLIC POLICY

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Friday, February 17, 2017

TOP NEWS

Analysis

Smoother Road To Confirmation Seen For New DOL Chief Pick

President Donald Trump's nomination of former U.S. Attorney Alex Acosta to head the U.S. Department of Labor drew praise from management-side attorneys who believe he will adhere to the administration's less aggressive regulatory posture, while also garnering cautious optimism from unions who see his past public service as a sign he will dutifully enforce labor laws.

Mulvaney Gets Senate Approval As Trump Budget Officer

The Senate has approved President Donald Trump's pick for his top budget office, putting conservative Rep. Mick Mulvaney, R-S.C., at the head of the office responsible for the federal budget and managing many agencies.

Analysis

Ex-DOJ Immigration Head: Travel Order Case A 'Close Call'

Leon Fresco, the former head of the government's Office of Immigration Litigation, dove into a range of hot-button topics in recent discussions with Law360, saying it was a "close call" whether the current version of the president's travel ban would be able survive court review.

Trump EPA Pick Pruitt Advances In Senate

Trump's choice to lead the Environmental Protection Agency has been set up for a final Senate vote, as Oklahoma Attorney General Scott Pruitt cleared a procedural vote Thursday.

9th Circ. Pauses Immigration Ban Suit At Trump's Request

Ninth Circuit Chief Justice Sidney R. Thomas late Thursday agreed to pause en banc proceedings over President Donald Trump's challenge of an order blocking the implementation of his immigration ban after the administration requested a freeze on the proceedings as it preps a new executive order.

House Acts To Clear Way For Planned Parenthood Defunding

The House passed a resolution Thursday to make it easier for states to defund Planned Parenthood, disapproving a federal rule that restricts states' ability to direct funding to the women's health care provider.

FCC's Pai Wants To Cut 'Red Tape' For Radio

LAW FIRMS

Alston & Bird
Astigarraga Davis
Ballard Spahr
Blank Rome
Coker Schickel
Connelly Law Offices
Cooley
DLA Piper
Dewey & LeBoeuf
Dowd Bloch
Epstein Becker Green
Faegre Baker
Farella Braun
Fisch Sigler
Gibson Dunn
Goodwin
Hall Estill
Holland & Knight
Hueston Hennigan
Jackson Lewis
Jenner & Block
Jones Day
K&L Gates
Kirkland & Ellis
Laddey Clark
Mayer Brown
Nicoletti Hornig
O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Paul Hastings
Potter Minton

Federal Communications Commission Chairman Ajit Pai said Thursday that he will not neglect radio during his chairmanship, pushing for modernized rules and the activation of smartphone FM chips to let users listen to radio over-the-air, though without a regulatory mandate.

Acting SEC Chair Curbs Enforcement Staff's Power

Acting U.S. Securities and Exchange Commission Chair Michael Piwowar has curtailed some powers of the agency's enforcement staff dating from the financial crisis, according to multiple media reports.

BANKING & SECURITIES

DC Circ. Agrees To Rethink SEC Judges' Constitutionality

The D.C. Circuit agreed Thursday to vacate a panel's finding that the U.S. Securities and Exchange Commission's in-house judges don't need presidential appointment and to rehear the case before the entire court, taking another look at an issue that has split circuits.

Euronext Says New Platform Shields From High-Speed Traders

European stock exchange operator Euronext said Wednesday it will partner with a U.S. financial technology company and launch a block-trading platform designed to enable investors to execute large orders without tipping their hat toward high-frequency traders.

ENERGY & ENVIRONMENTAL

More Ex-EPA Employees Pile On Anti-Pruitt Bandwagon

The number of former U.S. Environmental Protection Agency employees opposed to the confirmation of Oklahoma Attorney General Scott Pruitt as EPA administrator has risen to more than 700, the Environmental Integrity Project said Thursday.

EPA Re-Floats Uranium Mine Rule, Yanks 30-Year Monitoring

The U.S. Environmental Protection Agency on Thursday re-proposed a rule imposing new health and environmental protection regulations for uranium ore extraction, and removed a requirement that mine operators monitor groundwater for 30 years after demonstrating that the groundwater chemistry is restored and stable.

EPA Cleared From Suit Over Fla. Water Quality Requirements

A Florida federal judge on Wednesday tossed a lawsuit accusing the U.S. Environmental Protection Agency of failing to correctly evaluate water quality requirements for Florida's waterways, a decision that came two years after the judge tossed a similar suit from the same environmental group.

FWS Released From Lawsuit Over Permit For Lynx Capture

The U.S. Fish and Wildlife Service was released from a lawsuit Wednesday brought by environmental and animal welfare groups suing it for issuing the state of Maine a permit that allowed the accidental capture of a threatened lynx species, with a federal judge finding that the service had a rational basis to issue the permit.

EPA Nominee Ordered To Hand Over Docs To Watchdog

An Oklahoma judge on Thursday ordered Scott Pruitt, President Donald Trump's nominee to lead the U.S. Environmental Protection Agency, to turn over to a watchdog group nearly 3,000 emails that purportedly reveal his ties to the fossil fuel industry, the group said.

Resolution Nixing Alaska Hunting Rule Clears House

Alaskan hunters could soon have more tools at their disposal again, after the House passed a measure on Thursday aimed at a federal rule limiting hunting practices on federal lands in the state.

Prince Lobel
Quinn Emanuel
Ropes & Gray
Schiff Hardin
Seward & Kissel
Shapiro Haber
Skadden
Spector Gadon
Sullivan & Cromwell
Terrell Hogan
Weil Gotshal
Weiner Brodsky
White and Williams
Wilentz Goldman

COMPANIES

Alliance Defending Freedom
Amazon.com Inc.
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Commercial Lines Inc
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Federation of Television and Radio Artists
American Insurance Association
CH Energy Group Inc.
CKE Restaurants, Inc.
Center for Biological Diversity Inc.
Comcast Corporation
ConAgra Foods, Inc.
Conservation Law Foundation
Devon Energy Corporation
Dr. Reddy's Laboratories Limited
Energy Transfer Partners, L.P.
Florida Bar Association
Fortress Investment Group LLC
Google Inc.
Helsinn Healthcare SA
Humane Society of the United States
Intellectual Ventures
International Union Of Operating Engineers
Koch Industries Inc.
Lockheed Martin
London Stock Exchange Group PLC
Lyft Inc.

Trump Inks Revocation Of Stream Protection Rule

President Donald J. Trump on Thursday signed a bill revoking a U.S. Department of the Interior rule aimed at minimizing coal mining's harm to surface water and groundwater, the second energy-related rule crafted by the Obama administration that's been killed through use of the Congressional Review Act.

HEALTH & LIFE SCIENCES

11th Circ. Strikes Down Fla. 'Gun Gag' Law

The Eleventh Circuit on Thursday struck down much of a Florida law curbing doctors from asking patients about firearm ownership, ruling that the "gun gag" law violates the First Amendment by impermissibly restricting physician speech.

Trump's CMS Pick Says Medicaid 'Doesn't Work Well'

The Trump administration's likely leader of the Centers for Medicare and Medicaid Services on Thursday sharply criticized Medicaid as rigid and underperforming, signaling that states will get more leeway to overhaul their programs.

Fla. High Court Blocks Enforcement Of Abortion Delay Law

The Florida Supreme Court reinstated a temporary injunction blocking a state law requiring women to wait 24 hours after an initial doctor's visit before obtaining an abortion, ruling Thursday that the abortion rights groups had shown they would likely succeed on the merits.

TRANSPORTATION & INFRASTRUCTURE

Uber Looks To Consolidate 4 Suits By Boston Taxi Cos.

Uber Technologies Inc. on Thursday asked a Massachusetts federal court to consolidate four cases brought by 265 local taxi companies accusing Uber of operating illegally in Boston and competing unfairly by not complying with local taxi ordinances.

Long-Term Surface Transpo Funding Fix Needed, Says GAO

The Government Accountability Office said Wednesday that Congress' failure to lock down a sustainable long-term plan to pay for U.S. surface transportation upgrades continues to be a "high-risk" public policy area that lawmakers must tackle.

NJ Judge Again Finds Probable Cause In Christie GWB Case

A New Jersey judge on Thursday again found probable cause in an activist's criminal complaint accusing Gov. Chris Christie of official misconduct over politically motivated lane closures at the George Washington Bridge, sending the matter to prosecutors who have already said they won't pursue charges against the governor.

Port Authority OKs $32.2B Capital Plan For Transpo Projects

The Port Authority of New York & New Jersey on Thursday signed off on a $32.2 billion, 10-year capital plan, advancing plans to fund a new bus terminal on Manhattan's west side, the long-awaited third tunnel under the Hudson River, and the ongoing redevelopment of LaGuardia Airport.

INSURANCE

House Lawmakers Seek Clarity On US-EU Insurance Pact

A U.S. House panel on Thursday pressed for more clarity on a new bilateral agreement between the U.S. and European Union designed to place insurers and reinsurers in the two jurisdictions on equal footing, as regulators and insurance trade groups presented wildly divergent views on the pact.

EMPLOYMENT

McDonald's Corporation
NBCUniversal Inc.
National Association of Insurance Commissioners
National Association of Mutual Insurance Companies
National Rifle Association of America
New York State Bar Association
New York Times Co.
Occidental Petroleum Corporation
PHH Corporation
Planned Parenthood Federation
San Antonio Spurs
Sierra Club
SoftBank Group Corp.
Speedway LLC
Stepan Co.
The Boeing Company
Toshiba
U.S. Chamber of Commerce
Uber Technologies Inc.
United Brotherhood of Carpenters
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Government Accountability Office
Idaho Legislature
Illinois Supreme Court
Immigration and Customs Enforcement
International Trade Commission
NAFTA
National Labor Relations Board
National Railroad Passenger Corporation
New Jersey Attorney General's Office

Wash. High Court Rebuffs Florist's Same-Sex Objections

A Washington florist who refused to serve a same-sex wedding, citing religious objections, violated state anti-discrimination laws and is not protected by the First Amendment, the Washington Supreme Court unanimously ruled Thursday.

Ill. Must Keep Paying Workers In Budget Impasse, Judge Says

State workers in Illinois will continue to get paid through the state's historic budget impasse now that a St. Clair County judge on Thursday denied Attorney General Lisa Madigan's request to halt the paychecks of 63,000 employees until lawmakers and the governor approve a budget.

2 Dems Offer Trump Road Map To Revamp NAFTA

Two House Democrats extended an olive branch to President Donald Trump on Thursday by offering to help him renegotiate the North American Free Trade Agreement, laying out a road map that would increase the deal's labor and environmental rules and do away with its controversial arbitration panels.

Trump Picks Former US Attorney Acosta To Lead DOL

President Donald Trump on Thursday tapped law school dean R. Alexander Acosta — a former U.S. attorney for the Southern District of Florida, one-time National Labor Relations Board member and the first Hispanic to ascend to the top of the U.S. Department of Justice's Civil Rights Division — to serve as secretary of labor.

Ill. Village Asks 7th Circ. To OK 'Right-to-Work' Rule

The Illinois community whose right-to-work ordinance was struck down by a federal judge last month appealed to the Seventh Circuit this week, arguing that the January decision runs afoul of a Sixth Circuit decision that allowed the union-weakening statute for counties in Kentucky.

COMPETITION

Gas Station Chain Sues NJ Over Fuel Price Law

Gas station chain Speedway LLC has filed a lawsuit alleging New Jersey's law prohibiting below-cost vehicle fuel sales is unconstitutional because it violates the common-law right to sell goods at any price upon which the retailer and purchaser agree.

PRIVACY & CONSUMER PROTECTION

Calif. Judge Calls Law On Actors' Ages A Free Speech Threat

A California federal judge sided with IMDb.com in a hearing Thursday over a state law forcing the website to remove actors' ages on request, saying the law appeared to violate constitutional free speech protections so clearly that he didn't even need to hear IMDb's arguments for a stay.

CFPB Wins Full DC Circ. Review Of Leadership Ruling

The D.C. Circuit on Thursday granted a request from the Consumer Financial Protection Bureau for a full-panel rehearing of an October decision that ruled the federal consumer finance watchdog's structure unconstitutional.

PRODUCT LIABILITY

Missouri AG Lays Egg Law Appeal In Supreme Court

Missouri Attorney General Josh Hawley said Thursday he has appealed to the U.S. Supreme Court to pluck off a California law that prohibits the sale of eggs from chickens living in conditions that don't meet the Golden State's strict regulations.

Office of Surface Mining Reclamation and Enforcement
Port Authority of New York & New Jersey
Securities and Exchange Commission
Shoshone-Bannock Tribes
Small Business Administration
Social Security Administration
Standing Rock Sioux Tribe
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Supreme Court
Washington Attorney General's Office

GOVERNMENT CONTRACTS

F-35 Program Chief Says Costs Set To Drop Further

Costs of the F-35 fighter jet could soon drop by more than 15 percent, program chief Lt. Gen. Christopher Bogdan told lawmakers Thursday while also confirming that the CEO of Boeing Co. maker of a rival jet, had sat in on a call between President Donald Trump and Bogdan to discuss the program.

INTERNATIONAL TRADE

Chinese Cos. Say Commerce Used Wrong Cost Surrogate

A pair of Chinese chemical companies hit the U.S. Department of Commerce with a U.S. Court of International Trade lawsuit Wednesday, accusing the agency of imposing anti-dumping margins where there'd been none before and using the wrong country as a surrogate for costs.

Dems Leverage Trade Policy In Battle Over Trump's Finances

Democratic lawmakers introduced new legislation Thursday requiring the president to disclose any and all foreign commercial ties before pursuing trade initiatives, tethering the fight over President Donald Trump’s finances to one of his signature policy issues.

TAX

'Cultural Services' Tax Exemption Up To EU Members: Court

A European Court of Justice panel dealt a blow to state-recognized “cultural bodies” Wednesday in holding that the British Film Institute isn't automatically entitled to an exemption from the United Kingdom's value added tax on its film screening tickets.

MEDICAL MALPRACTICE

Fla. Supreme Court Declines To Adopt Daubert Standard

The Florida Supreme Court declined Thursday to adopt a measure to bring state court standards for the admissibility of expert witnesses in line with federal courts, over concerns that doing so would undermine the right to a jury trial and inhibit access to the courts.

IMMIGRATION

Senate Bill Will Target Trump's Sanctuary City Order

A group of senators is taking aim at President Donald Trump’s executive action targeting internal immigration enforcement that would pull funds from so-called sanctuary cities, Sen. Catherine Cortez Masto, D-Nev., announced on Thursday.

Trump Slams 9th Circ. As Court In ‘Chaos,’ ‘Turmoil’

President Donald Trump slammed the Ninth Circuit on Thursday as a court in “chaos” and “turmoil,” claiming at a news conference that the court has been overturned by the Supreme Court “at a record number,” a record that’s actually held by the Sixth Circuit, according to a recent Politifact study.

Reps. Oppose Extra Layer Of Screening At Canada Border

Six Northern Border Caucus members have cautioned U.S. Department of Homeland Security Secretary John Kelly against a proposal in President Donald Trump’s immigration ban that calls for additional screening for U.S.-bound travelers, saying any new security measures along the Canadian border should be coordinated between the two countries.

NATIVE AMERICAN

Sioux Official, Dakota Access Exec Trade Blows Over Pipeline

A Standing Rock Sioux Tribe official and an executive for the Energy Transfer Partners unit behind the Dakota Access pipeline gave dueling accounts of the history of the project to a House subcommittee on Wednesday, as the tribe battles a recent federal decision that paves the way for its completion.

Idaho Tribes Slam Bill To Shut Down Gambling Machines

The Shoshone-Bannock Tribes on Wednesday slammed a bill proposed in the Idaho House of Representatives that would ban tribal video gaming machines in the state, saying the bill would illegally change their deal with Idaho to conduct gambling and likely violate the state constitution.

TELECOMMUNICATIONS

Telco Stripped Of Lifeline Eligibility Asks FCC For More Time

One of the companies stripped by the new Federal Communications Commission of its federal designation to provide Lifeline broadband service for low-income consumers has pushed the FCC to delay the move or risk that thousands of enrolled consumers may not be able to find another provider in time, according a filing made public Thursday.

Comcast Lobbies FCC To Revive UHF Ownership Limit Break

Cable giant Comcast has pressed the Federal Communications Commission to reverse course from an Obama-era move dropping a break for UHF station owners, asking the new FCC to return to a less stringent media ownership restriction, according to a filing Thursday.

EXPERT ANALYSIS

In Retrospect

Relearning The Lessons Of Korematsu's Case

Fred Korematsu’s U.S. Supreme Court case challenging President Franklin Roosevelt’s executive order that led to the incarceration of approximately 120,000 people of Japanese ancestry may sound like ancient history. However, Feb. 19 marks the 75th anniversary of the order's signing, and that it’s celebrating its diamond anniversary now is breathtaking timing, says Randy Maniloff of White and Williams LLP.

CPSC Civil Penalties: A Statistical Analysis

In 2015, U.S. Consumer Product Safety Commission Chairman Elliot Kaye announced that he had directed CPSC staff to seek “double-digit” penalties from companies found to be in violation of the Consumer Product Safety Act. Kaye appears to have accomplished his stated goal — a statistical analysis of agency fines shows that companies are being punished more severely than before, says Jonathan Judge of Schiff Hardin LLP.

How A General Counsel Should Think About AI: Part 2

General counsels face the challenging task of understanding how companies can navigate the rules surrounding uses of artificial intelligence. To get smart on AI, general counsels must ask the right questions about areas such as human resources, intellectual property, liability and insurance, say Bruce Heiman and Elana Reman of K&L Gates LLP.

LEGAL INDUSTRY

Gorsuch Nomination Hearings To Kick Off In March

Opening statements in a hearing on Judge Neil Gorsuch’s nomination to the U.S.

Supreme Court will begin on March 20, with questioning of the associate justice-designate commencing the following day, Senate Judiciary Committee Chairman Chuck Grassley said Thursday.

Analysis

ABA Attorney Ad Rule Revamp Picks Up Steam

With lines drawn in an emerging debate at the American Bar Association over attorney ad and client solicitation rules, advocates and opponents of a proposed plan to dramatically streamline the model regulations agree that it's now less a question of if changes are coming than what form they will take.

Law360's Weekly Verdict: Legal Lions & Lambs

Jones Day snagged this week's top legal lion spot after the law firm one-upped long-time winner Skadden Arps Slate Meagher & Flom LLP on a list of the most recognized U.S. law firm brands while O'Melveny & Myers LLP's week wasn't as sweet after client Google was hit with a $20 million verdict in a suit over malware protection patents.

Dewey Ex-Finance Head Says Accounting Fix Was Wrong

The former international finance director at Dewey & LeBoeuf LLP testified in Manhattan criminal court on Thursday that one of two ex-Dewey executives facing a fraud retrial asked her to make accounting entries she thought were improper.

NY Needs Fresh Look At Judiciary System, State Bar Says

The New York State Bar Association believes that heavy caseloads and an excessive number of trial courts create a complex and inefficient judicial system in the state, saying in a report Thursday that these issues should be addressed if voters decide this November to hold a constitutional convention in 2019.

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Dowd Bloch
Epstein Becker Green
Faegre Baker
Farella Braun
Fisch Sigler
Goodwin
Hall Estill
Holland & Knight
Hueston Hennigan
Jackson Lewis
Jenner & Block
Jones Day

K&L Gates
Laddey Clark
Mayer Brown
Nicoletti Hornig
O'Melveny & Myers
Ogletree Deakins
Patterson Belknap
Paul Hastings
Potter Minton
Prince Lobel
Quinn Emanuel
Ropes & Gray
Schiff Hardin
Seward & Kissel
Shapiro Haber
Skadden
Spector Gadon
Sullivan & Cromwell
Terrell Hogan
Weil Gotshal
Weiner Brodsky
White and Williams
Wilentz Goldman

COMPANIES

American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
America Fujikura Ltd.
American Bar Association
Google Inc.
Alliance Defending Freedom
Amazon.com Inc.
American Commercial Lines Inc
American Federation of State, County and Municipal Employees
American Federation of Television and Radio Artists
American Insurance Association
CH Energy Group Inc.
CKE Restaurants, Inc.
Center for Biological Diversity Inc.
Comcast Corporation
ConAgra Foods, Inc.
Conservation Law Foundation
Devon Energy Corporation
Dr. Reddy's Laboratories Limited
Energy Transfer Partners, L.P.
Florida Bar Association
Fortress Investment Group LLC
Helsinn Healthcare SA
Humane Society of the United States
Intellectual Ventures
International Union Of Operating Engineers

Koch Industries Inc.
Lockheed Martin
London Stock Exchange Group PLC
Lyft Inc.
McDonald's Corporation
NBCUniversal Inc.
National Association of Insurance Commissioners
National Association of Mutual Insurance Companies
National Rifle Association of America
New York State Bar Association
New York Times Co.
Occidental Petroleum Corporation
PHH Corporation
Planned Parenthood Federation
San Antonio Spurs
Sierra Club
SoftBank Group Corp.
Speedway LLC
Stepan Co.
The Boeing Company
Toshiba
U.S. Chamber of Commerce
Uber Technologies Inc.
United Brotherhood of Carpenters
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Securities and Exchange Commission
U.S. Environmental Protection Agency
Federal Communications Commission
U.S. Department of Health and Human Services
National Labor Relations Board
Port Authority of New York & New Jersey
Social Security Administration
U.S. Attorney's Office
U.S. Department of Labor
U.S. Department of the Interior
Army Corps of Engineers
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Fish and Wildlife Service
Florida Attorney General's Office
Florida Department of Environmental Protection
Government Accountability Office

Idaho Legislature
Illinois Supreme Court
Immigration and Customs Enforcement
International Trade Commission
NAFTA
National Railroad Passenger Corporation
New Jersey Attorney General's Office
Office of Surface Mining Reclamation and Enforcement
Shoshone-Bannock Tribes
Small Business Administration
Standing Rock Sioux Tribe
U.S. Air Force
U.S. Army
U.S. Consumer Product Safety Commission
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of the Treasury
Washington Attorney General's Office

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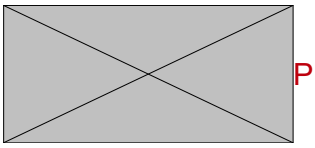
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 1/22/2018 9:33:44 AM
Subject: Immigration Standoff Keeps Government Shuttered



PUBLIC POLICY.

Monday, January 22, 2018

TOP NEWS

Immigration Standoff Keeps Government Shuttered

The Senate failed to reach a funding deal Sunday night, extending the government shutdown as both parties continued to clash over longstanding spending and immigration issues. Read more »

Analysis

Breaking Down The Sprawling Ex-Cuomo Aide Corruption Trial

Federal prosecutors are set to face off with a former confidant of Gov. Andrew Cuomo over an alleged bribery scheme with hundreds of millions of government dollars in play, and are aiming to clear the U.S. Supreme Court's raised bar for proving graft in the latest trial over alleged corruption in New York's state government. Here, Law360 takes a look at the case in advance of the trial scheduled to begin on Monday. Read more »

Analysis

MetLife Deal Could Imperil Future SIFI Designations

Future financial regulators will have a more difficult time targeting nonbank financial firms for extra regulation after the Trump administration on Thursday agreed to include cost-benefit and other analyses in future designations of systemically important financial institutions, experts said. Read more »

Analysis

Attorneys Preparing Clients For A Costly Shutdown

The federal government shutdown has attorneys worried, and they're preparing their clients for potential problems regarding contractors and labor regulations when the federal government shuts its doors Monday. Read more »

High Court Agrees To Review Trump's Travel Ban

The U.S. Supreme Court agreed Friday to review whether the third iteration of the Trump administration's ban on travel to the U.S. by nationals of several predominantly Muslim countries is unconstitutional and violates federal immigration law. Read more »

Judiciary Can Stay Open For 3 Weeks After Shutdown

Even though the government has shut down, the federal courts will open their doors Monday and remain up and running at least until their funds run dry in about three weeks, an Administrative Office of U.S. Courts spokesperson said Friday. Read more »

IRS Prepares For Gov't Shutdown As Filing Season Looms

After Congress failed to reach a Friday night deadline to renew funding for the federal government, the IRS was set to put in place a contingency plan that would see the agency lose more than half of its workforce at the beginning of filing season and coming on the heels of the largest change to the tax code in 30 years. Read more »

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LAW FIRMS

Akerman
Altshuler Berzon
Arnold & Porter Kaye Scholer
Barnes & Thornburg
Best Best
Bracewell
Bredhoff & Kaiser
Bryan Cave
Cadwalader Wickersham
Cleary Gottlieb
Cotchett Pitre
Covington & Burling
Crowell & Moring
DLA Piper
Davis Wright Tremaine
Dechert
Dentons
Dewey & LeBoeuf
Eversheds Sutherland
Fredericks Peebles
Frost Brown Todd
Gibson Dunn
Greenbaum Rowe
Greenberg Traurig
Hogan Lovells
Holland & Knight
Jenner & Block
Jones Day
Kelley Drye
Kellogg Hansen
Kirkland & Ellis
Knobbe Martens
Kobre & Kim
Lankler Siffert
Latham & Watkins

BANKING & SECURITIES

Fed's Bank Regulator Wants To 'Tailor' Dodd-Frank Rules

The Federal Reserve's first-ever vice chair for supervision called Friday for a rethinking of Dodd-Frank Act bank regulations to make them more transparent and efficient, specifically calling for "tailoring" approaches for individual banks. Read more »

SEC Chair Urges Retail Focus In Activist Investor Debate

U.S. Securities and Exchange Commission Chairman Jay Clayton said Friday the interests of Main Street investors must remain central to a growing debate over the pros and cons of shareholder activism. Read more »

Cryptocurrency ETFs Not Ready For Prime Time, SEC Says

The Securities and Exchange Commission said late Thursday that cryptocurrency-related exchange-traded funds raise too many unanswered questions that fund companies must answer before the agency will consider approving such products for ordinary investors. Read more »

ENERGY & ENVIRONMENTAL

Analysis

High Court's In-House Judge Review Puts FERC In Firing Line

The U.S. Supreme Court's recent decision to take up a case over whether the U.S. Securities and Exchange Commission's hiring of administrative law judges is constitutional has experts predicting a wave of litigation challenging the Federal Energy Regulatory Commission's heavy use of in-house judges if the Supreme Court strikes down the SEC's hiring practices. Read more »

1 Of 52 Bison Seen After Release Spurs Criminal Probe

Yellowstone National Park staff have spotted at least one of the 52 bison illegally released from holding pens last week, as the National Park Service's criminal investigation into the unauthorized emancipation continues, a spokeswoman said Friday. Read more »

DC Circ. Upholds NRC's Wyo. Uranium Mine License

The D.C. Circuit on Friday rejected environmental groups' effort to revive their challenge to the U.S. Nuclear Regulatory Commission's decision to issue a license for Strata Energy Inc.'s uranium mining project in Wyoming. Read more »

HEALTH & LIFE SCIENCES

HHS' Anti-Abortion Protections Put Hospitals On Notice

The U.S. Department of Health and Human Services on Friday said it will get more assertive about ensuring that doctors and nurses can refuse to participate in abortions, a move that will encourage hospitals to assess employee attitudes on the subject. Read more »

IP & TECHNOLOGY

USPTO Floats Patent Regs To Ax Under '1 In, 2 Out' Plan

The U.S. Patent and Trademark Office on Friday proposed eliminating several regulations, including ones dealing with patent amendments and America Invents Act reviews, to comply with an executive order that agencies discard two regulations for each new one they issue. Read more »

DOJ Antitrust, FTC Chiefs Signal Continued Focus On IP

Littler Mendelson
Locke Lord
Maclay Murray
Mayer Brown
McDermott Will
Mintz Levin
Much Shelist
Munger Tolles
Native American Rights Fund
Norton Rose Fulbright
O'Connell & Aronowitz
O'Melveny & Myers
Ogletree Deakins
Paul Weiss
Quinn Emanuel
Reed Smith
Riley Safer
Schiff Hardin
Schulte Roth
Sedgwick LLP
Skadden
Taft Stettinius
Walden Macht
Wiley Rein
WilmerHale
Winston & Strawn

COMPANIES

AARP Inc.
AXA SA
Airbnb Inc.
Al Jazeera Media Network
Allergan PLC
American Bar Association
American Cable Association
American Civil Liberties Union
American Electric Power Company Inc.
American Express Company
American Federation of State, County and Municipal Employees
American International Group Inc.
Anthem Inc.
Apple Inc.
Association of Corporate Counsel
Bipartisan Policy Center
Citigroup Inc.
Comcast Corporation
Competitive Carriers Association
Competitive Power Ventures Holdings LLC
Donna Karan Co. LLC

The head of the U.S. Department of Justice's antitrust division and the Federal Trade Commission's acting chairman both said Friday that competition enforcers have a role to play in helping protect intellectual property rights in order to encourage innovation, but warned against going to far. Read more »

MEDIA & ENTERTAINMENT

Media Groups Fight To Undo FCC Ownership Deregulation

Two media organizations have launched a challenge to the Federal Communications Commission's deregulation of its broadcast media ownership rules, telling the Third Circuit that the agency slashed important diversity safeguards without ample justification. Read more »

TRANSPORTATION & INFRASTRUCTURE

US Chamber Pushes Gas Tax Hike In Infrastructure Blueprint

The U.S. Chamber of Commerce pitched an infrastructure investment plan Thursday calling for a 25-cent federal gas tax hike, more public-private partnerships and streamlined permitting processes, urging Congress and the Trump administration to advance a meaningful infrastructure bill this year. Read more »

REAL ESTATE

Santa Monica Defends Rental Law In Airbnb, HomeAway Suit

The city of Santa Monica on Thursday defended an ordinance that requires landlords renting rooms through websites such as HomeAway.com and Airbnb to first register and obtain a license, telling a California federal court that efforts to freeze the law would take away affordable access to a lucrative coastline. Read more »

EMPLOYMENT

Delrahim Says Criminal No-Poach Cases Are In The Works

The U.S. Department of Justice's antitrust chief said Friday that the division has a handful of criminal cases in the works over agreements by companies not to hire each other's workers, signaling that a focus of the Obama administration is continuing. Read more »

Judge Won't Set EEOC Schedule On Wellness Program Rules

A D.C. federal judge who recently ordered the U.S. Equal Employment Opportunity Commission to start over on its rules for workplace wellness programs has walked back his requirement that the agency issue public notice by August for replacement regulations, but said Thursday the existing rules must still be vacated in 2019. Read more »

Republicans Back Union In Fees Case At High Court

A group of past and present Republican state and local lawmakers along with two dozen former presidents of the Washington, D.C., bar on Friday threw their support behind a union's fight urging the U.S. Supreme Court not to block state unions from making workers cover bargaining costs. Read more »

CONSUMER PROTECTION

CFPB Acting Head Insists He's Not Out To Destroy Bureau

Office of Management and Budget Director Mick Mulvaney, who is leading the Consumer Financial Protection Bureau on a temporary basis despite a court

Duke Energy Corporation
Equifax Inc.
Experian
Facebook
Federation Internationale de Football Association
General Electric Capital Corp.
General Electric Company
General Motors
Google Inc.
Home Depot, Inc.
HomeAway Inc.
Investment Company Institute
Lincoln National Corporation
Major Lindsey & Africa
Marriott International Inc.
MetLife Inc.
Michaels Stores Inc.
Microsoft Corporation
Moody's Corporation
Mount Sinai Hospital
National Association of Broadcasters
National Association of Insurance Commissioners
National Conference of State Legislatures
National Right to Work Legal Defense Foundation
Nationwide Mutual Insurance Co.
Natural Resources Defense Council
New York Times Co.
New York University
Planned Parenthood Federation
Premera Blue Cross
Procter & Gamble Co.
Prudential Financial Inc.
Public Knowledge
Regents of the University of California
SIFMA
SUPERVALU INC.
Spokeo Inc.
TOTAL SA
Take-Two Interactive Software, Inc.
Target Corporation
The Institute of Electrical and Electronics Engineers Inc.
Transamerica Corp.
Trian Fund Management LP
Trinity Health Corp.

challenge from the bureau's deputy director, insisted Friday that he is not trying to destroy the federal watchdog from within. Read more »

AEROSPACE & DEFENSE

Analysis

DOD Sees Bigger Threats As Strategy Turns Away From Terror

The U.S. Department of Defense's new National Defense Strategy unveiled Friday moves the DOD's main focus away from terrorism and back to state-level threats such as China and Russia, presaging a potential return to a Cold War-like standoff. Read more »

INTERNATIONAL TRADE

Analysis

Trade Agencies Will Feel Gov't Shutdown Sting

The shuttering of the U.S. government will have dramatic effects across the vast federal bureaucracy, and the nation's trade apparatus is no exception, with agencies preparing for a considerable hit to ongoing negotiations and the enforcement of U.S. trade laws. Read more »

WTO Sets Deadline For US Dumping-Calculation Changes

The World Trade Organization on Friday said the U.S. has until Aug. 22 to alter its calculation methods for anti-dumping duties as part of its compliance with adverse rulings made in a dispute with China at the global trade body. Read more »

TAX

Analysis

No Proof Yet That Tax Cuts Have Boosted US Economy

The flood of bonuses and wage-increase announcements from retailers, banks and manufacturers can't be held as a testament to the Republicans' tax cuts, as analysts remain firm that these well-timed disclosures would have happened even without the recently passed tax legislation. Read more »

Analysis

High Court Signals Interest In Hearing 2nd State Tax Case

In the same week the U.S. Supreme Court shocked the tax bar by agreeing to hear the Wayfair case, the court strongly signaled it would consider taking on another state tax case in which federal law enforcement retirees challenge West Virginia's tax laws. Read more »

IRS Issues Guidance On Measuring Overseas Cash Earnings

The IRS issued a notice on Friday, fleshing out more details on how companies can calculate their overseas earnings when they bring them back to the United States under the recently enacted tax overhaul. Read more »

BANKRUPTCY

Puerto Rico Hands Over Info On Accounts With $7B Stash

Officials of Puerto Rico on Friday unveiled a summary of account balances for the debt-ridden territory's various instrumentalities and touted a push for more transparency, amid heightened scrutiny over the recent discovery of nearly $7 billion in undisclosed funds stashed in government bank accounts. Read more »

IMMIGRATION

U.S. Bancorp
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications
Wal-Mart Stores Inc.
Wayfair LLC
Wilmington Trust Corp.
Wyndham Worldwide Corporation
Yahoo! Inc.
eBay Inc.

GOVERNMENT AGENCIES

Animal and Plant Health Inspection Service
Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Natural Resources Agency
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Reserve Bank of New York
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Fort Peck Assiniboine and Sioux Tribes
Government Accountability Office
Hopi Tribe
Internal Revenue Service
International Trade Administration
International Trade Commission
NAFTA
NATO
National Labor Relations Board
National Park Service
Navajo Nation
New York Attorney General's

Trump Asks High Court To Review Order Maintaining DACA

The Trump administration urged the U.S. Supreme Court on Thursday to "vindicate the law" by leapfrogging over the Ninth Circuit and reviewing a California federal court's temporary pause of the federal government's move to wind down the Deferred Action for Childhood Arrivals program. Read more »

CBP Violated Court Orders Against Travel Ban: DHS Watchdog

The Department of Homeland Security's Office of Inspector General released a report Friday revealing that the U.S. Customs and Border Protection was "caught by surprise" when President Donald Trump issued the first travel ban, and that it violated related court orders that were issued a short time later. Read more »

Sanctuary City Args Put DOJ On 'Slippery Slope,' Judge Warns

A Seventh Circuit judge hearing arguments Friday over new federal grant rules targeting sanctuary cities seemed to think the U.S. Department of Justice overstepped, calling the government's interpretation of its powers a "slippery slope." Read more »

Calif. AG Warns Against Illegally Giving Worker Info To ICE

California businesses that illegally share private information about their employees with U.S. Immigration and Customs Enforcement agents are in violation of two new state laws and could find themselves facing prosecution and fines of up to $10,000, the state's attorney general said at a Thursday news conference. Read more »

NATIVE AMERICAN

Feds Want Tribes' Bears Ears Challenge Moved To Utah

The federal government asked a D.C. federal court Thursday to transfer a suit brought by the Hopi Tribe and others alleging President Donald Trump did not have authority to reduce the size of the Bears Ears National Monument, arguing that Utah is a better venue. Read more »

FCC Urged To Cut Siting Fees For Tribal Broadband

A telecom lobbying group has urged the Federal Communications Commission to rein in charges for siting procedures for broadband infrastructure on tribal lands, saying the fees are a barrier to development. Read more »

TELECOMMUNICATIONS

Rural Advocates Slam FCC's Copper Transition Plan

Public Knowledge and the Center for Rural Strategies assailed the Federal Communications Commission in comments submitted Wednesday accusing the agency's Republican leadership of leaving rural Americans behind as the agency works to accelerate the country's shift from a copper data network to fiber optics. Read more »

Broadband Bill Deluge Aims To Streamline Rural Deployment

House lawmakers kept up the onslaught of broadband-related bills on Friday, filing several new measures aimed at shoring up resources for internet network expansion, including emergency funding for disaster areas and reduced environmental and historical reviews for certain projects. Read more »

ACA, Comcast Ask FCC To Codify Cable Add-On Practice

The American Cable Association and Comcast have urged the Federal Communications Commission to bar utility companies from charging broadband providers when they tie additional cables to lines attached to utility poles, arguing that removing such barriers would quicken the expansion of high-speed internet across the country. Read more »

WHITE COLLAR

Office
New York State Assembly
New York State Department of Financial Services
New York State Senate
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
Securities and Exchange Commission
Small Business Administration
St. Regis Mohawk Tribe
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
United States Court of Appeals for the Third Circuit
Ute Indian Tribe
Ute Mountain Ute Tribe
World Trade Organization

Feds Will Retry Menendez On Corruption Charges

Prosecutors said Friday that they plan to retry U.S. Sen. Bob Menendez and a Florida ophthalmologist on corruption charges in New Jersey federal court after a deadlocked jury led to a mistrial last fall. Read more »

EXPERT ANALYSIS

New Partnership Audit Regulations Shift IRS Focus

For the first time in 30 years, Congress has passed significant changes to partnership audit rules, enacting the Bipartisan Budget Act. Attorneys must prepare to advise their real estate clients on the best way to address these new rules, which focus on partnerships rather than individual partners, says Julia Turk of Much Shelist PC. Read more »

Looking Back At The Life Settlements Industry In 2017

While 2017 was a relatively quiet year on the regulatory front for life settlements, Delaware and Florida adopted major legislative reforms that will affect the industry. Adjustments to the federal income tax code at the end of the year also brought some important changes, say Brian Casey and Thomas Sherman of Locke Lord LLP. Read more »

The Potential Impact Of Taxing Nondisclosure Agreements

Recent tax amendments no longer permit corporations to deduct sexual harassment settlements subject to nondisclosure agreements. However, these provisions will likely have a negligible effect on the number of agreements that are subject to disclosure, reduce the value of settlements paid to victims, and the increased taxes that result will be paid largely by victims of harassment, say Allan King and William Hays Weissman of Littler Mendelson PC. Read more »

How The Cybersecurity Legal Landscape Changed In 2017

Over the last year, the existential risk posed by cyberattacks and data security vulnerabilities has become one of the top concerns for boards of directors, management, government agencies and the public. 2017 was punctuated by a series of headline-grabbing breaches, fast-moving regulatory developments around the globe, and record-breaking settlements by companies, say attorneys with Cleary Gottlieb Steen & Hamilton LLP. Read more »

LEGAL INDUSTRY

Dentons Probing Claims Of Atty's 'Inappropriate Behavior'

Dentons has put on leave one of the partners it absorbed in its October combination with Scottish firm Maclay Murray & Spens LLP while the firm investigates claims of "inappropriate behavior," the firm confirmed Friday. Read more »

Analysis

How To Set Up A Legal Ops Function

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Ex-Dewey Exec DiCarmine Might Represent Self At SEC Trial

Former Dewey & LeBoeuf LLP executive director Stephen DiCarmine is considering defending himself against the U.S. Securities and Exchange Commission's fraud claims at a possible jury trial because of "significant financial issues," his counsel told a Manhattan federal judge Friday. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The Federal Communications Commission chairman prodded broadcasters to

transmit Blue Alerts, Al Jazeera's former general counsel joined DLA Piper in Qatar and the U.S. Supreme Court declined to hear a trio of employment cases. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

Podcast

Law360's Pro Say: Lawyer Sold You Out? Tell The Justices

On the latest episode of Law360's Pro Say podcast, the team discusses whether an attorney can go against the wishes of his client as part of trial strategy, cases filed against the rollback of net neutrality, two new big cases that the U.S. Supreme Court has agreed to hear, and a former "Jersey Shore" star who changed his signature GTL to “gym, tax evasion, laundry.” Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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COMPANIES

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American Electric Power Company Inc.
American Express Company
American International Group Inc.
Anthem Inc.
Apple Inc.

Association of Corporate Counsel
Bipartisan Policy Center
Comcast Corporation
Competitive Carriers Association
Competitive Power Ventures Holdings LLC
Donna Karan Co. LLC
Duke Energy Corporation
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Experian
Facebook
Federation Internationale de Football Association
General Electric Capital Corp.
General Electric Company
General Motors
HomeAway Inc.
Investment Company Institute
Lincoln National Corporation
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Microsoft Corporation
Moody's Corporation
Mount Sinai Hospital
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National Association of Insurance Commissioners
National Conference of State Legislatures
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U.S. Chamber of Commerce
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Wayfair LLC
Wilmington Trust Corp.
Wyndham Worldwide Corporation

Yahoo! Inc.
eBay Inc.

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Internal Revenue Service
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European Union
New York State Department of Financial Services
U.S. Environmental Protection Agency
Animal and Plant Health Inspection Service
Bureau of Citizenship and Immigration Services
California Attorney General's Office
California Natural Resources Agency
Congressional Budget Office
Consumer Financial Protection Bureau
European Commission
Federal Emergency Management Agency
Federal Energy Regulatory Commission
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NAFTA
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Small Business Administration
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To: Lois Tarkanian[ltarkanian@LasVegasNevada.GOV]
Cc: Bryan Scott[BScott@LasVegasNevada.GOV]; councilwoman-mfiore@lasvegasnevada[councilwoman-mfiore@lasvegasnevada]; Robin Munier[rmunier@LasVegasNevada.GOV]; Ward 2 Staff[ward2@lasvegasnevada.gov]; Stavros Anthony[santhony@LasVegasNevada.GOV]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Lora Kalkman[lkalkman@LasVegasNevada.GOV]; lvcouncilman@hotmail.com[lvcouncilman@hotmail.com]; Daniel Burdish[dburdish@LasVegasNevada.GOV]; Sally Christensen[schristensen@lasvegasnevada.gov]; Ward 5[Ward5@lasvegasnevada.gov]
From: Scott Carlsen
Sent: Wed 5/2/2018 3:27:51 PM
Subject: Response to the Concerns that you expressed on our brief phone call yesterday
1700 Bsnnie Ave Stephen Grogan post on Next Door re 1700 Bannie Drive July 3 2017.pdf
Text message and email exchanges with Jessica Saylor-Gmail - SMS with Jessica Saylor.pdf
1700 Bannie-updated signed neighborhood statements.pdf

Dear Mayor Pro Tem:

First, I have been up all night writing this, and am going to try to catch a hour or two of sleep based on the understanding that my item won't be heard until after 1 pm. But, if I wrong, please, please let me know. In any case, there were two major concerns that you expressed in our brief telephone conversation yesterday. The first was that you fear that you will have to grant everyone a waiver from the 660 foot rule if you grant this requested waiver. And then, you said if you grant my request for a waiver, and don't give the next person a waiver, then you are going to wind up in court. You will soon be convinced that it is extremely unlikely that either fear will ever come to fruition, and, to be frank, I think what I have to say, below, will convince you and that the hazards of litigation are actually greater if you do not grant this requested Special Use permit.

CONCERN NO: 1 "We will have to grant everyone a waiver from 660 foot guideline if we grant a waiver for 1700 Bannie".

First, let me state that I am not an attorney, but I do have a Masters Degree in Taxation, and as a result of my education as a CPA, as well as 30 years of practical experience, I am fairly well versed in the concept of legal precedence having read thousands of tax court cases. However, I am copying City Attorney, Bryan Scott, with this email so that he can correct me when and if I might be wrong and otherwise advise you (privately) as to whether he agrees or disagrees with anything that I have said, below). In fact, do the shortness of time, I am going to try and copy other city council members as well.

First, a legal precedent is an application of a law to a set of factual circumstances. But, by definition, a prior legal precedence is limited to only a future set of circumstances that are factually similar to the circumstances that have been adjudicated. When a party tries to assert that a past precedent should be applied to a current set of circumstance that assertion is defeated any time the opposing party can demonstrate that a case is "distinguished on its facts" meaning that the facts of the instant case are significantly, or materially, different that than the facts involved in the adjudicated case. There are several facts and circumstances that are uniquely peculiar to my application that will negate nearly all conceivable attempts to cite my case as precedent for another SUP requiring a waiver from the 660 foot guideline. For example:

1. Any Absentee owners who do not occupy the premises as their primary personal residence in the way that I do, cannot cite this case as a valid legal precedent.
    a. Hence, right off the bat, a very large percentage of your STR rental permits will be barred from trying to cite this waiver as legal precedent.
2. Even if you have any owner occupied applicant, like me, who seeks to cite my case as a legal precedent, they will be barred from doing so UNLESS they also have the highly rare and peculiar circumstance (like me) where the distance measure from lot line to lot line is less the 660' yardstick, but, yet, is substantially over the 660' distance when measured between one STR dwelling unit to the other.
    a. In my case, the distance between my house and the other STR dwelling unit is nearly 700 feet, well over the 600 foot reference.
    b. The use of a lot line to lot line measure creates a constitutionally forbidden bias against rural communities as it creates a different result in rural communities than say downtown. In other words, why should two STR rental units that are 700 feet apart be allowed in more densely

populated communities like downtown while two STR units that are 700 feet apart in a rural community are disallowed.

i. This result also violates the law of common sense as why should a STR applicant with a large lot, that provide a big buffer between neighbors as to noise, etc., be discriminated against as compared to an applicant that is proposing to operate a STR in dwelling unit where the operation is much closer and much likely to interfere with the quiet enjoyment of neighbors.

c. The point is that these circumstances create a potential legal vulnerability if the City Council were to deny this waiver request that simply would not exist in any other application unless they had identical facts as mine. The potential for expensive and costly litigation that can cost the City significant dollars (even if it the City is ultimately adjudicated as correct) is an important and legitimate factor for the City to consider in making its judgments in the course of doing business as a City. Hence, any other STR or SUP application that does not contain this same potential litigation risk can be distinguished on it facts such that any decision made here cannot be used a precedent to force the city make the same decision in another set of circumstances that may be similar, but lack the same level of litigation risk.

3. And even if another future applicant can claim another set similar facts, and is not yet tripped up by items described 1 and 2, in trying to assert a legal precedence, here is yet another material fact that will be hard to match:
   a. It should be remembered that the whole purpose of the 660' foot guideline is to try and control and limit the number of households that might be affected by a STR operations. If one draws a circle around my property, the "sphere of influence" or "footprint" of any STR at 1700 Bannie is substantially smaller than the "footprint" or most STRs because the whole west side of that circle spans out an over industrial property rather than residential property. Hence, a STR operation at 1700 will affect less than half the size that the wingspan of a typical STR would affect.
   b. One must be careful not to let the tail wag the dog and blindly try to follow the 660 foot guideline even to the detriment to the underlying purpose of the guideline. It seems silly to derail an STR application with a highly desired small footprint because it barely clips an arbitrary and constitutionally challenged guideline. If the City were to waive the 660 foot rule for an STR application that has an extraordinarily small sphere of influence, such as the case for 1700 Bannie, then any other application seeking such a waiver, can be distinguished, on its facts, from being able to cite this 1700 Bannie Avenue as precedent unless it can also show that it has the same extraordinarily small "half-circle" Sphere of influence as 1700 Bannie.
4. Then we have another highly unusual fact that is unique to this application. We have handful of neighbors who have intentionally used lies and misrepresentations in attempt to sabotage this SUP process. I have been libeled and slandered in this process. Witness the attachment where a neighbor has purported to represent the neighborhood as the leader of the defunct Scotch Eighties Association falsely told neighbors that the neighborhood meeting that I was holding to explain what I was trying to do with my house was "NOT SACTIONED" by the City, and commanded that this meeting is not to be attended. This meeting was not only sanctioned by the City, the City charged me something like $500 for the mailing list needed to send out the meeting notice. Then we have another neighbor, a zealous opponent to any and all STR applications, who went around the neighborhood totaling inventing a scare tactic stories suggesting that I had said that I was going to run a ghost themed Short term rental where people would be encouraged to come spend a night at a haunted house and conduct séances, etc. This was patently false, and I have attached email and text messages which clearly advised that what I wanted to do, and which was the complete opposite of the outlandish claims that she was making in order to drum up neighborhood opposition. But apparently, in her mind, and that of her cohort, the end justified the means. Similarly, these two also spread malicious rumors and falsehoods that all of Raider Nation was going to come and throw wild parties and it can be easily demonstrated as to how these people twisted facts and spread falsehoods in order to incite neighbors and manipulate their perceptions. The actions of this small group is analogous to an attempt to poison the objectivity of a jury pool and should not be tolerated. ***This City Council created this SUP process, and frankly, it is the duty of the City Council to clean up this libelous and slanderous cesspool and rid its SUP process of this behavior. This duty falls on the entire City Council, not just you, Mayor Pro Tem***. And, if, as part of seeking to protect the SUP process from this kind of behavior, the City seeks to send a message by granting this application, and refusing to allow this behavior to be successful, then it would be extremely difficult for any subsequent applicant to cite this Bannie case as precedent unless the same sort

behavior that has occurred here has also occurred in that case causing the City to take similar steps to clean up its SUP process. The SUP process was created to give neighbors a voice; not to give neighbors a chance to sabotage the process with lies and falsehoods and acts of libel and slander. Good rule of thumb: If the City wants to do something about all the people out there running illegal STR's then, think about how your SUP process treats people who have NOT behaved illegally and instead have come forward and have paid lots of money to the City only to be put thru the ringer.

5. As you will soon see, at the City Council meeting, I will be proposing that this Application be granted subject to some rather unique terms and conditions. It is very doubtful than any other applicant will agree to these same terms and conditions, and that itself is yet another distinguishable fact, that will obviate any attempt to use 1700 Bannie Avenue as a legal precedent.
6. There are actually more distinguishable facts that I can cite, but for the sake of brevity I am going to stop here, but would be happy to expound upon request.

CONCERN 2: "We will wind up in Court if we grant a waiver at 1700 Bannie"

Now, this part gets very difficult for me because it is hard to convey a realistic assessment of the potential hazards of litigation without sounding like I am making threats to sue the City. However, with all due respect, and I really mean that, WITH ALL DUE RESPECT, I think you are far more likely to wind up in court if the City Counsel DOES NOT grant this SUP than if you Do grant this SUP. As noted in the discussion above it will be very difficult for any applicant to argue that there is legal precedent that entitles them to an automatic waiver based on this case, and it is highly unlikely that anyone would be able to introduce any litigation, let alone succeed, in court on a claim that you must also grant them a SUP because you granted one at 1700 Bannie. In contrast, it is not my normal personality to be overly combative, preferring, instead, to try to work with people towards reasonable solutions. However, as should be evident from this email, I feel that like I have been put through hell during this SUP application process, where some very inappropriate actions have wrongly poisoned these proceedings. I have come forward, in good faith, as a law-abiding citizen, in valiant attempt to try and follow the rules despite terribly unfair obstacles. I cannot help but feel that any denial would be an unfair and unjust result (especially under the terms and conditions that I will put forth at today's meeting). I am sure that Mr. Scott will tell you that any assessment of any hazards of litigation will require an assessment of a person's ability to fund and finance litigation, obtain top flight legal counsel, and produce "colorable legal arguments". I know people, my brother knows people, and Juliann knows people, so it should not be hard to imagine that I might be able to put up a formidable fight if I feel like I have been done wrong. And, Mr. Scott can give you an assessment as to they types of legal arguments that can be made, many of which have been hinted at in this email. But, there are also some things that happened between my initial application for a STR license on March 31, 2017 and the time that I even first met you, Mayor Pro Tem, that could give rise to a legal complaint. I have never mentioned this, frankly, because I have been trying to work within the system, and not against it. But it would be wrong to assume that "nice guys" cannot or will not sue people when wronged. I have had to do that when I found myself the victim of a six figure fraud, and while I hate having to be in litigation, there are legal remedies for people who have brought financial harm to others via libelous lies and slander. Those behaviors have sought to sabotage my lawful due process in requesting this permit, and what remain unknown, at this point, is whether the intentional poisoning of neighborhood opinions, and the weight that the City accords these poisoned opinions will contribute to any denial of a permit. Frankly, I am absolutely amazed that I have received so many neighborhood statements given the attempt to poison and manipulate neighborhood opinion with lies. I have four more statements, now, in addition to the dozen that I previously sent you to bring up the total to 16, as of now, with at least a couple more that still might come in before my application is heard in the afternoon session of today's city council meeting.

Then, of course, there are other legal vulnerabilities previously noted in this email, and there are really no significant damages resulting from any intentional lies and falsehoods perpetuated by a neighbor unless there is a denied permit. Please don't get me wrong. I am not suggesting that you, or anyone else, at the city had anything to do with the perpetuated lies and falsehoods, but you could be called to testify as to the extent that the neighborhood opposition that was engendered by the lies and falsehoods was a contributing factor for denial, if in fact this permit is denied.

I also disagree with another thing that you said on the phone. I was not wrong to talk about plans with my sister

and her Raider fan friends, or about how I want to try and rid my house of the ghost stigma, and resulting diminution in value. I just simply told the truth about what I was intending. To the extent that neighborhood hysteria was whipped up by the lies and misrepresentation of others, then the resulting consequences are their responsibility and cannot and should not be put back on my shoulders for simply being honest and truthful about what I would like to do.

Scott

Scott A. Carlsen
President & CEO
TaxDirector.net LLC
1700 Bannie Avenue
Las Vegas, NV 89102
Telephone 702.722.6992 ~ Cell: 702.817.3429; FAX: 702.722.6992 (call first to set up fax)

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Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

Robert Stover — 4/28/2018

name:

address: [redacted]

date:

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

Tinamarie Buffington — 4/28/2018

name: Tinamarie Buffington

address: [redacted]

date: 4/28/2018

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

name: Sonny Mangin

address: [redacted]

date: May 1/2018

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott will not be an absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary.

Signed: Shadowland LLC

name: Bruce Follmer

address: [redacted] date: 5/1/18

Wednesday, May 2, 2018 at 7:07:59 AM Pacific Daylight Time

Subject: We have decided that we can't sign your petition because signing it would be hypocritical. We have fought every short term rental so far. With that being said,

Date: Monday, April 30, 2018 at 6:25:15 PM Pacific Daylight Time

From: +17022[redacted]

To: 17028173429

We have decided that we can't sign your petition because signing it would be hypocritical. We have fought every short term rental so far. With that being said, we will not be showing up in opposition to you. That's really all we can do. Supporting you would pave the way for others to think we would support them. I hope you understand.

Text message from a neighbor who is basically showing support by not showing up in opposition for the first time against a short term rental application.

Multiple people have indicated that this is going to be their position

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

name: Philip Tom

address: [redacted]

date: 4/24/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

name: [redacted]

address [redacted]

date: 4/28/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed: _____ _____

name: Michelle Parsons DMD

address [redacted] date: 4/24/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

name: FAISAL SUBLABAN

address: [redacted]

date: 4/24/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed: WSParris 4-23-2018

name: William S. Parris

address: [redacted]

date:

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party house abusers and perpetrators of illegal activity.

Signed:

name: TERRY MICK McCOY

address: [redacted]

date: 4/27/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party house abusers and perpetrators of illegal activity.

Signed: _____ _____

name: STEPHEN KATER

address: [redacted] date: 4/27/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

Victoria Lee Vukicka

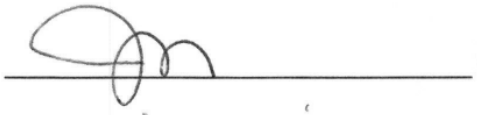
name:

address: [redacted] date: 4/28/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:



name: John Tippins

address: [redacted]

date: 4/26/16

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed: _____ 4/26/18

name: Melissa Brann

address [redacted] date:

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

Tera Anderson

name:

address: [redacted]

date: 4/28/18

Statement Regarding Request for Special Use Permit Requested by Scott Carlsen for his home at 1700 Bannie Avenue, Las Vegas, 89102

While I understand the concerns expressed about short-term rentals and irresponsible Absentee Owners, **I do not object to Scott Carlsen's request for a special use permit at 1700 Bannie Avenue**. I understand that Scott is **not** one of the absentee owner/investor types planning to run a party house, but, rather, is merely planning to invite guests into his home subject to his house rules (which will not allow disruptive parties or anything else that might disturb Scott and/or his neighbors). He has demonstrated a willingness to behave legally and to pay all appropriate fees and taxes and comply with the laws and rules of this fine city. But, if Mr. Carlsen does not comply, then I expect the City to enforce compliance up to and including a revocation of the short-term rental permit, if necessary. This is an opportunity for the City to collect funds from a non-party-house abuser that can be used to assist the city in dealing with the party-house abusers and perpetrators of illegal activity.

Signed:

Wycliffe Valentine

name: Wycliffe Valentine

address: [redacted]

date: 04.28.2018

Stephen Grogan, Scotch Eighty

Prepare to see more: New attempt at STR in Scotch Eighty. Help deny SUP!

Here we go! New attempt at STR in Scotch Eighty—Deny the SUP! Neighbors in the Scotch Eighty are receiving in the mail today a call for a Neighborhood Meeting to gain support for a Short Term Rental SUP application at 1700 Bannie. The Scotch Eighty Owners Association has taken a formal position AGAINST this application as well as all Short Term Rentals in our neighborhood. WE DO NOT SUPPORT attendance to this suggested Neighborhood Meeting as it is not sanctioned either by the city or the Association and merits of this application do not warrant an audience. This Application should be denied anyway as it is less than 660 feet from an existing licensed Short Term Rental. But your Association will stay vigilant in its opposition. This is perhaps the most blatant attempt not only to run a short term rental but plans to advertise the house commercially under false pretense of a 'tourist attraction' and a 'Raiders Party House', suggesting 13 cars can be parked on property. We will soon be submitting an Association petition around the neighborhood seeking your support IN DENIAL of this Special Use Permit, a vote scheduled in July before the Planning Commission. ---- S. Grogan, President Scotch Eighty Neighbors, Inc.

20 Jun · 27 neighborhoods in General
Thanked!
Reply

· 64 Replies

Jody Hoeffner, McNeil Estates on 20 Jun
Wow:((((
Thanked!

John Saling, Scotch Eighty on 20 Jun
I want the ones here gone and I'm sure not going to stand for any f_____g more . Read into that what you want □
Thanked!

Pamela Grogan, Scotch Eighty on 20 Jun
John, you know the house, right?
Thanked!

Selene Rovegno, McNeil Estates on 20 Jun
Ugh.
Thanked!
Mark Scott, Glen Heather Estates on 20 Jun

I believe the owner of the house posts on here frequently.
Thanked!
Erik King, Equestrian Estates on 20 Jun
Is this the Ghost House that I just a flyer on?
Thanked!

Pamela Grogan, Scotch Eighty on 20 Jun
Yep, he sure does, trying to gain our support, it's not going to happen, does he really think people are going to show up at his own private meeting so he can explain why he is going this to his neighbors? No one will show up to your meeting but us and other neighborhoods will show up to the SUP to see it DENIED!
Thanked!
Erik King, Equestrian Estates on 20 Jun
Item is scheduled for 11:30 am We need to be there early. I plan on getting there at 10:00.
Thanked!

Pamela Grogan, Scotch Eighty on 20 Jun
It sure is, I'm sure his neighbors will welcome all the tourist buses! He said in his letter if he doesn't get his way he's gonna do it anyway!
Thanked!

Amy Kohlin, Scotch Eighty on 20 Jun
Well if he does it anyway we will report him incessantly! This is way out of control!
Thanked!

Selene Rovegno, McNeil Estates on 20 Jun
I'm thinking that that letter that says he will do it regardless of approval is a good piece of evidence to be presented. Shows intent to break the code or the law or whatever. And we all know how much government hates it when they tell you no and you do it anyways!
Thanked!

Pamela Grogan, Scotch Eighty on 20 Jun
We said the same thing, I'm sure all the Commissioners will have a field day with this one
Thank

Scott Carlsen, Scotch Eighty on 20 Jun
How many people have actually read the letter? My sister is a member of the Sacramento Raiders booster club and she and some of their friends (maybe 2 or 3 couples) will likely want to come to Vegas to see some Raider games and she will naturally want to see her brother while she is here. I don't know how things work in your families, but my sister is, of course, welcome to stay with me in my home anytime she

likes. I am sorry, but that is not illegal. Do you all NOT allow your family to stay with you when they come for a Vegas vacation?

Scott Carlsen, Scotch Eighty on 20 Jun
I am anticipating that my sister friends may very well offer me gifts and/or financial compensation for allowing them to stay in my house and avoid a hotel cost. I don't know for sure that I will offered, and I do not even know if I will accept any gifts from my sister's friend, but if I do, I want to do things legally and pay any appropriate taxes and fees, so I am told that I should get a permit for that.

Selene Rovegno, McNeil Estates on 20 Jun
Now I am truly confused. I don't usually apply for a permit if people come to Stay With Me. So you're saying you're not applying for a permit and you just have friends and family coming to the Raiders games.
Thanked!

Selene Rovegno, McNeil Estates on 20 Jun
Even more confused. Lots of people bring gifts when they visit you in your home but I had no idea we were supposed to pay taxes on them.
Thanked!

Scott Carlsen, Scotch Eighty on 20 Jun
I suspect that most people would probably take any money offered and put it in their pocket, but I was raised to to be honest and truthful, so I went to the City and explained what I wanted to do and following appropriate procedures to be FAIR to our city if they lose out on hotel taxes because my sister's friends elected to stay in my home, with me.

Scott Carlsen, Scotch Eighty on 20 Jun
How many of you are offering to pay Hotel taxes to support the Raiders stadium if you have friends and families stay with you in your home?

Pamela Grogan, Scotch Eighty on 20 Jun
I don't know about anyone else but when my family and their friends(who are more than welcome to stay with us for free) I don't need to apply for a SUP STR
Thanked!

Selene Rovegno, McNeil Estates on 20 Jun
I hate football. If it was basketball heck yes.

Thanked!

Pamela Grogan, Scotch Eighty on 20 Jun
We even give them free food!
Thanked!

Scott Carlsen, Scotch Eighty on 20 Jun
What the letter says is that I have every legal right if my sister and her friends want to come to Vegas and stay with me in my home, and it is not even illegal if guests in my home offer me thank you gifts. Or do you all not acknowledge the hospitality of your friends and family when you stay with them. If you do, are you doing something illegal to accept such gifts and are your friends doing something illegal when they accept your thank you gift?

Pamela Grogan, Scotch Eighty on 20 Jun
Selena you have me rolling on the floor with that post!
Thanked!

Selene Rovegno, McNeil Estates on 20 Jun
A little humor is always a good thing!
Thanked!

Selene Rovegno, McNeil Estates on 20 Jun
I wish you all the best Scott.
Thanked!

Scott Carlsen, Scotch Eighty on 20 Jun
Due to a financial circumstances described in the letter, I am inclined to accept financial compensation, if offered, so if I do accept monetary compensation, I plan to follow the rules and pay proper fees and licenses and taxes.

Scott Carlsen, Scotch Eighty on 20 Jun
Now, if I follow the rules and apply for a permit, but the City does not issue one, for whatever reason, that does not change the fact that I still have every right to invite my sister and her friends to stay in my home for the weekend. So denying the permit does not and cannot stop a person from allowing his sister, with or without a couple of friends, to be a guest in his home. And, if they do, I am sorry, but that does not make this an illegal STR operation.

Scott Carlsen, Scotch Eighty on 20 Jun

Oh, and by the way, my sister is in her sixties and her husband is in his seventies, and, as far as I know, their friends are in their age group. So for those that want to mischaracterize this as a "Raider party house", how about actually checking the facts, first, before you start making unfounded declarations.

Scott Carlsen, Scotch Eighty on 20 Jun

Oh and by the way, I log onto Next Door using Facebook. The picture that you see is a photo that I posted on Facebook in honor of my son, who was killed in a hit and run accident. I am actually nearly 60 years old, myself. And, if you are afraid of a 60 year old party animal, it might interest those who may wish to contort the truth that I have never had a party at my house during the entire 3 years since I moved to Vegas, from California, to retire.

Selene Rovegno, McNeil Estates on 20 Jun

Seriously Scott I am truly sorry to hear that about your son. I mean that.

Thanked!

Selene Rovegno, McNeil Estates on 20 Jun

I will tell you that I'm 61 and know plenty of people my age who love a good party though. Anyway it will all work out in the end one way or another. Again wishing you all the best.

Thanked!

Scott Carlsen, Scotch Eighty on 20 Jun

Selene, I am guessing that you are not close enough to have been mailed the letter that I sent. I am guessing that you are confused because you did not get a copy of the letter. Please feel free to send me your email address if you would like a copy. Also, you and any other concerned neighbors, should feel free to call me at 702.817.3429 and I will be happy to answer any questions.

Scott Carlsen, Scotch Eighty on 20 Jun

Oh, and I am sorry, but the statement that this house will be advertised as a party house is a complete invention of the person that made that comment. Even if I was contemplating any advertising, why would I spend money advertising when my sister probably has more friends in her booster club than I can even accommodate during any given season? I can only accommodate 2 or 3 couples at a time. And who wants to have guests in their home every single weekend? Even my sister would not come that frequently. I expect that I will be open to having occasional guests here and there, but the rest of the time I want my home and my privacy back to myself.

Scott Carlsen, Scotch Eighty on 20 Jun

With regard to the pics posted of Raider fans. Did you not read my post that my sister is in her sixties? She studied Criminal Justice in college and works for her local Sheriff department. I can safely say that there won't be any felons amongst her sixty-something friends.

Scott Carlsen, Scotch Eighty on 20 Jun

This house has already been stigmatized by false, exaggerated and unfounded claims that it is haunted. Can we please not stigmatize it, yet again, with unfounded claims that my sister and her friends are going to be bunch of thugs, who also happen to be Raider fans, and that people in their sixties are going to turn this house into a party haven for felons?

Scott Carlsen, Scotch Eighty on 20 Jun

People are absolutely welcome to ask questions and raise issues. That is exactly why I arranged to have a VOLUNTARY MEETING for people to ask questions and raise concerns.

Scott Carlsen, Scotch Eighty on 20 Jun

Yet people have been admonished to NOT attend the VOLUNTARY meeting as if asking questions and getting truthful answers is somehow a threat to the hype and hysteria that might want to create.

Scott Carlsen, Scotch Eighty on 20 Jun

Oh, and for the record, I contacted Mr. Grogan ten days ago and invited him to meet with me so I could brief him on my plans and answers any questions that he might have. Unfortunately, Mr. Grogan wrote back 4 days later and declined to even meet with me or otherwise discuss this matter. But no matter how hard I may try to be upfront and honest with people, I cannot control whether or not people are interested in getting the actual facts or constraining themselves to the truth in their rhetoric.

Scott Carlsen, Scotch Eighty on 20 Jun

So, again my phone number is 702.817.3429 and my email is sac.cpa@gmail.com and I am providing that info so that I can hear of any concerns that any of my neighbors might have and seek to address any issues.

Scott Carlsen, Scotch Eighty on 20 Jun

The reference in this post about 13 cars is an example of a twisted example of an attempt to mislead. As part of my application, at the suggestion of City staff, I submitted a parking plan to demonstrate that I have room for up to 13 cars, on my property, behind my gates. I cannot imagine ever actually have 13 cars on my property. The point was that I have plenty of parking for my guests and would not need to crowd the

street with cars, even though I do not even have the slightest objections when my neighbors throw parties, have easter eggs hunts, mother's day celebrations, Thanksgiving and holiday gatherings, etc. The point is that my activities will never even come near to the number of cars that come and park on my street for all those wonderful activities, some of which I been invited to and have joined in the celebration with my fantastic neighbors.

Stephen Grogan, Scotch Eighty on 21 Jun

The recent vote and passage of Council Bill #2017-16 that any attempt to create a Short Term Rental License at 1700 Bannie will meet failure and should be withdrawn forthwith.

Thank

Scott Carlsen, Scotch Eighty on 21 Jun

Dear Mr. Grogan: I have been an active supporter of Bill #2017-16 both before and during my application process, and continue to support the new law for which I advocated passage. Honest, law-abiding citizens, who play by the rules, with no intention of turning their home into a party house, and who are respectful and courteous to their neighbors (with or without a law telling them to so), never had anything to fear from Bill #2017-16. In fact, those of us who behave appropriately, should be elated that others, who may be more naturally inclined to behave badly, are now more fiercely held accountable, by the new law.

Katherine Martin, Richfield on 22 Jun

The Richfield Neighborhood received that same letter...Today I spoke with Steve at Planning...they knew nothing of this meeting. I asked him if he charged his guests when they came to visit him??? How absurd! Does he think we are all idiots!?

Thanked!

Scott Carlsen, Scotch Eighty on 22 Jun

Katherine, The Planning Department was mailed a copy of the same letter that the neighborhoods received. I think there is probably some 15 to 20 people in the Planning Department, and I would not expect every single person in the Department to know the details about every single case.

Scott Carlsen, Scotch Eighty on 22 Jun

And, no, of course, I do not think you are all idiots. What, exactly, was said in the letter that would make you think that I think you are idiots?

Scott Carlsen, Scotch Eighty on 22 Jun

So, let's say three couples come up for a Raider game and stay the weekend (Friday, Saturday, and Sunday night). Let's say each couple figures that they might have paid over $1,000 if they stayed at a hotel room, and in their gratitude to me they give me $700 each. What, then would you do with the $2100?

Scott Carlsen, Scotch Eighty on 22 Jun

Would you just pocket the money and say shhh, what the City does not know won't hurt them?

Scott Carlsen, Scotch Eighty on 22 Jun

Or, would you file an application to get the proper licenses and pay appropriate taxes and fees? So what exactly is absurd? The fact that I am not just simply pocketing the money? Or, that I am a citizen that has elected to get proper permits and pay appropriate city taxes?

Kirk Perry, Scotch Eighty on 22 Jun

His house, he is trying to follow the law and do it legally, get off his back.

Thanked!

Kirk Perry, Scotch Eighty on 22 Jun

Good luck telling me what I can do with my property

Thanked!

Scott Carlsen, Scotch Eighty on 22 Jun

Oh, and, by the way, it was the City of Las Vegas Planning Department that provided the mailing labels that you see on the envelopes containing the letter the neighborhoods received. So, it is simply not accurate for anyone to suggest that the City did know about the meeting as if I did something wrong.

Scott Carlsen, Scotch Eighty on 22 Jun

And, that reminds me. Mr. Grogan's statement, in this post, that the meeting is not sanctioned by the City is simply false. The city says a Neighborhood meeting is recommended, but is voluntary. Am I somehow to be faulted because I invested hundreds of dollars in mailing costs so that I can give my neighbors an opportunity to come to a meeting and have any questions they might have addressed?

Kirk Perry, Scotch Eighty on 22 Jun

I am with you Scott

Thanked!

Scott Carlsen, Scotch Eighty on 22 Jun

And, I am sorry, but there is also no lawful requirement that any any Neighborhood Meeting must be sanctioned by Mr. Grogan's Association. And, if there was, perhaps he could have sanctioned the meeting if he had only agreed to meet with me for a discussion when I contacted him nearly two weeks ago.

Scott Carlsen, Scotch Eighty on 25 Jun

With people making wild comments relating to the letter that I sent out to the neighborhood, it seems like I should post the letter since not all people on Next Door will have received this letter.

Scott Carlsen, Scotch Eighty on 25 Jun

And here is page two of the Neighborhood letter...

Scott Carlsen, Scotch Eighty on 25 Jun

Clearly, Mr. Grogan has no basis to intentionally mislead people into thinking there are "plans to advertise the house commercially under false pretense of a 'tourist attraction'" Nothing in the letter says anything about what Mr. Grogan has claimed. In fact, the letter states the opposite.

Scott Carlsen, Scotch Eighty on 25 Jun

First, Mr. Grogan is spreading unfounded and insupportable allegations that there is a false pretense. So what exactly is "false" and where is the "pretense"?

Scott Carlsen, Scotch Eighty on 25 Jun

Fact: The house is listed on the Internet as one of the ten most haunted places in America; Fact: The house was featured on a nationally a Ghost Adventures TV Program titled "La Palazza Mansion" and broadcast nationally on the Travel Channel alleging the house was haunted; Fact: My home is a already a Tourist attraction with people constantly driving by to gawk at my house with some even claiming to have driven across the country just to see my house, and literally begging my Landscapper to go ask me if they can come inside and see the place. And where is Mr. Grogan's alleged "pretense"? Is he suggesting that I am

pretending not to like having people drive by at 1 am, take pictures, get out of their cars, and shake the fence looking for a way to get in?

Scott Carlsen, Scotch Eighty on 25 Jun

What my letter does say is : "To the extent that my neighbors and the city allow me to rehabilitate my home from the haunted house stigma, the result will benefit all in my neighborhood in terms of reduced tourist traffic and will increase the value of neighboring homes since my home will no longer be a negative comp in real estate appraisals".

Scott Carlsen, Scotch Eighty on 25 Jun

And that: "A “do nothing” strategy leaves an infamous haunted house tourist stop that is literally drawing people to drive cross-country to see one of the ten most haunted places in America."

Scott Carlsen, Scotch Eighty on 25 Jun

And, as for Mrs Grogan's attempts to create hysteria by suggesting that what I am trying to do will draw tour buses to the neighborhood, people should know that I have already had tour buses driving by my house, and when I made the mistake of leaving my gate open one day, I even had people get off the bus and come up to my front door.

Scott Carlsen, Scotch Eighty on 25 Jun

However, I have not had any tour buses come by for months, if not more than a year, now, after I told the driver that this house is not haunted and that it will be a fraud to suggest to his passengers that the house is haunted when he has been informed, by its owner, that it is absolutely not haunted.

Gerald Duncan, Rancho Bonita-Sereno 6d ago

The STR that Steve is talking about comes up at: Planning Commission Meeting Tuesday, July 11, 2017 @ 6:00pm in Council Chambers at City Hall

Thank

Gmail Scott Carlsen <sac.cpa@gmail.com>

SMS with Jessica Saylor

10 messages

[redacted] Thu, Jun 8, 2017 at 1:30 PM
To: Jessica Saylor [redacted]>

Jessica, i am so sorry. I did both mean to get u upset. Let's continue our discussions and maybe you can help me find alternatives.

[redacted] Thu, Jun 8, 2017 at 1:37 PM
To: Jessica Saylor [redacted]

Please don't jump to any conclusions. I want to hear what u your views.

[redacted] Fri, Jun 9, 2017 at 11:38 AM
To: Jessica Saylor [redacted]

How did u get the idea that i want to do a themed Str? That is the complete opposite of what I want to do. I see that u also sent me an email. I will try to respond with more clarification during my lunch hour.

[redacted] Fri, Jun 9, 2017 at 1:06 PM
To: Jessica Saylor [redacted]

Ended up using my lunch hour for lunch but will get a note off to later today after my afternoon meetings. A themed Str is 180 degrees in the opposite direction of where I want to go so I am still absoulutely baffled as to how your mind went racing ahead in that direction.

Jessica Saylor [redacted] Fri, Jun 9, 2017 at 2:57 PM
To: [redacted]

Ok, I'm glad you don't want to do that.

[redacted]> Thu, Jun 8, 2017 at 1:30 PM
To: "Jessica Saylor ([redacted]>

Jessica, i am so sorry. I did both mean to get u upset. Let's continue our discussions and maybe you can help me find alternatives.

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To: "Jessica Saylor [redacted]

CLV003822

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[redacted] Fri, Jun 9, 2017 at 2:57 PM
To: [redacted]

Ok, I'm glad you don't want to do that.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Cheryl Winson
Sent: Fri 1/29/2016 2:33:15 PM
Subject: [Marketing Mail] CMS 855 B, OIG Target Areas, CMS Billing Updates, PECOS, ABN form updates, NPP reimbursement, Medicare MSP standards, and much more

Good Morning,

CMS is on the move for 2016 and staying on top of compliance requirements is key to get the reimbursement you deserve. Plus it's time to staying on top of compliance requirements to get the reimbursement you deserve. Missing a single update can cost you, whether it's a fee schedule change. Medicare compliance has become even more challenging with a number of regulatory and federal changes implemented in 2015 and what's about to come for 2016. In the first half of FY 2014, **OIG reported 465 criminal actions** against individuals or entities that engaged in crimes against HHS programs; and **266 civil actions**, which include false claims and unjust-enrichment lawsuits filed in Federal district court, civil monetary penalties (CMP) settlements, and administrative recoveries related to provider self-disclosure matters.

Heightened federal scrutiny and penalty enforcement have physician practices/hospitals across the healthcare spectrum concerned that even a genuine error might result your practice to come under some serious scrutiny and unpleasant payback requests. You need to stay abreast with some of the latest updates implemented by Medicare in 2015 and changes to be implemented for 2016 to the Enrollment process, Documentation Guidelines for compliant reimbursement, PECOS, NPP Reimbursements, OIG target areas, ABN form updates, Medicare MSP Standards and much more.

Here are some of the topics we've covered in this special report:

- Understanding **CMS 855 B**
- **2015-2016 CMS Billing Updates and Strategies** to ensure compliant reimbursement from Medicare
- Tune In to Key Changes Listed in **2015 Medicare Physician Fee Schedule**
- Collect Most Accurate Payments for Your Practice
- Don't Fall Victim to this Critical Care Myth
- Boost Your Charge Capture
- Don't Throw Away Thousands of Dollars
- **Advance Beneficiary Notices**: Reduce Risk Of Fraud Or Abuse Allegations
- Tips Help You Avoid Costly Billing Errors
- E/M Services Aren't Automatically Billable Every Time You See a Patient
- Overlooking These **E/M Tips Could Cost Your Practice $5000** Each Year
- Interpreting Your **PEPPER Report** Is Much Easier Than You Realize
- Find Your Path To Accurate Reimbursement for SNF Patients
- Don't Fall Victim To Heightened **OIG Scrutiny**
- Stay on the Right Side of Your Next Audit with These 3 Lessons
- Make Fewer Billing Mistakes, Report Your Services Ethically
- **ASCs**: Gear Up to File Cleaner Claims
- Successfully Navigate the Minefield of Specialist Payment Arrangements
- Watch The Clock For **Medicare Facility Observation Patients**
- Your Reimbursement Could Hinge on Outcomes Come 2016
- **HHPPS**: Improve Outcomes or Put Your Reimbursement at Risk
- Think Ahead: Good EHR Could Prevent Big Headaches
- Are You Among the Providers Who Can't Produce Documentation?
- **And much more…**

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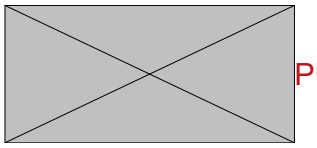

PUBLIC POLICY.

Friday, March 22, 2019

TOP NEWS

DOJ Appellate Atty Moves To US House Counsel's Office

The General Counsel's Office for the U.S. House of Representatives has added a former U.S. Department of Justice appellate attorney, another potential sign House Democrats are gearing up for legal battles with President Donald Trump.

Read full article »

Analysis

TCJA Could Trip Up Companies With Loss Years

The international provisions of the 2017 tax overhaul often limit the ability of taxpayers to carry forward losses or credits and smooth over their tax liabilities, leveling an unexpected tax hit on companies with uneven years of profitability.

Read full article »

Final FATCA Rules Expand Definition Of 'Responsible Officer'

The U.S. Treasury Department finalized regulations Thursday that expand the definition of "responsible officer" under the Foreign Account Tax Compliance Act to include individuals who aren't directly affiliated with American financial institutions that report on behalf of overseas banks.

Read full article »

FCC Still Weighing All C-Band Options, Pai Says

The Federal Communications Commission is still equally weighing options for reorganizing a valuable slice of the airwaves known as the C-band to power 5G, FCC Chairman Ajit Pai said Thursday, noting that he'll prioritize making an informed decision over rushing out an order.

Read full article »

EU Issues New Rules For Screening Foreign Investments

The European Union published new rules Thursday for screening inbound foreign investments that go into effect next month, following the same overall structure of the Committee on Foreign Investment in the United States.

Read full article »

BANKING & SECURITIES

NY's Vullo Set For Hot Seat In NRA Discrimination Suit

The National Rifle Association will have a chance to grill Maria T. Vullo, New York's former top financial services regulator, after an Albany federal magistrate judge granted its deposition bid in its lawsuit alleging she and Gov. Andrew Cuomo sought to

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Greenberg Traurig
Hoagland Longo
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Jenner & Block
Jones Day
Kaskela Law
Kaufman Coren

silence the gun rights advocacy group by squeezing the financial institutions it works with.

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Firms Contest Class Counsel Bid In Trevena Investor Suit

Citing alleged misstatements made by an investor represented by rival attorneys, Block & Leviton LLP and Kaufman Coren & Ress LLP have urged a Pennsylvania federal judge to name them class counsel in litigation accusing Trevena Inc. of artificially inflating its share value.

Read full article »

ENERGY & ENVIRONMENTAL

FERC Mulls Grid Rate Incentive Policy Changes

The Federal Energy Regulatory Commission on Thursday said it would explore revising its incentive policy for electric transmission projects to ensure it's properly encouraging new development, as well as how it calculates transmission company investor returns.

Read full article »

Calif. Approves Final Regulations For Idle Oil And Gas Wells

A California agency on Thursday announced it had approved regulations aimed at ensuring idle oil and gas wells do not harm the environment and that there are more resources to plug wells that are abandoned by operators.

Read full article »

Enviros Sue NHTSA For Docs To Fight Emission Rule Rollback

An environmental and wildlife conservation group asked a District of Columbia federal court Thursday to order the National Highway Traffic Safety Administration to fork over public documents the group requested in its challenge to proposed slackening of greenhouse gas emission standards.

Read full article »

TRANSPORTATION & INFRASTRUCTURE

Watchdog Asks DOT To Publicize Info On Airline Immunities

The U.S. Department of Transportation needs to be more transparent about how it decides whether to hand out antitrust immunity to airlines seeking to make alliances, according to a U.S. Government Accountability Office report released Wednesday.

Read full article »

Commerce Hit With FOIA Suit For Auto Tariff Report

A conservative nonprofit on Wednesday asked a federal court to force the U.S. Department of Commerce to turn over a copy of the agency’s findings from its probe into whether imported cars threaten U.S. national security interests.

Read full article »

INSURANCE

Insurers Must Name Climate-Problem Clients, Nonprofits Say

California is under pressure to force insurers to name the fossil-fuel projects they insure and underwrite, with nonprofit groups calling Thursday for emergency measures

Kilpatrick Townsend
King Blackwell
Kramer Levin
Latham & Watkins
Lawyers' Committee for Civil Rights
Lewis Brisbois
Manatt Phelps
McCarthy & Holthus
Miller & Chevalier
Morgan Lewis
Native American Rights Fund
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Quinn Emanuel
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Consumer Watchdog
Defenders of Wildlife
Delta Air Lines Inc.
Emera Maine
Endo International PLC

from the state's insurance regulator.

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EMPLOYMENT

DOL Officially Publishes OT Rule, Triggering Comment Period

Although its proposed overtime rule was unveiled two weeks ago, the U.S. Department of Labor on Thursday officially set it for publication in Friday's Federal Register, which will start the 60-day clock for public comments that is likely to yield hundreds of thousands of responses.

Read full article »

DC Circ. Prods UPS Unit On Grievance Against Union Vote

A D.C. Circuit panel on Thursday scrutinized a UPS subsidiary's claim that the National Labor Relations Board rushed a unionization vote for a few dozen of the delivery company's Pennsylvania-based truck drivers without giving the company a chance to make its case against the drive.

Read full article »

NJ Housing Official Says Accused Rapist Defamed Her

A New Jersey housing official who alleged she was raped by a campaign staffer who later got a lucrative job in Gov. Phil Murphy's administration said Wednesday his denial of her sexual assault claim to prosecutors, lawmakers and the media amounts to defamation.

Read full article »

AEROSPACE & DEFENSE

Marine Chief Says Hurricanes, Border Work Straining Budget

Recent hurricanes, alongside deployments to the southern border and other unexpected events, have resulted in the U.S. Marine Corps facing unprecedented financial challenges and "unacceptable risk" to its combat readiness, Commandant Gen. Robert Neller said in a pair of internal memos, publicly leaked Thursday.

Read full article »

TAX

IRS Suspends 1957 Guidance Requiring Income In Spinoffs

In a rare move, the Internal Revenue Service on Thursday suspended two 1957 revenue rulings that restricted businesses' ability to undertake tax-free distributions of stock or securities in light of a recently launched study focused on research and development projects.

Read full article »

Hit Tax Havens To Stop Digital Co. Abuse, UK Group Urges

Successive U.K. governments have failed to rein in tax avoidance by digital behemoths like Google and Amazon.com, so Britain should target use of Ireland as a tax haven enabling that practice, a U.K. tax advocacy group said Thursday.

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IMMIGRATION

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Google Inc.
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International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
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Lawyers' Committee for Civil Rights Under Law
Los Angeles Times
Lyft Inc.
MGM Resorts International
Microsoft Corporation
Mohegan Sun
Monsanto Co.
National Association of Broadcasters
National Association of Insurance Commissioners
National Congress of American Indians
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Worldpay LLC
Yale University

GOVERNMENT AGENCIES

Bureau of Industry and Security
California Environmental Protection Agency
California Natural Resources

Justices Urged To Merge Census Citizenship Question Cases

The city of San Jose and immigrant advocates urged the U.S. Supreme Court on Wednesday to hear their constitutional claims against the inclusion of a citizenship status question on the 2020 census, suggesting that the court consolidate their case with one brought by New York and other states.

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Gov't Hit With FOIA Suit For Docs On ICE Partnerships In Va.

A nonprofit civil rights group on Wednesday hit the U.S. Department of Homeland Security and U.S. Immigration and Customs Enforcement with a Freedom of Information Act lawsuit in D.C. federal court, accusing the agencies of ignoring its request for records about cooperation between local law enforcement in Virginia and federal immigration authorities.

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Same-Sex Couple Wants $1.3M For Son's Citizenship Suit

A same-sex married couple asked a California federal court Wednesday to award them $1.3 million in attorney fees and costs, after their son who was born abroad was initially refused U.S. citizenship because he wasn't biologically related to his American parent.

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NATIVE AMERICAN

DOI OKs Changes To Conn.'s Gambling Deal With Tribe

The U.S. Department of the Interior has approved changes to Connecticut's gambling agreement with the Mashantucket Pequot Tribal Nation, according to a notice to be published in the Federal Register on Tuesday, a move that could pave the way for a proposed $300 million casino project and resolve a related lawsuit.

Read full article »

DOI Gives Tribes, States $291M For Coal Mine Cleanup

The U.S. Department of the Interior announced that states including Illinois, Pennsylvania and Texas along with several tribes will benefit from more than $291 million in funding to be used for the reclamation and regeneration of abandoned coal mines.

Read full article »

Native Groups Can't Weigh In On National Monuments Cuts

Efforts of Native American advocacy groups to support challenges to President Donald Trump's decision to shrink two national monuments were halted Wednesday when a D.C federal judge said their proposed amicus brief would not help determine whether the president's decision was authorized by the Antiquities Act.

Read full article »

TELECOMMUNICATIONS

FCC Tightens Up Rules For Spectrum-Sharing Databases

Industry groups praised the Federal Communications Commission Wednesday for its plan to tighten rules covering "TV white spaces" databases, which allow unlicensed users to share unused broadcast spectrum for a variety of applications like rural broadband.

Read full article »

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Committee on Foreign Investment in the United States
Department of Commerce
European Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Hopi Tribe
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
National Highway Traffic Safety Administration
National Labor Relations Board
Navajo Nation
New York Attorney General's Office
New York State Department of Financial Services
Office of Surface Mining Reclamation and Enforcement
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania
Utah Attorney General's Office
Ute Indian Tribe
Ute Mountain Ute Tribe
Wage and Hour Division

Pai Aims To Kill 'Kinda Crazy' Rural Phone Rate Floor

The Federal Communications Commission will vote next month on several reforms, including whether to end its "kinda crazy" rural telephone rate floor in order to head off likely price hikes this summer, FCC Chairman Ajit Pai said Thursday.

Read full article »

USTelecom Pilot Program To Gather Broadband Location Data

Trade groups headlined by USTelecom officially unveiled a plan Thursday that they say could cure the federal government's ailing broadband maps, announcing a pilot program that will layer data from public sources, providers and customers to visualize where internet service is and is not.

Read full article »

Long-Distance Carrier Fined $2.3M For Unauthorized Charges

The Federal Communications Commission today issued a $2.32 million fine against Michigan-based Long Distance Consolidated Billing Company for deceptive marketing practices, saying it switched consumers' carriers — a practice known as slamming — and charged them for services without authorization, also known as cramming.

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WHITE COLLAR

Chicago Pol Cops To Swiping Public Funds In About-Face

A Chicago alderman on Thursday admitted to a wire fraud charge he faced over claims he used a ward account as a personal piggy bank, after previously telling a judge he'd rather go to trial.

Read full article »

Philly Union Boss Slams Feds For 'Criminalizing' Politics

A powerful Philadelphia union boss on Thursday accused federal prosecutors of engaging in a "feeble attempt at criminalizing the legislative process" in an indictment accusing him of bribing a member of the city council.

Read full article »

EXPERT ANALYSIS

The Latest On Vapor Intrusion Regs In Calif.

Recent and upcoming vapor intrusion policies from California environmental regulators will increase the number of properties investigated, shift the focus to indoor air sampling, and possibly affect real estate transactions, say Catherine Johnson and Dorothy Dickey of Environmental General Counsel LLP.

Read full article »

US Policy On Cuba Litigation Comes With Risks For Cos.

A newly effective embargo measure that allows U.S. claimants to sue the Cuban government in U.S. courts for confiscated Cuban property may soon be expanded to permit lawsuits against non-Cuban entities operating in Cuba. Attorneys at Greenberg Traurig LLP discuss key issues surrounding the policy change.

Read full article »

Assessing Compliance Risk Under DOJ China Initiative

The U.S. Department of Justice's China Initiative should be a signal to Chinese

companies, multinational companies with Chinese subsidiaries, and U.S.-based investors in Chinese companies — it's time to design and implement strong anti-corruption and anti-bribery programs, says Jean Chow-Callam of FTI Consulting Inc.

Read full article »

How The SEC Eased In-Person Director Voting Rules

Last month, U.S. Securities and Exchange Commission staff issued a no-action letter permitting fund and company boards of directors to meet and take certain actions by telephone or video conference when directors cannot meet in person. But the validity of contracts entered into in such circumstances is unclear, say attorneys with Proskauer Rose LLP.

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LEGAL INDUSTRY

Analysis

Foreclosure Firms Get High Court Help, But Questions Remain

Lenders and the law firms they hire to perform nonjudicial foreclosures can take some comfort in the U.S. Supreme Court's unanimous decision that the Fair Debt Collection Practices Act doesn't broadly apply to these out-of-court proceedings, but the ruling still leaves some questions to sort out, experts told Law360.

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College Bribery Defendants Tap Quinn Emanuel, Dentons

Attorneys from Quinn Emanuel Urquhart & Sullivan LLP, Dentons and Greenberg Traurig LLP have been added to the ranks of defense counsel in the college admissions fraud scheme federal prosecutors revealed last week.

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Atty Sanctioned For 'Repugnant' Claims About East Indians

A California federal judge has sanctioned an attorney for his “repugnant” request to hold a hearing to purportedly demonstrate a pattern of noncompliance with the American with Disabilities Act among hotel owners of East Indian descent.

Read full article »

O'Melveny Adds Ex-Obama Adviser As Privacy Co-Chair

O'Melveny & Myers LLP has tapped a national security and counterterrorism adviser to former President Barack Obama as partner and co-chair of its data security and privacy group, the firm said in a press release Thursday.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Paul Weiss earned the title of top legal lion this week with a win at the U.S. Supreme Court for law firms that provide nonjudicial foreclosures, while Wilkinson Walsh & Eskovitz ended up among the lambs after a jury found Monsanto's Roundup weedkiller likely led to a man’s cancer.

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U.S. Department of the Treasury
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United States District Court for the Eastern District of Pennsylvania
Bureau of Industry and Security
California Environmental Protection Agency
California Natural Resources Agency
European Commission
Federal Energy Regulatory Commission
Fish and Wildlife Service

Food and Drug Administration
Government Accountability Office
Hopi Tribe
Mashantucket Pequot Tribal Nation
Mohegan Tribe
National Highway Traffic Safety Administration
National Labor Relations Board
New York Attorney General's Office
New York State Department of Financial Services
Office of Surface Mining Reclamation and Enforcement
U.S. Department of Defense
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
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From: Public Policy Law360
Sent: Tue 5/7/2019 7:59:18 AM
Subject: CFPB's Leadership Structure Is Constitutional, 9th Circ. Rules

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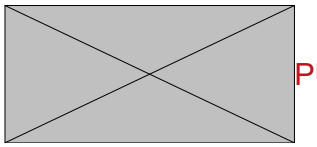

PUBLIC POLICY.

Tuesday, May 7, 2019

TOP NEWS

CFPB's Leadership Structure Is Constitutional, 9th Circ. Rules

A Ninth Circuit panel said Monday that the Consumer Financial Protection Bureau's single-director structure is constitutionally sound, rejecting a California law firm's bid to be freed from one of the agency's civil investigative demands and heading off a circuit split on the issue.

Read full article »

House Judiciary Panel Moves To Hold AG Barr In Contempt

The House Judiciary Committee will vote to hold Attorney General William Barr in contempt this week after he refused to comply with a subpoena for an unredacted version of special counsel Robert Mueller's report, the panel said Monday.

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If Trump Weren't President He'd Be Indicted, 500 Ex-Feds Say

More than 500 former federal prosecutors signed on to a statement Monday saying that, based on the evidence laid out in the Mueller report, only President Donald Trump's protected position as head of state has saved him from obstruction of justice charges.

Read full article »

Private Cos. Should Get More Airwaves Access, Pence Says

The Trump administration is committed to getting more spectrum into the hands of private companies so they can build next-generation communications systems, Vice President Mike Pence said Monday at a satellite industry conference in Washington, D.C.

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EPA Ordered To Implement Landfill Emissions Rule

A California federal judge ruled Monday that the U.S. Environmental Protection Agency failed to comply with its "nondiscretionary obligations" under the Clean Air Act to implement Obama-era regulations aimed at reducing emissions from landfills, ordering the agency to take action on the issue.

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Mintz Levin
Norton Rose Fulbright
Sandler Travis

Analysis

New Trump Tariffs Put US-China Trade Effort On The Rocks

After weeks of vaguely optimistic assessments of his trade talks with China, President Donald Trump unloaded a bombshell tariff threat against Beijing that has thrown the negotiations into upheaval as a Chinese delegation prepares to visit for another round of meetings this week.

Read full article »

BANKING & SECURITIES

Formerly Private Cuba Bank Gets Chance For $456M Claim

A Manhattan federal judge tasked counsel for a formerly private Cuba bank Monday with explaining why, under new Trump administration policy, it should get a $456 million chunk of $717 million that Societe Generale agreed to pay the U.S. government for violating Cuba sanctions.

Read full article »

Startups Need Access To Well-Heeled Investors, SEC Told

The U.S. Securities and Exchange Commission should avoid making any changes that would reduce the population eligible to invest in private companies, panelists told an SEC office Monday, noting that any reduction would especially hurt startups located away from the wealthier coasts.

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Former FDIC General Counsel Joins Arnold & Porter

Arnold & Porter on Monday expanded its financial services and legislative and public policy practices with the addition of a former general counsel for the Federal Deposit Insurance Corporation.

Read full article »

ENERGY & ENVIRONMENTAL

Utilities Say EPA Right Not To Set Startup Emissions Standard

The U.S. Environmental Protection Agency properly concluded it couldn't set emissions standards for power plants during startup periods under its mercury emissions rule, electric utilities have told the D.C. Circuit.

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Texas Homeowners Say Gov't Must Pay For Harvey Flooding

When the government decided to keep Hurricane Harvey floodwaters inside two reservoirs on Houston's west side to save downtown and the ship channel from catastrophic flooding, it flooded nearby homes and those homeowners deserve to be compensated, a federal judge was told in a bench trial that opened Monday.

Read full article »

HEALTH & LIFE SCIENCES

BioScrip To Pay $1M To End Probe Into Unauthorized Refills

Colorado-based BioScrip Pharmacy will pay $1 million to settle claims it improperly billed Massachusetts' Medicaid program by automatically refilling unauthorized prescriptions that were not specifically requested by patients, state Attorney General Maura Healey said Monday.

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Duke Energy Corp.
Ennis Inc.
Environmental Defense Fund Inc.
Environmental Integrity Project
Equifax Inc.
Exterro Inc.
Georgia Power Co.
Gulf Oil Limited Partnership
Intermountain Healthcare Inc.
International Brotherhood of Teamsters
Mississippi Power Co.
NBCUniversal Inc.
National Association of Professional Background Screeners
National Rifle Association of America
PHH Corporation
Platinum Partners LP
Professional Footballers Association Enterprises Ltd.

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MEDIA & ENTERTAINMENT

Sinclair's Bid For Fox Sports Networks Is Doomed: Trade Org

A telecom industry group declared Friday that Sinclair Broadcast Group Inc.'s plan to buy nearly two dozen of Disney's regional sports networks that were formerly owned by Fox is set for the same fate as Sinclair's failed combination with Tribune Media.

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EMPLOYMENT

Calif. Truckers' Wage Action Trimmed Under DOT Rules

A California federal judge trimmed a certified class action alleging U.S. Xpress Enterprises Inc. denied truck drivers proper wages and meal and rest breaks, saying the U.S. Department of Transportation recently determined that federal regulations trump California's meal and rest break rules.

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COMPETITION

CVS-Aetna Settlement Testimony To Last More Than 19 Hours

Witness testimony is expected to last well over 19 hours in the unprecedented mini-trial over the settlement terms the Department of Justice imposed when it cleared CVS' $69 billion acquisition of Aetna, according to witness lists submitted by the parties Friday.

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GOVERNMENT CONTRACTS

GAO Tells Agencies To Keep Better Track Of Cloud Savings

Federal agencies have saved millions of dollars by using cloud services, but they need to do a better job tracking and reporting the exact amounts that they're saving, according to a report released Monday by the U.S. Government Accountability Office.

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TAX

NY, NJ AGs Sue To Release Tax-Exempt Donor Policy Docs

New York and New Jersey's attorneys general sued the U.S. Department of the Treasury in federal court Monday, saying it failed to respond to a document request on the decision to relax donor reporting requirements for some tax-exempt groups.

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Mnuchin Refuses To Hand Over Trump's Tax Returns

Treasury Secretary Steven Mnuchin on Monday said he would not turn over President Donald Trump's tax returns to the chairman of the House tax panel, as the U.S. Department of Justice had determined that the request was illegitimate.

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IMMIGRATION

RD Legal Funding LLC
Seal Software Ltd.
Sierra Club
Sinclair Broadcast Group Inc.
Societe Generale
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The Walt Disney Co.
The Wireless Internet Service Providers Association
Tribune Media Co.
Twitter Inc.
U.S. Xpress Enterprises Inc.
United States Telecom Association
WellCare Health Plans Inc.

GOVERNMENT AGENCIES

Arizona Attorney General's Office
Army Corps of Engineers
Bureau of Alcohol and Tobacco Tax and Trade
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
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Executive Office of the President
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Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Motor Carrier Safety Administration
Federal Trade Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
Internal Revenue Service
National Economic Council
Navajo Nation
New Jersey Attorney General's Office
New York Attorney General's Office
Office of Federal Contract Compliance Programs

DHS To Add 30K H-2B Temporary Worker Visas

The Trump administration has authorized 30,000 additional H-2B visas for temporary workers until the end of September, the U.S. Department of Homeland Security said Monday.

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Trump Taps Obama Border Patrol Chief For ICE Director

President Donald Trump announced Sunday that he has nominated Mark Morgan, who served as Border Patrol chief in the final days of the Obama administration, to be the new director of U.S. Immigration and Customs Enforcement after vowing to take the agency in a “tougher direction.”

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Advocates Defend Bid To Block Use Of DOD Funds For Wall

Advocacy groups have urged a California federal court to grant their motion for a preliminary injunction that would block the U.S. Department of Defense from repurposing its funds to build President Donald Trump’s long-promised wall along the southern border.

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Construction Cos.' Suit Over Denied H-2B Visas Tossed

A D.C. federal court has axed a lawsuit brought against the U.S. Department of Labor by several landscaping and construction companies after their bids to hire temporary migrant workers under the H-2B visa program were denied, finding the suit is now moot.

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NATIVE AMERICAN

Suit Over Indian Child Welfare Act Still Viable, Justices Told

Several sets of adoptive parents urged the U.S. Supreme Court on Friday to hear their bid to revive a proposed class action alleging that parts of the Indian Child Welfare Act are racially discriminatory, saying there's a circuit split over whether civil rights claims should survive when an injunction is no longer needed.

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TELECOMMUNICATIONS

House Proposes Requiring Cos. To Report Beneficial Owners

The U.S. House has introduced bipartisan legislation that would require companies to list their beneficial owners when they are created, part of an effort to nix anonymous shell companies and aid law enforcement against illicit money laundering and tax evasion.

Read full article »

NCTA Says Its Broadband Mapping Plan Is Quickest

Television and internet trade group NCTA on Friday hit back against a coalition of industry groups that called its plan to revamp the country’s debilitated broadband service map overly vague, telling the Federal Communications Commission that its proposal actually offers the fastest solution.

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U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
Vermont Natural Resources Agency

EXPERT ANALYSIS

How Paycheck Fairness Act Would Bolster US Equal Pay Law

While the Paycheck Fairness Act — which recently passed in the House — is unlikely to become law anytime soon, employers would do well to comply with the spirit of the pay disparity and salary history inquiry provisions, says Jennifer Queliz of Cozen O'Connor.

Read full article »

FCA Challenge Poses 2 Potential Questions For Justices

If the U.S. Supreme Court accepts Intermountain Healthcare v. U.S., it is unlikely to consider the constitutional challenge to the False Claims Act, but may address the Tenth Circuit's incorrect analysis of how Federal Rule of Civil Procedure 9(b) should apply to FCA cases, says Laurence Freedman of Mintz.

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Remaining CBD Hurdles For Food And Drink Manufacturers

Despite market interest in cannabidiol-infused food and beverages, the Alcohol and Tobacco Tax and Trade Bureau and the U.S. Food and Drug Administration have both been clear that CBD remains a prohibited ingredient — leaving tension between the 2018 Farm Bill and the FDA's charge to assure public health, says Alva Mather of DLA Piper.

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LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Berger's H. Laddie Montague Jr.

It was 1989, and just as soon as the tanker Exxon Valdez slammed into the shoals of Bligh Reef, spewing oil into the depths of Alaska's Prince William Sound, a sprawling class of the injured was born in one of U.S. history's worst energy-sector disasters.

Read full article »

Ex-Platinum Boss Jailed Over Altercation With Prosecutor

A New York federal judge revoked Platinum Partners co-founder Mark Nordlicht's bail on Monday in the wake of an allegedly curse-filled and intimidating encounter the former hedge fund executive had last week with one of the prosecutors in his securities fraud trial.

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Drinker Biddle's Andrew Kassner Notches 2nd Chairman Term

Drinker Biddle & Reath LLP's chairman and CEO Andrew Kassner will serve a second four-year term as chairman, the firm announced Monday.

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Legal Tech Download: Industry Investments Reach $1B

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at six recent developments.

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Interview

15 Minutes With Checkr's General Counsel

To Irene Liu, the GC at background screening company Checkr, the most rewarding part of being an attorney is often being the only leader with a law degree sitting around

an executive table. Here, she explains how her government background has prepared her for spotting regulatory issues and how Checkr inspires trust in its customers.

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COMPANIES

Sierra Club
Organisation for Economic Co-operation and Development
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Aetna Inc.
Alabama Power Co.
Ameren Corp.
American Civil Liberties Union
American Hospital Association
American Medical Association Inc.
American Trucking Associations Inc.
BioScrip Inc.
Black Elk Energy LLC
CVS Health Corp.
Consumer Action
DTE Energy Co.
Deloitte Touche
Dominion Energy Inc.
Duke Energy Corp.
Ennis Inc.
Environmental Defense Fund Inc.
Environmental Integrity Project
Equifax Inc.
Exterro Inc.
Georgia Power Co.
Gulf Oil Limited Partnership
Intermountain Healthcare Inc.
International Brotherhood of Teamsters
Mississippi Power Co.
NBCUniversal Inc.
National Association of Professional Background Screeners
National Rifle Association of America
PHH Corporation
Platinum Partners LP
Professional Footballers Association Enterprises Ltd.
RD Legal Funding LLC
Seal Software Ltd.
Sinclair Broadcast Group Inc.
Societe Generale
The Southern Company Inc.
The Walt Disney Co.
The Wireless Internet Service Providers Association
Tribune Media Co.
Twitter Inc.
U.S. Xpress Enterprises Inc.
United States Telecom Association
WellCare Health Plans Inc.

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U.S. Supreme Court
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U.S. Department of the Treasury
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Executive Office of the President
Internal Revenue Service
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Labor
U.S. Environmental Protection Agency
Arizona Attorney General's Office
Army Corps of Engineers
Bureau of Alcohol and Tobacco Tax and Trade
Bureau of Indian Affairs
Bureau of Labor Statistics
Consumer Financial Protection Bureau
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Motor Carrier Safety Administration
Financial Crimes Enforcement Network
Food and Drug Administration
Gila River Indian Community
Government Accountability Office
National Economic Council
Navajo Nation
New Jersey Attorney General's Office
New York Attorney General's Office
Office of Federal Contract Compliance Programs
Securities and Exchange Commission
Social Security Administration
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of Transportation
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Sent: Fri 5/20/2016 10:10:45 PM
Subject: [Marketing Mail] No More "Carding" At ATMs-plus Blockchain special focus

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CASH ON WHEELS

What's next? Drone-delivered cash?

American banks have tried mobile ATMs and similar remote transaction caper, but Poland's Idea Bank has gone that idea one better. Its mobile cash machine can be summoned by smart device app. (And you thought we were going to say, "It's the Uber of banking.") Read more

BLOCKCHAIN REPORT 1

Blockchain, alchemy, and invoking Tolkien

Speeding up securities processing through the blockchain may ultimately mean rethinking flowthrough. A panel of experts sorted out technology and industry cultural issues, but one speaker said ultimately teenagers may have a voice. Read more

BLOCKCHAIN REPORT 2

Blockchain regulatory talk turns to innovation

These days when you discuss how to pull fintech under the regulators' tent you can't help but turn over the other side of the "coin"—namely that rules could make the U.S. less competitive. Two key figures debated this at a recent industry conference. Read more

BEYOND THE BANK

Perils of not being in "real time"

You may think your bank does business in "real time," but maybe you don't do so, warns Dan Fisher. Real-time banking isn't just for the cool—it makes a difference in fighting fraud. Read more

MAKING SENSE OF IT ALL

Innovative bank can't run on legacy tech

In the seeming wink of an eye, industry observers already are referring to "legacy online and mobile banking systems." Tech's pace can be dizzying, says John Ginovsky, but you can't afford to fall behind or look back. Read more

ON-DEMAND WEBINAR

EMV: The beginning was just the beginning

The full implementation of EMV card technology is far from complete, and many questions remain. This one-hour webinar sponsored by CPI Card Group offers answers. Read more

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BLOCKCHAIN REPORT 3

Like blockchain? Will you love "Fedcoin"?

Bitcoin, building on blockchain technology, is a stateless digital currency. But some think the biggest players in blockchain-based "coin" may be governments. One theoretical currency that's been debated is "Fedcoin," a completely unofficial currency … so far. Read more

NEW WRINKLES IN ATMS

No more getting carded at the ATM

No need to carry your debit card soon at many BofA ATMs. The bank has introduced cardless transactions, relying on Android smart device technology. Read more

STRATEGIC PLANNING

12 key definitions in advanced analytics

As your bank looks further into more sophisticated analyses and "what if" scenarios, don't get lost in the jargon. Consultant Steve Simpson of Saggezza defines a dozen important terms in the second part of a three-part series. Read more

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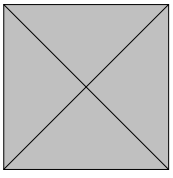

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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

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How many selfies has your bank been in?

"*You can't let anyone else get in the way of you doing what you know is right*"—**George Blankenship**, on criticism after his first two Apple Stores opened Read more

Incentive-pay proposal applies to banks $1 billion and up

Six federal agencies are inviting public comment on a proposed rule to prohibit incentive-based compensation arrangements that encourage inappropriate risks at covered financial institutions. The deadline for comments on the proposed rule is July 22.

Section 956 of the Dodd-Frank Act required the agencies to jointly prescribe such regulations or guidelines. The proposed rules would apply to covered financial institutions with total assets of $1 billion or more. The larger the bank the more stringent the rules. Read more

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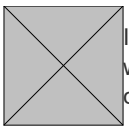

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424c507cc908d51a599ef6%7Ccbb7351c52c84a0d93450df836113a96%7C0%7C0%7C636443894592682123&sdata=F9yDAo5MtZvZ%2BOBb0QI7f8ElrHAXdqkbEObLraferaA%3D&reserved=0.

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Fax: 001-267-941-1055, response should be received within 10-12 working days.

Voting in U.S. Elections:
For information on voting in a U.S. election check the website https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Fwww.fvap.gov&data=02%7C01%7Ccgoodman%40lasvegasnevada.gov%7Cb1acbd4b93424c507cc908d51a599ef6%7Ccbb7351c52c84a0d93450df836113a96%7C0%7C0%7C636443894592682123&sdata=m5Pmp8hrSd3iwq%2FtxwkCz9Yq98Lpvp1XT6kv7QbEc4k%3D&reserved=0.

Email Updates:
The Consulate General provides updates to citizens vis an email distribution list. If you wish to register for these updates please send an email to edinburgh-updates@state.gov with the words "sign me up for announcements" in the subject line.

Internet Scams and Diversity Lottery Fraud:
For information about internet scams please read https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Flondon.usembassy.gov%2Fcons_news%2Facs%2Fscs%2Finternet_scams.html&data=02%7C01%7Ccgoodman%40lasvegasnevada.gov%7Cb1acbd4b93424c507cc908d51a599ef6%7Ccbb7351c52c84a0d93450df836113a96%7C0%7C0%7C636443894592682123&sdata=NgB%2BHR0%2BzNkFhP38%2FYSn04vIawIhsABWMEmC6yvqSSk%3D&reserved=0.
For information about internet fraud relating to members of the U.S. Armed Forces please read https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Flondon.usembassy.gov%2Fdao%2Finternet_fraud.html&data=02%7C01%7Ccgoodman%40lasvegasnevada.gov%7Cb1acbd4b93424c507cc908d51a599ef6%7Ccbb7351c52c84a0d93450df836113a96%7C0%7C0%7C636443894592682123&sdata=Aih8AV4x43QRSrK2v%2FnYQ8pb3P9Lw7n2UjIRlpSXfvU%3D&reserved=0.

If you have received an email saying you have been successful in the Diversity Visa Lottery please read https://na01.safelinks.protection.outlook.com/?url=http%3A%2F%2Ftravel.state.gov%2Fcontent%2Fvisas%2Fenglish%2Fgeneral%2Ffraud.html&data=02%7C01%7Ccgoodman%40lasvegasnevada.gov%7Cb1acbd4b93424c507cc908d51a599ef6%7Ccbb7351c52c84a0d93450df836113a96%7C0%7C0%7C636443894592682123&sdata=sAnladRl%2F4uSTx3nbrN%2FM98UuXxZA1ikFhfz0mWLbac%3D&reserved=0.

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From: Public Policy Law360
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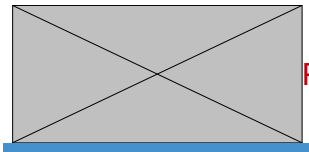

PUBLIC POLICY.

Law360's Exclusive Interviews With The Supreme Court

Catch up on our chats with sitting and retired justices

Monday, July 17, 2017

RISING STARS

Law360 Names Top Attorneys Under 40

We're pleased to announce Law360's Rising Stars for 2017, our list of 156 attorneys under 40 whose legal accomplishments transcend their age. Read more »

TOP NEWS

Analysis

Wait To Confirm Trump's Antitrust Chief Longest In 40 Years

It has taken longer for the administration of President Donald Trump to get its top antitrust lawyer in place at the U.S. Department of Justice than any since President Jimmy Carter, leaving the division running at a limited clip some six months into Trump's tenure. Read more »

House Passes $696B Defense Reform, Authorization Bill

The House of Representatives passed a $696 billion authorization bill for the U.S. Department of Defense on Friday, a measure that blows past President Donald Trump's requested funding for troops, ships and aircraft in 2018. Read more »

3 BigLaw Partners Among 3rd Wave Of Trump US Atty Picks

President Donald Trump on Friday made six new picks to fill U.S. attorney openings — including partners from Winston & Strawn LLP, Husch Blackwell LLP and Williams Mullen — in a third wave of nominations. Read more »

Hogan Lovells Partner To Represent Trump In Russia Probe

President Donald Trump has beefed up his legal team as the probe into Russia's interference in the U.S. election continues, according to a report Friday that said Hogan Lovells partner Ty Cobb will join the president's team of lawyers. Read more »

Grandparents Exempt From Trump Travel Ban: Hawaii Court

A Hawaii federal court on Thursday broadened the definition of which "extended" family members may come to the U.S. under President Donald Trump's travel ban, partially rejecting U.S. Department of State guidance that blocked grandparents and grandchildren. Read more »

Dems Query Russian Atty's Role In Deal With Feds

House Democrats are seeking information on the role a Russian attorney under

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Cadwalader Wickersham
Caldwell Cassady
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Cohen Milstein
Cooley
Covington & Burling
Cowan DeBaets
Cozen O'Connor
Cravath Swaine
Crowell & Moring
DLA Piper
Davis Polk
Davis Wright Tremaine

scrutiny for meeting with Donald Trump Jr. played in Manhattan federal prosecutors' asset forfeiture case that was linked to a $230 million Russian tax fraud scheme and settled just before trial. Read more »

5 Issues To Watch In The Texas Special Session

When the Texas Legislature reconvenes July 18 for a special session, lawmakers will first debate keeping intact several key state boards that oversee the medical industry, then wrestle with a controversial transgender bathroom bill that has drawn the opposition of major corporations. Here are five issues to watch as the Legislature's special session gets underway. Read more »

BANKING & SECURITIES

CFPB Looks To Ease Small Banks' Line-Of-Credit Reporting

The Consumer Financial Protection Bureau issued a proposed change Friday to a mortgage rule that would allow most community banks and credit unions to escape reporting on home equity lines of credit. Read more »

Democratic Lawmakers Urge Mnuchin To Push IRA Alternative

Five high-ranking Democratic lawmakers on Friday sent a letter to U.S. Department of the Treasury Secretary Steven Mnuchin urging him to support an Obama-era program that helps workers without access to an employer-sponsored retirement account or a private sector plan save for their post-work years. Read more »

ENERGY & ENVIRONMENTAL

Hudson Tunnel Draft EIS Could Spur More Expedited Reviews

The federal government’s swift completion of the draft environmental review for the highly anticipated $13 billion Hudson Tunnel Project for New York and New Jersey is a welcome sign that officials are delivering on promises to more quickly vet crucial infrastructure projects and shave years off construction timelines. Read more »

DC Circ. Gives EPA 2-Week Delay On Methane Mandate

A D.C. Circuit panel on Thursday agreed to delay for two weeks the issuance of a mandate requiring the U.S. Environmental Protection Agency to lift a stay on portions of methane regulations for new oil and gas infrastructure, saying it wants to give the agency time to decide on how to respond. Read more »

HEALTH & LIFE SCIENCES

Restaurants, Convenience Stores Fight NYC Menu Labeling

Several restaurant and convenience-store trade groups filed a lawsuit in New York federal court on Friday against the city’s health and consumer affairs departments, challenging their enforcement of menu-labeling standards as premature and preempted by federal law. Read more »

IP & TECHNOLOGY

Analysis

A Look At Some Potential Picks For USPTO Director

Following last month’s resignation of U.S. Patent and Trademark Office Director Michelle Lee, the Trump administration is in the midst of a search for a new leader for the office. Here’s a look at some of the possible candidates and what attorneys say they would bring to the table. Read more »

TRANSPORTATION & INFRASTRUCTURE

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Faegre Baker
Farella Braun
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Fragomen Del Rey
Freshfields
Fried Frank
Gibson Dunn
Goldberg Segalla
Goldman Ismail
Goodwin
Greenberg Traurig
Hausfeld
Hilder & Associates
Hogan Lovells
Holland & Knight
Hughes Hubbard
Husch Blackwell
Intellectual Property Law Group
Irell & Manella
Jackson Walker
Jenner & Block
Jones Day
Kasowitz Benson
Katten Muchin
Kelley Drye
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Kramer Levin
Latham & Watkins
Lieff Cabraser
Locke Lord
Manatt Phelps
Mayer Brown
Michael Best
Mitchell Silberberg
Morgan Lewis
Morris Nichols
Morrison & Foerster
Morvillo Abramowitz
Munsch Hardt
Norton Rose Fulbright
Nossaman LLP
Nutter McClennen
O'Melveny & Myers
Oblon

INSURANCE

US Set To Sign Bilateral Insurance Pact With EU

U.S. authorities said Friday they intend to sign an agreement with the European Union designed to harmonize trans-Atlantic insurance and reinsurance rules by eliminating regulatory barriers and axing collateral requirements for EU reinsurers doing business in the U.S. Read more »

REAL ESTATE

CORRECTED: Pa. Judge Clears Path For Sunoco Eminent Domain Appeal

A Pennsylvania judge said Wednesday she would not allow Sunoco Inc. to immediately appeal a decision rejecting the company's efforts to nix a lawsuit challenging its ability to use eminent domain to seize rights-of-way for the controversial Mariner East 2 natural gas pipeline. *Correction: A previous version of this article indicated that Sunoco's bid for an appeal had been denied. The error has been corrected.* Read more »

COMPETITION

Consumer Groups Urge Caution On AT&T, Time Warner Deal

More than a dozen consumer advocacy groups on Thursday urged Attorney General Jeff Sessions to thoroughly review AT&T's proposed $85 billion acquisition of Time Warner, cautioning that the deal would be harmful to consumers by stifling innovation and raising prices. Read more »

PRIVACY & CYBERSECURITY

UK Privacy Watchdog Annual Report Reflects Focus On Future

The head of the U.K.'s privacy watchdog released her first annual report Thursday, saying the office has been looking to the future of data protection, including the European Union's looming General Data Protection Regulation, through moves like launching an education program for both key players and the public. Read more »

AEROSPACE & DEFENSE

DOD Watchdog Says Fixing Pending Issues Could Save $34B

A U.S. Department of Defense watchdog issued a compendium of its outstanding recommendations Thursday, saying, if implemented, the DOD could save $33.6 billion and improve the effectiveness of its operations. Read more »

Navy Needs To Improve Ship Quality Controls, GAO Says

The U.S. Navy needs to make policy changes to improve the quality of ships it provides its fleets, with ships often delivered with defects and other quality issues that affect the vessels' reliability and usability, the U.S. Government Accountability Office said Thursday. Read more »

INTERNATIONAL TRADE

WTO Members Lay Down Markers For New E-Commerce Talks

A handful of World Trade Organization members came forward Friday with proposals to begin a meaningful dialogue on new e-commerce trade rules, as they continue their mad dash to wrap together a package of agreements in time for December's ministerial summit. Read more »

Orrick Herrington
Paley Rothman
Paul Weiss
Pillsbury Winthrop
Polsinelli
Quinn Emanuel
Reed Smith
Richards Layton
Robbins Geller
Ropes & Gray
Sanford Heisler
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Simpson Thacher
Skadden
Steptoe & Johnson LLP
Sullivan & Cromwell
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Weil Gotshal
White & Case
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COMPANIES

3M Company
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AT&T Inc.
American Bankers Association
American Bar Association
American Red Cross
Ariosa Diagnostics Inc.
Bayer AG
Broadcast Music Inc.
Cisco Systems Inc.
Consumer Action
Council for Global Immigration
EchoStar Corporation
Environmental Defense Fund Inc.
FTI Consulting Inc.
Florida Bar Association
Food Marketing Institute
Google Inc.
Home Box Office Inc.
IP Owners Association
Johnson & Johnson

Bankers Push Trump For New Market Access In China

A group of influential bankers, insurers and other financial service providers began exerting pressure on the Trump administration to pry open China's market to foreign capital Thursday, saying that a looming bilateral summit is the perfect forum to improve their access to Beijing. Read more »

TAX

DC Circ. Tosses Suit Over IRS Offshore Income Program

Six taxpayers seeking to switch between two IRS disclosure programs for reporting offshore income lost their appeal to upend transition rules between the programs when the D.C. Circuit agreed on Friday that a lower federal court lacked the power to resolve their claims. Read more »

Moody's Warns Challenges Ahead For Ill. Despite Budget

Two days after Standard & Poor's announced it would not lower Illinois' credit rating to junk status, Moody's Investors Service on Friday said the state is still under review for a downgrade, even after the legislature overrode Gov. Bruce Rauner to deliver the state's first budget in over two years. Read more »

IMMIGRATION

Analysis

Immigration Policy To Watch In The 2nd Half Of 2017

The Trump administration has laid the groundwork for an active slate of immigration policy in the second half of the year, including moves on H-1B visas, mandatory E-Verify and the possible revocation of DACA. Here, Law360 takes a look at these and other regulatory changes to watch in the back half of 2017. Read more »

US Refugee Admissions Hit Trump's 50,000 Fiscal Year Cap

U.S. refugee admissions surpassed the Trump administration's 50,000 cap, according to U.S. Department of State data, barring further entry to those without "bona fide" connections to the U.S. Read more »

NATIVE AMERICAN

House Panel OKs Tribal Justice Programs Funding Fix

The House Appropriations Committee on Thursday approved an amendment to an appropriations bill to restore funding for Native American tribal justice programs after a "mistake" in last year's appropriations bill cut that funding by 40 percent, according to a statement from the amendment's co-sponsors. Read more »

PEOPLE

Health Hires: Cozen O'Connor, King & Spalding, West Health

Cozen O'Connor has boosted its life sciences practice with a former Reed Smith LLP attorney, King & Spalding LLP has grown its health care practice with an attorney from Polsinelli PC, and West Health has named a new general counsel from a regional American Red Cross. Read more »

EXPERT ANALYSIS

New Chance To Bypass DMCA Copyright Circumvention Ban

The U.S. Copyright Office recently initiated its seventh triennial rulemaking proceeding to evaluate proposed exemptions to the anti-circumvention provision in the Digital Millennium Copyright Act. With each passing cycle, the proceeding has

LegalZoom.com Inc.
Life Partners Holdings Inc.
Lockheed Martin
Monsanto Company
Moody's Corporation
Motorola Mobility LLC
NJ Transit Corp.
National Association of Convenience Stores
National Association of Insurance Commissioners
National Congress of American Indians
National Restaurant Association
Natural Resources Defense Council
New York University
Nidec Motor Corp.
North Carolina State Bar
Petrobras
S&P Global Inc.
Sequenom, Inc.
Sierra Club
Spotify Technology SA
Sunoco
T-Mobile USA Inc.
TBS International Limited
The Boeing Company
The DIRECTV Group, Inc.
The Spectranetics Corporation
TiVo Corp.
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
Verizon Communications
Warner Bros.
West Health

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Chickasaw Nation
Consumer Financial Protection Bureau
Council on Environmental Quality
Defense Contract Audit Agency
Department of Commerce
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Highway Administration
Federal Railroad Administration

grown in interest, participation and complexity, say Jacqueline Charlesworth, former general counsel of the Copyright Office, and Michelle Choe of Covington & Burling LLP. Read more »

Using The Inevitable Disclosure Doctrine In DTSA Cases

In its recent decision in Molon Motor & Coil v. Nidec Motor, an Illinois federal court opened the door for applying the inevitable disclosure doctrine to claims under the Defend Trade Secrets Act — at least in the context of a motion to dismiss at the outset of a case, say Robert Duda Jr. and Terry Smith of Smith O'Callaghan & White. Read more »

2 Bills Would Help Level Playing Field For Tribal Governments

Notwithstanding the fact that Indian tribal governments are recognized sovereign entities by the United States, they are frequently treated less favorably than their state and local government counterparts. This is particularly true with respect to their tax treatment under IRS rulings and the Internal Revenue Code. In the past month, however, Congress has introduced two bills that promote parity for tribal governments, say members of Holland & Knight LLP. Read more »

Opinion

Trump's Immigration Policy Won't Help Construction Industry

It's believed that instead of increasing job opportunities and benefiting the overall economy, the current administration's immigration plans will, unfortunately, result in higher construction costs and lower productivity. There has to be a balance between the needs of our society and the benefits gained by use of immigrant labor, says Conrad Lazo of Becker & Poliakoff. Read more »

LEGAL INDUSTRY

Analysis

Trump Atty's Nasty Emails Unlikely To Draw Sanction

President Donald Trump's attorney Marc Kasowitz unleashed a torrent of negative publicity and reportedly garnered the attention of the FBI when he wrote a series of belligerent, profane emails that went public Thursday afternoon, but bad press is probably as far as the mess will go, experts say. Read more »

Analysis

Judge Sharp Reflects On His Exit From The Bench

Stepping down from his lifetime appointment as chief judge in the Middle District of Tennessee to return to private practice was a complicated decision for former Judge Kevin Sharp, who told Law360 in an exclusive interview that his dissatisfaction with having to impose mandatory minimum sentences and his belief that he could have a greater social impact as a private practitioner each played a role in his leaving the black robe behind. Read more »

Analysis

Avvo Ruling Belies Wider Acceptance For Online Legal Cos.

A New Jersey decision that lawyers working through Avvo, Rocket Lawyer and LegalZoom violate attorney ethics rules likely won't be the last regulatory speed bump for those legal services companies, but there is a growing belief in the bar and courts that such "connector" services have legitimate roles in the legal market. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

Law360's Pro Say Podcast: Lateral Vetting & Monkey Selfie

On the latest episode of Law360's Pro Say podcast, the team discusses how tough it can be to vet new lateral hires, a contentious music trial involving Quincy Jones and the Michael Jackson estate, a federal regulation that could lead to more class action suits against banks, and some monkey business over a jungle selfie. Read more »

Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Railroad Passenger Corporation
National Telecommunications and Information Administration
New York City Department of Health and Mental Hygiene
New York State Assembly
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
Social Security Administration
Texas Legislature
U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Navy
U.S. Patent and Trademark Office
U.S. Supreme Court
World Trade Organization

My Strangest Day(s) In Court: The Life Partners Bankruptcy

The bankruptcy courtroom was filled with interested investors. They hung on every argument and every word of testimony. When Life Partners management argued that the allegedly fraudulent business model worked just fine, they cheered, recalls Joseph Wielebinski of Munsch Hardt Kopf & Harr PC. Read more »

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Freshfields
Fried Frank
Gibson Dunn
Goldberg Segalla
Goldman Ismail
Greenberg Traurig
Hausfeld
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Hughes Hubbard
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Irell & Manella
Jackson Walker
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Michael Best
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Bayer AG
Broadcast Music Inc.
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Council for Global Immigration
EchoStar Corporation
Environmental Defense Fund Inc.
FTI Consulting Inc.
Florida Bar Association
Food Marketing Institute
Google Inc.
Home Box Office Inc.
IP Owners Association
Johnson & Johnson
LegalZoom.com Inc.
Life Partners Holdings Inc.
Lockheed Martin
Monsanto Company
Moody's Corporation
Motorola Mobility LLC
NJ Transit Corp.
National Association of Convenience Stores
National Association of Insurance Commissioners
National Restaurant Association
Natural Resources Defense Council
New York University
Nidec Motor Corp.

North Carolina State Bar
Petrobras
S&P Global Inc.
Sequenom, Inc.
Sierra Club
Spotify Technology SA
Sunoco
T-Mobile USA Inc.
TBS International Limited
The Boeing Company
The DIRECTV Group, Inc.
The Spectranetics Corporation
TiVo Corp.
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
Verizon Communications
Warner Bros.
West Health

GOVERNMENT AGENCIES

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Federal Bureau of Investigation
U.S. Department of the Treasury
U.S. Supreme Court
Consumer Financial Protection Bureau
European Union
Executive Office of the President
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of State
World Trade Organization
Bureau of Citizenship and Immigration Services
Chickasaw Nation
Council on Environmental Quality
Defense Contract Audit Agency
Department of Commerce
Federal Communications Commission
Federal Highway Administration
Federal Railroad Administration
National Railroad Passenger Corporation
National Telecommunications and Information Administration
New York City Department of Health and Mental Hygiene
New York State Assembly
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Social Security Administration
Texas Legislature

U.S. Attorney's Office
U.S. Copyright Office
U.S. Department of Labor
U.S. Department of Transportation
U.S. Environmental Protection Agency
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U.S. Patent and Trademark Office

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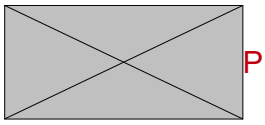
From: Public Policy Law360
Sent: Tue 4/5/2016 8:13:37 AM
Subject: [Marketing Mail] High Court Says All Residents Can Count For Redistricting



PUBLIC POLICY

Tuesday, April 5, 2016

TOP NEWS

High Court Says All Residents Can Count For Redistricting

The Supreme Court decided unanimously on Monday that when drawing legislative districts of equal population, states have the option of counting all residents, not just those eligible to vote, rejecting a challenge from two Texas residents that some worried would marginalize communities with large immigrant populations.

Senate Passes Bill For Federal Trade Secrets Protection

The U.S. Senate on Monday unanimously passed the Defend Trade Secrets Act, a bill that would bring legal protections for trade secrets in line with other intellectual property by allowing civil lawsuits seeking to enforce trade secrets to be filed in federal court.

IRS Proposes Rules To Target Inversion Earnings Stripping

The IRS made good Monday on its promises to write regulations to discourage companies from moving their headquarters overseas to avoid U.S. taxes and proposed additional measures to address so-called earnings stripping following an inversion.

EU 'Privacy Shield' Will Endure After Obama, Official Says

A U.S. Department of Commerce official on Monday sought to ease fears that the new trans-Atlantic “Privacy Shield” data transfer deal wouldn’t survive the upcoming administration change, but representatives from multinational companies including Facebook continued to worry that the stability of the pact was far from assured.

Feds Insist Arnold & Porter Has Conflict With Senator's Pal

Federal prosecutors reiterated Friday that Arnold & Porter LLP may need to be disqualified from representing a Florida doctor — separately charged with bribing Sen. Robert Menendez, D-N.J. — in a Medicare fraud case, for potentially advising the doctor in the debatably illegal conduct.

ANALYSIS

JOBS Act's Lift Of Ad Ban Gains Traction With Small Cos.

Four years since Congress passed the Jumpstart Our Business Startups Act, a work in progress that aims to expand capital-raising options for smaller companies, attorneys says the law's lifting of advertising bans for certain private placements is finally beginning to gain traction with issuers, while changes under the law's Regulation A-Plus have yet to make much of an impact.

Law360's Environmental Disaster Survival Guide: The Crisis

You've worked with your clients to make sure their practices are safe and comply with environmental laws, but sometimes even the best laid plans can't stop a disaster from occurring. Here, in part two of a series, Law360 offers tips to help

LAW FIRMS

Acosta
Akin Gump
Andrews Kurth
Arnold & Porter
Arnstein & Lehr
Axinn Veltrop
BakerHostetler
Ballard Spahr
Beveridge & Diamond
Blank Rome
Clarick Gueron
Consovoy McCarthy
Covington & Burling
Cullen Weston
Davis Graham
Davis Polk
Day Pitney
Dechert
Dewey & LeBoeuf
Dickstein Shapiro
Dorsey & Whitney
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Farney Daniels
Fisher & Phillips
Fredericks Peebles
Gibson Dunn
GrayRobinson
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Hunton & Williams
Katten Muchin
Kelley Drye
Kenyon & Kenyon
Kirkland & Ellis
Kobre & Kim
Kornstein Veisz
Locke Lord
McKool Smith
Norton Rose Fulbright

attorneys when they get the call that an environmental crisis is underway.

NY Family Leave Policy Could Gain Momentum In Other States

New York Gov. Andrew Cuomo signed into law Monday the nation's most comprehensive family leave program, which allows workers to take 12 weeks to care for newborn children or seriously ill family members, legislation experts say could fuel efforts in other cities and states to offer similar benefits.

BANKING & SECURITIES

EU Sticks With Open Access For Exchange-Traded Derivatives

Europe's securities watchdog said Monday it has determined exchange-traded derivatives should not be temporarily excluded from open access to the central counterparties and trading venues set to be established by new regulatory standards aimed at bringing transparency and greater oversight to the markets.

Creditors Sue For Puerto Rico Gov't Bank Withdrawal Freeze

Hedge funds holding Puerto Rico Government Development Bank bonds filed suit to stop the bank from distributing money to creditors in federal court Monday, alleging the insolvent bank is being used to "prop up" the debt-stricken commonwealth's finances at its creditors' expense.

ENERGY & ENVIRONMENTAL

Ruffled Nevada Seeks Quick Win In Sage-Grouse Habitat Spat

The state of Nevada and others looking to block a federal effort to help preserve greater sage-grouse habitat asked a federal judge to end the case in their favor, saying the government ignored the public and broke the law in developing its plans.

Maryland Law Forces 40% Greenhouse Gas Cut By 2030

Maryland Republican Gov. Larry Hogan on Monday signed into law a bill requiring a 40 percent reduction in greenhouse gas emissions statewide by 2030, upping the state's previous goal of a 25 percent reduction.

HEALTH & LIFE SCIENCES

Feds Trim Pay Boost For Medicare Advantage In 2017

Federal regulators on Monday finalized Medicare Advantage policies for 2017, delivering slightly less money to insurers than initially expected, tweaking payment policies for high-cost enrollees and adopting changes to employer-backed retiree plans.

Wisconsin Asks Supreme Court To Review Abortion Law

The state of Wisconsin has asked the U.S. Supreme Court to review the Seventh Circuit's rejection of a law requiring doctors performing abortions to have admitting privileges at local hospitals, arguing that it differs from a similar Texas case that the justices are already considering because physicians haven't had trouble complying.

5th Circ. Won't Rethink Aetna Win In $73M Late-Payment Row

The Fifth Circuit on Friday rejected a Texas hospital network's bid to undo a February panel ruling blocking it and another health-care provider from pursuing $73 million in late payment penalties from Aetna Life Insurance Co.

TRANSPORTATION & INFRASTRUCTURE

Novak Druce
Olshan Frome Wolosky
Paul Hastings
Perkins Coie
Polsinelli
Proskauer Rose
Quinn Emanuel
Reed Smith
Rosenberg & Estis
Rutan & Tucker
Schulte Roth
Seyfarth Shaw
Shook Hardy
Sidley Austin
Simmons & Simmons
Squire Patton Boggs
Stroock & Stroock
Vinson & Elkins
Wachtell Lipton
Watts Guerra
Williams Porter
Wilson Sonsini
Wollmuth Maher

COMPANIES

AT&T Inc.
Aetna Inc.
America's Health Insurance Plans
American Civil Liberties Union
American Petroleum Institute Inc.
Anthem Inc.
Apple Inc.
BlueCross BlueShield of Texas
BlueMountain Capital Management LLC
Brigade Capital Management LLC
Burger King Holdings Inc.
CTIA
Chicago Cubs
Children's Defense Fund
Claren Road Asset Management LLC
Computing Technology Industry Association
Facebook
FedEx Corporation
Federation Internationale de Football Association
Franklin Resources Inc.
Health Care Service Corp.
Major League Baseball Inc.
Major League Baseball Players Association

Fla. Gov. Signs Far-Reaching Transportation Financing Bill

Florida Gov. Rick Scott signed a major transportation bill into law Monday including provisions that boost funds for port infrastructure, establish regulations for self-driving car development, create a new financing corporation for major projects and assist small businesses in competing for contracts.

EMPLOYMENT

Calif., NY Govs. Sign Laws Upping Minimum Wage To $15

The governors of California and New York both signed legislation Monday requiring employers to gradually hike the minimum wage in their states to $15 per hour, with both saying the boosts were about “economic justice.”

Former Garland Clerks Urge High Court Confirmation

A group of 68 former law clerks for D.C. Circuit Chief Judge Merrick Garland sent a letter to U.S. Senate leaders Monday, expressing their admiration for the judge and urging that his nomination for the U.S. Supreme Court be quickly confirmed.

PRIVACY & CONSUMER PROTECTION

CFPB Enforcement Chief Defends Money Penalty Process

The head of the Consumer Financial Protection Bureau’s enforcement efforts on Monday said that although the bureau does not have a set civil money penalty matrix like other regulators, the bureau does have a defined method for determining how much companies should pay in enforcement actions.

7th Circ. Hints Cubs Mag Publisher's Sales Aren't Free Speech

A panel of Seventh Circuit judges expressed skepticism Monday at arguments presented by a publisher who says his free speech rights were violated when he was booted from selling his magazine outside of the Chicago Cubs’ stadium, with the panel pointing out that nothing was preventing the publisher from giving away the magazine for free.

PRODUCT LIABILITY

Lawmaker Seeks To Ban MLB Players From Chewing Tobacco

A House lawmaker on Monday sought to ban Major League Baseball players from chewing smokeless tobacco at ballparks, saying that although a handful of cities including New York City and Chicago have restricted players from using such products in sports stadiums, it doesn't go far enough to address what he said was a nationwide problem.

INTERNATIONAL TRADE

Mexican Official: Not Much Wiggle Room On Biologics In TPP

Mexican Economy Minister Ildefonso Guajardo on Friday said that while many countries in the Trans-Pacific Partnership would be open to clarifying the level of protection granted to biologic drugs, the core text of the agreement is not up for re-negotiation.

South Africa Mulls Emergency Tariffs On Steel Imports

The unease regarding the global steel market escalated Monday as the South African government informed the World Trade Organization that it has begun an investigation into an unexpected surge of steel imports into its market, a process that may eventually lead to hefty new tariffs.

TAX

Moody's Corporation
NAACP Legal Defense and Educational Fund Inc.
Nascar Holdings Inc.
Netflix Inc.
New York Mets
New York University
New York Yankees
Pfizer Inc.
Planned Parenthood Federation
Public Knowledge
Raytheon Company
SIFMA
San Diego Padres
Service Employees International Union
Sierra Club
Tenet Healthcare Corporation
Texas Health Resources Inc.
The Cato Corporation
The DIRECTV Group, Inc.
Toronto-Dominion Bank
U.S. Chamber of Commerce
Warner Bros.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Land Management
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Department of Commerce
Department of the Interior
Eastern Shoshone Tribe
European Commission
Federal Communications Commission
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Transportation
Government Accountability Office
Internal Revenue Service
International Trade Administration
National Park Service
Northern Arapaho Tribe
Office of Management and Budget
Securities and Exchange Commission
U.S. Department of Justice

NJ Sues Atlantic City Over $34M Owed To School District

Gov. Chris Christie revealed a lawsuit Monday against Atlantic City to bar the struggling resort town from using taxpayer money for a payroll payment despite owing the city's school district nearly $34 million, putting pressure on the state Assembly speaker to act on stalled bailout legislation.

FedEx Must Face NY Suit Over Untaxed Cigarette Shipments

The city and state of New York prevailed in their efforts to keep alive a lawsuit accusing FedEx of illegally shipping untaxed cigarettes from Native American reservations after a federal judge ruled that their allegations were entirely plausible.

NATIVE AMERICAN

BLM Urges Court To Nix Tribe's Opposition To Fracking Rule

The U.S. government on Monday urged a Wyoming federal judge to toss the Ute Indian tribe of the Uintah and Ouray Reservation’s bid to permanently block the Bureau of Land Management’s rule governing hydraulic fracturing on Ute lands, arguing that the rule is valid.

BIA, Shoshones 'Hijacked' Joint Contracts, Arapahos Say

The Northern Arapaho Tribe again urged a Montana federal court Friday to prevent the federal government from helping the Eastern Shoshone Tribe assert control over programs the tribes share, claiming they have “hijacked” the Arapahos’ role in approving federally funded contracts.

TELECOMMUNICATIONS

FCC Releases 'Nutritional Labels' For Broadband Service

The Federal Communications Commission on Monday revealed labels designed to give consumers price and performance information on Internet service that broadband providers can use to ensure they are meeting the transparency requirements of the Open Internet Order, with the FCC saying the labels will allow for apples-to-apples comparisons and limit hidden fees.

FCC Denies Stations Equal Treatment In Auction, DC Circ. Told

The Federal Communications Commission clearly erred by treating several stations differently when determining their eligibility for the incentive auction and now “digs in its heels” by inaccurately arguing otherwise, several low-power TV stations fighting to participate told the D.C. Circuit on Friday.

GAO Asked To Probe Set-Top Box Plan's Impact On Diversity

The House Subcommittee on Communications and Technology chairman has asked the U.S. Government Accountability Office to eye the Federal Communications Commission’s plan to “unlock” the set-top box, saying the FCC needs more information on how the plan would impact small and diverse voices.

PEOPLE

Wachtell Lipton Hires Ex-DOJ Second-In-Command

Wachtell Lipton Rosen & Katz LLP said Monday it hired a former high-ranking federal prosecutor who led cybersecurity, corporate fraud and corruption cases, including overseeing an investigation into FIFA, as of counsel in its New York office.

EXPERT ANALYSIS

U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court

Inside The Defend Trade Secrets Act

On Monday, the Defend Trade Secrets Act of 2016 was approved by the Senate with bipartisan support. While it is unclear whether the DTSA would represent a meaningful departure from existing trade secrets law, the DTSA's civil seizure procedure would almost certainly represent a significant new development, says Teague Donahey of Holland & Hart LLP.

FCC Continues Its Foray Into Video Competition

The Federal Communications Commission has two proceedings underway designed to promote competition in the video marketplace. If effectively drafted and implemented, the proposed rulemaking related to devices used to access traditional TV programming may create new opportunities for companies to introduce products and services that enable access to paid television, say attorneys with Wilson Sonsini Goodrich & Rosati PC.

Open Questions Over Alaska Lands After Sturgeon

In John Sturgeon v. Sue Masica the U.S. Supreme Court vacated a Ninth Circuit decision expanding the reach of the National Park Service over public and nonpublic Alaskan lands, but left open a host of important questions about the scope of the Park Service's regulatory authority in Alaska — which are particularly important in the context of nonfederal oil and gas rights exercised in National Parks, say attorneys at Perkins Coie LLP.

LEGAL INDUSTRY

4 Billing Habits Every Attorney Should Develop Now

As law firms increasingly feel pressure from clients to keep costs down, detailed and efficient billing practices are growing increasingly important. Here are four habits experts say every attorney should take up to generate the maximum amount of revenue and the minimum amount of client ire.

What To Do After You've Screwed Up A Brief

Even careful litigators make mistakes, and when that happens, there are a few things they can do to minimize the damage. Here, Law360 relates the advice of veteran attorneys on the best ways to overcome errors.

Kenyon Mulls Merger Amid Departures, Managing Partner Says

Kenyon & Kenyon LLP is no stranger to calls from firms looking to merge with it, but as the intellectual property boutique weathers a series of attorney departures and faces an IP market with stiff competition, the firm is ready to seriously consider a tie-up, Kenyon's managing partner told Law360 on Monday.

Justice Kagan Opens Up About Court's 'Gap' Without Scalia

U.S. Supreme Court Justice Elena Kagan on Monday told an auditorium of New York University Law School students that there's a "big hole" in the high court where Justice Antonin Scalia used to be, saying the court has suffered from the loss of his presence at argument.

Law Firms Named In Leaked Panama Papers

Offshore law firm Mossack Fonseca has entered the spotlight as the source of the "Panama Papers," a recently leaked cache of documents where other law firm names have been spotted in early reporting, according to Law360's analysis of documents made public Sunday.

Sidley Again Ups Associate Pay Amid Fight For UK Talent

Sidley Austin LLP has reportedly offered two pay raises within seven months to its U.K. associates amid what appears to be a fierce fight for talent in the London legal market.

Ex-Dewey Partners Off Hook In $220M NY Rent Fight

A New York state judge on Friday cleared nearly 400 former partners of Dewey & LeBoeuf LLP and predecessor firm Dewey Ballantine accused of owing $220 million in unpaid rent in a breach-of-contract suit, saying the former partners were protected from personal liability under New York law.

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LAW FIRMS

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Acosta
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Arnold & Porter
Arnstein & Lehr
Axinn Veltrop
BakerHostetler
Ballard Spahr
Beveridge & Diamond
Blank Rome
Clarick Gueron
Cullen Weston
Davis Graham
Davis Polk
Day Pitney
Dechert
Dewey & LeBoeuf
Dickstein Shapiro
Dorsey & Whitney
Dunlap Codding
Farney Daniels
Fisher & Phillips
Fredericks Peebles
Gibson Dunn
GrayRobinson
Holland & Hart
Holland & Knight
Hunton & Williams
Katten Muchin
Kelley Drye
Kenyon & Kenyon
Kirkland & Ellis
Kobre & Kim
Kornstein Veisz
Locke Lord
McKool Smith
Norton Rose Fulbright

Novak Druce
Olshan Frome Wolosky
Paul Hastings
Perkins Coie
Polsinelli
Proskauer Rose
Quinn Emanuel
Reed Smith
Rosenberg & Estis
Rutan & Tucker
Schulte Roth
Seyfarth Shaw
Shook Hardy
Simmons & Simmons
Squire Patton Boggs
Stroock & Stroock
Vinson & Elkins
Wachtell Lipton
Watts Guerra
Williams Porter
Wilson Sonsini
Wollmuth Maher

COMPANIES

Federation Internationale de Football Association
New York University
AT&T Inc.
Aetna Inc.
America's Health Insurance Plans
American Civil Liberties Union
American Petroleum Institute Inc.
Anthem Inc.
Apple Inc.
BlueCross BlueShield of Texas
BlueMountain Capital Management LLC
Brigade Capital Management LLC
Burger King Holdings Inc.
CTIA
Chicago Cubs
Children's Defense Fund
Claren Road Asset Management LLC
Computing Technology Industry Association
Facebook
FedEx Corporation
Franklin Resources Inc.
Health Care Service Corp.
Major League Baseball Inc.
Major League Baseball Players Association
Moody's Corporation
NAACP Legal Defense and Educational Fund Inc.
Nascar Holdings Inc.

Netflix Inc.
New York Mets
New York Yankees
Pfizer Inc.
Planned Parenthood Federation
Public Knowledge
Raytheon Company
SIFMA
San Diego Padres
Service Employees International Union
Sierra Club
Tenet Healthcare Corporation
Texas Health Resources Inc.
The Cato Corporation
The DIRECTV Group, Inc.
Toronto-Dominion Bank
U.S. Chamber of Commerce
Warner Bros.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Bureau of Land Management
Consumer Financial Protection Bureau
Department of Commerce
Department of the Interior
European Commission
Fish and Wildlife Service
U.S. Senate
Bureau of Indian Affairs
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Eastern Shoshone Tribe
Federal Trade Commission
Florida Department of Transportation
Government Accountability Office
Internal Revenue Service
International Trade Administration
National Park Service
Northern Arapaho Tribe
Office of Management and Budget
Securities and Exchange Commission
U.S. Department of Transportation
U.S. Environmental Protection Agency

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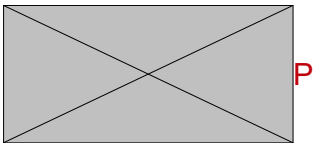
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 6/21/2017 8:20:26 AM
Subject: [Marketing Mail] Expedited Tax Reform Push Raises Transparency Concerns



PUBLIC POLICY.

Wednesday, June 21, 2017

TOP NEWS

Analysis

Expedited Tax Reform Push Raises Transparency Concerns

House Speaker Paul Ryan and the Trump administration attempted to present a united front Tuesday with promises to enact tax reform this year, but their common agenda is raising concerns that transparency could take a back seat to expediency under such an aggressive deadline pressure. Read more »

Analysis

Regulatory Reform May Level The Bank-Nonbank Playing Field

A bill recently introduced in the U.S. House of Representatives would provide clarity for the banking sector in an area lawyers say is murky, and with a better understanding of the regulations they face, banks would likely ramp up their offering of bridge loans, which are currently largely being provided by nonbanks. Read more »

Analysis

Lighthizer Takes Capitol Hill: What To Watch For

U.S. Trade Representative Robert Lighthizer is slated to testify before the two congressional trade committees this week and give his first extensive rundown of President Donald Trump's vision for the nation's trade policy. Here, Law360 breaks down what to look for as lawmakers size up the new USTR. Read more »

McCain Demands Ready Answers From DOD Nominee

Senate Armed Services Committee Chairman John McCain threatened Tuesday to derail Patrick Shanahan's nomination for deputy defense secretary if the former Boeing senior vice president didn't give ready answers, with McCain expressing reservations about confirming a former major contracting executive and excoriating Shanahan for hesitating to support arming Ukraine. Read more »

EU Says Paris Climate Deal Can't Be Renegotiated

The European Union on Monday said it is reaffirming that the Paris climate change agreement cannot be renegotiated, adding that it was troubled over the United States' withdrawal from the deal and welcomes commitments to it. Read more »

Analysis

Inside DOD's Changing Approach To Industrial Security

As the theft of sensitive information becomes more prevalent and sophisticated in the digital age, contractors can expect big changes in the Defense Security Service's approach to keeping those national security assets safe, Director Daniel E. Payne tells Law360. Read more »

BP, ExxonMobil Push For Carbon Tax To Curb Emissions

Oil giants BP PLC and ExxonMobil Corp. have banded together with other companies to push for a new carbon tax with proceeds going to American citizens in the form of monthly dividends, a move they say is necessary to slow the effects of climate change. Read more »

LAW FIRMS

Akerman
Alston & Bird
Arnold & Porter Kaye Scholer
BakerHostetler
Ballard Spahr
Blank Rome
Choate
Cohen and Thomas
Covington & Burling
Cox Castle
Dechert
Earthjustice
Eckert Seamans
Faegre Baker
Faruqi & Faruqi
Finnegan
Fisher Phillips
Fox Rothschild
Goldstein Borgen
Gowling WLG
Greenberg Traurig
Hawke McKeon
Jackson Lewis
Kasowitz Benson
Kelley Drye
Kreiner & Kreiner
Lawyers' Committee for Civil Rights
Manatt Phelps
Mayer Brown
Miller & Chevalier
Minton Burton
O'Melveny & Myers
O'Neill & Borges
Orrick Herrington
Paul Weiss
Pomerantz LLP
Proskauer Rose
Quinn Emanuel

CFTC Dem Calling It Quits Over 'Intolerable' Gridlock

The only Democratic commissioner of the U.S. Commodity Futures Trading Commission said Tuesday she will soon resign, citing the “intolerable” gridlock created by the prolonged vacancies on the five-member commission. Read more »

House OKs Changes To State Income Tax Treatment

Workers who earn income in multiple states could have their taxes simplified under a bill passed Tuesday by the U.S. House of Representatives, setting rules on how long an employee has to work in a state to have to pay income tax there. Read more »

BANKING & SECURITIES

Shearman & Sterling Partner Joins SEC Finance Unit

Robert Evans III, a partner in Shearman & Sterling LLP’s capital markets group, was named Tuesday by the U.S. Securities and Exchange Commission as a top adviser at its corporation finance division, which oversees the federal securities filing system and advises public companies and policymakers on regulatory matters. Read more »

NJ Atty Loses Bid To Toss Suit Over Mortgage Fraud Case

A New Jersey state appellate court ruled Monday that a lawyer can’t shake a breach of contract suit brought by a convicted former client, despite the fact that the client had previously sued another firm that also handled his mortgage fraud case. Read more »

ENERGY & ENVIRONMENTAL

Repeal Of BLM Fracking Rule Heads To White House

The Bureau of Land Management sent the proposed withdrawal of its rule regulating hydraulic fracturing on public and tribal lands to the White House's Office of Management and Budget for review, as states, industry and environmental groups continue to fight over the rule's legality. Read more »

20 States Tell EPA To Rein In Water Rule In Rewrite

A Republican-leaning coalition of 20 states sent a letter Monday to U.S. Environmental Protection Agency Administrator Scott Pruitt advocating for a new definition of the waters of the United States, arguing that the agency should give states more control and reduce the role of the federal government in managing their own resources. Read more »

Feds Put Interim Gas Storage Safety Rules On Hold

Federal pipeline safety regulators said Tuesday that they wouldn't enforce aspects of an interim natural gas storage safety rule enacted in the wake of the 2015 Aliso Canyon leak until a final rule is released next year, responding to concerns from the oil and gas industry. Read more »

Enviros Hit DOI With FOIA Suit Over Coal Communications

The Center for Biological Diversity on Tuesday hit the federal government with a lawsuit in D.C. district court, accusing the U.S. Bureau of Land Management of withholding public records related to the Trump administration’s decision to end a moratorium on new coal mining leases on federal lands and alleging officials might have held secret meetings with the coal industry. Read more »

Gas Lease Funds Can't Close Budget Hole, Pa. Justices Rule

The Pennsylvania Supreme Court ruled Tuesday that legislators ran afoul of constitutionally enshrined environmental protections as they used money from the leasing of public land for natural gas drilling — money that had been earmarked for conservation projects — to close gaps in the state budget. Read more »

Reed Smith
Robbins Russell
Seyfarth Shaw
Shearman & Sterling
Simpson Thacher
Sprague & Sprague
Steptoe & Johnson LLP
Stoel Rives
Terrell Marshall
Walder Hayden
Wiley Rein
Willkie Farr
WilmerHale
Wohl & Fruchter

COMPANIES

Accenture plc
Alliance Defending Freedom
American Airlines Group Inc.
American Dental Association
American Federation of Labor and Congress of Industrial Organizations
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American Petroleum Institute Inc.
BAE Systems
BP p.l.c.
Bates White
Bay Area Legal Aid
C Spire Wireless Inc.
Center for Biological Diversity Inc.
Corporation for Public Broadcasting
Council on Foreign Relations
Elan Corporation, plc
Environmental Defense Fund Inc.
General Motors
Intel Corporation
International Brotherhood of Teamsters
International Business Machines Corporation
Jefferies Group Inc.
Johnson & Johnson
KPMG International
Lawyers' Committee for Civil Rights Under Law
Leucadia National Corporation
LexisNexis Group
Liberty Global Inc.
Major League Soccer LLC
NASDAQ OMX Group Inc.

HEALTH & LIFE SCIENCES

Nutrition Labeling Changes Should Be Rethought, FDA Hears

The U.S. Food and Drug Administration should reconsider changes to nutrition labeling for foods and dietary supplements that were proposed under the Obama administration, given the new administration's negative stance toward excessive regulations, a nonprofit representing the natural products industry said in a petition released Friday. Read more »

5th Circ. Agrees Texas Dental Regulation Unconstitutional

A Fifth Circuit panel on Monday affirmed a lower court's decision that it is unconstitutional to prevent dentists from advertising as specialists in areas not recognized as specialties by the American Dental Association, saying the advertising is protected by the First Amendment and the Texas State Board of Dental Examiners didn't adequately prove a need for the restriction. Read more »

MEDIA & ENTERTAINMENT

Pa. Justices Order New Look At Casino Owner In License Row

The Pennsylvania Supreme Court ruled Tuesday that the Pennsylvania Gaming Control Board will have to once again revisit the gambling license for a proposed Philadelphia casino project due to the involvement of one investor who also owns a large stake in another gambling enterprise. Read more »

REAL ESTATE

Miami Doubts County Police Rule For Beckham Stadium Legit

Miami's city attorney says Miami-Dade County commissioners stepped out of bounds by requiring former soccer star David Beckham to hire only county police and fire personnel for events at a stadium he plans to build within the city as a condition of selling him land for the $150 million project. Read more »

EMPLOYMENT

Trump Picks OSHRC Counsel For Labor Board Seat

President Donald Trump on Monday selected Occupational Safety and Health Review Commission counsel Marvin Kaplan to fill one of two vacancies on the National Labor Relations Board, and also tapped Patrick Pizzella, the acting head of the Federal Labor Relations Authority, to serve as Deputy Secretary of Labor. Read more »

Mass. Asks Judge To Nix Challenge To Domestic Workers Law

The commonwealth of Massachusetts asked a federal judge Tuesday to dismiss an au pair agency's challenge to its domestic workers' rights law, arguing that the state could pile additional requirements on top of federal law. Read more »

AEROSPACE & DEFENSE

Watchdog Says NSA Still Vulnerable To Insider Leak Threats

Despite taking steps to close security gaps, the National Security Agency is still vulnerable to insider threats several years after the bombshell document leaks by its former contractor Edward Snowden, according to a U.S. Department of Defense watchdog report recently made public. Read more »

House Dems Accuse Flynn Of Hiding More Foreign Payments

A pair of senior House Democrats on Monday sent a letter seeking information from

National Association of Manufacturers
National Telephone Cooperative Association
National Women's Law Center
Natural Products Association
Natural Resources Defense Council
Netflix Inc.
PepsiCo Inc.
Pfizer Inc.
PricewaterhouseCoopers
Quicksilver Resources Inc.
Quinn Gillespie & Associates LLC
Reed Elsevier
S.A.C. Capital Advisors LP
Sierra Club
Southern Poverty Law Center
Starbucks Corporation
SugarHouse HSP Gaming LP
TMX Group Ltd.
The Boeing Company
Thomson Reuters Corporation
Toshiba
U.S. Chamber of Commerce
Verizon Communications
Washington Post Co.
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Defense Intelligence Agency
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Emergency Management Agency
Federal Labor Relations Authority
Food and Drug Administration
Government Accountability Office
NAFTA
National Labor Relations Board
National Security Agency
Nuclear Regulatory Commission
Occupational Safety and Health

former National Security Adviser Michael Flynn and his associates, saying they could shed light on newly alleged failures by Flynn to accurately report his foreign travel and contacts during his federal security clearance process. Read more »

GAO Says DOD Needs To Better Track Energy Efficiency Deals

The U.S. Department of Defense needs to better track its use of private-sector financing for certain energy efficiency projects, as it is often unable to fully identify its total costs for many of these projects, the Government Accountability Office said in a Tuesday report. Read more »

GOVERNMENT CONTRACTS

Senate OKs Trump Pick For FEMA Director

The Senate confirmed a key emergency official in President Donald Trump's administration Tuesday, approving his nominee to lead the Federal Emergency Management Agency. Read more »

INTERNATIONAL TRADE

Ranchers Sue USDA Over Foreign Beef, Pork Labeling Rules

Ranchers in Washington are challenging a decision by the U.S. Department of Agriculture lifting the requirement that packaging on meat must indicate the country it comes from, saying the rule violates trade laws by allowing imported pork and beef to be passed off as American. Read more »

TAX

House OKs Extension Of Nuclear Power Tax Credit

New nuclear power plants in Georgia and South Carolina could be helped by a tax extension bill passed by the House of Representatives on Tuesday, with backers claiming that the changes would allow the two beleaguered projects to claim the credits. Read more »

BANKRUPTCY

Puerto Rico Blasted For Trying To Expand Bankruptcy Shield

Groups of bondholders are accusing the Puerto Rico government of impermissibly attempting to protect government officials and conceal information that should be open to legal discovery by expanding the automatic litigation shield enabled by its court-monitored financial restructuring. Read more »

IMMIGRATION

DC Travel Ban Suits Paused Pending High Court Review

A Washington, D.C., federal judge agreed Tuesday to pause suits from various Muslim and Iranian-American groups challenging President Donald Trump's revised immigration ban, saying it makes sense to stay the cases while the administration appeals to the U.S. Supreme Court to reverse an injunction blocking the ban from taking effect. Read more »

TELECOMMUNICATIONS

Pai Names FCC International Bureau Chief

The Federal Communications Commission has picked Tom Sullivan to be chief of the FCC's International Bureau, where he had been acting chief, Chairman Ajit Pai

Administration
Occupational Safety and Health Review Commission
Office of Labor-Management Standards
Pennsylvania Supreme Court
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Small Business Administration
U.S. Army
U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Navy
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

announced Tuesday. Read more »

FCC's Pai Touts Budget Cuts At Senate Hearing

Federal Communications Commission Chairman Ajit Pai told lawmakers at a Senate hearing Tuesday that the FCC's budget request for fiscal year 2018 makes cuts while still allowing the agency to achieve goals including closing the digital divide, promoting innovation and protecting consumers. Read more »

Pelosi Seeks FCC Net Neutrality Hearing In San Francisco

House Minority Leader Nancy Pelosi has slammed the Republican Federal Communications Commission's plan to unwind 2015 open internet rules, asking the agency's chairman to hold a field hearing in San Francisco to get feedback from the public and stakeholders in the online community. Read more »

USF Budget Hurting Rural Broadband, Experts Tell Sens.

Budget shortfalls in the Universal Service Fund are hampering buildout of broadband service to rural areas, telecom experts told Senate lawmakers Tuesday, with health care providers particularly disadvantaged by the service gap. Read more »

Pa. Health Centers Urge FCC Action On Rural Program Funds

A group representing Pennsylvania health centers has warned the Federal Communications Commission that they are facing funding cuts under the agency's Rural Health Care Program, urging "immediate action" to make sure there is enough money and to fix problems with the program. Read more »

PENNSYLVANIA

Philly DA Used Position To Line His Pockets, Jury Hears

Federal prosecutors opened their case against Philadelphia District Attorney Seth Williams on Tuesday, telling jurors that the city's top law enforcement official made a practice of using his position to enrich himself over his seven years in office. Read more »

PEOPLE

Manatt Adds Former Clinton White House Counsel In DC

Manatt Phelps & Phillips LLP said Tuesday it is bolstering its regulatory and government practice with the addition of a former White House counsel for President Bill Clinton and Arnold & Porter Kaye Scholer LLP veteran who's worked with technology, financial services, insurance, telecommunications and health care companies. Read more »

EXPERT ANALYSIS

Calif. Considers 'Don't Ask, Must Tell' Pay History Bill

If enacted, California's AB 168 will prohibit employers from asking about prior salary history and allow applicants to ask the prospective employer to disclose the pay scale for the position. From a compliance perspective, ceasing to ask about salary history is easy, but the impact on employer decision-making is more complicated, says James Nelson of Greenberg Traurig LLP. Read more »

How Prison Factories Pluck Jobs From The US Economy

U.S. apparel manufacturers face major competition from the U.S. prison system, where inmates produce clothing and footwear for military personnel. While it is illegal to import prison-made apparel, it is legal to make it in the U.S. This not only undermines American industry, but also raises 13th Amendment questions, says Rick Helfenbein of the American Apparel & Footwear Association. Read more »

What Lenders Must Know About The FSMA: Part 2

In the concluding part of this primer on the Food Safety Modernization Act, Breia Schleuss and Rachael Dettmann Spiegel of Faegre Baker Daniels LLP discuss the FSMA's intentional adulteration rule, foreign supplier verification program and produce safety rule, and how they may affect secured lenders. Read more »

How 21st Century Cures Act Affects Combination Products

One of the more interesting changes under the 21st Century Cures Act for combination products is that certain device applications for drug-device combination products will be subject to some of the Hatch-Waxman Act provisions that typically apply only to drugs, say Shana Cyr and Tom Irving of Finnegan Henderson Farabow Garrett & Dunner LLP. Read more »

Post-Election Britain: Soft, Softer Or Softest Brexit?

Following the results of the United Kingdom's general election earlier this month, a much softer form of Brexit is now more likely. However, a softer Brexit would likely mean giving up some of the freedoms that motivated the U.K. to leave the European Union in the first place, says Markus Gehring of the Centre for International Governance Innovation. Read more »

Rebuttal

Flawed Commentary Can't Stop Trans Rights Momentum

In a recent Law360 guest article, Jordan Lorence of Alliance for Defending Freedom argues that the Seventh Circuit misapplied Title IX in its recent decision in Whitaker v. Kenosha Unified School District. But to reach his conclusion, he mischaracterizes the facts and reasoning of the case as well as the law on which it relies, say Raymond Wendell and Ginger Grimes of Goldstein Borgen Dardarian & Ho. Read more »

LEGAL INDUSTRY

Ex-BigLaw Atty Says DA Withheld Evidence In Murder Case

State prosecutors in Atlanta improperly withheld audio files and a police report that support claims that prominent employment lawyer Claud "Tex" McIver, 74, didn't mean to fatally shoot his wife in September, McIver's attorneys argued in an emergency motion on Monday. Read more »

Dallas Appellate Judge Who Resigned Last Year Found Dead

A former assistant U.S. attorney and judge for Texas' Fifth Court of Appeals, who resigned from the bench in 2012 in lieu of facing disciplinary proceedings for unprofessional behavior, was found dead in his Dallas County home by police last week. Read more »

Reed Smith Says It Was Blocked From Attys' Fees In SAC Deal

Reed Smith LLP filed suit against Wohl & Fruchter LLP in New York state court Monday over a $135 million settlement between Elan Corp. shareholders and SAC Capital Advisors LP, saying the firm blocked Reed Smith from participating in the case in order to keep the attorneys' fees for itself. Read more »

Ex-Faruqi Atty Seeks to 'Rewrite' Fee Deal, Firm Tells 2nd Circ.

A former partner at Faruqi & Faruqi LLP trying to revive claims on a piece of a $4 million settlement for clients she brought to the firm wants to "rewrite the terms" of an alleged fee commission deal, according to a brief the firm filed Monday with the Second Circuit. Read more »

Ballard Spahr Pro Bono Review Makes Sense Of NPR Deaths

Shortly after an NPR photographer and interpreter were killed in Afghanistan last June, a Ballard Spahr LLP First Amendment attorney conducted a monthslong pro bono investigation of their reporting assignment in an effort to prevent other journalists from suffering the same fate, earning him a $25,000 award from his firm that he chose to donate to the media organization's memorial fund. Read more »

Legal Tech Download: IBM Watson Meets Motion Practice

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments in legal tech. Read more »

JOBS

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LAW FIRMS

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Greenberg Traurig
Paul Weiss
Quinn Emanuel
Reed Smith
Simpson Thacher
Steptoe & Johnson LLP
Akerman
Alston & Bird
BakerHostetler
Blank Rome
Choate
Cohen and Thomas
Covington & Burling
Cox Castle
Dechert
Earthjustice
Eckert Seamans
Faegre Baker
Faruqi & Faruqi
Finnegan
Fisher Phillips
Fox Rothschild
Goldstein Borgen
Gowling WLG
Hawke McKeon
Jackson Lewis
Kasowitz Benson
Kelley Drye
Kreiner & Kreiner
Lawyers' Committee for Civil Rights
Manatt Phelps
Mayer Brown
Miller & Chevalier
Minton Burton
O'Melveny & Myers
O'Neill & Borges
Orrick Herrington
Pomerantz LLP

Proskauer Rose
Robbins Russell
Seyfarth Shaw
Shearman & Sterling
Sprague & Sprague
Stoel Rives
Terrell Marshall
Walder Hayden
Wiley Rein
Willkie Farr
WilmerHale
Wohl & Fruchter

COMPANIES

Sierra Club
Southern Poverty Law Center
The Boeing Company
Accenture plc
Alliance Defending Freedom
American Airlines Group Inc.
American Dental Association
American Federation of Labor and Congress of Industrial Organizations
American Federation of State, County and Municipal Employees
American Petroleum Institute Inc.
BAE Systems
BP p.l.c.
Bates White
Bay Area Legal Aid
C Spire Wireless Inc.
Center for Biological Diversity Inc.
Corporation for Public Broadcasting
Council on Foreign Relations
Elan Corporation, plc
Environmental Defense Fund Inc.
General Motors
Intel Corporation
International Brotherhood of Teamsters
International Business Machines Corporation
Jefferies Group Inc.
Johnson & Johnson
KPMG International
Lawyers' Committee for Civil Rights Under Law
Leucadia National Corporation
LexisNexis Group
Liberty Global Inc.
Major League Soccer LLC
NASDAQ OMX Group Inc.
National Association of Manufacturers
National Telephone Cooperative Association
National Women's Law Center
Natural Products Association

Natural Resources Defense Council
Netflix Inc.
PepsiCo Inc.
Pfizer Inc.
PricewaterhouseCoopers
Quicksilver Resources Inc.
Quinn Gillespie & Associates LLC
Reed Elsevier
S.A.C. Capital Advisors LP
Starbucks Corporation
SugarHouse HSP Gaming LP
TMX Group Ltd.
Thomson Reuters Corporation
Toshiba
U.S. Chamber of Commerce
Verizon Communications
Washington Post Co.
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

Federal Communications Commission
Executive Office of the President
U.S. Department of Defense
U.S. Supreme Court
Food and Drug Administration
Bureau of Land Management
European Union
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. House of Representatives
U.S. Senate
World Trade Organization
Army Corps of Engineers
Central Intelligence Agency
Commodity Futures Trading Commission
Defense Intelligence Agency
Department of Commerce
Equal Employment Opportunity Commission
Federal Emergency Management Agency
Federal Labor Relations Authority
Government Accountability Office
NAFTA
National Labor Relations Board
National Security Agency
Nuclear Regulatory Commission
Occupational Safety and Health Administration
Occupational Safety and Health Review Commission
Office of Labor-Management Standards
Pipeline and Hazardous Materials Safety Administration
Small Business Administration
U.S. Army

U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Navy
U.S. Office of Personnel Management
United Nations

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To: Tina Quigley[quigleyt@rtcsnv.com]
From: Carolyn G. Goodman
Sent: Wed 11/30/2016 11:35:06 PM
Subject: RE: RTC Washoe County fraud issue

Thank you for the notification and clarification. I felt assured that we/RTCsn had/has proper checks and balances in place!

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Tina Quigley [mailto:quigleyt@rtcsnv.com]
Sent: Wednesday, November 30, 2016 3:15 PM
To: Commissioner Giunchigliani ; Commissioner Larry Brown; Councilwoman March; Lois Tarkanian; Mayor Al Litman; Carolyn G. Goodman; Mayor John Lee; Mayor Woodbury
Cc: Marc Traasdahl; M.J. Maynard; Angela Torres Castro; Fred Ohene; Kelly Backman; Chauntelle Popp ; Cheryl Russo; Donna Rainone ; Joy Eastwood; Kimberly Reid; Marcie Whelan ; Robin Coon ; Tami McKay
Subject: RTC Washoe County fraud issue

RTC Board – Earlier this month RTC Washoe accidentally paid a fake invoice for over $1M. This story got media attention, but they often referred to the agency as RTC (not clearly specifying WASHOE). The purpose of this email is to:

1) Clarify that the error occurred at RTC Washoe…. Not RTC Southern Nevada
2) Inform you that we contacted Washoe to get the details (see below)
3) Assure you that we validated our existing processes to ensure this error could not occur at RTC Southern Nevada

Just wanted to make sure there was no confusion in case anyone asked you about the event. Marc Traasdahl is available to answer questions if you would like more information. - Tina

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From: Scott Mazick
Sent: Thursday, November 03, 2016 9:39 AM
To: Tina Quigley; Marc Traasdahl; M.J. Maynard; David Swallow; Fred Ohene
Subject: RTC Washoe update

I spoke with RTC Washoe this morning concerning their fraud incident that occurred. They couldn't go into too many details as there is an investigation in progress, but she said they received what seemed to be a legitimate email invoice from one of their contractors. Normal procedures are to verify the invoice with the PM and go thru finance approvals before any funds are wired for payment. Somehow, this invoice appears to have fallen through the cracks and those policies might not have been followed. She did mention that the invoice appeared to be legitimate, providing project details and personnel. The contractor who supposedly sent the invoice contacted the RTC and informed them that there have been emails sent on their behalf that were fraudulent.

We have seen these types of emails in the past as well here at the RTC. Marc has procedures in place that require multiple levels of approval before any payments are made.

IT will be sending out an IT Alert this morning reminding staff how important Cybersecurity is. We will also include some steps to verify if an email is legitimate or not. We have seen emails come in from abobe.com instead of adobe.com for instance. We will remind staff to be aware of any emails that speak about banking information that has changed and needing updates. We will also be sending out monthly IT Alerts concerning Cybersecurity as part of an ongoing education process.

Thanks,

Scott Mazick | Director Technical Services
RTC of Southern Nevada
600 S. Grand Central Parkway, Suite 350, Las Vegas, NV 89106

O: 702-676-1573 | mazicks@rtcsnv.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Cheryl Winson
Sent: Mon 3/16/2015 11:12:43 AM
Subject: Your Guide to 2015 NPP Risk Areas and Audit Considerations

Dear Colleague,

Hiring non-physician practitioners (NPPs), such as nurse practitioners, physician assistants, or clinical nurse specialists, can ease physician workload and boost patient satisfaction. But if you don't know the specific rules for billing NPP services, you could lose deserved reimbursement — or worse, face fraud charges and denials.

You need to know the answers to these questions before you start billing NPP services:

- **Which services can your NPP perform and what are the options for billing them?**
- **What are the split/shared E/M visit basic requirements, and when do they not apply?**
- **How do split shared rules differ between an office setting and a hospital setting ?**
- **What levels of supervision are required for an NPP to provide services?**
- **What are the NPP and incident-to risk areas and specific audit considerations?**
- **Can you apply CMS's "incident-to" rules to non-CMS payers?**
- **What can you do if the non-Medicare payer does not credential or recognize the NPP's NPI?**
- **How can you determine who has the ability to bill for services and when?**

If you don't know the answers, your practice or facility will pay the price.

You need a trusted resource that provides expert answers to these questions and more. Turn to the ***Non-Physician Practitioner Handbook 2015***.

Brought to you by The Coding Institute, this guide includes **tips and tricks, expert-answered reader questions, and sample tools** to ensure you learn the pros and cons of hiring NPPs, as well as the **ins and outs of ethically maximizing reimbursement for NPP encounters**.

Take a look at some of the key areas covered in *Non-Physician Practitioner Handbook 2015*:

- Boost your productivity and income by adding an NPP, but weigh the pros and cons first.
- Follow 3 Easy Steps to Keep Your NPP Coding Incident Free.
- New MAC Tip Reminds Practices What Ancillary Staff Can — and Cannot — Document.
- Focus on terminology to navigate the NPP maze.
- Use this incident-to audit checklist to avoid claim missteps.
- PA Assisting at Surgery? Check These Tips to Bill Properly.
- Quickly Determine Whether You Can Bill Your NPPs Service Incident to the Physician.
- Avoid these F2F pitfalls.

Please use the link below to purchase this handbook:

CLICK HERE TO ORDER THIS HANDBOOK

Please use discount code "**MS20**" at checkout to get a **$20 discount** on the Non-Physician Practitioner Handbook (valid till March 17, 2015 only).

I am looking forward to helping you ensure successful claims and top reimbursement for all the services your NPPs provide this year.

Thanks,
Cheryl Winson
Customer Relationship Director

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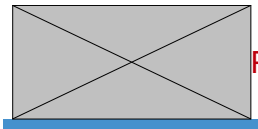
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 6/16/2016 8:20:41 AM
Subject: [Marketing Mail] 8th Circ. Nixes Minn. Emissions Law But Can't Clear The Air



PUBLIC POLICY

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Thursday, June 16, 2016

TOP NEWS

8th Circ. Nixes Minn. Emissions Law But Can't Clear The Air

The Eighth Circuit's fractured decision invalidating portions of a Minnesota law that effectively prohibited new coal-fired plants from supplying electricity to Minnesotans will embolden opponents of state-level efforts to combat climate change and inspire more legal challenges, but leaves the debate over how the U.S. Constitution affects state climate programs far from settled, experts say.

Senate Dems' Gun Control Filibuster Halts Funding Debate

Senate Democrats took the floor Wednesday during debate over a $56 billion funding bill for the Departments of Justice and Commerce and scientific research, launching a filibuster in protest of a lack of Senate action on gun control.

Unions Ask 6th Circ. To Affirm Win In Local Right-To-Work Row

Several unions have urged the Sixth Circuit to affirm a district court's finding that the National Labor Relations Act forbids counties and local governments from regulating union agreements, saying a Kentucky county's right-to-work ordinance that bans requiring workers to pay union dues or fees is directly contradicted by federal law.

Online Retailer Challenges Ala. Rule Requiring Sales Tax

An online electronics retailer has launched a legal challenge to Alabama's decision to force it to collect sales tax after the state recently joined a handful of others to defy a U.S. Supreme Court ruling requiring remote sellers to have a physical presence in the state for tax purposes, according to an announcement Wednesday.

High Court's Ruling Aids Patent Trolls, Lobbyists Say

A lobbying group with members including Amazon, Cisco and Google on Tuesday said a U.S. Supreme Court decision discarding the Federal Circuit's strict test for increasing patent case damages will lead to more patent troll lawsuits and urged Congress to swiftly pass patent litigation reform.

Pa. AG's Bid To Nix Criminal Charges Tossed As Premature

A Pennsylvania appeals court on Wednesday rejected state Attorney General Kathleen Kane's effort to appeal an order refusing to toss charges that she lied to a grand jury about her role in leaking confidential investigative information to the press, after prosecutors argued the appeal is premature.

ANALYSIS

LAW FIRMS

Akin Gump
Arent Fox
Arnold & Porter
Baker & McKenzie
Bean Kinney
Beeson Tayer
Bergeson & Campbell
Boies Schiller
Bracewell LLP
Brann & Isaacson
Choate
Covington & Burling
Cozen O'Connor
Cravath Swaine
DLA Piper
Davis Wright Tremaine
Dechert
Drinker Biddle
Earthjustice
Fried Frank
Frost Brown Todd
Gibson Dunn
Goodwin Procter
Holland & Hart
Hughes Hubbard
Hunton & Williams
Jeffer Mangels
Jenner & Block
K&L Gates
Kaplan Voekler
Kelley Drye
King & Wood Mallesons
Kramer Levin
Locke Lord

Legal Hurdle Cleared For Reg A+ Deals But Market Uncertain

With a key legal cloud removed thanks to a recent D.C. Circuit ruling, experts say the big challenge now for Regulation A transactions, which are newly established exempt offerings that some liken to a mini-IPO, will be attracting investors in an uncertain marketplace still adapting to a revamped landscape of private offerings after the Jumpstart Our Business Startups Act.

Cyberthreat Info-Sharing Gains Momentum After Guidance

Companies have been slow to participate in the voluntary cyberthreat information-sharing regime set up by Congress six months ago, but experts said Wednesday that adoption is likely to grow in the coming months as agency guidance and firsthand accounts ease companies' uncertainty over the scope of liability protections and working with the federal government.

BANKING & SECURITIES

Dodd-Frank Isn't Holding Back Banks, FDIC Chair Says

A top U.S. banking regulator said Wednesday that despite assertions that post-financial crisis reforms have harmed the banking industry, key metrics like loan growth, profits and the percentage of financial assets held by banks have gone up since 2010.

ENERGY & ENVIRONMENTAL

Maker Of GE Salmon Wants In On FDA-Approval Challenge

A biotechnology company asked a California court Tuesday to intervene in a challenge to the U.S. Food and Drug Administration’s approval of a genetically engineered salmon for human consumption, saying the agency doesn’t adequately represent it in litigation that could negate decades of work and millions in expenditures.

8th Circ. Kills Minn. Law Blocking New Coal Plants' Power

An Eighth Circuit panel on Wednesday backed a lower court ruling that nixed portions of a Minnesota law effectively barring new coal-fired plants from supplying electricity to the state, though only one judge concluded the law imposes regulations on neighboring North Dakota in violation of the Constitution's dormant Commerce Clause.

HEALTH & LIFE SCIENCES

AMA Expands Firearm Policy To Cover All Guns

A day after declaring gun violence “a public health crisis,” the American Medical Association on Wednesday voted to expand its existing policy on gun safety to include support for waiting periods and background checks for people buying all types of guns.

IP & TECHNOLOGY

USPTO's Proposed Patent Description Rules Draw Protests

The Intellectual Property Owners Association trade organization, the American Bar Association and public information advocate Public Knowledge were among the voices Tuesday critiquing the U.S. Patent and Trade Office's proposed new approach to written description requirements in design patents.

MEDIA & ENTERTAINMENT

Mayer Brown
Morgan Lewis
Morrison & Foerster
NSIP Law
Orrick Herrington
Paul Hastings
Polsinelli
Priddy Cutler
Reed Smith
Rivkin Radler
Robbins Russell
Ropes & Gray
Schiff Hardin
Schulte Roth
Sedgwick LLP
Seyfarth Shaw
Shayne Dachs
Sheppard Mullin
Simpson Thacher
Steptoe & Johnson LLP
Sterne Kessler
Stoel Rives
Venable LLP
White & Case
Wilson Sonsini
Winston & Strawn
Winthrop & Weinstine
Womble Carlyle

COMPANIES

AT&T Inc.
Aetna Inc.
Airbnb Inc.
America Fujikura Ltd.
American Bar Association
American Cable Association
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
American Immigration Lawyers Association
American Medical Association Inc.
American Petroleum Institute Inc.
Berkshire Hathaway Inc.
California Independent System Operator
Calpine Corporation
CenturyLink Inc.
Cisco Systems Inc.
Comcast Corporation
Crocs Inc.
DraftKings Inc.

Pa. House Committee OKs Daily Fantasy Sports Bill

A Pennsylvania legislative committee on Wednesday approved a bill that would legalize and regulate daily fantasy sports in the state.

TRANSPORTATION & INFRASTRUCTURE

STB Wants To Fast-Track Rail Rate Spats

The Surface Transportation Board said Wednesday it is considering a new process for fast-tracking the shipper-railroad rate disputes that dominate much of the agency's docket, in a move that could ultimately provide stakeholders some relief from drawn-out, often yearslong proceedings.

INSURANCE

Aetna Can't Recoup Medical Costs From Hanover: NY Justices

New York's highest court ruled Tuesday that Aetna can't seek reimbursement from auto insurer Hanover Insurance Co. for payments it made to health care providers that treated a car crash victim, holding that the state's no-fault law doesn't allow a health insurer to pursue such a claim.

EMPLOYMENT

Browning-Ferris Supporters Slam NLRB Joint Employer Test

The U.S. Chamber of Commerce, Microsoft, numerous industry trade groups and the state of Texas each sided with waste management company Browning-Ferris Industries on Tuesday in its D.C. Circuit appeal seeking to overturn the National Labor Relations Board's new joint-employer standard. Here, Law360 looks at the arguments presented by BFI's amicus supporters.

PRIVACY & CONSUMER PROTECTION

Citing Orlando, Sen. Says FBI Needs Quick Access To Data

As the Senate Judiciary Committee ponders restricting government access to data by amending the Electronic Communications Privacy Act, the FBI should have easier access to that information in order to help prevent future terrorist attacks like the one carried out Sunday in Orlando, Sen. John Cornyn argued on Tuesday.

GOVERNMENT CONTRACTS

House GOP Cuts Off Bid For LGBT Amendment In Defense Bill

House leaders dodged a partisan fight over a measure to provide protections for LGBT contractors in the $610 billion Defense Department funding bill, after a similar measure sunk a $37 billion energy and water bill last month.

FEMA Told To Fix Lax Grant Oversight, Claw Back $51M

The Federal Emergency Management Agency should better manage a firefighter assistance grant program to avoid fraud and abuse and claw back $51.2 million in grants that Cimarron Electric Cooperative used on noncompetitive storm recovery contracts, a watchdog has said.

Lawmakers Demand DOD Explain Handling Of Whistleblowers

A bipartisan group of lawmakers said Tuesday they have asked a Pentagon watchdog to explain its efforts to investigate whistleblower reprisal claims involving the U.S. Department of Defense and its contractors, citing concerns over apparent

FanDuel Inc.
Google Inc.
HomeAway Inc.
IP Owners Association
International Brotherhood of Teamsters
Level 3 Communications Inc.
Microsoft Corporation
Morgan Stanley
NASDAQ OMX Group Inc.
National Retail Federation Inc.
Netflix Inc.
Newegg Inc.
Overstock.com Inc.
PacifiCorp
PepsiCo Inc.
Public Knowledge
RCN Corp.
Retail Litigation Center Inc.
SeaWorld Entertainment Inc.
Stryker Corporation
U.S. Chamber of Commerce
United Auto Workers
United States Telecom Association
Zayo Group Holdings Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
Centers for Disease Control and Prevention
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
National Aeronautics and Space Administration
National Labor Relations Board
National Security Agency
Occupational Safety and Health

"persistent, systemic" issues negatively affecting those investigations.

INTERNATIONAL TRADE

Sens. Press For Tough Enforcement Of Slave Labor Import Law

A pair of high-ranking Democratic senators on Tuesday leaned on Obama administration officials to strictly enforce a newly minted law barring the importation of goods manufactured with slave labor, stressing that merely having the law on the books means little without sufficient oversight.

ITC Calls For Input On New MTB Process

The U.S. International Trade Commission began preparing Wednesday for its new role as the coordinator of the miscellaneous tariff bill, seeking comments from importers on the documentation they will have to submit to receive duty suspensions under the recently revamped process.

TAX

Airbnb To Begin Paying Pa. Hotel Tax

Airbnb Inc. will collect and remit taxes from its Pennsylvania guests beginning July 1, making the state the latest addition to more than two dozen other jurisdictions where the company collects taxes directly from its users, the Pennsylvania Department of Revenue announced Wednesday.

House Panel Votes To Censure IRS Chief Over Alleged Bias

A House Committee passed a resolution Wednesday to censure Internal Revenue Service Commissioner John Koskinen for purportedly suppressing evidence of the agency's political bias against conservative groups.

IMMIGRATION

BLS Could Skew Prevailing Wages, Immigration Attys Say

The U.S. Bureau of Labor Statistics' proposed changes to occupation, industry and area details in its Occupational Employment Statistics survey are "vague and confusing" and would skew prevailing wage determinations in hiring foreigners, the American Immigration Lawyers Association has said.

NATIVE AMERICAN

DOI Needs Closer Eye On Tribal Oil, Gas Agreements: GAO

The U.S. Department of the Interior needs to better monitor how it reviews and approves revenue-sharing agreements for Native American oil and gas projects if it wants to make sure its recent guidance is speeding up the process, according to a U.S. Government Accountability Office report released Tuesday.

Calif. Tribe, Enviros Blast Feds' Geothermal Lease Proposal

The Pit River tribe and several environmental groups urged a California federal judge Tuesday to reject the federal government's proposed order regarding its decision to continue geothermal leases on California land sacred to the tribe, saying the government is asking the court to rule on leasing issues that aren't part of the case.

TELECOMMUNICATIONS

EU Floats Plan To Rein In Wholesale Roaming Charges

The European Commission on Wednesday proposed to cut down the roaming

Administration
Securities and Exchange Commission
Small Business Administration
Surface Transportation Board
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Supreme Court

rates that networking operators charge each other, a move intended to prepare the market for the commission's plan to end consumer roaming rates by June 2017.

FCC Told To Level Regs Playing Field For Online Video

An alliance that includes Telletopia Foundation, BitTorrent and BiggyTV urged the Federal Communications Commission on Wednesday to move forward on plans to change how online video distributors are regulated, but to ensure the rules do not apply to companies like Netflix and Amazon.

Cable Group Calls FCC's Set-Top Box Plan 'Unworkable'

The Federal Communications Commission faced continued outcry over its plan to unlock set-top boxes, including on the House floor, with a small cable group warning in a filing posted on Wednesday that the commission should discard the proposal or at least exempt smaller companies from the rules.

Telecoms Proceed With Leaner Baltimore Rate Hike Suit

A Maryland federal judge spared a lawsuit Tuesday that several telecoms brought against the Baltimore City Council over its decision to triple underground conduit fees, but tossed the Fifth Amendment takings and other claims.

PEOPLE

Polsinelli Lures Former Lawmaker To Public Policy Practice

Polsinelli PC on Tuesday said that it has lured a former U.S. congressman from Steptoe & Johnson LLP, whose experience on health care and energy issues will add to the firm's growing national public policy practice.

EXPERT ANALYSIS

In-House Counsel Beware: TSCA Reform Impacts Everyone

The rules of engagement in the chemical world as we know it are set to change dramatically and imminently with the forthcoming revisions to the Toxic Substances Control Act. In-house counsel who may be under the impression that the rule only applies to "chemical producers" and not to their companies are gravely mistaken, says Lynn Bergeson at Bergeson & Campbell PC.

DTSA's Promise Of Uniformity Remains Unfulfilled

The new Defend Trade Secrets Act is supposed to provide a more uniform body of law governing trade secrets claims, but it provides no guidance to courts as to whether they should interpret its provisions based upon state law or a new federal common law. One need look no further than the basic definitions of "trade secret" and "misappropriation" to identify conflicts between the DTSA and state laws, say Daniel Winston and Irina Oberman Khagi of Choate Hall & Stewart LLP.

PETA's Push To Expand Limits Of Worker Safety Laws

People for the Ethical Treatment of Animals has stretched the boundaries of "workplace hazards" to request specific and targeted regulations for industries that utilize or display animals. Such efforts have resulted in a profound regulatory mismatch and an unfortunate distraction from the Occupational Safety and Health Administration's worker protection mission, say attorneys at Kelley Drye & Warren LLP.

FERC Berkshire Hathaway Order May Jolt Electricity Market

With its recent order revoking Berkshire Hathaway Energy entities' market-based rate authority, the Federal Energy Regulatory Commission has indicated its critical examination of the industry's competitive landscape. The agency's decision may have broad-reaching impacts for buyers and sellers of electricity, as well as investors that finance generation projects throughout the country, says Heather Curlee at Wilson Sonsini Goodrich & Rosati.

What FDA's Drug Distributor Licensing Regs Should Address

The U.S. Food and Drug Administration intends to issue long-awaited proposed regulations governing the licensing of prescription drug wholesale distributors. We hope the FDA meets its self-imposed deadline, and addresses certain key issues in the forthcoming guidance, says Kevin Madagan at Reed Smith LLP.

LEGAL INDUSTRY

What It Takes To Get Hired At A BigLaw Firm

Jumping to a BigLaw firm can open doors for a partner — bringing access to more lawyers, markets, clients and of course, more money — but before an attorney can reap the rewards that come with the territory, he or she has to get hired. Here, Law360 looks at what attorneys need to do to take advantage of the booming lateral market and secure a job at a BigLaw firm.

Bracewell Lays Off Staffers After Its Lawyers Get Raises

Bracewell LLP is slimming the ranks of its support staff, a firm representative confirmed on Wednesday, the same week that the firm announced a sizable hike in associate salaries to meet the new scale set by Cravath Swaine & Moore LLP.

5 More Firms Adopt Cravath Salary Scale

Five more law firms have announced an increase in associate salaries after Cravath Swaine & Moore LLP set a new benchmark last week and they join more than 50 other firms that also boosted their salaries.

K&L Gates Launches Partner Program In Wake Of Departures

K&L Gates LLP announced a new firmwide program aimed at alleviating the uncertainty that current income partners may feel about the path to full equity partnership following months of partner defections.

Atty Convicted For Attack On Law Firm Boss And His Wife

A Virginia lawyer could face life in prison after a jury found him guilty on Tuesday of taking the former managing shareholder of Virginia law firm Bean Kinney & Korman PC and his wife hostage in their home, the Fairfax County prosecutor's office said Wednesday.

Harvard Grad Who Lost Ropes & Gray Gig Sues Over Bar Exam

A Harvard Law School graduate who lost her job at Ropes & Gray LLP after twice failing the bar exam has sued the New York State Board of Law Examiners for refusing to accommodate her anxiety-related disabilities until it was too late.

Womble Carlyle Inks Strategic Partnership With UK Firm

North Carolina-headquartered Womble Carlyle Sandridge & Rice LLP has entered into an overseas strategic partnership with midmarket U.K. firm Bond Dickinson LLP, in which the two law firms will refer clients and drum up business for one another, the firms said Wednesday.

4 Practice Areas Where Philly Firms Are Hiring

Philadelphia may be a mature legal market, but there's still a demand for lawyers in certain key areas. If you're looking for a change of scenery, here are four practice areas where firms in the City of Brotherly Love are hiring.

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Reed Smith
Ropes & Gray
Wilson Sonsini
Winthrop & Weinstine
Arent Fox
Baker & McKenzie
Bean Kinney
Beeson Tayer
Bergeson & Campbell
Boies Schiller
Brann & Isaacson
Choate
Covington & Burling
Cozen O'Connor
Davis Wright Tremaine
Dechert
Drinker Biddle
Earthjustice
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Kramer Levin
Locke Lord
Morrison & Foerster
NSIP Law
Orrick Herrington
Polsinelli
Priddy Cutler
Rivkin Radler
Robbins Russell
Schiff Hardin
Schulte Roth
Sedgwick LLP
Seyfarth Shaw
Shayne Dachs
Sheppard Mullin
Simpson Thacher
Steptoe & Johnson LLP

Sterne Kessler
Stoel Rives
Venable LLP
White & Case
Winston & Strawn
Womble Carlyle

COMPANIES

America Fujikura Ltd.
American Federation of Labor and Congress of Industrial Organizations
Comcast Corporation
Google Inc.
International Brotherhood of Teamsters
Microsoft Corporation
National Retail Federation Inc.
U.S. Chamber of Commerce
AT&T Inc.
Aetna Inc.
Airbnb Inc.
American Bar Association
American Cable Association
American Hospital Association
American Immigration Lawyers Association
American Medical Association Inc.
American Petroleum Institute Inc.
Berkshire Hathaway Inc.
California Independent System Operator
Calpine Corporation
CenturyLink Inc.
Cisco Systems Inc.
Crocs Inc.
DraftKings Inc.
FanDuel Inc.
HomeAway Inc.
IP Owners Association
Level 3 Communications Inc.
Morgan Stanley
NASDAQ OMX Group Inc.
Netflix Inc.
Newegg Inc.
Overstock.com Inc.
PacifiCorp
PepsiCo Inc.
Public Knowledge
RCN Corp.
Retail Litigation Center Inc.
SeaWorld Entertainment Inc.
Stryker Corporation
United Auto Workers
United States Telecom Association
Zayo Group Holdings Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
Federal Communications Commission
Federal Energy Regulatory Commission
U.S. Department of Justice
Bureau of Land Management
Federal Bureau of Investigation
Food and Drug Administration
Government Accountability Office
National Labor Relations Board
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. House of Representatives
Bureau of Indian Affairs
Bureau of Labor Statistics
Centers for Disease Control and Prevention
European Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Fish and Wildlife Service
Internal Revenue Service
International Trade Commission
National Aeronautics and Space Administration
National Security Agency
Occupational Safety and Health Administration
Securities and Exchange Commission
Small Business Administration
Surface Transportation Board
U.S. Customs and Border Protection
U.S. Department of Defense
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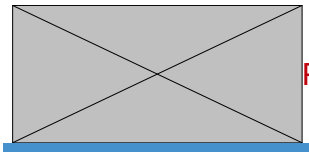
Subject: Female Lawyers Group Slams 'Patronizing' Kavanaugh



PUBLIC POLICY.

Law360 Closed For Labor Day

Newsletter service will resume on Tuesday, Sept. 4.

Friday, August 31, 2018

TOP NEWS

Female Lawyers Group Slams 'Patronizing' Kavanaugh

The National Association of Women Lawyers has rated D.C. Circuit Judge Brett Kavanaugh "not qualified" for the U.S. Supreme Court over his record on women's rights issues such as abortion, calling one of his recent writings "patronizing" and "inflammatory," though otherwise finding him "supportive of women professionally." Read full article »

Advocates Urge Sens. To Press Kavanaugh On Privacy Issues

The Center for Democracy and Technology sent a letter Wednesday to Congress with a list of recommended privacy-related questions to ask Judge Brett Kavanaugh at his Supreme Court confirmation hearing, saying it believes his views would work against the American people. Read full article »

Fed, FDIC Give 5 Firms More Time To Submit 'Living Wills'

The Federal Reserve and the Federal Deposit Insurance Corp. said Thursday that they're pushing back the deadlines for four major foreign banks and one nonbank to file their next round of "living wills" detailing how they can be speedily and safely wound down in the event of a crisis. Read full article »

Fla. Justices Say Ethics Panel Can't Limit Court Doc Access

The Florida Supreme Court on Thursday repealed recent amendments to the rules governing the state's judicial disciplinary agency, ruling that the amendments, which allow for the agency to designate court filings as confidential, are beyond its authority under the state's constitution. Read full article »

Analysis

5 Key Takeaways From Calif.'s Carbon-Free Power Bill

The signature of California Gov. Jerry Brown is all that's needed to enact an ambitious plan to require that 100 percent of the Golden State's electricity come from zero-carbon sources by 2045, a goal experts say will unleash a wave of new clean energy development but also present a host of thorny implementation issues for regulators. Here are five key takeaways from the bill. Read full article »

BANKING & SECURITIES

Clayton's SEC Looks To Streamline Private Offering Rules

Calling the current system of registration exemptions an "elaborate patchwork," U.S.

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Consovoy McCarthy
Covington & Burling
Cullen & Dykman
Dean Mead
Dentons
Dickinson Wright
Dowd Bennett
Downey Brand
Dudley Topper
Epstein Becker Green
Fitzpatrick Cella
Foley & Lardner
Fox Rothschild
Gibson Dunn
Greines Martin
Growe Eisen
Haynes and Boone
Hunton Andrews Kurth
Jackson Lewis

Securities and Exchange Commission Chairman Jay Clayton said Wednesday that agency officials will develop a proposal to harmonize regulations for the rising number of private offerings not registered with the SEC. Read full article »

NY AG Seeks Clarity After CFPB's Exit From Legal Funder Suit

New York's attorney general has asked a Manhattan federal judge to clarify her recent rulings in a suit accusing RD Legal Funding of scamming NFL players and 9/11 first responders, saying that it's not clear what claims survive after she found the Consumer Financial Protection Bureau unconstitutional, chucked its claims and then paused the rest. Read full article »

ENERGY & ENVIRONMENTAL

Enviros, Dems Slam Proposed EPA Mercury Rule Move

Green groups and Democratic politicians came out swinging against the U.S. Environmental Protection Agency's announcement Wednesday that it's rethinking an Obama-era mercury air pollution rule, saying any attempt to water it down could have dire health consequences. Read full article »

Appeals Court Flips Enviro Dredging Suit For Cape Cod Town

A Cape Cod town is under no obligation to nourish a private beach with debris dredged up from the mouth of a tidal river, according to Massachusetts' top appellate court, which Thursday reversed a Superior Court judge the appellate panel said misapplied state environmental law. Read full article »

HEALTH & LIFE SCIENCES

Calif. Gets PhRMA's Challenge To Drug Pricing Law Axed

A California federal judge on Thursday dismissed a suit by the Pharmaceutical Research and Manufacturers of America challenging a state drug pricing law, finding the industry organization was only able to speculate that its members would be harmed by the law. Read full article »

TRANSPORTATION & INFRASTRUCTURE

St. Louis Cabbies Can't Sue Uber For Defying Regs: 8th Circ.

The Eighth Circuit on Thursday rejected a proposed class action alleging Uber stole business from St. Louis taxicab drivers by intentionally flouting local regulations requiring all for-hire drivers to get fingerprinted and obtain commercial drivers' licenses, saying the plaintiffs don't have a right to sue for regulatory violations. Read full article »

REAL ESTATE

NJ Court Says HOA Can't Stop Hudson River Apartment Plan

A New Jersey appeals court on Thursday threw out a homeowners association's challenge to a permit for an apartment project along the Hudson River in North Bergen Township, finding the approval of the project by the municipality's planning board to be reasonable and objective. Read full article »

EMPLOYMENT

Trump Axes 2019 Pay Hikes For Civilian Federal Employees

President Donald Trump said Thursday that he will be eliminating a 2.1 percent across-the-board pay increase for civilian federal employees set to take effect in 2019 as well as any locality pay increases they would have received, saying that

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Organ Cole
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Reed Smith
Robbins Geller
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Sanford Heisler Sharp
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Stoel Rives
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BASF SE
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Barclays PLC
Bayer AG
BlackBerry Ltd.
Bombardier Inc.
Cable News Network Inc.
California Independent System Operator
CenterPoint Energy Inc.

federal agency budgets couldn't sustain the raises. Read full article »

Analysis

NY Sex Harass Guidance May Put Employers In Time Crunch

New York state's recently proposed standards for how businesses should structure anti-sexual harassment policies and conduct newly mandated training sessions could leave employers scrambling to comply with a tight time frame and uncertain about whether the state's proposals meet New York City requirements, experts say. Read full article »

COMPETITION

GOP Sen. Hatch Wants FTC To Take Another Look At Google

Sen. Orrin Hatch, R-Utah, urged the Federal Trade Commission on Thursday to rescrutinize Google's search and digital advertising practices, arguing "much has changed" since the agency decided not to bring an antitrust enforcement action against the internet giant. Read full article »

Sen. Booker Proposes Moratorium On Agribusiness Mergers

Sen. Cory Booker, D-N.J., introduced a bill on Wednesday that would put an 18-month moratorium on large mergers in the agricultural, food and beverage manufacturing, and retail grocery sectors over concerns about excessive corporate consolidation. Read full article »

CYBERSECURITY & PRIVACY

USPS Admits Release Of Candidate's Security Clearance Info

The U.S. Postal Service on Thursday took responsibility for mistakenly and "inappropriately" releasing the federal security clearance information of a Democratic congressional candidate and former Central Intelligence Agency officer to a Republican super PAC, after the group used information from the file to publicly attack her candidacy. Read full article »

Ga. Voters' Suit Seeking Paper Ballot Switch Marches On

A Georgia federal judge held that litigation seeking to force the state to replace its allegedly insecure and unreliable electronic voting system with paper ballots can move forward, disagreeing with officials' claims that the court lacks jurisdiction over the suit lodged by a voting integrity group and several residents. Read full article »

CONSUMER PROTECTION

DOJ Slams Harvard's Alleged Admissions Racial 'Balancing'

The Trump administration rebuked Harvard University's race-conscious admissions process Thursday and called its class makeup suspiciously "balanced," inserting the executive branch into an ongoing bias suit filed by a group of rejected Asian-American applicants in Massachusetts federal court. Read full article »

GOVERNMENT CONTRACTS

Sens. Urge Agencies To Address Year-End Spending 'Binges'

A bipartisan group of four senators urged 13 federal agencies to explain their plans for curbing potentially wasteful or abusive spending in the last week of the fiscal year, shortly after federal data analysts released a report showing that end-year spending "binges" have not abated over the years. Read full article »

INTERNATIONAL TRADE

Chevron Corp.
Citigroup Inc.
Credit Suisse Group AG
Deutsche Bank AG
Devon Energy Corp.
Dow Chemical Co.
DowDuPont Inc.
Edison Electric Institute Inc.
Enlink Midstream Partners LP
Environmental Defense Fund Inc.
Exterro Inc.
Global Infrastructure Partners
Google Inc.
Hospira Inc.
Houston Rockets
JM Eagle
Johns Manville Corp.
LM Ericsson Telephone Company
Microsoft Corporation
Monsanto Co.
NFL Enterprises LLC
Natural Resources Defense Council
Newegg Inc.
Overstock.com Inc.
PhRMA
Plantronics Inc.
Prudential Financial Inc.
R.J. Reynolds Tobacco Co. Inc.
RD Legal Funding LLC
Sierra Club
Southern California Edison
St. Louis Metropolitan Taxicab Commission
Syngenta AG
The Boeing Company
Twitter Inc.
UBS AG
Uber Technologies Inc.
Vectren Corp.
Vizio Inc.
Wal-Mart Stores Inc.
Wayfair LLC
Zeughauser Group LLC
eBay Inc.

GOVERNMENT AGENCIES

California Energy Commission
California Supreme Court
Central Intelligence Agency
Consumer Financial Protection Bureau

EU Now Willing To Include Cars In US Trade Talks

The European Union's top trade official said Thursday that she would be willing to include automobiles in upcoming negotiations with the U.S., departing from the two governments' agreement to keep cars out of the talks. Read full article »

TAX

SD Proposes Nov. 1 Tax Collection By Remote Sellers

South Dakota, which prevailed in the landmark June 21 U.S. Supreme Court decision that killed the physical presence requirement for the collection of sales and use tax, will put its own remote seller law into effect on Nov. 1 if legislation released Thursday gets through a special session. Read full article »

IMMIGRATION

Trump Admin. Takes 'Sanctuary Cities' Row To 9th Circ.

The Trump administration urged the Ninth Circuit on Thursday to reverse a district court decision barring it from withholding community-policing grants to penalize cities for policies against cooperating with immigration authorities, saying the authorizing statute provides discretion for prioritizing the public safety funding's goals. Read full article »

TELECOMMUNICATIONS

FCC Is New Target Of Group Fighting 'Administrative State'

A conservative group focused on fighting federal agencies' expansion of the "administrative state" has taken its battle to the Federal Communications Commission, according to a petition posted Thursday. Read full article »

WHITE COLLAR

Indicted Russian Co. Can't Intervene In Contempt Appeal

The D.C. Circuit on Thursday rejected a bid by a Russian company charged with influencing the 2016 U.S. presidential election to intervene in a separate contempt case against an aide for President Donald Trump confidant Roger Stone, holding that the company hasn't shown it has standing. Read full article »

Ex-Pa. Mayor Convicted In Pay-To-Play Scheme

A Pennsylvania federal jury on Thursday found ex-Reading mayor Vaughn Spencer guilty on charges of bribery and wire fraud in connection with a scheme in which he solicited campaign donations from city vendors in exchange for awarding them contracts. Read full article »

EXPERT ANALYSIS

Opinion

Judicial Review Of A Manafort Pardon Would Be Overreach

The conviction of Paul Manafort has sparked speculation as to whether President Donald Trump might issue a pardon to his lieutenant and, if so, whether it would constitute obstruction of justice. But a presidential pardon — irrespective of motive — should not be subject to judicial reversal, says Harold Krent, dean of the Chicago-Kent School of Law at the Illinois Institute of Technology. Read full article »

Florida, We Have A Tax Problem: Inside The TCJA Review

The Florida Department of Revenue has been reviewing the impact of the Tax Cuts and Jobs Act on Florida's corporate income taxpayers. Attorneys at Dean Mead

Department of Commerce
Energy Information Administration
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Florida Department of Revenue
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
Iowa Department of Revenue
National Aeronautics and Space Administration
National Science Foundation
New York Attorney General's Office
Office of the U.S. Trade Representative
Securities and Exchange Commission
Social Security Administration
South Dakota Department of Revenue
Texas Supreme Court
U.S. Attorney's Office
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Postal Service
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

Egerton Bloodworth Capouano & Bozarth PA delve into the most pressing issues discussed at last week's public meeting on the nexus of federal and state tax reform. Read full article »

10 Ways To Prevent E-Discovery Woes

E-discovery is not easy, but employing these 10 strategies may help minimize future headaches, say Debbie Reynolds and Daryl Gardner of EimerStahl Discovery Solutions LLC. Read full article »

LEGAL INDUSTRY

Strong Local Economy A Springboard For Texas Powerhouses

The recovery of oil prices and the continued influx of out-of-state firms entering the Texas legal market led to an active and competitive year for firms statewide, but five law firms edged out the rest with work including paving the way for the purchase of the Houston Rockets, opening the door for major retailers like Walmart Inc. to sell liquor in Texas and reshaping oilfield ownership. Read full article »

Feature

IP Pressures Could Fuel More Law Firm Mergers

Venable LLP's planned combination with Fitzpatrick Cella Harper & Scinto continues a trend of general service firms acquiring intellectual property boutiques, and experts say more tie-ups could be coming amid challenges in the IP market and a desire from law firms to find a competitive edge. Read full article »

Conflict Sinks Sheppard Mullin Fee Win, Calif. Justices Say

The California Supreme Court chose Thursday not to provide a final answer in a $3.8 million fee dispute between Sheppard Mullin Richter & Hampton LLP and a former client, ruling that an arbitration award in favor of the firm is invalid because of an undisclosed conflict and deciding Sheppard Mullin must argue its case before a trial court. Read full article »

Ex-Ogletree Atty Failed To Opt Out Of Arbitration, Firm Says

The former Ogletree Deakins Nash Smoak & Stewart PC shareholder suing the firm for gender bias in a $300 million proposed class action should have known she had consented to an arbitration pact when she failed to opt out of the agreement, the firm told a California federal court Wednesday. Read full article »

Judge Taps Public Defender For Shapiro's Accused Killer

The Illinois state court judge overseeing the murder case against the accused killer of Mayer Brown LLP appellate practice leader Stephen Shapiro tapped the Cook County Public Defender's Office to represent the man on Thursday after learning he has no money to pay for private representation. Read full article »

Bombardier Lands New General Counsel

Montreal-based Bombardier Inc. has found its new top lawyer in Alain Rondeau, who is set to replace the outgoing general counsel when he retires at the end of the year, the company said Thursday. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Paul Hastings LLP leads this week's pride of legal lions, notching four wins for Google at the Patent Trial and Appeal Board, while Jones Day and its co-counsel landed on the legal lambs list after juries hit client R.J. Reynolds with a pair of product liability verdicts totaling $113.3 million. Read full article »

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Cullen & Dykman
Dean Mead
Dentons
Dickinson Wright
Dowd Bennett
Downey Brand
Dudley Topper
Epstein Becker Green
Fitzpatrick Cella
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Fox Rothschild
Gibson Dunn
Greines Martin
Growe Eisen
Hunton Andrews Kurth
Jackson Lewis
Jenner & Block
Jones Day
KP Law PC
Kerr & Wagstaffe
Knobbe Martens
Krevolin & Horst
Manatt Phelps
Mayer Brown
McDermott Will
McKool Smith
Morrison & Foerster
Novak Druce
Ogletree Deakins
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Polsinelli
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Roylance Abrams
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Sheppard Mullin
Stoel Rives
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The Jaffe Law Firm
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BlackBerry Ltd.
Bombardier Inc.
Cable News Network Inc.
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Chevron Corp.
Citigroup Inc.
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Devon Energy Corp.
Dow Chemical Co.
DowDuPont Inc.
Edison Electric Institute Inc.
Enlink Midstream Partners LP
Environmental Defense Fund Inc.
Exterro Inc.
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Hospira Inc.
Houston Rockets
JM Eagle
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Monsanto Co.
NFL Enterprises LLC
Natural Resources Defense Council
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PhRMA

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Vizio Inc.
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eBay Inc.

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U.S. Supreme Court
U.S. Department of Justice
Executive Office of the President
Department of Commerce
European Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Securities and Exchange Commission
California Energy Commission
California Supreme Court
Central Intelligence Agency
Consumer Financial Protection Bureau
Energy Information Administration
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
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Food and Drug Administration
Government Accountability Office
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International Trade Commission
Iowa Department of Revenue
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National Science Foundation
New York Attorney General's Office
Office of the U.S. Trade Representative
Social Security Administration
South Dakota Department of Revenue
Texas Supreme Court
U.S. Attorney's Office
U.S. Department of Education

U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
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United States District Court for the Eastern District of Pennsylvania

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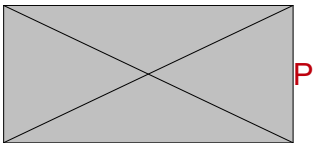

PUBLIC POLICY.

Monday, March 12, 2018

IN-DEPTH

Feature

How Far Right Can The President Pull The Courts?

Although President Donald Trump set a record with the number of circuit judges he named during his first year, experts say that's not the whole story. Here's our data-driven look at what the White House faces in its quest to reshape the appeals courts. Read more »

News Analysis

Why The 'Blue Slip' Battles Are Becoming White Hot

It's more of a norm than a rule. Its use has shifted over time, often with political winds. But the once-obscure Senate tradition is now front and center in the boiling debate over the future of the judiciary. Read more »

News Analysis

Senior Judges Fill The Void Left By Rampant Vacancies

More federal judges are skipping the golf course to head back to the courtroom upon taking senior status, and they're playing an increasingly vital role in a strained system. Read more »

Op-Ed

Grassley, Feinstein Debate Judicial Vetting, Obstruction

It is undisputed that in his first year in office President Trump was able to confirm a significant number of judges to the federal bench. How it happened — and whether it's a good thing — are debated here by Sen. Chuck Grassley, R-Iowa, and Sen. Dianne Feinstein, D-Calif. Read more »

TOP NEWS

Analysis

5 Burning Questions About Trump's Bombshell Tariff Move

President Donald Trump's decree to tag steel and aluminum imports with hefty tariffs came with caveats aimed at providing assurances to U.S. allies, but opponents of the duties have been left with far more questions than answers in the wake of the

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Hinshaw & Culbertson
Hogan Lovells
King & Spalding
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Marashlian & Donahue
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policy's tumultuous rollout. Here, Law360 offers a rundown of the uncertainty still clouding the administration's bold enforcement move. Read more »

Analysis

3 Key Questions On The US-EU Insurance Pact

State insurance regulators have begun tackling key questions regarding the implementation of a pact between the U.S. and the European Union that will ax collateral requirements for EU reinsurers doing business stateside, including to what extent existing laws must be changed and whether foreign reinsurers outside the bloc will be eligible for similar benefits. Here, Law360 looks at three important issues facing regulators as they chart a path for effectuating the transatlantic insurance deal. Read more »

NRA Sues Fla. Hours After Gov. Signs Gun, School Safety Bill

The National Rifle Association sued the state of Florida Friday within hours of the governor signing gun control legislation in response to the shooting that left 17 dead at Marjory Stoneman Douglas High School, calling a provision banning firearm sales to anyone under 21 unconstitutional. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Trump Tariffs Will Squeeze US Energy Project Work

The steel and aluminum tariffs imposed by President Donald Trump will hike the price of virtually every energy development project, experts say, from oil and gas pipelines to offshore wind and utility-scale solar farms. Read more »

NM High Court Nixes Enviros' Copper Pollution Rule Suit

The New Mexico Supreme Court on Thursday upheld a state copper mining groundwater pollution rule, rejecting challenges from environmentalists and the state's attorney general who said it was not protective enough. Read more »

NY AG Rips 'Senseless And Dangerous' Offshore Drilling Plan

New York Attorney General Eric Schneiderman on Friday assailed the U.S. Department of the Interior's proposed five-year plan extending oil and gas leasing to nearly all the nation's coastal waters, saying the "senseless and dangerous" program could have devastating effects on the state's economy. Read more »

DC. Circ. Weighs If Challenge Of Old Rail Car Fee Is Moot

A D.C. Circuit panel asked a petroleum industry group seeking to strike down a surcharge on old fuel rail cars Friday whether the case is moot, given that a phaseout of those rail car models has already been completed. Read more »

MEDIA & ENTERTAINMENT

Mass. Gov's $610M Bill Extends Fantasy Sports Gaming

Massachusetts Gov. Charlie Baker released a new economic development framework and legislation Friday that commits $610 million to various infrastructure projects and will allow fantasy sports gaming to continue in the state through the July deadline. Read more »

TRANSPORTATION & INFRASTRUCTURE

Analysis

Alternative Ways To Pay For Trump's Infrastructure Plan

The Trump administration's and certain lawmakers' recent willingness to discuss a federal gas tax hike to fund highway and other surface transportation upgrades spurs optimism that infrastructure funding is high on the legislative agenda, but experts say there's little chance such a drastic policy shift will take flight this year.

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REAL ESTATE

NJ Builder Must Be Redeveloper To Seek Town's OK

A developer could not seek municipal approval for a proposed 186-unit building in a redevelopment area in Hoboken, New Jersey, without having been designated as a redeveloper, a state appeals court said Friday in affirming a trial court ruling in the city's favor. Read more »

EMPLOYMENT

Feature

Employment Roundup: 6 Things You May Have Missed

Over the last week, the U.S. Department of Labor said 2,400 Chinese workers in the U.S. territory of Saipan who lacked work visas are owed $14 million in damages for wage violations, a federal jury awarded more than $400,000 to two United Airlines flight attendants who they said were fired for being too old, and two U.S. senators floated bipartisan legislation to bolster workers' 401(k) savings. Read more »

NLRB Joint Employer Reversal Broke Rules, Hy-Brand Says

The National Labor Relations Board violated its rules for delegating its authority to a panel of board members before striking down a December ruling that sided with Hy-Brand Industrial Contractors and nixed the controversial joint employment test the NLRB adopted in 2015, Hy-Brand said Friday. Read more »

Feature

DOL Told Health Plan Rule May Hurt Insurance Markets

Insurers, state attorneys general, care providers and others piled on the U.S. Department of Labor's proposal to loosen requirements for setting up so-called association health plans ahead of a March 6 deadline for public comments, warning it could destabilize swaths of the insurance marketplace and invite fraud. Read more »

COMPETITION

Antitrust Immunity Proposed For News Org Online Talks

Under a bill introduced in Congress, news organizations could be given a limited, four-year "safe harbor" from certain antitrust laws allowing them to band together to negotiate with major online content distributors such as Google and Facebook on matters relating to "quality, accuracy, attribution or branding, and interoperability of news." Read more »

INTERNATIONAL TRADE

New Zealand Signs Side Pacts In New TPP To Curb Arbitration

New Zealand has reached side deals with five countries to exclude compulsory investor-state dispute settlement in the newly signed Comprehensive and Progressive Agreement for Trans-Pacific Partnership, according to a Friday statement. Read more »

Sens. Cornyn, Murkowski Cautious About NAFTA Talks, Tariffs

Two Republican U.S. senators told attendees at a major energy conference in Houston on Friday that they were surprised by President Donald Trump's decision to slap tariffs on aluminum and steel, and that while they support modernization of the North American Free Trade Agreement, a cautious approach is needed in negotiating it. Read more »

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Federal Reserve Bank of New York
Internal Revenue Service
NAFTA
National Labor Relations Board
New Mexico Attorney General's Office
New York Attorney General's Office
New York State Comptroller
New York State Higher Education Services Corporation
Pennsylvania Supreme Court
Small Business Administration
Surface Transportation Board
U.S. Customs and Border Protection
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice

TAX

Analysis

15 Months In, Philly Still Plagued With Soda Tax Uncertainties

It's been 15 months since the city of Philadelphia enacted its sweetened beverage tax, and there looks to be no end in sight to the fighting and fallout that have plagued it from the outset, thanks to lower-than-expected tax revenue as well as court battles. Read more »

'Tax Extender' Process Must Change, Congress Staffers Say

Congress must get off the merry-go-round of renewing targeted tax benefits every year or two because it makes for bad policy and increases uncertainty for businesses, staffers for the U.S. House and Senate tax committees said Friday. Read more »

Disputing Proposed Tax Regs Is Growing, Panel Says

Challenging proposed tax regulations before they are enforced is a growing legal strategy that may give the bar a new way to represent clients, attorneys said during a panel discussion Friday at a Federal Bar Association meeting. Read more »

IMMIGRATION

Immigration Bill Roundup: Biometric Data, College Aid Bar

Members of the 115th Congress have introduced bills that would formally bar college education benefits for immigrants unauthorized to be in the United States, formally establish federal programs for collecting biometric data and would compel the federal government to provide attorneys to young detainees. Read more »

TELECOMMUNICATIONS

Feature

Top 4 Groups Lobbying The FCC

During the month of February, barriers to infrastructure deployment largely drove the conversation at the Federal Communications Commission, as industry groups urged the agency to override local authorities and clear the way for new 5G networks. Read more »

EXPERT ANALYSIS

How Settling With The Gov't Is Costlier Under New Tax Law

A provision in the Tax Cuts and Jobs Act greatly expands the scope of the disallowance of deductions for fines and penalties paid to government agencies. This will make it costlier for a company to settle claims of violation of laws and regulations brought by federal, state or local agencies, or even foreign governments, says Marvin Kirsner of Greenberg Traurig LLP. Read more »

A Potential Shift On Education Debt Discharge Standards

To its detractors, the so-called Brunner test, which is used to establish the dischargeability of student loan debts, stands out like a sore thumb. However, in an unexpected move, the U.S. Department of Education recently published a memo calling for comments that hinted it might be considering eliminating or modifying this standard, say attorneys with Troutman Sanders LLP. Read more »

Tax Reform Complicates Middle-Market CLOs

The Tax Cuts and Jobs Act is causing concerns for advisers of middle-market collateralized loan obligation issuers as it potentially imposes new requirements. Advisers to MM CLOs must be creative and thoughtful in mitigating the potential adverse effects of Section 1446(f), say attorneys with Cadwalader Wickersham &

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U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

Taft LLP. Read more »

A Millennial's Guide To Tax Reform

Members of the millenial generation may be asking themselves, "How does the first significant tax reform effort of my life affect me?" Understanding eight key provisions of the new law will help taxpayers ages 18 to 35 make some important decisions, say Chelsea Gold and Michaela Campbell of Steptoe & Johnson LLP. Read more »

LEGAL INDUSTRY

How Law Firms Can Be More Efficient And Drive Profit

The average lawyer spends approximately two-thirds of their day on nonbillable tasks, a bleak picture of efficiency in today's law firms offered up Friday by a speaker at the American Bar Association TechShow in Chicago. Read more »

Legal Sector's Slow Year Continues With 200 Jobs Lost In Feb.

The U.S. legal sector continued its less-than-stellar start to 2018, dropping another 200 jobs in February for the worst two-month stretch to begin a year since 2013, the Bureau of Labor Statistics reported Friday. Read more »

OECD Issues New Model Disclosure Rules For Tax Advisers

The Organization for Economic Cooperation and Development on Friday finalized recommended rules that would require lawyers, accountants and other tax advisers to disclose if they are marketing structures designed to avoid new global reporting requirements that seek to curb tax avoidance. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

A new study from the United Kingdom found that men and women significantly differ on their perceptions of progress on gender equality in the legal industry, some companies continued to weigh whether to join the growing crackdown of gun sales in the wake of last month's Florida school shooting and panelists at a conference in Chicago addressed how to handle a lawyer who is cognitively impaired. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

Podcast

Law360's Pro Say: Trump Looks To Transform The Courts

On the latest episode of Law360's Pro Say podcast, we examine the Trump administration's efforts to push the judicial branch to the right, discuss Trump's controversial trade moves, and explain how "inclusion riders" work. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Kroger Co.
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MetLife Inc.
National Association of Insurance Commissioners
National Federation of Independent Business
National Retail Federation Inc.
National Telephone Cooperative Association
Netflix Inc.
New York State Bar Association
Northeastern University
Northern Mariana Islands Retirement Fund
Oil States International Inc.
PepsiCo Inc.
Solar Energy Industries Association
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Verizon Communications
Wal-Mart Stores Inc.
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Bureau of Labor Statistics
Bureau of Ocean Energy Management
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Daily Indy @ The Nevada Independent
Sent: Thur 2/9/2017 4:50:47 PM
Subject: [Marketing Mail] The Daily Indy!

Good morning and welcome to another edition of *The Daily Indy!*

Quote of the day
"Last session, Senate Republicans oversaw the most far-reaching, consequential legislative session in Nevada history."
---Senate Minority Leader Michael Roberson's humble evaluation of the 2015 session

The choice before them

Education School Accounts, which are shaping up to be the epicenter of the 2017 Legislature, will get their first look from lawmakers in the Senate Finance Committee. This is the most partisan issue in the building, with the governor insisting on some funding and Democrats, who control both houses, holding fast to their opposition. Something's gotta give. Not today. But in the next 116 days. Or the first special session. Or the second special.....

Today's stories

We have four deep-dive pieces this morning, showing Team *Indy*'s commitment to giving you more than cursory stories about critical issues. Three of them are about legislative issues and another is an exclusive about an AG's probe into a possible Open Meeting Law violation by the Stadium Authority.

Megan Messerly shows the impact of Medicaid expansion on Nevada, the uncertainty looking ahead, and the history of how we got here. This affects hundreds of thousands of Nevadans and probably someone you know.

Jackie Valley has the scoop on Clark County Commissioner Chris Giunchigliani's complaint about an alleged Open Meeting Law violation by the stadium panel. (Jackie first raised questions about this issue a couple of weeks ago.)

Michelle Rindels wrote two comprehensive pieces. One is about how the recreational pot market will affect the medical pot business -- many of the latter were just waiting for the former to be legal. The other is about voter fraud, or lack thereof, but the supposedly large problem of voter registration fraud. Both are illuminating.

ICYMI

What's in a name? Riley Snyder on a successful effort in committee to move forward a change to Columbus Day.

Senate Republicans have a plan. It's a Pathway. A Forward one. Not backwards. Not sideways. Forward. What more could you want from a Pathway? Riley Snyder and Megan Messerly have the story. (A voter ID measure is in there, possibly just to infuriate the Democrats.)

Reader Tweet of the Day

Just after *National Journal* mentioned Sen. Dean Heller's prospects for reelection in 2018, our editor Jon Ralston typed out some thoughts on who on the Dem bench might endeavor to challenge him.

Opinion

We are not looking for one good op-ed. We are looking for many, and we don't just want them from the usual suspects. Something in Congress have your dander up? Or a Carson City caper has your emotions stirred? Or maybe it's something more local? We want to hear from you. Send submissions to **submissions@thenvindy.com**

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

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From: Silver State Liberty Update
Sent: Sun 3/3/2019 11:11:11 PM
Subject: Legislative Roundup March 3rd, 2019

[redacted]

Friend --

Greetings from Gold Hill. This week I finally felt like I was able to get my feet under me as I went to the Capital. I went to several hearings to testify for and against bills wending their way through the Legislative process and met with several Assembly members and Senators surrounding several bills.
As of today, there are 526 bills up for consideration. Some of them are good, some are bad, and some are ugly. I am working with the Nelis software to navigate the bills that require the scrutiny of the Libertarian Party of Nevada.
There were three bills that I testified on this week and one that I couldn't attend but wanted to.

AB 165 – Death with Dignity

On Monday I testified at the Health and Human Services hearing on AB165. This bill deals with enacting a law that would allow a person to receive a prescription that they would administer to end their life in the face of a terminal illness where they have 6 months or less to live.
Many people at the end of their lives are given morphine which acts as respiration inhibitor, while others are taken off life support and allowed to starve or dehydrate to death. This bill provides a compassionate way for a terminally ill patient to end their pain and suffering by their own hand. It contains the proper safeguards to prevent a greedy relative to influence the decision and requires the patient to administer the drugs by their own hand.
We support this bill because it speaks to the concept of self-ownership. We feel that we should be able to chart our own course throughout life and with this grave decision as we face the end of our journey.
Feel free to reach out to the members of the committee hearing this bill and tell them how you feel: *Julia.Ratti@sen.state.nv.us*, *Pat.Spearman@sen.state.nv.us*, *Joyce.Woodhouse@sen.state.nv.us*, Joe.Hardy@sen.state.nv.us, *Scott.Hammond@sen.state.nv.us*

AB189 Prohibits Body Cavity Search Without Due Process

On Friday I testified at the Assembly Judicial Committee hearing on two bills. AB189 forces a law enforcement officer to obtain a warrant before performing a body cavity search. We support this bill and I offered testimony in support of the bill. The arguments for the bill are obvious; we require a search warrant for the search of our homes, papers and in the case of DUI, our persons. The indignity caused by this procedure, suffered by predominantly women, is immeasurable. We feel that this most intimate type of search should be conducted by medical professionals.

AB200 Authorizes the use of a device (referred to as a "textalyzer") to detect if the driver in an accident where major injuries or death occurred to determine if the driver was texting at the time of the accident.

We oppose this bill and I provided testimony in opposition of this bill on the grounds of it violating the 4th Amendment, the fact that current laws cover this exact scenario without the need of another unfunded mandate, and the notion of the slippery slope. I reminded legislators that George W. Bush told us that the warrantless surveillance of our telephone conversations would be limited to the overseas conversations of

suspected terrorists. Edward Snowden revealed just how far down the slope we slipped since the days of that promise.

Feel free to reach out to the members of the committee hearing this bill and tell them how you feel:Steve.Yeager@asm.state.nv.us, Lesley.Cohen@asm.state.nv.us, Shea.Backus@asm.state.nv.us, Skip.Daly@asm.state.nv.us, Edgar.Flores@asm.state.nv.us, Brittany.Miller@asm.state.nv.us, Rochelle.Nguyen@asm.state.nv.us, Sarah.Peters@asm.state.nv.us, Selena.Torres@asm.state.nv.us, Howard.Watts@asm.state.nv.us, Chris.Edwards@asm.state.nv.us, Alexis.Hansen@asm.state.nv.us, Lisa.Krasner@asm.state.nv.us, Tom.Roberts@asm.state.nv.us, Jill.Tolles@asm.state.nv.us

Bills we're watching:

SB201/**AB118** Changing the way the payday loan folks operate. These bills will restrict the amount of interest Payday Loan companies can charge and create other regulations surrounding this industry. We generally oppose the restriction of voluntary transactions between willing parties, especially in absence of similar products and services from the traditional banking industry.

SB246 Eliminates the Death Penalty on 1st-degree murder. We oppose the ability of the state to take someone's life. There are no do-overs on capital punishment of innocent people.

SB123 Same-day Voter Registration. We generally oppose the government being able to decide who consents to be governed. Concerns of fraud and verification of voters in a close election aside, we support this bill.

AB226 Prohibits anyone in Nevada from being "chipped" or having any permanent identifying marker. This one is an obvious duh. However, it is worth noting that those of us carrying bank cards with chips are already chipped. One could argue this is a voluntary relationship, but try operating without your chipped bank/credit card for a while… But I digress.

Remember, Nevada provides incredible access and participation in the Legislative Process. If you want to provide testimony, you can do so representing yourself. Access to your government is available on every hearing at the State Legislature in Carson City and Grant Sawyer State Office Building, 555 E. Washington Avenue in Las Vegas. Step up and have your voice heard.

Until next week,

Sam Toll

Communication Director and Legislative Liason

Libertarian Party of Nevada

Silver State Liberty Update

http://www.lpnevada.org/

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From: Joe Brown
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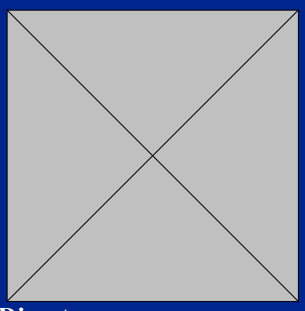
Subject: BOB MAHEU FIRST WEDNESDAY LUNCHEON - APRIL 1, 2015

Bob Maheu First Wednesday Luncheon

June 3, 2015

Joseph W. Brown



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LAS VEGAS COUNTRY CLUB
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ROTUNDA ROOM - 11:45 am-1:00 pm

The speaker for the June 3, 2015 Bob Maheu First Wednesday Lunch is Gerald Gardner, General Counsel and Senior Vice President of Government Affairs for Resorts World Las Vegas. Mr. Gardner will discuss the development and construction of the $4 billion dollar resort, which broke ground on May 5th. He will also discuss the impact that the new resort will have on the economy of Southern Nevada.

Mr. Gardner has been a practicing lawyer in Nevada since 1992, starting his career with the Clark County District Attorney's Office, then entering private practice to represent businesses and individuals in securities fraud and consumer protection litigation. From 2002 until 2006, he served in the Nevada Attorney General's Office as Chief of the Criminal Division and Chief of the Las Vegas Office. In 2007, Mr. Gardner was the Assistant District Attorney of Carson City, and in 2012 he became Chief of Staff for Governor Brian Sandoval.

The first phase of Resorts World Las Vegas is expected to open in mid-2018 and bring 13,000 permanent jobs to the city. This project is estimated to create 30,000 construction jobs as the first phase is constructed. The 87-acre Resorts World Las Vegas project will include three hotels with more than 3,000 rooms, multiple restaurants featuring a variety of authentic, regional Chinese cuisines, and more than 100,000 square feet of gaming space.

We look forward to another interesting luncheon.

To RSVP Click Here

Please remember to RSVP. Due to additional costs, attendees who do not RSVP, or do not respond before noon on Monday, June 1st will be charged $35.

PAYMENT IS $30 PER PERSON OR $35 IF YOU DO NOT RSVP OR RSVP AND DO NOT ATTEND. PLEASE RSVP BY

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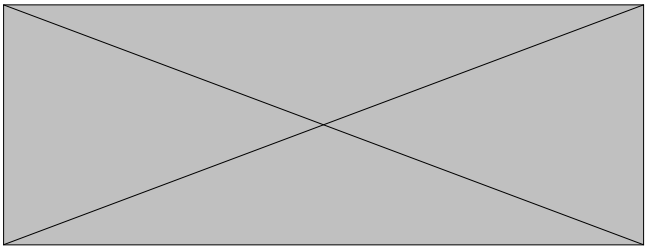

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From: Ted Burton
Sent: Thur 6/21/2018 12:00:17 PM
Subject: Billing Top to Bottom by Barbara Cobuzzi: 4 AAPC CEUs

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Assessing Your Billing Operations for Revenue Optimization

If yours is like most practices, you're probably seeing more patients with high-deductíble plans, HSA policies, and other third-párty payers that work hard to delay payments—or, worse, not pay at all. To overcome these obstacles, you must optimize collections.

Join us for this Virtual Boot Camp "**Medical Billing from Front to Back**" with codíng consultant **Barbara J. Cobuzzi**, where she will cover all the key elements a successful medical

billing operation needs to put in place—from the time the patient makes his appoíntment until you receive payment in full. This boot camp will highlight the crucial steps to take to ensure your practice gets the payments it deserves for the services rendered.

After attending this virtual boot camp, you will understand how to set up your practice's processes to improve your collections—and optimize your compliant revenue. You will have the tools to hold third-párty payers accountable for their share of the bills. Most important, you will be equipped to collect every dollar you're owed in the most efficient and compliant manner! Read more

Session Highlights

Here is a taste of what you will uncover:

- How codìng, documentation, and billing all fit together.
- Which latest tools can best assist billing staff in efficiently and compliantly collecting outstanding balances.
- Which compliance issues you must address to stay out of hot water with the feds.
- Where patient responsibility starts, and how can you encourage a patient to fulfill his responsibility
- What the insurancè company's responsibility is, and how you can make sure it pays what you're owed.
- When is the right time to involve a collections agèncy (The answer

may surprise you).

Session Agenda

This session will cover:

- The billing process
- Who/what effects the success of the billing process?
- Front end roles and responsibilities
- Insurancé verification
- Check-out decisions
- Starting the billing process
- Clinical staff involvement
- Documentation expectations
- Medical récord documentation
- Components of E/M
- Advance benefíciary notices
- Signature requirements
- Collecting patient balances
- Insurancé company recoupments
- Correct Codíng Initiative (CCI) Edits
- Global surgical package
- CMS-1500 completion tips
- Software in the practice
- Codíng versus reimbursement
- Reimbursement
- Medícare vs. prívate payers
- Level II appeal objectives
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About Our Speaker

Barbara J. Cobuzzi - MBA, CPC, CENTC, COC, CPC-P, CPC-I, CPCO, AAPC, is owns CRN Healthcare Solutions where provides value added provider consulting services. She holds a BS in Industrial Engineering from Rensselaer Polytechnic Institute and an MBA from New York University. **Read more**

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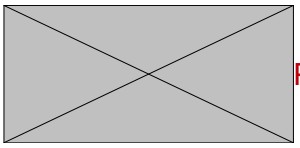

PUBLIC POLICY

Wednesday, March 8, 2017

TOP NEWS

GOP Leaders Defend ACA Repeal Bill Amid Backlash

Amid criticism from both within their party and across the aisle, Republican leaders defended their plans to repeal the Affordable Care Act Tuesday, a day after revealing a plan backed by President Donald Trump.

Trump Taps Ex-Jones Day Partner For Solicitor General Post

President Donald Trump on Tuesday announced his intent to nominate Noel Francisco, until recently a Jones Day partner and currently the acting solicitor general, to serve as the next U.S. solicitor general, confirming rumors that have swirled for weeks about his possible appointment.

Kirkland Attorneys Land White House Legal Posts

Several former Kirkland & Ellis LLP attorneys nabbed legal jobs in President Donald Trump's administration as the White House on Tuesday officially announced the latest batch of additions to the president's counsel office.

DAG Hopeful Resists Queries On Trump-Russia Investigator

The nominee for U.S. deputy attorney general, Rod Rosenstein, resisted calls to commit to assigning a special prosecutor to look into the Trump administration's contacts with Russian officials, saying at his confirmation hearing Tuesday that he will think about it once on the job.

Analysis

3 Employer Takeaways From The ACA Repeal Proposal

Congressional Republicans on Monday unveiled their long-awaited plan to repeal and replace the Affordable Care Act, a proposal that would change the legal landscape for large businesses by scrapping the requirement to provide health coverage to employees or face penalties. Here, experts identify three takeaways for employers from the proposed worker health care overhaul.

Dems Blast Gorsuch's Record On Workers, Disability Rights

Senate Democrats on Tuesday pounced on Judge Neil Gorsuch's decision in a disability rights case involving a cancer-stricken college professor to paint the judge as an "ultraconservative" unfit for the Supreme Court, trying to foment opposition to his nomination ahead of confirmation hearings taking place later this month.

Analysis

House Bill Could Inject Med Mal Reforms Into ACA Fight

A federal bill to cap noneconomic damages in medical malpractice cases would be a game changer, but its passage faces obstacles that make success unlikely, according to experts, some of whom say the bill's true purpose is for inclusion in the broader package to repeal the Affordable Care Act.

Hawaii Becomes 1st State To Challenge New Immigration Ban

The state of Hawaii, aided by a litigation team from Hogan Lovells, appears to be the

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Baker McKenzie
Bangs McCullen
Best Best
Boies Schiller
Brann & Isaacson
Brownstein Hyatt
Cleary Gottlieb
Clifford Chance
Covington & Burling
Cravath Swaine
Davis Polk
Debevoise & Plimpton
Dewey & LeBoeuf
Donohue Brown
Earthjustice
Epstein Becker Green
Eversheds Sutherland
Frost Brown Todd
Gibson Dunn
Goldstein & Russell
Goodwin
Greenberg Traurig
Haynes and Boone
Hogan Lovells
Holland & Knight
Hunton & Williams
Jackson Lewis
Jenner & Block
Jones Day
Kennerly Loutey
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
LeClairRyan
Linklaters
Manko Gold
Marashlian & Donahue
Morgan Lewis

first state to challenge President Donald Trump's revised executive order banning people from six Muslim-majority countries from entering the United States, telling a Hawaii federal court it plans to file a temporary restraining order along with an updated complaint.

Congress Passes NASA Reform, Reauthorization Bill

Congress passed a reform and reauthorization bill Tuesday for NASA, sending a measure to President Donald Trump that includes support for an eventual Mars mission and the International Space Station.

Analysis

New Model Regs For Taxing Services May Lead To Lawsuits

The Multistate Tax Commission's new model regulations for determining how businesses should apportion their income to different states has raised constitutional concerns among tax practitioners who say the recommendations, if adopted, could lead to conflicts between states and service providers.

BANKING & SECURITIES

DC Circ. Rejects Motions To Intervene In CFPB Litigation

The D.C. Circuit on Tuesday denied bids by both backers of the Consumer Financial Protection Bureau, including Democratic members of Congress and state attorneys general, and bureau opponents to involve themselves in a high-stakes appeal of a ruling that could alter the bureau's leadership structure.

ENERGY & ENVIRONMENTAL

Congress' Axing Of BLM Planning Rule Sent Along To Trump

The Senate on Tuesday passed its most recent in a series of resolutions targeting late rules from former President Barack Obama's administration, this one aimed at undoing the Bureau of Land Management's new land-planning regime, and sent it to President Donald Trump for his signature.

Senate Dems Ask EPA To Keep Vehicle Emissions Standards

A group of 12 Senate Democrats wrote a letter to U.S. Environmental Protection Agency Administrator Scott Pruitt on Tuesday in support of keeping emission standards for light-duty vehicles, arguing the rules should stay in place to help the environment and reduce dependency on foreign oil.

Fishermen Challenge Obama's Atlantic Marine Monument

A coalition of New England fishermen organizations on Tuesday sued the federal government over former President Barack Obama's designation of an oceanic national monument that they say will harm commercial fishing in the area.

EPA Can't Ignore Mercury Rule Mistakes, DC Circ. Told

Environmentalists and electric industry groups on Monday took their final swings at the U.S. Environmental Protection Agency's mercury rule for coal-fired power plants in the D.C. Circuit, insisting the agency wrongly rejected their bids to alter the rule.

HEALTH & LIFE SCIENCES

Epic Backlash Greets ACA Repeal Plan

House Republicans on Tuesday encountered swift and sweeping resistance to their Affordable Care Act repeal plan, with powerful industry groups and diverse conservative voices expressing opposition.

Clearing Medicare Backlog Quickly Is Impossible, HHS Says

The U.S. Department of Health and Human Services won't be able to meet a court-imposed deadline to clear a backlog of Medicare billing appeals unless it settles the

Morrison & Foerster
Morvillo Abramowitz
O'Melveny & Myers
Paul Hastings
Perkins Coie
Pillsbury Winthrop
Priddy Cutler
Pryor Cashman
Reed Smith
Ropes & Gray
Segal Roitman
Seward & Kissel
Skadden
Slaughter and May
Sullivan & Cromwell
Weiner Brodsky
Williams & Connolly
Zuckert Scoutt

COMPANIES

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Alliance of Automobile Manufacturers
America's Health Insurance Plans
American College of Physicians
American Federation of Labor and Congress of Industrial Organizations
American Health Care Association
American Hospital Association
American Medical Association Inc.
Association of American Medical Colleges
CSX Corporation
Centene Corporation
Competitive Carriers Association
Consumer Reports
Cray Inc
Ford Motor Company
Grant Thornton LLP
Immigration Reform Law Institute
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
LexisNexis Group
Major League Baseball Inc.
Miami Marlins
National Association of Broadcasters
National Association of Insurance Commissioners

claims without actually seeing if they have merit, the agency told a D.C. federal court Monday.

Trump's Rule To Stabilize ACA Draws Praise, Warnings

The Trump administration on Tuesday heard vastly different perspectives on its ideas for stabilizing Affordable Care Act marketplaces, with consumers, insurers and regulators diverging on proposals for restricting enrollment and easing network oversight.

MEDIA & ENTERTAINMENT

MLB Execs Testify As Ballplayer Smuggling Trial Continues

An agent and a trainer accused of helping smuggle Cuban ballplayers to the United States commenced their defense Tuesday by calling Texas Rangers General Manager Jon Daniels and other baseball executives to testify at their federal trial in Miami after the judge rejected their motions for acquittal.

Fla. Court Declares State Lottery Contract Void

A Florida judge handed the leader of the state's House of Representatives a win Tuesday by declaring the state lottery department's 14-year contract for ticket vending machines void because the department did not get legislative approval first.

TRANSPORTATION & INFRASTRUCTURE

Norwegian Air Can Intervene In DC Circ. Air Permit Row

Norwegian Air Shuttle ASA's Irish subsidiary can intervene in a suit brought by a coalition of pilots and flight attendants unions challenging the U.S. Department of Transportation's controversial decision to grant the airline a foreign air carrier permit, the D.C. Circuit has decided.

DC Circ. Asked To Halt Santa Monica Runway Reduction

General aviation groups asked the D.C. Circuit on Monday to halt Santa Monica's plans to shorten its airport runway to shut out jets as allowed under the California city's approved plan to close the airfield by 2029, a pact with the Federal Aviation Administration that airport proponents argue is legally invalid.

Unions Slam Railroads' Bid To Preempt Mass. Sick Leave Law

A group of labor unions that represent railway workers told the First Circuit on Monday that a lower court wrongly deemed a Massachusetts paid sick leave law to be preempted by federal law, as the latter was designed to preempt only laws that would duplicate longer-term disability benefits.

EMPLOYMENT

6th Circ. Denies Rehearing On County's Right-To-Work Law

The Sixth Circuit on Monday declined to revisit as a full body a November panel ruling that a Kentucky county's right-to-work ordinance is allowed by the National Labor Relations Act, leaving the door open for local governments to enact such measures where no statewide law exists.

PRIVACY & CONSUMER PROTECTION

Gretchen Carlson, Dems Push Bids To Ax Forced Arbitration

Former Fox News anchor Gretchen Carlson and a group of Democratic lawmakers pitched legislation that would keep mandatory arbitration clauses out of employment and other consumer contracts, saying at a news conference Tuesday that arbitration protects corporations from facing their ills.

National Conference of State Legislatures
National Congress of American Indians
Newegg Inc.
Overstock.com Inc.
PHH Corporation
Pacific Legal Foundation
Pfizer Inc.
Pharmaceutical Care Management Association
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S&P Global Inc.
Samsung Electronics Co. Ltd.
Southern California Edison
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Twitter Inc.
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United States Steel Corporation
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GOVERNMENT AGENCIES

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Bureau of Indian Affairs
Bureau of Labor Statistics
Bureau of Land Management
California Department of Insurance
California Environmental Protection Agency
Central Intelligence Agency
Cherokee Nation
Congressional Budget Office
Consumer Financial Protection Bureau
Executive Office for Immigration Review
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Florida House of Representatives
Indian Health Service
Internal Revenue Service
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger Corporation

INTERNATIONAL TRADE

Senate Panel Will Examine US Trade Rep Nominee Next Week

The Senate Finance Committee on Tuesday announced that it will hold a hearing on March 14 to consider the nomination of Skadden Arps Slate Meagher & Flom LLP trade attorney Robert Lighthizer to serve as the next U.S. trade representative.

TAX

SD Sales Tax Law Edges Closer To Hearing In Top Court

A South Dakota law imposing sales taxes on certain out-of-state retailers inched closer to the Supreme Court on Tuesday when a state circuit court tossed a lawsuit to compel online retailers to pay the tax, finding the suit fails as a matter of law.

Pa. Auditor Says Marijuana Can Help Close Budget Shortfall

Pennsylvania's auditor general called for the full legalization, and taxation, of marijuana Monday as a way to tackle the state's projected $3 billion budget shortfall and to address the social and fiscal costs of policing the drug and pursuing criminal charges against users.

Water Agency Can't Revive Challenge To Tribal-Land Tax Rule

The Ninth Circuit held Tuesday that a California water agency was not injured by a federal regulation it argued might keep it from collecting certain taxes and fees from non-Indians who lease reservation lands, affirming the toss of the agency's challenge.

IMMIGRATION

Trump's Hiring Freeze Doesn't Touch Immigration Judges

President Donald Trump's recent federal employee hiring freeze does not affect federal immigration judges, the Executive Office for Immigration Review has said, marking the latest clarification on how the president's budget-cutting agenda will be implemented.

Immigration Group Wants In On Visa Rule Challenge Suit

An advocacy group for high-skilled immigrants has asked to intervene in an appeal at the D.C. Circuit brought by Save Jobs USA over a decision upholding a new rule that would allow spouses of certain H-1B workers to apply for employment authorization, saying the rule was validly implemented but may no longer be defended by the federal government under President Trump.

NATIVE AMERICAN

Tenn. Judge Nixes Native Groups' Suit Over State Recognition

A Tennessee federal judge on Monday tossed a suit by three Native American groups claiming the state violated their constitutional rights by reneging on a state commission's decision to recognize them as tribes, saying Tennessee hadn't waived its Eleventh Amendment immunity to those claims.

TELECOMMUNICATIONS

Trump Renominates FCC's Pai To Continue As Chairman

President Donald Trump has nominated Federal Communications Commission Chairman Ajit Pai to a second term at the agency, the commission announced on Tuesday.

National Security Council
Office of the Director of National Intelligence
Pascua Yaqui Tribe
Securities and Exchange Commission
South Dakota Department of Revenue
Tennessee Legislature
Transportation Security Administration
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Railroad Retirement Board
U.S. Senate
U.S. Supreme Court

Analysis

FCC's Robocall Plan To Benefit From Rare Bipartisanship

Federal Communications Commission Chairman Ajit Pai's planned proposal to expand the tools for combating illegal robocalls builds from a President Barack Obama-era initiative, and experts say it's expected to gain rare agreement across party lines and between government and industry.

Broadcasters Ask FCC To Make Post-Auction Deadline Flexible

The National Association of Broadcasters has urged the Federal Communications Commission to make its timeline for repacking broadcasters after the incentive auction flexible, saying viewers could be at risk of losing service.

EXPERT ANALYSIS

Shining A Light On GOP Plan For Health Care Reform

Since the election of President Trump and Republican majorities in the House and the Senate, there has been a strong push to repeal and replace the Affordable Care Act. However, there has been little detail as to what “repeal” or “replace” actually mean. Recent developments provide some clarity, say members of Debevoise & Plimpton LLP.

The Need To Preserve And Expand Tribal VAWA Jurisdiction

Given the new administration's penchant for rolling back progressive civil rights and social justice victories achieved under the Obama administration, the fight to reauthorize the Violence Against Women Act looms large. VAWA provides crucial protection for Native American women, who are victims of violent crime more than any other demographic, primarily at the hands of non-Natives, says Becky Howlett of Kilpatrick Townsend & Stockton LLP.

NY Employers Can't Avoid Overtime And Minimum Wage Regs

When a district court judge in Texas enjoined the U.S. Department of Labor’s federal overtime rule last year many employers breathed a sigh of relief. However, there are many states, like New York, that have expressed a real intent to fill the void and make sure that labor protections continue, say Joshua Zuckerberg and LaKeisha Caton of Pryor Cashman LLP.

LEGAL INDUSTRY

Largest Firms' Rates Pull Further Ahead Of The Pack

The split is growing between partner billing rates at the largest law firms and the lower tiers, even at other relatively large firms, a report based on 2016 billing data has found.

Morgan Lewis Launches Remote-Work Option For Associates

Morgan Lewis & Bockius LLP on Tuesday announced a formal remote-working program for associates.

Ex-BigLaw Atty's Pfizer Tip Shared Among Friends, Jury Told

The trial of a former Hunton & Williams patent partner who allegedly leaked inside information about a Pfizer deal continued Tuesday as a cooperating witness who pled guilty to trading on the intel told jurors the details about how the tip ended up in his hands — and how it was eventually discovered.

Dewey Star Cooperator Set To Take Stand At Fraud Retrial

The former director of finance at Dewey & LeBoeuf LLP and star cooperating witness for the government is due to take the witness stand Thursday in the retrial of two top Dewey executives accused of running a massive accounting fraud scheme at the firm.

Cleary Gottlieb Raises UK First-Year Pay To £120K

Pay for Cleary Gottlieb Steen & Hamilton LLP’s first-year London associates

continues to rise, with salaries climbing from £96,000 in 2015 to £105,000 last year and finally reaching £120,000 this month, a firm spokesman said Tuesday, putting its associates among the top-paid first-year lawyers in the U.K.

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O'Melveny & Myers
Paul Hastings
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Pillsbury Winthrop
Priddy Cutler
Pryor Cashman
Reed Smith
Ropes & Gray
Segal Roitman
Seward & Kissel
Skadden
Slaughter and May
Sullivan & Cromwell
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American Hospital Association
Air Line Pilots Association International
Alliance of Automobile Manufacturers
America's Health Insurance Plans
American College of Physicians
American Health Care Association
American Medical Association Inc.
Association of American Medical Colleges
CSX Corporation
Centene Corporation
Competitive Carriers Association
Consumer Reports
Cray Inc
Ford Motor Company
Grant Thornton LLP
Immigration Reform Law Institute
International Brotherhood of Electrical Workers
International Brotherhood of Teamsters
King Pharmaceuticals Inc.
LexisNexis Group
Major League Baseball Inc.
Miami Marlins
National Association of Broadcasters
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Overstock.com Inc.
PHH Corporation
Pacific Legal Foundation
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S&P Global Inc.
Samsung Electronics Co. Ltd.

Southern California Edison
Texas Rangers
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
United States Steel Corporation
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Wayfair LLC

GOVERNMENT AGENCIES

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U.S. Supreme Court
Federal Communications Commission
Executive Office of the President
U.S. Department of Health and Human Services
U.S. Senate
Bureau of Indian Affairs
Central Intelligence Agency
Congressional Budget Office
National Labor Relations Board
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Environmental Protection Agency
U.S. House of Representatives
Agua Caliente Band of Cahuilla Indians
Bureau of Labor Statistics
Bureau of Land Management
California Department of Insurance
California Environmental Protection Agency
Cherokee Nation
Consumer Financial Protection Bureau
Executive Office for Immigration Review
Federal Aviation Administration
Florida House of Representatives
Indian Health Service
Internal Revenue Service
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Railroad Passenger Corporation
National Security Council
Office of the Director of National Intelligence
Pascua Yaqui Tribe
Securities and Exchange Commission
South Dakota Department of Revenue
Tennessee Legislature
Transportation Security Administration
U.S. Attorney's Office
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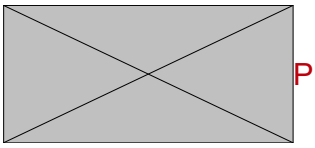
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 2/27/2018 10:00:41 AM
Subject: High Court Won't Review DACA; Program Remains For Now



PUBLIC POLICY.

Tuesday, February 27, 2018

TOP NEWS

High Court Won't Review DACA; Program Remains For Now

The U.S. Supreme Court on Monday denied the Trump administration's bid for it to leapfrog over the Ninth Circuit and review a California federal court's order that temporarily paused a move to end the Deferred Action for Childhood Arrivals program. Read more »

Lawsuit Over Trump's 2-For-1 Regulation Order Tossed

A D.C. federal judge tossed out a complaint Monday from public interest groups fighting President Donald Trump's executive order to repeal two federal regulations for each new one issued, ruling the groups had failed to show how the order would harm them. Read more »

Fla. Lawmakers OK Gun Bill, But Not Assault Weapons Ban

After hearing impassioned pleas from survivors of the Feb. 14 mass shooting at Marjory Stoneman Douglas High School, a Florida Senate committee advanced a bill Monday to enhance gun control and school safety that includes a provision raising the minimum age for all gun purchases to 21, but falls short of students' demands for an assault weapons ban. Read more »

DOT Extends 'Quiet Car' Rule Deadline For Electrics, Hybrids

The U.S. Department of Transportation on Monday finalized a new rule requiring hybrid and electric vehicles to meet certain sound standards to alert pedestrians, bicyclists and other motorists that they're approaching, extending the deadline to phase in the new mandate by one year. Read more »

Fed Not Looking To Relax Bank Regulations, Top Official Says

The Federal Reserve Board will continue seeking to provide more transparency on its "stress tests" that gauge whether big banks have sufficient cash to absorb major economic hits, but it does not intend to relax capital requirements and other key regulations put in place after the Great Recession, Fed Vice Chair Randal Quarles said Monday in Washington, D.C. Read more »

BANKING & SECURITIES

Analysis

Focus Tightening On Debate Over Banning Post-IPO Suits

The idea of forcing shareholders in IPO-related investor suits into arbitration has garnered increased attention in recent days, with the SEC's investor advocate saying it's a "draconian" measure that would deny investors the right to class action claims and one legal expert predicting the issue may have to be decided at the Supreme Court. Read more »

Beirut Victims' Kin Fight Bank's Bid To Stay Terrorism Case

The families of the American service members killed in the 1983 U.S. Marine Corps

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Gianni Origoni
Gibson Dunn
Goldberg Segalla
Goldenberg Mackler
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Javerbaum Wurgaft
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Salon Marrow
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COMPANIES
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American Civil Liberties Union
American Enterprise Institute

barracks bombing in Beirut, Lebanon, have hit back at Clearstream Banking SA's bid to stay a ruling allowing them to pursue it for $1.68 billion linked to Iran while the bank considers a high court appeal, telling the Second Circuit that there was no legal basis for a stay. Read more »

ENERGY & ENVIRONMENTAL

High Court Won't Hear Challenge To EPA Water Transfer Rule

In a defeat for several states and environmental groups, the U.S. Supreme Court said Monday it won't hear appeals of a Second Circuit ruling that upheld a U.S. Environmental Protection Agency rule exempting some water transfers from Clean Water Act review. Read more »

HEALTH & LIFE SCIENCES

20 AGs Sue To Toss What's Left Of Obamacare

A 20-state coalition filed suit in Texas federal court Monday seeking to put a final end to the Affordable Care Act, saying since the Trump administration eliminated the individual mandate penalty, the law's remainder "must fall," including requirements for minimum benefits and state insurance exchanges. Read more »

Ex-Jets Player Loses Pot Decriminalization Suit

A New York federal judge on Monday dismissed a former NFL star's suit demanding decriminalization of medical marijuana, saying the Second Circuit has already determined that Congress had a rational basis to classify marijuana as a Schedule I drug. Read more »

House Passes Health Care Research, Outreach Bills

The House of Representatives passed a series of bills increasing funding for research on congenital heart disease and sickle cell disease Monday, as well as increasing grants for dental care in rural and other underserved areas. Read more »

TRANSPORTATION & INFRASTRUCTURE

NJ Senate Passes Bill To Extend Business-Friendly Zones

The New Jersey Senate passed a bill Monday that would extend urban enterprise zone designations — providing reduced sales taxes and other benefits to merchants — for 10 years. Read more »

REAL ESTATE

NJ Justices Probe Lien Holder Standing In Development Suit

The New Jersey Supreme Court suggested Monday that a holder of tax liens on a neighboring property could have standing to challenge plans for an industrial campus on an adjacent parcel, tackling what a state appellate panel has said is an issue of first impression for state courts. Read more »

EMPLOYMENT

NLRB Puts Prior Joint Employer Test Back In Play

The National Labor Relations Board on Monday unanimously vacated its recent Hy-Brand joint employer ruling in light of an inspector general report that faulted board member Bill Emanuel for improperly participating in that case, meaning that the 2015 Browning-Ferris test for determining joint employment is once again the law of the land. Read more »

American Federation of State, County and Municipal Employees
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Association of Corporate Counsel
Cagle's, Inc
Communications Workers of America
Competitive Enterprise Institute
Delta Air Lines Inc.
Global Automakers
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Safeco
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State Farm
Tax Foundation
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Twilio Inc.
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California Department of Justice
Centers for Disease Control and Prevention
Congressional Budget Office
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Reserve System
Florida Department of Education

Ill. Union Sues To Avoid Repping Non-Members Post-Janus

The Local 150 chapter of the International Union of Operating Engineers is attempting to poke holes in a ruling that the U.S. Supreme Court has not yet made, filing suit last week asking to be exempted from a state statute that mandates unions collectively bargain for and otherwise represent public employees who do not contribute to the union. Read more »

CYBERSECURITY & PRIVACY

UK Data Regulator Vows 'Tough Action' To Protect Consumers

The U.K.'s data protection commissioner on Friday previewed her plans for enforcing a number of sweeping upcoming changes to the European Union's privacy regime, stressing that her office wouldn't hesitate to take "tough action" to protect consumers from businesses that fail to meet or ignore their legal obligations. Read more »

AEROSPACE & DEFENSE

Civilian Hospitals To Train Military Docs Under House Bill

The U.S. Defense Department could soon expand training of its military doctors in civilian trauma centers under a bill passed by the House of Representatives Monday, intent on keeping military doctors' training up to par. Read more »

DHS Deputy Secretary To Step Down After Just One Year

U.S. Department of Homeland Security second in command Elaine Duke, known for leading the agency's recent hurricane relief efforts and cuts to its Temporary Protected Status program, will retire from her post in April, the department announced Friday. Read more »

INTERNATIONAL TRADE

Treasury Issues Sanctions For Libyan Oil Smuggling

The U.S. Department of the Treasury on Monday sanctioned six people, 24 entities and seven vessels for illegally exploiting Libyan oil, stating that the oil's illicit production, selling and exporting threatens peace in the country. Read more »

US Asks Peru To Verify Timber Exports Are Legal

The Trump administration on Monday asked the government of Peru to show that three recent timber exports to the U.S. were sourced in compliance with the environmental rules laid out in the two countries' bilateral trade deal, raising questions about illegal operations in Peru's logging industry. Read more »

TAX

Prominent US Treasury Tax Official Abruptly Resigns

A top U.S. Department of Treasury official expected to work closely on promulgating the highly anticipated regulations under the new federal tax legislation has resigned unexpectedly. Read more »

Ga. Lt. Gov. Threatens To Wield Tax Code To Punish Delta

The Republican lieutenant governor of Georgia threatened on Monday to use the tax code to retaliate against Delta Air Lines Inc., one of the largest employers in his state, because the company announced it was breaking ties with the National Rifle Association. Read more »

NJ Senate Passes Bill To Protect Tax Agreement With Pa.

The New Jersey Senate on Monday voted unanimously to approve a bill that would

Florida State Senate
Food and Drug Administration
Georgia General Assembly
Internal Revenue Service
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger Corporation
Navajo Nation
New Jersey Legislature
Office of Foreign Assets Control
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United Nations

prevent the governor from unilaterally withdrawing from personal income tax agreements with other states. Read more »

NJ Senate Passes Charity Donations Bill To Fight SALT Cap

The New Jersey Senate passed a bill Monday that would allow for property tax credits for making certain qualified charitable donations on behalf of real property, a rebuke to the Tax Cuts and Jobs Act, P.L. 115-97, which limited the total state and local tax deduction to $10,000. Read more »

EU State Aid Probes Aim At Tax Loopholes, Specialist Says

The European Commission's allegations accusing countries of granting anticompetitive state aid to multinational companies are an attempt to tackle tax avoidance techniques that exploit loopholes in policy but are not illegal, a practitioner said during a lecture on Monday. Read more »

Tax Cut Law More About Political Optics, Panelist Says

Companies have been promising job growth and new investment in the U.S. as a result of the recently passed federal tax cut bill, but those announcements are likely motivated by politics and not the economic effects of the new law, William G. Gale, a senior fellow at the Brookings Institution, said at a conference Monday. Read more »

IMMIGRATION

Advocates Ask High Court To Join Travel Ban Case

The International Refugee Assistance Project and other advocacy groups asked the U.S. Supreme Court on Friday to hear their arguments against President Trump's travel ban along with the state of Hawaii's, which are set for April 25, saying courts have unfairly restricted travel to those with "bona fide" relationships in the country. Read more »

NATIVE AMERICAN

House OKs Amber Alert Expansion For Tribal Lands

The House of Representatives passed a bill Monday that would expand the Amber Alert program on tribal lands, a measure that would allow federal grants for the program to be used by tribes as well by the states. Read more »

TELECOMMUNICATIONS

Infrastructure Plan Not Shorting Broadband: White House

The White House released a fact sheet Friday apparently intent on dispelling criticism that President Donald Trump's plan to direct $200 billion in federal dollars to infrastructure projects earmarks no money specifically toward expanding broadband internet access, even in rural areas where broadband deployment is already lacking. Read more »

Feature

15 Minutes With Twilio's General Counsel

Karyn Smith's journey from BigLaw attorney to general counsel for communications platform Twilio has given her a unique vantage point on the changing media world, from net neutrality to customer confidence to data privacy concerns. Read more »

FCC To Hold 2 Spectrum Auctions For 5G Buildout

The Federal Communications Commission is planning to hold two back-to-back spectrum auctions starting this fall to make high band frequencies available for 5G use, FCC Chairman Ajit Pai said Monday, highlighting the agency's efforts to assist the country's development of the next-generation wireless technology. Read more »

Group Says FCC's O'Rielly Flouted Hatch Act, Should Resign

An ethics watchdog on Friday blasted FCC commissioner Michael O'Reilly's endorsement of President Donald Trump's re-election at a conservative political event, with its executive director saying O'Reilly should resign for a flagrant Hatch Act violation. Read more »

EXPERT ANALYSIS

Anticipating This Year's HIPAA Enforcement Trends

The U.S. Department of Health and Human Services and the president's budget give a clear directional sense for what Health Insurance Portability and Accountability Act enforcement could consist of in 2018 and the foreseeable future. And the name of that game appears to be "less is more," says David Saunders of Jenner & Block LLP. Read more »

Series

EPA In The Trump Era: Enforcement And Compliance Changes

The U.S. Environmental Protection Agency's enforcement machine does not turn on a dime, and a year of enforcement data does not establish a trend. While the first 12 months may not have cemented a new approach to enforcement and compliance, year two is as good a time as any to offer a few first impressions, says Wayne D'Angelo, former director of strategic planning and advance at the EPA and a partner at Kelley Drye & Warren LLP. Read more »

What To Expect From EEOC's New Harassment Guidance

Earlier this month U.S. Equal Employment Opportunity Commission Acting Chair Victoria Lipnic stated the agency will release its new guidance on sexual harassment "soon." What it will look like is anyone's guess, but the EEOC intends it to replace several previously issued documents, and it appears to be a fairly comprehensive summary of the current state of the law, says Kristin Klein Wheaton of Goldberg Segalla LLP. Read more »

Inside The Final DOL Regulations On Disability Claims

New U.S. Department of Labor regulations aimed at Employee Retirement Income Security Act-governed disability plans, which take effect April 1, will likely require amendments to most plans that confer benefits based on a participant's (or beneficiary's) disability, says Arthur Marrapese of Barclay Damon LLP. Read more »

So Far, So Right — Menchaca Has Not Changed Appraisal Law

Ten months ago, the Supreme Court of Texas issued an opinion in USAA v. Menchaca, which some claimed would change the course of Texas precedent regarding extracontractual liability. As predicted in a previous Law360 guest article, however, the decision has yet to disturb the finality of an appraisal award, says Victoria Vish of Zelle LLP. Read more »

Tax Reform's Impacts On Pass-Through Entities

The tax reform bill passed at the end of 2017 includes numerous provisions affecting pass-through entities and their owners. These provisions are complex, and create both strategic opportunities and pitfalls for the unwary. In this video, Wes Sheumaker and Eric Santos of Eversheds Sutherland LLP discuss the 20 percent deduction for qualified business income and the limitation on excess business losses. Read more »

LEGAL INDUSTRY

Feature

4 Essential Tasks New GCs Should Immediately Conquer

The beginning days, weeks and months as a new general counsel or chief legal officer are vital to success. First impressions and chaos control count, and there's a lot of groundwork to cover when settling in to a position, whether it's at a different company or the result of a promotion. Here, Law360 looks at the crucial first steps for every new top lawyer to tackle. Read more »

Law Partners' Hourly Rates Keep Climbing

The U.S. legal sector saw widespread increases in partner billing rates last year, led by a dominant 8 percent hike in the median rate among the 50 largest law firms, according to a report out Tuesday. Read more »

Bryan Cave And BLP Approve Transatlantic Merger

St. Louis-headquartered Bryan Cave LLP and U.K.-based Berwin Leighton Paisner have agreed to merge and will launch a new fully integrated transatlantic firm in April, the firms announced on Monday. Read more »

Ex-Dechert Client Seeks Subpoena For Leaked Letter's Source

A former Dechert LLP client petitioned a California federal court on Friday to subpoena a correspondent for a British paper to discover how he obtained an allegedly damaging letter penned by the firm, claiming after an “acrimonious” split with Dechert, the firm “had an apparent motive to leak the letter.” Read more »

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New Jersey Legislature
U.S. Department of the Treasury
European Union
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Environmental Protection Agency
California Department of Justice
Centers for Disease Control and Prevention
Congressional Budget Office
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Florida State Senate
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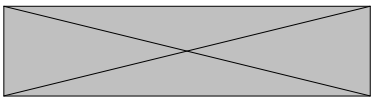
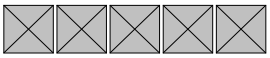
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ramirez Group
Sent: Sat 8/1/2015 12:13:23 AM
Subject: Weekly Newsletter – July 31, 2015





7/31/2015

Friends,

It's been an exciting week at Ramirez Group. We continue to grow our family of staff, interns and clients. We will keep you updated as we continue expanding.

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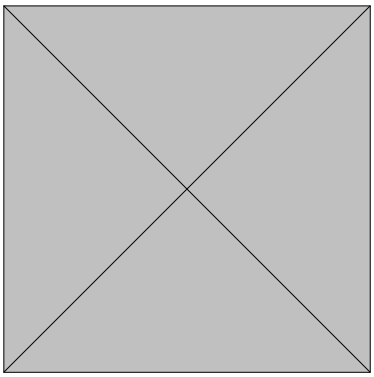
Community Spotlight: Immigrant Justice Initiative



The Immigrant Justice Initiative (IJI) is a collaboration among community advocates providing accessible legal services to the immigrant community.
IJI provides legal counsel and representation for nominal fees primarily for refugees, victims of violence, unaccompanied minors and those filing family-based petitions. Limited cases will also be accepted on a pro bono basis with the help of local immigration attorneys. Additionally, IJI provides free educational workshops for

victims of domestic violence and works to educate the public about pervasive fraud and the status of the expanded DACA and DAPA programs. For more information and to find out ways you can help, click on the link below.

Read More

Intern Spotlight: Aaron Ibarra

Aaron Ibarra is an upcoming senior at Canyon Springs High School Law & Leadership Preparatory Academy. Born from immigrant workers, he learned what hard work was from an early age. Ranking in the top 1% of his class he holds many leadership positions, including: Marching Band Drum Major, Cross Country Captain, and Air Force JROTC Flight Commander. He has also been involved in his school's swim, volleyball, and wrestling teams, as well as his schools Key Club, AP Club, and National Honor Society.

Aaron is a magnet ambassador, representing Canyon Springs in recruiting efforts along the Las Vegas Valley. He focuses on spending time with his family during his free time. In the future Aaron hopes to attend American University to pursue a bachelor's degree in international relations, and eventually run for public office.

STORIES WE FOUND INTERESTING

Another Argument From Obamacare Critics Is Starting To Crumble

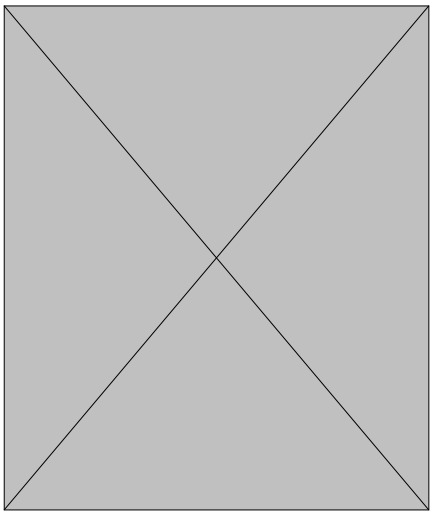
Nevada sees drop but still No. 1 for underwater homes

Colorado River conservation program could get financial boost

[Latino Vote 'More Critical, Decisive Than Ever,' Says National Hispanic Leadership Agenda Chair Hector Sanchez]

[These are the 10 most expensive countries in the world to go on holiday]

Daily Snippets



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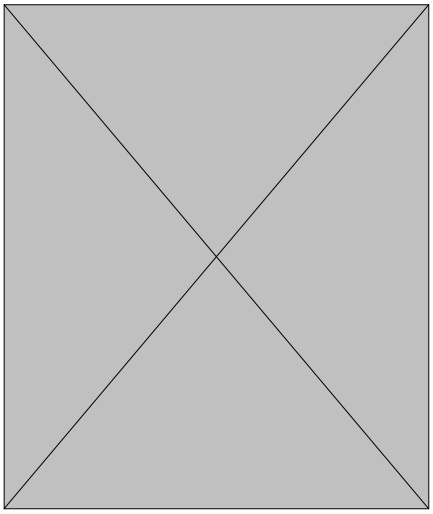

Tourism Increasing in Cuba

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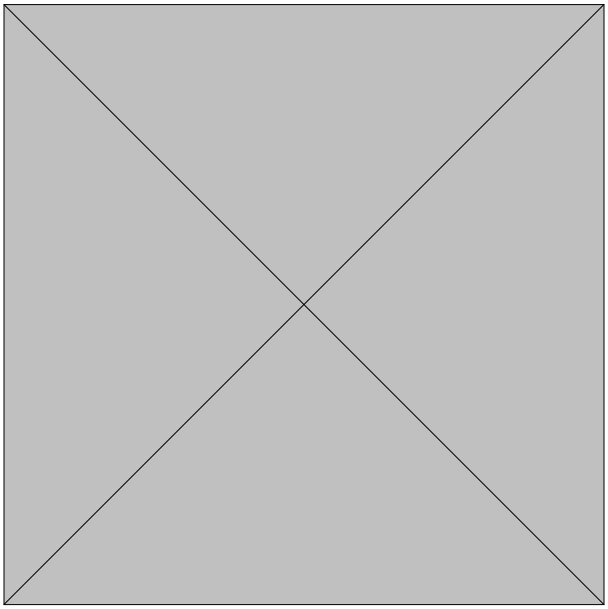
The Scoop



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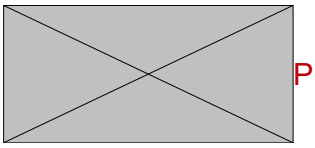
From: Public Policy Law360
Sent: Mon 8/20/2018 8:26:38 AM
Subject: Manafort Judge Talks Threats In Not Releasing Jurors' Names



PUBLIC POLICY.

Monday, August 20, 2018

TOP NEWS

Manafort Judge Talks Threats In Not Releasing Jurors' Names

The Virginia federal judge overseeing the Paul Manafort trial on Friday revealed he has received threats during the case and expressed concern that revealing the names of jurors deliberating the fate of the former Trump campaign chair could put their "peace and safety" at risk. Read full article »

Mueller Wants Up To 6 Months In Prison For Ex-Trump Aide

Special Counsel Robert Mueller on Friday recommended a prison sentence of zero to six months for the former Trump adviser who pled guilty to lying to investigators about his interactions with individuals alleged to have ties to the Russian government during his time working for the campaign. Read full article »

Analysis

Facebook, Google Could Be Wild Cards In Privacy Law Fight

Federal lawmakers have struggled for years to enact uniform online data security rules, but now once-unthinkable support from tech giants like Facebook and Google and shifting consumer attitudes are signaling a chance for momentous change, attorneys say. Read full article »

Kavanaugh Will Meet With Top Senate Opponent

U.S. Supreme Court nominee Brett Kavanaugh will come face-to-face with his opposition Monday as he sits down with Sen. Dianne Feinstein, D-Calif., the ranking member of the Senate Judiciary Committee and the lawmaker leading the fight against his confirmation. Read full article »

Analysis

Trump Call For SEC To Study Reporting Rules Sparks Debate

President Donald Trump on Friday called on the U.S. Securities and Exchange Commission to study ending quarterly reporting requirements for public companies and switch to a six-month system in order to cut costs and spur growth, a major policy shift that experts say would likely be embraced by many businesses but resisted by investors. Read full article »

DC Circ. Vacates EPA Delay Of Chemical Safety Rule

The D.C. Circuit on Friday threw out the U.S. Environmental Protection Agency's 20-month delay of the effective date of an Obama-era chemical disaster rule written in the aftermath of fatal industrial accidents, saying the federal government's actions "make a mockery of the statute." Read full article »

BANKING & SECURITIES

Don't Send CFPB Queries To OMB, Mulvaney Tells Dems

Consumer Financial Protection Bureau acting Director Mick Mulvaney has replied to a letter from Senate Democrats asking about his decision earlier this year to

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Greenberg Glusker
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Hahn & Hessen
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dissolve the agency's Consumer Advisory Board, saying he can't answer their inquiry because it was addressed to him at his other job at the Office of Management and Budget. Read full article »

Analysis

CashCall Ruling Creates Legal Uncertainty For Calif. Lenders

The California Supreme Court's recent ruling that it's possible for the interest rate on a consumer loan of more than a certain dollar amount in the state to be declared "unconscionable" could wind up being a headache for nonbank lenders operating under California law, attorneys told Law360. Read full article »

ENERGY & ENVIRONMENTAL

9th Circ Tells FWS To Revisit Fish ESA Listing Decision

The Ninth Circuit on Friday overturned a lower court and said there were problems with the population analysis and other components of the U.S. Fish and Wildlife Service's decision not to list the arctic grayling — a fish with a body similar to a trout — under the Endangered Species Act. Read full article »

NY, Others 'Stand Ready' To Fight Over Scientific Study Rule

A coalition of 15 states, the District of Columbia and others threatened to sue the Environmental Protection Agency over a proposed rule requiring disclosure of the scientific study data behind regulations, saying Friday the coalition will go to court if the agency proceeds with "this misguided effort." Read full article »

Utah Tribal Leaders Want BLM To Halt Monument Plans

The Utah Tribal Leaders Association passed a resolution asking the U.S. Bureau of Land Management to halt its expedited planning process for the two units that now make up the Bears Ears National Monument until litigation over President Donald Trump's decision to reduce the size of the monument is resolved. Read full article »

Enviro Groups Get Quick Win In Clean Water Rule Delay Row

In a win for conservation groups, a South Carolina federal judge has barred the federal government's suspension of an Obama-era rule defining the Clean Water Act's reach — a decision a coalition of business groups that intervened in the case said it would appeal to the Fourth Circuit. Read full article »

HEALTH & LIFE SCIENCES

Analysis

Setbacks Shake Up Fla.'s Medical Marijuana Rollout

A series of recent court losses and the resignation of the state's medical marijuana chief threatens to upend Florida's efforts for gradual, carefully controlled legalization of the drug and has raised a multitude of questions about how one of the nation's potentially largest markets will take shape. Read full article »

DOD Asks Court To Toss Challenge To HIV Policy

The U.S. Department of Defense on Thursday asked a Virginia federal court to dismiss a Guardman's challenge to its HIV policy, saying the long-standing policy is not being used alongside a recent retention policy to automatically discharge HIV-positive troops and that the court lacks jurisdiction to review the HIV policy, regardless. Read full article »

Nationwide Ban OK For Trump Birth Control Rules, States Say

Five states challenging Trump administration rules exempting employers from providing health care coverage for birth control due to moral or religious objections said the Ninth Circuit could uphold a nationwide injunction on the policy, arguing a recent ruling ending a national bar on the president's sanctuary city policy didn't mean all broad injunctions must be scrapped. Read full article »

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MEDIA & ENTERTAINMENT

WaPo, Others Call Md.'s Political Ad Law Unconstitutional

The Washington Post, The Baltimore Sun and a host of local newspapers asked a Maryland federal court Friday to declare a new state law meant to curb Russian propaganda online as unconstitutional, saying it violates the First Amendment by compelling the media to regularly publish details about the people or groups who purchase political ads. Read full article »

REAL ESTATE

Trump Asks For Stay Pending Appeal Of Emoluments Suit

In a bid to prevent discovery that could involve President Donald Trump's financial records, government attorneys asked a Maryland federal judge Friday to stay Maryland and the District of Columbia's suit alleging Trump's potential profit from foreign and domestic governments at Trump International Hotel violates the Constitution's emoluments clauses. Read full article »

EMPLOYMENT

Analysis

Mass. Noncompete Law Overhaul Not As Strict As It Seems

Massachusetts employers may easily work around newly rewritten state noncompete laws by using escape clauses in the legislation or by turning to nonsolicitation agreements, corporate counsel monitoring the legislation told Law360. Read full article »

CYBERSECURITY & PRIVACY

7th Circ. Won't Give Smart Meter Privacy Suit A Second Shot

The Seventh Circuit on Thursday refused to revive a lawsuit accusing the city of Naperville, Illinois, of violating its residents' Fourth Amendment rights by requiring the use of electrical meters that record data about usage, saying the government's use of the data isn't an unreasonable search. Read full article »

INTERNATIONAL TRADE

Labor Unions Make NAFTA Pitch As Endgame Looms

The AFL-CIO spearheaded a call for robust labor protections in the revised North American Free Trade Agreement Friday, putting pressure on negotiators to improve the accord's worker accommodations as officials aim to deliver a political-level deal in the next few weeks. Read full article »

Turkey Tariff Hike Adds Fuel To Battle Over Cold War-Era Law

President Donald Trump's decision to double his tariff on Turkish steel underscores the need to strike down the Cold War-era national security law that gave rise to the duties in the first place, importers challenging the statute told the U.S. Court of International Trade. Read full article »

BANKRUPTCY

Analysis

PG&E Fire Liability Has Calif. Considering Ch. 11 Alternative

As wildfires again ravage swaths of California forests in what has become a deadly summer ritual, the threat of a Pacific Gas and Electric Co. bankruptcy looms over

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CBOE Holdings Inc.
CashCall Inc.
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Citizens for Responsibility and Ethics in Washington
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Democratic National Committee
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Facebook
Google Inc.
HSBC Holdings PLC
Instagram Inc.
JPMorgan Chase & Co.
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Lockheed Martin Corp.
Microsoft Corporation
Monsanto Co.
NBCUniversal Inc.
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National Association of Manufacturers
New Jersey State Bar Association
New York University
PG&E Corporation
Quicken Loans Inc.
Robert Half International Inc.
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SIFMA
Sierra Club
Southern Environmental Law Center
State Bar of California
The American Law Institute
The ERISA Industry Committee
The Internet Association
The Walt Disney Co.
Trump Organization Inc.
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state lawmakers who are hastily debating how to apportion liability for billions of dollars' worth of damage stemming from last year's infernos. Read full article »

IMMIGRATION

DC Circ. Revives Shepherds' Challenge To H-2A Practices

The D.C. Circuit partly revived a suit Friday brought by a group of livestock herders challenging the government's practice of issuing temporary visas for longer-term labor. Read full article »

Feature

Attys Decry Sessions' New Burdens On Immigration Judges

U.S. Attorney General Jeff Sessions issued a decision Thursday night in a precedential Board of Immigration Appeals case that limits immigration judges' discretion to pause deportation proceedings, potentially undermining their ability to manage their dockets effectively and hindering immigrants from pursuing benefits to which they are entitled, attorneys said. Read full article »

NATIVE AMERICAN

US Gov't Tells High Court Wash. Tribe Must Pay Fuel Tax

The U.S. Department of Justice has filed an amicus brief urging the U.S. Supreme Court to find that a Native American tribe should be subject to the state of Washington's fuel tax when importing that product onto its reservation. Read full article »

Tribes Tell Justices HUD Must Pay Back Housing Funds

A group of Native American housing authorities and tribes urged the U.S. Supreme Court to overturn a Tenth Circuit decision saying the U.S. Department of Housing and Urban Development doesn't have to repay them despite finding that HUD illegally recouped $19.5 million in affordable housing grants from tribes, claiming the appellate court misapplied high court precedent. Read full article »

TELECOMMUNICATIONS

TV 'White Spaces' Program Lacks Oversight, NAB Says

The so-called TV white spaces program that repurposes unused broadcast spectrum gaps is fraught with errors and is egregiously unsupervised, the National Association of Broadcasters has told the Federal Communications Commission. Read full article »

FCC Must Include Local Data In Market Review, CCA Says

The Federal Communications Commission should learn from its Mobility Fund Phase II data collection, which will inform the way the FCC doles out subsidies to mobile carriers in an upcoming auction, as it separately analyzes the state of competition in the market for wireless services, the Competitive Carriers Association has told the agency. Read full article »

Facebook Backs Bid For FCC To Make Internet Airship Rules

Facebook has backed a startup's recent bid for the Federal Communications Commission to begin writing rules for regulating airships that could beam down the next generation of 5G mobile internet service, arguing that under the Communications Act, the FCC must usher in new technology that could improve affordable access. Read full article »

WHITE COLLAR

Feds Fire Back At Sheldon Silver's Post-Conviction Bail Bid

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U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection

Federal prosecutors on Thursday rejected as “baseless” a request by Sheldon Silver to stay free while appealing his conviction and seven-year sentence for political corruption, telling a Manhattan federal judge that the jury that convicted the former New York Assembly speaker had clear instructions. Read full article »

CIVIL RIGHTS

Gay Parent's Partner Is Deceased Child's Family: NJ Court

The New Jersey Appellate Division ruled Friday that the bond between a child and his gay parent’s partner constitutes the familial relationship needed to support an emotional distress claim stemming from a death, issuing a published decision that revived a case against the city of Trenton over a toddler who was fatally struck by a truck. Read full article »

EXPERT ANALYSIS

How FIRRMA Will Change National Security Reviews: Part 2

The newly enacted Foreign Investment Risk Review Modernization Act significantly expands the authority of the U.S. government to review and restrict foreign investments on national security grounds. But FIRRMA also has provisions that may exempt some transactions from review, and accelerate review of others, say Jeffrey Bialos and Mark Herlach of Eversheds Sutherland LLP. Read full article »

As IRS Eases Reporting, States Target Dark Money Reforms

At the same time that the IRS is making it easier for nonprofits to shield their donors from inadvertent disclosure by eliminating a reporting requirement on annual tax filings, some states, such as Maine and Montana, continue to trend toward greater disclosure of donors to politically active nonprofits. It is thus imperative that nonprofits are cognizant of the complex and inconsistent rules among federal, state and local jurisdictions, say attorneys at Nossaman. Read full article »

Series

Judging A Book: Lipez Reviews 'Last Great Colonial Lawyer'

In his new book, "The Last Great Colonial Lawyer: The Life and Legacy of Jeremiah Gridley," Charles McKirdy argues that Gridley — someone I had never heard of — was the last great colonial lawyer, and that his cases illuminate his times. The author largely substantiates both claims, says First Circuit Judge Kermit Lipez. Read full article »

LEGAL INDUSTRY

Analysis

Despite Abuse Horrors, Attys Feel Duty To Defend The Church

Despite horrific details in a recently unveiled grand jury report about sexual abuse suffered by more than a thousand victims at the hands of Catholic clergy in Pennsylvania, attorneys who have represented the church say that public scorn hasn't swayed them from their duty to provide a vigorous defense. Read full article »

Feature

3rd Circ. Oral Argument Dip Troubling, Chief Judge Says

The Third Circuit appellate bar is trying to reverse a troubling decline in oral arguments before its panels, which its Chief Judge D. Brooks Smith in an exclusive interview with Law360 says could have been brought on by a "stunning" increase in pro se filings he traces to the Great Recession of the late aughts. Read full article »

Quinn Emanuel Says Ex-Partners Can't Duck Fee Arbitration

Quinn Emanuel Urquhart & Sullivan LLP reiterated on Thursday in New York court that its former partners who launched Selendy & Gay PLLC cannot escape arbitrating a dispute over a clause in their partnership agreement requiring them to remit fees earned from clients they took to their new firm. Read full article »

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Feature

3 Reasons Attys Should Learn A Foreign Language

Becoming fluent in a foreign language may seem daunting, but the challenge can offer big rewards, including career opportunities and personal satisfaction, for attorneys willing to take it on. Here, Law360 looks at three reasons why lawyers should learn languages other than their own. Read full article »

Stinson Leonard Grows In St. Louis With IP Boutique Tie-Up

Stinson Leonard Street LLP continued its expansion streak Thursday, announcing plans to acquire 28-strong St. Louis intellectual property boutique Senniger Powers LLP, following up on two new office openings earlier this year. Read full article »

Ex-Clerk Says NY Courts Protected Judge Who Harassed Her

A former law clerk has accused the New York state judicial system of covering up for a judge who she says sexually harassed her, allegations she made in a suit filed in federal court against the jurist and 16 other judges, administrators and attorneys. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

The Sixth Circuit ruled the Fair Labor Standards Act doesn't on its own thwart arbitration agreements, consumer groups fought back against industry attempts to amend a hastily enacted landmark privacy law in California and British police warned of an increase in cryptocurrency fraud. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: Disabled Attys Fight For A Place In BigLaw

The legal profession can be a lonely place for attorneys with disabilities. They are often overlooked in diversity discussions, and may feel pressure to downplay their disability out of fear of facing bias and stigma. On this week's Pro Say podcast, we dive into these challenges and highlight how disabled attorneys are fighting for their place in the law. Read full article »

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California Supreme Court
Committee on Foreign Investment in the United States
Confederated Tribes and Bands of the Yakama Nation
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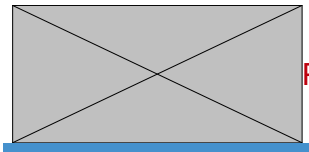

PUBLIC POLICY.

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Friday, June 30, 2017

TOP NEWS

House OKs 'Kate's Law,' Bill Targeting Sanctuary Cities

The House of Representatives passed bills targeting illegal immigration Thursday, advancing to the Senate measures that would pull federal funds from so-called sanctuary cities and enhance federal punishments for immigrants who have been deported and re-enter the country. Read more »

New CBO Report Adds Fresh Challenges For ACA Repeal

The Congressional Budget Office on Thursday projected a steep decline in long-term Medicaid spending under Republican legislation to partly dismantle the Affordable Care Act, creating new headaches for the repeal effort. Read more »

Entry Requirements Clarified As Partial Travel Ban Starts

The U.S. State Department confirmed Thursday that grandparents and grandchildren won't meet the "close family" standard for gaining access to the U.S. under President Donald Trump's revised travel ban, while Hawaii leaped back into court to argue the government was running afoul of the U.S. Supreme Court's instructions on the measure. Read more »

4th Circ. Sides With EPA In Coal Jobs Analysis Battle

The Fourth Circuit on Thursday reversed a district judge's order compelling the U.S. Environmental Protection Agency to further analyze the consequences of its air pollution regulations on jobs, finding the issue is beyond federal courts' authority. Read more »

Analysis

How Law Firms Can Prepare For More State AG Actions

State attorneys general can be expected to heighten enforcement activities to fill a perceived consumer protection void left by the Trump administration's changing priorities, and law firms need to get ready. Read more »

Analysis

Labor And Employment Agencies: Midyear Report

In the first half of 2017, the Trump administration made key nominations to the U.S. Department of Labor, the U.S. Equal Employment Opportunity Commission and the National Labor Relations Board and laid the groundwork for undoing much of former President Barack Obama's labor and employment legacy. But delays in installing leadership and a focus on other policy areas mean truly substantive changes are still on the horizon, attorneys say. Read more »

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Frost Brown Todd
Goodwin
Gray Reed
Gray Ritter
Hare Wynn
Hogan Lovells
Hoguet Newman
Jones Day
Keker Van Nest & Peters
Kirkland & Ellis
Kobre & Kim

Standing Dooms 4th Circ. Challenge To NC Gay Marriage Law

Three couples don't have standing to challenge a North Carolina law allowing magistrate judges to recuse themselves from officiating same-sex marriages because their only connection to the case is an incidental use of tax money, the Fourth Circuit said Wednesday. Read more »

BANKING & SECURITIES

Analysis

Stress Test Results Could Goose Push For Rules Rollback

The Federal Reserve's announcement Wednesday that all 34 banks that participated in the 2017 stress tests passed has made it easier for advocates of easing back rules on financial institutions to make their case, experts say. Read more »

ENERGY & ENVIRONMENTAL

With Quorum Lacking, Trump Nominates New FERC Member

President Donald Trump on Wednesday nominated a new member of the Federal Energy Regulatory Commission, taking a step toward establishing a quorum at an organization that has not been able to approve new pipelines or take other major actions since February. Read more »

Trump Touts Fossil Fuel Exports, Nuke Aid In Energy Speech

In a speech heavy on championing fossil fuel development and exports, President Donald Trump said Thursday that he would lift an Obama-era restriction on financing overseas coal projects and direct the U.S. Department of Energy to examine ways to help prop up the struggling nuclear energy industry. Read more »

Major Energy And Natural Resource Bill Proposed In Senate

After their previous proposal fell just short, a bipartisan pair of senators on Thursday introduced the Energy and Natural Resources Act of 2017, a broad piece of legislation aimed at reforming and modernizing the nation's energy and resource policies. Read more »

State AGs Threaten Suit To Force EPA Methane Action

Fifteen state attorneys general sent a letter Thursday announcing their intent to sue the Environmental Protection Agency if it continues to fail in its legal duty under an Obama-era regulation to reduce methane emissions from existing oil and gas operations. Read more »

IP & TECHNOLOGY

Sandoz Wants Big Biosimilar Case Sent To District Court

Sandoz Inc. on Thursday asked the Federal Circuit to send its biosimilars brawl with Amgen Inc. back to the district court level, arguing that an issue raised by the U.S. Supreme Court is best handled there first. Read more »

TRANSPORTATION & INFRASTRUCTURE

Analysis

New DHS Security Directive Leaves Airlines Holding The Bag

Airlines will bear the brunt of the responsibility to implement the U.S. government's heightened passenger and aircraft screening procedures for all U.S.-bound flights, allowing the Trump administration to tighten border security while sidestepping potential conflicts with foreign governments over how to secure their airports. Read more »

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Iberdrola SA
Long Island Rail Road Co.
Major League Baseball Inc.
Metro-North Commuter Railroad Co.
Mexican American Legal Defense

Cuomo Signs Emergency Order To Fix NY Transit System

New York Gov. Andrew Cuomo signed an executive order Thursday announcing a state of emergency in the areas serviced by the Metropolitan Transportation Authority and pledged an additional $1 billion to fix the transit system. Read more »

EMPLOYMENT

Trump Paid Leave Plan 'Unworkable,' Groups Tell Congress

The paid leave proposal in President Donald Trump's 2018 budget request is "inadequate and unworkable" and should be scrapped in favor of a policy that's more generous to workers, a group of more than 340 organizations led by the National Partnership for Women and Families told Congress in a letter on Wednesday. Read more »

COMPETITION

Experts Split On Group To Curb Int'l Antitrust Abuse

A number of antitrust practitioners told a House panel Thursday they needed a new high-level working group to help mitigate international abuses of competition law that harm U.S. companies, following on a Chamber of Commerce-commissioned report on antitrust enforcement. Read more »

Group Asks DC Circ. To Nix FTC Soundboard Call Rule

An industry group told the D.C. Circuit on Wednesday that a lower court wrongly rejected its challenge to the Federal Trade Commission's extension of robocalling restrictions to telemarketing calls that use so-called soundboard technology, saying the move restricts free speech and the agency should have sought comment before imposing the change. Read more »

AEROSPACE & DEFENSE

Trump Submits Nominee To Serve As No. 2 To DNI

President Donald Trump has formally nominated current deputy director of the National Geospatial-Intelligence Agency, Susan Gordan, to serve as the principal deputy director of national intelligence. Read more »

Analysis

2018 Defense Bills Offer Competing Views On DOD Priorities

Both the House and Senate Armed Services Committees on Wednesday completed markups for their versions of the 2018 National Defense Authorization Act, offering similar overall budget levels but differing on a number of key policy points, from funding fighter jets to proposed acquisition and management reforms. Read more »

Pentagon Urged To Rethink 'Disorganized' Drone Policy

After years of employing an ad hoc approach to its use of unmanned drones, the military needs to rethink how it acquires and manages its remotely piloted aircraft force, according to a recent report from an aerospace and defense think tank. Read more »

INTERNATIONAL TRADE

USTR To Probe Bolivia Child Labor, Permit Duty-Free Luggage

After a review of a trade program that allows compliant developing countries to import certain goods duty-free, the Office of the U.S. Trade Representative announced Thursday that it will investigate Bolivia's child labor practices and adjust eligibility of certain products, including luggage. Read more »

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Consumer Financial Protection Bureau
Defense Contract Audit Agency
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Government Accountability Office
National Institutes of Health
National Labor Relations Board
New Jersey Legislature
New York Attorney General's Office
Occupational Safety and Health Administration
Occupational Safety and Health Review Commission
Office of Federal Contract

IMMIGRATION

States Will Drop Suit If Gov't Drops DACA, Paxton Says

Two weeks after the Trump administration revoked a deportation protection initiative for parents, Texas Attorney General Ken Paxton and nine allied states asked the federal government to also phase out the Deferred Action for Childhood Arrival program, saying they'd drop a pending lawsuit in exchange. Read more »

Sanctuary City Suits Should Proceed, Calif. Court Is Told

A California federal court should not toss lawsuits filed by San Francisco and a California county challenging the Trump administration's executive order cracking down on "sanctuary cities" as both municipalities have established they have viable claims against the federal government, a range of supporters argued Wednesday. Read more »

TELECOMMUNICATIONS

Former Wiley Rein Atty Is Final Pick For FCC Commissioner

The White House has nominated the Federal Communications Commission's top legal adviser and a former Wiley Rein LLP attorney to fill the agency's fifth and final open commissioner seat, it was announced on Wednesday. Read more »

Local ISPs Say Open Internet Order Hasn't Hurt Deployment

A group of several dozen broadband providers from across the U.S. has defended 2015 net neutrality rules, telling the Federal Communications Commission that the Obama-era Open Internet Order hasn't stymied deployment and that net neutrality is in fact a "core principle for the deployment of networks." Read more »

GAO Finds Potential Waste, Fraud In FCC's Lifeline Program

The U.S. Government Accountability Office said in a report released Thursday that the Federal Communications Commission's Lifeline program is susceptible to waste and abuse, with auditors unable to confirm whether a third of the participants it reviewed were truly eligible. Read more »

NEW JERSEY

Gov.'s Chief Counsel, 16 Others Confirmed For NJ Judgeships

The New Jersey Senate on Thursday confirmed Gregory L. Acquaviva, chief counsel to Gov. Chris Christie, and 16 other attorneys to be state Superior Court judges, a few hours after a legislative committee advanced four of the nominees. Read more »

PENNSYLVANIA

Ex-Philly DA Jailed After Surprise Guilty Plea Midtrial

Former Philadelphia District Attorney Seth Williams was escorted out of a federal courtroom in handcuffs on Thursday after unexpectedly pleading guilty to one bribery charge and resigning from his office on the eighth day of his corruption trial. Read more »

TEXAS

Texas Wants Preemptive 'Sanctuary Cities' Suit To Proceed

Attorneys for Texas argued Thursday that the state's preemptive lawsuit seeking a declaration that the newly passed "sanctuary cities" law is constitutional should proceed, telling an Austin federal judge that the law doesn't encroach on the federal government's immigration enforcement jurisdiction. Read more »

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U.S. Senate
U.S. Supreme Court
U.S. Uniform Law Commission
Wage and Hour Division
World Trade Organization

EXPERT ANALYSIS

Health Care Winners And Losers From The Better Care Act

It's difficult to predict the potential impact of the Better Care Act, especially considering that many of the changes for the Medicaid program would not take place until at least after the next presidential election. That said, health insurers, medical device manufacturers, hospitals, physician groups and the pharmaceutical industry are all likely to be impacted, say attorneys with Debevoise & Plimpton LLP. Read more »

Incentivizing Brand Pharma Cos. To Manufacture In The US

One pathway to incentivize brand manufacturers to produce medicines domestically and effectuate the policy goals of the recent "Buy American and Hire American" executive order exists under the Bayh-Dole act, which may deploy march-in rights to create economically favorable terms for federal funding of drugs, say attorneys with Goodwin Procter LLP. Read more »

A Midyear Review Of US Economic Sanctions Efforts

The notable U.S. sanctions developments in the first six months of 2017 have not been limited to policy changes. Earlier this year, the Office of Foreign Assets Control resolved the largest sanctions enforcement action ever brought against a nonfinancial institution, and the agency has taken a number of aggressive positions in other recent matters, say Michael Casey and Brendan Hanifin of Ropes & Gray LLP. Read more »

US Law Firms Face Discovery Of Foreign Clients' Records

The law relating to the taking of discovery directly from U.S. law firms is evolving in favor of disclosure when documents have been provided to third parties. Law firms must be vigilant in handling their clients' documents or face being responsible for producing them to third parties, say Steven Kobre and John Han of Kobre & Kim LLP. Read more »

Opinion

The Future Of Law And The Demise Of The Midsize Firm

Since 1980, there has been a systemic supersizing of business enterprises, the growth of sovereign wealth, and the emergence of international businesses. The pressure this has put on national and regional law firms to go global or go home is enormous, says Fredric Newman, a founding partner of Hoguet Newman Regal & Kenney LLP. Read more »

LEGAL INDUSTRY

Analysis

3 Lessons For Firms After Cyberattack On DLA Piper

The massive cyberattack that roiled DLA Piper this week has the potential not only to cause millions of dollars in losses, but to destroy critical documents and files. Here are steps cybersecurity experts say law firms should take now in light of the crippling attack. Read more »

Analysis

DLA Passes Third Day Without Email After Malware Attack

DLA Piper’s email system was still down and attorneys continued to file for extensions Thursday as the global firm weathered its third consecutive day with a computer network hobbled by a system shutdown initiated in response to a massive malware attack. Read more »

Trump Taps Jones Day Partner To Head DOJ Civil Rights Unit

President Donald Trump on Thursday tapped another Jones Day attorney to serve in the administration, nominating labor and employment partner Eric S. Dreiband to serve as the assistant attorney general for the U.S. Justice Department’s Civil Rights division. Read more »

2 Global Firms See Revenue And Profits Per Partner Rise

U.K.-based multinational law firms Linklaters LLP and Ashurst LLP have reported increases in their revenue during the past year of 9.8 percent and 7.1 percent, respectively, aided in part by currency fluctuations, as well as spikes in profits per partner. Read more »

Trump Announces 2nd Wave Of US Attorney Nominees

President Donald Trump announced nine new picks for U.S. attorney spots on Thursday, including nominating former counsel for Sen. Mitch McConnell, R-Ky., and current Frost Brown Todd LLC member Russell M. Coleman to Kentucky's Western District. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Kirkland & Ellis LLP grabbed this week's title of top legal lion for two wins at the U.S. Supreme Court while Squire Patton Boggs LLP and Dinsmore & Shohl LLP landed on the legal lambs list over a loss at the Fourth Circuit for Murray Energy Corp. and other coal industry players. Read more »

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National Institutes of Health
National Labor Relations Board
New Jersey Legislature
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To: Cristin Haught[chaught@themobmuseum.org]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Esthefany Arochi
Sent: Tue 1/9/2018 5:41:10 PM
Subject: RE: 300 SAC Board of Directors Meeting

Thank you Cristin, I'll keep this handy so we can set up a call conference if needed for future meetings.

Have a great day!

Esthefany "Stef" Arochi
Special Assistant to Mayor Goodman
Office of the Mayor
Phone: 702-229-6241
Fax: 702-385-7960
495 S. Main St. | Las Vegas, NV 89101
lasvegasnevada.gov

From: Cristin Haught [mailto:chaught@themobmuseum.org]
Sent: Tuesday, January 9, 2018 9:39 AM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Cc: Esthefany Arochi <earochi@LasVegasNevada.GOV>
Subject: RE: 300 SAC Board of Directors Meeting

Thank you, Mayor.

We will use the following dial-in line: **702.724.8680, password** [redacted] I will circulate this number again closer to the date of the meeting.

Thank you,
Cristin

Cristin Haught
Manager, Corporate Affairs
Office: 702.724.8636
Mobile: 434.610.6770
chaught@themobmuseum.org
www.themobmuseum.org
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THE MOB MUSEUM
National Museum of Organized Crime & Law Enforcement

TRAVELERS' CHOICE 2017
RANKED #20 MUSEUM IN THE U.S.

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]

Sent: Tuesday, January 9, 2018 9:21 AM
To: Cristin Haught <chaught@themobmuseum.org>
Cc: Esthefany Arochi <earochi@LasVegasNevada.GOV>
Subject: [WARN] RE: 300 SAC Board of Directors Meeting

Because of my preparation for the State of the City, I will have to call in if you will provide me with a phone # to do so.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

-----Original Appointment-----
From: Cristin Haught [mailto:chaught@themobmuseum.org]
Sent: Tuesday, January 9, 2018 9:18 AM
To: Bob Stoldal [redacted]); Cathy Tull (ctull@lvcva.com); Chris Kaempfer (ckaempfer@kcnvlaw.com); Clint Holmes [redacted]; Craig Galati (cgalati@lgainc.com); Ed Koijane (edward.koijane@ey.com); JB Batiste (audry@precisewealth.com); Jeff Silver (jsilver@dickinson-wright.com); Jerry Epstein (jerry@engagednation.com); Jim Germain [redacted]); John Mowbray (jmowbray@spencerfane.com); Kara Kelley (kara@karajkelley.com); Mayor Carolyn G. Goodman [redacted]; Carolyn G. Goodman; Mayor Oscar Goodman (ogoodman@lvcva.com); Mike Green [redacted]); Nancy Rapoport (nancy.rapoport@unlv.edu); Paul Camacho (paul.camacho@stationcasinos.com); Rob Dondero (rob.dondero@rrpartners.com); Senator Richard Bryan (rbryan@fclaw.com); Steve Martinez (stevmartin@mgmresorts.com); Ted Quirk (quirkt@gtlaw.com); Valerie Murzl (valerie.murzl@stationcasinos.com); Ashley Miller; Geoff Schumacher; Jonathan Ullman; Kimberly Kindig; Mark Achenbach; Adam Miller (amiller@spencerfane.com); Adar Bagus (abagus@kcnvlaw.com); Cheryl Russo (crusso@lasvegasnevada.gov); Denise Farnham (dfarnham@fclaw.com); Jamilah Brewington (jamilah.brewington@unlv.edu); Kathy Jordan (kjordan@lvcva.com); Leiandra Gaskill (lgaskill@lvcva.com); Marichu Villanos (marichu.villanos@stationcasinos.com); Sharon Jones (sjones@mgmresorts.com); Stella Llamas (stella@engagednation.com); Terri Vollmer (terri.vollmer@rrpartners.com)
Subject: 300 SAC Board of Directors Meeting
When: Wednesday, June 13, 2018 8:00 AM-10:00 AM (UTC-08:00) Pacific Time (US & Canada).
Where: The Mob Museum; 300 Stewart Avenue, Las Vegas, NV 89101

Hello all,

This meeting of the 300 SAC Board of Directors will be held **Wednesday, June 13th at 8:00AM** at The Mob Museum.

Cristin Haught
Manager, Corporate Affairs
Office: 702.724.8636
Mobile: 434.610.6770
chaught@themobmuseum.org

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Rail Group News
Sent: Tue 3/20/2018 9:04:02 AM
Subject: New fleet coming for busiest VIA Rail line

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New fleet coming for busiest VIA Rail line

Canada's Minister of Transport Marc Garneau said that Ottawa will provide funding for VIA Rail to replace its locomotives and cars in the Quebec City-Windsor Corridor, which accounts for 94% of the operator's ridership, with 32 new, bi-directional trains. **Full Article**

APTA rails against public transit cuts in proposed budget

Public transit officials nationwide spoke out at a March 19 press briefing to express strong opposition to deep cuts to public transit in the Trump Administration's proposed budget for fiscal year 2019. **Full Article**

Analytics powering China rail construction

Bentley software is powering the engineering team assigned to China's 205-mile Dali-Ruili Railway with comprehensive BIM (Building Information Modeling) strategy for design work involving all disciplines. **Full Article**

Japan agrees to loan for Manila's first underground metro line

Japan's International Cooperation Agency has agreed to lend 104.53 billion yen ($1B) to the Philippines for construction of the first underground metro line in Manila, which is a flagship

CONFERENCES

Light Rail 2018, presented by Railway Age and RT&S
April 26-27, 2018
Baltimore, MD

Rail Insights 2018, presented by Railway Age
June 7-8, 2018
Chicago, IL

Next-Generation Train Control Conference 2018
October 18-19, 2018
Philadelphia, PA

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INDUSTRY EVENTS

2018 MARS Winter Conference
March 26-31, 2018
Lombard, IL

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scheme of the government's Build-Build-Build program. **Full Article**

British Columbia to chip in for Pacific Northwest HSR study

Studying the potential of connecting Canada to the Pacific Northwest through ultra-high-speed rail service received a sign of support with the government of British Columbia agreeing to help fund analysis of such service. **Full Article**

Charlotte opens light rail extension

The Blue Line extension runs northeast from 7th Street station in the city center through the North Davidson (NoDA) and University areas to terminate at the University of North Carolina Charlotte campus. **Full Article**

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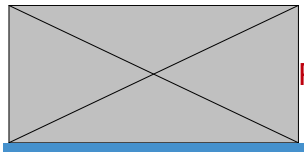
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 12/4/2018 9:29:24 AM
Subject: 9th Circ. Refuses To Revive Trump's Asylum Proclamation



PUBLIC POLICY.

The Data-Driven Lawyer

Meet the 2018 award winners and get insights into their innovative practices.

Tuesday, December 4, 2018

TOP NEWS

9th Circ. Refuses To Revive Trump's Asylum Proclamation

In a short order Saturday, the Ninth Circuit refused to issue an emergency stay on a lower court ruling that blocked the Trump administration's rule stripping asylum eligibility from migrants who cross the southern border outside of a designated port of entry. Read full article »

Border Wall Can Skip Enviro Review After Justices Snub Case

The U.S. Supreme Court on Monday refused to review aspects of an immigration law that let the government skip environmental reviews related to a controversial border wall with Mexico and additionally allowed construction to move forward, denying pleas by environmental groups to strike down parts of the law. Read full article »

High Court Wants Gov't Input On Scope Of CWA Authority

The U.S. Supreme Court asked the solicitor general on Monday to weigh in on two cases about whether the Clean Water Act applies to pollution that is discharged into groundwater that then reaches U.S. waters, requesting additional input on the scope of the law. Read full article »

Congress To Pass Spending Stopgap Before Weekend

Congressional leaders announced Monday they would pass a two-week continuing resolution for funding parts of the federal government, punting a divisive spending and immigration debate to right before Christmas. Read full article »

'Dear Tony': Chief Justice Reads Tribute To Justice Kennedy

Chief Justice John Roberts Jr. took the rare step of reading aloud his correspondence with the recently retired Justice Anthony Kennedy at the start of oral arguments Monday, the latest tribute to Justice Kennedy's three decades on the highest court in the land. Read full article »

Calif. Ethics Board Floats Political Disclosure Guidance

A committee tasked with advising California judicial officials on ethical issues published a draft opinion on disclosure requirements for trial court judges who receive political contributions, seeking public feedback on the guidance before the board publishes a final version. Read full article »

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Orrick Herrington

Data-Driven Lawyer: DLA Piper's Eric Falkenberry

DLA Piper's Eric Falkenberry quantifies litigation risk for buyers and sellers in the M&A arena, runs data boot camps for colleagues and helps dream up innovative new analytics tools, earning him a spot on our 2018 list of Data-Driven Lawyers. Read full article »

BANKING & SECURITIES

Banks Urged To Innovate Anti-Money Laundering Efforts

Every major U.S. banking regulatory body encouraged depository institutions on Monday to get creative with their anti-money laundering efforts, allowing banks to test automated fraud detectors without the threat of government enforcement if the new monitors fail to spot criminals' cash flow. Read full article »

ENERGY & ENVIRONMENTAL

High Court Remands Second Dusky Frog Petition To 5th Circ.

In the wake of its decision to send litigation brought by Weyerhaeuser Co. over protections for the dusky gopher frog back to the Fifth Circuit, the U.S. Supreme Court said Monday a petition in the same matter from family landowners would follow a similar path back to the appellate court. Read full article »

HEALTH & LIFE SCIENCES

Trump Admin. Urges Broad Easing Of Health Laws

The Trump administration published a sweeping health care manifesto Monday that criticized the ubiquity of comprehensive health insurance and recommended a wide-ranging relaxation of state and federal laws in order to strengthen competition and bring down prices. Read full article »

IP & TECHNOLOGY

9th Circ. Gives EBay, Sotheby's Attys' Fees In Royalties Row

EBay and Sotheby's can recoup attorneys' fees from a group of artists who unsuccessfully sued the companies under a California state royalties law, even though the Ninth Circuit had previously declared that law largely unenforceable, the federal appeals court said Monday in a published order. Read full article »

REAL ESTATE

NYC Council Bill, Hearings To Target Amazon Deal's Secrecy

After Amazon's win of major tax breaks from New York to place its new offices in New York City, three City Council members have said they'll introduce legislation targeting secrecy in such negotiations, while the council speaker said he would hold public hearings to scrutinize the deal. Read full article »

EMPLOYMENT

High Court Leaves Title VII LGBT Bias Petitions In Limbo

The U.S. Supreme Court on Monday took a closely watched trio of petitions asking whether federal workplace discrimination law protects LGBT workers off its calendar, just hours after indicating that the high court was poised to consider whether to take those cases up. Read full article »

Harvard's Single-Gender Group Sanctions Hurt Women: Suit

Saul Ewing
Shearman & Sterling
Sidley Austin
Squire Patton Boggs
Stanley Reuter
Stone Pigman
Troutman Sanders
Weil Gotshal

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Amazon.com Inc.
American Airlines Group Inc.
American Bar Association
American Civil Liberties Union
American Federation of State, County and Municipal Employees
American Hospital Association
American Immigration Council
Animal Legal Defense Fund
Apple Inc.
Associated Press
BuzzFeed Inc.
Center for Biological Diversity
Center for Constitutional Rights
Charter Communications Inc.
Christie's International PLC
Cowen Inc.
Defenders of Wildlife
Facebook
Fordham University
Google Inc.
Home Box Office Inc.
Honeywell International Inc.
ICAP
Kinder Morgan Inc.
Knights of Columbus USA Inc.
Leadership Council on Legal Diversity
LexisNexis Group
National Mining Association
New York Times Co.
Pacific Legal Foundation
PayPal Inc.
Reed Elsevier
Service Employees International Union
Sierra Club
Sinclair Broadcast Group, Inc.
Sotheby's
Southern Environmental Law Center
Southern Poverty Law Center

Harvard University was hit with a pair of lawsuits Monday claiming the Ivy League school's new policy sanctioning students for joining single-gender organizations like sororities and fraternities unfairly discriminates against women. Read full article »

COMPETITION

FCC Watchdog Clears Sinclair-Tribune White House Call

The Federal Communications Commission's internal watchdog reported Monday that Chairman Ajit Pai followed all disclosure rules and didn't hide a phone call with a White House attorney this summer as the agency considered regulatory approval for the now-failed Sinclair-Tribune megamerger. Read full article »

AT&T Can't Block Scholars From DOJ's Merger Appeal

The D.C. Circuit cleared a group of antitrust scholars to participate in oral arguments over the government's effort to upend a D.C. federal judge's June decision rejecting the U.S. Department of Justice's challenge to AT&T's megapurchase of Time Warner. Read full article »

Trade Group Slams Mass. Defense Of Cable Rate Regs

A cable and internet trade group pushed back against Massachusetts' argument for keeping telecom giant Charter under state-imposed rate regulations amid rising competition from online TV streaming companies, telling the Federal Communications Commission in a letter posted Monday that the state is misreading agency rules. Read full article »

PERSONAL INJURY

Pa. Justices Permanently Block Clergy IDs In Abuse Report

The Pennsylvania Supreme Court said Monday that a lack of adequate due process protections meant it needed to permanently redact the names of nearly a dozen Roman Catholic clergy from a bombshell report by the state's attorney general into decades of rampant of sexual abuse. Read full article »

INTERNATIONAL TRADE

Trump Aides Leave Details Of China Trade Deal Murky

President Donald Trump on Monday looked to take a victory lap celebrating the trade truce he struck with Chinese President Xi Jinping over the weekend, but the president's advisers offered few details about what commitments Beijing supposedly made. Read full article »

US Unlikely To Allow Tariff Exclusions During China Truce

White House National Economic Council Director Larry Kudlow said Monday he did not expect the Trump administration to set up a process for importers to earn exclusions from its latest round of China tariffs while the U.S. and Beijing hold broader trade negotiations. Read full article »

TAX

New OECD Tax Proposal Would Hit Trademarks, Copyrights

The OECD is considering an approach to taxing the digital economy similar to proposals in the 2017 U.S. tax overhaul, including giving countries more leverage to tax foreign entities that use valuable branding trademarks and copyrights to sell into their jurisdiction, a top Treasury official said Monday. Read full article »

House GOP Presses 'Pause Button' On Year-End Tax Package

As lawmakers in Congress pay their respects to former President George H.W. Bush,

Southwest Airlines Co.
Starbucks Corporation
State Bar Association of North Dakota
T-Mobile USA Inc.
The DIRECTV Group, Inc.
TracFone Wireless Inc.
Tribune Media Co.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Airways Group Inc.
Universal Service Administrative Co.
Warner Media LLC
Weyerhaeuser Co.
eBay Inc.

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Bureau of Citizenship and Immigration Services
California Supreme Court
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Motor Carrier Safety Administration
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Internal Revenue Service
Lac Courte Oreilles Band
Michigan Department of Treasury
National Credit Union Administration
National Economic Council
National Highway Traffic Safety Administration
New York State Empire State Development
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Pennsylvania Supreme Court
Red Cliff Band

who died Friday, Republicans in the House of Representatives will delay a floor vote on a year-end tax package until next week at the earliest. Read full article »

Justices Challenge W.Va. Taxation Of Fed. Retiree Benefits

U.S. Supreme Court justices on Monday sharply challenged a top state litigator's contention that her state had not discriminated against a federal retiree by taxing his benefits because the tax was imposed because of the retirement plan he belonged to, not because he worked for the federal government rather than the state. Read full article »

High Court Won't Hear Houston Residents' Suit Over Flooding

The U.S. Supreme Court on Monday denied a petition for review brought by Houston residents alleging that a city tax reinvestment zone led to street and drainage projects in their area that caused their homes to flood during periods of heavy rainfall. Read full article »

IMMIGRATION

EB-5 Visa Applicants Win Class Cert. Over USCIS Restrictions

U.S. Citizenship and Immigration Services erred in how it interpreted federal immigration law by determining that money for funding projects related to the EB-5 visa program could only be either cash or loans secured by personally owned assets, a District of Columbia federal judge ruled Friday, certifying an impacted class of visa applicants. Read full article »

Acting AG Lacks Authority In 'Duress' Row: Immigrant Groups

Several immigrants rights organizations on Friday urged the U.S. Department of Justice to not allow acting U.S. Attorney General Matthew Whitaker to preside over a Board of Immigration Appeals case that his predecessor referred to himself for reviewing the so-called "duress defense" for suspected persecutors seeking asylum in the U.S. Read full article »

NATIVE AMERICAN

Tribes Sue Wisconsin Over Property Tax On Tribal Land

A group of Indian tribes has sued Wisconsin in federal court over the collection of property tax on tribal land, asking the Western District of Wisconsin to place an injunction on the assessment or collection of tax. Read full article »

TELECOMMUNICATIONS

FCC Blocks Release Of Net Neutrality Comment Log Info

The Federal Communications Commission has affirmed staff decisions to withhold all information from its online comment logs that could unmask the identities of nefarious participants in the 2017 reversal of Obama-era net neutrality rules, citing privacy concerns. Read full article »

New Lifeline System Has 'Serious Shortcomings,' FCC Told

TracFone Wireless Inc. has urged the Federal Communications Commission to rework the new Lifeline enrollment system it rolled out this year, telling the agency that lengthened application materials, new proof requirements and other changes are already deterring the country's neediest from getting discounted phone service under the program. Read full article »

EXPERT ANALYSIS

Transportation And Infrastructure — The Road Ahead: Part 1

- Tulalip Tribes of Washington
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Transportation
- U.S. Department of the Treasury
- U.S. Environmental Protection Agency
- U.S. House of Representatives
- U.S. Postal Service
- U.S. Senate
- U.S. Supreme Court
- United Nations
- Wisconsin Department of Revenue
- World Trade Organization

With President Donald Trump and Democratic congressional leaders agreeing that transportation and infrastructure are high priorities, the next Congress is likely to consider a large-scale, broad infrastructure package. But the question of how to pay for it remains, say attorneys with Squire Patton Boggs LLP. Read full article »

Opinion

Jury Saves The Day In Misguided Cannabis Lawsuit

It is disturbing that Reilly v. 6480 Pickney — the first civil trial involving the cannabis industry contested on an alleged violation of the Racketeer Influenced and Corrupt Organizations Act — progressed as far as it did before a jury put an end to it in October, say William Brewer and Peter Schwartz of Brewer Attorneys & Counselors. Read full article »

Money Transmitters Face Ambiguity In State, Federal Law

Over the past five years, Venmo has been the subject of enforcement actions by both federal and state actors. Madison Thompson of Troutman Sanders LLP provides an overview of the current oversight regime and insight for other money transmitters navigating the regulatory space. Read full article »

Series

Judging A Book: Ginsburg Reviews 'The Curse Of Bigness'

When reading Tim Wu's new book, "The Curse of Bigness: Antitrust in the New Gilded Age," lawyers, economists and historians will find its broad brush maddening, and the generalist reader will simply be misled, says D.C. Circuit Judge Douglas Ginsburg. Read full article »

LEGAL INDUSTRY

High Court: Do State Bar Dues Hurt Free Speech?

An attorney's fight over how state bar dues are collected and used will be considered again by the Eighth Circuit after the U.S. Supreme Court on Monday ordered the case to be evaluated in light of its recent Janus opinion on public employees' First Amendment right to abstain from paying certain union fees. Read full article »

Allen & Overy Matches Cravath Associate Bonuses

Magic Circle firm Allen & Overy LLP has announced its annual associate bonuses will remain steady this year, keeping the numbers in line with the holiday bonuses offered by U.S. firm Cravath Swaine & Moore LLP, which has set the standard for associate bonuses for several years. Read full article »

10th Circ. Vet Tapped To Head New Judicial Integrity Office

The federal judiciary has tapped Jill Langley, a 23-year veteran from the Tenth Circuit, to lead the courts' new Judicial Integrity Office, which will provide training, information and referrals regarding workplace disputes in all federal courts, the Administrative Office of the U.S. Courts announced on Monday. Read full article »

Dykema To Combine With DC Commercial Insurance Boutique

Dykema announced Monday that the firm will be combining with D.C.-based litigation boutique Loss Judge & Ward LLP in January as part of a strategy of industry area-focused growth. Read full article »

Trump Nears Attys' Fees For Beating Stormy Daniels Suit

A California federal judge indicated at a hearing Monday that President Donald Trump is entitled to attorneys' fees after defeating Stormy Daniels' defamation suit, but he pressed Trump's lawyers on the total hours they billed defending against the "one-of-a-kind" lawsuit filed by the adult film star's attorney Michael Avenatti. Read full article »

Interview

15 Minutes With Honeywell's General Counsel

At Honeywell International Inc., General Counsel Anne Madden's law department is about 40 percent female. The company won a 2018 Employer of Choice Award in October from the Minority Corporate Counsel Association for its long-standing commitment to diversity and inclusion. Here, Madden — a 22-year Honeywell veteran

— explains when she thinks the needle will be moved on diversity and inclusion in the legal industry, and why she runs her department like a business. Read full article »

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Service Employees International Union
Sierra Club
Sinclair Broadcast Group, Inc.
Sotheby's
Southern Environmental Law Center
Southern Poverty Law Center
Southwest Airlines Co.
Starbucks Corporation
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TracFone Wireless Inc.
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Federal Trade Commission
U.S. Department of Homeland Security
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Federal Reserve System
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National Economic Council
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U.S. House of Representatives
United Nations
Bad River Band of Lake Superior Chippewa Tribe
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National Highway Traffic Safety Administration
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: E. Sanders
Sent: Mon 11/7/2016 7:25:22 PM
Subject: Asking for Advice

Dear Mayor Goodman:
My name is Eric Sanders & I live in Desert Shores. We met a few times when you came here & we also met your Husband, the former Mayor, when he came here.
The reason I am writing to you is that we have a problem, that you may be able to give us some advice about.
I am a young 77 years of age, & my wife and I decided to get something different for ourselves to celebrate our, then 21 years of marriage.(Valentines Day-2/14/2014). We decided to buy an older Rolls Royce Silver Shadow,1980), so we could have fun driving around in it.
So, we went down to a business, in Las Vegas, that dealt with & restored older Rolls. The place is called **The Touring Shoppe, 3050 Sirius Ave., Las Vegas Nv. 89102. The owner is Wayne McMiniment.(He goes by an Alias Wayne Andre.)**
After speaking with him initially, we showed us a car, on his premises, that, he said, had only 9000 miles on the odometer,(which he showed us), but was sitting in a garage for many years and needed only minor work done on the engine & some cosmetic work on the body.
Needless-to-say we liked the car. The total price to restore it to running condition would be $25,000.
He wanted a $15,000.00 deposit & he said the work would take a few months after he completed work on another car that his mechanic was working on before ours.
To make a long story short, it's now been over 2 years & we have kept all of the e-mails that have been sent to & from this man. It turns out that he had been arrested for investment fraud & stealing other people's money. Had we known this prior to dealing with him, we would have never given him the money.
The last e-mail he sent us was so nasty & full of foul language(we have copies) that we knew we were never going to see that car.
He has since shut down his computer & we are unable to e-mail him & demand our $15,000 deposit back. I would like to see this man put in jail for defrauding senior citizens & willfully & knowingly defrauding customers.
What can we do to get our money back & make sure he never does this anyone again?
Thanks for your assistance.
Hope you have wonderful holidays, coming up, & we look forward to seeing you again.
Best regards.
Eric & Maria Sanders
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Mon 6/22/2015 10:05:39 PM
Subject: [Marketing Mail] How BankMobile's Jay Sidhu Would Change Consumer Banking

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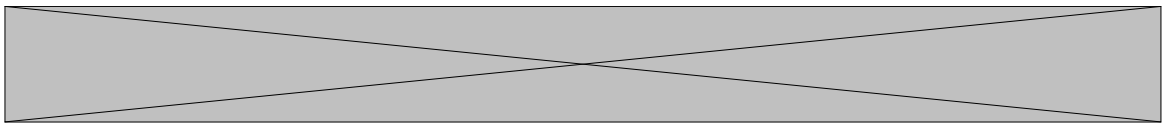


RETAIL BANKING

"I want to be part of the solution"

Veteran banker Jay Sidhu created his bank's BankMobile division to be a fee-free solution for basic banking needs that would also make a profit. He talked about this and about other aspects of "disruption" during the recent Exponential Finance conference. Read more

MORTGAGE LENDING

Mortgage hangover begins to ease

Is your bank ready for the "boomerang" mortgage borrower? TransUnion research identifies new lending potential. And the firm has some ideas on how to get the business. Read more

BANK ACCOUNTING & CREDIT

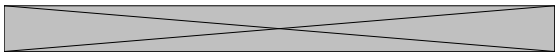
Major loan loss accounting shift slated

A controversial accounting proposal that would require banks to recognize, upfront, potential losses on loans is nearing completion and officials at the Financial Accounting Standards Board now expect to finalize the rule late this year. Read more

SNL REPORT

What bank buyers buy now

While banks with strong core deposit franchises have long earned the highest multiples when selling, a number of strong asset generators and in particular, those with scale,



TALKING CREDIT

Planting the seeds of advice

You never know when a bankerly word from you can make a customer's world better, says Ed O'Leary. Read more

AML & FRAUD

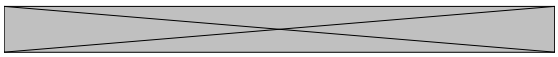
"Eight Miles High"

John Byrne borrows from The Byrds to make a point about not letting others do your reading about BSA/AML regs. Read more

COMMUNITY BANKING

Cyber, other tech risks shadow boardrooms

Directors didn't used to talk tech. Now they stay up nights worrying about it, says Jeff Gerrish. Read more



BANKING EXCHANGE MAGAZINE

CDO's time has come

In the digital era, data collection and data

have fetched high valuations in recent years. Read more

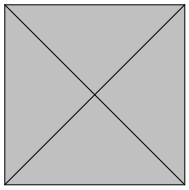
COMMUNITY BANKING

Giving away money builds business

Boiling Springs Savings Bank's "no-bake cake sale" helps community nonprofits while helping the bank. Read more

BANKING EXCHANGE SOCIAL MEDIA

Bankers of a feather tweet together



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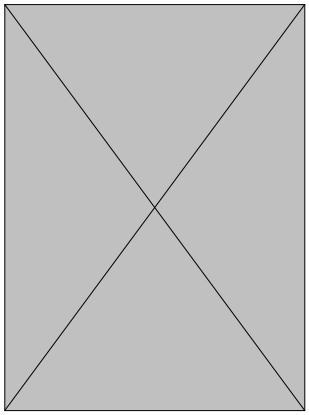
*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*



interpretation roles are becoming distinct. CIOs manage data systems; CDOs differentiate and optimize data. Together they reconcile issues across the bank. Read more

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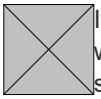

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marilyn Provost
Sent: Thur 10/19/2017 2:00:25 AM
Subject: Nonprofit Connection 10.18.17

Nonprofit Connection 10.18.17

October 18, 2017

Hello,

Thank you for your commitment to our community. We hope that the *UWSN NONPROFIT CONNECTION* serves as a valuable resource for your organization and invite you to forward this email.

This email notice will normally be sent out on the 1st and 3rd weeks of the month.

To add an item to United Way's Nonprofit or Community Events, please complete this form or PDF Flyer and email to **NPC@uwsn.org**. **Please note new email address for submitting information.**

Please send announcements, job opportunities, events and training information to **NPC@uwsn.org** by the 1st of the month. Please let us know if the notice is time sensitive.

Lunch and Learns

October 19, 2017 12:00 - 1:00 pm at UWSN

MassMutual will present a session on their SpecialCare program "Life Planning Stages for Children" If you work with or know of anyone with special needs children, you are encouraged to attend.

Bring your lunch and join us for this informative session. Please RSVP to NPC@uwsn.org

UWSN, 5830 West Flamingo Road, Las Vegas, NV 89103, 702-892-2300

Announcements and Events

2017 Olive Crest Event Calendar
A listing of the activities provided by Olive Crest October - December 2017

2017 Free Board Evaluation to Nonprofit Boards
Nonprofit Boards are advised to undertake a self-evaluation at least once a year. If you haven't conducted yours this year and would like the opportunity to do so -- please read the attached invitation.

2017 Salvation Army Free Rehabilitation Service
If you need this service for family or friends please call us for additional information.

2017 AARP Funding Opportunity **- Scaling Evidence-Based Solutions for Vulnerable Older Adults**
Grant Application Process - All applications must be completed online. Deadline: October 24, 2017, 11:59 pm ET
Link to information: http://www.aarp.org/aarp-foundation/grants/info-2017/advancing-effective-solutions.html
Eligible organizations are encouraged to submit an application, which, besides general organizational information, contains a

list of basic information about your current intervention and how it aligns with AARP Foundation's mission and strategic objectives. Application submissions undergo a thorough review process. During our review, you may receive clarification questions and follow up (which may include video conference or on-site visit).

The application provides an overview of the current program you have in place. Our goal is to receive an understanding of the intervention and, in particular, your financial model and current operations. The application questions seek concise and specific answers. Please note that you must attach a project logic model and business model canvas to be considered for funding. You must also submit a summary of evaluation results/findings.

UWSN - Volunteer in Your Community

Hundreds of opportunities await you. Whether you are looking for part-time, one time or full time volunteering opportunities. Click on the link to learn more.

Back to Basic Global Ministries Sponsor a Bed

Roujae' House of Caring Families is a Community Non- Profit organization. We are a rising Non-Profit coming to Las Vegas, NV dedicated to the pedagogy and empowerment of self-esteem, health, education, and community service. Roujae' House extends our warm and open arms to troubled youth, women and children, men and children, mentally ill, and alcohol and substance abuse patients. We provide all needed resources to help contribute to positive, promising, and an enlightening future. We are currently working diligently to get the support, resources, and advertisement for funding that we need to produce the best quality programming. We invite you to explore our sponsorship packages available on our website as well as a opportunity to partner with us for our very first event! If you are interested, have any questions, concerns, or want additional information please feel free to contact me via email **Dezarah.Jenkins@Roujaecompanies.org or phone** 702-470-4915 Thank you

Oct - Nov - Dec Financial Guidance Center 4th Qtr. Classes

FGC is offering classes ranging from Debt Management, Budgeting, Credit 101 and Bankruptcy Debtor Education.

10.19.17 UNLV – New Individual Taxpayer ID Number Renewal Process

Free presentation about the ITIN application and renewal process. Staff will be available to make appointments for assistance. Additional topics include the taxation of mixed status immigration families and tax return filing for undocumented immigrants.

10.19.17 Cultural Diversity Foundation 10th Anniversary

Join us to help celebrate our 10th Anniversary. Emcee for the evening will be Commissioner Lawrence Weekly.

10.21.17 Foundation for an Independent Tomorrow – 20th Anniversary

We are planning a terrific evening beginning with classic cocktails and a stellar champagne reception and Silent Auction, followed by a sumptuous dinner prepared by award winning Chefs with specially selected wines and live entertainment.
The Civitas Laurel Award Honoree is Jan Jones Blackhurst, Executive Vice President, Public Policy & Corporate Responsibility.
For more information, contact Jessica Black at 702.367.4348 x233 or JessicaB@lasvegasfit.org

10.21.17 26th Annual Disability Awareness Day Event

Join The event will be held from 10:00 am - 2:00 pm at Sammy Davis Jr. Festival Plaza at Lorenzi Park, 720 Twin Lakes Drive, Las Vegas, NV 89107. For more information please call 702-889-4216.

10.23.17 Nevada Volunteers – Notice of Funding Opportunity Open

Nevada Volunteers is pleased to release this Notice of Funding Opportunity which requests applications from Nevada organizations and agencies interested in receiving AmeriCorps funding to recruit, place, and supervise AmeriCorps members. Nevada is excited to open this Notice of Funding Opportunity for nonprofits, faith-based organizations, government entities or Indian tribes looking to make a positive imprint through development of a national service program in Nevada for the grant year 2018-2019. Visit www.nevadavolunteers.org for more information.

- Information Session Fall 2017 - **October 23:** Webinar 10:00 am - 11:30 am https://register.gotowebinar.com/register/3738616996869455874

10.24.17 Take a Leap

Embrace change. It's like TED Talks meets late night talkshow.

10.26.17 Nevada Senior Medicare Patrol Information Session/Orientation

The Nevada Senior Medicare Patrol Information/Orientation Session is to provide information about Senior Medicare Patrol, our volunteer program including information on training and specific volunteer duties. Our volunteers take part in fighting Medicare fraud, errors and abuse by educating Medicare beneficiaries, their family members and caregivers on how to prevent, detect and report Medicare fraud through outreach and education. The information session will be on October 26, 2017 from 1:00 pm to 3:30 pm at 1820 E. Sahara Avenue, Suite 2015, Las Vegas, NV 89104. RSVP to Melissa McDonald at 702-486-3796 or mamcdonald@adsd.nv.gov.

10.27.17 CenturyLink Presents 3rd Annual Trunk or Treat

Event Name: Creepy Crawly-Truck or Treat
Date: October 27, 2017 from 6-10pm
Address: 3436 Aldebaran Ave.
Admission: $1
Volunteers Needed: 12 volunteers (preferably 18+ years old)
To Volunteer: Contact Ainsley Battles at 702.892.2368 or AinsleyB@uwsn.org
Volunteer Activity: Sell water, collect money
Volunteer Hours: 5-7:30 pm or 7:30-10:00 pm
Arrival Time: 1 hour prior to shift

10.28.17 Immigration 101

The Las Vegas-Clark County Library District in partnership with US Citizenship and Immigration Services will present an informational session on the process of becoming a US Citizen.

10.28-31.17 Angels Power Haunted House

Angel's Power Ltd. is hosting a haunted house on 10/28 thru 10/31. On the 31st the haunted house will be open from 6 PM til 10 PM so all the little tricker treaters can come. Call ahead for handicapped parking and accessibility. All proceeds go to the relocation of the ***Danielle House***, an emergency, temporary shelter for child victims of family sexual abuse, their family & pets.

10.29.17 Making Strides Against Breast Cancer Walk

Because of your HOPE no one walks alone.

10.30.17 UNLV 21st Annual Boo Bash

Boo Bash is a free, safe and fun Halloween event for the entire family.

11.01.17 Board Bound - Building Capacity of Nonprofit Boards

Be an asset to organizations you serve. 4-week course First Live session begins November 1st.

11.02.17 Immunize Nevada Community Meeting

Immunize Nevada hosts monthly community meetings on the first Thursday of every month. These meetings serve as a way to communicate Immunize Nevada's updates, hear from our partners, and network with community members. Breakfast is served at 8, and the meeting starts at 8:30. Meetings are held at United Way of Southern Nevada, 5830 W. Flamingo Road, Las Vegas, NV 89103.

11.03.17 WLC Annual Fall Suit Drive

One Day Only! Remember your gently used professional wear. Donate to the annual suit drive.

11.03.17 Friends of Las Vegas Academy 5th Annual Gala

Las Vegas entertainers **Jack Gaughan, Bob Torti and Deeley Lively will** perform alongside approximately 300 LVA students this year in the Friends of the Las Vegas Academy's 5th Annual Gala, **Experience the Arts: The Silver Anniversary Gala**.

In past years, money has been raised to fund things such as upgrades to LVA theaters, purchase new instruments, equipment for our print shop, new dance floors, recording studio equipment, a new piano lab, upgrades to our library, fund master classes, college scholarships, camp scholarships, travel scholarships, and much more!

For information about tables, tickets, and corporate sponsorship, please visit https://lvagala17.auction-bid.org/micro2.php. **For information about placing an ad in our Program Book or donating an item for our live or silent auctions, please contact us at lvagala@yahoo.com.**

11.03-04.17 Drop to Stop Child Abuse

Sixty (60) Brave rappellers will descent 350 feet from the top of Caesars Place, dropping to stop child abuse in Nevada! No experience necessary, just enough courage to go over the edge!

11.04.17 An Evening of Miracles in Motion

Join Patti Pennington, Brittany Soul, Red Carpet Host, Mr. Grand Jeremy, and Special Guest - Lowell Pye

11.04.17 Flapjacks for Family Promise

Join Family Promise of Las Vegas to raise funds to benefit services to homeless parents and children. Enjoy Pancakes for a good cause.

11.09.17 Nonprofit Awareness Expo & Mixer

At the M Resort 12:00 noon - 8:00 pm 3-part training along with a panel discussion and mixer.

11.13.17 Las Vegas Academy Gala

Experience the Arts: Help us celebrate 25 years of excellence.

11.14.17 AFP Philanthropy Day

The Las Vegas Chapter of the Association of Fundraising Professionals is proud and honored to announce the winners of the 2017 National Philanthropy Day Awards.

We are grateful to everyone who submitted nominations and to all of the nominees for the tremendous work they do in the Las Vegas community. The nominations were all excellent, making it a very difficult decision for the awards committee.

11.14-15.17 Grantwriting USA - Grant Management Class

If your agency receives or plans to receive government grants, this class is for your. Beginning and experienced grant managers and administrators from city, county, state agencies and nonprofits will benefit.

11.25.17 Roujae Gobbler Greet

Join us for networking, fundraising, movie screening and fun.

11.27.17 Foundation for Positively Kids - Swing for the Kids Golf Tournament

Swing for the Kids Golf Tournament is an annual event hosted by Foundation for Positively Kids. Golfers will play an 18-hole, shot-gun start tournament with a "poker run". Tournament winner will be decided by the best POKER hand. Golfers will receive a card at the practice tee and holes 5, 8, 14, and 17 with the opportunity to purchase extra cards for $20. Golfers will play their own ball. A lunch will be provided at the end of play with a silent auction.

Job Opportunities

BlindConnect

- Angela's House Volunteers Needed
- Program Manager

Jewish Family Services Agency

- Clinical Therapist

Nevada Partnership for Homeless Youth

- Controller Position

Southern Nevada Regional Housing Authority

- Supportive Services Coordinator

Spread The Word Nevada

- Development Assistant

Volunteers in Medicine

- Health Information Technology Specialist

United Way of Southern Nevada issues information to nonprofits as a community service and does not intend the UWSN NONPROFIT CONNECTION to be an endorsement of listed events or announcements. Fundraising information cannot be distributed through the UWSN NONPROFIT CONNECTION.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 2/12/2018 12:31:17 PM
Subject: Feb 13, Failure to balance bill patients leads to large recoupment, audits, and litigation

.
Ted Burton

Balance Billing for Out-of-Network Providers

Most out-of-network (OON) health care providers make critical mistakes that jeopardize their compliance with state and federal laws. Many providers tell patients they will accept any payment received from the patient's health plan as payment in full. This practice is risky and may invite accusations of ínsurance fraud – however, it is prevalent throughout the U.S.

A few of the cases where billing-related errors (overpayments, negligent misrepresentation, OON write-offs, and balance billing) ended in real legal nightmares are:

- Connecticut General Life Ins. Co. and Cigna v. Health Diagnostic Laboratory, Inc.—**$84 Million dollars recovered**
- Aetna v Health Diagnostics Laboratory—**Sued for "tens of millions" of dollars**
- Aetna v Bay Area Surgical Management (BASM)—**Amount sought: $23 Million**

What makes it worse is that HHS is actively waiting and watching to càtch you in case you backslide. However, all is not lost! Join expert speaker **Thomas Force, Esq.**, to learn how OON providers and their revenue recovery staff can maintain compliance while collecting a fair amount of money from the patient's health plan. Thomas will also cover state laws related to balance billing requirements for OON providers.

Conference: **The Balance Billing Requirement - Why Out-of-Network Providers Must Balance Bill Their Patients**
Date: **Tuesday**, **February 13 (*Available for all day*)**
Time: **60 minutes**
CEU: **1 AAPC CEU**

Failure to balance bill patients can lead to large recoupment, audits, and litigation for ínsurance fraud. This training session will help you avoid common pitfalls and get answers to questions such as:

- Why is balance billing required in most jurisdictions?
- What are the exceptions to balance billing requirements?
- How to properly balance bill patients without offending or alienating them?
- How can your practice use ERISA to appeal deníed and under-reimbursed claims for employer-sponsored plans?
- What is a recoupment and what to do when faced with one?
- What are the penalties for non-compliance with balance billing?

Session Highlights

This session will cover:

- Why OONs are required to balance bill and why it is ínsurance fraud if you don't
- The case of Ingenix's conflict of interest and how FAIR Health is reforming out-of-network reimbursement
- ERISA Pre-emption: What it means for providers located in states that restrict or prohibit balance billing
- Case studies of problematic billing and how they are noncompliant
- Patient protections under PPACA: Coverage for emergency services
- Industry insights on Medícare, TRICARE/CHAMPUS and balance billing
- The impact of New York's Emergency Medical Services and Surprise Bills Law
- How to write a patient-friendly balance bill letter, and consider the timing of the same
- The importance of a Charity Care Program/Financial Hardship policy
- The best practices: Transparency and disclosure
- The case laws: Cigna vs. Health Diagnostics, Aetna vs. Health Diagnostics Laboratory, and more

Apply "**SAVE20**" at check-out and get **$20 off** . Plus, you will get ***1 AAPC CEU*** per registration.

CLICK HERE TO REGISTER

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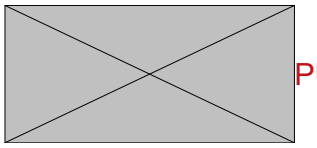
From: Public Policy Law360
Sent: Wed 2/20/2019 9:17:43 AM
Subject: Trump Picks Ex-Kirkland Partner Rosen For Deputy AG Seat



PUBLIC POLICY.

Wednesday, February 20, 2019

TOP NEWS

Trump Picks Ex-Kirkland Partner Rosen For Deputy AG Seat

President Donald Trump unveiled plans Tuesday to nominate former Kirkland & Ellis LLP partner and current U.S. Department of Transportation Deputy Secretary Jeffrey Rosen as the new deputy attorney general, the White House said in a release. Read full article »

4 Suits Target Trump's Border Emergency Declaration

The American Civil Liberties Union, environmental groups, Texas landowners and 16 states have already filed lawsuits challenging President Donald Trump's declaration of a national emergency on the U.S.-Mexico border as an unconstitutional overreach of executive authority, and more have vowed to join their ranks. Here, Law360 examines the cases being made against the administration. Read full article »

High Court Will Mull Scope Of CWA Pollution Liability

The U.S. Supreme Court on Tuesday agreed to consider whether Clean Water Act liability extends to facilities that pollute certain U.S. waters via groundwater, an issue that has split circuit courts and could impact pipeline spills, coal ash pond leaks and agricultural runoff. Read full article »

Roger Stone In Hot Water With DC Judge Over Instagram Post

Indicted political operative Roger Stone is facing a D.C. federal court hearing Thursday over his Monday Instagram post widely described as showing crosshairs next to the judge overseeing his case, a development the judge said could jeopardize Stone's bond. Read full article »

Analysis

Trump Faces Challenge Of Making China Trade Deal Stick

As President Donald Trump's trade negotiations with China continue this week, the White House is grappling with how to ensure Beijing will actually implement any of the legal and policy changes it promises at the negotiating table, a task that has proved difficult for prior administrations. Read full article »

BANKING & SECURITIES

SEC Floats Letting All Cos. 'Test The Waters' Before IPOs

The U.S. Securities and Exchange Commission on Tuesday proposed expanding its so-called testing the waters policy to make it easier for companies of all sizes to solicit feedback from certain investors before pursuing initial public offerings, a benefit that is currently limited to smaller companies. Read full article »

DC Circ. Says Pro-Israel Americans Must Face Conspiracy Suit

The D.C. Circuit breathed new life into claims that Las Vegas Sands CEO Sheldon Adelson and other Americans helped fund Palestinian genocide by funneling money to Israel through banks and tax-exempt organizations, holding Tuesday that a lower judge

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Duane Morris
Earthjustice
Fine Kaplan
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Freeman Mathis
Fried Frank
Gibbel Kraybill
Gibson Dunn
Greenberg Traurig
Halloran Farkas

wrongly found that the suit involved political issues she couldn't adjudicate. Read full article »

ENERGY & ENVIRONMENTAL

Pa. Judge Slams Ore. Judge While Tossing Youth Climate Suit

A Pennsylvania federal judge on Tuesday tossed a suit from the Clean Air Council and two children challenging government rollbacks of environmental regulations, while ripping an Oregon federal judge who let a similar suit move forward. Read full article »

DC Circ. Backs $4.6B Pipeline OK Over Climate Objections

The D.C. Circuit on Tuesday upheld the Federal Energy Regulatory Commission's approval of the $4.6 billion Mountain Valley gas pipeline, rejecting among other things arguments that the agency botched its evaluation of the climate change impacts of the controversial project. Read full article »

High Court Passes On Catholic Group's Pipeline Challenge

The U.S. Supreme Court said Tuesday it would not hear an appeal from a Catholic religious order looking to use the Religious Freedom Restoration Act to challenge Federal Energy Regulatory Commission approvals for a controversial gas pipeline that would cross a parcel of the group's land in rural Pennsylvania. Read full article »

FERC Blasts PG&E Bid To Block Authority Over Power Deals

The Federal Energy Regulatory Commission has ripped Pacific Gas & Electric Co.'s efforts to block it from having a say over whether the utility can ditch power purchase agreements in Chapter 11, arguing that such a move would upend FERC's longstanding obligation to regulate wholesale electricity contracts. Read full article »

FERC Pressured To Disclose Cybersecurity Violators

The Federal Energy Regulatory Commission was hit with renewed criticism on Tuesday for shielding the names of power companies whose cybersecurity deficiencies pose a threat to the U.S. electric grid. Read full article »

EPA Clouding Access To Staffers' Views On Mine, Enviros Say

U.S. Environmental Protection Agency staffers involved in the Clean Water Act permit process for a $1 billion planned copper and nickel mine in Minnesota told a state agency they had concerns about the project but never filed formal comments, according to an environmental group's lawsuit filed Tuesday. Read full article »

HEALTH & LIFE SCIENCES

Calif. Floats Ban On Intersex Surgery For Minors, Doctors Balk

A bill recently introduced in the California Senate could be the first in the nation to ban medically unnecessary surgery on intersex children and infants without their consent, but medical groups are coming out in strong opposition to the proposed law, calling it a legislative overreach. Read full article »

High Court Won't Hear Fight Over Md. Price-Gouging Law

The U.S. Supreme Court dealt a final blow Tuesday to a landmark Maryland law aimed at stopping generic-drug makers from price gouging when it refused to review the Fourth Circuit's decision that the law is unconstitutional. Read full article »

Generics Cos. To Face Most State Claims In Price-Fixing MDL

A Pennsylvania federal judge has largely refused to cull state law claims accusing numerous generic-drug makers of conspiring to fix prices, with only a handful of claims nixed from the massive multidistrict litigation on technical grounds. Read full article »

TRANSPORTATION & INFRASTRUCTURE

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American Center for Law and Justice
American Civil Liberties Union
American Express Company
American Immigration Lawyers Association
American Medical Association Inc.

DOT Plans To Nix Nearly $1B In Calif. High-Speed Rail Funds

The U.S. Department of Transportation said Tuesday that it is planning to pull almost $1 billion in funding for a high-speed rail system meant to link Los Angeles and San Francisco after California's new Gov. Gavin Newsom said his administration would drop the project. Read full article »

REAL ESTATE

High Court Turns Down Ill. Property Owners' County Tax Row

The U.S. Supreme Court on Tuesday declined to review the Seventh Circuit's dismissal of a class action by property owners claiming an Illinois county disproportionately increased taxes on industrial and commercial properties by about $12.2 million. Read full article »

EMPLOYMENT

Chamber, Uber Fight To Invalidate Seattle Driver Union Law

The U.S. Chamber of Commerce and an Uber subsidiary have asked a Washington federal judge to invalidate Seattle's ordinance letting ride hailing app-based drivers unionize, saying the city's law blatantly violates federal antitrust law by allowing independent contractors to band together and fix prices. Read full article »

New NYC Discrimination Guidance Focuses On Hairstyles

New York City's Commission on Human Rights is putting employers on notice that banning or restricting hairstyles that are associated with black people is a form of racial discrimination. Read full article »

COMPETITION

France, Germany Urge EU Rule Changes To Compete Globally

France and Germany on Tuesday called for policy changes at the European Commission to help companies better compete on a global scale, including considering a measure that could allow member states to appeal a merger decision, after the commission's recent block of the Siemens-Alstom deal. Read full article »

CYBERSECURITY & PRIVACY

Feature

NIST Cybersecurity Framework Still Going Strong 5 Years On

A government-created cybersecurity framework has morphed into an unofficial liability shield for a broad range of private industries, and it promises to continue to be influential as the push to develop more formal security standards intensifies, attorneys say. Read full article »

MEDICAL MALPRACTICE

Law360's Tort Report: Personal Injury & Med Mal News In Brief

A New Jersey utility's $19.2 million settlement of a fatal gas explosion suit and medical malpractice litigation over the death of Jefferson Airplane singer Marty Balin lead Law360's Tort Report this week, an occasional feature that compiles recent personal injury and medical malpractice news items that may have flown under the radar. Read full article »

AEROSPACE & DEFENSE

American Psychiatric Association
American Psychological Association
American Urological Association Inc.
Animal Legal Defense Fund
Apple Inc.
Aurobindo Pharma Limited
Bank Hapoalim Ltd.
Bank Leumi le-Israel Ltd.
CTIA
Cable News Network Inc.
Cadila Healthcare Ltd.
Calpine Corporation
Center for Biological Diversity
Competitive Carriers Association
DISH Network Corporation
Defenders of Wildlife
Dominion Energy Inc.
Dr. Reddy's Laboratories Limited
Duke Energy Corporation
Equifax Inc.
Ernst & Young
Facebook
GSM Association
Glenmark Pharmaceuticals
Google Inc.
Guardian Life Insurance
Huawei Technologies
Instagram Inc.
Kinder Morgan Inc.
LG&E and KU Energy LLC
Lannett Company, Inc
Las Vegas Sands Corp.
Lupin Ltd.
Lyft Inc.
Major Lindsey & Africa
Microsoft Corporation
Morgan Stanley
Mylan NV
National Association of Broadcasters
New York Times Co.
New York University
North American Electric Reliability Corp.
PG&E Corporation
Par Pharmaceutical Companies, Inc.
Perrigo Co. PLC
Philadelphia Eagles
PolyMet Mining Corp.

Trump Launches Scaled-Back Space Force

President Donald Trump signed a directive Tuesday establishing the U.S. Space Force as part of a scaled-back plan that would make the new service part of the broader Department of the Air Force rather than a fully separate branch as previously envisioned. Read full article »

INTERNATIONAL TRADE

EU Takes Step Toward US Trade Talks With Panel Vote

An influential panel of European Union lawmakers gave their blessing to begin trade negotiations with the U.S. while also imposing conditions on the successful resolution of a deal, asking the U.S. government to lift its contested metal tariffs and insisting that agriculture be excluded from the talks. Read full article »

China, India Defend WTO Treatment For Developing Nations

China, India, South Africa and Venezuela have defended the World Trade Organization's practice of allowing self-declared developing nations to be eligible for certain special treatment at the trade body, fighting back against the U.S. delegation's claims last month that the rules are outdated. Read full article »

Debevoise Partner Urges India To Rethink Arbitration Proposal

India should delay implementing changes to its arbitration law that could sabotage the country's efforts to establish itself as a leading hub for international arbitration, Debevoise & Plimpton LLP partner Lord Peter Goldsmith QC suggested during a recent conference held in New Delhi. Read full article »

TAX

NZ Crafting Digital Tax Measures To Raise Up To $55M

New Zealand is planning to have a tax designed to capture digital commerce and raise up to NZ$80 million ($55 million), jumping ahead of an Organization for Economic Cooperation and Development project to devise recommendations for those issues by 2020. Read full article »

IMMIGRATION

Trump Admin. Can't Tie Grants To Immigration Enforcement

The Trump administration may not force communities nationwide to partner with the federal government in immigration enforcement as a condition for qualifying for certain U.S. Department of Justice funding grants for fiscal year 2018, a California federal judge has held. Read full article »

Justices Won't Hear Kids' Bid To Halt Father's Deportation

The U.S. Supreme Court on Tuesday declined to review a petition filed on behalf of two U.S. citizen minors that questioned whether the children's constitutional rights would be violated by the deportation of their father. Read full article »

EOIR Rules Are Biased Against Immigration Attys, AILA Says

The American Immigration Lawyers Association, a bar association of more than 15,000 immigration lawyers, has claimed that the U.S. Department of Justice arm tasked with overseeing the immigration courts places stricter disciplinary procedures on immigration attorneys than on government lawyers. Read full article »

TELECOMMUNICATIONS

FCC's Draft Broadband Report OKs Industry Progress

The chairman of the Federal Communications Commission circulated a draft report on

Siemens AG
Sierra Club
Sinclair Broadcast Group Inc.
Spectrum Management Holding Co.
Sun Pharmaceutical
Teva Pharmaceutical Industries Limited
Tribune Media Co.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Wayfair LLC
Williams Companies Inc
Willis Towers Watson PLC

GOVERNMENT AGENCIES

California State Transportation Agency
California Supreme Court
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Trade Commission
Internal Revenue Service
Medical Board of California
Minnesota Department of Natural Resources
Minnesota Pollution Control Agency
National Aeronautics and Space Administration
National Institute of Standards and Technology
New York Attorney General's Office
Office of the U.S. Trade Representative
Securities and Exchange Commission
Tennessee Valley Authority
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense

Tuesday that concludes internet service is being reasonably and quickly rolled out nationwide, and while commissioners must still vote to approve the findings, it's already drawing some criticism. Read full article »

Don't Expand Broadcast Viewer Discount, Group Tells FCC

Advocacy group Common Cause expressed outrage on Tuesday at suggestions that a break on the Federal Communications Commission's national audience cap should extend to all TV stations, calling the move a "blatant ... land grab" that would expand rather than diminish a regulatory loophole. Read full article »

Justices Deny NY Station's Bid To Review FCC Channel Move

The U.S. Supreme Court on Tuesday denied a petition for writ of certiorari from a New York-area television station that sought review of the D.C. Circuit's support of a Federal Communications Commission decision to assign it a higher broadcast channel as a result of the transition to digital broadcasting. Read full article »

US Trade Group Warns Against Europewide 5G Standards

U.S. wireless trade association CTIA distanced itself from a global trade group's call for a Europewide testing regime on 5G network equipment, arguing that a secure supply chain for next-generation networks is a global issue, and competition would suffer if that chain is governed inconsistently. Read full article »

Broadcasters Warn Against Sharing On 6 GHz Band

The National Association of Broadcasters on Tuesday joined other groups in telling the Federal Communications Commission that it should be cautious about opening up the 6-gigahertz band, which is set aside for broadcast and satellite transmissions, to shared uses by unlicensed devices. Read full article »

PEOPLE

Squire Patton Adds 2 Ex-Congressmen To Lobbying Wing

Major lobbying firm Squire Patton Boggs LLP said Tuesday it had landed two former high-ranking House members for its Washington, D.C., office, joining a slew of K Street law firms staffing up in the wake of record turnover in Congress. Read full article »

Ex-EEOC Member Feldblum Lands At Morgan Lewis

Two-term U.S. Equal Employment Opportunity Commission member Chai Feldblum — a Democrat — has found a surprising landing spot on Morgan Lewis & Bockius LLP's employment law team after leaving the agency last month amid some conservative opposition to her return, the firm announced Tuesday. Read full article »

EXPERT ANALYSIS

The Sequel To Upland: A Calif. Supermajority Tax Showdown

The 2017 California Supreme Court opinion in California Cannabis Coalition v. City of Upland opened the door to the current litigation in San Francisco, Oakland and Fresno regarding whether local special taxes introduced by voter initiative are subject to the long-standing supermajority requirement for passage, say Robert Merten and Richard Nielsen of Pillsbury Winthrop Shaw Pittman LLP. Read full article »

FCA Settlement Data Shows Need For Comprehensive Reform

False Claims Act settlement data raises substantial questions about inconsistent application of cooperation credit by U.S. attorneys' offices across the country, meaning guidance and transparency are needed to avoid undermining the government's goal of incentivizing business compliance, says Jacob T. Elberg, a professor at Seton Hall Law School. Read full article »

LEGAL INDUSTRY

Feature

U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Senate
U.S. Supreme Court
United Nations
United States District Court for the Eastern District of Pennsylvania
Washington Legislature
World Trade Organization

How A Fellowship Could Help Move The Needle On Diversity

Five years after the creation of the OnRamp Fellowship and with calls for diversity in the legal industry only growing louder, the returnship program's success stories are adding up, offering a powerful, nontraditional model for connecting companies and firms with underrepresented groups in law. Read full article »

More Ex-LeClairRyan IP Attys Defect To Pepper Hamilton

Adding to a string of recent departures from LeClairRyan, a team of intellectual property attorneys has joined Pepper Hamilton LLP's second office in New York, the firm said Tuesday. Read full article »

Legal Services Provider Axiom Confidentially Files IPO

Alternative legal services provider Axiom Global Inc. said Tuesday it confidentially filed a draft registration statement for an initial public offering with the U.S. Securities and Exchange Commission, a move that follows the company's recent spinoff of two business units. Read full article »

Holland & Knight Snags 12-Atty Akerman Insurance Team

Akerman LLP's ex-CEO David Spector and a team of 11 other attorneys from Akerman's fraud and recovery practice group have jumped to Holland & Knight LLP, where they will continue to investigate and litigate fraud schemes on behalf of insurers and financial services companies, the firm announced Tuesday. Read full article »

Interview

15 Minutes With Guardian Life's General Counsel

Eric Dinallo, general counsel for Guardian Life Insurance Co. of America Inc., didn't initially think he would end up in the insurance industry but says he loves where it's taken his career. Here, he shares how his in-house experiences differ from his law firm positions, and what he didn't know about the corporate world before his first in-house job. Read full article »

Opinion

The Problem With 'Optimal' Diversity

Organizations should seek to avoid discrimination, but they should also be wary of the idea that diverse teams function better than nondiverse teams, because this reasoning lacks evidence and can lead to a slippery slope, says J.B. Heaton of J.B. Heaton Research LLC. Read full article »

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Altshuler Berzon LLP
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Cleary Gottlieb
Coffey Burlington
Crowell & Moring
Cuneo Gilbert
Davis Wright Tremaine
DeCotiis FitzPatrick
Dechert
Duane Morris
Earthjustice
Fine Kaplan
Fletcher Heald
Fox Rothschild
Freeman Mathis
Fried Frank
Gibbel Kraybill
Gibson Dunn
Greenberg Traurig
Halloran Farkas
Hausfeld
Heyl Royster
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Jones Day
K&L Gates
Kasowitz Benson
Keller & Benvenutti
Kelly & Walker
Kenny Nachwalter
LeClairRyan
Lowenstein Sandler
Martin F. McMahon & Associates
Mayer Brown
NastLaw LLC
Paul Weiss
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Rifkin Weiner
Saul Ewing
Sheppard Mullin
Squire Patton Boggs
Stoel Rives
Van Ness Feldman
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Waide & Associates
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Williams & Connolly
Wilson Sonsini
Winston & Strawn

COMPANIES

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Amazon.com Inc.
American Bar Association
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Google Inc.
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Microsoft Corporation
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PG&E Corporation
Twitter Inc.
ATS Corporation
Accertify Inc.
Allergan PLC
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American Center for Law and Justice
American Civil Liberties Union
American Express Company
American Immigration Lawyers Association
American Medical Association Inc.
American Psychiatric Association
American Psychological Association
American Urological Association Inc.
Animal Legal Defense Fund
Apple Inc.
Aurobindo Pharma Limited
Bank Hapoalim Ltd.
Bank Leumi le-Israel Ltd.
CTIA
Cable News Network Inc.
Cadila Healthcare Ltd.
Calpine Corporation
Center for Biological Diversity
Competitive Carriers Association
DISH Network Corporation
Defenders of Wildlife
Dominion Energy Inc.
Dr. Reddy's Laboratories Limited
Duke Energy Corporation
Equifax Inc.
Ernst & Young
GSM Association
Glenmark Pharmaceuticals
Guardian Life Insurance

Huawei Technologies
Instagram Inc.
Kinder Morgan Inc.
LG&E and KU Energy LLC
Lannett Company, Inc
Las Vegas Sands Corp.
Lupin Ltd.
Major Lindsey & Africa
Morgan Stanley
Mylan NV
New York Times Co.
New York University
North American Electric Reliability Corp.
Par Pharmaceutical Companies, Inc.
Perrigo Co. PLC
Philadelphia Eagles
PolyMet Mining Corp.
Siemens AG
Sinclair Broadcast Group Inc.
Spectrum Management Holding Co.
Sun Pharmaceutical
Teva Pharmaceutical Industries Limited
Tribune Media Co.
U.S. Chamber of Commerce
Uber Technologies Inc.
Wayfair LLC
Williams Companies Inc
Willis Towers Watson PLC

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
European Union
Federal Communications Commission
Federal Energy Regulatory Commission
U.S. Environmental Protection Agency
European Commission
Executive Office of the President
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Transportation
United States District Court for the Eastern District of Pennsylvania
World Trade Organization
California State Transportation Agency
California Supreme Court
Department of Commerce
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Federal Railroad Administration
Federal Trade Commission

Internal Revenue Service
Medical Board of California
Minnesota Department of Natural Resources
Minnesota Pollution Control Agency
National Aeronautics and Space Administration
National Institute of Standards and Technology
New York Attorney General's Office
Office of the U.S. Trade Representative
Tennessee Valley Authority
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Immigration and Customs Enforcement
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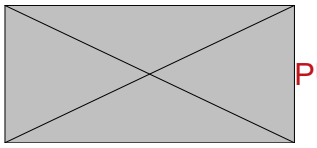
From: Public Policy Law360
Sent: Fri 3/15/2019 8:42:37 AM
Subject: What's Next In The 'Varsity Blues' Admissions Fraud Case



PUBLIC POLICY.

Friday, March 15, 2019

TOP NEWS

Analysis

What's Next In The 'Varsity Blues' Admissions Fraud Case

The sweeping college admissions fraud case brought in Boston this week was unlike any public corruption case ever seen, with an unusual structure that could signal that prosecutors may look for plea deals with some parents while wielding their racketeering chops at trial against those central to the scheme.

Read full article »

MDLs Surge To Majority Of Entire Federal Civil Caseload

For the first time, multidistrict litigation makes up more than half the federal civil caseload, continuing a trend of an increasing concentration of MDLs in federal courts, according to a study from Lawyers for Civil Justice released Thursday.

Read full article »

Resolution To Make Mueller Report Public Blocked In Senate

A resolution calling for the findings of special counsel Robert Mueller's election interference probe to be made public stalled in the U.S. Senate on Thursday after passing the House of Representatives earlier in the day without opposition.

Read full article »

Trump Must Face Defamation Suit, NY Court Rules

A divided New York state appeals court ruled Thursday that a defamation suit against President Donald Trump can go forward, saying the Constitution doesn't protect him from claims brought by a woman who said he smeared her by denying her sexual misconduct allegations.

Read full article »

Two-Week Roger Stone Trial Slated For November

Political operative Roger Stone will go to court in November for a trial expected to last two weeks or more once jury selection is factored in, the D.C. federal judge overseeing his high-profile obstruction case said Thursday.

Read full article »

BANKING & SECURITIES

Bill Would Give SEC 10-Year Recovery Window Post-Kokesh

Two members of the Senate Banking Committee introduced bipartisan legislation that would double the number of years that the U.S. Securities and Exchange Commission has to recover funds from fraudsters on behalf of investors, the senators announced

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Hughes Ellzey
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Jenner & Block
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Kasowitz Benson
Latham & Watkins
Locke Lord
Lucas Magazine
Mayer Brown
McNeely Hare
Nelson Mullins
Nilan Johnson
Nixon Peabody
Norton Rose Fulbright
Olshan Frome Wolosky

Thursday.

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Canadian Securities Regulators Seek Input On Crypto

Canadian securities regulators said Thursday they are seeking input from the financial technology community, investors and other stakeholders as the nation mulls regulatory requirements for crypto-asset trading platforms.

Read full article »

FSOC Designation Pivot Risks 2008 Repeat, Senators Hear

A former Federal Reserve attorney warned the Senate Banking Committee on Thursday that recent proposals to curtail the Financial Stability Oversight Council's use of it authority to tag large asset managers and other nonbanks for heightened regulation could invite a repeat of the 2008 financial crisis.

Read full article »

ENERGY & ENVIRONMENTAL

Don’t Block Seismic Tests During Court Fight, Feds Say

The federal government told a South Carolina federal court that it had carefully considered the potential harm to marine mammals from allowing oil and gas seismic testing off the Atlantic coast, arguing a request by environmental groups to halt the testing before it begins is misguided.

Read full article »

FERC Chief Says LNG Project Approval Opens Door For More

The head of the Federal Energy Regulatory Commission at a Houston energy conference on Thursday reiterated earlier statements that the agency's recent approval of a liquefied natural gas terminal in Louisiana signals a path for more projects to get the green light.

Read full article »

HEALTH & LIFE SCIENCES

Delaware Bill Seeks Fee On Opioid Makers Amid Health Crisis

New legislation filed in the Delaware Senate would impose a per-pill opioid impact fee on drug manufacturers and use the proceeds to defray the state’s costs, including addiction and prevention services.

Read full article »

IP & TECHNOLOGY

Fed. Circ. Wary Of Ruling On AIA Patent Challenge Meaning

A Federal Circuit panel Thursday seemed reluctant to rule on a novel argument by a Johnson & Johnson unit, which claims the America Invents Act bars patent challengers who convince the U.S. Patent Office's administrative court to invalidate a patent from repeating those successful arguments if federal district courts take up an appeal.

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MEDIA & ENTERTAINMENT

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Robbins Russell
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Slater & Gordon
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Stoel Rives
Swanson Martin
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Three Crowns LLP
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COMPANIES

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American Action Forum
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American Immigration Lawyers Association
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Amerigen Pharmaceuticals Ltd.
Amneal Pharmaceuticals LLC
Anti-Defamation League
Argentum Pharmaceuticals LLC
Association for Accessible Medicines
BTG PLC
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Center for Biological Diversity
ConocoPhillips Co.
Consumer Reports
Defenders of Wildlife
Dr. Reddy's Laboratories Limited
Equifax Inc.
Facebook
General Motors
Google Inc.
Hikma Pharmaceuticals PLC
Huawei Technologies

Sheldon Adelson Settles Macau Gaming Profits Suit Mid-Trial

Attorneys for Sheldon Adelson and a Chinese businessman on Thursday told a Las Vegas jury they had settled the businessman's claims that the casino magnate owed him nearly $350 million for helping Adelson establish a gaming empire in Macau almost 20 years ago.

Read full article »

Sens. Make Bipartisan Push For TV Cameras In Federal Court

Sens. Chuck Grassley, R-Iowa, and Amy Klobuchar, D-Minn., have introduced legislation to greatly expand the permitted use of cameras and television broadcast in federal courtrooms in order to increase transparency and improve the public's understanding of the courts.

Read full article »

EMPLOYMENT

Alaska Air To Justices: Reverse 9th Circ. Paid Leave Ruling

Alaska Airlines told the U.S. Supreme Court on Wednesday that a fractured Ninth Circuit improperly gave airline workers a blueprint for circumventing federal arbitration when it ruled last year that a flight attendant's family medical leave fight wasn't preempted by federal law.

Read full article »

Democratic Lawmakers Float National Plan For Paid Sick Days

Sen. Patty Murray, D-Wash., and a group of congressional Democrats floated a plan on Thursday that would allow workers nationwide to earn up to a full week of paid sick leave that they can use when they fall ill or for a variety of other reasons.

Read full article »

COMPETITION

Merck Antitrust Scheme Didn’t Work, UK Says, Ending Probe

UK antitrust authorities announced Thursday that they’d dropped an investigation into Merck’s discounting practices for its arthritis medicine Remicade not because it wasn’t anticompetitive but because the discounts didn’t create the consumer harm required to proceed.

Read full article »

CYBERSECURITY & PRIVACY

Senate Bill Would Let Social Media Users Own Their Data

A Republican senator on Thursday took the latest stab at curbing social media companies' use and sale of consumer data, proposing a privacy bill that would allow users to retain ownership of their information and easily access any data that they do decide to hand over to these sites.

Read full article »

House Dem Tries Again With Cybersecurity Disclosure Bill

A House Intelligence Committee Democrat has re-introduced legislation that would require public companies to tell investors if anyone on their board of directors has cybersecurity expertise, as reports of damaging cyberattacks continue to become commonplace.

Hughes Communications Inc
Instagram Inc.
Intel Corp.
Intelsat SA
Investment Company Institute
Iridium Communications Inc.
Johnson & Johnson
Las Vegas Sands Corp.
Lawyers for Civil Justice
LinkedIn Corp.
Lyft Inc.
Major Lindsey & Africa
Marriott International Inc.
Merck & Co Inc.
Metro-Goldwyn-Mayer Studios Inc.
Mylan NV
National Collegiate Athletic Association
National Telephone Cooperative Association
National Women's Law Center
Natural Resources Defense Council
New England Compounding Pharmacy Inc.
New England Patriots
Nielsen Holdings PLC
Pfizer Inc.
PhRMA
Planned Parenthood Federation
Remington Arms Co. LLC
Royal Dutch Shell PLC
Sierra Club
Southern Environmental Law Center
Southern Poverty Law Center
Spokeo Inc.
State Farm
T-Mobile USA Inc.
Teva Pharmaceutical Industries Limited
The Boeing Company
Twitter Inc.
United States Telecom Association
Verizon Communications Inc.
ViaSat, Inc.
Wal-Mart Stores Inc.
Washington Post Co.
Wayfair LLC
West-Ward Pharmaceutical Corp.
Wockhardt Bio AG

Read full article »

Senate Dem Grills Telecoms On Reported Privacy Lapses

A Democratic senator sent a letter to the four major U.S. wireless carriers on Wednesday pressing them to explain how they dealt with several incidents in which “shady” third parties had obtained customers’ cellphone location data.

Read full article »

PERSONAL INJURY

Saying Boss Pushed Her To Drink, Driver OK'd For Crash Suit

A woman seriously hurt in a drunken car crash can sue the employer she said pressured her into drinking, the Oregon Supreme Court ruled Thursday, saying the state's legal immunity for drunkenness-related liability has limits.

Read full article »

GOVERNMENT CONTRACTS

Richmond Claims Immunity From VA Contractor Antitrust Suit

The city of Richmond has asked a Virginia federal judge to toss a suit from a U.S. Department of Veterans Affairs ambulance contractor accusing it of stifling competition for VA nonemergency transportation services, saying it’s immune from antitrust claims.

Read full article »

INTERNATIONAL TRADE

Trump Threatens Tariffs If EU Won't Hold Trade Talks

As trade negotiations between the U.S. and the European Union struggle to gain traction, President Donald Trump on Thursday said he is prepared to hit the EU with new tariffs if Brussels ultimately decides not to come to the negotiating table.

Read full article »

Huawei Denies Iran Sanctions, Bank Fraud Charges

Huawei Technologies Co. Ltd. on Thursday denied charges in New York federal court that it engaged in a long-running fraud and money laundering scheme to deceive banks and the U.S. government about its business dealings in Iran.

Read full article »

Bill Would Limit President's Ability To Levy Car Tariffs

A bipartisan bill introduced in the House on Wednesday would bar the White House from placing hefty tariffs on certain imported vehicles until the U.S. International Trade Commission first studies the domestic automotive industry and the potential impact of the duties.

Read full article »

Grassley Wants Metal Tariffs Gone To Smooth NAFTA 2.0 Path

Senate Finance Committee Chairman Chuck Grassley, R-Iowa, said Thursday that the Trump administration must repeal its steel and aluminum tariffs on Canada and Mexico if it hopes to secure congressional approval for its rewrite of the North American Free Trade Agreement.

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YMCA of the USA

eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services

Bureau of Ocean Energy Management

California Department of Tax and Fee Administration

Competition and Markets Authority

Department of Commerce

Equal Employment Opportunity Commission

European Commission

European Union

Executive Office of the President

Federal Bureau of Investigation

Federal Communications Commission

Federal Deposit Insurance Corp.

Federal Energy Regulatory Commission

Federal Housing Administration

Federal Housing Finance Agency

Federal Reserve System

Federal Trade Commission

Financial Conduct Authority

Financial Stability Oversight Council

Food and Drug Administration

Internal Revenue Service

International Trade Commission

Montana Department of Revenue

NAFTA

National Aeronautics and Space Administration

National Marine Fisheries Service

National Oceanic and Atmospheric Administration

New Jersey Attorney General's Office

Office of Federal Contract Compliance Programs

Office of Foreign Assets Control

Securities and Exchange Commission

Solicitors Regulation Authority

U.S. Attorney's Office

U.S. Customs and Border Protection

U.S. Department of Defense

U.S. Department of Health and Human Services

U.S. Department of Justice

TAX

Calif. Assembly OKs Bill With $500K Remote Tax Threshold

Out-of-state retailers that have at least $500,000 in sales annually into California would have to collect and remit use tax to the state as of April 1, under a bill approved unanimously Thursday by the state Assembly.

Read full article »

NJ Joins Mont. In Suit Over IRS Limiting Donor Disclosures

New Jersey's attorney general has joined Montana agencies in suing the U.S. Treasury and Internal Revenue Service in federal court over a new rule eliminating the disclosure of donors to certain nonprofits, arguing the change impedes state nonprofit enforcement.

Read full article »

IMMIGRATION

Graham Says Trump's Border Wall 'Not Going To Work'

Senate Judiciary Committee Chairman Lindsey Graham, R-S.C., said Thursday that unless Congress changes the law regarding certain protections given to undocumented immigrant children, the government can build President Donald Trump's proposed border wall "to the sky and it's not going to work."

Read full article »

Senate Passes Rebuke Of Wall Declaration, Trump Vows Veto

The U.S. Senate on Thursday passed a measure intended to override President Donald Trump's declaration of a national emergency to build a wall along the border with Mexico, sending the bill to the White House where it faces an almost-certain veto.

Read full article »

4 AGs Join States In Fighting Trump's National Emergency

State attorneys general from Rhode Island, Vermont, Wisconsin and Massachusetts on Wednesday joined a California federal court suit initially brought by a coalition of 16 other states challenging President Donald Trump's declaration last month of a national emergency on the U.S.-Mexico border as an unconstitutional overreach of executive authority.

Read full article »

Venezuelans Should Get Protected Status, Groups Tell Gov't

More than 200 organizations on Wednesday signed off on a letter urging the Trump administration to allow Venezuelans to qualify for temporary protected status and be legally present in the United States.

Read full article »

Ross Defends Census Citizenship Query At Oversight Hearing

Commerce Secretary Wilbur Ross remained elusive Thursday about an alleged "secret memo" on adding a citizenship question to the 2020 Census that his staff reportedly hand-delivered to the U.S. Department of Justice, sticking to his claims that the idea for the question originated with the DOJ.

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TELECOMMUNICATIONS

U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Secret Service
U.S. Senate
U.S. Supreme Court
United States Court of Appeals for the Third Circuit

Top 3 Groups Lobbying The FCC

During the month of February, lobbyists rebounded from a government shutdown-induced hibernation to advocate at the Federal Communications Commission for T-Mobile-Sprint merger approval and updated network performance benchmarks for FCC subsidy recipients, among other issues.

Read full article »

FCC Opens 24 GHz Auction Despite Congressional Concerns

The Federal Communications Commission opened the first two rounds of bidding on spectrum licenses said to be ideal for 5G services in the 24 GHz band, netting $304 million by close of bidding Thursday despite calls from Congress to delay the auction.

Read full article »

Don't Let ViaSat, Boeing Upend Satellite Band, FCC Told

ViaSat and Boeing are trying to derail already set plans for the Ka band in an unrelated proceeding over the Federal Communications Commission's plan to increase the amount of satellite receivers on moving vehicles, Iridium Communications has told the agency.

Read full article »

EXPERT ANALYSIS

The Future Of The USMCA: 3 Possible Scenarios

The Trump administration would like Congress to pass the U.S.-Mexico-Canada Agreement by June, but progress has been slow. The deal's fate will depend on cooperation from Democrats, support from Republicans and the strategy pursued by the president, says Robert Kyle of Hogan Lovells.

Read full article »

4 New Considerations In Calif. Real Estate Law

Commercial landlords, tenants and developers, as well as purchasers and sellers of real estate, should all pay attention to recent amendments to California law that alter the backdrop against which leases and transactions are negotiated, says Ian O'Banion of Nixon Peabody LLP.

Read full article »

Opinion

FTC Must Step Up Policies On False 'Made In USA' Claims

While the Federal Trade Commission is mandated to defend the integrity of "made in USA" labels, settlements in recent years have established a trend of failing to punish even the most egregious of fraudulent claims, says Anson Smuts of O'Keefe.

Read full article »

Employers Must Prep For New EEOC Data Reporting Rule

Although the U.S. Equal Employment Opportunity Commission's EEO-1 filing portal has not yet opened, a D.C. federal court's recent resuscitation of the agency's revamped reporting obligations may leave employers scrambling to meet the upcoming submission deadline, say Jim Swartz and Jack Blum of Polsinelli PC.

Read full article »

LEGAL INDUSTRY

Southern Poverty Law Center Co-Founder Fired Over Conduct

One of the two co-founders of the Southern Poverty Law Center has been fired, the civil rights watch group announced Thursday, saying his conduct did not live up to the center's standards and values.

Read full article »

SRA Fines UK Law Firm £124K Over Misleading Marketing

The Solicitors Regulation Authority slapped its biggest-ever fine on a U.K. law firm Thursday after finding the business sent millions of misleading marketing messages about missold payment protection insurance.

Read full article »

Atty-Turned-Trucker Denies Guilt In Alleged Settlement Scam

A California lawyer-turned-trucker and his wife pled not guilty on Thursday to charges that they fabricated a $16 million settlement with General Motors to defraud a lawsuit lending company, with a Manhattan federal judge expressing concerns that the bail they sought was too lenient.

Read full article »

Med Mal Litigator Confirms $3.8M Award Against Former Firm

An ex-partner at the New York plaintiff's firm Rheingold Giuffra Ruffo & Plotkin had a $3.8 million arbitral award confirmed against the firm Thursday, with a judge rejecting Rheingold's argument that the arbitrator made math errors and wrongly awarded $1 million in sanctions and legal fees.

Read full article »

Ex-Walmart, Sidley Atty Joins Coupang As General Counsel

E-commerce giant Coupang has chosen the former creator and leader of Walmart Inc.'s global ethics and compliance program as its first-ever general counsel and chief compliance officer, the South Korean retailer announced Thursday.

Read full article »

Spyglass Media Taps Ex-MGM Atty As Chief Legal Officer

Spyglass Media Group LLC, a newly formed independent content company, on Thursday announced it has appointed the former executive vice president and deputy general counsel at MGM Studios Inc. as its chief legal officer.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Three Crowns LLP snatched the top legal lions spot this week after a tribunal awarded client ConocoPhillips $8.7 billion in a dispute with Venezuela, while Orrick was among the legal lambs after client Johnson & Johnson was hit with a $29.5 million product liability verdict.

Read full article »

Q&A

A Chat With Norton Rose Diversity Director Nina Godiwalla

In this monthly series, Amanda Brady of Major Lindsey & Africa interviews management from top law firms about the increasingly competitive business environment. Here we feature Nina Godiwalla, director of diversity and inclusion at Norton Rose Fulbright.

Read full article »

Ethical Social Media Marketing For Lawyers

Social media presents rich opportunities to reach prospective clients. Attorneys should not let those opportunities pass them by, but they should keep their ethical obligations in mind as they post, says Cort Sylvester of Nilan Johnson Lewis PA.

Read full article »

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Chicago, Illinois

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Sidley Austin
Bona Law PC
Jenner & Block
Norton Rose Fulbright
Winston & Strawn
Akin Gump
Bruce S. Rogow PA
Buschel & Gibbons
Chock Barhoum
Crowell & Moring
Cuti Hecker
DLA Piper
Davis Wright Tremaine
Dentons
Diserio Martin
Earthjustice
Finnegan
Freshfields Bruckhaus
Gerhardstein & Branch
Gupta Wessler
Hagens Berman
Halloran Farkas
Hogan Lovells
Hughes Ellzey
Hughes Hubbard
K&L Gates
Kasowitz Benson
Latham & Watkins
Locke Lord
Lucas Magazine
Mayer Brown
McNeely Hare
Nelson Mullins
Nilan Johnson
Nixon Peabody

Olshan Frome Wolosky
Orrick Herrington
Pearson Simon
Perkins Coie
Polsinelli
Pritzker Levine
Rappaport Glass
Rheingold Giuffra
Robbins Russell
Rosenberg Calica
Slater & Gordon
Sterne Kessler
Stoel Rives
Swanson Martin
The Carter Law Firm
Thompson & Thompson
Three Crowns LLP
White & Case
WilmerHale
Womble Bond Dickinson

COMPANIES

T-Mobile USA Inc.
Johnson & Johnson
Twitter Inc.
AT&T Inc.
Facebook
Google Inc.
National Collegiate Athletic Association
Advanced Micro Devices Inc.
Amazon.com Inc.
American Action Forum
American Express Company
American Immigration Lawyers Association
American Red Cross
Amerigen Pharmaceuticals Ltd.
Amneal Pharmaceuticals LLC
Anti-Defamation League
Argentum Pharmaceuticals LLC
Association for Accessible Medicines
BTG PLC
Brigham Young University
Cable-Satellite Public Affairs Network
Center for Biological Diversity
ConocoPhillips Co.
Consumer Reports
Defenders of Wildlife
Dr. Reddy's Laboratories Limited
Equifax Inc.
General Motors
Hikma Pharmaceuticals PLC

Huawei Technologies
Hughes Communications Inc
Instagram Inc.
Intel Corp.
Intelsat SA
Investment Company Institute
Iridium Communications Inc.
Las Vegas Sands Corp.
Lawyers for Civil Justice
LinkedIn Corp.
Lyft Inc.
Major Lindsey & Africa
Marriott International Inc.
Merck & Co Inc.
Metro-Goldwyn-Mayer Studios Inc.
Mylan NV
National Telephone Cooperative Association
National Women's Law Center
Natural Resources Defense Council
New England Compounding Pharmacy Inc.
New England Patriots
Nielsen Holdings PLC
Pfizer Inc.
PhRMA
Planned Parenthood Federation
Remington Arms Co. LLC
Royal Dutch Shell PLC
Sierra Club
Southern Environmental Law Center
Southern Poverty Law Center
Spokeo Inc.
State Farm
Teva Pharmaceutical Industries Limited
The Boeing Company
United States Telecom Association
Verizon Communications Inc.
ViaSat, Inc.
Wal-Mart Stores Inc.
Washington Post Co.
Wayfair LLC
West-Ward Pharmaceutical Corp.
Wockhardt Bio AG
YMCA of the USA
eBay Inc.

GOVERNMENT AGENCIES
U.S. Supreme Court
U.S. Department of Justice
Federal Communications Commission
Securities and Exchange Commission
U.S. Attorney's Office

U.S. Senate
Department of Commerce
European Union
Federal Bureau of Investigation
Federal Trade Commission
NAFTA
National Oceanic and Atmospheric Administration
Bureau of Citizenship and Immigration Services
Bureau of Ocean Energy Management
California Department of Tax and Fee Administration
Competition and Markets Authority
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Administration
Federal Housing Finance Agency
Federal Reserve System
Financial Conduct Authority
Financial Stability Oversight Council
Food and Drug Administration
Internal Revenue Service
International Trade Commission
Montana Department of Revenue
National Aeronautics and Space Administration
National Marine Fisheries Service
New Jersey Attorney General's Office
Office of Federal Contract Compliance Programs
Office of Foreign Assets Control
Solicitors Regulation Authority
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Secret Service
United States Court of Appeals for the Third Circuit

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Subject: Bitcoin Update, Rethinking Efficiency, And ALCO Revisited

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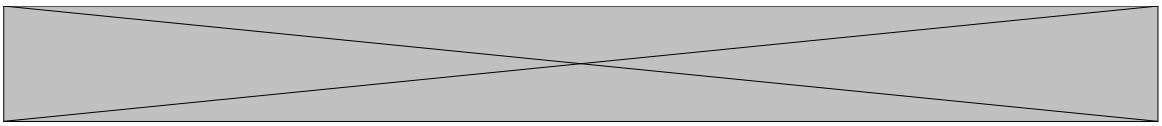


COMPLIANCE & VIRTUAL CURRENCY

Regulatory hurdles (and costs) in Bitcoin world

In their monthly update on virtual currency developments, Venable attorneys Ed Wilson and Andrew Bigart explore the impact of BSA/AML attention to Bitcoin and its brethren. Also, how consumer protection concerns may influence development of such payments. Read more

COMMUNITY BANK MANAGEMENT

Is the efficiency ratio still efficient?

Does the efficiency ratio still mean something in an evolving industry? Or has its relevance faded? Consultant Jay Brew makes a case for a better way of looking at an industry standard. Read more

ALCO BEAT

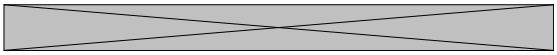
ALCO—for all the right reasons

If your bank formalizes ALCO to keep your examiners happy, you're missing the whole point, argues Mark Haberland of Darling Consulting Group. Read more

UNCONVENTIONAL WISDOM BLOG

Fincompetent?

In a guest blog, Aite Group's Ron Shevlin asks, "If you can't serve me right in little things, how can I count on you for big ones?" Worth reading before you brag about service quality. Read more



AML & FRAUD

"The Song Remains The Same"

Financial war on ISIS and other criminals must include the private sector—as true partners, says John Byrne. Read more

TALKING CREDIT

Loan committees continue to prove their worth

You can't replace the creative tension and interplay with a computer program, says Ed O'Leary. Read more

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Join the conversation on Twitter

Banking Exchange is a two-way exchange, and one of our channels is social media. Follow us on Twitter like over 8,100 others. You'll get updates on our website and our magazine, news of conferences, and our take on what else you'll find on the web of interest to bankers. Coming soon: LinkedIn, Facebook, and Google+ channels. Follow @BankingExchange on Twitter

CLV004010

M&A OUTLOOK

Chomping for deposits and density

In spite of the current glut of deposits, SNL analysts attending a recent conference found deposits and market dominance play strong roles in current M&A planning. Read more

SNL REPORT

Oil may grease downward M&A trend

While some experienced players downplay the oil price slide, SNL Financial finds there's no denying the immediate impact on oil state banks' M&A attractiveness. Read more

CREDIT RISK

UCC-3 termination statements—why intentions don't matter

"Imagine waking up one morning to realize that your $1.5 billion loan previously secured with a first priority perfected security interest is actually *unperfected*," write attorneys Robert Harris and Tyler Layne. The legal case they cite involved big players and big bucks, but your bank's deal could falter on the same error. Read more

RISK CHANNEL

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EMV rollout marks unique opportunities for banks

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Mobile banking highlighted in Gates Foundation annual letter

An excerpt: "... Already, in the developing countries with the right regulatory framework, people are storing money digitally on their phones and using their phones to make purchases, as if they were debit cards. By 2030, 2 billion people who don't have a bank account today will be storing money and making payment with their phones. And by then, mobile money providers will be offering the full range of financial services, from interest-bearing savings accounts to credit to insurance." Read more

Lending Club and BancAlliance partner for consumer lending

Lending Club, the world's largest online marketplace connecting borrowers and investors, today announced a new partnership with Alliance Partners, which manages the BancAlliance network, a national consortium of community banks.

BancAlliance members will be able to offer access to co-branded personal loans to customers through Lending Club's platform. In addition, they will be able to purchase certain of these consumer loans and others for their portfolios. Read more

FORWARD TO A FRIEND OR COLLEAGUE

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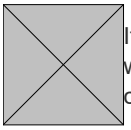

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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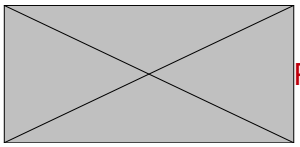

PUBLIC POLICY

Wednesday, January 4, 2017

TOP NEWS

House Rules Could Ease Affordable Care Act Repeal

House Republicans on Tuesday voted through rules changes that would grease the wheels of Affordable Care Act repeal and replacement this year, exempting the bills from new budget rules meant to limit spending increases.

House Backs Off Controversial Changes To Ethics Rules

House Republicans backed off changes to the independent ethics office as one of the first acts of the 115th Congress on Tuesday, in the face of criticism from Democrats, President-elect Donald Trump and reminted GOP leadership.

Congress Sets Sights On Obama Legacy Rules

Congressional Republicans will soon start the process of rejecting a yet-to-be-named group of measures from the last year of President Barack Obama's administration, targeting major rules and rulings for override votes.

Analysis

Recent 9th Circ. Decisions May Muddy The Water On CFAA

In early December, the Ninth Circuit issued back-to-back decisions intended to clarify what is and isn't illegal computer use under the Computer Fraud and Abuse Act — but attorneys say the court's modest changes to lower court opinions don't go far enough in defining the specific conduct that can lead to a violation of the CFAA.

GOP Rep. Goodlatte Proposes Repeal Of Chevron Doctrine

U.S. Rep. Rob Goodlatte, R-Va., has resurrected a plan to overturn the U.S. Supreme Court's longstanding Chevron doctrine, which gives deference to federal agencies' interpretations of ambiguous laws, by including changes to judicial review powers in a sweeping regulatory reform package introduced Tuesday.

Trump Treasury Pick's Bank Fingered In Leaked Calif. AG Doc

Staff at the California Attorney General's office in 2013 wanted to file consumer fraud claims against OneWest Bank, then headed by Steven Mnuchin, President-elect Donald Trump's pick to lead the Treasury Department, citing evidence "suggestive of widespread misconduct," according to a purportedly leaked memo.

Law Profs Bash Sessions' AG Nomination Ahead Of Vote

With one week left before the confirmation hearings for U.S. attorney general nominee Sen. Jeff Sessions, R-Ala., more than 1,000 law professors urged Congress in a Tuesday letter to reject his nomination, expressing concerns with Sessions' record on civil rights, immigration and equality.

BANKING & SECURITIES

CFTC Head To Step Down In Coming Weeks

The U.S. Commodity Futures Trading Commission announced Tuesday that

LAW FIRMS

Arnold & Porter
Baker Botts
Ballard Spahr
Bancroft PLLC
Blecher Collins
Carlton Fields
Consovoy McCarthy
Craig P. Kenny & Associates
Cravath Swaine
DLA Piper
Dentons
Dorsey & Whitney
Eckert Seamans
Eversheds LLP
Fenwick & West
Foley & Lardner
Fredrikson & Byron
Freeman Freeman
Gibbons PC
Gibson Dunn
Greenberg Traurig
Harris Wiltshire
Hogan Lovells
Husch Blackwell
Jenner & Block
Jones & Keller
Jones Day
K&L Gates
Kabateck Brown
Kaye Scholer
Kirkland & Ellis
Latham & Watkins
Littler Mendelson
Locke Lord
Marquis Aurbach
Marshall Dennehey
Mase Lara
Mayer Brown
McCarter & English

Chairman Timothy Massad will resign from his post on Jan. 20, the same day President-elect Donald Trump takes control of the presidency.

Analysis

Circuits Split Widely On SEC Judges' Constitutionality

Now that the Tenth Circuit has created a split over the constitutionality of the U.S. Securities and Exchange Commission's administrative law judges, the U.S. Supreme Court appears poised at long last to review the controversial issue. But experts warn that a high court decision would ultimately do little to dispel claims that the law tribunal is biased and unfair.

HEALTH & LIFE SCIENCES

NYC Vaping Ban Is Constitutional, NY Appeals Court Rules

A New York City ordinance against smoking e-cigarettes in restaurants, schools and outdoor public spaces prevailed Tuesday, when a state appeals court found that the city's amendment making vaping subject to the Smoke-Free Air Act was valid, knocking down a Brooklyn-based smokers' rights group's assertion the ban was unconstitutional.

ACA Replacement Details Needed Before Repeal, AMA Says

Congressional Republicans should release more details on an Affordable Care Act replacement in order to allow robust debate before they consider repealing the landmark law, the American Medical Association said Tuesday

MEDIA & ENTERTAINMENT

NJ Again Urges High Court To Review Sports Betting Case

New Jersey and its horse racing industry group have again urged the U.S. Supreme Court to review the federal ban on sports betting in the Garden State, arguing that the restriction undermines state sovereignty.

Fla. Senate Bill Would Nix Sports Facility Finance Program

Time may be running out on a Florida program that offers public funding from sales taxes to offset the cost of professional sports facility construction and renovations, as a powerful state senator filed a bill Tuesday to repeal the underlying law.

TRANSPORTATION & INFRASTRUCTURE

Cabbies Say Mass. Officials Can't Duck Unfair Uber Regs Suit

Boston taxicab drivers told a Massachusetts federal judge Friday that state officials cannot dodge a suit alleging the state's new regulations for so-called transportation network companies such as Uber and Lyft are an unconstitutional taking of taxicab drivers' property and violate their equal protection rights.

Safety Groups Urge DOT To Boost Trucker Training Rule

Independent truckers and highway safety advocates asked the U.S. Department of Transportation to rework its new final rule establishing entry-level commercial trucker training standards, saying the rule is too lax because it doesn't require drivers spend a set number of hours behind the wheel before getting licensed.

INSURANCE

DOL Seeks Swift End To Insurer's Fiduciary Rule Challenge

The U.S. Department of Labor has moved in Kansas federal court for a quick win to solidify exemptions in its new fiduciary rule for financial professionals who advise retirement accounts, arguing an insurer can't prove it didn't properly consider the rule's impact on small businesses.

McElroy Deutsch
Morgan Lewis
Morris Manning
Munger Tolles
Patterson Belknap
Pillsbury Winthrop
Sauer & Wagner
Schlossberg LLC
Sidley Austin
Skadden
Sugarman Rogers
Sutherland Asbill
Vinson & Elkins
Walters Bender
Weisbrod Matteis
Wiley Rein
Williams & Connolly
WilmerHale

COMPANIES

AARP Inc.
AT&T Inc.
Advocates for Highway and Auto Safety
Altman Weil Inc.
American Bar Association
American Civil Liberties Union
American Council of Life Insurers
American Hospital Association
American Medical Association Inc.
Apexus Inc.
Associated Press
Axis Capital Holdings Limited
CME Group Inc.
Canadian Solar Inc.
Center for Biological Diversity Inc.
Chevron Corporation
Cooper Industries PLC
Deutsche Bank AG
Diamond Resorts Holdings LLC
Domino's Pizza, Inc.
Eaton Corporation
Equinox Holdings Inc.
EverBank Financial Corp.
Facebook
Ford Motor Company
Franciscan Alliance Inc.
General Motors
GlaxoSmithKline
Goldman Sachs Group Inc.
Google Inc.
Guttmacher Institute

REAL ESTATE

NJ Developer Wins Appeal Over Apartment Buildings Denial

A New Jersey appeals court on Tuesday revived a developer's proposal for two apartment buildings in Sea Girt, New Jersey, saying a lower court mistakenly upheld the denial of the application after the borough clarified that a building coverage limitation requirement did not apply to the project.

EMPLOYMENT

NY Launches Unit To Enforce New State Minimum Wage Law

A team of more than 200 investigators in New York have joined a new enforcement unit to ensure that employers comply with the state's new minimum wage law, which took effect on Dec. 31 and is moving in phases toward a $15 hourly wage, Democratic Gov. Andrew M. Cuomo said on Monday.

AARP Denied Early Block Of Wellness Program Regs

A D.C. federal judge has declined to preliminarily block two Equal Employment Opportunity Commission rules letting employers raise insurance premiums for workers who don't take part in wellness programs, saying the AARP hadn't shown its members would suffer irreparable harm come the rules' Jan. 1 effective date.

COMPETITION

GSK Vaccine Sales Exempt From Antitrust Law, 9th Circ. Says

The Ninth Circuit on Tuesday held that GlaxoSmithKline LLC's sale of discounted vaccines through a federal program is exempt from antitrust liability, in a decision affirming a lower court's toss of a private clinic's suit accusing the drug company of abusing a federal drug-discount program.

PRIVACY & CONSUMER PROTECTION

6th Circ. Says TVA Must Face Nuke Plant Officer's Bias Suit

The Tennessee Valley Authority must face an employment discrimination lawsuit brought by a former nuclear security officer who claims he was illegally fired after he failed a medical exam, the Sixth Circuit has ruled, saying in a published opinion that the decision isn't shielded from judicial review just because the TVA said it's a national security issue.

Va. Gov. Says He Won't OK Proposed 20-Week Abortion Ban

Democratic Virginia Gov. Terry McAuliffe has promised to veto a bill that would ban abortions after 20-weeks if the legislation makes it to his desk, according to reports Tuesday.

Parking Rules Discriminated Against NJ Mosque, Judge Says

Bernards Township, New Jersey, and several municipal officials accused of stymieing the construction of a mosque violated federal law by applying a municipal zoning ordinance in a way that created different requirements for building houses of worship on the basis of religion, a federal judge ruled Saturday.

Texas Judge Blocks ACA Transgender Rule

A Texas federal judge has blocked an Obama administration rule incorporating gender identity discrimination as part of sex discrimination under the Affordable Care Act, concluding the states and religious medical groups challenging the rule are likely to prove the executive branch went around Congress and violated religious freedoms.

Harley-Davidson, Inc.
HealthCare Partners LLC
HuffingtonPost.com LLC
Hyundai Motor
IMS Health Inc.
Industrial Alliance Insurance & Financial Services
International Business Machines Corporation
International Speedway Corporation
Jacksonville Jaguars
Kennametal Inc.
Koch Industries Inc.
Level 3 Communications Inc.
Lyft Inc.
Major League Baseball Inc.
Major League Soccer LLC
Manitowoc Company Inc.
Mary Kay
McDonald's Corporation
MonaVie LLC
NBCUniversal Inc.
NFL Enterprises LLC
Nascar Holdings Inc.
National Basketball Association
National Collegiate Athletic Association
National Hockey League
Natural Resources Defense Council
Netflix Inc.
New York Times Co.
OGE Energy Corp.
Och-Ziff Capital Management Group LLC
Oglethorpe Power Corp.
OneWest Bank Group LLC
Owner-Operator Independent Drivers Association Inc.
Public Company Accounting Oversight Board
Rockwell Automation Inc.
SoulCycle Inc.
Spanish Broadcasting System, Inc.
Starwood Hotel & Resorts Worldwide Inc.
State Bar of Texas
The Boeing Company
The Cato Corporation
The Options Clearing Corp.
Truck Safety Coalition

EEOC Finalizes Affirmative Action Rule For Disabled

The U.S. Equal Employment Opportunity Commission finalized regulations Tuesday designed to boost federal agencies' hiring goals for individuals with disabilities and enhance support services for those workers, measures the EEOC says will allow agencies to serve as model employers for disabled individuals.

INTERNATIONAL TRADE

Analysis

Trump's Trade Team Just Got Its Muscle

By selecting veteran attorney Robert Lighthizer as the next U.S. trade representative, President-elect Donald Trump has brought aboard a man experts say is uniquely qualified to transform the real estate tycoon's protectionist bombast from simple rhetoric into actual concrete policy.

Licenses On 5 Russian Entities Restricted For Hacking

The Department of Commerce is placing restrictions on five Russian entities deemed current or potential threats to U.S. national security due to their suspected involvement in hacking operations intended to effect the outcome of the 2016 U.S. presidential election.

TAX

IRS Finalizes Passive Foreign Investment Ownership Rules

The Internal Revenue Service has finalized rules it initially issued three years ago to determine ownership of passive foreign investment companies and to provide guidance on annual reporting requirements for shareholders of those companies.

IRS Keeps Reporting Thresholds In Final Gambling Regs

The Internal Revenue Service held to its reporting thresholds for slot, bingo and keno gambling winnings in final guidance issued last week that also sought to provide gambling establishments some additional flexibility for when and how to report winnings.

Trump Threatens 'Border Tax' On GM Cars Made In Mexico

General Motors Co. became the latest target of President-elect Donald Trump's online missives Tuesday when he singled out the automotive company for manufacturing vehicles in Mexico and threatened a "big border tax" against imports by the company.

IMMIGRATION

Final Rule For International Entrepreneurs Lands At OMB

U.S. Citizenship and Immigration Services has sent the final version of a rule for international entrepreneurs to the Office of Management and Budget for Review, ushering the regulation into its last stages as the inauguration of Donald Trump looms on the horizon.

NATIVE AMERICAN

White House Touts Tribal Gains After Monument Designation

The Obama administration trumpeted its track record in collaborating with Native American tribes Monday, buffing the administration's legacy after last week's controversial decision to protect sacred tribal lands by designating a new national monument in Utah.

TELECOMMUNICATIONS

Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Ubiquiti Networks Inc.
United States Steel Corporation

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Congressional Research Service
Department of Commerce
Employee Benefits Security Administration
Equal Employment Opportunity Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission
Fish and Wildlife Service
Florida State Senate
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Massachusetts Port Authority
NAFTA
National Marine Fisheries Service
Navajo Nation
New York State Department of Labor
Occupational Safety and Health Administration
Office of the Federal Register
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Social Security Administration
Surface Transportation Board
Tennessee Valley Authority
Texas Legislature

FCC's Rosenworcel Departs Agency

Federal Communications Commission Democrat Jessica Rosenworcel finished her term at the agency on Tuesday after failing to get Senate reconfirmation, saying in a statement that she was proud of work to advance issues of public safety, technology in education, and net neutrality.

FTC Launches Prize Competition To Address IoT Security

The Federal Trade Commission says it will hand over as much as $25,000 to the person who comes up with the best tool to help consumers combat security risks associated with out-of-date connected devices in the home, the agency announced Tuesday.

Trade Group Asks FCC To Think Again On ISP Privacy Rules

A trade group for midsize telecom companies asked the Federal Communications Commission Tuesday to reconsider its ruling setting privacy rules for ISPs, saying the agency does not have the legal authority it needs despite good policy intentions.

Level 3 Challenges AT&T's DC Circ. Win On VoIP Fees

Level 3 Communications has asked the D.C. Circuit to take another look at a panel ruling in AT&T's favor after the telecom giant challenged a Federal Communications Commission order allowing switching charges for voice-over-internet-protocol calls, saying the panel improperly relied on its own research rather than any AT&T argument.

EXPERT ANALYSIS

US Sanctions Against Iran: Outlook Under President Trump

During his campaign, President-elect Donald Trump alternatively promised to "dismantle" the Joint Comprehensive Plan of Action, negotiate a better deal, and vigorously enforce the current agreement. Given the vagueness of Trump's policies, sanctions activity regarding Iran is likely to originate in Congress, say attorneys from Mayer Brown LLP.

Get Ready For The Long Arm Of EU Privacy Regulation

The 99 articles of the EU General Data Protection Regulation create a tsunami of obligations for not only the European Economic Area-based operations of subsidiaries of a U.S. business, but also the activities that a U.S. business conducts from U.S. shores, even if there is no legal establishment in the EEA, says Francoise Gilbert of Greenberg Traurig LLP.

Can Employers Still Drug Test Where Marijuana Is Legal?

It would be great if the new rules surrounding marijuana legalization and employer drug policies were clear, stable and uniform from state to state and across the country. However, especially with an incoming right-leaning cabinet, the reality is we're facing a mixed bag of guidelines over the next couple of years, says Eve Wagner of Sauer & Wagner LLP.

What To Expect From A Trump Trade Policy: Part 2

If the Trump administration follows through on its pledge to renegotiate or withdraw from NAFTA, any one of a number of scenarios may emerge — from an expanded and modernized agreement, offering companies a chance to formulate a wish-list agenda, to substantial supply chain and commercial disruption, implying defensive concerns for affected businesses, say members of WilmerHale.

2016 Environmental Case Law Highlights: Part 2

In part 2 of this three-part review of 2016's most significant environmental cases, Anthony Cavender of Pillsbury Winthrop Shaw Pittman LLP highlights decisions from the Fifth, Sixth, Seventh, Eighth and Ninth Circuits. In particular, these cases reflect issues common to the energy-producing states as well as additional

U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
United Nations

Endangered Species Act decisions.

Top 10 Employer Resolutions For 2017

Transitioning to 2017 promises to be full of changes for employers, and while you may not know how the new administration or court decisions will impact employment laws and regulations, you can resolve to be ready for the changes, say Allegra Lawrence-Hardy and Bonnie Burke of Lawrence & Bundy LLC.

LEGAL INDUSTRY

Law Firm Mergers Contracted In 2016, After Record High

The U.S. legal industry had another big year for law firm combinations in 2016 with 83 mergers in all, despite falling slightly short of 2015's record 91 match-ups, according to a tally by consulting firm Altman Weil.

The Top In-House Hires Of December

After challenging years for the legal teams at Och-Ziff Capital Management and Theranos, both companies have appointed fresh legal leadership, joining the likes of Rockwell Automation, Domino's Pizza and Eaton in closing 2016 with the appointment of new chief legal officers. They top the list of December's in-house hires you should know about.

High Court Had Fewer Cases In '16 While District Loads Grew

The U.S. Supreme Court saw fewer cases filed in 2016 than it did the previous year, Chief Justice John Roberts said in his annual year-end report, which noted a similar decrease in the bankruptcy courts, but increases in the already stretched circuit and district courts.

Texas AG Sides With White Lawyer In Fight Over Bar Board

The Texas attorney general has jumped into a lawsuit in federal court targeting a state law that reserves four seats on the State Bar of Texas' board of directors for minority members, supporting a white male lawyer's claim he's being discriminated against.

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American Bar Association
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American Council of Life Insurers
American Hospital Association
American Medical Association Inc.
Apexus Inc.
Associated Press
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CME Group Inc.
Canadian Solar Inc.
Center for Biological Diversity Inc.
Cooper Industries PLC
Deutsche Bank AG
Diamond Resorts Holdings LLC
Domino's Pizza, Inc.
Eaton Corporation
Equinox Holdings Inc.
EverBank Financial Corp.
Facebook
Franciscan Alliance Inc.
General Motors
GlaxoSmithKline
Goldman Sachs Group Inc.
Google Inc.
Guttmacher Institute
Harley-Davidson, Inc.
HealthCare Partners LLC
HuffingtonPost.com LLC
Hyundai Motor
IMS Health Inc.
Industrial Alliance Insurance & Financial Services
International Business Machines Corporation
International Speedway Corporation
Jacksonville Jaguars
Kennametal Inc.
Koch Industries Inc.
Level 3 Communications Inc.
Lyft Inc.
Major League Soccer LLC
Manitowoc Company Inc.
Mary Kay
McDonald's Corporation
MonaVie LLC
NBCUniversal Inc.
Nascar Holdings Inc.
National Collegiate Athletic Association
Natural Resources Defense Council
Netflix Inc.

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OneWest Bank Group LLC
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Public Company Accounting Oversight Board
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SoulCycle Inc.
Spanish Broadcasting System, Inc.
Starwood Hotel & Resorts Worldwide Inc.
State Bar of Texas
The Cato Corporation
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Executive Office of the President
Federal Communications Commission
Equal Employment Opportunity Commission
U.S. Department of Justice
U.S. Department of Labor
U.S. Senate
Commodity Futures Trading Commission
Department of Commerce
Federal Trade Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Agriculture
U.S. Department of Transportation
U.S. Department of the Treasury
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Industry and Security
Central Intelligence Agency
Congressional Budget Office
Congressional Research Service
Employee Benefits Security Administration
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Fish and Wildlife Service
Florida State Senate
Food and Drug Administration
Government Accountability Office
Massachusetts Port Authority

NAFTA
National Marine Fisheries Service
Navajo Nation
New York State Department of Labor
Occupational Safety and Health Administration
Office of the Federal Register
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Social Security Administration
Surface Transportation Board
Tennessee Valley Authority
Texas Legislature
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
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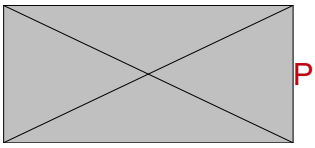
Subject: Nat'l Archives Pans Committee's Release Of Kavanaugh Docs



PUBLIC POLICY.

Friday, August 17, 2018

TOP NEWS

Nat'l Archives Pans Committee's Release Of Kavanaugh Docs

The National Archives, which has found itself in the middle of a bitter struggle over Supreme Court nominee Brett Kavanaugh's documents from his Bush White House service, on Wednesday sought to put some distance between its review process and that of the current Senate Judiciary Committee. Read full article »

Confidential Docs Show Kavanaugh Misled Panel, Dems Claim

Documents recently turned over to the Senate Judiciary Committee indicate that Judge Brett Kavanaugh "misled" lawmakers during his 2006 confirmation hearing for the D.C. Circuit judgeship about his knowledge of the Bush administration's torture policies, top Senate Democrats alleged Thursday. Read full article »

Senate Confirms 2 Trump Nominees To 4th Circ.

The Senate Thursday voted to confirm a pair of Trump nominees to serve on the Fourth Circuit Court of Appeals, giving favorable votes to federal Judge A. Marvin Quattlebaum and prosecutor Jay Richardson, both of South Carolina. Read full article »

Trump Taps Sidley Austin Partner For San Francisco US Atty

A partner at Sidley Austin LLP will be nominated as U.S. attorney in San Francisco, the White House announced Thursday, as it also revealed nominees for spots in Florida, Illinois and North Dakota. Read full article »

SEC Nabs 2 Judgments In NY Rep. Insider Trading Case

Roughly a week after U.S. Rep. Christopher Collins, son Cameron Collins and the father of Cameron's fiancee were charged with insider trading by federal prosecutors and the U.S. Securities and Exchange Commission, Cameron's fiancee and her mother entered into final judgments with the SEC on Thursday. Read full article »

BANKING & SECURITIES

Senate Dems Blast CFPB Plan To Halt Military Lending Exams

All 49 Democratic senators urged the acting director of the Consumer Finance Protection Bureau not to undermine the Military Lending Act, which protects service members from predatory loans and financial fraud, following media reports saying the Trump administration is planning to stop examining lenders for violations of the act. Read full article »

SEC Returns Clearing Firm Disciplinary Case To CBOE

The U.S. Securities and Exchange Commission has set aside a disciplinary action brought by Chicago Board Options Exchange Inc. against member clearing firm ABN AMRO Clearing Chicago LLC, sending the matter back to CBOE's board of directors for review under a different standard. Read full article »

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Jenner & Block
Katten Muchin
Keefe Anchors
Kerr Irvine
Kilpatrick Townsend
Klarquist Sparkman
Lewis Roca
Mayer Brown
Morgan Lewis
Native American Rights Fund
Nelson Mullins
Norton Rose Fulbright
Ogletree Deakins

Ill. Gov.'s Veto May Make State IRA Program Optional

An Illinois state program to help workers save for retirement could assist far fewer people than lawmakers hoped if Republican Gov. Bruce Rauner's veto of a bill is sustained, but the Illinois state treasurer's office said Thursday that it's likely the veto will be overridden. Read full article »

ENERGY & ENVIRONMENTAL

DOT Can't Stop Ex-Engineer From Being Deposed, Judge Says

A New York federal judge on Thursday said a former government engineer can be deposed by investors in a securities class action claiming Fiat Chrysler lied over its alleged use of emissions-cheating devices in its vehicles, disagreeing with the U.S. Department of Transportation that its regulations could prevent an ex-government employee's testimony. Read full article »

Enviros Sue Feds For More Orca Protection

Environmentalists have launched a federal court suit against the National Marine Fisheries Service that alleges the agency has failed to reassess the critical habitat area for the endangered Southern Resident killer whale — a species they said now numbers less than 100. Read full article »

HEALTH & LIFE SCIENCES

FDA Clears First EpiPen Generic, Made By Teva

The U.S. Food and Drug Administration on Thursday approved Teva Pharmaceuticals USA's long-anticipated generic of the EpiPen, Mylan NV's emergency allergy treatment, making it the first generic of the drug-device combination to get the agency's green light. Read full article »

DEA To Cut Drugmaker Production Of Most-Abused Opioids

The U.S. Drug Enforcement Administration on Thursday moved to curtail drugmaker production of the most commonly abused prescription opioids, saying the cut will inhibit illicit sales of narcotic painkillers. Read full article »

VA Agent Orange Policy Fight To Get Full Fed Circ. Hearing

The full Federal Circuit on Thursday agreed to consider whether the U.S. Department of Veterans Affairs has wrongly excluded "blue water" Navy veterans from benefits related to exposure to the notorious defoliant Agent Orange during the Vietnam War, roughly a decade after a court panel had backed the agency's stance. Read full article »

Veterans Group Sues VA Over 'Mar-a-Lago Council' Influence

A veterans advocacy group sued the U.S. Department of Veterans Affairs Thursday, claiming its alleged "outsourcing" of key policy and personnel decisions to three members of President Donald Trump's Mar-a-Lago Club violates a law meant to curb the influence of outside special interests over federal agencies. Read full article »

MEDIA & ENTERTAINMENT

Free Speech Group Backs Trump In 2nd Circ. Twitter Appeal

Free speech organization the Coolidge-Reagan Foundation on Wednesday stood behind President Donald Trump in his Second Circuit appeal challenging a lower court's decision deeming his blocking of critics from his personal Twitter account unconstitutional, saying the ruling misconstrued the First Amendment. Read full article »

AEROSPACE & DEFENSE

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America's Health Insurance Plans
American Hospital Association
American Immigration Council
Apple Inc.
Arizona Chamber of Commerce
Brocade Communications Systems, Inc.
CBOE Holdings Inc.
Center for Biological Diversity
Chevron Corp.
Citigroup Inc.
Conagra Brands Inc.
Facebook
Fiat Chrysler Automobiles NV
HP Inc.
Home Box Office Inc.
International Business Machines Corp.
Ketchum Inc.
Lam Research Corporation
LinkedIn Corp.
Lumileds Holding BV
Major Lindsey & Africa
Make the Road New York
Marvel Entertainment LLC
Monsanto Co.
Mylan NV
National Immigration Law Center
National Public Radio Inc.

White House Objects To Parts Of $675B Defense Bill

The White House is pushing back against parts of the U.S. Senate's $675 billion defense spending bill for fiscal 2019, urging lawmakers to drop funding for one of two budgeted Littoral Combat Ships, and to restore funding for satellite, background check and counterterrorism programs. Read full article »

INTERNATIONAL TRADE

China Takes Broad WTO Swipe At US Clean Energy Rules

The Chinese government has filed a pair of World Trade Organization cases challenging U.S. safeguard tariffs on solar panels as well as a series of state-level renewable energy rules that allegedly discriminate against foreign companies, according to WTO documents published Thursday. Read full article »

TAX

Hatch Seeks To Clarify Intent Of NOL Rule In Tax Overhaul

Senate Finance Committee Chairman Orrin Hatch, R-Utah, sought on Thursday to clarify congressional intent behind the net operating loss rule included in last year's federal tax overhaul, offering specifics in a letter signed by the committee's Republican members and sent to the Treasury Department. Read full article »

Ariz. Judge Upholds Ballot Question To Raise Income Taxes

An Arizona judge Thursday tossed a challenge to a proposed question for the Nov. 6 ballot that would ask voters to raise state income tax rates for high-earners to fund education, saying in part that the explanation of the tax increases was not misleading. Read full article »

IMMIGRATION

EOIR Adds 23 New Judges To Combat Case Backlog

The Executive Office for Immigration Review announced Thursday that it has appointed 23 new immigration judges, bringing the total count to 351 nationwide, amid the Trump administration's ongoing efforts to reduce the significant backlog of open cases. Read full article »

DHS Memo Justifies Ending DACA, Trump Tells 2nd Circ.

The Trump administration urged the Second Circuit on Wednesday to toss challenges by immigrants and an advocacy group to its decision to rescind the Deferred Action for Childhood Arrivals program, arguing that a recent Department of Homeland Security memorandum shows the decision was well thought out and not rash. Read full article »

Study Finds Family Detention Restricts Access To Counsel

Immigrant families held in family detention centers are less likely to both obtain a lawyer and to receive an in-person immigration hearing, the American Immigration Council has found in its report released Thursday examining government data from more than a decade of immigration court proceedings. Read full article »

Duane Morris Nabs Epstein Becker Immigration Pro In NY

Duane Morris LLP has said it hired a former Epstein Becker Green member who's experienced in representing technology, finance and retail companies in a range of immigration matters. Read full article »

NATIVE AMERICAN

National Trust for Historic Preservation
Natural Resources Defense Council
New York Times Co.
Oracle Corp.
PhRMA
QUALCOMM Inc.
Quicken Loans Inc.
Retrophin Inc.
Rimini Street Inc.
Robert Bosch GmbH
Royal Dutch Shell PLC
SAP AG
Sanford Health
Sony Corporation
South Carolina Bar
Teva Pharmaceutical Industries Limited
The City University of New York
Twitter Inc.
Volkswagen
Wells Fargo & Co.

GOVERNMENT AGENCIES

Alabama-Quassarte Tribal Town
California Environmental Protection Agency
Centers for Disease Control and Prevention
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Defense Information Systems Agency
Drug Enforcement Administration
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Communications Commission
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mescalero Apache Tribe
Mohegan Tribe
National Highway Traffic Safety Administration
National Marine Fisheries Service
North Fork Rancheria of Mono

Tax Groups Urge Court To Find Wash. Tribe Must Pay Fuel Tax

Two tax organizations filed an amicus brief with the Supreme Court Thursday, urging the court to find that a Native American tribe should be subject to the state of Washington's fuel tax when operating outside its reservation. Read full article »

DOI's Views In Calif., Conn. Casino Suits At Odds, Tribe Says

A Connecticut tribe and the state told a D.C. federal court that the U.S. Department of the Interior is wrong to say that the tribe operates its Foxwoods casino under procedures set out by the DOI secretary that are inferior to a tribal-state gambling compact because the department took the direct opposite position in tribal litigation in California. Read full article »

TELECOMMUNICATIONS

Tribes Allowed To Intervene In Small-Cell Rule Challenges

The D.C. Circuit on Thursday allowed several tribes to intervene in combined challenges to a Federal Communications Commission rule that exempts from environmental and historic reviews small-cell fixtures necessary for building up next-generation or 5G networks. Read full article »

FCC's Pai Says Debunked Cyberattack Put Him In A Pickle

Federal Communications Commission Chairman Ajit Pai on Thursday defended his decision to delay publicly disavowing since-debunked claims that a cyberattack brought down its public comment system last year, telling lawmakers that an agency watchdog's request to keep mum put him in a difficult position. Read full article »

Q&A

Q&A

A Chat With Ogletree Knowledge Chief Patrick DiDomenico

In this monthly series, Amanda Brady of Major Lindsey & Africa interviews management from top law firms about the increasingly competitive business environment. Here we feature Patrick DiDomenico, chief knowledge officer at Ogletree Deakins Nash Smoak & Stewart PC. Read full article »

EXPERT ANALYSIS

How FIRRMA Will Change National Security Reviews: Part 1

The Foreign Investment Risk Review Modernization Act empowers the U.S. government to review a far broader group of transactions than ever before to determine if they threaten national security. FIRRMA's expansive new coverage includes oversight of real estate investments and transfers of "emerging and foundational technologies," say Jeffrey Bialos and Mark Herlach of Eversheds Sutherland LLP. Read full article »

Tax Enforcers Unite Against International Tax Crime

In light of the launch of the Joint Chiefs of Global Tax Enforcement alliance against transnational tax crime and money laundering, it is more important than ever for corporations and professional services firms to carefully manage their exposure to higher risk clients and business activity, say Kyle Wombolt and Jeremy Birch of Herbert Smith Freehills LLP. Read full article »

Time To Update Prop 65 Warnings For Residential Rentals

The ubiquitous Proposition 65 warning signs posted throughout apartment communities in California may soon become a thing of the past. Under a new draft rule that is being finalized, safe harbor warnings for residential rental properties will be found in lease agreements rather than on posted signs, says Andrea Sumits of Environmental General Counsel LLP. Read full article »

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Office of the U.S. Trade Representative
Omaha Tribe of Nebraska
Peoria Tribe of Indians of Oklahoma
Securities and Exchange Commission
Seminole Tribe of Florida
Tonkawa Tribe
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Senate
U.S. Supreme Court
United Keetoowah Band of Cherokee Indians
Washington State Department of Licensing
World Trade Organization

LEGAL INDUSTRY

Mayer Brown Partner's Brother-In-Law Charged With Murder

Mayer Brown LLP appellate practice leader Stephen Shapiro's brother-in-law had been receiving financial assistance from Shapiro's wife Joan for several months and was told "she would no longer just give him money" in the days before he fatally shot Shapiro and tried to kill her, a state prosecutor told an Illinois state court judge Thursday. Read full article »

'Indefensible' Fees Request Slashed In ACA Birth Control Row

In a sternly worded opinion, an Oklahoma federal judge rejected a request for $3.1 million in attorneys' fees from lawyers representing a group of Catholic institutions that sued over Affordable Care Act rules concerning birth control, ruling that the request was "indefensible" and reducing it by more than 75 percent. Read full article »

Judge Rips Twombly For Straining Resources In IP Row

A California federal judge appeared unswayed Thursday by SAP America Inc. and HP Inc.'s arguments that a software company hasn't met the stringent pleading standards required under the U.S. Supreme Court's Twombly decision, saying Twombly has created more work than it's saved, and "you get to the point where we're wasting time and resources when you know what their pleading is." Read full article »

Judge's Wild Order Threatens To Make Warring Attys Kiss

A Texas federal judge threatened to make opposing attorneys kiss one another at the Alamo, lamented the days when Texas cases were handled by Texas attorneys, quoted Elvis, and generally went off in a order setting a status conference for a trade secret dispute between HouseCanary Inc. and Quicken Loans. Read full article »

Squire Patton Nabs 3 Leaders Of Dissolved IP Boutique

Squire Patton Boggs LLP has swallowed intellectual property boutique Singularity LLP, snagging a trio of veteran tech litigators from the dissolved boutique as part of the global firm's efforts to bolster its intellectual property presence in the Bay Area. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Kicking off the legal lions this week is a team of attorneys who helped secure a $66 million award for client Lumileds LLC in a trade secrets dispute, while the lambs include the remaining members of West Virginia's Supreme Court, all of whom were impeached this week. Read full article »

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American Immigration Council

Apple Inc.
Arizona Chamber of Commerce
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CBOE Holdings Inc.
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Chevron Corp.
Citigroup Inc.
Conagra Brands Inc.
Fiat Chrysler Automobiles NV
HP Inc.
International Business Machines Corp.
Ketchum Inc.
Lam Research Corporation
LinkedIn Corp.
Lumileds Holding BV
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Make the Road New York
Marvel Entertainment LLC
Monsanto Co.
Mylan NV
National Immigration Law Center
National Public Radio Inc.
National Trust for Historic Preservation
Natural Resources Defense Council
New York Times Co.
Oracle Corp.
PhRMA
QUALCOMM Inc.
Quicken Loans Inc.
Retrophin Inc.
Rimini Street Inc.
Robert Bosch GmbH
Royal Dutch Shell PLC
SAP AG
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Teva Pharmaceutical Industries Limited
The City University of New York
Twitter Inc.
Volkswagen
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U.S. Supreme Court
U.S. Department of Homeland Security
Executive Office for Immigration Review
Federal Communications Commission
Securities and Exchange Commission
U.S. Attorney's Office

U.S. Department of Veterans Affairs
U.S. Senate
Alabama-Quassarte Tribal Town
California Environmental Protection Agency
Centers for Disease Control and Prevention
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Defense Information Systems Agency
Drug Enforcement Administration
European Union
Executive Office of the President
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mescalero Apache Tribe
Mohegan Tribe
National Highway Traffic Safety Administration
National Marine Fisheries Service
North Fork Rancheria of Mono Indians
Office of the U.S. Trade Representative
Omaha Tribe of Nebraska
Peoria Tribe of Indians of Oklahoma
Seminole Tribe of Florida
Tonkawa Tribe
U.S. Customs and Border Protection
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Wed 2/11/2015 10:02:30 PM
Subject: If You Push Elevator Buttons More Than Once ...

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INTERNET OF PARANOIA

FTC commissioner links internet of things to financial services

Julie Brill of the Federal Trade Commissioon sees America entering the "Age of Omniscience." In some ways this can be great for consumers. But in other ways, they face new risks… Read more

MOBILITY AT TOP SPEED

"Waiting is, like, sooo stale"

If you push elevator buttons five times, after the light is lit, this story will suit you. Fifth Third devised a mobile banking package for those for whom fast just isn't fast enough. Read more

GENERATIONS

Millennials likely to embrace nontraditional services

Chukcha / Shutterstock.com

Twice as many millennials will use a mobile wallet versus people 35 and up. And more than half of the younger tier of millennials is using an alternative payment service. A recent FICO survey found other trends among younger customers you need to know about. Read more

MOBILE PAYMENTS

Tokenization key to thwarting fraud on multiple platforms

Don't just think you're getting aboard

MAKING SENSE OF IT ALL

Time for "data management czar"?

Must CIO become—or partner with-the "Chief Data Officer"? asks John Ginovsky. Read more

WEBINAR: HEAR IT NOW!

EMV rollout marks unique opportunities for banks

Did you miss our EMV webinar? You can catch it online on-demand right now. Spend 60 minutes and get key tips from a Javelin analyst, a banker, and LifeLock. Listen to **free** webinar

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CLV004031

the Apple Pay trend when you enroll your card portfolio for tokenization, say experts at The Members Group. Read more

CYBERSECURITY

EMV effectiveness driven by implementation quality

There's a lot of help expected from EMV adoption. But Gartner analyst Avivah Litan warns that key aspects of this technology carry potential pitfalls for the unwary. Read more

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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Learn, but don't worship, disruptors

Today we idolize Google, Amazon, and Facebook, and make corporate role models of them. But author Manish Grover advises against blind adulation, in his book *Dancing The Digital Tune: The 5 Principles of Competing In A Digital World.*

"They … limit our learning if we identify too closely with them. They cloud our ability to analyze and apply to our particular situation. They tend to idolize certain aspects while glossing over the many shortcomings. They inspire but they don't guide. They are the notion of best practices. And they provide the potently obvious but probably false idea that some firms really had a strategy or intended to do what they did. A lot of outcomes we often speak of—and quote—came about without being designed as such. Indeed some visionaries may have everything planned out when they started, but I believe they are an exception, not the rule." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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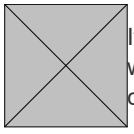

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Gloria Totten via ActionNetwork.org
Sent: Wed 10/21/2015 1:36:25 PM
Subject: Webinar Today: When to use political labels like Progressive, Socialist, Gun Control, Pro-Choice and more

Dear Carolyn,

At last week's Democratic presidential debate, Bernie Sanders embraced the label "Democratic Socialist" while Hillary Clinton said she is a "Progressive who likes to get things done."

Most elected officials think "socialist" is a negative term, and many think that calling themselves "progressive" is risky. So, for one thing, our next webinar will present polling about traditional political labels like liberal and conservative, capitalist and socialist.

But we'll also discuss political labels that are based on issues, like: feminist, pro-choice, gun control, global warming, Obamacare, tax-and-spend, Washington, Wall Street, tort reform, voting fraud, illegal alien, education reform, and much more.

What: **When to use political labels**

When: Today, October 21 @3pm Eastern, 2pm Central, 1pm Mountain, Noon Pacific.

How: Register at: https://attendee.gotowebinar.com/register/4042340575766593538

When we use those terms, we know what we are trying to express—but does our audience understand the words they same way we do? As always, we will set aside time for questions; we want your active participation.

Hope you can attend!

Gloria Totten, President

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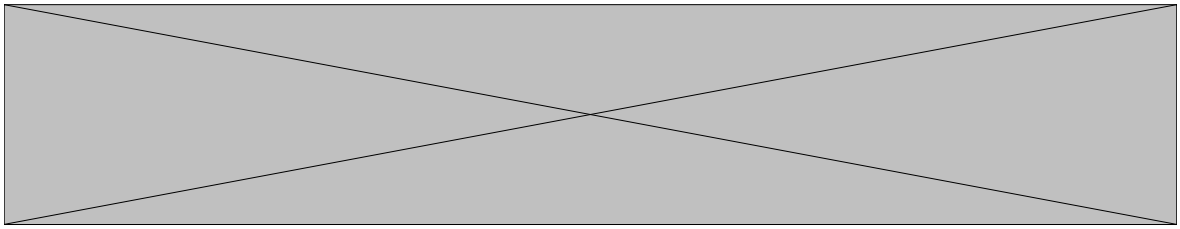
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Mon 11/2/2015 3:28:27 PM
Subject: [Marketing Mail] Webinar Invite - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow

Webinar - Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow - **Register Now >**

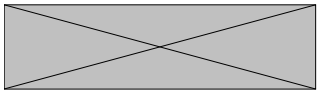


Join Banking Exchange and LifeLock on November 19 at 2:00 pm EST | 11:00 am PST for the webinar **Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow**.

Identity fraud affected almost 13 million Americans last year, yet not all Americans are affected equally. In a recent research study sponsored by LifeLock, Javelin explored the impact of identity fraud on students, seniors and military personnel and how fraudsters are using different techniques to attack these vulnerable populations. Each of these consumer segments has a different set of behaviors that cause them to be targets of account fraud. **Register for this complimentary webinar >**

This webinar will examine:

- What behaviors and activities place students, military and seniors at higher risk of identity fraud
- The outlook for fraud targets over the next few years and how it will impact these consumer segments
- Strategies for how banks can help protect customers and employees



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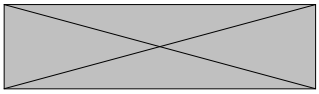

Date: Thursday, November 19, 2015

Time: 2:00 pm EST | 11:00 am PST

Speakers:

Al Pascual III, CFE
Director, Fraud and Security, Javelin Strategy & Research

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Thomas Carpenter
Vice President, Product Development, Fifth Third Bank

Moderator:

Bill Streeter
Editor & Publisher; Banking Exchange

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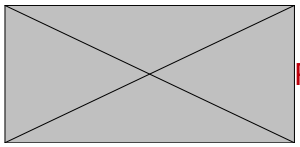
Subject: Trade, Taxes And Uncertainty Drove Q3 Lobbying Revenue



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TOP NEWS

Trade, Taxes And Uncertainty Drove Q3 Lobbying Revenue

BigLaw federal lobbying revenues in the third quarter of 2018 were driven largely by an uptick in activity surrounding the new tax law and new tariffs, as well as by clients seeking guidance amid the uncertainty fomented by the looming midterm elections. Read full article »

Brady Pledges To Work With Trump On New 10% Tax Cut

U.S. House Ways and Means Committee Chairman Kevin Brady, R-Texas, pledged on Tuesday to work with President Donald Trump to enact a 10 percent tax cut designed to benefit middle-class earners. Read full article »

Justices Postpone Census Citizenship Question Deposition

The U.S. Supreme Court on Monday granted the Trump administration's request to postpone a federal court's order that U.S. Commerce Secretary Wilbur Ross be deposed over adding a citizenship question to the 2020 census. Read full article »

Class Arbitration Questions Are For Courts, 7th Circ. Says

The Seventh Circuit on Monday became the latest appeals court to say it's up to judges — not arbitrators — to decide whether parties agreed to class or collective arbitration, tentatively wiping out an ex-Waterstone Mortgage Corp. worker's $10 million class arbitration win. Read full article »

Trump's WTO Squeeze Still Sapping Appeals Process

President Donald Trump's ongoing blockade of new World Trade Organization jurists is continuing to hamper the dispute settlement process in Geneva as the Appellate Body said Monday it will not be able to examine a Russia-Ukraine dispute over ammonium nitrate "for some time." Read full article »

DOL Rule Encourages Workers To Buy Own Health Insurance

The Trump administration issued a proposed rule on Tuesday that would make it easier for workers to buy their own health insurance and get reimbursed by their employer. Read full article »

BANKING & SECURITIES

FDIC Chief Wants To Put The 'Bank' Back In Banking

The recently installed head of the Federal Deposit Insurance Corp. told an audience of bankers on Tuesday that she wants to put the "bank" back in banking, sounding a note of concern about the growth of bank-like activities being conducted by firms that sit

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outside the traditional bank regulatory framework. Read full article »

ENERGY & ENVIRONMENTAL

Enviro Group Blasts Trump's Pick For FWS Director

An environmental group focused on endangered species issues on Tuesday slammed President Donald Trump's intended pick to lead the U.S. Fish and Wildlife Service, saying she favored policies adverse to wildlife preservation. Read full article »

Enviros Ask 6th Circ. To Rethink Decision On CWA's Reach

Environmental groups on Monday requested that the entire Sixth Circuit review a panel's decision that set up a circuit split and favored the Tennessee Valley Authority by concluding the Clean Water Act does not regulate pollutants that travel from a source to navigable waters through groundwater. Read full article »

Green Groups Ask High Court To Sink CWA Groundwater Suit

Environmental groups on Tuesday asked the U.S. Supreme Court to uphold the Fourth Circuit's ruling that the Clean Water Act prohibits pollution to groundwater that's connected to other waterways, arguing the decision is consistent with both the law and high court precedent. Read full article »

EMPLOYMENT

7th Circ. Backs Chicago College In Medical Leave Suit

A Chicago college doesn't have to face a former employee's suit alleging she was forced to quit after taking leave under the Family and Medical Leave Act due to a miscarriage and ongoing health problems, the Seventh Circuit ruled Monday, saying she failed to clear a series of required legal hurdles. Read full article »

UPS Ground Freight Gets Support At DC Circ. In NLRB Row

The U.S. Chamber of Commerce has argued the so-called Auer deference standard giving federal agencies wide latitude on how to interpret their own rules doesn't apply in UPS Ground Freight Inc.'s fight against a National Labor Relations Board decision that ordered it to bargain with a union representing a group of drivers. Read full article »

AEROSPACE & DEFENSE

DOD Watchdog Urged To Review $10B JEDI Cloud Deal

Two Republican lawmakers have asked a U.S. Department of Defense watchdog to look into a pending $10 billion Joint Enterprise Defense Infrastructure cloud computing contract, citing "gating" of deal that makes it appear the contract is being steered toward Amazon Web Services. Read full article »

BANKRUPTCY

Puerto Rican Board Fights Creditors' Collateral Bid At 1st Circ.

The government agency representing Puerto Rico's largest public pension fund has asked the First Circuit to uphold a ruling denying bondholders' claims to the fund's collateral under the island's bankruptcy process. Read full article »

IMMIGRATION

Colleges Fight New Visa Policy For Foreign Students

A group of higher education institutions, including Haverford College and The New School, challenged a recent Trump administration policy that could open up more

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international students to harsh immigration penalties, saying in a lawsuit filed in North Carolina federal court Tuesday that the policy change will hurt both the students and American universities. Read full article »

Don't Toss Suit Over Miami-Dade ICE Detentions, Court Urged

Members of a proposed class action challenging Miami-Dade County's policy of enforcing all U.S. Immigration and Customs Enforcement detainment requests have urged a federal court not to dismiss their suit, saying their claims that the county is violating individuals' constitutional rights without authority are viable. Read full article »

NATIVE AMERICAN

Proposed Tribal Culture Bill Aims To Stop Artifact Trafficking

A bill designed to stop the international trafficking of federally protected tribal cultural heritage artifacts has landed in the U.S. House following the release of a Government Accountability Office report on overseas auction sales of Native American cultural items, particularly from the Southwestern states. Read full article »

Utes Say Group Of Members Don't Belong In Monument Suit

The Ute Indian Tribe has told a D.C. federal judge that a group claiming to represent tribal members is actually a group of disgruntled members who don't hold leadership positions, urging the court to exclude them from a suit challenging President Donald Trump's decisions to shrink the Bears Ears and Grand Staircase-Escalante national monuments. Read full article »

TELECOMMUNICATIONS

DC Circ. Tosses Hawaii Co.'s Cable Suit Against FCC

The D.C. Circuit in a per curiam judgment Tuesday rejected a bid by a rural telephone company serving native Hawaiians to upend a Federal Communications Commission order the company said left it short-funded for an undersea cable, saying the company did not show how the order was “arbitrary and capricious.” Read full article »

FCC Inks 3.5 GHz Band Rules With Larger Licensing Areas

The Federal Communications Commission on Tuesday voted along party lines to approve revised operating rules for the 3.5 GHz spectrum band, replacing a scheme settled by the Obama administration in which would-be users will vie at auction for the new, county-sized slices instead of neighborhood-sized tracts. Read full article »

Basic Cable Rate Regs In Mass., Hawaii To Get FCC Review

The Federal Communications Commission kicked off a rulemaking on Tuesday aimed at clarifying and paring down the basic-tier cable rate regulations, even though they are only now applied in some areas of Massachusetts and Hawaii. Read full article »

FCC Floats $63M Fine Over Alleged Lifeline Bilking

The Federal Communications Commission proposed a $63 million fine Tuesday against a company that offered mobile service supported by Lifeline subsidies to low-income Americans, charging that the company inflated its subscriber base by enrolling dead people and other ineligible recipients. Read full article »

WHITE COLLAR

NJ Contractor Gets 21-Month Sentence For 2 Fraud Schemes

A New Jersey contractor was slapped with a nearly two-year prison sentence Tuesday for taking part in separate schemes to steal money from two entities, with a federal judge saying his criminal behavior was motivated by greed. Read full article »

Ex-Balch & Bingham Atty Gets 5 Years In Ala. Bribery Case

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New York University
Oracle Corp.
Public Knowledge
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Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Judicial Center
Federal Reserve System
Financial Crimes Enforcement Network
Fish and Wildlife Service
Government Accountability Office
Hopi Tribe
Internal Revenue Service
NAFTA
National Credit Union Administration
National Labor Relations Board
New York Attorney General's Office
Office of the Comptroller of the Currency

A former Balch & Bingham LLP environmental partner and a former coal company executive were sentenced Tuesday to five and two-and-a-half years imprisonment, respectively, for bribing an Alabama legislator for his help in dodging cleanup liability with the U.S. Environmental Protection Agency, prosecutors said Tuesday. Read full article »

CIVIL RIGHTS

Race-Blind Harvard Class Is Lower Rated, Deans Testify

Adopting an admissions model that favors a boost for poorer students instead of considering race in order to achieve diversity would result in a Harvard University class that is rated lower academically, according to a pair of the Ivy League school's deans who testified Tuesday in the landmark affirmative action trial. Read full article »

9th Circ. Revives Children's Nestle 'Slave Labor' Suit

The Ninth Circuit revived a proposed class action brought by alleged victims of human trafficking who accuse Nestle and Cargill of abetting child slavery on African cocoa farms by paying off slave owners, finding Tuesday that the allegation falls within the scope of the Alien Tort Statute's language on torts committed in violation of the law of nations. Read full article »

EXPERT ANALYSIS

A Look At Anti-Money Laundering Regulatory Trends

Despite U.S. authorities' efforts to provide financial institutions with regulatory relief, there remains a focus on anti-money laundering enforcement and oversight, particularly as regulators attempt to grapple with virtual currency and fintech issues, say attorneys with Covington & Burling LLP. Read full article »

How USMCA Limits Protections For US Investors In Mexico

The United States-Mexico-Canada Agreement offers a more limited investor-state dispute settlement system than the North American Free Trade Agreement. But U.S. investors are fortunate that the ISDS provisions were not scrapped altogether, say Carlos Vejar and Laura Yvonne Zielinski of Holland & Knight LLP. Read full article »

How Employers Can Address Secret Workplace Recordings

Secret recordings allegedly made by President Donald Trump's former lawyer Michael Cohen and former White House staffer Omarosa Manigault Newman provide a useful vehicle for reviewing the ethics and legality of surreptitious taping, and may be instructive for employers concerned about limiting such recording in the workplace, says Jackie Ford of Vorys Sater Seymour and Pease LLP. Read full article »

LEGAL INDUSTRY

Do BigLaw Mergers Really Make You Miserable?

It's easy to assume that the ongoing trend of firm mergers and acquisitions in BigLaw leads to more dissatisfaction for the lawyers pulled into these larger firms, but a new study suggests that experiences with mergers are actually more varied. Read full article »

Analysis

Heritage Foundation's Clerk Training Raises Specter Of Bias

A recently suspended federal law clerk training program operated by conservative think tank the Heritage Foundation "harms the reputation of the federal judiciary" by creating the appearance of partisan bias, according to professors who specialize in legal ethics. Read full article »

AI Is No Substitute For Good Lawyers

While artificial intelligence enables in-house counsel to stop performing routine, repetitive and mundane tasks and focus their energy on practicing law at a higher level,

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it won't replace them, GE Digital Chief Commercial Counsel Bert Kaminski predicted Tuesday at an in-house lawyer conference. Read full article »

Feature

3 Tools To Help In-House Attys Manage Stress

Chronic stress plays into physiological and psychological disorders that in-house lawyers might experience, but there are ways to handle various demands, according to a Tuesday presentation during the Association of Corporate Counsel's annual meeting. Here, Law360 looks at three ways in-house lawyers can try to deal with stress and anxiety. Read full article »

Justice O'Connor Says She Likely Has Alzheimer's

Retired U.S. Supreme Court Justice Sandra Day O'Connor is withdrawing from public life at age 88 following a dementia diagnosis that is "probably Alzheimer's disease," she said in a letter released Tuesday, having spent the last 12 years of her retirement dedicated to civics education and other causes. Read full article »

Home State Dems Won't Back Perkins Coie Atty For 9th Circ.

President Donald Trump's choice of a Perkins Coie LLP partner for a Ninth Circuit vacancy is set to go before the Senate Judiciary Committee without support from home state senators Wednesday, as panel Republicans continue a push to fill the nation's appellate courts. Read full article »

Atty Wanted On Charges In New Jersey Shooting Death

A New York City attorney has been charged in the Monday night shooting death of a New Jersey woman with whom he shares a daughter. Read full article »

Ill. Judge Acquitted Of Gun-Dropping Charge

An Illinois state judge accused of dropping a firearm in court was reportedly acquitted on Tuesday following an afternoon bench trial over the allegation. Read full article »

HBUS Nabs First Female African-American GC In Crypto

HBUS Inc., the U.S. strategic partner of cryptocurrency exchange Huobi, has hired an attorney with in-house experience at Intuit, Google and Yahoo as its general counsel, making her the first African-American woman to serve in that role for a digital currency marketplace, the company announced Tuesday. Read full article »

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Sent: Wed 9/7/2016 9:18:37 PM
Subject: [Marketing Mail] Money Laundering Special Focus: Trade-Based And Online Frauds

Blogs from John Byrne, Ed O'Leary, and Jeff Gerrish

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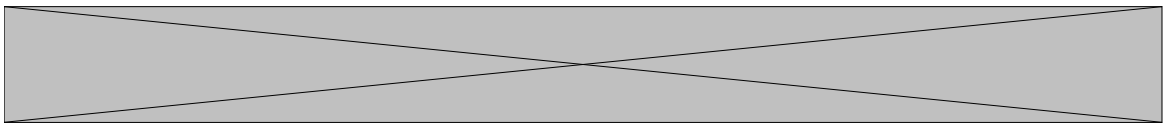

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MONEY LAUNDERING 1

Fighting trade-based money laundering

Sometimes "money" laundering doesn't even seem to involve money, not directly. Yet clever-but-criminal variations on money laundering via movement of goods through international trade gets a bad job done well. Read more

MONEY LAUNDERING 2

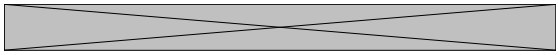
Following the money online

Why would someone pay so much on an online marketplace for some widget? It could be that the whole transaction is a sham, routed through an online marketplace but engineered for money laundering. If your bank process for online vendors, this is a must-read. Read more

MONEY LAUNDERING VIEWPOINT

15 years later, can all players cooperate to snuff out terrorist finance?

BSA/AML veteran John Byrne, who blogs for *Banking Exchange* (see right column), looks back on the aftermath of Sept. 11, 2001. He reviews lessons learned over a decade and a half, and hopes realized and unrealized. Read more



AML & FRAUD

"Will It Go Round In Circles?"

The "debate" on derisking continues … or *does* it? asks John Byrne. Read more

TALKING CREDIT

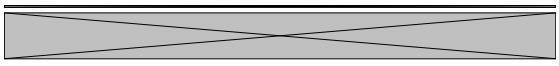
What's really in a CEO's job description?

"We want to be proud of our bank again," the matriarch of the family told brand-new CEO Ed O'Leary. Read more

COMMUNITY BANKING BLOG

Hard to unscramble an egg

Jeff Gerrish says getting M&A structure right in the first place saves a lot of angst and money. Read more



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Understanding CFPB's mindset

"While I have a bit of a leg up considering the work I do, sometimes I

MONEY LAUNDERING BOOK REVIEW

Money laundering's other face

Have you heard of "flying money"? That's just one of the trade-based forms of money laundering that travel through channels that aren't as familiar to bank BSA/AML compliance staff. We reviewed this book earlier this year and thought readers of the preceding stories might like to read the review. Read more

BANKING THE GENERATIONS

Finding key appeals for each generation?

What age group most prefers cashback cards? And which group is most security conscious? Recent research by Vantiv presents some surprising findings. Read more

COMMUNITY BANKING

Voila! Bank de novo!

Earlier this year FDIC changed a rule regarding de novo banks that is one of several signs that there is at least a thaw for new charters. But don't plan a party yet. Read more

OIL PATCH UPDATE

Forget oil. Dallas bankers exude optimism

Good times come out of more than an oil barrel. In spite of the long price grind, executives in the Dallas market say things are going well. Commercial real estate lending is part of the reason, reports SNL Financial. Read more

BANKING EXCHANGE SOCIAL MEDIA

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am befuddled, puzzled, or even frustrated by some of what I encounter, like many consumers"—*CFPB official Peggy Twohig* Read more

Solving the convenience risk conundrum

White paper—The easiest and most convenient path between consumers and the financial experience they expect is online account opening, and most fintech players provide that. How user friendly is your bank's onboarding process? In a report sponsored by Mitek, Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge: Designing a mobile account opening process that is seamless yet safe. Read more

How to win over millennials: Are all your bases covered?

On-demand webinar—Everyone tells you how you must woo the next generation, but how do you do that, exactly? Kasasa presents a practical summary of key research and strategies tailored to community banks. Listen to the webinar

More Industry Resources >>

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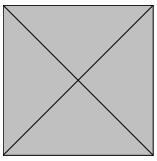

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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Subject: Laxalt v. Sisolak on health care

Quote of the Day

"We do have to deal with the fact that we have implicit and explicit bias — racial bias — in Nevada and in the Clark County School District. I'm not going to pretend that doesn't exist because that's something maybe we don't want to talk about. If we don't talk about these things, they won't change."

— Yvette Williams, chair of the Clark County Black Caucus, which on Monday sponsored a student-driven summit in partnership with the school district

From the Editors

Equity — an education-reform term that boils down to monetary and resource distribution fairness — has become a focal point for the Clark County School District since a report released this summer detailed inequities in the school district's budgeting practices. Essentially it found that schools in low-income areas with lower-paid, less-experienced teachers subsidize schools in wealthier neighborhoods with higher paid, veteran teachers. And because these low-income schools tend to have higher ratios of minority students, it effects educational outcomes.

Clark County Superintendent Jesus Jara on Monday participated in the above-referenced freewheeling question-and-answer session — formally called the 2018 African American Student Summit — which brought together more than 500 black students from across the district to talk about educational equity, diversity and cultural awareness. Jackie Valley was there and reported.

Today's Front Page

The Indy Explains: Where Sisolak, Laxalt stand on protections for pre-existing conditions

As attorney general, Laxalt took few public actions in fight against predatory student lending

Black student unions are growing in a school district focused on improving equity

The neonatal intensive care unit at Sunrise Hospital as seen on Wednesday, Jan. 31, 2018. (Daniel Clark/The Nevada Independent)

ICYMI

Today's Opinion

Remembering Raggio

IndyBlog

Heller reiterates attack that Rosen has accomplished 'nothing' in ad featuring abandoned office

Asian American, Pacific Islander-focused nonprofit releases television ad urging voters to back Democratic candidates

Laxalt ad features wife Jaime: 'He'll keep us safe. I married a good man.'

New Ford ad focuses on family, personal history

Republican super PAC ties Rosen to Pelosi in new ad focused on taxes, immigration

Following a court order on sage grouse, BLM pulls thousands of acres from oil leasing

Audit: State overcharged $2.1 million by community homes for mentally ill, fraud possible

State parks lost out on $1.2 million in uncollected entrance fees, audit finds

Eric Trump stumps for Hardy, warns of 'anarchy' if Democrats take control of Congress

Sandoval recognizes Teacher of the Year and offers a glimpse into his education budget

#IndyGive Tweet o' the Day

Today is the **last day** in our October member and fundraising drive. You're reading and relying on us. We want to continue that scenario well into the future.

Please, if you haven't yet, support our work.

Yours in transparency,

Jon Ralston
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ralston@thenvindy.com

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e@thenvindy.com

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Sent: Thur 3/5/2015 7:04:14 PM
Subject: Expert Guidance on Ever-Changing Medicare Rules, Payer Policies, ACA, PQRS, Stark, Medical Necessity, & More

Good Morning,

With 2015 underway, now's the time to identify and correct your compliance and regulatory areas of concern. Increased federal scrutiny in 2015 is making Medicare compliance even more challenging for facilities and physician practices.

The reality is that even an innocent, unintentional error might be misinterpreted as willful fraud. And staying profitable in the wake of reimbursement cuts is a constant struggle. You need to keep current with the latest updates from Capitol Hill to the fee schedule, enrolment process, documentation guidelines for compliant reimbursement, PECOS, NPP reimbursements, OIG target areas, ABN form updates, Medicare MSP standards, and more.

If reducing your Medicare compliance risks and improving your reimbursement flow are top priorities, you'll need the expert guidance offered in the all new ***Medicare Compliance & Reimbursement Insider 2015***. The expert advice you'll get in this handbook will ensure you are on track to reduce your Medicare compliance risks, will provide you with regulatory updates, and will help improve your reimbursement flow.

Here are some of the topics we've covered in this brand new, 165-page handbook:

- Tune in to key changes listed in 2015 Medicare physician fee schedule.
- Advance Beneficiary Notices: Reduce Risk Of Fraud Or Abuse Allegations
- Tips Help You Avoid Costly Billing Errors In Early 2015
- Overlooking These E/M Tips Could Cost Your Practice $5000 Each Year
- Interpreting Your PEPPER Report Is Much Easier Than You Realize
- Stay on the Right Side of Your Next Audit with These 3 Lessons
- Your Reimbursement Could Hinge on Outcomes Come 2016
- HHPPS: Improve Outcomes or Put Your Reimbursement at Risk
- **And much more…**

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Please use discount code "**MS20**" at checkout to get a **$20 discount** on the **Medicare Compliance & Reimbursement Insider 2015** (valid till **March 06, 2015 only**).

Looking forward to helping you solidify your compliance and reimbursement strategies for the coming year.

Thanks,
Cheryl Winson
Customer Relationship Director

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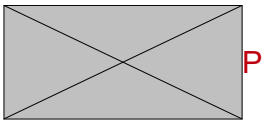

PUBLIC POLICY

Monday, October 31, 2016

TOP NEWS

ABA Group To Publish Trump 'Libel Bully' Article After All

The American Bar Association said Friday its Forum on Communications Law will publish a scholarly article calling Donald Trump a “libel bully,” after it came to light that ABA executives had pressured the sub-group to change language to reduce the risk of a Trump lawsuit.

NJ Lawyers Sue State, High Court Over Filing Fee Hikes

Three New Jersey bar associations have filed a lawsuit alleging that a round of court-filing fee increases that were approved by lawmakers but determined by the state Supreme Court violates the separation-of-powers doctrine of the Garden State’s constitution.

Supreme Court Takes Up Transgender Bathroom Case

The U.S. Supreme Court on Friday accepted a closely watched case over restroom access for transgender students, once again plunging into the nation’s fast-changing civil rights landscape.

EPA Might End Lead Water Pipes In Next Rule Update

In the aftermath of the Flint, Michigan, water crisis, the U.S. Environmental Protection Agency is forging ahead with updates to its 25-year-old Lead and Copper Rule that could include calling for fully replacing lead water pipes, according to an agency white paper.

IRS Eyes Working With Foreign Gov'ts On Transfer Pricing

Internal Revenue Service officials said Friday that the agency may start using international information-sharing agreements to coordinate audits and other enforcement actions with foreign governments, intended to target "high risk" transfer pricing transactions.

FBI Opens Probe Into New Clinton Emails

The FBI is investigating freshly unearthed emails the director said "appear to be pertinent" to a prior investigation into Hillary Clinton's private email server and, according to a New York Times report, were discovered after law enforcement officials seized the communication devices of Clinton’s aide Huma Abedin and former congressman Anthony Weiner.

Analysis

Overlooked Pa. AG Race Puts Dem's Ambitions In Spotlight

While the contest for Pennsylvania’s attorney general has flown under the radar this election cycle, the race's front-runner, Democrat Josh Shapiro, is proposing broad enforcement goals for the troubled watchdog that could capture public attention, but Republican candidate John Rafferty Jr. contends Shapiro's real aim is higher office.

Milwaukee, Madison File Brief in Wisconsin Voter ID Case

The city of Madison, Wis., and the mayor of Milwaukee are looking to intercede in a Seventh Circuit case over a string of voter registration laws in the state, saying that

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COMPANIES

one law allowing residents to bypass identification requirements is flawed in practice.

ENERGY & ENVIRONMENTAL

DC Circ. Nixes Appeal Of Offshore Drilling Revenue Rule

The D.C. Circuit on Thursday nixed an appeal from Alabama and Louisiana of a ruling that upheld a U.S. Department of the Interior offshore oil revenue distribution rule, saying a lower court's order that the agency re-evaluate how it goes about collecting back fees from states isn't appealable.

HEALTH & LIFE SCIENCES

1st Circ. Reverses Hospitals' $17M Win Against HHS

The First Circuit on Friday reversed a $17 million victory for a group of Maine hospitals in a fight against the U.S. Department of Health and Human Services, ruling that the government had the right to claw back money that it accidentally overpaid for Medicare services.

FDA OKs St. Jude Device For Lowering Certain Stroke Risks

St. Jude Medical Inc. announced on Friday that the U.S. Food and Drug Administration approved its device to help prevent recurring strokes in patients diagnosed with a small opening in the wall between the heart's upper chambers.

TRANSPORTATION & INFRASTRUCTURE

Calif. Blocked From Collecting Rail Hazmat Transport Fee

California's tax board and regulators cannot implement a new law that slaps a fee on rail cars transporting hazardous materials such as crude oil and chemicals, a federal judge ruled Friday, handing railroads a win in their suit alleging the fee is anti-competitive and interferes with federally protected interstate commerce.

Attys Face Off Over Star Witness Claims In GWB Trial

A prosecutor and a defense attorney faced off Friday during closing statements over the credibility of the government's star witness in the George Washington Bridge lane-closure trial, debating whether he took part in a political revenge scheme with two former public officials or duped them into believing the closures were for a traffic study.

EMPLOYMENT

Philly Bar Pushes Adoption of Anti-Bias, Equal Pay Rules

The Philadelphia Bar Association has adopted a pair of resolutions urging the Pennsylvania Supreme Court and state lawmakers to set rules that would prohibit lawyers from engaging in harassing or discriminatory conduct and ensure equal pay between men and women.

Obergefell Didn't Resolve All Same-Sex Issues, Says Texas

The governor and attorney general of Texas urged state justices on Friday to clarify the extent to which the U.S. Supreme Court's same-sex marriage ruling affects public policy, saying that while the state must recognize gay marriages, courts should observe that not all related constitutional issues have been resolved.

Ex-Pa. Justices Take Judge Retirement Case To Fed. Court

A challenge over the controversial wording of a ballot measure that would raise the mandatory retirement age for Pennsylvania judges moved into federal court on Thursday, just days after a split decision from the state's Supreme Court left the

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Abbott Laboratories
Altera Corporation
Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Express Company
BNSF Railway
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Johnson & Johnson
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LinkedIn Corp.
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McGraw Hill Financial Inc.
Medtronic Inc.
Microsoft Corporation
National Association of Attorneys General
National Rifle Association of America
New York Times Co.
Pfizer Inc.
Philip Morris USA Inc.
Siemens AG
SoulCycle Inc.
St. Jude Medical Inc.
TYCO International Ltd.
The Coca-Cola Company
The Gap Inc.
Union Pacific Corporation
Vanguard Group Inc.
Yahoo! Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California State Board of Equalization
Consumer Financial Protection Bureau

referendum unchanged.

PRIVACY & CONSUMER PROTECTION

EU Regulators Warn WhatsApp, Yahoo Over Privacy Missteps

Europe's data protection authorities on Thursday became the latest body to raise red flags over WhatsApp's move to share user data with parent company Facebook and Yahoo's handling of a 2014 data breach, informing both companies that a new working group would be closely scrutinizing both issues.

GOVERNMENT CONTRACTS

DOD Lobs Rule To Limit Foreign Access To Technical Data

The U.S. Department of Defense on Friday proposed a rule covering how its employees and contractors should handle the dissemination and withholding of certain unclassified technical data and technology subject to export controls.

NATIVE AMERICAN

Calif. Tribe Says Union Must Arbitrate Work Disputes

The Pauma Band of Luiseno Mission Indians alleged in California federal court on Thursday that a labor union has breached the tribe's gaming compact with the state by litigating work-related disputes rather than arbitrating them.

NJ AG Must Face Tribe's Claims In Recognition Suit

A New Jersey federal judge on Thursday largely rejected a bid by the state's attorney general to nix a suit by the Nanticoke Lenni-Lenape Tribal Nation claiming state regulators wrongfully repudiated the tribe's state recognition status, saying the tribe had properly made its claim that the state revoked recognition because it feared the tribe would want to conduct gaming in the state.

TELECOMMUNICATIONS

Analysis

FCC Could Face Tough Road To Barring Forced Arbitration

The Federal Communications Commission may have difficulty crafting a plan that would ban mandatory arbitration clauses in customer contracts that can withstand court review, experts say, even as FCC chairman Tom Wheeler pledged to float a proposal on the issue by February.

EXPERT ANALYSIS

When Your Client Is The President

On the evening of Sept. 11, 2001, I stood on the Oval Office porch and watched as Marine One landed on the South Lawn, bringing President Bush home. The president decided immediately that the attacks that morning placed America on a war footing against a nonstate actor. This generated a number of unique and complex legal issues for me, says Alberto Gonzales, who served as White House counsel for President George W. Bush.

Without Greater Investor Protection, EB-5 Is Unsustainable

Among the ongoing criticisms of the current EB-5 program are its lack of transparency, its failure to protect investors, and the inadequacy of safeguards to ensure that EB-5 funds are properly deployed for job creation and not lost through fraud or defalcation. The program's longevity and success thus depends in large part on the implementation of reliable investor safeguards, say attorneys at Seyfarth Shaw LLP.

Department of Commerce
Equal Employment Opportunity Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
International Monetary Fund
National Labor Relations Board
New Jersey Attorney General's Office
New Jersey Legislature
Office of Foreign Assets Control
Port Authority of New York & New Jersey
Securities and Exchange Commission
Surface Transportation Board
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

EPA’s Regional Consistency Regs Tilt The Playing Field

The U.S. Environmental Protection Agency’s recently finalized regional consistency regulations are substantively flawed and simply unfair. The agency’s rule limits decisions adverse to the agency to a particular region of the country, while still allowing the agency to apply favorable decisions nationwide, say Richard Alonso and Brittany Pemberton of Bracewell LLP.

Plaintiffs Cash In On Expanding Gift Card Laws

Wallets filled with unused and partially used gift cards have spurred a plethora of legislation in the last decade concerning the sale and use of gift cards. As plaintiffs continue to target retailers over the sale and use of gift cards, states (and the federal government) continue to expand and refine regulations in this arena, say Stephanie Sheridan, Meegan Brooks and Emily Mertes of Sedgwick LLP.

U.S. Sanctions' Long Reach May Have Just Gotten Longer

The case of a Turkish businessman arrested en route to Disney World has significant implications for other non-U.S. persons conducting business with governments and companies subject to U.S. sanctions, and suggests that sanctions laws may be applied even when there is no nexus between the criminal allegations and the United States, say Scott M. Flicker, Kwame Manley and Jason Fiebig of Paul Hastings LLP.

LEGAL INDUSTRY

How GCs Can Turn The Law Department Into A Profit Center

When bottom line-focused general counsel find themselves with no costs left to cut, some morph into revenue generators for their companies. Here's what it takes to bring in profit through the legal department.

Ex-Judges To Help IMF Bentham Vet Case Funding Potential

IMF Bentham, Australia’s largest commercial litigation funder, said Friday that it has added two former judges to its investment committee, a role that will see the men advise the company on funding opportunities.

GC Cheat Sheet: The Hottest Corporate News Of The Week

The Federal Trade Commission releases a data breach response handbook, the AARP says incentivizing wellness programs is discriminatory and two in-house counsel keep fighting after blowing the whistle. Those stories top the corporate legal news you may have missed this past week.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Rainmaker Q&A: Michael Best's Lisa Mueller

Let clients know that you add value not only because of your strong legal skills, but because you are genuine and will always provide sound advice. These traits will illustrate your interest in becoming their trusted adviser and partner for the long term, says Lisa Mueller, chairwoman of the life sciences and chemical practice group at Michael Best & Friedrich LLP.

Rainmaker Q&A: Stroock’s Todd Lenson

You need to practice as part of a team, where each member of the team operates at the highest level and is responsible for their role. Being able to rely on your partners and associates is a critical aspect of being an effective and successful lawyer, says Todd Lenson, co-practice group leader of the corporate department at Stroock & Stroock & Lavan LLP.

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Federal Trade Commission
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Food and Drug Administration
U.S. Department of Defense
U.S. Department of Education
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
Bureau of Citizenship and Immigration Services
California State Board of Equalization
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Equal Employment Opportunity Commission
Federal Bureau of Investigation
Federal Communications Commission
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Subject: [Marketing Mail] Sandoval reduced to Sgt. Schultz by Cegavske

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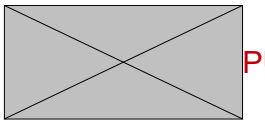

PUBLIC POLICY

Friday, April 29, 2016

TOP NEWS

Jay Peak EB-5 Case Shines Light On Need For Fund Monitors

Following the U.S. Securities and Exchange Commission's fraud case involving the Jay Peak ski resort, attorneys who regularly work on EB-5 projects are shifting their focus to fund monitoring and watching for congressional action to ensure integrity in the foreign investor program.

UK Watchdog Issues Guidance On EU Market Abuse Rules

The U.K.'s Financial Conduct Authority on Thursday published guidance on how it plans to implement the European Union's Market Abuse Regulation, which provides new rules designed to deter insider trading and market manipulation, taking into account suggestions from market participants.

DOJ Crime Chief Defends Voluntary Disclosures Program

The U.S. Department of Justice's voluntary disclosures program isn't meant to make companies responsible for criminal investigations, according to the head of the department's criminal division, who maintained Thursday the government wants to reward companies that come forward when they know of potential crimes.

Senate Dems Continue Filibuster On $37B Spending Bill

Senate Democrats on Thursday refused for the second day in a row to let a $37.5 billion bill funding federal energy, water development and certain weapons programs for 2017 move forward, amid continued concern over a proposed amendment aimed at the administration's recent nuclear deal with Iran.

NLRB's Hirozawa Tapped For Another Term

President Barack Obama has renominated National Labor Relations Board member Kent Y. Hirozawa to a five-year term expiring in 2021, the White House said in a Thursday statement that unveiled several nominations to other administration posts.

High Court OKs Rule Change Expanding FBI Hacking Powers

The U.S. Supreme Court on Thursday approved a rule change that would allow judges to issue FBI warrants to access computers located outside their districts, despite opposition from critics including Google Inc. that claim it would expand the government's hacking and surveillance powers.

George Mason Faces Faculty Backlash Over Scalia Law School

George Mason University's law school became embroiled in another controversy over its name change in honor of the late U.S. Supreme Court Justice Antonin Scalia on Thursday as university professors and a Virginia lawmaker called the decision "polarizing" and "problematic" given the conservative jurist's comments about minority groups.

ANALYSIS

LAW FIRMS

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Kelley Kronenberg
Klasko Immigration Law Partners
Kobre & Kim
Kozyak Tropin
McGuireWoods
Patterson Belknap
Pepper Hamilton
Reed Smith
Scheef & Stone
Sedgwick LLP
Shulman Rogers
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Venable LLP
Wachtell Lipton
Walton Lantaff
White & Case
Winston & Strawn

COMPANIES

AT&T Inc.

Statute Of Limitations That Protected Hastert Gets Closer Look

A day after former U.S. House Speaker Dennis Hastert was sentenced to 15 months in prison for violating banking laws to cover up allegations he sexually abused boys decades ago, the Illinois attorney general asked legislators to end the statute of limitations that kept him from facing charges for the abuse itself.

BANKING & SECURITIES

House Advances Angel Investors Bill To Boost Startups

The U.S. House of Representatives passed an "angel investors" bill Wednesday that will purportedly help entrepreneurs access capital by easing restrictions on certain investor presentations under Regulation D.

EU Law To Combat Benchmark Rigging Nears Finish Line

The European Parliament passed a law Thursday that aims to make benchmark interest rates such as Libor more reliable and less likely to be manipulated, and that could be signed into law next month.

Payment Card Security Standards Body Updates Rules

The body that sets payment card security standards released updates to its rules Thursday that would require card administrators to use more than just a password to identify themselves when accessing sensitive cardholder data, whether or not they are working remotely.

CFPB To Make Servicers Better Explain Student Loan Options

The Consumer Financial Protection Bureau on Thursday announced a new initiative to make clear to student debt holders what their options for repayment are by having servicers regularly lay out simple, personalized plans.

CFPB Urged To Forbid 'Rip Off' Forced Arbitration Clauses

More than 150 organizations, including the NAACP, Southern Poverty Law Center and Public Citizen, urged the Consumer Financial Protection Bureau on Wednesday to ban mandatory arbitration clauses in consumer financial contracts.

ENERGY & ENVIRONMENTAL

Mexican Wolf Allies Get FWS To Promise A Recovery Plan

The U.S. Fish and Wildlife Service has agreed to make a recovery plan for the Mexican gray wolf, resolving lawsuits brought by the state of Arizona and environmental groups who said the service should have done it decades ago.

Oil Pipeline Spill Case In Wrong Court, Oil Groups Say

Two oil industry groups on Wednesday voiced their support for the U.S. Department of Transportation's argument that the National Wildlife Federation's lawsuit over oil spill response plans for underwater pipelines belongs in the D.C. Circuit, not the Michigan federal court where it currently lies.

Enviros Threaten Suit Over Nitrogen, Sulfur Emission Plans

Environmental groups on Wednesday threatened to sue the U.S. Environmental Protection Agency for blowing a deadline to revise national limits on emissions of nitrogen and sulfur oxides, key components of acid rain, ozone and soot.

Mayors Urge Obama To Speed Up Methane Regulations

Dozens of mayors and county commissioners from across the country have asked President Barack Obama to prod the U.S. Environmental Protection Agency to speed up its effort to reduce methane emissions from existing, new and modified sources in the oil and gas sector.

HEALTH & LIFE SCIENCES

Abbott Laboratories
Airbnb Inc.
Amazon.com Inc.
American Bankers Association
American Bar Association
American Civil Liberties Union
American Council of Life Insurers
American Express Company
American Petroleum Institute Inc.
Amerisure Mutual Insurance Co.
Apple Inc.
CSX Corporation
CUNA Mutual Group
Carnival Corporation
Carolina Hurricanes
Center for Biological Diversity Inc.
Centura Health Inc.
CenturyLink Inc.
Cisco Systems Inc.
Colorado Farm Bureau Mutual Insurance Co.
Comcast Corporation
Consumer Bankers Association
Dell Inc.
Discover Financial Services
Facebook
Financial Services Roundtable
Ford Motor Company
Frontier Communications Corporation
Gilead Sciences Inc.
Google Inc.
Grant Thornton LLP
Home Box Office Inc.
Independent Community Bankers of America
Insurance Services Office Inc.
International Association of Defense Counsel
Law Practice Consultants LLC
Lowe's Companies, Inc.
Lyft Inc.
MasterCard Incorporated
Morgan Stanley
Mortgage Bankers Association
Murray Energy Corp.
NFL Enterprises LLC
National Association of Federal Credit Unions Inc.
National Association of Insurance Commissioners
National Basketball Association
National Cable &

GOP Senator Blocks Vote On $1.8B Zika Funding

U.S. Senate Minority Leader Harry Reid pled with his colleagues Thursday to unanimously consent to vote on the White House's request for $1.8 billion to fight the Zika virus, a move blocked by Senate Majority Whip John Cornyn, who demanded a plan.

MEDIA & ENTERTAINMENT

NCAA Adopts Anti-Discrimination Policy For Event Hosting

The NCAA on Wednesday adopted a new anti-discrimination requirement for sites hosting events like the NCAA men's basketball tournament that could prevent North Carolina cities and venues from bidding for such events due to a newly passed law that restricts transgender individuals' access to public restrooms.

TRANSPORTATION & INFRASTRUCTURE

DOT Shakes Up Metro's Board Amid Safety Fiascos

In a shake-up Thursday the U.S. Department of Transportation replaced three members of the Washington Metro's board, the same day a House lawmaker proposed a board overhaul amid growing dissatisfaction with the D.C. transit agency's string of safety lapses.

INSURANCE

House Passes Bill To Boost Private Flood Insurance Market

The U.S. House of Representatives unanimously passed legislation Thursday intended to make it easier for privately underwritten flood insurance policies to satisfy the requirements for mandatory insurance on mortgaged homes in flood-prone areas, intended to open up competition in the flood insurance market.

EMPLOYMENT

Fla. High Court Nixes Workers' Comp Law Atty Fee Formula

The Florida Supreme Court on Thursday struck down the prevailing-party attorneys' fees provision of the state's workers' compensation law, ruling that the mandatory fee structure is an unconstitutional violation of a worker's due process rights.

House Votes To Block DOL 'Fiduciary Rule'

The U.S. House of Representatives on Thursday passed a resolution intended to block the U.S. Department of Labor's contentious "fiduciary rule" from going into effect, as Labor Secretary Tom Perez claimed that the department is ready to defend the rule in court if needed.

COMPETITION

2nd Circ. Upholds NY Politician's Corruption Conviction

The Second Circuit on Thursday upheld a former New York City councilman's conviction and sentence for his role in separate alleged corruption schemes, including a plot to bribe GOP leaders to allow a Democratic politician to run for mayor as a Republican, citing sufficient evidence and rejecting statutory arguments.

Longtime UK Expats Lose Bid For Brexit Voting Rights

Telecommunications Association
National Collegiate Athletic Association
National Football League Players Association
National Hockey League
National Wildlife Federation
New England Patriots
New York State Bar Association
New York University
Pennsylvania Bar Association
Philip Morris USA Inc.
Public Knowledge
QUALCOMM Incorporated
R.J. Reynolds Tobacco Co.
Radnor Holdings Corp.
Southern California Gas Co.
Southern Poverty Law Center
St. Jude Medical Inc.
State Bar of Texas
State Farm
Time Warner Cable
Twitter Inc.
Uber Technologies Inc.
Verizon Communications
Visa Inc.
Washington Metropolitan Area Transit Authority
Wilmington Trust Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Reclamation
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau
Enterprise Rancheria of Maidu Indians
European Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Railroad Administration
Federal Transit Administration
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service

A U.K. court ruled Thursday that British citizens who have been living abroad for more than 15 years can't vote in an upcoming referendum on whether the country will remain in the European Union, rejecting a suit from a White & Case LLP competition attorney.

Atty In NY Mayor Bribery Scheme Officially Disbarred

An attorney who was convicted on fraud, bribery and witness tampering charges for his role in a scheme to buy a path for New York Republican Malcolm Smith into the mayor's office was disbarred, according to a New York appeals court order Wednesday.

PRIVACY & CONSUMER PROTECTION

CFPB Has Changes In Works For Key Mortgage Rules

The Consumer Financial Protection Bureau's head told several banking and other industry groups Thursday that the regulator would be introducing a proposed rule to address concerns with CFPB mortgage disclosure requirements.

Cuban-Born Travelers Drop Suit After Carnival Axes Ban

Two Cuban-born Americans accusing Carnival Corp. of civil rights violations for barring Cuban-born consumers from its new cruises to the once off-limits country dropped their proposed class action Thursday, citing recent changes in Carnival's booking policy and Cuban law.

GAO Says SEC Still Lagging On Cybersecurity

The Government Accountability Office on Thursday released a report finding that, while the U.S. Securities and Exchange Commission has fixed some flaws in information security, the agency still faces weaknesses that could threaten financial and personal information of companies and investors.

GOVERNMENT CONTRACTS

House Panel OKs $610B 2017 Defense Authorization Act

The House Armed Services Committee on Thursday approved its proposed $610.5 billion 2017 National Defense Authorization Act after adopting several amendments, including exemptions to contentious recent labor-related executive actions for defense contractors, and rejecting a move to allow undocumented immigrants to serve in the military.

INTERNATIONAL TRADE

US, Sri Lanka Ink Deal To Boost 2-Way Trade

The United States and Sri Lanka on Thursday adopted a joint plan to boost trade and investment between the two countries, according to a release from the Office of the U.S. Trade Representative.

TAX

House Bill Would Sync Passthrough, Corporate Tax Rates

House Ways and Means Committee member Vern Buchanan, R-Fla., on Wednesday introduced a bill that would limit the tax rate on income from passthrough entities, such as sole proprietorships, partnerships, LLCs and S corporations, to the top corporate income tax rate.

EU Top Court Will Consider Germany's Travel Agent VAT Laws

Germany's value-added tax rules for travel agents violate European Union law and have been referred to the continent's highest court for a challenge, the union's

National Highway Traffic Safety Administration
National Institutes of Health
National Labor Relations Board
National Transportation Safety Board
New York Attorney General's Office
North Fork Rancheria of Mono Indians
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Port of Miami
Rural Utilities Service
Securities and Exchange Commission
U.S. Agency for International Development
U.S. Army
U.S. Attorney's Office
U.S. Commission on Civil Rights
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Navy
U.S. Senate
U.S. Supreme Court
United Nations

policy-setting body said Thursday.

IRS Finalizes Tax Shelter Adviser Reporting Rules

The Internal Revenue Service on Wednesday published final rules on a $10,000-per-day penalty that can be imposed on professional advisers for failing to follow requirements to maintain a list of investors in tax shelters and to make the list available to the agency upon request.

IMMIGRATION

USCIS Seeks Input As It Weighs EB-5 Regulatory Updates

U.S. Citizenship and Immigration Services said Wednesday that it's mulling possible "regulatory and policy changes" regarding the EB-5 immigrant investor program, and asked stakeholders to weigh in on minimum investment amounts and the process by which regional centers are designated.

NATIVE AMERICAN

Cooperation A Must For Tribal Internet Expansion, Sens. Told

A U.S. Government Accountability Office official told the Senate Committee on Indian Affairs Wednesday that better coordination between government agencies is needed to increase high-speed internet access in Indian Country.

Bill Would Require IGRA To Respect Calif. Voter Initiatives

A group of California lawmakers on Wednesday introduced a bill amending the Indian Gaming Regulatory Act to require that the process for approving off-reservation gaming in California adheres to state law, responding to federal court decisions surrounding the ratifications of gaming compacts.

TELECOMMUNICATIONS

FCC Advances Plan For New Business Data Regs Regime

The Federal Communications Commission on Thursday moved forward with a controversial new proposal for rules for the business data services market, asking for feedback on how to determine whether markets are competitive and how to apply pricing and other regulations if they aren't.

Dozens Of Mayors Rally Behind FCC Lifeline Expansion

The mayors of more than three dozen cities, including New York's Bill de Blasio, Los Angeles' Eric Garcetti and San Antonio's Ivy R. Taylor, backed the Federal Communications Commission’s expansion of Lifeline to include broadband, praising the move Thursday as a 21st century update.

Comcast, Roku Prove FCC Can Unlock Set-Top Box: Wheeler

Federal Communications Chairman Tom Wheeler said Thursday that a plan by Comcast to let its subscribers access cable programming on a Samsung smart TV or Roku player proves the feasibility of his set-top box proposal but does not mean that industry will make programming available on a widespread basis without regulatory action.

Researchers Ask FCC, Congress To Reform TV Age Ratings

Parents cannot rely on the current system of maturity ratings for television programming because of its wild inconsistency, a group of researchers told the Federal Communications Commission and congressional leaders this week, asking for hearings to discuss methods to make the system more useful.

Google, NCTA Urge Obama To Open Auto Wireless Spectrum

Google, the National Cable and Telecommunications Association and several other groups urged President Barack Obama Thursday to open up spectrum

currently reserved for auto safety initiatives for Wi-Fi uses, saying the 5.9 GHz band would be a perfect way to address the “dangerously congested” wireless space.

PENNSYLVANIA

Pa. AG Wants Charges Axed Based on Vindictive Prosecution

Pennsylvania’s embattled attorney general urged a state judge on Wednesday to toss the criminal charges she was saddled with on grounds that she’d been selectively investigated for allegedly helping to leak investigative material to the press.

EXPERT ANALYSIS

Brokaw Act Could Broaden Change-Of-Control Triggers

The recently introduced “Brokaw Act” proposes changes to the rules governing the reporting of ownership in U.S. public companies and would expand the definition of “beneficial owner.” But as the definition of ownership expands, the definition of change of control in many indentures may expand as well — sometimes in ways the drafters may not have anticipated, say Laurent Alpert and Robert Gruszecki of Cleary Gottlieb Steen & Hamilton LLP.

Developments At The NAIC Spring Meeting: Part 1

This three-part series from attorneys at Debevoise & Plimpton LLP highlights some of the developments from the National Association of Insurance Commissioners' spring meeting that are of particular interest to the insurance industry. In this part, we take a look at life insurer, property/casualty insurer, captive reinsurance and cybersecurity developments.

Using The New Federal Rules To Rein In Discovery

The 2015 amendments to the Federal Rules of Civil Procedure present a fertile opportunity for defendants to leverage the rules' renewed focus on reasonableness and proportionality to rein in rampant discovery abuse. Courts' application of the amended rules has already shown promise in this regard, say Martin Healy and Joseph Fanning of Sedgwick LLP.

Louisiana Joins Debate Over Online Remote Seller Sales Tax

Louisiana recently entered the conversation on taxation of out-of-state online retail sales by passing new remote seller legislation, but a question remains as to the ultimate effect this law will have on the state’s budget issues and the overall movement nationwide to statutorily (or administratively) expand the sales tax nexus, say attorneys with Jones Walker LLP.

LEGAL INDUSTRY

4 Ways You're Wasting Your Co-Workers' Time

The sound of a new text or the temptations of cruising Facebook or finally beating "Angry Birds" can distract the best of attorneys. But a more fundamental culprit for what consumes lawyers' precious time may be sitting nearby: their colleagues. Here, legal industry experts discuss common ways attorneys waste each other's time and how they can do better.

Squire 'Disappointed' Ex-Atty Says She Suffered Gender Bias

Squire Patton Boggs LLP said Thursday that it was "disappointed" a former international arbitration associate took to the social news website Reddit to say that she was a victim of gender discrimination at the firm and that she felt like she was “worth less as a lawyer” after having a baby.

3 Cost-Effective Cybersecurity Tips For Firms Big And Small

Hackers and cybercriminals see all lawyers, not just the deepest-pocketed global

law firms, as targets — a lesson one Texas solo learned when an attack on his firm sent malware to thousands — but experts say there are simple, cost-effective steps any firm can take to protect its reputation and data. Here, experts share ways all attorneys can shore up their online security.

Law360's Weekly Verdict: Legal Lions & Lambs

Some lawyers were predators this week and others were prey, with a group of plaintiffs attorneys topping the food chain by securing a $34 million jury verdict against R.J. Reynolds and Philip Morris, while Gibson Dunn and Winston & Strawn LLP were fed to the NFL for dinner when the Second Circuit reinstated New England Patriots quarterback Tom Brady's four-game suspension.

Nonlawyer Firm Ownership Lacks Traction Despite New Look

The American Bar Association has again waded into politically turbulent waters with a new look at loosening rules against firm ownership by nonlawyers, an effort critics said won't achieve the bar's stated goal of improving access to the legal system even if it can overcome strong opposition.

Obama Picks 8 For Federal Bench Positions

President Barack Obama on Thursday nominated four judges, a law professor, partners from Hogan Lovells and Jung & Sisco PA, and a member of the U.S. Commission on Civil Rights to federal judgeships in Florida, the District of Columbia, Colorado, North Carolina and Nevada.

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Faegre Baker
Fox Rothschild
Gibson Dunn
Gladstein Reif
Gordon & Doner
Gunster
Hogan Lovells
Jeffer Mangels
Jones Walker
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Klasko Immigration Law Partners
Kobre & Kim
Kozyak Tropin

McGuireWoods
Patterson Belknap
Pepper Hamilton
Reed Smith
Scheef & Stone
Sedgwick LLP
Shulman Rogers
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Venable LLP
Wachtell Lipton
Walton Lantaff

COMPANIES

Google Inc.
American Bar Association
AT&T Inc.
Center for Biological Diversity Inc.
Comcast Corporation
New York University
State Bar of Texas
Abbott Laboratories
Airbnb Inc.
Amazon.com Inc.
American Bankers Association
American Civil Liberties Union
American Council of Life Insurers
American Express Company
American Petroleum Institute Inc.
Amerisure Mutual Insurance Co.
Apple Inc.
CSX Corporation
CUNA Mutual Group
Carnival Corporation
Carolina Hurricanes
Centura Health Inc.
CenturyLink Inc.
Cisco Systems Inc.
Colorado Farm Bureau Mutual Insurance Co.
Consumer Bankers Association
Dell Inc.
Discover Financial Services
Facebook
Financial Services Roundtable
Ford Motor Company
Frontier Communications Corporation
Gilead Sciences Inc.
Grant Thornton LLP
Home Box Office Inc.
Independent Community Bankers of America

Insurance Services Office Inc.
International Association of Defense Counsel
Law Practice Consultants LLC
Lowe's Companies, Inc.
Lyft Inc.
MasterCard Incorporated
Morgan Stanley
Mortgage Bankers Association
Murray Energy Corp.
NFL Enterprises LLC
National Association of Federal Credit Unions Inc.
National Association of Insurance Commissioners
National Basketball Association
National Cable & Telecommunications Association
National Collegiate Athletic Association
National Football League Players Association
National Hockey League
National Wildlife Federation
New England Patriots
New York State Bar Association
Pennsylvania Bar Association
Philip Morris USA Inc.
Public Knowledge
QUALCOMM Incorporated
R.J. Reynolds Tobacco Co.
Radnor Holdings Corp.
Southern California Gas Co.
Southern Poverty Law Center
St. Jude Medical Inc.
State Farm
Time Warner Cable
Twitter Inc.
Uber Technologies Inc.
Verizon Communications
Visa Inc.
Washington Metropolitan Area Transit Authority
Wilmington Trust Corp.

GOVERNMENT AGENCIES
Federal Communications Commission
U.S. Supreme Court
Executive Office of the President
Securities and Exchange Commission
U.S. Department of Justice
Federal Bureau of Investigation
U.S. House of Representatives
Consumer Financial Protection Bureau
European Commission
U.S. Department of Transportation
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services

Government Accountability Office
U.S. Department of Energy
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Senate
Army Corps of Engineers
Bureau of Reclamation
Centers for Disease Control and Prevention
Enterprise Rancheria of Maidu Indians
Federal Emergency Management Agency
Federal Railroad Administration
Federal Transit Administration
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
National Highway Traffic Safety Administration
National Institutes of Health
National Labor Relations Board
National Transportation Safety Board
New York Attorney General's Office
North Fork Rancheria of Mono Indians
Office of the U.S. Trade Representative
Pipeline and Hazardous Materials Safety Administration
Port of Miami
Rural Utilities Service
U.S. Agency for International Development
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To: Zachary Bucher[zbucher@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 5/11/2017 4:50:17 PM
Subject: FW: LVCVA Public Hearing on the Budget
FY2018 Tentative Budget BOD Presentation.pptx

Please copy attached for me.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Rana Lacer [mailto:rlacer@lvcva.com]
Sent: Thursday, May 11, 2017 8:27 AM
To: Carolyn G. Goodman
Subject: RE: LVCVA Public Hearing on the Budget

I don't know if you still need it, but I remembered you asked for a copy of my budget presentation. File is attached, please let me know if I can share anything else.
All the best,
Rana

Rana Lacer, C.P.A., CGMA | Chief Financial Officer
Las Vegas Convention and Visitors Authority | **LVCVA.com**
T: 702-892-0711 | F: 702-892-7642 | Direct: 702-892-2990

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Wednesday, May 10, 2017 11:43 AM
To: Rana Lacer <rlacer@lvcva.com>
Subject: RE: LVCVA Public Hearing on the Budget

If plans change, I'll get back to you immediately.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Rana Lacer [mailto:rlacer@lvcva.com]
Sent: Wednesday, May 10, 2017 11:39 AM
To: Carolyn G. Goodman
Subject: RE: LVCVA Public Hearing on the Budget

We'll miss you ☺

Rana Lacer, C.P.A., CGMA | Chief Financial Officer
Las Vegas Convention and Visitors Authority | **LVCVA.com**
T: 702-892-0711 | F: 702-892-7642 | Direct: 702-892-2990

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]

Sent: Wednesday, May 10, 2017 11:01 AM
To: Courtney Lipski <clipski@lvcva.com>
Cc: Rana Lacer <rlacer@lvcva.com>; Commissioner Lawrence Weekly <lweekly@co.clark.nv.us>
Subject: RE: LVCVA Public Hearing on the Budget

I will be out-of-town (departing early Thursday for NYC) and thus miss this all-important meeting.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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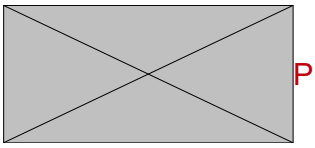
-----Original Appointment-----
From: Courtney Lipski [mailto:clipski@lvcva.com]
Sent: Wednesday, May 10, 2017 10:48 AM
To: Bill Noonan ; Cam Walker (Cam@camcwalker.com); Carolyn G. Goodman; Chuck Bowling; George Rapson; Gregory Lee (glee@eurekamesquite.com); John Lee; John Marz; John Marz (john.marz@cityofhenderson.com); Kristin McMillan; Larry Brown (lbrown@clarkcountynv.gov); Lawrence Weekly; Maurice Wooden (maurice.wooden@wynnlasvegas.com); Ricki Y. Barlow; Tom Jenkin
Cc: Andrea Day (Wooden); Candace Harrison (G. Lee) (charrison@eurekamesquite.com); Candy Redner (Bowling) (credner@mandalaybay.com); Chauntelle Popp (JLee); Cheryl Russo; Connie Dike (McMillan) (cdike@lvchamber.com); Donna Rainone (Brown) (dor@clarkcountynv.gov); Jan Peterson (Jenkin) (jpeterson@caesars.com); Joseph Mitchell; Joy Eastwood (Rapson) (jeastwood@mesquitenv.gov); Lorene Krumm (Walker) (lkrumm@bcnv.org); Michelle James (Noonan) (michellejames@boydgaming.com); Monique Perkins (Weekly) (mperkins@ClarkCountynv.gov); Robin Coon (Marz) (robin.coon@cityofhenderson.com); Tanya Jackson-Renter
Subject: LVCVA Public Hearing on the Budget
When: Thursday, May 18, 2017 11:00 AM-11:30 AM (UTC-08:00) Pacific Time (US & Canada).
Where: LVCC Board Room

This meeting is not expected to last longer than 30 minutes.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 12/1/2017 8:54:12 AM
Subject: SEC Ratifies ALJs To Conform With Appointments Clause



PUBLIC POLICY.

Friday, December 1, 2017

TOP NEWS

SEC Ratifies ALJs To Conform With Appointments Clause

The U.S. Securities and Exchange Commission on Thursday said it ratified appointments of its administrative law judges in an effort to settle the thorny issue of whether the hiring process of those judges violates the appointments clause of the Constitution. Read more »

Analysis

Justices May Hear Challenge To SEC Judges, But Not Go Far

The Trump administration this week gave the U.S. Supreme Court even more reason to decide the constitutionality of the U.S. Securities and Exchange Commission's administrative law judges when it reversed the government's position on the issue. But anyone hoping the justices will upend the federal government's use of in-house courts might be in store for disappointment, experts tell Law360. Read more »

Trump's 8th Circ. Pick Held Up Over Disclosure Delay

Late-released documents have threatened to trip up one of President Donald Trump's judicial nominees this week, as U.S. Senate Democrats raised concerns Thursday about having time to review what Eighth Circuit nominee Husch Blackwell LLP senior counsel L. Steven Grasz disclosed to the committee. Read more »

Mueller Strikes Deal Allowing Manafort Off House Arrest

Indicted former Trump campaign manager Paul Manafort has reached a deal with special counsel Robert Mueller's office for Manafort's release from house arrest in exchange for his pledging over $11 million in real estate to prevent him from fleeing, Manafort said in a court filing Thursday. Read more »

GOP Lawmakers Bemoan Injunctions They Used In Obama Era

Republican lawmakers took aim at the ability of federal district courts to halt government policy through the issuance of nationwide injunctions, saying on Thursday the practice, which was crucial in halting Obama-era policy initiatives, encourages forum shopping and vests excessive power in the hands of individual judges. Read more »

NRA Pushes For Recusal Of Fla. Supreme Court Justice

The National Rifle Association on Wednesday urged its members to request that Florida Supreme Court Justice Barbara Pariente recuse herself from a case in which liberal advocacy groups are challenging Gov. Rick Scott's authority to appoint the next three justices on the day he leaves office. Read more »

BANKING & SECURITIES

Trump Set To Tap Fifth Third Bank Exec As Next FDIC Chief

President Donald Trump announced Thursday he intends to nominate Fifth Third

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Dechert
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Downs Rachlin
Drummond Woodsum
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Katten Muchin
Kellogg Hansen

Bancorp. chief legal officer and corporate secretary Jelena McWilliams as the next chair of the Federal Deposit Insurance Corp., according to a White House statement. Read more »

Dodd-Frank Architects Stress Lawmaker Intent In CFPB Battle

Backers of a legal challenge to block Mick Mulvaney from leading the Consumer Financial Protection Bureau said Thursday that their fight is just beginning, with the two men who gave their names to the Dodd-Frank Act arguing that they purposely crafted the law to deny presidents the authority to appoint an acting director for the agency. Read more »

SEC Official Says More ICO Enforcement Actions Expected

A top U.S. Securities and Exchange official said Thursday that the agency expects to take additional enforcement actions regarding initial coin offerings, a new form of capital-raising based on the same technology that powers digital currency bitcoin that has largely been unregulated until recently. Read more »

ENERGY & ENVIRONMENTAL

House Passes Bill To OK Minnesota Wilderness Mining

The U.S. House of Representatives passed a bill Thursday that would mandate that the U.S. Forest Service renew copper sulfide mining leases in the Minnesota wilderness, over Democrats' criticisms that the mine would tarnish the area. Read more »

EPA, Enviros Clash On Timelines For Overdue Toxic Air Rules

A D.C. federal judge said Thursday she may ask for more information on the U.S. Environmental Protection Agency's available resources to help her sort out how much time is appropriate to update rules for toxic air pollutants that environmental groups sued to speed up. Read more »

EPA Keeps 2018 Renewable Fuel Standard Volumes Steady

The U.S. Environmental Protection Agency on Thursday said it will roughly keep the current volume of renewable fuels, such as ethanol, present in the U.S. gasoline supply steady through 2018 and keep the volume of biomass-based diesel steady through 2019. Read more »

Pa. DEP Releases Final Methane Rules For Oil, Gas Drillers

Pennsylvania's Department of Environmental Protection released final drafts Thursday of regulations aimed at reducing methane emissions from natural gas production, a move that came nearly two years after Gov. Tom Wolf said he wanted to make the state the national leader in curbing leakage of the greenhouse gas. Read more »

HEALTH & LIFE SCIENCES

FDA Chief Reveals New Openness To Quicker Drug Approvals

The U.S. Food and Drug Administration's chief on Thursday outlined new openness to clearing drugs based on tentative signs of health benefits, a move that could help patients with few treatment options but also lead to sales of ineffective medicines. Read more »

NJ Panel Advances Bill To Close Loophole For Opioid Access

A New Jersey Assembly panel on Thursday advanced legislation to close a "dangerous loophole" that lawmakers said allows opioid addicts to receive certain prescriptions in hospital emergency rooms without their medication history being checked on a statewide database. Read more »

Fla. Court Revives Hospitals' Medicaid Rate Challenges

A Florida appellate court Thursday revived 67 health care institutions' petitions

Kirkland & Ellis
Kobre & Kim
Kramer Levin
Linklaters
McKool Smith
Meyers Nave
Milbank Tweed
Morrison & Foerster
Nix Patterson
Norton Rose Fulbright
Parker Hudson
Paul Weiss
Podhurst Orseck
Proskauer Rose
Reed Smith
Robins Kaplan
Ropes & Gray
Rutledge Ecenia
Salon Marrow
Sedgwick LLP
Shearman & Sterling
Shutts & Bowen
Simpson Thacher
Skadden
Stempel Bennett
Stites & Harbison
Susman Godfrey
Vorys Sater
Weil Gotshal
Wiley Rein
Wilkinson Barker
Willkie Farr
Winston & Strawn

COMPANIES

American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
BASF SE
Barclays PLC
Center for Biological Diversity Inc.
Coinbase Inc.
Competitive Enterprise Institute
DTE Energy Company
Deutsche Bank AG
Environmental Defense Fund Inc.
Faculty Athletics Representatives Association
Fiesta Restaurant Group Inc.

challenging drastic cuts the state's Agency for Health Care Administration made to 2016-17 reimbursement rates for outpatient Medicaid care, finding the agency incorrectly deemed the challenges premature and moot. Read more »

Teladoc Drops Antitrust Suit Against Texas Med Board

Remote medical care provider Teladoc Inc. on Wednesday dropped its federal antitrust suit against the Texas Medical Board over rules requiring doctors to see patients face-to-face before providing services, months after a new state law was signed negating the rules. Read more »

MEDIA & ENTERTAINMENT

Tribes, Conn. Want DOI To Act On Gaming Compact Changes

Two tribes that own casinos in Connecticut joined the state in filing suit against the U.S. Department of the Interior on Wednesday is D.C. federal court, alleging that the federal government failed to take action by a prescribed deadline on an amendment to their tribal-state gaming compacts. Read more »

TRANSPORTATION & INFRASTRUCTURE

Nashville Using MLS Stadium To End State Fair, Suit Says

The government of Nashville is trying to shut down a state fair and related events by effectively giving away more than 60 acres of land, some of which is being set aside for a Major League Soccer stadium, counsel for the Tennessee nonprofit suing the government said Thursday. Read more »

EMPLOYMENT

Free Speech Irrelevant In AFL-CIO Exec's Firing, Judge Says

A New Jersey federal judge on Thursday trimmed claims from a former state AFL-CIO executive's suit alleging he was fired because he criticized a Morris County mayor's stance on immigration, ruling that free speech protections only shield against public actions, not private ones. Read more »

PRIVACY & CYBERSECURITY

Coinbase Must Give Info To IRS For Transactions Over $20K

A California federal judge on Wednesday handed the Internal Revenue Service a partial win in the agency's bid to seek records from Coinbase Inc., saying the virtual currency exchange must hand over information on accounts with transactions of greater than $20,000. Read more »

INTERNATIONAL TRADE

US Shreds G-20's Strategy To Combat Global Steel Glut

The Trump administration came out swinging against the Group of 20's collective effort to address the issue of excess steel capacity, bashing the leading rich and developing nations for offering only surface-level solutions to the problem and not being ambitious enough in their analysis. Read more »

Cozen O'Connor Prevails In Records Dispute Over Cuba Docs

Cozen O'Connor notched a victory on Wednesday as a Pennsylvania federal judge agreed that the U.S. Department of the Treasury's Office of Foreign Assets Control had failed to adequately respond to a request from the firm for information about how to secure a license to do business in Cuba. Read more »

Fifth Third Bancorp
Goldman Sachs Group Inc.
HBR Consulting LLC
Human Rights Campaign
Intellectual Ventures
International Association of Privacy Professionals
Jive Software Inc.
Johnson Matthey PLC
Lehman Brothers Holdings Inc.
MGM Resorts International
Major League Soccer LLC
Merck & Co Inc.
Mohegan Sun
Mount Sinai Hospital
National Association of Realtors
National Rifle Association of America
News Corp.
North American Securities Administrators Association
Orlando Health Inc.
PhRMA
PolyMet Mining Corp.
Sierra Club
Teladoc Inc.
Thomson Reuters Corporation
Toys "R" Us Inc.
UBS AG
Uber Technologies Inc.
United States Steel Corporation
Wells Fargo & Co.
Widex AS
Workday Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Land Management
Committee on Foreign Investment in the United States
Congressional Budget Office
Congressional Research Service
Consumer Financial Protection Bureau
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Agency for Health Care

TAX

Tax Reform Will Be Hard To Carry Out, IRS Official Says

Citing dwindling employment numbers and a short timetable, a top Internal Revenue Service official said Thursday that implementing the tax reform package nearing passage in Congress will be “a heavy lift.” Read more »

GOP Tax Bill Hits Snags In Senate Over Deficit Concerns

The Republican tax cut bill hit multiple roadblocks in the Senate on Thursday after provisions added to win the support of fiscal conservatives were found to violate the chamber's procedural rules and a highly anticipated analysis showed that the limited economic growth spurred by the measure would not offset the cost of the proposed tax reductions. Read more »

House Tax Bill May Have Domino Effect On Affordable Housing

The tax bill in the U.S. House of Representatives would eliminate the tax-exempt bonds that have been crucial to getting affordable housing financed, and the change could also have a broader domino effect that lawmakers may not have been aware of when they drafted the bill, lawyers say. Read more »

OECD Issues Specific Reporting Guidance For Multinationals

The Organization for Economic Cooperation and Development on Thursday released its latest round of guidance for multinational companies that are required to file financial and tax information for each country they operate in, this time focusing on specific accounting-related issues and definitions. Read more »

EU Seeks To Tackle VAT Fraud By Sharing Cross-Border Info

The European Commission on Thursday introduced new measures that it said would help close communication gaps between tax authorities and law enforcement bodies so they can better combat cross-border transactions suspected of leading to value-added tax fraud. Read more »

Loss Of SALT Deduction Would Hurt Home Values: Realtors

New research by the country’s largest real estate industry group showed that the impact of eliminating or capping deductions for state and local income, property and sales taxes, as envisioned in legislation making its way through Congress, could be worse than originally expected. Read more »

IMMIGRATION

Trump Urges High Court To Remove Blocks On Travel Ban

The Trump administration has urged the U.S. Supreme Court to pause orders by lower courts that put the brakes on the third iteration of the president’s proposed travel ban for nationals of several predominantly Muslim countries into the U.S., arguing that the latest version overcomes various legal hurdles raised by its challengers. Read more »

NATIVE AMERICAN

Senate Passes Bills Aimed At Tribal Energy, Job Issues

The Senate moved nine Native American bills through the chamber by unanimous consent on Thursday, advancing a string of measures that aim to improve tribal issues ranging from energy development to language education. Read more »

PEOPLE

Ex-NJ Gov.'s Firm Renamed As Partner Joins New Gov.'s Team

- Administration
- Food and Drug Administration
- Internal Revenue Service
- International Trade Commission
- Judicial Conference of the United States
- Mashantucket Pequot Tribal Nation
- National Labor Relations Board
- Nuclear Regulatory Commission
- Office of Foreign Assets Control
- Office of the Comptroller of the Currency
- Office of the U.S. Trade Representative
- Securities and Exchange Commission
- Social Security Administration
- U.S. Air Force
- U.S. Attorney's Office
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of the Interior
- U.S. Department of the Treasury
- U.S. Environmental Protection Agency
- U.S. Forest Service
- U.S. House Committee on Energy and Commerce
- U.S. House of Representatives
- U.S. Senate
- U.S. Supreme Court
- United States District Court for the Eastern District of Pennsylvania
- Vermont Department of Financial Regulation
- World Trade Organization

The firm co-founded by former New Jersey Gov. James J. Florio on Wednesday announced a restructuring and name change, with a different partner on the marquee, after the departure of a name partner for Gov.-elect Phil Murphy's transition team. Read more »

EXPERT ANALYSIS

Are Private Sector WTO Litigators At Risk Under Logan Act?

Renewed interest in our national security laws, and particularly their restraints on U.S. citizen engagement with foreign governments, suggests that U.S. lawyers would be wise to evaluate the risks associated with the Logan Act before representing foreign governments in disputes against the U.S. government before foreign tribunals, say members of Wiley Rein LLP. Read more »

The Future Of Foreign Direct Investments In The EU

Until recently, there has not been any regulation harmonizing control toward foreign direct investments at the European Union level. However, a proposal introduced in September may be an appropriate first step toward developing an adapted, cohesive regime regarding foreign investments, say Isabelle MacElhone and Samantha Chavane de Dalmassy of Reed Smith LLP. Read more »

The Billing Evolution: How Far Along Is Your Firm?

In a recent study, 20 out of 25 law firms surveyed have made billing process improvement a top priority for 2018. Firms can foster consistency and increase efficiency at all stages of their billing cycle by focusing on a few specific procedures, say Sharon Quaintance and Christine Indiano at HBR Consulting. Read more »

LEGAL INDUSTRY

Analysis

Milbank Team Defeats Death Sentence In Murder Case

Milbank Tweed Hadley & McCloy LLP attorneys have secured a pro bono victory crushing the death sentence of a man they believe is innocent and who has served 30 years on death row for the rape and murder of a child, allowing them to continue their fight for his exoneration. Read more »

Ex-Akin Gump Atty Pleads Guilty In DOJ Suit-Selling Case

A former partner at Akin Gump Strauss Hauer & Feld LLP pled guilty in California federal court Wednesday to charges that he stole a sealed government complaint while still employed with the U.S. Department of Justice and tried to sell the information to a cybersecurity company then under investigation. Read more »

BigLaw Continues To Follow Cravath On Associate Bonuses

More BigLaw firms will dole out end-of-year bonuses to U.S. associates, ranging from $15,000 to $100,000, in accordance with the scale established years ago and upheld on Monday by Cravath Swaine & Moore LLP. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Morrison & Foerster LLP has earned the spot of top legal lion over the past two weeks, winning a Federal Circuit decision reviving a BASF patent related to catalytic converters, while Uber's deputy general counsel ended up on the legal lambs list after a judge blamed her for delaying the company's trade secrets litigation with Waymo. Read more »

The Top In-House Hires Of November

November's notable legal department hires include new general counsels at Barclays, the National Labor Relations Board and Deutsche Bank. Read more »

10 Tips For Effective Practice Before The 5th Circ.

The Fifth Circuit is among the busiest federal circuit courts in the country. What can you do to increase your chances of reaching oral argument? And if given the

opportunity, how can you present a persuasive argument? Former Fifth Circuit clerk Justin Woodard, an associate at Jones Walker LLP, shares some advice. Read more »

Fla. Judicial Panel Offers Sens. 10 Names For District Seats

Florida's federal judicial nominating commission on Wednesday sent the state's U.S. senators the names of 10 candidates — including seven state court judges and an acting U.S. attorney — for the five vacancies on the bench of the Southern District of Florida. Read more »

Series

What I Learned In My 1st Year: Seeing The Big Picture

When I started at the law firm where I still practice today, I discovered that very often the task at hand required not my razor-sharp analysis of the law, but my ability to read the motivations and meet the needs and expectations of actual human beings — whether through intellect, instinct, intuition or personal experience, says John Bartlett of Stites & Harbison PLLC. Read more »

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Cadwalader Wickersham
Clifford Chance
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Cravath Swaine
Damian & Valori
Davis Polk
Debevoise & Plimpton
Dechert
Dentons
Doar Rieck
Downs Rachlin
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Duane Morris
Earthjustice
Florio Perrucci
Gibson Dunn
Goodwin
Gupta Wessler
Holland & Knight
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Jones Walker
Katten Muchin
Kellogg Hansen
Kirkland & Ellis
Kobre & Kim
Kramer Levin
Linklaters
McKool Smith
Meyers Nave
Nix Patterson
Norton Rose Fulbright
Parker Hudson
Paul Weiss
Podhurst Orseck
Proskauer Rose
Reed Smith
Robins Kaplan
Ropes & Gray
Rutledge Ecenia
Salon Marrow
Sedgwick LLP
Shearman & Sterling
Shutts & Bowen
Simpson Thacher
Skadden
Stempel Bennett
Stites & Harbison
Susman Godfrey
Vorys Sater
Weil Gotshal
Wiley Rein
Wilkinson Barker
Willkie Farr

COMPANIES

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Sierra Club
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
American Petroleum Institute Inc.
BASF SE
Barclays PLC
Center for Biological Diversity Inc.
Coinbase Inc.
Competitive Enterprise Institute
DTE Energy Company
Deutsche Bank AG
Environmental Defense Fund Inc.
Faculty Athletics Representatives Association

Fiesta Restaurant Group Inc.
Fifth Third Bancorp
Goldman Sachs Group Inc.
HBR Consulting LLC
Human Rights Campaign
Intellectual Ventures
International Association of Privacy Professionals
Jive Software Inc.
Johnson Matthey PLC
Lehman Brothers Holdings Inc.
MGM Resorts International
Major League Soccer LLC
Mohegan Sun
Mount Sinai Hospital
National Association of Realtors
National Rifle Association of America
News Corp.
North American Securities Administrators Association
Orlando Health Inc.
PhRMA
PolyMet Mining Corp.
Teladoc Inc.
Thomson Reuters Corporation
Toys "R" Us Inc.
UBS AG
Uber Technologies Inc.
United States Steel Corporation
Wells Fargo & Co.
Widex AS
Workday Inc.

GOVERNMENT AGENCIES
U.S. Department of Justice
U.S. Supreme Court
European Union
Internal Revenue Service
Securities and Exchange Commission
U.S. Senate
Consumer Financial Protection Bureau
European Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Office of the U.S. Trade Representative
U.S. Environmental Protection Agency
U.S. House of Representatives
Bureau of Indian Affairs
Bureau of Land Management
Committee on Foreign Investment in the United States
Congressional Budget Office
Congressional Research Service
Federal Bureau of Investigation

Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Florida Agency for Health Care Administration
Food and Drug Administration
International Trade Commission
Judicial Conference of the United States
Mashantucket Pequot Tribal Nation
National Labor Relations Board
Nuclear Regulatory Commission
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Social Security Administration
U.S. Air Force
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Forest Service
U.S. House Committee on Energy and Commerce
United States District Court for the Eastern District of Pennsylvania
Vermont Department of Financial Regulation
World Trade Organization

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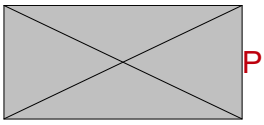
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 8/31/2016 8:21:49 AM
Subject: [Marketing Mail] DHS To Review Ending Privately Run Immigrant Detention



PUBLIC POLICY

Wednesday, August 31, 2016

TOP NEWS

DHS To Review Ending Privately Run Immigrant Detention

The head of the U.S. Department of Homeland Security on Monday called for a subcommittee to review whether the federal agency should follow the U.S. Department of Justice's lead on prisons and eliminate the use of privately owned immigration detention centers.

BLM Tweaks Auction Regs Ahead Of Landmark Internet Sale

The Bureau of Land Management on Tuesday announced changes to its oil and gas lease auction rules to allow for online bidders, paving the way for the bureau's first online lease auction since Congress authorized internet auctions in 2015.

NJ Gov. Chris Christie Vetoes $15 Minimum Wage Bill

New Jersey Gov. Chris Christie on Tuesday vetoed legislation that would have gradually raised the state's minimum wage to $15 an hour over the next five years, claiming the measure would hurt small businesses, undermine a 3-year-old ballot referendum and undo his own economic policy.

IRS Expands Definition Of REIT-Qualifying Assets

The IRS has finalized a new rule expanding the types of assets that real estate investment trusts can acquire in order to maintain their advantageous tax status, providing certainty to an area that for decades had been decided on a case-by-case basis.

Former Ill. Gov. Proposes 'Pristine' Redistricting Plan

Former Illinois Gov. Pat Quinn unveiled a plan Tuesday to overhaul the way legislative district maps are drawn, just days after the Illinois Supreme Court took the air out of a citizen-led proposal to do the same.

Clerk Who Wore Judge's Robes, Ruled On Cases Fired

A Cook County Circuit Court law clerk who donned a judge's robes and ruled on two cases from the bench earlier this month has been fired, the chief judge's office announced Tuesday.

ANALYSIS

Apple's $14.5B Irish Tax Bill Could Be Wiped In Court

The European Commission's conclusion that Apple owes Ireland €13 billion ($14.5 billion) in unpaid taxes since 2003 is sure to cause panic among U.S. businesses with similar transfer pricing structures in European Union countries, but experts say there are strong legal grounds to challenge the validity of Tuesday's ruling.

3 Questions About The DOT's New Speed-Limiter Rule

The U.S. Department of Transportation's new proposed rule requiring speed-limiting devices on heavy-duty trucks aims to reduce accidents and highway fatalities and

LAW FIRMS

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BuckleySandler
Cadwalader Wickersham
Caulkins & Bruce
Covington & Burling
DLA Piper
Earthjustice
Epstein Becker Green
Fisher Phillips
Ford & Harrison
Fox Rothschild
Gladstein Reif
Gordon & Rees
Greenberg Traurig
Hall Estill
Jeffer Mangels
King & Spalding
Littler Mendelson
Locke Lord
Manning & Kass
McNicholas & McNicholas
Miller Shakman
Morgan Lewis
Morrison & Foerster
Quinn Emanuel
Reed Smith
Richards Kibbe
Riker Danzig
Scopelitis Garvin
Skadden
Strasburger & Price
Vedder Price
Wachtell Lipton
WilmerHale

cut carriers' fuel costs, but experts say the suggested regulations still leave several key issues unresolved. Here are three questions attorneys will want the answers to as the rule takes shape.

BANKING & SECURITIES

Feds Seek To Quell Banks' Anti-Money Laundering Fears

The U.S. government on Tuesday attempted to allay fears that it has a “zero tolerance” approach to anti-money laundering and sanctions enforcement in an apparent bid to convince U.S. banks not to cut off vital relationships that give foreign counterparts access to the global financial system.

Report On Post-Volcker Rules Coming Soon, FDIC Chief Says

The banking industry should prepare itself to see what federal banking regulators intend to do after completing their Dodd-Frank Act-mandated rules to put more controls on risky activities by financial institutions, a top official said Tuesday.

SEC Hands Ex-Monsanto Exec $22M For Accounting Fraud Tip

The U.S. Securities and Exchange Commission granted a $22.4 million award to a former Monsanto Co. financial executive for reporting alleged accounting fraud around the agribusiness giant's Roundup weed killer, a lawyer for the whistleblower said on Tuesday.

ENERGY & ENVIRONMENTAL

DLA Piper Partner Fined, Resigns Over Party For NYC Mayor

A DLA Piper partner appointed to the New York City Water Board resigned from his position and received a fine of $1,000 for hosting a campaign fundraiser and birthday party event for New York City Mayor Bill de Blasio, New York’s Conflicts of Interest Board announced Tuesday.

Enviros Defend EPA's Startup, Shutdown Changes At DC Circ.

The Sierra Club and other groups on Monday urged the D.C. Circuit not to strike down the U.S. Environmental Protection Agency's requirement that 36 states revise emissions exemptions related to startup, shutdown and malfunction events at power plants and other facilities.

EPA OIG Starts Drinking Water Oversight Investigation

The U.S. Environmental Protection Agency’s internal watchdog said Monday it is beginning an investigation into the EPA’s safe drinking water monitoring program, a move that comes on the heels of a lead-tainted drinking water crisis in Flint, Michigan.

HEALTH & LIFE SCIENCES

FDA Clears Sandoz Biosimilar Of Amgen's Enbrel

The U.S. Food and Drug Administration on Tuesday approved Sandoz Inc.’s biosimilar for Amgen Inc.’s immunosuppressant Enbrel to treat certain types of arthritis and psoriasis, bringing the number of biosimilars the agency has approved to three.

TRANSPORTATION & INFRASTRUCTURE

Texas Political Sign Regulation Limits Speech, Court Rules

Texas is contemplating its next step after a state appeals court struck down portions of a law that allowed the state to regulate signs along the highway on Friday, holding that parts of the Texas Highway Beautification Act of 1972 dealing with political

COMPANIES

AbbVie Inc.
Amazon.com Inc.
American Board of Trial Advocates
American College of Trial Lawyers
American Trucking Associations Inc.
Amgen Inc.
Apple Inc.
Associated Press
Association of Corporate Counsel
Bank of America Corporation
C&S Wholesale Grocers
Celltrion Inc.
CenturyLink Inc.
Consolidated Communications Holdings, Inc.
Deloitte Touche
Deutsche Bank AG
Faculty Athletics Representatives Association
FairPoint Communications Inc.
Fiat Chrysler Automobiles NV
Frontier Communications Corporation
HSBC Holdings PLC
Illinois Transportation Trade Association
JPMorgan Chase & Co.
Legal Services of New Jersey
Lehman Brothers Holdings Inc.
Lyft Inc.
McDonald's Corporation
Merck & Co Inc.
Monsanto Company
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
Nokia Corporation
Novartis AG
Office Depot Inc.
Pfizer Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Staples, Inc.
Starbucks Corporation
State Street Corp.
The Bank of New York Mellon Corporation
Twitter Inc.

signs restricts free speech in violation of the First Amendment.

EMPLOYMENT

Hirozawa's NLRB Tenure Remembered For Progressive Action

National Labor Relations Board member Kent Y. Hirozawa exited his post this weekend, ending a three-year tenure filled with major decisions that have left an imprint on labor law, punctuated with a ruling that student assistants at private universities can unionize.

COMPETITION

FTC Taps Deputy Litigator As Chief Trial Cousel

Deputy chief trial counsel Charles A. Loughlin will ascend to the role of chief trial counsel at the U.S. Federal Trade Commission's later this week, filling the vacancy created by the departure of Tara Reinhart, the agency said Tuesday.

Philly Cab Cos. Sue City Over Uber, Lyft 'Favoritism'

A coalition comprising about 80 percent of Philadelphia's licensed taxicabs and dispatchers filed a complaint against the Philadelphia Parking Authority in Pennsylvania federal court, claiming that its regulatory favoritism toward so-called transportation network companies such as Uber Technologies Inc. and Lyft Inc. has put traditional cab companies on the path to bankruptcy.

Chicago Taxi Cos. Ask 7th Circ. For Injunction In Uber Fight

A group of Chicago taxi industry stakeholders asked the Seventh Circuit on Monday for an injunction against laws that some taxi drivers assert unfairly favor Uber and other ride-hailing platforms, saying they have adequately shown they have been irreparably harmed because the drivers for the ride-hailing apps haven't been forced to adhere to the same rules governing cabs.

INTERNATIONAL TRADE

Storm Clouds Surround EU-US Trade Pact As France Balks

French government officials cast a skeptical tone about the potential to reach an ambitious trade accord between the U.S. and European Union in the near future, with the country's trade minister on Tuesday going so far as to call for an immediate halt to the three-year negotiating effort.

CBP Continues March Toward Entirely Digital Trade System

U.S. Customs and Border Protection on Tuesday forged ahead with its multiyear campaign to modernize the submission of data for shipments across the nation's borders, requiring all duty drawback and duty deferral processes to be carried out through its single electronic portal.

TAX

Supreme Court Is Asked To Review Colo.'s 'Amazon Tax' Law

The Direct Marketing Association has asked the U.S. Supreme Court to hear its appeal of a decision affirming Colorado's tax reporting obligations for out-of-state sellers, arguing Monday that the Tenth Circuit's ruling fails to hold the state law to strict scrutiny intended to prevent discrimination against interstate commerce.

Apple Ordered To Pay $14.5B In Back Taxes To Ireland

Apple has been ordered to pay up to €13 billion ($14.5 billion) in back taxes, plus interest, to Ireland after the European Commission found the software giant had received illegal state aid, according to a statement released Tuesday.

Uber Technologies Inc.
Verizon Communications
Wells Fargo & Co.
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Land Management
Bureau of Ocean Energy Management
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
European Commission
Federal Aviation Administration
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Motor Carrier Safety Administration
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Illinois Supreme Court
Internal Revenue Service
International Monetary Fund
National Credit Union Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Security Agency
New York State Department of Financial Services
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Securities and Exchange Commission
Texas Attorney General's Office
Texas Department of Transportation
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior

TELECOMMUNICATIONS

DC Circ. Tosses LPTV Challenge To Spectrum Auction

The D.C. Circuit nixed a challenge brought by low-power television broadcasters against a Federal Communications Commission decision to repurpose their spectrum in the ongoing incentive auction, finding Tuesday that the LPTVs had been subject to displacement by wireless licensees “long before” the auction.

Alternative Biz Data Regs Proposal Self-Serving, FCC Told

A group of midsize incumbent local exchange carriers including CenturyLink and Frontier on Monday blasted a business data services rate regulation proposal from Verizon and trade group INCOMPAS that it assailed as self-serving rather than any kind of compromise.

PEOPLE

Bruce Beemer Confirmed As New Pa. AG

The Pennsylvania Senate voted unanimously on Tuesday to confirm Bruce Beemer to take over as the state’s new attorney general, replacing Kathleen Kane, who resigned earlier this month on the heels of her perjury conviction.

EXPERT ANALYSIS

What To Know About New Fair Pay And Safe Workplaces Rule

The recently released Fair Pay and Safe Workplaces rule will become effective and begin phase-in on Oct. 25, 2016, and will affect most current and future government contractors and subcontractors with contracts valued at more than $500,000. Attorneys at Arnold & Porter LLP highlight some of the key changes.

Where's The E-Sign? A Primer On Electronic Signature Laws

Understanding the history and intricacies behind electronic signature laws can be difficult due to overlap between the Electronic Signatures in Global and National Commerce Act and the Uniform Electronic Transaction Act. Brian Casey of Locke Lord LLP explains the differences between the laws and answers some of the questions they have raised.

REBUTTAL: Establishing Standards And Norms In Mediation

A recent Law360 guest article asks whether by signing a mediation confidentiality agreement a lawyer surrenders the power to protect his client against inappropriate mediation conduct. The short response to this concern is that parties to a mediation should refuse to execute such an agreement that removes all future recourse against the mediator, no matter how egregious the mediator’s actions, says William Ruskin of Gordon Rees Scully Mansukhani LLP.

Foreign Agents Registration Act May Be At A Tipping Point

The Foreign Agents Registration Act — an obscure, sweeping, 80-year-old federal criminal statute that requires certain individuals and companies acting on behalf of foreign principals to register with the U.S. Department of Justice and file reports — has rocketed to national headlines. The story of former Donald Trump campaign chairman Paul Manafort falls squarely within a pattern of increased enforcement interest, say attorneys with Covington & Burling LLP.

LEGAL INDUSTRY

6 Traits Of The Most-Loved Law Firm Leaders

While it's a worthwhile endeavor to try to tease out the common qualities of admired law firm leaders, reliable templates remain elusive because if there's one thing great leaders can be counted on to do, it’s break the mold. Here, attorneys and law firm leaders share their thoughts about the qualities of leaders who inspire greatness.

U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
U.S. Uniform Law Commission
World Bank Group

Law Firms Push Work In-House As Rates Climb

Banks that lend money to law firms published two reports this month that concluded firms have hiked rates as demand for legal services wanes, a strategy for revenue growth that experts say will likely push more work in-house, further hurting demand for legal services.

ITC Slaps Quinn For 'Vast' Document Failures In Tech Row

The “vast extent” of Quinn Emanuel Urquhart & Sullivan LLP’s improper disclosures of a confidential expert report and breaches to a protective order in a smartphone patent and trade battle between Apple Inc. and Samsung Electronics Co. call for an official reprimand, the International Trade Commission said Tuesday.

Use Jury Panels To Keep Tabs On Judicial Bias, Paper Says

The use of mini-juries alongside elected judges during pretrial decisions would provide a much-needed method of monitoring a system biased toward judicial campaign donors and decisions that favor judges' re-election, a new paper published by the Social Science Research Network says.

DC Court Pushed To Loosen Up In-House Atty Pro Bono Rules

The Association of Corporate Counsel is pushing the D.C. Court of Appeals to remove certain restrictions on the pro-bono work of in-house attorneys, arguing they are unnecessary and only serve to limit the amount of pro bono work done by lawyers.

Ill. Woman Cops To Theft In $7M Vedder Price Scam

This sister of a longtime Vedder Price PC office manager charged with running an elaborate embezzlement scheme that drained more than $7 million from firm coffers pled guilty to theft and was sentenced to nearly a year in jail, according to Illinois state court officials.

Rainmaker Q&A: FordHarrison's Sarah Pierce Wimberly

I read far too many attorney biographies in my practice that convey the same thing, an “expertise” in everything. But that makes it challenging for an aspiring rainmaker to differentiate herself to clients and prospects. Expertise naturally leads to a certain level of confidence, and confidence makes it easier to go after the work, says Sarah Pierce Wimberly, leader of the airline employment practice at FordHarrison LLP.

Rainmaker Q&A: Patrick McNicholas

The way I look at it, you’re never really making a pitch. You are entering into a potential relationship. Credibility is king. You must be in command of the facts of that client’s particular situation and in command of the law that’s going to govern that client’s issue, says Patrick McNicholas, a partner with McNicholas & McNicholas LLP.

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McNicholas & McNicholas
Miller Shakman
Morgan Lewis
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American College of Trial Lawyers
American Trucking Associations Inc.
Amgen Inc.
Associated Press
Association of Corporate Counsel
Bank of America Corporation
C&S Wholesale Grocers
Celltrion Inc.
CenturyLink Inc.
Consolidated Communications Holdings, Inc.
Deloitte Touche

Deutsche Bank AG
Faculty Athletics Representatives Association
FairPoint Communications Inc.
Frontier Communications Corporation
HSBC Holdings PLC
Illinois Transportation Trade Association
Legal Services of New Jersey
Lehman Brothers Holdings Inc.
Merck & Co Inc.
Monsanto Company
Natural Resources Defense Council
New York City Bar Association
New York Times Co.
Nokia Corporation
Novartis AG
Office Depot Inc.
Pfizer Inc.
Samsung Electronics Co. Ltd.
Sierra Club
Staples, Inc.
State Street Corp.
The Bank of New York Mellon Corporation
Twitter Inc.
Uber Technologies Inc.
Verizon Communications
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
European Commission
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Illinois Supreme Court
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Department of the Treasury
U.S. Environmental Protection Agency
Bureau of Land Management
Bureau of Ocean Energy Management
Commodity Futures Trading Commission
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Motor Carrier Safety Administration
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Internal Revenue Service

International Monetary Fund
National Credit Union Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Security Agency
New York State Department of Financial Services
Texas Attorney General's Office
Texas Department of Transportation
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Labor
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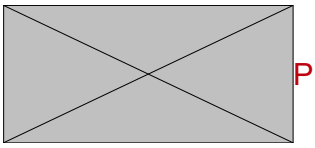
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 6/18/2018 7:51:15 AM
Subject: The Best Firms For Minority Attorneys



PUBLIC POLICY.

Monday, June 18, 2018

DIVERSITY SNAPSHOT

The Best Firms For Minority Attorneys

While U.S. law firms have long vowed to make their ranks more diverse and inclusive, the industry has long failed to deliver on those promises. Here are the firms making some headway, according to this year's Diversity Snapshot. Read more »

Law360's Diversity Snapshot: By The Numbers

Efforts to increase diversity have again yielded few meaningful changes in law firm demographics, according to Law360's annual headcount survey, even as law schools continue to enroll students of color in increasing numbers. Read more »

Minority Lawyers On Why They Left BigLaw

Despite the proliferation of diversity committees and inclusion initiatives, corporate law firms remain overwhelmingly white and male, especially at leadership levels. Here, minority attorneys discuss their reasons for leaving a large firm. Read more »

Taking On The 'Petri Dish' Of BigLaw Bias

The often-informal processes for deciding matters like compensation at law firms can create, as one expert put it, a "petri dish" for the effects of unconscious bias. Here's how some firms are looking to shake up the system. Read more »

Podcast

Law360's Pro Say: What BigLaw Should Do About Diversity

For years law firms have had programs aimed at increasing attorney diversity, but nothing is working. On this week's Pro Say podcast we take a look at our latest survey of diversity at law firms, and unpack what experts say are the things that could actually move the needle on this issue. Read more »

TOP NEWS

3 High Court Justices Dump Some, But Not All, Of Their Stock

The amount of individual stock held in public companies by U.S. Supreme Court justices declined once again in 2017, but three members of the high court's bench still combine to hold shares in more than 40 entities, according to an analysis of financial disclosures released Thursday by watchdog group Fix the Court. Read more »

Analysis

EPA Cost-Benefit Review Signals Big Concessions To Industry

The U.S. Environmental Protection Agency recently said it is considering altering its approach to regulatory cost-benefit analyses to reflect industry groups' concerns that the process is weighted against them, something experts say would be tough to implement as a one-size-fits-all rule and would surely invite legal challenges from environmental and other public interest groups. Read more »

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Cravath Swaine
DLA Piper
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Dickinson Wright
Drinker Biddle
Duane Morris
Epstein Becker Green
Fisher Phillips
Fletcher Heald
Fortney & Scott
Fragomen Del Rey
Freshfields
Fried Frank
Gibson Dunn
Goodwin
GrayRobinson
Greenberg Traurig
Haynes and Boone
Hogan Lovells
Holland & Hart
Holland & Knight
Holwell Shuster
Honigman Miller

EPA, Corps Close To Clean Water Rule Replacement Proposal

The U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers moved closer on Friday to officially proposing a replacement for a controversial Obama-era rule defining the Clean Water Act's reach. Read more »

Association Health Plan Rule Almost Ready For Prime Time

Twenty Republican senators encouraged the U.S. Department of Labor on Friday to pull the trigger on a rule allowing small businesses to band together to create employee health plans, urging the agency to publish the finished rule now that the White House Office of Management and Budget has approved it. Read more »

FTC Backs Flexible Approach To Regulating Internet Of Things

The Federal Trade Commission on Friday weighed in on the Consumer Product Safety Commission's efforts to better understand the emerging world of internet-connected devices, cautioning that any new standards should be flexible and publicly accessible and urging the CPSC not to overlook the link between poor security practices and potential safety risks. Read more »

BANKING & SECURITIES

Fed Board OKs Credit Exposure Limits For Big Banks

The Federal Reserve Board signed off Thursday on a rule that puts caps on how much credit big banks can extend to one another, finalizing a proposal that has been years in the making and is aimed at reducing the risk of one firm's distress spreading throughout the financial system. Read more »

Fiduciary Rule's End Leads Merrill Lynch To Review IRA Policy

Merrill Lynch is reviewing its policies and procedures, including a ban on commission-based individual retirement accounts, that were implemented in response to the U.S. Department of Labor's Obama-era fiduciary rule, the company announced to its financial advisers Friday. Read more »

HEALTH & LIFE SCIENCES

House OKs Tougher Rules For Illegal Drug Analogues

The U.S. House of Representatives has voted to crack down on synthetic analogues for illegal drugs, passing a bill Friday that would give the Drug Enforcement Administration more ability to schedule and ban drugs engineered to closely mimic existing illegal substances. Read more »

Walgreens' Dual Role Helped Spur Ky. Opioid Crisis, AG Says

Walgreens helped spread unneeded opioids throughout Kentucky as both pharmacy chain and distributor, the state's attorney general said in a lawsuit filed Thursday, allegedly cultivating a public health nightmare that has killed Kentuckians, defrauded Medicaid and spurred an armed-robbery epidemic. Read more »

Health Hires: Honigman, Arnold & Porter, GrayRobinson

Honigman Miller Schwartz and Cohn LLP has named a health care fraud pro to co-chair its white collar practice, Arnold & Porter has scored an attorney fresh out of the U.S. Food and Drug Administration, and another health expert has joined GrayRobinson PA. Read more »

IP & TECHNOLOGY

Senate, House Bills Would Set $3.4B In USPTO Funding

The U.S. Senate Appropriations Committee on Thursday cleared a bill that would let the U.S. Patent and Trademark Office spend up to $3.37 billion in the 2019 fiscal year, matching a bill passed by the committee's counterpart in the U.S. House of

Houston Harbaugh
Hughes Hubbard
Ice Miller
Irell & Manella
Jeffer Mangels
Jones Day
K&L Gates
Katten Muchin
King & Spalding
Kirkland & Ellis
Latham & Watkins
LeClairRyan
Mayer Brown
McDermott Will
Milbank Tweed
Miller & Chevalier
Morris Manning
Munger Tolles
O'Melveny & Myers
Ogletree Deakins
Paul Weiss
Proskauer Rose
Quinn Emanuel
Reed Smith
Ropes & Gray
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Sidley Austin
Simpson Thacher
Skadden
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AARP Inc.
ASUSTeK Computer Inc.
AT&T Inc.
Adobe Systems Incorporated
Aequitas Capital Management Inc.
Airbnb Inc.
Alaska Communications Systems Group, Inc.
Alion Science and Technology Corp.
Amazon.com Inc.
American Bar Association
AmerisourceBergen Corporation
Apple Inc.

Representatives in May. Read more »

TRANSPORTATION & INFRASTRUCTURE

DOT Tells DC Circ. Suit On Wheelchair Rule Delay Is Untimely

The U.S. Department of Transportation urged the D.C. Circuit to reject the Paralyzed Veterans of America's challenge to the agency's decision to delay until 2019 a new airline reporting requirement for mishandled checked baggage, including checked wheelchairs and scooters, saying Thursday the petition is untimely. Read more »

REAL ESTATE

Airbnb Loses Free Speech Challenge To Rental Ordinance

A California federal judge on Thursday echoed his previous ruling against Airbnb Inc. and HomeAway.com Inc. in dismissing the case and constitutional challenges to a Santa Monica city ordinance that bans unregistered short-term rentals. Read more »

EMPLOYMENT

Female Attys Take To Twitter As Senate Looks At Harassment

Female lawyers took to Twitter this week to share experiences of sexual harassment in their professional lives after a Senate Judiciary Committee hearing on such harassment in U.S. courts. Read more »

AEROSPACE & DEFENSE

Trump Can't Freeze Transgender Troops Ruling During Appeal

A Washington federal judge on Friday declined to pause her ruling enjoining the Trump administration's policy barring transgender people from military service while the president appeals to the Ninth Circuit. Read more »

INTERNATIONAL TRADE

Analysis

Trump Throws A Curve With Two-Pronged Tariff Approach

President Donald Trump's decision to impose punitive tariffs on Chinese technology in a squabble over intellectual property policy arrived with a wrinkle as the administration primed one set of duties for July while keeping another batch for the future, adding a new layer of intrigue to the sprawling trade fight. Read more »

Trump Wallops China With Tariffs As IP Brawl Boils Over

President Donald Trump moved ahead Friday with tariffs that will eventually cover about $50 billion worth of Chinese goods as punishment for the nation's restrictive intellectual property rules, targeting touch screens, steel components, medical devices and scores of other items in an escalating trade battle. Read more »

TAX

Interview

EU's $5.5B Tax Break Helps E-Book Sector, Moscovici Says

A proposed European Union value-added tax break that could mainly benefit big web platforms shows the bloc is not out to get U.S. digital firms, European Tax Commissioner Pierre Moscovici told Law360 in an exclusive interview, despite his stated aim to increase the tax take from the digital sector. Read more »

Applegate Farms LLC
Bank of America Corporation
Becton Dickinson and Company
BlackBerry Ltd.
C. R. Bard, Inc.
CTIA
Cable News Network Inc.
Cato Institute
Center for Biological Diversity Inc.
Cintas Corporation
Cisco Systems Inc.
Comcast Corporation
Corinthian Colleges, Inc.
Credit Union National Association Inc.
D-Link Corporation
DXC Technology Co.
Facebook
Faculty Athletics Representatives Association
General Electric Company
Google Inc.
Hill-Rom Holdings, Inc.
Hillenbrand, Inc.
Home Box Office Inc.
HomeAway Inc.
Hulu LLC
Keurig Green Mountain Inc.
KeyPoint Government Solutions
Lambda Legal Defense & Educational Fund
Lowe's Companies Inc.
Microsoft Corporation
NBCUniversal Inc.
National Rural Electric Cooperative Association
National Wildlife Federation
Natural Resources Defense Council
Netflix Inc.
Nokia Corporation
QUALCOMM Incorporated
Ripple Labs Inc.
SYSCO Corporation
Schlumberger Limited
Sirius XM Radio Inc.
Starbucks Corporation
Texas Instruments Inc.
The DIRECTV Group, Inc.
The Florida Bar
Time Warner Inc.
Twitter Inc.

Conn. Expands Nexus Definition For Out-Of-State Retailers

Connecticut has expanded the definition of sales tax nexus to include online solicitation and other types of electronic transmission for making tangible personal property sales. Read more »

IMMIGRATION

2,000 Kids Taken From Parents At Border Under New Policy

The Trump administration separated 1,995 children from their parents over a recent six-week stretch as part of its new “zero tolerance” policy for prosecuting those who seek to enter the United States without authorization, the U.S. Department of Homeland Security said Friday. Read more »

Trump 'Certainly Wouldn't Sign' Compromise DACA Bill

President Donald Trump said Friday that he "certainly wouldn't sign" a new compromise bill drafted by Republican lawmakers to deal with unauthorized immigrants brought to the U.S. as children, despite previously voicing support for the measure. Read more »

Sessions Slams Philly Mayor's Dance In Sanctuary City Win

Attorney General Jeff Sessions on Friday traveled to northeast Pennsylvania, where he criticized the mayor of Philadelphia for a video showing an impromptu song-and-dance routine celebrating a federal judge’s decision allowing the city to continue receiving grant funding despite a failure to fully cooperate with immigration officials. Read more »

BALCA Denies Qualcomm's Bid To Certify Engineer Position

The Board of Alien Labor Certification Appeals on Thursday affirmed the denial of a labor certification bid by Qualcomm for an engineer position in California, determining that the company’s alternate requirements of education and experience for the job were too different from its primary requirements. Read more »

NATIVE AMERICAN

Senate Funding Bill Staves Off Cuts To Indian Programs

The Senate Appropriations Committee approved a $36 billion funding bill Thursday that largely increased spending over the levels proposed by the Trump administration for federal programs providing health care, education and other services to Native American tribes. Read more »

TELECOMMUNICATIONS

Feature

3 Telecom Lessons We Can Learn From AT&T-Time Warner

The U.S. Department of Justice unsuccessfully took AT&T to court over its proposed buy of Time Warner Inc., and U.S. District Judge Richard Leon’s Wednesday opinion wholly approving the merger offers several lessons on the shape of the telecom landscape going forward. Read more »

Apostle Pai Preaches On Winning Net Neutrality Converts

FCC Chairman Ajit Pai has been called names ranging from “Hitler” to “the man who’s trying to end the internet” leading up to his controversial vote to undo Obama-era internet protections known as the net neutrality rules. But at the Cato Institute's auditorium Thursday evening he found a friendly audience and offered tips to free-market devotees on persuading net neutrality-supporting peers that the previous government regulation would have stifled growth of the internet. Read more »

FCC Urged To Fight Contractor Debt-Collection Robocalls

A bipartisan group of lawmakers on Friday called on the Federal Communications

U.S. Chamber of Commerce
UnitedLex Corp.
Vencore Inc.
Walgreen Co.
Walgreens Boots Alliance Inc.
Wayfair LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Alcohol and Tobacco Tax and Trade
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Land Management
Commonwealth of Kentucky
Consumer Financial Protection Bureau
Delaware Court of Chancery
Department of Commerce
Drug Enforcement Administration
Economic Development Administration
Employee Benefits Security Administration
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Indian Health Service
Internal Revenue Service
International Trade Administration
Legal Services Corp.
National Institute of Standards and Technology
National Oceanic and Atmospheric Administration
National Park Service
National Telecommunications and Information Administration
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Securities and Exchange

Commission to beef up rules against federal contractors sending robocalls and texts, saying the agency shouldn't be deterred after its definition of autodialer was rejected as too broad by the D.C. Circuit. Read more »

FCC Support Grows For Pai's $171M Telemedicine Boost

A proposal to increase the limits on how much the Federal Communications Commission subsidizes rural telecom services for health care providers by $171 million a year is gaining traction with commissioners, in a move aimed at improving telemedicine in some of the country's most underserved areas, Chairman Ajit Pai said Thursday. Read more »

EXPERT ANALYSIS

An Unprecedented Look Inside The FARA Unit

For close observers of the Foreign Agents Registration Act, the June 8 release by the U.S. Department of Justice of over 50 FARA advisory opinions was a watershed. These opinions offer an unprecedented glimpse into how the FARA Registration Unit interprets the law, say Brian Fleming and Andrew Herman of Miller & Chevalier Chtd. Read more »

What To Expect After CFPB's Student Loan Office Reorg

The Consumer Financial Protection Bureau recently announced plans to fold the Office of Students into the Office of Financial Education. While this move has been described as signaling a major shift in the CFPB's approach to the student loan market, it may have less of a monumental impact on the regulation of that market than expected, say attorneys with Mayer Brown LLP. Read more »

Series

FLSA Turns 80: The Tip Credit Is Here To Stay

As an amendment to the Fair Labor Standards Act's tip credit provisions, President Donald Trump recently signed a bill that included the Tip Income Protection Act. Liz Washko of Ogletree Deakins Nash Smoak & Stewart PC discusses the recent changes to the law, as well as the history of the tip credit, its requirements and potential pitfalls for employers paying a tip credit wage. Read more »

Amended Fiduciary Rule: Done, Done, On To The Next One

The deadline for appealing the Fifth Circuit's decision on the amended fiduciary rule to the U.S. Supreme Court expired on June 13, and — pending the Fifth Circuit's mandate ordering the U.S. Department of Labor to officially strike it down — the rule is no more. So, what now? Will the clock be turned back to an earlier time? Maybe not completely, say Andrew Oringer and Aryeh Zuber of Dechert LLP. Read more »

DEA Hemp Rule Is Safe For Now, But That May Change

The Ninth Circuit recently rejected an industry challenge to a U.S. Drug Enforcement Administration rule classifying cannabidiol medicines as Schedule 1 drugs. This decision might chill the CBD boom taking place around the country, but could also spur action at the federal level that would supersede the DEA's rule, say attorneys at Akerman LLP. Read more »

Roundup

Masterpiece Cakeshop: 3 Expert Perspectives

In this recap of the U.S. Supreme Court's recent decision in Masterpiece Cakeshop v. Colorado Civil Rights Commission, experts offer insight on various aspects of one of the term's most highly anticipated decisions. Read more »

LEGAL INDUSTRY

Sidley, Freshfields, Others Jump Into Associate Pay Race

Sidley Austin LLP joined Freshfields Bruckhaus Deringer LLP, Clifford Chance LLP and at least four more firms on Friday in announcing they'll match Cravath Swaine & Moore LLP's increased associate pay scale. Read more »

Feature

Commission
U.S. Army
U.S. Census Bureau
U.S. Consumer Product Safety Commission
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
World Trade Organization

GC Cheat Sheet: The Hottest Corporate News Of The Week

A retail industry association, Comcast Corp. and others continue to urge the Federal Communications Commission to create a database of reassigned phone numbers that would come with a liability shield for those who use it, a federal judge ruled AT&T can complete its $85 billion purchase of Time Warner, and the European Union has moved forward in establishing a new blocwide cybersecurity agency that proponents say will promise a level of data security on products like connected cars and smart medical devices. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Baker Donelson
Cahill Gordon
Cleary Gottlieb
Clifford Chance
Cohen & Gresser
Cotchett Pitre
DLA Piper
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
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Duane Morris
Epstein Becker Green
Fisher Phillips
Fletcher Heald
Fortney & Scott
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Greenberg Traurig
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Houston Harbaugh
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Ice Miller
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Katten Muchin
Latham & Watkins
LeClairRyan
Mayer Brown
McDermott Will
Morris Manning
Munger Tolles
O'Melveny & Myers
Ogletree Deakins
Paul Weiss
Quinn Emanuel
Reed Smith
Ropes & Gray
Selendy & Gay
Sidley Austin
Simpson Thacher
Squire Patton Boggs
Telecommunications Law Professionals
Weil Gotshal
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Facebook
Twitter Inc.
American Bar Association
Apple Inc.
Cato Institute
Comcast Corporation
Google Inc.
U.S. Chamber of Commerce
AARP Inc.

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Adobe Systems Incorporated
Aequitas Capital Management Inc.
Airbnb Inc.
Alaska Communications Systems Group, Inc.
Alion Science and Technology Corp.
AmerisourceBergen Corporation
Applegate Farms LLC
Bank of America Corporation
Becton Dickinson and Company
BlackBerry Ltd.
C. R. Bard, Inc.
CTIA
Cable News Network Inc.
Center for Biological Diversity Inc.
Cintas Corporation
Cisco Systems Inc.
Corinthian Colleges, Inc.
Credit Union National Association Inc.
D-Link Corporation
DXC Technology Co.
Faculty Athletics Representatives Association
General Electric Company
Hill-Rom Holdings, Inc.
Hillenbrand, Inc.
Home Box Office Inc.
HomeAway Inc.
Hulu LLC
Keurig Green Mountain Inc.
KeyPoint Government Solutions
Lambda Legal Defense & Educational Fund
Lowe's Companies Inc.
Microsoft Corporation
NBCUniversal Inc.
National Rural Electric Cooperative Association
National Wildlife Federation
Natural Resources Defense Council
Netflix Inc.
Nokia Corporation
QUALCOMM Incorporated
Ripple Labs Inc.
SYSCO Corporation
Schlumberger Limited
Sirius XM Radio Inc.
Starbucks Corporation
Texas Instruments Inc.
The DIRECTV Group, Inc.
The Florida Bar
Time Warner Inc.
UnitedLex Corp.
Vencore Inc.
Walgreen Co.

Walgreens Boots Alliance Inc.
Wayfair LLC

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U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
U.S. Department of Labor
Drug Enforcement Administration
Executive Office of the President
Federal Trade Commission
U.S. Department of Health and Human Services
U.S. Environmental Protection Agency
Department of Commerce
European Commission
European Union
Internal Revenue Service
Securities and Exchange Commission
U.S. Department of Defense
U.S. House of Representatives
U.S. Patent and Trademark Office
Army Corps of Engineers
Bureau of Alcohol and Tobacco Tax and Trade
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Land Management
Commonwealth of Kentucky
Consumer Financial Protection Bureau
Delaware Court of Chancery
Economic Development Administration
Employee Benefits Security Administration
Equal Employment Opportunity Commission
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
Indian Health Service
International Trade Administration
Legal Services Corp.
National Institute of Standards and Technology
National Oceanic and Atmospheric Administration
National Park Service
National Telecommunications and Information Administration
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the U.S. Trade Representative
U.S. Army
U.S. Census Bureau
U.S. Consumer Product Safety Commission
U.S. Department of Education
U.S. Department of Homeland Security

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From: Legal Hold from the City Attorney's Office
Sent: Thur 2/21/2019 8:39:58 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jonathan Copeland
Sent: Wed 5/31/2017 3:48:46 PM
Subject: [Marketing Mail] Risk assessment for your program

Carolyn —

New mandates have been announced under OMB Circular A-123 that require every government program to conduct a formal risk assessment and submit mitigation plans to the White House budget office.

To learn how to meet these new mandates, would you like to join us on July 24-25 for the Government Enterprise Risk Management Summit (Gov-ERM)?

Gov-ERM provides comprehensive coverage of the latest mandates and best practices for conducting risk assessments, integrating performance management with risk management, mitigating risks through improved internal controls, and changing the culture of your agency to be more aware of risks.

This year Gov-ERM will spotlight strategies for three common government risk areas: Cyber Risk, Fraud and Improper Payments, and Operational Risk.

Space is limited so let me know asap if you want to see the full agenda and if you want to register yourself or a colleague!

Best,

Jonathan Copeland
Deputy Director, Outreach
Performance Institute

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Sent: Mon 8/22/2016 8:32:00 PM
Subject: [Marketing Mail] Cocktails & Conversations & You

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Wednesday, August 31

The Metro Chamber is proud to welcome **Paul Anderson, State Assembly Majority Leader and Chair of the Ways & Means Committee** for Cocktails & Conversations. This is an excellent opportunity to hear from a leading policy maker in Nevada on some of the most important issues for the business community for the upcoming legislative session.

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register

Ways to Connect

Metro Chamber's Endorsed Candidates Reception

Thursday, September 22

This exclusive reception will provide members with the opportunity to meet and speak with pro-prosperity candidates prior to the November general election. Metro Chamber-endorsed candidates for Nevada State Senate, Nevada State Assembly, Nevada State Board of Education, Clark County Commission, and the Clark County School Board of Trustees will be

Upcoming Policy Committee Meetings:

Wednesday, September 14

K-12 Education

rsvp >

Tuesday, September 20

Joint Meeting of the Local Government and Transportation &

in attendance.

register >

Get Your Proud Member Name Badge!

Members of the Las Vegas Metro Chamber can purchase special "Proud Member" name badges with your name and company name printed on them. Each badge features a magnetic backing. Be sure to get yours, as well as badges for your staff, for just $10 each.

more info >

Governor's Conference on Business 2016

Friday, September 30

This half-day business resource event gives attendees the opportunity to network with other business professionals, see a variety of products and services for businesses in Nevada on the Business Resource Expo floor, see the latest through the Business Pitch Competition, and hear from Governor Brian Sandoval, as well as guest speakers Kristi Overgaard and Adam Kramer of Switch.

register >

Infrastructure Policy Committees

rsvp >

Thursday, September 22

Higher Education

rsvp >

President's Club Spotlight

JBA Consulting Engineers

Dwayne Miller

Chief Executive Officer

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See how much membership in the Metro Chamber saves your business.

calculate your roi >

Business Voice

Mattering to Millennials

The August issue of the *Business Voice* is now in your mailbox! This month, the Metro Chamber dives into the millennial consumer and how to harness their buying power. You can also read about the Presidential Debate happening at UNLV in October, help celebrate Caesars' 50th anniversary, and get need-to-know information about protecting your business from employee fraud.

Check Out the Online Edition

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Blogs by Ed O'Leary; Mike Moebs; Darnell Canada; and John Byrne

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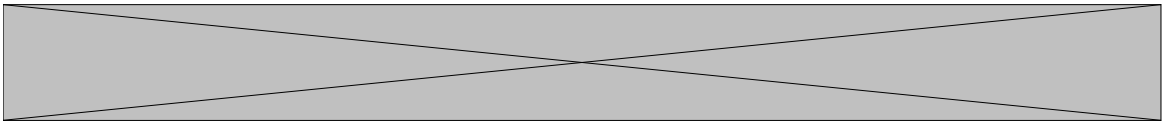


ALCO BEAT

Why deposit strategy should be a top priority

"It's time to accept the reality that deposit costs are likely to increase," writes Darling Consulting's Darnell Canada in the latest ALCO Beat. Once bankers acknowledge that, they can take action to work with upcoming conditions. Read more

COMPLIANCE

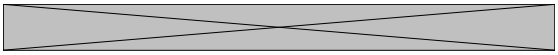
CFPB just keeps on going...

For all the rhetoric being hurled at it, and all the predictions being made about its future, the Consumer Financial Protection Bureau seems like a Washigton answer to the Energizer Bunny. Read more

MORTGAGE LENDING

Is game changing for Fannie Mae?

Ever since the financial crisis, massive change to the nation's system for financing residential housing has been debated. Major reform of "GSEs"—government sponsored enterprises—has been part of that. But analyst Richard Bove believes the Trump budget has clues that Fannie Mae will very much be part of housing's future. Read more



NEXT VOICES

Why would a millennial choose your bank?

Do the misperceptions of your bank's older managers stymie recruitment among younger players? Kelsey Neisen reviews research that indicates that many stereotypes about millennials fit older generations as well. Read more

THE PRAIRIE ECONOMIST

Brand, branches, and bodies

Mike Moebs says that a hard look at key numbers belies some assumptions—and stresses where improvement is needed. Read more

TALKING CREDIT

How will you fill your next lending job?

Ed O'Leary suggests that merely snapping up star lenders from other banks may be a game that has run its course. What will banks do for an encore? Read more

RETAIL BANKING TRENDS

What do you do with a herd of supermarket branches?

Not so many years ago, the convenience of supermarket branches made them very attractive to some retail banks. In the "day of the app" does a bunch of store branches from a failed bank have value? Read more

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MILLENNIALS & CREDIT

What's wrong about millennial credit scores

Credit education, critical to financially "growing up," is ignored. But that's not the only problem, says blogger Amrita Vir. She believes scoring itself needs fixing—updating to the way millennials' lives have progressed. Read more

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BANK PERFORMANCE

How First NBC cost FDIC $1 billion

How do things go so bad in such a short time? S&P Global Market Intelligence traces the course of events at a New Orleans bank failure. Read more

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AML & FRAUD

"Can't You Hear Me (Us) Knocking?"

The banking industry's efforts to help in the fight against money-laundering and terrorist financing should be encouraging more cooperation government entities, says John Byrne. Read more

NEXT VOICES BLOGGERS WANTED

Could you be one of our "Next Voices"

If you are a millennial banker and have something fresh to bring to the industry, check out our blog and contact Steve Cocheo with a proposal. Read the blog

Email Steve Cocheo, digital content manager

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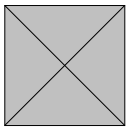
"Prior to arriving at Radius Bank, I worked for a large insurance company, where there was a noticeable divide between 'old guard' and 'new guard.' I also worked at a small start-up, where the oldest person was 40—and the fridge was stocked with beer"—*Tricia Dunn, Next Voices columnist* Read more

White Paper: Making the case for *insourcing* in financial services

With branch transformation in full swing, many financial institutions are exploring the benefits of *insourcing* certain key functions currently outsourced. One of these is the processing of commercial and ATM deposits, often outsourced to armored car carriers. But that outsourcing has often



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

not met expectations. ***Sponsored by Cummins Allison.*** Read more

White Paper: Top 7 account opening predictions

Research shows that while 70% of applicants would prefer to submit a digital application, less than a quarter of new checking accounts are opened online. The gap suggests a poor user experience, an area in which financial institutions lag other sectors. That, in turn, points to the first prediction in a new white paper: "User Experience (UX) Will Be Crowned King." ***Sponsored by Bottomline Technologies.*** Read more

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The latest justice & democracy news from the Brennan Center for Justice.

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Top Stories

Video: The Smoking Gun?

"The Comey memo, if it's really true, is as close to a smoking gun for obstruction of justice as you can find in this kind of scandal," says Michael Waldman.

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SPECIAL COUNSEL APPOINTED IN RUSSIA INVESTIGATION

Ex-Fed: I Quit Robert

Mueller s FBI, But He's the Right Pick

Michael German

Appointing a special counsel with this this level of talent and experience is a laudable step, but it is only the first of many necessary to restore public trust in our institutions of government.

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EXTREME MAPS

Extreme Partisan Maps Account for 16-17 Republican Seats in Congress

Laura Royden, Michael Li

These seats represent a significant portion of the 24 seats Democrats would need to gain control of the House in 2020. Just 6 swing states and Texas account for almost all of the partisan bias, with Michigan, North Carolina, and

Pennsylvania consistently having the most extreme measures of bias.

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PAPERBACK NOW AVAILABLE

The Fight to Vote

Michael Waldman

In the paperback edition of **THE FIGHT TO VOTE**, Brennan Center President Michael Waldman looks at the 2016 election and Trump's claim the election was "rigged".

- **View on Amazon**

Best of the Week

35 CIVIL RIGHTS GROUPS

SEND COMMENTS

Brennan Center Urges Government to Abandon New Extreme Vetting Initiatives

The proposed policy would enable consular officials to collect additional information from immigrant and nonimmigrant visa applicants determined to warrant additional scrutiny pursuant to undisclosed criteria.

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INTERVIEW

Trump's Justice Department is Trying to Unravel the Past 10 Years of Criminal Justice Reform

Inimai Chettiar

Inimai Chettiar discusses Sessions' memo with VOX reporter Sean Illing. "It is a massive step backward," she said, adding that we're heading "in the direction of instigating a new drug war."

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DAVID CLARKE TO JOIN DHS

The Last Thing America Needs Is Sheriff David Clarke In the Trump Administration

Andrew Cohen

Sheriff David Clarke will be the latest addition to an unprecedentedly **Islamophobic** administration, but a sheriff who cannot run his own jail competently has no business setting national policy.

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INTERVIEW

How Scared Should We Be of Trump s Voter Fraud Commission ?

Wendy Weiser

Wendy Weiser discusses the state of voting rights in America, and the impending 'voter integrity commission', with Slate's Isaac Chotiner.

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Upcoming Events

Here's a snapshot of what happened this week:

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
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Subject: [Marketing Mail] Just Announced! Frank Luntz to Address Chamber Members!

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JUST ANNOUNCED!

Eggs & Issues featuring Frank Luntz

Monday, September 19

Join the Metro Chamber for a special edition of Eggs & Issues, featuring Frank Luntz. Frank Luntz is a political consultant, pollster, and public opinion guru known for developing talking points and messaging for American politics today. He is a contributor on the Fox News Channel as a frequent commentator and analyst, and is well known for running live focus groups during and after presidential debates. He is also an author of business books dealing with communication strategies and public opinion. His company, Luntz Global, LLC, specializes in message creation and image management for commercial and political clients.

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Wednesday, September 14

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Tuesday, September 20

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Higher Education
Thursday, September 22

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President's Club Spotlight

HighTower Las Vegas
Mike PeQueen
Managing Director, Partner

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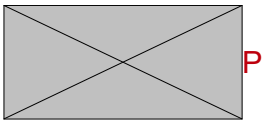

PUBLIC POLICY

Tuesday, November 1, 2016

TOP NEWS

Justices Won't Hear Challenge To Fla. Workers' Comp Law

The U.S. Supreme Court declined Monday to take up a former Hialeah Hospital nurse's challenge to Florida's workers' compensation law, leaving in place an appellate ruling that deemed the law constitutional.

7th Circ. Backs Electronic Monitoring For Truck Drivers

A federal rule over electronic logging devices to monitor truck driver compliance doesn't violate the Fourth Amendment, the Seventh Circuit said Monday in a case brought by a drivers association that is considering challenging the decision.

Analysis

SEC Boosts Intrastate Crowdfunding, But Hurdles Remain

The U.S. Securities and Exchange Commission's loosening of rules to encourage intrastate crowdfunding is a welcome step that reflects modern internet realities, attorneys say, though it's unclear how big a splash the rules will make in igniting tepid interest in intrastate deals.

Ex-Prosecutor, Others Call Comey Email Letter Out Of Line

FBI Director James Comey's election-season move to disclose a probe into possible ties between Democratic presidential candidate Hillary Clinton and emails found on the computer of former New York lawmaker Anthony Weiner suggests that Comey doesn't respect the limits of his authority, a former top prosecutor said Monday.

Judge Rebuffs Bid To Remove Miami-Dade Mayor From Ballot

A Florida state judge Monday denied Miami-Dade County mayoral candidate Raquel Regalado's emergency motion to remove incumbent Carlos Gimenez from the Nov. 8 ballot, finding evidence did not support her claims that he failed to submit proper payment to qualify his candidacy.

Ill. High Court Strips License Of Atty Who Posed As Judge

The Illinois Supreme Court on Monday suspended the law license of the attorney charged with posing as a judge and ruling on multiple traffic cases, barring her from taking office should she win her bid to fill a judicial vacancy on Election Day.

ENERGY & ENVIRONMENTAL

Justices Won't Hear Appeal On Endangered Antelope Hunting

The U.S. Supreme Court on Monday turned down a bid by Friends of Animals to review a rule allowing the hunting of three endangered species of antelope if the animals are captive-bred, leaving in place a D.C. Circuit decision that a 2014 spending bill rider mandating the rule is constitutional.

HEALTH & LIFE SCIENCES

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Ropes & Gray
Sanchez-Medina Gonzalez
Skadden
Spiegel & McDiarmid
Squire Patton Boggs
Stites & Harbison
Stroock & Stroock
WilmerHale

Analysis

Prior Defects Could Sink Auvi-Q Even As EpiPen Prices Soar

Lawmakers and consumers calling for a competitor to challenge Mylan NV in the aftermath of the drugmaker's EpiPen price increases may not have gotten what they wanted with Kaléo Pharma's Auvi-Q, as experts say defects that drove Auvi-Q off the market nearly two years ago may overshadow any price cuts.

TRANSPORTATION & INFRASTRUCTURE

Christie Looms Over GWB Trial As Jury Begins Deliberations

Jurors began their deliberations Monday after hearing opposing arguments from a defense attorney and a prosecutor about the looming yet unseen presence of New Jersey Gov. Chris Christie at the trial of two former public officials accused of closing lanes to the George Washington Bridge as an act of political retribution.

COMPETITION

Louisville Utility Pole Law Meets Federal Regs, FCC Says

The FCC on Monday denied AT&T's claim that Louisville, Kentucky, legislation conflicts with federal regulations by allowing third-party contractors to conduct make-ready work on utility poles, saying in a letter the state of Kentucky has opted out of the federal scheme.

PRIVACY & CONSUMER PROTECTION

UK Regulator Vows To Implement EU Privacy Rules

The U.K.'s data protection regulator is committed to helping companies and public organizations meet the requirements of European Union data protection laws by the time they take effect in two years, the Information Commissioner's Office said on Monday.

GOVERNMENT CONTRACTS

Rejected P3 Bids Not Subject To Pa. Open Records Law

A Pennsylvania appeals court ruled Monday that losing bids on a $1.1 billion bridge replacement project submitted under a public-private partnership program signed into law in 2012 were not subject to disclosure under the state's open records law.

Doc In Menendez Case Says He's Not A Flight Risk

A Florida eye doctor accused of Medicare fraud and bribing U.S. Sen. Robert Menendez, D-N.J., said Monday that the federal government's arguments against a judge's recent modification of his living and travel restrictions failed to show error in the judge's factual findings.

INTERNATIONAL TRADE

FTC Head Defends LabMD Security Ruling From Sens.' Barbs

The head of the Federal Trade Commission recently hit back at a pair of senators' skepticism about the agency's data security authority and its finding that the alleged leak of a LabMD patient data file harmed consumers, telling them the commission isn't expecting perfect security and that meeting that standard is well within all businesses' reach.

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Engie
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Exxon Mobil Corporation
Facebook
Fannie Mae
GE Healthcare Ltd.
Genentech Inc.
Generic Pharmaceutical Association Inc.
Google Inc.
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Owner-Operator Independent Drivers Association Inc.
PG&E Corporation
Paramount Pictures Corp.
Pegasystems Inc.
PhRMA
Public Service Enterprise Group Inc.
Ross Stores Inc.
Sands China Ltd.
Sanofi-Aventis
Sedgwick Claims Management Services, Inc.
Shutterstock Inc.
Siemens AG
Sierra Club
Simon Property Group, Inc.

High Court Is Asked To Review DOI's Land Trust For Cowlitz

An anti-casino group has asked the U.S. Supreme Court to review a D.C. Circuit ruling that the U.S. Department of the Interior properly took Washington state land into trust for the Cowlitz Indian Tribe's gaming project, arguing the decision rests on a misinterpretation of the Indian Reorganization Act.

TELECOMMUNICATIONS

Verizon, Sprint, T-Mobile Push FCC On Team Telecom Reform

Three major carriers and trade group CTIA-The Wireless Association have told the Federal Communications Commission that there is broad support for shortening the length of Team Telecom national security reviews, but also cautioned against mandating new burdens.

Broadcasters Want More Transition Time After FCC Auction

The Federal Communications Commission's proposal to move TV stations after the broadcast incentive auction is promising but the agency is too committed to a 39-month window for the switch, the National Association of Broadcasters has told the FCC, calling the time frame "arbitrary and inflexible."

CenturyLink Says FCC's Planned Rate Caps Are Baseless

CenturyLink slammed the Federal Communications Commission on Friday for floating rate caps for older providers in the market for business data services that it said don't have basis in the record, also saying the FCC has understated the degree of the cuts in its fact sheet on the proposal.

EXPERT ANALYSIS

When Your Client Is The President

The day after Barack Obama was elected our 44th president, President Bush gathered the White House staff and made clear that the work of his administration during its final two months would be defined by whatever was necessary to help President-elect Obama and his team succeed. It was perhaps the most critical event of the transition, say Gregory Craig, who was White House counsel for President Obama, and Michael Scudder, who was general counsel of the National Security Council under President Bush.

FCC's New Framework For Categorizing Consumer Consent

The Federal Communications Commission's new regulatory framework is intended to provide consumers with transparency and privacy. However, internet service providers have expressed dissatisfaction with the new regime, and the public has yet to learn how the promised "harmonization" will affect other entities, say attorneys at Squire Patton Boggs.

Confronting EPA's Refusal To Consider Industry Costs

Federal courts are increasingly pushing back against the U.S. Environmental Protection Agency's failure to consider the potential consequences of its actions. Recent decisions are clear victories for rational regulatory policy, affirming that agencies such as the EPA are required to consider all of the relevant factors before taking action, say Jeffrey Dintzer and Joseph Ireland of Gibson Dunn & Crutcher LLP.

LEGAL INDUSTRY

Kilpatrick Townsend Partner Shot, Killed Outside Calif. Home

Kilpatrick Townsend & Stockton LLP mourned the loss of former managing partner and prominent intellectual property attorney Jim Gilliland after he was shot and killed in front of his San Francisco-area home last week.

The Top In-House Hires Of October

Sonoco Products Co.
Sprint Nextel Corporation
Stonegate Mortgage Corp.
SunEdison LLC
T-Mobile USA Inc.
TLC Vision Corporation
The Coca-Cola Company
Twitter Inc.
U.S. Foods Inc.
Universal Studios Inc.
Verizon Communications
Volt Information Sciences, Inc.
Williams-Sonoma Inc.
Worldwide Clinical Trials Inc.
Wyndham Worldwide Corporation

GOVERNMENT AGENCIES

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Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Cowlitz Indian Tribe
Delaware Department of Natural Resources and Environmental Control
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Federal Trade Commission
Food and Drug Administration
Illinois Supreme Court
International Trade Commission
National Security Council
National Telecommunications and Information Administration
Pennsylvania Department of Transportation
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Securities and Exchange Commission
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U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior

The former general counsel of Siemens moves to AIG, and ExxonMobil prepares to promote an insider to fill its top legal spot. They top the in-house appointments you need to know about.

Baker Donelson, Ober Kaler Merge To Create 800-Lawyer Firm

Law firms Baker Donelson Bearman Caldwell & Berkowitz PC and Ober Kaler will join forces, expanding their capabilities in multiple practice areas, including healthcare, the law firms announced on Monday.

Attys' Group Asks High Court To Hear Challenge To NJ Rules

An attorneys' group has urged the U.S. Supreme Court to take up its case demanding that New Jersey nix its bar admission rule for out-of-state lawyers, arguing the Third Circuit erred when it agreed with a lower court that the requirement does not violate lawyers' rights.

Rainmaker Q&A: Baker Donelson's Timothy Lupinacci

Maintaining and growing a trusted client relationship requires a lot of nonbillable time and extra effort to get out and be with your clients on a regular basis. It requires creativity to ensure you are at the forefront of delivering added value to your client work, says Timothy Lupinacci, chairman of the financial services department at Baker Donelson Bearman Caldwell & Berkowitz PC.

Rainmaker Q&A: Briggs & Morgan's Frank Taylor

You must show that you understand the client's needs and business and can offer creative and novel solutions. If an attorney can't speak coherently to the issues in the same amount of time it takes to ride the elevator from the first to the sixth floor, the opportunity is lost, says Frank Taylor, head of the financial markets group at Briggs & Morgan PA.

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Murray Energy Corp.
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National Public Radio Inc.
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Oracle Corporation
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PG&E Corporation
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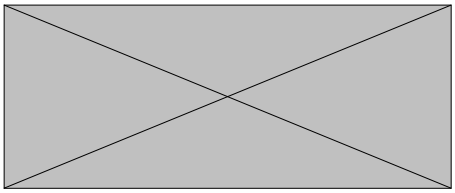
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Michael Waldman, Brennan Center President
Sent: Fri 11/11/2016 6:58:50 PM
Subject: [Marketing Mail] Courage, vision, and fidelity



Dear Friends,

For all who care about the ideals of the Constitution, and a just and tolerant society, Donald Trump as President is a stunning rebuke.

America has entered unmapped territory. At the Brennan Center for Justice, we see our charge as more vital than ever before. To stand up for constitutional values, to draw a line and resist abuse. To ensure that all have an equal voice in our democracy. To oppose bigotry in all its forms. And to press forward with solutions and arguments, rooted in core values, and offer answers in the face of anger. In doing this work, we need your support now more than ever.

How will the Brennan Center wage this fight? It's early. We can't know all the ways these debates will unfold. Here are some of the ways we'll stand up for *all* the people:

- Start with our **democracy**. The right to vote could come under new assault. Donald Trump won office loudly and falsely claiming widespread voter fraud. So we will stand up against harsh voting laws, a fight central to our national ideals. Dismay over campaign finance corruption motivated many voters from both parties. Now we've got to show what it will really take to "drain the swamp." From partisan gerrymandering to the absurd Electoral College, we will point out how the broken system distorts the voice of the people.

- We will press forward in the drive to reform America's broken **criminal justice** system, one of the greatest moral failures and racial injustices of our time, working with law enforcement, Republicans, and Democrats to show how we can bolster public safety while reducing prison populations.

- In the face of ugly xenophobia, our **Liberty and National Security** program will expose the costs of Islamophobia that violates our most basic values. A commitment to religious freedom makes us *safer*.

All around us old alignments are scrambled and old arrangements are fracturing. That's the very moment when fresh thinking and new ideas can take flight. The Brennan Center will continue to craft the next generation of reforms to revitalize our broken system so that America works for everyone.

As you know, the Brennan Center was named in honor of the late U.S. Supreme Court Justice William J. Brennan, Jr. He once said, "The Constitution will endure as a vital charter of human liberty as long as there are those with the courage to defend it, the vision to interpret it, and the fidelity to live by it."

Courage, vision, and fidelity. We've never needed those values more than today.

I hope you will stand by our side as we defend the Constitution and core American ideals with courage, vision, and fidelity. Please make a contribution to the Brennan Center for Justice today.

Thank you for your partnership. We are very grateful.

Best regards,

Michael Waldman
President
Brennan Center for Justice

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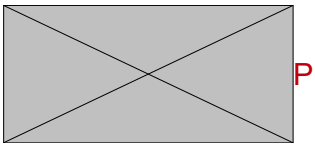
From: Kelly Backman
Location: City Hall, 495 South Main Street, Las Vegas
Importance: Normal
Subject: Auditor's (Moss Adams) interview with Mayor Goodman
Start Date/Time: Thur 9/22/2016 8:15:00 PM
End Date/Time: Thur 9/22/2016 8:45:00 PM

;;
Calendar: KB 9/14/16
Requested by: SG
From: Sherwin Gutierrez
Sent: Tuesday, September 13, 2016 4:25 PM
To: Kelly Backman
Cc: Tina Quigley; M.J. Maynard; Marc Traasdahl
Subject: Auditor's requested interview with Mayor Goodman
Importance: High
Hello Kelly,
Our external financial auditor, Moss Adams, is requesting us to schedule an interview Mayor Goodman. Kindly coordinate with her team if she is available between September 21 - 22, 2016 during normal business hours. The interview will be between 15-30 minutes. The topic is all about "Statement on Auditing Standards No. 99: Consideration of Fraud in a Financial Statement Audit". Last year they interviewed Vice Chairman Debra March.
Please let me know if you have any questions.
Thanks.
Sherwin John P. Gutierrez, CFE | Accounting Supervisor
RTC of Southern Nevada
600 S. Grand Central Parkway, Suite 350, Las Vegas, NV 89106
O: 702-676-1509 | GutierrezS@rtcsnv.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/23/2018 8:24:18 AM
Subject: Cohen Plea Reflects High Bar For Cooperators



PUBLIC POLICY.

Thursday, August 23, 2018

TOP NEWS

Analysis

Cohen Plea Reflects High Bar For Cooperators

Michael Cohen's plea agreement notably lacks a cooperation provision that could help reduce the yearslong sentence he faces for tax evasion and campaign finance violations, but former prosecutors say defendants don't always find it in their interest to submit to the intense scrutiny that comes with being a government cooperator. Read full article »

Analysis

After His Conviction, Prosecutors Aren't Done With Manafort

Paul Manafort emerged from his first criminal trial Tuesday a convicted felon, a loss that experts say will weigh heavily on the mind of President Donald Trump's former campaign manager as he prepares for another trial scheduled to start next month. Read full article »

Analysis

Trump An 'Unindicted Co-Conspirator'? Not To Ex-Prosecutors

A day after Michael Cohen pled guilty to campaign finance violations and, under oath, implicated President Donald Trump in his crimes, several Democratic senators called Trump an "unindicted co-conspirator," a term that former prosecutors say does not fit the highly watched case. Read full article »

Feature

What To Watch As Privacy Shield Data Pact Scrutiny Heats Up

The Privacy Shield data transfer mechanism will soon face its latest and potentially most serious test as European Union and U.S. officials gear up to review the pact for a second time, and experts predict that its continued viability is likely to hinge on how much weight EU policymakers choose to give to competing input from their U.S. counterparts and EU lawmakers. Read full article »

NY Investigators Subpoena Cohen In Trump Foundation Probe

A day after Michael Cohen pled guilty in a New York federal court admitting to tax and campaign finance violations, the New York State Department of Taxation and Finance issued a subpoena Wednesday to the president's former "fixer" as part of its investigation into the Donald J. Trump Foundation for suspected violations of state tax law. Read full article »

Federal Bench Nominees Duck Questions On Roe, Immigration

Nominees for the federal bench, including a candidate for the Eighth Circuit, punted on questions related to loaded political issues at a Senate Judiciary Committee hearing Wednesday morning, as senators grilled them on their positions on fraught topics such as immigration and abortion rights. Read full article »

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McDermott Will
McGuireWoods
Mintz Levin
Morgan Lewis
Morrison & Foerster
Mound Cotton
Murphy & McGonigle

SEC Rejects 9 Proposed Bitcoin Exchange-Traded Funds

The U.S. Securities and Exchange Commission rejected applications for nine separate bitcoin-based exchange-traded funds on Wednesday, once again thwarting an attempt to build an ETF product based upon the volatile cryptocurrency. Read full article »

ENERGY & ENVIRONMENTAL

Feature

Trump Power Plant Plan Leaves 'Loophole,' Enviros Say

The Trump administration's proposed Clean Power Plan replacement rule includes an industry-supported revamp of a key U.S. Environmental Protection Agency air pollution program that would permit a new method of calculating power plant emissions, a change environmentalists say could lead to increased emissions and aging plants staying in operation longer. Read full article »

IP & TECHNOLOGY

Army Acquisition Official Says New IP Policy Coming

A top U.S. Army acquisition official said the Army is continuing to work on a new policy governing intellectual property protections, meant to allow for more open discussions with vendors and potential vendors, but suggested companies keep their "secret sauce" protected in the meantime. Read full article »

MEDIA & ENTERTAINMENT

CBS Opioid Segments Didn't Defame Pharmacist, Judge Rules

Segments on "CBS Evening News" about the opioid crisis didn't defame a pharmacist, a West Virginia federal judge ruled Tuesday, finding that the segments' statements about painkiller prescriptions were mostly true. Read full article »

EMPLOYMENT

Calif. Senate Passes Bill Protecting Workers' Right To Sue

California senators on Wednesday passed a bill that would bar workers from being forced to sign arbitration or nondisclosure agreements as a condition of employment, potentially sidestepping the U.S. Supreme Court's recent Epic Systems decision which found that mandatory arbitration agreements containing class action waivers are legal. Read full article »

DOL Readying New Unemployment Drug Testing Rule

The U.S. Department of Labor office that regulates unemployment is readying a rule that would let states deny benefits to some claimants if they fail drug tests. Read full article »

COMPETITION

Lawmakers Ask DOJ Antitrust Chief For OPEC Bill Support

Congressional judiciary committee leaders asked the antitrust chief of the U.S. Department of Justice to weigh in on bills that would allow the agency to sue the Organization of Petroleum Exporting Countries over allegedly inflated oil prices, saying the agency's support would help pass the legislation. Read full article »

Officials' Promises Can't Save DC Taxi Driver Antitrust Suit

A D.C. federal judge on Tuesday threw out an antitrust suit by taxi drivers over a new regulation they say unfairly blocked them from the market, finding that it hadn't

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Porzio Bromberg
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California Supreme Court
Department of Commerce
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been reasonable for the drivers to expect the rule to go their way. Read full article »

CYBERSECURITY & PRIVACY

Ga. Voters Fight State Opposition To Paper Ballot Switch

A voting integrity group and several Georgia residents have doubled down on their bids to force the state to replace its allegedly insecure and unreliable electronic voting system with paper ballots, telling a federal court that the relief they request can and must be implemented before upcoming elections. Read full article »

WHITE COLLAR

Ex-Congressional Aide Gets Time Served In Fraud Suit

A former aide to Rep. Debbie Wasserman Schultz, D-Fla., has been sentenced by a federal judge in Washington, D.C., to time served after reaching a plea agreement on fraud charges in connection with a home equity line of credit. Read full article »

AEROSPACE & DEFENSE

Senate Moves Toward Final Vote On $675B Defense Bill

The U.S. Senate continued to debate its $675 billion defense spending bill for fiscal year 2019 on Wednesday, with several contentious proposed amendments touching on issues such as the need for a U.S. Space Force still pending as the legislation moves quickly toward a final vote. Read full article »

DOD Detainee Photos Exempt From FOIA, 2nd Circ. Says

The U.S. Department of Defense adequately supported its finding that certain photographs of military detainees taken at facilities in Iraq and Afghanistan are exempt from disclosure under the Freedom of Information Act for security reasons, the Second Circuit has ruled, reversing a district court's decision. Read full article »

INTERNATIONAL TRADE

Fed Officials See Danger In Rising Trade Tensions

Officials at the Federal Reserve see the Trump administration’s rapid escalation of trade tensions with close partners as the most serious threat to the otherwise healthy U.S. economy, according to the minutes of the central bank's most recent meeting published Wednesday. Read full article »

TAX

Ga. City Says Carveout Is Bid To Create Whiter City

A majority African-American city in Georgia is suing the state in federal court to stop plans to slice a chunk of land off to create a new, wealthier city, saying the plan is racially biased, unconstitutional and violates the Voting Rights Act by weakening citizens' voting power and saddling the city with bonds. Read full article »

IMMIGRATION

Immigration Judges Taught To Dodge 'Categorical Approach'

Immigration judges received instruction in June on ways to avoid using the "categorical approach" to assess convictions that could lead to deportation, according to a set of documents released Tuesday. Read full article »

Chicago Tells 7th Circ. To Uphold Sanctuary Grants Injunction

European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
National Security Agency
New York State Department of Taxation and Finance
Office of the U.S. Trade Representative
Privacy and Civil Liberties Oversight Board
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United States District Court for the Southern District of New York
World Trade Organization

The city of Chicago has urged the Seventh Circuit not to throw out its decision upholding a preliminary injunction on new conditions attached by the Trump administration to a public safety grant, arguing that a U.S. Supreme Court ruling the administration cited was inapplicable. Read full article »

TELECOMMUNICATIONS

Feature

Local Attys Perplexed By FCC's New 'Moratoria' Policy

A Federal Communications Commission policy change that preempts express or implied bans on local broadband infrastructure deployment was aimed at helping internet service providers cut through unnecessary red tape, but attorneys representing small governments fear the ruling's broad language only creates more uncertainty. Here's a look at what stakeholders on the state and local government side say the new policy change could entail. Read full article »

PEOPLE

Crowell & Moring Lands Ex-EPA Enviro, Gov't Affairs Pro

Crowell & Moring LLP will bolster its environmental and governmental affairs practices at the end of August by adding the U.S. Environmental Protection Agency's former deputy chief of staff to the firm's ranks in the nation's capital. Read full article »

EXPERT ANALYSIS

Clarity On Overlapping Background Check Laws In Calif.

On Monday, in Connor v. First Student, the California Supreme Court found the state's Investigative Consumer Reporting Agencies Act was not unconstitutionally vague as applied to employer background checks, despite overlap with the Consumer Credit Reporting Agencies Act. As a result, consumer reporting agencies should carefully review their products to assure compliance, say attorneys with Troutman Sanders LLP. Read full article »

States May Escheat IRAs But Who Gets The Tax Bill?

The June IRS publication of a revenue ruling addressing the timing of federal income tax withholding and reporting treatment for funds escheated from traditional IRAs was timely. As a matter of substance, or of tax and unclaimed property administration, however, the ruling is already proving problematic, say attorneys at Eversheds Sutherland LLP. Read full article »

LEGAL INDUSTRY

Feature

Cohen Plea Brings Kavanaugh's Indictment Views To The Fore

Michael Cohen's courtroom accusation Tuesday that President Donald Trump directed him to break federal campaign finance law has put renewed attention on U.S. Supreme Court nominee Brett Kavanaugh's suggestion that a sitting president can't be indicted. Read full article »

Analysis

Cohen Guilty Pleas Bode Poorly For Trump Privilege Stance

Michael Cohen's admissions that he broke federal tax and campaign finance laws — and his direct implication of his former client, Donald Trump, in two of those crimes — will severely restrict the president's ability moving forward to argue that related communications with Cohen are shielded by attorney-client privilege, experts say. Read full article »

Morgan Lewis Continues IP Expansion, Adds 9-Partner Team

Morgan Lewis & Bockius LLP has added a nine-partner intellectual property team focused on patent prosecution and litigation from McDermott Will & Emery in Orange County, California, the firm announced Wednesday. Read full article »

BigLaw Innovators Tell How To Beat The Status Quo

BigLaw change-makers from Troutman Sanders LLP, Orrick Herrington & Sutcliffe LLP, Littler Mendelson PC and Freshfields Bruckhaus Deringer LLP took the stage Wednesday at a legal technology conference in Maryland to share stories about how they were able to shake things up in an industry not known for embracing risk. Read full article »

Firms Must Embrace Ongoing Training To Thwart Cyberattacks

Maintaining security is a process that businesses must continually cultivate and reevaluate as law firms and companies of all sizes face unprecedented challenges from cyberattacks, a group of panelists said Wednesday during an American Bar Association webinar. Read full article »

Ex-ABA Employee Accused Of Stealing $1.3M In Cellphones

A former American Bar Association finance administrator has been arrested on felony theft charges alleging she stole nearly 2,000 cellphones and 10 iPads worth nearly $1.3 million that she ordered in the name of the association during an eight-year period, according to a filing by prosecutors. Read full article »

Reed Smith Atty's Widow Loses $3M GSK Verdict On Appeal

The Seventh Circuit ruled in favor of GlaxoSmithKline on Wednesday in the drug company's appeal of a $3 million jury award to the widow of a Reed Smith LLP partner who committed suicide while taking a generic version of Paxil, saying federal law barred the pharmaceutical company from adding a warning about the risk of suicide in adults. Read full article »

Interview

Law Firm Leaders: DLA Piper's Roger Meltzer

Roger Meltzer has served as global co-chair of DLA Piper for the past three years, before which he served as its co-chair of the Americas for two years. During that time, the law firm added six offices and nearly 200 attorneys, and increased its annual revenue by $150 million. Read full article »

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National Security Agency
New York State Department of Taxation and Finance
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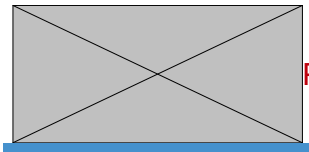
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 3/10/2017 9:32:58 AM
Subject: [Marketing Mail] House Passes Class Action, Joinder Restriction Bills



PUBLIC POLICY

Star Dewey Witness Returns To Stand At Retrial

Follow our live coverage throughout the trial.

Friday, March 10, 2017

TOP NEWS

House Passes Class Action, Joinder Restriction Bills

The Republican-controlled U.S. House passed a pair of litigation bills Thursday, aimed at making it more difficult to bring class actions and raising the hurdles to keeping suits in state courts, over Democratic objections the measures would hurt the public's ability to keep companies' abuses in check.

GOP ACA Repeal Bill Clears First Committees

The American Healthcare Act, Republican congressional leaders' plan to repeal the Affordable Care Act, cleared its first major hurdle Thursday as two committees approved the plan for a major overhaul of the nation's health care system.

Trump Hotel's Ties To White House 'Unfair,' DC Eatery Says

A D.C. restaurant and bar has sued President Donald Trump to force him to relinquish his stake in the Trump International Hotel, claiming that Trump's association with the brand amounts to "unfair competition" and has diverted customers eager to please his administration.

ABA Bestows 'Well-Qualified' Rating On Gorsuch

In Tenth Circuit Judge Neil Gorsuch, President Donald Trump picked a "well-qualified" U.S. Supreme Court nominee, according to an independent committee of the American Bar Association, which released its laborious evaluation Thursday evening to the Senate Judiciary Committee.

Analysis

Trump's Muslim Ban Remarks May Cloud Suits On New Order

President Donald Trump's revised travel ban was narrowly tailored in a way that makes it harder to knock down in court, experts say, but the president's past statements that could be construed as an intent to discriminate against Muslims may haunt the legal battle going forward.

Doc Dump Reveals Gorsuch Handled Explosive Cases At DOJ

Neil Gorsuch spent his short stint at the Department of Justice handling a variety of politically explosive cases from Gitmo detainee programs to high-profile Freedom of Information Act battles, the agency revealed Thursday as part of a 144,000-page document dump to the Senate Judiciary Committee about the current U.S. Supreme Court nominee.

Analysis

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Foster LLP
Fragomen Del Rey
Fredericks Peebles
Gibson Dunn
Goldstein & Russell
Goodwin
Greenberg Traurig
HeplerBroom LLC
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Hunton & Williams
Husch Blackwell
K&L Gates
Kirkland & Ellis
Latham & Watkins
Mayer Brown
Meyer Glitzenstein

Banks' Hopes For Quick Reg Relief Fade Amid Policy Battles

Banks had hoped for quick action on financial regulatory relief when President Donald Trump and the Republican Congress took office in January, but delayed appointments to key posts and more pressing legislative fights mean firms will have to wait for any major changes.

Attys Must Defend Judiciary From Trump Attacks, Judges Say

Federal judges and a former White House counsel on Thursday called on attorneys to defend the American judiciary from accusations by President Donald Trump and others that its members rule based on personal politics.

BigLaw Hits Back On Trump's Proposed Legal Aid Cuts

Attorneys from more than 150 major U.S. law firms including Dentons, Akin Gump Strauss Hauer & Feld LLP and Skadden Arps Slate Meagher & Flom LLP on Thursday penned a letter to the U.S. government expressing concerns over potential budget cuts to the Legal Services Corp. proposed by President Donald Trump.

CFPB Proposes Delay In Prepaid Card Rule Roll Out

The Consumer Financial Protection Bureau proposed putting off a new rule governing prepaid cards until next year, saying Thursday it would accommodate card issuers who said they couldn't comply with the new standards by the original October deadline.

EPA Head Pruitt Promises To Focus On Rule-Making Process

Scott Pruitt, the administrator of the U.S. Environmental Protection Agency, told a crowd of energy executives gathered at a conference in Houston on Thursday that moving forward the agency will prioritize cooperating with states on regulatory matters and will end the use of "regulation through litigation" to circumvent the rule-making process.

BANKING & SECURITIES

SEC Should Bar No-Vote Share Structures, Committee Told

The U.S. Securities and Exchange Commission should bar companies from issuing no-vote shares to the public as the tactic completely insulates executives from accountability, an SEC advisory committee heard Thursday, one week after Snapchat maker Snap Inc. boldly did so through a heavily publicized initial public offering.

FINRA Proposes Opening Exams To Public

The Financial Industry Regulatory Authority issued a proposal to allow individuals with no prior work experience in securities to take a general knowledge exam as a first step to entering the industry, the agency has announced.

ENERGY & ENVIRONMENTAL

EPA Enviro Justice Head Resigns

The head of the U.S. Environmental Protection Agency's environmental justice division resigned on Wednesday, and urged the new Trump administration leadership to continue working with poor and minority communities that often are overburdened with polluting industry activity.

Schneiderman Letter Calls Out Trump's EPA Cuts

New York Attorney General Eric Schneiderman on Thursday lambasted the Trump administration's reported plans to slash the U.S. Environmental Protection Agency's workforce by one-fifth and cut countless of its programs, saying he won't hesitate to step in to protect New Yorkers if Washington shirks its obligation to the people.

Feds Ask High Court To Halt Proceedings On Clean Water Rule

Morris Nichols
Morrison & Foerster
Morvillo Abramowitz
Norton Rose Fulbright
One LLP
Orrick Herrington
Paul Weiss
Phelps Dunbar
Proskauer Rose
Recht Kornfeld
Scopelitis Garvin
Seward & Kissel
Seyfarth Shaw
Shook Hardy
Sidley Austin
Skadden
Sullivan & Cromwell
Thompson Hine
Venable LLP
Weil Gotshal
WilmerHale
Wilson Sonsini
Wolf Greenfield

COMPANIES

AARP Inc.
AT&T Inc.
Alibaba Group Holdings Ltd.
American Bankers Association
American Bar Association
American Civil Liberties Union
American Farm Bureau Federation
American Railcar Industries, Inc.
American Trucking Associations Inc.
Ameriprise Financial, Inc.
Asbury Automotive Group Inc.
Association of American Railroads
BioScrip, Inc.
Bipartisan Policy Center
C. R. Bard, Inc.
CTIA
CarMax Group
Center on Budget and Policy Priorities
Chevron Corporation
Christie's International PLC
Citigroup Inc.
Citizens for Responsibility and Ethics in Washington
Culp Inc.
Deloitte Touche

The federal government has asked the U.S. Supreme Court to pause an appeal of the Sixth Circuit's decision that it has jurisdiction to hear challenges to the "Waters of the United States" rule, citing President Donald Trump's executive order to revise or rescind the rule.

Wyo. Pipeline Agency Says FERC Can't Expand Staff Authority

The Wyoming Pipeline Authority wants the Federal Energy Regulatory Commission to rescind its order delegating additional authority to commission staff before losing a quorum of commissioners, saying federal law does not allow FERC to delegate to staff, authority it cannot wield without a quorum.

EPA Opens Civil Rights Investigation Of Hawaii Pesticide Use

The U.S. Environmental Protection Agency announced on Thursday it's launching a civil rights investigation into the pesticide practices of the Hawaii Department of Agriculture and the state's Agribusiness Development Corporation after environmental lawyers accused the agencies of discriminating against Native Hawaiians by allowing and encouraging heavy pesticide use near their communities.

Trudeau Says Environmentalism, Energy Growth Can Co-Exist

Canadian Prime Minister Justin Trudeau, addressing a crowd as keynote speaker at an energy conference in Houston Thursday night, said Canada's progress both on pipeline projects and environmental protection measures is proof that a balance can be struck between the interests many see as mutually exclusive.

10th Circ. Checks On Gov't Stance In Fracking Rule Case

The Tenth Circuit asked the Bureau of Land Management Thursday if it wants to proceed to upcoming oral arguments over hydraulic fracturing regulations with the same position it took during the briefing phase, noting the election of President Donald Trump may spur a change in the agency's legal strategy.

IP & TECHNOLOGY

Artists Take Calif. Royalty Law Fight Back To 9th Circ.

Artists suing Christie's Inc., Sotheby's Inc. and eBay Inc. over the auctioneers' refusal to pay state-required royalties on art sales urged the Ninth Circuit on Wednesday to toss out a lower court's holding that the California Resale Royalties Act is preempted by the Copyright Act.

TRANSPORTATION & INFRASTRUCTURE

Feds Say Railroads Aim To Lop Off Amtrak's Regulatory Power

The federal government on Wednesday slammed the Association of American Railroads as preferring "hatchet over scalpel" in its bid to get a D.C. federal court to scrap an entire law allowing Amtrak to set certain passenger railway standards rather than trimming a problematic provision.

Analysis

Trucker Rest Break, Other Rules In Trouble After Trump Move

The Trump administration's scuttling of Obama-era updates to a federal rule governing truckers' rest breaks and its anticipated rollback of tightened greenhouse gas emissions standards for light vehicles blazes a path for more relaxed transportation regulation as other controversial rules increasingly look dead in the water, experts say.

Icahn's Railcar Co. Asks DC Circ. To Rethink Tank Weld Rule

A railcar manufacturer controlled by activist investor Carl Icahn has asked the D.C. Circuit to rescind a Federal Railroad Administration directive requiring a class of tank freight railcars to undergo new inspections for weld flaws, arguing it failed to demonstrate the mandated inspection schedule was necessary for preventing cargo leaks.

Digital Realty Trust Inc.
Enbridge
Federal Bar Association
Financial Industry Regulatory Authority Inc.
General Electric Capital Corp.
General Motors
Imerys SA
Independent Community Bankers of America
International Bar Association
International Brotherhood of Teamsters
Johnson & Johnson
KCG Holdings Inc.
Kinder Morgan
King Pharmaceuticals Inc.
Kmart Corp.
Lithia Motors, Inc.
Medco Health Solutions Inc.
MetLife Inc.
Mobilitie LLC
NASDAQ OMX Group Inc.
National Association of Manufacturers
Natural Resources Defense Council
Needham & Co. LLC
New York Post
New York Times Co.
Pacific Legal Foundation
Pfizer Inc.
Public Company Accounting Oversight Board
Sierra Club
Snap Inc.
Sotheby's
Sprint Nextel Corporation
Swiss Re
Tax Foundation
Thomson Reuters Corporation
Time Warner Cable
TransCanada Corporation
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
U.S. Chamber of Commerce
UnitedHealth Group Inc.
W.L. Gore & Associates
eBay Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers

Port Authority Nixes Town's Bid For GWB Scandal Legal Costs

The Port Authority of New York and New Jersey has refused to reimburse Fort Lee, New Jersey, for about $334,000 in legal expenses related to investigations into the George Washington Bridge lane-closing scandal, saying the borough should instead turn to the individuals convicted in the scheme.

INSURANCE

Fla. Resiliency Action Key To Insurance Stability: Experts

As concerns mount in South Florida about the potential effects of climate change and rising sea levels, governments need to address resiliency to ensure stability in insurance markets for property owners and possibly protect themselves from lawsuits, legal and insurance experts said Thursday in Miami.

PRIVACY & CONSUMER PROTECTION

GM Looks To Intervene In Challenge To Used-Car Settlement

General Motors LLC on Wednesday asked the D.C. Circuit for permission to intervene on behalf of the U.S. Federal Trade Commission in a challenge to the agency's settlement with automakers over used-car safety certifications, saying the FTC may not be able to represent its interests in the dispute with consumer interest groups.

TAX

Budget Cuts Force IRS To Halt Some Private Letter Rulings

Reduced funding for the Internal Revenue Service has resulted in staffing cuts and, consequently, a suspension of certain conferences with taxpayers and private letter rulings in the estate tax area.

Fed. Tax Reform Could Spike State Revenues, Think Tank Says

Federal tax policy changes proposed by President Donald Trump and GOP lawmakers could dramatically increase income tax burdens across the country if legislatures don't act to adjust their own laws, according to a report released Wednesday by the Tax Foundation.

IMMIGRATION

Dems Ask DHS Not To Split Up Families At Border

Two sets of congressional Democrats on Wednesday urged the U.S. Department of Homeland Security against pursuing a policy of separating parents and children as a deterrent against those seeking to enter the U.S. by crossing the nation’s southern border.

NY, Mass. AGs Join Fight To Bar Trump's Latest Travel Ban

New York Attorney General Eric T. Schneiderman and Massachusetts Attorney General Maura Healey on Thursday separately announced that they will join state attorneys general for Washington and Minnesota and others in arguing that an injunction against President Donald Trump’s now-moot Jan. 27 immigration ban applies to the newest executive order.

UC Irvine, ABA Back Immigrant Bond Ruling At 9th Circ.

The University of California, Irvine School of Law, the American Bar Association and others urged the Ninth Circuit on Wednesday to uphold a district court decision forcing immigration judges and officials to look at a detainee’s ability to pay bond, flight risk and other factors, saying vulnerable immigrants will be punished if the ruling is struck.

Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Food and Drug Administration
Internal Revenue Service
Legal Services Corp.
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger Corporation
New York Attorney General's Office
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Port of Portland
Securities and Exchange Commission
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs

TELECOMMUNICATIONS

Civil Rights Coalition Seeks Sit-Down With FCC's Pai
A group representing more than 200 advocacy organizations has asked Federal Communications Commission Chairman Ajit Pai to meet over his early actions targeting the Lifeline broadband service, media ownership restrictions and inmate calling rate caps, saying it has concerns about his policy agenda.

Advocates Ask FCC To Refuse Fox-NY Post Ownership Waiver
Several advocacy groups on Wednesday opposed a request from Fox for an exception from the Federal Communications Commission to allow the continued co-ownership of New York and New Jersey TV stations and the New York Post newspaper, saying the commission should seek feedback on the issue.

FCC Gets Local Pushback On 5G Infrastructure Preemption
The Federal Communications Commission is fielding feedback from several states and municipalities across the country urging caution over a request that it overrule local barriers to deploying next-generation wireless infrastructure, with Pennsylvania and Virginia among those raising questions Thursday about federal intervention.

EXPERT ANALYSIS

9th Circ. Legal Concerns Influence Trump's New Travel Ban
President Donald Trump's new executive order banning travel to the U.S. by certain people from six Muslim-majority countries was clearly drafted to address structural defects and constitutional concerns outlined by the Ninth Circuit. However, it is unclear whether the changes will be sufficient to withstand legal challenges, says Kari Konikowski Blackman of Foster LLP.

Here Comes The Rule-Making Revolution
The business of agency rule-making — a significant source of the regulatory burden that financial institutions bear — is about to undergo a significant makeover. Those who have been around financial regulation through various business and political cycles know, however, that federal agencies can sometimes revert to the path of least resistance to reach the same bottom line, says Thomas Vartanian of Dechert LLP.

Assessing The Prospect Of A Bitcoin ETF As Deadline Looms
This week, the U.S. Securities and Exchange Commission must either approve the Winklevoss Bitcoin Trust ETF as the first bitcoin exchange-traded fund in the United States, or reject it, because the SEC is finally out of extensions to make a decision. An approval would likely be a game changer for both the digital currency and the global financial markets, says Nicole Tate-Naghi of Goodwin Procter LLP.

6 Legal And Regulatory Risks Facing Specialty Pharmacies
Specialty pharmacies, selling primarily drugs prescribed for complex or chronic medical conditions like cancer and multiple sclerosis, often face unique legal and regulatory issues. Attorneys with Norton Rose Fulbright US LLP discuss how specialty pharmacies can mitigate some of these risks.

LEGAL INDUSTRY

Ex-Hunton Lawyer In Tears As Judge Refuses To Nix Charges
A former Hunton & Williams LLP patent litigator broke down in tears Thursday when a federal judge in Brooklyn refused to dismiss charges that he shared insider knowledge of Pfizer Inc.'s plan to take over his then-client King Pharmaceuticals.

Loop Loses IP Suit Over Atty's 'Unprofessional Conduct'
A California federal judge said he was finally fed up with an attorney's antics in a contentious trade secrets dispute, throwing out her client's case after months of

Enforcement
U.S. Office of Government Ethics
U.S. Supreme Court
Ute Indian Tribe
Virginia Department of Transportation

"unprofessionalism," including refusal to comply with orders and, at one point, throwing or spilling iced coffee on her opponent, according to an order Thursday.

State's Top Dewey Witness Takes Stand, Cops to Crimes

More than a month into the New York retrial of two Dewey & LeBoeuf LLP executives accused of a long-running accounting fraud, the state's star cooperator took the stand Thursday and quickly copped to helping cook the books as Dewey's finance director.

Law360's Weekly Verdict: Legal Lions & Lambs

Shook Hardy & Bacon LLP nabbed a spot on this week's legal lions list by winning a $140 million jury verdict for Sprint in litigation with Time Warner Cable over technology patents, while Seyfarth Shaw LLP was made a legal lamb by a defeat when the Ninth Circuit found that Dodd-Frank extends to non-SEC whistleblowers, including a former employee of the firm's client.

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Boies Schiller
Browne George
Cleary Gottlieb
Collora LLP
Cooley
Dechert
Dentons
Dewey & LeBoeuf
Dowd Bennett
Fish & Richardson
Foster LLP
Fragomen Del Rey
Fredericks Peebles
Gibson Dunn
Goldstein & Russell
Goodwin
Greenberg Traurig
HeplerBroom LLC
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Hunton & Williams
Husch Blackwell
K&L Gates

Latham & Watkins
Meyer Glitzenstein
Morris Nichols
Morrison & Foerster
Morvillo Abramowitz
Norton Rose Fulbright
One LLP
Orrick Herrington
Paul Weiss
Phelps Dunbar
Proskauer Rose
Recht Kornfeld
Scopelitis Garvin
Seward & Kissel
Shook Hardy
Sullivan & Cromwell
Thompson Hine
Venable LLP
Weil Gotshal
WilmerHale
Wilson Sonsini
Wolf Greenfield

COMPANIES

American Bar Association
American Civil Liberties Union
Twitter Inc.
AARP Inc.
AT&T Inc.
Alibaba Group Holdings Ltd.
American Bankers Association
American Farm Bureau Federation
American Railcar Industries, Inc.
American Trucking Associations Inc.
Ameriprise Financial, Inc.
Asbury Automotive Group Inc.
Association of American Railroads
BioScrip, Inc.
Bipartisan Policy Center
C. R. Bard, Inc.
CTIA
CarMax Group
Center on Budget and Policy Priorities
Chevron Corporation
Christie's International PLC
Citigroup Inc.
Citizens for Responsibility and Ethics in Washington
Culp Inc.
Deloitte Touche
Digital Realty Trust Inc.
Enbridge

Federal Bar Association
Financial Industry Regulatory Authority Inc.
General Electric Capital Corp.
General Motors
Imerys SA
Independent Community Bankers of America
International Bar Association
International Brotherhood of Teamsters
Johnson & Johnson
KCG Holdings Inc.
Kinder Morgan
King Pharmaceuticals Inc.
Kmart Corp.
Lithia Motors, Inc.
Medco Health Solutions Inc.
MetLife Inc.
Mobilitie LLC
NASDAQ OMX Group Inc.
National Association of Manufacturers
Natural Resources Defense Council
Needham & Co. LLC
New York Post
New York Times Co.
Pacific Legal Foundation
Pfizer Inc.
Public Company Accounting Oversight Board
Sierra Club
Snap Inc.
Sotheby's
Sprint Nextel Corporation
Swiss Re
Tax Foundation
Thomson Reuters Corporation
Time Warner Cable
TransCanada Corporation
Trump Organization Inc.
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
UnitedHealth Group Inc.
W.L. Gore & Associates
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Environmental Protection Agency
Consumer Financial Protection Bureau
Federal Communications Commission
Executive Office of the President
Federal Deposit Insurance Corp.

Federal Railroad Administration
Federal Reserve System
Internal Revenue Service
New York Attorney General's Office
U.S. Army
U.S. Department of Transportation
Army Corps of Engineers
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Motor Carrier Safety Administration
Federal Trade Commission
Financial Stability Oversight Council
Food and Drug Administration
Legal Services Corp.
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger Corporation
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Port of Portland
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Government Ethics
Ute Indian Tribe
Virginia Department of Transportation

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
From: Diana Paul
Sent: Thur 7/9/2015 9:08:48 PM
Subject: Re: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Understood, all of the reporters are asking in the context of contributions and will you return them.

On Jul 9, 2015, at 1:39 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I made no statement about any contributions received, just a flat response to the publication of information *as asked.*

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:35 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I believe the reporter is on deadline now; he asked for the statement you had made regarding the campaign contributions received from those indicted.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:34 PM
To: Margaret Kurtz
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Great! I'll get back to you on it. I want to be sensitive to their community. I'll get it done by Monday.

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:32 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

Got a text from DeHaven too with questions – please send my statement on to him as well.

<image001.jpg>

From: Diana Paul
Sent: Thursday, July 09, 2015 7:25 AM
To: cgoodman
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015

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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud

scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-

suzuki-and-paul-suzuki-mri.

# # #

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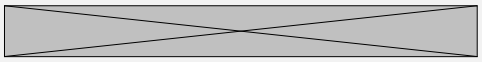
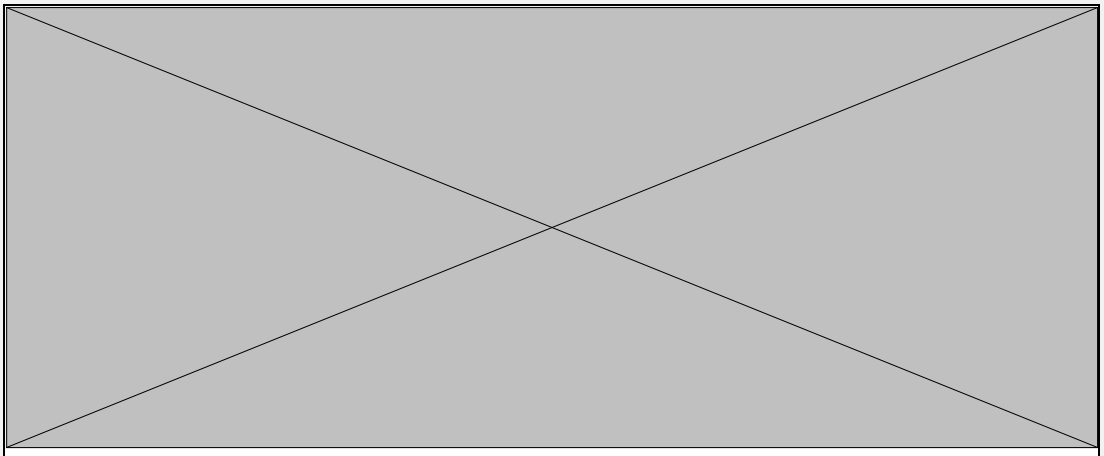
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Tue 9/6/2016 2:06:57 PM
Subject: [Marketing Mail] Webinar: Digital Account Opening-New Path to Profitability





Digital Account Opening—New Path to Profitability

Join Banking Exchange for a complimentary webinar, Digital Account Opening—New Path to Profitability, on **September 20, 2016 at 1:00 p.m. Eastern | 10:00 a.m. Pacific**. As more and more customers turn to mobile and digital channels for their banking needs, industry analysts expect to see a surge in the number of new account applications submitted via mobile devices, as well as the potential for fraud. Financial institutions that embrace and optimize these channels for growth will be well positioned to gain new customers quickly and securely.

During this webinar, you'll learn:

• The importance of a digital account opening process that is both seamless for the applicant and safe for the institution

• How improving this process maximizes the number of consumers approved and impacts top-line growth and overall profitability

• How digital ID scanning and authentication technology represents a potential solution to the risk-convenience dilemma for both mobile and desktop account opening

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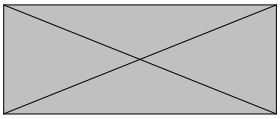
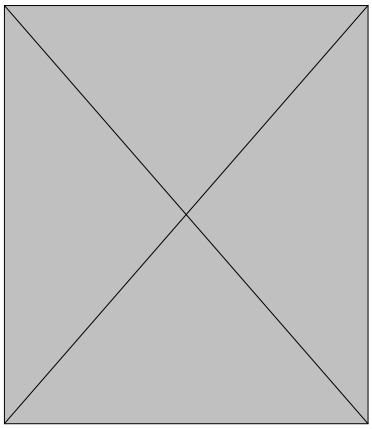
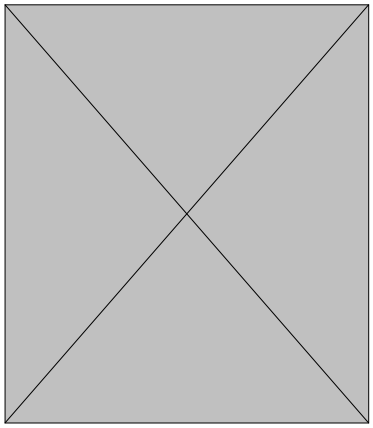


SPEAKERS

Brian Higgins, First Financial Bank



Brian Higgins is first vice-president, product & channel for First Financial Bank, a $8.2 billion-assets community bank headquartered in Cincinnati serving Ohio, Indiana, and Kentucky. Since joining First Financial Bank in September 2012 Higgins has leveraged 20 years of financial services experience to bring a fresh perspective on the challenges faced by community banks. Previously Higgins worked for Vantiv Payment Solutions and Fidelity Investments, serving in a variety of roles in business leadership (Operations, Product, and Marketing) and strategic planning.

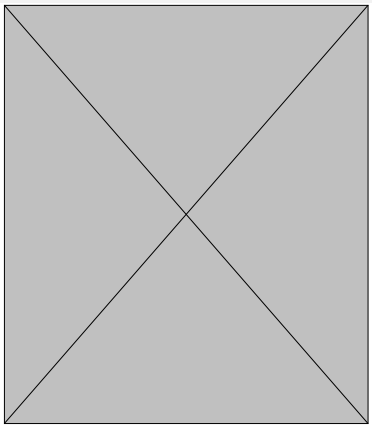


Steve Craig, Mitek

Steve Craig directs products & experience for Mitek's global identity business. He has over ten years of experience in the technology industry and has previously worked on SaaS and mobile solutions for Digital Insight, Intuit, and Hewlett Packard. Craig holds an MBA from the Rady School of Management at the University of California, San Diego.

Lisa Valentine, Banking Exchange

Lisa Valentine has 20 years of experience as a banking industry writer and reporter, with expertise across the full spectrum of the financial services industry, including banking, the payments system, insurance, and capital markets. She specializes in interviewing high-level executives about business challenges, strategies, and transformations.



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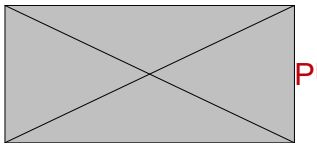
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 11/15/2018 8:25:14 AM
Subject: GOP Senate Leader Puts Brakes On Mueller Protection Bill



PUBLIC POLICY.

Thursday, November 15, 2018

TOP NEWS

GOP Senate Leader Puts Brakes On Mueller Protection Bill

The Senate's Republican leader, Mitch McConnell of Kentucky, tamped down an effort Wednesday to pass a bill protecting Special Counsel Robert Mueller, setting up a showdown with Arizona Republican Jeff Flake, who vowed to block judicial nominations over the issue. Read full article »

Acting AG Whitaker's Appointment Legal, DOJ Counsel Says

The U.S. Department of Justice defended the appointment of Matthew Whitaker as acting attorney general on Wednesday, reasoning in a memo from the DOJ Office of Legal Counsel that his appointment followed the law and Constitution and was consistent with past practice. Read full article »

Analysis

Trump EPA's Air Policy Tweaks Relax Permit Program

The U.S. Environmental Protection Agency's latest change to a Clean Air Act permitting program will provide clarity to facilities looking to expand their operations and make it easier to avoid more stringent pollution controls, continuing the Trump administration's efforts to make industry-friendly changes to the program. Read full article »

Feds Try To Dodge LA's Challenge Of 'Sanctuary' Rules

The U.S. Department of Justice is battling back a challenge lodged by the city of Los Angeles to conditions placed on federal funding grants for fiscal year 2018, continuing the Trump administration's multifront fight against so-called sanctuary cities that want to restrict local law enforcement's cooperation with federal immigration authorities. Read full article »

Feds, NYC Housing Authority's $1.2B Spending Deal Nixed

A New York federal judge on Wednesday rejected a proposed settlement between the federal government and the New York City Housing Authority that calls for more than $1.2 billion in additional spending to correct the "bureaucratic breakdown of the largest public housing agency in the United States," finding that the settlement overlooks the human impact of the claims. Read full article »

BANKING & SECURITIES

No More Bank Rule Rollbacks From House, Rep. Waters Says

The likely next chair of the House Financial Services Committee, Rep. Maxine Waters, D-Calif., warned Wednesday that the days of post-crisis bank rule rollbacks are numbered and pressed the Federal Reserve's point man for supervision to promise not to weaken capital standards for the largest banks. Read full article »

FDIC Puts Out Call For Information On Small-Dollar Lending

The Federal Deposit Insurance Corp. said Wednesday that it's looking for input on how

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to encourage banks to offer small-dollar loans, a move that could lay the groundwork for a more substantive thawing in the agency's attitude toward this type of credit. Read full article »

ENERGY & ENVIRONMENTAL

EPA Eases Hazmat Rules For Discarded Takata Air Bag Parts

The U.S. Environmental Protection Agency said Wednesday that it will ease hazardous waste regulations for auto dealerships, repair facilities and scrap yards disposing of potentially deadly Takata air bag inflators at the center of a sweeping 2015 national recall. Read full article »

REAL ESTATE

NYC, State Seek Pause In Suit Over Real Estate Tax System

The state and city of New York urged a state judge Wednesday to pause a suit accusing them of running a real estate tax system that is so unfair as to be unconstitutional while appeals are underway, but only won a short-term halt while the judge mulls the issue further. Read full article »

AEROSPACE & DEFENSE

Senate Passes Coast Guard Bill With Ballast Compromise

A bill reauthorizing the U.S. Coast Guard heads back to the House of Representatives on Wednesday after the Senate voted to pass a version of the legislation that includes a compromise over how the federal government will regulate ship ballast and discharge. Read full article »

MEDIA & ENTERTAINMENT

CNN Faces Tough Questions On Trump's Reporter Ban

A lawyer for CNN faced repeated questioning from a D.C. federal judge Wednesday on his arguments that the Trump administration had unfairly targeted the network by revoking reporter Jim Acosta's White House press credentials, with a ruling expected Thursday afternoon. Read full article »

COMPETITION

FCC Asks For Comment On Sprint, T-Mobile Deal Study

The Federal Communications Commission is seeking comments on a recent study examining the proposed $59 billion merger between T-Mobile and Sprint that was submitted by the two companies as they continue to seek approval of the deal. Read full article »

EU Approves $121M To Make German Buses Greener

The European Commission has greenlighted €107 million ($121 million) in public funds to help Germany make its diesel buses more environmentally friendly, the commission said Wednesday. Read full article »

Cargill Units For Sale As La Coop Antitrust Worries Crop Up

Four Canadian retail locations belonging to Cargill Ltd. will be sold off to deal with antitrust concerns surrounding the company's grain business merger with La Coop fédérée. Read full article »

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LinkedIn Corp.
Microsoft Corporation
NBCUniversal Inc.
Natural Resources Defense Council
PG&E Corporation
SoftBank Group Corp.
Sprint Nextel Corporation
Starbucks Corporation
State Farm
T-Mobile USA Inc.
The Allstate Corp.

China Panel Backs Trump's Confrontations With Beijing

An influential China watchdog commission gave high marks to the Trump administration on Wednesday for taking more aggressive steps to counter China on trade where past diplomatic efforts have failed and floated new ideas for the White House to keep pressure on Beijing. Read full article »

Tariff Exclusion Process Still Drawing Fire From All Sides

The Trump administration's scramble to adjust the process it has set up for companies to obtain exclusions from its steel and aluminum tariffs has continued to attract criticism from importers and domestic producers alike, according to documents published by the government Wednesday. Read full article »

TAX

France To Tax Cryptocurrency Gains At 30%

The French government will set taxes on gains from cryptocurrency speculation at 30 percent and ensure corporate holdings are taxed only when converted into euros, Finance Minister Bruno Le Maire said. Read full article »

BANKRUPTCY

Puerto Rico Sales Tax Plan Lacks Details, Stakeholders Say

The outline of a plan to restructure nearly $18 billion in debt owed by the Puerto Rico Sales Tax Financing Corp., or COFINA, is missing vital information, some stakeholders said this week, saying more details are needed on how funds will be distributed and how pending lawsuits will affect the process. Read full article »

IMMIGRATION

Trump 'Apprentice' Tapes Sought In Protected Status Suit

Several nonprofits and immigrants who alleged in Massachusetts federal court that "racial animus" fueled the Trump administration's decisions to end temporary protected status for Haitians, Salvadorans and Hondurans sought copies Tuesday of recordings from "The Apprentice" that purportedly show Donald Trump making racially insensitive remarks during the filming of the reality television show. Read full article »

TELECOMMUNICATIONS

Interview

FCC's Carr Sees Regs That Can Unlock The Wireless Future

From FCC Commissioner Brendan Carr's perspective, the agency has an obligation to make sure its suite of regulations stimulates economic growth and encourages service providers to expand their networks. Read full article »

FCC Seeks Comment On New Satellite Spectrum Rules

The Federal Communications Commission opened a comment period Tuesday seeking feedback on a proposal to update rules governing direct broadcasting service systems like DirecTV, instituting a "first come, first served" system for applications to use the limited spectrum space after bidding was banned in 2005. Read full article »

FCC Bureau Says Lobbyists Need To Get To The Point Sooner

Attorneys who bring clients to the Federal Communications Commission for meetings with agency staffers should clarify their desired policy outcomes within the first few minutes of a session and elucidate any legal barriers to their requests, FCC Wireless Bureau leaders said Wednesday. Read full article »

Man Admits To FCC Bomb Threat Over Net Neutrality Vote

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Federal Energy Regulatory Commission
Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
Florida Supreme Court
Internal Revenue Service
National Highway Traffic Safety Administration
New York Attorney General's Office
New York City Housing Authority
Office of the Comptroller of the Currency
Pennsylvania Department of Environmental Protection
Securities and Exchange Commission
U.S. Coast Guard
U.S. Department of Education
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U.S. Department of Housing and Urban Development
U.S. Department of Justice
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U.S. House of Representatives

A California man pled guilty Tuesday to phoning in a false bomb threat at the Federal Communications Commission in December as the agency was poised to vote on its net neutrality deregulation. Read full article »

WHITE COLLAR

Transport Agency Beats Ex-Worker's Corruption Claims

A Missouri federal judge threw out a case Wednesday that claimed a Missouri-Illinois Metropolitan District development agency cheated the government out of millions in federal funds for its operations and capital improvements, and used the money to make political paybacks, finding no evidence the agency violated federal anti-corruption laws. Read full article »

Colo. DA Asks State High Court For Atty Fees In Ethics Row

The former district attorney for a pair of Colorado counties asked the state's Supreme Court on Wednesday to revive his lawsuit for $300,000 in attorneys' fees he incurred while fighting ethics complaints brought by the attorney regulatory council, saying the counties must pay for expenses related to his job. Read full article »

EXPERT ANALYSIS

Energy, Environment And The Elections: A Changed Mosaic

Last week's midterm elections changed the regulatory landscape for energy and the environment in three subtle yet significant ways, say attorneys with Kirkland & Ellis LLP. Read full article »

Assessing Atomic Energy Act's Reach At High Court

Based on last week's U.S. Supreme Court oral arguments in Virginia Uranium v. Warren, it appears the court will reject the Fourth Circuit's reasoning that Virginia's purpose is irrelevant to the question of whether the state's ban on mining is preempted by the Atomic Energy Act, says Michael Murphy of Gibson Dunn & Crutcher LLP. Read full article »

Don't Panic: Harvey Doesn't Alter Florida's Bad Faith Standard

Despite the Florida Supreme Court's consistency with 80 years of precedent in its latest bad faith ruling, Harvey v. Geico, the dissenting opinions — and recent commentary — predict that "mere negligence has now become bad faith" and warn of fabricated claims and market chaos. Stephen Marino and Benjamin Hassebrock of Ver Ploeg & Lumpkin PA disagree. Read full article »

Simple Secrets For Improving Your CLE

With few cases going to trial, many attorneys keep their oral-presentation skills sharp by teaching continuing legal education programs. To avoid giving a CLE that falls flat and damages your reputation, you must fashion a thoughtful message, control its presentation, and nail the beginning and ending, says Daniel Karon of Karon LLC. Read full article »

LEGAL INDUSTRY

In Leap To Plaintiffs Boutique, Munger Vet Makes Rare Move

It's uncommon for attorneys to jump from the world of defending corporations in bet-the-company litigation to pursuing those same suits, but former Munger Tolles & Olson LLP partner Marc Dworsky has made that 180-degree turn and says he's thrilled with the decision. Read full article »

5 Law Firms Named The Savviest At Social Media Marketing

Five BigLaw firms have been named the savviest at social media marketing this year in a report released Wednesday that compares the Twitter, Facebook, LinkedIn and online thought-leadership skills of the largest firms in the United States. Read full article »

U.S. Senate
U.S. Supreme Court
U.S.-China Economic and Security Review Commission
World Trade Organization

Ex-Paul Weiss, Munger Atty Tapped For Calif. High Court

California Gov. Jerry Brown on Wednesday picked his own senior adviser, who previously worked at both Munger Tolles & Olson LLP and Paul Weiss Rifkind Wharton & Garrison LLP, to fill an associate justice seat on the California Supreme Court. Read full article »

Avenatti Arrested On Felony Domestic Violence Charge

Michael Avenatti, the attorney representing adult film actress Stormy Daniels in her now-dismissed defamation suit against President Donald Trump, was arrested on a felony domestic violence charge, the Los Angeles Police Department said Wednesday. Read full article »

Most Law Firms' Cybersecurity Not Up To Par As Risk Grows

Most law firms are underprepared for cybersecurity threats, despite a sharp spike in cyberattacks against the industry in 2017, according to a new report from information technology consulting firm LogicForce. Read full article »

White & Case Revamped Parental Leave Policy For 2018

White & Case LLP rolled out a new parental leave policy in 2018 for its U.S. offices that offers 12 weeks of paid leave to all legal and business employees regardless of their gender, the firm confirmed on Wednesday. Read full article »

9th Circ. Creates New Role To Tackle Workplace Harassment

In a first for the federal judiciary, the U.S. Court of Appeals for the Ninth Circuit has created the new position of director of workplace relations to confront workplace harassment issues in the appellate, trial and bankruptcy courts within the circuit's jurisdiction. Read full article »

Ex-Dewey Exec Trying To Ax $1M Fine Deserves Jail, DA Says

Counsel for Dewey & LeBoeuf LLP's former chief financial officer will square off Thursday in Manhattan with prosecutors who claim the ex-executive should be jailed after asking a New York state judge to toss or reduce the $1 million fine he was sentenced to pay following his fraud conviction last year. Read full article »

Law Firm Leaders: Brownstein Hyatt's Adam J. Agron

Brownstein Hyatt Farber Schreck LLP managing partner Adam J. Agron spoke to Law360 in the final year of his six-year tenure as firm leader about the challenges facing the legal industry and why he believes the Denver-based firm is well positioned to grow its success. Read full article »

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Bureau of Citizenship and Immigration Services
California Supreme Court
Colorado Supreme Court
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European Commission
European Union
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission

Federal Housing Finance Agency
Federal Reserve System
Federal Trade Commission
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New York City Housing Authority
Office of the Comptroller of the Currency
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Wed 10/26/2016 2:03:58 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 10/26/16

10.26.2016
This dispatch prepared for .

DAYS UNTIL THE 2016 GENERAL ELECTION: 13

Good morning, everyone. I have been tallying early vote numbers now for several cycles, and the numbers always fascinate people. They also tell a lot about what will happen – I was able to forecast blue waves in 2008 and 2012 early on, and I foretold the red wave of 2014 after the first day. But never have I experienced the number of people crying fraud – George Soros rigged the voting machines! – as I have on Twitter this cycle. This is what Trump has wrought, and this is why what he is doing with his rigged meme is so dangerous.

I was on KTNV last night several times talking about a new Senate poll/ad, early voting and my interview with AFT's Randi Weingarten.

What's below: Early numbers, stadium applicants, Morning Flash nuggets, and a trivia question about a document.

COMING UP

Democratic leaders who embraced Adelson Stadium will announce the community benefits agreement with Team Adelson tomorrow at a news conference. I'm told it's a lot of money (seriously, it is). You think those Democratic votes came cheap? Still, Democratic leaders at a presser with Sandsman Andy Abboud? This is through the looking glass, folks.

THE EARLY VOTE AFTER FOUR DAYS

The latest numbers show turnout is much like 2012 for the Democrats, maybe slightly better because of Washoe 3,000-vote firewall. The GOP played Washoe, where they usually do all right but lost the first three days, to a draw Tuesday, if they want some hope. But the statewide numbers will show close to a 25,000-vote lead. Unless this trend is reversed – and that has never happened – it's big trouble for the GOP up and down the ticket.

Details here.

ADELSON STADIUM APPLICANTS

The applications are starting to roll in for positions on the stadium authority to oversee THE GREATEST PROJECT EVER. Some familiar names, I've learned:

Perennial everything Andrew Martin, the former assemblyman

Former Thomas & Mack Executive Director Daren Libonati

Others include general contractors and others who have either a lot of good experience or not much.

A QUARTET OF MORNING FLASH NUGGETS

Nugget No. 1 – The race for Harry Reid's seat began with Harry Reid being the GOP foe and will end that way.

Nugget No. 2 – Ah, a stadium survey. And only 10-15 minutes!

Nugget No. 3 – Ah, the "pyramid scheme" returns.

Nugget No. 4 – BREAKING: Pot foe Pat Hickey is smoking pot.

FAST FLASHES

Click and enjoy.

Hi, Joe.

Megan Messerly on Wal-Mart moms.

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A MESSAGE FROM MGM RESORTS INTERNATIONAL: ARIA Resort & Casino has earned a 5 Key rating from Green Key Global's Eco-Rating Program. Green Key bestows its highest rating only when a property exemplifies the highest standards of environmental and social responsibility throughout its operations. ARIA currently is expanding its convention facilities to create one of the most expansive high-end and environmentally friendly meeting facilities in the world.

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FLASH FACTS OF THE DAY

It might seem reasonable to assume that nuclear tests in Nevada were all performed on the Nevada Test Site, set aside for this purpose. But, it would be an incorrect assumption. Project Shoal was organized by the Atomic Energy Commission (AEC) and the Department of Defense (DoD) to study the impact of a nuclear explosion in different geological environments, in this case, a predominantly granite rock formation. The goal was to compare the seismic reporting of the event to that of an earthquake to help discern nuclear explosions. On October 26, 1963, a nuclear bomb was detonated about 28 miles Southeast of Fallon, NV in south Churchill County, just north of the county line with Mineral County. The 12 kt bomb was detonated at a depth of 1,204 ft at the edge of the Sand Springs Range. Because of the location and the depth of the explosion and level of contamination, the Nevada Division of Environmental Protection (NDEP) said "exposure to humans is unlikely."

TRIVIA QUESTION OF THE DAY

It took two days, and a document that started traveling from Nevada to DC on this day in history actually had to be transcribed when it arrived. Transcribed from what, and what was it?

Tuesday's winner: KSNV's Tony Garcia

The question: On this day in history, a mayor awarded a key to the city to a legend who passed away only six years later. Who was it?

The answer: Michael Jackson

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn Levering
Sent: Mon 4/11/2016 9:41:59 PM
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Thank you!

Carolyn M. Levering, MEd, CEM
Emergency Manager
City of Las Vegas
"Building Community to Make Life Better"
Office - (702) 229-0770
clevering@lasvegasnevada.gov
www.LVAlert.com

From: Carolyn G. Goodman
Sent: Monday, April 11, 2016 2:31 PM
To: Carolyn Levering
Cc: Lora Kalkman
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Thank you. Done…copy to you, CL.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Carolyn Levering
Sent: Monday, April 11, 2016 1:18 PM
To: Carolyn G. Goodman
Cc: Lora Kalkman
Subject: RE: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Well, this is certainly…interesting. I do not recall having seen or heard of such communications from this person until now. I will forward the string to the Fusion Center to follow up on. If his message reached Ted Moody prior to his retirement, he would have sent it along to SNCTC as well. If so, they will have a file started on this person and any communications they may have had with him since. His initial warning in May 2014 has yet to pan out and with no specifics to go on, there's not much we can do.

I recommend your response read something to the effect of:

"Mr. Almon, thank you for sharing your concerns about terrorism and its potential impact to the Las Vegas area. I have recently expressed my own concerns directly with Secretary Johnson of the Department of Homeland Security. As a city, we invest in many resources to ensure the safety of the community and the visitors we serve. As you know, we cannot prevent every possible act of violence or terrorism. We work very hard to ensure communication, cooperation and coordination with our local government agencies, the private sector and our state and federal partners to be prepared to achieve our 5 mission areas: prevent, protect, mitigate, respond, recover from terror attack.

I am forwarding your concerns to our Joint Terrorism Task Force and the Southern Nevada Counter Terrorism Center for further investigation. If you have knowledge of ***specific planned targets, modes of attack, or dates and times of planned attack***, please file a SAR (Suspicious Activity Report) as soon as possible with our Counter Terrorism Center. This report may be sent anonymously if so desired."

I hope this is satisfactory for your use. Please let me know if he persists with non-specific information about how much danger we are in. Thank you!

Carolyn M. Levering, MEd, CEM
Emergency Manager
City of Las Vegas
"Building Community to Make Life Better"
Office - (702) 229-0770
clevering@lasvegasnevada.gov
www.LVAlert.com

From: Carolyn G. Goodman
Sent: Monday, April 11, 2016 12:32 PM
To: Carolyn Levering
Cc: Lora Kalkman
Subject: FW: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

Are you aware of this individual and any suggested response.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: act@preactdontreact.com [mailto:act@preactdontreact.com]
Sent: Friday, April 08, 2016 3:15 PM
To: Carolyn G. Goodman
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at

all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:

-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist

vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
305 725 2271

EMAIL TO LV COMMANDER

-------- Original Message --------
Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON
http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

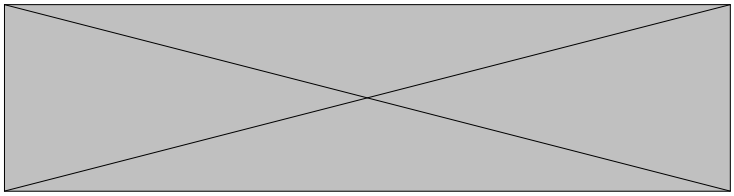
I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries- which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

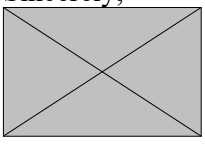
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES
http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: [redacted]
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

almonjer@yahoo.com (Jerome Almon)
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almon[redacted].com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95
HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing

By Lisa Zagaroli / Detroit News Washington Bureau

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WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11

terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security. The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be

worked out.
"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."
Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.
"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.
Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.
Tighter local security
Local authorities say they've taken the steps they can to bolster security.
Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.
"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."
Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.
The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co. Stamper said the bridge company is paying for the extra security.
"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.
The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days, Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.
"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."
Blue Water Bridge study
Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.
With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.

Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.

Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.

"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html
http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: [redacted]

Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-
Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?
Thanks-
Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------
Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE
From: <act@preactdontreact.com>
Date: Sun, November 29, 2015 7:59 pm
To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org
Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most

of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)
http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):
"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION

http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION

http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD

http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL

http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES

http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU
http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html

On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:
From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: [redacted]
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got

back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...

(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)

Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820
Fax: ++44 (0) 207 820

BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy

and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nextdoor Scotch Eighty
Sent: Mon 7/10/2017 11:48:44 PM
Subject: 6 new messages & today's top post: Do you know this cat?

Mailbox Fraud • Do you know this cat? • Figs part 2 • Used bricks • Advice needed from cat people • Garden work

Nextdoor Scotch Eighty
Daily Digest

Get the Nextdoor app
iPhone • **Android**

SPONSORED POSTS

- Free Home Security System available to Scotch Eighty residents with ADT sign-up · learn more about ADT Monitored Security

POSTS

- Mailbox Fraud
- Do you know this cat?

REPLIES

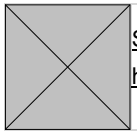
- Figs part 2
- Used bricks
- Advice needed from cat people
- Garden work

Sponsored Posts

Free Home Security System available to Scotch Eighty residents with ADT sign-up

ADT Monitored Security · Sponsored

We're offering an incredible ADT monitoring home security deal to Scotch Eighty residents in Las Vegas. For a limited time, Scotch Eighty... Read more



Sign up for a free home...

LEARN MORE

Posts

Mailbox Fraud

Jill Andrews , Scotch Eighty

Just wanted to let everyone know we had some mail stolen, with a credit card that was used in town. We didn't

have a lock on our mailbox,... Read more

Do you know this cat?

Selene Rovegno , McNeil Estates

So this pretty feral cat has been around for six months or so and finally made his move two nights ago into my house. I should have known... Read more

11 replies

Replies

Re: Figs part 2

2 new replies including:

Sunni Fihn , Palomino

I too have a overzealous fig tree and will share! Needs to be clipped after this bloom. Will keep u posted when they are ripe !

1 reply

Re: Used bricks

1 new reply:

Sunni Fihn , Palomino

Thank u
Amy! I'll call u tomorrow!!

Re: Advice needed from cat people

4 new replies including:

Selene Rovegno , McNeil Estates

Hello. I am backed up today so I won't be able to call you tonight. Honey is doing great -- eating lots, very little nasal discharge, seems... Read more

3 replies

Re: Garden work

1 new reply:

Erin Hurley , Scotch Eighty

How much did Sergio charge for trimming your palm tree?

Upcoming Events

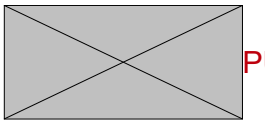
- Yoga 4-6pm in McNeil! · Jul 10

This message is intended for cgoodman@lasvegasnevada.gov.
Unsubscribe or change your email settings

Nextdoor, Inc. 875 Stevenson Street, Suite 700, San Francisco, CA 94103

..

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/23/2016 8:10:06 AM
Subject: [Marketing Mail] Brill Leaves FTC With Legacy Of Powerful Privacy Advocate



PUBLIC POLICY

Wednesday, March 23, 2016

TOP NEWS

Brill Leaves FTC With Legacy Of Powerful Privacy Advocate

Federal Trade Commissioner Julie Brill has played a vital role in focusing the commission on emerging privacy and data security issues such as data brokers and trans-Atlantic data flows, and her looming departure for Hogan Lovells marks the loss of a strong voice that has helped cement the agency's place as one of the world's leading privacy regulators.

FTC Commissioner Julie Brill Resigns To Join Hogan Lovells

Federal Trade Commissioner Julie Brill is stepping down at the end of the month, ending a six-year tenure that has been punctuated by a strong defense of consumer privacy issues and leaving the agency with only three commissioners, the regulator said Tuesday.

Schumer Predicts 'Brilliant' Garland Will Win Over GOP

After meeting with Supreme Court nominee Merrick Garland Tuesday, Sen. Chuck Schumer, D-N.Y., praised the D.C. Circuit chief judge's "brilliant legal mind" and "heart of gold," remaining optimistic that the GOP's icy opposition to his confirmation will melt once Republican senators meet him in person.

EPA Administrator McCarthy Likes CPP's Chances

U.S. Environmental Protection Agency Administrator Gina McCarthy on Tuesday reiterated her belief that the agency's Clean Power Plan will be upheld in court and that any states that still want to work on implementing the currently blocked rule's goals will have support from the EPA.

House Debates Bill To Align FTC, DOJ Merger Challenges

The U.S. House of Representatives on Tuesday debated a bill that would bring certain Federal Trade Commission merger review procedures more closely in line with U.S. Department of Justice merger reviews, with the threat of a veto of the bill looming.

FDA Adds Black-Box Warning To Opioids

The U.S. Food and Drug Administration said Tuesday it will now require black-box warnings on immediate-release opioids highlighting the risk of "misuse, abuse, addiction, overdose and death," to combat what the agency described as an epidemic of addiction.

ANALYSIS

FTC Loses Tough Antitrust Enforcer As Brill Departs

Departing Federal Trade Commissioner Julie Brill may be best known for her work on privacy and consumer protection, but she also helped push the commission to take aggressive action on mergers and other antitrust issues, former FTC lawyers said.

LAW FIRMS

Akin Gump
Arnold & Porter
Ashburn & Mason
Baker Botts
BakerHostetler
Ballard Spahr
Brann & Isaacson
BuckleySandler
Clifford Chance
Colvin Chaney
Consovoy McCarthy
Constantine Cannon
Covington & Burling
Cozen O'Connor
Crowell & Moring
Davis & Gilbert
Day Pitney
Dechert
Dentons
Earthjustice
Faegre Baker
Ford & Harrison
Gibson Dunn
Greenberg Traurig
Hangley Aronchick
Hinshaw & Culbertson
Hogan Lovells
Holland & Hart
Hunton & Williams
Jones Day
Kilpatrick Townsend
Kobre & Kim
Lathrop & Gage
Law Offices of Stewart and Stewart
Mayer Brown
McDermott Will
Miles & Stockbridge
Mintz Levin
Montgomery McCracken

FTC Likely To Remain Short-Handed Through Election

The Federal Trade Commission will be in the unusual position of having just three commissioners when Julie Brill leaves her post at the end of the month, and experts say it will be difficult, if not impossible, to get the agency back to full strength before 2017.

High Court Split In Lending Bias Case 'Anticlimactic'

The U.S. Supreme Court's ruling Tuesday limiting discrimination claims that can be brought by spouses under a fair lending law further defined the statute's applicability, but because the first split decision since Justice Antonin Scalia's death did not come with a published opinion, the impact on consumer finance laws remains murky.

Payroll Tax Break May Not Boost Foreign Grad Hiring

A work authorization rule for foreign graduates drew claims that savings from certain payroll tax breaks give companies an incentive to hire the graduates over U.S. workers, but attorneys say the tax exemption is confusing for employers and likely doesn't factor into their hiring plans.

Sparring Wyo. Tribes Stand United On Border Challenge

Despite an intensifying battle between the Northern Arapaho and Eastern Shoshone tribes for control of federally funded programs they both take part in, a Tenth Circuit row over a U.S. Environmental Protection Agency ruling on the boundaries of their shared Wyoming reservation has united them behind a common cause.

BANKING & SECURITIES

SEC Inching Forward On Fiduciary Duty Plans, White Says

The U.S. Securities and Exchange Commission's long-awaited plans for a uniform fiduciary duty still don't have a time frame, but they are gradually taking shape, Chair Mary Jo White told a congressional panel on Tuesday, as the agency's two other commissioners are presently vetting the outlines of a potential rule proposal.

'Brexit' Could Undermine European Capital Markets: Report

Britain's exit from the European Union could weaken the continent's capital markets and disrupt the relationship of U.K.-based banks with the larger union, potentially ushering an era of uncertainty, a Monday report by a financial group that was commissioned from law firm Clifford Chance LLP concluded.

High Court Splits On Loan Guarantor Discrimination Claims

An evenly divided U.S. Supreme Court on Tuesday said that "spousal guarantors" could not bring gender discrimination claims against creditors under the Equal Credit Opportunity Act, affirming lower court decisions and rejecting a 30-year-old expansion of the law.

ENERGY & ENVIRONMENTAL

Group Defends Bid To Apply 8th Circ. CWA Ruling Nationwide

An industry coalition on Monday insisted the U.S. Environmental Protection Agency must apply an Eighth Circuit finding that it improperly crafted water pollution rules to states beyond that court's jurisdiction, saying the agency hasn't shown that its actions weren't reviewable by the D.C. Circuit.

Climate Data Must Be Weighed In ESA Listing, 9th Circ. Told

The National Marine Fisheries Service is pushing the Ninth Circuit to allow Endangered Species Act protections for a bearded seal population it says is threatened by climate change, arguing an Alaska federal judge erred when he sided with oil and gas groups and the state of Alaska in rejecting the seal's "threatened" status.

Morgan Lewis
Morrison & Foerster
Munger Tolles
Munsch Hardt
Norton Rose Fulbright
O'Melveny & Myers
Ogletree Deakins
Orrick Herrington
Paul Weiss
Porter Hedges
Proskauer Rose
Quarles & Brady
Sidley Austin
Steptoe & Johnson LLP
Stinson Leonard
Stoel Rives
Strasburger & Price
Valorem Law Group
Van Ness
Venable LLP
White & Case
White and Williams
WilmerHale
Winston & Strawn

COMPANIES

American Bar Association
American International Group Inc.
American Petroleum Institute Inc.
American Short Line and Regional Railroad Association
Apple Inc.
Arctic Slope Regional Corp.
Association of American Railroads
Association of Corporate Counsel
CVS Caremark Corporation
Centene Corporation
Center for Biological Diversity Inc.
CenturyLink Inc.
Chevron Corporation
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
Community Bank
ERM Group Inc.
Express Scripts, Inc.
FPL Group Inc.
Florida Power & Light Co.
GlaxoSmithKline
Google Inc.
Health Net, Inc.
Home Box Office Inc.

Groups Plan Suit Against FPL Over Miami Plant Pollution

Citing an insufficient response to new studies linking radioactive materials from Florida Power & Light's Turkey Point nuclear plant near Miami to surface water in Biscayne Bay, two citizens' groups said Tuesday they intend to file a lawsuit under the Clean Water Act.

BLM, Enviros Push 10th Circ. To Reinstate Fracking Rule

The federal government and allied environmental groups have urged the Tenth Circuit to lift a stay of the Bureau of Land Management's hydraulic fracturing rule imposed by a Wyoming federal judge, insisting that the agency has the authority to craft the rule regulating the practice on public lands.

HEALTH & LIFE SCIENCES

Fewer Prescriptions Could Combat Opioid Abuse, House Told

A U.S. House committee on Tuesday heard that some of the best strategies to combat the nation's heroin and opioid abuse epidemic include better treatment options and a cultural change — involving both doctors and patients — regarding the need to be pain-free at all times.

Arnold & Porter, Kobre Deny Conflict In Menendez Pal Case

Defense lawyers at Arnold & Porter LLP and Kobre & Kim LLP have asked a Florida federal judge not to oust them from a Medicare fraud case against an eye doctor who also faces charges of bribing U.S. Sen. Robert Menendez, saying their work in a related civil case doesn’t pose a conflict.

TRANSPORTATION & INFRASTRUCTURE

High Court Upends Alaska Hovercraft Ban

The U.S. Supreme Court on Tuesday unanimously overturned a Ninth Circuit decision allowing a National Park Service hovercraft ban on an Alaskan river, saying that a federal law governing Alaska lands recognized that they are meant to be treated differently from lands in the rest of the country.

DC Circ. Urged To Put Off Oil Train Safety Rule Challenge

Railroads and the oil and natural gas industry said Tuesday that their D.C. Circuit challenges to a new safety rule for trains carrying crude oil should be put off for now, provided they can save for future their dispute over the rule's special brakes requirement.

EMPLOYMENT

Pa. House OKs Union Contract Analysis Bill

A divided Pennsylvania House of Representatives gave its approval Monday to a bill that would require public sector unions to have their collective bargaining agreements subjected to independent fiscal analysis before taking effect.

COMPETITION

Centene Wins Calif. Approval Of $6.8B Health Net Purchase

Medicaid insurer Centene Corp. is close to finalizing its $6.8 billion acquisition of California-based insurer Health Net Inc., Centene said Tuesday, after a California regulatory agency gave the deal its stamp of approval.

PRIVACY & CONSUMER PROTECTION

Imperial Tobacco
JPMorgan Chase & Co.
Kia Motors
LifeLock Inc.
London Stock Exchange Group PLC
Marsh & Mclennan Companies Inc.
Medco Health Solutions Inc.
NANA Regional Corporation
NBCUniversal Inc.
National Association of Insurance Commissioners
New York University
Office Depot Inc.
ProMedica Health System Inc.
Reynolds American Inc.
Securus Technologies Inc.
Sierra Club
Sprint Nextel Corporation
Staples, Inc.
Trump Organization Inc.
Union Pacific Corporation
United Auto Workers
Verizon Communications
Washington Post Co.
Wyndham Worldwide Corporation
ZTE Corp.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Labor Statistics
Bureau of Land Management
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau
Department of Commerce
Department of Homeland Security
Department of Labor
Department of the Interior
Eastern Shoshone Tribe
Environmental Protection Agency
European Commission
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration

Cyberinsurance Can Strengthen Data Security, House Hears

Cybersinsurance can strengthen companies' data security practices by fostering a dialogue about effective management of cyber risks among executives and information technology specialists, experts told a U.S. House of Representatives committee Tuesday.

GOVERNMENT CONTRACTS

Defense Chief Urges Congress To Avoid Another Sequester

U.S. Defense Secretary Ash Carter urged the House Armed Services Committee on Tuesday to avoid returning to what he described as the destabilizing, across-the-board budget cuts of a sequester, which he said would seriously inhibit the Pentagon's ability to plan ahead.

INTERNATIONAL TRADE

US Grants Temporary Sanctions Relief To China's ZTE

Just two weeks after levying severe export restrictions against Chinese telecom giant ZTE Corp. for the company’s purported role in a scheme to evade Iran sanctions, the U.S. government abruptly reversed course Tuesday, granting the company a reprieve from the measures through June.

US Adjusts Tuna Labeling Rules To Comply With WTO Ruling

The Obama administration on Tuesday unveiled an overhaul of its “dolphin-safe” tuna labeling regulations as it attempts to avoid hefty tariff retaliation from Mexico at the World Trade Organization, which has determined that the prior regulations flouted global trade rules.

TAX

CPA Group Asks IRS To Allow Early Opt-In To Reporting Rules

The American Institute of Certified Public Accountants on Monday recommended that the Internal Revenue Service allow U.S. owners of multinational corporations to voluntarily opt in to the agency’s proposed rules for implementing the country-by-country reporting of economic data for 2016.

10th Circ. Asked To Rethink Ruling Upholding 'Amazon Tax'

The Direct Marketing Association on Tuesday asked the Tenth Circuit to reconsider its February ruling affirming Colorado's tax reporting obligations for out-of-state sellers, saying the panel failed to acknowledge the ruling’s potentially staggering burdens for retailers doing business in interstate commerce.

GOP Rep. Floats Sweeping Reforms To Income Tax Code

A Republican congressman has proposed a bill to overhaul the federal income tax system by taxing businesses' cash flow instead of income and eliminating tax deferral rules for multinational corporations, steps he said would make “America the largest tax haven in the world."

Trump Foundation Cites Errors Behind Donation To Fla. AG

The Trump Organization said Tuesday that a “series of unfortunate coincidences and errors” led to Donald Trump's nonprofit foundation contributing in 2013 to a group backing Florida's attorney general and also to not including the donation in its tax filings, as pointed out by a watchdog group Monday

IMMIGRATION

DHS Extends Protected Status Of Guinea, Liberia, Sierra Leone

Internal Revenue Service
International Trade Administration
Inupiat Community of the Arctic Slope
NAFTA
National Institutes of Health
National Marine Fisheries Service
National Park Service
Navajo Nation
Northern Arapaho Tribe
Office of National Drug Control Policy
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
Substance Abuse and Mental Health Services Administration
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Supreme Court
United Nations

The U.S. Department of Homeland Security has extended the Temporary Protected Status designations for Guinea, Liberia and Sierra Leone until November, according to a statement from U.S. Citizenship and Immigration Services on Tuesday, as the countries continue to deal with problems related to Ebola.

US Beats Businesses' Suit Over Handling Of H-2B Apps

A Texas federal judge on Monday adopted a magistrate judge's recommendation to dismiss a suit brought by about two dozen companies that employ temporary workers on H-2B visas accusing the federal government of not properly administering the H-2B visa program and arbitrarily rejecting hundreds of petitions.

NATIVE AMERICAN

Navajo Groups' EPA Rule Suit Booted From District Court

A California federal judge on Tuesday tossed a lawsuit against the U.S. Environmental Protection Agency brought by Navajo environmental groups over an agency rule exempting a coal-burning power plant from emissions requirements, ruling that the challenge can only be brought in an appeals court.

TELECOMMUNICATIONS

FCC Bureau Chiefs Defend Lifeline Minimum Service Standards

The Federal Communications Commission's proposal to set minimum standards as part of expanding Lifeline to include broadband balances affordability and ensuring consumers get the quality of service they need, two FCC bureau chiefs wrote Monday.

FCC Tells DC Circ. New Inmate Call Rates Aren't Sneaky

The Federal Communications Commission pushed back Tuesday against phone companies trying to halt new rate caps for in-state calls from prisons and jails, telling the D.C. Circuit that its recent order freezing the implementation of some rate limits left other restrictions free to take effect.

FCC Spectrum Plans Threaten LPTVs, DC Circ. Hears

Low-power television broadcasters told the D.C. Circuit on Monday that the Federal Communications Commission has illegally relegated them to secondary status to wireless services so it can take away some of their spectrum and give it to wireless companies.

FCC Suffering Bipartisan Breakdown, GOP Members Say

Bipartisan cooperation at the Federal Communications Commission has broken down, and its members are wrongly being held back from publicly commenting on rule proposals while efforts to overhaul FCC processes have "accomplished nothing," the agency's Republican commissioners told lawmakers Tuesday.

Jesse Jackson, Al Sharpton Ask FCC For Set-Top Box 'Pause'

The Rev. Jesse Jackson's Rainbow PUSH Coalition, the NAACP, the Rev. Al Sharpton's National Action Network and other civil rights groups urged the Federal Communications Commission on Monday to delay its set-top box proposal to evaluate the plan's potential impact on disparity and diversity.

PENNSYLVANIA

Pa. AG Asserts Immunity In Ex-Agent's Name-Clearing Bid

Pennsylvania Attorney General Kathleen Kane told a state appeals court Monday she acted within the scope of her official duties when commenting on a purportedly "botched" sting operation and was thus immune from an ex-undercover agent's bid for a name-clearing hearing over her statements.

EXPERT ANALYSIS

Political Prosecution: The Unconstitutional Rick Perry Case

In August 2014, then-Texas Gov. Rick Perry was indicted for threatening to exercise a veto and then carrying through with that threat. Last month, the Texas Court of Criminal Appeals rightly held that the prosecution was as much an “oops” as the debate slip that famously felled Perry's 2012 presidential campaign. The charges against Perry were weak, and he should not have been charged, says Lathrop Nelson of Montgomery McCracken Walker & Rhoads LLP.

Presidential Candidates Should Rethink US Trade Policy

Candidates for the U.S. presidency must be proactive in ensuring that our trade policies actually advance U.S. economic interests and provide the tools needed to address differences in economic systems that have caused and continue to cause unwarranted harm to American companies, workers and communities, says Terence Stewart at the Law Offices of Stewart and Stewart.

Insurers Must Brace For New Corp. Governance Disclosures

The Corporate Governance Annual Disclosure Model Act and Model Regulation have been adopted by the National Association of Insurance Commissioners and have been passed into law by five states. Regardless of the exact contours of the final requirements in each state, insurers should be preparing to share an unprecedented level of detail on corporate governance procedures with insurance regulators annually, say attorneys with Day Pitney LLP.

A New Dawn For European Patents

The creation of a new European Unified Patent Court and a new patent with unitary effect — expected to come into force next year — is the most important change in the European patent system since the European Patent Convention came into effect in October 1977. It will fundamentally change the international patent litigation landscape, say attorneys with Jones Day.

Changing Climate: What The Paris Accord Means For Australia

As a result of the Paris agreement, we expect to see a more stable policy setting in Australia aimed at moving the economy to one with a lower-emissions profile. Businesses will be hoping that the time for short-term, unstable policy is over and that in due course, bipartisan agreement will be reached on what has been a fraught area of public policy, say Elisa de Wit and Hannah Gould of Norton Rose Fulbright.

LEGAL INDUSTRY

7 Habits Of Highly Effective Rainmakers

Rainmakers have worked hard for years to bring in business and build an impressive book of clients. While there is no magic formula for overnight success, these veteran attorneys still lean on certain habits to separate themselves from the rest of the pack. Here, six heavy-hitters dish on the daily habits that helped them get to rainmaker status.

Why GCs Still Miss The Mark On Alternative Fee Deals

Discounted and blended rates may be the new normal in law firm billing, but experts say law departments need to put in more work and gain more comfort before the industry sees widespread adoption of the risk-shifting, value-based fee arrangements once held up as the antidote to the billable hour.

Sex With A Client? 3 Times The Rule Isn't 'Never'

The list of reasons lawyers shouldn’t get sexually involved with clients is lengthy. But experts say there are some gray areas in the ethics rules that lawyers should be aware of, even if it's just to help them avoid professional quicksand. Here, Law360 looks at situations in which sex with a client could be permissible.

Winston & Strawn, Munsch Hardt See Revenue Rise In 2015

Winston & Strawn LLP beefed up its gross revenue last year, growing it by 4.2 percent to $818.5 million, while revenue at Munsch Hardt Kopf & Harr PC grew 2.6 percent, representatives for the firms confirmed Tuesday.

Attorneys, Staff Safe After Brussels Attacks, BigLaw Says

As the world reels from another deadly bombing in Europe, a number of global law firms with offices in Brussels said Tuesday that all their attorneys and staff in the city are safe and accounted for.

Hammered By Recession, Young NY Attys Feel 'Dispensable'

New York lawyers minted during the Great Recession were hit hard by an economic slowdown that saw firms shrink and hiring deferred, a recent study found, with fledgling attorneys looking to use their talents for the public good hit hardest of all.

UK Legal Industry Reports Big Gains In 2015

The U.K. legal sector grew 8 percent last year to £25.7 billion ($36.5 million), according to a new study published on Tuesday, with every 1 percent growth in the sector adding 8,000 new jobs and £379 million to the economy.

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Consovoy McCarthy
Constantine Cannon
Cozen O'Connor
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Davis & Gilbert
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Dechert
Dentons
Faegre Baker
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Gibson Dunn
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Hangley Aronchick
Hinshaw & Culbertson
Holland & Hart
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Jones Day
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Kobre & Kim
Law Offices of Stewart and Stewart
Mayer Brown
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Montgomery McCracken
Morrison & Foerster
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Norton Rose Fulbright
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Paul Weiss
Porter Hedges
Proskauer Rose
Quarles & Brady
Sidley Austin
Steptoe & Johnson LLP
Stinson Leonard
Stoel Rives
Strasburger & Price
Valorem Law Group
Van Ness
White & Case
White and Williams
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American Bar Association
American Petroleum Institute Inc.
Community Bank
Google Inc.
National Association of Insurance Commissioners
Sierra Club
American International Group Inc.
American Short Line and Regional Railroad Association
Apple Inc.
Arctic Slope Regional Corp.
Association of American Railroads
Association of Corporate Counsel
CVS Caremark Corporation
Centene Corporation
Center for Biological Diversity Inc.
CenturyLink Inc.

Chevron Corporation
Citizens for Responsibility and Ethics in Washington
Comcast Corporation
ERM Group Inc.
Express Scripts, Inc.
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Florida Power & Light Co.
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Health Net, Inc.
Home Box Office Inc.
Imperial Tobacco
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Kia Motors
LifeLock Inc.
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NANA Regional Corporation
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Office Depot Inc.
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Securus Technologies Inc.
Sprint Nextel Corporation
Staples, Inc.
Trump Organization Inc.
Union Pacific Corporation
United Auto Workers
Verizon Communications
Washington Post Co.
Wyndham Worldwide Corporation
ZTE Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Environmental Protection Agency
Federal Trade Commission
Department of Commerce
Department of Homeland Security
Federal Communications Commission
Department of Labor
Internal Revenue Service
Bureau of Citizenship and Immigration Services
Centers for Disease Control and Prevention
Consumer Financial Protection Bureau
Department of the Interior
Federal Reserve System
National Marine Fisheries Service
U.S. House of Representatives

Bureau of Indian Affairs
Bureau of Industry and Security
Bureau of Labor Statistics
Bureau of Land Management
Eastern Shoshone Tribe
European Commission
Fish and Wildlife Service
Food and Drug Administration
International Trade Administration
Inupiat Community of the Arctic Slope
NAFTA
National Institutes of Health
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Navajo Nation
Northern Arapaho Tribe
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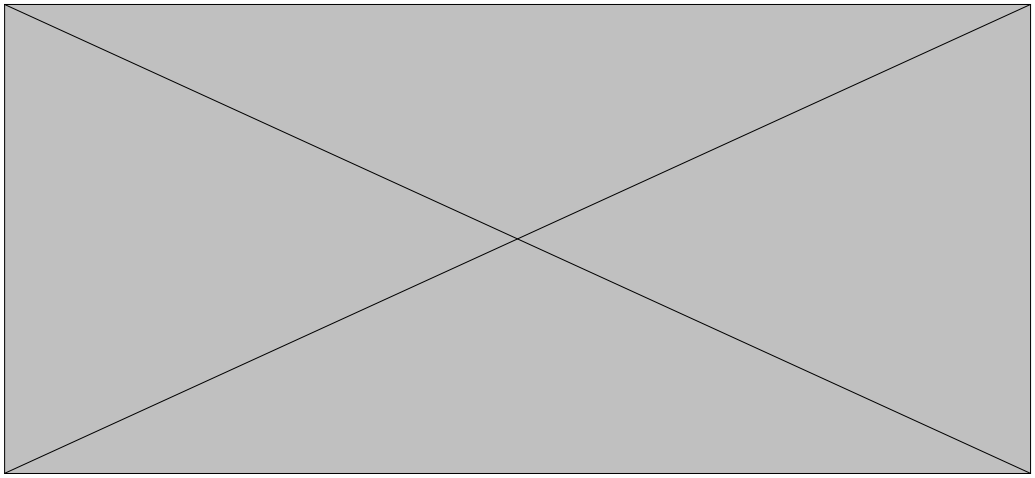
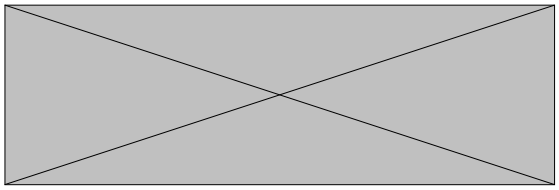


NEW LEASE!
MECUM AUCTIONS 2018 & 2019

Please join us in welcoming Mecum Collector Car Auctions to the Las Vegas Convention Center. Mecum Collector Car Auctions will be in Las Vegas November 15-17, 2018 and October 10-12, 2019 and has an estimated attendance of 15,000 people each year.

This is the 2nd and 3rd time this event has come to Las Vegas with an estimated economic impact of $29.55 million.

For more information about Mecum Collector Car Auctions, visit their website.



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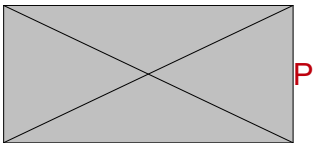

PUBLIC POLICY.

Thursday, January 4, 2018

TOP NEWS

Manafort Sues DOJ, Seeking To Topple Special Counsel

Paul Manafort, indicted former campaign manager to President Donald Trump, has taken aim at the special counsel spearheading the investigation into the Trump campaign, arguing in a D.C. federal suit filed Wednesday that the U.S. Department of Justice violated the law, and asking a judge to set aside the indictment and the order to appoint the special counsel. Read more »

Trump Dissolves His Commission To Investigate Voter Fraud

President Donald Trump on Wednesday dissolved a controversial commission he created in an attempt to investigate his allegations of voter fraud, claiming that several states failed to turn over requested voting information. Read more »

Analysis

A Look At The Sanction Dogging A Trump Judicial Nominee

President Donald Trump's pick for a Tennessee court seat was the subject of rare Rule 11 sanctions in 1997 while he was an attorney in private practice, penalized for bringing a case a Maryland federal judge described as "unfounded in law or fact" and designed to "harass and punish" a woman who won a sexual harassment judgment against her employer — a disclosure that one Democratic senator said could influence his vote. Read more »

DACA Fix, Defense Spending Change Raised In Funding Talks

Congressional leaders and the White House have tacked on a potential fix to the DACA program and a possible change to the defense spending formula as they continue to seek a broad agreement on federal spending to avoid a government shutdown later this month. Read more »

Analysis

Trump's Judge-Vetting Under Scrutiny After Failed Nominees

The recent immolation of three of President Donald Trump's nominees for district judgeships, including one who was unable to define basic trial terms in a Senate confirmation hearing, has fanned debate about whether the White House is cutting corners in its judicial vetting process and rewarding ideology over quality. Read more »

BANKING & SECURITIES

HK Likely To Reclaim World's Top IPO Spot, PwC Says

Accounting giant PricewaterhouseCoopers LLP is predicting that Hong Kong will regain the world's top spot for initial public offering proceeds in 2018, partly aided by the regional stock exchange's plan to relax certain rules in order to attract more listings. Read more »

Calif. Can't Ban Credit Card Surcharges, 9th Circ. Finds

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Massey & Gail
Munger Tolles
Norton Rose Fulbright
O'Neill & Borges
Proskauer Rose
Reinhardt Wendorf
Riley Safer
Sedgwick LLP
Shook Hardy

A Ninth Circuit panel found Wednesday that California's law banning credit card surcharges violates free speech rights, saying in a published decision that the restriction is "more extensive than necessary" to protect consumers from misleading pricing tactics. Read more »

ENERGY & ENVIRONMENTAL

Ill. Nuclear Subsidy Row May Be Better For FERC: 7th Circ.

A group of power producers challenging an Illinois law providing clean-energy subsidies to a pair of nuclear power plants in the state took their case to the Seventh Circuit on Wednesday, but at least one judge on the panel seemed skeptical that the court should decide the dispute. Read more »

Gov't Moves To Protect Small Tennessee Fish Under ESA

The U.S. Fish and Wildlife Service on Wednesday said it wants to give the Barrens topminnow, a small fish found in Tennessee, protection under the Endangered Species Act, while adding that an Oregon fish has recovered to the point it no longer needs such protection. Read more »

HEALTH & LIFE SCIENCES

FDA Unveils Guidance To Smooth Generic-Drug Path

The U.S. Food and Drug Administration on Wednesday unveiled draft guidance for the pharmaceutical industry and an internal manual of policies and procedures that it says will streamline the approval process for generic drugs, in part by reducing the number of times an application must be reviewed. Read more »

TRANSPORTATION & INFRASTRUCTURE

7th Circ. Revives Transporter's Suit Over Ind. Liquor Laws

The Seventh Circuit on Tuesday revived an Indiana alcohol transporter's suit challenging the state tobacco and alcohol regulator's concerns over a proposed distribution relationship with a state liquor wholesaler, saying a recent Indiana high court ruling and the potential for prosecution against the transporter make its claims ripe for consideration. Read more »

NHTSA OKs Auto Imports That Meet Canada Safety Standards

The National Highway Traffic Safety Administration said Canadian-made vehicles that don't comply with U.S. motor vehicle safety standards but satisfy comparable Canadian standards can be imported into the United States, according to a notice Tuesday in the Federal Register. Read more »

EMPLOYMENT

Miami Beach Asks Fla. Justices To Take Up Min. Wage Row

Miami Beach urged the Florida Supreme Court on Tuesday to take up its appeal of a lower court's decision blocking the city's proposed minimum wage increase, arguing that the court failed to consider that a 2004 voter-approved minimum wage amendment to the state constitution was a direct response to a 2003 state law barring cities from adopting their own wage floors. Read more »

CONSUMER PROTECTION

Life Time Fitness Hit With ADA Suit Over Website Access

A blind man who successfully sued supermarket chain Winn-Dixie over the accessibility of its website is now targeting Miami Marathon organizer Life Time

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WilmerHale
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China Development Bank
Claire's Stores Inc.
Cloudflare Inc.
Competitive Carriers Association
Equifax Inc.
Exelon Corporation
Facebook
Federalist Society
GrubHub Inc.
Hong Kong Exchanges and Clearing
Inter IKEA Systems BV
Kaspersky Lab Ltd.
Lawyers' Committee for Civil Rights Under Law
Life Time Fitness, Inc.
Lockheed Martin
Mexican American Legal Defense and Education Fund
Microsoft Corporation
NEC Corp.
National Association of Broadcasters
Netcracker Technology Corp.
PPG Industries Inc.
PricewaterhouseCoopers
Raytheon Company
Reed Elsevier
Sierra Club
Stepan Co.
Talen Energy Corp.
Tax Foundation
Twitter Inc.
U.S. Chamber of Commerce

GOVERNMENT AGENCIES

Fitness Inc. over alleged violations of the Americans with Disabilities Act involving its website. Read more »

AEROSPACE & DEFENSE

Senate Confirms Lockheed Exec As Pentagon Policy Chief

The U.S. Senate on Wednesday easily confirmed Lockheed Martin Corp. executive John Rood as the U.S. Department of Defense's top policy official, despite concerns raised by some lawmakers over his ties to the defense giant. Read more »

INTERNATIONAL TRADE

Analysis

Trade-Friendly GOP Can Likely Withstand Hatch's Exit

The looming retirement of Senate Finance Committee Chairman Orrin Hatch, R-Utah, will strip the Republican party of one of its most prominent pro-trade voices during a time when the White House is challenging the party's orthodoxy on the issue, but experts are confident that those in line to succeed Hatch can ably fill his shoes. Read more »

TAX

Tax Law Forecast To Grow National Debt To 97.5% Of GDP

America's public debt is projected to increase to nearly the size of the country's entire economy over the next decade as a result of the newly enacted tax cut legislation, according to a new estimate from the Congressional Budget Office on Tuesday. Read more »

Cuomo To Restructure NY Tax Code, Sue Over Fed. 'Assault'

New York Gov. Andrew Cuomo pledged Wednesday to take a three-prong approach to counter what he called a crass, divisive and ugly economic civil war between red states and blue states like his as a result of changes to the federal tax code. Read more »

Dutch Finance Ministry Pushes To Ratify Tax Supertreaty

The Dutch Ministry of Finance has pushed for the country's legislature to ratify a landmark multilateral agreement among more than 70 countries to deter tax avoidance by multinational corporations, telling lawmakers that the Netherlands is going further than most with its anti-abuse measures. Read more »

Retailers Have No Appetite For Ohio 'Cookie' Nexus Law

The American Catalog Mailers Association has filed suit against the Ohio Department of Taxation in state court challenging the so-called cookie nexus standard for sales and use tax that took effect on Jan. 1, arguing the statute is unconstitutional under the commerce and due process clauses and violates the federal Internet Tax Freedom Act. Read more »

BANKRUPTCY

Hedge Fund Blasts Defense Of Puerto Rico Restructuring Law

Hedge fund Aurelius Capital Management on Tuesday reasserted its claims that the federal board representing Puerto Rico in its financial restructuring cases was unconstitutionally appointed, saying there is no exception in the U.S. Constitution's appointments clause for "territorial officers." Read more »

IMMIGRATION

Bureau of Citizenship and Immigration Services
California Attorney General's Office
Central Intelligence Agency
Committee on Foreign Investment in the United States
Congressional Budget Office
Defense Information Systems Agency
Department of Commerce
European Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Election Commission
Federal Energy Regulatory Commission
Federal Reserve System
Fish and Wildlife Service
Florida Attorney General's Office
Florida House of Representatives
Food and Drug Administration
Indiana Attorney General's Office
NAFTA
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Labor Relations Board
National Security Council
National Telecommunications and Information Administration
Ohio Attorney General's Office
Ohio Department of Taxation
Securities and Exchange Commission
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. House Committee on Energy and Commerce
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court

Chicago Has No Grounds To Sue Over Grant Rules, DOJ Says

The Trump administration on Wednesday asked an Illinois federal judge to toss Chicago's lawsuit challenging its attempt to impose new conditions on a federal public safety grant meant to further the president's immigration goals, saying the city is largely trying to get ahead of the administrative process that would actually give it something to challenge. Read more »

Ex-DHS Heads Call For Quick Action On DACA Fix

A trio of former U.S. Department of Homeland Security secretaries urged congressional leaders to take action on the soon-to-expire Deferred Action for Childhood Arrivals program, saying recipients of the program and the business community will suffer greatly if action is delayed. Read more »

Mayors Ask DHS To Extend Protected Status For El Salvador

Mayors belonging to a group known as Cities for Action urged the U.S. Department of Homeland Security on Wednesday to extend temporary protected status for over 195,000 Salvadoran immigrants for 18 months. Read more »

TELECOMMUNICATIONS

Carriers Face Obstacles In Geo-Target Rollout, FCC Told

Smaller wireless carriers are urging the Federal Communications Commission to give them more time to implement geo-targeted emergency alerts, telling the agency that competitive carriers have fewer resources for compliance than larger, incumbent service providers. Read more »

Conservative Group Blasts Municipal Broadband 'Hypocrisy'

A conservative think tank lashed out Wednesday at the "hypocrisy" of local mayors who support a restoration of net neutrality yet purportedly restrict internet use via municipal broadband networks with terms of service that prohibit obscene, hateful or threatening traffic. Read more »

Broadcasters Praise, Newspapers Pan Online Notice Proposal

Broadcasters backed proposed rule changes that would allow them to post required notices online instead of in newspapers, but a publisher argued the move would make it harder for consumers to find the information, according to comments filed with the Federal Communications Commission. Read more »

PEOPLE

Holland & Knight Adds Ex-GrayRobinson Atty In Tallahassee

Holland & Knight LLP has picked up from GrayRobinson PA a prominent Florida litigator and lobbyist who represented the Florida House of Representatives in the litigation over the state's redistricting plan. Read more »

Q&A

Q&A

Alissa Starzak Talks Net Neutrality, US Army, Leap To Startup

In this brief Q&A, Alissa Starzak of Cloudflare Inc. discusses her former role as general counsel for the U.S. Army and the lengthy confirmation process leading up to that role, as well as her present work in the private sector and thoughts on net neutrality. Read more »

EXPERT ANALYSIS

How Gov't Cyber Efforts Will Affect Companies This Year

2018 will be a busy year for federal cybersecurity activity. There are eight expected developments that will raise the stakes for the private sector, say attorneys with Wiley Rein LLP. Read more »

Still No Clarity For Pipeline Permitting Process

Notwithstanding the lofty goals set by both President Donald Trump and former President Barack Obama, recent court decisions make clear that the permitting process for major natural gas pipeline projects remains unpredictable, says Karen Davis of Fox Rothschild LLP. Read more »

Exploring The Future Of China's Belt And Road Initiative

Improvements in global trade inevitably impact labor, and it's expected that China's Belt and Road Initiative will undoubtedly impact labor conditions in the U.S. However, from a legal perspective, predicting how the law could evolve as a result of those changes may be more difficult, says Bo Zhou of Fangda Partners. Read more »

LEXIS PRACTICE ADVISOR

Buying And Selling Air Rights In New York City: Part 1

Developers often utilize air rights transfers in order to enable construction of taller buildings. Any parties hoping to make such transfers in New York City must understand the process by which they can obtain air rights, and the documents necessary to acquire them, says Robin Kramer of Duval & Stachenfeld LLP. Read more »

LEGAL INDUSTRY

Law Firms Merged At Record Rate In 2017

A record-breaking year for U.S. law firm mergers ended on a high note with 102 total tie-ups in 2017 after a lackluster 2016, beating the previous record of 91 deals, according to a report released on Wednesday by legal consultant Altman Weil Inc. Read more »

Shook Hardy Brings On Ex-Sedgwick Chair

Shook Hardy & Bacon LLP announced Wednesday that former Sedgwick LLP chairman Michael Healy has joined the firm, along with two other attorneys, in its San Francisco office, bolstering the firm's product liability litigation, business litigation and class action teams. Read more »

Greenberg Traurig Partner Named Interim SDNY US Attorney

The Trump administration on Wednesday named a Greenberg Traurig shareholder as interim U.S. attorney for the Southern District of New York, while other BigLaw partners were tapped for similar positions in New Jersey and Los Angeles. Read more »

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Altman Weil Inc.
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CSP Inc.
CTIA
Carnival Corp.
Caterpillar Inc.
Center for Biological Diversity Inc.
China Development Bank
Claire's Stores Inc.
Cloudflare Inc.
Competitive Carriers Association
Equifax Inc.
Exelon Corporation
Facebook
Federalist Society
GrubHub Inc.

Hong Kong Exchanges and Clearing
Inter IKEA Systems BV
Kaspersky Lab Ltd.
Lawyers' Committee for Civil Rights Under Law
Life Time Fitness, Inc.
Lockheed Martin
Mexican American Legal Defense and Education Fund
Microsoft Corporation
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Netcracker Technology Corp.
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Federal Communications Commission
U.S. Department of Homeland Security
U.S. Department of Defense
Bureau of Citizenship and Immigration Services
Central Intelligence Agency
Federal Bureau of Investigation
Federal Energy Regulatory Commission
U.S. Senate
California Attorney General's Office
Committee on Foreign Investment in the United States
Congressional Budget Office
Defense Information Systems Agency
Department of Commerce
European Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Aviation Administration
Federal Election Commission
Federal Reserve System
Fish and Wildlife Service
Florida Attorney General's Office
Florida House of Representatives
Food and Drug Administration
Indiana Attorney General's Office
NAFTA
National Highway Traffic Safety Administration

National Institute of Standards and Technology
National Labor Relations Board
National Security Council
National Telecommunications and Information Administration
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To: [redacted]
Cc:
From: Carolyn G. Goodman
Sent: Mon 7/18/2016 7:24:21 PM
Subject: FW: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Please advise as to your recommendation.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Jonathan Cooper [mailto:Jonathan.Cooper@clarkcountyda.com]
Sent: Monday, July 18, 2016 10:41 AM
To: Cheryl Russo
Subject: RE: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Cheryl,

Greetings, my name is Jonathan Cooper and I am the DDA assigned this case. I wanted to send the below Email to Mayor Goodman but I do not have her E-mail address. Can you please forward the below email to her for me.

Thank you !

Mayor Goodman:

Last week, Mr. Meeks attorney reached out to me in an attempt to resolve this case short of going to trial. Some of the suggestions that his attorney made were very reasonable. However, I first wanted to discuss possible resolutions with you before I agreed to any. Out of the few negotiations we discussed the most favorable to our position is below.

Offer
Pled Guilty to Count 1 (Forgery- D Felony punishable by 1-4 years)
Standard bail after entry of plea ($3,000.00)
State will argue facts of the case but not recommend a punishment
Pay Full Restitution

As you know, the Defendant is charged with 2 Counts of forgery. In essence, he will be pleading guilty to the "lead charge". Further, even if he was convicted of both counts at trial it is likely that the sentencing judge would run the counts concurrent. So, in my opinion under this negotiation we lose little if any leverage at sentencing. Another benefit of this negotiation is that I would not need you to come to court and testify which I know can be a scheduling nightmare.

Please let me know your thoughts. I am also available to answer any questions you may have regarding the case or the possible negotiation.

Jonathan

Jonathan Cooper
Deputy District Attorney
Major Fraud Unit / Elder Abuse Unit
Clark County District Attorney's Office
(702) 671-2636

From: Matthew Butler
Sent: Tuesday, July 12, 2016 9:48 AM
To: crusso@lasvegasnevada.gov
Cc: Jonathan Cooper <Jonathan.Cooper@clarkcountyda.com>
Subject: Preliminary Hearing Subpoena RE: Robert Meeks (07/19/2016)

Good morning Cheryl. Thank you for speaking with me regarding our upcoming hearing against Robert Meeks. I have attached a subpoena for Mayor Carolyn Goodman to appear on 07/19/2016 at 9:00 AM. I have notified DDA Jonathan Cooper Mayor Goodman's mandatory appointment at 10:00 AM.

I will keep in contact with you regarding any changes to the hearing date.

Thank you for your assistance.

Matthew Butler
TAC Officer/Process Server
HIDTA/Grand Jury Unit/Fraud Unit
Clark County District Attorney
200 Lewis Ave., #3434
Las Vegas, NV 89101
(702) 671-2572 (phone)
(702) 868-2428 (fax)
(702) 271-6228 (cell)
matthew.butler@clarkcountyda.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Gloria Totten via ActionNetwork.org
Sent: Wed 10/4/2017 1:30:33 PM
Subject: Today's webinar: Words and phrases to avoid when debating public policy

Dear Carolyn,

Our messaging webinars usually explain the proactive language that we progressives should use for one issue or another. This one describes language we should not use. This is because progressives often derail our own arguments by using language that triggers the wrong response from persuadable Americans.

This presentation will first explain the situations where we use the wrong language—where we repeat the right wing message frames, trigger negative emotions, use wonky, insider or ideological language, or substitute facts and statistics for values and goals.

Then we'll go over dozens of examples, issue-by-issue. For example, don't say "welfare," "capitalism," "free markets," "religious extremists," "failing schools," "the poor," "tax reform," "voter fraud," "repeal and replace," and much more.

WHAT: Words and phrases to avoid when debating public policy

WHEN: Today, October 4, 2017 - 3:00 p.m. Eastern, 2pm Central, 1pm Mountain, Noon Pacific

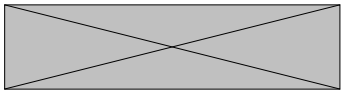
HOW: Register at: https://attendee.gotowebinar.com/register/1061376552149932801

As we tackle monumental issues like tax giveaways for the rich on the federal level, and prepare for a thousand smaller battles at the state and local levels, we need to distinguish between good and bad messaging.

Hope you can join the conversation. Bring questions about any proposed messaging on any issue!

Gloria Totten

President



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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Steven Hughes
Sent: Wed 1/10/2018 9:40:30 PM
Subject: FW: checking in

Carolyn-

Checking in with you about these Q1 and Q2 forums covering key issues in government management — several of the forums are filling up fast.

Can I get you an agenda for any of these events listed below?

Thanks,

-Steven

From: Steven Hughes
Subject: checking in
Date: Friday, January 5, 2018

Carolyn-

PI has posted its 2018 Q1 and Q2 schedule of forums tackling key issues in government management and I wanted to see if you are interested in attending any or sending a representative (see below).

We've selected topics based on feedback from government managers and newly-issued budget, legislative and management mandates that have been issued. If there are topics we are missing that your programs are struggling with, please let me know so we can consider adding them down the line.

Advanced Performance Management for Government (Jan 29-31)
Opioid Epidemic: Data-Driven Strategies for Intervention (Feb 27)
Program Evaluation and Evidence-Based Innovation (Feb 1-2)
Data Analytics in Government (March 26-27)
Enterprise Risk Management (March 27)
Fraud Analytics (March 26)
Performance Budgeting (March 28-29)
Lean Six Sigma Process Improvement (April 16-20)

Each of these forums offer in-person and online attendance options, and we can also do a custom in-house version of the program for your team too.

Would you like to see the full agenda for any of these forums?

Let me know!

Thanks,

Steven Hughes
Deputy Director, Outreach
The Performance Institute

This message was sent to: cgoodman@lasvegasnevada.gov.

Our mailing address is

1440 G St NW

Washington, DC 20005

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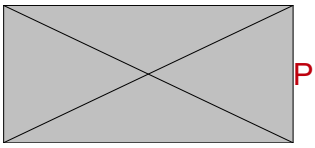
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 1/12/2018 10:15:54 AM
Subject: Wary Firms Won't Rush To Test FCPA Corruption Guidelines



PUBLIC POLICY.

Friday, January 12, 2018

TOP NEWS

Analysis

Wary Firms Won't Rush To Test FCPA Corruption Guidelines

U.S. Department of Justice guidelines advising leniency in exchange for cooperation in Foreign Corrupt Practices Act cases promise more certainty for companies and might over time embolden firms to try foreign ventures that once seemed too risky. But white collar attorneys don't expect companies to take new chances until they see how prosecutors use the guidance in practice. Read more »

Analysis

IRS Revamp Won't Be Easy With New Tax Law's Complexities

New complexities introduced into the tax code by the recently enacted tax cut legislation, as well as a funding shortfall for the Internal Revenue Service, could hamper the Republican party's dream to shrink the revenue agency. Read more »

Analysis

With New WTO Case, Canada Muscles Up Against Trump

Canada's sweeping World Trade Organization case targeting core pillars of U.S. trade law is a bold move that experts view as a direct response to the Trump administration's aggressive posture in both the North American Free Trade Agreement talks and elsewhere in the larger trading landscape. Read more »

House OKs Surveillance Renewal But Not Warrant Amendment

The House of Representatives passed a measure to renew government surveillance powers Thursday, after voting down reforms that would have required warrants to gather intelligence on Americans swept up in foreign surveillance. Read more »

Alston & Bird Vet OK'd For Georgia Judgeship

The Senate confirmed two of President Donald Trump's judicial nominees Thursday, including Alston & Bird LLP partner Michael Brown for the Northern District of Georgia and U.S. Magistrate Judge Walter Counts III for the Western District of Texas. Read more »

BANKING & SECURITIES

Analysis

Support Grows For Updating Anti-Money Laundering Rules

While lawmakers battle over big-picture changes to the rules that govern financial institutions, the need to update an anti-money laundering regime that many see as unwieldy is one area where experts say a bipartisan consensus is forming and banks could see dramatically lower compliance costs. Read more »

SEC Chair Urges More Bond Market Liquidity For Main Street

U.S. Securities and Exchange Commission Chairman Jay Clayton on Thursday urged members of a newly formed agency committee charged with making

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Durie Tangri
Earthjustice
Eckert Seamans
Edwards Kirby
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Gibson Dunn
Goodwin
Greenberg Traurig
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Holland & Knight
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Irwin Fritchie
K&L Gates
Latham & Watkins
LeClairRyan
Lee & Hayes
Mayer Brown
McCarter & English
McKool Smith

recommendations on structural reforms to U.S. bond markets to focus their energies on improvements that will benefit retail investors. Read more »

SEC Picks Salt Lake City Head To Lead Atlanta Office

The U.S. Securities and Exchange Commission on Wednesday named the director of its Salt Lake City, Utah, office as the new regional director of its Atlanta office, leading a staff responsible for investigations, enforcement actions and compliance inspections in five southeastern states. Read more »

Drake's Virginia Black Whiskey To Uncork $30M 'Mini-IPO'

Virginia Black, a whiskey brand founded by Canadian rapper Drake and spirits entrepreneur Brent Hocking, said Thursday it plans to raise up to $30 million through a so-called Reg A+ offering, a sort of “mini-IPO” that lets companies tap public markets under relaxed rules. Read more »

ENERGY & ENVIRONMENTAL

Oakland’s Coal Shipping Ban To Be Tried Next Week

The question of whether the city of Oakland, California, was allowed to pass an ordinance restricting the passage of export-bound coal through a terminal that is under development will proceed to trial next week, a California federal judge ruled Wednesday. Read more »

IP & TECHNOLOGY

Analysis

Change To Local Rules May Bring More Patent Cases To Mass.

The District of Massachusetts is considering an overhaul to its local rule for patent cases, changes that attorneys said would make litigation in the state more efficient and could encourage more patent owners to file lawsuits there. Read more »

TRANSPORTATION & INFRASTRUCTURE

DOT Seeks More Info To Expand Self-Driving Cars Policy

The U.S. Department of Transportation has asked auto manufacturers and others in the transportation industry to weigh in on what federal regulations should be eliminated or revised to pave the way for developing highly automated or self-driving cars, trucks, buses and light rail. Read more »

Analysis

Amtrak Crash Ups Pressure To Bolster Rail Safety Tech

Last month’s Amtrak train derailment over a Washington highway that killed three people during an inaugural trip on a new route has reignited concerns over federal rail safety mandates that have yet to be fully implemented, experts say, increasing the pressure on railroads to install crash-avoidance technology. Read more »

Lawmakers Unveil US Infrastructure Investment Blueprint

A bipartisan group of lawmakers on Wednesday laid out principles for investing in U.S. infrastructure and streamlining environmental reviews for projects in a report it hopes will serve as the “bedrock” for an eventual infrastructure plan to tackle surface transportation, ports, aviation, energy and broadband upgrades. Read more »

REAL ESTATE

Christie Signs Bill To Attract Amazon HQ With $5B Tax Breaks

Outgoing New Jersey Gov. Chris Christie on Thursday signed into law a measure to provide up to $5 billion in tax credits to entice Amazon to build its second U.S. headquarters in Newark, saying the project would mean thousands of jobs for state

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Nelson Bumgardner
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Oles Morrison
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American Bankers Association
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Apple Inc.
Association of Corporate Counsel
Avvo Inc.
Bayer AG
Baykeeper
Broadcom Ltd.
Cable News Network Inc.
Center for American Progress
Central Puget Sound Regional Transit Authority
Competitive Carriers Association
DXC Technology Co.
Deloitte Touche
Facebook
Financial Industry Regulatory Authority Inc.
Finjan Holdings Inc.
Fordham University
General Electric Company
Hubbell Inc.
Independent Community Bankers of America
Internet Brands, Inc.
Johnson & Johnson
KBW, Inc.
KKR Financial Holdings LLC
Kaspersky Lab Ltd.
LegalZoom.com Inc.
MarketAxess Holdings, Inc.

residents and bring economic growth to the region. Read more »

EMPLOYMENT

Tips Equal Over Half Of Restaurant Staff Income, Report Says

More than half of earnings for waiters and bartenders come from tips, says a new report released Thursday as the U.S. Department of Labor considers reversing an Obama-era rule that prevents employers from redistributing servers' tips to back-of-house employees. Read more »

PRIVACY & CYBERSECURITY

Kaspersky Software Not Worth 'Risk,' WH Cyber Chief Says

President Donald Trump's cyber czar praised federal agencies Thursday for banning the use of Moscow-based antivirus firm Kaspersky Lab's products amid concerns that the software could be hijacked by Russian spies, despite the lack of clear evidence connecting the company to the Kremlin. Read more »

Mueller Adds Veteran DOJ Cybercrime Prosecutor To Team

Special Counsel Robert S. Mueller III has brought a cybersecurity specialist and assistant U.S. attorney with experience prosecuting Computer Fraud and Abuse Act crimes onto his team, Law360 confirmed Thursday. Read more »

CONSUMER PROTECTION

Advocates Keep Pushing To Put CFPB Deputy In Director Seat

The Consumer Financial Protection Bureau's deputy director isn't alone in her fight for the agency's top job, and the day after a D.C. federal judge again refused to block President Donald Trump's pick from the post, her borrower-advocate supporters vowed Thursday to fight on. Read more »

GOVERNMENT CONTRACTS

Billions In Federal IT Spending Lacks Oversight, GAO Says

Failures to keep chief information officers properly in the loop on information technology acquisitions means federal agencies are letting billions of dollars in IT spending go forward without effective review, the Government Accountability Office said Wednesday. Read more »

NASA Space Station Contractor Falling Short, Watchdog Says

The contractor on a $196 million cooperative deal to manage non-NASA research aboard the International Space Station has chronically underperformed, with NASA's "hands-off" approach toward the deal contributing to that lack of performance, a watchdog said Thursday. Read more »

AEROSPACE & DEFENSE

Reps Say Navy, DOD Push For Secrecy Is Counterproductive

A pair of Republican congressmen criticized the U.S. Navy and Department of Defense on Wednesday for being overly secretive, saying their reticence is hurting efforts to gain a bigger defense budget and a larger Navy fleet and to find solutions to operational issues. Read more »

INTERNATIONAL TRADE

Morgan Stanley
NJ Transit Corp.
National Employment Law Project
National Restaurant Association
NetApp, Inc.
New York State Bar Association
Newsweek/Daily Beast Co. LLC
Proximo Spirits Inc.
QUALCOMM Incorporated
San Manuel Indian Bingo & Casino
Sierra Club
Skype Technologies SA
Starbucks Corporation
Symantec Corporation
Tax Foundation
The State University of New York
Tokyo Electric Power
Twitter Inc.
UnitedLex Corp.
Verizon Communications
Virginia State Bar
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Administration for Children and Families
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Federal Transit Administration
Financial Crimes Enforcement Network
Government Accountability Office
Internal Revenue Service
NAFTA
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger

Analysis

Proposed CFIUS Bill Could Have Opposite Of Intended Effect

The Chinese government's push to gain access to innovative technologies has contributed to an ever-growing to-do list for the Committee on Foreign Investment in the U.S., but proposed legislation to update the panel's mandate might hamstring its efforts even more than its thin staffing already does. Read more »

TAX

Analysis

States Evaluate Gross Receipts Taxes To Boost Bottom Lines

Tight budgets and uncertain consequences from newly passed federal legislation are expected to spark renewed interest in gross receipts taxes this year, experts say, as cities and states struggle to find new ways to grow revenues. Read more »

Tax Reform Int'l Provisions Can Overlap, Specialists Say

Despite the White House's promise of a simplified international system, certain provisions of the new U.S. tax law can interact with each other in ways that can lead to unexpected results for multinationals, Deloitte tax specialists said Wednesday. Read more »

Vermont Bill Would Tax Cryptocurrency Transactions

A bill introduced this month in Vermont would create a $0.01 tax on digital currency transactions while exempting new digital currency companies from a slew of current state taxes, making it one of the first bills of its type focused on taxing the exchange of the booming cryptocurrency market amid growing regulatory scrutiny. Read more »

IMMIGRATION

Analysis

Immigration Bills To Watch As DACA Debate Unfolds

A bipartisan compromise on a legislative replacement for the Deferred Action for Childhood Arrivals program began to take shape on Thursday, drawing from numerous bills that have been floated on the Hill and in the White House over the course of recent weeks. Here are the four bills to watch that have gained traction among policymakers and advocates. Read more »

Another Immigrant Teen Says Gov't Barring Her From Abortion

An immigrant teenager says that the Trump administration is blocking her from getting an abortion despite her request two weeks ago, as she sought emergency relief from a D.C. federal court on Thursday. Read more »

ICE Touts Workplace Immigration Enforcement Strategy

The U.S. Department of Homeland Security on Wednesday touted its efforts to crack down on individuals who are unauthorized to work in the U.S., saying the agency is implementing a strategy to find these workers and penalize their employers. Read more »

NATIVE AMERICAN

House Pushes Through Tribal Labor Legislation

The U.S. House of Representatives on Wednesday passed a legislation package with a provision that would prevent the National Labor Relations Board from acting in tribal employment matters. Read more »

TELECOMMUNICATIONS

Corporation
National Science Foundation
National Security Agency
National Security Council
National Transportation Safety Board
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Oregon Department of Transportation
Pennsylvania Supreme Court
Securities and Exchange Commission
Texas Legislature
U.S. Agency for International Development
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
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U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
Washington State Department of Transportation
World Trade Organization

Analysis

Net Neutrality Reversal Gains Hill Support As Hurdles Loom

Congressional Democrats announced this week that they're gaining steam in their forthcoming effort to nullify the Federal Communications Commission's December decision to roll back Obama-era net neutrality protections, with one defecting Republican giving the measure a chance of passing the Senate. Read more »

House GOP Introduces 4 Bills Aimed At Expanding Broadband

House Republicans introduced a series of bills on Thursday, touted as a framework for building out the nation's broadband infrastructure. Read more »

FCC Agrees To Look Harder At Wireless Efficacy In Crises

The Federal Communications Commission has agreed to foster more-stringent reporting requirements for mobile carriers after a government watchdog found the agency's oversight of emergency communications was deficient. Read more »

Think Tank Slams Attacks On FCC's Pai Over Net Neutrality

The head of a conservative think tank called for civility Thursday amid rancorous debate over the Federal Communications Commission's vote to repeal net neutrality, which has drawn personal attacks, including threats, against the agency's Republican chairman, Ajit Pai. Read more »

PEOPLE

Bannon Hires Quinn Emanuel Atty For House Russia Probe

Former White House strategist Steve Bannon, who stepped down this week from his role at Breitbart News after a public falling-out with President Donald Trump, has hired Quinn Emanuel Urquhart & Sullivan LLP partner Bill Burck to represent him as he prepares to testify before the House Intelligence Committee investigating Russian interference in the 2016 election. Read more »

Senate Panel Advances Baker Botts Vet For Texas Judge Seat

The Senate Judiciary Committee advanced the nominations of one Texas judicial nominee and President Donald Trump's picks for U.S. attorney posts in Texas and Wisconsin to the full Senate on Thursday. Read more »

EXPERT ANALYSIS

White House Deregulation Push Is Just Getting Started

The Trump administration's recently released unified agenda indicates an even greater pace of deregulatory action in 2017 than was called for in the president's "two-for-one" executive order. But parties interested in particular future regulatory reforms must develop a strategy for aligning with the relevant agency's priorities, say attorneys with Clark Hill PLC. Read more »

How Sanctuary City Regs Could Impact Houston Real Estate

President Donald Trump's sanctuary city ban has been enmeshed in litigation since it was enacted, as has similar legislation in the Texas Legislature. But while the future of these regulations may not be certain, they still stand to exact broad impacts, both in Houston and beyond, say Hilary Tyson and Lauren McLaughlin of BoyarMiller. Read more »

How FERC Redefined 'Grid Resilience'

Last fall, the U.S. Department of Energy directed the Federal Energy Regulatory Commission to consider "grid resilience" measures that tended to favor coal and nuclear power. FERC's response this week, rejecting the DOE approach, embraces a resilience strategy incorporating new energy technologies, and could even lead to consideration of climate change as a factor, say attorneys with Reed Smith LLP. Read more »

What To Know About NY's New Paid Family Leave Law: Part 2

In their final article discussing New York's new paid family leave law, attorneys with Nixon Peabody LLP address common employer questions regarding the definition of "wages," how the law interacts with other federal, state and local leave and benefits laws, and recent updates to official paid family leave forms. Read more »

6 E-Discovery Predictions For 2018

Erich Potter, discovery counsel with Oles Morrison Rinker & Baker LLP, discusses six ways e-discovery will continue to excite and confound in 2018. Read more »

LEGAL INDUSTRY

Analysis

How Outside Companies Are Taking Over In-House Legal

A major technology company recently inked a deal that places the reins of its entire in-house legal department largely in the hands of an alternative legal services provider, an arrangement many say may be the wave of the future. Read more »

PE-Backed Internet Brands Absorbs Legal Services Biz Avvo

Avvo Inc., a popular provider of online legal referral services that touts more than 300,000 attorneys as active users of its online platform, has been purchased by private equity-backed website operator Internet Brands Inc., the companies said on Thursday. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Sheppard Mullin snagged a spot atop this week's legal lions list, securing dismissal of a proposed class action against Starbucks over the amount of foam in its coffee drinks, while K&L Gates ended up among the legal lambs after it failed to prevent tens of thousands of Walmart workers from winning certification in labor litigation against the retail giant. Read more »

Series

What I Learned In My 1st Year: Read The Whole Thing

As a beginning associate at a large Philadelphia law firm, I was tasked to fill in case citations on a brief. I found something that looked like exactly what I wanted for a particular legal proposition, but I did not bother to read the entire case. That was a big mistake — and led to an important lesson, says James Beck of Reed Smith LLP. Read more »

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Hubbell Inc.
Independent Community Bankers of America
Internet Brands, Inc.
Johnson & Johnson
KBW, Inc.
KKR Financial Holdings LLC
Kaspersky Lab Ltd.
LegalZoom.com Inc.
MarketAxess Holdings, Inc.
Morgan Stanley
NJ Transit Corp.
National Employment Law Project
National Restaurant Association
NetApp, Inc.
New York State Bar Association
Newsweek/Daily Beast Co. LLC
Proximo Spirits Inc.
QUALCOMM Incorporated
San Manuel Indian Bingo & Casino
Sierra Club
Skype Technologies SA
Starbucks Corporation
Symantec Corporation
Tax Foundation
The State University of New York
Tokyo Electric Power
Twitter Inc.
UnitedLex Corp.
Verizon Communications
Virginia State Bar
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Federal Communications Commission
Securities and Exchange Commission
Consumer Financial Protection Bureau
Executive Office of the President
Internal Revenue Service
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
Federal Bureau of Investigation

Federal Trade Commission
Government Accountability Office
National Security Agency
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of the Treasury
U.S. Navy
U.S. Senate
U.S. Supreme Court
Administration for Children and Families
Committee on Foreign Investment in the United States
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Railroad Administration
Federal Reserve System
Federal Transit Administration
Financial Crimes Enforcement Network
NAFTA
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Labor Relations Board
National Railroad Passenger Corporation
National Science Foundation
National Security Council
National Transportation Safety Board
Nuclear Regulatory Commission
Office of the Comptroller of the Currency
Oregon Department of Transportation
Pennsylvania Supreme Court
Texas Legislature
U.S. Agency for International Development
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Labor
U.S. Department of the Interior
U.S. General Services Administration
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Personnel Management
Washington State Department of Transportation
World Trade Organization

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From: BE Editors Exchange
Sent: Fri 7/29/2016 11:01:46 PM
Subject: [Marketing Mail] Mortgage Trouble, Fair-Lending Warnings, And Your Bank In Politics

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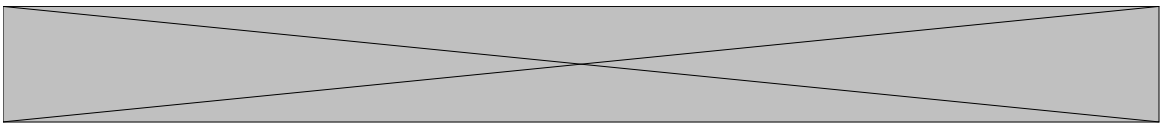


MORTGAGE LENDING I

Mortgage market instability seen

Experts at the American Enterprise Institute believe many signs are pointing to a downturn in mortgage quality. In some ways, it's already here. Read more

MORTGAGE LENDING II

Chapter 2 needed for mortgage rescues

Just as experts in the item above point to a rise in troubled mortgage borrowers, comes a reminder that the mortgage relief programs of the Great Recession will end this year. The mortgage industry needs to build its next generation. Read more

FAIR-LENDING TRENDS I

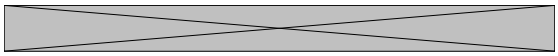
Fair lending from a veteran's perspective

Will the national elections have an impact on federal fair-lending enforcement? This is just one of the questions we put to **Andrew Sandler**, who has represented financial companies in fair-lending cases for over 25 years.Read more

FAIR-LENDING TRENDS II

Fair lending keeps morphing

When banks with "Satisfactory" CRA ratings wind up in fair-lending trouble, what makes sense? But that's what's been happening in



COMMON SENSE COMPLIANCE

Minor facelift for CRA

Community Reinvestment Act Q&A gets a nip and a tuck, as reviewed by Nancy Derr-Castiglione. Read more

COMMUNITY BANKING BLOG

Politics beckons. Should your bank follow?

Jeff Gerrish says there are many reasons your bank might get involved in politics. But make sure they're good ones. Read more

BANKING EXCHANGE AWARDS

Banking Exchange wins 3 national journalism awards

Recently we won three national awards—including one for *Editors Exchange*—on top of half a dozen regional awards in the "Azbees"—the excellence awards of the American Society of Business Publication Editors. Read more

Six qualities that defy time

federal redlining cases. Fair lending is maintaining its history of being a legal area where continual evolution of legal theories is a constant. Read more

FIGHTING WIRE FRAUD

Tech can't solve security solo

You can't rely on technology by itself to curtail threats like wire fraud, writes consultant Ruth Razook. Prevention often comes down to communication with customers, training of staff, and plain old diligence in enforcing the rules. Read more

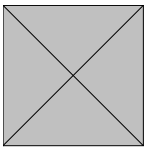
BSA/AML COMPLIANCE

Is it "Sam," "Sammy," or "Samantha"?

Or could it even be "Smmy"? It's no joke. Sometimes simple typos, nicknames, or other recordkeeping gaffes can have bank investigators opening multiple cases or missing connections. Better compliance may result if the bank considers adopting a relatively new concept, the GUID—**G**lobal **U**nique **ID**entifier. Read more

BANKING EXCHANGE SOCIAL MEDIA

Follow us as we tackle another 10.7K



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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

Each of the six is worth more than time itself. One is adaptability—a true asset in business where things rarely go according to plan. Find out what the other five are in Bill Streeter's "Like it or Not" column.

"Brexit"+ a month: What's happening?

In his frequent blog, The Finanser, Chris Skinner observes:

"After a month, the dust has settled somewhat on the Brexit vote. We have a new Prime Minister, a new Government and a new outlook. There were many knee-jerk reactions to the vote that were extreme in the immediate wake of the shock of the vote. These ranged from the whole FinTech community upping sticks and moving from London to Berlin or Singapore to the match that ignites the path to World War III. We still don't know the outcome but what we do know is that it has changed the world somewhat." Read more

FEEDBACK

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From: Bryan Scott
Sent: Wed 11/9/2016 6:48:27 PM
Subject: FW: Fraud and Unauthorized Use of City of Las Vegas Official Seal
Silvas AAYFL ltr.city seal.110916.pdf

[redacted]

Bryan K. Scott
Senior Assistant City Attorney
City of Las Vegas
495 S. Main Street, 6th Floor
Las Vegas, Nevada 89101
(702) 229-6629
(702) 386-1749 (fax)
BScott@LasVegasNevada.gov

From: David Bailey (Deputy City Attorney)
Sent: Wednesday, November 09, 2016 10:39 AM
To: james@AAYFL.net
Cc: Bryan Scott
Subject: Fraud and Unauthorized Use of City of Las Vegas Official Seal
Importance: High

See the attached correspondence that requires your immediate attention regarding Fraud and Unauthorized Use of City of Las Vegas Official Seal

David E. Bailey, Esq.
Deputy City Attorney
Las Vegas City Attorney's Office
Regional Justice Center, Second Floor
200 Lewis Avenue
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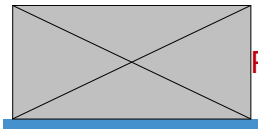
From: Public Policy Law360
Sent: Thur 7/14/2016 8:26:12 AM
Subject: [Marketing Mail] Senate OKs Compromise FAA Funding Bill To Avoid Shutdown



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Thursday, July 14, 2016

TOP NEWS

Senate OKs Compromise FAA Funding Bill To Avoid Shutdown

With a Senate vote Wednesday, Congress has passed a compromise bill that would keep the Federal Aviation Administration funded and running through next year, averting an agency shutdown later this week.

House Set To Block BLM Fracking Rule

The House of Representatives approved a measure in an annual funding bill that would block the Bureau of Land Management's rule for hydraulic fracturing on public and tribal lands early Wednesday, aiming to quash the regulations currently the subject of an administration appeal to the 10th Circuit.

SEC Adopts Swaps Rules, Proposes Disclosure Changes

The Securities and Exchange Commission on Wednesday approved a host of new rules and proposals, including adopting amendments related to swap transaction reporting and tweaking its administrative court proceedings, while also voting to propose controversial changes to disclosure requirements.

Senate Passes Anti-Opioid Abuse Funding, Reform Bill

The U.S. Senate voted to pass a compromise anti-opioid abuse bill on Wednesday afternoon, sending sweeping changes in drug abuse treatment as opposed to enforcement to the president's desk after a similar House vote last week.

Judge Koh Defends Herself At 9th Circ. Confirmation Hearing

U.S. District Judge Lucy H. Koh addressed her decision on cellphone location data evidence and written remarks from her law school days about the need for minority judges to "maintain the disguise of objectivity" at her confirmation hearing for the Ninth Circuit Court of Appeals before the Senate Judiciary Committee Wednesday.

Trump Says Ginsburg's Criticism Shows 'Her Mind Is Shot'

Donald Trump on Wednesday demanded that U.S. Supreme Court Justice Ruth Bader Ginsburg resign over recent disparaging comments she made to the media about the presidential candidate, saying her "very dumb" assertions showed "her mind is shot."

ANALYSIS

'Pokemon Go' Developer Wades Into Privacy Minefield

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Hinshaw & Culbertson
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Hubbard Law Firm
Hunton & Williams
Jenner & Block
Kellogg Huber
Liskow & Lewis
McCusker Anselmi
McDermott Will
Nixon Peabody
Norton Rose Fulbright

The rapid rise of the hit smartphone game "Pokemon Go" has opened the developer of the app up to heavy scrutiny from regulators and users, who may end up wielding a variety of privacy and consumer protection laws to address concerns over the type and quantity of data being collected.

SEC Faces Long Road Ahead On Admin Court Reforms

The U.S. Securities and Exchange Commission voted Wednesday with little fanfare to approve changes to its administrative court aimed at addressing criticism of the in-house tribunal, but attorneys said the tweaks are very small steps that leave a number of issues unaddressed.

BANKING & SECURITIES

FDIC Reviewing New Bank Application Process

The Federal Deposit Insurance Corp.'s top official on Wednesday told members of Congress that his agency plans to review its deposit insurance application process amid a furor among Republicans about the lack of new bank creation since the financial crisis.

ENERGY & ENVIRONMENTAL

States Urge 10th Circ. To Revive Clean Water Rule Challenge

A group of nearly 30 states urged the Tenth Circuit on Tuesday to revive the U.S. Chamber of Commerce's challenge to the federal clean water rule, saying the court is not bound by a Sixth Circuit ruling that circuit courts hold jurisdiction over the claims.

Calif. Cap-And-Trade May Get 10-Year Extension

California air regulators on Tuesday unveiled proposed revisions to the state's cap-and-trade program that would extend the carbon emissions reduction scheme from 2020 to 2030 and envisions steeper annual emissions cuts.

House Science Chair Subpoenas NY, Mass. AG Climate Docs

The chairman of the House Committee on Science, Space and Technology on Wednesday issued subpoenas to the attorneys general of New York and Massachusetts along with eight environmental organizations, seeking documents related to their alleged coordination of attacks on climate change skeptics.

10th Circ. Nixes BLM Fracking Rule Stay Amid Appeal

Environmental groups challenging the invalidation of the U.S. Bureau of Land Management's hydraulic fracturing rule won a round Wednesday when the Tenth Circuit vacated an injunction blocking the measure.

House GOP Targets Enviro Regs In Interior Funding Bill

House Republicans on Wednesday voted to approve amendments to a U.S. Department of the Interior and EPA funding bill that aim to upend various environmental regulations, ranging from forbidding settlement payouts under the Clean Air Act to undoing Endangered Species Act designations.

HEALTH & LIFE SCIENCES

US Lawmakers Express Doping Enforcement Concerns To IOC

U.S. lawmakers expressed concern to the International Olympic Committee, in a letter released Wednesday, that conflicts of interest are hindering the fight against doping in international sports.

ACA Marketplace Leader Struggles To Soothe Co-Op Fears

The Affordable Care Act's marketplace chief on Wednesday tried to ease doubts on Capitol Hill about the law's co-op insurance plans, but many lawmakers

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O'Melveny & Myers
Orrick Herrington
Patterson Belknap
Paul Hastings
Perkins Coie
Ropes & Gray
Roth Law Firm
Schnader Harrison
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American Automobile Association
American Bankers Association
American Bar Association
American Cable Association
American Civil Liberties Union
American International Group Inc.
Ames & Gough
Anthem Inc.
Apple Inc.
Association of Corporate Counsel
Bank Muscat SAOG
Bharti Airtel Ltd.
Celgene Corporation
CenturyLink Inc.
Chevron Corporation
Comcast Corporation
Communications Workers of America
Consumer Bankers Association
Eastman Kodak Co.
Elliott Management Corp.
Financial Services Roundtable
Google Inc.
Home Depot, Inc.
Honda Motor Co. Ltd.
International Association of Athletics Federations
International Olympic Committee
Ironshore Inc.
JPMorgan Chase & Co.

appeared convinced that more failures are looming.

Texas AG Says Pharmacy Choice Rule Not Yet Enforceable

Texas can't yet enforce a statute that would allow patients to use the pharmacy of their choice, but the law — deemed preempted under the Employee Retirement Income Security Act of 1974 by the Fifth Circuit in 1997 — could resume its effectiveness based on a 2003 U.S. Supreme Court decision, the Texas Attorney General's office said Wednesday.

TRANSPORTATION & INFRASTRUCTURE

PHMSA Floats New High-Hazard Flammable Train Rule

The Pipeline and Hazardous Materials Safety Administration on Wednesday proposed new regulations for trains that carry highly flammable cargo such as crude oil that are designed to improve spill response readiness and mitigate the effects of disasters.

INSURANCE

Obama Taps Mo. Insurance Chief For Licensing Board

President Barack Obama has nominated Missouri Insurance Director John Huff to serve on the board of directors for a newly formed national organization that will create a one-stop licensing process for insurance agents and brokers seeking to do business in multiple states, Huff's office said Wednesday.

DC Crash Coverage Law Faces Overhaul After Council Vote

The District of Columbia's legislative body on Tuesday voted unanimously to approve an overhaul of a district law that bars bicycle riders and pedestrians from collecting insurance for medical bills stemming from vehicle collisions if it is found they are even 1 percent to blame for the accident.

EMPLOYMENT

EEOC Issues Updated Equal Pay Data Rule

The U.S. Equal Employment Opportunity Commission on Wednesday unveiled a revised version of its proposal to expand pay data collection from federal contractors and other employers with more than 100 workers, pushing back the date of the first required employer report to allow for the use of workers' W-2 reports.

PRIVACY & CONSUMER PROTECTION

CFPB Gets Win In Constitutional Challenge

A D.C. federal judge gave the Consumer Financial Protection Bureau a win in a suit filed against it by a small Texas bank, ruling that bureau Director Richard Cordray's reappointment in 2013 after his 2012 recess appointment allowed him to ratify all his previous actions.

Christie Wins Appeal To Hold Back Political Office Docs

New Jersey Gov. Chris Christie's office won a government records showdown Wednesday when an appeals panel blocked a radio station's access to certain documents used by an office unit that came under scrutiny when the George Washington Bridge scandal erupted in 2014.

Transgender Bathroom Row Heads To Supreme Court

A Virginia school board has taken its case to bar a transgender high school student from using the bathroom of his choice to the nation's highest court on Wednesday,

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Juno Therapeutics Inc.
MasterCard Incorporated
National Association of Insurance Commissioners
National Association of Manufacturers
Navistar International Corporation
Neiman Marcus Group
New Jersey State Bar Association
New York Times Co.
Nintendo Co. Ltd.
PHH Corporation
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Public Knowledge
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Sierra Club
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Union of Concerned Scientists
United States Olympic Committee
United States Telecom Association
Verizon Communications
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World Anti-Doping Agency
XL Catlin
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GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Land Management
California Environmental Protection Agency
California Natural Resources Agency
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Communications

a day after a split Fourth Circuit panel said it would not halt the case, according to news reports.

PRODUCT LIABILITY

FDA Overreaching With Tobacco Rule Expansion: E-Cig Cos.

Three Alabama-based e-cigarette companies challenged a recently finalized rule that expands the U.S. Food and Drug Administration's ability to regulate all tobacco products, contending in a lawsuit filed on Tuesday that the measure goes too far and will likely push them out of business.

GOVERNMENT CONTRACTS

Diplomacy, Military Hard Line Urged In South China Sea Spat

Two former U.S. government officials urged lawmakers on Wednesday to take an assertive military stance in the South China Sea despite unwavering territorial claims by China, just a day after an arbitral tribunal ruled in favor of the Philippines in its dispute with China over control of several islands in the sea.

INTERNATIONAL TRADE

EU Trade Deals Risky For Data Protection, Study Says

The European Union does not sufficiently safeguard citizens' personal data and privacy rights when it trades with other countries, according to a study published Wednesday by University of Amsterdam researchers.

Hong Kong Trader Gets 2-Year Ban For Botched Trades

A Hong Kong futures trader at Yue Xiu Futures Co. Ltd. had his license yanked for two years after bungling instructions to buy oil futures — he sold them instead — and made several unauthorized trades to attempt to correct his position, the Hong Kong Securities and Futures Commission announced Wednesday.

TAX

Senate Votes To Make Olympic Winnings Off-Limits To IRS

The U.S. Senate passed legislation Tuesday that would exempt American Olympic athletes from having to pay federal taxes on medals and other prizes, sending the bill over to the U.S. House of Representatives for further consideration.

New Zealand Moves To Bolster Foreign Trust Regulations

New Zealand is adopting recommendations from a government-appointed tax specialist — including implementing a registry of foreign trusts — to improve the disclosure of foreign trusts, enhance anti-money laundering rules and increase information sharing between government agencies, officials announced on Wednesday.

Anaheim To Give Disney $267M In Tax Rebates For New Hotel

The Walt Disney Co. will receive roughly $267 million in tax rebates over the next two decades in connection with a luxury hotel that the company is planning to build near its Anaheim, California, theme park, thanks to an Anaheim City Council vote on Tuesday.

IMMIGRATION

House Bill Would Keep DACA Recipients Out Of The Military

Numerous Republicans in the U.S. House of Representatives have gotten behind

Commission
Federal Deposit Insurance Corp.
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Indian Health Service
National Highway Traffic Safety Administration
Permanent Court of Arbitration
Pipeline and Hazardous Materials Safety Administration
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Department of Insurance
U.S. Army
U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court

a bill that would prevent immigrants who did not enter the country legally but were granted deportation relief under the Deferred Action for Childhood Arrivals program from serving in the U.S. military.

TELECOMMUNICATIONS

FCC Chief Defends Efforts Against Lifeline Fraud

The Federal Communications Commission is playing “whack-a-mole” to combat long-standing Lifeline program flaws but has made progress, the agency's chief said Tuesday, responding to charges of Lifeline fraud and abuse from a Republican FCC commissioner and GOP lawmakers.

Public Interest Group, Union Caution FCC On Tech Transition

The nonprofit Public Knowledge and the Communications Workers of America union have teamed up to urge the Federal Communications Commission to ensure key safeguards, including continued broadband access, in its plan to smooth the technology transition to more advanced network infrastructure.

Verizon Calls For Set-Top Box Compromise At FCC

An apps-based set-top box proposal floated by industry stakeholders is “a promising step forward” in the heated debate over the Federal Communications Commission’s plan to unlock the TV set-top box, Verizon said Tuesday, calling for participants to work together to find a solution.

AT&T, CenturyLink Rip Lifeline Reform At DC Circ.

AT&T, CenturyLink and USTelecom blasted the Federal Communications Commission for allegedly not delivering much-needed reforms to the Lifeline program, telling the D.C. Circuit on Tuesday that high-cost service requirements are still imposed under the agency's new regulations without proper reimbursements.

EXPERT ANALYSIS

Will McDonnell Corruption Decision Save Silver And Skelos?

There has been widespread speculation that the U.S. Supreme Court's recent McDonnell decision provides a means to avoid prison for two of the most prominent politicians embroiled in corruption cases — Sheldon Silver and Dean Skelos. James Corsiglia of Cleary Gottlieb Steen & Hamilton LLP takes a look at whether their acts meet the new standard of “official acts” laid down in McDonnell.

A Weak Case For Banning Class Waivers: What CFPB Missed

The Dodd-Frank Act gave the Consumer Financial Protection Bureau the opportunity to think broadly about dispute resolution. Unfortunately, instead it decided to reinstitute a class action regime that its own study indicates poorly serves consumers’ interests, says Eric Mogilnicki, a partner at Covington & Burling LLP and former chief of staff to the late Sen. Ted Kennedy.

NHTSA Autonomous Vehicle Rules Take An Unexpected Turn

In recent discussions about guidelines for autonomous vehicles, National Highway Traffic Safety Administration Administrator Mark Rosekind noted that states will be allowed to develop some of their own rules. However, auto manufacturers and technology companies are understandably concerned about a patchwork quilt of different state laws, which could impact not only how AVs evolve, but also when, says Todd Benoff at Alston & Bird LLP.

Breach Response: New Laws To Know And 5 Questions To Ask

The spring legislative sessions this year brought a now-familiar round of revisions to data breach notification laws, with states broadening their laws in often divergent ways. These changes and two new Seventh Circuit decisions complicate best practices for responding to an incident compromising personal information, say

Amelia Gerlicher and Todd Hinnen of Perkins Coie LLP.

An Unprecedented Expansion Of Calif. Water Board Authority

The California State Water Resources Control Board's draft permitting procedures for discharges of dredge and fill material into state waters seeks to expand its permitting jurisdiction. If adopted, the procedures would impose additional regulatory hurdles and permit requirements on a wide range of industries and activities, including private development, agricultural operations and infrastructure development, say attorneys at Nossaman LLP.

LEGAL INDUSTRY

3 Tips For Stealing Clients From Competitors

Some bonds are too strong to break, even those between a law firm and a long-standing client — or at least it would seem. Here, experts and attorneys talk about a few ways that law firms can win clients away from competing law firms.

This BigLaw Firm Named Best To Work For

The title of this year's best law firm to work for has been clinched by a global BigLaw giant, according to the results of a survey on associates' quality of life in the workplace released on Wednesday.

Nixon Peabody Fights Jury's $1M Award Over Denied Bonus

Nixon Peabody LLP has asked a state court to set aside the nearly $1 million verdict leveled against it last month when a jury found the firm was wrong to refuse to pay a former associate a hefty bonus for bringing in a big client.

M&A Attys Face More Malpractice Suits As Deals Get Trickier

Watch yourself, dealmakers: An unfortunate confluence of increasingly creative corporate transactions and legal cost-cutting drove up the number of malpractice claims springing from mergers and acquisitions last year, a trend that should inspire more caution in the practice moving forward, experts say.

Budget Cuts Force In-House Legal Teams To Evolve: Report

More than half of general counsels have had their budgets cut during the past year and nearly 90 percent say they have faced pressure to improve the efficiency of their departments and reduce costs, a new report out Wednesday has found.

NY Ruling Strengthens Shield For In-House Ethics Advice

Professional liability experts are praising a New York appeals court decision backing the right of lawyers to keep ethical guidance from general counsels confidential, saying the privilege will encourage frank discussions that protect clients as well as attorneys and their firms.

Global 20: Dechert

In the past year Dechert LLP represented Celgene Corp. in a record-shattering life sciences licensing deal, guided billons in debt offerings by Egypt and other states and advised 18 of the 20 largest global asset managers, putting it among Law360's Global 20 for the third time.

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Ropes & Gray
Roth Law Firm
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Apple Inc.
Association of Corporate Counsel
Bank Muscat SAOG
Bharti Airtel Ltd.
Celgene Corporation
CenturyLink Inc.
Chevron Corporation
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Eastman Kodak Co.
Elliott Management Corp.
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Ironshore Inc.
Jaffe PR
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National Association of Insurance Commissioners
Navistar International Corporation
Neiman Marcus Group
New Jersey State Bar Association
New York Times Co.
Nintendo Co. Ltd.
PHH Corporation
PricewaterhouseCoopers
Prudential Financial Inc.
Public Knowledge
S1 Corporation
Samsung Electronics Co. Ltd.
Sierra Club
Swiss Re
Target Corporation
The Walt Disney Company
Turner Broadcasting System Inc.
Twitter Inc.
Union of Concerned Scientists

United States Olympic Committee
United States Telecom Association
Verizon Communications
Wells Fargo & Co.
World Anti-Doping Agency
XL Catlin
Zeughauser Group LLC

GOVERNMENT AGENCIES
U.S. Supreme Court
U.S. Department of Justice
Federal Communications Commission
U.S. Environmental Protection Agency
U.S. Senate
Bureau of Land Management
Food and Drug Administration
Securities and Exchange Commission
U.S. Department of the Interior
Army Corps of Engineers
California Environmental Protection Agency
Consumer Financial Protection Bureau
Indian Health Service
U.S. House of Representatives
California Natural Resources Agency
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Equal Employment Opportunity Commission
Executive Office of the President
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
National Highway Traffic Safety Administration
Permanent Court of Arbitration
Pipeline and Hazardous Materials Safety Administration
Port Authority of New York & New Jersey
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From: Atticus Payne
Sent: Fri 9/2/2016 12:13:16 PM
Subject: [Marketing Mail] Coding and Billing for Assistant Practice Clinicians

Dear Colleague,

Hiring non-physician practitioners (NPPs), such as nurse practitioners, physician assistants, or clinical nurse specialists, can ease physician workload and boost patient satisfaction. But if you don't know the specific rules for billing NPP services, you could lose deserved reimbursement — or worse, face fraud charges and denials.

You need to know the answers to these questions before you start billing NPP services:

- **Which services can your NPP perform and what are the options for billing them?**
- **What are the split/shared E/M visit basic requirements, and when do they not apply?**
- **How do split shared rules differ between an office setting and a hospital setting?**
- **What levels of supervision are required for an NPP to provide services?**
- **What are the NPP and incident-to risk areas and specific audit considerations?**
- **Can you apply CMS's "incident-to" rules to non-CMS payers?**
- **What can you do if the non-Medicare payer does not credential or recognize the NPP's NPI?**
- **How can you determine who has the ability to bill for services and when?**

If you don't know the answers, your practice or facility will pay the price.

You need a trusted resource that provides expert answers to these questions and more. Turn to the ***Non-Physician Practitioner Handbook***.

Brought to you by The Coding Institute, this guide includes **tips and tricks, expert-answered reader questions, and sample tools** to ensure you learn the pros and cons of hiring NPPs, as well as the **ins and outs of ethically maximizing reimbursement for NPP encounters**.

Take a look at some of the key areas covered in *Non-Physician Practitioner Handbook*:

- Boost your productivity and income by adding an NPP, but weigh the pros and cons first.
- Follow 3 Easy Steps to keep your NPP coding incident free.
- New MAC tip reminds practices what ancillary staff can — and cannot — document.
- Focus on terminology to navigate the NPP maze.
- Use this incident-to audit checklist to avoid claim missteps.
- PA assisting at surgery? Check these tips to bill properly.
- Quickly determine whether you can bill your NPPs service incident to the physician.
- Avoid these F2F pitfalls.

Please use the link below to purchase this handbook:

CLICK HERE TO ORDER THIS HANDBOOK

Please use discount code "**MS20**" at checkout to get a **$20 discount** on the ***Non-Physician Practitioner Handbook***. *(Offer valid only until **September 03, 2016**).*

I am looking forward to helping you ensure successful claims and top reimbursement for all the services your NPPs provide this year.

Thanks,
Atticus Payne
Customer Relationship Director

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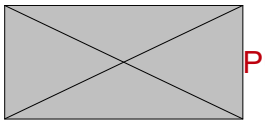
Powered by YMLP

.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 5/19/2016 8:30:59 AM
Subject: [Marketing Mail] Final OT Rule Could Put Employers In Classification Bind



PUBLIC POLICY

Thursday, May 19, 2016

TOP NEWS

Final OT Rule Could Put Employers In Classification Bind

With the U.S. Department of Labor finalizing its long-awaited rule Wednesday that doubles the salary cutoff for overtime exemption under the Fair Labor Standards Act, employers will now be forced to conduct a tricky balancing act to determine whether to increase workers' salaries or convert them to hourly workers.

Labor Department Issues Final OT Expansion Rule

The U.S. Department of Labor issued the final version of a much-anticipated overtime exemption rule Wednesday, raising the minimum salary threshold required to qualify for the Fair Labor Standards Act's "white collar" exemption to $47,476 per year.

CFPB Arbitration Report Takes Center Stage At House Hearing

Republican lawmakers latched onto what they called deficiencies in a controversial study on mandatory arbitration clauses the Consumer Financial Protection Bureau released in March 2015 at a Wednesday hearing over the bureau's proposal that would eliminate class action bans in those clauses.

Trump Releases List Of 11 Potential Supreme Court Nominees

Republican presidential nominee Donald Trump on Wednesday released a list of 11 people he says he would consider naming to the U.S. Supreme Court, if elected to office this November.

Exception To Civil Penalties Doesn't Cover U-1 Migrants

The U.S. Citizenship and Immigration Services has adopted an Administrative Appeals Office decision that an exception to civil penalties under federal immigration law for failing to comply with a voluntary departure order does not extend to U-1 nonimmigrant victims of certain crimes.

Senate Judiciary Dems Push Garland's Case In Mock Hearing

Advocates for U.S. Supreme Court nominee Judge Merrick Garland on Wednesday urged lawmakers to cast aside politics and move forward with his nomination, in a faux confirmation hearing convened by Democrats on the Senate Judiciary Committee.

Sheldon Silver's Sentence On Hold For McDonnell Ruling

Former New York State Assembly Speaker Sheldon Silver can stay out of prison over the summer while the U.S. Supreme Court mulls a ruling that could change the anti-corruption laws behind his conviction, a New York federal judge said on Wednesday.

Attorneys React To DOL's Final Overtime Exemption Rule

The U.S. Labor Department on Wednesday issued the final version of the overtime exemption rule raising the minimum salary threshold to qualify for the Fair Labor Standards Act's white collar exemption. Here, attorneys tell Law360 why the new rule is significant.

LAW FIRMS

Allen Matkins
Alston & Bird
Andrews Kurth
Armstrong Teasdale
Arnold & Porter
Baker Sterchi
Ballard Spahr
Barclay Damon
Bass Berry
Beck Redden
Beirne Maynard
Berwin Leighton
Bracewell LLP
Bryant Rabbino
Buchanan Ingersoll
Bush Seyferth
Butzel Long
Carlton Fields
Carothers DiSante
Chamblee Ryan
Cohen & Gresser
Cole Schotz
Cozen O'Connor
Crowell & Moring
Davidson & Lindemann
Davis Graham
Davis Wright Tremaine
Dentons
Drinker Biddle
Duane Morris
Fenwick & West
Fisher & Phillips
Foley Hoag
Franczek Radelet
Gibbons PC
Gibson Dunn
Goldberg Segalla
Honigman Miller
Hunton & Williams

ANALYSIS

New OT Rules To Hit Retail, Hospitality Cos. Hardest

The U.S. Department of Labor more than doubled the salary threshold for overtime exemptions to over $47,000 on Wednesday, extending protection to millions more American workers. Just who these workers are is unclear, but experts say a handful of industries, including hospitality and retail, will likely shoulder the lion's share of wage increases.

CFTC May Unleash Legal Avalanche On Power Markets

The U.S. Commodity Futures Trading Commission's proposal to allow private lawsuits over alleged fraud in regional electricity markets is a surprising backtrack on an earlier pledge to leave oversight of those markets to the Federal Energy Regulatory Commission and could unleash a wave of new litigation, experts say.

Hard Lifeline Budget Cap Could Cut Service To The Poor

Congress' proposal to place a hard budget cap on the newly expanded Lifeline program could jeopardize the goals of the program by preventing eligible, low-income consumers from enrolling, and experts say the flawed plan is based on a lack of understanding about how Lifeline functions.

BANKING & SECURITIES

Watchdogs Pressure Banks On Consumer Deposit Errors

The Consumer Financial Protection Bureau, the Federal Reserve and three other federal regulators released guidance Wednesday on how banks should tackle discrepancies between the amount they credit a customer’s account and how much was actually deposited, to avoid consumer harm.

EU Workers' Advisory Panel Backs Prospectus Reform Plans

The European Union's advisory body representing workers' and employers' organizations endorsed a proposal Wednesday to streamline requirements for securities prospectuses, saying the measure should reduce costs and improve investor confidence.

EU Securities Markets Regulation Enters Homestretch

The finish line for implementing a vast swath of rules aimed at creating more competitive, integrated securities markets across the European Union is now in sight after EU leaders passed another piece of the massive legislation and agreed to a January 2018 start date.

Small Biz Group Urges SEC To Expand Private Investor Rules

A committee advising the U.S. Securities and Exchange Commission on emerging companies expressed support Wednesday for expanding the definition of an accredited investor, potentially increasing the pool of those considered qualified to invest in small, non-public companies.

SEC Seeks Comments On NYSE’s Tracking Stock Fee Proposal

The U.S. Securities and Exchange Commission on Wednesday sought public comments on the New York Stock Exchange’s latest round of amendments to a proposed rule on equity investment tracking stocks, saying the NYSE wants to limit fees on tracking stocks to a maximum of $200,000 compared with the $500,000 maximum for listed companies.

ENERGY & ENVIRONMENTAL

EPA Proposes Boost To 2017 Biofuel Targets

The U.S. Environmental Protection Agency on Wednesday proposed boosting the

Isaac Wiles
Jackson Lewis
Joseph Greenwald
K&L Gates
Kelley Drye
Kelley Kronenberg
Kemp Smith
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Littler Mendelson
Locke Lord
Marashlian & Donahue
Mayer Brown
McCarter & English
McConnell Valdes
McCorriston Miller
McDermott Will
McGinnis Lochridge
McGlinchey Stafford
Meunier Carlin
Michelman & Robinson
Mintz Levin
MoloLamken LLP
Morgan Lewis
Morrison & Foerster
Morrison Cohen
Munger Tolles
Nelson Mullins
Nilan Johnson
Ogletree Deakins
Orrick Herrington
Outten & Golden
Paley Rothman
Perkins Coie
Post & Schell
Proskauer Rose
Rathje & Woodward
Reed Smith
Rivkin Radler
Roberts Markel
Robinson & Cole
Sanford Heisler
Schnader Harrison
Sedgwick LLP
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Sills Cummis
Snell & Wilmer
Squire Patton Boggs

amount of renewable fuels blended into gasoline for vehicles, a move that was met with quick backlash from petroleum industry groups.

Pa. DEP Chief Defends Gas Regs, Clean Power Plan Steps

Pennsylvania Secretary of Environmental Protection John Quigley defended the state's controversial efforts to update rules governing surface operations at oil and gas wells Wednesday and emphasized the importance of continuing to plan for the implementation of the federal Clean Power Plan, which is currently stayed.

Power Cos. Slam Enviros' Challenge To Coal Ash Rule

A coalition of power companies and industry groups on Wednesday told the D.C. Circuit that it should toss environmentalists' challenge to the U.S. Environmental Protection Agency's rule regulating coal ash.

Pa. House Panel Votes Down Asbestos Double-Dipping Bill

A Pennsylvania bill designed to prevent asbestos victims from both making claims on asbestos bankruptcy trusts and filing lawsuits against solvent businesses further down the supply chain was narrowly rejected by the state House Judiciary Committee in a vote on Tuesday.

Enviros Urge Prioritization Of Sage-Grouse In Habitat Row

The Wilderness Society, National Wildlife Federation and Earthworks on Wednesday urged a Nevada federal court to dismiss the state's suit alleging the federal government skirted the law by not allowing sufficient public comment when approving a land use plan to preserve the greater sage-grouse habitat.

HEALTH & LIFE SCIENCES

SC Lawmakers Approve Bill Banning Abortion After 19 Weeks

South Carolina's House of Representatives on Tuesday approved a bill banning abortion after 19 weeks of pregnancy, sending the bill to Republican Gov. Nikki Haley, who has previously expressed support.

House OKs $622M Zika Bill That Dems Say Won't Stop Virus

The House passed its $622 million measure fund the fight against the Zika virus Wednesday, in the face of criticism from the White House and Democratic House members for providing a fraction of the $1.9 billion President Barack Obama requested to deal with the virus.

Senate GOP Again Rejects $1.9B Zika Funding Package

U.S. Senate Republicans on Wednesday rebuffed a renewed bid by Democrats to add $1.9 billion in supplemental Zika virus-related funding to a $139.5 billion package for transportation, housing, military construction and the U.S. Department of Veterans Affairs, pushing back a final vote on the bill to Thursday.

IP & TECHNOLOGY

Ga., Nonprofit Want Final Ruling On State Code Copyrights

The battle over whether the state of Georgia can claim copyright ownership of its annotated legal codes is nearing a head, as both sides filed strongly worded motions Tuesday for a final ruling in their favor.

TRANSPORTATION & INFRASTRUCTURE

NHTSA Extends GM Safety Oversight For Additional Year

The National Highway Traffic Safety Administration will keep an eye on General Motors Co.'s handling of potential vehicle safety issues for another year, the final of a three-year term established under a 2014 consent order with the automaker, the agency said in a letter released on Tuesday.

Steptoe & Johnson LLP
Steptoe & Johnson PLLC
Stinson Leonard
Stoel Rives
Stroock & Stroock
Sullivan Meheula
Susman Godfrey
Venable LLP
Verrill Dana
Vorys Sater
Weiss Serota
Weitz & Luxenberg
Williams & Connolly
Williams Parker
ZwillGen PLLC

COMPANIES

AOL Inc.
Aetna Inc.
American Bar Association
American Civil Liberties Union
American Petroleum Institute Inc.
American Public Power Association
Associated Press
Belo Corp.
Chevron Corporation
Consumer Bankers Association
E. I. du Pont de Nemours and Company (DuPont)
Edison Electric Institute Inc.
Engie
Ford Motor Company
Garlock Sealing Technologies LLC
General Mills Inc.
General Motors
Hillshire Brands Co.
JPMorgan Chase & Co.
Kaplan Inc.
LexisNexis Group
MetLife Inc.
Microsoft Corporation
National Association of Home Builders
National Association of Manufacturers
National Basketball Association
National Cable & Telecommunications Association
National Federation of Independent Business
National Railroad Passenger

REAL ESTATE

6th Circ. Rejects Zoning Decision in Religious Land Row

A Sixth Circuit panel on Wednesday in a split decision returned to district court a religious land use dispute between an Ohio city and a local church-school group, saying the lower court erred in favoring the government's desire to maintain zoning for commercial uses so it could boost tax revenues.

EMPLOYMENT

DOL Fights Biz Groups' Bid To Block 'Persuader' Rule

The U.S. Department of Labor responded Tuesday to attempts by several business groups to block its controversial "persuader" rule, telling a Texas federal judge the rule promotes needed transparency in union elections.

Mexican President Proposes Legalizing Same-Sex Marriage

While speaking at an International Day Against Homophobia event in Mexico City on Tuesday, Mexican President Enrique Pena Nieto proposed constitutional reform that would legalize same-sex marriage.

PRIVACY & CONSUMER PROTECTION

CFPB Sets Date For Payday Lending Proposal

The Consumer Financial Protection Bureau on Wednesday set the date for the release of a much-anticipated proposal for bringing federal regulation to the payday lending industry for the first time.

GOVERNMENT CONTRACTS

House Passes $610B Defense Authorization Bill As Veto Looms

House Republicans passed the $610 billion National Defense Authorization bill Wednesday night, despite Democratic objections and a White House veto threat over funding levels and language that critics said would allow LGBTQ discrimination among federal contractors.

House Dems Blast Spectrum Auction Language In NDAA Bill

House Democrats balked at a measure added to the National Defense Authorization Act Wednesday that they said could foul up future auctions of government-owned spectrum by allowing the U.S. Department of Defense to essentially veto certain sales.

INTERNATIONAL TRADE

TPP Forecast Shows Modest Gains In US Jobs, GDP

The U.S. International Trade Commission released its comprehensive assessment of the Trans-Pacific Partnership Wednesday, predicting small but steady rises in U.S. employment, GDP and exports as a result of the agreement over the next 15 years.

USDA Ups Quota For Sugar Imports Over GMO Uncertainty

The U.S. Department of Agriculture on Tuesday raised the amount of sugar available for importation, explaining that the move was driven in part by the need to prepare the market for potential changes to rules regarding the labeling of genetically engineered food and beverage items.

Pols Urge Obama To Keep Vietnamese Arms Ban Intact

Corporation
National Rural Electric Cooperative Association
National Telephone Cooperative Association
National Wildlife Federation
Natural Resources Defense Council
New Jersey State Bar Association
Oklahoma City Thunder
Planned Parenthood Federation
RBS Citizens Financial Group Inc.
Reed Elsevier
SLM Corporation
Sierra Club
State Bar of Texas
TAM SA
Texas Public Policy Foundation
Twitter Inc.
U.S. Chamber of Commerce
U.S. Foods Inc.
Utah Transit Authority
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Land Management
Centers for Disease Control and Prevention
Cherokee Nation
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
International Trade Commission
National Credit Union Administration
National Highway Traffic Safety

A bipartisan group of 20 lawmakers on Tuesday called on President Barack Obama to use his upcoming trip to Vietnam to foster better coordination on human rights between the two countries and to resist any calls to lift the longstanding U.S. arms embargo against Hanoi.

TAX

SC Supreme Court Says Gov. Can't Install Transpo Chief

The South Carolina Supreme Court ruled Wednesday that a provision in the state's 2015 budget extending Gov. Nikki Haley's power to pick a transportation secretary was unconstitutional because the rider did not square with the budget's purpose of raising or spending taxes.

Ex-UN Leader John Ashe In Plea Talks In Bribery Case

Former United Nations General Assembly President John Ashe is in plea negotiations in advance of his trial on tax fraud charges tied to an alleged $1.3 million bribery scheme, according to a letter submitted Wednesday in New York federal court.

Wal-Mart Blasts 'Unlawful' Puerto Rico Alternative Biz Tax

Wal-Mart's Puerto Rican subsidiary urged the First Circuit Tuesday to uphold a lower court's ruling barring the commonwealth from collecting an alternative corporate income tax, calling the tax discriminatory and lethal.

CPAs Push For More Deductions In IRS Expat Gift Rules

The world's largest accounting trade group said Wednesday that proposed Internal Revenue Service regulations coverings gifts from expatriates ought to be expanded to provide deductions for gifts to surviving spouses.

BANKRUPTCY

Puerto Rico Declares Emergency State For Highway Agency

Puerto Rico Governor Alejandro Garcia Padilla has declared a state of emergency at the U.S. territory's highway and transportation authority, a move that allows the agency to prioritize essential services as opposed to using its revenue from tolls, fees and other sources on debt payments.

NATIVE AMERICAN

Native Hawaiian Gov't Vote Could Still Happen, Opponents Say

Six individuals challenging a process to potentially establish a Native Hawaiian government told the Ninth Circuit on Tuesday that their suit is still viable, despite claims by the state of Hawaii and other defendants that the dissolution of the foundation behind the movement made the appeal moot.

Cherokee Nation Council Approves Trust Land Application

The Cherokee Nation's tribal council gave the green light to ask the Bureau of Indian Affairs to take an additional 809 acres of tribal land in Oklahoma into trust, according to a recent statement.

TELECOMMUNICATIONS

Senate Explores Recalibrating TCPA, But Dems Push Back

Senate Commerce Committee Republicans on Wednesday pushed to ease telemarketing restrictions on companies flooded with lawsuits under the Telephone Consumer Protection Act, an effort that was met with opposition by Democrats who sharply questioned why legitimate businesses couldn't just obtain consent to avoid

Administration
National Institutes of Health
Office of the Comptroller of the Currency
Securities and Exchange Commission
South Carolina Department of Transportation
Texas Ethics Commission
U.S. Agency for International Development
U.S. Army
U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
Wage and Hour Division

spurious litigation.

Rural Broadband Assoc. Wants FCC Funds Based On Quality

NTCA – The Rural Broadband Association wants the Federal Communications Commission to base its financial award decisions for expanding Internet access to underserved areas on long-term capabilities rather than short-term deployment expenses, according to an ex parte filing with the agency Tuesday.

FCC's Wheeler Tells Cable Industry To Cooperate, Not Criticize

Federal Communications Commission Chair Tom Wheeler warned a cable industry crowd Wednesday that agency rulemaking on set-top boxes, special access and other issues have reached a "make-or-break point" and it's time for the industry to help offer solutions — or miss out.

PENNSYLVANIA

Fattah Pushed Phony Contract To Pay $1M Loan, Pa. Jury Told

A star witness for prosecutors in the corruption case facing Rep. Chaka Fattah, D-Pa., told a federal jury Wednesday afternoon that the congressman used what amounted to a sham contract to repay part of an illegal $1 million loan made in support of his ill-fated 2007 Philadelphia mayoral campaign.

TEXAS

Texas Ban On Legislature Vids In Political Ads Unconstitutional

A Texas law barring the use of video or audio produced by the state Legislature from being used in political ads is unconstitutional, a Houston judge held Tuesday, granting a temporary injunction that lets campaign ads feature the recordings.

PEOPLE

Joke's On Trump: Court Pick Mocked The Donald On Twitter

Texas Supreme Court Justice Don Willett is a top judge who is also a rare social media all-star with a busy Twitter feed that includes several cracks at presidential candidate Donald Trump — who on Wednesday placed Justice Willett on his list of 11 potential U.S. Supreme Court nominees.

EXPERT ANALYSIS

Regulating Daily Fantasy: Considerations For A Framework

The glare of the spotlight on the daily fantasy sports industry suggests that oversight and regulatory frameworks are necessary to restore the public's confidence. Massachusetts' attorney general illustrated one approach, and other constructive examples can be found in new laws in Indiana and Virginia. As others consider meaningful approaches, we offer some perspective on what a thoughtful regulatory regime should and should not contain, say attorneys with ZwillGen PLLC.

Uncertain Effect Of Modified Like-Kind Exchange Rules

President Obama in his fiscal year 2017 budget has proposed to modify the like-kind exchange rules for all real and personal property, thus dampening the pervasiveness of Section 1031 exchanges, though is unclear whether the government's concerns are well founded or whether Section 1031 exchanges have fueled investment and benefited the economy, say Howard Cohen and Corey Strauss at Buchanan Ingersoll & Rooney PC.

Proposed 'Political Subdivision' Test Presents Challenges

The IRS' proposed three-part test to determine if an entity qualifies as a "political subdivision" for purposes of issuing tax-exempt bonds would inject significant uncertainty into many tax-exempt financing transactions and potentially have a material impact on the structure and operations of many joint action agencies, state and local authorities, and other government entities, say Scott Harty and Peter Floyd of Alston & Bird LLP.

An Important Question For SEC Nominees

Rulemaking by enforcement provides the U.S. Securities and Exchange Commission a great deal of room to define reasonable standards through enforcement action, so unfortunately, it may become a tempting shortcut. The two presidential nominees for the vacant positions of SEC commissioners should therefore be asked to discuss their views regarding the practice, says Peter Chan, partner at Morgan Lewis & Bockius LLP and a former SEC assistant regional director.

Transgender Bathroom Debate: What's The Deference?

The issue of whether an individual has a right under federal law to use the bathroom or locker room corresponding to their gender identity has spurred multiple lawsuits throughout the country. However, the legal arguments underpinning the opposing sides of the debate are relatively straightforward and answers to the questions posed may come from an unusual source, say Jim McNeill and Peter Stockburger at Dentons.

LEGAL INDUSTRY

5 Ways GCs Can Make Law Firms More Diverse

As paying clients, corporate legal departments have the clout to demand more diversity from their law firms, and many of them are playing a proactive role in changing the profile of the industry. Here are the diversity-driving measures that six current and former general counsels say every law department can adopt.

How Minority Attys Encounter BigLaw Bias

Racially insensitive comments. "Low expectation" assignments. Professional or social isolation. Beyond the challenges of subtle bias, many BigLaw attorneys of color say they have also faced instances of more overt prejudice and racial stereotyping in the course of their legal careers.

BigLaw Still Losing Women Of Color, Researcher Says

Women of color are continuing to leave BigLaw at a high rate despite efforts to change firm culture, a fact reflected in their "unicorn" status at the partnership level, according to a diversity researcher whose work has focused on the legal industry.

3 Skills No Partner Can Do Without

BigLaw partners take pride in their sharp legal skills, but simply analyzing clients' problems and drafting killer motions aren't enough to truly thrive in a partnership role. Here, attorneys with decades of experience share the three skills partners need to stand out within their firms.

Judge Posner Slams Courts' Use Of 'Stale, Opaque' Jargon

The opinionated Seventh Circuit Judge Richard Posner on Tuesday weighed in against the use of legal jargon and convoluted rhetoric, even by the U.S. Supreme Court, using a concurring opinion affirming a Wisconsin man's jury conviction for selling prescription drug ingredients on the internet to slam “stale, opaque” legal writing.

NJ High Court Panel Posts Atty Ad Rules Warning

The New Jersey Supreme Court Committee on Attorney Advertising on Wednesday issued a warning that lawyers can only promote themselves using titles like "Super Lawyers" and "Rising Stars" if those honors stem from their qualifications and not a rating organization's popularity contest.

UK High Court Backs Predictive Coding In Shareholder Suit

The U.K. High Court ruled Tuesday in favor of allowing BCA Trading to use predictive coding in a case brought by minority shareholders, handing a further win to British law firms seeking to partially automate their document review process.

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Arnold & Porter
Bracewell LLP
Davis Wright Tremaine
Dentons
Duane Morris
Hunton & Williams
Kelley Drye
Mayer Brown
Nelson Mullins
Ogletree Deakins
Reed Smith
Schnader Harrison
Squire Patton Boggs
Allen Matkins
Andrews Kurth
Armstrong Teasdale
Baker Sterchi
Ballard Spahr
Barclay Damon
Bass Berry
Beck Redden
Beirne Maynard
Berwin Leighton
Bryant Rabbino
Bush Seyferth
Butzel Long
Carlton Fields
Carothers DiSante
Chamblee Ryan
Cohen & Gresser
Cole Schotz
Cozen O'Connor
Crowell & Moring
Davidson & Lindemann
Davis Graham
Drinker Biddle
Fenwick & West
Fisher & Phillips
Foley Hoag
Franczek Radelet
Gibbons PC

Gibson Dunn
Goldberg Segalla
Honigman Miller
Isaac Wiles
Jackson Lewis
Joseph Greenwald
K&L Gates
Kelley Kronenberg
Kemp Smith
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Littler Mendelson
Locke Lord
Marashlian & Donahue
McCarter & English
McConnell Valdes
McCorriston Miller
McDermott Will
McGinnis Lochridge
McGlinchey Stafford
Meunier Carlin
Michelman & Robinson
Mintz Levin
MoloLamken LLP
Morgan Lewis
Morrison & Foerster
Morrison Cohen
Munger Tolles
Nilan Johnson
Orrick Herrington
Outten & Golden
Paley Rothman
Perkins Coie
Post & Schell
Proskauer Rose
Rathje & Woodward
Rivkin Radler
Roberts Markel
Robinson & Cole
Sanford Heisler
Sedgwick LLP
Seyfarth Shaw
Shearman & Sterling
Sheppard Mullin
Sills Cummis
Snell & Wilmer
Steptoe & Johnson LLP
Steptoe & Johnson PLLC
Stinson Leonard
Stoel Rives
Stroock & Stroock

Sullivan Meheula
Susman Godfrey
Venable LLP
Verrill Dana
Vorys Sater
Weiss Serota
Weitz & Luxenberg
Williams & Connolly
Williams Parker
ZwillGen PLLC

COMPANIES
AOL Inc.
Aetna Inc.
American Bar Association
American Civil Liberties Union
American Petroleum Institute Inc.
American Public Power Association
Associated Press
Belo Corp.
Chevron Corporation
Consumer Bankers Association
E. I. du Pont de Nemours and Company (DuPont)
Edison Electric Institute Inc.
Engie
Ford Motor Company
Garlock Sealing Technologies LLC
General Mills Inc.
General Motors
Hillshire Brands Co.
JPMorgan Chase & Co.
Kaplan Inc.
LexisNexis Group
MetLife Inc.
Microsoft Corporation
National Association of Home Builders
National Association of Manufacturers
National Basketball Association
National Cable & Telecommunications Association
National Federation of Independent Business
National Railroad Passenger Corporation
National Rural Electric Cooperative Association
National Telephone Cooperative Association
National Wildlife Federation
Natural Resources Defense Council
New Jersey State Bar Association
Oklahoma City Thunder
Planned Parenthood Federation
RBS Citizens Financial Group Inc.
Reed Elsevier
SLM Corporation

Sierra Club
State Bar of Texas
TAM SA
Texas Public Policy Foundation
Twitter Inc.
U.S. Chamber of Commerce
U.S. Foods Inc.
Utah Transit Authority
Wal-Mart Stores Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Executive Office of the President
U.S. Department of Labor
U.S. Senate
Federal Communications Commission
Internal Revenue Service
Securities and Exchange Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Federal Trade Commission
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Health and Human Services
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Land Management
Centers for Disease Control and Prevention
Cherokee Nation
Commodity Futures Trading Commission
Department of Commerce
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
International Trade Commission
National Credit Union Administration
National Highway Traffic Safety Administration
National Institutes of Health
Office of the Comptroller of the Currency
South Carolina Department of Transportation
Texas Ethics Commission
U.S. Agency for International Development
U.S. Army
U.S. Census Bureau

U.S. Department of Agriculture
U.S. Department of Energy
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
United Nations
Wage and Hour Division

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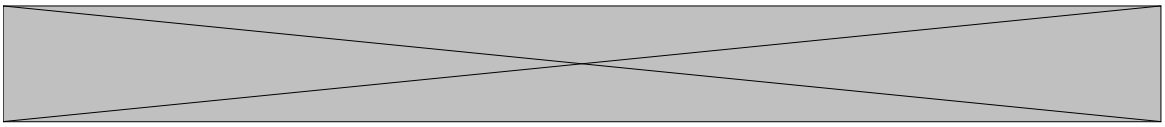

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Reinventing the Commercial Loan Application

High-risk verticals don't have to be for dare devils. Lenders have access to a wealth of information on borrowers; they simply need a way to better organize and streamline the application process
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Wells Fargo Errors, and Social Media Response

"We apologize for any inconvenience this caused, and will work with impacted customers affected by the issue," said a statement from Wells Fargo this week. Bank customers complained about their debit cards being charged twice
Read more

Ellie Mae No Longer Defying the Odds

In the spring Motley Fool, the financial news and data company reported how Ellie Mae was bucking the trends of lenders' woes due to higher interest rates. On Friday, it turned out Ellie Mae was just fending off the trends a little longer than others.
Read more

ONESPAN WHITE PAPER

Adaptive authentication: Superior user experience and growth through intelligent security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year after year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your copy

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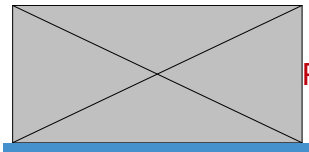

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Friday, July 28, 2017

TOP NEWS

Analysis

4 Takeaways As DOJ Pivots On Gay Rights In The Workplace

The U.S. Department of Justice weighed in on one of the hottest topics in employment law Wednesday, breaking ranks with the Obama administration's take on the scope of Title VII and telling the Second Circuit that the statute does not prohibit workplace discrimination based on sexual orientation. Here, experts discuss the biggest takeaways from the DOJ's recent move. Read more »

New Russia Sanctions Bill Headed To Trump After Senate Vote

President Donald Trump now faces a dilemma: Should he sign a bill that would add new sanctions to Russia, North Korea and Iran, or veto a measure that passed with near-unanimous support in the Senate Thursday after passing with similar support in the House Tuesday. Read more »

House Passes Defense, Energy, VA, Border Wall Funding

The U.S. House of Representatives passed partial federal funding for next year on Thursday, although the $790 billion defense, energy and legislative funding bills faced Democratic criticism for policy riders, including $1.6 billion for a wall on the U.S.-Mexico border. Read more »

Analysis

Where We Are Now In The Fight Over Sanctuary Cities

Attorney General Jeff Sessions' announcement Tuesday that certain grants would only be given to areas that comply with anti-sanctuary city measures has already been met with pushback from cities like New York and Los Angeles, and some experts have raised questions about the legal basis for the requirements. Here's where the legal battle over sanctuary cities stands. Read more »

Senate Shoots Down Partial ACA Repeal

Senate Republicans early Friday failed to pass legislation to partly repeal core provisions of the Affordable Care Act, the latest and most striking setback for the GOP's tumultuous repeal effort. Read more »

House GOP Border Adjusted Tax Plan Officially Dead

House Republicans have given up on their controversial border adjusted tax plan, which was heavily criticized for potentially raising consumer prices on imported goods and violating international trade rules, according to a joint statement on

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Thursday from White House officials and congressional leaders. Read more »

Analysis

Issuers On Notice After SEC 'Coin Offering' Report

The U.S. Securities and Exchange Commission on Tuesday brought some clarity to the market for "initial coin offerings" when it outlined a test for treating the digital "tokens" that are offered in exchange for money or digital currency as securities, but experts say key questions remain about certain types of tokens that defy easy categorization. Read more »

BANKING & SECURITIES

Bank Regulatory Noms Want Simpler, Clearer Rules

President Donald Trump's nominees to lead the Office of the Comptroller of the Currency and to fill the Federal Reserve's long-vacant vice chair for supervision role said Thursday they supported more transparency and simplicity in the rules governing banks. Read more »

CFTC Nominees Talk Position Limits, Swaps Regs In Hearing

President Donald Trump's three nominees for the U.S. Commodity Futures Trading Commission told the U.S. Senate Agriculture Committee on Thursday that they're prepared to review the de minimis threshold for swap dealer registration and tackle a final rule limiting speculative trading. Read more »

Mnuchin Calls For Raising Threshold For Enhanced Bank Rules

U.S. Treasury Secretary Steven Mnuchin said Thursday that he wants to raise the $50 billion asset threshold used to subject a bank to enhanced supervision and that regulators should be able to exempt from the regime, banks that are big but not overly complex. Read more »

Regulators Focused On Bad Actor Brokers

Officials with the U.S. Securities and Exchange Commission and the Financial Industry Regulatory Authority said Thursday they'll be keeping an eye on broker-dealers in high-risk areas and encouraged firms to help them root out bad brokers and protect investors. Read more »

Gov't Says No Contract Guarantee For Fed Bank Dividends

The U.S. government urged a Federal Claims judge on Thursday to nix a banking industry group's proposed class action claiming that Congress improperly slashed dividend payments from regional Federal Reserve Banks to large banks, contending in oral arguments that the banks haven't demonstrated a valid contract on which they relied. Read more »

ENERGY & ENVIRONMENTAL

36 GOP Senators Back Zinke's Review Of Offshore Oil Limits

Thirty-six Republican senators sent a letter to Interior Secretary Ryan Zinke on Wednesday supporting his effort to pursue a new offshore oil and gas leasing program aimed at opening up more areas for fossil fuel development to "reinforce the United States' position as an energy dominant superpower." Read more »

Calif. AG Says He'll Fight To Save Marine Sanctuaries

California's top legal eagle on Thursday said he told the Trump administration that he will fight to protect four national marine sanctuaries located off the state's coast that are being reviewed for their oil and gas exploration potential. Read more »

Calif. High Court Rules CEQA Not Preempted In Rail Row

The California Supreme Court handed down a meaty opinion Thursday that ruled the state's California Environmental Quality Act is not preempted by federal law in a challenge to a state-owned railroad entity's plans to further revive a line in Northern

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Apple Inc.
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Competitive Enterprise Institute
Dollar Tree Inc.
Environmental Defense Fund Inc.

California. Read more »

Miami OKs Controversial Power Line Deal With FPL

Despite strong opposition from the public and interested parties, the Miami City Commission approved a settlement late Thursday in which the city will contribute up to $27 million in return for Florida Power & Light burying new transmission lines planned in conjunction with the expansion of its Turkey Point nuclear plant. Read more »

HEALTH & LIFE SCIENCES

Access To Branded Drug Samples Key To Generics, Reps Hear

Generic-drug companies need guaranteed access to branded drug samples to establish bioequivalence in order to get generic versions on the market faster and keep prices down, Food and Drug Administration and Federal Trade Commission officials told a House antitrust subcommittee Thursday. Read more »

CMS Extends Ban On New Ambulance Suppliers To Beat Fraud

The Centers for Medicare & Medicaid Services added another six months to its existing ban preventing non-emergency ambulance suppliers and home health care agencies in six states from enrolling in Medicare and Medicaid as part of an ongoing effort to combat fraud, according to a Thursday notice. Read more »

'Ebola Nurse' Deal Spurs New NJ Quarantine Rules

New Jersey Gov. Chris Christie has agreed to implement new protocols for Ebola-related quarantines as part of a settlement unveiled Thursday in a federal court action against him and other current and former state officials by a nurse who was quarantined in 2014 after she treated Ebola patients in Africa. Read more »

TRANSPORTATION & INFRASTRUCTURE

Analysis

In-Flight E-Cigs Ruling Firms Up DOT Rulemaking Power

The D.C. Circuit's recent decision affirming the U.S. Department of Transportation's ban on electronic cigarette use on commercial flights solidified the department's wide authority to craft regulations affecting consumer conduct onboard aircraft flying in U.S. skies, a seal of approval that comes amid the Trump administration's regulatory crackdown. Read more »

EMPLOYMENT

Analysis

New Joint-Employer Bill Has Worker Advocates Leery

House lawmakers on Thursday introduced a bill to narrow the definition of joint employment under federal wage and labor law — a change that gives businesses welcome clarity for structuring deals with contractors but that employee advocates fear could shield companies that outsource labor from facing liability for workplace violations. Read more »

House Lawmakers Float Bill To Revise Joint Employer Test

House lawmakers unveiled a much-anticipated bill Thursday that would require businesses to exert direct control over individuals' working conditions in order to be considered a joint employer under federal wage and labor laws, a tighter standard than one recently adopted by the National Labor Relations Board in its controversial Browning-Ferris decision. Read more »

Biz Groups Say Piwowar's Letter Backs Nixing Fiduciary Rule

Business groups and insurance companies that have asked the Fifth Circuit to strike down the Department of Labor's fiduciary rule touted on Wednesday the support of

Facebook
Financial Industry Regulatory Authority Inc.
Financial Services Roundtable
Florida Power & Light Co.
Goodyear Tire & Rubber Co.
Google Inc.
International Association of Privacy Professionals
International Brotherhood of Teamsters
International Business Machines Corporation
Internet Brands, Inc.
Kimberly-Clark Corporation
Koch Industries Inc.
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Army Corps of Engineers
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Congressional Budget Office
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President

U.S. Securities and Exchange Commission member Michael Piwowar, saying his recent criticism of the rule should weigh on the appeals court's decision. Read more »

PRIVACY & CYBERSECURITY

Sens. Push ECPA Reform Bill To Up Email, Location Privacy

Sens. Patrick Leahy, D-Vt., and Mike Lee, R-Utah, on Thursday stepped up their long-running efforts to update the Electronic Communications Privacy Act, floating a proposal that would require warrants for access to emails and location data and ease gag orders that prevent service providers from divulging these requests. Read more »

AEROSPACE & DEFENSE

DOD Transgender Policy Unchanged Despite Trump Tweets

U.S. military policy on transgender service members remains unchanged, despite tweets from President Donald Trump on Wednesday indicating otherwise, the chairman of the Joint Chiefs of Staff told senior military leaders Thursday, according to published reports. Read more »

VA Choice Gets $2.1B Boost In Bipartisan Funding Deal

Lawmakers have reached a bicameral, bipartisan deal to provide an additional $2.1 billion for the Veterans Choice program and to allow the U.S. Department of Veterans Affairs to enter into more "major" medical leases, VA Secretary David Shulkin said Wednesday. Read more »

INTERNATIONAL TRADE

GOP Rookies Line Up For Modest NAFTA Approach

All 32 Republican freshmen in the U.S. House of Representatives threw their support behind the administration's upcoming renegotiation of the North American Free Trade Agreement and said that the deal would do best with some modest tweaks, as opposed to a teardown. Read more »

Senators Squawk For Action On China's Chicken Ban

A bipartisan coalition of 37 senators leaned on the Trump administration to knock down China's bird flu-driven ban on U.S. chicken Wednesday as the White House continues its effort for incremental trade progress with Beijing. Read more »

TAX

Mich. High Court Junks Kimberly-Clark's Tax Compact Appeal

A divided Michigan Supreme Court has refused to consider an appeal from global manufacturing giant Kimberly-Clark Corp. seeking a $3.2 million tax refund from the state Department of Treasury, denying its bid to use the Multistate Tax Compact to calculate income in the state. Read more »

Cloud Computing Co. Must Pay Sales Tax, Says NY Agency

New York state's Department of Taxation and Finance published an advisory opinion Wednesday concluding that a company that provides cloud computing software that boosts telecommunications systems must pay state sales taxes for "prewritten software" licensed to New York-based systems. Read more »

Pa. Senate Passes Bill To Tax Shale Gas, Online Vendors

Pennsylvania's state Senate on Thursday passed a funding measure that includes a 2 percent levy on natural gas drillers and would close a tax loophole for vendors who

Federal Communications Commission
Federal Reserve Bank of San Francisco
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Florida Public Service Commission
Food and Drug Administration
Government Accountability Office
Mashpee Wampanoag Tribe
NAFTA
NATO
National Economic Council
National Labor Relations Board
National Oceanic and Atmospheric Administration
New Jersey Department of Health
Office of the Comptroller of the Currency
Pennsylvania State Ethics Commission
Securities and Exchange Commission
U.S. Army
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U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

sell products on online marketplaces in an effort to resolve an impasse over how to fund the state's $32 billion budget for the current fiscal year. Read more »

BANKRUPTCY

U Of Puerto Rico Plan Trustee Wants Clarity On Asset Transfer

The trustee for a benefits plan for University of Puerto Rico employees has asked the judge overseeing the territory's landmark restructuring case if it can legally transfer fund assets, as the school has demanded, after it declined to distribute $33 million in emergency early-withdrawal requests due to the island's insolvency. Read more »

IMMIGRATION

Immigration Bill Roundup: Dream Act, Work Visas For Nurses

Members of the 115th Congress took action on immigration-related bills in recent days that included measures such as additional work visas for foreign-trained nurses and the Dream Act, which would create a pathway to legal status for certain immigrants. Read more »

Senate Dems Ask Trump To Defend DACA Program

Senate Democrats are urging the Trump administration to defend an Obama-era program allowing hundreds of thousands of undocumented immigrants who arrived as children to stay in the U.S. in an anticipated lawsuit from Republican state attorneys general. Read more »

TELECOMMUNICATIONS

Analysis

Top 3 Groups Lobbying The FCC

Although the net neutrality docket has generated millions of responses in the past month as an initial comment period on the issue drew to a close, some of the FCC's most prolific lobbyists have now turned their attention to issues of telephone and TV accessibility and emerging broadcast technology. Here, Law360 looks at the top organizations lobbying the FCC in the past month. Read more »

WHITE COLLAR

Feds Say Menendez Pressure Fits McDonnell's 'Official Acts'

Prosecutors told a New Jersey federal court Thursday that pressure exerted by Sen. Bob Menendez on a doctor's behalf to influence executive branch officials fell within the narrow definition of "official acts" set by the U.S. Supreme Court's landmark McDonnell decision, rejecting the senator's bid to toss his corruption charges based on the high court ruling. Read more »

Vendors Ink $9M Deal Over Gifts To Pa. Liquor Officials

Federal prosecutors said Thursday that four vendors have agreed to pay a total of $9 million in penalties over gifts provided to Pennsylvania Liquor Control Board officials, nearly two years after the agency's ex-marketing director copped to charges stemming from a related kickback scheme. Read more »

EXPERT ANALYSIS

Why Tribal Land Acquisition Developments Are Troubling

Though the current administration's stance on Carcieri-fix bills remains unclear, it is unlikely that legislators will pass a fix to the conundrum created by the U.S. Supreme Court's decision in Carcieri. More probably, tribes will have to play by the

administration's rules and hope they reflect the country's trust responsibility to Native American tribes, says Joshua Peterson of Faegre Baker Daniels LLP. Read more »

Opinion

Made In America, But Not 'Made In The USA'?

It would not be fake news to report that the federal government and purchasers in other countries can "Buy American" even if the product cannot be labeled as "Made in the USA" for purposes of sale in the United States, says Yohai Baisburd of Dentons. Read more »

Having A Chief Privacy Officer Reassures Your Firm's Clients

The benefits of appointing a chief privacy officer at your law firm are twofold — not only does the firm benefit from the crucial operational impact of a well-managed privacy program, but you are also demonstrating to clients how seriously you take your duties of confidentiality and competence, says Rita Heimes, research director at the International Association of Privacy Professionals. Read more »

LEGAL INDUSTRY

Analysis

4 Social Media Ethics Questions For Attorneys

The proliferation of social media applications, and the enhanced capabilities they provide to investigate, advertise and communicate, have presented lawyers with a host of new ethical considerations, as everything from Facebooking potential jurors to preserving tweets poses questions about attorneys' responsibilities. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Simpson Thacher topped this week's legal lions list after leading KKR's $2.8 billion acquisition of WebMD as well as its acquisition of Nature's Bounty, while WilmerHale became a legal lamb after a judge nailed its client, Apple, with a $506 million judgment for infringing a computer processor patent. Read more »

Stoel Rives Sheds Staff, Citing 'Practice Modernization'

Stoel Rives LLP cut 17 administrative staffers as part of a strategic plan to modernize the Portland, Oregon-headquartered firm, according to an internal memo sent to the firm's employees on Wednesday morning. Read more »

UK Law Firms Lost £3.2M To Cybercrime In 1st Quarter

A report released by the regulator for lawyers in England and Wales shone a spotlight on the risk posed by cybercrime, with law firms reporting a record number of cyberthefts in the first quarter of 2017 that led to losses of £3.2 million (about $4.2 million). Read more »

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American Bar Association
American Council of Life Insurers
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
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Blue Cross and Blue Shield Association
BuzzFeed Inc.
Carlyle Group LP
Caterpillar Inc.
Chevron Corporation
Dollar Tree Inc.
Environmental Defense Fund Inc.
Facebook
Financial Industry Regulatory Authority Inc.
Financial Services Roundtable
Florida Power & Light Co.
Goodyear Tire & Rubber Co.
Google Inc.
International Association of Privacy Professionals
International Brotherhood of Teamsters
Internet Brands, Inc.
Kimberly-Clark Corporation
Koch Industries Inc.
Nascar Holdings Inc.
National Association of Broadcasters
New York State Bar Association
Nike Inc.
Northern Mariana Islands Retirement Fund
Orange SA
Planned Parenthood Federation
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Sierra Club
Snap Inc.
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TechFreedom
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Wal-Mart Stores Inc.
WebMD Health Corp.
Wisconsin Alumni Research Foundation
eBay Inc.

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U.S. Supreme Court
National Labor Relations Board

U.S. House of Representatives
Federal Reserve System
Securities and Exchange Commission
U.S. Department of Labor
Federal Communications Commission
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U.S. Department of Homeland Security
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U.S. Senate
Army Corps of Engineers
Centers for Disease Control and Prevention
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Congressional Budget Office
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Reserve Bank of San Francisco
Financial Crimes Enforcement Network
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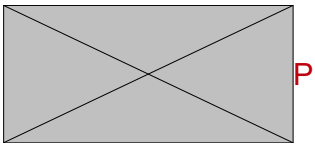

PUBLIC POLICY

Tuesday, April 11, 2017

TOP NEWS

Gorsuch Sworn In As Ninth Member Of Supreme Court

Judge Neil M. Gorsuch became the 101st justice of the U.S. Supreme Court on Monday morning after swearing-in ceremonies at the court and the White House, bringing the nation's top judicial body to a full complement of nine sitting members for the first time in 419 days. Read more »

Analysis

Pay Inquiry Bans To Get Crucial First Test In Philly

Philadelphia's recently passed law barring employers from asking job candidates for their salary histories wasn't the first in the U.S., but it will be the first such measure to be challenged in court — a legal battle experts say will hinge on how far governments can go in regulating commercial speech and may set the tone for future litigation over pay-history laws elsewhere. Read more »

EU Regulators Mostly Back Sweeping E-Privacy Rules

The European Union's independent data protection authority, otherwise known as the Article 29 Working Party, has mostly thrown its support behind a recent proposal for tighter online privacy rules by the European Commission, calling it an important step that fills holes in new regulations approved last year. Read more »

House Repubs Urge FCC To Guard Online Privacy For Now

A group of 50 House Republicans told Federal Communications Commission Chairman Ajit Pai that he has the authority to protect consumers online and should use it until the FCC "rectifies" the Open Internet Order's removal of internet service providers from Federal Trade Commission authority. Read more »

Global Orgs. Say Gov'ts Must Cushion Blow Of Open Trade

The World Trade Organization and the International Monetary Fund touted the benefits of liberalized trade in a new report Monday but also issued a call for major economies to make sure safeguards are in place to protect those damaged by the uptick in foreign competition. Read more »

Analysis

Scope Of Mass. Sales Tax Rule May Go Beyond Online Sales

A new requirement subjecting online sales into Massachusetts to sales tax may not only illegally discriminate against e-commerce, but it could also have much broader implications for corporate and property taxes with its expansive interpretation of tangible personal property. Read more »

Trump Nominates Tennessee State Sen. As Army Secretary

President Donald Trump on Friday named health care staffing company CEO and Tennessee state Senator Mark E. Green as his new nominee for Army secretary, after previous nominee Vincent Viola withdrew his name from consideration due to complications related to his business entanglements. Read more »

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Shearman & Sterling
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American Beverage Association
American Civil Liberties Union
Apple Inc.
Association of Corporate Counsel
Center for Biological Diversity Inc.
Chevron Corporation
Comcast Corporation
ContentGuard Inc.
Covidien PLC

Ala. Gov. Resigns In Wake Of Sex Scandal, Ethics Charges

Alabama Gov. Robert Bentley resigned late Monday afternoon as part of a plea deal that saw him admitting to two misdemeanor violations of campaign finance law arising from an alleged extramarital affair with a top aide, coming just several days after he vowed to stay in office. Read more »

BANKING & SECURITIES

China Securities Watchdog Vows To Fight Fraud, Stinginess

China's chief securities regulator on Saturday vowed to crack down on public companies that violate stock market rules and blasted companies that fail to pay their shareholders dividends despite having the means to do so, according to China's state-run news agency. Read more »

SEC's ALJ Stance 'Blinks Reality,' Adviser Tells DC Circ.

An investment adviser challenging the constitutionality of the U.S. Securities and Exchange Commission's in-house court told the D.C. Circuit on Monday that the agency's interpretation of federal law "simply blinks reality," as the appellate court reconsiders its opinion that found the in-house judges are constitutionally sound. Read more »

FINRA's Judges To Review Other Penalties, Harm To Elderly

The Financial Industry Regulatory Authority updated its sanctions guide on Monday to make sure its in-house judges consider whether accused broker-dealers abused their influence with old and vulnerable clients and to expand on how to adjust penalties when other regulators have imposed sanctions, among other changes. Read more »

ENERGY & ENVIRONMENTAL

Senate Dems Want Proof Pruitt Was OK'd To Address CPP

A group of Senate Democrats on Friday demanded that U.S. Environmental Protection Agency Administrator Scott Pruitt prove he was cleared by the agency's ethics officer to pursue actions related to rolling back the Clean Power Plan, a rule he opposed as Oklahoma attorney general. Read more »

16 States Urge 4th Circ. To Uphold Coal Jobs Analysis Order

West Virginia and 15 other states on Friday asked the Fourth Circuit to uphold a district judge's order compelling the U.S. Environmental Protection Agency to evaluate the consequences of its air pollution regulations on jobs. Read more »

Enviros Fight EPA's Bid To Stall Ozone Oral Arguments

A coalition of environmental and health groups on Monday told the D.C. Circuit it should reject the U.S. Environmental Protection Agency's request to postpone oral arguments over the validity of its new ambient air quality standards for ozone. Read more »

Enviro Groups Sue To Block Santa Ana River Water Plan

Environmental conservation groups have moved to block a proposed plan by San Bernardino, California, to divert water releases to basins instead of the Santa Ana River, citing harmful impacts to the river and its ecosystems, according to a petition filed in state court. Read more »

NJ Sierra Club Appeals South Jersey Gas Pipeline Approval

The New Jersey Sierra Club on Monday appealed the New Jersey Pinelands Commission's February approval of a 21.6-mile natural gas pipeline that would traverse the state's environmentally sensitive Pine Barrens, saying the pipeline would destroy land and threaten the water supply. Read more »

HEALTH & LIFE SCIENCES

Facebook
Financial Industry Regulatory Authority Inc.
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Google Inc.
Greater Boston Chamber of Commerce
HBR Consulting LLC
Legal Services of Greater Miami
LexisNexis Group
MGM Resorts International
Microsoft Corporation
Mohegan Sun
Motion Picture Association of America
Murray Energy Corp.
NFL Enterprises LLC
National Association of Convenience Stores
National Governors Association
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National Restaurant Association
Natural Resources Defense Council
Netflix Inc.
New York University
Nike Inc.
Physicians for Social Responsibility
Reed Elsevier
SUPERVALU INC.
Sierra Club
South Jersey Industries Inc.
Staples Inc.
Teladoc Inc.
Twitter Inc.

GOVERNMENT AGENCIES

European Commission
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Florida Department of State
Food and Drug Administration
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Monetary Fund
International Trade Commission
Mashantucket Pequot Tribal Nation

FDA Must Revisit Menu Labeling Rule, Retailers Say

A controversial U.S. Food and Drug Administration rule regarding calorie disclosures on menus should be halted because it covers far too many businesses and unconstitutionally compels speech, according to a newly released petition from major retailers. Read more »

TRANSPORTATION & INFRASTRUCTURE

FCC's Pai Kills Plan To Allow Cellphone Calls On Planes

Federal Communications Commission Chairman Ajit Pai on Monday said that the agency's 2013 plan to relax the prohibition on in-flight cellphone calls was "ill-conceived," and proposed "taking it off the table permanently." Read more »

INSURANCE

Pols Still Wary Of US-EU Insurance Accord

A bilateral deal placing insurance providers in the U.S. and European Union on equal footing continued to draw criticism on Friday from numerous members of the U.S. Congress and the National Governors Association, both of which pressed the Trump administration for details about the deal's functionality. Read more »

AEROSPACE & DEFENSE

Gov't Sues Russian Linked To Election Hacks To Stop Botnet

The U.S. Department of Justice announced Monday that it has sued Russian programmer Pyotr Y. Levashov, also reportedly linked to computer hacking as part of the Russian "influence campaign" ahead of the 2016 presidential election, accusing him of operating the Kelihos "botnet." Read more »

COMPETITION

Teladoc, Texas Board Want More Time To Solve Antitrust Suit

A remote medical care provider and the Texas Medical Board, which have been feuding over a state rule requiring doctors to see patients face to face before providing services, has asked a Texas federal court to grant one more stay of the suit. Read more »

PRIVACY & CONSUMER PROTECTION

Small Business Cybersecurity Bill Passes Senate Committee

The Senate Commerce Committee has passed a bill introduced by a bipartisan group of U.S. senators that would offer small businesses additional resources to help them protect against and manage cybersecurity risks, clearing the matter for consideration by the full Senate. Read more »

GOVERNMENT CONTRACTS

Maryland State Sen. Hit With Federal Bribery Charges

A Maryland state senator is facing charges that he illegally accepted payments to help a business launch a development project in Baltimore, according to a criminal complaint filed in federal court. Read more »

TAX

Massachusetts Department of Revenue
Mohegan Tribe
National Institute of Standards and Technology
National Nuclear Security Administration
Securities and Exchange Commission
Seminole Tribe of Florida
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of State
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Marine Corps
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

NJ Feedstock Processor Gets 5 Years In Biofuel Fraud Case

A New Jersey biofuel company owner was sentenced Friday in Ohio federal court to 60 months in prison for participating in a fraudulent scheme that reaped more than $7 million in tax and renewable fuels credits connected to the purported production of biodiesel fuel, the U.S. Department of Justice said. Read more »

IMMIGRATION

Immigration Bill Roundup: Attys For Detainees, Search Limits

Members of the 115th Congress took action on immigration-related bills in recent days that included measures to appoint attorneys for certain detainees and that would restrict searches of electronic devices by federal authorities. Read more »

Gov't Defends Trump's New Immigration Ban At 9th Circ.

The District of Hawaii abused its discretion by entering a nationwide preliminary injunction that barred enforcement of President Donald Trump's revised executive order on immigration from six predominantly Muslim countries and on the nation's refugee program, the federal government told the Ninth Circuit on Friday. Read more »

Federal Arrests Of Immigrants At Decade High, Pew Reports

Federal agencies are now conducting far more arrests for immigration-related offenses than any other crime, marking a slow but decisive shift in law enforcement priorities over the last decade, according to a Pew Research Center report published on Monday. Read more »

NATIVE AMERICAN

Conn. Tribes Tout Casino Jobs As AG Queries Revenue Pledge

A company co-owned by the tribes behind the Foxwoods Resort and Mohegan Sun casinos said Monday it will keep collaborating with Connecticut leaders to protect jobs at a proposed $300 million third tribal casino after the state attorney general's office said last week that it would need more information to assess the tribes' revenue-sharing promises. Read more »

TELECOMMUNICATIONS

FCC's Pai Plans Tech Sit-Down On Net Neutrality

Federal Communications Commission Chairman Ajit Pai is set to meet Tuesday to discuss his plans for net neutrality with an industry group that represents Google, Amazon and other internet companies, a tech industry official confirmed Monday, as open internet supporters blast any move that would strip the rules. Read more »

FCC Dem Slams Lack Of Transparency In Biz Services Plan

Federal Communications Commissioner Mignon Clyburn, a Democrat, on Monday blasted FCC Chairman Ajit Pai for withholding some details in his proposal for a new regulatory regime in the market for business data services as Pai's office fired back that her outcry is based on a "false premise." Read more »

PEOPLE

Fla. Gov. Taps Shutts Partner As GC Joins Constitution Team

Florida Gov. Rick Scott announced Monday that his general counsel will be leaving to become general counsel for the state's Constitution Revision Commission and will be succeeded in the governor's office by a Shutts & Bowen LLP partner. Read more

»

EXPERT ANALYSIS

Justice Gorsuch's Trade Secret-Protecting Track Record

Should differences in interpretation of the Defend Trade Secrets Act arise between circuits, the U.S. Supreme Court might be called upon to interpret its reach. In that vein, one might wish to look at the court's newest member, Justice Neil Gorsuch, and his Tenth Circuit opinions in StorageCraft Technology v. Kirby and Russo v. Ballard Medical Products, says James Flynn of Epstein Becker & Green PC. Read more »

An Alternative Legal Argument Against Trump's Travel Ban

The litigation filed against President Donald Trump's travel ban at this point has focused on constitutional issues, particularly religious bias in violation of the establishment clause. There is, however, another legal argument against the travel ban that does not require looking at evidence outside of the judicial record, says Jeffrey Gorsky of Berry Appleman & Leiden LLP. Read more »

Potential Tax Changes Are On The Horizon For Life Insurance

Proposed legislation introduced in the U.S. House of Representatives, if passed, will directly impact the life settlement industry by revamping the Internal Revenue Code's rules and requirements related to the sale of life insurance policies, say Brian Casey and Thomas Sherman of Locke Lord LLP. Read more »

How Eliminating Agency Deference Might Affect PTAB And ITC

Newly sworn-in U.S. Supreme Court Justice Neil Gorsuch penned a now-famous Tenth Circuit concurrence last year questioning whether deference doctrines are consistent with constitutional separation of powers. More recently, the U.S. House passed legislation to eliminate many applications of Chevron and Auer deference. This would have profound effects on patent-related administrative proceedings, say Matthew Berkowitz and Patrick Colsher of Shearman & Sterling LLP. Read more »

FAR Confidentiality Rule Doesn't Authorize Employee Theft

The argument that Federal Acquisition Regulation prohibitions on contractor confidentiality agreements sanction employee theft is potentially dangerous. Government contractors have duties to safeguard sensitive information, including keeping the information safe from an employee who claims to be taking it for the benefit of an enforcement inquiry, say David Robbins and Trina Fairley Barlow of Crowell & Moring LLP. Read more »

Thoughts On EU's Draft E-Privacy Regulation

The EU's draft e-privacy regulation sets out to align the requirements of e-privacy and data protection in Europe for the benefits of the Digital Single Market initiative, with an aggressive timetable for implementation to coincide with that of the General Data Protection Regulation in May 2018. This combination of factors may not work in the draft's favor, says Rohan Massey, leader of Ropes & Gray LLP's privacy practice in Europe. Read more »

LEGAL INDUSTRY

Baker & McKenzie London Office Sees 20% Revenue Spike

Baker & McKenzie LLP's London operation had a successful 2016 fiscal year with revenues rising 20 percent from £145.2 million to £176 million ($218 million), as the office added more than 30 attorneys to its ranks, according to a U.K. financial filing published Friday.

Boies Schiller Expands In Calif. With Caldwell Leslie Aquisition

Boies Schiller Flexner LLP is poised to enhance its litigation clout with the addition of 26-lawyer California boutique Caldwell Leslie PC, which counts among its clients major media companies, movie studios and the Motion Picture Association of

America, Boies Schiller announced Monday.

Chicago Judge Killed In Shooting Near South Side Home

A Chicago county judge was shot to death early Monday morning near his home on the city's South Side, officials said.

Legal Tech Download: Online Small Claims, New Cyber Rules

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments in legal tech.

9th Circ. Nixes $1.2M Award To Ex-Heller Ehrman Atty

A split Ninth Circuit on Monday reversed a decision ordering the now-defunct Heller Ehrman LLP to pay a former shareholder nearly $1.2 million, finding that a California bankruptcy court erred in determining the attorney was not a shareholder at the time of dissolution.

Multistate Bar Exam Results Dive To 10-Year Low

Multistate Bar Examination passage rates have fallen yet again, according to information released by the National Conference of Bar Examiners, falling to historic lows in 2016.

Plaintiffs Bar Perspective: Stephen Rosenthal

In one case, my cross-examination of the CEO in open court was the closest I have come to a true "Perry Mason moment." I caught him in blatant lies, prompting the judge at the end of the hearing to declare that he had committed perjury, says Stephen Rosenthal, a partner at Podhurst Orseck PA.

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ContentGuard Inc.
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Facebook
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HBR Consulting LLC
Legal Services of Greater Miami
LexisNexis Group
MGM Resorts International
Microsoft Corporation
Mohegan Sun
Motion Picture Association of America
NFL Enterprises LLC
National Association of Convenience Stores
National Governors Association
National Hockey League
National Restaurant Association
Netflix Inc.
New York University
Nike Inc.
Physicians for Social Responsibility
Reed Elsevier
SUPERVALU INC.
South Jersey Industries Inc.
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Teladoc Inc.
Twitter Inc.

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Federal Communications Commission

Federal Bureau of Investigation
Federal Trade Commission
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
European Commission
Securities and Exchange Commission
U.S. Customs and Border Protection
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
Federal Acquisition Regulatory Council
Florida Department of State
Food and Drug Administration
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Monetary Fund
International Trade Commission
Mashantucket Pequot Tribal Nation
Massachusetts Department of Revenue
Mohegan Tribe
National Institute of Standards and Technology
National Nuclear Security Administration
Seminole Tribe of Florida
U.S. Census Bureau
U.S. Department of Housing and Urban Development
U.S. Department of State
U.S. Marine Corps
U.S. Patent and Trademark Office
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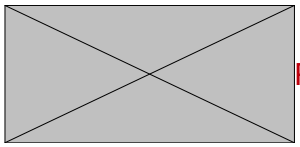
Subject: DC Investigations Lawyer To Be New White House Counsel



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TOP NEWS

DC Investigations Lawyer To Be New White House Counsel

President Donald Trump has selected Pat A. Cipollone to replace Don McGahn as White House counsel, the president told reporters Tuesday, bringing in a well-known Washington litigator as his new top lawyer as the special counsel investigation of Russian interference in the 2016 presidential election continues unabated. Read full article »

Trump's Rulemaking Agenda Aims To Cut $18B In Costs

President Donald Trump's administration is set to launch another round of regulatory actions aimed at what it claims will cut costs for private industry across the country, previewing the fall unified agenda meant to cut an estimated $18 billion in costs from the marketplace that is set to be released Wednesday. Read full article »

CIT Orders Gov't To Issue Final Rule On Duty Drawbacks

The U.S. Court of International Trade has ordered the federal government to publish by mid-December a final rule clarifying amendments to duty drawback regulations, with the court finding that expedited issuance was needed to prevent further harm against importers. Read full article »

IN-DEPTH

Graphic

The Path To Becoming A Supreme Court Advocate

A look at the careers of attorneys who have dominated oral advocacy at the U.S. Supreme Court over the last decade shows a similar path for men and women, with a few key differences. Here's how the top 10 male and female advocates stack up. (This article is part of a series examining the gender gap among high court advocates.) Read full article »

ENERGY & ENVIRONMENTAL

Energy Policy Goes To The Polls In Western US States

A carbon tax in Washington and renewable energy mandates in Arizona and Nevada are part of a "green wall" of ballot initiatives in western U.S. states that could have significant impacts on the energy sector, experts say. Here, Law360 highlights major energy-related state referendums headed to the polls in November. Read full article »

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Epstein Becker Green
Gibson Dunn
Greenberg Traurig
Hobbs Straus
Hogan Lovells
Hughes Hubbard
Jones Day
Kelly Hart
Kilpatrick Townsend
Kirkland & Ellis
Lankler Siffert
Lewis Brisbois
Linklaters
Loevy & Loevy
Native American Rights Fund

EPA Missing Deadlines On SO2 Enforcement, Enviros Say

A trio of environmental groups have filed a notice of intent to sue the U.S. Environmental Protection Agency, saying it failed to take action on state plans to reduce sulfur dioxide pollution to levels that would comply with National Ambient Air Quality Standards set in 2010. Read full article »

Enviro Says Gov't Border Wall Docs Not Exempt From FOIA

An environmental group has asked a D.C. federal court to force the U.S. Army Corps of Engineers and U.S. Customs and Border Protection to turn over U.S.-Mexico border wall-related records prepared for President Donald Trump's transition team in the group's Freedom of Information Act suit over the records. Read full article »

MEDIA & ENTERTAINMENT

Ex-Trump Aide Says Gizmodo 'Ruined His Life' In $100M Suit

Jason Miller, a former aide to President Donald Trump, filed a $100 million defamation lawsuit against Gizmodo Media Group in Florida federal court Monday, claiming that the website Splinter “ruined his life” by running a story that he tried to slip a woman he’d impregnated an abortion pill. Read full article »

BuzzFeed Sues For Info On Kushner, 'Liberty' Task Force

BuzzFeed lodged a pair of Freedom of Information Act suits in D.C. federal court Monday alleging the State Department won't turn over U.S. Embassy records relating to Jared Kushner and the Justice Department is withholding information about a task force created to enforce the Trump administration's controversial religious liberty guidance. Read full article »

Trump Accused By Writers' Group Of Free Speech Violations

A literary organization filed a lawsuit in Manhattan federal court on Tuesday accusing President Donald Trump of violating the First Amendment by using the regulatory and enforcement powers of the federal government to punish journalists and media outlets. Read full article »

REAL ESTATE

San Jacinto River Authority Claims Immunity In Takings Row

Houston-area homeowners who allege that the San Jacinto River Authority’s actions that flooded their property in the wake of Hurricane Harvey were unconstitutional “takings” have not done enough to waive governmental immunity, the agency told a Texas appellate panel in oral arguments Tuesday. Read full article »

NJ Hospital, Jersey City Reach $4.9M Deal Over Property Tax

A New Jersey hospital has agreed to settle a dispute over its property tax exemption in exchange for paying Jersey City $4.9 million over an eight-year period. Read full article »

EMPLOYMENT

Bill Would Let Employers Pay Down Student Debt Tax-Free

U.S. workers could get help paying off their student loan debt under a Senate proposal that would allow employers to contribute thousands of dollars a year tax-free toward their employees’ student loan repayments. Read full article »

AEROSPACE & DEFENSE

DOD Urged To Boost Oversight Of Afghan Defense Equipment

The United States has spent billions of dollars since 2002 to provide and maintain

Quinn Emanuel
Rimon PC
Stein Mitchell
Stoel Rives
Williams & Connolly
WilmerHale

COMPANIES

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Amazon.com Inc.
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RWJ Barnabas Health Inc.
Sierra Club
Sinclair Broadcast Group, Inc.
The Boeing Company
Tribune Media Co.
Twitter Inc.

equipment for Afghan security forces, but the U.S. Department of Defense lacks the ability to effectively track how much of this equipment is being maintained and used, according to a watchdog report. Read full article »

INTERNATIONAL TRADE

Sens. Urge FTC To Take Harder Line On 'Made In USA' Labels

Three Senate Democrats have sent a letter to the Federal Trade Commission urging it to fully enforce its “Made in the USA” labeling standards in the wake of recent agency decisions to settle with companies that allegedly marketed foreign-made goods as domestically produced. Read full article »

TAX

OECD Tax Chief Hopes For Deal On Digital Tax In Few Months

Pascal Saint-Amans, the Organization for Economic Cooperation and Development's director of tax policy, expressed optimism Tuesday that a task force charged with creating recommendations on how to deal with digital tax issues would agree on "some form of recommendation" in the next few months. Read full article »

W.Va. Urges High Court To Affirm Retirement Tax Finding

West Virginia did not violate the doctrine of intergovernmental tax immunity in exempting some state law enforcement officers’ retirement benefits from taxation but not those of federally employed retirees with similar duties, the state’s top law enforcement officers told the U.S. Supreme Court Tuesday. Read full article »

Dutch To Keep Dividend Tax, Cut Corporate Rates

The Netherlands will abandon controversial plans to scrap its 15 percent levy on corporate dividends and instead spend €1.9 billion ($2.2 billion) on company tax cuts to boost investment, the government announced Tuesday. Read full article »

IMMIGRATION

Sessions Grabs Another BIA Case On Bond Hearings

U.S. Attorney General Jeff Sessions will examine whether immigration judges may hold bond hearings for certain immigrants in removal proceedings, referring another Board of Immigration Appeals case over to himself for review on the issue. Read full article »

NATIVE AMERICAN

9th Circ. Won't Rethink Indian Child Welfare Act Ruling

The full Ninth Circuit has declined to rethink tossing a proposed class action alleging that portions of the Indian Child Welfare Act are discriminatory and unconstitutional, standing by its decision that the dispute lodged by four children and their adoptive parents is moot because the kids were successfully adopted. Read full article »

States Say Indian Child Welfare Act Must Be Blocked

Texas, Indiana and Louisiana and several foster families have urged a Texas federal judge to reject four tribes' request to put a hold on a recent decision that found the Indian Child Welfare Act unconstitutional, saying that the ruling is likely to stand and that a stay would leave many children “in legal limbo” until appeals in the case are over. Read full article »

Tribes Slam FCC Small-Cell Rule At DC Circ.

A slew of Native American tribes and tribal organizations asked the D.C. Circuit to strike down a Federal Communications Commission rule that lets mobile carriers build small-cell fixtures for fifth-generation networks without consulting tribes or undergoing

Unilever Plc
Univision Communications Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Cherokee Nation
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Department of Commerce
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Gila River Indian Community
Government Accountability Office
Internal Revenue Service
Michigan Department of Treasury
Morongo Band of Mission Indians
NAFTA
NATO
Navajo Nation
Quinault Indian Nation
Securities and Exchange Commission
U.S. Army
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United Keetoowah Band of Cherokee Indians
United South and Eastern Tribes
World Trade Organization

historic preservation and environmental reviews. Read full article »

TELECOMMUNICATIONS

FCC Commissioners Support Plan To Reopen 5.9 GHz Rules

FCC Commissioners Jessica Rosenworcel and Michael O'Rielly offered bipartisan support Tuesday for a trade association's plan that would rethink the allocation of the 5.9 GHz spectrum band for automotive safety features and use it to power Wi-Fi and unlicensed devices. Read full article »

Winning 5G Race Is 'Worthless Exercise,' Clyburn Says

Former FCC Commissioner Mignon Clyburn called winning the proverbial race to 5G a "worthless exercise" at an American University event Tuesday, saying that whether the nation is first to roll out next-generation mobile services doesn't matter as much as implementing the services wisely. Read full article »

99% Of Net Neutrality Comments Opposed Repeal

Nearly all of the unique comments submitted to the U.S. Federal Communications Commission in 2017 regarding its repeal of net neutrality were opposed to the move, according to a new study by Stanford University researcher Ryan Singel. Read full article »

WHITE COLLAR

Energy Exec Who Hired Percoco's Wife Gets 14 Months

Energy executive Peter Galbraith Kelly Jr.,who struck a plea deal after a jury split on charges that he bribed Joseph Percoco by giving his wife a "low-show" job, was sentenced to 14 months behind bars on Tuesday in a decision meant to send a warning to lobbyists across the country. Read full article »

CIVIL RIGHTS

Race-Blind Admissions Harm Students, Harvard Dean Testifies

Harvard's longtime dean of admissions testified that a study by the university's own expert shows eliminating race from the student application process would result in more Asian-American students being admitted — but would lessen the quality of their education — as testimony continued Tuesday in the closely watched Boston bench trial. Read full article »

EXPERT ANALYSIS

Studying The Reactions To SEC's Whistleblower Proposals

Earlier this year, the U.S. Securities and Exchange Commission proposed amendments to the rules governing its whistleblower incentive and protection program. Kathleen Massey of Dechert LLP examines the key issues raised by the public comments filed in response, and what to expect from the final rules. Read full article »

Series

Trade Wars: When Trade And National Security Converge

Increasing tariffs, new scrutiny of foreign investments in U.S. companies, and export controls over "emerging and foundational" technology are part of a Trump administration strategy to advance national security objectives using economic tools. These measures are ushering in a new era of trade restrictions, say attorneys with Kirkland & Ellis LLP. Read full article »

Can Blockchain Deliver Secure IT Solutions For Health Care?

Blockchain-powered tools may revolutionize health care by allowing providers to easily exchange medical and health records while still protecting patients' information, but

entrepreneurs must carefully consider novel legal challenges and questions, say Jonathan Gordon and Jesse Welsh-Keyser of Alston & Bird LLP. Read full article »

Q&A

A Chat With Allens Pricing Chief Pier D'Angelo

In this monthly series, Amanda Brady of Major Lindsey & Africa interviews management from top law firms about the increasingly competitive business environment. Here we feature Pier D'Angelo, chief pricing and practice officer at Allens. Read full article »

LEGAL INDUSTRY

Axinn Enters California With SF Office, Plans To Expand

Axinn Veltrop & Harkrider LLP announced Tuesday that it has launched a new office in San Francisco, bringing its antitrust and intellectual property capabilities to the West Coast and planning to lure talent to serve its major clients in the state. Read full article »

Berry Appleman Adds 9 Epstein Becker Immigration Attys

Berry Appleman & Leiden LLP has nabbed a 60-person immigration team from Epstein Becker Green, including nine attorneys, expanding the firm's footprint to New York City with the opening of a new Manhattan office on Monday. Read full article »

SEC Comes Up Short In Fraud Case Against RD Legal Capital

A U.S. Securities and Exchange Commission administrative law judge on Monday shot down much of the agency's case alleging that fund manager RD Legal Capital LLC and its owner misled investors about their hedge funds' legal receivables investments, ruling that while some misrepresentations had been made, they hadn't been made with fraudulent intent. Read full article »

Justices Asked If Sanctions Can Cover Presuit Actions

A whistleblower has asked the U.S. Supreme Court to consider whether federal courts can impose sanctions for behavior that happened before a suit was filed, saying a Tenth Circuit decision upholding sanctions against him created a circuit split. Read full article »

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Epstein Becker Green
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American Trucking Associations Inc.
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BuzzFeed Inc.
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Federalist Society
Flexible Solutions International Inc.
Fusion Media Group
Gawker Media LLC
General Motors
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Home Box Office Inc.
Major Lindsey & Africa
McKesson Corp.
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U.S. Department of the Interior
U.S. Environmental Protection Agency
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Cherokee Nation
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Department of Commerce
Federal Bureau of Investigation
Federal Reserve System
Gila River Indian Community
Government Accountability Office
Michigan Department of Treasury
Morongo Band of Mission Indians
NAFTA
NATO
Quinault Indian Nation
U.S. Army
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of State
U.S. Department of Transportation
U.S. House of Representatives

U.S. Postal Service
United Keetoowah Band of Cherokee Indians
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
Cc: Esthefany Arochi[earochi@LasVegasNevada.GOV]
From: Cristin Haught
Sent: Tue 1/9/2018 5:39:19 PM
Subject: RE: 300 SAC Board of Directors Meeting

Thank you, Mayor.

We will use the following dial-in line: **702.724.8680, password** [redacted]. I will circulate this number again closer to the date of the meeting.

Thank you,
Cristin

Cristin Haught
Manager, Corporate Affairs
Office: 702.724.8636
Mobile: 434.610.6770
chaught@themobmuseum.org
www.themobmuseum.org
facebook | twitter | youtube

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Tuesday, January 9, 2018 9:21 AM
To: Cristin Haught <chaught@themobmuseum.org>
Cc: Esthefany Arochi <earochi@LasVegasNevada.GOV>
Subject: [WARN] RE: 300 SAC Board of Directors Meeting

Because of my preparation for the State of the City, I will have to call in if you will provide me with a phone # to do so.

-----Original Appointment-----
From: Cristin Haught [mailto:chaught@themobmuseum.org]
Sent: Tuesday, January 9, 2018 9:18 AM
To: Bob Stoldal [redacted] Cathy Tull (ctull@lvcva.com); Chris Kaempfer (ckaempfer@kcnvlaw.com); Clint Holmes ([redacted]); Craig Galati (cgalati@lgainc.com); Ed Koijane (edward.koijane@ey.com); JB Batiste (audry@precisewealth.com); Jeff Silver (jsilver@dickinson-wright.com); Jerry Epstein (jerry@engagednation.com); Jim Germain (j.f.germain@hotmail.com); John Mowbray (jmowbray@spencerfane.com); Kara Kelley (kara@karajkelley.com); Mayor Carolyn G. Goodman [redacted]); Carolyn G. Goodman; Mayor Oscar Goodman (ogoodman@lvcva.com); Mike Green

([redacted]; Nancy Rapoport (nancy.rapoport@unlv.edu); Paul Camacho (paul.camacho@stationcasinos.com); Rob Dondero (rob.dondero@rrpartners.com); Senator Richard Bryan (rbryan@fclaw.com); Steve Martinez (stevmartin@mgmresorts.com); Ted Quirk (quirkt@gtlaw.com); Valerie Murzl (valerie.murzl@stationcasinos.com); Ashley Miller; Geoff Schumacher; Jonathan Ullman; Kimberly Kindig; Mark Achenbach; Adam Miller (amiller@spencerfane.com); Adar Bagus (abagus@kcnvlaw.com); Cheryl Russo (crusso@lasvegasnevada.gov); Denise Farnham (dfarnham@fclaw.com); Jamilah Brewington (jamilah.brewington@unlv.edu); Kathy Jordan (kjordan@lvcva.com); Leiandra Gaskill (lgaskill@lvcva.com); Marichu Villanos (marichu.villanos@stationcasinos.com); Sharon Jones (sjones@mgmresorts.com); Stella Llamas (stella@engagednation.com); Terri Vollmer (terri.vollmer@rrpartners.com)

Subject: 300 SAC Board of Directors Meeting
When: Wednesday, June 13, 2018 8:00 AM-10:00 AM (UTC-08:00) Pacific Time (US & Canada).
Where: The Mob Museum; 300 Stewart Avenue, Las Vegas, NV 89101

Hello all,

This meeting of the 300 SAC Board of Directors will be held **Wednesday, June 13th at 8:00AM** at The Mob Museum.

Cristin Haught
Manager, Corporate Affairs
Office: 702.724.8636
Mobile: 434.610.6770
chaught@themobmuseum.org
XD has detected definite fraud in the website at "na01.safelinks.protection.outlook.com". Do *not* trust this website:
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ExchangeDefender Message Security: Check Authenticity

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 4/18/2018 12:45:13 PM
Subject: Apr 19, How to Increase the Revenue of an Out-of-Network Practice

.

Ted Burton

Dear colleague,

Out-of-network (OON) Healthcare Providers are facing a growing number of challenges and hurdlés when it comes to receiving timely reimbursement. Out-of-network revenue is down 25 to 50 percent across the board in the United States – as plans transform from Usual, Customary, and Reasonable (UCR) to Medícare-based, and audits by insurers intensify. More than ever, the amount of revenue you recover is directly related to your practices' or partners' ability to collect balances from your patients in an effective manner. In order to recover more revenue, billing vendors and in-house teams will need to be more efficient and effective at every step of the collectíons cyclé: (1) commercial payors (2) patient collectíons.

If you are the out-of-network provider who wants to survive in these difficult times, join this must-attend session, "**The Medical Billing Assessment: How to Increase the Revenue of an Out-of-Network Practice**" by industry veteran **Thomas J. Force** on **Thursday, April 19, 2018** at **1 pm ET**. With this session, you will have an opportunity to **evaluate your out-of-network revenue recovery workflow**. Force will take you through a proper and effective workflow beginning at patient contact with the practice, through eligibility, bill submission, payment or denial, effective appeal techniques, collectíon of patient cost share, and exhaustion of administration remedies.

You will get concrete examples and steps to strengthen your workflow, and additional remedies to recover enhanced revenue. You will learn the winning strategies to help your out-of-network practice **establish proper and effective workflow to enhance revenue** – all while remaining compliant and safe. You will also be able to perform proper eligibility and effectively appeal low reimbursed claims, ultimately increasing revenue for your out-of-network practice.

You'll get ***1 AAPC CEU*** per registration.

Session Highlights

This session will cover:

- State of the industry, especially for out-of-network practices
- Cost share and patient responsibility
- Reimbursement models
- Collectíon hurdlés
- Compliance and fraud
- Billing results and revenue keys
- Compliance and risk management
- Effective appeal strategies
- Low reimbursements of out-of-network claims
- Balance billing issues

Session Agenda

- Evaluating performance
- Eight dimensions to evaluate your revenue cyclé with
    - Pre-service
    - Billing clean claims
    - Post-service (0-30 Days)

    - Payment vs denial (30-60 days)
    - Appeals process (30-60 days)
    - External appeals and regulatory complaints (90-120 days)
    - Reporting
    - Litigation
- Reminders and best practices
- And more!

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Looking forward to your participation.

Thanks,
Ted Burton
Customer Relationship Director

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From: Robert Song

Sent: Sat 8/4/2018 4:50:12 AM

Subject: 1. Don't miss a moment, 2. Manafort trial news, 3. Trump associate Roger Stone reveals new contact with Russian, 4. Brand New KB Home For Rent

IMG_5258.JPG
IMG_5276.JPG
IMG_4892.JPG
IMG_5140.JPG
IMG_5162.JPG
IMG_4713.JPG
IMG_4985.JPG
IMG_5088_1.JPG
IMG_5022.JPG

Dear Friend, Amice, Paisano, Amichi, Amigo, Amiga, Pinoy, & Pinay,

---

*** Justice, Bravery, Benevolence
Politeness, Veracity, Honor,
Loyalty, & Courtesy.

*** My New Phone #s:
1] M: 702-912-7174.

2] H: 702-889-0678 [Landline].

==========

1. Quote of the day:

Entrepreneurs are simply those who understand that there is little difference between obstacle and...

Victor Kiam

read quote...

==========

1. Don't miss a moment:

----- Forwarded Message -----
From: Sisolak for Governor HQ <info@stevesisolak.com>
To: Robert & Alice Song [redacted]
Sent: Friday, August 3, 2018, 3:04:25 PM PDT
Subject: Don't miss a moment

Dear Robert & Alice,

Between now and Election Day, Steve and Team Sisolak will be out and about all over Nevada to talk to voters, and we don't want you to miss out.

Text SISOLAK to 33222 right now to stay up-to-date on all of our events and activities!

We're so proud to have a team filled with supporters like you — because it's going to take all of us to win this race in November. Text **SISOLAK** to **33222** from your mobile phone right now so we can let you know when we're coming to your town and how to get involved!

Thank you,

Sisolak for Governor HQ

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Friends for Steve Sisolak
P.O. Box 850
Las Vegas NV 89125 United States

==========

2. Manafort trial news:

Takeaways from day four of the Paul Manafort trial
CNN.com
2 hours ago

A Trump Pardon Is Starting To Look Like Paul Manafort's Best Hope
HuffPost
2 hours ago

Paul Manafort's Accountant Testifies She Helped Alter Financial Documents
The New York Times
3 hours ago

Accountants testify Manafort falsified loan documents, hid foreign income on taxes
CNN.com
4 hours ago

Paul Manafort trial Day 4: Accountant testifies she helped falsify documents to help Manafort get loans
Washington Post
5 hours ago
Manafort accountant with immunity admits having reservations about tax filings
Fox News
6 hours ago
3 Takeaways After First Week of Manafort Trial
Roll Call
6 hours ago
Manafort Trial Highlights: Who Would Just Leave Evidence Around That Makes Them Look Guilty?
Slate Magazine
7 hours ago
The Manafort trial has President Trump very worried
Washington Post
8 hours ago
Judge cautions Mueller team on high bar for Manafort conviction
Fox News
8 hours ago
More for manafort trial news
Videos
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3. Trump associate Roger Stone reveals new contact with Russian:

Trump associate Roger Stone reveals new contact with Russian national du...

https://www.facebook.com/manuel.roigfranzia

Longtime political operative suspects the meeting in a South Florida restaurant was an FBI setup designed to hur...

https://www.washingtonpost.com/...roger-stone.../4a8123c8-6fd0-11e8-bd50-b80389a4...

Jun 17, 2018 - **Roger Stone**, a close Trump ally, met with a Russian man in May .... It touches down in locales as distinct as a hipster Miami

art **gallery** and a riverfront construction site. ... According to accounts in Russian media, he was **arrested** in 2002 .... **4**. Ivanka Trump says she doesn't consider the media 'the enemy of ...

Mueller probe leads to 'Manhattan Madam' through Roger Stone

https://www.mercurynews.com/.../mueller-probe-leads-to-manhattan-madam-through-...

Joshua Blanchard/Getty **Images**. File photo: **Roger Stone** was not named in the indictment, but messages cited by prosecutors match communications that he says he ... PUBLISHED: July 20, 2018 at**4**:43 pm | UPDATED: July 21, 2018 at **4**:45 am ... She has served time **in prison** on prostitution charges and a drug charge.

Roger Stone - Wikipedia

https://en.wikipedia.org/wiki/Roger_Stone

Roger Jason **Stone** Jr. (born August 27, 1952) is an American political consultant, lobbyist and ... D.C.-based lobbying firm Black, Manafort, **Stone** with principals Paul Manafort and Charles R. Black Jr. It recruited .... However, the actual ads featuring Horton's **picture** (run originally on CNN) were produced by Americans for ...

Former Trump operative Roger Stone met with Russian who wanted ...

https://www.cnn.com/2018/06/17/politics/roger-stone-henry-greenberg.../index.html

Jun 17, 2018 - Conservative political provocateur **Roger Stone** met in May 2016 with a ... Former Trump operative **Roger Stone** met with Russian who wanted $2M for Clinton dirt .... /cnnnext/dam/assets/180604092035-chris-cuomo-6-**4**-large-169.jpg"> .... At the meeting, Mr. Greenberg

Images for Roger Stone:

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https://www.gettyimages.com/photos/roger-stone

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4. Brand New KB Home For Rent:

Please call Bob at M: 702-912-7174 or H: 702-889-0678 or email at <AFSong@Yahoo.com>,

2115 Sq Ft. $2,000 / Month. Deposit: $4,000.

4 BR, 3 BA, 2 Car Garage. New Style Stainless Steel Kitchen Ranch, Microwave, Dishwasher.

New Style Patio. Many Tastefully upgraded smart Home. Ready for move - in.

Address: 5336 Boschetto St. Las Vegas, NV 89113 inside Famous [Bellazo

Gate Community].

Location: Hacienda & Tanya.

Across to Spanish Trail Rear Gate. The Best Location in Las Vegas.

Walking Distance to Durango High School.

Please see attachments at bottom:

IMG_5258 to IMG_5022: House, Gate & Rooms.

==========

Robert Song

MSEE, Business Promoter,

Email Networking King

Retired owner of Pan-Am Legal

Services.

SRO [Senior Reactor Operator]

Licensed

by [Taiwan NRC] & SRO Certificated by

[GE- USA]

Control Room Director, Nuclear

Power Expert

Sr. Startup & Sr. Restart Engineer

for 18 Power & Atomic Bomb Plants.

Compliance Group Assistant

Manager on [10 CFR - Code of

Federal Regulations].

Sr. Procedure Writer etc. for Power

Plants & Atomic Bomb Plants.

at 17 (Cities), in12 States in USA.

Helped Owner to make $ 1 Million a

Day income
Which are Vital Critical Projects.

Grande USA Dept. Of Energy [DOE]

Q - Highest Classify Clearance

thru FBI.

Project Manager of Taiwan Power

Huge Project Plant.

Invited by China Leader [Chairman Jiang] & Chief Ma of Foreigner Expert Bureau Interviews & Tours to the 10 Best cities in China.

Silver Certificate of America Nuclear Society (ANS), [37 years Now] & a Lifetime Member of ANS.

*** Landline: 702-889-0678

==========

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: FOIA News
Sent: Wed 9/5/2018 1:00:27 PM
Subject: FOIA News - Mysterious ballot requests in Michigan

This week's featured article from the Oakland Press highlights a case of public records requests being used to preserve Government documents beyond their specified retention laws.

New to FOIA News? **Subscribe here**

FEATURED ARTICLE

Oakland County clerks receive large, detailed FOIA request for November 2016 ballots, other material

Clerks at municipalities in Oakland County and across the state are sorting through the largest Freedom of Information Act (FOIA) request they've ever received.

The requests were received by mail and email last week across the county seeking paper copies of all ballots cast and counted in the 2016 general election. Copies of all absentee and provisional ballots were also requested along with any related materials containing the names of individuals that cast ballots, such as voter rolls or absentee ballot envelopes. Some clerks in other parts of the state received requests earlier this summer.

Read More | **THE OAKLAND PRESS**

FOIA HEADLINES

Lawmakers Review Tennessee's Open Records Exemptions For The First Time In 30 Years

...Roughly a quarter of the exemptions overlap in some way, related to guarding Social Security numbers, tax information or trade secrets. Very few of them are located within the part of state law related to open records. Many are slipped into new laws without any debate, which is why the Tennessee Coalition for Open Government is requesting a re-justification of every exemption.

Read More | **NASHVILLE PUBLIC RADIO**

West Hennepin County Safety Department outfits officers with cameras on guns

A west-suburban [Minneapolis] law enforcement agency is permanently outfitting its officers with lightweight cameras mounted on their handguns, marking them among the first in the state to adopt the homegrown technology amid calls for transparency in police shootings.

Read More | **STAR TRIBUNE**

FOIA LAWSUITS

Battle brews over access to private prison records

A national human rights organization has filed a lawsuit accusing one of the country's largest private prison companies of ignoring public record requests about its housing of Vermont prisoners.

The Washington, D.C.-based Human Rights Defense Center brought its suit in Washington County Superior Court against Geo Group Inc., a Florida company that ran the prison in Baldwin, Michigan.

Read More | **VT DIGGER**

City manager [of Sarasota, FL] pledges compliance with records search

On Monday, in the wake of public and media scrutiny regarding his use of a private email account to discuss some city business, City Manager Tom Barwin read from a prepared statement and pledged to comply with an ongoing search for any messages that might be subject to the state's Sunshine Law.

"Both the city of Sarasota and I are strong believers in the importance of Florida's public records laws," Barwin said.

The scrutiny has come after a resident's public records request revealed Barwin had received and sent messages regarding city issues from a personal Gmail address from 2015 to 2017. Barwin said he has forwarded most messages from that account to the city's email servers, ensuring they were accessible in records searches, though not all emails provided were previously available.

Read More | **YOUROBSVERVER.COM**

Open government group sues CalPERS over data on pension types

An open government group is suing the California Public Employees' Retirement, saying it has failed to disclose records that should be public about benefit recipients.

The Nevada Policy Research Institute, which operates the website Transparent California, filed suit Friday in California Superior Court, accusing the pension system of violating state law by withholding information about the type of benefits retirees receive.

Such data, the suit alleges, is necessary to safeguard pension systems from waste, fraud and abuse.

Read More | **THE SAN DIEGO UNION TRIBUNE**

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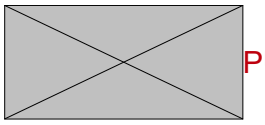
Woodridge, Illinois 60517

United States

(630) 633-7333

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 8/19/2016 9:01:06 AM
Subject: [Marketing Mail] Judicial Board Floats Class Settlement, E-Filing Changes



PUBLIC POLICY

Friday, August 19, 2016

TOP NEWS

Judicial Board Floats Class Settlement, E-Filing Changes

A committee tasked with oversight and administration of the nation's courts has announced new proposals to further standardize factors used by judges to approve class action settlements and implement a nationwide mandate for the electronic filing of federal court documents.

Feds Say Private Prison Contracts Will Be Phased Out

A high-ranking U.S. Department of Justice official on Thursday said that the federal government's use of private prisons will be phased out in coming years, in part because a 3-year-old law enforcement reform initiative has succeeded in reducing the inmate population by some 25,000.

Ohio High Court To Review Attys' Services To Marijuana Cos.

The Ohio Supreme Court said on Wednesday it will clarify the extent to which attorneys can provide services to medical marijuana-related businesses in the state after the court’s board of professional conduct cast doubt on their ability to practice in an industry currently illegal under federal law.

EPA Says Recent Rulings Back Clean Power Plan's Legality

The U.S. Environmental Protection Agency told the D.C. Circuit on Wednesday that recent court rulings on the agency's emissions rule for boilers and incinerators and the Department of Energy's use of the so-called "social cost of carbon" in energy efficiency rules puts the EPA's Clean Power Plan on firm legal ground.

Conservatives Mobilize To Quash Ex-Im Rescue Attempts

A prominent conservative advocacy group on Wednesday called on House Speaker Paul Ryan, R-Wis., to defeat recent efforts to loosen the U.S. Export Import Bank’s financing rules, deepening the stark divide over the embattled agency that has emerged over the past year.

Pa. Gov. Taps IG For AG Post After Kane Conviction

Gov. Tom Wolf nominated the state’s Inspector General Bruce Beemer to serve as Pennsylvania’s attorney general on Thursday following Kathleen Kane’s resignation this week on the heels of her conviction for leaking confidential grand jury material to the press.

BANKING & SECURITIES

SEC Agrees To Ease Regs For Capital Acquisition Brokers

The U.S. Securities and Exchange Commission said Thursday it has adopted a new rule proposed by the Financial Industry Regulatory Authority easing requirements on so-called capital acquisition brokers who mainly engage in advising private placements and private mergers and acquisitions.

LAW FIRMS

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BakerHostetler
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BuckleySandler
Cooley
Cravath Swaine
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Morrison Cohen
Norton Rose Fulbright
Nutter McClennen
Pachulski Stang
Patterson Belknap

ENERGY & ENVIRONMENTAL

EPA Not Meeting Fuel Standard Reporting Terms, OIG Says

The U.S. Environmental Protection Agency has failed to carry out several requirements associated with the Renewable Fuel Standard program, including making regular reports to Congress, according to an EPA inspector general's report issued Thursday.

Law Profs Urge 10th Circ. To Lift BLM Frack Rule Nix

Nearly 40 law professors urged the Tenth Circuit on Wednesday to overturn a Wyoming district court judge's decision tossing the Bureau of Land Management's rules for hydraulic fracturing on federal and Native American lands, saying the court "was unable to cite a single case" to support its findings.

Pause Sought In EPA Haze Plan Fight Amid Settlement Talks

The U.S. Environmental Protection Agency and challengers of the agency's regional haze plan for Texas and Oklahoma on Wednesday asked the Fifth Circuit, which has already blocked implementation of the plan, to put their fight on hold while they try to hammer out a settlement.

Enviro Group Sues DOT Over Idaho Highway Expansion

Federal and Idaho transportation officials were hit with a federal suit Thursday alleging they failed to properly review the environmental impacts of an expansion of U.S. Highway 95 south of the city of Moscow that would trample wetlands and remove prime wildlife habitat.

HEALTH & LIFE SCIENCES

Feds Scrutinize Steering Of Patients To ACA Plans

Federal regulators on Thursday opened an investigation into efforts by health care providers to steer patients to Affordable Care Act plans instead of Medicare and Medicaid, saying that the efforts could harm the shaky ACA market, cost consumers money and even constitute fraud.

TRANSPORTATION & INFRASTRUCTURE

Boston Top Cop Immune From Uber Regs Suit, 1st Circ. Told

Boston's police chief told the First Circuit on Wednesday that qualified immunity merits tossing a constitutional challenge from taxicab drivers claiming the city has unfairly allowed Uber and other ride-hailing companies to operate without the same stringent regulations imposed on traditional taxis.

INSURANCE

Pipeline Can't Challenge Delaware Unclaimed Property Audit

A federal judge ruled Tuesday that most of Plains All American Pipeline LP's legal challenge of a state of Delaware audit looking for unclaimed property to scoop up is too speculative to survive, while the rest challenges a legitimate state activity.

PRODUCT LIABILITY

Feds Say 2nd Circ. Decision Bodes Ill For Sheldon Silver

Prosecutors intent on keeping former New York State Assembly Speaker Sheldon Silver in jail while he appeals a corruption conviction wasted no time highlighting the Second Circuit's decision on Wednesday tossing former Assemblyman Eric A. Stevenson's bribery appeal.

Paul Hastings
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COMPANIES

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Blue Shield of California
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Luminant Generation Co. LLC
Lyft Inc.
Match.com Inc.
Medtronic Inc.
Microsoft Corporation
National Telephone Cooperative

GOVERNMENT CONTRACTS

USAID Rule Would Allow Use Of Foreign Contracting Officers

The U.S. Agency for International Development on Thursday proposed a change to its acquisition rules that would allow certain foreign nationals to act as contracting officers for the agency, a move intended to address a shortage of U.S. contracting officers and help build foreign technical capacity.

Watchdog Says Pentagon FOIA Policies Need Improvement

A U.S. Department of Defense watchdog on Thursday cleared DOD political appointees of exercising any undue influence on Pentagon Freedom of Information Act decisions, but found that the agency nonetheless needed to make changes to fix outdated FOIA policies.

Spec Ops Watchdog Gets Passing Grade From DOD

The U.S. Department of Defense's Office of the Inspector General gave its counterpart in the Special Operations Command a passing grade in a report released Monday that found minor issues with the watchdog, most of which have been resolved.

TELECOMMUNICATIONS

FCC Refuses To Halt Spectrum Bidding For Trade Shows

The Federal Communications Commission denied a request from two rural telecom trade groups to halt bidding in the spectrum incentive auction, saying Wednesday that they did not justify altering the schedule for their fall events when doing so could undercut the agency's goals.

FCC May Shoot Itself In Foot With Rate Regs, Comcast Says

The Federal Communications Commission risks undercutting its own goals for business data services competition if the agency moves forward with rate regulation on cable companies that are newer entrants to the market, Comcast has said in warning against the plan.

Satellite Needs To Pull Its Weight On FCC Fees, Cable Says

A trade group representing smaller cable providers has pressed the Federal Communications Commission to increase its proposed fees for satellite providers in the next year, saying they are regulated comparably to other pay-TV providers and so should pay a commensurate rate.

Q&A

Rainmaker Q&A: Schiff Hardin's Renee Cipriano

I view my practice growth as a byproduct of what I do each and every day, but not as the goal. In fact, I believe setting out to simply make rain is pretty much a recipe for promoting a drought and withering on the vine as a lawyer, says Renee Cipriano, deputy leader of the environmental group at Schiff Hardin LLP.

EXPERT ANALYSIS

What To Know About New White House GHG Guidance

The White House Council on Environmental Quality's final guidance created to help agencies consider greenhouse gas and climate change impacts in National Environmental Policy Act reviews provides some clarity regarding the overall approach to the process, but it also leaves fundamental questions for individual agencies to answer, say attorneys at Holland & Knight LLP.

Association
NuVasive, Inc.
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Public Knowledge
SS Body Armor I Inc.
San Francisco Bar Association
Sierra Club
Sotheby's
Sumitomo Electric Industries Ltd.
Teva Pharmaceutical Industries Limited
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Xcel Energy Inc

GOVERNMENT AGENCIES

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Council on Environmental Quality
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European Commission
Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Highway Administration
Food and Drug Administration
Idaho Transportation Department
Illinois Environmental Protection Agency
Illinois Supreme Court
Judicial Conference of the United States
Maritime Administration
Massachusetts Department of Transportation
National Credit Union Administration
National Labor Relations Board
New York State Assembly
Occupational Safety and Health Administration
Securities and Exchange Commission
U.S. Agency for International Development
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Justice
U.S. Department of State

SEC Enforcement Hammer Protects Whistleblowers

The U.S. Securities and Exchange Commission's recent settlements with Health Net and BlueLinx confirm not only its aggressive approach to encouraging whistleblowers, even in the absence of an actual Rule 21F-17 violation, but also the inherent risks companies face when navigating through the current SEC "broken windows" enforcement climate, say attorneys at Paul Hastings LLP.

LEGAL INDUSTRY

Practitioner's Playbook: The Appellate Brief

You've just wrapped up a hard-fought trial court battle, and now you and your opponent are gearing up to fight it out all over again on appeal. Here, experts share their advice on marshaling the facts, framing the legal issues and constructing the single-most important weapon you have in Round 2 — the appellate brief.

Litigation Powerhouse: Morrison & Foerster

Morrison & Foerster LLP's litigators have helped drugmaker Sandoz bring a generic multiple sclerosis treatment to market, forced a $2.5 billion rate reduction in the Trans-Alaska Pipeline System and staved off a potentially disastrous class action against LinkedIn, earning it a spot on Law360's list of Litigation Powerhouses.

Law360's Weekly Verdict: Legal Lions & Lambs

In a show of legal prowess, lawyers at Morrison & Foerster LLP won a favorable decision Tuesday from the Federal Circuit affirming a win for Apple in a lawsuit over a data recovery-related patent, while disgraced Pennsylvania Attorney General Kathleen Kane secured a spot as this week's top legal lamb following her conviction Monday on perjury charges.

3 GCs Who Blew The Whistle On Their Companies

Whistleblower and anti-retaliation rules have empowered several employees to call out corporate wrongdoing, and for the in-house counsel with deep insight into both the company's actions and the bounds of the law, it's a right and a responsibility. But it isn't always easy. Here are three in-house attorneys who say they paid the price for coming forward.

Ill. Judge Could Face Charges After Letting Clerk Don Robes

An Illinois state judge for the Cook County Circuit Court was removed from the bench Wednesday after she allegedly allowed a law clerk to wear her judicial robes and rule on two cases.

Midmarket Firm Bumps New Atty Salary To $170K

New York-based firm Morrison Cohen LLP said Thursday that it will begin offering its first-year associates increased salaries of $170,000 come September, proving that even firms focused on serving the middle market are not immune to the salary pressure caused by Cravath Swaine & Moore LLP.

Rainmaker Q&A: Bird Marella's Mark Drooks

Building and preserving a reputation for excellence and integrity is the first priority for generating business and, at the end of the day, it is the thing we need to attend to unrelentingly every day, says Mark Drooks, a principal at Bird Marella Boxer Wolpert Nessim Drooks Lincenberg & Rhow PC.

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Loeb & Loeb
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CenturyLink Inc.
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Comcast Corporation
Computer & Communications Industry Association
Corrections Corporation of America
DISH Network Corporation
Facebook
FanDuel Inc.
Fidelity Investments
Financial Industry Regulatory Authority Inc.
Fitbit Inc.
Frontier Communications Corporation
General Motors
Google Inc.
Health Net, Inc.
Hospira Inc.
LinkedIn Corp.
Lumber Liquidators Holdings, Inc.
Luminant Generation Co. LLC
Lyft Inc.
Match.com Inc.
Medtronic Inc.
Microsoft Corporation
National Telephone Cooperative Association
NuVasive, Inc.
Plains All American Pipeline, L.P.
Public Knowledge
SS Body Armor I Inc.
San Francisco Bar Association
Sotheby's
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Teva Pharmaceutical Industries Limited
The Boeing Company
Turing Pharmaceuticals AG
Verizon Communications
Washington Post Co.
Xcel Energy Inc

GOVERNMENT AGENCIES

U.S. Department of Justice

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U.S. Environmental Protection Agency
Federal Communications Commission
Securities and Exchange Commission
Bureau of Land Management
National Credit Union Administration
U.S. Department of Defense
U.S. Department of Transportation
Council on Environmental Quality
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Energy Regulatory Commission
Federal Highway Administration
Food and Drug Administration
Idaho Transportation Department
Illinois Environmental Protection Agency
Illinois Supreme Court
Judicial Conference of the United States
Maritime Administration
Massachusetts Department of Transportation
National Labor Relations Board
New York State Assembly
Occupational Safety and Health Administration
U.S. Agency for International Development
U.S. Attorney's Office
U.S. Department of Energy
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Arthur Nash
Sent: Wed 2/15/2017 3:05:42 PM
Subject: Please fwd to Oscar Goodman

Oscar: I hope you remember me from the unveiling of the Anastasia barber chair and from our friends in common at La Bella Ferrara. The museum dropped my Collection in April, hired an 'expert' with no experience, and is now displaying fake memorabilia that Jonathan was previously advised was fake. I fail to understand how cancelling my small contract and hiring someone with no experience is helping the museum, but I sent the following letter to Jonathan this a.m. Please call [redacted] Artie

---

Jonathan,

You are displaying fakes, and you are well aware of the fact. During your portion of my 9+ year consulting, curatorial and expository role with the Museum, you were carefully informed that the alleged "St. Valentine's Day Massacre evidence" being peddled by Neal Trickel in Wisconsin were absolute fabrications. You have evidently chosen to ignore this information in favor of the 'expertise' of your colleague Mr. Schumacher. This is precisely why museums hire those with actual experience in what they are hired to do. Those who know the marketplace well enough to recognize what they are looking at when they see it.

These so-called "evidence" pieces are unsupported and undocumented. They are 'fabulous fakes', exactly like the ones Jay Bloom knowingly purchased for display at the "Mob Experience", and now you have taken the City's museum down that same road of fraud and fakery.

I am not going to merely sit by and allow you to display fakes to the public, as I have recently pointed out. You must remove the Trickel material from display and not attempt to use it to defraud patrons into believing that you actually possess evidence which -- had it been authentic -- would be the property of the Cook County Sheriff's Department pending the resolution of seven open homicides. Of course, someone with actual experience dealing with authentic historical evidence would be well aware of this. Furthermore, if authentic, it would not have been lingering on the collector marketplace for the past 6-7 years with positively no knowledgeable collectors willing to acquire it. Further, Mr. Trickel relied largely upon third parties like gangster groupie Mario Gomes to 'spread the word' of his miraculous find -- yet another hallmark of an attempt to defraud -- instead of going public himself with what would have been a national news story had it been true. Instead, he conned the Mob Museum into going public for him and lending 'credibility' to his fraud.

Please advise what you intend to do. Again, you will not be permitted to pull a 'Jay Bloom' after I spent years in collaboration with Kathy and Dennis Barrie to ensure that the Mob Museum wasn't displaying artifacts which are not what they purport to be. You and Schumacher cannot simply run roughshod over history, whether out of ignorance or otherwise. Of course, recent press reveals how your authentication expert feels that artifacts rank quite low in importance to museum guests. His comments shed light on a troubling perspective: which is that it's not so important whether what you are displaying is actually genuine and not merely old envelopes containing shrapnel collected by Mr. Trickel from the shooting range he himself owns and operates. Which is exactly what it is.

Arthur Nash

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brian Sheen
Sent: Mon 2/22/2016 7:17:21 PM
Subject: Re: Rescinding Dianetics Day or Month

Thank goodness..My apologies it was Carson City and Reno who did!

Brian J. Sheen Ph.D.
www.7KeysforAttentionDevelopment.com
www.BrianSheenpublications.com
Helping people access their inner pharmacy
to be focused,happy and medication free

From: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
To: Brian Sheen <[redacted]>
Cc: Cheryl Russo <crusso@LasVegasNevada.GOV>; Trish Truesdell <ttruesdell@LasVegasNevada.GOV>
Sent: Monday, February 22, 2016 1:59 PM
Subject: RE: Rescinding Dianetics Day or Month

Thank you for contacting me about the city's issuing proclamations for DIANETICS DAY in the past. Before any consideration of the issues you bring forward, I asked my staff to review the past five years in reference thereto. The response:
"We have provided a Proclamation every year for the last four years to Maureen Bird as her request, however, we have never done a Dianetics Day or Month Proclamation in the City of Las Vegas."

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Brian Sheen [redacted]
Sent: Monday, February 22, 2016 9:28 AM
Subject: Rescinding Dianetics Day or Month

Dear Mayor,

I believe that you in the past your city inadvertently made a horrible mistake by issuing a proclamation for Dianetics Day. I am sure your Mayor at the time did not know that by doing so you were condoning the actions of the author L.Ron Hubbard, who has proven to be a liar and fraud and who's organization actively destroys families and has infiltrated many government agencies to spy on them which resulted in nine of their members going to jail including L Ron Hubbard's wife!

Currently The Church's uses the proclamation your city has given them as evidence of your support for what they do and how. Mayor Roy of Calera, Alabama rescinded theirs and I am asking you to do the same. I have included some different information here to substantiate what I am asking for and why so you have facts that your city may not have been provided with

before agreeing to having your city be supportive of this organization. Mayor Roy rescinded their proclamation based on only the following:

Dianetics and Scientology are inseparable; the former is used as a technique in the practice of the latter, and the doctrines of the former are incorporated in the latter."
– *The Lee Report on Dianetics and Scientology by Professor John Lee*

"(a) The claim is made for dianetics, which is part of scientology, and inferentially for the whole of scientology, that between them they can positively cure all psychosomatic ailments, which it is claimed represent 70 per cent. of man's illnesses.

(b) These claims are entirely unjustified.
(c) ***On the contrary, scientology techniques, beyond the elementary stages, are potentially and, in some instances, positively harmful to mental health.***
(d) Scientology is practised by "auditors" who have no medical training; they use dangerous techniques; they are unable to recognize symptoms and diagnose particular mental and physical conditions of ill health; they indiscriminately apply dangerous techniques irrespective of the circumstances; they not only administer the wrong treatment, but also poison their patients' minds against orthodox medicine and thus prevent them from obtaining proper medical treatment which they may require."
– *Conclusions The Anderson Report, Chapter 30, point 8*
Kevin Victor **Anderson**, Q.C. Published the State of Victoria, Australia

Despite Hubbard's claim his poor eyesight, ulcers and arthritis were never resolved and he petitioned for and received disability payments from the Navy reserve which he continued to receive *while making millions of dollars from the Dianetics book that claimed to cure all of these for himself and others.*

In a California Judge Breckenridge ruled;
"In addition to violating and abusing its own members civil rights, the organization… has harassed and abused those person not in the church whom it perceives as enemies .The organization clearly schizophrenic and paranoid, and this bizarre combination seems to be a reflection of its founder L Ron Hubbard. **The evidence portrays a man who's been virtually a pathological liar when it comes to his history, background and achievements.**

In another court case Justice Latey wrote " when comparing the truth about Hubbard with the churches published claims and said to promote himself in the cult he made these amongst other false claims:

1- Hubbard's claim was: That he was a much decorated war hero.
The truth is: He was not.

2- Hubbard's claim :That he was awarded the Purple Heart a gallantry decoration for those wounded in action
The truth is: He was not.

3-Hubbard's claim: That he was crippled and blinded in the war and cured himself with

Dianetic technique.
The truth is: He was not crippled and he was not blinded.

Hubbard claims " That he was a graduate of George Washington University an atomic physicist.

The truth is: He completed only one year of college and failed the one course on nuclear physics he enrolled in.

Mr. Hubbard is a charlatan or worse. Scientology is both immoral and socially obnoxious…In my judgment it is corrupt sinister and dangerous. It is corrupt because it is based on lies and deceit and has as its real objective money and power."

Kenneth Robinson a past British Minister of Health has stated that: "The government is satisified…that **Scientology is socially harmful.** It alienates members of families from each other and attributes squalid and disgraceful motives to all who oppose it; it's authoritarian principles and practice. Are a potential menace to the personality and well-being of those so deluded as to become its followers: above all,i**ts methods can be a serious danger to the health of those who submit to them.**

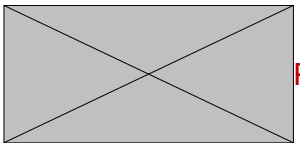
I think you have more than enough information here to rescind your city's proclamation. I am more than happy to discuss this further with you should you have any questions.I have LOTS more disturbing information that I am sure will help you make this decision to rescind

I have also sent this to the editors of your cities your main newspapers as they to might want to rescind any positive story they had run when you gave Dianetics this original proclamation .

Thank you for your consideration of this matter,

Brian J Sheen

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 3/3/2017 9:30:13 AM
Subject: [Marketing Mail] Sessions Exits Probes Into Russian Election Meddling



PUBLIC POLICY

Friday, March 3, 2017

TOP NEWS

Sessions Exits Probes Into Russian Election Meddling

U.S. Attorney General Jeff Sessions has officially recused himself from reported ongoing investigations into Russian interference in the 2016 election and possible ties to the Trump campaign after news broke that he had contact with the Russian ambassador to the U.S.

House Intel Committee Sets Out Scope Of Russia Probe

The two top members of the House Intelligence Committee on Wednesday agreed on the scope of the committee's pending investigation into Russian interference with the 2016 U.S. election, following previous inter-party wrangling over how far the investigation should go.

House Passes Bill To Open Rule-Making Process

Over Democratic members' complaints, the House voted through a measure Thursday that backers claimed would bring to heel overzealous agencies lobbying behind the scenes for burdensome rules that then affect the public.

Trump Begins Drawing Battle Lines Against WTO

The Trump administration's penchant for upending policy norms continued apace this week as the White House took aim at the World Trade Organization, stoking fears that the U.S. government could continue to wall itself off from its major trading partners and political allies.

Analysis

FCC's Halt Of Privacy Rule Signals Net Neutrality Reversal

The Federal Communications Commission's vote Wednesday to prevent an element of broadband provider privacy regulations from taking effect shows an intent to upend the reclassification of broadband providers as common carriers, the legal bedrock of the FCC's net neutrality rules, experts say.

House Releases New $578B Defense Spending Bill For 2017

The House Appropriations Committee on Thursday unveiled the final version of the fiscal year 2017 defense funding bill, authorizing $577.9 billion in defense spending, saying the legislation should receive a vote in the House next week.

Analysis

GSA Tech Unit's Model Chafes At Gov't Rules

A recent report knocking the U.S. General Services Administration's tech "startup" unit 18F for flouting GSA information technology usage, security and acquisition requirements both exaggerates the extent of the issue and ignores the underlying problem of overly rigid government IT rules, critics say.

Dems Want Pink Slip For Sessions After Russian Revelations

A virtual tidal wave of Democratic lawmakers have demanded the resignation of U.S. Attorney General Jeff Sessions after reports surfaced Wednesday that the

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Orrick Herrington
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Sanford Heisler

newly minted Justice Department chief misled senators about meeting with Russian officials during the 2016 presidential campaign.

Ben Carson Gets Senate's Approval As HUD Secretary

The Department of Housing and Urban Development got a new director Thursday, after a Senate vote approved President Donald Trump's pick of former presidential candidate Dr. Ben Carson to lead the agency.

BANKING & SECURITIES

Lawmakers Urge AG To Keep Federal Pot Policy In Place

A bipartisan group of senators on Thursday urged embattled Attorney General Jeff Sessions to maintain existing U.S. Department of Justice policy of backing off on marijuana enforcement in states that have legalized it.

Fed OKs Revised Morgan Stanley Capital Plan

Morgan Stanley got a nod from the Federal Reserve Board on its revised capital plan, patched up after the regulator said last year during its so-called annual stress test reviews that the proposed plan had some deficiencies, according to a statement late Thursday.

ENERGY & ENVIRONMENTAL

Senate Confirms Rick Perry As Energy Secretary

The U.S. Department of Energy has its new secretary, as President Donald Trump's choice of former Texas Republican Gov. Rick Perry cleared the Senate on Thursday.

Greens, Health Orgs Oppose CPP Consolidation Request

Environmental and health organizations on Thursday asked the D.C. Circuit to deny a request by power industry groups to combine legal challenges to the Clean Power Plan with their challenges to the Environmental Protection Agency's denial of administrative petitions to reconsider or delay the plan.

HEALTH & LIFE SCIENCES

Biosimilar Rules Likely To Survive ACA Battle, Lawyers Say

Amid the ongoing uncertainty over the future of the Affordable Care Act, its provisions for licensing biosimilar products will likely remain in place in light of concerns over escalating drug prices and the hard-fought battle leading to the regulations, lawyers said Thursday at a New Jersey symposium.

Calif. Panel Backpedals On Health Workers' Skipping Breaks

A California appeals court made an about-face on its partial invalidation of a state Industrial Welfare Commission order allowing health care workers to waive a meal period on long shifts, saying Wednesday a revision to state law clarified the break-skipping rule was valid.

IP & TECHNOLOGY

PTAB Chief Aims For 'Best Post-Grant Proceedings In World'

The proceedings available for reviewing patents at the Patent Trial and Appeal Board are in position to be among the best in the world, the board's chief judge said Thursday, while acknowledging there remain areas where the board can improve.

MEDIA & ENTERTAINMENT

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Eli Lilly and Company
Energy Transfer Partners, L.P.
Environmental Defense Fund Inc.
Equifax Inc.
Ernst & Young
Experian
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
Hospira Inc.
Immunomedics, Inc.
JPMorgan Chase & Co.
Kudelski Group
Lambda Legal Defense & Educational Fund
McDonald's Corporation
Medtronic Inc.
Microsoft Corporation
Morgan Stanley

W.Va. Becomes Latest State To Challenge Sports Betting Ban

West Virginia became the latest of a growing number of states to consider the legalization of sports betting, as a bill introduced Wednesday calls a federal restriction prohibiting states from allowing the practice unconstitutional.

TRANSPORTATION & INFRASTRUCTURE

Prosecutors Drop GWB Scandal Complaint Against Christie

Prosecutors in Bergen County, New Jersey, said Thursday they have dismissed an activist's criminal complaint accusing Gov. Chris Christie of official misconduct over lane closures on the George Washington Bridge, saying a judge's probable cause finding did not change their previous decision not to pursue the matter.

Feds Seek Prison For Ex-NJ AG In Airline Bribery Case

Federal prosecutors have said David Samson, a former New Jersey attorney general and ex-chairman of the Port Authority of New York and New Jersey, deserves jail time in a United Airlines Inc. bribery scheme, saying imprisonment is needed to punish his “gross abuse of power” and to deter corruption in New Jersey and beyond.

MEDICAL MALPRACTICE

Ky. House Narrowly Passes Bill To Create Med Mal Panels

In a close vote, the Kentucky House of Representatives on Wednesday advanced a bill that would require medical malpractice claims filed against doctors and hospitals to be first reviewed by expert advisory panels as state lawmakers hope it will create speedier resolutions and reduce frivolous lawsuits.

REAL ESTATE

NY Property Tax Abatement Studies Don't Tell The Whole Story

A pair of studies on the impact of bringing back New York's 421-a property tax abatement program that expired in early 2016 fail to address the broader economic impact to the city and state, lawyers say, which is a crucial consideration in the contentious debate to bring the program back.

NJ Site Challengers Found To Lack Ownership, Standing

Challengers contesting a New Jersey city's site plan approval failed Thursday to convince a state appellate panel to revive their lawsuit, with the panel agreeing with a lower court that they lack ownership or a reliable interest in an adjacent patch of unused land in need of environmental cleanup.

EMPLOYMENT

Senate Tees Up Repeal Of Fair Pay And Safe Workplaces Rule

The Senate on Thursday passed a final procedural hurdle toward overturning the federal Fair Pay and Safe Workplaces rule, as part of a broader package aimed at undoing rulemakings under former President Barack Obama.

EEOC Moves To Toss AARP Suit Over Wellness Program Regs

The U.S. Equal Employment Opportunity Commission asked a D.C. federal judge Wednesday to toss the AARP's challenge of a pair of agency rules letting employers raise insurance premiums for workers who don't take part in wellness programs, saying the groups lacks standing to challenge the regulations on its members' behalf.

3 Senate Dems Send Letters Urging Overtime Rule Support

NBCUniversal Inc.
NJ Transit Corp.
National Association of Attorneys General
National Association of Realtors
National Collegiate Athletic Association
Natural Resources Defense Council
Netflix Inc.
Office Depot Inc.
Oracle Corp.
Raycom Media Inc.
Sierra Club
Southern Poverty Law Center
St. Louis Cardinals
Staples Inc.
T-Mobile USA Inc.
The Bank of New York Mellon Corporation
The Cato Corporation
The Institute of Electrical and Electronics Engineers Inc.
The Medicines Company
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Twitter Inc.
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Congressional Budget Office
Consumer Financial Protection Bureau
Crow Nation
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council

Three Democratic senators sent letters to 14 companies on Thursday, asking whether they opposed any effort by the Trump administration to block or weaken rules finalized under President Obama aimed at expanding the number of workers eligible for overtime pay.

CORRECTED: House Votes To Disallow OSHA Recordkeeping Rule

Employer obligations to record workplace mishaps and illnesses could soon be rolled back, as the House of Representatives passed a resolution Wednesday to invalidate an Obama-era Occupational Safety and Health Administration rule. *Correction: An earlier story misidentified the OSHA provisions targeted by the resolution. The error has been corrected.*

PRIVACY & CONSUMER PROTECTION

CFPB Highlights Consumer Credit Reporting Improvements

The Consumer Financial Protection Bureau on Thursday said that while problems remain in the consumer credit reporting industry, reforms and oversight the watchdog agency has put in place have begun to "move the needle."

Schools, Cities Back Student In High Court Bathroom Suit

A group of 80 school districts and administrators, more than 30 cities and over 100 transgender individuals sided with transgender student Gavin Grimm in urging the U.S. Supreme Court to decide that Title IX bars gender identity discrimination, saying that such a ruling would afford transgender individuals the respect given to other Americans.

GOVERNMENT CONTRACTS

GAO Says Agencies Must Improve On Whistleblower Program

The U.S. Government Accountability Office urged federal agencies Thursday to step up their implementation of a program expanding protections for whistleblowers employed by government contractors, highlighting several examples of agency watchdogs failing to pass along reports for review and of contractors being left unaware of their obligations.

DOD Taking Flexible Approach To Acquisitions Chief Split

The U.S. Department of Defense is taking "full advantage" of lawmaker flexibility in the mandated split of the defense acquisition, technology and logistics undersecretary role, the Pentagon said in a report Wednesday that promised to find the best way to realign its purchasing efforts.

Navy To Evaluate Shipbuilding Contract Incentives, GAO Says

The U.S. Department of Defense will conduct a review on the effectiveness of additional incentives in fixed-price incentive shipbuilding contracts, after a U.S. Government Accountability Office review released on Wednesday found that the agency covers a disproportionate share of cost overruns under the contracts.

TAX

Mnuchin Says Tax Plan Keeps Mortgage Interest Deduction

U.S. Treasury Secretary Steven Mnuchin on Wednesday said that President Donald Trump's administration will preserve the mortgage interest deduction, a tax reform plan that aligns with the House Republicans' blueprint.

NJ Tax Court Voids Pass-Through Investment Co. Rules

A New Jersey Tax Court judge has voided a state regulation aimed at curbing tax evasion by pass-through companies, but denied a request by a car auction company contesting the regulation a quick win in its suit to recoup state corporate business taxes.

Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Communications Commission
Federal Housing Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Indian Health Service
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
National Park Service
New Jersey Attorney General's Office
New Jersey Division of Taxation
New Jersey Legislature
Occupational Safety and Health Administration
Port Authority of New York & New Jersey
Seminole Tribe of Florida
Standing Rock Sioux Tribe
U.S. Army
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Navy
U.S. Senate
U.S. Supreme Court

IMMIGRATION

EU Lawmakers Push US Toward Full Visa Reciprocity

American travelers should be forced to apply for visas before entering Europe this summer, according to a resolution passed by the European Parliament on Thursday, a measure intended to pressure the U.S. to rescind a policy of requiring visas from five member nations.

Police Say Funding Threats To Sanctuary Cities 'Problematic'

Dozens of law enforcement leaders sent a letter to Congress on Wednesday expressing their concerns about the Trump administration's threats to eliminate funds from cities that fail to enforce federal immigration law, saying doing so would be "extremely problematic" and would not make communities safer or fix the "broken immigration system."

Atlanta Immigration Judges' Conduct Merits Probe, DOJ Told

Charging that Atanta Immigration Court judges have made prejudicial statements and have been hostile toward immigrants, the Southern Poverty Law Center and Emory University School of Law urged the U.S. Department of Justice on Thursday to conduct an investigation into the court.

Bipartisan Bill Would Cut H-1B, L-1 Visa Abuse, Reps. Say

A bipartisan group of House representatives unveiled legislation Thursday to ostensibly close loopholes in two high-skilled nonimmigrant work visa programs, to cut down on fraud and abuse, protect American workers and visa holders, and require more transparency in the foreign worker recruitment process.

NATIVE AMERICAN

Analysis

4 Top Tribal Concerns As Zinke Takes Charge Of DOI

Former Montana Rep. Ryan Zinke brings a short yet solid record working with Indian Country to his role as the newly confirmed secretary of the interior, but attorneys for Native American tribes will be watching how the Republican tackles federal land management, budget restrictions, energy projects and other issues as the Trump administration moves forward. Here are four key areas to keep an eye on as Zinke takes the reins at the DOI.

SD Senator Floats Bill To Audit Indian Health Service

U.S. Sen. Mike Rounds, R-S.D., has proposed a bill to require a thorough and independent audit of the Indian Health Service, saying the care provided by the U.S. Department of Health and Human Services agency has "reached crisis level."

Seminoles Say Fla. Gambling Bills Cut Into $3B Compact

The Seminole Tribe of Florida has expressed its opposition to two gambling bills currently pending in the state Legislature that would affect the $3 billion compact negotiated with the state and said they might violate federal law.

TELECOMMUNICATIONS

Trump Nixes Rosenworcel Nomination To Return To FCC

The Trump administration has withdrawn former President Barack Obama's final nominee to the Federal Communications Commission, shooting down Jessica Rosenworcel's chance of serving another five-year term with the agency.

Telecom Leaders Weigh In On FCC's $19.6B Spectrum Auction

Telecom industry players at a Senate subcommittee hearing on Thursday voiced optimism and concern over the Federal Communications Commission's recent wireless spectrum auction that raked in more than $19.6 billion and set aside 84

MHz of spectrum for broadband use.

FCC's O'Rielly Wants Action On States Diverting 911 Fees

Federal Communications Commission member Michael O'Rielly penned a blog post Wednesday urging regulators to do something about states using fees collected from service providers for 911 systems on unrelated programs.

FCC's Pai Plans Vote To Let Carriers Block Certain Robocalls

Federal Communications Commission Chairman Ajit Pai announced Thursday that the commission will vote on a proposal that would give providers more leeway to block spoofed robocalls at its upcoming meeting, more than seven months after the agency called for help to address its number one source of consumer complaints.

PEOPLE

Christie's Chief Counsel Departs To Start Firm With Senator

New Jersey Gov. Chris Christie's chief counsel, Thomas P. Scrivo, has left his post after 18 lively months, to return to private practice in a new venture with Republican state senator and fellow lawyer Kevin O'Toole and to chair the state Economic Development Authority, the governor's office said Thursday.

Longest-Serving St. Louis Mayor Joins Spencer Fane

Francis G. Slay, the current and longest-serving mayor of St. Louis, whose tenure oversaw a development boom including the construction of Busch Stadium and a contentious increase in the city's minimum wage, will be joining Spencer Fane LLP at the end of his term.

EXPERT ANALYSIS

Making America Manufacture Drugs Again

While there may be economic or regulatory barriers that continue to favor manufacturing abroad, there is at least one legal barrier the new administration can address that currently places U.S. generic pharmaceutical manufacturing at a disadvantage, according to Frederick Rein and Aviv Zalcenstein of Goodwin Procter LLP.

Re-Evaluating The Clean Water Rule: A Long Road Ahead

Notwithstanding President Donald Trump's announcement Tuesday directing the U.S. Environmental Protection Agency and the U.S. Army Corps of Engineers to issue a proposed rulemaking to rescind or revise their joint 2015 Clean Water Rule, the current uncertainty over the Clean Water Act's scope is likely to remain for the foreseeable future, say Joel Beauvais and Claudia O'Brien of Latham & Watkins LLP.

Consider Political Risk Insurance Coverage In 2017

While many risk managers and other insurance professionals may associate political risk insurance with third-world despots and banana republics, for many companies political risk insurance may become increasingly necessary to navigate risk in the current domestic political climate, says Micah Skidmore of Haynes and Boone LLP.

FDA Guidance On Medical Device Reporting: Key Takeaways

The U.S. Food and Drug Administration recently issued a final guidance on medical device reporting for manufacturers. The guidance answers many key questions, and should ease the reporting burden on some entities, particularly contract production facilities, say attorneys from Haynes and Boone LLP.

Addressing V2V Data Privacy Concerns In New NHTSA Rules

If adopted, the National Highway Traffic Safety Administration's proposed rules concerning vehicle-to-vehicle communications would enable cars to generate and receive an enormous amount of data from and about every new car on the road.

Attorneys with Eversheds Sutherland LLP survey some of the proposed measures and discuss a major unresolved privacy question introduced by V2V communications.

Opinion

Returning Balance To The NLRB

Labor practitioners have come to expect changes when control of the National Labor Relations Board changes hands. As long as the pendulum swings within the limitations established in the National Labor Relations Act, the system remains workable. By any objective measure, following the Obama administration's drastic and one-sided policy changes, it is clear the pendulum needs to swing back, says Kurt Larkin of Hunton & Williams LLP.

LEGAL INDUSTRY

Law Firms Emerge As Easy Targets For Ransomware Attacks

Ransomware attacks are an expanding plague in the corporate arena, and data-rich law firms are an attractive target for cybercriminals in search of sensitive information that will garner them big payouts, a digital forensics specialist said during a cybersecurity panel discussion on Thursday.

Banks Offered Millions As Dewey Crumbled, Jury Hears

Jurors in the retrial of two former top executives of Dewey & LeBoeuf LLP on Thursday heard how banks including JPMorgan Chase & Co. were still willing to shower the failing law firm with millions of dollars in credit in the failing law firm's final months, even as partners were abandoning Dewey in droves.

Law360's Weekly Verdict: Legal Lions & Lambs

Gibson Dunn and Ropes & Gray topped this week's legal lions list after securing a Federal Circuit decision finding patents Apple Inc. was ordered to pay $533 million for infringing are invalid, while three Florida attorneys ended up legal lambs after their closing arguments prompted a judge to grant R.J. Reynolds a new trial in a case that originally concluded with a $23.6 billion verdict.

Dentons Expands Into Netherlands With 70 Atty Firm Tie-Up

Dentons is once again expanding its European presence as the firm announced on Thursday it will move into the Netherlands for the first time through a combination with Boekel, an Amsterdam-based full-service law firm with approximately 70 attorneys.

Judge Invites Young Attys To Argue In Comcast Patent Suit

U.S. District Judge William Alsup on Wednesday ordered counsel in a Comcast patent infringement suit to make way for less experienced attorneys to argue in the case.

Chadbourne Attys Seek Opt-In Period In $100M Pay Bias Suit

The female partners bringing a proposed $100 million discrimination class action against Chadbourne & Parke LLP over alleged gender disparity in pay and bonuses moved Thursday for conditional certification of the suit as an Equal Pay Act collective action in order to issue notice to potential class members.

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Davis Wright Tremaine
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Dewey & LeBoeuf
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Earthjustice
Fenwick & West
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Foley Hoag
Gibson Dunn
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Bob Evans Farms, Inc.
CRA International Inc.
CTIA
Comcast Corporation
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Hospira Inc.
Immunomedics, Inc.
Kudelski Group
Lambda Legal Defense & Educational Fund
McDonald's Corporation
Medtronic Inc.
Microsoft Corporation
Morgan Stanley
NBCUniversal Inc.
NJ Transit Corp.
National Association of Attorneys General
National Association of Realtors
National Collegiate Athletic Association
Natural Resources Defense Council
Office Depot Inc.
Oracle Corp.
Raycom Media Inc.
Sierra Club
Southern Poverty Law Center
St. Louis Cardinals
Staples Inc.
T-Mobile USA Inc.
The Bank of New York Mellon Corporation
The Cato Corporation

The Institute of Electrical and Electronics Engineers Inc.
The Medicines Company
TransUnion LLC
Twitter Inc.
UBS AG
Uber Technologies Inc.
United Continental Holdings Inc.
Verizon Communications
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Supreme Court
U.S. Department of Defense
Food and Drug Administration
Government Accountability Office
U.S. Department of Health and Human Services
Central Intelligence Agency
Federal Acquisition Regulatory Council
Port Authority of New York & New Jersey
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Navy
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Land Management
Centers for Medicare & Medicaid Services
Congressional Budget Office
Consumer Financial Protection Bureau
Crow Nation
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Housing Administration
Federal Reserve System
Federal Trade Commission
Indian Health Service
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
National Labor Relations Board
National Park Service
New Jersey Attorney General's Office
New Jersey Division of Taxation
New Jersey Legislature
Occupational Safety and Health Administration

Seminole Tribe of Florida
Standing Rock Sioux Tribe
U.S. Army
U.S. Department of Energy
U.S. Department of Transportation
U.S. General Services Administration
U.S. House of Representatives
U.S. Senate

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Mayors Against LGBT Discrimination
Sent: Tue 3/13/2018 7:26:15 PM
Subject: March Update - Mayors Against LGBT Discrimination

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Feedback

Dear Mayor,

In this update we have many reason to celebrate. This week has brought two decisive victories in the Courts and a key legislative win in the state of New Hampshire. While we are still monitoring 75 hostile bills, including a dangerous adoption discrimination bill in Georgia and a newly introduced discriminatory federal bill in the U.S. Congress, we are pleased by the positive progress over the last several weeks.

In the update below please notice our inclusion of an offer to support mayors in the consideration or drafting of executive orders related to LGBT discrimination by our colleagues at the National Center for Lesbian Rights (NCLR). As always, if there are any ways that we, or our partners, can support you in advancing equality please let us know.

Thank you,
The Mayors Against LGBT Discrimination Team

VICTORY: 2ND CIRCUIT RULES ANTI-GAY EMPLOYMENT DISCRIMINATION VIOLATES FEDERAL LAW

The Second Circuit Court of Appeals issued a **historic *en banc* ruling** February 26 in *Zarda v. Altitude Express*, finding that employment discrimination based on sexual orientation is illegal under Title VII of the Civil Rights Act of 1964. The landmark ruling came in the case of Don Zarda, a man who was fired from his job as a skydiving instructor because of his sexual orientation. Zarda passed away in 2015, but his sister Melissa and his loved one Bill Moore continued the lawsuit on his behalf.

The Second Circuit ruling adds to a circuit-split on the issue and increases the likelihood that this matter could land before the U.S. Supreme Court: Last April, the *en banc* Seventh Circuit Court of Appeals issued a groundbreaking decision in a case brought forth by Lambda Legal in favor of Kimberly Hively, who was fired from her job as a teacher because she is a lesbian and held that employment discrimination based on sexual orientation is illegal under Title VII, the first time a federal appellate court had ever reached that conclusion. Meanwhile, the Eleventh Circuit ruled the opposite way in a 2-1 decision in *Evans v. Georgia Regional Hospital,* which concerned a Savannah security guard who was harassed at work and forced from her job because of her sexual orientation.

Read more about litigation related to LGBTQ non-discrimination surging through the courts right now in our **Litigation Tracker.**

NEW HAMPSHIRE: MAJOR VICTORY: HOUSE ADVANCES BILL TO

PROTECT TRANSGENDER PEOPLE FROM DISCRIMINATION

In a huge victory for transgender Granite Staters, the **New Hampshire House of Representatives voted** on Wednesday, March 7 to advance legislation that would ensure transgender people are explicitly protected from discrimination in housing, employment and public accommodations. HB 1319, also known as #TransBillNH, would update the current non-discrimination law to include transgender people. The vote was 192-129 in favor of the bill, with strong bipartisan support.

The bill now moves to the Senate for consideration. Republican Governor Chris Sununu has indicated that he would sign this legislation, as this year he said he is ready to "move forward" on the bill, joining several other Republican governors who have vocally supported transgender-inclusive non-discrimination. If the Senate passes the bill and Governor Chris Sununu signs, New Hampshire would become the 19th state in the country with an explicit, comprehensive law protecting LGBTQ people from discrimination. New Hampshire is the last state in New England without these critical protections.

VICTORY: 6th CIRCUIT RULES AGAINST ANTI-TRANSGENDER EMPLOYMENT DISCRIMINATION

March 7 marked a big win against discrimination based on gender identity or expression – and a refutation of anti-LGBTQ opponents' attempts to use religion as a license to discrimination. A 3-judge panel from the **U.S. Court of Appeals for the 6th Circuit**, which covers Kentucky, Michigan, Ohio and Tennessee, voted to reverse a terrible lower court ruling, remanding the case, *EEOC and Aimee Stephens v. R.G. & G.R. Harris Funeral Homes*. The case centers on Aimee Stephens, a transgender woman fired just because she transitioned from male to female. The panel ruled that the federal Religious Freedom Restoration Act (RFRA) does not grant employers an exemption from Title VII, which prohibits discrimination based on sex. Read more.

ANTI-LGBTQ "FIRST AMENDMENT DEFENSE ACT" REINTRODUCED IN CONGRESS

On March 8 a group of United States Senators reintroduced the **so-called "First Amendment Defense Act,"** a deceptively titled bill that does nothing to protect the First Amendment and instead is designed to discriminate against LGBTQ Americans. FADA would pave the way for government contractors receiving federal funding, including hundreds of social service providers, to turn away people or deny them benefits simply because they object to the composition of their family. This includes same-sex couples, unmarried couples, and single parents. This new federal legislation is just the latest attempt to turn back the clock and enshrine discrimination against LGBTQ people and many others. We'll keep you posted on developments on this legislation.

OTHER STATE UPDATES

For further updates on Non-Discrimination legislative developments in other states, including Virginia, Georgia, and West Virginia, please **read Freedom for All Americans' weekly update.**

RESOURCES FOR MAYORAL EXECUTIVE ORDERS

Despite the decisive trend of federal court holdings that discrimination against LGBTQ people is a form of sex discrimination, thirty-two states still fail to include sexual orientation and gender identity as expressly protected categories in state nondiscrimination laws. However, Mayors often have the authority to take a stance on these issues and improve

the lives of your LGBTQ constituents. You can issue an executive order that, for example, prohibits discrimination based on sexual orientation and gender identity and expression in city employment, contracting, and distribution of city services or that interprets sex discrimination prohibitions to include discrimination based on sexual orientation and gender identity and expression (in accordance with most federal courts and the federal Equal Employment Opportunity Commission).

A number of mayors across the country have already successfully extended these protections to their LGBTQ constituents, including in Jacksonville, Indianapolis, New Orleans, Houston, Richmond, Goshen (IN), Berea (KY), and Jackson (WY). Mayoral action is an essential step in the fight for equality for all LGBTQ people and is entirely consistent with current legal trends and public opinion.

If you are interesting in an executive order to provide protections in your city, or If you or your staff have questions or would like assistance in drafting language, you may reach out to Ben Panico, the Equality Project Manager at the National Center for Lesbian Rights (NCLR) at bpanico@nclrights.org. We work with NCLR as a community partner, and Ben's project focuses on these exact issues and his team is eager to be of assistance.

SAVE THE DATE: MASTERPIECE CAKESHOP BRIEFING CALL APRIL 4 at 4pm ET

Masterpiece Cakeshop v. Colorado Civil Rights Commission, which is awaiting a decision from the U.S. Supreme Court, could dramatically undermine non-discrimination protections if the Court decides to grant businesses that do not want to serve LGBTQ people an exemption from LGBTQ-inclusive non-discrimination laws. As we await a decision in this case, expected this Spring or early Summer, we invite you and your staff to join us for a briefing call to to discuss possible outcomes and ways mayors can take action.

- Masterpiece Briefing Call
- Wednesday, April 4
- 4PM Eastern/ 1PM Pacific
- More information to follow in coming updates.

LEGISLATIVE TRACKING TOOL

We're currently tracking 52 pro-LGBTQ nondiscrimination bills and 75 hostile bills. For more information, please visit Freedom For All Americans' **Legislative Tracker Resource.**

2018 Bill Type	Total Bills	States With Legislation:
Anti-Transgender Bills	27	KS, MA, MN, MO, NH, OK,SC, TN, WA, SD, MO, IA, PA, SC, WA, IN, KY
Pro-LGBTQ Nondiscrimination	52	AK, AZ, FL, IN, KY, MO, MS, NE, NH, NJ, NY, OK, PA, RI, UT, WV, HI, NY, FL, ID, OH, WA, VT
Religious Refusal	35	CO, AL, FL, GA, IL, NH, OK, WA, HI, IA, MO, WV, TN, WA, KY, NJ, WV
Local Control	13	FL, MO, SC, TN, UT, WI, CO, IA, AZ, OK, WY

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To: Jason Antonich[Jason.Antonich@ClarkCountyDA.com]
Cc: Jackson Ms. Joyce (ACF)[joyce.jackson@acf.hhs.gov]; Kimberly Smalley[ksmalley@dwss.nv.gov]; newsdesk@8newsnow.com[Newsdesk@8newsnow.com]; 13Investigates@KTNV.COM[13investigates@ktnv.com]; 5newsdesk@fox5vegas.com[5newsdesk@fox5vegas.com]; DAInfo@ClarkCountyDA.com[DAInfo@ClarkCountyDA.com]; Crimetracker3@mynews3.com[Crimetracker3@mynews3.com]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; AGINFO[aginfo@ag.nv.gov]
From: Pete Deiana
Sent: Tue 7/24/2018 3:55:08 AM
Subject: R-14-181009-R & R-16-191262-R Deiana v Henkel and Deiana v Deiana

Jason,

I am about at my witts end here with your office. Circumstances that find your office smack dab in the middle of get more ridiculous by the day. I have stood by idle for year after year for to many years while your office forced their way into my life, walked all over me, blamed me for negligent record keeping procedures and grossly overcharged me and under reported, ignored every statement I attempted to communicate wrong doings, disrespected me, unjustly jailed me, treated me and talked to me like i'm a criminal, caused me loss of wages, loss of income and employment and violated my constitutional and civil rights many times over.

That's one thing, but now today my ex-wife called your office today to attempt to get some answers and was connected to a women in which offered up a lot of grief and very little answers. Not only did this woman give out information she had no right to discuss; but she had the audacity to tell my ex-wife that I am not sending enough money in to the enforcement offices. This women also goes on to tell my ex-wife that Ashley Deiana has priority over Rebecca's and that Ashley gets funded first and Rebecca just gets whatever is left over. So your office is giving priority and actively funding (with somebody else's rightfully deserving money) a case that has been court ordered to be stopped due to the continuous wrong doing of that individual. And you are admitting to doing just that. So you all are so stuck in the past in regards to good guy bad guy of the sexes that you see a judge taking away child support from a custodial parent as so far out of the "norm"; you are convinced it must be an error or fraudulent or wrongfully portrayed?? Am I close? I bet I am. Well guess what? Your wrong and your ignoring court orders and hurting me and my children by continuing to attempt to enforce an order that should not even exist. The Judge took away child support from Ashley Deiana because she absolutely refused to cooperate with court orders dictating how visitation was to take place and who was financially responsible for that cost. Robbing me of my rights to custody and visitation. The money you are attempting to wrongfully take from me for an order that is not valid is meant for me to use to be able to transport my children at the many different visitation times throughout the years so I can evoke my parental rights and have visitation and a relationship with my children after they were intentionally concealed from me and kept from any physical contact with their father for over 3 years!! What or who gives your office the right to oppose that? That is not just an open question or statement; I actually would appreciate an answer to that question.

1st of all, this women at your office has no right to speak to anybody about other cases I may or may not have. (active or not active)

2nd, this women from your office is telling my ex-wife information that I haven't even been advised fully of yet and I requested to be advised of the present situation a week ago.

3rd, this women representing your office is admitting that your office is operating fraudulently and illegally and makes it pretty clear that this is standard operating procedure as well as showing a complete lack of concern in regards to the matter. Not giving a second thought to; that maybe there might be something wrong here. Instead its clear that she operates on the assumption that "it is what it is" attitude is ok. The exact feeling I get from your offices actions and or lack of actions.

None of what is going on here is OK sir. Your office is ignoring court orders and rewarding a women that; in the span of 4 years time; has committed so many felonies and so much fraud that if somebody would actually do their job and hold this women accountable for her horrendous actions, she would be in prison for over 3 life terms. But once again, what she has done is considered out of the "norm" so we cannot openly acknowledge and hold her accountable for the devastation and abuse she has caused. That would put the Attorneys and the Judges up in arms against their own peers they work with on a daily basis. It's a much better outcome to just let these crimes go unpunished and tell the other party to look past the irreversible damages, the loss occurred, the ruining of lives, careers, relationships, children and so much worse and just move on and get past it. Well that B.S. needs to change.

I want this entire mess figured out, fixed, moneys recovered and distributed and credited properly and the Ashley Deiana case stopped as ordered by the court, the Henkel case handled with the priority it deserves and I want accountability for the negligence and harm that your office is guilty of. And I want immediate results of such. I also would like your office to get completely out of my life as I am more capable of handling my responsibilities

then you are capable of handling them for me. Please keep me informed of any progress as it is made.

Best Regards,
Pete Deiana
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Railway Age, IRJ, RT&S and REB
Sent: Wed 3/14/2018 8:08:24 AM
Subject: The Road to Digital Railway/Huawei in Asia Pacific

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A brand-new better connected rail era is around the corner. Information and Communications Technology (ICT) is promoting connectivity in the rail industry and bringing our great business opportunities. To embrace the opportunities, rail transport companies are building safer and more efficient rail transport systems to implement intelligent scheduling and service innovation.

The 20th Asia Pacific Rail 2018, is one of the most exclusive and influential gatherings in the rail industry in the region, is going to be held on March 20 to 21, 2018 in the Hong Kong Convention & Exhibition Centre. With over 70 exhibitors, 4 premium conference tracks and 4 on-floor seminar sessions with over 120+ speakers and 2,500+ attendees, this is one of the most awaiting rail industrial conferences addressing key challenges and opportunities in both mainline and metro that are key to building a smart, efficient and sustainable railway system in Asia Pacific.

As one of the leading global rail ICT solutions providers, Huawei supports the conference as the Title Sponsor with a keynote speech on the Opening Keynote Session in the morning of March 20; a technical presentation on the Signaling & Communication session track in the afternoon of March 20; a presentation in Latest Technologies Onfloor Seminar Theatre in the morning of March 21, and a booth (E01) to showcase a series of Huawei innovative rail solutions.

Please save your date and reserve your seat at the earliest.

Huawei in AsiaPacificRail 2018

DAY ONE (March 20)	
@Opening Keynote Session (venue: Plenary Keynote Theatre)	
10:30 – 10:50	Embrace innovation while maintaining long term operational stability
@Signaling & Communication Premium Conference (venue: Signaling & Communication Track)	
14:40 –15:00	Cloud-based Integrated Platform – Supporting data correlation, big data applications, predictive maintenance and energy saving

DAY TWO (March 21)	
@On-Floor Seminar Agenda (venue: Latest Technologies Onfloor Seminar Theatre)	
11:00 - 11:30	The excellent practice of HUAWEI in the transportation industry

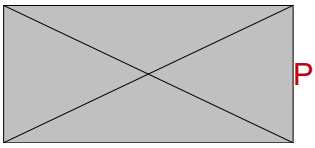
We are looking forward to greeting you

CLV004329

in Asia Pacific Rail 2018!

Railway Age, IRJ, RT&S and REB
55 Broad St, 26th Floor
New York New York 10004
United States

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/17/2017 7:44:21 AM
Subject: Trump Disbands Deteriorating CEO Advisory Councils



PUBLIC POLICY.

Thursday, August 17, 2017

TOP NEWS

Trump Disbands Deteriorating CEO Advisory Councils

President Donald Trump disbanded two of his advisory councils on Wednesday as CEOs rapidly abandoned them in response to Trump's refusal to exclusively blame white supremacists for a fatal rally they held in Charlottesville, Virginia, over the weekend. Read more »

Trump To Extend ACA Subsidies After CBO Warning

The Trump administration on Wednesday said it will fund Affordable Care Act subsidies for copays and deductibles this month, a move that came one day after the Congressional Budget Office warned of insurer exits and premium hikes if funding were curtailed. Read more »

As NAFTA Talks Open, US Not Interested In Mere 'Tweaking'

Negotiations to reshape the North American Free Trade Agreement kicked off Wednesday with U.S. Trade Representative Robert Lighthizer declaring that his side is seeking broad, substantive changes to the deal and will not be satisfied with a modest "tweaking" at its margins. Read more »

NIST Expands Info Security Guidance To Include Industry

The National Institute of Standards and Technology on Tuesday issued an updated draft of its security and privacy control guidance for federal information systems, providing more guidance for securing "internet of things" devices and for applying those standards to organizations outside of the government. Read more »

AG Praises Miami, Rips Chicago And Other 'Sanctuary Cities'

The backdrop featured Miami's palm trees, but remarks delivered Wednesday by U.S. Attorney General Jeff Sessions focused heavily on Chicago, as he called for the Windy City and other so-called sanctuary cities to comply with federal immigration detainer requests or lose federal grant money. Read more »

'Legal Innocence' Not Enough For Civil Award, Court Finds

A Third Circuit ruling setting aside a man's murder convictions in New Jersey after he served more than 20 years behind bars was an insufficient basis to award him a civil judgment against the state under a wrongful incarceration statute, a state appeals court ruled Wednesday. Read more »

ENERGY & ENVIRONMENTAL

Trump Looks To Speed Infrastructure OKs, Undo Flood Rules

President Donald Trump on Tuesday issued an executive order that sought to speed up the process for approving infrastructure projects and revoked federal flood risk standards put in place by former President Barack Obama that set guidelines for publicly funded construction. Read more »

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Jones Day
K&L Gates
King & Spalding
Kirkland & Ellis
Latham & Watkins
Levine Sullivan
Lewis Baach
Lowenstein Sandler
Mayer Brown
McGuireWoods
Meyer Glitzenstein
MoloLamken LLP
Morgan Lewis
Morrison & Foerster
Nelson Hardiman

HEALTH & LIFE SCIENCES

8th Circ. Won't Shield Planned Parenthood Medicaid Pay

The Eighth Circuit on Wednesday wiped out injunctions barring Arkansas from cutting off Medicaid funding for a Planned Parenthood affiliate, splitting with four other circuit courts on whether Medicaid beneficiaries can sue to access certain health care providers. Read more »

Sen. Harris Beats Claim She Was Bribed To Block Health Deal

A California federal judge on Wednesday dismissed a hospital system's suit accusing Sen. Kamala Harris, D-Calif., of bowing to a union's demands and blocking the hospital's planned merger with a nonprofit chain, finding that Harris was entitled to qualified immunity in making the decision. Read more »

MEDIA & ENTERTAINMENT

Palin-Violence Link Not Intended, NYT Editor Tells Rakoff

In an evidentiary hearing Wednesday on a motion to dismiss a libel suit against The New York Times, the paper's editorial page editor told U.S. District Judge Jed S. Rakoff that he did not intend to imply a causal relationship between political violence and Sarah Palin's rhetoric. Read more »

9th Circ. Finds SF Sign Laws Don't Violate 1st Amendment

San Francisco doesn't violate the First Amendment by exempting noncommercial signs from certain planning code regulations while enforcing the rules for commercial signs, a Ninth Circuit panel said in a published decision on Wednesday. Read more »

TRANSPORTATION & INFRASTRUCTURE

Safety Groups Sue Over Late Seat Belt Standard

Two auto safety groups on Wednesday hit the U.S. Department of Transportation with a suit claiming it hit the brakes on putting into place a rule requiring that a warning go off if a passenger in the back seat isn't buckled up. Read more »

REAL ESTATE

Ex-NY Assembly Speaker Silver Gets April 2018 Trial Date

Former New York State Assembly Speaker Sheldon Silver is scheduled to have a second jury trial on corruption-related charges in the spring of 2018, pending no interfering developments from the U.S. Supreme Court, a New York federal judge said Tuesday. Read more »

EMPLOYMENT

DOL Has No Authority For Fiduciary Rule, DC Circ. Told

The National Association for Fixed Annuities urged the D.C. Circuit on Tuesday to revive the group's challenge to the U.S. Department of Labor's fiduciary rule for retirement account advisers, saying the regulation threatens to upend the fixed annuities industry and exceeds the agency's authority. Read more »

PRIVACY & CYBERSECURITY

Consent Not Only Way To Honor EU Data Law, Regulator Says

The U.K.'s privacy regulator on Wednesday sought to dispel concerns that the only

Ogletree Deakins
Paul Weiss
Pillsbury Winthrop
Reed Smith
Ropes & Gray
Seyfarth Shaw
Sidley Austin
Simpson Thacher
Skadden
Snell & Wilmer
Squire Patton Boggs
Stroock & Stroock
Sullivan & Cromwell
Thompson Coburn
Troutman Sanders
Tucker Ellis
Vinson & Elkins
Weitz & Luxenberg
WilmerHale
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American Immigration Council
Arconic Inc.
BTI Consulting Group Inc.
CH Energy Group Inc.
Caterpillar Inc.
Catholic Legal Immigration Network Inc.
Center for American Progress
Chevron Corporation
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Corning Inc.
Dell Technologies Inc.
Dow Chemical Co.
Ernst & Young
Exterro Inc.
Exxon Mobil Corporation
Ford Motor Company
General Motors
Harris Corporation
Harvard University Press
Intel Corporation
International Business Machines Corporation
International Paper Co.

way to comply with the stringent requirements for processing consumer information under the European Union's looming general data protection regulation is to get explicit consent, noting that the method isn't a "silver bullet" and that several other options exist. Read more »

Texas Lawmakers Head Home Without Vote On Bathroom Bill

A special legislative session called for by Texas Gov. Greg Abbott ended Tuesday without the House passing what opponents — including law firms and Texas Fortune 500 companies — have called an anti-transgender "bathroom bill," but that doesn't mean the bill's fate has been sealed. Read more »

TAX

Partial Expensing Won't Be Phased In, Rep. Brady Says

The leader of the U.S. House of Representatives' tax-writing committee on Wednesday rejected the idea of phasing in a system that would allow businesses to partially write off the cost of capital purchases, emphasizing instead a desire to lower tax rates as much as possible. Read more »

Liberal Coalition Declares War On Trump Tax Cuts

A coalition of liberal groups known as Americans for Tax Fairness is gearing up for a fight against the Trump administration's planned tax cuts for corporations and high-earners, unveiling a new website Wednesday sounding the alarm on the effects the cuts will have on social benefit programs. Read more »

Convicted Ex-Politician In Florida Denied Retrial

A Florida federal judge refused to grant a new trial Wednesday for former U.S. Rep. Corrine Brown, who was found guilty of diverting money raised for a sham education charity and filing false tax returns. Read more »

IMMIGRATION

DHS Nixes Immigration Program For Central American Minors

The Trump administration announced Tuesday it has cut off an avenue for Central American minors and young adults to legally enter the U.S., ending a program that automatically considered granting "parole" to some individuals who failed to enter as refugees. Read more »

ICE, Legal Group Agree On Access To Mental Health Services

A D.C. federal judge granted a joint bid Wednesday to dismiss a suit brought by a legal service organization accusing U.S. Immigration and Customs Enforcement of wrongly restricting detained immigrants' access to legal aid, following a settlement that enables women and children asylum-seekers to receive mental health evaluations. Read more »

TELECOMMUNICATIONS

Sens. Ask Watchdog To Refer Lifeline Abuses To FCC

A group of senators who are attempting to analyze abuses of the Lifeline low-income phone subsidy program have asked the U.S. Government Accountability Office to disclose "specific instances of suspected fraud" so the Federal Communications Commission can launch further investigations. Read more »

EXPERT ANALYSIS

The Future Of Business And Human Rights: More Regulation

Voluntary corporate human rights compliance, embedded within corporate social

JPMorgan Chase & Co.
JetBlue Airways Corporation
Johnson & Johnson
Merck & Co Inc.
NFL Enterprises LLC
New York Times Co.
Newell Brands Inc.
Nucor Corp.
Oxford University Press Ltd.
PepsiCo Inc.
Planned Parenthood Federation
Prime Healthcare Services
Service Employees International Union
Sierra Club
Southwest Airlines Co.
Starwood Hotel & Resorts Worldwide Inc.
Texas Instruments Inc.
The Blackstone Group L.P.
The Boeing Company
The Center for Auto Safety
The Walt Disney Company
Timken Co.
Under Armour, Inc.
United Technologies Corporation
Wal-Mart Stores Inc.
Whirlpool Corporation

GOVERNMENT AGENCIES

Arkansas Attorney General's Office
Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
Congressional Budget Office
European Union
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Judicial Center
Government Accountability Office
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
National Institute of Standards and Technology
New Jersey Attorney General's Office
New York State Assembly
New York State Senate

responsibility initiatives, has failed to maximize businesses' potential to combat global human rights abuses. Increasingly, governments are pushing businesses to improve monitoring and combating of human rights abuses in their supply chains. In the meantime, businesses can be proactive, say Christopher Walter and Tom Plotkin of Covington & Burling LLP. Read more »

A Closer Look At EPA's Approach To CPP Rollback

While the U.S. Environmental Protection Agency has taken steps toward withdrawing the Clean Power Plan, the question remains whether and how the EPA will regulate carbon dioxide emissions from power plants in its place. Attorneys with Kirkland & Ellis LLP discuss various options and their potential impact. Read more »

Calif. Proposed Border Wall Law: Questions For Contractors

The purpose of California Senate Bill 30 is to preclude contractors from doing business with the state of California if such contractors do business with the federal government on a border wall. Whether SB-30 is successful in discouraging those contracts, many fear the practical effect will be to inadvertently create some sort of "blacklist," say Michael Baker and Jamie Furst of Snell & Wilmer LLP. Read more »

FAA Regs Still Apply To 'Commercial' Drone Use

The Federal Aviation Administration has promulgated rules for routine use of small unmanned aircraft systems. A recent D.C. Circuit case struck down the application of the rules to recreational use, but they remain in force for commercial use. And that raises the thorny issue of what constitutes commercial use, says Tod Northman of Tucker Ellis LLP. Read more »

Trump's Cuba Policy May Have A Chilling Effect On Travel

President Donald Trump's new Cuba policy, as announced, presents an impediment to the expansion of U.S.-Cuban business ties, and the uncertainty of what's to come will likely have a detrimental effect on new investment and future travel. However, Trump is also cognizant of the opportunities and mutual benefits of continued engagement, says Jose Aquino of Duane Morris LLP. Read more »

Series

Judging A Book: Kopf Reviews Posner's 'Federal Judiciary'

There is a wonderful sketch of Seventh Circuit Judge Richard Posner dressed in a black robe with arms outstretched as if they were the billowing wings of a lean vulture. He is kicking a human brain down a hallway and wearing a half-smile that looks for all the world like a sneer. That sketch is the perfect metaphor for both Judge Posner and his new book, "The Federal Judiciary: Strengths and Weaknesses," says U.S. District Judge Richard Kopf of the District of Nebraska. Read more »

LEGAL INDUSTRY

The 10 Law Firms Clients Recommend Most

Legal decision makers at large corporations are sweet on 10 law firms they have name-dropped more than 15 years in a row as worthy of recommendation to a peer, according to a new report out Wednesday. Read more »

BigLaw Champions Diversity In Wake Of Charlottesville

Several BigLaw firms have spoken out this week against the deadly violence Saturday in Charlottesville, Virginia, and President Donald Trump's response, taking the opportunity to reaffirm their commitment to diversity, tolerance and inclusion within their firms. Read more »

New ABA President Takes On Gender Equity In The Law

It's no secret that despite making strides in the legal profession, women are still leaving in droves before landing leadership positions. Hilarie Bass, the new president of the American Bar Association, wants to find out why. Read more »

Law Firms Lag On Project Management, Report Says

Office of Foreign Assets Control
Port of Miami
Securities and Exchange Commission
Texas Legislature
Transportation Security Administration
U.S. Attorney's Office
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United Nations
Virginia Department of Environmental Quality

As law firms strive to be more efficient and provide value to clients, many are struggling to make the necessary technological and process changes to further that goal, according to a report published Wednesday. Read more »

Lewis Baach Inks $20M Third-Party Funding Deal

Third-party funder Woodsford Litigation Funding said Wednesday it has reached a $20 million agreement with law firm Lewis Baach Kaufmann Middlemiss PLLC to provide it with financing to pursue litigation and arbitration worldwide on behalf of the firm's clients. Read more »

Ex-US Atty Joins King & Spalding To Start Chicago Office

After receiving a “tsunami of interest” from firms in the area, former U.S. Attorney Zachary Fardon said Wednesday that he has opted to return to King & Spalding LLP and help the firm open a new office in Chicago. Read more »

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Nelson Hardiman
Ogletree Deakins
Paul Weiss
Pillsbury Winthrop
Reed Smith
Ropes & Gray
Seyfarth Shaw
Sidley Austin
Simpson Thacher
Skadden
Snell & Wilmer
Squire Patton Boggs
Stroock & Stroock
Thompson Coburn
Troutman Sanders
Tucker Ellis
Vinson & Elkins
Weitz & Luxenberg
Womble Carlyle

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American Federation of Labor and Congress of Industrial Organizations
Southwest Airlines Co.
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American Bar Association
American Immigration Council
Arconic Inc.
BTI Consulting Group Inc.
CH Energy Group Inc.
Caterpillar Inc.
Catholic Legal Immigration Network Inc.
Center for American Progress
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ConocoPhillips
Corning Inc.
Dell Technologies Inc.
Dow Chemical Co.
Ernst & Young
Exterro Inc.
Exxon Mobil Corporation
Ford Motor Company
General Motors
Harris Corporation
Harvard University Press
Intel Corporation
International Business Machines Corporation
International Paper Co.
JPMorgan Chase & Co.

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Merck & Co Inc.
NFL Enterprises LLC
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Newell Brands Inc.
Nucor Corp.
Oxford University Press Ltd.
PepsiCo Inc.
Planned Parenthood Federation
Prime Healthcare Services
Service Employees International Union
Sierra Club
Starwood Hotel & Resorts Worldwide Inc.
Texas Instruments Inc.
The Blackstone Group L.P.
The Boeing Company
The Center for Auto Safety
The Walt Disney Company
Timken Co.
Under Armour, Inc.
United Technologies Corporation
Wal-Mart Stores Inc.
Whirlpool Corporation

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U.S. Department of Justice
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
Arkansas Attorney General's Office
Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
Congressional Budget Office
European Union
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
Federal Judicial Center
Government Accountability Office
Internal Revenue Service
NAFTA
National Highway Traffic Safety Administration
National Institute of Standards and Technology
New Jersey Attorney General's Office
New York State Assembly
New York State Senate
Office of Foreign Assets Control
Port of Miami
Securities and Exchange Commission
Texas Legislature

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To: Brad Jerbic[bjerbic@LasVegasNevada.GOV]
Cc: Bryan Scott[BScott@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 6/4/2018 7:22:36 PM
Subject: FW: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Legal Hold Notification <noreply@thomsonreuters.com>
Sent: Monday, June 4, 2018 1:39 AM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

[redacted]

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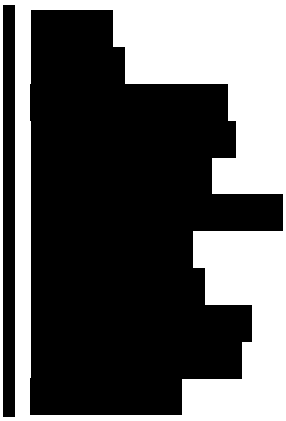
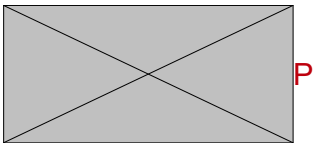


To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 1/3/2018 8:40:14 AM
Subject: Sen. Hatch Announces He Will Retire At End Of Term



PUBLIC POLICY.

Wednesday, January 3, 2018

TOP NEWS

Sen. Hatch Announces He Will Retire At End Of Term

U.S. Sen. Orrin Hatch, R-Utah, the powerful Republican chair of the Senate Finance Committee and third in line of succession to President Donald Trump, said he will not seek re-election this year. Read more »

Cuomo, Hollywood Women Reveal Plans To Fight Harassment

New York Gov. Andrew Cuomo unveiled a sweeping legislative package Tuesday to combat workplace sexual harassment, particularly in cases involving public officials, a day after several hundred high-profile women in Hollywood launched their own initiative to fight systemic sexual harassment in the entertainment industry and elsewhere. Read more »

Feds Urge 3rd Circ. To Uphold GWB Scandal Convictions

The actions taken by two former associates of New Jersey Gov. Chris Christie in reducing local access lanes to the George Washington Bridge were “aberrational, dangerous and criminal,” and not politics as usual, prosecutors have told the Third Circuit in urging the court to affirm the ex-officials' convictions. Read more »

BANKING & SECURITIES

Blind People Got Short Shrift In Currency Fight: DC Circ.

A federal appeals court has revived a suit against the U.S. Treasury on behalf of blind people and others who have trouble reading numbers on paper currency, saying a lower court judge didn’t give enough scrutiny to the government’s claim that it would cost too much to comply with the law. Read more »

China, Hong Kong Agree To Beef Up Futures Supervision

Chinese and Hong Kong securities regulators signed a joint agreement Friday to step up oversight of their respective futures markets, saying that an increase in cross-border transactions between their territories requires closer regulation. Read more »

ENERGY & ENVIRONMENTAL

9th Circ. Tells EPA To Get To Work On Lead Paint Standard

The Ninth Circuit has ordered the U.S. Environmental Protection Agency to update lead-based paint and dust lead hazard standards, finding that the agency unreasonably delayed acting on environmentalists’ petition for a review. Read more »

No Holiday Break For The Energy Sector As 2017 Wrapped Up

Moves by the Trump administration to roll back Obama-era oil and gas regulations

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Larson O'Brien
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COMPANIES

AT&T Inc.
Airbnb Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
Apartment Investment & Management Company

as well as blue-state attorneys general launching a new legal salvo against the EPA helped puncture the usual Christmas holiday lull for the energy sector. Here's a recap of major energy-related developments from the final days of 2017. Read more »

HEALTH & LIFE SCIENCES

Funds Say Valeant Price-Gouging Probe Cost Them $80B

Valeant Pharmaceuticals International Inc.'s alleged price-gouging scheme cost shareholders more than $80 billion once the scheme came to light, investors said in a suit filed in New Jersey district court Tuesday. Read more »

REAL ESTATE

Airbnb Escapes Landlord's Suit Over Rowdy Guests

A California federal judge on Friday shut the door on corporate apartment landlord Aimco's suit over allegedly rowdy Airbnb guests the company said are costing residential buildings money and disturbing residents, finding that Airbnb was immune to the claims. Read more »

INTERNATIONAL TRADE

US, S. Korea Set Meeting To Consider Trade Deal Tweaks

After months of preparatory work, U.S. and South Korean officials are slated to begin formal negotiations over possible changes to their bilateral trade agreement on Friday, marking the Trump administration's second attempt to revamp an existing U.S. trade deal. Read more »

TAX

Analysis

IRS Partnership Rules Leave Single-Member LLCs In The Cold

The Internal Revenue Service issued guidance last week that prevents disregarded entities, or single-member LLCs, as well as spouses, revocable trusts and others from electing out of the new partnership audit regime, a move that will restrict the number of partnerships that can bypass the new audit rules. Read more »

IRS Pauses New Tax Law's Withholding For Partnership Sales

The Internal Revenue Service said Friday that it is temporarily suspending a portion of the newly passed tax cut legislation that requires a withholding tax on the sales of certain publicly traded partnership interests held by foreign individuals or corporations. Read more »

IRS Publishes Guidance For Handling Transition Tax

The IRS has published guidance aimed at helping taxpayers determine foreign earnings and profits under the transition tax provision of the recently passed Republican tax overhaul, including what to do when a U.S. shareholder controls foreign corporations with multiple inclusion years. Read more »

IMMIGRATION

Plaintiff Replies Due Jan. 4 On Trump's Refugee Family Ban

A Washington federal judge Saturday ordered immigrant advocates and a proposed class of refugees in a consolidated suit to respond this week to the federal government's bid for an emergency stay of an order preventing the Trump administration from imposing an indefinite ban on the admission of refugees' family members. Read more »

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Archer Daniels Midland Co.
Association of Corporate Counsel
BDO USA LLP
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Campbell Soup Company
Chevron Corporation
Comcast Corporation
District of Columbia Bar Association
Eastman Kodak Co.
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Gildan Activewear Inc.
Goldman Sachs Group Inc.
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Hong Kong Exchanges and Clearing
LG&E and KU Energy LLC
Make the Road New York
Massachusetts Bay Transportation Authority
Microsoft Corporation
NBCUniversal Inc.
National Immigration Law Center
National Women's Law Center
Oakland Raiders
Shanghai Stock Exchange Ltd.
Sherwin Williams Co.
Sierra Club
Sinclair Broadcast Group, Inc.
State Bar of California
The Boeing Company
Tribune Media Co.
Twitter Inc.
Tyson Foods Inc.
U.S. Chamber of Commerce
Valeant Pharmaceuticals International
Washington Post Co.
WaveDivision Holdings LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
Bureau of Safety and Environmental Enforcement
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Government Accountability Office

DACA Plaintiffs Oppose Appeal, Willing To Pause Discovery

Applicants for the Deferred Action for Childhood Arrivals program told a New York federal judge Saturday that although they oppose immediate appeal of a decision refusing to dismiss their challenge of DACA's impending termination, they have no problem with a "short stay" on discovery. Read more »

NATIVE AMERICAN

Tribe Won't Get $610M For Old Land Claims, Judge Says

A Connecticut Superior Court judge says the state does not owe the Schaghticoke Tribal Nation the $610 million it demanded in a suit alleging that its land was taken without compensation, deciding that the 18th century statutes the case relied on didn't actually grant the tribe the land. Read more »

TELECOMMUNICATIONS

FTC Rings Up Record Of 7M Telemarketing Call Complaints

Consumer complaints about unwanted telemarketing calls reached unprecedented heights in the 2017 fiscal year, jumping to more than 7 million grievances from 5.3 million the year before, with robocalls drawing the most gripes, the Federal Trade Commission reported recently. Read more »

50 States To Use AT&T's National First Responder Network

All 50 states and the District of Columbia have signed on to use FirstNet, AT&T's planned nationwide emergency response network stemming from a post-9/11 congressional mandate, the telecommunications giant said following the close of an opt-in period for the network. Read more »

Cable Industry Group Warns Of Rising Retransmission Fees

A trade association that represents cable providers had strong words for the broadcast industry on Monday in the fight over rising retransmission fees, saying that cable companies will increasingly be pitted against unrelenting media conglomerates in the new year. Read more »

EXPERT ANALYSIS

4 Ways Tax Reform May Affect The Sports World

The Tax Cuts and Jobs Act of 2017 limits deductions on state and local income, sales and property taxes up to $10,000 per year. This new limitation may provide certain sports teams, particularly those in states like Texas and Florida, an advantage in attracting and signing talent, say Michael Rueda and David Lehn of Withers Bergman LLP. Read more »

Massachusetts Marijuana Regulatory Scheme Takes Shape

Massachusetts' emerging regulatory program for both recreational and medical use marijuana, supervised by its new Cannabis Control Commission, will serve as a national model for cannabis industry players and regulators, say Robert Munnelly Jr. and Shawn McCormack of Davis Malm & D'Agostine PC. Read more »

Opinion

Can California Survive Without Tort Reform?

High taxes, excessive regulation and a lawsuit-happy culture are pushing businesses out of California — and the taxes they and their employees pay are going with them. Voters must scrutinize new ballot propositions, and demand reform of the state's civil liability system and elimination of unnecessary laws, says Anthony Caso, director of the Claremont Institute's Constitutional Jurisprudence Clinic at Chapman University Fowler School of Law. Read more »

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NAFTA
New York Attorney General's Office
Office of the U.S. Trade Representative
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Consumer Product Safety Commission
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court
United States Court of Appeals for the Third Circuit

Judging A Book: Tymkovich Reviews 'Gorsuch'

John Greenya's new book, "Gorsuch: The Judge Who Speaks for Himself," offers readers something the confirmation hearings did not — the backstory of Neil Gorsuch and a glimpse of who Justice Gorsuch is, says Chief Judge Timothy Tymkovich of the Tenth Circuit. Read more »

LEGAL INDUSTRY

Analysis

4 Reasons To Hire Out Your Legal Ops

Hiring a legal operations professional to optimize services and boost efficiency in a law department can shift and distribute certain tasks away from GCs and other lawyers, who increasingly are under pressure to deliver more with fewer resources and spend less each year. Here, experts identify four benefits of adopting a legal ops function. Read more »

Justice Roberts Orders Review Of Sexual Harassment Policies

Chief Justice John Roberts has announced that the federal judiciary's methods for addressing sexual harassment will be examined this year, after outcry from former clerks and the recent resignation of Ninth Circuit Judge Alex Kozinski thrust the issue into the spotlight. Read more »

Fed. Filings Hit Record Low Last Year, Justice Roberts Says

The number of cases filed in federal courts declined at all levels last year, with seven-year lows at the U.S. Supreme Court, intermediate appellate courts, federal district courts and U.S. bankruptcy courts, according to a report from Chief Justice John Roberts released Sunday. Read more »

Ex-Dewey Exec DiCarmine Unable To Bury Hatchet With SEC

Former Dewey & LeBoeuf LLP executive director Stephen DiCarmine, who was acquitted of criminal charges in May, has been unable to settle U.S. Securities and Exchange Commission fraud claims after months of trying and is due in Manhattan federal court Friday. Read more »

Simpson Thacher Accused Of Owing $937K To Recruiting Firm

Simpson Thacher & Bartlett LLP has been sued for $937,500 in New York federal court by a legal recruiter that claims it's owed a search fee for introducing the firm to a lateral partner candidate who joined its bankruptcy practice last fall. Read more »

Analysis

15 Minutes With Rolta AdvizeX's General Counsel

Meet Melloney Douce, general counsel of information technology service management company Rolta AdvizeX, who has been working for the Rolta brand for nearly a decade. Read more »

The Top In-House Hires Of December

December's notable legal department hires included new GC appointments at the Kraft Heinz Co., Tyson Foods and TSB Bank. Read more »

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Fri 10/2/2015 10:23:06 PM
Subject: [Marketing Mail] Card Liability Shift Now Live--plus pounds and plastic in UK

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LIABILITY SHIFT GOES LIVE

EMV shift goes on

As noted in John Ginovsky's blog this month, right, the EMV chip has now come into its own, and fraud liability has switched to merchants. But for merchants not ready for the shift, what happens now? Contributing Editor Lisa Valentine reports. Read more

CYBER SECURITY & "IOT"

5 hacks into your "internet of things" devices

Did you hear the one about the refrigerator that got hacked and sent out bad spam? Actually, it's *not* a joke, according to the FBI. The Internet of Things has created whole new vistas of potential risk, and the five cases that the bureau highlights are just the beginning. Read more

VENDOR MANAGEMENT

"I feel the need, the need for speed!"

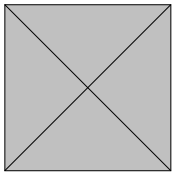
Everyone loves all the cools things you can do on mobile devices and even from your desktop computer. But slow broadband ruins the party. New research from Ovum draws the line between fast and *slooooooooooow*. Read more

SAME-DAY ACH

MAKING SENSE OF IT ALL

Chip card is here! All hail the chip!

Despite all the hype, many remain unaware of the major change effective Oct. 1, says John Ginovsky. Read more



REPORTER'S NOTEBOOK

Pounds and pence, as you like it

In England—where you'd swear the pound coin weighs about as much—you can buy "chips" with a chip card or a heavy pound. John Ginovsky visited the U.K. recently and brought a banking reporter's eye to things as he paid his way across the country. Read more

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Living with CFPB, four years in

Everyone is a consumer and the Consumer Financial Protection Bureau touches us all. Are we better off? In this Special Report, bankers, compliance and legal experts, and

Fed adopts NACHA's same-day ACH rules

The Federal Reserve formally adopted same-day ACH rules previously formulated by NACHA, in a step widely seen leading toward ubiquitous acceptance of electronic payments. Read more

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REMOTE CAPTURE

Mobile capture beyond checks

Financial institutions can better serve customers by expanding mobile capture capabilities beyond check deposits, says Fiserv in a recent study. Read more

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INTERNATIONAL OMNICHANNEL

Omnichannel in emerging nations holds omni-clues

Useful to U.S. financial institutions as a mirror to their own strategic plans, a Fiserv study covering 15 emerging countries in Asia, Middle East, and European markets highlights the growing focus on omnichannel adoption. Read more

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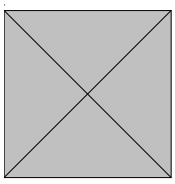

They are saying that Twitter is going to let people write messages longer than 140 characters soon. We might miss the containment, we're not sure. In the meantime, check us out. We share the best of what we see along with our own website updates and more. More than 9,300 follow us. Help us hit 10K. Follow @BankingExchange on Twitter

*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

former CFPB officials answer that and much more.
Read more

Trade groups endorse act to impose commission on CFPB structure

One of the ways many in banking would like to see CFPB—subject of our cover story, above—would be creation of a board or commission to replace the single director oversight of the bureau. ICBA, ABA, the Financial Services Roundtable, and other groups all signed the following statement this week:

"A bipartisan commission would provide a balanced, fair, deliberative approach to supervision, regulation, and enforcement. Like we see at the SEC and other independent federal agencies, consumers will gain access to robust debate, giving them an opportunity to better inform themselves and strengthen consumer choice. And it will offer a stable form of leadership that would preserve the bureau's role regardless of which political party is in the White House. We strongly support the bipartisan effort to advance the Financial Product Safety Commission Act of 2015 and look forward to working with members on both sides of the aisle to see it reaches President Obama's desk." Read original letter

Read Editor & Publisher Bill Streeter's recent editorial about industry cooperation, "The elephant in the room"

FORWARD TO A FRIEND OR COLLEAGUE

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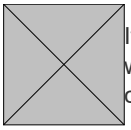

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From: Robert Song
Sent: Tue 8/14/2018 8:16:19 AM
Subject: 1. It's a sprint from here on out, 2. Prosecution rests after two weeks of testimony in Manafort case, 3. Forbes 400 list of richest in US includes several from Las Vegas Valley, 4. Kristin Davis, a

mail (29).jpg
mail.gif
mail.jpg
mail.png

Dear Friend, Amice, Paisano, Amichi, Amigo, Amiga, Pinoy, & Pinay,

---

*** Justice, Bravery, Benevolence

Politeness, Veracity, Honor,

Loyalty, & Courtesy.

*** My New Phone #s:
1] M: 702-912-7174.

2] H: 702-889-0678 [Landline].

==========

1. It's a sprint from here on out:

----- Forwarded Message -----
From: Mandi Karp, Steve Sisolak for Governor <info@stevesisolak.com>
To: Robert & Alice Song [redacted]
Sent: Monday, August 13, 2018, 3:32:49 PM PDT
Subject: It's a sprint from here on out

Robert & Alice, I'm Mandi.

I'm the Finance Director for Steve Sisolak for Governor. I'm reaching out today because, frankly, we're falling behind. And we need your help, Robert & Alice.

Election Day is less than **90 days away**, so it's a sprint from here on out and we need all hands on deck.

We still need to raise $10,000 more online by midnight on Wednesday to reach our mid-month fundraising goal. And without your help we'll never meet it. Can you chip in now?

If you've saved your payment information with ActBlue Express, your donation will go through immediately:

DONATE $5

DONATE $25

DONATE $50

DONATE $100

DONATE

OTHER

New polls show that this race is a statistical tie. We can't afford to let Adam Laxalt move ahead, but that's exactly what he'll do if we don't match the special interest money pouring into his campaign from out of state groups like the Koch Network.

That's why we need your help to make sure that Team Sisolak keeps up.

Send in $5 or whatever you can to help us get back on track before our mid-month deadline on Wednesday.

Thanks,

Mandi

Mandi Karp
Finance Director
Steve Sisolak for Governor

DONATE

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Friends for Steve Sisolak
P.O. Box 850
Las Vegas NV 89125 United States

==========

2. Prosecution rests after two weeks of testimony in Manafort case:

Special counsel team wraps up in Manafort case
ABC News
3 hours ago

Paul Manafort trial Day 10: Special counsel's office calls its final witness in fraud case
Washington Post

10 hours ago

Prosecution rests after two weeks of testimony in Manafort case

Washington Post
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Videos

10: Special counsel's office calls its final witness in fraud case

Paul Manafort trial Day 10: Special counsel's office calls its final wit...

http://www.facebook.com/rachel.elise.weiner

The prosecution is expected to wrap up its case in chief against former Trump campaign chair Paul Manafort.

==========

3. Forbes 400 list of richest in US includes several from Las Vegas Valley:

Forbes 400 list of richest in US includes several from Las Vegas Valley ...

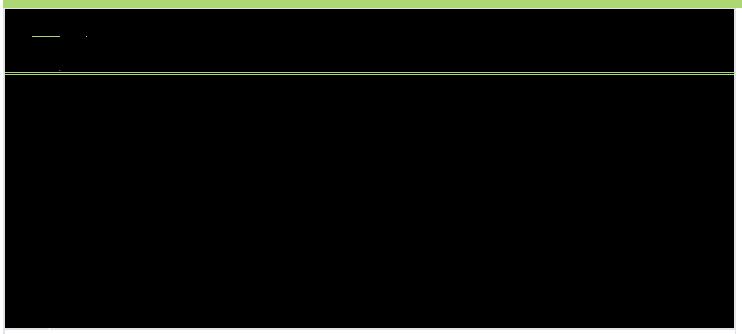
https://www.reviewjournal.com › Local › Local Nevada

Oct 17, 2017 - Eight **Las Vegas** Valley residents have made the Forbes 400 list of the **richest** Americans released Tuesday. At No. 14 is the **richest** man in ...

Meet the Wealthiest People in Nevada - TripSavvy

https://www.tripsavvy.com › ... › United States › Nevada › More to Explore › Essentials

Jun 29, 2017 - By far the **wealthiest** person in Nevada, Adelson operates as the **Las Vegas** Sands, a developer, owner, and operator of destination casino ...



Forbes 400 list of richest in US includes several from Las Vegas Valley

Eight Las Vegas Valley residents have made the Forbes 400 list of the richest Americans released Tuesday.

==========

4. Kristin Davis, a former employee and close friend of Ro..:

----- Forwarded Message -----
From: Twitter <info@twitter.com>
To: Bob Song [redacted]
Sent: Monday, August 13, 2018, 7:43:45 PM PDT
Subject: CNN Tweeted: Kristin Davis, a former employee and close friend of Ro...

Kristin Davis, a former employee and close friend of Roger Stone, said after testifying before a grand jury, she sensed special counsel Robert Mueller's team was concerned with what Stone might have had prior knowledge of before the 2016 election cnn.it/2B8IDsF

MGM Grand Hotel ☒
@MGMGrand

Take a seat. The best seat in the house has your name on it.

4 6 35

KTNV Action News and 1 others Retweeted

LVMPD ☒
@LVMPD

Happy first day of school! School is back in session today for Clark County kids and we want to remind everyone to expect more traffic and more kids out and about - walking to school, riding their bikes and at bus stops. Be safe out there!

2 91 160

Reuters Top News
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Asia tries to find its footing, China disappoints

> **Asia tries to find its footing, China disappoints**
> Asian share markets fought to regain their footing on Tuesday as tremors from the collapse of... more
> reuters.com

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Twitter, Inc. 1355 Market Street, Suite 900 San Francisco, CA 94103

==========

5. House & Model Photos:

Please see attachments at bottom:
IMG_Mail () to IMG_Mail (29): House & Model.

==========

Robert Song

MSEE, Business Promoter,

Email Networking King

Retired owner of Pan-Am Legal

Services.
SRO [Senior Reactor Operator]

Licensed

by [Taiwan NRC] & SRO Certificated

by
[GE- USA]
Control Room Director, Nuclear

Power Expert

Sr. Startup & Sr. Restart Engineer

for 18 Power & Atomic Bomb Plants.

Compliance Group Assistant

Manager on [10 CFR - Code of

Grande USA Dept. Of Energy [DOE]

Q - Highest Classify Clearance

thru FBI.

Project Manager of Taiwan Power

Huge Project Plant.

Invited by China Leader [Chairman

Jiang] & Chief Ma of

Foreigner Expert Bureau Interviews

& Tours to the 10 Best

cities in China.
Silver Certificate of America Nuclear

Society (ANS),

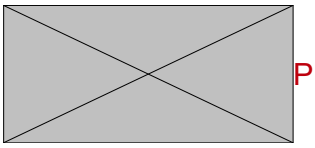
[37 years Now] & a Lifetime Member

of ANS.

*** Landline: 702-889-0678

==========

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 8/22/2017 8:07:24 AM
Subject: GCs Find New Urgency In Longtime Push For Diversity



PUBLIC POLICY.

Tuesday, August 22, 2017

DIVERSITY SNAPSHOT

GCs Find New Urgency In Longtime Push For Diversity

In-house attorneys are intensifying long-standing efforts to diversify their outside counsel, and they're looking to create a critical mass of law department leaders that will bring about meaningful change. Read more »

Why Midsize Firms Run The Gamut On Diversity

Midsize firms on average are the least racially and ethnically diverse, but the level of diversity also varies widely among firms in this group, according to the latest Diversity Snapshot. Here's a look at how a few of these firms are faring. Read more »

Law Firms Head Back To School For Diversity Guidance

A handful of law firms have agreed to put themselves under the lens of academia in an effort to root out structural inequalities and implicit bias. Here's a look at what they're finding. Read more »

Expert Analysis

Diversity In The Legal Profession — A Stubborn Vision

At the Leadership Council on Legal Diversity, we want to see, as founding member and Microsoft chief legal officer Brad Smith once stated, "a legal profession as diverse as the nation we serve." We are not there yet — far from it — but we are beginning to put some numbers on the board, says Robert Grey, president of the Leadership Council on Legal Diversity. Read more »

TOP NEWS

Analysis

Banks Need To Boost Compliance Tech Amid Faster Payments

As the Federal Reserve and private actors seek to speed up the U.S. payments system, banks are going to have to upgrade their technology to make sure their fraud-prevention and suspicious-transaction tools keep pace and continue to ensure compliance with regulations, experts say. Read more »

NAFTA Officials Chart Aggressive Negotiating Course

The first round of negotiations to overhaul the North American Free Trade Agreement wrapped up on Sunday with no bombshell announcements, but the officials leading the talks have laid out an aggressive schedule to accelerate the effort. Read more »

Citizens United Slams NY Donor-List Demand At 2nd Circ.

Citizens United on Monday asked the Second Circuit to revive the conservative group's First Amendment claims against New York Attorney General Eric Schneiderman, saying requiring the organization to disclose its donors to solicit in the state is an unconstitutional prior restraint on free speech. Read more »

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COMPANIES

Alliance Defending Freedom
American Academy of Family Physicians
American Academy of Pediatrics
American Bankers Association

Texas To Appeal Congressional Map Fight To High Court

The state of Texas is planning to ask the U.S. Supreme Court to overturn a decision invalidating two of its congressional districts for racial motivation, according to legal filings Friday in a case that could affect the 2018 midterm elections. Read more »

BANKING & SECURITIES

OCC Says It Had Nothing To Do With Operation Choke Point

The Office of the Comptroller of the Currency on Friday disclaimed any role in a Department of Justice operation that Republicans accused of freezing payday lenders and gun stores out of the banking system, telling a top congressman that it didn't single out any particular industry for scrutiny. Read more »

ENERGY & ENVIRONMENTAL

Feds Seek To Toss NM, Calif. Royalty Suit Over Nixed Rule

The federal government on Friday asked a California district court to toss a suit claiming it owes millions of dollars in postponed oil, gas and coal royalties to the Golden State and New Mexico, saying the states' claims are moot because the paused royalties rule will soon be repealed altogether. Read more »

ND Tells DC Circ. It Wants In On EPA Drilling Waste Suit

North Dakota told the D.C. Circuit on Friday that it had every right to intervene in a case between environmental groups and the U.S. Environmental Protection Agency that established a schedule for the review of oil and gas drilling waste disposal rules. Read more »

Enviros Look To Win Bi-State Sage Grouse Protection Battle

Four environmental groups pressed a California federal court Friday to rule in their favor by holding that the U.S. Fish and Wildlife Service flouted the Endangered Species Act by reversing course on a plan to designate the bi-state sage grouse as a threatened species. Read more »

HEALTH & LIFE SCIENCES

FDA Plans Forum On Opioid Cough Medicines For Children

The Pediatric Advisory Committee will discuss the use of prescription opioid products in cough medicine for children at a public meeting in September, the U.S. Food and Drug Administration announced Monday. Read more »

INSURANCE

Texas Justices Won't Hear Auto Policy Family Exclusion Row

The Texas Supreme Court on Friday declined to review two lower courts' findings that insurer State Farm did not have to cover claims made against a father for injuries sustained by his son as a minor. Read more »

EMPLOYMENT

States Ask High Court To Hear Florist's Same-Sex Objections

Texas and a dozen other states pushed the U.S. Supreme Court on Monday to hear a Washington florist's appeal over whether she could legally decline to provide services for a same-sex wedding, saying that flower arrangements are forms of artistic expression and that states shouldn't be able to compel citizens to create artistic works that violate their consciences. Read more »

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American Cable Association
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Bloomberg
Center for Biological Diversity Inc.
Clearing House Payments Co. LLC
Comcast Corporation
Consumer Reports
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Financial Industry Regulatory Authority Inc.
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GOVERNMENT AGENCIES

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Dry Creek Rancheria Band of Pomo Indians
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Federal Reserve System
Federated Indians of Graton Rancheria
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office

PRIVACY & CYBERSECURITY

Del. Law Expands Data Breach Notification Rules

Delaware Gov. John Carney has signed into law a measure that strengthens the state's data breach notification requirements and requires companies to work more closely with the attorney general when breaches do occur. Read more »

MEDICAL MALPRACTICE

NJ Surgeon's License Suspended Amid Sexual Abuse Charges

A pediatric surgeon in Monmouth County, New Jersey, has agreed to stop practicing medicine pending the outcome of a criminal case accusing him of illegal sexual contact with a teenage patient in his care, authorities said on Monday. Read more »

TAX

IRS Must Give Info, Name Agents In Tea Party Targeting Case

A D.C. federal judge has ordered the IRS to fork over details about the targeting of Tea Party and conservative groups for additional scrutiny, including the names of agency employees involved in delays to tax-exempt status applications. Read more »

IMMIGRATION

US Slashing Visa Operations In Russia In Wake Of Staff Cap

Citing the Russian government's "cap" on American diplomats, the U.S. Department of State said Monday that all nonimmigrant visa activity in Russia will be suspended as of Wednesday and would resume on a "greatly reduced scale" Sept. 1 only in Moscow. Read more »

Advocates Urge Trump to Preserve Humanitarian Bureau

Dozens of foreign policy experts have urged the U.S. government not to adopt a White House proposal to eliminate the humanitarian arm of the State Department and transfer its responsibilities, arguing that the administration should instead consider how to enhance cooperation and efficiency among agencies, according to a report published by the advocacy group Refugees International. Read more »

NATIVE AMERICAN

Calif. Gov. Signs Two New Tribal Gambling Compacts

The Golden State has signed two new tribal-state gambling compacts under the Indian Gaming Regulatory Act for the Tuolumne Band of Me-Wuk Indians and the Dry Creek Rancheria Band of Pomo Indians, California Democratic Gov. Jerry Brown announced on Friday. Read more »

TELECOMMUNICATIONS

Democratic Lawmakers Ask GAO To Probe FCC Cyberattack

Two Democratic lawmakers have urged the Government Accountability Office to look into a May cyberattack that may have disrupted public comment on net neutrality, saying the Federal Communications Commission's failure to release records about the incident has left unanswered questions. Read more »

Verizon Urges FCC To Adopt Next-Gen TV Standard Rules

Verizon urged the Federal Communication Commission on Friday to consider

Internal Revenue Service
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New York Attorney General's Office
Office of Natural Resources Revenue
Office of the Comptroller of the Currency
San Manuel Band of Mission Indians
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Agency for International Development
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U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court
United Auburn Indian Community

putting in place a few rules to ensure that the transition to the “next generation” broadcast television standard remains voluntary for providers until it gains more widespread consumer acceptance. Read more »

FCC Must Mull Local Ownership Rule Impact, TV Group Says

The Federal Communications Commission should consider whether removing local ownership restrictions on "top-four" broadcast stations would cut down on competition in TV content-sharing agreements, the American Television Alliance told the agency on Thursday. Read more »

FLORIDA

Fla. County Sued Over Vote To Remove Civil War Monument

A lawsuit filed Friday in Florida state court is seeking to block the removal of a Confederate Civil War monument from downtown Tampa, arguing county commissioners' recent vote to do so was unconstitutional and violated proper procedures. Read more »

EXPERT ANALYSIS

Opinion

New Salary History Laws Crimp Attorney Hiring Process

In prohibiting employers from asking potential hires about their previous salaries, lawmakers seek to "level the playing field." But there are real problems with the practicality, legality and enforceability of many of the salary history laws, says Fredric Newman, a founding partner of Hoguet Newman Regal & Kenney LLP. Read more »

TSCA Reform: Less Backlog But Greater Regulatory Burden

Earlier this month, the U.S. Environmental Protection Agency announced that the backlog of Toxic Substances Control Act new chemical reviews resulting from the agency’s suspension of reviews has been eliminated. But there are structural aspects of the updated TSCA program that now create more extensive demands on submitters and reviewers, say Robert DeMott and Gavin Thompson of Ramboll Environ. Read more »

A New Standard For Suspicious Order Monitoring: Part 1

This past year, the U.S. Drug Enforcement Agency's suspicious order monitoring requirement has become increasingly important. However, the decision of whether an individual order should be blocked and reported may come down to a "know-it-when-you-see-it" standard that is difficult to systematize, say analysts with Analysis Group Inc. Read more »

Legal Considerations After SEC's Warning Shot At ICOs

In the midst of market excitement surrounding initial coin offerings, the U.S. Securities and Exchange Commission recently issued an investigative report warning that digital tokens may be securities. When a token is a security, a variety of legal considerations come into play, including the Investment Advisers Act, anti-money laundering and taxation, say attorneys with K&L Gates LLP. Read more »

LEGAL INDUSTRY

Chadbourne Says Gender Bias Complaint Oversteps

Chadbourne & Parke LLP told a New York federal judge Friday that female lawyers suing the firm for gender discrimination are attempting to improperly downplay the breadth of changes they made to certain allegations that were added in their latest complaint, saying that those alterations go beyond the limited changes authorized by the court. Read more »

Atty Linked To Neo-Nazi Metal Gone From Patterson Thuente

Patterson Thuente IP has fired a partner from its Minneapolis office after a local news publication described him as being connected to a record label that pushed fascist and neo-Nazi-leaning heavy metal bands, Law360 confirmed on Monday. Read more »

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Fri 9/14/2018 9:01:01 AM
Subject: The Next Five Minutes Will Determine the Fate of Your Bank

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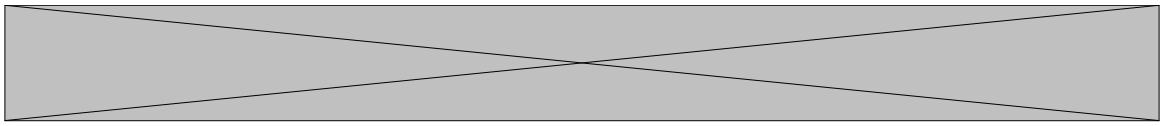

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The Next Five Minutes Will Determine the Fate of Your Bank

Real-time banking is here, and adoption is a matter of survival. Here is how real-time banking is transforming common transactions, plus five keys to understanding how to compete and win in this changing environment. Read more

University of Wisconsin Graduate School of Banking has strong showing in Banking Exchange Top 20

Banking Exchange recently learned that three of the twenty executives recognized in our recent issue are graduates or are presently enrolled in the University of Wisconsin's Graduate School of Banking program. Read more

Banking Benefits to Higher Interest Rates

As interest rates continue to rise, the president and most consumers are concerned by the anticipated negative effects coming from the new environment. However, there are several reasons why this can be good for the banking industry. Read more

Resonate State of the Consumer Insight Snapshot

ONESPAN WHITE PAPER

Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year and year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your free copy

COMCAST WHITE PAPER

Branch Optimization For Financial Services

Banks and financial services companies increasingly are under pressure to do more with less. Changing customer behaviors and attitudes toward banking and financial pressures have forced many banks to trim the number of branch offices, in some cases eliminating their presence in a particular town altogether. Download free copy

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

A Guide to Understanding and Engaging Today's Financial Services Shoppers. The financial services industry represents a diverse range of businesses that all share a similar challenge... Read more

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From: BE Editors Exchange
Sent: Mon 1/23/2017 2:03:28 PM
Subject: [Marketing Mail] Bank Sales Scrutiny Focuses On TCF And Wells--plus loan participation help

New Millennial Blog, foreign exchange and Twitter, Ed O'Leary, John Byrne, and Jeff Gerrish

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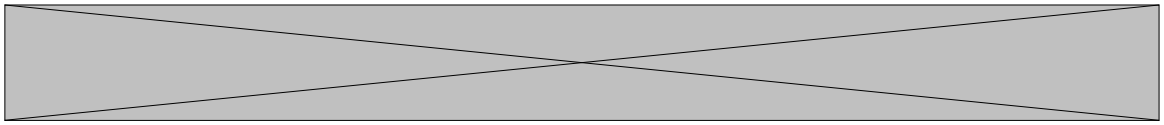

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New carrots for Wells sales

Wells Fargo, coming back from last year's sales scandal, has published a blueprint for a new approach to sales and incentives. We look at the program and provide commentary by experts. Read more

COMMERCIAL MORTGAGE LENDING

Loan participations: Proceed with caution

Commercial mortgage deals demand close attention to participation agreements. Attorneys from Sullivan & Worcester describe the participation process and key risks banks must guard against. Read more

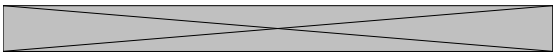
OVERDRAFT PROTECTION & CFPB

CFPB sues TCF for overdraft program

Using words like "tricking" and "bulldozing" in announcements, CFPB is suing TCF Financial over its efforts to persuade customers to opt-in to debit overdraft service. The bank vows to defend its program. Read more

RETAIL BANKING

Banks blowing through branches—for now



TALKING CREDIT

Are banks prepared if the Trump effort takes off?

The new President has an ambitious plan to reinvigorate the economy. Ed O'Leary asks community bankers if they are ready to play their part in providing the credit that will require. Read more

NEXT VOICES

5 small changes for a better worklife in 2017

In the second appearance of our new blog by millennials in banking, Tricia Dunn of Radius Bank gives some quick tips for a more productive workday. Read more

SOCIAL MEDIA BLOG

The tweet heard 'round the world

If you doubt the power of social media, consider the impact a tweet about President Trump's comments about the dollar had. Foreign exchange expert Jason Leinwand traces the effects. Read more

The latest analysis from S&P Global Market Intelligence says the reduction in branches continues. But the question is raised, will this continue if and when the battle for deposits resumes in a new rate environment? Read more

MERGERS & ACQUISITIONS

Western M&A moves dial, at cost

Columbia Banking System Inc.'s bid to acquire Pacific Continental Corp. in Oregon would broaden the buyer's reach in the Pacific Northwest and enable it to leap over the $10 billion asset threshold. But the relatively high price concerns some investors. Read more

CFO SURVEY

Fire, the wheel, spreadsheets, and the future

As challenges grow, bankers still rely on a longtime standby, spreadsheet software. Their ease with spreadsheets suggests that this represents a good front end for more advanced analytical packages, according to a report by Kaufman Hall. In an interview the firm's Ken Levey discusses findings. Read more

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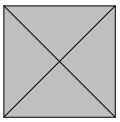

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

AML & FRAUD

AML 2017 and beyond

In the wake of an industry summit on anti-money laundering issues, John Byrne traces "a long and winding" road to meeting the challenges. Read more

COMMUNITY BANKING

Time for a 5-point bank tuneup

Banks are like cars—now and then they need some maintenance. Jeff Gerrish reviews five areas to inspect now. Read more

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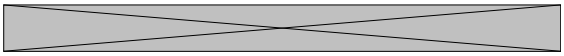

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"Nobody really knows the impact CECL will have on loan loss reserves. Some people think it would require as much as 30% more in loan loss reserves"—Brian Jones, First National Bank of Elmer Read more

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Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe*** Read more

Free E-Book: *Cash In The Evolving Branch*

Today's bankers are increasingly under pressure to cut costs and grow revenue, all from a shrinking base of in-branch customers. This is forcing financial institutions to explore ways to make the retail channel more efficient. The 124-page book *Cash in the Evolving Branch: The Definitive Guide to Cash Recyclers* not only reveals the benefits of embracing technological change, but also poses—and answers–critical questions anyone working in retail bank operations needs to ask. ***Sponsored by ARCA.*** Read more

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold Notification
Sent: Mon 2/26/2018 9:40:39 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

LEGAL HOLD

[redacted]

[redacted]

To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Mon 10/12/2015 7:44:10 PM
Subject: RE: Barlow Email to Mayor Goodman

Thanks. I forwarded your response for me to CM Barlow.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Lora Kalkman
Sent: Monday, October 12, 2015 12:40 PM
To: Ann Barlow [redacted]
Subject: Barlow Email to Mayor Goodman

Good Afternoon, Ms. Barlow:

Mayor Goodman is in receipt of your email. However, this appears to be a legal matter which must be handled through proper legal channels (e.g., lawyers, courts), not by elected officials. Best wishes.

Sincerely,

Lora Kalkman
Special Assistant to Mayor Goodman
Las Vegas City Hall
495 S. Main Street
Las Vegas, Nevada 89052
702-229-6241

From: ANN BARLOW [redacted]
Sent: Thursday, October 08, 2015 12:38 PM
To: Carolyn G. Goodman
Cc: Ricki Y. Barlow; J Barlow
Subject: Re: Floyd Mayweather Sr. claims fraud in lawsuit against Ann Barlow

Greetings Mayor Goodman,

I am writing you to request a telephone or in person meeting regarding recent allegations that have been filed against me in a law suit from Floyd Mayweather Sr. Please review my formal letter and attached documents. I appreciate your time, prayers and support.

Blessings,

Ann Barlow
Direct [redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Keystone Coorporation
Sent: Tue 5/23/2017 5:00:15 PM
Subject: [Marketing Mail] Keystone Corporation Weekly Update

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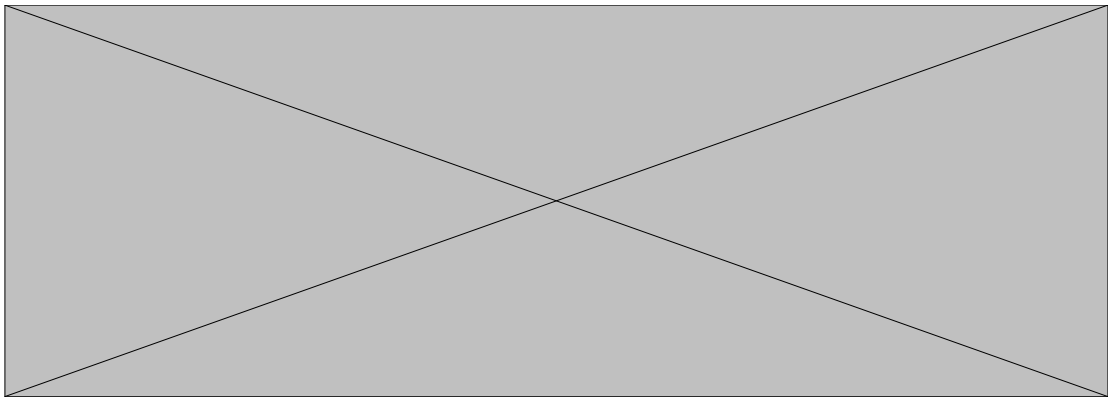
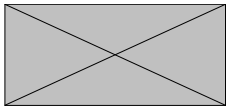


Bill to raise Nevada's minimum wage moves to Senate



Sean Whaley
Las Vegas Review-Journal
May 15, 2017

CARSON CITY — A bill that would raise Nevada's minimum wage moved forward on a 4-3 party-line vote Monday.

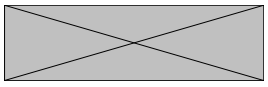
The Senate Commerce, Labor and Energy Committee passed Senate Bill 106 to the full Senate. If it wins approval there, it must still be heard in the Assembly.

Nevada's current minimum wage is $7.25 an hour for employees who are offered qualified health benefits from their employers. The minimum wage for employees who are not offered health benefits is $8.25 per hour.

The bill would increase the minimum by 75 cents each year until it reaches $12 if employers do not offer health insurance and $11 if insurance is provided.

Supporters of raising the wage testified at a committee hearing in February that paying low-wage earners more would help lift them out of poverty and benefit the overall economy by giving them more

Quote: "One of the reasons the framers of Nevada's Constitution included a separation-of-powers clause was to avoid the creation of a super-class of elite rulers, passing laws that applied to the masses but not to them."- Steve Sebelius, Las Vegas Review-Journal, May 6, 2017



Lots of reasons to kill Nevada legislation that keeps retired public employee names secret

Steve Sebelius
Las Vegas Review-Journal
May 6, 2017

One of the reasons the framers of Nevada's Constitution included a separation-of-powers clause was to avoid the creation of a super-class of elite rulers, passing laws that applied to the masses but not to them.

Thank God we don't have elites who shield their retirement pay, their home

buying power.

But opponents countered it would mean increased burdens for small businesses and lead to higher prices, job losses and fewer opportunities for young workers to gain work experience.

Nevada's existing wage, if insurance is provided, is on par with Idaho and Utah, but lags behind California, Arizona and Oregon.

Another measure being considered seeks to amend the constitution to raise the minimum wage.

Senate Joint Resolution 6 would require the minimum wage to be increased by 75 cents an hour each year beginning on Jan. 1, 2022 until it reaches $12. It would also require the state minimum wage to be set at the federal rate if that rate is higher than what is proposed in the resolution.

The measure would have to be approved by the Legislature twice, this session and again in 2019, and then be approved by voters in 2020, before it could take effect.

Current minimum wage:

6 states have a wage of $10 or more, including California and Arizona.

12 states have a wage of $8.75 to $9.99

11 states have a wage of $7.50 to $8.74

19 states have a wage of $7.25 or they defer to the rate set by the federal government

2 states are below the federal minimum wage.

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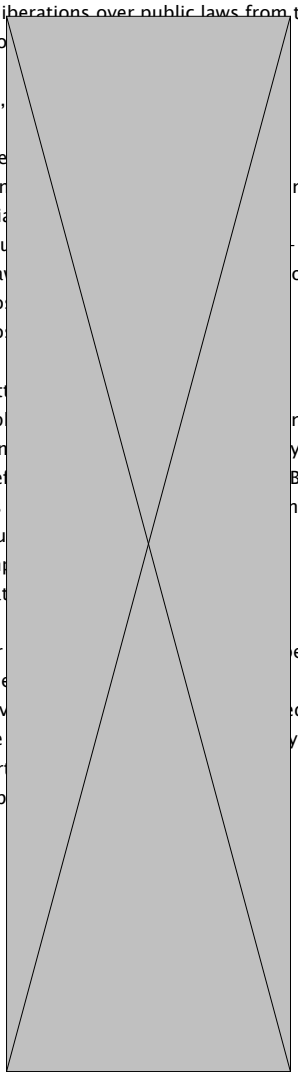

Keystone's Mission:

To recruit, support and advocate for candidates for public office who support private sector job creation, low taxation, a responsible regulatory environment, and effective delivery of essential state services.

Keystone's Mission:

- To focus on candidate support on state legislative races and the governor's office.
- To oppose any form of corporate income taxes or other

business taxes that discourage capital investment and therefore job creation.

- Support limiting Nevada state government spending to the rate of population growth.

P.O. Box 93596 | Las Vegas, NV 89193-3596

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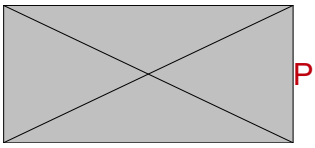
From: Public Policy Law360
Sent: Tue 7/11/2017 7:49:09 AM
Subject: CFPB Bets Congress Will Let Arbitration Rule Slip By



PUBLIC POLICY.

Tuesday, July 11, 2017

TOP NEWS

Analysis

CFPB Bets Congress Will Let Arbitration Rule Slip By

The Consumer Financial Protection Bureau's Monday release of a rule eliminating class action bans in arbitration clauses in credit card and other financial contracts is a risky gamble by the bureau's director that Congress will not have time to nullify the regulation, experts say. Read more »

Trump Officially Delays International Entrepreneur Rule

The Trump administration is taking steps toward ending an Obama-era rule that would have allowed about 3,000 international entrepreneurs per year to grow businesses in the U.S., citing a January executive order aimed at heightened immigration enforcement, according to a document scheduled for publication in the Federal Register on Tuesday. Read more »

CFPB Rule Blocks Class Action Bans In Arbitration Clauses

The Consumer Financial Protection Bureau on Monday issued a final rule banning companies from using arbitration clauses to bar consumers from filing class action lawsuits, setting up a fight with banks, credit card and other companies, and potentially the Trump administration. Read more »

Analysis

Trump's War On Regs Undermined By Missing Tax Advisers

The U.S. Department of the Treasury's move to target only eight Obama-era tax regulations for repeal or adjustment suggests the Trump administration's goal of minimizing the regulatory burden on businesses is being hampered by not having key tax policy advisers in place. Read more »

White House Issues 2019 Budget Guidance To Agencies

The White House Office of Management and Budget on Friday issued guidance for federal agencies as they prepare their 2019 budgets, saying it will allow agencies an up to 5 percent budget boost to cover priority programs, while urging them to create "bold" plans to increase government efficiency and reduce the federal workforce. Read more »

Analysis

Will ACA Repeal Pass? Here's What 11 Experts Think

After more than seven years, Affordable Care Act repeal efforts are hurtling toward a dramatic denouement in coming weeks, and Law360 on Monday surveyed health policy insiders for predictions on whether Republicans will manage to gut the landmark law. Here's what they expect. Read more »

King & Spalding Atty Tapped For FBI Made $9M From Firm

FBI director nominee Christopher Wray earned $9.2 million from his partnership share at King & Spalding LLP since January 2016, according to financial disclosure form publicized on Monday. Read more »

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O'Neill & Borges
Polsinelli
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BANKING & SECURITIES

Lawmakers Ask SEC To Block Chinese Chicago Exchange Buy

A bipartisan group of Congressional lawmakers sent a letter Monday urging the U.S. Securities and Exchange Commission to block the acquisition of the Chicago Stock Exchange by a group of investors led by China's Chongqing Casin Enterprise Group, saying the transaction could leave the exchange open to state-driven influence. Read more »

CFTC Announces Review Of Swap Reporting Rules

The U.S. Commodity Futures Trading Commission's Division of Market Oversight announced Monday that it will review the agency's swap data reporting regulations, saying it hopes to streamline the rules while ensuring the CFTC receives accurate data. Read more »

CFTC Compliance Proposal For CCOs Draws Praise, Concerns

Swaps firms regulated by the Commodity Futures Trading Commission broadly approve of changing compliance rules to more closely track those set up by the Securities and Exchange Commission, but multinational financial firms and a public interest group have problems with the proposal, comments submitted by a Friday deadline show. Read more »

ENERGY & ENVIRONMENTAL

EPA Asks DC Circ. To Recall Mandate In Methane Rules Case

In a rare request, the U.S. Environmental Protection Agency asked the D.C. Circuit on Friday to recall its mandate that vacated the agency's decision to stay portions of its methane regulations for new oil and gas infrastructure, so it would have time to consider asking for further appeal. Read more »

Trump Admin. Vows To Answer NRDC Climate Info Queries

The Trump administration told a Manhattan federal judge Monday that backlogs are the reason why it hasn't complied in a timely manner with freedom of information requests by the Natural Resources Defense Council, which wants to learn if the Republican's transition team sought to intimidate climate scientists. Read more »

HEALTH & LIFE SCIENCES

Analysis

Pulled Pain Pill, Opioid Rates Show Need For Research

Endo International PLC's recent decision to yank its painkiller Opana ER from the market, following pressure from the U.S. Food and Drug Administration to stop sales of the abuse-linked drug and as prescriptions of opioids remain high in many parts of the country, points to the need for more research in treating both pain and opioid addiction. Read more »

WaPo Sues DOJ For Opioid Epidemic Docs

The U.S. Department of Justice, which oversees the Drug Enforcement Administration, has violated the Freedom of Information Act by withholding records requested by The Washington Post about the agency's investigation of the diversion of opioids from legitimate channels to the illegal drug market, according to a suit filed Friday in D.C. federal court. Read more »

Chocolate Powder Is 'Cocaine On Training Wheels,' FDA Told

Sen. Chuck Schumer, D-N.Y., on Monday urged the Food and Drug Administration to launch an investigation into Coco Loko, a snortable chocolate powder meant to give an energy boost, a product he said is likely neither safe nor chocolate. Read more »

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CSP Inc.
Cardinal Health Inc.
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Chevron Corporation
Comcast Corporation
Consumer Federation of America
Credit Suisse Group AG
Endo International Plc
Environmental Defense Fund Inc.
Facebook
Google Inc.
Indian Law Resource Center
Instagram Inc.
Johnson & Johnson
Key Safety Systems Inc.
ML Strategies LLC
McKesson Corporation
Microsoft Corporation
National Consumer Law Center
National Futures Association
Natural Resources Defense Council
New York Times Co.
New York University
Planned Parenthood Federation
Purdue Pharma LP
Qatar Airways
RSM US LLP
Rite Aid Corporation
Royal Jordanian Airlines
SIFMA

TRANSPORTATION & INFRASTRUCTURE

US Lifts Laptop Ban For Royal Jordanian, Kuwait Airways

The U.S. on Sunday cleared Royal Jordanian Airlines and Kuwait Airways to allow large personal electronic devices, such as laptops, in their aircraft cabins aboard U.S.-bound flights from Jordan and Kuwait after they tightened their passenger screening procedures. Read more »

DOT Tells DC Circ. Norwegian Air Permit Won't Harm Labor

The U.S. Department of Transportation has told the D.C. Circuit that pilots' and flight attendants' unions challenging the government's decision to grant a foreign air carrier permit to Norwegian Air Shuttle ASA's Irish subsidiary don't have standing to sue because their allegations of harm are way too speculative. Read more »

Analysis

GWB Figure's Political 'Dark Arts' Paved Way To Sentencing

The mastermind behind the George Washington Bridge lane-closing scandal, scheduled to be sentenced Wednesday, will be known for bringing his "dark arts" brand of New Jersey politics to the national stage, damaging Gov. Chris Christie's reputation and altering the course of presidential politics, attorneys and political commentators said. Read more »

REAL ESTATE

Pol's Conviction Still Valid Under McDonnell, 2nd Circ. Says

Former New York state lawmaker William F. Boyland Jr.'s 14-year prison sentence for fraud and bribery can't be undone by the U.S. Supreme Court's landmark McDonnell decision, the Second Circuit ruled on Monday, saying Boyland's conduct was egregious enough to fall within even the newly heightened standards. Read more »

EMPLOYMENT

Biz Groups Wade Into Suit Over Philly Pay Inquiry Law

A coalition of business groups on Friday threw their support behind a bid from the Chamber of Commerce of Greater Philadelphia to stop a new city ordinance barring employers from asking about a prospective worker's salary history, saying it will make hiring harder and more expensive. Read more »

Ex-NJ College VP Adds To Suits Over Retaliatory Firings

A onetime vice president of Essex County College in New Jersey has become at least the seventh former college employee to sue the school in state court over claims that each worker was fired last year over their respective ties to a report on unlawful conduct related to the college's finances. Read more »

COMPETITION

News Cos. Want Antitrust Pass To Confront Google, Facebook

A trade association representing news organizations such as The New York Times, the Washington Post and the Wall Street Journal on Monday asked Congress to grant an antitrust exemption to allow publishers to collectively negotiate with Google Inc. and Facebook Inc. over the display of online news content. Read more »

PRIVACY & CONSUMER PROTECTION

German Law Revamped To Align With EU Data Privacy Regime

Sierra Club
Southwest Airlines Co.
Takata Corp.
Teva Pharmaceutical Industries Limited
Texas Trial Lawyers Association
The Boeing Company
The Cato Corporation
Turk Hava Yollari AO
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U.S. Chamber of Commerce
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GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Land Management
Bureau of Reclamation
Centers for Disease Control and Prevention
Cherokee Nation
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Drug Enforcement Administration
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Administration
Michigan Department of Treasury
NATO
National Oceanic and Atmospheric Administration
Navajo Nation
Nevada Legislature
New York State Assembly
Office of Surface Mining Reclamation and Enforcement
Port Authority of New York & New Jersey
Securities and Exchange Commission
Texas Legislature
Transportation Security

Germany has become the first member state to revise its national privacy law in light of sweeping changes slated for May to the European Union's data protection regime, while also taking advantage of several openings in the new bloc-wide regulation to set out its own rules for handling employee, health and other sensitive data. Read more »

PRODUCT LIABILITY

Judge Taps Harvard Prof As Overseer Of $1B Takata Fund

Harvard Law School professor and longtime mediator Eric D. Green has been chosen to serve as special master overseeing the handling of a nearly $1 billion restitution fund in the criminal lawsuit over Takata's potentially deadly air bag inflators, a Michigan federal judge said Monday. Read more »

AEROSPACE & DEFENSE

Army Pushes Fed. Circ. To Let Airbus Copter Deal Take Off

The U.S. Army on Monday argued that a Federal Claims judge improperly blocked a deal to purchase 16 Airbus SAS training helicopters, claiming that the judge can't look at the military decision that lead to the sole-source deal. Read more »

UN Adopts Ban On Nukes, Drawing US Ire

The United Nations has adopted a draft treaty prohibiting the development and possession of nuclear weapons, drawing praise from supporters who hailed it as a step forward for the denuclearization movement and derision from the U.S. and its nuclear-armed allies, who said the measure ignores the realities of international security threats. Read more »

VA To Revisit Gulf War Illness Evaluation After GAO Report

The U.S. Department of Veterans Affairs will take steps to change inadequate evaluation procedures for Gulf War illness-related claims after a U.S. Government Accountability Office report found poor training and other issues may have caused the agency to wrongly deny disability compensation to veterans. Read more »

INTERNATIONAL TRADE

Analysis

EU-Japan Trade Agreement: What You Need To Know

The European Union and Japan have come together on the broad strokes of a new trade agreement that will forge two of the globe's largest economies under a united set of trading rules and send waves that reverberate far beyond the two governments' borders. Here, Law360 offers a rundown of the deal and its potential ramifications for the trade bar. Read more »

TAX

Mich. Retiree Asks High Court To Revive Tax Class Action

A retired Michigan teacher is asking the U.S. Supreme Court to revive his proposed class action against the Wolverine State for retroactively revoking state and local tax exemptions on state pensions without providing "comparable alternative financial benefits." Read more »

OECD Updates Transfer Pricing Rules, Including 'Intangibles'

The Organisation for Economic Co-operation and Development released the latest version of its guidelines for countries taxing so-called transfer pricing issues of goods and services moving across national borders between related entities Monday, with more than 10 percent of the publication dedicated to overseeing "intangibles." Read more »

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U.S. Senate
U.S. Senate Committee on Indian Affairs
U.S. Supreme Court
United Nations

BANKRUPTCY

Teachers Sue Puerto Rico Over Fiscal Plan Budget Reductions

An organization representing professors for the University of Puerto Rico filed a complaint Sunday against the commonwealth and the federally appointed board overseeing the island's debilitating debt crisis, saying a fiscal plan approved earlier this year that cuts the university's budget by $200 million is illegal. Read more »

IMMIGRATION

Labor Dept. Defeats H-2A Shepherds' Wage Dispute

A D.C. district judge granted ranchers groups and the federal government a win Friday in a suit challenging a U.S. Department of Labor rule for long-term livestock workers on H-2A visas, dismantling the shepherds' arguments that the measure sets pay too low and defending the agency's rulemaking diligence. Read more »

NATIVE AMERICAN

NJ Panel Says Court Wrongly Tossed Tribal Recognition Suit

The New Jersey Appellate Division on Monday revived an Indian tribe's suit alleging regulators wrongfully repudiated its state recognition status, ruling a lower court wrongly accepted the state's argument that there was never formal recognition in the first place. Read more »

Navajo Panel Gives Thumbs-Up To Amber Alert Expansion Bill

A Navajo Nation Council committee on Thursday unanimously threw its weight behind a federal bill that would expand the Amber Alert system to Native American tribes across the country. Read more »

EXPERT ANALYSIS

Preparing For The New Revenue Recognition Standard

The new revenue recognition standard from the Financial Accounting Standards Board goes into effect for fiscal years starting after Dec. 15, 2017. Here, attorneys with Kirkland & Ellis LLP look at a few issues companies can consider now in order to stay ahead of the curve. Read more »

What Changed In The Texas Uniform Trade Secrets Act

Recent amendments to the Texas Uniform Trade Secrets Act contain an important — if seemingly unremarkable — new definition of "willful and malicious misappropriation," says Nick Brown of Fulkerson Lotz LLP. Read more »

Nev. Pregnancy Accommodations: Employer Essentials

The recently enacted Nevada Pregnant Workers' Fairness Act should sound familiar to employers, as it institutes a framework similar to the Americans with Disabilities Act. However, there are other provisions of the act that will certainly present new challenges for employers, says Laura Jacobsen of McDonald Carano LLP. Read more »

Rebuttal

A Better Approach To Prison Labor And The Economy

As discussed in a recent Law360 guest article, private companies are concerned about competition from prison labor. But policymakers must also consider the outlook for inmate workers after they have served their sentences. Innovative ex-offender training and employment programs could not only reduce recidivism and boost wages in low-income communities, but also prove highly beneficial to participating private businesses, says attorney Robert Fulton Dashiell. Read more »

6 Ways Teaching A Law School Class Can Benefit Lawyers

Though teaching a law school class may be one of the last things on a busy practitioner's to-do list, it's a misconception that teaching will benefit only those who are looking to leave the practice of law and enter academia. It also offers several practical benefits, especially for more junior lawyers looking for stand-up experience, say Steven Allison and Samrah Mahmoud of Crowell & Moring LLP. Read more »

LEGAL INDUSTRY

Posner Says Judges Should Step Aside After 80

Judge Richard Posner said there is "no need for octogenarians" on the U.S. Supreme Court, a dig at the ages of Justices Ruth Bader Ginsberg and Anthony Kennedy, in a recent dialogue about judicial retirement ages with Judge Jed Rakoff on Slate. Read more »

Ex-Akin Gump Atty Accused Of FCA Caper In Talks With Feds

Lawyers for a one-time Akin Gump Strauss Hauer & Feld LLP litigator allegedly caught trying to sell a sealed False Claims Act complaint to a cybersecurity firm said Friday they are in “productive discussions” with prosecutors and want to again push back his arraignment. Read more »

Clifford Chance On The March In US, Asia As Firm Grows

Clifford Chance LLP posted growth in its global revenue last year of 3 percent to nearly $1.4 billion, an up-year the law firm says was driven in part by a deliberate strategy to grow its Americas and Asia Pacific offices. Read more »

Man Admits To Aiding Terrorists And Plot To Murder Judge

A man who plotted to kill the federal judge overseeing a case accusing him of providing $20,000 and other aid to a senior al-Qaida leader in Yemen pled guilty Monday in Ohio federal court to charges connected to both the murder scheme and the terrorism allegations, prosecutors said. Read more »

Plaintiffs Bar Perspective: Provost Umphrey's Bryan Blevins

A plaintiffs attorney must be a good storyteller. If you can’t effectively and persuasively tell your client’s story, even the best case can still be lost, says Bryan Blevins Jr. of Provost Umphrey Law Firm LLP. Read more »

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McDonald Carano
Morgan Lewis
Motley Rice
O'Neill & Borges
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American Bankers Association
American Federation of Labor and Congress of Industrial Organizations
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Google Inc.
Indian Law Resource Center
Instagram Inc.
Key Safety Systems Inc.
ML Strategies LLC
McKesson Corporation
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National Consumer Law Center
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New York Times Co.
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Royal Jordanian Airlines
SIFMA
Sierra Club
Southwest Airlines Co.
Takata Corp.
Teva Pharmaceutical Industries Limited
Texas Trial Lawyers Association
The Boeing Company
The Cato Corporation
Turk Hava Yollari AO
Twitter Inc.
Waze Mobile Ltd.

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U.S. Department of Justice
Federal Bureau of Investigation
European Union
Executive Office of the President
Food and Drug Administration
Securities and Exchange Commission
U.S. Senate
U.S. Supreme Court
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
U.S. Department of Homeland Security
Bureau of Citizenship and Immigration Services
Bureau of Land Management
Bureau of Reclamation
Centers for Disease Control and Prevention
Cherokee Nation
Department of Commerce
Drug Enforcement Administration
European Commission

Federal Trade Commission
Fish and Wildlife Service
Government Accountability Office
Internal Revenue Service
International Trade Administration
Michigan Department of Treasury
NATO
National Oceanic and Atmospheric Administration
Navajo Nation
Nevada Legislature
New York State Assembly
Office of Surface Mining Reclamation and Enforcement
Port Authority of New York & New Jersey
Texas Legislature
Transportation Security Administration
U.S. Air Force
U.S. Army
U.S. Department of Health and Human Services
U.S. Department of Housing and Urban Development
U.S. Department of Labor
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U.S. Department of Veterans Affairs
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U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Government Ethics
U.S. Senate Committee on Indian Affairs
United Nations

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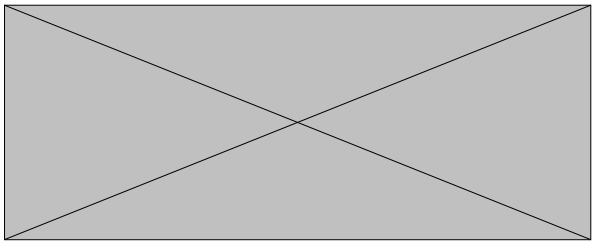
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ward 5 Chamber of Commerce Uptown Las Vegas
Sent: Mon 8/13/2018 7:11:10 PM
Subject: Eleven Years Ago on August 14th -August Chamber News & Events

New Leadership Announced

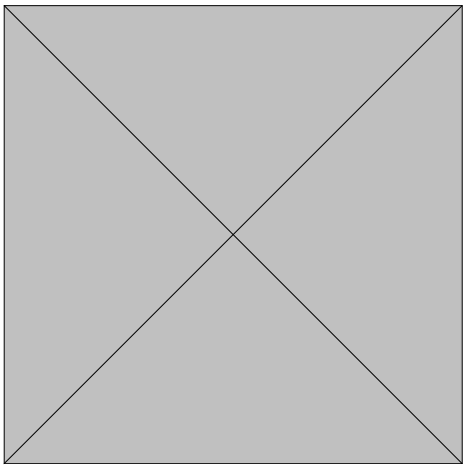


August 2018 Chamber of Commerce Newsletter

A Word from the Director

I'm Kamechia Myles-Coltrain, your Executive Director.
My company, Inspired Concepts, has joined the Chamber to help you reach your personal, business and financial goals. We are your one-stop resource partner dedicated to the formation, growth and success of entrepreneurs through business education and networking. From records management and compliance to marketing and sales, we offer an array of services and information to our clients and business members. This is why as your Executive Director, we can work to build our community together. It grows, we grow!

Recent News and Events



Ms. Kamechia Myles-Coltrain has joined our team working on her project management
certification. Her company is Inspired Concepts.

Inspired Concepts works in the position of Ward 5's Executive Director as an independent contractor.

Please help me welcome her and extend to her your usual fine cooperation.

One of her first projects is to ratify the membership list in time for the October year end. She will be contacting all existing members and outreaching to new ones. She specializes in new start ups.
She is an excellent grants writer and projects lead currently pursuing a Bachelor of Science in Business Administration.

See Inspired Concepts Linkedin Profile

Learn More

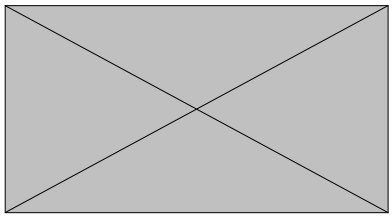
Upcoming Meetings and Events

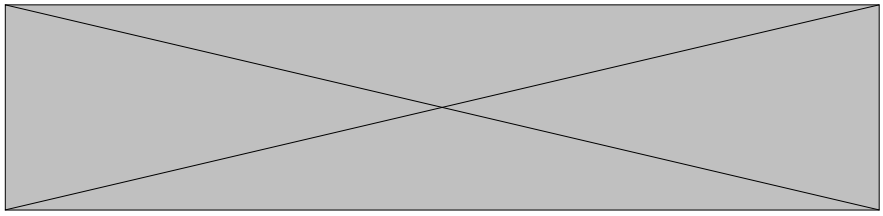
Click Here to See the VideoClick Here to See Channel 8 News

Aug. 14: Pioneer Trail Corridor Revitalization Alliance, North Las Vegas City Hall
Aug.19: Jackson Street Movement, Historic West Side
Aug. 25: Harrison House Volunteers Garden Event- with USAF
Aug.25th: Nevada Conservation Leaders, UNLV
Aug 30th -6th Annual African Fashion & Life International Conference, Circus Circus

Chamber Business Members Education Luncheon with Guest Speakers
3rd Tuesday Each Month, Sept. 18th, 11:30-1:00PM

Next Luncheon Topic - "Opportunity Zones"

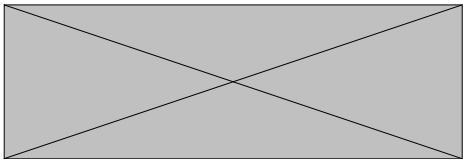




See Channel 8 News

Learn More
Pioneer
Trail

In the News



Stanton Wilkerson in the News on the Pioneer Trail

Stanton Wilkerson & Harrison House in the News

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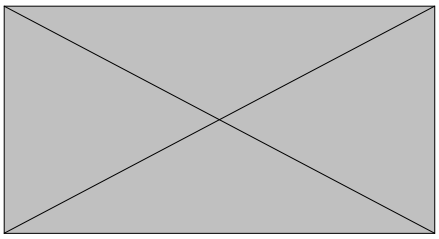
Nevada Business Resource Guide
Statewide Incentives Available for Start Ups
Existing Business

CLV004388

Economic Development



Learn More

To Dr. Hak Ja Han Moon:
Family Federation for Heavenly Africa

Thank you for allowing the Ward 5 Chamber of Commerce to be a part of the African Diaspora Leadership Conference. We are honored to be part of the Las Vegas host committee.

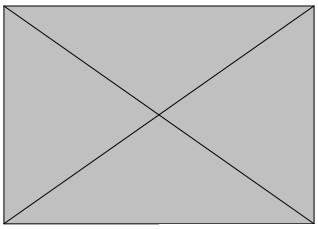
Because of your work, Las Vegas gets reminded that we are in the hospitality industry and that our future success depends on how well we embrace an entirely new set of tourism opportunities based on True Family values.

Thank you for establishing the the fantastic International Peace Education Center.

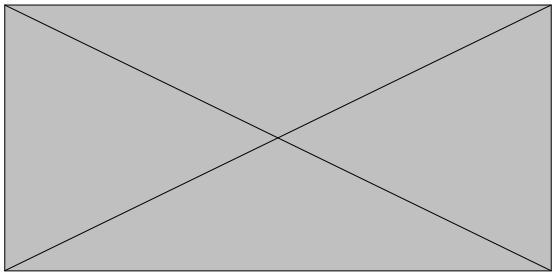
What a wonderful asset to our community!

See African Diaspora Leadership Conference Photos

Learn More



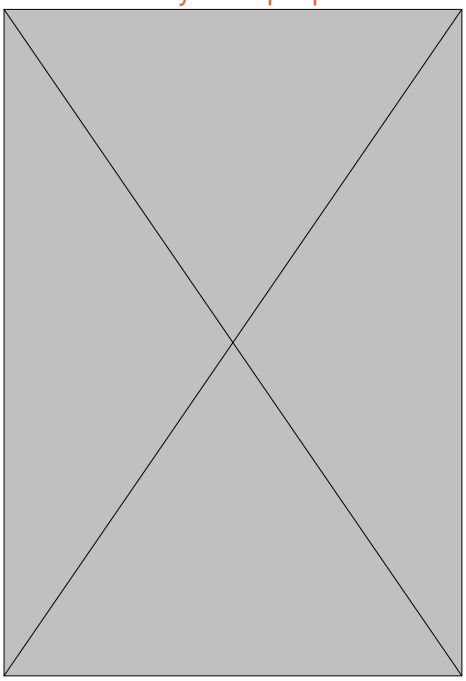
Thank you Caesars Entertainment for your continued investment in the community.



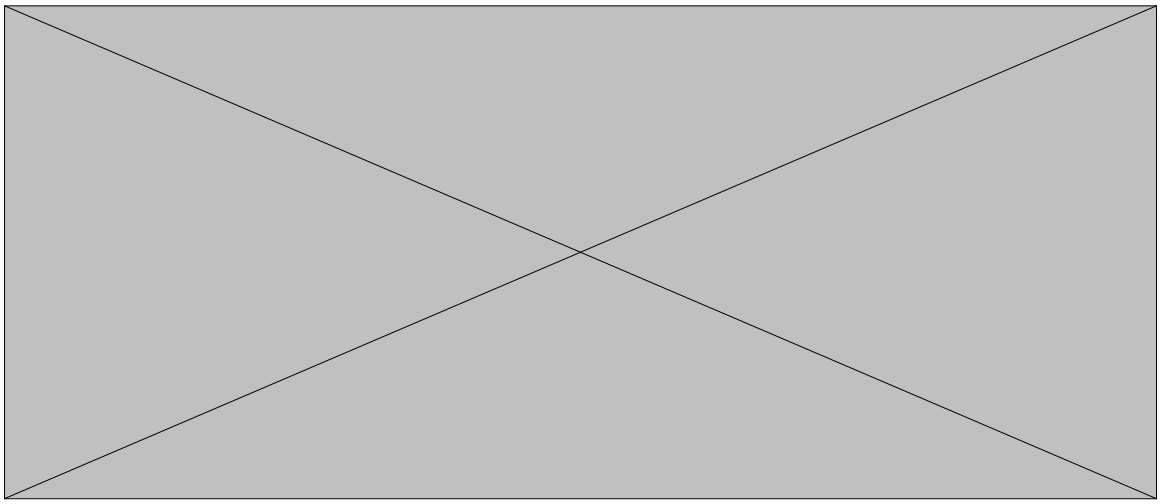
From the Desk of the President

"Every hair on my body stood up and I decided to do something this time", said Katherine Duncan.

One of the saddest moments that I have ever felt drove me to anger.
A man and woman came to Harrison House. She was in a wheelchair
And he was pushing her. They came to me because they believed I could do something.
She had been hit by a car on Washington and "F" Street. People expect me to be able to help them. I believe it is because of two women, Ruby Duncan and Faye Duncan Daniel. I resemble my oldest sister Faye and people believe that Mrs. Ruby Duncan is my mother.

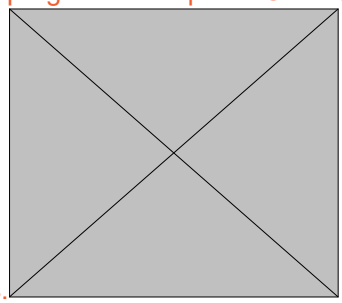


These are two women are tough acts to follow.



Ruby Duncan is well known in Nevada as one of the most prolific civil rights advocates and pioneers for women's rights. She is published and is best known for "Storming Caesars Palace".

My sister, Faye Daniel (nee Johnnie Mae Duncan) is a very tall beautiful black woman known for her Afrocentricity long before it was popular to leave home with "nappy" hair. She made a name for herself by producing the "Rose" Awards and by becoming the first black female police officer in North Las Vegas. She developed many programs to improve Clark County, such as PayBac and the burnt toast chapter of Toastmasters.



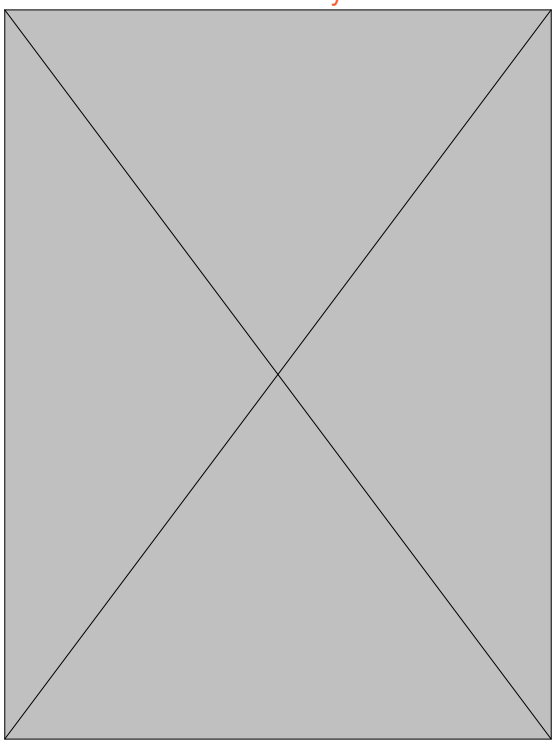
Faye Duncan Daniel at the Union Plaza Hotel

I have lived in the shadows of Ruby & Faye for 40 years but, never did I ever expect to or even try to fill either of their shoes. I never considered myself a fighter for other people. Honestly, I was pretty devoted to myself and to my immediate family. I was pretty busy getting married, remarried, divorced, married and widowed. I was raising my two sons, Derek and Jalil and traveling the world. I worked in business and kept quietly to myself until a group of people asked me to represent them and run for Las Vegas City Council Ward 5 in 2007. Prior to that moment, I have never been to City Hall! I agreed to run and upon my defeat, I was delighted to create a Chamber of Commerce. The idea was to unite all of the candidates who ran for the office to support the winner- Ricky Barlow.

Eleven years ago in 2007, we produced the *Uptown View* and we were so very proud to announce that we would be honoring the new Councilman Ricky Barlow in the Crystal Ballroom, Plaza Hotel Las Vegas. Things didn't go as we had hoped over the past 11 years.

Now, eleven years later, Councilman Barlow is being sentenced for Federal Fraud charges. The President of the NAACP was named in the probe which left two very powerful African American held seats stagnant all this while the Mayor of the City proclaimed that Barack Obama was not Welcomed in Las Vegas. The challenges facing the Historic Westside and F Street appear to be worse than before the "F" enclosure. This street was closed without giving any notice to the residents.

The couple who came to Harrison House reported that the woman had been struck by a hit-and-run driver on Washington and F Street. Had it been any other intersection, I probably would not have been frozen in my tracts. Every hair on my body stood up and I decided to do something this time. No longer could I take the route of least resistance. My soul was shaken.



What the hell is going on is the City of Las Vegas?

Everyone knows all too well that Oscar Goodman was responsible for the "F" enclosure. Even his dear wife, our current Mayor Carolyn, expressed her disdain for this actions even though she was powerless to stop him.

This 20 year mayoral dynasty has continued to desecrate the Historic Westside from the shutting down of every entertainment venue including the most recent closure of the Paran (The oldest organization known to man), the total destruction of the Moulin Rouge Hotel to the continuous burning of residential properties, the Goodman syndicate in hell bent on gentrification. It was Goodman who decided that the Moulin Rouge was an "eyesore" despite the historical significance of the property. Goodman never spent one dime or used any breath to save it. The cruel part about the F Street underpass was the politics behind its re-opening. It appears that Las Vegas Paving got paid twice-nearly $20 million to close it. They were the biggest proponents for its re-opening thereby gaining nearly an additional $20 million for their company's profit. $40 million dollars later, we still have the same problem that caused the street to be closed in the first place- no crosswalks at "F" Street and Washington.

One property owner, Mrs. Hatcher, recently installed iron pylons in front of her house to try to prevent another vehicle from barrelling through her property. She is hoping to be able to open an office for real estate office and mortgages. She can't advertise her services from her location because it is still zoned residential.

My sadness turned to anger because we tried to warn the City about the danger of re-opening the street without a traffic plan. "F" Street was reopened without crosswalks, speed bumps or anything to control the traffic. There didn't seem to be any thought given into who or how we would use the reopened street in light of the Project Neon, the I-11, Lossee Road or the Owens offramp.

Beautiful historical photos in tiles were installed but no one dares to go there to enjoy because of the disastrous condition of the people living under the bridge. There are people from all over the world facing misfortune living under the bridge. They are waiting for the Rescue Mission. These people have lost their money on the gambling tables, lost their minds on drugs and promiscuity, and lost their souls facing serious mental illness. There are also career thugs under that bridge enjoying the free meals brought by people who have a heartfelt compassion to help the less fortunate. They pour in with food adding to the already nightmarish environmental condition. There is an abundance of wasted food and debris under the bridge which ends up on the ground and in the sewer system.

My being sadness and angry didn't change anything. Our waiting for Councilman Barlow to finish his college degrees so that he could devote some time to the neighborhood didn't change anything. Our waiting for F Street to reopen didn't change anything- Oscar Goodman gets what Oscar Goodman wants and if he wanted the conditions to be different, then it would have been so. What is it going to take bring about a change?

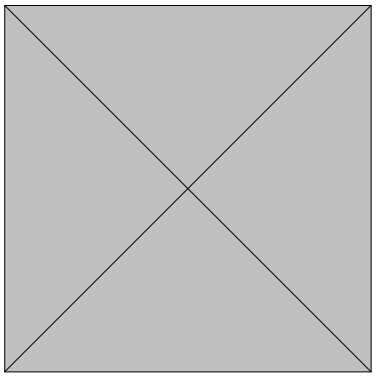
We have high hopes for Councilman Cedric Crear. He didn't come the same path through City Hall's Human Resources department as his predecessors in the Goodman dynasty. Even though he just took his seat, we already have spoken to him and neighborhood meeting are being scheduled. Hallelujah! This is a new start. Barlow avoided neighborhood meetings, instead choosing to hold those infamous and well advertised throughout the valley "Community Meetings" where African Americans from around the valley would attend and voice their needs effectively continuing to silence the challenges in the Ward 5 neighborhoods he represented.

The Ward 5 Chamber of Commerce has long advocated for a world class elevated fixed route transit system since transportation continues to be the single largest threat to the City's economics. Our transportation infrastructure needs to be valley wide and integrated into the future neighborhood plans. Are there any transit plans out there? Comprehensive transportation plans (except an extended bus route) that includes the Historic West Side?

Our plan is to promote and advocate for a People's Mobility Initiative that will create a comprehensive, integrated elevated fixed route light rail transit system that will reconnect the Historic Westside to the rest of the world. Placing such a depot/station in the vicinity near the Moulin Rouge site will be the economic engine that the entire valley could enjoy. A state of the arts futuristic system that connects the Westside to the Raiders Stadium, to Hoover Dam and to the California High Speed Rail would cinch us as a "World Class City" for years to come..

Let's build a "Dam" train!

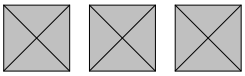
Katherine Duncan



The best way to visit Soul City is by taking a Pioneer Trail tour
702-825-2145
Located at Harrison House:
#8 on the Pioneer Trail
Harrison House was listed in the 1949 Negro Motorist Travelers Guide. Today it is a on the National Register of Historic Places. Harrison House is the gateway to the African American Cultural Center, Uptown Las Vegas. It's open to the public weekdays 10AM-4PM. It's best to call first. 702-483-3619 to be met by a professional guide.

Las Vegas Ward 5 Chamber of Commerce
1001 F Street
Uptown Las Vegas, Nevada 89106
Katherine Duncan/President
702-825-2145
w5cclv@gmail.com

Call or email to find out how your business can be advertised in upcoming issues of the Chamber news!



Ward 5 Chamber of Commerce Las Vegas, Located at Harrison House, 1001 F Street, Uptown Las Vegas, NV 89106

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Sent: Thur 3/31/2016 11:15:20 PM
Subject: [Marketing Mail] Comptroller On "Responsible Innovation"--plus email fraud fight

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TECH & REGULATION

OCC would balance innovation against risk

Banks must conduct business in a safe and sound manner. But banks must also compete. Comptroller Thomas Curry unveiled a preliminary view on how his agency can supervise banks while not stifling innovation.

Tell us what you think of OCC's plan in the comment section of the article. Read more

EMV SIX MONTHS LATER ...

Retailers lag in accepting chip cards

More and more replacement cards with chips have been arriving in consumers' mailboxes. But two research projects find that consumers are all chipped up and no place to use them. An anti-fraud opportunity is being *swiped*. Read more

RISK MANAGEMENT

Risk management for all hands

You've heard of the "three lines of defense." You've heard of "tone from the top." But does your bank have "echo from the bottom"? Deloitte's Chris Spoth says this is part of what examiners look for today. Read more

MAKING SENSE OF IT ALL

Attack of the mighty fintechs!

"Fintech" represents more than a handy buzzword, writes John Ginovsky. Now it's the banner for a fundamental challenge to banking dominance. Read more

TECHNOLOGY VIEWPOINT

A skeptic's guide to bank tech

Don't ignore reality in the bright light of innovation, says tech consultant Art Gillis. Read more

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Esprit de core

"There will come a time when [legacy] core systems won't be able to keep up with the demand for modern real-time digital channels or digital banking," says one expert.

Busey Bank decided the time was *now*. Read more

SOCIAL-CYBER FRAUD

Beware "BEC"—business email compromise scam

Will one of your business customers be the next victim of this fraud that an expert calls "well-researched phishing"? Read more

FASTER PAYMENTS

Snailpace@realtime.com?

Why are a dozen other countries ahead of the U.S. on real-time payments? A Javelin webinar reveals the key elements that are slowing down faster payments. Read more

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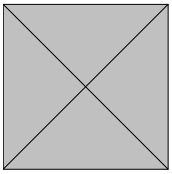
Follow us as we tackle another 10K



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*Tech Exchange is coordinated by **Steve Cocheo**, executive editor & digital content manager of Banking Exchange.*

Faster payments solutions on Fed's do list

The Federal Reserve has selected McKinsey & Company to support Faster Payments Task Force efforts this year to assess faster payments solution proposals from various providers across the U.S. payments industry.

The Federal Reserve established the 331-member Faster Payments Task Force in 2015 to support a broader effort to improve the speed, safety and efficiency of payments. The task force is specifically charged with identifying effective approaches for implementing faster payment capabilities in this country. In April, interested task force members will submit comprehensive faster payment solution proposals to be analyzed using 36 effectiveness criteria identified by the task force.

"The task force members wanted a firm with broad payments expertise to assess proposals against the comprehensive effectiveness criteria they published in February," said Gordon Werkema, the Federal Reserve's payments strategy director.

Both the proposals and assessments will be provided to the full task force later this year for review and comment, prior to their publication in early 2017. Read more

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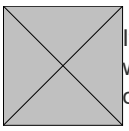

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Subject: Keystone Corporation Weekly Update

Indy Fact Check: Araujo misses the mark claiming Cegavske gave 'private' info to Trump voter fraud panel

Riley Snyder
The Nevada Independent
January 6, 2018

Donald Trump's decision to shutter a contentious voter fraud panel has turned into campaign fodder for the Democratic lawmaker hoping to replace Republican Secretary of State Barbara Cegavske.

Democratic Assemblyman Nelson Araujo, running to take on Cegavske in the 2018 election, aimed a broadside at the Republican earlier this week after President Donald Trump announced he would dissolve the Presidential Advisory Commission on Election Integrity formed earlier in 2017.

In a statement issued Wednesday, Araujo took aim at Cegavske and said she should "never have agreed to participate in this sham commission."

"Even the Republican secretary of state of Mississippi opposed this obvious attempt at voter disenfranchisement and told the Trump administration to 'go jump in the Gulf,' yet Secretary Cegavske willingly agreed to give away voters' private, personal data for the sake of partisan political gain," he said in the statement.

Trump announced that he would dissolve the commission on Wednesday, saying that despite "substantial evidence" of voter fraud, many states had refused to provide the requested voter information.

READ MORE HERE

Quote of the week

Quote:
"Araujo's claim that Cegavske "gave away" the personal data of Nevadans to the president is misleading and ignores the office's requirements under Nevada's public records laws." - Riley Snyder
The Nevada Independent
January 6, 2018

Clark County School District teetering on edge of insolvency

By Victor Joecks

Las Vegas Review-Journal
January 2, 2018

If you thought the Clark County School District's budget problems were over, think again. An unelected, unaccountable, out-of-state arbitrator could leave the district without enough money to pay its bills.

READ MORE HERE

Keystone's Mission:

To recruit, support and advocate for candidates for public office who support private sector job creation, low taxation, a responsible regulatory environment, and effective delivery of essential state services.

Keystone's Mission:

To focus on candidate support on state legislative races and the governor's office.
To oppose any form of corporate income taxes or other business taxes that discourage capital investment and therefore job creation.
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From: Legal Hold from the City Attorney's Office
Sent: Thur 5/16/2019 7:37:54 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reminder - Response Required

EXTERNAL EMAIL

LEGAL HOLD

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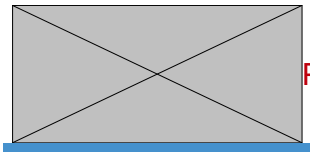
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 2/21/2017 9:47:33 AM
Subject: [Marketing Mail] Judge Gorsuch 'Hopefully' Confirmed In April, McConnell Says



PUBLIC POLICY

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Tuesday, February 21, 2017

TOP NEWS

Judge Gorsuch 'Hopefully' Confirmed In April, McConnell Says

The Senate's top Republican, Mitch McConnell, said Friday he wants to have President Donald Trump's pick for the U.S. Supreme Court confirmed in the next two months, putting a ticking clock on the nomination of Tenth Circuit Judge Neil Gorsuch.

Senate Confirms Pruitt As EPA Chief

Scott Pruitt, a frequent critic and legal opponent of the U.S. Environmental Protection Agency during the Obama administration, was narrowly confirmed Friday by the Senate as the EPA's administrator, a development that heralds a rollback of several of Obama's regulatory initiatives.

Analysis

Justice Thomas Unlikely To Recuse Despite Wife's Politics

While the desire expressed by U.S. Supreme Court Justice Clarence Thomas' wife to organize pro-President Donald J. Trump activists may raise shouts for the conservative judge's disqualification in the event of a high court review of a Trump executive order, ethics experts said: Don't waste your breath.

Analysis

Sessions' National Security Focus Will Fuel Privacy Fights

Jeff Sessions' record of favoring what he sees as national security interests over personal privacy rights indicates the new attorney general will likely take an aggressive approach to gathering digital data, and in doing so he will almost certainly spur a new wave of court challenges to government prying.

ACA Program Isn't An Improper Tax On States, 6th Circ. Says

The Affordable Care Act's reinsurance program doesn't amount to an improper tax on states or violation of the Tenth Amendment, the Sixth Circuit ruled Friday, affirming an Ohio federal judge's dismissal of the state's lawsuit challenging the program.

Analysis

6 Acosta NLRB Opinions Employers Need To See

During his days on the National Labor Relations Board, Labor Secretary nominee Alex Acosta exhibited an independent and nonpartisan approach toward evaluating cases, voting alongside fellow Republicans in favor of employers in key cases while

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Gibson Dunn
Jeffer Mangels
Jones Day
K&L Gates
Kirkland & Ellis
Latham & Watkins
Lewis Brisbois
Mayer Brown
Milberg LLP
Morgan Lewis
Quinn Emanuel
Reed Smith
Seward & Kissel
Sidley Austin
Skadden
Snell & Wilmer

also not shying from occasionally siding with unions. Here, Law360 looks at six notable cases from Acosta's time on the board.

Analysis

Partnership Audit Rule Freeze Causing Confusion For States

A federal freeze on new and pending regulations is forcing states to delay introducing legislation to conform with a new federal law for auditing partnerships, leaving taxpayers with unanswered questions on if, when and how to amend their partnership agreements.

Trump Admin. Floated Using Nat'l Guard To Find Immigrants

Amid reports of ramped-up immigration raids around the country, a leaked memo shows the Trump administration at one point considered using members of the National Guard to round up deportable immigrants, although the White House denied such a plan was in the works.

Pompeo Slams Reports Claiming CIA Lacks Trust In Trump

Newly-confirmed Central Intelligence Agency Director Mike Pompeo hit back Thursday at claims intelligence officials are withholding sensitive information from President Donald Trump in order to avoid it being shared with Russia, saying the CIA has been fully forthright in briefing the president.

BANKING & SECURITIES

NY AG, Regulator Spar Over Cuomo's Banking Fraud Plan

New York Gov. Andrew Cuomo's proposal to expand the Department of Financial Services' powers against financial fraud sparked a war of words this week, with Attorney General Eric Schneiderman calling the proposal a "wholly unnecessary overreach by the executive," while the department's superintendent labeled the objections as "petty concerns over turf."

SEC, State Watchdogs To Share Info On Private Capital

The U.S. Securities and Exchange Commission on Friday announced that it has signed an information sharing pact with a group of state securities regulators to monitor the effects of new rules for intrastate crowdfunding and regional offerings.

ENERGY & ENVIRONMENTAL

Mass., NY AGs Subpoenaed Again Over Exxon Climate Probes

The chairman of the House Science Committee on Thursday reissued subpoenas to Massachusetts Attorney General Maura Healey and New York Attorney General Eric Schneiderman over their climate change probes of Exxon Mobil Corp., orders that the prosecutors vowed to defy.

Oakland's Justified In Banning Coal Shipments, Enviros Say

A pair of environmental organizations filed motions in California federal court on Thursday, asking to intervene to defend the city of Oakland against a suit alleging it violated the commerce clause when it passed an ordinance aimed at preventing the export of coal, and pushing for the dismissal of claims.

FERC Can't Justify Refusal-Rights Ruling, High Court Told

Ameren Services Co. this week told the U.S. Supreme Court that the federal government's assertion that federal rights of first refusal giving incumbent transmission owners first crack at building new projects aren't subject to legal protection because they're collusive and anti-competitive is unfounded and the rights must be restored.

IP & TECHNOLOGY

Steptoe & Johnson LLP
Sullivan & Cromwell
Thompson & Knight
Walters Bender
White & Case
White and Williams
WilmerHale
Wright & Talisman
Zelle LLP

COMPANIES

AT&T Inc.
Aetna Inc.
Ameren Corporation
America Fujikura Ltd.
American Bar Association
American Civil Liberties Union
American Federation of Labor and Congress of Industrial Organizations
Anthem Inc.
Apple Inc.
Associated Press
Avalere Health LLC
CIGNA Corporation
Electronic Frontier Foundation
Ernst & Young
Expedia Inc.
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Humana Inc.
London Stock Exchange Group PLC
Microsoft Corporation
Monsanto Company
NJ Transit Corp.
National Congress of American Indians
National Immigration Law Center
New York Times Co.
Newegg Inc.
Newsweek/Daily Beast Co. LLC
North American Securities Administrators Association
Otter Tail Corp.
Overstock.com Inc.
PHH Corporation
PepsiCo Inc.
RD Legal Funding LLC
Sierra Club
SurveyMonkey Inc.

Hatch Says Patent Venue Legislation Likely Needed

Senate Republican High-Tech Task Force Chair Sen. Orrin Hatch said in remarks on Capitol Hill Wednesday that regardless of whether the U.S. Supreme Court rules in favor of TC Heartland and restricts where patent suits can be filed, legislation will likely be needed to prevent future forum shopping.

MEDIA & ENTERTAINMENT

Pa. Lawmaker Lobs Bill To Allow Sports Betting

A Pennsylvania lawmaker wants the state to legalize sports betting should federal law be changed to allow it, introducing a bill in the state House of Representatives to allow sports betting at casinos and other licensed facilities.

TRANSPORTATION & INFRASTRUCTURE

Nigeria Lists $1B Bond On LSE To Fund Infrastructure

The Federal Republic of Nigeria on Friday listed a $1 billion, 15-year bond on the London Stock Exchange, the longest ever maturity for an international Nigerian bond and the country's first international bond offering since 2013, according to a press release from the London Stock Exchange Group.

Ex-NJ DOT Chief Charged In Airline Bribery Case Dead At 62

Former New Jersey transportation executive and lobbyist Jamie Fox, who carved himself a niche in the Garden State's gritty political scene as both a public servant and private consultant before being charged in an alleged airline bribery scheme, died Monday at age 62.

EMPLOYMENT

DOL Notches Win Against Insurer's Fiduciary Rule Challenge

A Kansas federal judge on Friday sided with the U.S. Department of Labor in upholding a new fiduciary rule for retirement account advisers related to fixed indexed annuity sales, finding the agency did not exceed its authority in ushering it in.

PRIVACY & CONSUMER PROTECTION

Bills Floated To Move Lifeline Provider Approval To States

Lawmakers have introduced legislation in both the U.S. House and Senate to change a new Federal Communications Commission process that allows the agency to independently approve providers for the Lifeline program, ensuring the authority for approving providers is vested in states.

GOVERNMENT CONTRACTS

House Panel Investigating CENTCOM WebOps Anti-ISIS Effort

Members of the House Committee on Oversight and Government Reform have demanded information from the Department of Defense and a military contractor on a program to undermine ISIS internet propaganda amid media reports the program is plagued by incompetence, cronyism and falsified performance reviews.

INTERNATIONAL TRADE

EU, Japan Aiming For Quick Conclusion To Free Trade Talks

The European Union and Japan are reaching advanced stages in negotiating a

The Boeing Company
Thrivent Financial
Turner Broadcasting System Inc.
Twitter Inc.
United Continental Holdings Inc.
Washington Post Co.
Wayfair LLC
Wolters Kluwer
Zenefits FTW Insurance Services Inc.

GOVERNMENT AGENCIES

California Environmental Protection Agency
Central Command
Central Intelligence Agency
Cherokee Nation
Columbia Metropolitan Airport
Consumer Financial Protection Bureau
Executive Office of the President
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Financial Crimes Enforcement Network
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
Montana Legislature
National Labor Relations Board
National Security Agency
New Jersey Legislature
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Ohio Attorney General's Office
Port Authority of New York & New Jersey
Securities and Exchange Commission
Tohono O'odham Nation
U.S. Copyright Office

potential free trade agreement after talks were launched four years ago, the governments said Friday, coming out of a round of discussions that left a few remaining issues to be hammered out.

With Trump In The Ex-Im Fold, Dem Lawmaker Seeks Action

Now that President Donald Trump has changed course and decided to support the U.S. Export-Import Bank, he should move quickly to submit nominations to the bank's board so it can regain its full lending capacity, Rep. Denny Heck, D-Wash., said Thursday.

TAX

Wyo. Advances Bill To Fight Restrictions On Online Sales Tax

The Wyoming Senate has approved a remote sales tax collection measure designed to challenge a 1992 U.S. Supreme Court decision requiring retailers to have a physical presence in a state to collect transaction taxes.

IMMIGRATION

High Court Urged To Rule On Latest 'Crime Of Violence' Case

The U.S. Supreme Court should take up a Sixth Circuit ruling that a federal statute defining a "crime of violence" is unconstitutionally vague, but delay review until the justices decide another deportation case examining the same question, the federal government said this week.

DHS Watchdog Vows Close Watch On Border Wall Project

A U.S. Department of Homeland Security watchdog vowed Thursday to keep a close eye on President Donald Trump's planned multibillion-dollar southern border wall project, pointing to "very poor" historic performance by the agency in similar projects.

16 AGs Urge Court To Keep Trump Immigration Ban Blocked

A coalition of 16 state attorneys general led by Massachusetts and Illinois weighed in Thursday in support of New York's suit challenging President Donald Trump's ban on immigration from seven majority-Muslim countries as unconstitutional, urging the federal court to extend an injunction preventing the administration from implementing the ban.

NATIVE AMERICAN

Tribes Won't Be Bullied On Border Wall, Ariz. Lawmaker Says

Rep. Raul Grijalva, D-Ariz., on Thursday praised a National Congress of American Indians resolution opposing President Donald Trump's proposed wall on the U.S.-Mexico border unless tribes agree to the project, saying the resolution shows Native Americans "will not be bullied" by the administration.

TELECOMMUNICATIONS

FCC Chief Tells Sen. Franken They Share Open Internet Goals

Federal Communications Commission Chairman Ajit Pai has told Sen. Al Franken, D-Minn., that they both share the goal of ensuring that the internet is open and free, following a request from Franken that Pai enforce and not look to toss current net neutrality rules, according to a letter made public Friday.

FCC Told Proposed Subsidy Cuts Could Widen Digital Divide

Two mobile carriers that service rural communities have cautioned the Federal Communications Commission that a proposed cut in federal subsidies could cause companies such as theirs to scale back operations, endangering communications for

U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Supreme Court

local residents.

EXPERT ANALYSIS

Trump's Enviro Law Impact May Not Be What Many Anticipate

Many posit a material decline in environmental enforcement and a retrenchment or reversal of environmental regulatory initiatives in the new Trump administration. We expect three concrete areas where activism and activity will be on the rise during this time, targeting a variety of environmental, public health and liability issues of considerable potential consequences, say Lester Sotsky and Andy Wang of Arnold & Porter Kaye Scholer LLP.

Debating Anti-Rebate And Inducement Laws In Washington

Last month, the Washington state Senate introduced a bill that would amend its anti-rebate and inducement laws to allow insurers to offer free goods and services. Supporters argue that Washington is the only state in the country to force consumers to pay for technology that is free everywhere else, while opponents have expressed concern for fair competition, say Shawn Hanson and Crystal Roberts of Akin Gump Strauss Hauer & Feld LLP.

Waive Goodbye: How Trump Might Attack The Iran Deal

On the campaign trail, candidate Donald Trump attacked the Joint Comprehensive Plan of Action agreement regarding Iran's nuclear program. But he suggested that rather than tearing the deal up, he would seek to improve it. One possible approach would be to engage in brinksmanship related to the statutory sanctions waivers President Obama issued in implementing the deal, says Anthony Rapa of Steptoe & Johnson LLP.

Reconsidering CFPB V. PHH

If the D.C. Circuit had declined to act in Consumer Financial Protection Bureau v. PHH, President Donald Trump would have had a clear path to firing CFPB Director Richard Cordray. Instead, the court's action granting the CFPB's petition for rehearing creates fresh uncertainty about the scope and shape of the president's authority over the CFPB, say Eric Mogilnicki and Andrew Smith of Covington & Burling LLP.

Anti-Money Laundering Expectations Under Trump

We do not anticipate the new administration will ease anti-money laundering enforcement. In fact, it is more likely that enforcement of the Bank Secrecy Act is an area of supervision that will increase in the coming years, say attorneys with Arnold & Porter Kaye Scholer LLP.

LEGAL INDUSTRY

News Analysis

For Judges, Trump's Potshots Open A New Act In An Old Show

The judiciary has long weathered criticism from public officials, but former judges say the president's recent statements break new ground in attacking court credibility.

4 Tips For Fending Off Cyber Threats

Law firms big and small sit on vast troves of highly sensitive client information coveted by hackers, and while progress has been made in defending that information, experts say the entire legal industry needs to remain vigilant in fighting off potential breaches of their security.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Facebook's general counsel dodges a defamation claim over a press statement,

Anthem and Cigna face off over the future of their merger, and the D.C. Circuit revives a suit challenging the SEC's controversial in-house court. Those stories top the corporate legal news you may have missed last week.

Auditor Reviewed Dewey's London Tax Docs, Jury Hears

A defense attorney for ex-Dewey & LeBoeuf LLP Chief Financial Officer Joel Sanders on Friday questioned the firm's former overseas finance director's assertion that certain accounting maneuvers Sanders had pursued were improper, showing a New York jury evidence that outside auditors had reviewed the transactions.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

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Dechert
Dewey & LeBoeuf
Dorsey & Whitney
Earthjustice
Fenwick & West
Foley Hoag
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K&L Gates
Kirkland & Ellis
Latham & Watkins
Lewis Brisbois
Mayer Brown
Milberg LLP
Morgan Lewis
Reed Smith
Seward & Kissel
Sidley Austin
Skadden
Snell & Wilmer
Steptoe & Johnson LLP
Sullivan & Cromwell
Thompson & Knight
Walters Bender

White & Case
White and Williams
WilmerHale
Wright & Talisman
Zelle LLP

COMPANIES
American Civil Liberties Union
Associated Press
Turner Broadcasting System Inc.
Twitter Inc.
AT&T Inc.
Aetna Inc.
Ameren Corporation
America Fujikura Ltd.
American Bar Association
American Federation of Labor and Congress of Industrial Organizations
Anthem Inc.
Apple Inc.
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CIGNA Corporation
Electronic Frontier Foundation
Ernst & Young
Expedia Inc.
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Humana Inc.
London Stock Exchange Group PLC
Microsoft Corporation
Monsanto Company
NJ Transit Corp.
National Congress of American Indians
National Immigration Law Center
New York Times Co.
Newegg Inc.
Newsweek/Daily Beast Co. LLC
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Otter Tail Corp.
Overstock.com Inc.
PHH Corporation
PepsiCo Inc.
RD Legal Funding LLC
Sierra Club
SurveyMonkey Inc.
The Boeing Company
Thrivent Financial
United Continental Holdings Inc.
Washington Post Co.
Wayfair LLC
Wolters Kluwer

Zenefits FTW Insurance Services Inc.

GOVERNMENT AGENCIES
U.S. Supreme Court
U.S. Department of Justice
Securities and Exchange Commission
U.S. Department of Homeland Security
Federal Communications Commission
National Labor Relations Board
New York Attorney General's Office
New York State Department of Financial Services
U.S. Customs and Border Protection
U.S. Department of Labor
U.S. Environmental Protection Agency
California Environmental Protection Agency
Central Command
Central Intelligence Agency
Cherokee Nation
Columbia Metropolitan Airport
Consumer Financial Protection Bureau
Executive Office of the President
Export-Import Bank of the United States
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Housing Finance Agency
Financial Crimes Enforcement Network
Government Accountability Office
Immigration and Customs Enforcement
Internal Revenue Service
Montana Legislature
National Security Agency
New Jersey Legislature
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Ohio Attorney General's Office
Port Authority of New York & New Jersey
Tohono O'odham Nation
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: EnterpriseCustomer
Sent: Tue 9/1/2015 4:03:37 PM
Subject: [Marketing Mail] Download Now to Learn 6 Best Practices for Reducing Manual Reviews

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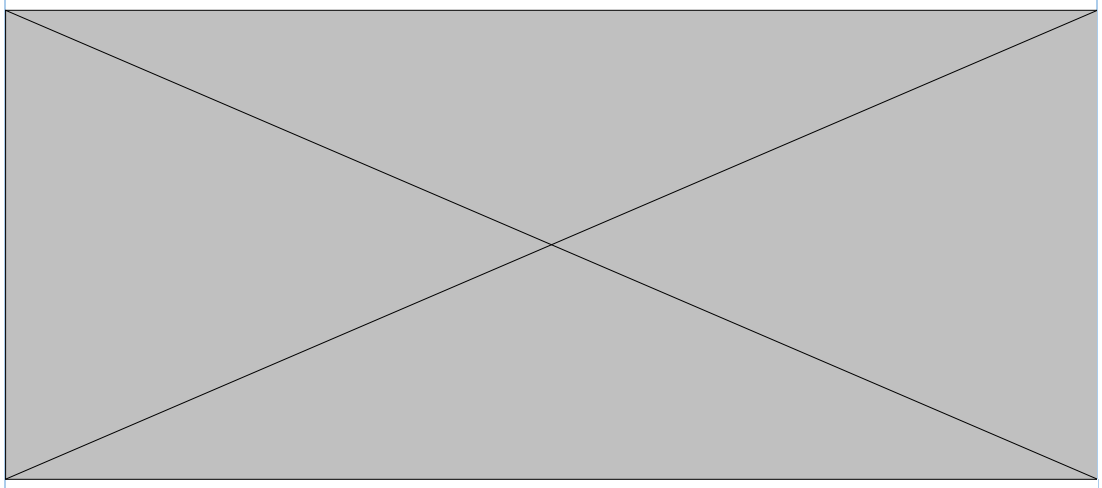
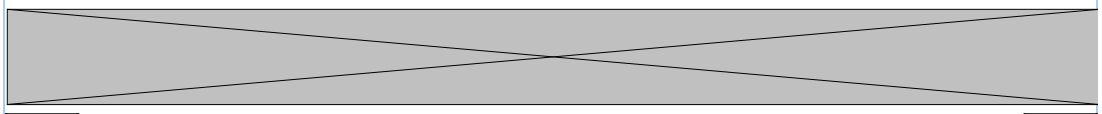
This is an EnterpriseCustomer Sponsor Update

Download Now to Learn 6 Best Practices for Reducing Manual Reviews – Download eBook

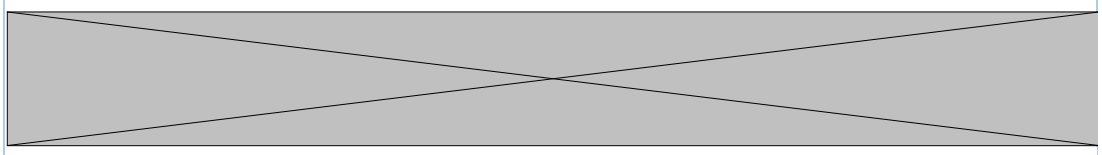




More and more merchants are relying on manual reviews as one of their last lines of defense against fraud. Yet even as the use of manual reviews increases, data confirms that the "average" manual review process is taking longer and costing more... with no visible impact on decline or approval rates. What's more, accelerating e-commerce volumes, innovations like mobile wallets, and special requirements like in-game purchasing seem likely to aggravate the problem even further.

Discover six best practices to reduce or eliminate manual reviews from the industry average of 27% of orders to 5% or less — while actually improving fraud prevention and order approval rates. **Download this eBook** to learn:

- **How automated screening reduces the number of manual reviews**
- **How to best capitalize on artificial intelligence and human insight**
- **How to reduce time per review from minutes or hours to seconds**
- **How to optimize your "review zone" using transaction data**



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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Fri 9/23/2016 7:42:51 PM
Subject: [Newsletter] [Marketing Mail] Latest News: Study Shows No Nationwide Crime Wave

FEATURED STORIES

Study Shows No Nationwide Crime Wave

Media reports say crime is “out of control.” A new Brennan Center study found overall crime rates in 2016 are projected to be nearly the same as last year, and crime remains at an all-time low.

Read Now »

The Campaign Finance Farce

New documents from Wisconsin Gov. Scott Walker’s 2012 recall election show how easy it is to game the system. The Supreme Court created this mess. Soon, it could fix it.

Read Now »

THE TOP 5

Texas Scolded Over Voter ID Misinformation

Texans without photo ID can still vote this November. This week, a federal court asked officials to correct education materials that could have confused voters.

The Continued Voter Fraud Myth

“Those who created the specter of voter fraud don’t care about the integrity of the voting system; they want to undermine the rights of legitimate voters because that helps them win elections,” *The New York Times* argues.

After the NY Bomb, Muslim Americans Braced for Backlash

Anti-Muslim sentiment, stoked by toxic political rhetoric, is already high. In the coming days, innocent Americans will be targeted simply because of their faith.

Policing and Accountability in the Digital Age

New technology is rapidly reshaping the interactions between police, communities, government, and courts. Watch former NYPD Commissioner William J. Bratton's keynote address at a recent Brennan Center symposium.

When Politicians Tell the Truth on Voting Restrictions

Whatever you think of voting restrictions, it's clear they're being passed to prevent certain people from voting. Here's the proof.

FEATURED EVENT

How Political Operatives Transformed American Democracy

On October 6, at NYU School of Law, the Brennan Center will host David Daley to discuss his new book *Rat F**ked: The True Story Behind the Secret Plan to Steal America's Democracy*. The book highlights an explosive account of how political operatives undermined American democracy and fundamentally altered the electoral map through redistricting. Joined by the Brennan Center's Michael Li, Daley will discuss how a tradition of dirty tricks — known to political insiders as "ratf**king" — was taken to an unprecedented level, and why this matters for the 2016 election.

RSVP here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Sep 22

STUDENTS! Make sure you're ready to vote with this handy guide: http://trib.al/IMYkwju

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@BrennanCenter • Sep 22

Wealthy donors focusing not on presidential contest, but on battle to control US Senate: @IanVandewalker http://trib.al/yvfcGVm

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@BrennanCenter • Sep 21

What's the truth behind controversial claims in 2016 election? New series highlights facts: http://trib.al/uv4z07f

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Michael Waldman
Sent: Tue 11/28/2017 11:14:43 AM
Subject: 2X match for democracy on #GivingTuesday

Double the power of your gift & stand up for equal justice under law

[redacted]

Dear Friend,

Amid all the tumult and tweets one thing has become clear. What's happening to our country is not normal — and it is pushing our democracy toward crisis.

That's why — on #GivingTuesday, a one-day celebration of charitable giving— I'm asking you to join with the Brennan Center and stand up for the sacred ideals that define us as Americans:

Democracy. The rule of law. Freedom. And equality.

Make your gift to the Brennan Center today, when it will be matched up to $5,000 until we reach $150,000.* **You have my promise that your generosity will safeguard the integrity of American democracy.**

Donate Now

With your support, we will:

- Fight for solutions that will strengthen our election infrastructure and **protect us from threats like Russia's attack** on our elections
- Defend the right to vote and **shut down the Trump administration's sham "voter fraud" commission**
- Support criminal justice reforms that will **reverse mass incarceration** while helping to keep communities safer
- Continue to **block the administration's unconstitutional travel ban** in court

Our democracy is resilient, but it needs the strongest defense to withstand attack. Please make your gift right now, when it will have twice the power to protect the values we cherish.

Sincerely,

Michael Waldman
President

[redacted]

Match My Gift

* Gifts of up to $5,000 qualify for matching if they are made before December 31, up to a total of $150,000 for the campaign. Gifts received after that date or in excess of those limits will still be used for our general fund to help protect democracy.

The Brennan Center for Justice at NYU School of Law is a nonpartisan law and policy institute that seeks to improve our systems of democracy and justice.

Part think tank, part advocacy group, part cutting-edge communications hub, we work to hold our political institutions and laws accountable to the twin American ideals of democracy and equal justice for all.

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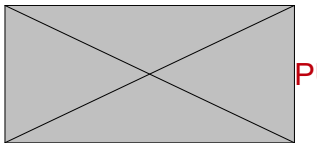
Sent: Mon 11/5/2018 8:28:47 AM
Subject: Law Firm PACs Giving Big Money To Help Ensure Face Time



PUBLIC POLICY.

Monday, November 5, 2018

TOP NEWS

Feature

Law Firm PACs Giving Big Money To Help Ensure Face Time

Just 13 law firm political action committees have reported contributing a quarter-million dollars or more to candidates for federal office and party committees this election cycle, an effort some say is a good way for firms to stand out from the crowd when dealing with lawmakers. Read full article »

Trump Denied Midcase Appeal In Md., DC Emoluments Suit

A federal judge on Friday denied President Donald Trump's bid for a midcase appeal in a suit brought by Maryland and the District of Columbia alleging that potential payments to the president connected to the Trump International Hotel violate the Constitution's emoluments clauses, saying there were no legal questions to resolve. Read full article »

High Court Clears Way For Kids' Climate Trial

The U.S. Supreme Court late Friday lifted a stay on a suit lodged by 21 children accusing the federal government of pushing policies that will worsen climate change-related dangers, clearing the way for a landmark constitutional trial to begin in an Oregon federal courtroom but leaving room for the Ninth Circuit to potentially decide the case's future. Read full article »

High Court Denies Trump Bid To Halt '20 Census Question Trial

A divided U.S. Supreme Court Friday denied a bid by the Trump administration to delay an upcoming trial over the inclusion of a citizenship question on the 2020 census, rebuffing a request to halt the proceedings while the justices consider the government's petition to curb discovery. Read full article »

Both Sides Decry 'Wolf' Of Racial Bias As Harvard Trial Wraps

The closely watched trial of a lawsuit taking on Harvard University's affirmative action admissions policies, which could land before the U.S. Supreme Court and have a wide-ranging effect on college applications, closed Friday with the challengers saying the "wolf" of racial bias was at the school's front door and the university saying that wolf was targeting black and Latino students. Read full article »

Advocates Say Trump Can't Block And Detain Asylum Seekers

President Donald Trump cannot block asylum seekers who do not present themselves at designated ports of entry and detain them indefinitely under both international law and immigration statute, attorneys and advocates said Thursday and Friday. Read full article »

It's Not Over: Dems Press For Kavanaugh's Bush-Era Records

A D.C. federal judge on Friday ordered the Department of Justice and lawyers for six Judiciary Committee senators suing to obtain Supreme Court Justice Brett Kavanaugh's records from his time as a top adviser in the Bush administration to turn in a status report on resolving the conflict by Dec. 7. Read full article »

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Cohen Milstein
Cole Schotz
Consovoy McCarthy
Cooper & Kirk
Covington & Burling
Cozen O'Connor
DLA Piper
Fisher Phillips
Foley & Lardner
Foley Hoag
Fox Rothschild
Fried Frank
Gibson Dunn
Gupta Wessler
Hinshaw & Culbertson
Hogan Lovells
Holland & Knight
Jones Day
K&L Gates
Kelley Drye

BANKING & SECURITIES

CFPB Ducks Injunction Bid Over FOIA Request For Zillow Suit

A D.C. federal judge has declined to order the Consumer Financial Protection Bureau to accelerate processing of a Freedom of Information Act request filed by a lawyer seeking to bolster a securities fraud class action complaint against Zillow, unconvinced that an imminent deadline for beefing up those pleadings warranted such a measure. Read full article »

FinCEN Staffer Invokes Civic Duty Over Russia Probe Leaks

A senior adviser at the U.S. Treasury Department's Financial Crimes Enforcement Network charged with leaking banks' suspicious activity reports on transactions tied to Special Counsel Robert Mueller's investigation to BuzzFeed acted out of a civic duty to bring the information to light, her lawyer said Friday. Read full article »

ENERGY & ENVIRONMENTAL

EPA Looks To Speed Up Ozone Standard Review Process

The U.S. Environmental Protection Agency said Friday it was skipping some traditional administrative steps in a race to meet a 2020 deadline on whether to tighten, loosen or leave in place current standards for ground-level ozone. Read full article »

Enviro Expert Testimony Allowed In Ill. Coal Plant Dispute

An Illinois federal court refused to exclude the testimony of an expert witness for environmental groups in a fight over how to remedy violations of the Clean Air Act at a coal-fired power plant in Illinois, saying there was no fundamental flaw in the expert's methodology that made it inadmissible. Read full article »

Enviro Atty Bids For His Freedom Pending Ala. Bribery Appeal

A former Balch & Bingham LLP environmental partner sentenced to five years for bribery has asked a judge to keep him out on bond pending appeal, while prosecutors said Thursday that shouldn't happen. Read full article »

Beverly Hills Attacked By Bird Rides Over E-Scooter Ban

Bird Rides Inc. has sued Beverly Hills in Los Angeles Superior Court, claiming the city's recent ban on motorized scooters — and decision to immediately begin impounding any such devices found on city streets — violated the company's constitutional rights as well as the state's environmental review process. Read full article »

HEALTH & LIFE SCIENCES

Feature

12 States Will Vote On Health Care Ballot Measures Tuesday

Voters in a dozen states on Tuesday will decide ballot measures related to health care provider reimbursement and staffing, Medicaid expansions, abortion rights, and the legality of medical and recreational marijuana. Here, Law360 spotlights 17 measures with important implications for the health sector. Read full article »

Timeline Set For HHS To Clean Up Medicare Appeals Backlog

A D.C. federal judge has said the U.S. Department of Health and Human Services has until the end of 2022 to completely clean out a backlog of thousands of Medicare billing appeals, noting that HHS has been given the funding to address the pileup. Read full article »

TRANSPORTATION & INFRASTRUCTURE

Feature

Kellogg Hansen
Kirkland & Ellis
Latham & Watkins
Lawyers' Committee for Civil Rights
Levi & Korsinsky
Lewis Roca
Lightfoot Franklin
Lowenstein Sandler
Mayer Brown
McCarter & English
Meyer Capel
Meyers Nave
Mintz Levin
Morgan Lewis
Morrison & Foerster
Nelson Mullins
O'Melveny & Myers
Orrick Herrington
Paul Hastings
Peckar & Abramson
Perkins Coie
Polsinelli
Quinn Emanuel
Reed Smith
Ropes & Gray
Rosen Law Firm PA
Ruchelman PLLC
Saul Ewing
Scarinci Hollenbeck
Schiff Hardin
Seyfarth Shaw
Sidley Austin
Skadden
Snell & Wilmer
Squire Patton Boggs
Sugarman Rogers
The Employment Law Group PC
Weil Gotshal
White & Case
Wiley Rein
WilmerHale
Winston & Strawn
Young Conaway

COMPANIES

AT&T Inc.
Akorn Inc.
Amazon.com Inc.
American Association for Justice
American Civil Liberties Union
American Hospital Association

Transportation Ballot Measures To Watch In The Midterms

U.S. voters will consider more than 200 state and local transportation-related ballot initiatives on Tuesday, including gas tax increases, bond issuances and so-called "lockbox" measures ensuring that transportation and infrastructure funds are used exclusively for their intended purpose. Here are several transportation ballot initiatives to watch on Tuesday. Read full article »

REAL ESTATE

Analysis

Calif. Cities Could Face New Rent Control Hurdles

California voters on Tuesday will decide whether to lift a decades-old ban on rent control in various cities up and down the state, and experts say should the ban be lifted, cities will face the complex task of putting rent control into place. Read full article »

EMPLOYMENT

Feature

3 Tips For Employers To Dodge Election Day Strife

With millions of voters primed to pull the lever for their preferred candidates on Tuesday in a hotly contested midterm cycle, employers should be on alert to avoid legal trouble that can bubble to the surface when workers head to the polls on Election Day. Here, experts share three tips to keep employers on solid legal ground while ballots are being cast. Read full article »

Gov't Fights UPS Retirees' Challenge To Pension Cuts

The U.S. government fired back Thursday at retirees who challenged a law legalizing cuts to vested pensions, claiming the U.S. Department of the Treasury's authorization of benefits cuts does not constitute a governmental taking of private property and urging the U.S. Court of Federal Claims to toss the proposed class action. Read full article »

NJ's Earned Sick Leave Law Will Cost Employers If Violated

New Jersey employers stand to face expensive consequences if they violate the state's new earned sick leave law, which has lesser-known provisions that could render companies noncompliant, Garden State labor lawyers said when the measure went into effect in late October. Read full article »

CYBERSECURITY & PRIVACY

Analysis

Federal Privacy Law May Need Bigger Boost Than Midterms

The debate around the shape of America's data privacy regime will continue long after the midterms, but while Tuesday's races could prompt significant leadership changes on key committees in both chambers, the path to consensus still looks to be a long haul. Read full article »

INTERNATIONAL TRADE

Calif. Ivory Ban Upheld By State Appeals Court

A California law that almost completely bans the sale or purchase of ivory or rhinoceros horn has been upheld, with an appeals court rejecting a challenge from an ivory trade group that supports transactions involving ivory from already existing stockpiles. Read full article »

Feature

Renewed Sanctions Say 'Keep Out' To Energy Cos. Eyeing Iran

American Immigration Council
American Immigration Lawyers Association
American Intellectual Property Law Association
American Medical Response Inc.
Apple Inc.
Avalere Health LLC
BNSF Railway Co.
Bank of America Corporation
BuzzFeed Inc.
CRA International Inc.
CTIA
Cartier SA
Center for Biological Diversity
Citizens for Responsibility and Ethics in Washington
Computer & Communications Industry Association
Converse Inc.
Cox Communications Inc.
DaVita Inc.
Delta Air Lines Inc.
Drummond Company Inc.
Equifax Inc.
Facebook
FiberTower Corporation
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GoDaddy Inc.
Google Inc.
Hulu LLC
Humane Society of the United States
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Johnson & Johnson
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Massachusetts Bar Association
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Microsoft Corporation
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Natural Resources Defense Council
Netflix Inc.

Companies that dipped their toes back into the Iranian energy sector in 2016 when the U.S. lifted sanctions after brokering an international nuclear deal are now having second thoughts, if not already scurrying for the exits, with the Trump administration set to reimpose sanctions on Monday. Here, attorneys outline several risks energy companies must grapple with now that the sanctions are back in place. Read full article »

US, EU Propose Penalties For Late WTO Notifications Filings

A recent proposal drafted by the U.S., European Union and other nations would slap penalties on World Trade Organization members who miss deadlines to flag changes to their trade programs, a move that aims to increase transparency and ramp up compliance with notification requirements under a slew of trade agreements. Read full article »

Chinese Mattress Imports May Harm US Bedmakers, ITC Says

The U.S. International Trade Commission has found that mattresses imported from China may be harming the U.S. industry, paving the way for the U.S. Department of Commerce to continue its investigation into the Chinese imports. Read full article »

IMMIGRATION

9th Circ. Upholds Removal Of H-1B Holder Over Visa Lapse

The Ninth Circuit on Friday upheld a removal order for a Chinese citizen who overstayed his work visa, finding that he is not eligible to adjust his status to permanent resident because he spent too many days without lawful status, even though he was authorized to work for that period. Read full article »

Trump Denying Caravan Asylum Bid, Hondurans' Suit Says

Six Hondurans challenged the Trump administration's plans to block a migrant caravan heading toward the southern U.S. border, telling a D.C. federal court in a proposed class action Thursday that President Donald Trump's promise to deny the migrants a chance to apply for asylum violates the U.S. Constitution. Read full article »

GOP Sen. Floats Tax, Social Program Changes To Fund Wall

Sen. James Inhofe, R-Okla., has unveiled legislation designed to raise funds for President Donald Trump's long-desired wall on the border between the U.S. and Mexico, proposing eligibility checks for certain tax credits and citizenship verification for government benefit programs as ways to pay for the $25 billion project. Read full article »

Couple Sues Feds Over Delays In Spouse's Visa Approval

The federal government is violating federal regulations and the U.S. Constitution by taking too much time to process a spouse immigrant application filed for a Moroccan woman by her U.S.-born husband, the Georgia man alleged Friday in District of Columbia federal court. Read full article »

TELECOMMUNICATIONS

New Deal Allows Price Increase For Wholesale Domain Names

The National Telecommunications and Information Administration has reached a renewed and updated agreement with VeriSign, the wholesale administrator of .com web domains, that includes allowing a price increase for wholesale domain registrations. Read full article »

AT&T, T-Mobile Get OK To Bid In 28 GHz Auction

AT&T and T-Mobile are among the 40 applicants that have been given the green light by the Federal Communications Commission to participate in an auction for the 28 gigahertz band slated for this month, according to filings from the agency. Read full article »

New Enterprise Associates Inc.
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Royal Philips NV
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Department of Commerce
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European Union
Executive Office of the President
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Federal Communications Commission
Federal Election Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service
Internal Revenue Service

WHITE COLLAR

Gov't Cracks Open Six-PAC Fraud Scam As Politico Cops Plea

A conservative political activist from Arizona admitted in Manhattan federal court Friday that he pilfered money from donors to six political action committees he founded, after prosecutors charged him and his brother with fraudulently raising $23 million and taking millions for themselves. Read full article »

ELECTIONS

Feature

Ill. AG Hopefuls Say Consumer Advocacy Will Be Priority

As they vie to fill the open seat left by departing Illinois Attorney General Lisa Madigan, both the Democratic and Republican candidates told Law360 they want to continue Madigan's 16-year legacy as a strong consumer advocate, focusing on technology and data privacy. Read full article »

EXPERT ANALYSIS

What We Heard At The FTC Hearings: Days 6 And 7

The fourth hearing in the Federal Trade Commission's series on competition in the 21st century addressed innovation and intellectual property. Eric Weiss and Nick Hesterberg of Perkins Coie LLP offer some key takeaways. Read full article »

Next Steps For Oil And Gas Owners If Colo. Passes Prop 112

On Tuesday, Colorado voters will decide whether to enact a ballot initiative that significantly restricts oil and gas development. If Proposition 112 passes, owners of oil and gas mineral interests will likely seek redress for the loss of their valuable property rights, says Brent Owen of Squire Patton Boggs LLP. Read full article »

C-Corps Exempt From Full Scope Of Foreign Income Inclusion

Now that certain U.S. corporations can receive tax-free dividends by reason of the 100 percent dividend received deduction, the IRS has determined — according to guidelines released Oct. 31 — that Section 956 should also not be applied where a dividend would not be taxed, says Stanley Ruchelman of Ruchelman PLLC. Read full article »

LEGAL INDUSTRY

Legal Sector Jobs Creep Up, Still Lag Behind 2008

The legal services sector added just 600 jobs during the past month, a small uptick that doesn't make up for an overall decline in jobs the industry has experienced over the past decade, according to data released Friday by the Bureau of Labor Statistics. Read full article »

Consumer Case Funders Offer 'Haircuts' On Returns: Study

Legal funders routinely give significant "haircuts" on repayments from clients who take advances on expected recoveries from their cases, according to new research on an industry getting increasing regulatory scrutiny. Read full article »

LSAT Test Maker Owes $400K Attys' Fees In Contempt Payout

A California federal judge said Friday he'll likely award the state's Department of Fair Employment and Housing $400,000 in attorneys' fees after it won a contempt bid against the Law School Admission Council for failing to accommodate disabled LSAT test takers under a consent decree. Read full article »

Analysis

Up Next At High Court: Kavanaugh Investiture To Cap Week

Before Justice Brett Kavanaugh's formal investiture Thursday, the U.S. Supreme Court

International Trade Commission
Massachusetts Supreme Judicial Court
Missouri General Assembly
National Archives and Records Administration
National Labor Relations Board
National Park Service
National Security Agency
National Telecommunications and Information Administration
New Jersey Department of Labor and Workforce Development
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
U.S. Attorney's Office
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States Court of Appeals for the Ninth Circuit
World Trade Organization

will tackle six different cases ranging from uranium mining in Virginia to the taxability of lost railroad wages during the last week of its November argument session. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

More than 50 corporate giants signed a statement against reported plans by President Donald Trump to roll back legal protections for transgender people, the Hong Kong Securities and Futures Commission proposed further regulating the cryptocurrency industry, and new U.S. Equal Employment Opportunity Commission numbers on sexual harassment claims were higher than estimated. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: Will RICO Harsh The Pot Industry's Buzz?

The tension between state and federal cannabis laws was on display this week in Colorado, where a marijuana farm beat accusations that their otherwise legal business amounted to federal racketeering. To break down the case's big implications for a budding industry, we're joined on the Pro Say podcast by Denver court reporter Diana Novak Jones. Read full article »

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Foley & Lardner
Hogan Lovells
Kelley Drye
Nelson Mullins
O'Melveny & Myers
Paul Hastings
Perkins Coie
Sidley Austin
Squire Patton Boggs
WilmerHale
Winston & Strawn
Akerman
Akin Gump
Ashburn & Mason
Balch & Bingham
Barnes & Thornburg
Bartlit Beck
Brafman & Associates
Brownstein Hyatt
Buckley Sandler
Burke Warren

Burns & Levinson
Cassidy Levy
Cohen Milstein
Cole Schotz
Consovoy McCarthy
Cooper & Kirk
Covington & Burling
DLA Piper
Fisher Phillips
Foley Hoag
Fox Rothschild
Fried Frank
Gibson Dunn
Gupta Wessler
Hinshaw & Culbertson
Holland & Knight
Jones Day
K&L Gates
Kellogg Hansen
Kirkland & Ellis
Latham & Watkins
Lawyers' Committee for Civil Rights
Levi & Korsinsky
Lewis Roca
Lightfoot Franklin
Lowenstein Sandler
Mayer Brown
McCarter & English
Meyer Capel
Meyers Nave
Mintz Levin
Morgan Lewis
Morrison & Foerster
Orrick Herrington
Peckar & Abramson
Polsinelli
Quinn Emanuel
Reed Smith
Ropes & Gray
Rosen Law Firm PA
Ruchelman PLLC
Saul Ewing
Scarinci Hollenbeck
Schiff Hardin
Seyfarth Shaw
Skadden
Snell & Wilmer
Sugarman Rogers
The Employment Law Group PC
Weil Gotshal
White & Case
Wiley Rein

Young Conaway

COMPANIES

Amazon.com Inc.
Google Inc.
U.S. Chamber of Commerce
AT&T Inc.
American Civil Liberties Union
American Immigration Council
American Immigration Lawyers Association
Facebook
Natural Resources Defense Council
Sierra Club
Akorn Inc.
American Association for Justice
American Hospital Association
American Intellectual Property Law Association
American Medical Response Inc.
Apple Inc.
Avalere Health LLC
BNSF Railway Co.
Bank of America Corporation
BuzzFeed Inc.
CRA International Inc.
CTIA
Cartier SA
Center for Biological Diversity
Citizens for Responsibility and Ethics in Washington
Computer & Communications Industry Association
Converse Inc.
Cox Communications Inc.
DaVita Inc.
Delta Air Lines Inc.
Drummond Company Inc.
Equifax Inc.
FiberTower Corporation
Frontier Communications Corp.
GoDaddy Inc.
Hulu LLC
Humane Society of the United States
Independent Film & Television Alliance
International Brotherhood of Teamsters
International Refugee Assistance Project
Internet Corporation for Assigned Names and Numbers
Johnson & Johnson
Kraft Foods Inc.
MGM Resorts International
Massachusetts Bar Association
Methodist Hospital System
Microsoft Corporation
NAACP Legal Defense and Educational Fund Inc.

National Association of Consumer Advocates
Netflix Inc.
New Enterprise Associates Inc.
Northern Mariana Islands Retirement Fund
Our Children's Trust
PG&E Corporation
Planned Parenthood Federation
Public Knowledge
Royal Philips NV
Service Employees International Union
Skechers USA Inc.
Straight Path Communications Inc.
T-Mobile USA Inc.
Tempur Sealy International Inc.
Trump Organization Inc.
United Parcel Service Inc.
VeriSign Inc.
Verizon Communications Inc.
WeWork LLC
Wildlife Conservation Society
Yahoo! Inc.
Zillow Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
U.S. Department of Homeland Security
U.S. Department of the Treasury
U.S. Attorney's Office
Bureau of Citizenship and Immigration Services
Department of Commerce
European Union
Federal Communications Commission
Internal Revenue Service
U.S. Environmental Protection Agency
Administrative Appeals Office
Alabama Department of Environmental Management
Alabama Legislature
Bureau of Labor Statistics
California Energy Commission
California Supreme Court
Central Intelligence Agency
Consumer Financial Protection Bureau
Delaware Court of Chancery
Equal Employment Opportunity Commission
Executive Office of the President
Federal Bureau of Investigation
Federal Election Commission
Federal Trade Commission
Financial Crimes Enforcement Network
Fish and Wildlife Service

International Trade Commission
Massachusetts Supreme Judicial Court
Missouri General Assembly
National Archives and Records Administration
National Labor Relations Board
National Park Service
National Security Agency
National Telecommunications and Information Administration
New Jersey Department of Labor and Workforce Development
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
U.S. Department of Health and Human Services
U.S. Patent and Trademark Office
U.S. Senate
United States Court of Appeals for the Ninth Circuit
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: The Nevada Independent
Sent: Wed 8/7/2019 4:56:03 PM
Subject: Q&A: Sex trafficking, corruption, pot

EXTERNAL EMAIL: This email originated from outside the organization, do not click links or open attachments unless you recognize the sender and know the content is safe.

Quote of the Day

“The Supreme Court already determined that ‘secular humanism’ is a ‘religion’ for constitutional purposes even though humanism need not be a ‘religion’ at all for entitlement to group meetings. The District Court brazenly defied such binding precedent when it held that Espinosa was required to plead that his ‘belief system’ includes a supernatural creator.”

— Lawyer Monica Miller of the American Humanist Association

-

From the Editors

What a story!

Lots going on in Indyworld today, so read on, dear readers.

Seeking Interns

We're seeking interns for fall. Requirements and information for how to apply here.

Sign Up! (New Campaign 2020 Newsletter)

Our lead campaign reporter Megan Messerly is now producing a Nevada-centric elections newsletter called ***Indy 2020*** starting today. It went out yesterday. **Sign up here** to get it in your Inbox. You can see the first edition preview here.

#WatkinsIndyMatch

In case you missed it earlier this week, Las Vegas attorney Justin Watkins and his wife Marni are generously matching **the first $500 in new recurring donations to *The Indy* every month.** We are so grateful — and we do need our readers to help us become sustainable so we can keep doing what we do. Please go to our **Support Our Work** page to donate — and double your impact on our bottom line.

-

Today's News

Indy Q&A: U.S. Attorney Nick Trutanich on sex trafficking, marijuana and public corruption
By Michelle Rindels

Lawyer argues that Humanists — who believe in good without a God — get short shrift in Nevada prisons
By Michelle Rindels

Bus running behind? New tracker app, hiring fair aim to tackle tardy transportation in Clark County School District
By Trey Arline

ICYMI News

NV Energy would pay $1.1 million annually to keep Clark County in the fold
By Riley Snyder

Buttigieg says Nevada 'absolutely' a priority in 2020, commits to no funding for Yucca Mountain
By Megan Messerly

Report: As Nevada clears way for ex-felons to vote, most other states still require restitution and fee payments for eligibility
By Trey Arline

Weekend of campaigning by Democratic presidential hopefuls turns to elegy for El Paso, Dayton victims
By Megan Messerly

Nevada's veto power a sticking point in congressional negotiations on Yucca Mountain
By Humberto Sanchez

Unions take center stage in Medicare-for-

Nicholas A. Trutanich, left, United States Attorney for the District of Nevada, during a news conference on Monday, March 11, 2019 announcing that former Senate Majority Leader Kelvin Atkinson has pleaded guilty to wire fraud after admitting to taking about $250,000 in campaign funds. Also seen is Ray Johnson, Assistant Special Agent in Charge for the Federal Bureau of Investigation. (Jeff Scheid/The Nevada Independent)

ICYMI Opinion

Dumbfounding poll results on our responsibility to help refugees
By Briant Gibb

Alt-right goes alt-lite: Turning Point and Students for Trump get makeovers on the way to Las Vegas and 2020
By John L. Smith

The freedom of factionalism
By Orrin H. J. Johnson

Time to amend Nevada online poker regulations
By John Mehaffey

IndyBlog

Clark County add more teeth to ban on semi-truck parking in residential neighborhoods
By Michaela Chesin

NV Energy, utility regulators reach deal to lower electric rates statewide
By Riley Snyder

Las Vegas businessman joins GOP field in 3rd Congressional District

all debate at Democratic presidential forum
By Megan Messerly

By Jacob Solis

-

Featured Tweet

199 days until the Democratic caucus.

#we #matter

-

Yours in transparency,

Jon Ralston
Editor
ralston@thenvindy.com

Elizabeth Thompson
Managing Editor
e@thenvindy.com

-

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Veterans In Politics International Inc.
Sent: Sat 8/19/2017 10:31:22 PM
Subject: David Jones & Jesce Richt to appear on the Veterans In Politics video Talk-show

discuss why child support and child custody is against Federal Law / discussing corruption with Northern Nevada Family Court System

Having trouble viewing this email? Click here www.veteransinpolitics.org
Hi, just a reminder that you're receiving this email because you have expressed an interest in Veterans In Politics International Inc.. Don't forget to add devildog1285@cs.com to your address book so we'll be sure to land in your inbox!

You may unsubscribe if you no longer wish to receive our emails.

David Jones & Jesce Richt to appear on the Veterans In Politics video talk-show

Call into the show (702) 685-8380

David Jones to discuss why child support and child custody is against Federal Law

Jesce Richt discussing the corruption with Northern Nevada Family Court System

Veterans In Politics proudly announces that **David Jones** to discuss why child support and child custody is against Federal Law. **Jesce Richt** discussing the corruption with Northern Nevada Family Court System, both will appear as a special guests on the Veterans In Politics internet video talk-show Saturday August 26,

2017.

FIND OUT MORE

Listen to the **Veterans In Politics** Talk-Show every Saturday from 14:00-15:00 (2:00pm-3:00pm PT) on **World Wide Digital Broadcasting Corp.**

The **VIP Talk-Show** is a trusted source of information. For more than a decade, **Steve Sanson, Jim Jonas** and co-hosts **Steven Sonnenburg and Mantis Toboggan** have informed the listeners about important local and national issues. Not only do they discuss major national issues, but they also bring public's attention to multiple local issues affecting our community that other news sources choose to ignore. Past guests are politicians, candidates running for public office, organization leaders, published authors, business owners and citizens. **VIP**'s involvement in local affairs has led to investigations of multiple government agencies and corrupt individuals. **VIP** received special recognition and multiple awards from government officials and non-profit organizations.

If you would like to be a guest on our show, please call or e-mail us.

Contact Us at 702 283 8088

Show Archive on World Wide Degital Broadcast

We are proud to announce that our website familycourtwar.com is now live.

Family Court Litigants Corner

Another Letter to the Governor:

Dear Brian Sandoval,

I was retaliated against by a Judge, because I was a whistle blower about unethical behavior. I had been writing to you, Governor Sandoval about the unethical behavior of a Judge and you told me I could make a Judicial complaint against this Judge and you also gave me the information for the Judicial discipline board. I made the complaint, shortly after I found out the Judge is a member of the judicial discipline board.

The complaint was dismissed without any consideration and then the Judge ordered me to pay all of my ex-wife's attorney's fees financially destroying me.

For many years now, the case I am involved in is so ethically compromised it is beyond belief. I made a complaint to the Nevada Board of social workers, recently Joe Hart News4, did a report and it aired on 6/26. My wife went to see a Therapist and he started having an affair with her, they have been together ever since. This State appears to have done nothing about my complaint after 6 years! This has resulted in my ex-wife and the therapist ganging up on me after I made this complaint, and it has caused me custody problems, huge obstruction and contact denial, and they have used his professionalism through court in order to do this. They retaliated against me and were able to convince the judge in my case that I was all the problem, resulting in me being alienated from my kids. Not only me but my entire family is alienated.

How can Nevada be so lawless? So unaccountable from protecting

the public from therapists that are sexual predators? My family lives in different states across the country and are bewildered at what is going on. How can the judicial system in Lyon County fail a loving Father and children and help a very unethical Therapist who preys sexually on his patients like this to do this unethical crime?

I have been cut off from my children by Lyon County's failure to even enforce basic custody laws and have been deprived of my rights and the children have been deprived of their rights also. The financial barriers put on me by this Lyon county judge is unbearable. I have not been able to fulfill the orders given and it financially destroyed me. Is this what the State of Nevada wants to do? Destroy and run off Loving Fathers because unethical Therapists are free to break state laws and face no consequences? And then easily manipulate small county courts that are inadequate to even handle applying the law? I have not seen my 2 boys for over 2 1/2 years because of this unethical comedy of errors.

My children are being raised in such a toxic relationship of my ex-wife and her sexual predator Therapist. While a loving father and entire side of the children's family are blown away by this horrible judge in Lyon County who had some personal vendetta, bias and prejudice against us.

I am asking you to please call for an audit on this case or at least ask for the judge to recuse himself or rehear the case. I am financially destroyed by this judge, I do not believe this is the way the system is supposed to work. I do not know what to do anymore. Something needs to happen.

[redacted]

Tom Carr

[redacted]

War Declared On the Clark County Family Court System

[redacted]

Nevada's Secret Court's

[redacted]

(click onto video)

[redacted]

[redacted]

Clark County Family Court Judge Mathew Harter AGAIN is not a work

[redacted]

Child Protective Services gets a Grant for every child taking from a HOME!

[redacted]

Former CPS Investigator Exposes CPS's Tactics, Kidnapping, and Corruption

[redacted]

Where are all the JUDGES? A Three Day Weekend!

[redacted]

Where are all the Judges? Nobody home!

[redacted]

On Friday August 18th Veterans In Politics Courtroom Observer JP Richt and Steve Sanson visited the Clark County Family Court and observed the following people's courtroom:

[redacted]

A GHOSTTOWN at Clark County Family Court; it's another three day HOLIDAY on the shoulders of tax payers.

[redacted]

When a Judge speaks to you about how many hours they work, asked them how many hours they don't work!

[redacted]

Most tax payers bust their ass for minimum wedge, some work two jobs.

[redacted]

But not the glorified Clark County Family Court Judges.

[redacted]

Three Day Holiday

[redacted]

Here are their Salaries with benefits in 2016:

[redacted]

William O Voy	$251,780.46
Linda A Marquis	$208,035.83
Rebecca L Burton	$208,071.53
Robert W Teuton	$236,263.55 plus PERS Totaling $300,000
Denise L Gentile	$208,065.01
Cynthia D Steel	$251,802.97
Cheryl B Moss	$251,737.06
Rena G Hughes	$208,071.53
Cynthia N Giuliani	$235,841.98
Jennifer L Elliott	$251,811.81
William S Potter	$243,758.98
Mathew Harter	$235,790.83
Frank P Sullivan	$235,850.79
Sandra L Pomrenze	$251,800.89
Bryce C Duckworth	$235,841.98
William G Henderson	$235,873.34
Vincent Ochoa	$227,896.08
Lisa M Brown	$243,850.37
Thomas A Ritchie	$251,714.40
Charles J Hoskin	$235,078.72

Judge Mathew Harter where are YOU?

Each Judge has a Law Clerk, Marshal and (JEA) Judicial Executive Assistant:

Law Clerk ranges from $36,000 to $150,000 per year.

Marshal with overtime ranges from $36,000 to $180,000 per year.

Judicial Executive Assistant ranges from $52,000 to $140,000 per year.

Now let's take a look at the Family Court Hearing Masters pay with Benefits in 2016:

One Hearing Master makes more than some of her employers, that's because she is the wife of one of the elected Judge:

Fraud on the Tax Payers

TEUTON SYLVIA	$241,401.40
HENRY JENNIFER	$219,287.77
NORHEIM JON	$200,298.80
BEECROFT CHRIS	$199,550.51
FEMIANO JANE	$191,282.71
GIBSON, DAVID	$189,677.78
LEEDS THOMAS	$188,104.47
BULLA BONNIE	$187,332.94
DE LA GARZA, MELISA	$183,921.27
YAMASHITA, WESLEY	$179,558.68
MASTIN, AMY	$179,219.43
ROYS, HOLLY	$165,016.26
BAILEY, SOONHEE	$164,063.47
PICKARD, MARGARET	$153,566.69
CROFT, WILLIAM	$145,031.65
KURTZ, THOMAS	$53,328.09
BROWN, DAVID	$49,202.62

Each Haring Master is appointed by the Family Court Judges and works under the supervision of the Family Court Judges.

Each Haring Master is equipped with a Law Clerk, JEA and Marshal.

This is the reason why the Family Court Judges have three day weekends, half days or don't bother to show up at all.

Because we have overloaded them with Hearing Masters, so they don't have to work.

People look at all the tax dollars we waste in salaries alone.

Most of these Judges would NEVER make this type of money and have this mush time off in the private sector.

We are looking for more Court Observers, if you are willing and able to witness the courts in action for yourself by educating yourself on the judges, court staff and attorneys. Please contact Steve Sanson at 702 283 8088.

He Defended Us, Let's Defend Him!

-

To learn more click here

Listen & Watch the Interview of Last Week's Show:

LIVE every Saturday from 2-3PM Pacific Time.

Veterans In Politics proudly announces that Richard "Tick" Segerblom Nevada State Senator. Steven Plog will discuss how Clark County District Court Judge Family Division Bryce Duckworth placed his daughter with a pedophile, both appeared as a special guests on the Veterans In Politics internet video talk-show

(Click onto the video below)

Please contribute to Veterans In Politics in an effort in helping us to continue our mission by Exposing Corruption, Champion Veterans Rights, and Educating the public on candidates running for elected office: go to www.veteransinpolitics.org and click onto our PayPal Page or at our PO Box 28211/ Las Vegas, NV. 89126.

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Our YouTube Channel

WAR declared on Clark County Nevada Family Court System

UPCOMING EVENTS

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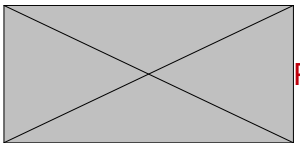
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 4/26/2017 8:19:04 AM
Subject: [Marketing Mail] Shutdown Less Likely With Nixed Border Wall Funding



PUBLIC POLICY.

Wednesday, April 26, 2017

TOP NEWS

Shutdown Less Likely With Nixed Border Wall Funding

President Donald Trump and congressional leaders may have steered away from a government shutdown later this week, as both sides said Tuesday they are confident they can reach an agreement to keep the government running. Read more »

Calif. Judge Blocks Trump's Sanctuary City Order

A California federal judge on Tuesday granted a bid by San Francisco and a Silicon Valley county to block President Donald Trump's executive order to withhold federal funds from so-called sanctuary cities for immigrants, in a ruling that slams the president's reference to the order as "a weapon" to be used "against jurisdictions that disagree with his preferred policies." Read more »

Analysis

House GOP's Dodd-Frank Overhaul Could Muzzle Regulators

A bill by House Republicans seeking to rewrite the Dodd-Frank Act would bring major changes to the way primary banking regulators are funded and how much leeway they have in shaping the industry, ultimately making it harder to oversee Wall Street practices, attorneys and policy experts say. Read more »

Senate OKs Maryland US Attorney As Deputy AG

The Senate approved Attorney General Jeff Sessions' second-in-command on Tuesday, confirming Maryland U.S. Attorney Rod Rosenstein as the deputy attorney general in bipartisan fashion. Read more »

AGs Urge Trump To Back Paris Climate Agreement

More than a dozen attorneys general called on President Donald Trump to reconfirm the United States' commitment to the Paris Agreement on Tuesday, saying the threats posed by climate change to national security, economic stability and the health of the American people are best fought through global cooperation. Read more »

Flynn's Foreign Payments Likely Unlawful, Lawmakers Say

Michael Flynn, former national security adviser to President Donald Trump, likely broke the law when he failed to seek permission for payments from foreign governments, House Oversight and Government Reform Committee leaders said Tuesday. Read more »

Trump Nominates 2 DOD Officials But Many Openings Remain

President Donald Trump announced a pair of U.S. Department of Defense appointments Monday, though the administration continues to trail the pace at which previous administrations filled thousands of political appointments as the 100-day mark approaches. Read more »

Senator Lodges Complaint Over Pruitt Cameo On GOP Invite

U.S. Environmental Protection Agency head Scott Pruitt violated federal law when

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Alston & Bird
Baker Botts
Baker McKenzie
BakerHostetler
Balch & Bingham
Boies Schiller
Brownstein Hyatt
Clark Hill
Cooley
Corrs Chambers
Covington & Burling
Cravath Swaine
Cullen Law Firm
DLA Piper
Dechert
Dentons
Dewey & LeBoeuf
Dorsey & Whitney
Drinker Biddle
Earthjustice
Gibson Dunn
Goodwin
Greenberg Traurig
Hogan Lovells
Hopping Green
Hunton & Williams
Jackson Lewis
Jenner & Block
Jones Day
K&L Gates
Kazmarek Mowrey
Keker Van Nest & Peters
Kelley Drye
King & Spalding
Latham & Watkins
Lowenstein Sandler
Massey & Gail
Nossaman LLP
Novack and Macey

he allowed his official title to be used in marketing materials for an Oklahoma Republican event that was charging $100 a plate, a senator said Tuesday in a complaint to the U.S. Office of Special Counsel. Read more »

BANKING & SECURITIES

CFTC Says Trade Advisers Can Use 3rd-Party Recordkeepers

The U.S. Commodity Futures Trading Commission has agreed that commodity trading advisers can use offsite data centers and services to manage and store their books and records, potentially allowing them to lower costs and increase efficiency. Read more »

ENERGY & ENVIRONMENTAL

Trump Ordering Review Of Nat'l Monument Designations

President Donald Trump will sign an executive order Wednesday directing the U.S. Department of the Interior to review designations of land and marine national monuments stretching back over 20 years, including former President Barack Obama's controversial designation of the Bears Ears National Monument in Utah in December. Read more »

DC Circuit Delays Case Over States' Plant Emissions Rules

The D.C. Circuit on Monday granted a request by the U.S. Environmental Protection Agency to postpone oral arguments in litigation over the EPA's requirement that 36 states revise emissions exemptions related to startup, shutdown and malfunction events at power plants and other facilities. Read more »

ND Wants Stay Over Consolidation In CPP Row, DC Circ. Told

North Dakota won't abandon efforts to consolidate its challenge of the U.S. Environmental Protection Agency's denial of reconsideration petitions over the Clean Power Plan with the main challenge of the rule, but urged the D.C. Circuit Monday to instead pause the litigation while the EPA reviews the rule. Read more »

Judge Wants FERC Input In Ill. Nuke Plant Subsidy Fight

As challengers of Illinois' plans to subsidize struggling nuclear power plants argued that despite what the state says, the subsidies directly affect wholesale electricity rates in violation of the Federal Power Act, an Illinois federal judge on Monday asked the Federal Energy Regulatory Commission to weigh in on the issue. Read more »

10th Circ. Lifts Block On FWS' Release Of Gray Wolves In NM

A Tenth Circuit panel on Tuesday overturned a lower court that blocked the U.S. Fish and Wildlife Service from releasing endangered Mexican gray wolves in New Mexico, deciding that the federal government’s actions did not risk causing irreparable injury. Read more »

HEALTH & LIFE SCIENCES

Ill. House Narrowly Passes Abortion Expansion Bill

Democrats in the Illinois House on Tuesday eeked out a victory on a bill that would expand taxpayer-funded abortions to Medicaid recipients and state employee insurance members, in addition to protecting abortion rights in the state if the U.S. Supreme Court overturns the landmark abortion rights case Roe v. Wade. Read more »

IP & TECHNOLOGY

Senators Express Concerns About Patent System At Hearing

Paul Hastings
Polsinelli
Quarles & Brady
Reed Smith
Selman Breitman
Seward & Kissel
Sidley Austin
Skadden
Sprague & Sprague
Squire Patton Boggs
Tabner Ryan
Troutman Sanders
White & Case
WilmerHale
Wright & Talisman

COMPANIES

AT&T Inc.
American Beverage Association
American Cable Association
American Chemistry Council Inc.
American Civil Liberties Union
American Enterprise Institute
Anthem Inc.
Associated Press
BTI Consulting Group Inc.
Bayer AG
CIGNA Corporation
CSRA Inc.
CafePress Inc.
Calpine Corporation
Center for American Progress
Center for Biological Diversity Inc.
Credit Suisse Group AG
Deloitte Touche
Dow Chemical Co.
Dynegy Inc.
Exelon Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Google Inc.
IRIS International, Inc.
Immigrant Legal Resource Center
Intel Corporation
Microsoft Corporation
Monsanto Company
NRG Energy Inc.
National Association of Broadcasters
Natural Resources Defense Council

Some members of the Senate Judiciary Committee said Tuesday that they worry recent court decisions and rule changes have weakened the patent system, while others called for action to crack down on so-called patent trolls, though neither camp indicated new legislation is imminent. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Votes To Toughen Airline Worker Security

Airport and airline employees could soon have to go through additional security screenings if a bill passed by the U.S. House of Representatives Tuesday becomes law. Read more »

NY To Pay $44.4M To Truckers Over Highway Use Tax

The New York Department of Taxation and Finance has agreed to pay $44.4 million to settle class action claims that it established an unconstitutional highway use tax that discriminated against out-of-state truckers, the Owner-Operator Independent Drivers Association announced Monday. Read more »

COMPETITION

Delrahim On Hot Seat Over Antitrust, Merger Views

On Wednesday, lawmakers will get their first chance to grill a President Donald Trump appointee on the administration's views on competition, and practitioners will be closely watching for signs of the direction the U.S. Department of Justice would take on antitrust and merger enforcement under nominee Makan Delrahim. Read more »

PRIVACY & CONSUMER PROTECTION

AGs Say Student Loan Reform Rollback Hurts Borrowers

A coalition of state attorneys general have called out the U.S. Department of Education for its decision earlier this month to revoke a number of reforms put in place by the Obama administration aimed at regulating the student loan industry, saying the rollback will have dire consequences for borrowers. Read more »

AEROSPACE & DEFENSE

Feds Fight To Keep Drone Killings Info Secret At 2nd Circ.

Mum's the word in a brief the government has submitted to the Second Circuit blasting the American Civil Liberties Union's minimal Freedom of Information Act win in which a district court judge held that certain still-secret information about targeted killings had been publicly disclosed, a ruling the government said endangers national security. Read more »

GOVERNMENT CONTRACTS

OIG Slams Marshals For Mismanaging $697M Prison Deal

A federal watchdog in a report released Tuesday slammed the U.S. Marshals Service for its management of an up to $697 million federal prison operations contract, saying it failed to justify a lack of competition for the deal and has wrongly allowed negative issues to persist at the prison. Read more »

$27B A Year To Build 355 Ships In Navy's Plan, CBO Says

The U.S. Navy’s desired 355-vessel fleet would cost around $26.6 billion each year over the next three decades to build, about 60 percent more than the average historical shipbuilding budget it has had over the past 30 years, according to a

Navient Corp.
New York Times Co.
Owner-Operator Independent Drivers Association Inc.
PJM Interconnection LLC
Planned Parenthood Federation
S&P Global Inc.
SIFMA
Sierra Club
Southern Company
Talen Energy Corp.
The Aerospace Corporation
The American Law Institute

GOVERNMENT AGENCIES

Antitrust Modernization Commission
California Environmental Protection Agency
Central Intelligence Agency
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Defense Intelligence Agency
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
National Security Council
Navajo Nation
New York Attorney General's Office
New York State Department of Taxation and Finance
Office of the Comptroller of the Currency
Pennsylvania Supreme Court
Securities and Exchange Commission
Transportation Security Administration
U.S. Army

Congressional Budget Office report Monday. Read more »

INTERNATIONAL TRADE

Senate Panel Clears Way For Vote On Trump's USTR Pick

The Senate Finance Committee unanimously approved the nomination of Robert Lighthizer to serve as the Trump administration's U.S. trade representative Tuesday after resolving a procedural quarrel over the veteran trade attorney's past advocacy for foreign governments. Read more »

US On The Hook For $163M Over Tuna Labeling Rules

An arbitrator appointed by the World Trade Organization ruled Tuesday that Mexico can impose $163 million against the United States in retaliatory trade restrictions for failing to comply with a WTO ruling that found American "dolphin safe" labeling rules for tuna products are inconsistent with WTO rules. Read more »

TAX

Mass. Lawmakers Pull Sugary Drink Tax From House Budget

A proposed amendment to the budget in the Massachusetts House of Representatives that would have raised about $360 million annually by taxing sugary drinks was withdrawn on Monday during a budget hearing in the House. Read more »

EU Report Says Banks Should Report Tax Avoidance Schemes

The European Union lost at least €109 billion ($119 billion) in revenue in 2015 as a result of tax avoidance schemes identified during the Panama Papers leak and should expand the scope of anti-money laundering laws to cover banks and law firms, according to two European Parliamentary reports released Monday. Read more »

TELECOMMUNICATIONS

Pai Pushes To Do Away With 'Outdated' Media Regs

Federal Communications Commission Chairman Ajit Pai told a meeting of broadcasters Tuesday that the agency is aiming to do away with "outdated" media regulations, citing in particular the FCC's "Main Studio Rule." Read more »

FCC's Pai Will Lay Out Net Neutrality Plan Wednesday

Federal Communications Commission Chairman Ajit Pai is slated on Wednesday to deliver a speech revealing his plan to roll back 2015 net neutrality rules that he has long opposed, kicking off a rulemaking proceeding, a source familiar with the matter confirmed Tuesday. Read more »

FCC's O'Rielly Says Agency Should Address Its Flaws

Federal Communications Commissioner Michael O'Rielly said in a speech Monday that it's up to Congress to decide whether the FCC should "go the way of the dodo" and be eliminated, but the new commission could at least restructure and clear regulatory burdens on broadcasters. Read more »

FCC Seeks Feedback On Promoting Connected Health

The Federal Communications Commission on Monday reached out for ideas on how it can boost broadband-enabled solutions for health care, saying in a public notice that it is looking for comments as the U.S. lags in adoption of the technology. Read more »

PEOPLE

U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Office Of Special Counsel
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

Indicted Philly DA Blasts Predecessor's Removal Suit

Philadelphia's indicted district attorney has urged a state judge to find that a predecessor does not have standing to pursue a lawsuit seeking to have him removed from office in the wake of a federal bribery indictment last month. Read more »

EXPERT ANALYSIS

Scott Gottlieb And The Future Of The FDA

The Senate Committee on Health, Education, Labor and Pensions recently held a hearing on the nomination of Scott Gottlieb to be the next commissioner of the U.S. Food and Drug Administration. His comments on FDA policy issues including drug pricing and approvals, food safety and labeling, and the tobacco "deeming" rule offer guidance on the future of the agency, say attorneys from Kelley Drye & Warren LLP. Read more »

Examining FINRA Plan To Liberalize Advertising Rules

A recent proposal by the Financial Industry Regulatory Authority to liberalize restrictions on certain types of performance projection materials may alleviate some of the conflict that has existed in performance advertising rules under the Investment Advisors Act and FINRA rules, says Matthew Silver of Drinker Biddle & Reath LLP. Read more »

Calif. Insurance Regulation Defies Trump's America

As California finds itself at odds with the Trump administration, the state is actively working to cement its regulatory framework over hot-button issues that will have knock-on impacts on the insurance industry. Gov. Jerry Brown will likely seek to strengthen the state's regulatory power, and the California courts have recently decided two major cases in favor of the Department of Insurance, says Nathaniel Braun of Selman Breitman LLP. Read more »

Understanding The Amended Executive Branch Gift Rules

The ethical guidelines governing the conduct of federal officials have received much media attention in recent months. Given new changes to the rules around acceptance of gifts by executive branch personnel, both federal employees and those who interact with them on a personal or professional basis should know what is and is not permissible, say attorneys with WilmerHale. Read more »

What Act 170 Means For Shareholder Litigation In Pa.

Pennsylvania corporations should not overlook Act 170's provisions concerning shareholder litigation, which differ from Delaware's standards and procedures in several important respects. The newly effective law is more demanding of shareholders and deferential to the properly considered determinations of a corporation, say Michael Kichline and Stuart Steinberg of Dechert LLP. Read more »

Honestly, What Is The Best Science?

No doubt, there will be a vigorous debate over which interpretation of "best science" the new administration should (or must) apply in developing chemical regulations. It is therefore timely to review briefly these science policy issues and speculate over whether there is any hope that there are opportunities to reach consensus on this issue, says William Walsh of Clark Hill PLC. Read more »

LEGAL INDUSTRY

Analysis

7 Firms Stand Out As Best At Cybersecurity, GCs Say

Corporate counsel facing complex and rapidly evolving cybersecurity issues are consistently calling on seven law firms as their go-to's due to their unique ability to help businesses understand a web of legal risks and develop tailored plans to curb their exposure. Read more »

GCs Also Need Business Know-How To Succeed, Study Says

As the role of corporate general counsel expands to include more executive leadership duties, directors and executives of major companies desire attorneys with a more business-minded approach that complements their legal expertise to fill the position, a new study released Tuesday found. Read more »

DA Failed To Pin Fraud On Dewey's DiCarmine, Jury Hears

An attorney for the former executive director of Dewey & LeBoeuf LLP on Tuesday made her final remarks to the jury in the retrial over a purported scheme to fraudulently prop up the now defunct law firm, telling a Manhattan jury no witness testimony or evidence implicates Stephen DiCarmine in a crime. Read more »

Legal Tech Download: Dawn Raid App, Online Legal Portals

The world of legal technology is quickly evolving, with new products aimed at aiding lawyers coming to market in rapid succession. Here, Law360 takes a look at seven major recent developments in legal tech. Read more »

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BakerHostetler
Balch & Bingham
Boies Schiller
Brownstein Hyatt
Clark Hill
Cooley
Corrs Chambers
Cravath Swaine
Cullen Law Firm
DLA Piper
Dentons
Dewey & LeBoeuf
Dorsey & Whitney
Drinker Biddle
Earthjustice
Gibson Dunn
Goodwin
Hogan Lovells
Hopping Green
Jackson Lewis
Jenner & Block
Jones Day
Kazmarek Mowrey

Keker Van Nest & Peters
Kelley Drye
King & Spalding
Latham & Watkins
Lowenstein Sandler
Massey & Gail
Nossaman LLP
Novack and Macey
Paul Hastings
Polsinelli
Quarles & Brady
Reed Smith
Selman Breitman
Seward & Kissel
Sidley Austin
Sprague & Sprague
Squire Patton Boggs
Tabner Ryan
Troutman Sanders
WilmerHale
Wright & Talisman

COMPANIES

Natural Resources Defense Council
National Association of Broadcasters
Planned Parenthood Federation
AT&T Inc.
American Beverage Association
American Cable Association
American Chemistry Council Inc.
American Civil Liberties Union
American Enterprise Institute
Anthem Inc.
Associated Press
BTI Consulting Group Inc.
Bayer AG
CIGNA Corporation
CSRA Inc.
CafePress Inc.
Calpine Corporation
Center for American Progress
Center for Biological Diversity Inc.
Credit Suisse Group AG
Deloitte Touche
Dow Chemical Co.
Dynegy Inc.
Exelon Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Google Inc.
IRIS International, Inc.

Immigrant Legal Resource Center
Intel Corporation
Microsoft Corporation
Monsanto Company
NRG Energy Inc.
Navient Corp.
New York Times Co.
Owner-Operator Independent Drivers Association Inc.
PJM Interconnection LLC
S&P Global Inc.
SIFMA
Sierra Club
Southern Company
Talen Energy Corp.
The Aerospace Corporation
The American Law Institute

GOVERNMENT AGENCIES

U.S. Department of Justice
Executive Office of the President
Federal Communications Commission
U.S. Environmental Protection Agency
U.S. Supreme Court
Central Intelligence Agency
Consumer Financial Protection Bureau
Federal Bureau of Investigation
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of the Interior
Antitrust Modernization Commission
California Environmental Protection Agency
Commodity Futures Trading Commission
Congressional Budget Office
Defense Intelligence Agency
European Commission
Federal Acquisition Regulatory Council
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
National Security Council
Navajo Nation
New York Attorney General's Office
New York State Department of Taxation and Finance
Office of the Comptroller of the Currency
Pennsylvania Supreme Court
Transportation Security Administration
U.S. Army
U.S. Customs and Border Protection

U.S. Department of Education
U.S. Department of Labor
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Office Of Special Counsel
U.S. Patent and Trademark Office
U.S. Senate

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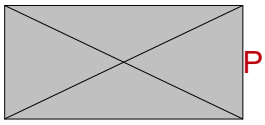
From: Public Policy Law360
Sent: Thur 3/17/2016 8:24:00 AM
Subject: [Marketing Mail] Garland's High Court Nomination Battle Likely To Drag On



PUBLIC POLICY

Thursday, March 17, 2016

TOP NEWS

Garland's High Court Nomination Battle Likely To Drag On

U.S. Supreme Court nominee Judge Merrick B. Garland may be the most palatable nominee for the vacancy opened by Justice Antonin Scalia's death, but he still faces an uphill, slow Senate battle as Republicans stand firm on their refusal to consider any nominee until after the presidential election.

Obama Picks Garland To Fill High Court Seat

President Barack Obama on Wednesday nominated D.C. Circuit Chief Judge Merrick B. Garland to fill the U.S. Supreme Court seat left vacant by the unexpected death of Justice Antonin Scalia, plunging Garland into the middle of a bitter political battle over the vacancy.

Judge Garland Could Bring New Consensus To High Court

Should D.C. Circuit Chief Judge Merrick B. Garland manage to get through the highly contentious U.S. Supreme Court nomination process before him, the "judges' judge" would bring a calming voice and a penchant for inquisitive questioning that could build new consensus among the high court, despite his slightly left-of-center bent on some issues, several experts contend.

In His Own Words: 4 Key Garland Opinions

Chief Judge Merrick Garland has presided over some of the most contentious issues in American law during his 19 years on the D.C. Circuit, establishing a reputation more for his judicial thoroughness than a clear political philosophy, according to court observers. Here, Law360 highlights four of Judge Garland's noteworthy opinions and dissents that may shed light on his jurisprudence.

Attorneys Weigh In On Obama's Supreme Court Pick

President Barack Obama nominated D.C. Circuit Chief Judge Merrick B. Garland on Wednesday to become the next associate justice on the U.S. Supreme Court, aiming to fill the vacancy left by Justice Antonin Scalia's death. Here, attorneys tell Law360 what kind of justice they believe Judge Garland could be and the challenges he faces from Senate Republicans.

GOP Leaders Grill Labor Secretary On Joint-Employer Moves

U.S. Labor Secretary Thomas Perez fended off congressional concerns at a hearing Wednesday that a requested increase in the Wage and Hour Division's budget will be used to designate companies joint employers of their franchisees' workers.

Chicago Voters Oust State's Attorney In Primary Race

After months of protests, anger and incredulity over the way Cook County State's Attorney Anita Alvarez has handled the issue of police brutality in Chicago, voters took action Tuesday by giving the Democratic nomination to a new candidate who has vowed to upend the county's judicial system.

6 Attys Tapped For Federal Judicial Vacancies In Texas, NY

LAW FIRMS

Andrews Kurth
Arnold & Porter
BakerHostetler
Bancroft PLLC
Barnes & Thornburg
Becker & Poliakoff
Berwin Leighton
Blackwell Burke
Boies Schiller
BuckleySandler
Cadwalader Wickersham
Carroll Burdick
Chamberlain Hrdlicka
Cleary Gottlieb
Covington & Burling
Cravath Swaine
Crowe & Dunlevy
Crowell & Moring
Dewey & LeBoeuf
Diamond McCarthy
Dilworth Paxson
Dorsey & Whitney
Earthjustice
Epstein Becker Green
Fish & Richardson
Fisher & Phillips
Fried Frank
Gardere Wynne Sewell
Gibson Dunn
Gibson McAskill
Goldberg Segalla
Goodwin Procter
Greenberg Traurig
Herbert Smith Freehills
Hickey & Evans
Hogan Lovells
Holland & Knight
Hunton & Williams
Husch Blackwell

The White House nominated three magistrate judges, an assistant U.S. attorney and two private law firm partners on Tuesday to serve on three federal district courts in Texas and one in New York.

ANALYSIS

Garland Could Be Agency Ally In Energy, Enviro Rule Fights

The willingness of D.C. Circuit Chief Judge Merrick B. Garland, President Barack Obama's nominee for the U.S. Supreme Court, to defer to the judgment of federal regulators will likely aid the government in its defense of controversial energy-related regulations such as the U.S. Environmental Protection Agency's Clean Power Plan, experts say.

CDC's Opioid Stance Hurts Drug Cos. In Marketing Suits

The U.S. Centers for Disease Control and Prevention's latest push to decrease the prevalence of opioid painkillers primarily targets the prescribing habits of physicians, but opioid manufacturers will also feel its sting when plaintiffs brandish the high-profile agency's guidelines emphasizing the drugs' addictiveness to argue that their marketing was negligent or deceitful, attorneys say.

Fla. Lawmakers' Inaction Leaves Muddy Road For Uber

With the Florida Legislature completing its annual session last week without passing regulations for ride-hailing services such as Uber and Lyft, controversies over insurance, background checks and other requirements will return to local government agendas and courtrooms, according to attorneys.

BANKING & SECURITIES

Yellen Pushes Senate To Approve Fed Nominees

Federal Reserve Chair Janet Yellen on Wednesday urged the Senate to move forward with President Barack Obama’s nominations for two vacant seats on the central bank’s board of governors.

House Urges 2nd Circ. To Toss SEC Insider Trading Subpoena

The U.S. House Ways and Means Committee asked the Second Circuit on Wednesday to block the U.S. Securities and Exchange Commission from probing whether a former staffer leaked health care legislation developments to a Wall Street analyst.

Ex-UN Diplomat Pleads Guilty In NY Bribery Case

A former deputy United Nations ambassador from the Dominican Republic pled guilty to criminal bribery charges in New York federal court on Wednesday, admitting that he funneled corrupt payments to the former president of the U.N. General Assembly.

CFTC To Finalize Automated Trading, Cyber Rules This Year

The chairman of the U.S. Commodity Futures Trading Commission said Wednesday the agency plans to finalize new rules on cybersecurity and automated trading this year, despite concerns raised over due process and potential trade secret leaks.

ENERGY & ENVIRONMENTAL

Wyo. Energy Group Denied Voice In BLM Fracking Rule Row

A Wyoming magistrate judge on Tuesday declined to let a petroleum trade association weigh in on a challenge to a Bureau of Land Management rule governing fracking on federal and tribal land, saying the gas and petroleum industry is already well represented by two trade groups contesting the rule.

Johns Marrs
Jones Day
Kasowitz Benson
Kaye Scholer
Kramer Levin
Kramon & Graham
Leesfield Scolaro
Lewis Hansen
Mayer Brown
McGuireWoods
Miller Starr
Morris James
Morrison & Foerster
Munger Tolles
Norton Rose Fulbright
Paul Weiss
Phillips Nizer
Pulman Cappuccio
Richards Layton
Ropes & Gray
Rosenberg & Estis
Sanford Heisler
Schiff Hardin
Schnader Harrison
Seyfarth Shaw
Squire Patton Boggs
Steptoe & Johnson LLP
Susman Godfrey
Sutherland Asbill
Troutman Sanders
Wachtell Lipton
Weiss Serota
Whiteford Taylor
Wilkinson Walsh
Wilson Sonsini

COMPANIES

3M Company
AT&T Inc.
Actavis PLC
Adobe Systems Incorporated
Air Transport Association of America
Airbnb Inc.
Allianz SE
Allstate Corporation
American Bar Association
American Cable Association
American Civil Liberties Union
American Farm Bureau Federation
American Petroleum Institute Inc.

6th Circ. Hurries En Banc Petitions In Water Rule Row

The Sixth Circuit on Wednesday, citing the “nationwide importance” of the issue, trimmed the time parties have to file petitions for en banc review in litigation over the U.S. Environmental Protection Agency’s rule that clarifies the scope of federal jurisdiction under the Clean Water Act.

HEALTH & LIFE SCIENCES

Anthem, Symantec Pros Named To Health Cybersecurity Panel

The U.S. Department of Health and Human Services on Wednesday tapped privacy experts from Anthem Inc., Merck & Co., Stryker Corp., Symantec Corp., FireEye Inc. and a dozen other organizations to serve on a task force that will be charged with developing cybersecurity recommendations for the health care industry.

Medical Marijuana Bill Clears Pa. House

Pennsylvania’s House of Representatives on Wednesday passed a measure that would legalize certain forms of medical marijuana, 10 months after the state Senate signed off on an earlier version of the measure.

IP & TECHNOLOGY

Cyber Command Needs Silicon Valley Input, Official Says

U.S. Cyber Command's head argued for further cooperation with private sector companies at a House budget hearing Wednesday, saying that as the U.S. Department of Defense ramps up its cyberspace capabilities, it must draw on expertise from companies in Silicon Valley and elsewhere.

Lawsuits May Follow Pa. Gas Royalty Bill, Legislators Warned

An EQT Corp. attorney warned a Pennsylvania legislative committee on Tuesday that legal challenges would be the likely result of a bill aimed at preventing drilling companies from deducting post-production costs from royalty payments landowners receive for leasing their subsurface rights.

FDA Stand On Drug-Combo Exclusivity Was Valid, Judge Says

A now-defunct U.S. Food and Drug Administration policy limiting exclusivity for drugs that combine original and previously approved active ingredients was reasonable, but a revised policy may have to be applied retroactively, a D.C. federal judge ruled Tuesday.

TRANSPORTATION & INFRASTRUCTURE

FAA Struggling To Reduce Drone Safety Risks, Congress Told

The expanding flurry of drone flights in the nation's skies confronts the Federal Aviation Administration with one of its biggest safety challenges in decades, and it’s struggling to respond effectively, an inspector general told a congressional panel Wednesday.

DOT Wants DC Circ. To Nix Oil Train Safety Dispute

The U.S. Department of Transportation has asked the D.C. Circuit to toss a rail and oil industry challenge to new brake system requirements for trains transporting crude oil, saying the suit is “unripe” in light of the recently passed FAST Act.

Senate Commerce Committee Clears FAA Reauthorization Bill

The Senate Commerce Committee announced the passage Wednesday of its more modest bill to reauthorize the Federal Aviation Administration that only funds the agency through fiscal year 2017 and doesn’t spin off the nation’s air traffic control system into an independent, nonprofit-run corporation that a House

Anthem Inc.
Archer Daniels Midland Co.
Association of American Railroads
Association of Corporate Counsel
Bank of Hawaii Corporation
Bayer AG
CACI International Inc.
CME Group Inc.
Cambridge Investment Research Inc.
Cardinal Health Inc.
Chesapeake Energy Corporation
Chevron Corporation
Chicago Cubs
Community Health Systems, Inc.
Consumer Watchdog
Delaware State Bar Association
EQT Corporation
Electronic Frontier Foundation
Electronic Privacy Information Center
Endo International Plc
Excellus BlueCross BlueShield
Facebook
FedEx Corporation
Ferring Pharmaceuticals Inc.
Financial Industry Regulatory Authority Inc.
Flextronics International Ltd.
Friedman LLP
GSI Commerce, Inc.
Gilead Sciences Inc.
Google Inc.
Height Securities LLC
Hewlett Packard Co.
Humana Inc.
International Bancshares Corporation
International Finance Corp.
Kaiser Permanente
LPL Financial Holdings Inc.
Lyft Inc.
MSCI, Inc.
Merck & Co Inc.
Murray Energy Corp.
National Association of Home Builders
National Rifle Association of America
Natural Resources Defense Council
NetApp, Inc.
New York Times Co.

panel has proposed.

Pa. Justices To Mull Philly Anti-Discrimination Law's Reach

The Pennsylvania Supreme Court agreed Tuesday to consider whether the regional transportation agency serving the greater Philadelphia region could be bound by the city's anti-discrimination ordinance.

EMPLOYMENT

NJ Mayors Call For Statewide $15 Minimum Wage By 2021

Newark Mayor Ras Baraka joined two state mayor organizations Wednesday in calling for legislators to raise the minimum wage to $15 statewide by 2021, with the mayor promising that all municipality employees in his city will see the increase by 2018, a spokesman for advocacy group New Jersey Working Families Alliance confirmed.

OSHA Sets Rules For Dodd-Frank Whistleblowers

The Occupational Safety and Health Administration on Wednesday issued its final rule governing its procedures for retaliation complaints under the whistleblower provisions of the Consumer Financial Protection Act of 2010, which protect workers involved in offering or providing consumer financial products or services.

PRIVACY & CONSUMER PROTECTION

Pa. Court Axes 2nd Bid To Release AG's Porn Email Stash

The Pennsylvania Commonwealth Court issued a second ruling on Tuesday rejecting a newspaper's attempt to use state open record laws to gain access to a stash of explicit emails discovered on servers in the Office of Attorney General as part of an internal investigation.

FCC Well-Positioned To Take On Privacy, Official Says

The Federal Communications Commission is the agency best suited to step into the gap on consumer protection for information collected by broadband providers, and new privacy rules will complement existing privacy laws and regulations across sectors, the FCC's chief of staff said Wednesday.

'Privacy Shield' Data Transfer Deal Needs More Work, EU Told

A coalition of more than two dozen advocacy groups on Wednesday urged European Union leaders to send back to the drawing board the new trans-Atlantic "Privacy Shield," arguing that "substantial reforms" to U.S. surveillance laws and stronger privacy pledges are needed to make the data transfer pact work.

Cordray Says CFPB Enforcement Not End Run On Rule-Making

Consumer Financial Protection Bureau Director Richard Cordray defended his agency's enforcement policies Wednesday, saying they were not being used as a substitute for regulation but instead were being deployed as a deterrent to practices that could harm consumers.

GOVERNMENT CONTRACTS

Military Brass Defend 'Tough Choices' In 2017 Budget

Military service chiefs defended to a House panel Wednesday the "tough choices" they had to make to put together the $583 billion 2017 defense budget, including forgoing F-35 fighter purchases and holding off major programs like nuclear triad modernization.

Fattah Not Immune From Bribery Charges, Pa. Judge Says

Rep. Chaka Fattah, D-Pa., lost his bid to peel conspiracy and bribery charges from his corruption indictment Wednesday after a Pennsylvania federal judge held that

New York University
Newegg Inc.
Oracle Corporation
Pfizer Inc.
Premera Blue Cross
Purdue Pharma LP
Quest Diagnostics Incorporated
Rue La La Inc.
Sierra Club
Southeastern Pennsylvania Transportation Authority
Stryker Corporation
Sutter Health
Symantec Corporation
Teva Pharmaceutical Industries Limited
The European Bank for Reconstruction & Development
Toys 'R' Us
Uber Technologies Inc.
Verizon Communications
Wal-Mart Stores Inc.
Yahoo! Inc.
Zogenix Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Centers for Disease Control and Prevention
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Agriculture
Department of Commerce
Department of Health and Human Services
Department of Homeland Security
Department of Labor
Department of the Interior
Environmental Protection Agency
Equal Employment Opportunity Commission
European Commission
Federal Aviation Administration
Federal Communications Commission
Federal Highway Administration
Federal Judicial Center
Federal Reserve System

the U.S. Constitution did not shield the legislator's alleged attempts to return political and financial favors through official acts.

INTERNATIONAL TRADE

CFTC Cements Swaps Clearing Framework With EU

The U.S. Commodity Futures Trading Commission formally declared Wednesday that certain European Commission regulations concerning the central clearing of swaps agreements and other instruments are equivalent to the CFTC's, facilitating derivatives trading among companies on opposite sides of the Atlantic.

TAX

Chicago Hikes Taxes On Tobacco, Cuts Them On Tampons

Chicago will no longer tax feminine hygiene products but will tax cigarette alternatives at a higher rate, following Wednesday's meeting of the full city council that also raised the smoking age to 21 and banned sports stars from chewing tobacco on the field.

UK Budget Would Cut Corporate, Capital Gains Tax Rates

U.K. Chancellor George Osborne on Wednesday unveiled a budget proposal that would reduce the tax rates on corporations and capital gains from investments while imposing a new tax on sugary beverages and further cutting tax benefits for banks.

BANKRUPTCY

Argentine Lawmakers Move Toward Funding $6.5B Debt Deal

The lower house of Argentina's legislature passed a measure Wednesday that paves the way for the deadbeat country to pay some $6.5 billion to holdout bondholders, according to news reports, in a victory for President Mauricio Macri's plan to end the fight over the country's 2001 default on some $90 billion in debt.

IMMIGRATION

Refugee Program Reform Bill Passes House Committee

The House Judiciary Committee on Wednesday approved legislation to tighten a program for refugees seeking asylum in the U.S. that Chairman Bob Goodlatte, R-Va., and other lawmakers say will mitigate fraud and strengthen public safety and national security.

USCIS Opens A Door For Needed Medical Specialists

U.S. Citizenship and Immigration Services has adopted as policy a decision that extended the so-called physician national interest waiver for doctors seeking visas to medical specialists willing to practice in areas of need, not just primary care physicians.

NATIVE AMERICAN

NIGC Fills Up With Appointment Of New Commissioner

The National Indian Gaming Commission is now operating with its full complement of commissioners after U.S. Department of the Interior Secretary Sally Jewell appointed department attorney Kathryn Isom-Clause as an NIGC associate commissioner on Tuesday.

TELECOMMUNICATIONS

Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NATO
National Indian Gaming Commission
National Institute of Standards and Technology
National Labor Relations Board
National Security Agency
Occupational Safety and Health Administration
Office of Management and Budget
Pipeline and Hazardous Materials Safety Administration
Securities and Exchange Commission
U.S. Air Force
U.S. Army
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Transportation
U.S. House of Representatives
U.S. Navy
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
Ute Indian Tribe
Wage and Hour Division
World Bank Group

AT&T Slams Competitive Carriers As 'Hell Bent' On Regulation

AT&T said in a blog post Wednesday that newer carriers are attempting to push the Federal Communications Commission to slap “old fashioned, monopoly-era rate regulation” on a thriving market, saying it would actually have the effect of reducing real competition.

Verizon Praises FCC Set-Top Box Intent But Urges Caution

Verizon has warned the Federal Communications Commission that it must tread carefully with its set-top box proposal that could force multichannel video distributors to allow competitive devices or apps to access programming, saying it could have "unintended consequences" even if well-intentioned.

Small-ISP Exemption To Neutrality Rules Sails Through House

The U.S. House of Representatives unanimously passed a bill Wednesday exempting Internet service providers with up to 250,000 subscribers from enhanced disclosure requirements under the Federal Communications Commission's new net neutrality rules, a move championed by small businesses wary of regulatory burden.

TEXAS

Wal-Mart Keeps Liquor Seller Out Of Texas Permit Suit

A Texas federal judge on Tuesday denied a bid by Gabriel Investment Group — the only public corporation in the state allowed to hold a permit for packaged liquor sales — to intervene in Wal-Mart's suit over the constitutionality of the state's ban on public companies selling liquor, finding that it wasn't filed in time.

PENNSYLVANIA

AG Wrongdoing Investigator Bill Advances In Pa.

Pennsylvania's Senate Judiciary Committee unanimously advanced legislation Tuesday to re-establish rules enabling special prosecutors to investigate wrongdoing by an attorney general or other office personnel, in response to questions invoked by the Kathleen Kane prosecution.

EXPERT ANALYSIS

OPINION: Missed Opportunity In Supreme Court Nomination

Not a single Asian-American has ever been nominated to the U.S. Supreme Court. Given the plethora of highly qualified Asian-American candidates, President Obama had a chance to show that he and the Democratic Party view Asian-Americans as truly having a seat at the table. He also could have added to the substantive expertise of the court in two important areas — IP rights and privacy, says Lee Cheng, chief legal officer of Newegg.com Inc.

Changing Climate: What The Paris Accord Means For Russia

My participation in the Paris climate conference showed that over 99 percent of the negotiators, experts and stakeholders have a very unclear vision of what the 2 degree Celcius limit to average global temperature rise means for economic changes. For the many countries with very pragmatic policymaking, including Russia, the current incentives arising from the Paris deal are not sufficient at all, says environmental economist George Safonov, who served on Russia's delegation to the Paris climate summit.

DOL Fiduciary Rule Has Financial Service Cos. In A Flurry

Even before its likely implementation, the U.S. Department of Labor's proposed fiduciary rule is having a significant impact. As the financial services industry

awaits the final language, some firms are already taking concrete steps to prepare, such as emphasizing fee-based product offerings at the expense of commission-based products or even exiting the broker-dealer space altogether, say attorneys at Norton Rose Fulbright.

Surprise! 'Soft' Insurance Fraud Is Punishable By Prison

The New Jersey high court's decision in State of New Jersey v. Robert Goodwin has received attention for the seemingly harsh penalties imposed on a convicted perpetrator of soft insurance fraud. But as severe as a prison sentence might seem, such punishment for "fraud of opportunity" is not unique to New Jersey, say Christian Cavallo and Silje Roalsvik at Golberg Segalla LLP.

The Grandfathering Clock: Zoning And Nonconforming Uses

In New York, when a zoning designation is changed from commercial to residential, existing commercial uses are considered grandfathered and may continue to operate even though no longer permitted by the new residential zoning — but in order to keep this status, property owners must keep their eye on the continuous use clock, says Frank Chaney at Rosenberg & Estis PC.

LEGAL INDUSTRY

Chief DC District Judge Sued For Rape, Abruptly Retires

Chief D.C. federal district Judge Richard W. Roberts abruptly retired Wednesday, the same day a Utah woman lodged a lawsuit alleging he raped her when she was a 16-year-old murder witness during his time as a federal prosecutor.

Bond Behind Trial Firm Wilkinson Walsh Forged By Garland

Trial lawyers Beth Wilkinson and Alexandra Walsh were introduced by a mutual friend of unusual eminence, D.C. Circuit Chief Judge Merrick Garland, whom President Obama nominated Wednesday to fill the vacant seat on the U.S. Supreme Court. In January, the pair left Paul Weiss to launch the boutique firm Wilkinson Walsh, which has already doubled its head count and has five trials scheduled this year.

Slights Easily Confirmed As Newest Del. Vice Chancellor

Delaware assured continued full strength for its influential Court of Chancery on Wednesday, with the state Senate easily confirming veteran attorney and former state Superior Court Judge Joseph R. Slights III to fill a seat opened by Vice Chancellor John W. Noble’s looming retirement.

Greenberg Traurig Halts Plans For BLP Merger

Greenberg Traurig LLP has ended merger talks with U.K.-based global law firm Berwin Leighton Paisner LLP, Greenberg announced Wednesday, dashing plans to create one of the world’s biggest real estate practices out of a desire to focus on its business.

Cadwalader Reverts To Hour-Based Bonuses For Associates

Cadwalader Wickersham & Taft LLP associates can forget about relying solely on work quality over quantity if they’d like to see a hefty bonus next year, with the firm announcing it will again be linking bonus payments directly with an associate's billable hours.

Squire Patton Boggs, Kaye Scholer Revenue Figures Revealed

Squire Patton Boggs LLP boosted its gross revenue last year by 6.7 percent, reaching $929 million, and revenue at Kaye Scholer LLP dipped 1.3 percent to $370 million, representatives for the firms confirmed on Wednesday.

Legal Ops Pros Come Together To Push Industry Change

Cross-company collaboration propels innovation in legal departments and forces legal service providers to follow suit. Here, six legal operations directors discuss how working together is driving industry change.

Legal Sector Challenged To Up Its Female Ranks By 2020

A group of women lawyers on Tuesday challenged the legal world to include more women at the highest levels of practice, calling for one-third of all law firm equity partners, general counsels and law school deans to be women by 2020.

Attys, Judges Mostly Favor Cameras In The Courtroom

Attorneys and judges across the U.S. who participated in recorded federal court proceedings mostly agree that the act does more good than harm, including motivating attorneys to be better prepared and more polite, according to a report released on Tuesday by the Federal Judicial Center.

Howrey Bankruptcy Deals Over Unpaid Rent Get Sign-Off

A California bankruptcy court Wednesday signed off on settlements between the Chapter 7 trustee for defunct law firm Howrey LLP and several creditors seeking unpaid rent, including the Dewey & LeBoeuf Liquidation Trust and U.S. Bank NA.

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From: Jon Ralston
Sent: Sat 4/15/2017 5:25:53 PM
Subject: [Marketing Mail] Voter fraud probe

Ralston Reports -- SOS launches voter fraud probe, provides no details or numbers

thenevadaindependent.com/article/nevada-secretary-state-says-shes-confirmed-noncitizens-cast-ballots

Ralston Reports 2175 Spurs Court Las Vegas, NV 89135 USA
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From: Las Vegas Metro Chamber of Commerce
Sent: Sat 2/20/2016 1:04:35 AM
Subject: [Marketing Mail] The Rundown

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Issue 4 | February 19

In This Issue

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- The Chamber and Small Business Phishing Scams
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- Are You Interested In Serving?
- Make a Difference through the Southern Nevada Forum
- Nevada Department of Taxation Commerce Tax Workshop
- Nevada Revenue Plan Resources
- Strength in Numbers

Caucus Information You Need to Know

The Nevada caucuses start this weekend, and to help members navigate the process, the Metro Chamber has assembled a quick guide on what you'll need to know as you caucus.

Please note that Democrats can register to vote as a Democrat on caucus day; Republicans must register to vote in advance.

Get the Guide

Nevada Minimum Wage Ballot Initiative

Withdrawn

As previously stated, the Metro Chamber, along with several partners, filed a lawsuit to challenge the filing of a minimum wage initiative petition in December 2015 because of the negative impact it would have on Nevada's employers and legal climate. The Metro Chamber continued its efforts to challenge the recent district court ruling by filing an appeal to the State Supreme Court regarding the initiative petition. Earlier this week, legal counsel filed the notice of appeal with the courts. On February 18, supporters of the Minimum Wage Ballot Initiative formally withdrew its petition with the Secretary of State's office. The initiative petition will not proceed and will not appear on the November Ballot.

Homeland Security Funding Secured

This week, the U.S. Homeland Security Department announced that Las Vegas will receive $2.9 million in funding from the Urban Area Security Initiative (UASI) program in FY 2016. Orginally, our region had projected Las Vegas would not be granted funding. The Metro Chamber of Commerce submitted a letter to U.S. Secretary of Homeland Security Jeh Johnson regarding the potential loss of funds and the impact it would have on Las Vegas. These federal dollars help protect the community from potential terrorist attacks. Funds were in jeopardy because of how the funding formula is calculated by the Department of Homeland Security. U.S. Senator Harry Reid, Nevada's Congressional Delegation and Governor Sandoval led efforts to secure these dollars along with support from groups including the Metro Chamber, the American Gaming Association, the City of Las Vegas and the Las Vegas Convention and Visitors Authority.

Las Vegas Valley Water District Rate Committee Formed

The Las Vegas Valley Water District has formed a new committee to review rates and structures for commercial and residential users consisting of nine community representatives. The Metro Chamber

has one of the nine committee seats. The introductory meeting was held on February 17. The process will last approximately 9-10 months.

The Chamber and Small Business Phishing Scams

Recent phishing scams are targeting chambers of commerce and local businesses. It seems there's been an uptick in this kind of activity, so please beware and read the tips below on how you can avoid being the victim of one of these scams.

Business owners and employees should be wary of directory scams. Own a small business or work for one? Watch out for this con that's targeting businesses by posing as the "American Chamber of Commerce."

How the Scam Works

Your business gets a call from someone claiming to represent the American Chamber of Commerce. The caller asks for an employee (current or former) by name and claims to be updating your company's listing in its directory. They ask to verify basic business information, such as address, business name, main contacts, and phone numbers.

This may seem harmless, but it's a phishing con. There is no American Chamber of Commerce. Con artists hope that business owners confuse the "American Chamber" with the real "U.S. Chamber of Commerce" and share information.

Scammers can use this information to commit ID theft or target the business with other scams, such as phony invoices.

Tips to avoid a directory scam:

- Hang up. Don't confirm information from unknown callers. This just gives the scammers something to use against you.
- Call again. If you want to confirm that the call was a fraud, reach out to the real organization through a phone number you find on their website or another reliable source.
- Don't believe what you see. Scammers are great at mimicking phone numbers, official seals, fonts, and other details. Just because it looks like it's from a legitimate company, does not mean it is.
- Train staff. Make sure that the people processing invoices or answering phone calls are aware of these scams.

- Create a process for inspecting invoices. Always check that goods or services were both ordered and delivered before paying an invoice. Designate a small group of employees with authority to approve purchases and pay bills.

Read More

City of Henderson Proposes New Type of Development Application

The City of Henderson is proposing to create a new type of development application called Waiver of Standards, which is similar to applications both the County and City of Las Vegas already use. The purpose of the application is to request waivers from Development/Zoning Code requirements. This ability already exists, but through other applications. With such amendments to Code and with the establishment of a fee for this new application type, the City of Henderson is soliciting input from local businesses that would be impacted by the proposed changes.

Language for the proposed ordinance can be found here.

All comments must be received by the City of Henderson on or before March 10, 2016.

All comments must be submitted to:
City of Henderson, Community Development and Services
Attn: Waiver of Standards Application Code Revisions
PO Box 95050 MSC 115
Henderson, NV 89009-5050

Are You Interested In Serving?

In a press release issued last week, Governor Sandoval encouraged Nevadans with an interest in volunteering to check out the list of vacancies for various state boards and commissions, including the Nevada State Board of Education District 3 seat, Nevada Capital Investment Corporation, Cultural Centers and Historic Preservation Commission, the Nevada Tax Commission, and The Nevada Ethics Commission, to list a few.

The full list of current vacancies can be found here.

In addition to the state boards and commissions, there are a number of committees appointed by legislators. The following link will take you to "Legislatively Appointed Committees". Go to www.leg.state.nv.us and click on "Apply to Serve", located on the home page. While there may be no openings at this time, applications are held for two years.

Make a Difference through the Southern Nevada Forum!

The Metro Chamber, along with Southern Nevada legislators, local government officials, business leaders and other community stakeholders, are continuing to meet as committees to establish regional priorities for the 2017 legislative session.

The Southern Nevada Forum's six priority committees are: K-12 education, higher education, transportation infrastructure, economic development, health care and good governance.

The Metro Chamber is proud to help facilitate the Southern Nevada Forum committee meetings on behalf of Southern Nevada lawmakers to help bring our community together for these important discussions. Participants and community members are encouraged to stay engaged in the process by attending these committee meetings.

A joint meeting of the **K-12 and Higher Education Committees** will be held **Wednesday, February 24**, from 3:00 - 5:00 p.m. at Las Vegas City Hall.
Click here to register.

The **Good Governance Committee** meeting will be held **Thursday, March 3**, from 9:30 - 11:00 a.m. at the Las Vegas Metro Chamber of Commerce.
Click here to register.

The **Economic Development Committee** meeting will be held **Monday, March 7**, from 3:30 - 5:00 p.m. at the Las Vegas Metro Chamber of Commerce.
Click here to register.

The **Transportation and Infrastructure Committee** meeting will be held **Tuesday, March 15**, from 8:00 - 9:30 a.m. at Las Vegas City Hall.
Click here to register.

Southern Nevada Forum Website

Nevada Department of Taxation Commerce Tax Workshop

The Nevada Department of Taxation is conducting a workshop to gather comments from Nevada businesses about possible regulations associated with the implementation of the Nevada Commerce Tax. The Nevada Commerce Tax, which was approved by the 2015 Legislature and signed into law by Governor Sandoval, took effect on July 1, and affects businesses with $4 million or more in annual gross revenue. The Nevada Department of Taxation will be responsible for the implementation and collection of the Nevada Commerce Tax.

The workshop will be held at 1:00 p.m. on Tuesday, February 23, in Carson City and video conferenced to the Grant Sawyer State Office Building, 555 E. Washington Ave. Room 4412, Las Vegas, Nevada.

Proposed Regulation R123-15

Members who are not able to attend the workshop, but have feedback about the possible regulations relating to the Nevada Commerce Tax, may send their comments to the Metro Chamber Government Affairs Department for submission. Please submit comments to pmoradkhan@lvchamber.com.

Chamber Provides Nevada Revenue Plan Resources

To help Nevada business owners understand the Nevada Revenue Plan and how it may affect their businesses, the Metro Chamber has assembled a few publications, alerts and resources. Please note that these resources are for informational purposes only and should not replace the advice, counsel or information imparted by your tax or financial expert.

Proposed regulation language from the Department of Taxation

regarding the Commerce Tax has been added to the Chamber's resource page, accessible below.

In addition, to avoid duplicate registrations of businesses, you are required to update your account with your unique Nevada Business ID number obtained from the Nevada Secretary of State. If you do not know this number, you can find it by visiting the Nevada Secretary of State website at http://nvsos.gov/sosentitysearch/.

You can access the Nevada Business ID Update Form by visitinghttp://tax.nv.gov/update/

Access Resource

The Metro Chamber is the state's largest and broadest-base business organization, representing its members on local, state and federal issues. Through BizPAC, its bipartisan political action committee, the Metro Chamber:

- Supports pro-economy policymakers
- Works to pass laws that protect the business community
- Ensures your interests and concerns are kept in front of elected officials
- Champions legislation that supports economic growth and job creation for the state

To learn more about contributing to BizPAC or sponsoring an upcoming event, please contact Maisie Rodolico at mrodolico@lvchamber.com or (702) 586-3846, or click below to donate now.

Donate

Mailing Address
Las Vegas Metro Chamber of Commerce
575 Symphony Park Ave.,
Ste. 100
Las Vegas, NV 89106

Contact Information
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To: Diana Paul[dpaul@LasVegasNevada.GOV]
Cc: Mayor's Office, All Staff[OM-Staff@LasVegasNevada.GOV]; Carolyn Goodman [redacted]; Public Affairs Office[pao@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Wed 7/8/2015 11:01:47 PM
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman ([redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is, Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.

Department of Justice

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by

operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Mon 7/27/2015 1:39:02 PM
Subject: [Marketing Mail] Is Your ALCO Really Going To Get It Right?

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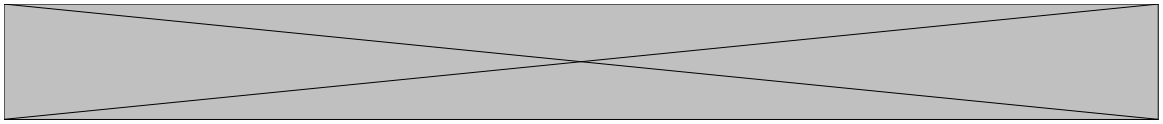

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ALCO BEAT

Don't assume you've got ALCO right

Everyone's been expecting a rate rise—someday—so they think they've got the impact on their bank pretty well figured out. *But do they?* asks Darling Consulting's Joe Kennerson. Now is the time to be sure you understand your bank's real risk profile. Read more

BANK CAPITAL

Facing Basel III's challenges

The modified Basel capital framework—Basel III—has taken effect for banks of all sizes, and now the problems are arriving. Plante & Moran's Ryan Abdoo reviews Basel basics and discusses common issues. Read more

"WASHINGTON'S GREATEST HITS"

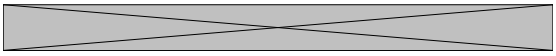
Community bankers bemoan Dodd-Frank on fifth anniversary

Dodd-Frank turns five and there's no birthday cake—it's *bankers* who get frosted. SNL Financial talks to community bankers about the post-crisis law and what it brought about. Read more

SNL REPORT

A mortgage gift from Washington?

CFPB's "Qualified Mortgage"



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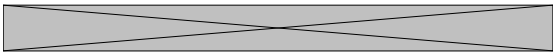
Time to retire?

How and when the CEO knows it's time to move on. Read more



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Making a case for e-signing

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standard was supposed to decimate community banks' market share of home loans. But SNL Financial says that's not what early numbers are indicating ... Read more

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Ready to fight Same-Day ACH fraud risk?

Arriving in 2016, Same-Day ACH holds out much promise for the industry and customers. But Srividya Sunderamurthy of Guardian Analytics says crooks may feel the same way. Read more

CFPB ACTION

Reverse mortgages may see regulatory action

CFPB recently issued a report based on focus group reactions to promotions of reverse mortgage programs. The report seems to foreshadow upcoming regulatory action. Read more

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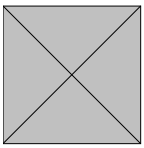

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

BE Editorial Advisory Board member to head new Wells Fargo Innovation Group

Steve Ellis, head of Wholesale Services at Wells Fargo, has been named head of a new cross-functional Innovation Group at the megabank.

The group's activities will cover research and development; innovation strategies; payment strategies; design and delivery; and analytics. The Wholesale Services group as currently structured includes an R&D team that will follow Ellis into the new group. Read more

Ellis is a member of the *Banking Exchange* Editorial Advisory Board. You can see a full listing of the Board's members here.

FORWARD TO A FRIEND OR COLLEAGUE

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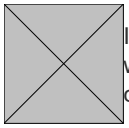

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From: Public Policy Law360
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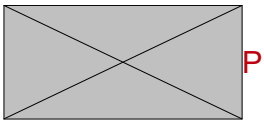
Subject: [Marketing Mail] 5 Things To Look For As Brexit Disclosures Get More Specific



PUBLIC POLICY

Friday, October 21, 2016

TOP NEWS

5 Things To Look For As Brexit Disclosures Get More Specific

After overcoming the initial shock over Britain's vote to leave the European Union, more public companies have begun updating their risk-related disclosures as they assess how the seismic event impacts their particular business. Here are five areas attorneys say will warrant specific attention as Brexit developments unfold.

Feds Appeal Block Of Obama's Transgender School Rule

The federal government said Thursday it will lodge an appeal of a Texas federal judge's decision to temporarily block the Obama administration's guidance that public schoolchildren should be allowed to use the bathroom matching their gender identity at the Fifth Circuit, two days after the judge reaffirmed his August decision.

FINRA Seeks SEC Approval For Rules To Protect Seniors

The Financial Industry Regulatory Authority on Thursday submitted a proposal to the U.S. Securities and Exchange Commission aimed at protecting seniors and other vulnerable adults from financial exploitation by empowering firms to respond to suspected abuse.

DOD Issues Final Rule For Contractors To Report Cyberattacks

The U.S. Department of Defense on Thursday sought to clarify the exact kinds of unclassified information that contractors must safeguard under its final rule covering requirements for reporting network penetrations and Pentagon policy on buying cloud services.

US, India Tackle IP, Food Safety Regs In Final Summit

U.S. and Indian trade officials convened their last high-level summit of the Obama administration Thursday as the U.S. leaned on New Delhi to improve its patent and trademark registrations and not to obstruct agricultural trade with dubious food safety rules.

Pa. House OKs Bill To Legalize Uber, Lyft Statewide

Uber Technologies Inc., Lyft Inc. and other ride-hailing companies are looking at a clearer path to maintaining a formal presence in Pennsylvania, as the state House on Wednesday unanimously approved a bill to legalize their services statewide, sending the measure back to the state Senate for consideration.

Ohio School Can't Stay Trans Student's Bathroom Case

An Ohio school district must continue to let a transgender student use the bathroom that matches her gender identity while the district appeals the ruling, a federal judge said Thursday, affirming his decision that the girl will likely succeed on her Title IX and Equal Protection Clause claims.

ANALYSIS

LAW FIRMS

Akin Gump
BakerHostetler
Berry Appleman
Boies Schiller
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Carter Ledyard
Constangy Brooks
Covington & Burling
Cozen O'Connor
Davis Polk
Debevoise & Plimpton
Dewey & LeBoeuf
Dinsmore & Shohl
Fountain Court Chambers
Herbert Smith Freehills
Hogan Lovells
Hunton & Williams
Ice Miller
Jenner & Block
Latham & Watkins
Linklaters
Littler Mendelson
Mayer Brown
Maynard Cooper
McGlinchey Stafford
Millberg Gordon
O'Melveny & Myers
Ogletree Deakins
Proskauer Rose
Quinn Emanuel
Ritzert & Leyton
Rogers Joseph
Rusty Hardin
Sheppard Mullin
Shook Hardy
Sidley Austin
Simpson Thacher
Skadden
Squire Patton Boggs

DOD Cyber Rule May Create As Many Problems As It Solves

While the Pentagon's final rule requiring defense contractors to report cyberattacks on their networks has resolved some industry concerns, such as by excluding commercial off-the-shelf contracts that don't typically involve sensitive information, it is also raising new worries about increased compliance burdens, attorneys say.

Intra-EU Bilateral Trade Deals May Have Had Their Day

As the European Commission intensifies its push for certain member states to terminate their investment treaties with other bloc members, some experts say it's becoming increasingly likely that these aging trade deals will be scrapped, changing the landscape for investors within the European Union.

Funding Benchmark In Startup Founder Rule Draws Scrutiny

A proposed rule that would let foreign founders of startups temporarily remain in the U.S. has drawn a slew of responses from venture capital groups and immigration organizations, including Mark Zuckerberg's FWD.us, with some commenters seeking to reduce the $345,000 investment requirement and calling for a path to a green card.

NY Nuke Fight Puts Spotlight On High Court Subsidy Ruling

New York's plan to offer subsidies for three struggling nuclear power plants has drawn a legal challenge that experts say could lead to the first significant ruling on the scope of the U.S. Supreme Court's April decision that power plant subsidies offered by Maryland usurped federal authority over wholesale electricity markets.

BANKING & SECURITIES

Malaysian Central Bank Forms Fintech Regulatory Sandbox

Malaysia's central bank has set up a "regulatory sandbox" to encourage experimentation among fintech startups, following a wave of Asian countries that have offered relief to financial service startups in the hopes of fostering a wave of innovation.

Wells Fargo CEO's Retirement Leaves Questions, Sens. Say

Sens. Elizabeth Warren and Robert Menendez grilled Wells Fargo & Co.'s new chairman following his predecessor's abrupt retirement, asking Thursday whether the disgraced former executive will be allowed to benefit from the scandal-plagued bank's fraud and whether the new CEO had also participated.

ENERGY & ENVIRONMENTAL

DOI Expands NM Land Review Over Oil, Gas Concerns

The U.S. Department of the Interior on Thursday announced that a resource management planning endeavor near Farmington, New Mexico, will now include tribal lands to help allay concerns about oil and gas development activity around Chaco Culture National Historical Park.

EPA Should Have Warned Flint Earlier, Watchdog Says

The U.S. Environmental Protection Agency's internal watchdog said Thursday the agency had the authority and information to issue an emergency order to protect the public during Flint, Michigan's lead contamination crisis roughly six months before it actually did.

Pa. Senate Approves Exhaustive Environmental Rule Review

The Pennsylvania Senate passed a resolution on Tuesday that would require a complete review of all environmental regulations in the state to determine whether they exceed federal guidelines.

HEALTH & LIFE SCIENCES

Stinson Leonard
Sutton McAughan
Taft Stettinius
The Buzbee Law Firm
Wiley Rein
Womble Carlyle

COMPANIES

AT&T Inc.
Actavis PLC
American Civil Liberties Union
American Immigration Lawyers Association
American Insurance Association
American Medical Association Inc.
Clearfield Inc.
Consumer Federation of America
Cooper Tire & Rubber Co.
Dallas Cowboys
Deutsche Lufthansa AG
Dynegy Inc.
Endo International Plc
Entergy Corporation
Environmental Defense Fund Inc.
Exelon Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
JetBlue Airways Corporation
Lambda Legal Defense & Educational Fund
Las Vegas Sands Corp.
Lyft Inc.
Morgan Stanley
NFL Enterprises LLC
NJ Transit Corp.
NRG Energy Inc.
National Association of Basketball Coaches
National Association of Manufacturers
National Association of Mutual Insurance Companies
National Basketball Association
Oakland Raiders
Pfizer Inc.
Property Casualty Insurers Association of America
Talen Energy Corp.
Twitter Inc.

Kan. AG Takes Back Dred Scott Cite In Abortion Case

Kansas Attorney General Derek Schmidt apologized Wednesday for defending a law banning the most common method of second-trimester abortions by affirmatively citing Dred Scott v. Sandford, the 1856 U.S. Supreme Court case that upheld slavery as constitutional and declared African Americans can't be citizens.

MEDIA & ENTERTAINMENT

NJ Senate Votes To Strip Icahn Of Casino License

The New Jersey Senate on Thursday approved a bill that would require casino owners who shutter their venues to forfeit their licenses, dealing a blow to any near-future gaming plans billionaire Carl Icahn might have for the defunct Trump Taj Mahal.

Goodell Says NFL Still Opposed To Legalized Gambling

National Football League Commissioner Roger Goodell again expressed opposition to legalized sports gambling at a press conference at the league fall meeting Wednesday even as gambling mecca Las Vegas is courting an NFL franchise.

TRANSPORTATION & INFRASTRUCTURE

NJ Assembly Votes For Subpoena Power In NJ Transit Probe

Garden State lawmakers on Thursday voted to grant a legislative committee subpoena power to investigate New Jersey Transit's finances and operations, which came under scrutiny in the wake of a fatal commuter train crash last month.

Mass. Paves Way For New Self-Driving Cars

Massachusetts is paving the way for driverless cars to hit the roads mainstream, with plans to launch test projects in Boston and to draft guidelines for state oversight on how the technology can be deployed and implemented, officials said Thursday.

2nd Christie Ally Denies Being Told Of GWB Revenge Scheme

New Jersey Gov. Chris Christie's former top political strategist on Thursday denied that he was told about the alleged political revenge plot behind the George Washington Bridge lane closures, representing the second Christie ally this week to contradict such claims from the government's star witness in the lane-closing trial.

INSURANCE

Obama Defends ACA, Urges Republicans To Drop Attacks

President Barack Obama on Thursday delivered a strident defense of the Affordable Care Act, brushing off worries about rising costs and calling on Republicans to embrace and expand the law.

EMPLOYMENT

Consolidation Granted In DOL Overtime Rule Lawsuits

Business groups fighting the U.S. Department of Labor's overtime regulations won a bid they said would make their case more efficient when a Texas federal judge agreed Wednesday to combine their suit with a similar challenge to the rules brought by 21 states.

NC Pols Try To Duck Transgender Bathroom Depositions

North Carolina lawmakers followed up Wednesday on their bid to dodge depositions in a federal court case over the state's House Bill 2 requiring transgender people to

U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications
Wells Fargo & Co.
Yahoo! Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
Central Intelligence Agency
Consumer Financial Protection Bureau
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
European Commission
Federal Acquisition Regulatory Council
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Trade Commission
Financial Conduct Authority
Government Accountability Office
Interior Board of Indian Appeals
Internal Revenue Service
International Maritime Organization
Massachusetts Department of Transportation
National Archives and Records Administration
National Security Agency
New Jersey Legislature
Northern Arapaho Tribe
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Securities and Exchange Commission
Small Business Administration
Texas Department of Housing and Community Affairs
Three Affiliated Tribes of the Fort Berthold Reservation
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Homeland

use bathrooms and locker rooms corresponding to the sex on their birth certificates, saying the United States' arguments are "baffling."

COMPETITION

DOJ, FTC Release Antitrust Guidance For HR Professionals

The U.S. Department of Justice and the Federal Trade Commission have released guidance for human resource professionals on how antitrust law applies to employee hiring and compensation, the agencies jointly announced in a press release issued on Thursday.

2nd Circ. Affirms Ex-NY State Senator's Graft Conviction

The Second Circuit affirmed the corruption convictions of former Democratic State Sen. Malcolm A. Smith and former Queens Republican politico Vincent A. Tabone on Thursday, finding that the election bribery scheme for which a jury found them guilty was properly charged under the federal honest services wire fraud statute.

PRIVACY & CONSUMER PROTECTION

Sen. Says FCC Privacy Plan Gives Consumers Needed Control

The Federal Communications Commission is right to give web browsing and app-usage data the highest levels of protection in its proposed new privacy rules, Sen. Edward J. Markey, D-Mass., said Thursday as he and others publicly backed the plan ahead of an agency vote next week.

ACLU Seeks Release Of Secret Rulings On Gov't Snooping

Recent revelations that Yahoo secretly scanned all of its users' email accounts at the request of U.S. intelligence officials is just the tip of the iceberg when it comes to government surveillance activities that affect millions of Americans' privacy rights, civil liberties activists said on Wednesday while calling on the government to release information about those activities.

PRODUCT LIABILITY

DC Circ. Ignored Racial Preferences In SBA, Contractor Says

A D.C. Circuit panel's decision upholding a Small Business Administration program that grants contracts to disadvantaged businesses conflicts with prior circuit precedent and ignores mandatory racial preferences in the Small Business Act, a contractor claimed Wednesday in a request for en banc review.

GOVERNMENT CONTRACTS

DOD Lobs New Rules For Property Tracking, Cost Accounting

Contractors and contracting officials in the U.S. Department of Defense could soon face additional requirements for cost accounting and keeping track of government property, if a pair of changes to acquisition rules proposed Thursday go through.

DOD Must Assess Impact Of Drawdowns, GAO Says

A U.S. Government Accountability Office report released on Thursday found the Department of Defense has not been assessing the readiness and budget impacts of emergency military assistance deployments over the last five years.

Medicaid Fraudsters In Illinois Task Force's Crosshairs

The task force that Illinois Gov. Bruce Rauner assigned to find savings in the state's health care system projects said Wednesday that Illinois can save $50 million next year by rooting out "wasteful spending" in Illinois' Medicaid program.

Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Office of Personnel Management
U.S. Supreme Court
World Bank Group

TAX

IRS Faulted Over Communication With Contractor In Hacking

The Internal Revenue Service was unable detect automated attacks on its online Get Transcript application because it had poor communication with its systems contractor, according to an audit report released Wednesday from the Treasury Inspector General for Tax Administration.

IMMIGRATION

EB-5 Investors Favor $500K Option, GAO Study Finds

Nearly all of the more than 6,000 foreigners who applied for the EB-5 immigrant investor program in the fourth quarter of fiscal year 2015 chose to invest in a "targeted employment area" where the minimum commitment of $500,000 is half as much as elsewhere, the U.S. Government Accountability Office estimated in a report released Wednesday.

NATIVE AMERICAN

DOI Panel Rejects Challenge To Vote On Tribal Constitution

The Interior Board of Indian Appeals on Wednesday upheld a Bureau of Indian Affairs official's ruling that rejected challenges to a vote to amend the constitution of the Three Affiliated Tribes of the Fort Berthold Reservation in North Dakota, saying the official's ruling wasn't appealable to the board.

Shoshone Official Calls Contract Ruling A 'Blow' To Arapahos

An Eastern Shoshone Tribe leader claimed in a letter Wednesday that a Montana federal judge "dealt a heavy blow" to the Northern Arapaho Tribe when blocking the Bureau of Indian Affairs from entering into contracts funding government services for the tribes, which share a Wyoming reservation, without getting approval from both.

TELECOMMUNICATIONS

FCC's Pai Slams Agency's Overreach Amid Court Reversals

Courts have appropriately taken action against Federal Communications Commission overstepping, Republican Commissioner Ajit Pai said Thursday, but the agency continues a wrongheaded focus on accomplishing policy objectives without regard for legal authority.

Republican FCC Commish Takes Aim At College PC Culture

Republican Federal Communications Commissioner Ajit Pai set his sights on progressive censorship on today's college campuses in an impassioned speech Wednesday touting the virtues of the First Amendment, claiming so-called "safe spaces," "trigger warnings" and other protests are "closing the American mind."

FCC's Clyburn Lays Out Lofty Agenda For Broadband Access

Democratic Federal Communications Commissioner Mignon Clyburn on Wednesday staked out an ambitious agenda to foster broadband access in rural and low-income communities while promoting next-generation high-speed services, outlining a menu of legislative and policy proposals to cut costs, "empower communities" and free up wireless spectrum.

EXPERT ANALYSIS

How Obama's Immigration Actions Are Benefiting Employers

Since President Barack Obama's 2014 executive actions on immigration, the U.S.

Department of Homeland Security has created useful additional vehicles for foreign skilled immigrants and entrepreneurs to obtain employment authorization. While no panacea, these measures have improved certain key immigration benefits widely used by employers and entrepreneurs, says Daniel Berner of Berner Law PLLC.

Tackling The Regulation Of Global Airplane GHG Emissions

After years of discussions, the body that sets international standards for the commercial aviation industry reached a landmark deal to cap and regulate the industry's greenhouse gas emissions, opening the door to rulemaking by the U.S. Environmental Protection Agency and Federal Aviation Administration, say Eric Rothenberg and Remi Moncel of O'Melveny & Myers LLP.

HUD Strikes Back Against Disparate Impact: Part 1

Two years ago, multiple insurance companies challenged the U.S. Department of Housing and Urban Development's discriminatory effects rule. Robert Helfand of Carlton Fields Jorden Burt PA explains HUD's recent lengthy and aggressive rejection of the insurers' objections.

Trial Pros' Secret To Courtroom Success

Somewhat surprisingly, very few of the dozens of "trial pros" who have been interviewed by Law360 have revealed the secret to effective trial preparation that is vital to their success. But ultimately, the "secret" to effective trial preparation is not actually a secret, says Jamin Soderstrom of Soderstrom Law PC.

FCC Fact Sheet Leaves No One Entirely Happy

Once again, the Federal Communications Commission will be the winner if new rules regarding business data service reform are adopted. Just as it did under the open internet order, the FCC expands its regulatory reach to previously unregulated services, says Douglas Bonner of Womble Carlyle Sandridge & Rice LLP.

LEGAL INDUSTRY

6 Traps To Avoid During Your First Few Years Of Law

First-year BigLaw associates leave law school brimming with confidence and a shiny new degree, but many are unaware of the pitfalls that lurk ahead as they navigate their fledgling career paths. Here are six tips for young lawyers on making it through the first few years of practice without creating careerlong regrets.

Pushing Diversity Doesn't Ensure Success For Women Attys

Female attorneys continue to struggle to make strides in BigLaw, especially once they move beyond the junior associate level. But leading supporters of diversity in the industry said at a Thursday panel discussion that there are steps women can take to help them move up the legal ladder.

Law360's Weekly Verdict: Legal Lions & Lambs

Sidley Austin LLP and Proskauer Rose LLP topped this week's list of legal lions when a state appeals court refused to revive a $52 million legal malpractice suit against the firms while BakerHostetler became a legal lamb after the Second Circuit disqualified it from representing a defendant in a $230 million suit over an alleged Russian tax fraud scheme.

Rainmaker Q&A: Sheppard Mullin's Eric Klein

If you only get 1 percent of your contacts referring you business, that at first may sound daunting — until you realize that 1 percent of a 2,000-person network means that 20 people will be sending you business. At that point, you're a rainmaker, says Eric Klein chairman of the health care practice at Sheppard Mullin Richter & Hampton LLP.

Rainmaker Q&A: Maynard Cooper's Stephen Stallcup

Cody Willard of Fox Business Network advises clients that it's often the hardest stock trade to make that is the right trade, and that often applies to doing what it takes to develop a rewarding legal career. Despite all of that, we're still having a ton

of fun in what we do, says Stephen Stallcup, shareholder at Maynard Cooper & Gale.

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Jenner & Block
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Ogletree Deakins
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Quinn Emanuel
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Rusty Hardin
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Shook Hardy
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Skadden
Squire Patton Boggs
Stinson Leonard
Sutton McAughan
Taft Stettinius
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COMPANIES

American Civil Liberties Union
Wells Fargo & Co.
AT&T Inc.
Actavis PLC
American Immigration Lawyers Association
American Insurance Association
American Medical Association Inc.
Clearfield Inc.
Consumer Federation of America
Cooper Tire & Rubber Co.
Dallas Cowboys
Deutsche Lufthansa AG
Dynegy Inc.
Endo International Plc
Entergy Corporation
Environmental Defense Fund Inc.
Exelon Corporation
Facebook
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
JetBlue Airways Corporation
Lambda Legal Defense & Educational Fund
Las Vegas Sands Corp.
Lyft Inc.
Morgan Stanley
NFL Enterprises LLC
NJ Transit Corp.
NRG Energy Inc.
National Association of Basketball Coaches
National Association of Manufacturers
National Association of Mutual Insurance Companies
National Basketball Association
Oakland Raiders
Pfizer Inc.
Property Casualty Insurers Association of America
Talen Energy Corp.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
U.S. Department of Defense

Bureau of Indian Affairs
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Federal Acquisition Regulatory Council
Federal Trade Commission
Government Accountability Office
Securities and Exchange Commission
U.S. Department of the Interior
Bureau of Land Management
Central Intelligence Agency
Consumer Financial Protection Bureau
Eastern Shoshone Tribe
Equal Employment Opportunity Commission
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Railroad Administration
Financial Conduct Authority
Interior Board of Indian Appeals
Internal Revenue Service
International Maritime Organization
Massachusetts Department of Transportation
National Archives and Records Administration
National Security Agency
New Jersey Legislature
Northern Arapaho Tribe
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Small Business Administration
Texas Department of Housing and Community Affairs
Three Affiliated Tribes of the Fort Berthold Reservation
U.S. Department of Education
U.S. Department of Housing and Urban Development
U.S. Department of Labor
U.S. Office of Personnel Management
World Bank Group

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Nevada Public Radio
Sent: Wed 5/22/2019 10:02:06 PM
Subject: NVPR Travel Club - New HOV Lanes - Summer Movie List

EXTERNAL EMAIL

Our Summer Trips to Cedar City for the Utah Shakespeare Festival are Back!

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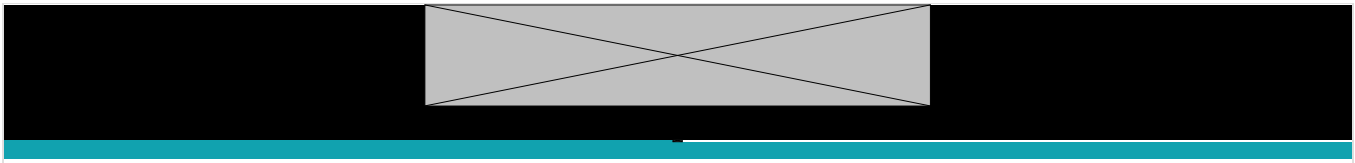
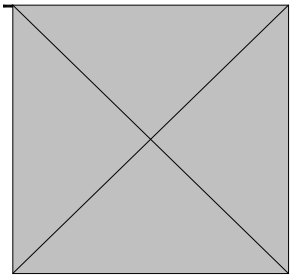


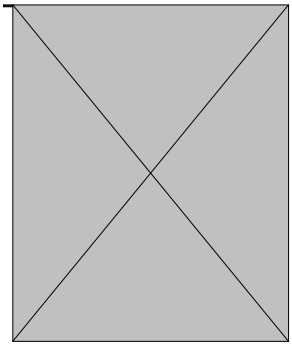


NEW: Travel Club - Utah Shakespeare Festival

June, August, and September Dates | Utah Shakespeare Festival in Cedar City, UT

Join Nevada Public Radio for our summer travel series to Cedar City to see the Utah Shakespeare Festival. Enjoy your ride on a private coach and experience classic and contemporary plays with an overnight stay at the Stratford Court Hotel. Don't worry; we take care of all the details, and have two travel dates to choose from. Select yours below:

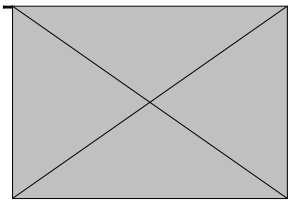
Reserve Your Seats



The Bottom Line on Aging and Financial Vulnerability

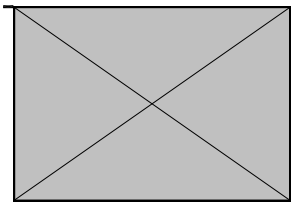
Neuroscientists and gerontologists see evidence that people aging normally can become more **vulnerable to financial exploitation**. Con artists, fraudsters and, in many cases, family, friends, and caregivers take money from seniors through the abuse of trust. Marketplace's David Brancaccio and team have identified fraud victims and their families from coast to coast who have been willing to tell their stories.

This Marketplace special airs **Monday May 27 at 2 p.m.** on News 88.9 KNPR.



Click Debate: The 11 Essential Las Vegas Films

What are the essential movies about Las Vegas? In the May issue of *Desert Companion*, critic Josh Bell offers a list of **11 movies** that really say something about this town. It's a list sure to keep you arguing all summer, not only about the films that made the cut, but also those that didn't.

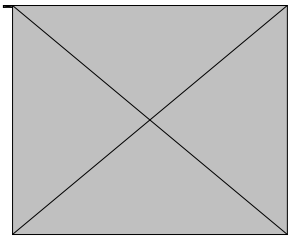


Nevada Public Radio's Trivia Night

Wednesday, June 26th | Brooklyn Bowl Las Vegas

Join Nevada Public Radio and Brooklyn Bowl Las Vegas for the second-ever trivia night on Wednesday, June 26 with quizmaster Daniel Platzman of Imagine Dragons. Platzman will moderate a pop-culture-pub-trivia night with 100% of ticket proceeds benefiting Nevada Public Radio. Get your tickets now before they are sold-out. Grab a VIP bowling lane or a table or join us as GA, either way you will not want to miss this!

Purchase Tickets



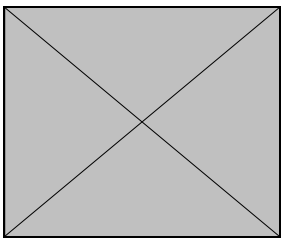
NEW: Seal

Friday, July 19th | Pearl Concert Theater at Palms Casino Resort

Members and listeners get a special rate! 100% of your purchase price is reinvested in your listening.

In a remarkable career that spans more than two decades, London-born multi-platinum singer-songwriter Seal has been focused on a single creative pursuit: expressing the full experience of love through song. Known for his one-of-a-kind soaring, husky baritone voice, his singing is said to invoke mystery and inspire hope and wonder. He will be performing his new album Standards where he covers musical classics.

Purchase Tickets



Win Tickets to Pat Benatar and Neil Giraldo

GRAMMY Award-winning vocalist Pat Benatar and trailblazing producer and performer Neil Giraldo will make their Wynn Las Vegas debut together this summer in their two-night engagement at Encore Theater on Aug. 2 and 3. Their undeniable chemistry and unique sound has led to the creation of notable rock hits such as "Love Is A Battlefield," "We Live For Love" and "Invincible."

Enter now for a chance at 5 pairs of tickets with one lucky Grand Prize winner!

Enter to Win!

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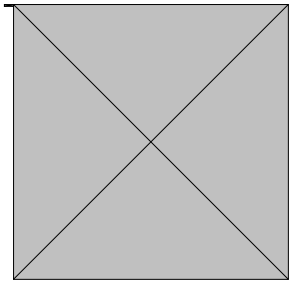

Join us for EMERGE: The intersection of Social Justice, Art & Music

The intersection of social justice, art and music, Emerge is an annual gathering where inspired changemakers come together to imagine and create a better world. Join us at the Hard Rock Hotel & Casino in Las Vegas on May 31-June 1 for two days of live music, passionate storytelling crafted parties and immersive experiences. Featuring Brandon Flowers, Andrew Bird, Gerard Way (My Chemical Romance), Emma Gonzalez, David Hogg (March for our Lives), Patrisse Cullors (Black Lives Matter), Talib Kweli + more.

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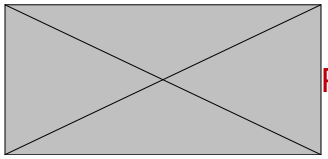

PUBLIC POLICY

Thursday, August 30, 2018

BREAKING: Ex-Pa. Mayor Convicted In Pay-To-Play Scheme

A Pennsylvania federal jury on Thursday found ex-Reading mayor Vaughn Spencer guilty on charges of bribery and wire fraud in connection with a scheme in which he solicited campaign donations from city vendors in exchange for lucrative contracts.

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Subject: Rosenstein Hands In Resignation Letter Praising DOJ, Trump

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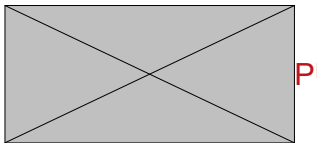

PUBLIC POLICY.

Tuesday, April 30, 2019

TOP NEWS

Rosenstein Hands In Resignation Letter Praising DOJ, Trump

Deputy Attorney General Rod Rosenstein will resign effective May 11, according to a letter he sent President Donald Trump on Monday offering unapologetic praise for Trump's agenda while extolling the virtues of a nonpartisan U.S. Department of Justice.

Read full article »

DOL Guidance Shows Narrowed Take On Who's An Employee

The U.S. Department of Labor on Monday unveiled its first Trump-era guidance on the hot-button issue of employee-versus-independent contractor classification, saying workers for an unnamed gig economy platform that connects service providers with clients are contractors.

Read full article »

Iancu Urged To Reject Sens.' Plan For Crushing Serial IPRs

A push by some lawmakers to crack down on serial inter partes review petitions shouldn't get U.S. Patent and Trademark Office support, a tech industry group said Monday, arguing that repeat challenges are uncommon and measures to stop them would hamper legitimate petitioners.

Read full article »

High Court Won't Revisit Public Union Bargaining Rights

The U.S. Supreme Court on Monday declined to consider whether public unions' exclusive representation rights are constitutional following its landmark Janus decision, rejecting a Minnesota college professor's request that it take up the issue.

Read full article »

DOD Rule Would Emphasize Performance-Based Contract Pay

The U.S. Department of Defense on Monday finalized several defense acquisition regulations while also proposing several new rules, most prominently one that would require performance-based contractual payments for fixed-price contracts whenever practical.

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Lowenstein Sandler
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Munger Tolles

BANKING & SECURITIES

NYDFS Unveils New Consumer Financial Protection Group

New York's state banking and insurance regulator said Monday that it's launching a new division to handle consumer protection and fraud-fighting and has hired a former federal prosecutor-turned-compliance consultant to run it.

Read full article »

ENERGY & ENVIRONMENTAL

High Court Lets Stand Ore. Mining Ban In Salmon Habitats

The U.S. Supreme Court on Monday declined to review a Ninth Circuit decision that upheld an Oregon law prohibiting motorized mining methods in certain salmon habitats.

Read full article »

Dems Call For Enviro Measures In Infrastructure Talks

Congressional Democrats laid out their conditions Monday for a deal on infrastructure, including clean energy initiatives, in a letter sent to the White House ahead of Tuesday's talks on a national repair plan.

Read full article »

Maine City's Oil Export Ban Doesn't Hold Up, 1st Circ. Told

A Maine city's ordinance barring the export and bulk loading of Canadian crude oil from its waterfront is preempted by federal pipeline safety law because it effectively targets a U.S.-Canada pipeline system running through the city, the pipeline system's owner has told the First Circuit.

Read full article »

HEALTH & LIFE SCIENCES

FDA Stalling On Impulsivity Warnings For Drugs: Nonprofit

A Washington, D.C.-based consumer advocacy group asked a federal court on Monday to force the U.S. Food and Drug Administration to act on its 2016 petition saying dopamine agonist drugs should have a black-box warning about side effects that can cause compulsive behavior.

Read full article »

REAL ESTATE

Home-Share Sites Urge 9th Circ. To Rehear License Ruling

Airbnb and HomeAway have urged the full Ninth Circuit to rehear whether Santa Monica, California, can require residents who use home-sharing websites for short-term rentals to obtain licenses, arguing the ruling is at odds with U.S. Supreme Court precedent.

Read full article »

EMPLOYMENT

Boston-Area DAs Sue ICE Over Courthouse Arrests

Two Boston-area district attorneys filed a federal lawsuit Monday challenging U.S.

Norton Rose Fulbright
Pessin Katz
Pierce Atwood
Pillsbury Winthrop
Richards Rodriguez
Sanford Heisler
Seward & Kissel
Thompson Hine
WhatleyKallas
Williams & Connolly

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American Immigration Council
American Medical Association Inc.
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Graniterock
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HomeAway Inc.
Hotwire Communications Ltd.
Lemire LLC
Lyft Inc.
Massachusetts Bar Association
Memorial Healthcare System
Mexican American Legal Defense and Education Fund
NFL Enterprises LLC
New York University
Oakland Raiders
Pacific Legal Foundation

Immigration and Customs Enforcement's practice of arresting unauthorized immigrants at courthouses.

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COMPETITION

'No Place' For Non-DOJ Concerns In Aetna Review, CVS Says

CVS and the U.S. Department of Justice are taking another shot at preventing, or at least limiting, live witness testimony in D.C. federal court that outside groups hope will derail the government deal clearing the pharmacy chain's $69 billion purchase of Aetna.

Read full article »

DOT Asks High Court To Kill Railroad's Amtrak Challenge

The U.S. Department of Transportation has asked the U.S. Supreme Court not to disturb a federal statute that gives Amtrak a hand in setting performance and scheduling standards for the nation's railways.

Read full article »

MEDICAL MALPRACTICE

Md. Justices Toss Med Mal Suit As Duplicating Earlier Case

The Maryland high court on Monday said a motorist cannot bring a second lawsuit seeking damages for injuries stemming from a car crash over which she settled a previous lawsuit, because doing so would violate the "one satisfaction rule."

Read full article »

AEROSPACE & DEFENSE

SpaceX Internet Satellites Can Use Lower Orbit, FCC Says

The Federal Communications Commission has granted an application for SpaceX to modify its constellation of broadband satellites, slimming the fleet and shifting it into a lower altitude despite concerns that the adjustments could result in collisions and interference.

Read full article »

INTERNATIONAL TRADE

Japanese PM Calls On G-20 Nations To Discuss WTO Reforms

Japanese Prime Minister Shinzo Abe told reporters on Sunday that he plans to lead discussions as host of the upcoming Group of 20 leading rich and developing nations summit on potential reforms to the World Trade Organization, as the Trump administration continues its efforts to stifle the trade body's dispute resolution arm.

Read full article »

Commerce Sets Tariffs On Glycine From India, China, Japan

The U.S. Department of Commerce has handed down tariffs on glycine imported from India, China and Japan after finding that the imports were either dumped or subsidized, but postponed setting duties on Thailand to further look into potential fraud.

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California Natural Resources Agency
Centers for Medicare & Medicaid Services
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Department of Commerce
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Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Food and Drug Administration
International Trade Commission
Massachusetts Department of Telecommunications and Cable
National Aeronautics and Space Administration
National Labor Relations Board
National Railroad Passenger Corp.
New York State Department of Financial Services
Social Security Administration
Texas Attorney General's Office
Turtle Mountain Band of Chippewa Indians
U.S. Army
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland

TAX

Wash. Legislature OKs Budget With $830M In Additional Taxes

The Washington state Legislature passed a $52.4 billion biennial operating budget that relies on $830 million in new and increased taxes just before midnight Sunday, sending the measure to the governor’s desk and handing him a big victory.

Read full article »

IMMIGRATION

Analysis

Aggressive ICE Tactics Set Up Heavyweight Clash In Mass.

The Trump administration's zealous approach to immigration enforcement at courthouses has resulted in a showdown between the federal government and progressive state prosecutors in Massachusetts, reaching a boiling point in recent days with the indictment of a sitting judge and a first-of-its-kind lawsuit by two district attorneys.

Read full article »

White House Blasts Activists' Bid To Block Wall Funding

The Trump administration has fired back at a bid by a pair of advocacy groups to block the U.S. Department of Defense from repurposing its funds to build a wall along the southern border.

Read full article »

ICE Hired Security Firm To Track Family Separation Protests

U.S. Immigration and Customs Enforcement contracted a private security firm to track protests nationwide last June over the Trump administration's practice of separating immigrant families in detention, according to government records obtained by the American Immigration Council.

Read full article »

USCIS Faces 4th Suit Over Special Immigrant Juvenile Policy

U.S. Citizenship and Immigration Services was hit with a fourth federal lawsuit Monday challenging the agency's alleged policy change making it more difficult for young immigrants between 18 and 21 to qualify for special immigrant protections.

Read full article »

Texas Settles Suits Over Citizenship Review Of Voter Rolls

A Texas federal judge on Monday approved a settlement that brings to an end three lawsuits alleging Texas conducted an unconstitutional citizenship review of voter rolls, and requires the state to foot a $450,000 bill covering the challengers' attorney fees.

Read full article »

NATIVE AMERICAN

Longtime Bureau Of Indian Affairs Official Named Director

The acting director of the Bureau of Indian Affairs, who started with the U.S. Department of the Interior agency more than three decades ago, has been named to the post permanently, according to a BIA statement on Monday.

Read full article »

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U.S. Department of Transportation
U.S. Department of the Interior
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

TELECOMMUNICATIONS

Cable Cos. Back Robocall-Blocker Bill With Opt-Out Measure

The cable industry told House lawmakers Monday that setting up free programs to block robocalls but letting customers opt out, rather than making them proactively request the service, would go a long way toward countering the deluge of unwanted calls.

Read full article »

Toyota Pauses Crash-Avoidance Plan Amid 5.9 GHz Upheaval

Toyota is pumping the brakes on its development of wireless crash-avoidance technology due to discussions over sharing the relevant spectrum band with Wi-Fi and pivoting the auto industry to cellular-based technology, the automaker said in a Federal Communications Commission filing posted Monday.

Read full article »

Charter Can't Invoke DirecTV To Beat Rate Caps, FCC Told

Massachusetts' telecom agency told the Federal Communications Commission that Charter Communications should continue to be subject to price regulation because it does not face sufficient competition from DirecTV Now, according to a filing posted Monday.

Read full article »

EXPERT ANALYSIS

HHS Rule Could Disrupt How Hospitals And Insurers Set Rates

Buried in the text of the U.S. Department of Health and Human Services' new proposed rule on health care information technology are potentially explosive questions about the publication of payer-negotiated rates for health care services, say attorneys at Brownstein Hyatt.

Read full article »

Prepping For New Mass. Paid Family And Medical Leave Law

Although employees will not be entitled to take leave under Massachusetts' new paid family and medical leave law until 2021, employers face upcoming 2019 deadlines for compliance with key aspects, say attorneys with Goodwin.

Read full article »

A Slim New Rule Of Criminal Procedure

Last week, the U.S. Supreme Court adopted a new procedural rule for pretrial criminal discovery. The impact of Rule 16.1 will result not from what is in the text, but from what is missing, says Mario Nguyen of Locke Lord.

Read full article »

LEGAL INDUSTRY

Drinker Biddle Partner Says Ex-Firm Dentons Owes $390K

The former chairwoman of Dentons' U.S. and global government contracts practice lodged a suit in Washington, D.C., court on Monday alleging the BigLaw powerhouse is withholding hundreds of thousands of dollars from her following her departure last year.

Read full article »

Female GC Told To Serve Men Cake, $20M Bias Suit Says

A veteran attorney who recently served as ExlService Holdings Inc.'s general counsel was asked to serve male subordinates cake and ultimately ousted for complaining about gender bias, she alleged in a $20 million lawsuit filed Monday.

Read full article »

Longest-Serving Black Federal Judge Dies At 96

Sixth Circuit Judge Damon Keith, the longest-serving black jurist on the federal bench and a civil rights icon, died Sunday at 96. His passing drew an outpouring of tributes from Michigan officials and civil rights groups praising his five decades of service and his legacy.

Read full article »

Law Grads Hired At Best Rate Since 2008 Crash, ABA Says

Law school graduates who entered the job market in 2018 have seen the highest employment rate since the 2008 recession, according to new data unveiled Monday by the American Bar Association.

Read full article »

Justices Decline Posner And Boies-Backed Pro Se Suit

The U.S. Supreme Court declined on Monday to hear a case backed by Boies Schiller Flexner LLP chair David Boies and retired Seventh Circuit Judge Richard Posner that challenged the way a lower court handles pro se litigants.

Read full article »

Interview

15 Minutes With Hershey's General Counsel

Damien Atkins was not only drawn to The Hershey Co. because it makes his favorite candy, Reese's Peanut Butter Cups, but also because of its mission to help underprivileged children. Here, the GC shares the top challenges facing Hershey and the ways he is committed to diversifying the legal industry.

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American Immigration Council
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Panasonic Corporation
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Space Exploration Technologies Corp.
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StoneTurn Group
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Federal Communications Commission
U.S. Immigration and Customs Enforcement
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Transportation
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Bureau of Indian Affairs
California Natural Resources Agency
Centers for Medicare & Medicaid Services
Consumer Financial Protection Bureau
Department of Commerce
European Union
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Food and Drug Administration
International Trade Commission
Massachusetts Department of Telecommunications and Cable
National Aeronautics and Space Administration
National Labor Relations Board

National Railroad Passenger Corp.
New York State Department of Financial Services
Social Security Administration
Texas Attorney General's Office
Turtle Mountain Band of Chippewa Indians
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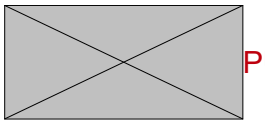
Subject: [Marketing Mail] Hatch Reiterates GOP Refusal To Look At High Court Nominee



PUBLIC POLICY

Monday, February 29, 2016

TOP NEWS

Hatch Reiterates GOP Refusal To Look At High Court Nominee

Senate Judiciary Committee member Orrin Hatch, R-Utah, on Friday continued to defend Senate Republicans' block on replacing late U.S. Supreme Court Justice Antonin Scalia, as dozens of advocacy groups urged committee members to reconsider their refusal to hold a hearing on any nominee.

Net Neutrality Stifled Broadband Investment, FCC's Pai Says

The Federal Communications Commission's expanded regulatory scheme imposed through its Open Internet Order led to stagnation in broadband investment over the past year, FCC Commissioner Ajit Pai said Friday, slamming the order as a misguided political move.

Sen. Says Fed Rules Are 'Wet Blanket' On Energy Growth

Sen. John Cornyn told energy industry leaders Friday that President Barack Obama's plans to curb carbon emissions are a "wet blanket of federal regulatory overreach" and that the U.S. should help its allies through increased fuel sales.

More States Join Fight Against Obamacare Tax On Medicaid

Three Midwest states have joined the Texas-led challenge to the Affordable Care Act tax levied on state Medicaid managed care organizations, Texas Attorney General Ken Paxton said Friday, bringing the number of states opposing the tax to six.

House To Propose FAA Funding Extension Amid Overhaul Row

House lawmakers plan on introducing a stopgap funding extension for the Federal Aviation Administration as they continue to spar over a controversial proposal in the long-term funding bill to spin off the nation's air traffic control into an independent, nonprofit-run corporation.

Former Pa. Govs Push For End To Appellate Court Elections

Three former Pennsylvania governors Friday threw their weight behind a bipartisan bill currently awaiting a vote in the state House that would replace judicial elections for appellate court seats with a merit selection system.

ANALYSIS

Meet The Attys Arguing Supreme Court Abortion Showdown

When the U.S. Supreme Court hears a momentous abortion case on Wednesday, the arguments will come from two young litigators known for staying cool even when judicial fire rains down from a hot bench.

Model Tax Treaty Eases Fears With Binding Arbitration

In its update to the model U.S. tax treaty, the U.S. Department of the Treasury has included a provision for mandatory binding arbitration of international tax disputes,

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Gibson Dunn
Goodell DeVries
Greenberg Traurig
Hall Booth
Hausfeld
Hogan Lovells
Holland & Knight
Hueston Hennigan
Irell & Manella
Jackson Walker
Jenner & Block

a move experts say should mollify multinationals' fears of double taxation in an era of increased compliance burdens.

CFPB Lending Tussle Echoes Early Days Of Tribal Gambling

The Consumer Financial Protection Bureau's plan to regulate tribal lenders and other providers of short-term, often-high-interest loans comes at a sensitive stage for tribes' involvement in the industry, as their efforts to kick-start lending businesses under the wary eye of the federal government recall the days before tribal gambling took off.

4 Go-To Firms For The Railroad Industry

Major transportation companies face a broad range of issues requiring legal assistance, from high-stakes litigation, to regulatory challenges and massive merger deals. Railroads are no exception, recently tapping these four "go-to" firms for major legal matters.

BANKING & SECURITIES

11th Circ. Struggles With Challenges To SEC In-House Court

The ability of defendants to mount a challenge to the U.S. Securities and Exchange Commission's administrative law process took the stage at the Eleventh Circuit on Wednesday, but the court's chief judge expressed confusion about how to apply seemingly divergent U.S. Supreme Court views to the issue.

Chinese Regulators Deny Rumors Of Listing Rule Change

Chinese regulators said Friday that there would be no immediate changes to the approval process for initial public offerings ahead of the implementation of a new registration-based IPO system, quelling rumors that fueled a market slide Thursday, according to reports.

ENERGY & ENVIRONMENTAL

House Passes Bill To Expand Hunting On Federal Lands

The U.S. House of Representatives on Friday passed legislation to broaden access to hunting, fishing and recreational shooting on federal lands, as well as to authorize imports of some contentious wildlife trophies and exempting lead ammunition and fishing tackle from certain environmental regulations.

EPA Says Free Market Group Can't Weigh In On Emissions Suit

The U.S. Environmental Protection Agency has asked the D.C. Circuit to deny a request by a "free market environmentalism" group to file a separate brief in litigation over a plan to reduce greenhouse gas emission from power plants.

Fracking Bill Has One More Shot In Fla. Senate

The Florida Senate Appropriations Committee on Thursday narrowly voted down a controversial bill that would establish regulations for fracking, but shortly after put it back on the agenda to give it one more chance on Tuesday.

HEALTH & LIFE SCIENCES

Sen. Dems. Want Paid-Off Medical Debt Out Of Credit Scores

Democrats have introduced a bill in the U.S. Senate that would alter the Fair Credit Reporting Act to prevent paid or settled medical debt from affecting consumers' credit scores, in line with settlements by the New York attorney general and a 2015 bill in the House of Representatives.

Fla. Appeals Court Reverses Hold On Abortion-Delay Law

A Florida appeals court on Friday berated a state trial court judge for blocking a law requiring women to wait 24 hours before undergoing an abortion, saying he

Jones Day
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Kelley Kronenberg
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had made the call without sufficient evidence before him.

MEDIA & ENTERTAINMENT

Texas Racing Commission Gets Funding Through 2017

Just days before funding was set to run out for the Texas Racing Commission, which would have brought an end to horse and greyhound racing statewide, the Legislative Budget Board approved funding for the organization Thursday that will allow it to operate through August 2017.

TRANSPORTATION & INFRASTRUCTURE

NHTSA's Oversight Improvements Fall Short, Watchdog Says

The National Highway Traffic Safety Administration still hasn't properly shored up its investigation of vehicle defects in the wake of high-profile recalls of millions of vehicles by Toyota Motor Corp. over sudden acceleration in certain models and General Motors Co.'s ignition switch scandal, a watchdog unit of the U.S. Department of Transportation has said.

EMPLOYMENT

Union Elections Shorter In NLRB Rule's First 9 Months

The time it takes to conduct a union election has dropped from 38 to 24 days in the nine months since the National Labor Relations Board’s election rule designed to streamline the process came into effect, the agency said Thursday.

Ill. Public University Says Layoffs Loom Without Budget

Chicago State University, one of Illinois' public colleges, announced Friday it will issue potential layoff notices to all of its staff if the state doesn't resolve its ongoing budget crisis.

Democratic Lawmakers Float Wall Street Whistleblower Bill

Democrats in the House and the Senate have introduced legislation that would prohibit employers from forcing employees to waive whistleblowing rights and increase awards to whistleblowers under certain bank fraud statutes.

COMPETITION

Ill. Lawmaker Seeks New Trial After Witness Doesn't Testify

Convicted Illinois state representative Derrick Smith, D-Chicago, took his case to the Seventh Circuit on Friday, arguing that he should be granted a new trial because he never got the chance to question the FBI informant that allegedly paid for his support of a state grant application.

PRIVACY & CONSUMER PROTECTION

DraftKings, FanDuel Back Ill. Law Regulating Fantasy Sports

A trade organization for daily sports fantasy sites like DraftKings and FanDuel is supporting an Illinois House bill that would alter the state's gambling laws to allow betting on fantasy sports teams with some regulation, the group announced Thursday.

PRODUCT LIABILITY

RJ Reynolds Asks DC Circ. To Re-Evaluate Menthol Cig Study

CSX Corporation
Caesars Entertainment
Caesars Entertainment Operating Co. Inc.
Cara Operations Ltd.
Charter Communications Inc.
Coyote Logistics LLC
Delta Air Lines Inc.
Deutsche Lufthansa AG
DraftKings Inc.
ESPN Inc.
Edge International Inc.
Equifax Inc.
Experian
Facebook
FanDuel Inc.
Florida Bar Association
General Motors
Georgia-Pacific LLC
Goldman Sachs Group Inc.
Google Inc.
Horizon Lines, Inc.
IHS Incorporated
Johnson & Johnson
KBR, Inc.
Kinder Morgan
LegalZoom.com Inc.
Liberty Media Corp.
LinkedIn Corp.
Major League Baseball Inc.
Matson Inc.
NFL Enterprises LLC
National Consumer Law Center
National Railroad Passenger Corporation
National Restaurant Association
Overstock.com Inc.
Pfizer Inc.
Philip Morris International Inc.
Planned Parenthood Federation
R.J. Reynolds Tobacco Co.
Siemens AG
Sierra Club
Southwest Airlines Co.
Specialty Restaurants Corp.
Spokeo Inc.
The Bank of Nova Scotia
Time Warner Cable
Toyota Motor Corporation
TransUnion LLC
Trinity Industries Inc.
U.S. Airways Group Inc.

R.J. Reynolds urged the D.C. Circuit on Friday to reconsider a U.S. Food and Drug Administration panel's study on a proposed ban on menthol cigarettes, saying an earlier finding that the tobacco company hadn't shown actual or imminent harm from the report conflicts with circuit precedent.

USDA Says DC Circ. Needn't Revisit Poultry Inspection Rule

The U.S. Department of Agriculture says the D.C. Circuit got it right by upholding the dismissal of a food safety group's challenge to the agency's new set of poultry inspection rules for lack of standing, and the agency urged the appellate court on Thursday not to revisit the issue.

INTERNATIONAL TRADE

US, EU Swap Regulatory Cooperation Offers In TTIP

U.S. and European Union officials on Friday wrapped up the latest negotiations for the Transatlantic Trade and Investment Partnership in Brussels, where the two sides exchanged new offers that would enhance their cooperation with regard to regulations on products ranging from cars to medicines.

USTR Asks Peru To Investigate Timber Shipment

In an effort to combat illegal logging in Peru, the Office of the United States Trade Representative has asked Peru's government to verify that a timber shipment from the country to the U.S. complies with Peruvian forestry laws and regulations, the office said Friday.

BANKRUPTCY

PREPA Lenders Tell Justices Puerto Rico Debt Law Preempted

Puerto Rican banks that have lent more than $550 million to the island's distressed utility PREPA have urged the U.S. Supreme Court to let stand rulings that scuttled legislation that would have created a local regime for restructuring the territory's debt, saying it's at odds with federal bankruptcy law.

IMMIGRATION

DOL Fights Shepherds' Bid For Quick End To H-2A Wage Fight

The U.S. Department of Labor on Thursday urged a District of Columbia federal court to toss or pause a "premature" motion by a putative class of shepherds for a quick end to a case in which they allege that the H-2A visa program's wage rule depresses pay.

NATIVE AMERICAN

EPA Says Navajo Enviros Trying To Sneak In Rule Challenge

The U.S. government has told a California federal court that a suit by Navajo environmental groups alleging the Environmental Protection Agency and Department of the Interior went behind their backs to exempt a coal-fired power plant from emissions requirements is another attempt to overturn an EPA rule that belongs in circuit court.

TELECOMMUNICATIONS

Rubio, Cruz Mark Net Neutrality Anniv. With Bill To Kill It

A group of eight Republican senators — including presidential contenders Marco Rubio of Florida and Ted Cruz of Texas — introduced a bill on Thursday that would reverse the Federal Communications Commission's year-old net neutrality

U.S. Chamber of Commerce
Union Pacific Corporation
United Parcel Service Inc.
Verizon Communications
Vivendi SA
Yahoo! Inc.

GOVERNMENT AGENCIES

Agency for International Development
Army Corps of Engineers
Bureau of Labor Statistics
Bureau of Land Management
Bureau of Reclamation
Cabazon Band of Mission Indians
Coeur d'Alene Tribe
Consumer Financial Protection Bureau
Corporation for National and Community Service
Department of Agriculture
Department of Health and Human Services
Department of Homeland Security
Department of Labor
Department of the Interior
Environmental Protection Agency
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Motor Carrier Safety Administration
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
Habematolel Pomo of Upper Lake
International Monetary Fund
Library of Congress
NATO
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Indian Gaming Commission
National Institutes of Health
National Labor Relations Board
Navajo Nation

decision and bar the commission from replacing it.

More Stations Sue FCC Over Incentive Auction Eligibility

Three low-power television providers have asked the D.C. Circuit to order a Federal Communications Commission review of the eligibility rules for the agency's broadcast incentive auction, saying the FCC's rules are inconsistent and unfairly exclude most LPTV stations.

PENNSYLVANIA

Pa. Judge Nominees Shut Out Of Senate Hearing

Two judges the president nominated for Pennsylvania federal court vacancies will keep waiting for a date in front of the Senate Judiciary Committee, after they were left off a March hearing list despite pressure from the state's Republican U.S. senator, Pat Toomey, to confirm them.

PEOPLE

4 Bracewell Attys Follow Giuliani To Greenberg Traurig

Four more lawyers have left Bracewell LLP in the wake of name partner and former New York mayor Rudy Giuliani's departure, taking their expertise in advising clients in white collar matters and government policy and following Giuliani to Greenberg Traurig LLP, the firm said Friday.

EXPERT ANALYSIS

High Noon In America: Executive Orders After Justice Scalia

Whatever a person's view on DAPA, the dispute over President Obama's executive order affects the fundamental relationship between the powers of the executive and the legislative branches, and the consequences of the ruling will stretch years into the future. Thus, whoever replaces Justice Scalia could be far more important than who is to become our next president, says Francis Drelling, general counsel for Specialty Restaurants Corp.

In Congress: Opioids, EPA, Medicaid

The House and Senate have full agendas this week, with Senate floor activity focused on bipartisan legislation aimed at tackling drug addiction and the House activity centered on delaying a U.S. Environmental Protection Agency rule and addressing issues with health care providers terminated from Medicaid programs, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

High Court Should Look At Texas House Bill 2 In Context

On March 2, the U.S. Supreme Court will hear argument in Whole Woman's Health v. Hellerstedt to determine whether Texas House Bill 2 places an "undue burden" on a woman's right to obtain an abortion. The court should consider Texas' sustained failure to help women when evaluating whether the stated purpose of H.B. 2 withstands constitutional scrutiny, say Jenner & Block LLP attorneys who represented parties filing an amicus brief in the case.

Sovereign Immunity For Tribal Officials At Risk

Tribal officials have long relied on the doctrine of official sovereign immunity to shield them from liability for official acts within the scope of their authority. In at least two circuit courts, the doctrine is imperiled and its future use to defend litigation has been dramatically curtailed, say Rob Roy Smith and Claire Newman of Kilpatrick Townsed & Stockton LLP.

LEGAL INDUSTRY

5 Ways To Crank Up Your Networking Game

Office of the U.S. Trade Representative
Pala Band of Mission Indians
Securities and Exchange Commission
Surface Transportation Board
Texas Racing Commission
Transportation Security Administration
U.S. Army
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House of Representatives
U.S. Postal Service
U.S. Senate
U.S. Supreme Court

Networking is integral to helping grow any practice, but it's easy for attorneys to neglect this aspect of their career as they hunker down to the work at hand. Here, experts offer some tips about how attorneys can step up their networking game and ensure the work that keeps them so busy keeps coming in.

5 Go-To Boutique Trial Firms

Clients seeking top-notch representation at trial don't always need a BigLaw firm's multiple foreign offices, overwhelming manpower and the accompanying price tag. Oftentimes, a more nimble, specialized firm can do the trick, and that's where the growing boutique trial firm industry comes into play.

The Incredible, Shrinking Dewey & LeBoeuf Fraud Case

The two ex-Dewey & LeBoeuf LLP executives facing charges left over from last year's jury trial each defeated 15 more felony counts Friday, further diminishing the once-massive criminal fraud conspiracy case in the run-up to a much narrower trial — if there will be one at all.

Dewey Execs Escape Larceny Charges Ahead Of 2nd Trial

A New York judge on Friday threw out charges of grand larceny against two former top executives of Dewey & LeBoeuf LLP, but declined to nix fraud and conspiracy counts, setting the stage for a slimmed-down second trial over allegations they defrauded the law firm's financial backers prior to its collapse.

Dentons Wants $2M Repayment From Ex-McKenna Partners

Dentons has demanded that certain former partners of McKenna Long & Aldridge LLP pay back $1.9 million they were allegedly overpaid in 2012 when Luce Forward Hamilton & Scripps was swallowed up by McKenna, according to a letter made public Thursday.

2 More Firms Beef Up Revenues While Another Pair Falters

DLA Piper grossed $2.54 billion last year to notch a 2.5 percent boost over 2014 while Lewis Roca Rothgerber Christie LLP's revenue grew 1.5 percent to $124.3 million, the firms confirmed Friday, though Pillsbury Winthrop Shaw Pittman LLP and Andrews Kurth LLP reported declines.

GC Cheat Sheet: The Hottest Corporate News Of The Week

A ban on employee tip-pooling and one state's "Amazon tax" are safe for now, but inversion earnings stripping and duty evasion are in the crosshairs. Here's the corporate news you may have missed last week.

Florida Bar Finds Gender Bias Still Rampant

Young female attorneys are still regularly experiencing gender bias in their legal careers and encountering roadblocks to achieving work-life balance, according to a Florida Bar survey released Friday.

Litigation Funder Makes Bid For BigLaw's Unpaid Fees

A recent move by the largest U.S. litigation funder into the purchase of unpaid BigLaw fees represents a next step for an industry looking for ways to profit from legal matters, experts said, and an option for firm leaders looking to hasten the onerous collections process.

Hogan Lovells Opens US Business Services Center In Ky.

Hogan Lovells will open its second global business center by late summer, this one located in Louisville, Kentucky, halfway across the world from its first back office in Johannesburg, South Africa, the firm said on Thursday.

Trial Boutique Wilkinson Walsh Doubles Size In 4 Weeks

The boutique launched weeks ago by two former Paul Weiss Rifkind Wharton & Garrison LLP trial superstars has already hired a dozen more lawyers, doubling its head count since it opened its doors, the founders said in an exclusive interview Friday.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS
Search full listings or **advertise your job opening**

LAW FIRMS

Greenberg Traurig
Latham & Watkins
Bracewell LLP
Bryan Cave
Cleary Gottlieb
Covington & Burling
DLA Piper
Dentons
Dewey & LeBoeuf
Gibson Dunn
Hogan Lovells
Jenner & Block
Kilpatrick Townsend
Kirkland & Ellis
Mayer Brown
Norton Rose Fulbright
Pillsbury Winthrop
Sidley Austin
Acosta
Akin Gump
Alston & Bird
Andrews Kurth
Arent Fox
Arnold & Porter
Baker & McKenzie
Bilzin Sumberg
Bond Schoeneck
Caplin & Drysdale
Carter Ledyard
Chadbourne & Parke
Consovoy McCarthy
Cravath Swaine
Crowell & Moring
Davis Polk
Debevoise & Plimpton
Dickstein Shapiro
Dorsey & Whitney
Fisher & Phillips
Fried Frank
Goodell DeVries
Hall Booth
Hausfeld
Holland & Knight
Hueston Hennigan

Irell & Manella
Jackson Walker
Jones Day
Keker & Van Nest
Kelley Kronenberg
Knobbe Martens
Lewis Roca
McConnell Valdes
McKool Smith
Morgan Lewis
Morrison & Foerster
Munger Tolles
Paul Weiss
Rimon PC
Robbins Russell
Shook Hardy
Skadden
Susman Godfrey
Vinson & Elkins
Wachtell Lipton
Weil Gotshal
White & Case
Williams & Connolly
WilmerHale
Yetter Coleman

COMPANIES

Apple Inc.
Planned Parenthood Federation
American Federation of Labor and Congress of Industrial Organizations
Facebook
LinkedIn Corp.
Sierra Club
AOL Inc.
AT&T Inc.
Air Transport Association of America
Altria Group Inc.
Alvarez & Marsal LLC
America Fujikura Ltd.
American Airlines Group Inc.
American Bar Association
American Chemistry Council Inc.
American Civil Liberties Union
Associated Press
Association of American Railroads
Astronics Corporation
BNSF Railway
Bright House Networks LLC
CSX Corporation
Caesars Entertainment
Caesars Entertainment Operating Co. Inc.

Cara Operations Ltd.
Charter Communications Inc.
Coyote Logistics LLC
Delta Air Lines Inc.
Deutsche Lufthansa AG
DraftKings Inc.
ESPN Inc.
Edge International Inc.
Equifax Inc.
Experian
FanDuel Inc.
Florida Bar Association
General Motors
Georgia-Pacific LLC
Goldman Sachs Group Inc.
Google Inc.
Horizon Lines, Inc.
IHS Incorporated
Johnson & Johnson
KBR, Inc.
Kinder Morgan
LegalZoom.com Inc.
Liberty Media Corp.
Major League Baseball Inc.
Matson Inc.
NFL Enterprises LLC
National Consumer Law Center
National Railroad Passenger Corporation
National Restaurant Association
Overstock.com Inc.
Pfizer Inc.
Philip Morris International Inc.
R.J. Reynolds Tobacco Co.
Siemens AG
Southwest Airlines Co.
Specialty Restaurants Corp.
Spokeo Inc.
The Bank of Nova Scotia
Time Warner Cable
Toyota Motor Corporation
TransUnion LLC
Trinity Industries Inc.
U.S. Airways Group Inc.
U.S. Chamber of Commerce
Union Pacific Corporation
United Parcel Service Inc.
Verizon Communications
Vivendi SA
Yahoo! Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Environmental Protection Agency
Federal Communications Commission
Consumer Financial Protection Bureau
Securities and Exchange Commission
Army Corps of Engineers
Department of Labor
Federal Bureau of Investigation
Federal Reserve System
Food and Drug Administration
National Labor Relations Board
U.S. Department of Transportation
Agency for International Development
Bureau of Labor Statistics
Bureau of Land Management
Bureau of Reclamation
Cabazon Band of Mission Indians
Coeur d'Alene Tribe
Corporation for National and Community Service
Department of Agriculture
Department of Health and Human Services
Department of Homeland Security
Department of the Interior
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Motor Carrier Safety Administration
Fish and Wildlife Service
Habematolel Pomo of Upper Lake
International Monetary Fund
Library of Congress
NATO
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Indian Gaming Commission
National Institutes of Health
Navajo Nation
Office of the U.S. Trade Representative
Pala Band of Mission Indians
Surface Transportation Board
Texas Racing Commission
Transportation Security Administration
U.S. Army
U.S. Census Bureau
U.S. Customs and Border Protection
U.S. Department of the Treasury
U.S. General Services Administration
U.S. House of Representatives
U.S. Postal Service
U.S. Senate

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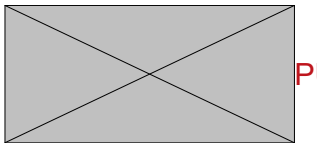
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 3/6/2019 9:43:15 AM
Subject: Trump Texas Trial Court Picks Breeze Through Hearing



PUBLIC POLICY.

Wednesday, March 6, 2019

TOP NEWS

Trump Texas Trial Court Picks Breeze Through Hearing

President Donald Trump's choices for a pair of Texas judgeships faced little public scrutiny during a nominations hearing Tuesday, as Texas Justice Mark Pittman and Jackson Walker LLP partner Sean D. Jordan sailed through questioning from a handful of senators.

Read full article »

Analysis

A Wave Of Litigation Hinges On Trump's Next Cuba Move

The Trump administration may soon open the door for scores of new lawsuits to settle Cold War-era grievances over the Cuban government's seizure of privately owned assets, which has the potential to overwhelm domestic courts and further agitate close U.S. allies.

Read full article »

Masterpiece Cakeshop Baker, Colo. End LGBT Court Row

The Colorado baker who went to the U.S. Supreme Court over a state LGBT discrimination complaint will dismiss his federal suit against Colorado officials after the state agreed to drop a second complaint against him, attorneys announced Tuesday.

Read full article »

Senate Confirms Williams & Connolly Partner To 4th Circ.

The Senate confirmed Williams & Connolly LLP partner Allison Jones Rushing to a Fourth Circuit seat on Tuesday, despite Democrats' complaints that the 37-year-old lacks experience.

Read full article »

ALJ Finds Sinclair Honesty With FCC 'Academic,' For Now

Sinclair Broadcast Group Inc. managed Tuesday to duck a Federal Communications Commission probe into allegations that it misled the agency in its since-collapsed bid for Tribune Media Co., but an FCC administrative law judge cautioned that the broadcaster's honesty could still be the subject of future proceedings.

Read full article »

Senate Advances Trump's 6th Circ. Pick With 1 GOP 'No'

The Senate on Tuesday advanced President Donald Trump's nominee Justice Department attorney Chad A. Readler to fill a Sixth Circuit vacancy, despite bipartisan complaints about his involvement in the government's case against the Affordable Care Act's pre-existing conditions protections.

Listen to our new podcast here

LAW FIRMS

Ackermann & Tilajef
Akerman
Akin Gump
Bruce S. Rogow PA
Bryan Cave
Buschel & Gibbons
Calfo Eakes
Carmen D. Caruso Law Firm
Conrad O'Brien
Covington & Burling
DLA Piper
Dentons
Dewey & LeBoeuf
Epstein Becker Green
Foley & Lardner
Foster Pepper
Fragomen Del Rey
Fredrikson & Byron
Freeman Mathis
Halloran Farkas
Harris Beach
Hawke McKeon
Hunton Andrews Kurth
Jackson Walker
Jenner & Block
Jones Day
Joseph Law Firm PC
King & Greisen
Kostelanetz & Fink
Lewis Brisbois
Lukins & Annis
McKool Smith

Read full article »

BANKING & SECURITIES

Accountants, What Are They Good For? Mass. Top Court Asks

Massachusetts' top appellate court appeared puzzled Tuesday as to why a pair of accountants should have been hired at all if they are off the hook entirely for failing to catch the former director of a public housing authority hiding more than $1 million in salary.

Read full article »

ENERGY & ENVIRONMENTAL

DOE Gives Export Thumbs-Up To La. LNG Project

The U.S. Department of Energy on Tuesday authorized a Louisiana liquefied natural gas project to export LNG to countries that lack free trade agreements with the U.S., less than two weeks after the Federal Energy Regulatory Commission gave its blessing for developers to build the export terminal and associated pipeline.

Read full article »

EPA Says Small Refiner RFS Decisions Can't Be Fought

Ethanol and biofuel producers can't use a fight against U.S. Environmental Protection Agency exemptions granted to small refiners from the Renewable Fuel Standard to lodge a broader challenge to the RFS program itself, the EPA told the D.C. Circuit on Monday.

Read full article »

Boaters Lose Bid To Challenge Puget Sound Sewage Ban

A Washington state appeals court on Tuesday sank a coalition of boating groups' challenge to the state's effort to prohibit marine vessel sewage discharge into Puget Sound.

Read full article »

HEALTH & LIFE SCIENCES

FDA Commissioner Scott Gottlieb Resigns

U.S. Food and Drug Administration Commissioner Scott Gottlieb, who pushed for tougher regulation on e-cigarette and tobacco companies, said Tuesday that he is stepping down as the agency's head, effective in one month's time.

Read full article »

IP & TECHNOLOGY

Alice Didn't Go As Far As Some May Think, Iancu Says

U.S. Patent and Trademark Office Director Andrei Iancu said in a speech Monday that in the Alice decision on patent-eligibility, the U.S. Supreme Court "never said that all automation with computers is per se ineligible," and new USPTO guidance on the issue aims to make that clear.

Read full article »

TRANSPORTATION & INFRASTRUCTURE

Morgan Lewis
Morrison & Foerster
Nixon Peabody
Park Jensen Bennett
Paul Weiss
Pillsbury Winthrop
Reilly Pozner
Robinson Bradshaw
RuyakCherian LLP
Shearman & Sterling
Sugarman Rogers
Thorburn Walker
Torkildson Katz
Tupper Mack
White & Case
Williams & Connolly

COMPANIES

Organisation for Economic Co-operation and Development
AT&T Inc.
Alliance Defending Freedom
Amazon.com Inc.
American Bar Association
American Cable Association
American Civil Liberties Union
Association for Accessible Medicines
Audrey Golden Associates Ltd.
Auntie Anne's Inc.
Cable News Network Inc.
Capital Bank Corp.
Colgate-Palmolive Co.
Expedia Inc.
Facebook
GlaxoSmithKline
Google Inc.
Instagram Inc.
JPMorgan Chase & Co.
KPMG International
LinkedIn Corp.
Major Lindsey & Africa
Massachusetts Bay Transportation Authority
Mlegal Group Inc.
NBCUniversal Inc.
National Congress of American Indians
New Enterprise Associates Inc.
New York State Bar Association
New York University
Northeastern University
Office Depot Inc.

Cutting High-Speed Rail Funds 'Indefensible,' Calif. Says

The California High-Speed Rail Authority on Monday criticized a U.S. Department of Transportation plan to cut nearly $1 billion in federal funding for a major infrastructure project in the state, calling the move “legally indefensible” and economically harmful.

Read full article »

COMPETITION

Sens. Worry Antitrust Consumer Welfare Rule Is Outdated

Senate Judiciary Committee members asked experts Tuesday whether the traditional "consumer welfare" standard for antitrust cases still works in an era driven by rapid technology growth, or if Congress needs to expand the rule to cover concerns like data privacy.

Read full article »

House Panel Picks Amazon Critic As Antitrust Counsel

House Judiciary Committee Democrats have plucked a legal academic, who has spent much of her career opposing what she views as increasing concentration of U.S. economic power in platform-dominant companies like Amazon, as counsel for the committee's antitrust panel.

Read full article »

T-Mobile Price Pact Akin To Rate Regulation, Expert Says

T-Mobile’s commitment to keep prices steady for at least three years after a proposed merger with Sprint either boils down to a flimsy promise or an offer to implement rate regulation, neither of which is desirable, a former Clinton White House official said on Tuesday.

Read full article »

Wash. AG Moves To Defend Easier No-Poach Legal Standard

The Washington state attorney general's office has asked to participate in proposed antitrust class actions accusing fast-food chains of anti-competitive no-poach agreements, seeking to file amicus briefs arguing the claims should be judged under an easier-to-prove legal standard that could put it at odds with the U.S. Department of Justice.

Read full article »

AEROSPACE & DEFENSE

General Urges No F-35s For Turkey If Russian Arms Deal OK'd

The top U.S. general in Europe told lawmakers Tuesday he would recommend denying Turkey access to the F-35 fighter jet if it goes through with a planned purchase of a Russian-made air defense system, citing issues with NATO interoperability and a potential threat to the F-35 itself.

Read full article »

Ex-Secretaries Say DOD Lied About Transgender Policy

Three Obama-era service secretaries have accused U.S. Department of Defense officials of misleading Congress about the DOD's "transgender ban" to try to justify that policy, saying transgender troops must meet the same standards as every other service member and are not given "special accommodations."

Oxford University Press Ltd.
Public Service Co. of New Mexico
Sierra Club
Sinclair Broadcast Group Inc.
Southern Poverty Law Center
Southwest Capital Bank
T-Mobile USA Inc.
Temple University
The American Waterways Operators Inc.
The Priceline Group Inc.
Tribune Media Co.
Twitter Inc.
Vannin Capital PCC
Verizon Communications Inc.
Wal-Mart Stores Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California State Transportation Agency
Colorado Supreme Court
Crow Nation
Defense Health Agency
Equal Employment Opportunity Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Trade Commission
Food and Drug Administration
Hawaii Attorney General's Office
Hopi Tribe
Internal Revenue Service
Joint Committee on Taxation
NATO
National Economic Council
Navajo Nation
New Mexico Department of Health
Office of the U.S. Trade Representative
Pueblo of Laguna of New Mexico
Quinault Indian Nation
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland

Read full article »

INTERNATIONAL TRADE

China Tariff Hike Indefinitely Suspended For Negotiations

The United States on Tuesday formally announced that it's delayed a scheduled increase of tariffs on Chinese products from 10 to 25 percent “until further notice,” as the two countries continue to negotiate a solution to their ongoing trade dispute.

Read full article »

TAX

IRS Can Get Info From Cannabis Co.'s Banks, 10th Circ. Says

The Tenth Circuit rejected a New Mexico medical marijuana dispensary’s bid to quash summonses the IRS sent to its banks and other vendors as part of an audit, saying Tuesday the IRS was legitimately investigating whether the company had taken improper deductions.

Read full article »

OECD Digital Tax Plans Risk Double Taxation, Group Says

Proposals on tax challenges in the digital economy advanced by the Organization for Economic Cooperation and Development risk making life harder for tax preparers and governments while raising the prospect of double taxation, a tax advisers group said Tuesday.

Read full article »

Travel Sites Owe Lower Tax On Car Rentals: Hawaii Justices

The Hawaii Supreme Court has ruled that five online travel platforms must pay the state's general excise tax on car rental transactions completed through their sites, but the companies only owe tax apportioned to the amounts they keep.

Read full article »

IMMIGRATION

Analysis

Reform Needed For Lasting H-2B Shortage Relief, Attys Say

With demand for H-2B temporary nonagricultural visas outstripping supply yet again this filing period, attorneys are calling for reforms that would ensure employers are not deprived of critical seasonal workers, including not counting some returning foreign workers toward the visa cap and even eliminating the cap altogether.

Read full article »

Anti-'Sanctuary' Grant Rules Again Struck Down In Calif.

A California federal judge has once again struck down a set of immigration-related conditions imposed on the receipt of federal public safety funds, delivering a blow to the Trump administration’s fight against so-called “sanctuary” jurisdictions.

Read full article »

3 Potential Taxes Could Gain $200M, NYC Budget Office Says

Increasing alcohol taxes in New York City, legalizing and taxing sports betting and levying a fee on homes near parks could generate more than $200 million annually for the city, according to recent projections from the city's budget office.

Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United Nations
Washington Attorney General's Office

Read full article »

Court Urged Not To Move Challenge To Feds' Migrant Policy

Several asylum seekers, the American Civil Liberties Union and other human rights groups on Monday urged a California federal court against shifting to another part of the state their suit challenging the Trump administration's efforts to force migrants who arrive at the nation's southern border to wait in Mexico for the outcome of their cases.

Read full article »

NATIVE AMERICAN

Analysis

Tribes Look For Strong Hand In Green New Deal

Congressional Democrats' Green New Deal makes a firm claim for Native Americans to take a lead role in moving the U.S. economy toward cleaner energy, but tribes must push lawmakers to make sure that promise translates to tangible benefits in whatever climate change legislation the plan yields, experts say.

Read full article »

TELECOMMUNICATIONS

State AGs Applaud Bill To Combat Illegal Robocalls

The attorneys general of all 50 states threw their support behind a bipartisan telecom bill that would expand the Federal Communications Commission's toolkit for fighting robocalls, telling Congress Tuesday these nuisances are the No. 1 source of consumer complaints their offices receive.

Read full article »

FCC Lauds Telecom Atty Tapped For World Radio Confab

Federal Communications Commission leadership heaped praise Tuesday on former White House policy adviser and DLA Piper partner Grace Koh after she was picked to lead the U.S. delegation headed for the World Radiocommunication Conference in Egypt this fall.

Read full article »

WHITE COLLAR

Roger Stone's Book Intro A Breach Of Gag Order, Judge Says

A D.C. federal judge took self-described political dirty trickster and Trump campaign veteran Roger Stone to task on Tuesday, saying the release of a preview to his book on the internet violated a gag order she had imposed last month.

Read full article »

No Cause To Shave Manafort Sentence, Mueller Says

Special counsel Robert Mueller pushed back against arguments made by former Donald Trump campaign chairman Paul Manafort's bid to seek leniency in his upcoming sentencing for bank and tax fraud, according to Tuesday filings in D.C. and Virginia federal courts.

Read full article »

PEOPLE

Foley & Lardner Adds Ex-US Rep. To Gov't Solutions Team

Former U.S. Rep. Michael Capuano of Massachusetts has landed a new gig as a public affairs director for the government solutions practice at international law firm Foley & Lardner LLP, divvying up his time between the firm's Boston and Washington, D.C., offices.

Read full article »

Trump Taps Ex-MoFo, Jenner Partner For DOJ's No. 3 Post

President Donald J. Trump announced plans Tuesday to nominate a former Morrison & Foerster LLP and Jenner & Block LLP partner, who is currently serving as the U.S. attorney for the District of Columbia, to associate attorney general at the U.S. Department of Justice.

Read full article »

EXPERT ANALYSIS

Constitutional Force-Pooling Arguments Face Uphill Battle

Opponents of oil and gas development in Colorado have brought constitutional challenges to the state's process for force-pooling mineral rights in federal court. But their Fifth and Fourteenth Amendment arguments were recently rejected by a federal court in Ohio in a separate case, say Ivan London and Zachary Fitzgerald of Bryan Cave Leighton Paisner LLP.

Read full article »

Series

Judging A Book: Willett Reviews 'Guilty Pleasures'

Professor Laura Little's new book, "Guilty Pleasures: Comedy and Law in America," will make you laugh and make you think — and to a federal circuit judge who reads the Constitution for the articles, it is ... appealing, says Fifth Circuit Judge Don Willett.

Read full article »

LEGAL INDUSTRY

Mlegal Adds Jane Sullivan Roberts, Chief Justice's Wife, In DC

Jane Sullivan Roberts, the wife of U.S. Supreme Court Chief Justice John Roberts, has been hired to lead legal search company Mlegal Group's newly launched Washington, D.C., office, the firm announced Tuesday.

Read full article »

Robinson Bradshaw Accused Of Diversity Fraud By Black Atty

A black female attorney accused Robinson Bradshaw & Hinson PA of operating like a "contemporary version of an old-fashioned Southern plantation" and using women and people of color as "diversity props" in a civil rights and deceptive trade practices action launched Monday in North Carolina federal court.

Read full article »

Park Jensen Bennett Closes As 2 Partners Join White & Case

After 10 years, New York litigation boutique Park Jensen Bennett LLP is shutting its doors, with its name partners moving on to White & Case LLP and Scarola Zubatov Schaffzin PLLC, the firms announced Monday.

Read full article »

Vannin Adds Ex-Colgate Litigation Head And More In US

Vannin Capital PCC has hired Colgate-Palmolive Co.'s former chief litigation counsel

as one of two new managing directors, as well as an associate director, as it continues to expand in the U.S., the litigation funder announced Tuesday.

Read full article »

Pa. Justices Lift Appellate Bar On Citing Unpublished Rulings

Pennsylvania's highest court has rolled back an intermediate appellate court's rule restricting litigants from citing its unpublished decisions, capping off a two-year-long effort kicked off by the Keystone State's appellate rules committee to align the practices of the two courts on that level.

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Mon 10/9/2017 3:13:45 PM
Subject: Ralston Reports -- Morning Flash, 10/9/17

10.09.2017
This dispatch prepared for .

DAYS UNTIL FILING OPENS FOR THE 2018 GENERAL ELECTION: 147

DAYS UNTIL THE 2018 PRIMARY ELECTION: 246

DAYS UNTIL THE 2018 GENERAL ELECTION: 393

Good morning, everyone. So Bob Corker really unloaded to the NYT. Check this out:

"All but inviting his colleagues to join him in speaking out about the president, Mr. Corker said his concerns about Mr. Trump were shared by nearly every Senate Republican.

"'Look, except for a few people, the vast majority of our caucus understands what we're dealing with here,' he said, adding that 'of course they understand the volatility that we're dealing with and the tremendous amount of work that it takes by people around him to keep him in the middle of the road.'"

In my best Ben Stein voice: Heller, Heller, Heller?

Our IndyMatters podcast on how we covered the shooting

I was on with Alex Witt over the weekend

What's below: Laxalt's tax plan, premium wrap, Morning Flash nuggets and a trivia question about an L.A. celebration.

COMING UP
Normalcy? What does that look like?

LAXALT'S TAXING GAMBIT
Our exclusive on Attorney General Adam Laxalt's plan to erase a new business tax proposed by Brian Sandoval and pushed through by his Sancho Panza, Michael Roberson, raises many questions:

----How will he replace the money? It ain't peanuts. Let me guess: Eliminate waste, fraud and abuse?

----How do the gaming industry leaders feel about possibly losing a business tax they fought for since the early '90s? Sheldon?

----Why is it a good idea to protect businesses grossing more than $4 million? How are average folks feeling the impact of this tax?

This will be fun, even though there is no chance it will happen.

PREMIUM WRAP

Some thoughtful stuff on the only story that matters right now:

“Why did people seem so surprised that the people of the Las Vegas community came together and were so generous and supportive? I wasn’t. Why were people so amazed at our first responders? I wasn’t. This has always been a close community, a generous community, a kind community filled with creative and talented people. Our first responders has always been professional, well-trained, and prepared. I expected nothing less from our town. It was heartening and inspiring and I am grateful and proud to be member of the Las Vegas family. I hope all this new found recognition of our first responders translates into policy. For example, we have seen our first responders have to fight like crazy to get the heart and lung (and cancer) benefits they deserve in workman’s compensation. SEIU (UMC) employees are forced to constantly fight for wages, working conditions, and reasonable staffing ratios. Or fighting for “More Cops.” They are all constantly fighting for pension benefits for “first responders.” I am sure they love your tweets expressing your gratitude, but next time there is a policy consideration for our “first responders,” remember that what we saw Sunday and Monday doesn’t just happen by accident. It takes people and resources; people and resources we hope and pray we never have to use, but when we do, we are glad they are there. “

And:

“The questions for Sandoval, Heller, Amodei, Cortez-Masto, Frierson, Ford, Roberson, Anderson, Wheeler, and the entire Nevada elected leadership: What vote have you taken; what protections have you put in place; and what actions have you taken to protect Nevadans since IHOP in fall 2011? The answer across the board is NOTHING. As of 2008, you can no longer hide behind the 2nd Amendment and Constitutional rights as the reason for your inaction. You all can specifically and affirmatively state that you believe Scalia was incorrect and the 2nd Amendment protections are much more comprehensive than Scalia said they were. None of you have done that. There have been multiple mass shootings in Nevada since 2011 and thousands of incidents of gun violence. What have you done about it? The question is not what legislation should be passed to address any one specific situation. The gun violence is omnipresent. It is causes more deaths and injuries than any other subject matter you have legislated or addressed in the past decade. Every single one of you has voted for more new license plates in Nevada than bills protecting Nevadans from senseless gun violence. Shame on all of you. You are not responsible for what happened in Las Vegas, but you have no moral high ground to claim anything other than shame that more Nevadans have died from gun violence since 2011 because you have done nothing.”

A TRIO OF MORNING FLASH NUGGETS

Nugget No. 1 – The Eric Holder redistricting group, which will help fight the recalls, sets up a beachhead in Nevada.

Nugget No. 2 -- ”60 Minutes” with Vegas first responders is amazing

Nugget No. 3 -- Steve Wynn on FOX is something to watch

FAST FLASHES

Click and enjoy:

Dana White is obnoxious, Part CXVIII.

Oh?

TRIVIA QUESTION OF THE DAY

A million people in Los Angeles attended a parade this day in history because they were affected by something that happened in Nevada. What was it?

Friday’s winner: Zach Conine (again)

The question: On this day in history, a national TV network aired a story that would later cause its subject to sue as well as utter a classic statement: “I'm an XXXX boy from Virginia, What do I know about the XXXX?" Who was it, and fill in the blanks

The answer: Wayne Newton, Indian and Mafia

(As always, hat tip to William Lefkovics, my favorite historian.)

MOVIE TRIVIA QUESTION OF THE WEEK

Lobbyist Josh Griffin got this one: Name the actress and the movies: She plays the daughter of a criminal; she plays a prosecutor; she plays a phony wife; and she plays a woman whose step-daughter is murdered. The answer: Laura Linney in “Absolute Power,” “Primal Fear,” “The Truman Show” and “Mystic River.”

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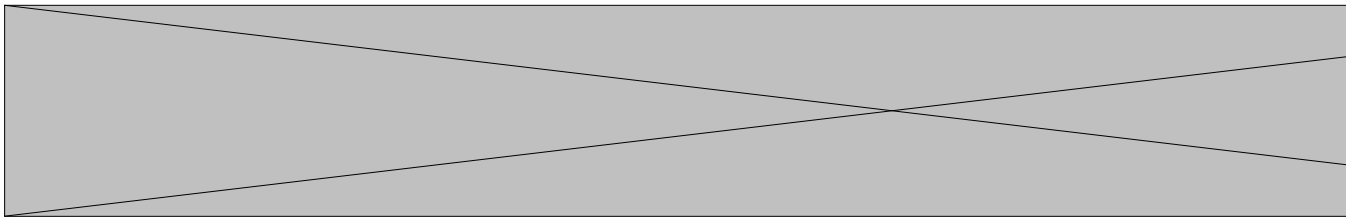
yn G. Goodman[cgoodman@lasvegasnevada.gov]
mittee for a Responsible Federal Budget
6/20/2019 5:18:31 PM
n to Raise the Caps Without Breaking the Bank

MAIL



A Plan to Raise the Caps Without Breaking the Bank

June 20, 2019

Read the paper.

Due to the large temporary increase in discretionary spending levels for Fiscal Years 2018 and 2019 in the Bi Act of 2018, spending is projected to fall by 10 percent ($126 billion) next year, returning to the sequester-leve the 2011 Budget Control Act. Unfortunately, existing proposals to avoid these cuts would cost roughly $350 b years – twice as much as simply repealing the sequester – and add about $2 trillion to projected debt levels decade.

Debt is already on an unsustainable path, and policymakers should not worsen the situation by lifting discreti to record levels without offsets. Instead, ***policymakers should chart a reasonable and responsible path fo spending through a new multi-year cap regime that is fully offset with mandatory spending reductio revenue.***

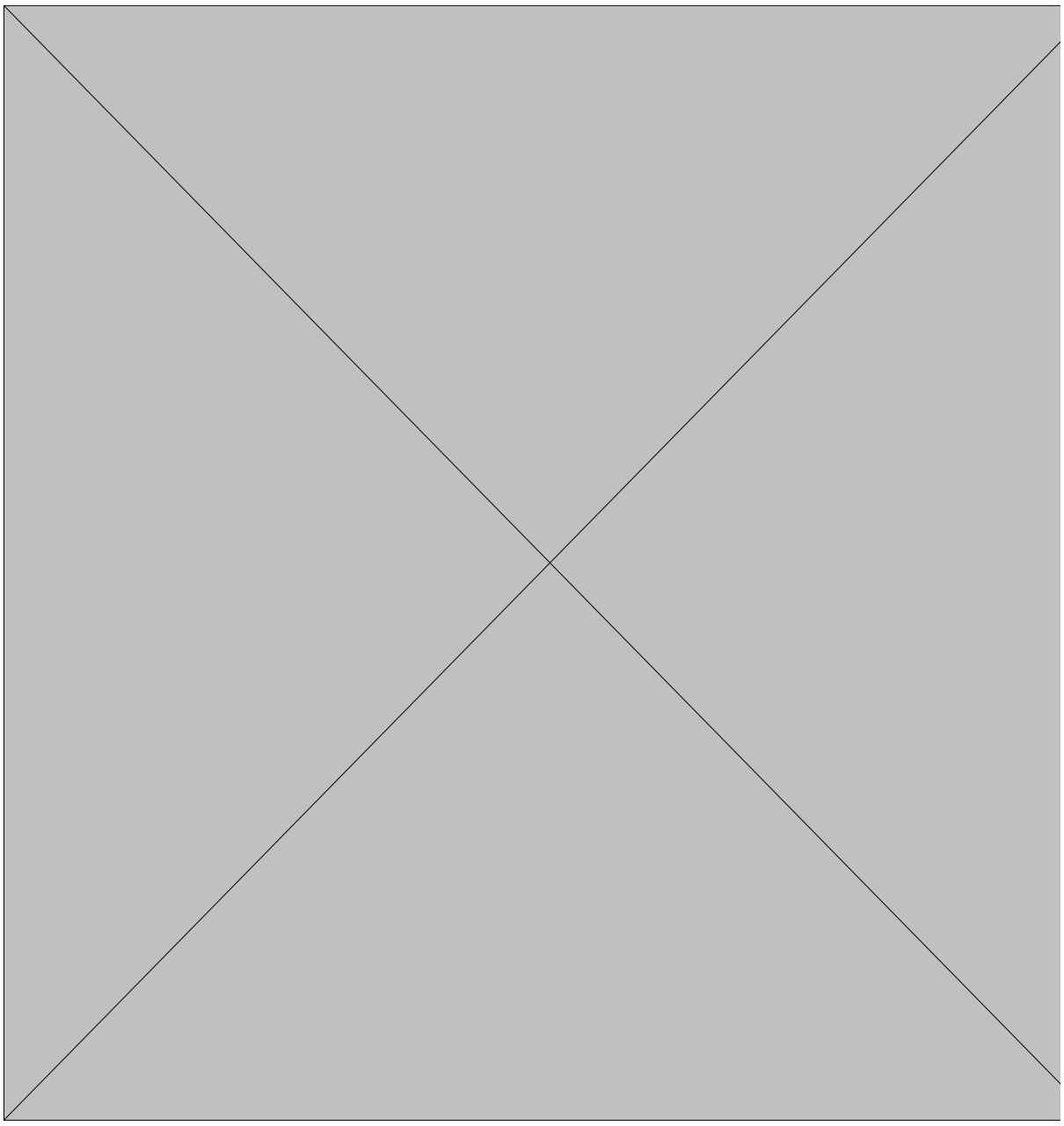
There are many options available to offset these costs, including numerous policies put forward by Presid President Obama, or both (see appendices). In this paper, we present an illustrative plan based on policies v appeal.

Our illustrative plan would:

1. **Increase the caps through a two-year spending freeze** at FY 2019 levels**,** at a cost of roughly $2 ten years.
2. **Offset the cap deal with bipartisan deficit reduction,** including $75 billion each in spending cuts, t offsetting receipts.
3. **Extend the caps through 2029 and offset the cost.** We suggest freezing spending through 2023, inflation thereafter, and enacting $350 billion in bipartisan health reforms and fixes to the 2017 t
4. **Improve the integrity of the caps and facilitate future budget deals** by placing limits on tactics to above the spending caps and formalize a process to offset future cap increases with alternative s

In addition to setting discretionary spending levels for at least FY 2020, policymakers must raise or suspend t avoid the threat of a potentially catastrophic default. Rather than simply enacting a one-time increase, we pro **the debt limit** with a new process to limit debt through a series of fiscal targets.

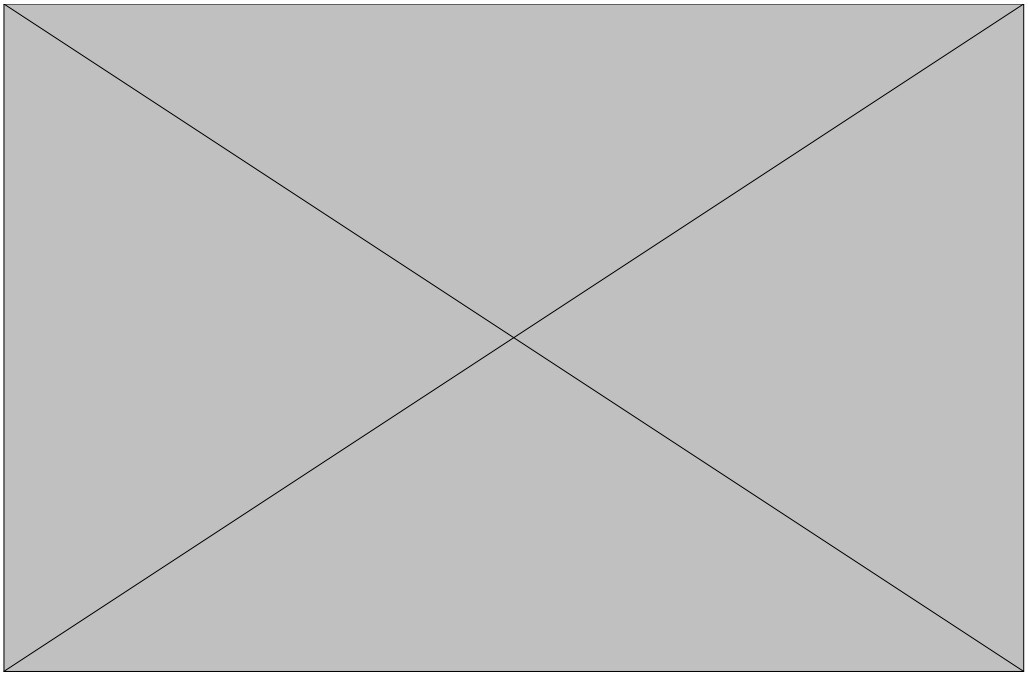
Importantly, this plan is an illustrative example of responsible action and does not provide the definitive roadr spending levels policymakers choose, they must offset the cost to prevent a bad fiscal situation from beco



The Cost of Current Policy

The Bipartisan Budget Act (BBA) of 2018 increased spending by 16 percent between 2017 and 2019 but al
percent spending drop in 2020. Avoiding this cliff by continuing current spending levels in real terms would
trillion in debt over the decade. Neither outcome is acceptable.

Since 2012, discretionary spending levels have been set through the Budget Control Act (BCA) of 2011, whi
defense and non-defense discretionary spending caps that both parties saw as reasonable. Those caps we
roughly $90 billion per year to 'sequester levels' after a broader debt reduction plan failed to materialize. Betw
2017, policymakers increased caps to between these two levels, offsetting the cost above sequester



Unfortunately, lawmakers broke this trend in the BBA 2018, increasing the discretionary caps by $153 billion i
$62 billion more than simply reversing the sequester – and bringing discretionary spending to near-record
troubling, they failed to offset the cost, making future generations pay for it by adding it to the nationa

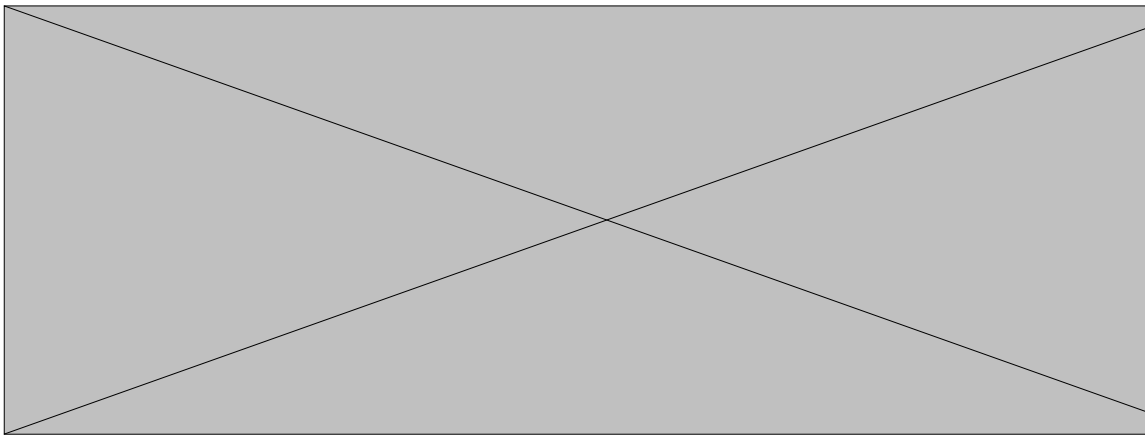
Some lawmakers want to continue this practice by increasing spending levels in 2020 and 2021 to above
Because the current caps end after 2021, the Congressional Budget Office (CBO) will assume discretionary s
with inflation from 2021 levels, and that assumption will effectively become the new baseline for future discreti

As a result, growing 2019 levels with inflation through 2021 would ultimately add about $2 trillion in projected
next decade, twice as much as simply repealing the sequester and comparable to the cost of the 2017 tax cu
would increase projected debt from 92 percent of Gross Domestic Product (GDP) at the end of 2029 to 9

A Realistic and Responsible Path Forward

Rather than enacting a massive spending increase without offsets or allowing an abrupt reduction in military
domestic government services, policymakers should aim to strike a balance that ensures adequate spending
add to the debt. The best approach would be to establish a new set of caps over the next decade to smooth
from current levels of spending to levels policymakers could more easily pay for.

Policymakers could select several paths to achieve this goal. For example, growing current spending levels
would add about $2 trillion in projected debt, while enacting a two-year spending freeze at current levels or r
BCA pre-sequester caps would cost about $1 trillion. Extending that freeze for four years would cost $575
extending it for six years would cost $275 billion – saving money in the second half of the decad



In each case, the first two years represent the direct cost (over a decade) whereas the next eight years repres cost imposed by CBO's baseline assumption. The direct cost of growing the caps with inflation over the nex about $350 billion, whereas the cost of freezing spending for the next two to six years is about $225

While policymakers should set caps for the next decade, they could focus their efforts on setting achievable le two years and then set placeholder caps that could be adjusted in future budget agreements.

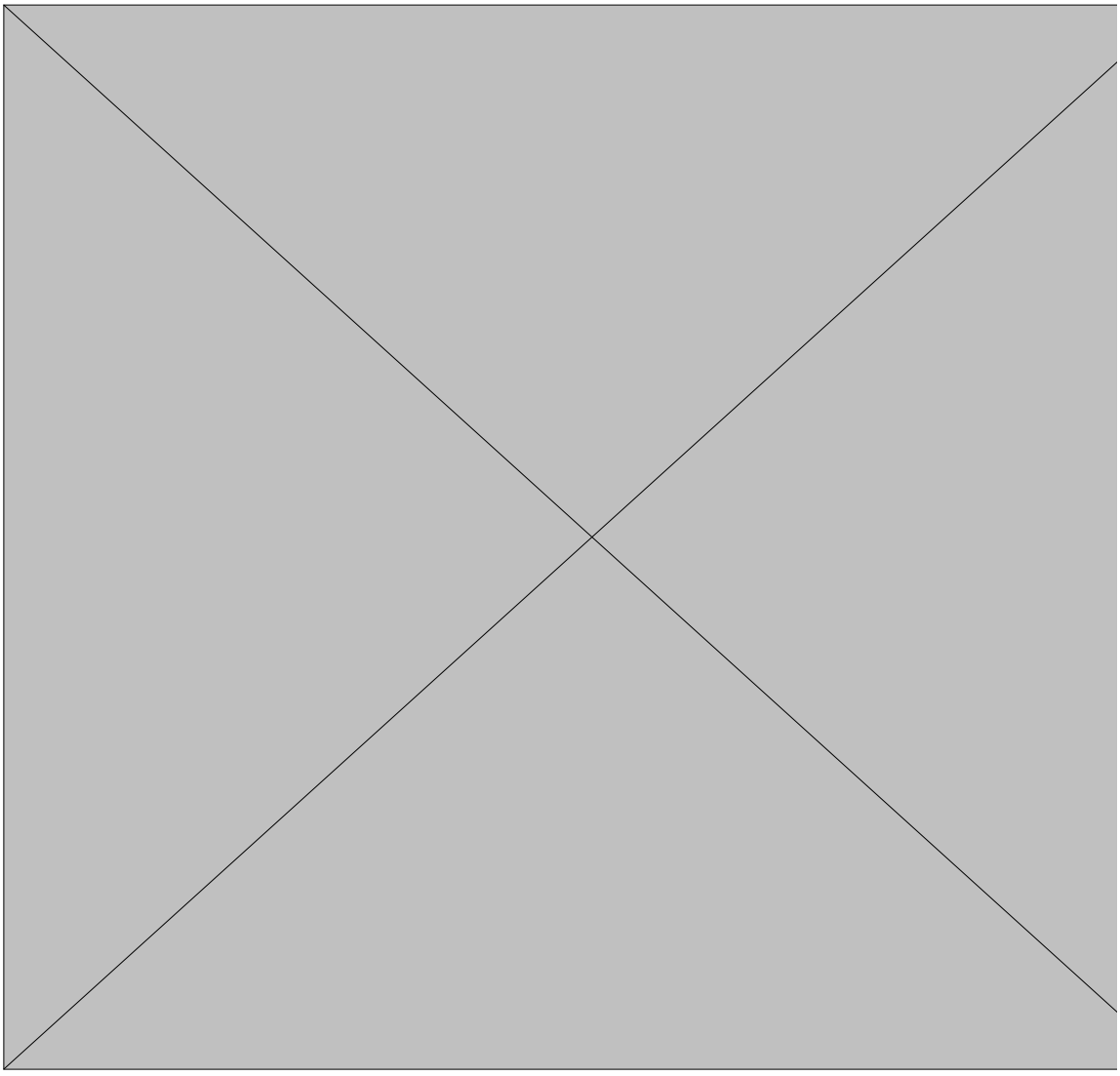
In any case, lawmakers must put forward sufficient offsets to cover the full ten-year cost of their proposed in these offsets do not need to cover all costs in the first year, they should pay for the new spending within a dec deficits over time by tackling the long-term growth of mandatory spending and lack of sufficient reve

The appendices of this paper include two tables of offsets with potential for bipartisan support.

An Illustrative Plan To Raise the Caps Without Breaking the Bank

While there is not one single correct way to responsibly raise discretionary spending caps, we suggest an illus would do the following:

1. **Increase current law caps through a two-year spending freeze at current levels**
2. **Offset the cap deal with bipartisan deficit reduction**
3. **Extend the caps through 2029 and offset the cost**
4. **Improve the integrity of the caps and facilitate future budget deals**



Increase the caps through a two-year spending freeze

To prevent the 10 percent funding cliff called for under current law, we recommend freezing spending at 201 least the next two years. This increase would have a direct cost of about $225 billion, compared to $350 billi grows with inflation.

Importantly, a two-year freeze would still leave 2021 appropriations 16 percent above 2017 levels in nominal t higher in real terms, and about the same size as a share of GDP. Spending would be about 9 percent higher t caps and 1 percent above the pre-sequester caps agreed to on a bipartisan basis in the BCA.

At the same time, a two-year freeze would erode the extremely high real levels of defense and non-defens appropriated over the past two years, reducing them from near their record to levels more consistent with re would also force appropriators to identify efficiencies and targeted spending cuts rather than continue to spe each year.

Offset the cap deal with bipartisan deficit reduction

The $225 billion cost of a two-year spending freeze could be offset with policies that have bipartisan support, appear in budget proposals put forward both by President Trump and former President Obama. While lawmak any combination of mandatory spending and revenue adjustments they choose, our illustrative plan suggests $ revenue, $75 billion in spending reductions, and $75 billion in offsetting receipts, such as premiums and

On the revenue side, we suggest policies proposed by Presidents Trump and Obama to reduce the tax gap – between taxes owed and taxes paid – mainly by increasing tax enforcement funding for the Internal Revenue We also suggest policies both have supported to extend excise taxes for oil spill liability and nuclear waste cl we suggest closing loopholes that allow earned income to be classified as lower-taxed capital gains or busi

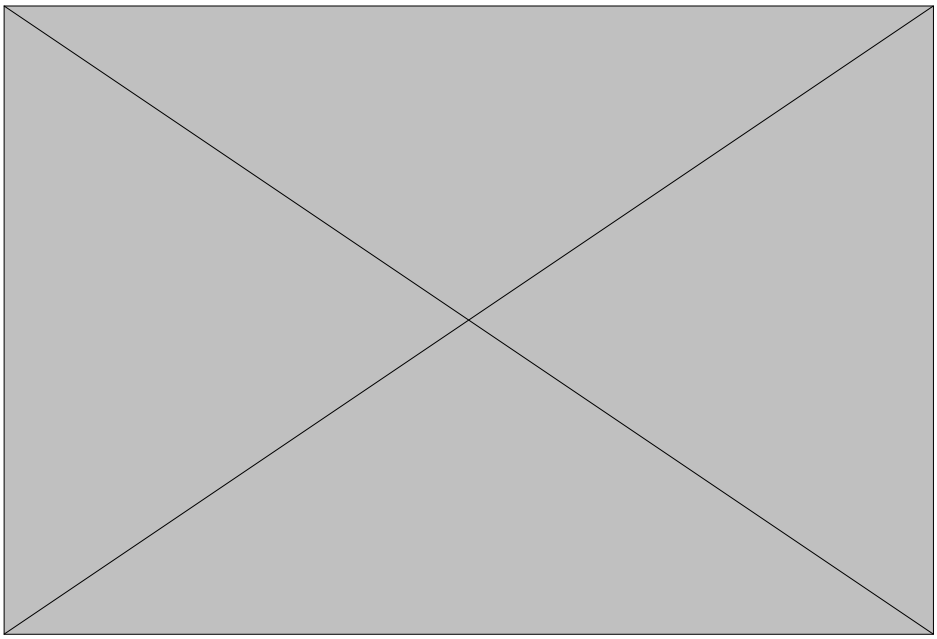
On the spending side, we propose a number of bipartisan policies to reduce health care spending, including increase the availability of low-cost generic prescription drugs, limit out-of-network surprise billing, and close allows hospital-owned physician clinics to receive higher Medicare payments than physician-owned clinics. I suggest extending the mandatory spending sequester, which reduces Medicare and other spending through expires. Lastly, we suggest adopting some modest proposals from President Trump's latest budget to reduce and overpayments throughout government and limiting farm subsidies, mainly for higher earners

The largest offsetting receipts in our illustrative proposal come from extending the current freeze on the incom Medicare means-tested premiums, which expires after this year, for two years, slightly increasing the number beneficiaries who pay higher premiums. We also suggest extending and increasing customs fees and Transpo Administration (TSA) fees; increasing premiums for the Pension Benefit Guaranty Corporation (PBGC), Fan Freddie Mac; increasing food safety user fees; selling and charging user fees for spectrum; and enacting a n small proposals.

Extend the caps through 2029 and offset the cost

Our unsustainable fiscal outlook requires long-term discipline throughout the budget. The discretionary spendi be extended at least through 2029 at a level that is both responsible and achievable, and any increases rela current law projections should be offset with changes to mandatory spending and/or revenue.

Our illustrative plan assumes the suggested spending freeze will continue through 2023, bringing discretion levels about halfway between pre-sequester and post-sequester levels, which is where they were every year and 2017. Doing so would cost an additional $350 billion through 2029 ($575 billion in total spending increas $45 billion in 2029. Lawmakers could further increase spending so long as they offset the increase with othe revenue adjustments.



We suggest three sources to cover the $350 billion cost. First, our illustrative plan would reduce Medicare sp
acute care and bad debts as proposed by both President Trump and President Obama.

Second, our illustrative plan would reverse a recent rule that requires drug rebates in Medicare Part D and Me
care to be passed directly to consumers; in its place, the plan would enact alternative reforms to reduce Part D
individuals and the government. These reforms include a hard cap on out-of-pocket spending – proposed by P
– and changes to the program's low-income subsidy (LIS) program – proposed by President Obama – to enc
of low-cost generic drugs.

Finally, our illustrative plan would improve the Tax Cuts and Jobs Act (TCJA) by replacing a scheduled am
research costs that could slow economic growth (and is unlikely to be allowed to occur) with a limit on the
deductibility of state and local taxes (SALT). The TCJA already caps the SALT deduction for individuals at $1
change would promote parity and reduce possible gaming under current law.

Improve the integrity of the caps and facilitate future budget deals

In addition to increasing and extending the caps, policymakers should strengthen them. That means estab
guidelines and requirements for discretionary spending not subject to the caps, such as Overseas Contingen
(OCO), disaster relief, or emergency spending. Cap exceptions should be limited and clearly defined in orde
fiscal discipline and transparency.

Lawmakers should explicitly cap OCO spending for future years, phase out the ability of appropriations to r
changes in mandatory spending programs (CHIMPs) that allow discretionary spending to increase without ac
mandatory spending, and create new offset rules to require disaster costs be paid for over some perioc

Lastly, lawmakers should consider designing an explicit process – either through pay-as-you-go rules (PAY
regime – to allow future lawmakers to raise discretionary caps in exchange for offsetting revenue or mandatory
current process is ad hoc and, even when consistent with the spirit of the law, is in violation of current budge
must be waived to even allow for a responsible budget deal.

An Illustrative Framework to Replace the Debt Limit

Estimates from CBO and the Bipartisan Policy Center (BPC) find that Congress will need to increase or suspe
debt limit by October or early November of 2019 or else default on some of the country's obligations. Such a
result in economic catastrophe, and even coming close to default could shake markets. Policymakers must th
the debt limit sooner rather than later; they are likely to do so in combination with a budget cap de

Rather than simply increasing or suspending the debt limit, we suggest reforming it. Today's statutory debt lir
numerous well-known defects that become clearer each year. In addition, the debt limit actually does little to c
debt from growing unsustainably relative to the economy – except by serving as a reminder for policymakers

We therefore suggest replacing the debt limit with a series of new fiscal targets. Unlike the current debt limit, w nominal gross debt, these fiscal targets should be economically meaningful and based on fiscal goals that bot to. These could be debt-to-GDP targets focused on stabilizing the debt ratio, or they could be deficit targets transition to structural primary balance (current spending less than current revenue, excluding net interest) w put debt on a downward path so long as interest rates remain below the growth rate.

In addition to annual targets, lawmakers could consider long-term targets designed to limit future debt growth they could target reductions in projected debt at some point in the future, narrowing the long-term fiscal gap, country's net liabilities.

Policymakers should include a process to facilitate deficit reduction in order to achieve these targets, whic process similar to budget reconciliation, a requirement to vote on presidential recommendations, a commissio something else.

They should also include enforcement. For example, failure to achieve fiscal targets could result in a freeze o discretionary cap levels as well as mandatory spending and revenue provisions. The more these adjustment modifications to current policy rather than across-the-board cuts, the more likely they are to wor

Fiscal targets could also be encouraged and enforced by making debt limit repeal conditional on achieving th the event targets are missed, lawmakers would have to vote explicitly in support of increasing the deb

Conclusion

It would be highly disruptive to allow defense and non-defense discretionary spending to fall by 10 percent levels, and it would be disastrous to breach the debt limit. However, the need to avoid a spending cliff and rais should not be an excuse to add trillions of dollars to the national debt.

Current discretionary spending levels are already at near record-highs, and continuing to grow them at their would be the equivalent of lifting the sequester twice over. Lawmakers should instead transition to more rea affordable levels of spending and more importantly should fully offset the cost by addressing the growth of spending and raising more revenue.

Lawmakers should also reform or replace the debt ceiling with a mechanism that will better control rising deb the economy without threatening the full faith and credit of the U.S. government.

Our illustrative plan would responsibly address the pending funding cliff by freezing spending at 2019 levels extending caps through 2029, and paying for the cost of these proposals through mix of spending and revenu enjoy bipartisan support. In the appendix to this paper, we also put forward alternative options to offset a new Additionally, we propose to improve the integrity of the caps and facilitate future budget deals through a variet budget rules.

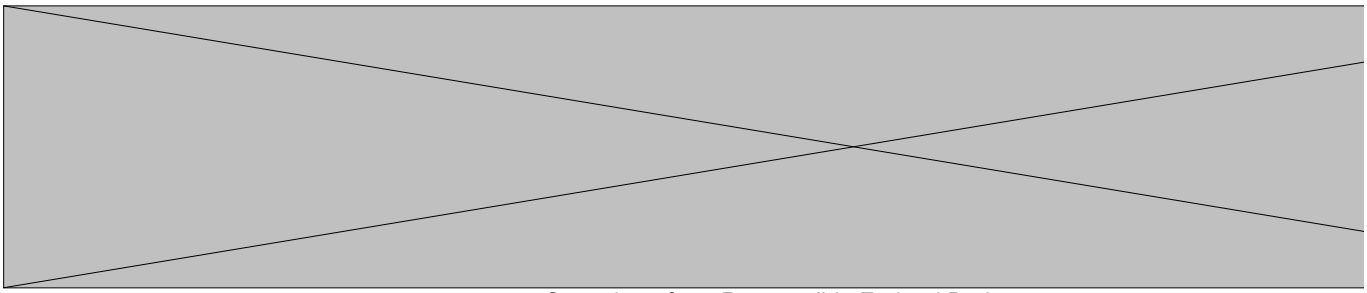
This paper also puts forward an illustrative framework to replace the debt limit with a new process that would a more meaningfully limit debt through a series of fiscal targets and a process to achieve those targ

While these plans are illustrative, they show a responsible path forward. Whatever discretionary spending leve agree to, their cost must be offset to prevent our unsustainable fiscal outlook from becoming wor

Read the paper.

###

For more information contact Patrick Newton, press secretary, at newton@crfb.org.



Committee for a Responsible Federal Budget
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Washington DC 20036 United States
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To: Saitta, Justice Nancy[nsaitta@nvcourts.nv.gov]; bbuckley@lacsn.org[BBuckley@lacsn.org]
From: Carolyn G. Goodman
Sent: Mon 6/22/2015 10:53:46 PM
Subject: FW: criminal activity being ignored by family courts. courts, judges , attorneys and their shelter from the real world.

Just fyi

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Pete Deiana [redacted]
Sent: Friday, June 19, 2015 9:30 AM
To: newsdesk@8newsnow.com; 13investigates@ktnv.com; 5newsdesk@fox5vegas.com; Crimetracker3@mynews3.com; sosmail@sos.nv.gov; aginfo@ag.nv.gov; DAInfo@ClarkCountyDA.com; dept18lc@clarkcountycourts.us; Carolyn G. Goodman; gzernich@zernichlaw.com; City of Henderson; Josh.Reid@cityofhenderson.com; bjerbic@lasvegasnevada.com; dsa@clarkcountynv.gov; DFS Intake; dsa@clarkcountynv.goV; ssadmin@clarkcountynv.gov; bonaven@clarkcountynv.gov; rosec@nvbar.org
Subject: criminal activity being ignored by family courts. courts, judges , attorneys and their shelter from the real world.

I am writing every news channel in town asking, pleading and begging each and every station to please check into airing and investigate the unfair and corrupt going on at Las Vegas' family courts... especially my current case which is completely riddled with lies, multiple counts of fraud and at different levels,' Ashley Deiana represented by Gary Zernich attorney and fraudulently as it gets Susie Lewis victim Advocate vs Peter Deiana, judge assigned Denise L. Gentile case D-15-509839-D
Child abduction and parental alienation. My wife has concealed my kids from me for going on 7 months now. In order to try to cover up her wrong doings she has hired an attorney who I know knows of her true intentions and illegal actions, which makes him in the wrong by every means. There are regulations he has to follow that would hold him himself liable for charges along side of his clients if not followed and he still continues to aid her in her illegal actions. Once in family court the women's word is gold. For about 7 months instead of concentrating on a divorce and custody case I've had to put all my attention toward fighting false allegations, false police reports, keep from being wrongfully imprisoned, restraining and protective orders obtained under false pretensions, false reports or domestic violence on my behalf (there was but was her that attacked and assaulted me with closed fists in the presence of our children), and her fraudulently playing the role of a battered women's victim and receiving and openly accepting benefits set aside to aid actual battered women along with placing my kids into this role as well. I have no money to fight this but am doing my best studying every waking hr not at work and filing what i can. I have put in 2 applications to continue without paying filing fees and both have been ignored and the courts so far have overdrawn my account for $300.00 that i don have extra to replenish that account. My wife has endless funds available; the main reason all this happened is because her mother cut her off financially and rewrote wills cutting her from any and all family money's and inheritances unless she left me. They have millions of dollar's. This all has caused great damage to me professionally, mentally, physically, sociably, and has greatly threatened and damaged my relationship with my children along with my character. And being in family courts I have no avenues to take, every authority I try to file charges with says no it is family courts problem. We'll family courts are letting her get away with practically murder!! Most illegally actions along with the previously forgotten to mention criminal conspiracy involving at least 5 others all hold a charge yield a felony D count. And my hands are tied, it would seem that because she's a women in the family court system, she is granted immunity from her illegal activity. These going on are very wrong in every-way; moral, constitutionally, violates civil and constitutional rights, father's rights and ethically with 2 innocent children caught in the middle. The main objective her and her conspirators are trying to achieve is 1: cover up the fact that she is and always has been the aggressor not the victim, she committed a violent assault on her husband in the presence of our children while the husband/father was trying to remove himself and retreat from the confrontation that she so willingly turned combative. noted that husband did not

even defend himself physically causing no harm to anyone just retreated again. 2: the fact that herself and 4-5 others are following a elaborate drawn out plan i uncovered evidence of being roughly a year or more in the making and included the assault that was supposed to entice me to strike her to be used against me, for her to ultimately gain sole custody with out any restrictions, cut me out of their lives completely and gain back the luxury of having access to the families money and inheritance money due to inherent in which her mother threatened and carried out taking away from her unless she left me 100% and for good. She even changed their wills as a message of her seriousness

For more info or questions please email me back. Any and all help even if it just shines a light on what goes on in the family court system will be greatly appreciated.

Thank you in advance,
Pete Deiana
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
From: Diana Paul
Sent: Thur 7/9/2015 8:32:19 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I think it's just fine, and since we already sent it to 2 reporters I think we should keep it as is so it's consistent…

From: Carolyn G. Goodman
Sent: Thursday, July 9, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.

<image001.jpg>

From: Diana Paul
Sent: Thursday, July 09, 2015 7:25 AM
To: cgoodman
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-

Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

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WEDNESDAY, JULY 8, 2015
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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI

currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

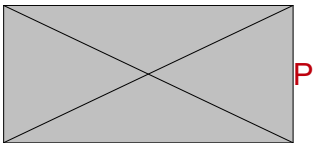
If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 8/21/2018 8:09:45 AM
Subject: Jones Day's Francisco Got $2.2M After Taking Solicitor Job



PUBLIC POLICY.

Tuesday, August 21, 2018

TOP NEWS

Jones Day's Francisco Got $2.2M After Taking Solicitor Job

U.S. Solicitor General Noel Francisco took in more than $2.23 million from Jones Day last year after making the jump to the Trump administration, according to recent financial disclosures. Read full article »

Kavanaugh Meets Top Senate Dem Opposing His Confirmation

President Donald Trump's U.S. Supreme Court hopeful, D.C. Circuit Judge Brett Kavanaugh, on Monday met with his first Democratic critic: Sen. Dianne Feinstein, D-Calif., the Judiciary Committee ranking member who has been leading the charge against Judge Kavanaugh's nomination. Read full article »

Feature

4 USCIS Policies Changing The Face Of Business Immigration

U.S. Citizenship and Immigration Services issued several new policies this summer that may increase the burden of proof on visa applicants and threaten to put certain employment-based visa holders and foreign students at risk of deportation. Here, we examine those policies and how they have changed immigration attorneys' strategies. Read full article »

Texas Appeals Court Blocks Austin Sick Leave Ordinance

A Texas appeals court has blocked an Austin ordinance that would require employers to provide paid sick leave to employees in a suit filed against the city by a host of Texas business groups and companies. Read full article »

NY Gov. Signs Bill Creating Prosecutor Misconduct Watchdog

With a legislative deadline looming, New York Gov. Andrew Cuomo on Monday evening signed a bill creating a first-of-its-kind watchdog group for state prosecutors and approved changes he said would fix constitutional flaws in the law. Read full article »

3rd Circ. Won't Revive Taxi Cos.' Suit Over Uber-Newark Deal

Taxi and limousine operators lost their bid to revive a putative class action against Newark, New Jersey, over its $10 million agreement with Uber Technologies Inc. after the Third Circuit found Monday that the city was justified in subjecting the ride-hailing company’s drivers to less stringent regulations. Read full article »

BANKING & SECURITIES

Ex-Congressional Aide Says Trump Tweets Moot Sentence

A former information technology aide to Rep. Debbie Wasserman Schultz, D-Fla., who agreed to a plea deal over fraud charges asked a D.C. federal court Monday to be sentenced to time served, saying President Donald Trump’s Twitter outbursts have led to "deranged, politically driven" attacks. Read full article »

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Klasko Immigration Law Partners
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GOP Sens. Press Fed To Pare Regs For Less Risky Banks

Seven Republican senators urged the Federal Reserve on Friday to press forward with paring back regulations for bigger banks that are not systemically risky, saying that they are concerned about some of the recent comments from Fed leadership about the implementation of the banking regulatory reform bill that was signed into law earlier this year. Read full article »

ENERGY & ENVIRONMENTAL

Voluntary Calif. Tax Proposed To Fund Clean Water Projects

Amid California's endemic water crisis, two Senate bills that aim to fund clean water projects through a voluntary water tax on households and a fee on fertilizing materials have been referred to the Assembly Budget Committee. Read full article »

EMPLOYMENT

Calif. High Court Says Background Check Laws Can Overlap

California's highest court ruled Monday in favor of a class of current and former bus drivers who accused their employers and two investigative consumer reporting agencies of conducting background checks without permission, clearing up compliance guidelines that involve two overlapping state laws. Read full article »

VA Chief Rescinds Some Bargaining Rights For Union Staff

U.S. Department of Veterans Affairs employees can no longer use their collective bargaining rights to negotiate on certain professional conduct and patient care issues after VA Secretary Robert Wilkie rescinded a related memorandum of understanding, the VA announced. Read full article »

Calif. Hotel Panic Button Bill Fails In Fiscal Committee

A proposed California "panic button" bill that would make hospitality companies protect employees who work alone in hotel rooms from sexual harassment and assault has stalled in the state Senate's appropriations committee, but the bill's sponsor said he plans to reintroduce it. Read full article »

CONSUMER PROTECTION

GTL Facing Another Class Action Over Prison Phone Rates

Global Tel Link Corp. has been hit with another proposed class action, this time from a former inmate alleging in Pennsylvania federal court that the leading prison phone service provider charges unsuspecting callers "unconscionable" rates more than 100 times the actual cost. Read full article »

PRODUCT LIABILITY

Sens. Ask Army To Explain Efforts To Address Lead On Bases

A bipartisan group of senators asked the U.S. Army on Friday to explain its efforts to mitigate the effects of exposure to lead paint in its on-base housing and potentially hold contractors accountable for the issue, after recent reports highlighting alleged cases of lead poisoning across its installations. Read full article »

TAX

9th Circ. Sets Oral Reargument In Altera Suit For October

The Ninth Circuit has scheduled a rehearing in Altera Corp.'s cost-sharing suit against the Internal Revenue Service for Oct. 16, which will give a replacement judge on the appellate court's three-member panel a chance to directly question

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Association of California Water Agencies
Calpine Corporation
Compass Lexecon
Etsy Inc.
FTI Consulting Inc.
Facebook
First Student Inc.
Google Inc.
HireRight Inc.
Intel Corp.
McDonald's Corporation
Merck & Co Inc.
Microsoft Corporation
NFL Enterprises LLC
National Association of Consumer Advocates
New York Times Co.

counsel in the case. Read full article »

IMMIGRATION

Trump Vows To End 'Sanctuary Cities,' 'Catch And Release'

President Donald Trump on Monday pledged to combat communities his administration views as providing sanctuary to unauthorized immigrants and “stop the ridiculous policy of catch and release,” also vowing to rid the nation of the Central American MS-13 gang. Read full article »

Judge Limits DACA Restoration To Only Renewals, For Now

A District of Columbia federal judge temporarily restricted to renewals an order from earlier this month instructing the Trump administration to continue processing applications for the Deferred Action for Childhood Arrivals program. Read full article »

ICE May Have Duty To Consider Married Immigrants' Status

A Massachusetts federal judge on Monday suggested U.S. Immigration and Customs Enforcement has a duty to consider whether an undocumented immigrant married to a citizen has begun obtaining legal status before removing them, and said the Homeland Security secretary could be held in contempt if the agency violates a proposed injunction barring their removal. Read full article »

TELECOMMUNICATIONS

DC Circ. Hears FCC Broke Laws In Net Neutrality Repeal

Net neutrality advocates were due Monday to file briefs officially opposing the Trump administration’s reversal of rules that mandated internet service providers deliver all web traffic equally, with groups including Mozilla and Public Knowledge arguing that the FCC radically reversed course and acted illegally in doing so. Read full article »

PEOPLE

Littler Adds Acting EEOC Chair's Top Atty To Policy Shop

The chief of staff for Equal Employment Opportunity Commission acting Chair Victoria Lipnic is leaving the agency to join management-side powerhouse Littler Mendelson PC’s labor, employment and benefits lobbying arm, the firm announced Monday. Read full article »

EXPERT ANALYSIS

The Future Of State-Subsidized Electric Generation Resources

The Federal Energy Regulatory Commission recently ruled that PJM Interconnection’s current capacity market auction tariff is unjust and unreasonable. The decision raises a fundamental economic question as to the future of PJM's existing market-based approach to determining the region’s mix of generating assets, say Joseph Cavicchi and Kenneth Grant of Compass Lexecon. Read full article »

NY Lawsuit Challenging Federal SALT Cap: The Complaint

New York, along with the states of New Jersey, Connecticut and Maryland, has brought suit in federal district court seeking to invalidate the $10,000 cap on state and local tax deductions enacted as part of the Federal Tax Cuts and Jobs Act of 2017. Based on the complaint and the limited judicial precedent cited, the plaintiff states face considerable hurdles, says Irwin Slomka of Morrison & Foerster LLP. Read full article »

FDA Biosimilars Plan Draws From Experience With Generics

New York University
PJM Interconnection LLC
Pittsburgh Steelers
Public Knowledge
R&D Strategic Solutions LLC
Seal Software Ltd.
Service Employees International Union
Texas Public Policy Foundation
Thomson Reuters Corporation
Twitter Inc.
Uber Technologies Inc.
UnitedLex Corp.

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California Environmental Protection Agency
California Supreme Court
Equal Employment Opportunity Commission
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
Texas Legislature
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense Office of Inspector General
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
United States Court of Appeals for the Third Circuit

The U.S. Food and Drug Administration recently unveiled its Biosimilars Action Plan, intended to help streamline the development of biosimilars and promote competition across the market. This is similar to the FDA's 2017 plan focused on generic drugs, but key differences may help the BAP fare better at achieving its objectives, say attorneys at Morgan Lewis & Bockius LLP. Read full article »

The Developing Concept Of Fair Pay In Calif.

Gov. Jerry Brown recently approved AB 2282, yet another amendment to California's laws addressing pay equity issues. Lindsay Hutner and Tayanah Miller of Greenberg Traurig LLP review the state's current fair pay laws and explain how employers can prepare before the new law takes effect next year. Read full article »

The 'Post-Fact' Jury In The 'Fake News' Era

The "fake news" phenomenon is ever more prominent in the political arena — but not in the jury box. At a trial, jurors don't have to rely on the media or any other source to tell them the facts and issues, since they have a front-row seat to the action, says Ross Laguzza, a consultant at R&D Strategic Solutions LLC. Read full article »

LEGAL INDUSTRY

Firms Saw Growth Surge In First Half Of 2018

During the first half of the year, law firms enjoyed one of the strongest periods of growth since the onset of the Great Recession, according to a quarterly survey of firms' financial health released on Monday. Read full article »

Effort To Boost Diversity In Leadership Touts Top Law Firms

An effort launched last summer to encourage law firms to affirmatively consider women and attorneys of color for leadership roles and promotions by taking a page from the NFL's diversity playbook is cheering its first-year success — with 41 law firms crossing the goal line. Read full article »

Vendors Say AI Will Allow Attorneys To Do Better Legal Work

Artificial intelligence is not yet a part of the standard operating procedure at all large law firms, but in a decade it probably will be, Womble Bond Dickinson chief knowledge officer Bill Koch predicted at a legal technology conference on Monday. Read full article »

Law Firms' Dominance In Crosshairs Of 'Emerging' Providers

The challenges to law firms' dominance in the legal sector coming from alternative legal services providers and others are just beginning, according to a group of panelists who spoke Monday at a legal technology conference in Maryland. Read full article »

Feature

Lawyers Need To Disrupt Themselves To Succeed

Even if their business models don't seem broken, lawyers in the 21st century must fight against complacency, push themselves to adopt unfamiliar skills and maintain an open mind, according to a new book published by a University of Miami professor of law, who contends that embracing innovation is the way for attorneys to keep up with clients' ever-evolving needs. Read full article »

Interview

15 Minutes With Plated's General Counsel

Tina Mohanty didn't envision making an in-house transition until the co-founders of meal kit maker Plated approached her with an opportunity she couldn't refuse. Here, the company's first general counsel shares how her plan to remain in private practice transformed into an almost four-year career — and which is her go-to recipe. Read full article »

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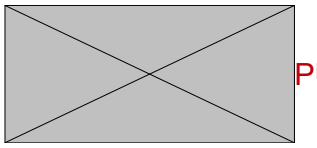
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 11/26/2018 8:39:15 AM
Subject: Law360 MVP Awards Go To Top Attorneys From 71 Firms



PUBLIC POLICY.

Monday, November 26, 2018

TOP NEWS

Law360 MVP Awards Go To Top Attorneys From 71 Firms

The elite slate of attorneys chosen as Law360's 2018 MVPs have distinguished themselves from their peers by securing hard-earned successes in high-stakes litigation, complex global matters and record-breaking deals. Read full article »

Up Next At High Court: Apple's App Store, Civil Forfeiture

The U.S. Supreme Court will return from the Thanksgiving holiday weekend Monday with a high-profile antitrust case involving Apple Inc.'s app store practices, followed by several more that present interesting questions such as whether the Eighth Amendment's clause barring excessive fines applies to the states. Here, Law360 highlights four cases that readers should know about. Read full article »

Analysis

Justices' Lean Toward States' Rights Boosts Taxing Powers

The U.S. Supreme Court's recent leaning toward states' rights and skepticism of dormant commerce clause power have resulted in an environment more sympathetic toward state taxing powers. Read full article »

Kids' Climate Suit Placed On Hold For 9th Circ. Review

An Oregon federal judge on Wednesday reluctantly stayed a high-profile lawsuit brought by children accusing the federal government of making climate change worse, fully pausing the case so her refusal to dismiss it can be reviewed by the Ninth Circuit, which recently stayed an already-delayed trial in the suit. Read full article »

Senate To Face Test Over Controversial Court Picks

When the Senate returns from its Thanksgiving break on Monday, it will face a major test on two controversial judicial nominees from President Donald Trump to the Eighth Circuit and a district court seat in the Eastern District of North Carolina. Read full article »

Advocacy Group Files FOIA Suit Over Jared Kushner's Emails

The advocacy group American Oversight sued six Cabinet departments in D.C. federal court Wednesday for responses to the question of whether presidential senior adviser and son-in-law Jared Kushner used personal email accounts for government work, days after an investigation by the same watchdog revealed that his wife, Ivanka Trump, had done just that, the group said. Read full article »

Justice Roberts Counters Trump's 'Obama Judge' Attack

In an exceedingly unusual rebuke of a sitting president, U.S. Supreme Court Chief Justice John Roberts on Wednesday pushed back on President Donald Trump's description of a California federal judge as an "Obama judge." Read full article »

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Davis Wright Tremaine
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Dechert
Desmarais LLP

DC Circ. Won't End EPA Fuel Standards Fight, For Now

The D.C. Circuit on Wednesday declined to rule on the U.S. Environmental Protection Agency's bid to dismiss challenges to its decision to revisit Obama-era greenhouse gas emissions standards for vehicles, saying the EPA should include arguments that the decision isn't reviewable in its main defense. Read full article »

FERC Wants DC Circ. To Toss Pipeline Challenge

The Federal Energy Regulatory Commission told the D.C. Circuit that the commission's approval of the $3.5 billion Mountain Valley gas pipeline project followed the proper processes, urging the appeals court to deny a petition for review from environmental groups and tribal officials concerned about the impact of the project. Read full article »

DOI Wants Migratory Bird Policy Reversal Suit Tossed

The U.S. Department of the Interior said a New York federal court should throw out challenges to its opinion loosening enforcement on the incidental killing of migratory birds, saying that the coalition of conservation groups and states can't show they have been injured. Read full article »

HEALTH & LIFE SCIENCES

Analysis

FDA Finally Hitting Sweet Spot With Off-Label Oversight

The U.S. Food and Drug Administration has slowly but surely eased Big Pharma's long-standing concerns about off-label marketing restrictions without antagonizing the plaintiffs bar or public health advocates. Read full article »

EMPLOYMENT

7th Circ. Won't Rehear Wis. Union Dues Provision Suit

The Seventh Circuit on Wednesday declined to rehear the state of Wisconsin's challenge to a court's holding that its law governing union dues deduction authorization is blocked by federal labor relations law. Read full article »

Analysis

State Pot Expansions Shift Spotlight To Workplace Drug Bans

By approving ballot measures expanding the use of marijuana, voters in several traditionally conservative states have further boosted the nationwide percentage of workers who can legally use cannabis, putting the onus on businesses in those states to create clearer parameters for their drug-free workplace policies. Read full article »

Multiemployer Plan Rescue Plot 'Distributes Pain Equitably'

As lawmakers stare down a Nov. 30 deadline for producing a strategy to save the multiemployer pension system, they're considering a proposal that attempts to spread the pain of saving the beleaguered system among many stakeholders — employers, workers, plans and the government — while minimizing damage to retirees, experts said. Read full article »

COMPETITION

EU's Vestager Defends Interventionist Competition Policy

Europe's competition commissioner threw a little shade on the U.S. approach to antitrust policy in a speech arguing that it's fair game to use competition policy as a means to pursue social and political goals like combating climate change — an idea long out of favor among her American counterparts. Read full article »

CYBERSECURITY & PRIVACY

Analysis

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Ohio's Data Security Law To Test Incentive-Driven Strategy

Ohio's new data security law takes the novel approach of rewarding companies for steps they take to protect personal information rather than punishing them in the wake of lapses, but whether this will catch on is likely to hinge on if the measure's limited liability shield is enough to spur businesses into action, attorneys say. Read full article »

CONSUMER PROTECTION

NRA Tells 1st Circ. Mass. AR-15 Ban Is Unconstitutional

The National Rifle Association has urged the First Circuit to reverse Massachusetts' ban on assault weapons and large capacity magazines, arguing that the state law is "categorically unconstitutional," because it bans an entire class of protected firearms that are owned by millions. Read full article »

IMMIGRATION

Judge Quotes Camus, Denies Bid To Delay Census Row

Saying "enough is enough," a New York federal judge has rejected the federal government's latest bid to pause a case over the addition of a citizenship question to the 2020 census, saying the repeated attempts must make "Sisyphus happy," quoting the French philosopher Albert Camus. Read full article »

'Habitual Drunkards' Can't Duck Deportation, 6th Circ. Says

Federal immigration law that bars "habitual drunkards" from being eligible for certain legal relief does not violate the equal protection clause of the U.S. Constitution, the Sixth Circuit held Tuesday in a case in which a Polish native with several drunk driving convictions sought to avoid deportation. Read full article »

Senate Dems Condemn Policy Targeting International Students

A group of 18 Democratic senators urged Francis Cissna, director of U.S. Citizenship and Immigration Services, to rescind policy guidance that could subject international students who inadvertently violate the terms of their visas to harsh immigration penalties. Read full article »

NATIVE AMERICAN

States Back Wyo. At High Court Against Tribal Hunting Right

Six states have urged the U.S. Supreme Court not to toss a Crow tribe member's conviction for elk hunting in Wyoming's Bighorn National Forest, saying a circuit court has already ruled the tribe's treaty hunting right has ended and revisiting the issue would invite litigation losers to try to revive their claims. Read full article »

Maine High Court Won't Answer Tribal Casino Question

Maine's highest court has declined to address a question from the state House of Representatives regarding whether a 1987 U.S. Supreme Court decision allows a tribe to conduct gambling without state approval, concluding that the inquiry was not "of a serious and immediate nature" since the lawmakers ignored the justices' request for briefing. Read full article »

EXPERT ANALYSIS

Opinion

3 Ways To Disarm The Next Local Subsidy Arms Race

Amazon recently concluded a 14-month bidding war among 238 cities, each hoping to secure an economic boost. The vicious cycle of offering costly public subsidies to corporate giants can be broken by adopting specific cultural and legal reforms, say Ann Philpot and Michael Farren of the Mercatus Center at George Mason University. Read

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NY Offshore Wind Carries Unique Challenges For Insurers

New York state's abundant wind resources and strong government backing for renewables make it ripe for expansion in offshore wind energy. But the Atlantic coastline, a prime site for wind farm installation, also poses special challenges for development — and special considerations for the insurance industry, say attorneys at Clyde & Co. LLP. Read full article »

What Does A Split Congress Mean For Drug Pricing Agenda?

Democrats made drug pricing a pillar of the party's health care agenda in the 2018 midterm elections. Now, with the majority in the House, they must confront several challenges, say Miranda Franco and Ethan Jorgensen-Earp of Holland & Knight LLP. Read full article »

What We Heard At The FTC Hearings: Days 9, 10 And 11

The sixth hearing in the Federal Trade Commission's series on competition in the 21st century addressed the intersection of big data, privacy and antitrust issues. Attorneys with Perkins Coie LLP offer some key takeaways. Read full article »

The Virtual Law Team: Advantages For Litigants And Lawyers

The virtual law team was created as a necessary response to mass tort litigation — however, with advances in technology and ever-increasing specialization of the legal practice, the model should be considered in multiplaintiff litigation of any size, say attorneys at Faegre Baker Daniels LLP. Read full article »

Opinion

High Court Should Recognize Okla. Creek Reservation

On Nov. 27, the U.S. Supreme Court will hear arguments in Carpenter v. Murphy as to whether the Creek Reservation in Oklahoma still exists. The law and history are clear that it remains intact, says Kevin Dellinger, attorney general of the Muscogee (Creek) Nation. Read full article »

LEGAL INDUSTRY

Kirkland Ends Forced Arbitration After Harvard Group Boycott

Kirkland & Ellis LLP announced Wednesday it would no longer require arbitration to settle employment disputes involving associates or summer associates, less than two weeks after a group of Harvard law students urged their peers to boycott the international firm over its use of so-called coercive contracts. Read full article »

How A Mental Health Pledge Is Pushing BigLaw To Do Better

There has been a flurry of activity among large law firms over the past few months promoting mental health and wellness among attorneys and staff, a change that comes as more firms sign on to a pledge to tackle the topic. Read full article »

3M Is The 1st In-House Team To Sign ABA Well-Being Pledge

Multinational giant 3M, led by General Counsel Ivan Fong, has become the first in-house legal department to sign on to the American Bar Association's well-being pledge aimed at improving lawyer mental health and fighting addiction in the profession. Read full article »

DA Refers Avenatti Domestic Violence Charge To LA City Atty

California attorney Michael Avenatti said Wednesday that the Los Angeles County District Attorney's Office won't prosecute him on felony domestic violence charges and will instead ask the Los Angeles City Attorney's Office to consider a misdemeanor case. Read full article »

Pro Bono Spotlight

Labaton Sucharow Pro Bono Team Secures 2 Asylum Grants

In their first foray into immigration law, pro bono lawyers from Labaton Sucharow LLP recently secured asylum grants for a Pakistani persecuted on account of his Shia faith

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and a Ugandan targeted for his sexual orientation. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

Surveys found that the legal industry lags behind others in utilizing artificial intelligence and machine learning, and that Baker McKenzie is the strongest law firm brand in mainland Europe for its top-level and multijurisdictional litigation credentials. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 through Wednesday. Read full article »

Podcast

Law360's Pro Say Special: Best Of The Offbeat

What goes best with your turkey sandwich? A show where we revisit our favorite legal leftovers — offbeat stories from the Pro Say podcast that we're thankful for this year. Read full article »

Q&A

BigLaw Alums Q&A: Mark Migdal's Lara O'Donnell Grillo

BigLaw firms tended to be inflexible, with methods that were inconsistent with how I wanted to practice law. There were many time-wasting aspects of the practice, says Lara O'Donnell Grillo of Mark Migdal & Hayden. Read full article »

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Crow Nation
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Steven Hughes
Sent: Wed 8/2/2017 7:27:19 PM
Subject: Government data analytics initiative launch

Carolyn-

Are you planning on participating in any of the sessions on the Government Data Analytics Initiative? (See below for times)

These sessions are being convened because of a slew of federal, state and local government mandates that now require the use of data analytics. We're no longer talking just performance measurement, but linking your data up with other government and private data sources to glean insight for making program changes and improvements.

Customer Service and Citizen Engagement Analytics (September 12)
Police and Law Enforcement Data Analytics (September 18-19)
Gov Workforce Analytics (October 19)
Fraud and Enterprise Risk Analytics (October 23)
Transparency and Open Government (October 24)
Data Analytics for Mission Results (October 25)

Would you like to see the full agenda for any of these sessions? Can I put you down to RSVP?

Thanks,

Steven Hughes
Deputy Director for Outreach
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Tue 5/29/2018 11:39:15 AM
Subject: May 30, Failure to balance bill patients leads to large recoupment, audits, and litigation

.
Ted Burton

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Balance Billing for Out-of-Network Providers

Most out-of-network (OON) health care providers make critical mistakes that jeopardize their compliance with state and federal laws. Many providers tell patients they will accept any payment received from the patient's health plan as payment in full. This practice is risky and may invite accusations of ínsurance fraud – however, it is prevalent throughout the U.S.

A few of the cases where billing-related errors (overpayments, negligent misrepresentation, OON write-offs, and balance billing) ended in real legal nightmares are:

- Connecticut General Life Ins. Co. and Cigna v. Health Diagnostic Laboratory, Inc. - **$84 Million dollars recovered**
- Aetna v Health Diagnostics Laboratory - **Sued for "tens of millions" of dollars**
- Aetna v Bay Area Surgical Management (BASM) - **Amount sought: $23 Million**

What makes it worse is that HHS is actively waiting and watching to càtch you in case you backslide. However, all is not lost! Join expert speaker **Thomas Force, Esq.**, to learn how OON providers and their revenue recovery staff can maintain compliance while collecting a fair amount of money from the patient's health plan. Thomas will also cover state laws related to balance billing requirements for OON providers.

Conference: **The Balance Billing Requirement - Why Out-of-Network Providers Must Balance Bill Their Patients**
Date: **Wednesday**, **May 30, 2018 (*Available for all day*)**
Time: **60 minutes**
CEU: **1 AAPC CEU**

Failure to balance bill patients can lead to large recoupment, audits, and litigation for ínsurance fraud. This training session will help you avoid common pitfalls and get answers to questions such as:

- Why is balance billing required in most jurisdictions?
- What are the exceptions to balance billing requirements?
- How to properly balance bill patients without offending or alienating them?
- How can your practice use ERISA to appeal denied and under-reimbursed claims for employer-sponsored plans?
- What is a recoupment and what to do when faced with one?
- What are the penalties for non-compliance with balance billing?

Session Highlights

This session will cover:

- Why OONs are required to balance bill and why it is ínsurance fraud if you don't
- The case of Ingenix's conflict of interest and how FAIR Health is reforming out-of-network reimbursement
- ERISA Pre-emption: What it means for providers located in states that restrict or prohibit balance billing
- Case studies of problematic billing and how they are noncompliant
- Patient protections under PPACA: Coverage for emergency services
- Industry insights on Medícare, TRICARE/CHAMPUS and balance billing
- The impact of New York's Emergency Medical Services and Surprise Bills Law
- How to write a patient-friendly balance bill letter, and consider the timing of the same
- The importance of a Charity Care Program/Financial Hardship policy
- The best practices: Transparency and disclosure
- The case laws: Cigna vs. Health Diagnostics, Aetna vs. Health Diagnostics Laboratory, and more

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Austin Fageol
Sent: Thur 9/7/2017 5:38:52 PM
Subject: fraud issues in your programs

Carolyn —

Has your program completed the required risk assessment for fraud yet?

OMB is requiring risk assessments and fraud detection/reduction targets from each agency, while Congress has created a Commission to deal with legislative changes to target specific programs. With billions in potential fraud happening across government, these initiatives will receive a ton of oversight.

On October 23, 2017, the Performance Institute is convening the Government Fraud Analytics Summit to cover the latest mandates and present the best practices in fraud assessment, detection, mitigation and reporting.

Would you like to see the agenda and consider attending? If not, who in your agency would be the best person to follow-up with?

Thanks,

Austin Fageol
Director, Outreach
The Performance Institute

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Cc: Fritz Springmeie[redacted]; Themobmuseum Info[info@themobmuseum.org]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; boston@ic.fbi.gov[boston@ic.fbi.gov]
From: Heidi Meyer
Sent: Mon 7/15/2019 3:53:30 AM
Subject: Continued... World History - From previous research, news and reporting from a few years ago while I resided in Las Vegas, Clark County, NV. This must have fallen on deaf ears of the Democratic party or this is what they are trying to hide. Real news...

EXTERNAL EMAIL

From previous research, news and reporting from a few years ago while I resided in Las Vegas, Clark County, NV. This must have fallen on deaf ears of the Democratic party or this is what they are trying to hide. Real news reporting on real issues. Nuclear Plants - Toshiba Company - Japan/Toshiba Samsung - South Korea VC corporatism and industrialization - infrastructure? $3 1/2 billion to Southern Company of Georgia to finish nuclear plant. Also to fund nuclear plant in South Carolina, USA. Immigration population watched as in Muslim population associated to nuclear plants in Michigan, Ohio and Missouri.

Updated website search of this story.

1. **Toshiba rescues half-built Georgia nuclear plant**

[redacted]

Toshiba rescues half-built Georgia nuclear plant

Jackie Wattles

Toshiba's bankrupt nuclear unit left an uncertain future for two half-finished nuclear reactors in Georgia -- bu...

*https://**money.cnn.com**/2017/06/10/news/companies/**toshiba-nuclear-plant-georgia-southern**..*

Jun 10, 2017 · **Toshiba**'s bankrupt **nuclear** unit left an uncertain future for two half-finished **nuclear** reactors in **Georgia** -- but the **company** promised Saturday it will pour up to **$3**.68 **billion** …

2. **Southern Co. Needs $3.7 Billion From Toshiba to Finish ...**

[redacted]

Southern Co. Needs $3.7 Billion From Toshiba to Finish Nuclear Plant

Tony Owusu

The company also seeks cooperation from Toshiba to complete the project.

*https://**www.thestreet.com**/story/14117200/1/**southern**-co-needs-**3**-7-**billion**-from-**toshiba**...*

Utility **Southern** Co. (SO - Get Report) said that it needs **$3**.7 **billion** and cooperation from **Toshiba** (TOSYY) **to finish** the **nuclear plant** in **Georgia** that was being built by now defunct **Toshiba** ...

3. **Toshiba to Speed $1.5 Billion Payment to Southern on Nuke ...**

Toshiba to Speed $1.5 Billion Payment to Southern on Nuke Plant

Mark Chediak

Southern Co. said an accelerated timetable for receiving the remaining $3.2 billion in parental guarantees from ...

*https://**www.bloomberg.com**/news/articles/2017-12-05/**southern**-says-**toshiba**-to-speed-up...*

Dec 06, 2017 · **Southern** Co. said an accelerated timetable for receiving the remaining **$3**.2 **billion** in parental guarantees from **Toshiba** Corp. for two reactors under construction in **Georgia** …

- **Author:** Mark Chediak

4. **Toshiba commits $3.68B to finish Southern's Georgia ...**

Toshiba commits $3.68B to finish Southern's Georgia nuclear plant

Carl Surran

Southern Co. (SO +1%) opens higher, as a deal with Toshiba's (OTCPK:TOSYY +9.1%) Westinghouse subsidiary for com...

*https://**seekingalpha.com**/news/3272903-**toshiba**-commits-**3**_68b-**finish**-**southern**s-**georgia**...*

Jun 12, 2017 · **Toshiba** commits **$3**.68B **to finish Southern's Georgia n**uclear plant. Jun. 12 ... play out at the V.C. Summer **plant in South Carolina**, where Westinghouse **also** is the ... **Southern Company** ...

- **Author:** Carl Surran

5. **Toshiba to Cough Up $3.68 Billion to Finish Troubled U.S ...**

Toshiba to Cough Up $3.68 Billion to Finish Troubled U.S. Nuclear Plant

Russell Gold

Southern and Toshiba have reached a deal aimed at allowing the U.S. utility to finish a half-constructed nuclear...

*https://www.**wsj**.com/articles/**toshiba-southern**-reach-deal-on-troubled-u-s-**nuclear-plant**...*

Jun 10, 2017 · **Southern** and **Toshiba** have reached a deal aimed at allowing the U.S. utility **to finish** a half-constructed **nuclear plant** in **Georgia** that was being built by the Japanese conglomerate's bankrupt ...

- **Reviews:** 8
- **Author:** Russell Gold

6. **Southern Company Requests $3.7 Billion from Toshiba to ...**

*https://www.power-eng.com/articles/2017/05/**southern-company**-requests-**3**-7-**billion**-from...*

May 04, 2017 · **Southern Company** CEO Thomas Fanning has said the **company** needs **$3**.7 **billion** and cooperation from **Toshiba to finish** the Vogtle **nuclear plant** expansion in **Georgia**, the Wall Street Journal reported ...

Updated Nuclear Plants in Michigan, Ohio and Missouri website search.

1. **5 Nuclear Power Plants in Michigan | Nuclear Map**

5 Nuclear Power Plants in Michigan | Nuclear Map

Interactive map with all important information Customize your search with filters or just look for the nearest...

*https://**nuclear**map.info/en/l/USA/**Michigan***

Nuclear Power **Plants in Michigan**. This service shows you **Nuclear** Power **Plants in Michigan** on an interactive map. Cluster markers of varying colors signify different **site** densities. Browse with your mouse through all regions, or simply use the **search** bar to find **Nuclear** Power Stations at …

2. **Map of U.S. Nuclear Plants - Nuclear Energy Institute**

*https://www.nei.org/resources/map-of-us-**nuclear-plants***

Close **Search**. **Nuclear** Energy Institute. **Site** Navigation. Fundamentals Expand Navigation. Fundamentals. ... **Nuclear plants in Michigan** employ more than 2,900 workers in high quality jobs. For every 100 **nuclear** power **plant** jobs, 66 more jobs are created in the local community. ... **Nuclear plants** in **Ohio** run more than 94% of the year, keeping ...

- Georgia · South Carolina · Pennsylvania · Washington · New York

3. **NRC: Operating Nuclear Power Reactors (by Location or Name)**

*https://**www.nrc.gov**/info-finder/reactors*

Operating **Nuclear** Power Reactors (by Location or Name) A power reactor is a facility that makes electricity by the continuous splitting of uranium atoms (i.e., a **nuclear** reaction). This facility is often referred to as a **nuclear** power **plant**.

4. **Map of Power Reactor Sites - Nuclear Regulatory Commission**

NRC: Map of Power Reactor Sites

The Nuclear Regulatory Commission, protecting people and the environment.

*https://**www.nrc.gov**/reactors/operating/map-power-reactors.html*

May 10, 2018 · The **Nuclear Regulatory Commission**, protecting people and the environment. Skip to Main Page Content Skip to **Search** Skip to **Site** Map Navigation Skip to Footer Links Home

5. **List of nuclear power plants in America**

https://www.animatedsoftware.com/environm/no_nukes/nukelist1.htm

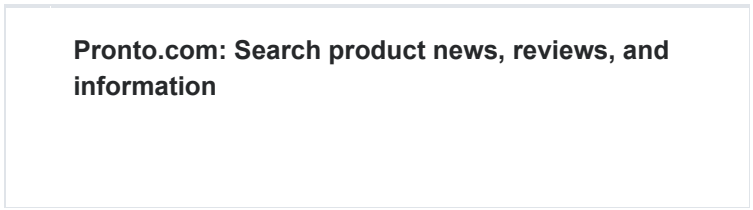
There are over 100 operating **nuclear** power **plants** in America and 16 non-operational power **plants**, and a large number of **nuclear** fuel and weapons facilities. The more you know about these places, the more frightened you'll be -- and should be! How can we protect our **nuclear** power **plants**?

6. **Ohio's Unseen Nuclear Waste Crisis - Freepress.org**

freepress.org/Backup/UnixBackup/pubhtml/c-pro/wassvill.html

Ohio's Unseen **Nuclear** Waste Crisis by Harvey Wasserman Reprinted with permission (published in Cities and Villages). **Ohio** faces a crisis in **nuclear** waste. This crisis may affect scores of communities around the state, impact our highways and railways, and render key segments of our community radioactive for centuries to come -- without those communities being allowed to vote on it.

7. ○ **Michigan Nuclear Plants | Find Michigan Nuclear Plants**



*https://www.pronto.com/**Michigan Nuclear Plants**/Results*
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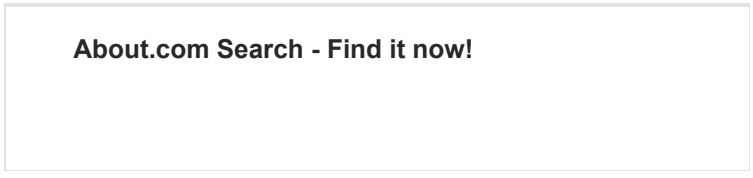

*https://About.com/**Nuclear Plants***

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Nuclear waste in the state of Missouri?

1. **Nuclear Waste** Adventure Trail. Weldon Spring, **Missouri**. The largest explosives factory in America once stood on land just south of Weldon Spring, **Missouri**. Ten years later, the same property was occupied by a plant that refined uranium for Cold War **nuclear** bombs. The site was abandoned in the late 1960s.

Nuclear Waste Adventure Trail, Weldon Spring, Missouri

Nuclear Waste Adventure Trail, Weldon Spring, Missouri

The view is breathtaking from the top of the seven-story-tall nuclear waste pile.

www.roadsideamerica.com/story/14614

2. People also ask

What are the problems with nuclear waste?

What are the problems with nuclear waste?

The primary harm from nuclear waste comes from **radiation**, which can cause health problems in humans and

other living organisms and degrade the quality of surrounding air, water and soil. Radioactive waste comes in the form of liquid, solid and gas.

Why is nuclear waste bad? | Reference.com

www.reference.com/science/nuclear-waste-bad-3b3421b9...
See all results for this question
Does nuclear waste explode?
Does nuclear waste explode?
It would not explode; nuclear waste really can't explode like an atomic bomb. It would melt because of the heat of the lava, not a nuclear meltdown. It would not change the radioactivity at all. Heat and temperature have no effect on radioactivity.

What could happen if nuclear waste was disposed inside an ...

www.quora.com/What-could-happen-if-nuclear-waste-wa...
See all results for this question
How much nuclear waste is generated from a nuclear plant?
How much nuclear waste is generated from a nuclear plant?
Nuclear plants don’t generate very much high level waste at all. Certainly not by comparison with other methods of electricity generation. In more than 50 years of operation 100 US nuclear power reactors have generated about **70,000 tonnes** of high level radioactive waste.

Why do nuclear power plants generate so much waste? - Quora

www.quora.com/Why-do-nuclear-power-plants-generate ...
See all results for this question
What are the waste products produced by nuclear fusion?
What are the waste products produced by nuclear fusion?
Nuclear fusion. Both fission and fusion release large quantities of energy, which can be converted into heat and electricity. Nuclear fusion does produce radioactive waste. However, in contrast to fission produced wastes, they are short lived and decay to background levels in a very short time.

RadWaste.org - Nuclear fusion

radwaste.org/fusion.htm
See all results for this question

3. **Nuclear Waste Adventure Trail, Weldon Spring, Missouri**

*https://**www.roadsideamerica.com**/story/14614*

Nuclear Waste Adventure Trail. **Weldon Spring**, Missouri. The largest **explosives factory** in America once stood on land just south of **Weldon Spring**, Missouri. Ten years later, the same property was occupied by a plant that refined uranium for Cold War nuclear bombs. The site was abandoned in …

- **Location:** 7295 Hwy 94 S., Weldon Spring, MO

4. **A Pile of Nuclear Waste Now a Tourist Attraction in Weldon ...**

*https://www.amusingplanet.com/2013/05/a-pile-of-**nuclear-waste**-now-tourist.html*

May 28, 2013 · A Pile of Nuclear Waste Now a Tourist Attraction in Weldon Springs, Missouri. It was there the Commission built a **uranium ore processing plant** in 1955. The **Weldon Spring Uranium Feed Mill Plant**, operated by Mallinckrodt Chemical Works of St. Louis, processed raw uranium ore into **“yellow cake**,” or concentrated ore which was shipped to other sites.

5. **There's A Nuclear Waste Adventure Trail in Missouri You'll ...**

*https://www.onlyinyourstate.com/**missouri**/**nuclear-waste**-trail-**in-mo***

Nov 30, 2017 · There's A **Nuclear Waste** Adventure Trail in **Missouri** You'll Want To Hike. The Environmental Protection Agency placed the Weldon Spring Site on the National Priorities List in 1987 and the work to decontaminate the area began in 1988. Today the **radioactive waste** is safely sealed inside a 41-acre **disposal cell**. Journey to the top of the cell for an amazing view!

6. **Weldon Spring, MO - Nuclear Waste Adventure Trail**

*https://**www.roadsideamerica.com**/tip/10044*

Visitor Tips and News About Nuclear Waste **Adventure Trail**. The waste **tomb spans 45 acres** and is seven stories tall. The **Adventure Trail** is six miles long, with explanatory plaques along the way. The interpretive center used to be the radioactive worker detection checkpoint.

- **Location:** 7295 Hwy 94 S., Weldon Spring, MO

7. **Residents Near Radioactive Waste Sites In St Louis ...**

*https://**cleantechnica.com**/2018/02/26/**residents-near-radioactive-waste-sites**-st-louis...*

Residents Near **Radioactive Waste** Sites In **St Louis** (Missouri) File New Lawsuits. But starting in the 1950s, portions of the area were used to dispose of municipal refuse, industrial wastes and construction debris, the EPA said. In 1973, some 8,700 tons of **leached radioactive barium sulfate** from the Manhattan Project,...

8. **Some Missouri residents near radioactive waste site ...**

*https://**www.kansascity.com**/news/state/**missouri**/article145516184.html*

Apr 19, 2017 · The nuclear materials first were stored near the St. **Louis Airport** in **north St**. **Louis County**. From there, the waste was moved to a site northeast of the city, and then to another site on Latty Avenue, also north of the city. **Chappelle-Nadal** said that during storage at **Latty Avenue**, the waste sat in large barrels above the surface.

9. **Radioactive materials spreading from St. Louis landfill ...**

*https://www.rt.com/usa/327593-**nuclear-waste**-stlouis-runoff*

Dec 31, 2015 · Just northwest of the St. **Louis International Airport**, the **West Lake Landfill** is a repository of nuclear waste from the Manhattan Project, the WW2 effort to create the atomic bomb. The area was declared an Environmental Protection Agency (EPA) Superfund site in 1990, but the federal government is still deciding how to clean up the waste.

- **Author:** RT

10. **Underground Fire Nears Radioactive Waste Storage Site In ...**

https://www.mintpressnews.com/212428-2/212428

100,000 tons of nuclear weapons waste stored in a landfill outside of St. Louis may soon meet an out of control underground fire., **Manhattan Project**, missouri, radioactive, underground fire, West ...

11. **West Lake Landfill - Wikipedia**

*https://**en.wikipedia.org**/wiki/**West_Lake_Landfill***

West Lake Landfill is a closed, unlined mixed-waste landfill located in Bridgeton, Missouri. It was featured

in the 2015 documentary "The Safe Side of the Fence" and the 2017 HBO documentary "Atomic Homefront." Its contents have been shown to include radioactive waste; it …

- **City:** Bridgeton
- **State:** Missouri
- **County:** St. Louis County
- **CERCLIS ID:** MOD079900932

12. **US Nuclear Waste Storage Map: This Map Shows Current ...**

*strangesounds.org/2014/06/us-**nuclear-waste**-storage-map-this-map-shows-current-plants...*

Jun 09, 2014 · US **Nuclear Waste** Storage Map: This Map Shows Current Plants Storing **Nuclear Waste** in the United States – And There Are Many Around! I think this is a debate actually occurring in each country around the world: Where do we want to put our **nuclear waste**!

13. **Related searches for nuclear waste in missouri**

- **weldon springs mo** nuclear waste
- nuclear waste **museum** missouri
- nuclear waste **dump** in missouri
- missouri nuclear waste **adventure trail**
- nuclear waste **site** in missouri
- **weldon springs** nuclear **site**
- **radioactive** waste **st louis** missouri

radioactive waste st louis missouri - Bing

- **weldon springs disposal site**

weldon springs disposal site - Bing

Toshiba Company history. What's interesting is the "storage solutions." Could that be storage as in large cargo containers such as the business at LinkedIn by Ozgur Aktas? He was a military contractor either at an American military base in Turkey or was it in Germany? I always thought it had to do with global drug trafficking of heroin and cocaine. Is it possible these large storage containers contained nuclear waste moving it via these large cargo containers? Large storage containers Toshiba or data storage - Toshiba - Samsung? Or both? It's my undestanding that the FBI can go back 10 years on a website to track information.

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OZGUR AKTAS

Global Integrated…

Experience

- **export sales and marketing**

  Company Name İşbir Sentetik AŞ

  Dates Employed Mar 2006 – Feb 2011

  Employment Duration 5 yrs

  Location Balıkesir,Turkey

  sales and marketing and export sales for fibc (bigbag) bags business ... See more

  Big Bag , FIBC , Bulk Bag, BigBag Manufacturer isbir

  Big Bag , FIBC , Bulk Bag, BigBag Manufacturer is... ...

- **Export Asst Manager**

  Company Name Yersa Sentetik AŞ

  Dates Employed Jan 2000 – Sep 2004

  Employment Duration 4 yrs 9 mos

  Location Balıkesir,Turkey

sales and marketing and export sales for fibc (bigbag) bags business ... See more

YERSA Dokuma Sanayi ve Ticaret A.Ş.

YERSA Dokuma Sanayi ve Ticaret A.Ş. ...

- **Export Manager**

Company Name Sayakcı Madencilik AS

Dates Employed Jul 1998 – Sep 2001

Employment Duration 3 yrs 3 mos

Location Balıkesir,Turkey

export manager ... See more

ŞAYAKÇI NATURAL STONE

ŞAYAKÇI NATURAL STONE ...

- **USAirForce Base Facilities Site Supervisor**

Company Name Vinnell Brown &Root

Dates Employed Dec 1992 – Aug 1995

Employment Duration 2 yrs 9 mos

Location Balıkesir Turkey

USAirForce Base Site Supervisor ... See more

Education

- **school of economics**

Degree Name assc

Field Of Study public administration

Dates attended or expected graduation 2010 – 2011

1. **OZGUR AKTAS - Henderson, Nevada | Professional Profile ...**

*https://www.**linkedin**.com/in/**ozgur-aktas**-41136431*

View **OZGUR AKTAS**' profile on **LinkedIn**, the world's largest professional community. **OZGUR** has 4 jobs listed on their profile. See the complete profile on **LinkedIn** and discover **OZGUR**'S ...

2. **Top 25 Özgür Aktas profiles | LinkedIn**

*https://www.**linkedin**.com/pub/dir/özgür/**aktas***

View the profiles of professionals named Özgür **Aktas** on **LinkedIn**. There are 57 professionals named Özgür **Aktas**, who use **LinkedIn** to exchange information, ideas, and opportunities.

3. **Ozgur Aktas - Chief Financial Officer - Ukraine ... - LinkedIn**

*https://kz.**linkedin**.com/in/**ozgur-aktas**-8b4b5918*

View **Ozgur Aktas**' profile on **LinkedIn**, the world's largest professional community. **Ozgur** has 4 jobs listed on their profile. See the complete profile on **LinkedIn** and discover **Ozgur**'s connections and jobs at similar companies.

4. **OZGUR AKTAS - Henderson, Nevada - uk.linkedin.com**

*https://uk.**linkedin**.com/in/**ozgur-aktas**-41136431*

View **OZGUR AKTAS**' profile on **LinkedIn**, the world's largest professional community. **OZGUR** has 4 jobs listed on their profile. See the complete profile on **LinkedIn** and discover **OZGUR**'S connections and jobs at similar companies.

5. **Özgür Aktas - Assoc.Prof. - İstanbul Medeniyet University ...**

*https://uk.**linkedin**.com/in/özgür-**aktas**-33b70818*

View Özgür **Aktas**' profile on **LinkedIn**, the world's largest professional community. Özgür has 6 jobs listed on their profile. See the complete profile on **LinkedIn** and discover Özgür's connections and jobs at similar companies.

Let's go to the multi faceted Toshiba Corporation. Isn't there a Toshiba Corporation in South Korea - VC? Toshiba Samsung Storage Technology Korea Corporation.

1. Its subsidiary, Toshiba Samsung Storage Technology Korea Corporation is located in **Suwon, South Korea**, and headed by Dae Sung Kim. **Each corporation in Japan and Korea has the individual directorate system.** For the business issues, TSST has been discussing it through the common relevant organization for mutual consent.

Toshiba Samsung Storage Technology - Wikipedia

Toshiba Samsung Storage Technology

The company's headquarters is located in Shibaura, Minato, Tokyo, Japan with Hiroshi Suzuki as its President and...

en.wikipedia.org/wiki/TSSTcorp

2. **Toshiba Electronics Korea Corporation: Private Company ...**

*https://**www.bloomberg.com**/research/stocks/private/snapshot.asp?privcapId=46337222*

Toshiba Electronics Korea Corporation distributes semiconductors, thermal printer heads, and saw filters. The company was founded in 1999 and is based in **Seoul**, South Korea. Toshiba Electronics Korea Corporation operates as a subsidiary of Toshiba Corporation. 891, **Samsung Life** Insurance Daechi Tower 20F. **Daechi-dong**.

3. **Toshiba Samsung Storage Technology - Wikipedia**

*https://**en.wikipedia.org**/wiki/TSST**corp***

Toshiba Samsung Storage Technology Corporation (abbreviated TSST) is an international joint venture **company** of **Toshiba** and **Samsung Electronics** (**South Korea**). **Toshiba** owns 51% of its stock, while Samsung owns the remaining 49%. The company specialises in optical disc drive manufacturing. The **company** was established in 2004.

- **Headquarters:** Shibaura, Minato, Tokyo, Japan
- **Founded:** 1 April 2004
- **Industry:** Data storage
- **Type:** Storage Technologies

4. **South Korea | Toshiba Commerce**

*https://www.**toshiba**commerce.com/.../en/home/about-us/global-directory/**south-korea***

South Africa Argentina / Paraguay / Uruguay Belgium France Australia and New Zealand Italy Russian Federation / Ukraine Poland Brazil Chile China Columbia France Hungary Iceland Mexico Peru Romania **South Korea** Spain Spanish **South** America Security Home

5. **TOSHIBA TEC Korea**

*https://www.**toshibatec**.com/global/page_4453.html*

toshiba tec **corporation** site. **TOSHIBA** TEC offers products and solutions,such as POS systems, registers,multifunction peripherals,RFID,barcodes and Inkjet Head. **TOSHIBA** TEC **Korea**

6. **Locations | Motor & Drive Worldwide Operations | Toshiba ...**

***www.toshiba.com**/industrial/global/**locations**.jsp*

Find and contact **Toshiba** Motor & Drive worldwide operations, provide Sales, Service and Technical support for your region. **Toshiba** will help and support expand for your local support and worldwide business with worldwide products, sales and service support.

7. **Toshiba Laptops Prices In South Korea | South Korea ...**

*www.laptop6.com/kr/laptops/**toshiba***

Disclaimer: Latest and New Laptops, Notebooks and Macbook Price List / Prices are updated regularly from **South Korea**'s Local Laptop computers market . We are trying to provided best possible Laptop Specs and prices in **South Korea** and detailed Specifications, but we cannot guarantee all information's are 100% correct.

8. **Global Parallel Battery Pack Market 2019 - Samsung SDI Co ...**

https://thefinancedeck.com/2019/07/09/global-parallel-battery-pack-market-2019-samsung...

Jul 09, 2019 · Uncategorized Global Parallel Battery Pack Market 2019 – Samsung SDI Co. Ltd. (**South Korea**), Panasonic **Corporation** (Japan), LG Chem Power (U.S.), **Toshiba Corporation** (Japan), Hitachi Chemical (Japan)

9. **Toshiba Memory Corporation | TOSHIBA MEMORY | Asia-Pacific**

*https://business.**toshiba**-memory.com/en-apac/top.html*

Toshiba Memory Corporation is a leading worldwide supplier of flash memory and solid state drives (SSDs). From the invention of flash memory to today's breakthrough BiCS FLASH™ 3D technology, **Toshiba** continues to lead innovation and move the industry forward.

10. **Toshiba POS Systems & Applications | Toshiba Commerce**

*https://www.**toshibacommerce**.com*

News Albertsons Companies Elevates the Store Checkout Experience with **Toshiba**. Albertsons Companies, one of the largest food and drug retailers in the United States, is empowering consumers with fast and convenient in-store checkout experiences by implementing **Toshiba** Global Commerce Solutions' self-checkout systems.

11. **Toshiba : Global Top Page**

*www.**toshiba**.co.jp/worldwide*

Welcome to **Toshiba**'s global website. This website provides Information about **Toshiba**. **Toshiba** Group aims to become an even stronger global contender by unleashing our powers of imagination to anticipate, ahead of others, and capitalize on the coming trends in the world business environment.

12. **Related searches for toshiba corporation south korea**

- south korea corporation **search**

south korea corporation search - Bing

- **s oil** corporation south korea

s oil corporation south korea - Bing

Toshiba Corporation.

Toshiba

From Wikipedia, the free encyclopedia
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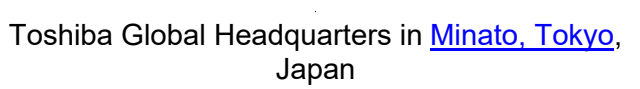
Toshiba Corporation



Toshiba Global Headquarters in Minato, Tokyo, Japan

Native name	
Romanized name	Kabushiki-gaisha Tōshiba
Type	Public KK
Traded as	TYO: 6502
Industry	Conglomerate
Founded	July 1875; 144 years ago (1875-07) (as Tanaka Seisakusho) 1890 (1890) (Hakunetsu-sha & Co) 1939 (1939) (merger of Shibaura Seisaku-sho and Tokyo Denki)
Headquarters	Minato, Tokyo, Japan
Area served	Worldwide
Key people	Nobuaki Kurumatani (Chairman and CEO) Satoshi Tsunakawa (President and COO)
Products	Electronics Semiconductors Social infrastructure Computer hardware
Revenue	¥3.693 trillion (2019)[1]
Operating income	¥35.7 million (2019)[1]
Net income	¥1.01 trillion (2019)[1]
Total assets	¥4.297 trillion (2019)[1]
Total equity	¥1.456 trillion (2019)[1]
Number of	141,256 (2019)[1]

CLV004581

employees	
Subsidiaries	Toshiba America, Inc. Toshiba Asia Pacific Pte., Ltd. Toshiba China Co., Ltd. Toshiba of Europe Ltd. (See full list)
Website	toshiba.co.jp

Toshiba Corporation (, *Kabushiki-gaisha Tōshiba*, English: /təˈʃiːbə, tɒ-, toʊ-/[2]) is a Japanese multinational conglomerate headquartered in Tokyo, Japan. Its diversified products and services include information technology and communications equipment and systems, electronic components and materials, power systems, industrial and social infrastructure systems, consumer electronics, household appliances, medical equipment, office equipment, as well as lighting and logistics.

Toshiba was founded in 1939 as **Tokyo Shibaura Denki K.K.** through the merger of Shibaura Seisaku-sho (founded in 1875) and Tokyo Denki (founded in 1890). The company name was officially changed to Toshiba Corporation in 1978.

It is listed on the Tokyo Stock Exchange, where it is a constituent of the Nikkei 225 and TOPIX indices, the Osaka Securities Exchange and the Nagoya Stock Exchange. Toshiba is the ninth largest semiconductor manufacturer in the world.[*citation needed*] In 2017, Toshiba filed unaudited quarterly results because of uncertainties at Westinghouse, which had filed for Chapter 11 bankruptcy protection. Toshiba stated that "substantial doubt about the company's ability to continue as a going concern exists".[3]

Toshiba is organized into four groupings: the Digital Products Group, the Electronic Devices Group, the Home Appliances Group and the Social Infrastructure Group. Midea Group, a Chinese company, bought a controlling 80.1% stake in the Toshiba Home Appliances Group in 2016.[4][5]

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History

Tanaka SeisakushoTanaka Seisakusho (, Tanaka Engineering Works) was the first company established by Tanaka Hisashige, one of the most original and productive inventor-engineers during the Tokugawa / Edo period. Established in July 1875, it was the first Japanese company to manufacture telegraph equipment. It also manufactured switches, and miscellaneous electrical and communications equipment. The company was inherited by Tanaka's adopted son, and later became half of the present Toshiba company. Several people who worked at Tanaka Seisakusho or who received Tanaka's guidance at a Kubusho (Ministry of Industries) factory later became pioneers themselves. These included Miyoshi Shōichi who helped Fujioka make the first power generator in Japan and to establish a company, Hakunetsusha to make bulbs; Oki Kibatarō, the founder of the present Oki Denki (Oki Electric Industry); and Ishiguro Keizaburō, a co-founder of the present Anritsu.[6]

Tanaka Hisashige

Tanaka was born in Kurume, Chikugo province (present-day Fukuoka prefecture) as the eldest son of a tortoise she...

Hakunetsusha

The company was established in 1890, and started out by selling bulbs using bamboo filaments. However, following...

Telegraphy

The earliest true telegraph put into widespread use was the optical telegraph of Claude Chappe, invented in the ...

Anritsu

Anritsu Corporation (, Anritsu Kabushiki-gaisha) is a Japanese multinational corporation in the telecomm...

After the demise of the founder in 1881 Tanaka Seisakusho became partly owned by General Electric and expanded into the production of torpedoes and mines at the request of the Imperial Japanese Navy, to become on the largest manufacturing companies of the time. However, as the Navy started to use competitive bids and then build its own works, the demand decreased substantially and the company started to lose money. The main creditor to the company, Mitsui Bank, took over the insolvent company in 1893 and renamed it Shibaura Seisakusho (Shibaura Engineering Works).[6]

Shibaura Seisakusho

Shibaura Seisakusho (, Shibaura Engineering Works) was the new name given to the company Tanaka Seisakusho (Tanaka Engineering Works), after it was declared insolvent in 1893 and taken over by Mitsui Bank.

In 1910, it formed a tie-up with GE USA, which, in exchange for technology acquired about a quarter of the shares of Shibaura. With this investment GE now had a stake in both Tokyo Denki and Shibaura Seisakusho - two companies that had a complementary line of products in light as well as heavy electrical equipment. Both companies were merged in 1939 to create Tokyo Shibaura Denki (Tokyo Shibaura Electric Company, now Toshiba). The relation with GE continued until the beginning of the war and, after the war, resumed in 1953 with GE's 24 percent shareholding. This percentage has, however, decreased substantially since then.[6]

Hakunetsusha (Tokyo Denki)

Hakunetsusha ( ) was a company established by Shōichi Miyoshi and Fujioka Ichisuke, two of Japan's industrial pioneers during the Tokugawa / Edo period. It specialized in the manufacture of light bulbs.

The company was established in 1890, and started out by selling bulbs using bamboo filaments. However, following the opening up of trade with the West through the Unequal treaty, Hakunetsusha met with fierce competition from imports. Its bulb cost about 60 per cent more than the imports and the quality was poorer. The company managed to survive with the booms after the First Sino-Japanese War of 1894–95 and the Russo-Japanese War of 1904–05, but afterward its financial position was precarious.

In 1905 the company was renamed Tokyo Denki (Tokyo Electric) and entered into a financial and technological collaboration with General Electric of USA. General Electric acquired 51 percent share of ownership, sent a vice president, and provided the technology for bulb-making. Production equipment was bought from GE and Tokyo Denki soon started selling its products with GE's trademark.

In 1939, Tokyo Denki and Shibaura Seisakusho were merged to form Tokyo Shibaura Denki (Tokyo Shibaura Electric Company, now Toshiba).

1939 to 2000

Toshiba was founded in 1939 by the merger of Shibaura Seisakusho (Shibaura Engineering Works)[7] and Tokyo Denki (Tokyo Electric). Shibaura Seisakusho had been founded as Tanaka Seisakusho by Tanaka Hisashige in July 1875 as Japan's first manufacturer of telegraph equipment.[6] In 1904, it was renamed Shibaura Seisakusho. Through the first decades of the 20th century, Shibaura Seisakusho had become a major manufacturer of heavy electrical machinery as Japan modernized during the Meiji Era and became a world industrial power. Tokyo Denki was founded as Hakunetsusha in 1890 and had been Japan's first producer of incandescent electric lamps. It later diversified into the manufacture of other consumer products and in 1899 had been renamed Tokyo Denki. The merger of Shibaura and Tokyo Denki created a new company called Tokyo Shibaura Denki (Tokyo Shibaura Electric) (東　芝　　). It was soon nicknamed Toshiba, but it was not until 1978 that the company was officially renamed Toshiba Corporation.

The Toshiba pavilion at Expo '85.

The group expanded rapidly, driven by a combination of organic growth and by acquisitions, buying heavy engineering and primary industry firms in the 1940s and 1950s. Groups created include Toshiba Music Industries/Toshiba EMI (1960), Toshiba International Corporation (1970s) Toshiba Electrical Equipment (1974), Toshiba Chemical (1974), Toshiba Lighting and Technology (1989), Toshiba America Information Systems (1989) and Toshiba Carrier Corporation (1999).

Toshiba is responsible for a number of Japanese firsts, including radar (1912), the TAC digital computer (1954), transistor television and microwave oven (1959), color video phone (1971), Japanese word processor (1978), MRI system (1982), laptop personal computer (1986), NAND EEPROM (1991), DVD (1995), the Libretto sub-notebook personal computer (1996) and HD DVD (2005).

In 1977, Toshiba acquired the Brazilian company Semp (Sociedade Eletromercantil Paulista), subsequently forming Semp Toshiba through the combination of the two companies' South American operations.

In 1950, Tokyo Shibaura Denki was renamed Toshiba. This logo was used from 1950-1969. It was also used later on for hard drives .[8]

Toshiba logo used from 1969 to 1984..[9]

Toshiba logo, used since 1984.[9]

In 1987, Tocibai Machine, a subsidiary of Toshiba, was accused of illegally selling CNC milling machines used to produce very quiet submarine propellers to the Soviet Union in violation of the CoCom agreement, an international embargo on certain countries to COMECON countries. The Toshiba-Kongsberg scandal involved a subsidiary of Toshiba and the Norwegian company Kongsberg Vaapenfabrikk. The incident strained relations between the United States and Japan, and resulted in the arrest and prosecution of two senior executives, as well as the imposition of sanctions on the company by both countries.[10] Senator John Heinz of Pennsylvania said "What Toshiba and Kongsberg did was ransom the security of the United States for $517 million."

2000 to 2010

In 2001, Toshiba signed a contract with Orion Electric, one of the world's largest OEM consumer video electronic makers and suppliers, to manufacture and supply finished consumer TV and video products for Toshiba to meet the increasing demand for the North American market. The contract ended in 2008, ending seven years of OEM production with Orion.

In December 2004, Toshiba quietly announced it would discontinue manufacturing traditional in-house cathode-

ray tube (CRT) televisions. In 2006, Toshiba terminated production of in-house plasma TVs. To ensure its future competitiveness in the flat-panel digital television and display market, Toshiba has made a considerable investment in a new kind of display technology called SED. Before World War II, Toshiba was a member of the Mitsui Group zaibatsu (family-controlled vertical monopoly). Today Toshiba is a member of the Mitsui keiretsu (a set of companies with interlocking business relationships and shareholdings), and still has preferential arrangements with Mitsui Bank and the other members of the keiretsu. Membership in a keiretsu has traditionally meant loyalty, both corporate and private, to other members of the keiretsu or allied keiretsu. This loyalty can extend as far as the beer the employees consume, which in Toshiba's case is Asahi.

In July 2005, BNFL confirmed it planned to sell Westinghouse Electric Company, then estimated to be worth $1.8 billion (£1 billion).[11] The bid attracted interest from several companies including Toshiba, General Electric and Mitsubishi Heavy Industries and when the *Financial Times* reported on 23 January 2006 that Toshiba had won the bid, it valued the company's offer at $5 billion (£2.8 billion). The sale of Westinghouse by the Government of the United Kingdom surprised many industry experts, who questioned the wisdom of selling one of the world's largest producers of nuclear reactors shortly before the market for nuclear power was expected to grow substantially; China, the United States and the United Kingdom are all expected to invest heavily in nuclear power.[12] The acquisition of Westinghouse for $5.4 billion was completed on 17 October 2006, with Toshiba obtaining a 77 percent share, and partners The Shaw Group a 20 percent share and Ishikawajima-Harima Heavy Industries Co. Ltd. a 3 percent share.

In late 2007, Toshiba took over from Discover Card as the sponsor of the top-most screen of One Times Square in New York City.[13] It displays the iconic 60-second New Year's countdown on its screen, as well as messages, greetings, and advertisements for the company. It was taken over by Capital One in late 2018.

In January 2009, Toshiba acquired the HDD business of Fujitsu.[14][15]

2010 to 2013

Toshiba announced on 16 May 2011, that it had agreed to acquire all of the shares of the Swiss-based advanced-power-meter maker Landis+Gyr for $2.3 billion.[16] In 2010 the company released a series of television models including the WL768, YL863, VL963 designed in collaboration with Danish designer Timothy Jacob Jensen.[17] In April 2012, Toshiba agreed to acquire IBM's point-of-sale business for $850 million, making it the world's largest vendor of point-of-sale systems.[18][19]

In July 2012, Toshiba was accused of fixing the prices of LCD panels in the United States at a high level. While such claims were denied by Toshiba,[20] they have agreed to settle alongside several other manufacturers for a total of $571 million.[21]

In December 2013, Toshiba completed its acquisition of Vijai Electricals Limited plant at Hyderabad and set up its own base for manufacturing of transmission and distribution products (transformers and switchgears) under the Social Infrastructure Group in India as Toshiba Transmission & Distribution Systems (India) Private Limited.

2014 OCZ Storage Solutions Acquisition

In January 2014, Toshiba completed its acquisition of OCZ Storage Solutions.[22] OCZ Technology stock was halted on 27 November 2013. OCZ then stated they expected to file a petition for bankruptcy and that Toshiba Corporation had expressed interest in purchasing its assets in a bankruptcy proceeding.[23][24] On 2 December 2013, OCZ announced Toshiba had agreed to purchase nearly all of OCZ's assets for $35 million.[25] The deal was completed on 21 January 2014 when the assets of OCZ Technology Group became a new independently-operated subsidiary of Toshiba named OCZ Storage Solutions.[26] OCZ Technology Group then changed its name to ZCO Liquidating Corporation;[27] on 18 August 2014, ZCO Liquidating Corporation and its subsidiaries were liquidated.[28] OCZ Storage Solutions was dissolved on 1 April 2016 and absorbed into Toshiba America Electronic Components, Inc.,[29][30] with OCZ becoming a brand of Toshiba.

In March 2014, Toshiba sued SK Hynix accusing the company for stealing technology of their NAND flash memory.[31]

In October 2014, Toshiba and United Technologies agreed a deal to expand their joint venture outside Japan.[32]

Toshiba announced in early 2015 that they would stop making televisions in its own factories. From 2015 onward, Toshiba televisions will be made by Compal for the U.S., or by Vestel and other manufacturers for the European market.

In January 2016, Toshiba's security division unveiled a new bundle of services for schools that use its surveillance equipment. The program, which is intended for both K-12 and higher education, includes education discounts, alerts and post-warranty support, among other features, on its IP-based security gear.[33]

As of March 2016, Toshiba is preparing to start construction on a cutting-edge new semiconductor plant in Japan that will mass-produce chips based on the ultra-dense flash variant. Toshiba expects to spend approximately 360 billion yen, or $3.2 billion, on the project through May 2019.[34]

In April 2016, Toshiba recalled 100,000 faulty laptop lithium-ion batteries, which are made by Panasonic, that can overheat, posing burn and fire hazards to consumers, according to the U.S. Consumer Product Safety Commission. Toshiba first announced the recall in January, and said it was recalling the batteries in certain Toshiba Notebook computers sold since June 2011.[35]

In September 2016, Toshiba announced the first wireless power receiver IC using the Qi 1.2.2 specification, developed in association with the Wireless Power Consortium.[36]

In late December 2016 Toshiba announced losses in the Westinghouse subsidiary from nuclear plant construction would lead to a write-down of several billion dollars.[37]

In January 2017, a person with direct knowledge of the matter reported that the company plans on making its chip division a separate business.[38]

2015 accounting scandal

Toshiba first announced in May 2015 that it was investigating an accounting scandal and it might have to revise its profits for the previous three years.[39][40] On 21 July 2015, CEO Hisao Tanaka announced his resignation amid an accounting scandal that he called "the most damaging event for our brand in the company's 140-year history". Profits had been inflated by $1.2 billion over the previous seven years.[41] Eight other senior officials also resigned, including the two previous CEOs.[42] Chairman Masashi Muromachi was appointed acting CEO.[43] Following the scandal, Toshiba Corp. was removed from a stock index showcasing Japan's best companies. That was the second reshuffle of the index, which picks companies with the best operating income, return on equity and market value.[44]

In September 2015, Toshiba shares fell to their lowest point in two and a half years. The firm said in a statement that its net losses for the quarterly period were 12.3 billion yen ($102m; £66m). The company noted poor performances in its televisions, home appliances and personal computer businesses.[45]

In December 2015, Muromachi said the episode had wiped about $8 billion off Toshiba's market value. He forecast a record 550 billion yen (about US $4.6 billion) annual loss and warned the company would have to overhaul its TV and computer businesses. Toshiba would not be raising funds for two years, he said. The next week, a company spokesperson announced Toshiba would in early 2016 seek 300 billion yen ($2.5 billion), taking the company's indebtedness to more than 1 trillion yen (about $8.3 billion).[46]

In May 2016, it was announced that Satoshi Tsunakawa, the former head of Toshiba's medical equipment division, was named CEO. This appointment came after the accounting scandal that occurred.[47][48]

2017 US nuclear construction liabilities

In February 2017, Toshiba revealed unaudited details of a 390 billion yen ($3.4 billion) corporate wide loss, mainly arising from its majority owned US based Westinghouse nuclear construction subsidiary which was written down by 712 billion yen ($6.3 billion). On 14 February 2017, Toshiba delayed filing financial results, and chairman Shigenori Shiga, formerly chairman of Westinghouse, resigned.[49][50][51]

Construction delays, regulatory changes and cost overruns at Westinghouse built nuclear facilities Vogtle units 3 and 4 in Waynesboro, Georgia and VC Summer units 2 and 3 in South Carolina, are cited as the main causes of the dramatic fall in Toshiba's financial performance and collapse in share price. Fixed priced construction contracts negotiated by Westinghouse with Georgia Power have left Toshiba with uncharted liabilities that will likely result in the sale of key Toshiba operating subsidiaries to secure the company's future.[52]

Westinghouse filed for Chapter 11 bankruptcy protection on 29 March 2017.[53][54] It was estimated this would cost 9 billion dollar annual net loss.[55]

On 11 April 2017, Toshiba filed unaudited quarterly results. Auditors PricewaterhouseCoopers had not signed of the accounts because of uncertainties at Westinghouse. Toshiba stated that "substantial doubt about the company's ability to continue as a going concern exists".[3][56] On 25 April 2017, Toshiba announced its decision to replace its auditor after less than a year. Earlier in April, the company filed twice-delayed business results without an endorsement from auditor PricewaterhouseCoopers (PwC).[55][57]

On 20 September 2017, Toshiba's board approved a deal to sell its memory chip business to a group led by Bain Capital for US$18 billion, with financial backing by companies such as Apple, Dell Technologies, Hoya Corporation, Kingston Technology, Seagate Technology, and SK Hynix.[58][59] The newly-independent company was named Toshiba Memory Corporation.

On 15 November 2017, Hisense reached a deal to acquire 95% of Toshiba Visual Solutions for US$113.6 million.[60]

Later that month, the company announced that it would pull out of its long-standing sponsorships of the Japanese television programs *Sazae-san*, *Nichiyō Gekijo*, and the video screens topping out One Times Square in New York City. The company cited that the value of these placements were reduced by its exit from consumer-oriented lines of business.[61]

On 6 April 2018 Toshiba announced the completion of the sale of Westinghouse's holding company to Brookfield Business Partners and some partners.[62]

Operations

The Toshiba research and development facility in Kawasaki, Kanagawa, Japan

Toshiba Europe offices in Neuss, Germany

Toshiba is headquartered in Minato-ku, Tokyo, Japan and has operations worldwide. It had around 141,256 employees as of 31 March 2018.[63]

Toshiba is organised into four main business groupings: the Digital Products Group, the Electronic Devices Group, the Home Appliances Group and the Social Infrastructure Group.[64] In the year ended 31 March 2012, Toshiba had total revenues of ¥6,100.3 billion, of which 25.2 percent was generated by the Digital Products Group, 24.5 percent by the Electronic Devices Group, 8.7 percent by the Home Appliances Group, 36.6 percent by the Social Infrastructure Group and 5 percent by other activities. In the same year, 45 percent of Toshiba's sales were generated in Japan and 55 percent in the rest of the world.[64]

Toshiba has 39 R&D facilities worldwide, which employ around 4,180 people.[64] Toshiba invested a total of ¥319.9 billion in R&D in the year ended 31 March 2012, equivalent to 5.2 percent of sales.[64] Toshiba registered a total of 2,483 patents in the United States in 2011, the fifth-largest number of any company (after IBM, Samsung Electronics, Canon and Panasonic).[64]

Principal business groupings, divisions and subsidiaries

Toshiba is organized into the following principal business groupings, divisions and subsidiaries:

- Digital Products Group

- Digital Products and Services Company
- Network & Solution Control Center
- Toshiba TEC Corporation

- Electronic Devices Group
  - Semiconductor & Storage Products Company
    - Discrete Semiconductor Division
    - Analog & Imaging IC Division
    - Logic LSI Division
    - Storage Products Division
    - Center For Semiconductor Research & Development
  - Optical Disc Drive Division (Formed partnership with optical disc drive division of Samsung Electronics as Toshiba Samsung Storage Technology Corporation (TSST))[65][66][67]
  - Toshiba Mobile Display Co., Ltd. (This company will be merged with Hitachi Displays, Ltd. and Sony Mobile Display Corporation to form Japan Display Inc. in Spring of 2012.[68])

- Social Infrastructure Group
  - Power Systems Company (Combined-cycle gas power plants, nuclear power plants, hydro-electric power plants, and associated components)
    - Nuclear Energy Systems & Services Division
    - Westinghouse Electric Company (acquired October 2006)
    - Thermal & Hydro Power Systems & Services Division
    - Power and Industrial Systems Research and Development Center
  - Social Infrastructure Systems Company[69]
    - Transmission & Distribution Systems Division
    - Railway & Automotive Systems Division
    - Railway Systems Division
    - Automotive Systems Division
    - Motor & Drive Systems Division
    - Automation Products & Facility Solution Division
    - Defense & Electronic Systems Division
    - Environmental Systems Division
  - Toshiba Elevator and Building Systems Corporation
  - Toshiba Solutions Corporation
  - Toshiba Medical Systems Corporation
  - Toshiba America Information Systems

- Home Appliances Group
  - Toshiba Home Appliances Corporation
  - Toshiba Lighting & Technology Corporation
  - Harison Toshiba Lighting Corporation
  - Toshiba Carrier Corporation

- Others
  - New Lighting Systems Division
  - Smart Community Division
  - Materials & Devices Division

Products, services and standards

Toshiba has a range of products and services, including air conditioners,[70] consumer electronics (including televisions and DVD and Blu-ray players),[71] control systems (including air-traffic control systems, railway systems, security systems and traffic control systems),[72] electronic point of sale equipment,[73] elevators and escalators,[74] home appliances (including refrigerators and washing machines),[70] IT services,[75] lighting,[70][76] materials and electronic components,[77] medical equipment (including CT and MRI scanners, ultrasound equipment and X-ray equipment),[78] office equipment,[73][79] business telecommunication equipment[80] personal computers,[71] semiconductors,[81] power systems (including electricity turbines, fuel cells and nuclear reactors)[82] power transmission and distribution systems,[72] and TFT displays.[83]

- A Fujitsu Toshiba IS12T smartphone
- A Toshiba Super Color Vision screen in use at Kyoto Racecourse
- A Toshiba SCiB rechargeable battery
- A Toshiba T9769A integrated circuit
- A Toshiba Vantage Titan MRT-2004 MRI scanner
- A ToshibaVision screen in use during the New Year's Eve celebrations in Times Square from 2007 to 2017

3D television

In October 2010, Toshiba unveiled the Toshiba Regza GL1 21" LED backlit LCD TV glasses-free 3D prototype at CEATEC 2010. This system supports 3D capability without glasses (utilising an integral imaging system of 9 parallax images with vertical lenticular sheet). The retail product was released in December 2010.[84]

4K Ultra HD televisions

4K Ultra HD (3840×2160p) televisions provides four times the resolution of 1080p Full HD televisions. Toshiba's 4K HD LED televisions are powered by a CEVO 4K Quad + dual-core processor.[85]

HD DVD

Further information: HD DVD

On 19 February 2008, Toshiba announced that it would be discontinuing its HD DVD storage format following defeat in a format "war" against Blu-ray.[86] The HD DVD format had failed after most of the major US film studios backed the Blu-ray format, which was developed by Sony, Panasonic, Philips and Pioneer Corporation. Conceding the abandonment of HD DVD, Toshiba's President, Atsutoshi Nishida said "We concluded that a swift decision would be best [and] if we had continued, that would have created problems for consumers, and we simply had no chance to win".[87]

Toshiba continued to supply retailers with machines until the end of March 2008, and continued to provide technical support to the estimated one million people worldwide who owned HD DVD players and recorders. Toshiba announced a new line of stand-alone Blu-ray players as well as drives for PCs and laptops, and subsequently joined the BDA, the industry body which oversees development of the Blu-ray format.[88]

REGZA

REGZA (**R**eal **E**xpression **G**uaranteed by Ama**z**ing **A**rchitecture) is a unified television brand owned and manufactured by Toshiba. In 2010 REGZA name disappeared from the North American market, and from March 2015[89] new TVs carrying the Toshiba name are designed and produced by Compal Electronics, a Taiwanese company, which Toshiba has licensed its name to. REGZA is also used in Android-based smartphones that were developed by Fujitsu Toshiba Mobile Communications.

Chromebook

In October 2014, Toshiba released the Chromebook 2, a new version with a thinner profile and a much-improved display. The Chromebook runs exclusively on Chrome OS and gives users free Google Drive storage and access to a collection of apps and extensions at the Chrome Web Store.[90]

3D flash memory

In March 2015, Toshiba announced the development of the first 48-layer, three-dimensional flash memory. The new flash memory is based on a vertical stacking technology that Toshiba calls BiCS (Bit Cost Scaling), stores two bits of data per transistor and can store 128Gbits (16GB) per chip.[91] Toshiba's memory division was spun off as Toshiba Memory Corporation.

Environmental record

Toshiba has been judged as making "low" efforts to lessen their impact on the environment. In November 2012, they came second from the bottom in Greenpeace's 18th edition of the Guide to Greener Electronics that ranks electronics companies according to their policies on products, energy and sustainable operations.[92] Toshiba received 2.3 of a possible 10 points, with the top company (WIPRO) receiving 7.1 points. "Zero" scores were received in the categories "Clean energy policy advocacy", "Use of recycled plastics in products" and "Policy and practice on sustainable sourcing of fibres for paper".

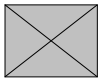
In 2010, Toshiba reported that all of its new LCD TVs comply with the Energy Star standards and 34 models exceed the requirements by 30% or more.[93]

Toshiba also partnered with China's Tsinghua University in 2008 in order to form a research facility to focus on energy conservation and the environment.[94] The new Toshiba Energy and Environment Research Center is located in Beijing where forty students from the university will work to research electric power equipment and new technologies that will help stop the global warming process.[94] Through this partnership, Toshiba hopes to develop products that will better protect the environment and save China.[94] This contract between Tsinghua University and Toshiba originally began in October 2007 when they signed an agreement on joint energy and environment research.[94] The projects that they conduct work to reduce car pollution and to create power systems that don't negatively affect the environment.[94]

On 28 December 1970 Toshiba began the construction of unit 3 of the Fukushima Daiichi Nuclear Power Plant[95] which was damaged in the Fukushima I nuclear accidents on 14 March 2011. In April 2011, CEO Norio Sasaki declared nuclear energy would "remain as a strong option" even after the Fukushima I nuclear accidents.[96]

In late 2013, Toshiba (Japan) entered the solar power business in Germany, installing PV systems on apartment buildings.[97]

Slogans



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- "Ello Tosh, Gotta Toshiba?" (1985- UK)
- "In Touch With Tomorrow" (1984–2006)

- "Dunia Mengakuinya" (English: "The World Acknowledges It", 1984–2006, Indonesia only)
- "Leading Innovation" (2006–present)

See also

- List of Toshiba subsidiaries
- Toshiba Memory Corporation, spun off as an independent company
- List of Texas companies (T)

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- Toshiba Worldwide portal
- Business data for Tōshiba (TOSYY):
  - Google Finance
  - Yahoo! Finance
  - Bloomberg
  - Reuters
  - SEC filings

for US traded stock

- Business data for Tōshiba (TOSBF):
  - Google Finance
  - Yahoo! Finance
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for US traded stock

- Business data for Tōshiba (TYO:6502) at Tokyo Stock Exchange, Inc.
- Business data for Tōshiba (NAG:6502) at Nagoya Stock Exchange, Inc.

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Toshiba

Divisions and subsidiaries

Current
- Digital Products Group
- Electronic Devices & Components Group
- Infrastructure Systems Group

Defunct
- Landis+Gyr
- OCZ Storage Solutions
- Sord Computer Corporation[1]
- Toshiba Medical Systems Corporation [2]
- Toshiba Telecommunication Systems Division
- Westinghouse Electric Company

Joint ventures and shareholdings

Current
- Ikegami Tsushinki (20%)
- TMEIC
- Toshiba Samsung Storage Technology (51%)

Defunct
- Toshiba EMI (Founded as *Toshiba Music Industries*)[2]
  - Youmex Co. [1]
- Japan Display [2]

Predecessors
- Hakunetsusha
- Shibaura Seisakusho
- Tanaka Seisakusho

Products, services and standards

Current
- AP1000
- Cell
- JNR Class ED76
- JNR Class EF58
- JNR Class EF60
- JNR Class EF64
- JNR Class EF65
- JR Freight Class EH500
- JR Freight Class HD300
- Media-embedded processor
- Regza
- SpursEngine
- Portégé
- Tecra
- TG01
- TS921
- TOSLINK

Past
- 902T
- DeKi 600
- HD DVD
- Libretto
- Qosmio
- Satellite
- Thrive

- JNR Class EF62
- JNR Class EF63
- JNR Class EH10
- SmartMedia
- e310
- T1000
- T1000LE
- T1100
- T1200
- T3100

People

- Toshiwo Doko
- Tanaka Hisashige

Places

- Lazona Kawasaki Plaza

Other

- HDMI Licensing
- Sony Toshiba IBM Center of Competence for the Cell Processor
- Time Sculpture
- Toshiba Brave Lupus
- Toshiba Classic
- Toshiba S.C.
- Toshiba Science Institute

- [1]*Now integrated into other Toshiba divisions or business groupings* [2]*Sold*

- **Category**
- **Commons**

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Electronics industry in Japan

Companies

Current

- Aiwa
- Alaxala Networks
- Alinco
- Alps
  - Alpine
- Anritsu
- AOR
- Audio-Technica

- Brother
- Canon
- Casio
- Chino Corporation
- Citizen Watch
- Cosina
- D&M Holdings
  - Denon
  - Marantz
- Daikin
- Dainippon Screen
- Denso
- DNP
- Eiki
- Eizo
- Elecom
- Elpida
- ESP Guitars
- FANUC
- Fostex
- Fuji Electric
- Fujifilm
  - Fuji Xerox
- Fujitsu
  - Fujitsu Ten
- Funai
- Furuno
- Futaba
- Hamamatsu Photonics
- Hirose Electric
- Hitachi
  - Clarion
  - Hitachi Maxell
- Hoya
- Ibanez
- Ibiden
- Icom
- Ikegami Tsushinki
- Iwatsu
- Japan Display
- JEOL
- JRC
- JR Propo
- JVCKenwood
  - JVC

    - Kenwood
- Kawai
- Keyence
- Kiramek
- Konica Minolta
- KO PROPO
- Korg
- Kyocera
- Luxman
- Mabuchi Motor
- Mamiya
- Maspro
- Melco
- Minebea
- Mitsubishi Electric
- Mitsumi Electric
- Murata Manufacturing
- Mutoh
- Nakamichi
- NEC
- NEC Casio Mobile Communications
- Nichia
- Nichicon
- Nidec
    - Nidec Copal Corporation
- Nihon Dempa Kogyo (NDK)
- Nikon
- Nintendo
- Nippon Chemi-Con
- Nitto Denko
- NKK Switches
- OKI
- Olympus
- Omron
- Onkyo
    - Integra Home Theater
- Orion Electric
- Panasonic
    - Sanyo
- Pioneer
- Pixela
- Plextor
- Renesas Electronics
- Ricoh
    - Pentax

	• Riso Kagaku
	• Rohm
	• Roland
	• Rubycon
	• Sansui
	• Sanwa Electronic
	• Sega Sammy
	  ○ Sega
	• Seiko Group
	  ○ Pulsar
	  ○ Seiko
	  ○ Seiko Epson
	  ○ Seiko Instruments
	• Sharp
	• Shimadzu
	• Shindengen Electric Manufacturing
	• Sigma
	• Sony
	• SNK
	• Stanley Electric
	• Star Micronics
	• Stax
	• Sumitomo Electric
	• Taiyo Yuden
	• Tamron
	• TDK
	• TEAC
	• Tiger
	• TOA Corporation
	• Tokyo Electron
	• Topcon
	• Toshiba
	• Uniden
	• Ushio
	• Wacom
	• Yaesu
	• Yamaha
	• Yaskawa
	• Zojirushi
	• Zoom
	• Zuken

Defunct	• Akai • Bronica

- Chinon
- Contax
- Konica
- Minolta
- National
- Norita
- Okaya Optical

Other

- Electronic Industries Association of Japan
- INCJ
- Japan Electronic Industries Development Association
- Japan Electronics and Information Technology Industries Association
- Yagi–Uda antenna

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Hard disk drive manufacturers

- History of hard disk drives

Present

- Seagate Technology
- Toshiba
- Western Digital
  - HGST

Past

At least 221 companies, see List of defunct hard disk manufacturers

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Solid-state drives

CLV004600

Key terminology		• Encryption • ECC • Flash file system • Flash memory • SLC/MLC • Flash memory controller • Garbage collection • IOPS • MB/s • Memory wear • Open-channel SSD • Over-provisioning • Read disturb • Secure erase • Solid-state storage • Trim command • Wear leveling • Write amplification
Flash manufacturers		• IM Flash Technologies • Micron • Samsung • SK hynix • Flash Forward (joint venture between SanDisk and Toshiba)

Controllers	**Captive**	• Western Digital
		  ○ SanDisk
		  ○ Fusion-io
		  ○ HGST
		  ○ sTec
		• Intel
		• Micron
		• Samsung
		• Seagate
		  ○ SandForce
		• Toshiba
		  ○ OCZ
		  ○ Indilinx (bankrupt, assets sold to Toshiba)

	Independent	• Greenliant Systems • Maxiotek

SSD manufacturers	• List of solid-state drive manufacturers
	  • Marvell
	  • Phison
	  • PMC-Sierra
	  • SMI

Interfaces	• Advanced Host Controller Interface (AHCI) • Fibre Channel (FC) • NVM Express (NVMe) • PCI Express (PCIe) • SATA Express • Serial ATA (SATA) • Serial attached SCSI (SAS) • Universal Serial Bus (USB)

Configurations	• HDD form factors
	• mSATA
	• M.2
	• PCI Express expansion card
	• Thunderbolt
	  ○ USB Type-C
	  ○ Mini DisplayPort
	• U.2
	• EDSFF

Related organizations	• INCITS • JEDEC / JC-42, JC-64.8 • ONFI • NVMHCI Work Group • USB-IF • SATA-IO • SFF Committee • SNIA • SSSI • T10/SCSI • T11/FC • T13/ATA

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TOPIX 100 companies of Japan

Core 30	• 7&i • Astellas • Canon • Denso • FANUC • Hitachi • Honda • JR Central • JR East • JT • KDDI • Mitsubishi Corporation • Mitsubishi Estate • Mitsui & Co. • Mitsui Fudosan • Mizuho • MUFG • Murata • Nissan • Nomura • NTT • NTT DoCoMo • Panasonic • Shin-Etsu • SoftBank • Sony • Sumitomo Mitsui Financial • Takeda • Tokio Marine • Toyota
Large 70	• ÆON • Ajinomoto

- ANA
- Asahi Breweries
- Asahi Kasei
- Bridgestone
- Chubu Electric Power
- Concordia Financial
- Dai-ichi Life
- Daiichi Sankyo
- Daikin
- Daito Trust Construction
- Daiwa House
- Daiwa Securities
- Eisai
- Fast Retailing
- Fujifilm
- Fujitsu
- Hoya
- INPEX
- Isuzu
- Itochu
- Japan Airlines
- JR West
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- JXTG
- Kao
- KEPCO
- Keyence
- Kirin
- Komatsu
- Kubota
- Kyocera
- Marubeni
- Mazda
- Mitsubishi Chemical
- Mitsubishi Electric
- Mitsubishi Heavy Industries
- MS&AD
- Nidec
- Nintendo
- Nitto Denko
- Nippon Steel
- Ono Pharmaceutical
- Oriental Land
- Orix
- Osaka Gas

- Otsuka Pharmaceutical
- Rakuten
- Resona
- Secom
- Sekisui House
- Shionogi
- Shiseido
- SMC
- Sompo Holdings
- Subaru
- Sumitomo Corporation
- Sumitomo Electric
- Sumitomo Metal Mining
- Sumitomo Chemical
- Sumitomo Mitsui Trust
- Sumitomo Realty
- Suzuki
- T&D Holdings
- Tokyo Electron
- Tokyo Gas
- Toray
- Toshiba
- Unicharm
- Yamato Transport

show
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Nikkei 225 companies of Japan

- 7&i
- Advantest
- ÆON
- AGC
- Ajinomoto
- Alps
- ANA
- Amada
- Aozora Bank
- Asahi Breweries

- Asahi Kasei
- Astellas
- Bridgestone
- Canon
- Casio
- Chiba Bank
- Chiyoda
- Chuden
- Chugai
- Citizen
- Comsys
- Concordia Financial
- Credit Saison
- Dai-ichi Life
- Daiichi Sankyo
- Daikin
- Dainippon Screen
- Dainippon Sumitomo Pharma
- Daiwa House
- Daiwa Securities
- Denka
- Denso
- Dentsu
- DNP
- Dowa
- Ebara
- Eisai
- Fanuc
- Fast Retailing
- Fuji Electric
- Fuji Heavy Industries
- Fujifilm
- Fujikura
- Fujitsu
- Fukuoka Financial
- Furukawa Co., Ltd.
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- Isuzu
- Itochu
- JFE
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- Mitsumi Electric
- Mizuho
- MOL
- MS&AD
- MUFG
- NEC
- NEG
- NGK
- Nichirei
- Nikon
- Nippon Express
- Nippon Kayaku
- Nippon Light Metal
- Nippon Ham
- Nippon Paper Industries
- Nippon Soda
- Nippon Suisan
- Nissan
- Nissan Chemical
- Nisshin Seifun
- Nisshin Steel
- Nisshinbo
- Nittobo
- Nitto Denko
- Sompo Japan Nipponkoa Holdings
- Nomura
- NSG
- NSK
- NSSMC
- NTN
- NTT
- NTT Data
- NTT DoCoMo
- NYK
- Obayashi
- Odakyu

- Oji Holdings Corporation
- OKI
- Okuma
- Olympus
- Osaka Gas
- Pacific Metals
- Panasonic
- Pioneer
- Resona
- Ricoh
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- Secom
- Sekisui House
- Sharp
- Shimz
- Shin-Etsu
- Shinsei Bank
- Shionogi
- Shiseido
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- Taisei
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- Takashimaya
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- Yokohama Rubber

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Corporate scandals

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- Panic of 1890 (Baring crisis) (1890)
- Salad Oil (1963)
- Banco Ambrosiano (1982)
- Carrian Group (1983)
- Guinness (1986)
- Polly Peck (1990)
- Bank of Credit and Commerce International (1990)
- Banesto (1993)
- Metallgesellschaft (1993)
- Barings Bank (1995)
- Sumitomo Corporation (1996)
- Archer Daniels Midland (1997)
- Long-Term Capital Management (2000)
- One.Tel (2001)
- Enron (2001)
- Adelphia (2002)
- WorldCom (2002)
- Tyco (2004)
- Bayou Hedge Fund Group (2005)
- Société Générale (2008)
- Bear Stearns (2008)
- Libor (2008–2012)
- Anglo Irish Bank (2008–2011)
- Volkswagen emissions scandal (2008-ongoing)
- Satyam (2009)
- Olympus (2011)
- OCZ (2012-2013)
- Forex (2013–)
- Tesco (2014)
- Toshiba (2015)
- Target Australia (2016)
- Wells Fargo account fraud scandal (2016-ongoing)
- Daewoo Shipbuilding & Marine Engineering (2016)
- Facebook–Cambridge Analytica data scandal (2018)

See also

Accounting scandals

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Major personal computer, server, and mainframe hardware companies

Companies with an annual revenue of over US$3 billion

Personal computers and servers	• Acer • Apple Inc. • Asus • Dell • Fujitsu • Huawei • HP • Lenovo • LG Electronics • Microsoft • NEC • Panasonic • Razer Inc. • Samsung Electronics • Toshiba • Vaio

Servers only		• Cisco Systems • HPE • IBM • Inspur • Oracle Corporation
Mainframes	• Fujitsu • HPE • IBM	

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- List of computer hardware manufacturers
- Category:Home computer hardware companies
- Category:Server hardware
- Category:Mainframe computers

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Major imaging companies

Companies with an annual revenue of over US$3 billion

- Apple
- Canon
- HP
- Fujifilm
- Hikvision
- Kodak
- Konica Minolta
- Kyocera
- Lexmark
- Nikon
- Olympus
- Oki Electric Industry
- Panasonic
- Ricoh

    - Pentax
- Samsung
- Seiko Epson
- Sharp
- Sony
- Toshiba
- Xerox

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Largest IT companies
Category:Optics manufacturing companies
Category:Photography companies

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- **e**

Major information storage companies

Companies with an annual revenue of over US$3 billion

- ADATA
- Amazon
- Apple
- Dell
    - Dell EMC
- Fujitsu
- Google
- Hitachi Data Systems
- Hewlett Packard Enterprise
- IBM
- Kingston Technology
- LenovoEMC
- Microsoft
- NetApp
- Oracle
- Plextor
- Samsung
- Seagate
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- Sony
- Toshiba
- Transcend Information
- Western Digital
  - SanDisk

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Largest IT companies
Category:Computer storage companies

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Major point of sale companies

Companies with an annual revenue of over US$3 billion

- Casio
- NCR
- Panasonic
- Samsung Electronics
- Seiko Epson
- Sharp
- Star Micronics
- Toshiba
- Wincor Nixdorf

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Largest IT companies
Category:Point of sale companies

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Major semiconductor companies

Companies with an annual revenue of over US$3 billion

- ASE Group
- Fujitsu
- Infineon Technologies
- Integrated Micro-Electronics, Inc.
- Intel
- NXP Semiconductors (Freescale)
- ON Semiconductor
- Panasonic
- Renesas Electronics
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- Semiconductor industry
- Category:Semiconductor companies

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- Point of sale companies
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- Scandals in Japan
- Semiconductor companies of Japan
- Video equipment manufacturers

Now let's go to my notes: Congress Trade Act - China.

1. In the last year of his presidency, Bill Clinton called on Congress to help him change China's normal trade relations status with the U.S. to permanent. This would amend the **Trade Act of 1974** which had the trade status of China annually reviewed to determine the best course of action.

Permanent normal trade relations - Wikipedia

en.wikipedia.org/wiki/Permanent_normal_trade_relations

Permanent normal trade relations

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*The status of **permanent normal trade relations (PNTR)** is a legal designation in the United States for free trade with a foreign nation. In the United States, the name was changed from most favored nation (MFN) to PNTR in 1998.*

In international trade, MFN status (or treatment) is awarded by one nation to another. It means that the receiving nation will be granted all trade advantages, such as low tariffs, that any other nation also receives. Thus, a nation with MFN status will not be discriminated against and will not be treated worse than any other nation with MFN status.[1]

Contents

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- *2 History*
- *3 U.S. and China*
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Applicability

Granting of permanent normal trade relations status is automatic, except where specifically denied by law.[2]

Embargoes also apply to additional parties; see United States embargoes.

History

In 1948 the United States joined the General Agreement on Tariffs and Trade (GATT), the predecessor organization of the World Trade Organization. In accordance with GATT provisions the United States agreed to extend what was then called Most Favored-Nation status (MFN) to

all GATT member countries. This status was also applied to some countries that were not GATT members. However, a member may opt out of its obligations by invoking the non-application provision (Article XIII of the WTO or Article XXXV of the GATT) if it determines it cannot extend GATT/WTO principles to newly acceding members for political reasons.[3]

In 1951, the U.S. Congress directed President Harry Truman to revoke MFN status to the Soviet Union and other Communist countries except for Yugoslavia.[3]:2 During the Cold War, most Communist countries were denied MFN status if they did not meet certain conditions.[1]

In December 1960, Poland was granted MFN status by President Eisenhower.[1] In 1962, Congress enacted a directive that jeopardized the MFN status of Poland and Yugoslavia; however, the directive was delayed until a new one was passed that allowed any countries with MFN to keep the status if the President determined it to be in the national interest of the United States.[1]

Title IV of the Trade Act of 1974 superseded these provision. Section 401 of Title IV requires the President to withhold MFN status from countries that had not acquired that status by the time of the law's enactment on January 3, 1975. In effect, this meant all communist countries, except Poland and Yugoslavia. Section 402, the Jackson-Vanik amendment, withholds MFN status from countries with strict restriction on freedom of emigration.[3] Countries that wish to have PNTR must fulfill two basic requirements:[citation needed] (1) comply with the Jackson-Vanik provisions of the Trade Act of 1974 that states that the President of the United States determines that a country neither denies or impedes the right or opportunity of its citizens to emigrate; and (2) reach a bilateral commercial agreement with the United States. Jackson-Vanik allows for the President to issue a yearly waiver to allow the granting of PNTR.

For many years, People's Republic of China was the most important country in this group which required an annual waiver to maintain free trade status. The waiver for the PRC had been in effect since 1980. Every year between 1989 and 1999, legislation was introduced in Congress to disapprove the President's waiver. The legislation had sought to tie free trade with China to meeting certain human rights conditions that go beyond freedom of emigration. All such attempted legislation failed to pass. The requirement of an annual waiver was inconsistent with the rules of the World Trade Organization, and for the PRC to join the WTO, Congressional action was needed to grant PNTR to the PRC. This was accomplished in late 1999, allowing the PRC to join WTO in the following year.[4]

By Act of Congress, the United States granted permanent normal trade relations (PNTR) status to Czechoslovakia (later the Czech Republic and Slovakia), Hungary, and Romania after the fall of the communist governments in those countries. The United States granted PNTR to Albania, Bulgaria, Cambodia, Estonia, Latvia, and Lithuania before their countries acceded to the WTO.[3] Before it granted PNTR, the United States invoked the non-application provision against Mongolia for more than two years after it joined the WTO on January 29, 1997. It also invoked the provision against Armenia from its WTO accession on February 5, 2003, until it was granted PNTR on January 7, 2005, and with Kyrgyzstan from when it joined the WTO on December 20, 1998, until receiving PNTR on June 29, 2000.[3]

According to a 2005 Congressional Research Service report, as of 2005, only Cuba (see United States embargo against Cuba) and North Korea (see North Korea–United States relations), were specifically denied NTR status.[5] The same report said that in accordance with the Jackson–Vanik amendment, Belarus and Turkmenistan had been temporarily afforded NTR treatment by presidential waiver and that Azerbaijan, Kazakhstan, Tajikistan, and Uzbekistan were temporarily afforded NTR treatment by a presidential compliance determination.[5]

In December 2006, the U. S. granted Permanent Normal Trade Relations status to Vietnam.[3]:3[6] Vietnam had a temporary free trade status on a year-to-year waiver basis as a prerequisite for accession to the WTO since 2001.[6]

In the same year Ukraine was granted PNTR. In December 2012, President Barack Obama signed the Russia and Moldova Jackson-Vanik Repeal and Sergei Magnitsky Rule of Law Accountability Act of 2012 (Magnitsky Act) granting PNTR to Russia and Moldova.[3]

U.S. and China

In the last year of his presidency, Bill Clinton called on Congress to help him change China's normal trade relations status with the U.S. to permanent. This would amend the Trade Act of 1974 which had the trade status of China annually reviewed to determine the best course of action. The piece of legislation was introduced to the house as H.R. number 4444 on May 15, 2000 by William Reynolds Archer, a Republican Representative from Texas (he had three cosponsors). Introduce to the house the legislation referred to the Ways and Means committee in the House of Representatives to be amended and written up.[7] The legislation was introduced by saying that the bill was a top priority for the rest of the year and it was vital to the U.S. agriculture market to have access to a market that accounts for one-fifth of the world's population.[8]

The other crucial point made was the involvement the U.S. needed to help the workers of the People's Republic of China to lead better lives.[9] Congress added some important points into the legislation to make sure that when China entered the World Trade Organization it could be reprimanded for crimes against the workers of the country, and certain markets would be mutually exclusive between the two countries. The People's Republic of China's businesses had to abide by human rights for their workers as stated in the internationally recognized worker rights. To monitor the workers' rights Congress established the Congressional–Executive Commission on the People's Republic of China. The commission was to monitor acts of China which reflect compliance or violation, compile lists of persons believed to be imprisoned, detained, or tortured due to pursuit of their human rights, monitor the development of the rule of law in China, and encourage the development of programs and activities of the U.S. government and private organizations with a goal of increasing the interchange of people and ideas. The committee formed, along with the Office of the United States Trade Representative (USTR), and the International Trade Commission (ITC) was to give an annual report to the President.[7]

Congress believed that they needed to pass a bill that would help the economy stay stimulated if not have a higher growth than at the time.[10] The most productive and trouble-free way to keep the economy growing strong was to outsource and trade more with China. China was to help provide America with superior markets in industry, agriculture, and technology. Congress as whole thought that without these things America would fall behind economically and technologically to some enemies of America.[citation needed] If China did not get support from America they could go to another country that would not be so strict on their treatment of people, and they could use that country to gain access to the WTO. The down side to this was that no markets could provide and receive China's goods like the United States markets could.[8]

The International Trade Commission's report was the determination of China's impacts on United States market, and how those certain disruptions can be remedied or expanded. The ITC was to find what domestic industries were being hurt by the trade and to present how the repair could be made. This was the most important part of the bill for most of the country. The bill breaks down to depending on how the different markets in the U.S. economy are doing it can use China's markets as a catalyst to help stabilize when need be.[clarification needed]

The bill created a stir among Congress and the American people when presented because people did not believe that America could actually do anything to help regulate China's treatment of workers.[11] Aside from people's rights activists many business men believed in the bill to help flourish the different areas of industry. The legislation was passed by the House of Representatives on May 24, 2000 and by the Senate on September 19, 2000. Members of the senate wanted to add in amendments on treating their workers even better than stated in previous legislation, and to make the punishment for breaking the rules greater. Congress was up for re-election that year so due to time constraints all twenty four amendments were rejected. The President signed on Oct 10, 2000 and that day it became Public Law No: 106-286.[7]

US imports from China more than quadrupled between 2000 and 2015, increasing the decline of US manufacturing jobs.[12] Since the passing of the bill there have been three attempts to repeal the PNTR with China. The strongest attempt was in 2005 when House Rep. Bernie Sanders and 61 co-sponsors introduced a legislation that would repeal the Permanent Normal Trade Relations with China. Rep. Sanders said to the house, "anyone who takes an objective look at our trade policy with China must conclude that is an absolute failure and needs to be fundamentally overhauled". The Representative goes into numbers of the trade deficit increased and the number of American jobs being lost to our overseas competitors. One point that Sanders did not make due to time constraints and the legislation being passed so quickly was that nothing in the way China treats its workers has changed.[13]

See also

- *US labor law*
- *Trade pact*

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1. ^ *Jump up to: a b c d Pregelj, Vladimir N. (December 15, 2005), Normal-Trade-Relations (Most-Favored-Nation) Policy of the United States (Update), Congressional Research Service, p. 29*
2. ^ *19 U.S.C. § 2136*
3. ^ *Jump up to: a b c d e f g Cooper, William H. (July 26, 2012). "The Jackson-Vanik Amendment and Candidate Countries for WTO Accession:Issues for Congress" (PDF). Congressional Research Service. p. 8. Retrieved December 4, 2018.*
4. ^ *Pregelj, Vladimir N. (June 7, 2001). "Most-Favored-Nation Status of the People's Republic of China" (PDF). Congressional Research Service. Retrieved December 4, 2018.*
5. ^ *Jump up to: a b Pregelj, Vladimir N. (March 24, 2005). Country Applicability of the U.S. Normal Trade Relations (Most-Favored-Nation) Status (Update) (PDF) (Report). Congressional Research Service. p. 2. "The United States accords permanent normal-trade-relations (NTR) (formerly called most-favored-nation (MFN)) treatment to all its trading partners except two countries to which it is denied by law and ten countries whose NTR status is temporary and subject to the conditions of Title IV of the Trade Act of 1974."*
6. ^ *Jump up to: a b Office of the Spokesman (June 24, 2008). The United States and Vietnam: Expanding Relations (Report). Fact Sheet. Washington, DC. "The 2001 Bilateral Trade Agreement helped set the stage for the success of subsequent bilateral and multilateral negotiations that led to the United States extending Permanent Normal Trade Relations to Vietnam in December 2006 and Vietnam's entry to the World Trade Organization on January 11, 2007. "*
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2. *Trade*

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2. S.2 - Fair Trade with China Enforcement Act 116th Congress ...

*https://www.**congress**.gov/bill/116th-**congress**/senate-bill/2/text*

(c) Report.—Not later than one year after the date of the enactment of this **Act**, and annually thereafter, the Secretary of Commerce, in consultation with the Secretary of Defense and the **United States Trade** Representative, shall submit to **Congress** a report on sales by the Government of the People's Republic of **China** of covered telecommunications equipment or services through partial ownership or any other …

3. **S.2 - Fair Trade with China Enforcement Act 116th Congress ...**

*https://www.**congress**.gov/bill/116th-**congress**/senate-bill/2*

Summary of S.2 - 116th **Congress** (2019-2020): Fair **Trade** with **China** Enforcement **Act**

4. **Fair Trade with China Enforcement Act (H.R. 704 ...**

*https://**www.govtrack.us**/**congress**/bills/116/hr704*

In GovTrack.us, a database of bills in the U.S. **Congress**. To safeguard certain technology and intellectual property in the United States from export to or influence by the People's Republic of **China** and to protect United States industry from unfair competition by the People's Republic of **China**…

5. **Congress can act to reclaim trade authority once and for all**

*https://www.washingtonexaminer.com/opinion/**congress**-can-**act**-to-reclaim-**trade**-authority...*

5 days ago · **Congress** can **act** to reclaim **trade** authority once and for all ... s ability to unilaterally impose tariffs under Section 232 of the **Trade** Expansion **Act** of 1962 and Section 301 of the **Trade Act** …

6. **Text of H.R. 4444 (106th): China Trade bill (Passed ...**

*https://**www.govtrack.us**/**congress**/bills/106/hr4444/text*

(a) IN GENERAL- Not later than 1 year after the entry into force of the Protocol of Accession of the People's Republic of **China** to the WTO, and annually thereafter, the **Trade** Representative shall submit a report to **Congress** on compliance by the People's Republic of **China** with commitments made in connection with its accession to the World **Trade** Organization, including both multilateral …

7. [PDF]

2018 Report to Congress On China's WTO Compliance

*https://ustr.gov/sites/default/files/2018-USTR-Report-to-**Congress**-on-**China**'s-WTO...*

that **China's trade** policies and practices pose for the multilateral **trading** system and the effectiveness of the strategies that have been pursuedto address the **China** problem. Part 2 examines **China's trade regime** in detail and catalogues the United States' persistent efforts to …

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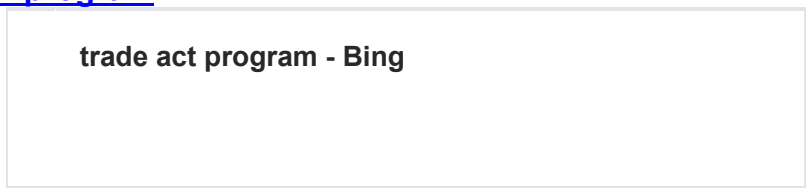

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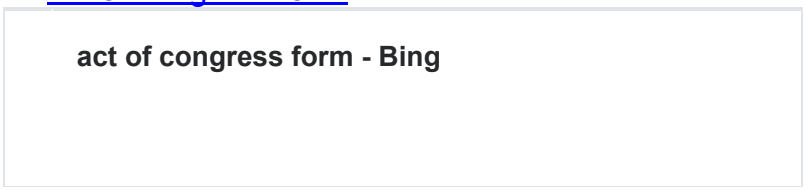
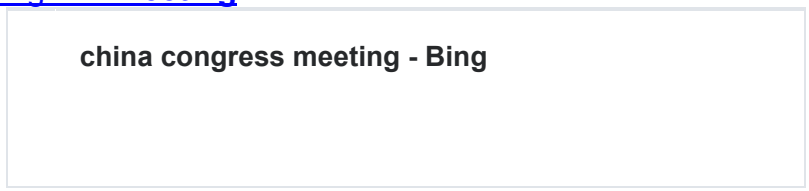
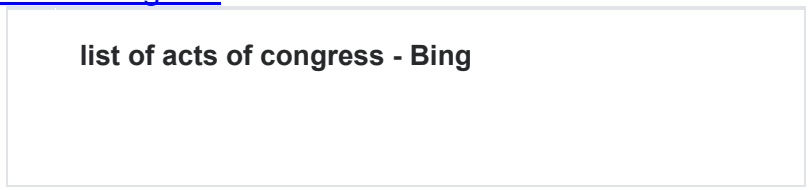


2. china congress **meeting**



3. **list of** acts **of** congress



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Raga - Syria
ISIS Headquarters
Finance-Weapons -Training

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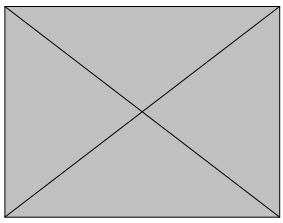

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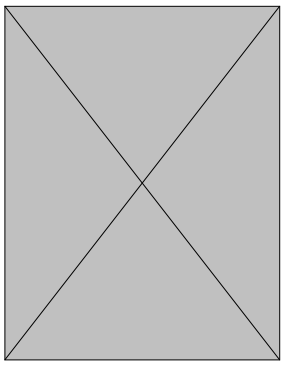
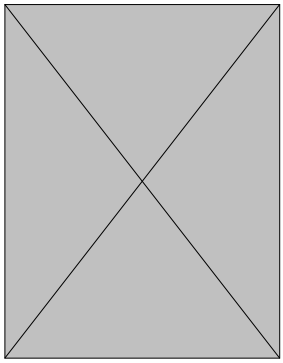


5 Best Practices to Transition from Legacy Voice to VoIP

Running voice over IP (VoIP) has changed how we interact on the phone by introducing advanced calling features and mobile integration. VoIP offers IT leaders cost savings, increased security and less maintenance, but starting and finishing the transition is not without its challenges.



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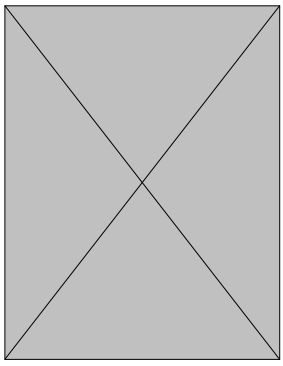
Smart cities promise to automate critical public services, improve community interaction and drive untold levels of efficiency in a connected, technology-driven society. The potential benefits are boundless, but the cyber-risks are also considerable. ForeScout Technologies, Inc. has a proven history of helping government organizations, municipalities and businesses securely embrace smart technologies, mobility and the Internet of Things.



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The Live Well San Diego vision is to improve the health, safety and well-being of all county residents. And a key step to help realize that vision involves building a better service delivery system that improves the quality and efficiency of service delivery the county and its partners provide to residents. So the County of San Diego teamed with IBM to develop and deploy the technology required to successfully execute that strategy. The goal was a cost-effective system that broke down existing silos between various social service agencies, and gave providers a more comprehensive view of their clients and those clients' challenges.

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Ted Burton

Dear colleague,

Do you know how to get prepared for compliance with OIG work plan issues and the associated audit issues?

The OIG work plan is the most important compliance blueprints for healthcare providers and organizations. It lays out the audits, evaluations and other projects for the Centers for Medícare & Medicaíd Services (CMS) and others that the HHS Office of Inspector General plans to conduct in the year ahead. If you understand the OIG's work plan, you will know where to focus your attention when it comes to fraud and investigative activities of the federal government, and you can níp problems in the bud and avoid expensive and time-consuming audits.

Join us for this 90-minute **On-Demand Webinar** (*play it anytime of the day*)—"OIG Work Plan: Trends, Reports and Issues for 2018" with expert speaker **Duane C. Abbey, Ph.D.**, on **Tuesday, December 19, 2017**, for a review of the current and 2018 OIG work plan issues for hospitals, clinics and other health care providers with particular emphasis on codíng, billing and reimbursement. Dr. Duane will address upcoming work plan issues in the context of those from FY2013 through FY2017, taking into account that the work plan is now updated monthly. The session will discuss pertinent reports issued by OIG, particularly in relation to established issues that the OIG is interested in.

Dr. Duane will also address associated RAC issues relative to current and anticipated trends and focus on identifying key issues in the context of internal and external auditing to make certain that providers can properly address any OIG and RAC issues. The session concentrates mainly on issues that involve hospitals and facilities but will also address physícian concerns involving hospitals.

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- What are OIG work plans?
- What kind of reports are issued relative to these work plan issues
- How the OIG studies are connected to the RACs and other federal auditing entities
- Why hospitals and other healthcare providers need to be concerned
- OIG reports and recommendations
- Why these work plans get longer and more involved each year
- Whether CMS always follows the OIG recommendations
- Why there is such as emphasis on codíng, billing and the False Claims Act
- Emerging trends, over the years, in the issues that OIG work plans address
- Trends in issuance of the work plans over the past several years
- Where work plans and reports issued relative to the identified issues are accessed
- What kinds of resources the OIG has
- When the OIG work plan is issued each year
- Does the OIG issue rule changes through the Federal Register

Session Agenda

- Review the OIG publications
    - Issuance of work plans
    - Issuance of reports relative to the work plans

    - Specíal reports
    - Corporate integrity agreements (CIAs)
- Review the RAC process
    - Development and identification of issues
    - Gaining approval for issues
- FY2018 OIG issues
    - Hospitals
    - Physicians/clinics
    - Other types of healthcare facilities
    - Overlapping issues with physicians and hospitals
- Review FY2013 through FY2017 work plans
    - Trends in the development of work plan issues
    - Issues repeatedly appearing in the work plans
- Review specíal reports issued by the OIG
    - Relationship to published OIG work plan issues
- Associated RAC audit issues
    - Current categories of issues
    - OIG issues relative to RAC audit issues
    - Anticipated issues for the future
- Identification of action steps for healthcare providers
    - Hospital concerns
    - Utilizing the OIG work plan as a guíde for compliance
    - Other related health care provider concerns
- Review of reports and compliance guidance issued by the OIG
    - Hospitals
    - Clinics and physicians
    - Other health care providers
- Sources for further information
- And more!

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 9/29/2016 10:07:09 PM
Subject: [Newsletter] [Marketing Mail] [Caution: Message contains Redirect URL content] Latest News: The Fight to Vote in 2016

FEATURED STORIES

The Fight to Vote in 2016

The integrity of our democracy is at stake this November. In states across the country, legislators have enacted discriminatory photo ID laws, early voting cutbacks, and other measures to make it harder to vote. How did it come to that, today, in 2016? Find out by watching this Facebook video the Brennan Center just co-produced with CREDO on the fight to vote in 2016. Read more in Michael Waldman's recent book. (P.S. If you're not on Facebook, watch the video on YouTube here.)

Watch Now »

Ensuring Election Integrity

The biggest threat to our elections is a lack of public confidence in the system itself, Lawrence Norden testified Wednesday before a House

committee.
Read Now »

THE TOP 5

America is Safer than It's Been in Decades

Anyone who watched Monday's debate might think we're losing the war on crime. But it's simply not true. New data show crime remains near all-time lows — despite violent crime creeping up in some areas.

A Hindered Court Will Tweak Criminal Law

It's been 29 years since the U.S. Supreme Court last started a term with only eight justices. Andrew Cohen explores.

Election 2016: Restrictive Laws By the Numbers

Since the 2010 election, nearly half the states have new laws making it harder to vote. We've

mapped out where they are and what they mean.

2016 Voting Guide

Do you know the voter registration, early voting, and voter ID details in your state? See our new graphics, produced in English and Spanish with Rock the Vote, LatinoJustice PRLDEF, and the Election Protection Coalition, with need-to-know information.

Classified Information: What You Need to Know

Hillary Clinton's recent e-mail scandal has spurred debate. Here's our take.

FROM OUR FELLOWS

Secret Money Floods Judicial Elections

Unlimited, undisclosed spending is playing an ever-greater role in state supreme court races, undermining the fairness of the courts and putting judges at risk of conflicts of interest, write Dorothy Samuels and Alicia Bannon.

The Slow Change of Corporations in Politics

Having big corporations involved in elections is like sharing the road with a tractor-trailer — it risks pushing the rest of us off the road, argues Ciara Torres-Spelliscy.

Learn more about our fellows »

FEATURED EVENT

How Political Operatives Transformed American Democracy

On October 6, at NYU School of Law, the Brennan Center will host David Daley to discuss his new book *Rat F**ked: The True Story Behind the Secret Plan to Steal America's Democracy*. The book highlights an explosive account of how political operatives undermined American democracy and fundamentally altered the electoral map through redistricting. Joined by the Brennan Center's Michael Li, Daley will discuss how a tradition of dirty tricks — known to political insiders as "ratf**king" — was taken to an unprecedented level, and why this matters for the 2016 election. RSVP here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Sept 29

It's more important than ever that voters know the facts on voter fraud and their rights at the polling place. http://bit.ly/2cYW2D0

@BrennanCenter • Sept 27

We celebrate #VoterRegistrationDay today and urge Congress to #RestoreTheVRA to ensure that all Americans have equal access to the ballot.

@BrennanCenter • Sept 26

When NYC ended stop and frisk, murder rates dropped. See our analysis: http://bit.ly/2d5e9Zv #debatenight

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Cc: Mayor's Office, All Staff[OM-Staff@LasVegasNevada.GOV]; Carolyn Goodman [redacted]t]; Public Affairs Office[pao@LasVegasNevada.GOV]
From: Diana Paul
Sent: Wed 7/8/2015 9:48:34 PM
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
MRI Indictment.pdf

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is, Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.

Department of Justice

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WEDNESDAY, JULY 8, 2015
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INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of

money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

Defendants.

CRIMINAL INDICTMENT

2:15-cr-198

VIOLATIONS:

Title 18, United States Code, Section 1341—Mail Fraud (Counts One through Eight) (as to all defendants);

Title 18, United States Code, Section 1343—Wire Fraud (Counts Nine through Seventeen) (as to all defendants);

Title 18, United States Code, Section 1957—Engaging in Money Transactions in Property Derived from Specified Unlawful Activity (Counts Eighteen through Twenty) (as to defendant FUJINAGA);

Title 18, United States Code, Section 2—Aiding and Abetting (Counts One through Twenty as to defendant FUJINAGA, Counts One through Seventeen as to defendants JUNZO SUZUKI and PAUL SUZUKI).

CLV004634

The Grand Jury Charges that at all times relevant to the Indictment:

BACKGROUND

1. Defendant Edwin **FUJINAGA** was a United States citizen, residing in Las Vegas, Nevada.

2. Defendant Junzo **SUZUKI** ("**J. SUZUKI**") was a Japanese citizen, residing in Tokyo, Japan.

3. Defendant Paul **SUZUKI** ("**P. SUZUKI**") was a Japanese and United States citizen, residing in Tokyo, Japan.

4. MRI International Inc. ("MRI") was a Nevada Limited Liability Corporation located and operated in Las Vegas, Nevada. Defendant **FUJINAGA** owned and controlled MRI as its President and CEO. MRI operated a Service Center located in Tokyo, Japan. Defendant **J. SUZUKI** was at various times MRI's Executive Vice President (Asia Pacific), and Defendant **P. SUZUKI** was at various times General Manager of MRI's Japan operations.

THE SCHEME AND ARTIFICE TO DEFRAUD

5. From at least 2009 and continuing until at least in or about April 2013, **FUJINAGA**, **J. SUZUKI** and **P. SUZUKI**, and others known and unknown to the Grand Jury, aided and abetted by each other, made, and caused to be made, numerous material misrepresentations and omissions designed to fraudulently induce investors to transmit money to MRI.

6. As part of the scheme and artifice, the defendants represented, among other things, that MRI was engaged in the business of purchasing medical accounts receivable

CLV004635

("MARS"), that is, debts owed by recipients of medical services or products to the individuals or entities that provided those services. MRI purported to purchase the accounts from providers at a discounted rate and then collect on the accounts from the patients owing money. MRI's profit from this activity, according to the defendants, was generated from the difference between the price at which MRI purchased the MARS and the amount MRI collected on them due to MRI's purportedly superior collections capability.

7. As a further part of the scheme and artifice, the defendants, and others working with them, solicited investments in MRI by offering Certificates of Investment (hereinafter "Certificates"), claiming to provide investors with consistent, predictable returns resulting from its superior collections ability. The defendants marketed and sold the Certificates primarily, if not exclusively, to Japanese citizens through MRI's Service Center in Tokyo. Bearing a face value equal to the amount of the initial investment, the Certificates promised a series of interest payments which would accrue and be paid, along with the principal, when the Certificates reached a specified maturity date. When the Certificates reached maturity, investors were given the option to reinvest the total amount due and owing into a new Certificate instead of receiving a "liquidation," or cash payment of the amount they were due.

8. As a further part of the scheme and artifice, the defendants fraudulently induced investments by knowingly publishing, mailing, distributing, and transmitting promotional materials that falsely represented that MRI would use any money invested in the Certificates exclusively to purchase MARS, the purported profitable business of MRI. The defendants also falsely represented to investors that investment money would be held and managed by an independent, third-party escrow agent in Nevada using a "lock box" method that prevented MRI, or anyone else, from expending investment money for any purpose other than the purchase of MARS. Based on these and other false and fraudulent representations and promises, the

defendants induced thousands of investors to invest a total of over $1.5 billion in MRI Certificates.

9. As a further part of the scheme and artifice, and contrary to all representations the defendants made to investors, MRI functioned almost entirely as a Ponzi scheme, that is, money solicited from new investors was used to pay prior investors' maturing investments.

10. As a further part of the scheme and artifice, and contrary to all representations the defendants made to investors, the defendants regularly expended investor money for things other than purchasing MARS, including paying themselves sales commissions, subsidizing gambling habits, paying for personal travel by private jet, and other personal expenses.

11. As a further part of the scheme and artifice, the defendants made such other false, fraudulent, deceptive, and deceitful representations as necessary to advance their fraudulent scheme, conceal their fraudulent activities from others, avoid detection, enrich themselves, and cause devastating losses to their victims.

COUNTS ONE THROUGH EIGHT
Mail Fraud
(Title 18, United States Code, Section 1341)

12. The allegations set forth in paragraphs 1 through 11 are incorporated herein in full.

13. From at least 2009 to in or about April 2013, in the State and Federal District of Nevada and elsewhere,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, with others known and unknown to the grand jury, and aided and abetted by each other, did devise and intend to devise a material scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses,

representations, and promises, as set forth above, and for the purpose of executing such scheme and artifice, and attempting to do so, did knowingly: (a) place in any post office and authorized depository for mail matter, any matter and thing whatever to be sent and delivered by the Postal Service; (b) deposit and cause to be deposited any matter and thing whatever to be sent and delivered by any private and commercial interstate carrier; (c) take and receive any matter and thing whatever that has been sent and delivered by any private and commercial interstate carrier; and (d) cause to be delivered by mail and by private and commercial interstate carrier any matter and thing whatever according to the direction thereon, as follows:

Count	Approximate Date	Description
1	January 18, 2011	A package containing an investment certificate for investor F.N., to be delivered from Las Vegas, Nevada, to Vancouver, Canada.
2	April 26, 2012	A package containing two investment certificates for investor H.H., to be delivered from Las Vegas, Nevada, to Japan.
3	July 5, 2012	A package containing four investment certificates for investor N.Y., to be delivered from Las Vegas, Nevada, to Japan.
4	September 4, 2012	A package containing six investment certificates for investor I.M., to be delivered from Las Vegas, Nevada, to Japan.
5	September 14, 2012	A package containing an investment certificate for investor E.U., to be delivered from Las Vegas, Nevada, to Japan.
6	November 15, 2012	A package containing an investment certificate for investor T.M., to be delivered from Las Vegas, Nevada, to Japan.
7	November 15, 2012	A package containing three investment certificates for investor H.H., to be delivered from Las Vegas, Nevada, to Japan.
8	January 18, 2013	A package containing an investment certificate for investor F.N., to be delivered from Las Vegas, Nevada, to Vancouver, Canada.

All in violation of Title 18, United States Code, Sections 1341 and 2.

COUNTS NINE THROUGH SEVENTEEN
Wire Fraud
(Title 18, United States Code, Section 1343)

14. The allegations set forth in paragraphs 1 through 11 are incorporated herein in full.

15. From at least 2009 to in or about April 2013, in the State and Federal District of Nevada and elsewhere,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, with others known and unknown to the grand jury, and aided and abetted by each other, did devise and intend to devise a material scheme and artifice to defraud and for obtaining money and property by means of materially false and fraudulent pretenses, representations, and promises, as set forth above, and for the purpose of executing such scheme and artifice, and attempting to do so, did knowingly transmit and cause to be transmitted by means of wire communication in interstate and foreign commerce, certain writings, signs, signals, pictures and sounds, as follows:

Count	Approximate Date	Description
9	January 18, 2011	Wire transfer by investor F.N. of approximately $50,000 from Mizuho Bank in Japan to Wells Fargo Bank account number XXXXXX4360 in Las Vegas, Nevada.
10	April 26, 2012	Wire transfer by investor H.H. of approximately $367,242 from Shinsei Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
11	July 5, 2012	Wire transfer by investor N.Y. of approximately $200,000 from Sumitomo Mitsui Banking Corp. in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
12	July 5, 2012	Wire transfer by investor N.Y. of approximately $200,000 from Sumitomo Mitsui Banking Corp. in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
13	September 4, 2012	Wire transfer by investor I.M. of approximately $600,000 from Shinsei Bank in Japan to Wells Fargo Bank account number XXXXXX9430 in Las Vegas, Nevada.
14	September 14, 2012	Wire transfer by investor E.U. of approximately $190,307 from

		Saitama Resona Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
15	November 15, 2012	Wire transfer by investor T.M. of approximately $93,006 from Japan Post Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
16	November 15, 2012	Wire transfer by investor H.H. of approximately $300,000 from Shinsei Bank in Japan to Wells Fargo Bank account number XXXXXX9471 in Las Vegas, Nevada.
17	January 18, 2013	Wire transfer by investor F.N. of approximately $22,047 from Lloyds TSB Bank in Japan to Wells Fargo Bank account number XXXXXX2169 in Las Vegas, Nevada.

All in violation of Title 18, United States Code, Sections 1343 and 2.

COUNTS EIGHTEEN THROUGH TWENTY

Monetary Transactions in Property Derived from Specified Unlawful Activity
(Title 18, United States Code, Section 1957)

16. The allegations set forth in paragraphs 1 through 11 are incorporated herein in full.

17. On or about the dates below, each such date constituting a separate count of this Indictment, in the State and Federal District of Nevada and elsewhere,

EDWIN FUJINAGA,

defendant herein, aided and abetted by others known and unknown to the grand jury, did knowingly engage, and attempt to engage, in a monetary transaction affecting interstate and foreign commerce in criminally derived property of a value greater than $10,000, such property having been derived from a specified unlawful activity, namely Mail Fraud in violation of Title 18, United States Code, Section 1341, and Wire Fraud in violation of Title 18, United States Code, Section 1343, as more fully described in Counts One through Seventeen of this Indictment, to wit:

Count	Approximate Date	Description
18	September 22, 2010	Check in the amount of $10,477.54, drawn on Wells Fargo Bank account number XXXXXX4275, made payable to "Isabel Castillo Gardening Svcs."
19	September 22, 2010	Check in the amount of $80,469.58, drawn on First Financial

CLV004640

		Bank account number XXXX0364, made payable to "Bombardier Flexjet."
20	September 4, 2012	Check in the amount of $25,399.53, drawn on Wells Fargo Bank account number XXXXXX4169, made payable to "Andrea Fujinaga."

All in violation of Title 18, United States Code, Sections 1957 and 2.

FORFEITURE ALLEGATION ONE
Mail Fraud

1. The allegations contained in Counts One through Eight of this Criminal Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c).

2. Upon conviction of any of the felony offenses charged in Counts One through Eight of this Criminal Indictment,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, shall forfeit to the United States of America, any property, real or personal, which constitutes or is derived from proceeds traceable to violations of Title 18, United States Code, Section 1341, a specified unlawful activity as defined in Title 18, United States Code, Sections 1956(c)(7)(A) and 1961(1)(B), or a conspiracy to commit such offense, an in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency ("property").

3. If any property being subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c), as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any properties of the defendants for the in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency.

All pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 1341; and Title 21, United States Code, Section 853(p).

FORFEITURE ALLEGATION TWO
Wire Fraud

1. The allegations contained in Counts Nine through Seventeen of this Criminal Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c).

2. Upon conviction of any of the felony offenses charged in Counts Nine through Seventeen of this Criminal Indictment,

EDWIN FUJINAGA,
JUNZO SUZUKI, and
PAUL SUZUKI,

defendants herein, shall forfeit to the United States of America, any property, real or personal, which constitutes or is derived from proceeds traceable to violations of Title 18, United States

Code, Section 1343, a specified unlawful activity as defined in Title 18, United States Code, Sections 1956(c)(7)(A) and 1961(1)(B), or a conspiracy to commit such offense, an in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency ("property").

3. If any property being subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c), as a result of any act or omission of the defendants:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any properties of the defendants for the in personam criminal forfeiture money judgment including, but not limited to, at least $1,559,335,710.94 in United States Currency.

All pursuant to Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 1343; and Title 21, United States Code, Section 853(p).

FORFEITURE ALLEGATION THREE
Money Laundering

18. The allegations contained in Counts Eighteen through Twenty of this Criminal Indictment are hereby realleged and incorporated herein by reference for the purpose of alleging

forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(A) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); and Title 18, United States Code, Section 982(a)(1).

19. Upon conviction of any of the felony offenses charged in Counts Eighteen through Twenty of this Criminal Indictment,

EDWIN FUJINAGA,

defendant herein, shall forfeit to the United States of America, any property, real or personal, involved in transactions or attempted transactions in violation of Title 18, United States Code, Section 1957. The property to be forfeited includes, but is not limited to, an in personam criminal forfeiture money judgment in the amount of at least $116,346.65, representing the proceeds obtained, directly or indirectly, as a result of the charged offense.

20. If any property subject to forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(A) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); and Title 18, United States Code, Section 982(a)(1), as a result of any act or omission of the defendant:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

it is the intent of the United States of America, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any properties of the defendants up to the value of said property listed above as being subject to forfeiture.

All pursuant to Title 18, United States Code, Section 981(a)(1)(A) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 981(a)(1)(C) with Title 28, United States Code, Section 2461(c); Title 18, United States Code, Section 982(a)(1); Title 18, United States Code, Section 1957; and Title 21, United States Code, Section 853(p).

DATED: this 8th day of July, 2015

A TRUE BILL:

/S/
FOREPERSON OF THE GRAND JURY

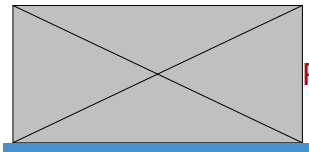
ANDREW WEISSMANN
Chief, Fraud Section, Criminal Division
United States Department of Justice

ALBERT B. STIEGLITZ, JR.
Assistant Chief
MELISSA AOYAGI
Trial Attorney
Criminal Division, Fraud Section

DANIEL G. BOGDEN
United States Attorney
District of Nevada

STEVEN W. MYHRE
First Assistant United States Attorney
District of Nevada

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Tue 5/23/2017 8:39:57 AM
Subject: [Marketing Mail] Trump's $4T Budget Pays For Defense With Domestic Cuts



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Tuesday, May 23, 2017

TOP NEWS

Trump's $4T Budget Pays For Defense With Domestic Cuts

President Donald Trump's first full budget plan doubles down on promised increases in defense and border security spending, paid for by billions of dollars in cuts to Medicaid, federal retiree benefits, the U.S. Environmental Protection Agency and the Department of Energy, among other programs and agencies. Read more »

Pruitt Appoints Task Force To Speed Up Superfund Process

U.S. Environmental Protection Agency Administrator Scott Pruitt on Monday said he's creating a Superfund task force made up of agency professionals to rehabilitate polluted sites more quickly and make the process easier for companies. Read more »

Rep. Blackburn Files Bill To Return Privacy Rules To FTC

U.S. Rep. Marsha Blackburn has introduced a bill that would return online privacy regulation to the purview of the Federal Trade Commission and dictate that both internet service providers and online companies must give consumers opt-in or opt-out options for sharing "sensitive user information." Read more »

Analysis

Retroactive Tax Laws Muddying Businesses' Future Decisions

The U.S. Supreme Court's refusal to review seven cases challenging the backdated application of amended state tax laws leaves businesses in the precarious position of not being able to confidently structure their operations based on either current statutes or earlier court victories. Read more »

Analysis

5 Key Debates Over FDA's Interchangeable-Biosimilar Views

Top drugmakers are battling to shape the U.S. Food and Drug Administration's crucial guidance on how biosimilars can be deemed interchangeable with innovator biologics, newly released letters show. Here are five key debates on approval standards, naming and labeling. Read more »

Analysis

3 Things To Watch In The Next FAA Reauthorization Bill

As Congress gets ready to negotiate long-term funding for the Federal Aviation Administration in what could be the first major FAA reauthorization bill in five years, industry stakeholders will be watching to see how lawmakers handle a few key issues, from a proposal to privatize air traffic control to consumer protection

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concerns. Read more »

Analysis

DC Circ. Could Punt On CFPB Constitutionality Question

The D.C. Circuit is set to hear arguments Wednesday in a case that could reshape the Consumer Financial Protection Bureau, but experts say the court could instead choose to answer a less fraught question about the bureau's interpretation of a fair lending law. Read more »

AEROSPACE & DEFENSE

Trump DOD Budget 'Basically The Obama Approach': Rep.

Despite President Donald Trump's campaign promises to rebuild the military, his proposed $603 billion base defense budget is largely in line with that of his predecessor, the head of the House Armed Services Committee said Monday, pushing for $37 billion more. Read more »

BANKING & SECURITIES

CFTC Says Rule Changes Will Improve Whistleblower Program

The U.S. Commodity Futures Trading Commission approved changes to its whistleblower award program on Monday to prevent confidentiality agreements from getting in the way of tips, to give tippers more time to seek a reward, and to make more information eligible for more payouts. Read more »

CBO Says CHOICE Act Would Cut Deficit By $24B

A government spending watchdog said Friday that primarily smaller banks would benefit from a Republican bill that would functionally repeal the Dodd-Frank Act, and that the bill would reduce the deficit by around $24 billion over 10 years. Read more »

Analysis

Wells Fargo Suit Heralds Philly's New Enforcement Focus

A recent lawsuit accusing Wells Fargo & Co. of racially discriminatory lending practices is the first of what Philadelphia's new city solicitor says are a string of cases he's eyeing as he looks to make good on a pledge to recast his department as a muscular public interest law firm. Read more »

No-Admit Settlements Undercut Accountability, Paper Says

A new research paper suggests the no-admit, no-deny settlements commonly used in civil enforcement actions by agencies like the U.S. Securities and Exchange Commission can undermine accountability, and that both federal agencies and their targets could benefit from requiring more admissions. Read more »

ENERGY & ENVIRONMENTAL

Trump Picks La. Energy Official For Offshore Drilling Post

The Trump administration on Monday tapped a Louisiana utility official and former Republican gubernatorial candidate to be the top U.S. offshore drilling regulator, adding another fossil fuel development backer to the Department of the Interior. Read more »

No Need For Direct Appeal In Kids' Climate Suit, Enviros Say

There's no valid reason to ignore a magistrate's recommendation to deny the federal government's bid to certify questions for appellate review in a youth-driven climate change suit, an Oregon federal judge heard Friday. Read more »

5th Circ. Lets Nevada Join Texas Suit Over Yucca Mountain

The Fifth Circuit on Friday said the state of Nevada could intervene in Texas' suit

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American Airlines Group Inc.
American Bar Association
American Civil Liberties Union
American Federation of Government Employees
American Federation of State, County and Municipal Employees
Amgen Inc.
Apple Inc.
Associated Press
Bank of America Corporation
Barclays PLC
Business Insider Inc.
Center for Science in the Public Interest
Citigroup Inc.
Coherus BioSciences Inc.
Competitive Power Ventures Holdings LLC
Delaware State Bar Association
Devon Energy Corporation
Dot Foods Inc.
Environmental Defense Fund Inc.
Expedia Inc.

over the federal government's failure to complete the licensing process for a nuclear waste storage repository at Nevada's Yucca Mountain, which Nevada vehemently opposes. Read more »

Sen. Demands Info From Pruitt On Recent EPA Enforcement

Democratic Senator Tom Carper on Saturday asked EPA chief Scott Pruitt to hand over information related to the agency's enforcement record, sparked by a recent New York Times report that Devon Energy backtracked on its willingness to remedy air pollution violations less than a week after Pruitt took over the agency. Read more »

HEALTH & LIFE SCIENCES

High Court Won't Review La. Nursing Board Antitrust Suit

The U.S. Supreme Court declined Monday to review a Fifth Circuit decision finding the Louisiana State Board of Nursing was immune from an antitrust suit by a former Grambling State University nursing student whose program was shut down. Read more »

Ill. Appeals Court OKs Medical Marijuana For Post-Op Pain

An Illinois appeals court on Monday affirmed a trial court's finding that the director of the state's Department of Public Health broke the department's own rules when he unilaterally denied an unnamed man's petition to add chronic postoperative pain to the list of diseases the state's medical marijuana law covers. Read more »

REAL ESTATE

HomeAway Sues Chicago Over Short-Term Rental Ordinance

HomeAway.com on Monday filed a federal lawsuit seeking to keep the city of Chicago and its consumer protection bureau from enforcing a new ordinance the vacation rental marketplace said violates federal law and the U.S. Constitution by unclearly and unfairly regulating its platform. Read more »

EMPLOYMENT

OSHA Delays Workplace Injury Reporting Requirement

The U.S. Department of Labor's Occupational Safety and Health Administration has said it will delay a record keeping and reporting requirement that calls on employers to electronically submit information about workplace injuries and illnesses. Read more »

NJ Accused Of Racial Bias In Denying Deputy AG Promotions

The state of New Jersey has been hit with a discrimination lawsuit in state court from three current and former deputy attorneys general alleging that, because they are African-American, they were denied promotions within a culture of "institutional racism." Read more »

PRIVACY & CONSUMER PROTECTION

$60M Citibike No-Helmet Negligence Row Settles Before Trial

New York City and Citibike have settled a rider's $60 million negligence lawsuit that was scheduled to go before a jury Monday, avoiding a trial that would have explored potentially uncomfortable questions about the city's decision not to require bike-sharers to don helmets. Read more »

PRODUCT LIABILITY

Facebook
Generic Pharmaceutical Association Inc.
Goodyear Tire & Rubber Co.
Google Inc.
Grant Thornton LLP
HomeAway Inc.
International Brotherhood of Teamsters
International Business Machines Corporation
JPMorgan Chase & Co.
Johnson & Johnson
LinkedIn Corp.
Mattel, Inc.
Merck & Co Inc.
Morgan Stanley
National Air Traffic Controllers Association
National Basketball Association
National Collegiate Athletic Association
New York City Bar Association
New York State Bar Association
New York Times Co.
Nuclear Energy Institute
PHH Corporation
Pew Charitable Trusts
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Royal Dutch Shell PLC
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Snap Inc.
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T-Mobile USA Inc.
The DIRECTV Group, Inc.
The Walt Disney Company
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
Vonage Holdings Corp.
Wells Fargo & Co.
West Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Bureau of Safety and Environmental Enforcement
Commodity Futures Trading Commission
Congressional Budget Office

Consumer Groups Say FDA Dodging Food Safety Duty

A number of consumer, health and food safety groups on Monday hit the U.S. Food and Drug Administration with a suit in New York federal court accusing it of shirking its responsibility for food safety by allowing food manufacturers to self-certify that certain additives are safe for consumption. Read more »

GOVERNMENT CONTRACTS

Contractors Back GSA Official On Optional Data Reports

The head of a federal contractor industry group has praised the U.S. General Services Administration after a GSA official recently suggested the agency would make its contentious Transactional Data Reporting requirement voluntary, not mandatory. Read more »

Reps. Want Docs In Alleged Iraq Contractor Misconduct Case

The leaders of the House Oversight and Government Reform Committee on Friday asked defense contractor Sallyport Global Holdings to hand over documents to the committee, citing concerns stemming from a recent media report accusing the company of fraud, aiding human trafficking and other misconduct on a Iraq base security contract. Read more »

Ex-Cuomo Aide Says Campaign Work Off Limits In Graft Case

A former top aide to New York Gov. Andrew Cuomo has asked a Manhattan federal judge to toss a graft case against him, arguing that public corruption statutes didn't apply while he was working on Cuomo's re-election campaign. Read more »

TAX

High Court Nixes Challenge To Backdated Mich. Tax Law

A backdated legislative change in Michigan that knocked out anticipated tax refunds for a number of corporations, including IBM, Gillette and Goodyear, will remain in place after the U.S. Supreme Court on Monday decided against reviewing the companies' constitutional concerns over the change. Read more »

Wash. Court Backs T-Mobile, Says Seattle Can't Tax Roaming

A Washington state appeals court on Monday upheld earlier rulings in favor of T-Mobile West Corp. that Seattle may not charge licensing taxes on company revenue derived from international roaming charges. Read more »

IMMIGRATION

Haiti Gets 6-Month Extension On Temporary Protected Status

The U.S. Department of Homeland Security on Monday said that it is extending the temporary protected status designation of Haiti by six months, saying that the extension should give Haitian TPS recipients in the U.S. enough time to arrange their departure from the country and help the Haitian government prepare to repatriate them. Read more »

DOJ Defends Sanctuary Cities Order With New Interpretation

The Trump administration asked a California federal judge Monday to reconsider a decision blocking its executive order over withholding funding from so-called sanctuary cities in the wake of a new interpretation that narrows any affected grants to those from the Departments of Justice and Homeland Security, saying the new guidance erases constitutional concerns. Read more »

Trump Refused To Turn Over Travel Ban Memo, ACLU Says

The American Civil Liberties Union railed against the White House on Saturday for allegedly neglecting to surrender a memo drafted by former New York Mayor Rudy

Consumer Financial Protection Bureau
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Law Enforcement Training Center
Federal Reserve System
Federal Trade Commission
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U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Immigration and Customs Enforcement
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Giuliani outlining President Donald Trump's controversial travel ban accused of targeting Muslim-majority countries, demanding that a Michigan federal court once again compel the administration to do so. Read more »

Calif. Atty And Her Father Hit With Suit From EB-5 Investors

A group of Chinese nationals has filed suit in California state court against an attorney and her father, saying they were “innocent victims of the fraudulent scheme” of the pair, who have been accused by the FBI of exploiting the EB-5 immigrant investor program. Read more »

EXPERT ANALYSIS

The FX Global Code And Its Enforcement: What To Expect

With the second phase of the Foreign Exchange Global Code releasing this week, Matthew Kulkin and Micah Green of Steptoe & Johnson LLP analyze how U.S. courts have historically looked to or relied upon financial services global codes of conduct or industry best practices documents. Read more »

Is It Time To Do Away With The TSA?

Does the burden imposed on airlines and the public by the all-encompassing domestic airport security regime provide any real benefit? The arbitrary nature of many of the U.S. Transportation Security Administration's procedures, and the modifications made to mollify public outcry, suggests that they add little real value, says Alan Hoffman of Husch Blackwell LLP. Read more »

Why Hively Offers Limited Protection To LGBT Employees

Does discrimination based on gender include sexual orientation? With its decision in Hively v. Ivy Tech Community College, the Seventh Circuit recently said yes. But this answer won’t help everyone, says Phillis Rambsy of the Spiggle Law Firm. Read more »

LEGAL INDUSTRY

Analysis

Patent Venue Ruling Will Force Texas Firms To Branch Out

The U.S. Supreme Court’s decision Monday placing new restrictions on where patent suits can be filed will force Texas-based intellectual property practices to compete for business beyond the longtime litigation hub of the Eastern District of Texas, but it isn't a death knell for Texas patent cases, lawyers say. Read more »

Analysis

Delaware Primed For IP Case Bump Despite Bench Vacancies

The Delaware District Court may have two of its four full-time seats vacant, but there is high confidence throughout the First State's bar that the system is ready to handle an expected influx of patent litigation from the U.S. Supreme Court's ruling Monday in the TC Heartland case. Read more »

Analysis

3 Social Media Alerts That Can Get Lawyers In Trouble

The rainbow of social media platforms out there can be enticing to lawyers hungry for information about jurors, opposing counsel and the like. But each platform comes with its own set of rules and tools that, depending on how well a user understands them, could result in a digital "hello" that would be better left unsaid. Here, Law360 looks at three notification functions that can raise ethical problems. Read more »

Justices Won't Hear $3M Jenner & Block Fee Appeal

Following a similar move by the Texas Supreme Court, the U.S. Supreme Court on Monday declined to hear a dispute between Jenner & Block LLP and Parallel Networks, which alleged the law firm had wrongly been allowed to drop its representation of the patent holding company and still receive $3 million in fees, in violation of public policy. Read more »

Fee Deal Need Not Explain Joint Financial Duty: Ill. Justices

A fee-sharing deal between a Chicago personal injury firm and another lawyer is enforceable despite a failure to expressly state that both sides had a financial responsibility for the workers' compensation cases, the Illinois Supreme Court has ruled. Read more »

Cravath Can't Dodge Shell Docs Subpoena, 2nd Circ. Told

A Nigerian environmental and human rights advocate has urged the Second Circuit to uphold an order requiring Cravath Swaine & Moore LLP to turn over documents related to her planned litigation against Royal Dutch Shell in the Netherlands, saying the request is narrow and covers information already disclosed in a prior case. Read more »

Plaintiffs Bar Perspective: McKool Smith's Ashley Moore

I've seen seasoned lawyers in the courtroom who failed to listen effectively, which alienates the jury, destroys what could have been a devastating cross-examination, and sometimes frustrates judges who simply want their question answered, says Ashley Moore, principal at McKool Smith PC. Read more »

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Delaware State Bar Association

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Environmental Defense Fund Inc.
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Generic Pharmaceutical Association Inc.
Goodyear Tire & Rubber Co.
Google Inc.
Grant Thornton LLP
HomeAway Inc.
International Brotherhood of Teamsters
Johnson & Johnson
LinkedIn Corp.
Mattel, Inc.
Merck & Co Inc.
Morgan Stanley
National Air Traffic Controllers Association
National Basketball Association
National Collegiate Athletic Association
New York City Bar Association
New York State Bar Association
New York Times Co.
Nuclear Energy Institute
PHH Corporation
Pew Charitable Trusts
Porsche
Royal Dutch Shell PLC
Smith & Wesson Holding Corporation
Snap Inc.
Sonoco Products Co.
T-Mobile USA Inc.
The DIRECTV Group, Inc.
The Walt Disney Company
Turner Broadcasting System Inc.
U.S. Chamber of Commerce
United Continental Holdings Inc.
Vonage Holdings Corp.
West Corp.

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U.S. Department of Homeland Security
Consumer Financial Protection Bureau
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
U.S. Department of Defense
U.S. Environmental Protection Agency
Army Corps of Engineers

Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Bureau of Safety and Environmental Enforcement
Commodity Futures Trading Commission
Congressional Budget Office
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Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Law Enforcement Training Center
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Nuclear Regulatory Commission
Occupational Safety and Health Administration
Pennsylvania Supreme Court
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jennifer O'Connor
Sent: Wed 4/20/2016 12:25:29 PM
Subject: Apr 21, Failure to balance bill patients leads to large recoupment, audits, and litigation

Balance Billing for Out-of-Network Providers

Most out of network health care providers make critical mistakes that jeopardize their compliance with state and federal laws. Many providers tell patients they will accept any payment received from the patient's health plan as payment in full. This practice is risky and may invite accusations of ínsurance fraud – it is however, prevalent throughout the U.S.

Here are just a few of the cases where billing related errors (Overpayments, Negligent misrepresentation, Out-of-network write-offs, and Balance billing) ended in very real legal nightmares:

- Connecticut General Life Ins. Co. and Cigna v. Health Diagnostic Laboratory, Inc.—**$84 Million dollars recovered**
- Aetna v Health Diagnostics Laboratory—**Sued for "tens of millions" of dollars**
- Aetna v Bay Area Surgical Management (BASM)—**Amount sought: $23 Million**

What makes it worse is that HHS is actively watching and lying in wait to catch you in case you backslide. However, all is not lost! Join expert speaker **Thomas Force, Esq.**, to learn how OON providers and their revenue recovery staff can maintain compliance while collecting a fair amount of money from the patient's health plan. He will also shed light on state laws relating to balance billing requirements for OON providers.

Conference: **The Balance Billing Requirement - Why Out-of-Network Providers Must Balance Bill Their Patients**
Date: **Apr 21 (Available for all day)**
Time: **60 minutes**

Failure to balance bill patients can lead to large recoupment, audits, and litigation for ìnsurance fraud. This training session will help you avoid common pitfalls and get answers to questions like the following:

- Why is balance billing required in most jurisdictions?
- What are the exceptions to balance billing requirements?
- How do I properly balance bill patients without offending or alienating them?
- How can my practice use ERISA to appeal denìed and under-reimbursed claims for employer-sponsored plans?
- What is a recoupment and what to do when faced with one?
- What are the penalties for non-compliance with balance billing?

Session Highlights:

- Learn why OONs are required to balance bill—and why it's ìnsurance fraud if you don't.
- Consider the case of Ingenix's conflict of interest—and how FAIR Health is reforming Out-of-Network reimbursement.
- Review ERISA Preemption—what it means for providers located in states that restrict or prohibit balance billing.
- View case studies of problematic billing—and how they are noncompliant.
- Understand patient protections under PPACA: Coverage for Emergency Services.
- Dìscover industry insights on Medìcare, TRICARE/CHAMPUS and balance billing.
- Learn about the impact of New York's Emergency Medical Services and Surprise Bills Law.
- Write a patient friendly balance bill letter, and consider the timing of the same.
- Review the importance of a Charity Care Program/ Financial Hardship Policy.
- Learn best practices: Transparency and Disclosure
- Discuss Case Laws—Cigna vs. Health Diagnostics, Aetna vs. Health Diagnostics Laboratory, and more.

Discount offer: Apply code "**SAVE20**" at check-out and get **$20 off**. Plus, you will get ***1 AAPC CEU*** per registration.

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To: ogoodman@lvcva.com[ogoodman@lvcva.com]
From: Carolyn G. Goodman
Sent: Thur 2/16/2017 7:00:39 PM
Subject: FW: MOB Museum displaying Fraudulent 'Artifacts'
MOB MUSEUM DISPLAYS NEAL TRICKEL FAKES RE ST V DAY MASSACRE.jpg

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Arthur Nash [redacted]
Sent: Wednesday, February 15, 2017 6:53 AM
To: jullman@mobmuseum.org
Cc: Carolyn Fisher
Subject: MOB Museum displaying Fraudulent 'Artifacts'

Jonathan,

You are displaying fakes, and you are well aware of the fact. During your portion of my 9+ year consulting, curatorial and expository role with the Museum, you were carefully informed that the alleged "St. Valentine's Day Massacre evidence" being peddled by Neal Trickel in Wisconsin were absolute fabrications. You have evidently chosen to ignore this information in favor of the 'expertise' of your colleague Mr. Schumacher. This is precisely museums hire those with actual experience in what they are hired to do. Those who know the marketplace well enough to recognize what they are looking at when they see it.

These so-called "evidence" pieces are unsupported and undocumented. They are 'fabulous fakes', exactly like the ones Jay Bloom knowingly purchased for display at the "Mob Experience", and now you have taken the City's museum down that same road of fraud and fakery.

I am not going to merely sit by and allow you to display fakes to the public, as I have recently pointed out. You must remove the Trickel material from display and not attempt to use it to defraud patrons into believing that you actually possess evidence which -- had it been authentic -- would be the property of the Cook County Sheriff's Department pending the resolution of seven open homicides. Of course, someone with actual experience dealing with authentic historical evidence would be well aware of this. Furthermore, if authentic, it would not have been lingering on the collector marketplace for the past 6-7 years with positively no knowledgeable collectors willing to acquire it. Further, Mr. Trickel relied largely upon third parties like gangster groupie Mario Gomes to 'spread the word' of his miraculous find -- yet another hallmark of an attempt to defraud -- instead of going public himself with what would have been a national news story had it been true. Instead, he conned the Mob Museum into going public for him and lending 'credibility' to his fraud.

Please advise what you intend to do. Again, you will not be permitted to pull a 'Jay Bloom' after I spent years in collaboration with Kathy and Dennis Barrie to ensure that the Mob Museum wasn't displaying artifacts which are not what they purport to be. You and Schumacher cannot simply run roughshod over history, whether out of ignorance or otherwise. Of course, recent press reveals how your authentication expert feels that artifacts rank quite low in importance to museum guests. His comments shed light on a troubling perspective: which is that it's not so important whether what you are displaying is actually genuine and not merely old envelopes containing shrapnel collected by Mr. Trickel from the shooting range he himself owns and operates. Which is exactly what it is.

Arthur Nash

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 7/27/2017 8:01:35 PM
Subject: The Fight Against Voter Suppression Goes to the Courts

Also: "Our beleaguered Attorney General", John McCain's campaign reform legacy, & Justice Ruth Bader Ginsburg sits down with Nicole Austin-Hillery

Top Stories

TRUMP'S "VOTER FRAUD" COMMISSION

The Fight Against Voter Suppression Goes to the Courts

Even before the **Commission's** first meeting, organizations filed legal challenges against its work on a variety of transparency, privacy, and administrative policy grounds. Some actions targeted the Commission's request for voter file data, while others challenge its operations and membership more

generally.

- **New Lawsuit: Handing Over Voter Data Would Break Utah Law**
- **Brennan Ctr. and United to Protect Democracy Letter to OMB** *(Paperwork Reduction Act)*
- **League of Women Voters of Ind. v. Connie Lawson** *(Indiana state law)*
- **League of Women Voters of Tex. v. Rolando Pablos** *(Texas state law)*
- **Brennan Ctr. Letter to States on Legal Risks of Providing Voter File Data** *(Various state laws)*

Click here for a comprehensive list of legal actions taken against the commission.

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In Conversation: Justice Ruth Bader Ginsburg and Nicole Austin-Hillery

OUR "BELEAGUERED"

ATTORNEY GENERAL

Hey Mr President, Sessions Already Recused Himself from Investigating Hillary Clinton

Victoria Bassetti

The President is furious at his Attorney General. He's steaming mad that Jeff Sessions has recused himself from the Russia investigations and is going soft on Hilary Clinton. But Sessions bowed out of any Clinton probes during his confirmation hearing.

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15 YEARS ON

Remembering John McCain's Campaign Reform Legacy

Walter Shapiro

Before McCain-Feingold, good government orthodoxy held that it required a firestorm like Watergate to inspire legislators to pass campaign reform. In today's world, the victory of McCain-Feingold seems almost unfathomable.

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BEHIND CLOSED DOORS

Crime Task Force Must Not Be Kept Secret

Attorney General Jeff Sessions has

been receiving and acting on recommendations from a Task Force on Crime Reduction and Public Safety that will likely result in changes to drug and immigration policy, and have already led to changes in civil asset forfeiture policy. However the administration has not committed to publicly sharing the panel's findings - and this must change.

Share

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Forward

Best of the Week

TRUMP-RUSSIA INVESTIGATIONS

Who Were

the Russians Working For?

Ciara Torres-Spelliscy

If any of the Russians who met with Donald Trump Jr are convicted, it will make a difference if they were working for the Kremlin.

Share

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THOMPSON V. HEBDON

Brennan Center Files Brief Defending Alaskan Citizens Vote to Cap Campaign Contributions

The Brennan Center for Justice filed an amicus brief defending the constitutionality of a ballot measure in Alaska that enacted a $500 limit on contributions to

candidates for state office.

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JUNE 2017 EDITION

The State of Redistricting Litigation

Michael Li, Thomas

Wolf, Alexis Farmer

A round up of where key redistricting cases across the country stand.

Share

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THE FRANKS AMENDMENT

The Trump White House is Normalizing Islamophobia

Faiza Patel, Emily

Hockett, Margot Adams

The Trump administration did not invent Islamophobia, but it has normalized its expression in our political discourse, and attempted to cement it

in government policy.

Share

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VOTING RIGHTS

The Case for Courage

Andrew Cohen

This generation's fight for voting rights is no less vital than was the fight our parents and grandparents fought over voting rights 50 years ago; the stakes are no less high.

Share

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POLICE ACCOUNTABILITY

Palantir Contract Dispute

Exposes NYPD s Lack of Transparency

Michael Price, Emily Hockett

News that the New York Police Department (NYPD) is in a fight with Palantir Technologies over access to analytic data the company produced, raises a host of troubling questions.

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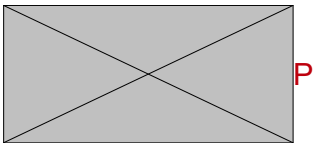
Here's a snapshot of what happened this week:

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/30/2018 8:18:12 AM
Subject: Trump Says McGahn Will Leave After Kavanaugh Confirmation



PUBLIC POLICY.

Thursday, August 30, 2018

TOP NEWS

Trump Says McGahn Will Leave After Kavanaugh Confirmation

White House Counsel Don McGahn, the former Jones Day partner who has spearheaded the administration's overhaul of the federal judiciary, will step down in the fall after the confirmation battle over U.S. Supreme Court nominee Brett Kavanaugh, President Donald Trump said Wednesday. Read full article »

Law Profs Cite Roe, Urge Sens. To Vote No On Kavanaugh

Sens. Susan Collins, R-Maine, and Lisa Murkowski, R-Alaska, on Wednesday received a letter signed by more than 300 law professors, trying to pressure them into voting against Supreme Court nominee Judge Brett Kavanaugh over his alleged hostility to Roe v. Wade and abortion rights. Read full article »

Feature

Riding Into The Sunset: US Threads Needle On NAFTA Expiry

Among the bombshells in the Trump administration's handshake deal with Mexico to reshape the North American Free Trade Agreement was the revelation that it had ditched its controversial proposal to quickly "sunset" the accord in favor of a more even-handed system for reviewing it. Read full article »

Analysis

Critics Gearing Up To Block Pearce From 3rd NLRB Term

The nomination Tuesday of Obama appointee and former union lawyer Mark Gaston Pearce to serve a third term on the National Labor Relations Board has set the stage for a pitched confirmation fight. Read full article »

Trump Offers Wiggle Room On Steel, Aluminum Quotas

President Donald Trump late Wednesday unveiled a new plan that will provide exceptions to the strict quotas that have placed a cap on steel and aluminum imports from Argentina, Brazil and South Korea, throwing a lifeline to importers that had orders on the books before the quotas were installed. Read full article »

BANKING & SECURITIES

WilmerHale Partner, Industry Vet Bring CFTC To Full Capacity

The U.S. Senate confirmed late Tuesday the nominations of WilmerHale partner Dan Berkovitz and government relations consultant Dawn DeBerry Stump to join the Commodity Futures Trading Commission, positioning the derivatives regulator to operate at full capacity for the first time in four years. Read full article »

Singapore, Dubai Regulators Forge Pact To Support Fintech

Singapore and Dubai regulators on Wednesday signed an agreement to foster development of financial technology companies in both of their jurisdictions, marking the latest of several cross-border agreements among developing nations looking to lure emerging companies. Read full article »

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LAW FIRMS

Baker Botts
Boies Schiller
Bryan Cave
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Castillo Snyder
Clark Hill
Clifford Chance
Cooley
Covington & Burling
Davis Polk
Earthjustice
Epstein Becker Green
Fish & Richardson
Fisher Phillips
Grant & Eisenhofer
Harris Wiltshire
Javerbaum Wurgaft
Jomarron Lopez
Jones Day
King & Spalding
Kirkland & Ellis
Mayer Brown
McDermott Will
Morgan Lewis
Morris Nichols
Norton Rose Fulbright
Proskauer Rose
Richards Layton
Robinson Bradshaw
Schiff Hardin
Skadden
Steptoe & Johnson LLP
Wiley Rein
WilmerHale

Mandate For Female Board Directors Clears Calif. Assembly

A bill that would require California companies to place a minimum number of women on their boards of directors cleared the state Assembly on Thursday, according to a news report. Read full article »

ENERGY & ENVIRONMENTAL

Analysis

Industry Backs White House NEPA Review, Enviros Skeptical

The White House received strong support from industry groups in a recent comment period on its initiative to make it easier for transportation and other projects to comply with National Environmental Policy Act standards, but green groups made clear they'll oppose any moves that prioritize expediency over thorough review and enforcement. Read full article »

MEDIA & ENTERTAINMENT

Schumer Says Feds Should Oversee Legalized Sports Betting

Senate Minority Leader Chuck Schumer, D-N.Y., on Wednesday added his voice to the small group of lawmakers calling for federal oversight of sports betting, after a landmark Supreme Court decision struck down a federal ban on the practice in May. Read full article »

EMPLOYMENT

Fla. High Court To Hear Miami Beach Minimum Wage Case

The Florida Supreme Court agreed in a split decision Wednesday to take up Miami Beach's appeal of a lower court's decision blocking the city's proposed minimum wage increase. Read full article »

Workers' Rights, Gov.'s Veto Power Clash In Fla. High Court

A firefighters' union made an impassioned plea Wednesday for the Florida Supreme Court to revive its claim that Gov. Rick Scott unconstitutionally vetoed a 2015 budget appropriation granting it a raise, but the state warned against the union's proposed solution to the apparent constitutional conflict at the heart of the dispute. Read full article »

COMPETITION

Gray-Raycom Deal Will Hurt Consumers, Cable Cos. Tell FCC

The American Cable Association has warned the Federal Communications Commission that the proposed merger of Gray Television Inc. and Raycom Media Inc. — a $3.65 billion deal that would form one company owning 142 stations in 92 markets — would hurt competition, increase broadcasters' transmission fees and ultimately raise prices for consumers. Read full article »

CYBERSECURITY & PRIVACY

Advocacy Groups Urge Movement On Privacy Board Noms

Dozens of advocacy organizations wrote to the leaders of the Senate Judiciary Committee on Wednesday, asking for the prompt consideration of President Donald Trump's last two nominees to the Privacy and Civil Liberties Oversight Board, saying the absences have left the agency unable to perform critical work relating to oversight of federal surveillance programs. Read full article »

Calif. Privacy Law Needs Broader Lawsuit Avenue, AG Says

COMPANIES

AT&T Inc.
Abbott Laboratories
Airbnb Inc.
American Cable Association
American Civil Liberties Union
American Gaming Association
Apple Inc.
British Broadcasting Corp.
Cato Institute
Competitive Enterprise Institute
Consumer Action
Credit Suisse Group AG
DISH Network Corporation
Dell Technologies Inc.
ESPN Inc.
Electronic Privacy Information Center
Facebook
Financial Industry Regulatory Authority Inc.
Fortress Investment Group LLC
Gilead Sciences Inc.
Gray Television Inc.
Hearst Corp.
Huawei Technologies
Idenix Pharmaceuticals, Inc.
International Brotherhood of Teamsters
Media General Inc.
Merck & Co Inc.
National Association of Manufacturers
National Collegiate Athletic Association
National Congress of American Indians
National Mining Association
Natural Resources Defense Council
New York Times Co.
Privacy Rights Clearinghouse
QUALCOMM Inc.
Raycom Media Inc.
Sberbank
TechFreedom
The ERISA Industry Committee
Twitter Inc.
U.S. Chamber of Commerce
VTB Bank
Verizon Communications Inc.
Wells Fargo & Co.

California's attorney general has jumped into the fight over what changes should be made to a recently enacted landmark privacy law, urging state lawmakers to broaden consumers' ability to bring lawsuits and to strike requirements that he claims would result in his office providing "unlimited legal advice" to businesses. Read full article »

GOVERNMENT CONTRACTS

GSA Elevates Acting General Counsel To Permanent Role

The U.S. General Services Administration has elevated its acting general counsel and former chief of staff, Jack St. John, to officially hold the position as its top legal officer, it announced Tuesday. Read full article »

AEROSPACE & DEFENSE

India Not Guaranteed US Waiver For Russia Arms Purchase

The U.S. will not guarantee India a waiver from U.S. sanctions if it goes through with purchasing an anti-aircraft defense system from Russia, a top U.S. Department of Defense official said Wednesday, while indicating that the U.S. could provide an alternative system. Read full article »

INTERNATIONAL TRADE

US Lodges WTO Case Against Russia For Retaliatory Duties

The Trump administration on Wednesday filed a World Trade Organization complaint against Russia for retaliatory tariffs it has placed on U.S. imports in response to the White House's national security tariffs on steel and aluminum. Read full article »

Huawei Enlists FTC To Fight US National Security Ban

Huawei has asked the Federal Trade Commission to persuade the federal government to reverse a planned ban on the tech company's products, saying the company is being unfairly scapegoated as a national security threat when the true motivation is to reduce competition for U.S. businesses. Read full article »

TAX

DOJ Attorney, Clark Hill Partner Confirmed To US Tax Court

U.S. Department of Justice attorney Patrick Urda and Clark Hill PLC partner Elizabeth Copeland were confirmed to the U.S. Tax Court after the U.S. Senate's voice vote on Tuesday. Read full article »

IRS Guidance Could Help Workers With Student Debt: Group

The Internal Revenue Service could clear the way for more debt-ridden workers to save for retirement by clarifying that companies won't lose tax benefits if they make 401(k) contributions when workers make student loan payments, a trade group that advocates for corporations' benefit interests said Tuesday. Read full article »

Apple Fights Chicago's Amusement Tax On Music Streaming

Apple has lodged a complaint against the city of Chicago over its 9 percent amusement tax, alleging the tax and a city Finance Department ruling extending the tax to streaming services violate the U.S. and Illinois constitutions and the Internet Tax Freedom Act. Read full article »

Ala. City Establishes Voluntary Tax Agreement With Airbnb

The short-term rental giant Airbnb will begin voluntarily collecting and remitting lodging tax to the city of Birmingham, Alabama, on Oct. 1 under an agreement that

ZTE Corp.

GOVERNMENT AGENCIES

Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Export-Import Bank of the United States
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Florida Attorney General's Office
Internal Revenue Service
NAFTA
NATO
National Labor Relations Board
National Telecommunications and Information Administration
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
Privacy and Civil Liberties Oversight Board
Securities and Exchange Commission
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
World Trade Organization

the City Council has approved. Read full article »

TELECOMMUNICATIONS

Feature

Verizon Throttling Incident Stokes Open Internet Fears

A California fire department's row with Verizon over throttled internet service has become the latest watershed moment in the debate over net neutrality regulation, stoking fears that internet service providers will take harder-line stances in the absence of bright-line conduct rules to guide them. Read full article »

FCC Gets Conflicting Advice On First Responder Data Boosts

AT&T and think tank TechFreedom offered different takes Tuesday to the Federal Communications Commission on considerations for a bright-line rule allowing mobile carriers to speed up public safety agencies' communications, with the groups agreeing on one key point: not pulling rules for emergency responder data speeds into the politically contentious net neutrality debate. Read full article »

EXPERT ANALYSIS

Cos. Must Prepare For Toughening Russia Sanctions

On Monday, the U.S. Department of State enacted the first round of sanctions against Russia in response to the March 2018 poisoning of the Skripal family in the United Kingdom. The impact of these sanctions is somewhat limited, but the next round of sanctions, expected in early November, may be more sweeping, say attorneys with Kirkland Ellis LLP. Read full article »

Affordable Clean Energy Rule: A New Path To GHG Reduction

The Affordable Clean Energy rule, proposed by the U.S. Environmental Protection Agency last week, is already controversial. Critics focus on limited greenhouse gas reductions from efficiency projects, but the rule works in concert with market forces and existing law, says Jane Montgomery of Schiff Hardin LLP. Read full article »

LEGAL INDUSTRY

Del. Powerhouses On Cutting Edge As Cases, Courts Grow

Growing courts, big cases and equally big decisions marked the last year for Law360's 2018 Delaware Powerhouses, keeping the state and the attorneys who practice there in the vanguard of corporate, bankruptcy and intellectual property law. Read full article »

Proskauer To Pay $63M To Settle Stanford Ponzi Case

The court-appointed receiver in the R. Allen Stanford $7 billion Ponzi scheme case and a group of bilked investors have announced a $63 million settlement that would end further litigation against law firm Proskauer Rose LLP, which formerly employed a partner who represented entities affiliated with the fraud. Read full article »

Clifford Chance To Pay $132K In DOJ Citizenship Bias Probe

Clifford Chance US LLP has agreed to pay a $132,000 penalty to resolve a claim that it unlawfully discriminated against non-U.S. citizens and dual citizens by refusing to staff them for a client project, the U.S. Department of Justice announced on Wednesday. Read full article »

Exclusive

Atty For Mayer Brown Partner's Accused Killer To Withdraw

The lawyer representing the man accused of killing Mayer Brown LLP appellate practice leader Stephen Shapiro plans to withdraw from the Cook County, Illinois, murder case because of the time and money it would take to effectively represent him, Law360 learned Wednesday. Read full article »

King & Spalding, Ex-Associate Pushed To Settle Feud

Manhattan U.S. District Judge Valerie E. Caproni prodded former BigLaw senior associate David Joffe to try to settle his wrongful termination case against King & Spalding LLP Tuesday, warning him that he might also have to litigate a parallel fee spat with his current counsel if his case doesn't settle amicably. Read full article »

How Paternity Leave Could Solve Law's Gender Imbalance

Creating law firm partnerships in which men and women are equal in both number and power may come down to something as simple as offering new fathers substantial periods of paid paternity leave, according to recent research by a professor at the University of San Diego School of Law. Read full article »

Interview

Law Firm Leaders: Morgan Lewis' Jami Wintz McKeon

Jami Wintz McKeon has served as managing partner of Morgan Lewis & Bockius LLP for the past four years, overseeing significant growth at the firm. Under her direction, Morgan Lewis has expanded its presence in Asia, entered new geographic regions within the U.S., and doubled practice groups such as tax and antitrust while branching out into new sectors. Read full article »

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Clifford Chance
Cooley
Covington & Burling
Davis Polk
Earthjustice
Epstein Becker Green
Fish & Richardson
Fisher Phillips
Grant & Eisenhofer
Harris Wiltshire
Javerbaum Wurgaft
Jomarron Lopez
King & Spalding
Kirkland & Ellis
Mayer Brown
Morris Nichols
Norton Rose Fulbright
Richards Layton
Robinson Bradshaw
Schiff Hardin

Skadden
Steptoe & Johnson LLP
Wiley Rein

COMPANIES
AT&T Inc.
Twitter Inc.
Verizon Communications Inc.
ZTE Corp.
Abbott Laboratories
Airbnb Inc.
American Cable Association
American Civil Liberties Union
American Gaming Association
Apple Inc.
British Broadcasting Corp.
Cato Institute
Competitive Enterprise Institute
Consumer Action
Credit Suisse Group AG
DISH Network Corporation
Dell Technologies Inc.
ESPN Inc.
Electronic Privacy Information Center
Facebook
Financial Industry Regulatory Authority Inc.
Fortress Investment Group LLC
Gilead Sciences Inc.
Gray Television Inc.
Hearst Corp.
Huawei Technologies
Idenix Pharmaceuticals, Inc.
International Brotherhood of Teamsters
Media General Inc.
Merck & Co Inc.
National Association of Manufacturers
National Collegiate Athletic Association
National Congress of American Indians
National Mining Association
Natural Resources Defense Council
New York Times Co.
Privacy Rights Clearinghouse
QUALCOMM Inc.
Raycom Media Inc.
Sberbank
TechFreedom
The ERISA Industry Committee
U.S. Chamber of Commerce
VTB Bank
Wells Fargo & Co.

GOVERNMENT AGENCIES

Federal Communications Commission
Department of Commerce
Federal Trade Commission
Securities and Exchange Commission
U.S. Senate
Executive Office of the President
Internal Revenue Service
U.S. Department of Defense
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. Supreme Court
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Council on Environmental Quality
Equal Employment Opportunity Commission
Export-Import Bank of the United States
Federal Reserve System
Financial Conduct Authority
Florida Attorney General's Office
NAFTA
NATO
National Labor Relations Board
National Telecommunications and Information Administration
Nuclear Regulatory Commission
Office of the U.S. Trade Representative
Privacy and Civil Liberties Oversight Board
U.S. Department of State
U.S. Department of the Interior
U.S. General Services Administration
U.S. Tax Court
World Trade Organization

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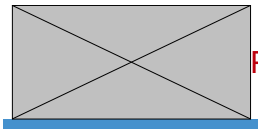
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 8/11/2016 9:08:28 AM
Subject: [Marketing Mail] Bond Orgs Ask SEC For Clarity On Disclosure Requirements



PUBLIC POLICY

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Thursday, August 11, 2016

TOP NEWS

Bond Orgs Ask SEC For Clarity On Disclosure Requirements

A group of five trade organizations asked the U.S. Securities and Exchange Commission for guidance that would allow municipal bond issuers to amend continuing disclosure agreements on Tuesday, arguing that the current structure hinders both issuers and investors by requiring issuers to produce irrelevant or outdated information.

DOI Advises States To Halt Coal Self-Bonding Practices

The U.S. Department of the Interior said Tuesday that state regulators should not allow coal companies to self-bond for pollution cleanup costs because of the currently weak market for the fossil fuel.

FCC's City-Run Broadband Order Shot Down By 6th Circ.

A Sixth Circuit panel on Wednesday struck down an order by the Federal Communications Commission that overrode state laws in North Carolina and Tennessee that restricted how cities and towns offer their own internet.

IRS Relaxes Rules for Charitable Remainder Annuity Trusts

The Internal Revenue Service is allowing charitable remainder annuity trusts to include a sample provision in their governing agreements so they won't be subject to a disqualifying test, according to a notice published Tuesday.

Feds Claim Bridge Scandal Defendants Punished 2nd Mayor

Prosecutors on Tuesday pushed to introduce allegations at the upcoming trial of two former public officials charged in the George Washington Bridge scandal that they also retaliated against Jersey City Mayor Steven Fulop, as one of those officials accused the government of ignoring evidence that New Jersey Gov. Chris Christie had "lied" about senior staff's involvement in the lane closures.

Ballard Spahr Atty. Accuses Pa. AG Of Framing Him For Leak

A Ballard Spahr LLP partner and former second-in-command to Pennsylvania Attorney General Kathleen Kane accused his erstwhile boss during testimony in her criminal trial on Wednesday of attempting to frame him for the grand jury leak she is accused of orchestrating.

ANALYSIS

LAW FIRMS

Altshuler Berzon
Ballard Spahr
Becker & Poliakoff
Beranbaum Menken
Bingham McCutchen
Boies Schiller
Crowell & Moring
DLA Piper
Duane Morris
Foley & Lardner
Genova Burns
Holland & Knight
Hunton & Williams
Jenner & Block
Jones Day
Kleinbard LLC
Lewis Longman
Littler Mendelson
Morgan Lewis
Morrison & Foerster
Pietragallo Gordon
Proskauer Rose
Sprague & Sprague
Stoel Rives
Summit Law Group
Wachtell Lipton
Wiley Rein
Winston & Strawn

COMPANIES

AT&T Inc.
Alpha Natural Resources, Inc.
American Cancer Society Inc.
American Petroleum Institute Inc.

NJ Sports Betting Ruling Leaves Fight To Other States

The Third Circuit once again dealt a blow to New Jersey and sports betting proponents when an en banc panel struck down the state's latest attempt to allow such wagering, and experts say the strongly worded decision leaves the Garden State with few options to continue its yearslong crusade to escape federal restrictions.

BANKING & SECURITIES

Obama Admin. Cites Small Bank Growth Under Dodd-Frank

The Obama administration on Wednesday said that community banks had recovered as well as their larger peers since the financial crisis despite complaints that the regulatory burdens of the 2010 Dodd-Frank Act had unduly harmed them.

ENERGY & ENVIRONMENTAL

Seminoles Say Proposed Fla. Water Regs Are Too Weak

The Seminole Tribe of Florida has urged a state agency to reject a proposed rule that would revise the state's surface water quality standards, saying the rule doesn't include enough protections for tribe members who subsist on fish and other seafood.

Polar Bear Habitat Suits Axed After 9th Circ. Ruling

A federal district judge on Monday tossed three suits challenging the U.S. Department of the Interior's establishment of an Alaska polar bear habitat, months after the Ninth Circuit found the district court erred when it held the federal government to an unnecessary standard of specificity in designating the habitat.

HEALTH & LIFE SCIENCES

La. Says Whole Woman's Health Means Abortion Case Remand

A case over a now-nixed Louisiana law requiring abortion providers to have admitting privileges at local hospitals should be sent back to district court for fact-finding required under the U.S. Supreme Court's Whole Woman's Health decision, the state's health secretary has told the Fifth Circuit.

TRANSPORTATION & INFRASTRUCTURE

DC Circ. Asked To Undo DOT's Ban Of E-Cigs On Flights

The Competitive Enterprise Institute and the Consumer Advocates for Smoke-Free Alternatives Association pressed the D.C. Circuit on Tuesday to vacate the U.S. Department of Transportation's recently imposed rule that explicitly bans electronic cigarette use on commercial flights.

SL Green Settles Air Rights Row With Grand Central Owner

SL Green Realty Corp. said Wednesday that it has settled a $1.5 billion lawsuit filed by the owners of New York City's Grand Central Terminal over allegations the landlord lost the right to profit from air rights sales when the city rezoned the site of the developer's One Vanderbilt project.

INSURANCE

Lesbian Couple Sues NJ Insurance Czar Over Infertility Policy

New Jersey's insurance commissioner has been slapped with a federal lawsuit alleging the state discriminates against lesbian women seeking insurance coverage for fertility treatments because it defines infertility as the inability to

Anadarko Petroleum Corporation
Arch Coal Inc.
BTI Consulting Group Inc.
Blue Cross and Blue Shield Association
CenturyLink Inc.
Citigroup Inc.
Comcast Corporation
Computer & Communications Industry Association
Dell Inc.
Frontier Communications Corporation
Google Inc.
Hanover Legal Personnel Services Inc.
Independent Community Bankers of America
King Pharmaceuticals Inc.
Lehman Brothers Holdings Inc.
Lyft Inc.
MSD Capital LP
Major League Baseball Inc.
Mayo Foundation for Medical Education and Research
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
New England Patriots
New York University
Peabody Energy Corporation
Pfizer Inc.
Reed Elsevier
SIFMA
SL Green Realty Corporation
Schlumberger Limited
Southern Poverty Law Center
State Bar of Texas
Temple University
The Coca-Cola Company
Toyota Motor Corporation
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications
Zeughauser Group LLC
eBay Inc.

GOVERNMENT AGENCIES

Executive Office of the President
Federal Acquisition Regulatory Council
Federal Communications Commission

become impregnated by a male partner.

Texas Bar Won't Sanction AG For Same-Sex Marriage Opinion

Texas Attorney General Ken Paxton did not violate his oath to defend the U.S. Constitution and the laws of the United States by telling county clerks they could decline to issue marriage licenses to same-sex couples on religious grounds, the state bar concluded last week after an investigation.

EMPLOYMENT

Pa. GOP Sens. Say Judicial Retirement Ballot Not Misleading

A pair of Republican Pennsylvania state senators fighting efforts to change the wording of a controversial ballot measure that would raise the mandatory retirement age for state judges urged state justices on Tuesday to avoid nullifying legislative and executive actions because of subjective beliefs that the question is "misleading."

COMPETITION

Seattle Gets Chamber's Uber Union Antitrust Suit Tossed

A Washington federal judge on Tuesday tossed the U.S. Chamber of Commerce's antitrust challenge to a first-of-its-kind Seattle ordinance allowing drivers for Uber, Lyft and other ride-hailing apps to unionize, saying the suit prematurely alleges future harm from a law that hasn't yet taken effect.

GOVERNMENT CONTRACTS

Defense Dept. Looks To Tweak Acquisition Pricing Policy

The U.S. Department of Defense proposed a new rule Wednesday that would amend rules that govern how it decides purchases, which it says would help contracting officers confirm prices are reasonable and promote consistency in the acquisition process.

INTERNATIONAL TRADE

USDA OKs Import Of Fresh Peruvian Figs And Pomegranates

The U.S. Department of Agriculture published a notice Wednesday in the Federal Register allowing the import of fresh pomegranates and figs from Peru into the U.S. after a risk assessment found them unlikely to introduce new pests into the country when certain safety measures are taken.

TAX

Ky. Scraps Tax Board To Focus More Funds On Crime Victims

Kentucky Gov. Matt Bevin has scrapped the state's Board of Tax Appeals along with two other boards to cut costs and create a single claims commission that will focus more heavily on crime victims, according to a statement released Monday.

IMMIGRATION

Worker Groups Lose Reconsideration Bid In H-2B Suit

A New Jersey federal judge on Tuesday denied a bid by worker groups seeking reconsideration of an earlier ruling finding they lacked standing to challenge an H-2B visa program wage rule, saying they failed to demonstrate that they were entitled to reconsideration under the Federal Rules of Civil Procedure.

Federal Deposit Insurance Corp.
Federal Reserve System
Fish and Wildlife Service
Internal Revenue Service
National Institutes of Health
Office of Surface Mining Reclamation and Enforcement
Port Authority of New York & New Jersey
Securities and Exchange Commission
Seminole Tribe of Florida
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Supreme Court

TELECOMMUNICATIONS

FCC Cuts Historic Red Tape For Wireless Installations

The Federal Communications Commission has eliminated historic preservation reviews for several types of small antenna installations as part of an agreement with preservation organizations to develop fifth-generation wireless infrastructure.

Smaller Broadband Carriers Want 'Light Touch' From FCC

As the Federal Communications Commission rewrites broadband regulations, a trade group representing less entrenched carriers asked the regulator to use a "light touch" when regulating the fastest lines serving businesses, saying the largest players often have zero competition and have been able to overcharge customers by $20 billion.

EXPERT ANALYSIS

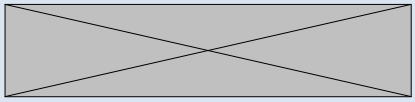
What To Know About New Mass. Pay Equity Law

The most expansive pay equity law in the U.S., new legislation in Massachusetts is the first of its kind to prohibit employers from requiring job applicants to disclose their salary history while also establishing a safe harbor for employers performing self-evaluations of their pay practice, say Amanda Orcutt and Paul Lannon at Holland & Knight LLP.

LEXIS PRACTICE ADVISOR

DOL Fiduciary Rule: Real-World Applications And Effects

Earlier this year the U.S. Department of Labor finalized its new regulation concerning fiduciaries and conflicts of interest under the Employee Retirement Income Security Act and the Internal Revenue Code. Seth Safra of Proskauer Rose LLP explores the objectives and implications of the new fiduciary rule and best interest contract exemption, as well as some key practical applications.



BigLaw's Diversity Problem Puts It On Collision Course With Millennials

If law firms don’t make immediate strides toward becoming more inclusive, they risk alienating the next generation of lawyers, who are highly attuned to institutional bias and increasingly vocal about eradicating it.

Porn, Politics And The Undoing Of Kathleen Kane

Some say Pennsylvania Attorney General Kathleen Kane sought to shed light on a boys club culture when she released emails that sparked the “Porngate” scandal, and others say it was a distraction and retaliation ploy — two narratives that vie for legitimacy as she heads to trial on perjury charges.

Unbiased Jurors Will Be Tough To Find As Trump U. Cases Progress

The judge overseeing a pair of Trump University lawsuits faces the challenge of navigating competing goals: moving the cases along and finding juries that have not been tainted by the presidential election.

LEGAL INDUSTRY

What To Expect When Your Firm Drops The Lockstep Model

Hunton & Williams LLP recently joined many of its peers in dropping its lockstep compensation model, which determines attorney remuneration based on seniority, for all associates beyond their first year effective April 2017 in favor of a system based on individual performance and market factors. Here, Law360 delves into what attorneys can expect if their firms opt to abandon the lockstep model.

Litigation Powerhouse: Morgan Lewis & Bockius

With a strong global litigation presence and a deep bench that has made it a go-to firm across multiple areas of litigation, backed by significant recent victories for clients such as Toyota and M&G Polymers, Morgan Lewis & Bockius LLP has earned a slot as a Law360 Litigation Powerhouse.

Ex-Hunton Attorney & Pal Charged With Insider Trading

A wine-guzzling former partner at Hunton & Williams LLP and the investment adviser he allegedly tipped off about a client's merger with Pfizer Inc. were charged with securities fraud and securities fraud conspiracy in an indictment unsealed Wednesday, authorities said.

Ex-Foley & Lardner Partner's State Court Bias Suit Trimmed

A retired Foley & Lardner LLP partner whose gender, race and age discrimination lawsuit was shot down by the Sixth Circuit two years ago can move forward with his state retaliation claim after a Michigan appeals court ruled Tuesday the claim was "not futile."

DLA Piper Talks Merger With Chilean Firms

DLA Piper LLP is continuing its march into Latin America, revealing Wednesday that it is in talks with multiple Chilean law firms about a possible tie-up, the latest in a series of forays by the firm across the Americas over the past year.

Law Profs Probe 'Mystery' Of BigLaw Malpractice Mutuals

BigLaw's practice of obtaining professional liability insurance through policyholder-owned mutual insurers rather than publicly traded companies may confound economists, but two law professors say it aligns well with lawyers' goals of professional independence and is actually beneficial to the legal industry.

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Frontier Communications Corporation
Google Inc.
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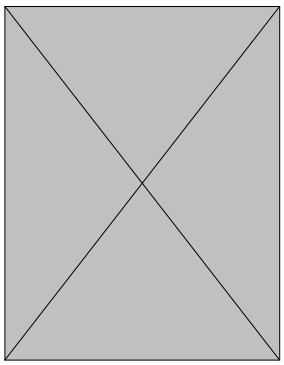
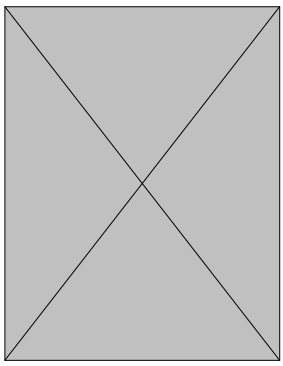


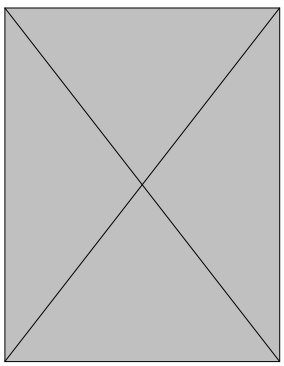
Smart City, Safe City

Intelligent Transportation Systems (ITS) are transforming the way vehicles move through busy cities and traffic corridors. How can the latest technology be applied to make roads and crosswalks safer for the people in your cities on your roads?



Building Smarter, Safer Railways

As Americans continue to flock to urban areas, rail is expected to play an increasingly important role. “Smart city” infrastructure and emerging rail safety innovations will ensure that tomorrow’s railways are safer, more efficient and more reliable. This white paper includes rail and the smart city, rail safety opportunities, smart rail technologies and the future of smart railways.



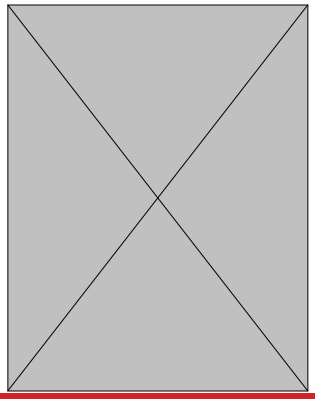
Which Comes First, the Enterprise or the Workforce Solution?

Public sector organizations are under constant pressure to spend their budgets wisely, and many turn to technology to help them not only operate more efficiently, but better manage key processes to reduce waste and improve effectiveness. However, these technology solutions require a significant investment of time, resources, and of course, money. As a result, organizations must think critically about how and when to undertake such projects, so as not to overwhelm employees or disrupt services. Conventional wisdom may point organizations to start their journey with the biggest system – the ERP.

Citizen-Centered Service Delivery

This paper explores Citizen-Centred Service Delivery and concepts that provide government the opportunity to:

- Provide good service when it is needed
- Lower cost of delivery than is incurred today
- Achieve improved outcomes for individuals, their family and the country as a whole



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Blogs by Ed O'Leary, John Byrne, Jeff Gerrish, and "Next Voices" millennial blog

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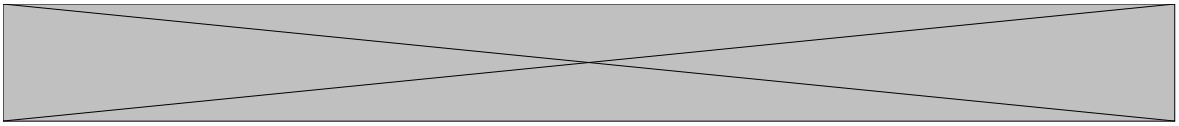


COMMUNITY BANKING I

Using digital science to apply the human element

Digitalization of banking means more than adopting smartphone banking. At Seacoast Bank, digitalization especially means using advanced analytics for better target marketing and outreach. At Seacoast, there are no more seasonal blasts—everything is tailored. Read more

COMMUNITY BANKING II

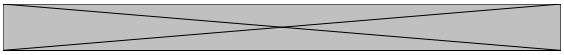
Fourth-generation community bank believer

The future will be different, but for Nebraska's Leslie Andersen, it's still promising—if you adapt. Here's how the veteran community bankers is keeping her $112 million-assets institution current in a period of major evolution. Read more

COMMUNITY BANKING III

Golden opportunities for deals

M&A is in the cards as U.S. community banks ride high on the credit cycle. "Stronger currencies should support a rebound in community bank M&A activity in 2017, following 2016's 13% year-over-year decline," according to S&P Global Market Intelligence. Read more



NEXT VOICES

Can websearch reveal your security answers?

If you think your mother's real maiden name makes a good security answer, you are sadly mistaken. The Copper River Group's Kelsey Neisen says geneaology websites make finding Mom's name easy. Read more

COMMUNITY BANKING BLOG

Time for new bulbs in the boardroom?

Recruitment's fun. "De-cruitment" not so much. Both are essential to healthy directorship, says Jeff Gerrish. Read more

AML & FRAUD

"Themes from an Imaginary Western"

Invoking a pop music reference—as usual—John Byrne discusses evolution in BSA/AML in light of the 22nd ACAMS/Money Laundering.com Annual AML & Financial Crime Conference. Read more

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COMMUNITY BANKING IV

Grab capital "while the sun's out"—and with caution

Community banks should consider raising capital while the price boom lasts, but should use caution when making deals. An experienced bank investor warns that he doesn't know when, but that eventually, "we're for sure going to see another crisis." Read more

COMMUNITY BANKING V

Seaway's failure continues trend of dwindling minority-owned banks

With the failure of Seaway Bank and Trust Co., Chicago has one less African-American-owned financial institution, and on a national scale, the number of banks and thrifts designated as minority-owned has fallen by 26% in eight years. Read more

HUMAN RESOURCES

Can your bank solve the skills puzzle?

The work in banking is changing. The skills, training, and pay of the workforce not always so much. Here's how some banks are adjusting. Read more

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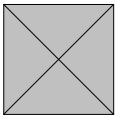

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TALKING CREDIT

Do you want to "work big" or "work small"?

As banking mergers continue to shrink the business, lenders must decide what they really want out of their job, and what banking league will give it to them, says Ed O'Leary. Read more

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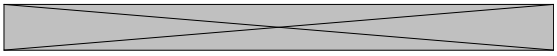

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Looking outside banking for good ideas

"I believed that other industries were ahead of banking, and although these industries aren't an apples-to-apples comparison, I knew I could learn from them"- Joshua Guttau, TS Banking Group Read more

SPONSORED ROUNDTABLE

Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts

*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

probes the issue of digital tracking. ***Sponsored by Deluxe*** Read more

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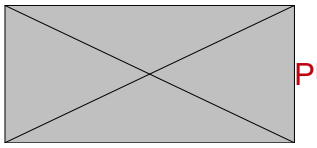

PUBLIC POLICY.

Thursday, December 20, 2018

TOP NEWS

Schumer To Trump: No End-Of-Year Deal On Judges

Senate Minority Leader Chuck Schumer, D-N.Y., likely sank the hopes of about three dozen judicial nominees for being confirmed any time soon, saying Wednesday he would object to advancing any of them swiftly before the end of the year. Read full article »

Senate Passes Continuing Resolution To Avert Shutdown

The Senate passed a short-term continuing resolution Wednesday night, one step toward staving off a partial federal government shutdown over the weekend after President Donald Trump dropped a demand to fund a wall on the Mexican border. Read full article »

House Tees Off Vote For Revised Tax Bill, But Fate Uncertain

The House Committee on Rules voted late Wednesday to have the full U.S. House of Representatives consider a revised year-end tax deal that would revive and eventually phase out an expired tax credit for biodiesel, among other provisions. Read full article »

Calif. Federal Judge Blocks Trump Asylum-Seeker Entry Rules

The Trump administration can't enforce a rule issued last month that said migrants can only apply for asylum if they cross the U.S. border at a designated port of entry, a California federal judge ruled on Wednesday. Read full article »

Asylum Block On Victims Of Domestic, Gang Violence Is Nixed

A D.C. federal judge on Wednesday struck down a recent Trump administration policy largely barring victims of domestic and gang violence from obtaining asylum, finding that it violated both the Administrative Procedure Act and the Immigration and Nationality Act. Read full article »

Wine Lovers Fear Justices Will Spoil Cross-State Shipping

As the wine industry waits with bated breath for next month's U.S. Supreme Court arguments over a Tennessee retail law, a group of wine consumers worried Wednesday that the justices could hamper cross-state bottle sales and make it harder for people to find that perfect blend or rare vintage not stocked at the local store. Read full article »

BANKING & SECURITIES

SEC Adopts Rule Allowing Reporting Cos. To Use Reg A

The U.S. Securities and Exchange Commission on Wednesday adopted a rule that allows public reporting companies to use an exemption known as Regulation A to raise $50 million over a 12-month period, a benefit that was initially extended as part of President Donald Trump's Economic Growth, Regulatory Relief and Consumer Protection Act. Read full article »

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Love Law Firm PC
Martin Walker PC
Mayer Brown
McDermott Will
McGuireWoods
Mintz Levin
Morgan Lewis

Kraninger Puts Brakes On Mulvaney's CFPB Name Change

The Consumer Financial Protection Bureau's new director, Kathleen Kraninger, told staff Wednesday that she's halted her predecessor's move to rebrand the agency as the Bureau of Consumer Financial Protection, an effort that an internal agency report once estimated could come with a $300 million price tag for financial services companies. Read full article »

Vullo To Depart As NY's Top Banking Regulator

New York's top banking and insurance regulator, Maria T. Vullo, announced Wednesday that she has decided to leave the New York Department of Financial Services on Feb. 1, ending a nearly three-year tenure that was marked by various consumer protection efforts. Read full article »

SEC Opens Door To Forgiving Disqualified Swap Reps.

A divided U.S. Securities and Exchange Commission established a path Wednesday for people at security-based swap dealers who have been booted from Wall Street for bad behavior to regain employment in American markets. Read full article »

ENERGY & ENVIRONMENTAL

Ohio City Seeks To Overturn $2B Nexus Pipeline Approval

The Ohio city of Oberlin along with a fellow opponent of the $2 billion Nexus pipeline told the D.C. Circuit that the Federal Energy Regulatory Commission was wrong to approve the project, saying its need was overstated and it was not in the public interest. Read full article »

HEALTH & LIFE SCIENCES

Judge Finds NY's $600M Opioid Surcharge Unconstitutional

New York's $600 million fee on the sale of opioids into the state unconstitutionally prohibits pharmaceutical companies from passing the cost onto consumers, a federal judge said Wednesday in halting payments to the state ahead of a Jan. 1 deadline. Read full article »

MEDIA & ENTERTAINMENT

Sens. Hatch, Schumer Lob Bipartisan Sports Betting Bill

Sens. Orrin Hatch, R-Utah, and Chuck Schumer, D-N.Y., introduced a bipartisan sports betting bill Wednesday as Congress looks to take a stab at regulating the growing state-sanctioned sports betting industry following the U.S. Supreme Court's ruling this year that wiped away a federal law that had blocked most states from legalizing the activity. Read full article »

EMPLOYMENT

Laundry Co. Can't Stop Union Pamphleting, 3rd Circ. Rules

A Pennsylvania laundry company broke federal labor law when it prevented union representatives from distributing pro-union materials in the public right-of-way next to its facility, but it was within its rights when its general manager called the police, the Third Circuit ruled Tuesday. Read full article »

NLRB GC Wants More Specifics On Joint Employer Proposal

While many attorneys for businesses have welcomed without qualification the National Labor Relations Board's proposal to narrow its joint employer liability test, one notable former member of the management-side bar has said the draft rule doesn't go far enough: NLRB General Counsel Peter Robb. Read full article »

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Apple Inc.
Arizona Diamondbacks
Association for Accessible Medicines
Association of Corporate Counsel
Avvo Inc.
CTIA
Cable News Network Inc.
Center for Constitutional Rights
Credit Suisse Group AG
DTE Energy Co.
Enbridge Inc.
Expedia Inc.
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Huawei Technologies

Uber Workers Can Talk About Lawsuit, NLRB Atty Says

Uber violated federal labor law by telling workers not to discuss a colleague's lawsuit with the press or third parties, an official with the National Labor Relations Board Office of the General Counsel said in a newly released advice memorandum. Read full article »

EEOC Nixes Wellness Regulation Incentive Provisions

The U.S. Equal Employment Opportunity Commission is rescinding effective Jan. 1 parts of two rules outlining how employers can encourage workers to take part in wellness programs without discriminating against them, according to notices set to be published Friday in the Federal Register. Read full article »

COMPETITION

Feature

The Top Antitrust Cases Of 2018

It was a big year for antitrust law, dominated by the first vertical merger challenge to go to court in 40 years, evolving market considerations, contentious technology patent licensing fights and more. Read full article »

US Needs Tougher Tech Antitrust Enforcement, Sens. Hear

U.S. authorities must more rigorously enforce antitrust laws to deter competition-eroding conduct by dominant technology platforms, competition scholars told lawmakers Wednesday. Read full article »

PERSONAL INJURY

IPhone Ping Can't Be Blamed For Crash, 5th Circ. Says

The Fifth Circuit on Wednesday tossed a lawsuit against Apple Inc. brought on behalf of a child rendered paraplegic after a crash, declining to recognize a driver's "neurobiological response to a smartphone notification" as a cause of the crash. Read full article »

GOVERNMENT CONTRACTS

Senate OKs Bill To Improve Gov't IT Supply Chain Security

The U.S. Senate passed a bipartisan bill that would require federal agencies to consider security risks within their supply chains when buying information technology products, aimed at curbing perceived risks of espionage from technology made by foreign-owned companies. Read full article »

Advocates Call Lifeline Program Changes Too Burdensome

A coalition of public interest groups told the Federal Communications Commission in a filing posted Wednesday that some changes meant to weed out fraud and abuse in the Lifeline subsidy program are too burdensome and harmful to eligible recipients. Read full article »

INTERNATIONAL TRADE

Sens. Say Metal Tariff Exclusion Process Needs Sharpening

The U.S. Department of Commerce should continue to streamline the process that businesses must undergo to request exclusions from a set of double-digit tariffs on steel and aluminum put in place this year by the Trump administration, the heads of the Senate Finance Committee say. Read full article »

Trade Court Grapples With Trump's Security-Based Tariffs

A U.S. Court of International Trade panel posed tough questions Wednesday regarding

Intel Corp.
International Brotherhood of Teamsters
International Centre for Dispute Resolution
Internet Brands, Inc.
Kaspersky Lab Ltd.
MGM Resorts International
Major League Baseball Inc.
Mallinckrodt PLC
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Futures Association
National Hockey League
New York University
Phoenix Suns
Public Citizen Inc.
QUALCOMM Inc.
Service Employees International Union
Societe Generale
Southern Poverty Law Center
Spectrum Management Holding Co.
Sprint Nextel Corporation
T-Mobile USA Inc.
Teva Pharmaceutical Industries Limited
The Boeing Company
The Sports Lawyers Association
Total Wine & More
TracFone Wireless Inc.
TripAdvisor Inc.
U.S. Airways Group Inc.
Uniqlo Co. Ltd.
Universal Service Administrative Co.
Verizon Communications Inc.
Warner Chilcott Limited
Weyerhaeuser Co.
ZTE Corp.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce

President Donald Trump's authority to impose tariffs based on national security, with at least one judge voicing skepticism about the scope of the law he used to set levies on steel and aluminum earlier this year. Read full article »

TAX

Those Paid In Bitcoin Will Owe Income Tax, UK Confirms

U.K. authorities Wednesday described how they intend to tax individuals' use of virtual currencies such as bitcoin, noting that income tax and national insurance are due for anyone paid in the virtual currency. Read full article »

IMMIGRATION

Fingerprint Policy Eased For Adults Living With Migrant Kids

The Trump administration has partially rolled back a requirement that all adults looking to live with migrant minors undergo fingerprinting, a process critics contended had increased the length of time that the children spent in detention centers separate from their parents or guardians. Read full article »

TELECOMMUNICATIONS

Feature

The Biggest Telecom Policy Developments Of 2018

During 2018, the Federal Communications Commission freed up spectrum for new technologies, cracked down on robocallers and made infrastructure deployment speedier at the local level. Here's a recap of some of the biggest telecom policy developments from the past year. Read full article »

T-Mobile, Others Share Hurricane Michael Lessons With FCC

T-Mobile, Verizon and wireless industry organizations have answered the Federal Communications Commission's call for lessons learned in the wake of Hurricane Michael, telling the commission interindustry communication plays an important role in getting services up and running after a disaster and that it needs improvement. Read full article »

EXPERT ANALYSIS

High Court's Frog Opinion Reaches Beyond ESA

The U.S. Supreme Court's recent decision in Weyerhaeuser Co. v. U.S. Fish and Wildlife Service focused on interpreting the Endangered Species Act. However, a second aspect of the opinion will likely reach beyond the more obvious consequences, says Keith Bradley of Squire Patton Boggs LLP. Read full article »

EB-1 Backlogs: The New Reality

If a recent U.S. Department of State prediction concerning final action dates for EB-1 visas proves true, the category will never become current this fiscal year. Such a prolonged backlog is not only unprecedented but alarming, say Courtland Witherup and Adam Rosser of Hunton Andrews Kurth LLP. Read full article »

Updated Yates Memo Still Has Force In Civil Domain

The Yates memo still lives, but has been scaled back in the criminal context and further downsized regarding civil matters like False Claims Act cases. The changes seem designed to lessen inefficiencies, but not in a way that, on its face, eases the focus on senior management, say attorneys with McDermott Will & Emery LLP. Read full article »

Opinion

DOJ Antitrust Review Changes Unlikely To Make A Difference

- Drug Enforcement Administration
- Equal Employment Opportunity Commission
- European Commission
- European Union
- Federal Bureau of Investigation
- Federal Communications Commission
- Federal Energy Regulatory Commission
- Federal Trade Commission
- Fish and Wildlife Service
- Food and Drug Administration
- Internal Revenue Service
- International Trade Commission
- National Labor Relations Board
- New York Attorney General's Office
- New York State Department of Financial Services
- Office of the Comptroller of the Currency
- Securities and Exchange Commission
- U.S. Attorney's Office
- U.S. Customs and Border Protection
- U.S. Department of Agriculture
- U.S. Department of Defense
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of State
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Postal Service
- U.S. Senate
- U.S. Supreme Court
- United States Court of Appeals for the Third Circuit
- United States District Court for the Eastern District of Pennsylvania

The U.S. Department of Justice is seeking to improve its antitrust review process and reduce the burden of responding to a second request, but there are reasons to be skeptical, says Tod Northman of Tucker Ellis LLP. Read full article »

Opinion

New Hatch-Waxman Integrity Act Brings Hope For Patients

The Hatch-Waxman Integrity Act of 2018 introduced last week will not completely satisfy either branded pharmaceutical companies or their generic challengers, but would be a win for patients counting on access to new miracle drugs, says professor Anthony Caso, director of the Claremont Institute's Constitutional Jurisprudence Clinic at Chapman University Fowler School of Law. Read full article »

LEGAL INDUSTRY

Analysis

Firm Chiefs Say Diversity Starts With Talent Pipeline

Law firm leaders opened up during recent interviews with Law360 on the legal industry's sluggish and in some cases stalled progress on diversity over the past decade, pointing to a number of ways they can do better, including by placing more focus on the pipeline for diverse talent. Read full article »

Sullivan & Cromwell, Kirkland Hit Cravath Associate Bonuses

Sullivan & Cromwell LLP and Kirkland & Ellis LLP will distribute end-of-year bonuses for associates that at least match the market scale previously set by industry pay trendsetter Cravath Swaine & Moore LLP, as the law firms join a number of other shops that have recently met the standard, according to reports Wednesday. Read full article »

Greenberg Traurig Litigation Head Reapproved For Texas Case

A Texas state appellate court has ordered a lower court to reinstate approval for an out-of-state Greenberg Traurig LLP attorney to represent a nut wholesaler accused of selling contaminated product, ruling there was no basis for withdrawing permission for her to appear. Read full article »

Avvo Beats Suit Claiming Paying Attys Get Higher Ratings

A Manhattan federal judge Wednesday tossed a putative class action accusing attorney ratings website Avvo Inc. of offering paid-for advantages that make lawyers appear more qualified, saying the ratings are opinions protected by the First Amendment and the plaintiff attorney hadn't shown he'd lost business with his non-paid listing. Read full article »

Litigation Funder On Hook For $8.9M Award, Cotton Cos. Say

Two U.S. cotton companies that were handed an $8.9 million arbitration award in a dispute against an Indian yarn spinner told a California federal judge Wednesday that a litigation funder used by their opponent in association with the case should also be responsible for the judgment. Read full article »

Harvard, Law Review Move To Toss White-Male Bias Suit

Harvard University and Harvard Law Review urged a Massachusetts federal court to dismiss a lawsuit claiming the legal journal is biased against white men in selecting members and the articles published, arguing the complaint doesn't point to a person who suffered discrimination or adequately allege a violation of civil rights laws. Read full article »

Ariz. Diamondbacks Make Chief Legal Officer New Exec VP

The Arizona Diamondbacks have promoted longtime in-house attorney and current Chief Legal Officer Nona Lee to executive vice president of the baseball team. Read full article »

Law Firm Leaders: Fennemore Craig's James Goodnow

This year James Goodnow apparently became the youngest managing partner of a major law firm in the U.S., Fennemore Craig PC, at 36. He has led initiatives related to

artificial intelligence technology, alternative fee structures, and data analytics, and he spoke to Law360 about the changing legal industry and the threats law firms face in today's economy. Read full article »

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BakerHostetler
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Boies Schiller
Cahill Gordon
Cravath Swaine
DLA Piper
Donnelly Conroy
Downs Rachlin
Fennemore Craig
Fenwick & West
Findlay Craft
Gibson Dunn
Harris Wiltshire
Hemenway & Barnes
Hogan Lovells
Hudson Cook
Hueston Hennigan
Hunton Andrews Kurth
Irell & Manella
Jones Day
Kay Griffin
Kramer Levin
Love Law Firm PC
Martin Walker PC
Mayer Brown
Mintz Levin
Morris Manning
Musick Peeler
Ogletree Deakins
Paul Weiss
Schiff Hardin
Selendy & Gay
Seward & Kissel

Shearman & Sterling
Sheppard Mullin
Sidley Austin
Squire Patton Boggs
Stamell & Schager
Stoel Rives
Sullivan & Cromwell
Susman Godfrey
Tucker Ellis
Wigdor LLP
WilmerHale
Zuckerman Spaeder

COMPANIES

American Civil Liberties Union
Apple Inc.
CTIA
International Brotherhood of Teamsters
Major League Baseball Inc.
New York University
Verizon Communications Inc.
AARP Inc.
AT&T Inc.
AbbVie Inc.
Allergan PLC
Amazon.com Inc.
American Arbitration Association
American Express Company
American Gaming Association
American Immigration Lawyers Association
Arizona Diamondbacks
Association for Accessible Medicines
Association of Corporate Counsel
Avvo Inc.
Cable News Network Inc.
Center for Constitutional Rights
Credit Suisse Group AG
DTE Energy Co.
Enbridge Inc.
Expedia Inc.
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Huawei Technologies
Intel Corp.
International Centre for Dispute Resolution
Internet Brands, Inc.
Kaspersky Lab Ltd.
MGM Resorts International
Mallinckrodt PLC
NASDAQ OMX Group Inc.
NFL Enterprises LLC

National Basketball Association
National Collegiate Athletic Association
National Futures Association
National Hockey League
Phoenix Suns
Public Citizen Inc.
QUALCOMM Inc.
Service Employees International Union
Societe Generale
Southern Poverty Law Center
Spectrum Management Holding Co.
Sprint Nextel Corporation
T-Mobile USA Inc.
Teva Pharmaceutical Industries Limited
The Boeing Company
The Sports Lawyers Association
Total Wine & More
TracFone Wireless Inc.
TripAdvisor Inc.
U.S. Airways Group Inc.
Uniqlo Co. Ltd.
Universal Service Administrative Co.
Warner Chilcott Limited
Weyerhaeuser Co.
ZTE Corp.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Federal Trade Commission
National Labor Relations Board
Bureau of Citizenship and Immigration Services
Food and Drug Administration
Securities and Exchange Commission
U.S. Department of Homeland Security
U.S. House of Representatives
U.S. Senate
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Commission
European Union
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Fish and Wildlife Service
Internal Revenue Service
International Trade Commission

New York Attorney General's Office
New York State Department of Financial Services
Office of the Comptroller of the Currency
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of State
U.S. Immigration and Customs Enforcement
U.S. Postal Service
United States Court of Appeals for the Third Circuit
United States District Court for the Eastern District of Pennsylvania

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To: Carolyn Goodman [redacted]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:34:02 PM
Subject: FW: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:34 PM
To: Margaret Kurtz
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Great! I'll get back to you on it. I want to be sensitive to their community. I'll get it done by Monday.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:32 PM
To: Carolyn G. Goodman
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

I haven't sent it yet.

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Carolyn G. Goodman
Sent: Thursday, July 09, 2015 1:31 PM
To: Margaret Kurtz
Cc: Diana Paul
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5

BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME
>
> Thank you mayor!
>
> Diana R. Paul
> Public Affairs Manager

City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted] Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
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TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

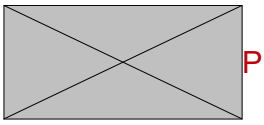
If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 9/19/2016 7:36:02 AM
Subject: [Marketing Mail] GWB Scandal Motive Fight Is Matter Of Timing As Trial Looms



PUBLIC POLICY

Monday, September 19, 2016

TOP NEWS

GWB Scandal Motive Fight Is Matter Of Timing As Trial Looms

Just days before Monday's long-awaited opening statements of the George Washington Bridge lane-closing trial, prosecutors and one of the defendants went to battle over whether the government may assert that his motives include trying to curry favor with New Jersey Gov. Chris Christie and whether there is even enough time left for this argument to be decided.

FATCA Endangers Privacy, Financial Security, 6th Circ. Told

Sen. Rand Paul, R-Ky., and others asked the Sixth Circuit on Thursday to revive their challenge to offshore tax compliance measures, arguing that the harms under these measures include not just the loss of constitutionally protected privacy, but also financial and security risks

DC Judicial Nominee Moves To Full Senate For Consideration

The Senate Judiciary Committee has unanimously agreed to send a longtime Washington, D.C., Superior Court judge through to the full Senate for further consideration on her nomination to a judgeship with the capitol's federal district court.

Texas High Court Won't Hear Scientology Harassment Suit

The Texas Supreme Court on Friday dismissed two separate but related petitions for review from the Church of Scientology and a group that had been accused alongside the church of harassment by a former member who has become a critic of the church, after the underlying lawsuit was dismissed.

ANALYSIS

Examining Goodlatte's EB-5 Bill, As Deadline Looms

With the EB-5 visa regional center program slated to expire at the end of the month, House Judiciary Committee Chairman Bob Goodlatte, R-Va., has introduced a reform bill just weeks before the reauthorization deadline. Here, Law360 takes a closer look at its proposals, which could have a serious impact on foreign investors if passed.

Standoff Over Web Transition Threatens US Leadership

The showdown on Capitol Hill over the planned handover of the internet's domain name system to a private and global multi-stakeholder community is riddled with hyperbole and glosses over facts, risking U.S. credibility on internet freedom issues, experts say.

BANKING & SECURITIES

House Committee To Investigate Wells Fargo Fraud

LAW FIRMS

Alexander Dubose
Baker Donelson
Bancroft PLLC
Bernstein Litowitz
Bressler Amery
Brownstein Hyatt
Chadbourne & Parke
Clemens & Spencer
Constangy Brooks
Covington & Burling
Davis Polk
E. Stewart Jones
Fish & Richardson
Gibson McAskill
Hacker Murphy
Harris Wiltshire
Hogan Lovells
Hughes Hubbard
Ice Miller
Jackson Lewis
Kaufman Dolowich
Kaye Scholer
Kiesel Law
Kirkland & Ellis
Kobre & Kim
Littler Mendelson
McCarter & English
McKool Smith
Milbank Tweed
Miller Mayer
Mintz Levin
Norton Rose Fulbright
Perkins Coie
Polsinelli
Reinhart Boerner
Robins Kaplan
Simpson Thacher
Squire Patton Boggs
Steptoe & Johnson LLP

The House Financial Services Committee on Friday launched an investigation into Wells Fargo & Co., and the role of federal regulators that should have been watching over the company, after the bank agreed to pay $185 million over allegations that it fraudulently created some 2 million unauthorized accounts.

SEC Member Invites Comments On Regulation NMS Review

The U.S. Securities and Exchange Commission said Friday that Regulation NMS will be up for review this year under the Regulatory Flexibility Act and an agency commissioner said he wants public comments on whether the rule should be changed or even eliminated entirely.

Industry Group Backs Capital Levels Framework For Insurers

The Financial Services Roundtable expressed its support Friday for the Federal Reserve's proposal for how insurance companies under its supervision should calculate their capital levels, but said it doesn't think the Fed should craft a new formula for two systemically important insurers.

HEALTH & LIFE SCIENCES

GOP Reps. Call For NIH Review After NFL Grant Controversy

A group of Republicans from the U.S. House Energy and Commerce Committee on Thursday called for an investigation into the National Institutes of Health's grant process after the NFL was accused of improperly attempting to influence the funding of a scientific study on the degenerative brain condition known as CTE.

MEDIA & ENTERTAINMENT

Judge Sides With BMI Over DOJ On Music Licensing Deals

A New York federal judge ruled for Broadcast Music Inc. in its fight with the U.S. Department of Justice over whether a 75-year-old decree requires the organization to issue licenses only for works it holds all the rights to, finding Friday that music industry antitrust agreements do not bar fractional licenses for music.

TRANSPORTATION & INFRASTRUCTURE

Tesla's Direct Sales Plan Dooms Mich. Dealership Bid

The Michigan Department of State on Thursday shot down a bid by Tesla Motors Inc. to open a dealership in the state, saying the electric automaker's plan to sell its vehicles directly to consumers instead of through a separate franchisee disqualifies it from holding a new-dealer license.

Taxicab Cos. Blast Miami-Dade's Bid To Ax 'Uber Law' Suit

Taxicab companies on Friday fired back at Miami-Dade County's bid to toss their proposed class action alleging a new draft ordinance legalizing ride-hailing providers such as Uber and Lyft violates their equal protection rights, insisting their claims are well-pled and viable.

EMPLOYMENT

Marijuana Legalization Votes Won't End Drug-Free Workplaces

Eight states will vote in November on whether to legalize marijuana for medical or recreational use, but attorneys say employers in those states will be able to maintain drug-free workplaces regardless of what happens at the polls.

PRODUCT LIABILITY

Vinson & Elkins
Weil Gotshal

COMPANIES

AT&T Inc.
Aetna Inc.
American Automobile Association
American Civil Liberties Union
American Immigration Lawyers Association
American International Group Inc.
American Society Of Composers Authors & Publishers
Apple Inc.
Bayer AG
BlackRock
Broadcast Music Inc.
Center for Biological Diversity Inc.
Charter Communications Inc.
Consumer Federation of America
Financial Services Roundtable
Foundation for the National Institutes of Health
General Motors
Home Depot, Inc.
Humana Inc.
Internet Corporation for Assigned Names and Numbers
LinkedIn Corp.
Los Angeles Times
Lyft Inc.
Marsh & Mclennan Companies Inc.
Massachusetts Mutual Life Insurance
MetLife Inc.
Mexican American Legal Defense and Education Fund
Monsanto Company
Mountain States Employers Council
Mylan NV
NFL Enterprises LLC
National Cable & Telecommunications Association
National Immigration Law Center
Nationwide Mutual Insurance Co.
Petrobras
Planned Parenthood Federation
PricewaterhouseCoopers
Prudential Financial Inc.
Quest Diagnostics Incorporated
Qwest Communications International Inc.

Bill Seeks To Stop Child Deaths By Heatstroke In Vehicles

A new bipartisan bill that would require safety systems in passenger vehicles to prevent children from dying or being injured by heatstroke when left unattended was referred to the U.S. House Energy and Commerce Committee on Thursday.

GOVERNMENT CONTRACTS

DOL Launches Preassessment For Fair Pay Rule Clearance

Federal contractors can get a head start on checking their labor law compliance with the contentious Fair Pay and Safe Workplaces rule by requesting an assessment outside of a particular project, under a preassessment program now underway at the U.S. Department of Labor.

INTERNATIONAL TRADE

WTO Deals Final Blow To Indian Solar Energy Rules

The World Trade Organization's Appellate Body struck down the local content requirements of India's sweeping solar energy initiative Friday, upholding the original panel's decision and forcing New Delhi to alter its program or face steep retaliation from the U.S. government.

TAX

Rite Aid Urges Justices To Toss NY Real Estate Tax Rule

Rite Aid Corp. has further pushed the U.S. Supreme Court to take up the drugstore chain's case against tax assessments from two New York towns, arguing they should not be able to tax the company based on its lease rather than the underlying property's value.

BANKRUPTCY

Atlantic City Seeks Reprieve From Default On $73M NJ Loan

Atlantic City has asked New Jersey officials to not hold the municipality in default for violating the terms of a $73 million loan agreement issued as part of a financial bailout package for the cash-strapped resort town.

IMMIGRATION

GOP Rep. Moves To Cut Off Funds For Obama Refugee Plan

U.S. Rep. Sam Graves, R-Mo., on Thursday introduced legislation that would block funding for the White House's refugee proposal, announced earlier this week, that would increase the number of refugees accepted into the U.S. from 85,000 to 110,000.

Ariz. Settles 'Show Me Your Papers' Suit

Arizona has reached a settlement to end remaining claims in a case where plaintiffs challenged the constitutionality of the state's controversial "show me your papers" law, handing over $1.4 million in attorneys' fees and blocking certain aspects of the law.

TELECOMMUNICATIONS

Telmate Again Contests FCC Inmate Call Rate Caps At DC Circ.

Inmate calling service company Telmate LLC does not appear satisfied with the Federal Communications Commission's August efforts to increase the limits the

Rite Aid Corporation
Royal Philips NV
Service Employees International Union
Spotify Technology SA
Syngenta AG
TYCO International Ltd.
Telmate LLC
Tesla Motors Inc.
The Ackert Advisory
Uber Technologies Inc.
Valeant Pharmaceuticals International
Vereit Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Arizona Attorney General's Office
California Environmental Protection Agency
California Natural Resources Agency
California Public Employees' Retirement System
Congressional Budget Office
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Financial Institutions Examination Council
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Fish and Wildlife Service
Food and Drug Administration
Internal Revenue Service
National Institutes of Health
National Park Service
National Telecommunications and Information Administration
New Jersey Department of Banking and Insurance
New York State Department of

agency set in October on per-minute charges for inmate phone calls, filing a new legal challenge Thursday at the D.C. Circuit.

White House Official Backs Wheeler On Set-Top Box Agenda

A senior White House official threw his weight behind Federal Communications Commissioner Tom Wheeler's crusade to free consumers from obligatory set-top-box rental fees in a Friday speech, acknowledging the regulator's efforts amid bipartisan criticism that even a revised plan to "unlock the box" falls short in many respects.

EXPERT ANALYSIS

In Congress: A Continuing Resolution?

The finish line for Congress could come this week as House and Senate leaders negotiate a continuing resolution to keep the government running into December, though major points of contention over possible provisions were still unresolved as of Friday evening, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

How CMS Plans To Steady An Unstable ACA Marketplace

In the wake of market instability the Centers for Medicare and Medicaid Services has proposed benefit and payment parameters for 2018 to improve risk pools and make Affordable Care Act exchanges more attractive. However, if not accompanied by other regulatory measures, these provisions would have unintended consequences for the insurance market, says Cynthia Borrelli of Bressler Amery & Ross PC.

Raising Calif. GHG Targets: A Look At What's Ahead

With the recent passing of California's Senate Bill 32 and its companion legislation, Assembly Bill 197, we find ourselves again in a period of transition as the state moves forward with climate change 2.0. We know where the state is heading, but details about how it will get there are still to be developed, say attorneys at Brownstein Hyatt Farber Schreck.

LEGAL INDUSTRY

The 4 Best Places To Meet A Future Client

Too often, ambitious lawyers pour their time and energy into developing business in all the wrong places, pursuing activities that ultimately yield a low return on investment. Here, rainmakers divulge the venues that present the greatest opportunity for rounding up new clients.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Data breach victims achieve a litigation breakthrough while the U.S. Securities and Exchange Commission praises whistleblower attorneys as a crucial component of its enforcement agenda. Those stories top the corporate legal news you may have missed last week.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

Pro Bono Firm Of 2016: Chadbourne & Parke

By expanding its resolute efforts to help undocumented immigrant children avoid deportation, to secure asylum for endangered migrants and to gain justice for a family torn apart by a Chilean war criminal, Chadbourne & Parke LLP has earned a spot on Law360's Pro Bono Firms of 2016.

Rainmaker Q&A: McKool Smith's Robin Cohen

Many lawyers focus on networking, attending conferences and joining associations in an effort to develop relationships that can lead to business, but it doesn't make sense to focus on these types of activities unless you have something to sell.

Financial Services
Office of the Comptroller of the Currency
Port Authority of New York & New Jersey
Securities and Exchange Commission
Tennessee Valley Authority
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Treasury
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
United Nations

Sophisticated clients are not going to hire you unless you have a successful track record, says Robin Cohen, head of McKool Smith's insurance recovery practice.

Rainmaker Q&A: Bernstein Litowitz's Blair Nicholas

In order to be considered an expert, it is important to develop a track record of results that speaks for itself. Clients are motivated to retain not only someone who is experienced and knowledgeable in the law, but who has also consistently delivered results, says Blair Nicholas, partner at Bernstein Litowitz Berger & Grossmann LLP.

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Financial Services Roundtable
Foundation for the National Institutes of Health
Home Depot, Inc.
Humana Inc.
LinkedIn Corp.
Los Angeles Times
Lyft Inc.
Marsh & Mclennan Companies Inc.
Massachusetts Mutual Life Insurance
MetLife Inc.
Mexican American Legal Defense and Education Fund
Mountain States Employers Council
Mylan NV
NFL Enterprises LLC
National Cable & Telecommunications Association
National Immigration Law Center
Nationwide Mutual Insurance Co.
Petrobras
Planned Parenthood Federation
PricewaterhouseCoopers
Quest Diagnostics Incorporated
Qwest Communications International Inc.
Rite Aid Corporation
Royal Philips NV
Service Employees International Union
Spotify Technology SA
Syngenta AG
TYCO International Ltd.
Telmate LLC

Tesla Motors Inc.
The Ackert Advisory
Uber Technologies Inc.
Valeant Pharmaceuticals International
Vereit Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Securities and Exchange Commission
Consumer Financial Protection Bureau
Federal Communications Commission
Federal Reserve System
Internal Revenue Service
National Telecommunications and Information Administration
Office of the Comptroller of the Currency
U.S. Department of Health and Human Services
Arizona Attorney General's Office
California Environmental Protection Agency
California Natural Resources Agency
California Public Employees' Retirement System
Congressional Budget Office
Council on Environmental Quality
Department of Commerce
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Financial Institutions Examination Council
Federal Trade Commission
Financial Crimes Enforcement Network
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Marilyn Provost
Sent: Fri 1/5/2018 10:04:29 PM
Subject: Nonprofit Connection 01.05.18

Nonprofit Connection 01.05.18

January 5, 2018

Hello,

Thank you for your commitment to our community. We hope that the UWSN NONPROFIT CONNECTION serves as a valuable resource for your organization and invite you to forward this email. This email notice will normally be sent out on the 1st and 3rd weeks of the month.

To add an item to United Way's Nonprofit or Community Events, please complete this form or PDF Flyer and email to NPC@uwsn.org. Please note new email address for submitting information.

Please send announcements, job opportunities, events and training information to NPC@uwsn.org by the 1st of the month. Please let us know if the notice is time sensitive.

Workshop - SAVE THE DATE

(January 25, 2018 – 3 pm – 5 pm)

at United Way of Southern Nevada

Community Conversation on Multi - Generational Poverty: The Facts, Figures and the Future for Southern Nevada's children in poverty

According to the 2016 Poverty & Median Household Income Estimates, 78% of impoverished children in Nevada live in Clark County. In Clark County, 23% of children under the age of 18 live in poverty.

In partnership with United Way Worldwide and the Robert Wood Johnson Foundation, United Way of Southern Nevada will host a skill-building workshop exploring multi-generational poverty using data and asset mapping to discuss what policies and programs work to improve the lives of children and their families currently experiencing poverty in Southern Nevada.

** RSVP's have begun rolling in, but we need **YOU** to bring your skills and expertise to make this event a success!**

RSVP to NPC@uwsn.org

Announcements and Events

UWSN - Volunteer in Your Community
Hundreds of opportunities await you. Whether you are looking for part-time, one time or full time volunteering opportunities. Click on the link to learn more.

Jan - Feb - Mar 2018: Financial Guidance Center 1st Quarter Classes
FGC is offering classes ranging from Debt Management, Budgeting, Credit 101 and Bankruptcy Debtor Education. (Brochure)

2018 CXWorks by Tech Impact: Customer Service Training
Designed for those 18-26 years old. Customer service training to set you apart.

2018 ITWorks by Tech Impact: Training in the IT Sector
Watch the video for additional information: **https://youtu.be/mVe9PEuzf0s**

2018 Legal Aid Center - Ask A Lawyer Program
Volunteer attorneys will provide FREE consultations to unrepresented individuals seeking legal advice.

- 4th Tuesday: Family Law
- 2nd Wednesday: Landlord/Tenant
- 1st & 3rd Tuesdays: Small Claims
- Community Legal Education Classes

01.24-25.18 Census Volunteers Needed
We are looking for ENERGETIC volunteers to help as Census Workers to canvass our neighborhoods! Census Workers will help get a visual count of the number of people who are homeless on that date. Accurate data will assist efforts striving to end homelessness in Southern Nevada! Please bring vehicles, cell phones, teammates and positive energy!

URBAN COUNT January 24-25, 2018, 10:00pm-4:00am http://signup.com/go/SovfFtv
YOUTH COUNT on January 25, 2018, 8:00am-2:30pm http://signup.com/go/UVuPcPY

For questions, email helphopehome@clarkcountynv.gov
Volunteer training's are on Thursday, January 18th at 8:00-9:00 am, 12:00-1:00 pm, and 5:45-6:45 pm at Clark County Social Service, 1600 Pinto Lane, Las Vegas 89106.

2018 January - March Vegas PBS KIDS Writers Contest
Vegas PBS is accepting original story submissions for the 2018 PBS KIDS Writers Contest. Stories with illustrations by students grades k-5 will be accepted. All entries must be received by Friday, March 23, 2018 at 5 p.m.

01.09.18 Senior Medicare Patrol - Volunteer Information Session
Would you like to make a difference and help in the fight against Medicare fraud, waste and abuse? Lean more about the Nevada Senior Medicare Patrol volunteer program and other volunteer programs with the State of Nevada Aging and Disability Services Division at the next Volunteer Information Session on January 9, 2018 from 10:00 to 12:30 pm at 1820 E. Sahara Avenue, Suite 201, Las Vegas, NV 89104. To attend, please contact Melissa McDonald at mamcdonald@adsd.nv.gov or 702-486-3796.

01.29-30.18 GrantWriting USA Class
Your tuition includes everything: two days of terrific instruction, workbook, and access to our Alumni Forum that's packed full of tools, helpful discussions and more than 200 sample grant proposals.

Job Opportunities

Nevada Partnership for Homeless Youth

- Emergency Shelter House Parent
- Facilities Assistant
- Homeless Youth Residential Case Manager

Opportunity Village

- Donor Gifts & Relationship Manger

United Way of Southern Nevada issues information to nonprofits as a community service and does not intend the UWSN NONPROFIT CONNECTION to be an endorsement of listed events or announcements. Fundraising information cannot be distributed through the UWSN NONPROFIT CONNECTION.

This email was sent to cgoodman@lasvegasnevada.gov

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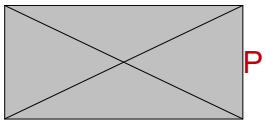
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 5/13/2016 8:15:26 AM
Subject: [Marketing Mail] EPA Methane Rule Points To Hard-Line Stance On Future Regs



PUBLIC POLICY

Friday, May 13, 2016

TOP NEWS

EPA Methane Rule Points To Hard-Line Stance On Future Regs

Newly finalized U.S. Environmental Protection Agency regulations seeking to slash methane emissions from new and modified oil and gas infrastructure are even tougher than what the agency proposed in August, which experts say is a sign that the EPA will take a similarly hard line when crafting more sweeping rules for existing oil and gas sources.

FTC Head Says Rate Caps Can't Save Hospital Mergers

Federal Trade Commission Chair Edith Ramirez on Thursday accused hospitals of trying to sidestep merger concerns with inadequate protections like temporary price caps, saying those agreements often fail to keep prices low while protecting service quality.

House GOP Wins Challenge To ACA Cost-Sharing Subsidies

The Affordable Care Act doesn't allow billions of dollars in subsidies that reduce costs for low-income Americans, a D.C. federal judge ruled Thursday, handing a victory to House Republicans who challenged the spending.

Senate Dem Not Sold On Garland, Citing Gun Rights

Sen. Jon Tester, D-Mont., met with U.S. Supreme Court nominee Merrick Garland on Thursday but refused to say whether he would vote to confirm the D.C. Circuit chief judge due to reservations about his stance on the Second Amendment, departing from the full-throated endorsements of Democratic elites.

House Passes DOJ Anti-Opiate Abuse Grant Bill

The House of Representatives voted to expand anti-drug abuse grant programs at the Justice Department Thursday, passing the latest in a series of measures this week to fight a long-term surge in opiate abuse.

EPA Finalizes Methane Rule For New Oil, Gas Sources

The U.S. Environmental Protection Agency on Thursday unveiled final regulations clamping down on methane emissions from new and modified oil and gas infrastructure, a linchpin of the Obama administration's efforts to slash methane emissions from the oil and gas sector by 40 percent to 45 percent from 2012 levels by 2025.

Hastert Won't Appeal 15-Month Sentence, Atty Says

Former U.S. Speaker Dennis Hastert won't appeal his 15-month prison sentence, his attorney confirmed to Law360 on Thursday.

Limit To Ky. Judges' Political Speech Ruled Unconstitutional

Kentucky judges on Thursday won the right to express their political affiliation while campaigning when a federal judge ruled that a current state conduct law barring politically driven judicial campaigns violates the First Amendment.

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Norton Rose Fulbright
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Potter Anderson
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Ropes & Gray
Scharf Banks

ANALYSIS

BigLaw-Vet-Turned-Crowdfunder Sees Major Investing Shift

The latest iteration of the 2012 JOBS Act crowdfunding regulations goes into effect next week, and the new rules — which allow unaccredited investors to participate — give businesses a crucial new avenue for raising capital, Youngro Lee, CEO of Texas crowdfunding portal NextSeed, told Law360 in a recent interview.

BANKING & SECURITIES

SEC Boss Plugs Efforts On Crowdfunding, Disclosure Reform

U.S. Securities and Exchange Commission Chair Mary Jo White on Wednesday touted her agency's efforts to advance initiatives that help small and emerging businesses raise money and continued to call for input on reforming disclosure requirements for public companies.

Timbervest Fights To Keep SEC Challenge In DC Circ.

Atlanta-based investment adviser Timbervest LLC urged the D.C. Circuit on Wednesday not to send its suit seeking to overturn U.S. Securities and Exchange Commission sanctions back to the SEC administrative tribunal that Timbervest claims is unconstitutional.

Democrats Blast Fed As Too White, Male

More than 100 Democratic lawmakers Tuesday told Federal Reserve Board Chair Janet Yellen that her agency is "overwhelming and disproportionately white and male," making it harder to ensure the interests of minorities are properly addressed.

SEC Blasts Privacy Bill In Letter To Lawmakers, NYT Op-Ed

The U.S. Securities and Exchange Commission on Wednesday voiced its concern that a recently passed privacy reform bill requiring warrants for stored electronic communication poses significant risks to American investors by impeding the agency's ability to investigate fraud.

Delaware House OKs Limits On Merger Appraisal Suits

Legislation setting new minimum thresholds for Delaware's growing number of corporate merger appraisal suits and offering companies an option for limiting interest payment liabilities during litigation cleared the state's House late Thursday and headed for what is likely to be a quick passage by the Senate.

ENERGY & ENVIRONMENTAL

EPA's Pesticide Bias Probe Can't Be Reviewed, 9th Circ. Says

Latino parents accusing the U.S. Environmental Protection Agency of doing a lackluster job investigating their racial discrimination claims against a California regulator for exposing their kids to toxic pesticides can't sue the agency over it, the Ninth Circuit ruled on Wednesday.

Senate Passes $37.5B Energy And Water Development Bill

The U.S. Senate on Thursday easily passed a $37.5 billion bill funding federal energy, water development and certain weapons programs for 2017, after solving an impasse over a proposed amendment Democrats had claimed would wrongly undermine the administration's recent nuclear deal with Iran.

Industry Groups Sue Gov't Over Sage-Grouse Land Plans

Two oil and gas industry groups on Thursday accused several federal agencies in North Dakota federal court of violating a slew of environmental laws in approving land plans designed to manage and conserve the greater sage-grouse and its

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Sidley Austin
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Delaware State Bar Association
Environmental Defense Fund Inc.
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Google Inc.
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National Association of Broadcasters
National Consumer Law Center
Navigant Consulting Inc.
New York Legal Assistance Group Inc.
New York Times Co.
Office Depot Inc.
Pfizer Inc.
R.J. Reynolds Tobacco Co.

habitat.

HEALTH & LIFE SCIENCES

FDA Orders Stronger Warning Labels For Antibiotic Class

The U.S. Food and Drug Administration on Thursday advised against the systemic use of a class of antibiotics known as fluoroquinolones for the treatment of certain infections in patients who have other treatment options, ordering the drug labels to be updated accordingly.

TRANSPORTATION & INFRASTRUCTURE

New Lucas Museum Suit There Will Be, Group Tells 7th Circ

A parks group fighting to block the construction of “Star Wars” creator George Lucas’ art museum on Chicago’s lakefront told the Seventh Circuit Court of Appeals Wednesday not to bother with the city’s request to dismiss their suit because they’ll just file a new one in state court.

Senate Debates $140B Funding For VA, Transpo, Military

The U.S. Senate kicked off debate Thursday on bills to provide a combined $139.5 billion in discretionary funding for transportation, housing, military construction, the U.S. Department of Veterans Affairs and its health care programs in 2017.

INSURANCE

HHS Rips UnitedHealth's 'Erroneous' Medicare Advantage Suit

The U.S. Department of Health and Human Services on Thursday pressed a D.C. federal court to toss UnitedHealthcare’s challenge to Medicare Advantage overpayment policies, labeling the insurer’s legal attack incoherent and procedurally improper.

REAL ESTATE

Atty Rightly Tossed From Affordable Housing Case: NJ Panel

The New Jersey Appellate Division affirmed the disqualification of an attorney from landmark litigation that gave rise to affordable housing mandates for towns, siding with a lower court’s ruling that he violated court rules by representing opposing parties with adverse interests.

EMPLOYMENT

NJ Advances Bill Protecting Jurors From Gender ID Bias

A New Jersey Assembly panel on Thursday gave bipartisan support to Democrat-sponsored legislation that would bar the exclusion of individuals for jury service based on their gender identity or sexual orientation, underscoring a national spotlight on the rights of the LGBT community.

PRIVACY & CONSUMER PROTECTION

FDIC Watchdog Leading Criminal Probe Into Data Breach

The Federal Deposit Insurance Corp.’s internal watchdog on Thursday told members of Congress that a criminal investigation is underway into the removal of consumers’ personal data from agency computers by a former employee.

INTERNATIONAL TRADE

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Spectrum Brands, Inc.
Standard Chartered PLC
Staples, Inc.
State Bar of California
TYCO International Ltd.
Tate & Tryon
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Congressional Budget Office
Consumer Product Safety Commission
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Prisons
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NATO
National Highway Traffic Safety Administration
Securities and Exchange Commission
Seminole Tribe of Florida
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of Veterans

China Clearly Not A Market Economy, EU Parliament Says

The European Parliament voted overwhelmingly to oppose designating China as a market economy later this year, a nonbinding move that signaled major concerns and fears about the impact of loosening trade restrictions between the EU and the world's second biggest economy.

TAX

Nev. Top Court Says Commerce Tax Test Is Valid But Wily

Nevada's Supreme Court cleared the way Wednesday for a referendum petition challenging a commerce tax on businesses earning more than $4 million, but said that although the petition is valid, it is deceptive in not informing voters of the critical ramifications of repealing the tax.

CPAs Ask IRS To Protect Substantial Contributors' Privacy

The American Institute of Certified Public Accountants said Thursday that it has asked the Internal Revenue Service to remove substantial contributors from a list of interested parties doing business with tax-exempt organizations to protect their privacy.

BANKRUPTCY

2nd Circ. Says DOE Should Face Beauty School Loan Suit

The U.S. Department of Education must answer for its aggressive collection tactics against students who likely had the right to discharge loans obtained through a corrupt beauty school, a federal appeals court said Wednesday, spotlighting the government's role in the for-profit-schooling debt crisis.

IMMIGRATION

GOP Reps. Introduce Bill To Tighten Visa Screening

A trio of senior Republican congressman on Thursday introduced legislation intended to make the screening process for U.S. travel and immigration visas significantly more stringent, claiming that it is intended to address "gaping holes" in the current immigration system.

NATIVE AMERICAN

Seminoles Say Fla. Wrongly Released Info In Compact Row

The Seminole Tribe told a federal court Wednesday that the state of Florida had inadvertently given a third party an unredacted copy of a deposition containing trade secret information, in violation of a confidentiality agreement reached in the tribe's suit over its exclusive right to offer banked card games.

TELECOMMUNICATIONS

FCC's O'Rielly Urges Laissez-Faire For Broadcast Standards

The Federal Communications Commission's Michael O'Rielly pushed Wednesday for a largely hands-off approach to governing a new over-the-air broadcasting standard currently under review by the agency, arguing industry is best suited to determine its own needs, particularly with technology.

FCC Set-Top Box Plan Is Weak On Privacy, Reps. Say

A House lawmakers caucus on privacy Wednesday told the Federal

Affairs
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Communications Commission chief that the privacy protections in his proposal to let third parties produce set-top boxes for pay-TV content rely too heavily on self-certification and provide subscribers inadequate recourse.

PENNSYLVANIA

Fattah Witness' Mental Health Off Limits, Judge Rules

Defense lawyers in the corruption case against Rep. Chaka Fattah, D-Pa., were barred on Wednesday by a Pennsylvania federal judge from raising concerns during trial about the mental health of a cooperating witness slated to testify on behalf of the prosecutors.

EXPERT ANALYSIS

New EU Customs Code: Pros And Cons For US Importers

Several provisions of the EU's newly implemented Union Customs Code will be beneficial for multinational businesses as they will simplify the customs and trade environment. However, a number of other provisions, particularly those related to the valuation of merchandise, will increase the duty burden for companies that manufacture in the U.S. and import into the EU, say Laura Rabinowitz and Laura van der Meer at Kelley Drye & Warren LLP.

When Does A CPSC Late Reporting Violation First Accrue?

The question of whether the "continuing violation doctrine" or the U.S. Supreme Court's decision in Gabelli v. U.S. Securities and Exchange Commission should govern U.S. Consumer Product Safety Commission late reporting violation cases is currently being litigated in two separate federal district court civil penalty proceedings, and the answer is immensely important to both sides, say Matthew Howsare and Matthew Cohen at Mintz Levin Cohn Ferris Glovsky & Popeo PC.

NY Workers' Comp Benefits Could Still Be In Jeopardy

New York workers who have been hurt on the job already struggle to make ends meet with payments provided by the state's current workers' compensation system. Although recently defeated, New York Gov. Andrew Cuomo's suggested changes to the program — which would create additional limitations on worker's compensation benefits — will likely be part of legislature and lobbying again this year, says Brian Mittman at Markhoff & Mittman PC.

LEGAL INDUSTRY

4 Secrets Of The Most Successful Partners

Attorneys may have to master much more than their particular area of the law to rise to the top of their field in the eyes of their clients and colleagues. So what are their secrets? Here, attorneys talk about the four things every partner should do to be considered the cream of the crop.

How New Attorneys Can Turn 'Benchslaps To Backslaps'

Court opinions are rife with judges admonishing lawyers for poorly written filings and failing to follow court rules, but a paper posted online on Wednesday says that there are ways to help the new generation of lawyers and law students convert “benchslaps to backslaps.”

GCs Will Pay More For Diverse Legal Teams, Study Finds

Gender-diverse legal teams are preferred by clients and perform better, according to a global survey of corporate general counsel released Thursday, which also found corporate clients tend to spend 25 percent more money with diverse teams.

Law360's Weekly Verdict: Legal Lions & Lambs

A team from Hueston Hennigan LLP and Loeb & Loeb LLP roared in a high-profile trial focused on the competency of a mega-wealthy media tycoon, leading this

week's pack of legal lions. Our lambs include the latest New York political leader brought low in a corruption scandal and Seyfarth Shaw LLP lawyers who penned an "incomprehensible" motion on behalf of a major bank client.

6 Milestones That Continue To Shape Corporate Compliance

Compliance officers are vital corporate leaders in just about every organization of a certain size or industry, but just a few decades ago they — and the programs they lead — were virtually nonexistent. Here, experts discuss how compliance rose to prominence in corporate America and the recent developments that give us a preview of where it's headed.

Calif. State Bar Audit Targets Budget Management, Salaries

An audit released Thursday into the State Bar of California's financial operations took a direct swing at the judicial branch arm's high levels of executive compensation, backlog in payments to victims of attorney misconduct and lack of clear methodology in forecasting its budget.

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Bragar Eagel
Bredhoff & Kaiser
Burke Warren
Bush Ross
Cleary Gottlieb
Cole Schotz
Cooch and Taylor
Despres Schwartz
Drinker Biddle
Engstrom Lipscomb
Freund Freeze
Greenberg Glusker
Hill Wallack
Hobbs Straus
Holland & Knight
Hueston Hennigan
Hunton & Williams
Jones Day
Kelley Drye
Loeb & Loeb
Markhoff & Mittman
McGinnis Lochridge
Mintz Levin

Morris James
Morrison & Foerster
Norton Rose Fulbright
Perkins Coie
Potter Anderson
Rogers & Hardin
Ropes & Gray
Scharf Banks
Schnader Harrison
Seyfarth Shaw
Shapiro Arato
Shearman & Sterling
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Wolf Popper
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Delaware State Bar Association
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Google Inc.
Johnson & Johnson
Kraft Foods Inc.
Merck & Co Inc.
Michaels Stores Inc.
Microsoft Corporation
Morgan Stanley
National Association of Broadcasters
National Consumer Law Center
Navigant Consulting Inc.
New York Legal Assistance Group Inc.

New York Times Co.
Office Depot Inc.
Pfizer Inc.
R.J. Reynolds Tobacco Co.
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Siemens AG
Signet Jewelers Ltd.
Spectrum Brands, Inc.
Standard Chartered PLC
Staples, Inc.
State Bar of California
TYCO International Ltd.
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The Hershey Company
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Washington Post Co.
Wells Fargo & Co.
Zillow Inc.

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U.S. Senate
U.S. Supreme Court
Internal Revenue Service
U.S. Environmental Protection Agency
European Commission
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
U.S. Department of the Interior
Army Corps of Engineers
Bureau of Land Management
Bureau of Reclamation
Congressional Budget Office
Consumer Product Safety Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Prisons
Federal Deposit Insurance Corp.
Government Accountability Office
NATO
National Highway Traffic Safety Administration
Seminole Tribe of Florida
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Education

U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of Veterans Affairs
U.S. Sentencing Commission
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From: YES on Question 3
Sent: Mon 7/23/2018 7:59:44 PM
Subject: ICYMI: Guinn Center Refutes Two Main Claims Made By NV Energy's No On 3 Campaign

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ICYMI: Guinn Center Refutes Two Main Claims Made By NV Energy's No On 3 Campaign

Las Vegas, NV - The author of the recently released Guinn Center report recently refuted two claims made by NV Energy's myth-filled campaign.

Meredith Levine, the director of economic policy for the Kenny Guinn Center for Policy Priorities, clarified that Question 3 will restructure Nevada's energy market, not "deregulate" it. Levine also emphasized it was "probably unlikely" that an event like the Enron resale scandal in California in the early 2000's would occur in Nevada if voters passed Question 3.

Bradley Mayer, Yes on 3 Spokesperson said:

"This just adds to the list of myths NV Energy has spread throughout their campaign. The truth is, energy choice will lower costs for Nevadans just like it has done in the other 14 jurisdictions that have the right to simply choose their energy provider."

Background

Don't Call It Deregulation

Guinn Center economic policy director: ballot measure is not deregulation. According to Nevada Public Radio in July 2018, Meredith Levine, the director of economic policy for the Kenny Guinn Center for Policy Priorities said Question 3 meant "We would move to a different system where the ability to select one's retail electric supplier would be possible for the state's residents and businesses," adding that the ballot question "is not deregulation. That is something that is talked about. Deregulation isn't an accurate word as that would mean removing regulation from the market." [Nevada Public Radio 7/19/2018]

Levine: 'there would be these various layers of regulation' if Question 3 passed.
According to Nevada Public Radio in July 2018, Meredith Levine, the director of economic policy for the

Kenny Guinn Center for Policy Priorities was asked if “there would still be some kind of regulation” if Question 3 passed, Levine said, “That’s accurate.” According to Levine:

"The Public Utilities Commission of Nevada currently regulates the investor-owned utility, which is NV Energy, and that could change to some degree in a restructured market in the sense of the legislature would have to decide what role it might continue to have, and one of those roles might be the regulation of transmission and distribution. Another potential regulatory entity that could come into the market is the Federal Regulatory Energy Commission, and that’s again federal, and so there would be these various layers of regulation that would be possible."

[Nevada Public Radio, 7/19/2018]

Erroneous Enron Comparisons

Levine: deregulation in Nevada leading to a situation like the Enron energy resale scandal 'is probably unrealistic.’ According to The Nevada Independent in June 2018, the Coalition to Defeat Question 3 ran an ad warning that the Energy Choice Initiative would lead to “rolling blackouts” like those in California in the early 2000’s. The ad said, “California tried electricity deregulation and found out it’s a costly mistake,” warning that “It led to higher rates, rolling blackouts, consumer fraud and the Enron energy resale scandal, costing Californians billions.” However, in an interview with Nevada Public Radio in July 2018, when asked if “deregulation [in Nevada] will lead to Enron” or “some kind of scams out there where our prices are going to be jacked up based on the whims of the market,” Meredith Levine, the director of economic policy for the Kenny Guinn Center for Policy Priorities, said, “That is probably unrealistic, only because of the adjustments that were made in the post-Enron world.” [Nevada Independent, 6/15/2018 ; Nevada Public Radio, 7/19/2018]

Levine: following Enron scandal, reforms were instituted to maintain reliability. In an interview with Nevada Public Radio in July 2018, Meredith Levine, the director of economic policy for the Kenny Guinn Center for Policy Priorities, said that following the Enron energy resale scandal in California in the early 2000’s, reforms were put in place to prevent similar problems from arising in the future. According to Levine:

"FERC, which again is the Federal Energy Regulatory Commission, came through and really instituted some controls in terms of markets and reliability. And so, are there instances where there have been consumer problems around rate hikes, with teaser rates and so forth? Yes, there have, and that’s been a problem in some states, but that’s something different than the actual sort of market manipulation."

[Nevada Public Radio, 7/19/2018]

ABOUT THE ENERGY CHOICE INITIATIVE

Question 3 is a ballot measure to provide Nevadans with options for cleaner, more affordable electricity and will create an opportunity for Nevada to lead the way on renewables, technology innovation, and

consumer choice. The measure is expected to grow Nevada's economy through clean technology job growth and innovative new businesses. Question 3 is backed by leading Nevada-based companies such as Switch, Sands, Tesla and MGM Resorts.

ABOUT NEVADANS FOR AFFORDABLE CLEAN ENERGY CHOICES

The Nevadans for Affordable Clean Energy Choices PAC is a statewide coalition representing Nevada voters, large and small employers, community leaders, and consumers with a goal to open Nevada's energy markets and give consumers the option to purchase renewable energy and lower overall energy costs. Visit http://www.yesquestion3.com for more information on Question 3 and the Energy Choice Initiative.

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702-521-2200
bradley@argentumnv.com

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Nevadans for Affordable, Clean Energy Choices

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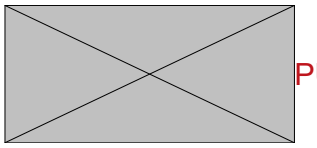

PUBLIC POLICY.

Friday, March 8, 2019

TOP NEWS

Trump 9th Circ. Pick's Lack Of Calif. Ties May Imperil Chances

Some of the complaints about Kirkland & Ellis LLP partner Daniel A. Bress' nomination to the Ninth Circuit may have struck a chord with Senate Judiciary Chairman Lindsey Graham, R-S.C., who said Thursday he was troubled by Bress' tenuous connections to California.

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Manafort Gets Almost 4 Years In Va. Bank Fraud Case

Ex-Trump campaign chief Paul Manafort was sentenced to prison for 47 months by a Virginia federal judge Thursday in the first round of sentencing in two cases stemming from his lobbying and financial affairs and the 2016 election.

Read full article »

Interview

Ex-Rep. Capuano Talks About Why He's Joined BigLaw & 2020

Former U.S. Rep. Michael Capuano joined Foley & Lardner this month as the public affairs director in the Boston and Washington, D.C., offices. He talked to Law360 this week about why he picked Foley & Lardner, his time in Congress and why he's done with elected office.

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Analysis

5 Key Questions With EEOC's Pay Data Rule Now Official

A recent court ruling reinstating a U.S. Equal Employment Opportunity Commission rule meant to combat pay discrimination by requiring large employers to report compensation data has left companies scrambling to comply with a deadline that's just weeks away. Here, experts look at five questions looming for businesses now that the EEOC's pay data plan is back in play.

Read full article »

Law Barring Asylum Reviews Is Unconstitutional: 9th Circ.

Part of the Immigration and Nationality Act violates the U.S. Constitution by limiting federal district courts from reviewing whether asylum seekers apprehended near the border established a fear of persecution, the Ninth Circuit found Thursday.

Read full article »

Senate Panel OKs 2nd Circ. Picks Over NY Dems' Objections

The Senate Judiciary Committee advanced a pair of President Donald Trump's Second Circuit nominees Thursday over Democratic objections about the lack of home-state consultation and one attorney's ties to the president.

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Kirkland & Ellis
Levin Papantonio

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Senate OKs Ex-Jones Day Atty To Sixth Circ. Over Objections

The Senate confirmed Ohio State Solicitor Eric Murphy, a Jones Day veteran, to a Sixth Circuit post on Thursday despite Democrats crying foul about advancing him without home-state support.

Read full article »

The Elocution Will Not Be Televised, Justices Tell Congress

In a rare congressional appearance by the high court, U.S. Supreme Court Justices Samuel Alito and Elena Kagan on Thursday acknowledged the importance of opening the judiciary to the public but said putting cameras in the courtroom was a step too far.

Read full article »

BANKING & SECURITIES

Treasury Has Drafted Foreign Investment Co. Rules: Official

A regulatory project regarding passive foreign investment companies had been “languishing” for decades, but a minor change under 2017’s federal tax overhaul paved the way for a comprehensive draft of proposed rules, a U.S. Treasury Department official said Thursday.

Read full article »

CFPB Head Won't Rule Out Further Payday Rule Changes

The new head of the Consumer Financial Protection Bureau signaled to House lawmakers on Thursday that the agency hasn’t closed the door on going further in its efforts to overhaul its payday lending regulations, saying that it is weighing calls to revisit the payments-related portion of those rules.

Read full article »

ENERGY & ENVIRONMENTAL

PG&E Under Court Pressure To Trim Trees Or Stall Dividends

U.S. District Judge William Alsup is proposing barring Pacific Gas and Electric Co. from paying shareholder dividends until it is in compliance with state laws on clearing trees away from its power lines, saying the money would be better spent on fire prevention.

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HEALTH & LIFE SCIENCES

All Biosimilars Will Get Special Names, FDA Says

The U.S. Food and Drug Administration on Thursday said it will create special names to distinguish even the most sophisticated biosimilars from previously approved biologics, arguing that the move will protect patients without tarnishing the lower-cost products.

Read full article »

Bill Fighting Pharma Delay Tactics Wins Bipartisan Backing

House lawmakers from both parties on Thursday voiced their support for a resurrected bill that would help generic drugs enter the market faster by equipping generic-drug makers and the U.S. Food and Drug Administration with tools to fend off delay tactics wielded by branded pharmaceutical companies.

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American Bar Association
American Civil Liberties Union
Arena Football League LLC
Association for Accessible Medicines
Auntie Anne's Inc.
Bank of America Corp.
Barclays PLC
Chevron Corp.
Competitive Power Ventures Holdings LLC
Conference of State Bank Supervisors
Democratic National Committee
Dollar General Corporation
Federal Bar Association
General Electric Co.
Goldman Sachs Group Inc.
GrubHub Inc.
Huawei Technologies
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Kinross Gold Corporation
Lawyers' Committee for Civil Rights Under Law
LendingTree LLC

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TRANSPORTATION & INFRASTRUCTURE

Vt. Town's Railway Hazmat Regs Preempted, 2nd Circ. Says

The Second Circuit said Thursday that a Vermont town cannot enforce its hazardous materials storage and zoning laws against a local railroad, saying the restrictions are preempted by federal law because they interfered with operations in a way that doesn't protect public health and safety.

Read full article »

EMPLOYMENT

DOL's New OT Rule Sets FLSA Exemption Threshold At $35K

The U.S. Department of Labor on Thursday issued its long-awaited replacement of the Obama administration's controversial overtime rule, raising the minimum salary threshold required for workers to qualify for the Fair Labor Standards Act's "white collar" exemptions to $35,308 per year.

Read full article »

Fast-Food No-Poach Deals May Be Beneficial, DOJ Says

The U.S. Justice Department on Thursday argued that no-poach agreements between fast-food parent companies and individual franchisees may actually have consumer benefits, calling for a harder-to-prove standard for proposed class actions that claim the agreements are anti-competitive.

Read full article »

Gig Economy Foe Liss-Riordan Considering Senate Bid

Prominent Massachusetts employment attorney Shannon Liss-Riordan, who has represented workers in high-profile suits against Uber, Lyft and GrubHub, is mulling a U.S. Senate run, she confirmed to Law360 on Thursday.

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CYBERSECURITY & PRIVACY

China's Tech Sector Is Waging 'War' On US, Senator Says

China's technology theft and espionage executed through state-influenced companies like Huawei have hurled U.S. cyberspace into "a war-like setting" that can only be combated with more rigorous national security standards, Sen. Richard Blumenthal said Thursday.

Read full article »

MEDICAL MALPRACTICE

Law360's Tort Report: Personal Injury & Med Mal News In Brief

Florida lawmakers' efforts to cap personal injury damages and a Washington state jury's $14 million medical malpractice award lead Law360's Tort Report, an occasional feature that compiles recent personal injury and medical malpractice news items that may have flown under the radar.

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Tax Foundation
The Priceline Group Inc.
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Ticketmaster Entertainment, Inc.
Tokyo Electric Power
Trump Organization Inc.
Vermont Railway Inc.
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Wealthfront Inc.
ZTE Corp.

GOVERNMENT AGENCIES

California Natural Resources Agency
California Public Utilities Commission
California Supreme Court
Central Intelligence Agency
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Florida Supreme Court
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
International Trade Commission
National Labor Relations Board
Nebraska Department of Education

INTERNATIONAL TRADE

EU Trade Chief Says Trump Must 'Rebuild Trust' With Brussels

Fresh off a meeting with U.S. Trade Representative Robert Lighthizer, the European Union's top trade negotiator said Thursday that the two sides are getting closer to launching formal talks, but stressed the Trump administration must "rebuild trust" with the EU in the wake of its aggressive tariff strategy.

Read full article »

TAX

Ill. Gov. Outlines Graduated Income Tax To Cut $3.2B Deficit

Illinois' governor on Thursday outlined his plan to institute a graduated income tax, saying the fairest option for the state to address a $3.2 billion budget deficit is raising taxes on top earners.

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IMMIGRATION

Reps Question CBP Over List Targeting Lawyers, Reporters

One day after a bombshell news story reported that U.S. Customs and Border Protection maintained a list of lawyers, journalists and advocates to stop and question at the southern border, two U.S. House Democrats demanded answers from the agency Thursday.

Read full article »

Davis Wright Sues CBP Over Cannabis Immigration Docs

Davis Wright Tremaine LLP on Wednesday sued U.S. Customs and Border Protection in Washington federal court for allegedly failing to timely produce documents related to whether individuals are being denied entry into the United States because of ties to the cannabis industry.

Read full article »

Domestic Violence Victim Probes AG's Role In Asylum Case

An asylum seeker sued the U.S. Department of Justice Wednesday for information about former U.S. Attorney General Jeff Sessions' involvement in her precedential case, known as "Matter of A-B-," which narrowed the circumstances under which domestic violence victims and others can petition for asylum.

Read full article »

TELECOMMUNICATIONS

FCC Eyes Expanding Radio Incubator Program To TV Industry

With the Federal Communications Commission's controversial radio incubator program slated to begin accepting applicants this spring, some commissioners said Thursday they are now mulling the idea of developing a similar program for the television industry.

Read full article »

Education Spectrum Will Be 'Gobbled Up' In Auction, Hill Told

A Federal Communications Commission proposal to auction off vacated portions of the

Office of the Comptroller of the Currency
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Copyright Office
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
Wage and Hour Division
World Trade Organization

2.5 GHz band could cannibalize spectrum that is currently dedicated to serving educational purposes and migrate it into the private sector, advocates for nonprofit broadband providers told Capitol Hill staffers during a policy briefing Thursday.

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WHITE COLLAR

Cohen Sues Trump Organization For $1.9M In Legal Fees

President Donald Trump's former attorney Michael Cohen sued the Trump Organization on Thursday, saying it refused to pay him $1.9 million in legal fees after Cohen began cooperating with federal prosecutors.

Read full article »

Cuomo's Former Right-Hand Man Ordered To Report To Prison

New York Gov. Andrew Cuomo's former top confidant Joe Percoco must surrender to prison next week, the Second Circuit ruled Thursday in denying the ex-Albany power broker's request to remain free while contesting his bribery conviction.

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EXPERT ANALYSIS

CFTC Intentions Unclear In Foreign Corrupt Practice Advisory

The U.S. Commodity Futures Trading Commission advisory, issued this week, announcing its entry into the foreign corrupt practices space, leaves open a million-dollar question: What violations are under the CFTC's purview? Laura Brookover at Covington & Burling LLP looks at some possibilities.

Read full article »

Opinion

6 Reforms For Greater Market Resilience

If there was a time to strengthen our markets to minimize volatility from external shocks, this is it. There are six much-needed reforms that could be implemented quickly to make our markets more resilient and our financial systems more efficient, says Edward Knight, global chief legal and policy officer at Nasdaq Inc.

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3 Brexit Scenarios And Their Implications For US-UK Trade

Brexit negotiations are likely to result in one of three scenarios later this month: a Brexit deal, no Brexit at all or a "hard" no-deal Brexit. Each possibility will have different implications for the prospects of a U.S.-U.K. free trade agreement, says Dean Pinkert of Hughes Hubbard & Reed LLP.

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Nonprofit Hospitals May See Major Scrutiny From Senate

Senate Finance Committee Chairman Charles Grassley, R-Iowa, has asked the IRS for a wide range of information concerning its oversight of nonprofit hospitals — an indication that health care and issues regarding tax-exemption will remain at the top of his agenda during the 116th Congress, say attorneys at Proskauer Rose LLP.

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Fintech Charter Fight Goes Beyond Regulatory Authority

The Conference of State Bank Supervisors' current lawsuit against the Office of the Comptroller of Currency in D.C. federal court is about more than regulatory oversight of

fintech firms. A win for the OCC would be a boon for financial services innovation, say Sarah Auchterlonie and Tony Arias of Brownstein Hyatt Farber Schreck LLP.

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Guest Feature

Leon Panetta In The Courtroom, Langley And Area 51

Over the course of his career, Leon Panetta has served as a U.S. representative, director of the CIA and secretary of defense. But before all that, he was a lawyer. Randy Maniloff of White and Williams LLP asked him about his legal background — and about little men from outer space.

Read full article »

LEGAL INDUSTRY

Ballard Spahr Offering $10K Reward For Tip On Atty's Shooter

After a Ballard Spahr LLP associate was shot near his West Philadelphia home earlier in the week, the firm announced Thursday it was offering a $10,000 reward for information leading to the arrest and conviction of the shooter.

Read full article »

Ticketmaster Hires Former Kayak, Orbitz GC To Lead Legal

Ticketmaster LLC this week said it hired a legal veteran who has served as the top lawyer at well-known travel and technology companies, including Kayak and Orbitz, as its next general counsel and executive vice president.

Read full article »

LendingTree Hires Ex-Alston & Bird Counsel For GC Spot

LendingTree Inc. has chosen a lawyer who previously served as counsel for Alston & Bird LLP and high-profile companies such as Mastercard Inc. and AOL Inc. as its next general counsel, the online loan marketplace operator said Thursday.

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Law360's Weekly Verdict: Legal Lions & Lambs

Kaplan Hecker & Fink earned a spot on this week's legal lions list by securing the acquittal of a former Barclays trader accused of manipulating foreign currency, while Kirkland & Ellis ended up among the week's legal lambs after a loss for client Oracle at the U.S. Supreme Court.

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ACLU Foundation of San Diego & Imperial Counties Inc.
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Association for Accessible Medicines
Auntie Anne's Inc.
Bank of America Corp.
Barclays PLC
Chevron Corp.
Competitive Power Ventures Holdings LLC
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Democratic National Committee
Dollar General Corporation
Federal Bar Association
General Electric Co.
Goldman Sachs Group Inc.
GrubHub Inc.
Huawei Technologies
Kayak Software Corp.
Kinross Gold Corporation
Lawyers' Committee for Civil Rights Under Law
LendingTree LLC
Lyft Inc.
NASDAQ OMX Group Inc.
NBCUniversal Inc.
National Basketball Association
National Women's Law Center
Oath Inc.
Orbitz Worldwide Inc.
PG&E Corporation
Planned Parenthood Federation
Rimini Street Inc.
T-Mobile USA Inc.
Tax Foundation
The Priceline Group Inc.
The Walt Disney Co.
Ticketmaster Entertainment, Inc.
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Wealthfront Inc.
ZTE Corp.

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Executive Office of the President
Internal Revenue Service
U.S. Department of the Treasury
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
European Union
Federal Communications Commission
Food and Drug Administration
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Homeland Security
U.S. Department of Labor
California Natural Resources Agency
California Public Utilities Commission
California Supreme Court
Central Intelligence Agency
Equal Employment Opportunity Commission
European Commission
Executive Office for Immigration Review
Federal Bureau of Investigation
Federal Trade Commission
Florida Supreme Court
Government Accountability Office
International Trade Commission
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Blogs by Ed O'Leary, Mike Moebs, Jeff Gerrish, and John Byrne

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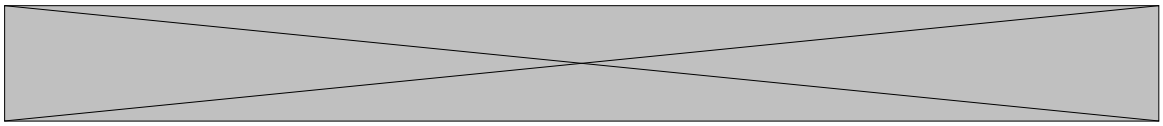


WASHINGTON

State regulators sue OCC over fintech charter

The oddsmakers would not have given your bet a great return if you'd backed this lawsuit's happening. Earlier this week the Conference of State Bank Supervisors, as telegraphed multiple times, sued the Comptroller's Office in an attempt to put the brakes on OCC's fintech charter concept. Read more

WEEKEND THINK

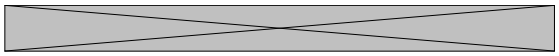
Chris Skinner and the "No Fear Zone"

In the first part of a series, *Banking Exchange* editors talk to fintech expert Chris Skinner about change in the financial services business; the need for clean data to realize the promise of new technology in banking; and why geography still matters in banking progress. Read more

ALCO BEAT

Robust ALM modelling is banks' compass

With the shift towards a rising-rate environment—*for real now*—ALCO meetings are generating lots of new questions. But Darling Consulting Group's Zach Zoia says that a strong asset-liability management program, with intelligent use of financial modeling, has always been



TALKING CREDIT

What the Wells Fargo board report means to your bank

The report made on the sales scandal by a special Wells committee has implications for banking leaders everywhere, says Ed O'Leary. Read more

THE PRAIRIE ECONOMIST

The cross-sell challenge: How to win the race

Mike Moebs says part of the solution is *really* understanding what your strategy is. Read more

COMMUNITY BANKING BLOG

10 commandments + 1 for community bank planning

OK, so you've convened, conferred, and concluded. What happens next? That hinges on how you went through the planning process, advises Jeff Gerrish. Read more

AML & FRAUD

"Themes From An Imaginary

an essential. Read more

REAL ESTATE CHALLENGES

Real estate forecast calls for sunny, chance of rain

Real estate experts polled by the Akerman law firm's *U.S. Real Estate Sector Report* generally see an upbeat outlook for both commercial and residential real estate. Some markets will see issues, however, and potential spoilers can't be ignored. Read more

COMPLIANCE

What to do while awaiting regulatory relief?

The promises out of Washington have been sounding awfully good all through the "100 days," regarding Dodd-Frank and more. But you can't cash in promises. A pair of Venable LLP banking attorneys sketch out how a sound enterprise risk management program can help community banks contain regulatory costs. Read more

COMPLIANCE MANAGEMENT

Streamlining banks' paperwork journey

Banks spend enormous sums managing compliance issues in separate functions with separate systems. Bart Everaert of Wolters Kluwer suggests a more holistic approach that can make systems pull more weight, saving time and money. Read more

MERGERS & ACQUISITIONS

Life in the merger fast lane

Mergers that run into regulatory issues tend to capture the headlines, giving the impression that approval can be glacial. However, analysis by S&P Global Market Intelligence finds that that's

Western"

Invoking a pop music reference—as usual—John Byrne discusses evolution in BSA/AML in light of the 22nd ACAMS/Money Laundering.com Annual AML & Financial Crime Conference. Read more

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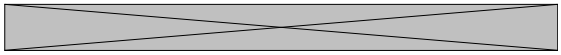

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Looking outside banking for good ideas

"I believed that other industries were ahead of banking, and although these industries aren't an apples-to-apples comparison, I knew I could learn from them"– Joshua Guttau, TS Banking Group Read more

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Insights on using data for a better banking experience

Using data for customer marketing has been around for a very long time. But being able to track consumer behaviors in real time and understand where consumers are within the "purchase journey"—to see into each and every one of those events—is a much more recent phenomenon. A panel of experts probes the issue of digital tracking. ***Sponsored by Deluxe*** Read more

deceiving. Actually, the average time to close banking deals is trending *downward.* Read more

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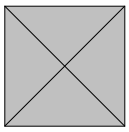

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange. You can follow Steve on LinkedIn for Banking Exchange updates*

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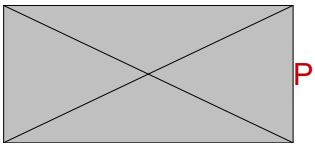

PUBLIC POLICY.

Monday, September 17, 2018

TOP NEWS

52 New Federal Judges Added In Bill OK'd By House Panel

The House Judiciary Committee has voted to approve a bill that would add 52 permanent federal district court judgeships, require live audio streaming of U.S. Supreme Court arguments, and mandate that federal judges undergo regular medical screenings. Read full article »

Kavanaugh Vote Still On Track After Accuser Steps Forward

Senate Republicans and the White House pushed back over the weekend on sexual misconduct allegations against U.S. Supreme Court nominee Brett Kavanaugh after Democrats sent a letter detailing an alleged incident from his high school years to the FBI. Read full article »

Manafort Pleads Guilty And Will Cooperate With Mueller

President Donald Trump's former campaign chairman, Paul Manafort, pled guilty Friday to two counts of conspiracy and obstruction of justice, in a deal that requires him to cooperate with Special Counsel Robert Mueller's investigation into Russian election interference and potential collusion with the Trump campaign. Read full article »

Feature

As Family Detention Expands, Attys Look To Alternatives

As the Trump administration gears up to expand detention of immigrant families, attorneys are calling attention to alternatives that could be less restrictive and more cost-effective and still ensure that respondents appear for immigration court proceedings. Read full article »

Experts Want Watergate Report Unsealed To Guide Mueller

Two professors and a journalist urged a D.C. federal judge on Friday to release a sealed Watergate report known as the “Road Map” that the special prosecutor sent Congress in 1974, arguing that it could help guide Special Counsel Robert Mueller in his investigation into Russian election interference. Read full article »

BANKING & SECURITIES

Interview

Lehman Judge Looks Back On Historic Case 10 Years Later

Ten years ago, Lehman Brothers filed the largest bankruptcy in history, an event that accelerated the global financial crisis and inspired a new regime of banking regulation. Judge James Peck spoke with Law360 about the gravity of Lehman's historic filing and how his prior work helped him steward the case. This is the first in a three-part series looking back at Lehman's collapse. Read full article »

NY Bank Regulator Sues OCC Again Over Fintech Charter

New York’s state bank regulator moved Friday to block the Office of the Comptroller

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Jones Day
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Katz Marshall
Kelly Remmel
Kirkland & Ellis
Latham & Watkins
Littler Mendelson
Manatt Phelps

of the Currency from making good on plans to offer special-purpose national bank charters to financial technology companies, filing a suit in Manhattan federal court that seeks to have the agency's recent so-called fintech charter decision invalidated. Read full article »

ENERGY & ENVIRONMENTAL

Feature

Supreme Court Cases Enviro Lawyers Should Watch This Fall

The U.S. Supreme Court will consider in its latest term a diverse group of environmental law cases that address questions about whether the Clean Water Act permits the regulation of groundwater and how much power Congress intended to give the executive branch in a law that allows federal agencies to bypass environmental statutes in the name of border protection. Here, Law360 previews some of the biggest environmental law cases to watch in the new term. Read full article »

EPA's Expert 'Purge' May Not Be Radical Idea, Judge Says

A directive by the Environmental Protection Agency barring scientists who receive EPA grants from serving on the agency's advisory committee does not seem like a "radical" position, a Massachusetts federal judge said Friday as he heard arguments on whether to dismiss the case. Read full article »

New Calif. Law Commits Ride-Hailing Cos. To Emissions Cuts

California has passed a law that directs state regulators to set reduced greenhouse emissions targets for ride-hailing companies such as Uber and Lyft in a push that could force the popular services to run electric cars, just days after Gov. Jerry Brown signed an order calling for the state to be carbon-neutral by 2045. Read full article »

Maine Says EPA Tribal Water Rulings Should Be Thrown Out

Maine on Friday asked a federal judge to grant the U.S. Environmental Protection Agency's request that decisions disapproving certain quality standards for waters near tribal lands be remanded, but also asked the decisions be vacated, a move the EPA opposes. Read full article »

HEALTH & LIFE SCIENCES

FDA Focus: What Axinn's Practice Chair Is Watching

Chad Landmon, head of the U.S. Food and Drug Administration practice at Axinn Veltrop & Harkrider LLP, tells Law360 he's been urging regulators to make drug exclusivity decisions more quickly, looking for clarity on biosimilar approval standards and preparing for the U.S. Supreme Court to curb judicial deference to the FDA. This is the latest in a series of interviews with FDA practice leaders. Read full article »

Trump Admin. Sued For Extending ACA-Skirting Insurance

The Trump administration flouted the Affordable Care Act when it allowed dramatically lengthier sales of purportedly "short-term" insurance policies that lack ACA benefits and protections, according to a complaint filed Friday by insurers, doctors and patient advocates. Read full article »

Lawmaker Takes Aim At Trump Admin. Over Insurance Rule

A Democratic federal lawmaker from Florida floated a resolution on Thursday condemning the Trump administration's final rule that gave health insurers the green light to sell lengthier policies that don't include Affordable Care Act benefits and protections. Read full article »

TRANSPORTATION & INFRASTRUCTURE

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American Immigration Lawyers Association
American Psychiatric Association
BNSF Railway Co.
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Center for Biological Diversity
Chemours Co.
Chevron Corp.
Conference of State Bank Supervisors
Exxon Mobil Corp.
Facebook
Faculty Athletics Representatives Association
Financial Industry Regulatory Authority Inc.
Fordham University
Google Inc.
Home Box Office Inc.
Honeywell International Inc.
Instagram Inc.
Institute for Justice
International Association of

9th Circ. Shuts Down Calif. Rail Hazmat Transport Fee

Federal law bars California's tax regulators from assessing a new fee on rail cars transporting hazardous materials like crude oil and chemicals, the Ninth Circuit ruled Thursday, affirming a major win for railroads in their suit alleging the fee is anti-competitive and interferes with federally protected interstate commerce. Read full article »

REAL ESTATE

Texas High Court Passes On El Paso Historic Site Dispute

The Texas Supreme Court on Friday said it won't reconsider its decision refusing to take up a historian's lawsuit that claimed the city of El Paso must ask residents to vote on a proposed ordinance that would bar developers from demolishing eight historic structures to build a $180 million downtown arena. Read full article »

EMPLOYMENT

Full 9th Circ. Won't Rehear Seattle Uber Union Law Fight

The Ninth Circuit on Friday refused to revisit a recent decision reviving the U.S. Chamber of Commerce's antitrust challenge to a Seattle ordinance letting app-based, ride-hailing drivers bargain collectively, rejecting the city's petition for a rehearing before the full appeals court. Read full article »

Labor Law Preempts Wis. Union Dues Provision, 7th Circ. Says

A split Seventh Circuit ruled Thursday that a provision in Wisconsin's right-to-work law that allows employees to revoke with just 30 days notice their authorization to automatically deduct union dues from their paychecks is preempted by federal labor law, citing U.S. Supreme Court precedent and preemption principles. Read full article »

Top Senate Dem Blasts NLRB Joint-Employer Proposal

One day after the National Labor Relations Board unveiled its hotly anticipated proposed regulation to clarify the standard for determining joint employment, the Senate labor committee's top Democrat assailed the effort as "rushed" and "irresponsible." Read full article »

COMPETITION

AT&T, Time Warner Deal Boosts Viewer Options: HBO Chief

The AT&T-Time Warner merger will free HBO to spend more cash on producing risky, high-budget TV shows, the company's CEO told an audience in Los Angeles on Friday. The efforts lend credence, he said, to courtroom arguments that the deal will pay off for consumers in the form of investments in content instead of stifling competition with the vertical integration. Read full article »

CONSUMER PROTECTION

New Philly Law Targets Sodium Labeling At Chain Eateries

Philadelphia's mayor signed a new ordinance on Friday requiring chain restaurants to post warnings on their menus for items containing more than a certain amount of sodium. Read full article »

AEROSPACE & DEFENSE

DOD Can't Escape Challenge To HIV Policy

A Virginia federal judge refused Friday to dismiss an Army National Guardsman's

Machinists and Aerospace Workers
International Franchise Association
Johns Manville Corp.
Johnson & Johnson
Kinder Morgan Inc.
Lambda Legal Defense & Educational Fund
Lehman Brothers Holdings Inc.
Lyft Inc.
MF Global Holdings Ltd.
Microsoft Corporation
National Association of Manufacturers
National Women's Law Center
Natural Resources Defense Council
New York Immigration Coalition
New York Times Co.
New York University
Public Knowledge
SAP AG
State Bar of Nevada
State Farm
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The Boeing Company
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Twitter Inc.
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Uber Technologies Inc.
Union Pacific Corporation
Union of Concerned Scientists
Vera Institute of Justice Inc.
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Army Corps of Engineers
Bureau of Citizenship and Immigration Services
California Air Resources Board
California Department of Tax and Fee Administration
California Public Utilities Commission
California Supreme Court
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity

challenge to the U.S. Department of Defense's HIV policy, but also declined to grant an injunction against the policy being used to discharge HIV-positive troops, after the DOD had clarified how the HIV policy interacted with its retention policy. Read full article »

INTERNATIONAL TRADE

Trump Signs Bipartisan Bill Slashing Tariffs Through 2020

President Donald Trump signed legislation on Thursday that will slash a slew of tariffs on certain foreign goods that don't pose a threat to domestic producers as part of a bipartisan effort to help U.S. manufacturers affordably import raw materials. Read full article »

Trump Admin. Asks CIT To Nix Challenge To Steel Tariffs

The federal government on Friday brushed aside notions that the Cold War-era national security law the Trump administration used to levy steel tariffs is unconstitutional, telling the U.S. Court of International Trade that Congress has left foreign affairs to the president and as commander-in-chief his authority under the law is "at a maximum." Read full article »

TAX

House Bill Would Nix Remote Sales Tax Until Adoption Of Pact

Responding to the U.S. Supreme Court's Wayfair decision, a small group of U.S. House members filed a bill Friday that would bar states from requiring remote sellers with less than $10 million in national annual sales from collecting and remitting sales and use taxes pending a nationwide "simplification compact." Read full article »

IMMIGRATION

LA Secures Pause On Trump's 'Sanctuary' Rules For Grant

A California federal court on Thursday temporarily barred the Trump administration from placing immigration-related conditions on the awarding of a federal public safety grant to the city of Los Angeles, determining that U.S. Attorney General Jeff Sessions lacks the authority for such an action. Read full article »

New USCIS Policy Ramps Up Scrutiny For O Visa Petitions

U.S. Citizenship and Immigration Services will heighten scrutiny on the application materials submitted by noncitizens petitioning for an "extraordinary ability" visa in an effort to guard against fraud, the agency said Friday. Read full article »

Gov't Seeks Quick Win In FOIA Suit Over Border Wall Docs

The U.S. Army Corps of Engineers and U.S. Customs and Border Protection have asked a D.C. federal judge for an early win in a suit by an environmental group, arguing that they properly withheld briefing records prepared for President Donald Trump's transition team relating to a possible U.S.-Mexico border wall. Read full article »

Census Citizenship Fight Likely Headed For NY Trial

Manhattan U.S. District Judge Jesse M. Furman told the Trump administration Friday he is likely to order a trial to determine if Commerce Secretary Wilbur Ross was motivated by legitimate policy reasons, or by discrimination, when he added a question about citizenship status to the 2020 census. Read full article »

TELECOMMUNICATIONS

US Must Push For Flexible Int'l Spectrum Use, Experts Say

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European Commission
European Union
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Food and Drug Administration
Government Printing Office
Houlton Band of Maliseet Indians
Illinois Supreme Court
Internal Revenue Service
International Trade Commission
Massachusetts Supreme Judicial Court
National Archives and Records Administration
National Labor Relations Board
National Telecommunications and Information Administration
New York State Department of Financial Services
Office of the Comptroller of the Currency
Pennsylvania Supreme Court
Securities and Exchange Commission
Surface Transportation Board
Texas Supreme Court
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court
United States District Court for the

Global superpowers tasked with coordinating international spectrum often do not share the same favorable view of flexible use of the airwaves, and these competing interests are likely to be problematic in the next year when the standards-setting body ITU convenes, policy experts said Thursday during Mobile World Congress Americas events in Los Angeles. Read full article »

Telecom Groups Ask Justices Not To Hear Net Neutrality Suit

Three major telecommunications groups submitted a brief Friday urging the U.S. Supreme Court not to review a D.C. Circuit decision that upheld the 2015 Open Internet Order, which the Federal Communications Commission overturned in 2017. Read full article »

WHITE COLLAR

Feature

AG Hopeful James Breaks The Mold With Historic Primary Win

New York City Public Advocate Letitia James made history Thursday night when she became the first black woman to win a statewide primary election in New York, positioning her to be the state's next attorney general in a time of social and political upheaval. Read full article »

EXPERT ANALYSIS

Congressional Forecast: September

The House and Senate are entering their respective final runs before the November midterm elections. The most pressing items of business are funding the government and the pending Senate confirmation of Brett Kavanaugh to the U.S. Supreme Court. But several lower-profile issues remain as well — including a Republican push for further tax reform, says Layth Elhassani of Covington & Burling LLP. Read full article »

Post-Florence Insurance Considerations For The Carolinas

In 2016, Hurricane Matthew was an extraordinary event that caused the Carolinas' departments of insurance to provide additional safeguards for insureds. The impact of Hurricane Florence will likely compel North and South Carolina to take the same actions again, say Patrick Aul and Stephen Pate of Cozen O'Connor. Read full article »

NY Revives Fair Lending Risks For Indirect Auto Lenders

The recent rollback of Obama-era fair lending enforcement does not mean that the risks have disappeared. New York guidance issued last month for indirect auto lenders shows that states are stepping up to fill in where the Trump administration has backed off, says Melanie Brody of Mayer Brown LLP. Read full article »

Know The Limits To Atty Public Statements During A Trial

The balancing act between protecting attorneys' speech rights and ensuring unbiased adjudications was highlighted recently in two cases — when Michael Cohen applied for a restraining order against Stephanie Clifford's attorney, and when Johnson & Johnson questioned whether a Missouri talc verdict was tainted by public statements from the plaintiffs' counsel, says Matthew Giardina of Manning Gross & Massenburg LLP. Read full article »

Opinion

AG Speech To Immigration Judges Endangers Due Process

In a recent address to new immigration judges, Attorney General Jeff Sessions' real message was plain: We made you judges not to apply law to facts neutrally, but to help this administration deal with an immigration problem. It is wrong for him to attempt to directly influence any judge to follow the administration's political script, says Kevin Curnin of Stroock & Stroock & Lavan LLP. Read full article »

Central District of California
United States District Court for the Southern District of New York
Washington Legislature
Wisconsin Department of Justice

LEGAL INDUSTRY

Exclusive

Ex-Partner Hits Manatt Phelps With Sex Bias Charge

Manatt Phelps & Phillips LLP has cultivated a "good old boys" culture in which male senior attorneys compete to bed female subordinates and leadership systematically suppresses women's pay, according to an EEOC charge from a former Manatt employment partner. Read full article »

Manafort Plea Sharpens View Of Skadden's Ukraine Work

New details about Skadden Arps Slate Meagher & Flom LLP's work in Ukraine included in Paul Manafort's plea-deal indictment Friday appeared to contradict the firm's long-standing assertions it was never involved in Manafort's foreign lobbying work and that its report on the trial of an ex-Ukrainian prime minister was done objectively. Read full article »

9 BigLaw Firms Pledge $15M For Pro Bono Enviro Efforts

Nine BigLaw firms will provide a combined $15 million in pro bono legal services to advance efforts to fight global climate change and bolster sustainability, California officials said Friday, the final day of a global climate summit in San Francisco. Read full article »

What Attys Can Learn From Sotomayor's Chat With Kids

U.S. Supreme Court Justice Sonia Sotomayor stopped in Brooklyn on Friday to discuss her life story with children as part of her second book tour since taking her place on the nation’s highest court, giving them words of wisdom about the law and her time on the bench that attorneys might want to keep in mind as well. Read full article »

Protect Litigant Privacy In E-Filing Access, 7th Circ. Urged

The Seventh Circuit wrestled Friday over whether to reverse a lower court's order that forced Cook County’s court clerk to make electronically filed complaints "immediately and contemporaneously" available to reporters, asking how to define that phrase when the court operates on business hours and the federal appeals system works like Cook County’s with respect to processing documents. Read full article »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

Women's advocates told Congress the #MeToo movement needs the law's backing, Microsoft called for international agreements to protect consumer privacy and a panel participating in an American Bar Association webinar warned that BigLaw firms may have cyberattack targets on their backs. These are some of the stories in corporate legal news you may have missed in the past week. Read full article »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read full article »

Podcast

Law360's Pro Say: Awards For The Best In Legal Television

In honor of the Emmy Awards, on this week's Pro Say podcast we’re presenting our own honors to celebrate achievements in television that focuses on the law. Read full article »

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Honeywell International Inc.
Instagram Inc.
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International Franchise Association
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Johnson & Johnson
Kinder Morgan Inc.
Lambda Legal Defense & Educational Fund
MF Global Holdings Ltd.
Microsoft Corporation
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National Women's Law Center
Natural Resources Defense Council
New York Immigration Coalition
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State Farm
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Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Union Pacific Corporation
Union of Concerned Scientists
Vera Institute of Justice Inc.
Wal-Mart Stores Inc.
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U.S. Environmental Protection Agency
Army Corps of Engineers
National Labor Relations Board
New York State Department of Financial Services
U.S. Army
U.S. Attorney's Office
Federal Communications Commission
U.S. Department of Health and Human Services
U.S. Immigration and Customs Enforcement
Bureau of Citizenship and Immigration Services
California Air Resources Board
California Department of Tax and Fee Administration
California Public Utilities Commission
California Supreme Court
Consumer Financial Protection Bureau
Department of Commerce
Equal Employment Opportunity Commission
European Banking Authority
European Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Government Printing Office
Houlton Band of Maliseet Indians
Illinois Supreme Court
Internal Revenue Service
International Trade Commission
Massachusetts Supreme Judicial Court
National Archives and Records Administration
National Telecommunications and Information Administration
Office of the Comptroller of the Currency
Pennsylvania Supreme Court

Securities and Exchange Commission
Surface Transportation Board
Texas Supreme Court
U.S. Customs and Border Protection
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U.S. Department of Transportation
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
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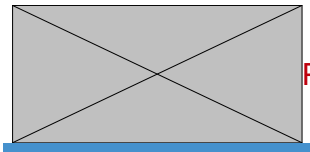

PUBLIC POLICY

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Friday, January 20, 2017

INAUGURATION

Feature

In The Polarized Era Of Trump, BigLaw Searches For Balance

The alignment of law firms with or against the new administration in legal battles to come could open rifts among attorneys and clients. But the publicity earned for taking on a potentially unpopular case could ultimately be worth any public fallout.

Feature

The Lawyer Who Will Shape Trump's Presidency

Jones Day's Donald McGahn is stepping into the role of White House counsel, a powerful but little-understood position that has a strong history of impacting the president's authority.

News Analysis

Most Influential Judges On Trump's Supreme Court Short List

A new look at the potential U.S. Supreme Court nominees' rulings reveals a ranking of judicial influence with some surprises at the top — and at the bottom.

Feature

Rolling Back Regulation In The Age Of Trump

The incoming president's plans to rein in the power of federal agencies will lead to uncertainty for lawyers and their clients as pending investigations and rulemaking are stopped in their tracks.

TOP NEWS

Analysis

LAW FIRMS

Arnall Golden
Arnold & Porter Kaye Scholer
BakerHostetler
Balch & Bingham
Bancroft PLLC
Berger & Montague
Boies Schiller
Cleary Gottlieb
Covington & Burling
Cowan DeBaets
Cravath Swaine
DLA Piper
Dentons
Epstein Becker Green
Freed Kanner
Gibson Dunn
Goldstein & Russell
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K&L Gates
Kasowitz Benson
Kellogg Huber
King & Spalding
King & Wood Mallesons
Kirkland & Ellis
Knobbe Martens
Latham & Watkins
Lawyers' Committee for Civil

Obama Leaves Mixed Immigration Legacy

When President Barack Obama leaves office on Friday, he'll be leaving behind a mixed legacy on immigration, having overseen a record number of deportations and controversial detention practices, while helping to temporarily protect DREAMers and update some policies on legal immigration.

Analysis

5 Takeaways From Mnuchin's Treasury Confirmation Hearing

Banks and other financial market players got mixed signals about the incoming Trump administration's plans for financial regulation at Thursday's sometimes testy confirmation hearing for Steven Mnuchin, the president-elect's pick for Treasury chief. Here are five key takeaways from the hearing.

Jones Day Atty Leaves Firm For Possible Gig At SG's Office

A Jones Day partner revealed somewhat furtively on Wednesday that he is leaving the firm, setting off rumors that the conservative legal star will be named to a top position in the U.S. Solicitor General's office by the incoming Trump administration.

Mnuchin Offers Softer Tone On Trade, Countering Trump

For the second day in a row, one of President-elect Donald Trump's cabinet appointees took steps to blunt Trump's more aggressive trade stances, as Treasury pick Steven Mnuchin assured senators Thursday the new administration would be judicious in administering punitive tariffs.

Analysis

Obama's Broadband Legacy Safe, Despite Net Neutrality Woes

President Barack Obama's time in office was marked by unparalleled innovations in telecommunications technology, and experts say his policy legacy in this area will lie in expanding broadband deployment and clearing spectrum for wireless use, even as the fate of linchpin net neutrality rules hangs in the balance.

Aligning With Trump, Senate Dems Unveil TPP Withdrawal Bill

A group of Senate Democrats introduced legislation Thursday that would pull the U.S. out of the Trans-Pacific Partnership in an effort to pressure President-elect Donald Trump to uphold his repeated campaign promise to kill the sweeping 12-nation accord.

Trump Treasury Secretary Pick Pushes For Tax Overhaul

Major tax changes could soon be in the works under U.S. Department of the Treasury nominee Steven Mnuchin, who told a Senate panel on Thursday that President-elect Donald Trump's tax plans would be aimed at a lower business tax rate, as well as restructuring the Internal Revenue Service and massive capital repatriation.

Warren Probes Industry Support For Fiduciary Rule Rollback

U.S. Sen. Elizabeth Warren, D-Mass., sent letters Thursday to more than two dozen banks and financial institutions asking whether they would support plans to delay the U.S. Department of Labor's fiduciary rule for retirement account advisers, suggesting a rollback could hurt the many firms that have already implemented the rule.

Report On Trump's Planned DOE Cuts Takes Perry By Surprise

U.S. Secretary of Energy nominee Rick Perry pledged to back the agency's energy technology research and development efforts at his confirmation hearing Thursday but appeared in the dark about a news report that President-elect Donald J. Trump plans to make massive cuts at the department.

BANKING & SECURITIES

Canadian Regulators Adopt Derivatives Clearing Reforms

Canadian securities regulators adopted rules Thursday governing over-the-counter derivatives clearing trading, part of a broader effort to align the country's regulations

Rights
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COMPANIES

Alpha Natural Resources, Inc.
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American Immigration Lawyers Association
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BDO USA LLP
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Bayer AG
Berdon LLP
BlackRock
CONSOL Energy Inc.
Caesars Entertainment Operating Co. Inc.
California Teachers Association
Capital One Financial Corporation
CenturyLink Inc.
Chevron Corporation
Cisco Systems Inc.
Comcast Corporation
Deloitte Touche
Education Management Corporation
Electronic Privacy Information

with global reforms that have taken effect since the financial crisis.

House, SEC End Health Care Insider Trading Subpoena Row

The House Ways and Means Committee and the U.S. Securities and Exchange Commission have officially ended their battle over the latter's bid to subpoena an erstwhile committee staffer in a health care insider trading probe, just two months after the committee dropped its appeal.

TCF Bank Tricked People Into Overdraft Fees, Claims CFPB

The Consumer Financial Protection Bureau has sued TCF National Bank for tricking hundreds of thousands of customers into agreeing to costly overdraft services, something the bank took so much pride in that the former CEO named his boat "Overdraft," the agency announced Thursday.

Ex-Speaker Hastert Sues To Reclaim Sex Abuse Hush Money

Former House Speaker Dennis Hastert struck back Wednesday at a civil suit filed by the sexual abuse victim whose accusations helped send the politician to prison, saying that the unnamed individual should return the $1.7 million Hastert paid to keep him silent.

ENERGY & ENVIRONMENTAL

EPA Defends Mercury Cost Analysis At DC Circ.

The U.S. Environmental Protection Agency has told the D.C. Circuit that the agency's U.S. Supreme Court-ordered analysis of the costs and benefits of a rule limiting mercury and other toxic emissions from coal-fired power plants reasonably interpreted ambiguous language in the Clean Air Act.

EPA Stands Firm On 2016 Biofuel Volume Obligations

The U.S. Environmental Protection Agency on Tuesday struck down a petition by petroleum refiners to have the agency lower their obligations to buy cellulosic biofuels under the agency's Renewable Fuel Standards program, saying that waiving the 2016 obligations could undermine the program.

'Downwind' States Defend Cross-State Air Pollution Regs

New York and five other "downwind" states urged the D.C. Circuit on Thursday to let them help defend the U.S. Environmental Protection Agency's cross-state air pollution regulations from suits brought by upwind states and the energy industry, saying the quality of their air depends on making sure the rule isn't delayed.

Pa. DEP Won't Change Rules For Drilling Through Coal Mines

Pennsylvania environmental regulators said Thursday that concerns over protecting miner safety had led them to reject proposed changes to half-century-old guidelines regarding intersections between coal extraction operations and natural gas wells.

$5B Wyo. Wind Farm Gets Thumbs Up From Interior Dept.

The U.S. Department of the Interior on Wednesday gave two key federal approvals to a $5 billion wind farm being built in Wyoming by a subsidiary of The Anschutz Corp. that is the largest proposed onshore wind project in the U.S.

IP & TECHNOLOGY

Calif. Leads In Executing Clean Car Tech, Study Says

California is leading the U.S. in greenhouse gas reduction and in implementing zero-emissions vehicle technologies, even surpassing the national standards put in place by the federal government, according to a report released Wednesday by the California Air Resources Board.

MEDIA & ENTERTAINMENT

Center
Facebook
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Federalist Society
Freddie Mac
Friedman LLP
Goldman Sachs Group Inc.
Google Inc.
HP Inc.
Intel Corporation
JPMorgan Chase & Co.
Juniper Networks
Lawyers' Committee for Civil Rights Under Law
Lockheed Martin
Lyft Inc.
Microchip Technology Incorporated
Minnesota Nurses Association
Morgan Stanley
Motion Picture Association of America
Murray Energy Corp.
NBCUniversal Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Restaurant Association
National Rifle Association of America
New York Times Co.
Nokia Corporation
Olympus Corp.
OneWest Bank Group LLC
PHH Corporation
Pfizer Inc.
Public Knowledge
QUALCOMM Incorporated
Raymond James Financial Inc.
Sierra Wireless, Inc.
Tenet Healthcare Corporation
Tesla Motors Inc.
The Boeing Company
The Cato Corporation
Trump Organization Inc.
Turner Broadcasting System Inc.
Twitter Inc.
Uber Technologies Inc.
Vanguard Group Inc.
Washington Post Co.
Wells Fargo & Co.
Zimmer Biomet Holdings Inc.

Miss. Pol Floats Bill To Impose Limits On NCAA Investigations

A Mississippi state legislator has proposed a bill that would set a time limit on National Collegiate Athletic Association investigations of state colleges, as the organization's investigation of the University of Mississippi's athletic programs for multiple alleged violations enters its fourth year.

TRANSPORTATION & INFRASTRUCTURE

Uber, Lyft May Land Feb. 1 At Boston Airport

Ride-hailing companies like Uber and Lyft could start picking up passengers at Boston's Logan Airport as early as Feb. 1, an attorney for the Massachusetts Port Authority told a federal judge Thursday — an announcement that angered the cab drivers who are suing to stop that from happening.

EMPLOYMENT

NJ Lawmakers Advance Bills Tackling Gender Pay Gap

New Jersey lawmakers on Thursday advanced proposals aiming to close the gender pay gap with one bill prohibiting companies that receive state assistance from paying women less than men and another establishing an office to advocate for women in the workplace.

Restaurant Assn. Asks Justices To Review Tip-Pool Rule

The National Restaurant Association on Thursday urged the U.S. Supreme Court to hear a suit challenging a Department of Labor rule that bars restaurants from sharing servers' tips with kitchen staff, saying that allowing the rule would greatly expand agency powers past what Congress intended.

PRIVACY & CONSUMER PROTECTION

Privacy Group Presses FBI On Russia's Election Hacking

The Electronic Privacy Information Center hit the FBI with a lawsuit in D.C. federal court Wednesday, seeking more information on how the agency reacted to reports that the Russian government was attempting to tamper with the U.S. presidential election, a response the group asserted has been characterized as "lax" and "possibly negligent."

INTERNATIONAL TRADE

US, Mongolia Launch Trade Transparency Agreement

The United States and Mongolia on Thursday put into effect a first-of-its-kind trade transparency agreement, the last official act of the Obama administration's Office of the U.S. Trade Representative.

TAX

IRS Gives Guidance For Foreign Partnership, Trust Pacts

The Internal Revenue Service on Thursday put into effect updates to withholding guidelines for income from foreign partnership and trust agreements, updating regulations on the agreements put in place in 2014.

IRS Places Limits On Foreign Partnership Transfers

Certain transfers of property to a partnership with a foreign partner that typically resulted in nonrecognition of gain or loss by the Internal Revenue Service will no longer be treated as such, according to regulations the agency released on Wednesday.

GOVERNMENT AGENCIES

- Bureau of Citizenship and Immigration Services
- Bureau of Indian Affairs
- Bureau of Land Management
- California Environmental Protection Agency
- Centers for Medicare & Medicaid Services
- Central Intelligence Agency
- Consumer Financial Protection Bureau
- Department of Commerce
- Executive Office of the President
- Federal Acquisition Regulatory Council
- Federal Bureau of Investigation
- Federal Communications Commission
- Federal Deposit Insurance Corp.
- Federal Election Commission
- Federal Reserve System
- Federal Trade Commission
- Financial Stability Oversight Council
- Fish and Wildlife Service
- Food and Drug Administration
- Government Accountability Office
- Immigration and Customs Enforcement
- Internal Revenue Service
- Massachusetts Port Authority
- National Labor Relations Board
- National Science Foundation
- National Telecommunications and Information Administration
- New York Attorney General's Office
- Office of Federal Procurement Policy
- Office of Justice Programs
- Office of the U.S. Trade Representative
- Securities and Exchange Commission
- Social Security Administration
- TRICARE
- Transportation Security Administration
- U.S. Census Bureau
- U.S. Customs and Border Protection
- U.S. Department of Defense
- U.S. Department of Education

Treasury Weighs In On Border Adjustment Tax

A U.S. Department of the Treasury study, released Wednesday, on a novel tax reform strategy being touted by some Republican lawmakers found that a border adjusted tax framework could have yielded a larger tax base than the current system between 2004 and 2013.

IRS Finalizes Fracking Service Income Tax Treatment Rules

The Internal Revenue Service issued final regulations Thursday leaving largely intact its proposed rules on qualifying income from service providers to the oil and gas industry for master limited partnership treatment, which explicitly granted fracking services access to the favorable tax status.

IRS Releases Final Rules Affecting 2010 Estate Beneficiaries

The IRS and the U.S. Department of the Treasury finalized regulations Thursday that take into account years-old legislation affecting how to calculate the basis in property transferred to beneficiaries from individuals who died in 2010, wrapping up a lengthy rule-making process intended to clarify the issue.

IMMIGRATION

NY AG Issues Guidance For Immigration 'Sanctuary' Sites

New York's attorney general on Thursday released a set of guidelines that local law enforcement may choose to follow should they opt to serve as "sanctuaries" and not cooperate with federal efforts to enforce immigration regulations against those unauthorized to be in the U.S.

DHS Improved Info Security But More Work Needed: Report

The U.S. Department of Homeland Security has improved its information security program, but still has work to do in areas such as making sure security weaknesses are quickly patched and that staff use only protected internet connections, a DHS watchdog said in a report issued Wednesday.

NATIVE AMERICAN

Tribal Justice Grant Program Beset With Delays, DOJ Says

A watchdog of the U.S. Department of Justice has found some ineffective coordination between the office that administers a program that provides grants for the construction of tribal justice facilities and the bureau responsible for funding those facilities' operations, resulting in delays in the completion of those projects, the office said Thursday.

TELECOMMUNICATIONS

Regulator-Targeted Bills Threaten Telecom Sector, Senate Told

Public Knowledge, Common Cause, the National Hispanic Media Coalition and other consumer groups told Senate leaders Wednesday that three en route bills affecting regulators would undermine federal administrative law and endanger communications.

FCC Claims Role In Internet Of Things, Other Cybersecurity

The Federal Communications Commission on Wednesday rolled out a white paper on reducing cybersecurity risks, saying that the FCC has tools to restore a balance between corporate and consumer interests in managing risk if the market fails.

FCC's Wheeler Touts Success Of E-Rate Program

Efforts to modernize the Federal Communication Commission's E-Rate program in 2014 have increased broadband and Wi-Fi connectivity in U.S. schools and libraries, outgoing FCC chair Tom Wheeler told Sen. Ed Markey, D-Mass., Wednesday.

U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court

Inmate Call Case Stays On Track Amid Looming FCC Changes

The D.C. Circuit refused Wednesday to pause a challenge to the Federal Communications Commission's attempt to reform inmate calling rates, even as one judge dissented given the coming shift to a new Republican majority at the commission that took issue with the Obama era-move.

EXPERT ANALYSIS

Government Contracts Under The Trump Administration

President-elect Donald Trump will usher in a new era for government contractors, much like Presidents Barack Obama, George W. Bush and Bill Clinton before him. Joseph Berger of Thompson Hine LLP discusses 10 areas to watch.

DOJ Narrows Paths To Immunity For Antitrust Crimes

The U.S. Department of Justice Antitrust Division's leniency program is unique — no other DOJ component offers similar nonprosecution protections for corporations or individuals. Therefore, new guidance released this week limiting pathways to leniency could be seen as part of the outgoing Obama administration's desire to render this program less of an outlier, say attorneys with Hughes Hubbard & Reed LLP.

Health Care Enforcement Review And 2017 Outlook: Part 4

In this final installment of our review and outlook series, we analyze health care enforcement trends gathered from 2016 civil settlements and criminal resolutions of health care fraud and abuse cases. Behind the headlines covering enormous recoveries in 2016, several themes are apparent, say attorneys at Mintz Levin Cohn Ferris Glovsky and Popeo PC.

Trump's EPA: Be Careful What You Wish For

Trying to prognosticate what President-elect Donald Trump will do is very difficult. But assuming he does seek to implement change at the U.S. Environmental Protection Agency, if it's perceived as backing off of environmental enforcement, private parties will step in and cases will likely be even more expensive, more problematic and more unreasonable than those brought by the EPA and the states, says Mitchell Klein of Snell & Wilmer LLP.

Obama's Pro-Union Impact On NLRB Won't Retire Quickly

In recent years the National Labor Relations Board has extended its reach into employer operations with controversial decisions that have departed from long-standing precedent. However, while employers may hope the new administration might stop this expansion, with current board members and the general counsel still in office for some time, relief may be slow to come, say Adam Abrahms and Christina Rentz of Epstein Becker & Green PC.

The New IP Antitrust Licensing Guidelines' Silence On SEPs

The new intellectual property licensing guidelines from the Federal Trade Commission and the U.S. Department of Justice — the first update in more than 20 years — largely adopted the revisions proposed last August. Despite requests during the comment period, the agencies did not make any changes to address standard-essential patents directly, say Kelly Smith Fayne and Joshua Holian of Latham & Watkins LLP.

A Look At The Next 4 Years In Indian Affairs

The three previous Republican administrations can be characterized by negative views about federal public lands and federal trust responsibility to Indians and tribes. If more of the same can be expected from the new administration, Indian tribes will have to play defense against federal interventions in their affairs, says Matthew Fletcher of Michigan State University College of Law.

Attracting And Retaining The Millennial Lawyer

Instead of trying to change the new workforce to follow a law firm's existing

processes and procedures, perhaps it's time for firms to start changing their processes and procedures to better accommodate the mentality of this next generation of lawyers, says Christopher Imperiale, a law firm adviser with Berdon LLP.

Not What I Signed Up For: California's New Autograph Law

A new California law requires a certificate of authenticity for all autographed items sold by dealers for over $5. Assemblywoman Ling Ling Chang addressed concerns over potential overreach by clarifying that the law was not meant to affect the autographed book and art market. However, courts are not bound to give any credence to those statements, say Daniel Fong and Robert Darwell of Sheppard Mullin Richter & Hampton LLP.

LEGAL INDUSTRY

Dentons Apologizes to Client CNN For Story Retraction Ask

Dentons US LLP sent a letter of apology Thursday to CNN for requesting a story retraction on behalf of the Trump administration's proposed health secretary, noting that the law firm also represents the media network.

DLA's 2005 Benefits Plan 'Galactically Stupid,' Judge Says

A California federal judge drilled DLA Piper on its 2005 employee benefits plan that's at the center of a former associate's disability lawsuit, saying during a hearing Thursday on DLA's motion to end the suit that the fact the plan didn't account for associate attorneys was "galactically stupid."

Cybersecurity, Cross-Border Data Weigh Heavily On GCs

Corporate counsel participate more frequently in company cybersecurity efforts and are increasingly challenged by the interplay of international privacy and security laws in cross-border e-discovery, according to a survey published Wednesday.

When A Startup Needs A Lawyer The Most

It can be hard for lawyers to get a foot in a startup's door, partly because the company may not yet have the resources to recruit counsel. Here's how you can adjust to accommodate entrepreneurs' needs and help them through three potential legal minefields.

Law360's Weekly Verdict: Legal Lions & Lambs

Cleary Gottlieb Steen & Hamilton LLP has snagged the title of this week's top legal lion for its work advising eye glass maker Essilor on a newly inked $49 billion merger with the owner of Ray-Ban while King & Wood Mallesons LLP found its way onto the legal lambs list after the law firm's financial woes forced it to file for administration.

'Antiquated' NY Law Harms Legal Profession, ACC Says

An "antiquated" and "protectionist" New York law that requires attorneys practicing in-state to maintain offices there prevents clients from hiring the attorneys of their choice and conflicts with the global, interstate nature of law practice today, according to an Association of Corporate Counsel brief submitted Wednesday to the U.S. Supreme Court.

IP Firm Niro Law To Dissolve After Founder's Death

Niro Law Ltd., the Chicago-based IP boutique founded by noted patent litigator Raymond Niro, is in the process of dissolving, while a small group of partners prepare to launch a new firm and break away from the model of representing nonpracticing entities that became synonymous with Niro Law.

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Cowan DeBaets
Cravath Swaine
Dentons
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Kellogg Huber
King & Spalding
King & Wood Mallesons
Knobbe Martens
Latham & Watkins
Lawyers' Committee for Civil Rights
Mayer Brown
Mintz Levin
Niro Law Ltd.
Nossaman LLP
Partridge Snow
Patterson Law Firm
Paul Weiss
Perkins Coie
Quinn Emanuel
Schlossberg LLC
Sheppard Mullin
Snell & Wilmer
Sugarman Rogers

Sullivan & Cromwell
Telecommunications Law Professionals
Thompson Hine
Wachtell Lipton
Wiley Rein
Wilson Sonsini
Zuckerman Spaeder

COMPANIES

Twitter Inc.
Goldman Sachs Group Inc.
OneWest Bank Group LLC
Facebook
Fannie Mae
National Rifle Association of America
New York Times Co.
Trump Organization Inc.
Wells Fargo & Co.
Alpha Natural Resources, Inc.
American Civil Liberties Union
American Immigration Lawyers Association
Ameriprise Financial, Inc.
Apple Inc.
Association of Corporate Counsel
BDO USA LLP
Bank of America Corporation
Bayer AG
Berdon LLP
BlackRock
CONSOL Energy Inc.
Caesars Entertainment Operating Co. Inc.
California Teachers Association
Capital One Financial Corporation
CenturyLink Inc.
Chevron Corporation
Cisco Systems Inc.
Comcast Corporation
Deloitte Touche
Education Management Corporation
Electronic Privacy Information Center
Federalist Society
Freddie Mac
Friedman LLP
Google Inc.
HP Inc.
Intel Corporation
JPMorgan Chase & Co.
Juniper Networks
Lawyers' Committee for Civil Rights Under Law
Lockheed Martin
Lyft Inc.

Microchip Technology Incorporated
Minnesota Nurses Association
Morgan Stanley
Motion Picture Association of America
Murray Energy Corp.
NBCUniversal Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Restaurant Association
Nokia Corporation
Olympus Corp.
PHH Corporation
Pfizer Inc.
Public Knowledge
QUALCOMM Incorporated
Raymond James Financial Inc.
Sierra Wireless, Inc.
Tenet Healthcare Corporation
Tesla Motors Inc.
The Boeing Company
The Cato Corporation
Turner Broadcasting System Inc.
Uber Technologies Inc.
Vanguard Group Inc.
Washington Post Co.
Zimmer Biomet Holdings Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Environmental Protection Agency
Internal Revenue Service
Federal Communications Commission
U.S. Department of the Treasury
U.S. Senate
Consumer Financial Protection Bureau
Federal Bureau of Investigation
U.S. Department of Labor
U.S. House of Representatives
Centers for Medicare & Medicaid Services
Department of Commerce
Executive Office of the President
Federal Election Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
National Labor Relations Board
New York Attorney General's Office
Office of the U.S. Trade Representative
Securities and Exchange Commission

U.S. Customs and Border Protection
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of the Interior
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Land Management
California Environmental Protection Agency
Central Intelligence Agency
Federal Acquisition Regulatory Council
Federal Deposit Insurance Corp.
Financial Stability Oversight Council
Fish and Wildlife Service
Immigration and Customs Enforcement
Massachusetts Port Authority
National Science Foundation
National Telecommunications and Information Administration
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Office of Justice Programs
Social Security Administration
TRICARE
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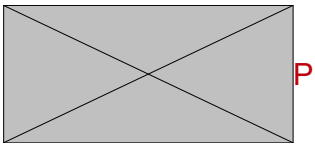
From: Public Policy Law360
Sent: Thur 2/8/2018 8:40:53 AM
Subject: Senate Leaders Reveal Spending Deal As Shutdown Looms



PUBLIC POLICY.

Thursday, February 8, 2018

TOP NEWS

Senate Leaders Reveal Spending Deal As Shutdown Looms

Senate leaders announced a $300 billion two-year budget deal Wednesday, potentially avoiding a government shutdown later this week and extending the government debt ceiling a full year. Read more »

New Paid Leave Plan Would Be Built On Social Security

Sen. Marco Rubio, R-Fla., and two other congressional Republicans are working on a paid parental leave proposal that would let workers take time to care for newborn children by dipping in early to their Social Security benefits, lawmakers said Wednesday. Read more »

Dems Say NLRB Member Likely Violated Ethics Rules

Congressional Democrats have asked National Labor Relations Board member Bill Emanuel to explain his participation in Browning-Ferris Industries Inc.'s closely watched appeal of the board's joint employer standard, saying he likely violated an ethics pledge since his former firm Littler Mendelson PC represented BFI's contractor. Read more »

CFPB Info Request Could Mean Shift In Enforcement Policies

The Consumer Financial Protection Bureau said Wednesday it is seeking information about its enforcement process, the latest move by acting agency head Mick Mulvaney that could signal changes are on the way that would benefit financial firms and other investigation targets. Read more »

Tillerson To Form New State Dept. Cybersecurity Bureau

Secretary of State Rex Tillerson is aiming to revamp the State Department's cybersecurity operations, telling a top House lawmaker Tuesday that he is planning to merge two existing offices into a new bureau that will broadly tackle cyberspace and digital economy issues. Read more »

Analysis

Partnership Rules Flout Long-Held Principles, Tax Pros Say

Regulations recently proposed by the Internal Revenue Service for adjusting tax attributes under the new partnership audit regime could fly in the face of traditional partnership tax principles, tax practitioners say. Read more »

FDA's Off-Label Delay Not Enough For Big Drugmakers

The U.S. Food and Drug Administration's delay of controversial new policies on off-label promotion doesn't go far enough and should be followed by quick action to erase uncertainty about acceptable marketing practices, major drugmakers said in letters released late Tuesday. Read more »

BANKING & SECURITIES

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Cravath Swaine
DLA Piper
Davis Polk
Davis Wright Tremaine
Debevoise & Plimpton
Dechert
Doar Rieck
Duane Morris
Elliott Greenleaf
Faegre Baker
Fenwick & West
Florio Perrucci
Freshfields
Fried Frank
Goodwin
Herbert Smith Freehills
Hunton & Williams
K&L Gates
Kasowitz Benson
Katten Muchin
Kay Casto
Linklaters
Littler Mendelson
Loeb & Loeb

NY Stresses Anti-Fraud Obligations For Cryptocurrency Cos.

New York's top financial regulator on Wednesday issued guidance reminding virtual currency companies licensed by the state that they need to have policies in place to prevent fraud and that they should be on the lookout for market manipulation. Read more »

ENERGY & ENVIRONMENTAL

Senate Panel Again Advances Trump's EPA Deputy Pick

The U.S. Senate Committee on the Environment and Public Works on Wednesday again advanced President Donald Trump's pick for the U.S. Environmental Protection Agency's second-in-command post on a strict party-line vote, with Democrats grounding their opposition in the nominee's background as a coal industry lobbyist. Read more »

States Urge 11th Circ. To Quickly Remand Water Rule Case

Ten states on Tuesday asked the Eleventh Circuit to hurry up and transfer a legal challenge to the U.S. Environmental Protection Agency's Clean Water Rule to federal district court so they can get a faster decision on their bid to halt the rule's implementation. Read more »

Pa. Appeals Court Urged To Ax Sunoco Pipeline Challenge

An attorney for Sunoco Inc. urged a Pennsylvania appeals court during oral arguments Wednesday to throw out a "bizarre" lawsuit from an environmental group challenging the company's ability to use eminent domain to seize land for its controversial Mariner East pipeline. Read more »

HEALTH & LIFE SCIENCES

Pa. Medical Pot Bidder Grilled Over Permit Challenge

A company that lost out on a chance to become one of the first wave of growers in Pennsylvania's burgeoning medical marijuana industry faced tough questions by a state court Wednesday over why it should be allowed to pursue a lawsuit, rather than an administrative appeal, to challenge the decision axing its application. Read more »

MEDIA & ENTERTAINMENT

Pa. Defends Gambling Expansion, Seeks Toss Of Casino Suit

The Pennsylvania attorney general asked a federal judge Tuesday to toss Penn National Gaming Inc.'s lawsuit alleging the casino operator would be uniquely harmed by the state's recent gambling expansion measure to the tune of $34 million a year in lost revenue. Read more »

TRANSPORTATION & INFRASTRUCTURE

Tesla Demands Dealer Docs In Mich. Direct Auto Sales Fight

Tesla told a Michigan federal judge Tuesday that the Michigan Automobile Dealers Association shouldn't be allowed to hide evidence about its lobbying efforts supporting a 2014 state ban on car manufacturers selling vehicles directly to consumers, a law the electric car maker insists was an "anti-Tesla" amendment. Read more »

REAL ESTATE

Fed Circ. Questions Army Corps' Katrina Liability

Mahendru PC
Milbank Tweed
Morgan Lewis
Morrison & Foerster
Much Shelist
Mumphrey Law Firm LLC
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COMPANIES

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Air Transport Association of America
American Bar Association
American Civil Liberties Union
Apple Inc.
CTIA
Cable News Network Inc.
Cara Operations Ltd.
Coinbase Inc.
Comcast Corporation
Consumer Federation of America
Delta Air Lines Inc.
Facebook
Google Inc.
International Brotherhood of Teamsters
Los Angeles Department of Water and Power
Lowe's Companies, Inc.
Microsoft Corporation
Murray Energy Corp.
National Association of Consumer Advocates
Northern Mariana Islands Retirement Fund
PG&E Corporation
PHH Corporation
Parx Casino

A Federal Circuit panel on Wednesday repeatedly challenged a Louisiana Parish and local landowners to explain in oral arguments how decades-old actions by the U.S. Army Corps of Engineers create liability for the government for potentially billions of dollars' worth of flooding damage from Hurricane Katrina. Read more »

EMPLOYMENT

Airline Group Says Wash. Sick Leave Law Is Unconstitutional

The lead lobbying group for the nation's largest airlines sued Washington state's labor department in federal court on Tuesday, alleging that the state's Paid Sick Leave Act is unconstitutional as it applies to flight crew members, including pilots and flight attendants. Read more »

COMPETITION

FTC Nominees Focused On Mergers, Tech, Health Care

President Donald Trump's nominees to sit on the Federal Trade Commission told a Senate committee that, if confirmed, they would focus on assessing the agency's merger review policy, high health care costs and new competition and consumer protection concerns arising from big data and advancing technology. Read more »

FTC Again Urges Alaska To Nix Restrictive Health Care Laws

The Federal Trade Commission has recommended Alaska repeal laws that require health care providers to seek state approval for expansion efforts, with agency staff telling the state Senate Tuesday the laws hurt competition. Read more »

EU Clears Slew Of Electricity Schemes Under State Aid Rules

The European Union's competition enforcer said Wednesday that it has cleared measures taken by six member states to shore up their supply of electricity after finding the schemes in-line with the bloc's state aid rules. Read more »

CYBERSECURITY & PRIVACY

Bill Aims To Open Path For Feds' Overseas Data Demands

A bipartisan group in Congress on Tuesday took a crack at clearing up the debate at the heart of a U.S. Supreme Court case involving Microsoft over the federal government's ability to access user data stored abroad, rolling out proposed legislation designed to spur bilateral agreements with foreign governments to ease existing legal conflicts. Read more »

CONSUMER PROTECTION

Analysis

Consumer Attys Fear Mulvaney's CFPB Could Leave Void

Attorneys representing consumers fear that they are losing a key ally as the Consumer Financial Protection Bureau changes gears to be more industry friendly under the leadership of Mick Mulvaney. Read more »

INTERNATIONAL TRADE

GOP Playing Nice With Lighthizer Following Trade Huddle

Republican members of the House Ways and Means Committee emerged from a meeting with U.S. Trade Representative Robert Lighthizer on Wednesday striking a mostly upbeat tone on the Trump administration's often-contentious trade policy, including the effort to renegotiate the North American Free Trade Agreement. Read more »

Penn National Gaming Inc.
PhRMA
Public Knowledge
Southern California Edison
Southern California Gas Co.
Suddenlink Communications
Sunoco
Tesla Motors Inc.
Texas RioGrande Legal Aid Inc.
The Cordish Companies Inc.
United States Olympic Committee
Verizon Communications
Wells Fargo & Co.

GOVERNMENT AGENCIES

Arkansas Game & Fish Commission
Army Corps of Engineers
California Air Resources Board
California Energy Commission
California Public Utilities Commission
Commodity Futures Trading Commission
Congressional Budget Office
Consumer Financial Protection Bureau
Council on Environmental Quality
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NAFTA
National Labor Relations Board
National Telecommunications and Information Administration
New York State Department of Financial Services
Office of Justice Programs
Pennsylvania Department of Health
Securities and Exchange Commission
U.S. Army
U.S. Customs and Border Protection

TAX

Sen. Wyden Calls For GAO To Study Tax Bill's Impact

The top Democrat on the U.S. Senate Finance Committee, Sen. Ron Wyden, D-Ore., on Wednesday called for the Government Accountability Office to investigate the impact of the recent federal tax cut legislation, claiming it's more of a boon for wealthy executives and corporations than middle-income workers. Read more »

Norway Signs Agreement With EU To Tackle VAT Fraud

Norway became the first country to sign an agreement with the European Union to provide a legal framework to prevent fraud and recover claims within the value-added tax system, the EU's council said Tuesday. Read more »

IMMIGRATION

DHS Report Calls For Added Surveillance Of 'At Risk' Sunnis

A draft version of a U.S. Department of Homeland Security report published this week urges immigration officials to conduct long-term surveillance of Sunni Muslim immigrants who are deemed to have "at risk" backgrounds, but the agency said the document "improperly provided to the media" does not reflect its policy. Read more »

Calif. AG Sues Feds To Get Sanctuary Cities Docs

California Attorney General Xavier Becerra hit the federal government with a Freedom of Information Act lawsuit in California federal court Wednesday, alleging it has failed to hand over documents concerning new conditions put on public safety grants meant to force so-called sanctuary cities to cooperate with federal immigration enforcement activity. Read more »

TELECOMMUNICATIONS

In Blow To Comcast, Vermont Finds It Can Regulate VoIP

The Vermont Public Utility Commission asserted its authority to regulate Voice over Internet Protocol services Wednesday, rejecting Comcast's arguments that VoIP counts as an "information" service over which it has limited regulatory authority, and set up further proceedings to determine how VoIP services will be governed in the state. Read more »

Clyburn Calls Out FCC For Alleged Anti-Competitive Bent

Democratic Commissioner Mignon Clyburn lashed out against the Federal Communications Commission's current approach to measuring and encouraging a competitive media environment on Wednesday, saying the FCC's competition policy "needs a makeover." Read more »

FCC Chief Praises Legislation To Speed 911 Connections

Federal Communications Commission Chairman Ajit Pai on Tuesday applauded the Senate's passage of legislation that will require multiline telephone systems to allow users to call 911 without first entering a dial-out code. Read more »

House Introduces Bill To Add Spectrum For Commercial Use

A bipartisan pair in the House of Representatives introduced a bill Wednesday intended to increase spectrum availability for commercial use, as well as change how current spectrum is allocated. Read more »

W.Va. City Can't Make Cable Co. Hide Tax On Subscriber Bills

A West Virginia municipality cannot prevent a cable provider from itemizing a local tax on subscribers' bills, the Federal Communications Commission has ruled, rejecting the city's claim that the company's listing of a pass-through tax on billing

U.S. Department of Education
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court

documents runs afoul of the Federal Communications Act. Read more »

WHITE COLLAR

Senators Call For Investigation Of USOC Over Nassar Scandal

A bipartisan group of U.S. senators said Wednesday they have opened a congressional investigation into the U.S. Olympic Committee and USA Gymnastics over the groups' response to allegations of sexual abuse by former gymnastics team doctor Larry Nassar, who has pled guilty to several criminal charges tied to sexual abuse of young women and children. Read more »

Gates Attys Cite 'Irreconcilable Differences' In Withdrawal

The public got a peek into why attorneys for Richard Gates III, the indicted business partner of President Donald Trump's former campaign chairman, asked to quit the case after four months' work when a D.C. federal judge on Wednesday unsealed a note citing "irreconcilable differences." Read more »

EXPERT ANALYSIS

DC Circ. CFPB Decision Is A Big Win For Industry

In PHH v. Consumer Financial Protection Bureau, the D.C. Circuit recently held that the structure of the CFPB is constitutional. The U.S. Supreme Court will likely have the last word on the separation-of-powers issue, but the D.C. Circuit's holdings on the Real Estate Settlement Procedures Act and fair notice will likely stand, say attorneys with Morrison & Foerster LLP. Read more »

How California Energy Laws Changed In 2017: Part 2

The laws relating to energy that were enacted during the 2017 California state legislative session will bring a host of changes to existing state programs and policies. Interested stakeholders must familiarize themselves with the state's new policies on solar consumer protection, emerging technologies, zero-emission vehicles and retail utilities, say attorneys with Morgan Lewis & Bockius LLP. Read more »

Smart Contracts Need Smart Corporate Lawyers

Given the operational and security risks involved, and the substantial digital asset values transacted, the rise of distributed ledger technology and smart contracts will create new opportunities and responsibilities for transactional lawyers, say attorneys with Potter Anderson Corroon LLP. Read more »

LEGAL INDUSTRY

Andrews Kurth, Hunton & Williams Leaders Agree On Merger

A long-rumored combination between Andrews Kurth Kenyon LLP and Hunton & Williams LLP is advancing toward the finish line, as leaders at both firms recently signed an agreement to merge, sources familiar with the deal told Law360 on Wednesday. Read more »

Linklaters' Top Ranks See Gender Pay Gap

Linklaters on Wednesday became the first Magic Circle law firm to reveal its 2017 gender pay gap data ahead of an April deadline, complying early with government reporting requirements and revealing a discrepancy among its highest-paid employees. Read more »

Vinson & Elkins Associates To Get Cravath-Scale Bonuses

Houston-based Vinson & Elkins LLP announced in a memo made public Wednesday that its associates would receive bonuses matching or in some cases exceeding those on the now-familiar scale established by Cravath Swaine & Moore LLP, which has remained the market standard for several BigLaw firms. Read more »

Feature

4 Places BigLaw Is Putting Its Tech Budget Dollars

Many law firms decided to increase their technology budgets in the past year. Here, Law360 takes a look at where BigLaw is putting its dollars. Read more »

Texas Firm With Same Initials Didn't Infringe TM, Judge Rules

A Texas personal injury law firm can't stop lawyers with the same initials as its partners from using the initials in their marketing materials, according to a ruling in a state court case over whether using initials creates a valid common-law trademark in the Lone Star State. Read more »

Law360's 2018 Editorial Board Selection Survey

Law360 is looking for avid readers of our publications to serve as members on our 2018 editorial advisory boards. Read more »

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Allen & Overy
Andrews Kurth Kenyon
Cadwalader Wickersham
Cahill Gordon
Cleary Gottlieb
Clifford Chance
Colombo & Colombo
Cooper & Kirk
Covington & Burling
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Davis Polk
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Florio Perrucci
Freshfields
Fried Frank
Herbert Smith Freehills
Hunton & Williams
K&L Gates
Kasowitz Benson

Katten Muchin
Kay Casto
Loeb & Loeb
Mahendru PC
Milbank Tweed
Morgan Lewis
Morrison & Foerster
Much Shelist
Mumphrey Law Firm LLC
Paul Weiss
Potter Anderson
Proskauer Rose
Shearman & Sterling
Shoosmiths LLP
Simpson Thacher
Skadden
Troutman Sanders
Vinson & Elkins
Weil Gotshal
Wiley Rein
Willkie Farr
Winston & Strawn

COMPANIES

AT&T Inc.
Air Transport Association of America
American Bar Association
American Civil Liberties Union
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CTIA
Cable News Network Inc.
Cara Operations Ltd.
Coinbase Inc.
Comcast Corporation
Consumer Federation of America
Delta Air Lines Inc.
Facebook
Google Inc.
International Brotherhood of Teamsters
Los Angeles Department of Water and Power
Lowe's Companies, Inc.
Microsoft Corporation
Murray Energy Corp.
National Association of Consumer Advocates
Northern Mariana Islands Retirement Fund
PG&E Corporation
PHH Corporation
Parx Casino
Penn National Gaming Inc.
PhRMA
Public Knowledge

Southern California Edison
Southern California Gas Co.
Suddenlink Communications
Sunoco
Tesla Motors Inc.
Texas RioGrande Legal Aid Inc.
The Cordish Companies Inc.
United States Olympic Committee
Verizon Communications
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
Federal Communications Commission
U.S. Supreme Court
Consumer Financial Protection Bureau
Executive Office of the President
Federal Trade Commission
U.S. Senate
Army Corps of Engineers
European Commission
European Union
Securities and Exchange Commission
U.S. Army
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
Arkansas Game & Fish Commission
California Air Resources Board
California Energy Commission
California Public Utilities Commission
Commodity Futures Trading Commission
Congressional Budget Office
Council on Environmental Quality
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NAFTA
National Labor Relations Board
National Telecommunications and Information Administration
New York State Department of Financial Services
Office of Justice Programs
Pennsylvania Department of Health
U.S. Customs and Border Protection
U.S. Department of Education
U.S. House Committee on Energy and Commerce
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U.S. Office of Government Ethics

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Wed 9/5/2018 9:01:25 AM
Subject: US Banks Need to Think Like VCs

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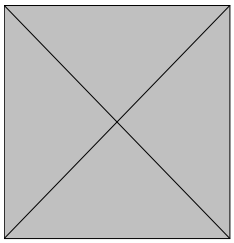
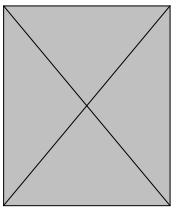
OPINION

To Realize the Promise of Open Banking, US Banks Need to Think Like VCs



Fintech is one of the most globalized industries in the world. Your take on its dynamism depends very much on what part of the world you're looking at. One of the biggest developments in fintech in 2018 was Open Banking in the United Kingdom... Read more



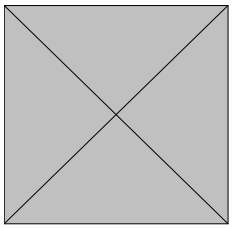
COMCAST WHITE PAPER

Branch Optimization For Financial Services

Banks and financial services companies increasingly are under pressure to do more with less. Download your free copy

FUTURE OF BANKING

Why the Banking Industry Is Where to Invest



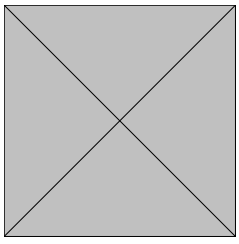
If you are working at a bank, like most Banking Exchange readers, market forecasts for 2019 are in your favor. "An economic contraction in the near term seems remote", said David Kostin of Goldman Sachs last month. Consumer confidence is at a 20 year high. Read more

ONESPAN WHITE PAPER

Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

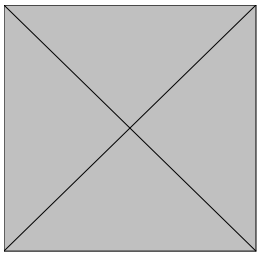
Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year and year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your free copy

Resume Tips For an Entry Position in the Banking Industry



You may be asked by friends what is the best way for a young professional to break into the banking industry. With any entry position, a resume that stands out is an important step. Here are some suggestions. Read more

Banking Customers' Biggest Financial Concern is Retirement



While home loans and car loans may be in front of mind for some regional banks, their customers seem to have a bigger concern. Bankrate.com released a survey that found that Americans' greatest financial concern is actually having enough to retire.
Read more

Forward to a Friend

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FEATURED STORIES

Citizens United Turns Six

Today is the sixth anniversary of the *Citizens United* ruling. But it would be unfair to blame the dismal state of campaign finance on that decision alone. *Citizens United* is just one in a series of rulings from the Roberts Court that undermined democracy.

Read Now »

Fighting Fraud While Helping Voters

A new Brennan Center report shows that elections can be secure without disenfranchising voters.

Read Now »

THE TOP 3

New Book: The Fight to Vote

For two centuries, Americans have struggled to build a democracy. Brennan Center President Michael Waldman's new book is now available for pre-order.

Lawmakers Push Privacy Protection Efforts

Lawmakers in 16 states and the District of Columbia announced legislative efforts this week to protect Americans from intrusion into their personal data by schools, employers, or government.

Despite Settlement, NYPD Needs Oversight

New York City's agreement to settle two suits challenging police surveillance of Muslims has some genuine reforms. But the settlement must be seen as only one element of broad oversight.

FROM OUR FELLOWS

Bleeding Kansas

If you want to understand how implausible it is to believe that the Supreme Court will abolish the death penalty, look no further than Wednesday's *Kansas v. Carr* decision, writes Andrew Cohen.

How the SEC Can Uncover Secret Money

Despite restrictions set by Congress, the SEC can still take action on revealing corporate political spending, argues Ciara Torres-Spelliscy.

Learn more about our fellows »

FEATURED EVENT

Struggling for Air: A Book Talk with Richard L. Revesz

On Wednesday, February 17 at New York University School of Law, the Brennan Center will host a book talk with Professor and Dean Emeritus of NYU School of Law, Richard L. Revesz. He will discuss his new book, *Struggling for Air: Power Plants and the "War on Coal."* Professor Revesz

chronicles the Environmental Protection Agency's five-decade struggle to clean up the nation's coal fired power plants.

STAT OF THE WEEK

600

Million dollars spent secretly in federal elections since the 2010 Citizens United decision.

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FEATURED TWEETS @BrennanCenter

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An open call to policymakers: Lets employ solutions to maintain integrity of elections AND keep voter access open. http://trib.al/zmTrVD4

@BrennanCenter • Jan 19

Outside spending by dark money groups has boomed since 2007 Wisconsin Right to Life decision http://trib.al/Ae9vCci

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@BrennanCenter • Jan 16

Last few yrs of campaign financing are 'aberrant result of a single swing vote' on #SCOTUS: http://trib.al/YtV8nR1

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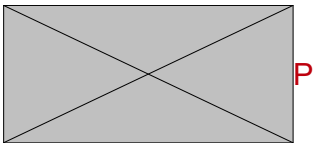

PUBLIC POLICY.

Thursday, August 2, 2018

TOP NEWS

Government Follows The Money In Manafort Trial

Multiple witnesses testified Wednesday to receiving hundreds of thousands of dollars in payments from offshore entities controlled by former Trump campaign chairman Paul Manafort for purchases of high-end clothing, luxury cars and home improvements as prosecutors sought to illustrate how Manafort used undeclared earnings from his work in Ukraine to fund his lavish lifestyle. Read full article »

Judiciary Chair Hints At Early Sept. Hearing For Kavanaugh

Senate Judiciary Chairman Chuck Grassley said Wednesday that he wants U.S. Supreme Court nominee Brett Kavanaugh confirmed by the start of the high court's next term in October after a confirmation hearing next month. Read full article »

Feature

Kavanaugh Before The Bench: Kirkland & Ellis

D.C. Circuit Judge Brett Kavanaugh's resume has a line that's unusual for a U.S. Supreme Court nominee: experience working in BigLaw. Here, Law360 looks at his time at Kirkland & Ellis LLP and what the work he did there on the controversial and headline-grabbing Elián González case tells us about his views on Chevron deference. *This is the second installment of a three-part series.* Read full article »

GOP Request For Kavanaugh Docs Omits Over 1M Pages

The National Archives said Wednesday it has more than 1 million pages of records related to Judge Brett Kavanaugh's time as staff secretary to President George W. Bush, prompting additional outrage that Senate Judiciary Chairman Chuck Grassley, R-Iowa, wants to advance the U.S. Supreme Court nominee without releasing any more of those documents. Read full article »

Sens. 'Weary' Of Court Nominees' Evasive Answers

The U.S. Senate Judiciary Committee's frustration with efforts to pin down nominees' judicial philosophies came to a head at a hearing Wednesday when senators knocked New York federal court candidates for giving vague answers to direct questions. Read full article »

Ark. Lawmakers Probe Labaton's $4M 'Referral Fee' To Atty

A Massachusetts federal judge who has questioned the links between Labaton Sucharow LLP, an Arkansas public pension fund and a lawyer who was paid at least $4.1 million for making an introduction revealed on Wednesday that the Arkansas Legislature is investigating and has sought access to sealed documents. Read full article »

BANKING & SECURITIES

Ex-Energy Exec Warned Over Delays In SEC Probe

A D.C. federal judge warned an ex-Viking Energy Group executive Wednesday that

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Holwell Shuster
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Jones Day
Kanner & Whiteley
Keker Van Nest & Peters
Kellogg Hansen
Kirkland & Ellis
Labaton Sucharow
Latham & Watkins
Lieff Cabraser
Linklaters
Manatt Phelps

he could be held in contempt of court if he doesn't comply with U.S. Securities and Exchange Commission subpoenas for deposition testimony and documents covering a fraud investigation into his former company. Read full article »

ENERGY & ENVIRONMENTAL

Senate Grills EPA Chief On Auto Emissions, Renewable Fuels

The U.S. Environmental Protection Agency's new acting head faced off Wednesday with senators who largely focused their questions on policy matters such as renewable fuel requirements and the possible rollback of Obama-era vehicle emissions standards, a departure from recent hearings that often spotlighted former Administrator Scott Pruitt's ethical issues. Read full article »

EPA Says It Doesn't Plan To Revisit 2015 Ozone Rule

The U.S. Environmental Protection Agency said in a court filing Wednesday that it "does not intend" to revisit a 2015 rule that tightened ozone standards, answering a lingering question that had both industry and environmental groups on edge. Read full article »

DOI, Enviros, Tribe Ask Justices To Pass On Uranium Ban

The federal government, environmental groups and a Native American tribe have urged the U.S. Supreme Court to not review a Ninth Circuit decision that had upheld the U.S. Department of the Interior's moratorium on uranium mining on more than 1 million acres around Grand Canyon National Park. Read full article »

NJ Targets Cos. With Pollution Suits, Some First Since '08

New Jersey officials on Wednesday hit Bristol-Myers Squibb Co., Hess Corp., Verizon New Jersey Inc. and other parties with a total of six lawsuits over pollution at sites across the Garden State, with three of the cases representing the first of their kind in a decade. Read full article »

MEDIA & ENTERTAINMENT

Charter May Have To Cough Up NCTA Docs To NY AG

A New York state appeals judge told Charter Communications that it can't necessarily withhold communications with telecom trade association NCTA from the state attorney general's office in a false advertising suit over the cable company's purported internet speeds. Read full article »

INSURANCE

Insurers Get Green Light To Sell ACA-Skirting Policies

The Trump administration on Wednesday gave health insurers the green light to sell lengthier policies that don't include Affordable Care Act benefits and protections, asserting that slimmer coverage will help consumers who've been priced out of ACA marketplaces. Read full article »

REAL ESTATE

SF Lawmakers Propose Ban On Tech Worker Cafeterias

Two San Francisco supervisors have introduced an ordinance that would ban the construction of employee cafeterias in new office developments for technology companies now pouring into the city from Silicon Valley, saying the legislation would help support the local restaurant industry by prohibiting nonretail eateries from opening in the new buildings. Read full article »

EMPLOYMENT

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Pugh Jones
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Schwerin Campbell
Sidley Austin
Simpson Thacher
Skadden
Taft Stettinius
Thornton Law Firm LLP
Troutman Sanders
Wachtell Lipton
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Willkie Farr
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COMPANIES

America's Health Insurance Plans
American Cable Association
American Chemistry Council Inc.
American Conference Institute
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
American Immigration Lawyers Association
American Petroleum Institute Inc.
Bristol-Myers Squibb Co.
CVR Energy Inc.
Caesars Entertainment
Center for Biological Diversity
Charter Communications Inc.
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Citigroup Inc.
Comcast Corporation
Communications Workers of America
Conference of State Bank Supervisors
Corinthian Colleges, Inc.
DeVry Inc.
Deutsche Bank AG
Education Management Corporation
Francisco Partners
Franklin Resources Inc.
General Motors
Goldman Sachs Group Inc.
Hess Corporation

Full 9th Circ. Says Wash. Family Leave Law Not Preempted

The full Ninth Circuit ruled Wednesday that an Alaska Airlines flight attendant's fight to use accrued vacation days for family medical leave purposes, which is allowed under Washington state law, wasn't grounded in the interpretation of a collective bargaining agreement so it's not preempted by federal law. Read full article »

NLRB May Backpedal On Unions' Use Of Company Email

Workers may soon lose the use of their employers' email systems for union business after President Donald Trump's appointees to the National Labor Relations Board on Wednesday put out a call for comment on rescinding or revising a 2014 ruling in a case involving sign-language interpreting company Purple Communications. Read full article »

Mass. Lawmakers Send Noncompete Overhaul To Gov. Baker

Massachusetts employers that enforce noncompete agreements would be required to continue paying certain workers for a year after they quit under a bill that legislators passed Wednesday largely aimed at curtailing the provisions. Read full article »

CONSUMER PROTECTION

Analysis

Devil Is In Details On OCC Fintech Charter, Attys Say

The Office of the Comptroller of the Currency's decision to move forward with its proposed fintech charter has come as welcome news to boosters of the financial technology industry, but financial services attorneys say the agency's announcement still leaves some uncertainty in the air. Read full article »

GOVERNMENT CONTRACTS

US Atty For Pa. Creates Civil Enforcement Strike Force

The U.S. attorney for Eastern Pennsylvania announced on Wednesday he is establishing an Affirmative Civil Enforcement Strike Force to investigate and prosecute the abuse of government programs — including health care and procurement fraud — plus enforce civil rights statutes and combat the opioid crisis. Read full article »

AEROSPACE & DEFENSE

Senate Sends $717B Defense Bill To Trump's Desk

The U.S. Senate on Wednesday easily passed the $717 billion National Defense Authorization Act for 2019, sending to President Donald Trump the massive annual defense bill to be signed into law at the earliest point in more than four decades. Read full article »

White House Sets Out 2020 R&D Focus For US Agencies

The White House released its annual list of federal research and development budget priorities, saying it will look to agencies to promote innovation in areas such as national security, artificial intelligence, medical advancements and "energy dominance." Read full article »

INTERNATIONAL TRADE

Trump Mulling Tariff Hike On $200B Of Chinese Goods

President Donald Trump is considering hiking his proposed tariffs on $200 billion of

Huawei Technologies
InterContinental Hotels Group PLC
International Swaps and Derivatives Association
LegalZoom.com Inc.
Lexmark International, Inc.
Murray Energy Corp.
Muzinich
National Association of Manufacturers
National Consumer Law Center
National Mining Association
National Parks Conservation Association
Natural Resources Defense Council
Navient Corp.
Neuberger Berman
Oath Inc.
Physicians for Social Responsibility
SLM Corp.
Seal Software Ltd.
Sierra Club
Spectrum Management Holding Co.
Square Inc.
State Street Corp.
Transworld Systems Inc.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications Inc.
YouTube Inc.
ZTE Corp.
eBay Inc.

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Bureau of Land Management
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Connecticut Department of Banking
Consumer Financial Protection Bureau
Council on Environmental Quality
Defense Information Systems Agency
Department of Commerce
Executive Office of the President

Chinese goods from 10 percent to 25 percent in an escalating dispute over Beijing's intellectual property rules, the U.S. government's top trade official said Wednesday. Read full article »

Sens. Propose Bipartisan Bill To Curb Trump's Tariff Powers

Two Senate Republicans and a Democrat introduced a bill Wednesday aimed at curbing the authority by which President Donald Trump has imposed tariffs on steel and aluminum based on concerns over national security. Read full article »

WHITE COLLAR

Ill. Clerk Personally Led Pay-To-Play Plot: FBI Affidavit

An affidavit written by an FBI agent investigating allegations of job-buying in Cook County Circuit Court Clerk Dorothy Brown's office described a "corrupt environment" where the clerk personally hired each of her 2,300 employees and picked up payments from a bagman, according to a court filing. Read full article »

TAX

Senate Panel Approves Treasury, IRS Nominations

The Senate Finance Committee on Wednesday approved President Donald Trump's nominations for deputy secretary of the Treasury Department and chief counsel for the Internal Revenue Service. Read full article »

IRS Floats Rules For Transition Tax On Foreign Earnings

The U.S. Department of Treasury dashed many corporate taxpayers' hopes on Wednesday, nixing suggested exceptions or potential areas for wiggle room in regulations to determine how to impose a one-time transition tax on the accumulated earnings of U.S. multinationals' foreign subsidiaries as part of 2017's federal tax overhaul. Read full article »

IMMIGRATION

9th Circ. Upholds Calif. Counties' Sanctuary City Win

President Donald Trump's executive order cutting off certain federal public safety grants to so-called sanctuary cities oversteps Congress' appropriations powers under the Constitution, the Ninth Circuit ruled on Wednesday in a case brought by two California counties. Read full article »

DOJ Appeals New Injunction In Chicago Sanctuary City Case

The Trump administration will appeal the entry of a permanent nationwide injunction against new conditions it put on a public safety grant that so-called sanctuary cities have criticized as an attempt to force them to comply with federal immigration policy, according to a notice filed Wednesday. Read full article »

NATIVE AMERICAN

Bill Would Jack Up Fines For Disturbing Native Graves

U.S. Rep. Todd Rokita, R-Ind., has introduced a bill that would increase civil penalties for violations of a federal law governing Native American human remains, burial objects, and other sacred and cultural items. Read full article »

New 'Calexit' Would Give Half Of Calif. To Native Americans

The organizers of a campaign to have California secede from the United States announced a revamped plan on Wednesday that would involve giving roughly half the land in the state back to Native Americans. Read full article »

Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve Bank of New York
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Fish and Wildlife Service
Internal Revenue Service
Massachusetts Legislature
National Archives and Records Administration
National Labor Relations Board
National Park Service
New Jersey Department of Environmental Protection
New Jersey Supreme Court
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations
World Trade Organization

TELECOMMUNICATIONS

Indie Programmers Urge FCC To Keep Leased Access Rules

Independent programmers and their advocates asked the Federal Communications Commission to preserve rules that require major cable companies to reserve channel capacity for them, saying the commission must continue to offer a way for them to break into the increasingly monopolized pay-TV market. Read full article »

EXPERT ANALYSIS

Series

Clerking For Ginsburg: The Equality Lessons

In 1993, Ruth Bader Ginsburg was confirmed to the U.S. Supreme Court, and I began my two-year clerkship with her. In her first opinion as a justice, and in dozens since, Justice Ginsburg reminded us how the law needs to operate if equality is to be a reality, says Margo Schlanger, a professor at the University of Michigan Law School. Read full article »

Federal Inaction And State Activity: Student Loan Edition

As a result of waning federal involvement, states have increased their roles in the regulation and litigation of private student loans, and servicers and lenders now confront an amorphous environment policed by a diverse cast. And with student loan defaults rising, state enforcement activities may not be the only increase in litigation the industry sees, say attorneys at Troutman Sanders LLP. Read full article »

DOJ Expands Efforts To Encourage FCPA Self-Reporting

The U.S. Department of Justice's announcement last week that it intends to apply its Foreign Corrupt Practices Act corporate enforcement policy to successor entities in M&A marks a continuation of its recent efforts to incentivize disclosure and cooperation. However, uncertainty still remains, say James Gatta and Derek Cohen of Goodwin Procter LLP. Read full article »

California's Consumer Privacy Act Vs. GDPR

While the drafters of the California Consumer Privacy Act looked to Europe's General Data Protection Regulation as a model, they did not parrot the GDPR's language, adopt all of its requirements or limit themselves to the GDPR's provisions. There are some key similarities and differences to keep in mind, says Grant Davis-Denny of Munger Tolles & Olson LLP. Read full article »

Strategies For Dealing With US-China Tariffs

Increasing U.S. and Chinese tariffs have magnified the challenges of doing business internationally, particularly for small and medium-sized enterprises. But review of products' tariff classifications, the public comment process for proposed tariffs, and tariff exemption applications all provide companies with opportunities to reduce harm, say Russell Menyhart and Ying Zhu of Taft Stettinius & Hollister LLP. Read full article »

Opinion

A Decade Of US Patent Reform Must Not Be Undone

Recent reforms in America's patent system have nurtured a remarkable burst of American innovation. Despite this, legislation has been filed in Congress that would effectively repeal the America Invents Act and overturn a number of U.S. Supreme Court decisions, says John Thorne of the High Tech Inventors Alliance. Read full article »

LEGAL INDUSTRY

The 5 Law Firms Corporate Clients Recommend Most

Despite hundreds of firms to choose from, five names come out on top when decision makers at large corporations think about the legal shops worth

recommending to peers, according to a new report published Wednesday. Read full article »

Icahn Depos Took Heated Turn, CVR And Wachtell Tell Judge

In the latest round of a deposition battle in a long-running malpractice dispute between CVR Energy Inc. and Wachtell Lipton Rosen & Katz, both sides told a New York federal judge Wednesday that there were issues with a deposition of former CVR majority stockholder Carl Icahn. Read full article »

Legal Tech Download: LegalZoom Snags $500M Investment

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments. Read full article »

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Sidley Austin
Akin Gump
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Cadwalader Wickersham
Caplin & Drysdale
Choate
Coffey Burlington
Cooley
Cravath Swaine
DLA Piper
Davis Polk
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Epstein Becker Green
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Gibson Dunn
Goodwin
Hogan Lovells
Holwell Shuster
Hudson Cook
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Kanner & Whiteley
Keker Van Nest & Peters
Kellogg Hansen
Kirkland & Ellis
Labaton Sucharow

Lieff Cabraser
Linklaters
Manatt Phelps
McGuireWoods
Munger Tolles
Nixon Peabody
Orrick Herrington
Pugh Jones
Riley Safer
Schwerin Campbell
Simpson Thacher
Skadden
Taft Stettinius
Thornton Law Firm LLP
Troutman Sanders
Wachtell Lipton
Weinberg Roger
Willkie Farr
WilmerHale

COMPANIES

Charter Communications Inc.
Sierra Club
Spectrum Management Holding Co.
America's Health Insurance Plans
American Cable Association
American Chemistry Council Inc.
American Conference Institute
American Federation of Labor and Congress of Industrial Organizations
American Hospital Association
American Immigration Lawyers Association
American Petroleum Institute Inc.
Bristol-Myers Squibb Co.
CVR Energy Inc.
Caesars Entertainment
Center for Biological Diversity
Chevron Corp.
Chiquita Brands International Inc.
Citigroup Inc.
Comcast Corporation
Communications Workers of America
Conference of State Bank Supervisors
Corinthian Colleges, Inc.
DeVry Inc.
Deutsche Bank AG
Education Management Corporation
Francisco Partners
Franklin Resources Inc.
General Motors
Goldman Sachs Group Inc.
Hess Corporation

Huawei Technologies
InterContinental Hotels Group PLC
International Swaps and Derivatives Association
LegalZoom.com Inc.
Lexmark International, Inc.
Murray Energy Corp.
Muzinich
National Association of Manufacturers
National Consumer Law Center
National Mining Association
National Parks Conservation Association
Natural Resources Defense Council
Navient Corp.
Neuberger Berman
Oath Inc.
Physicians for Social Responsibility
SLM Corp.
Seal Software Ltd.
Square Inc.
State Street Corp.
Transworld Systems Inc.
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Verizon Communications Inc.
YouTube Inc.
ZTE Corp.
eBay Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Bureau of Investigation
Securities and Exchange Commission
Executive Office of the President
Internal Revenue Service
National Park Service
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Senate
Bureau of Indian Affairs
Bureau of Land Management
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Connecticut Department of Banking
Consumer Financial Protection Bureau
Council on Environmental Quality
Defense Information Systems Agency

Department of Commerce
Federal Communications Commission
Federal Reserve Bank of New York
Federal Reserve System
Federal Trade Commission
Financial Conduct Authority
Fish and Wildlife Service
Massachusetts Legislature
National Archives and Records Administration
National Labor Relations Board
New Jersey Department of Environmental Protection
New Jersey Supreme Court
New York Attorney General's Office
New York State Department of Financial Services
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
U.S. Customs and Border Protection
U.S. Department of Education
U.S. Department of Energy
U.S. Department of the Treasury
U.S. Forest Service
U.S. House of Representatives
United Nations
World Trade Organization

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From: Banking Exchange
Sent: Tue 1/20/2015 8:10:08 PM
Subject: Webinar Thursday: Opportunities from EMV Rollout

Webinar: EMV Rollout Presents Unique Opportunities for Banks - Register Now >

The rollout of EMV (smart) cards and terminals in 2015 will have a significant impact on reducing card-present fraud. It may also cause a surge in card-not-present or other types of fraud as criminals shift to easier targets.

The smart-card rollout presents banks with a unique opportunity to engage with customers. Banks need to be prepared not only to explain what the new cards are and do, but discuss the possible outcomes, and how the bank can assist.

Join us for this 60-minute interactive webinar. We'll update you on the impact of EMV rollout and how best to engage with customers.

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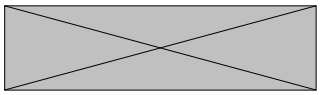
This webinar will reveal how banks can:

- Be prepared for the possible outcomes of the EMV rollout
- Reinforce retail customers' trust by communicating with them about the significance of this change
- Strengthen ties with merchant customers



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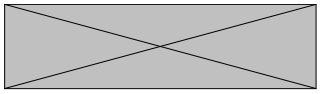

Date: Thursday, January 22, 2015

Time: 1:00 pm EST - 10:00 am PST

Speakers:

Al Pascual
Director, Fraud and Security, Javelin Strategy & Research

Brian Higgins
First Vice President, Product and e-Banking Director, First Financial Bank, Cincinnati

Eric D. Warbasse
Senior Director, Financial Services Strategy, LifeLock

Moderator:

Bill Streeter
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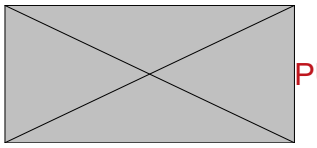

PUBLIC POLICY.

Wednesday, January 30, 2019

TOP NEWS

Sen. Graham Agrees To Press AG Pick On Mueller Probe

Senate Judiciary Committee Chairman Lindsey Graham, R-S.C., drew support from his Democratic colleagues Tuesday when he promised to ask U.S. attorney general nominee William Barr whether he'll release damaging information on President Donald Trump that may surface within the special counsel's investigation. Read full article »

Stone Pleads Not Guilty As Feds Prepare For 'Complex Case'

Roger Stone pled not guilty in D.C. federal court Tuesday to a seven-count grand jury indictment stemming from the Russia probe, as prosecutors said they are ready to proceed with a "complex case" against the Trump campaign operative. Read full article »

9th Circ. Allows Row Over ACA Birth Control Rules To Proceed

A Ninth Circuit order that left intact but narrowed a block on the Trump administration's interim rules allowing employers to opt out of covering contraception is now open to challenge, with a panel lifting a stay that had postponed the parties' deadlines for seeking review amid the government shutdown. Read full article »

Loretta Lynch To Next AG: Admit Mistakes, Be Transparent

Former U.S. Attorney General Loretta Lynch on Tuesday advised the federal government's next top lawyer to acknowledge mistakes and provide the American people with as much transparency about the Department of Justice as possible. Read full article »

EPA, Enviros Square Off Over Coal Ash Rule Deadlines

The U.S. Environmental Protection Agency on Tuesday opposed a request by environmental groups to toss deadline extensions for companies to comply with part of the coal ash disposal rule, while the groups said the agency's bid to reexamine the issue would waste valuable time. Read full article »

BANKING & SECURITIES

NY's Vullo Mum On What's Next As She Heads For Exit At DFS

Maria T. Vullo, the outgoing head of the New York State Department of Financial Services, said Tuesday that she feels "very good" about what she's accomplished as she prepares to step down as the state's top banking and insurance regulator, but left open the possibility that she might one day seek a return to government service. Read full article »

ENERGY & ENVIRONMENTAL

Auto Dealers Sue Colo. Over Use Of Calif. Emission Standards

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Alston & Bird
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Bryan Cave
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Calfo Eakes
Carlson Lynch
Choate
Cleary Gottlieb
Covington & Burling
Day Pitney
Dechert
Duane Morris
Earthjustice
Eisner APC
Epstein Becker Green
Eversheds Sutherland
Fine Kaplan
Foley & Lardner
Foster Pepper
Freeman Mathis
Gibson Dunn
Gordon & Rees
Greenberg Traurig
Hall Huguenin
Halloran Farkas
Holland & Knight
Hunton Andrews Kurth
Jomarron Lopez
Jones Day

Colorado auto dealers on Monday sued the state over its decision to adopt California's low emission vehicle standards, arguing the process was rife with errors, including a failure to properly produce an economic analysis and a vehicle emission control study. Read full article »

HEALTH & LIFE SCIENCES

Feature

HHS Report Card: Attys Grade Health Secretary's 1st Year

After 365 days atop the U.S. Department of Health and Human Services, Alex Azar is getting grades that range from satisfactory to sterling, with health care attorneys crediting the HHS secretary for battling high drug prices despite his Big Pharma background. Read full article »

Grassley Vows Scrutiny Of Rising Insulin Prices

Chuck Grassley, the chairman of the U.S. Senate Finance Committee, indicated at a Tuesday hearing that he wants to look at the issue of insulin price increases, saying diabetes patients shouldn't have to reduce their medication just "to save money." Read full article »

MEDIA & ENTERTAINMENT

Lawmakers Relaunch Bills Criminalizing Doping Conspiracies

Congress members introduced bills Tuesday that would make it a federal crime to take part in a doping fraud conspiracy to affect an international sports competition such as the Olympics, potentially expanding the reach of U.S. law amid an alleged Russian state-sponsored doping scheme, though it appears to fall short of criminalizing doping itself. Read full article »

TRANSPORTATION & INFRASTRUCTURE

Feature

Autonomous Car, Drone Cos. Navigate New Compliance Risks

As self-driving vehicles and unmanned aircraft systems hit the nation's roads and skies, the companies invested in these new technologies are grappling with still-evolving safety and regulatory concerns that will open them up to new compliance and legal risks. Here, Law360 examines some of the compliance concerns linked to emerging technology in the transportation sector. Read full article »

Railroads Ask High Court To Put Brakes On Amtrak's Power

The Association of American Railroads is asking the U.S. Supreme Court to take up its constitutional challenge to a federal statute allowing Amtrak to help the Federal Railroad Administration set performance and scheduling standards along the nation's railways, which the D.C. Circuit recently upheld. Read full article »

EMPLOYMENT

40-Year NLRB Veteran Leaving Agency In February

In February, Linda J. Dreeben will step down as the deputy associate general counsel for the National Labor Relations Board's appellate and U.S. Supreme Court litigation branch after a career of more than 40 years at the agency. Read full article »

COMPETITION

DOJ Gives Fast-Food Chains Ammo Against No-Poach Suits

The U.S. Department of Justice appears poised to undermine a key argument for workers accusing fast-food chains of anti-competitive no-poach agreements that inhibit

K&L Gates
Keller & Benvenutti
Kilpatrick Townsend
King & Spalding
Kirkland & Ellis
Klasko Immigration Law Partners
Lawyers' Committee for Civil Rights
LeClairRyan
Lewis Brisbois
Lieff Cabraser
Locke Lord
Lukins & Annis
Manatt Phelps
Mayer Brown
Milberg Tadler
Morrison Cohen
Nelson Mullins
O'Melveny & Myers
Paul Weiss
Pepper Hamilton
Perkins Coie
Ropes & Gray
Shook Hardy
Squire Patton Boggs
Steptoe & Johnson LLP
Thompson Hine
Walden Macht
Waller Lansden
Weil Gotshal
Whiteford Taylor
Wiley Rein

COMPANIES

AAR Corporation
Advanced Energy Economy
Aetna Inc.
AlixPartners
Alliance Defending Freedom
American Academy of Actuaries
American Bar Association
American Chemistry Council Inc.
American Council of Life Insurers
American Diabetes Association
American Federation of Labor and Congress of Industrial Organizations
American Federation of Teachers
Apple Inc.
Association of American Railroads
Auntie Anne's Inc.
Bank of America Corp.

individual franchises from hiring each others' employees. Read full article »

Regulators See Retrospective Deal Reviews As Helpful In Tech

Retrospective deal reviews could be a useful way to keep an eye on ongoing changes in the technology industry, particularly within a couple of years of a media transaction's approval, two key regulators from the Federal Trade Commission and U.S. Department of Justice suggested Tuesday. Read full article »

CYBERSECURITY & PRIVACY

Intel Heads Warn Of Foreign Interference In 2020 Elections

The heads of the U.S. intelligence community warned Tuesday that foreign actors — including Russia and China — are likely already planning online influence operations aiming to interfere in upcoming U.S. elections and policy. Read full article »

INTERNATIONAL TRADE

New Sanctions Throw Wrench At Venezuela's Creditors

The Trump administration expressed a clear desire on Monday to preserve assets for the Venezuelan opposition leadership as it unveiled sanctions against the country's state-owned oil company, further complicating efforts by the crisis-ridden nation's creditors to collect their debts. Read full article »

Industry Groups Push For Lower Tariffs In Future US-UK Deal

Lower tariffs and a free flow of data took center stage at a public hearing Tuesday hosted by the Office of the U.S. Trade Representative, as industry leaders from major U.S. sectors pushed to break down trade barriers with the United Kingdom in a proposed post-Brexit trade deal. Read full article »

TAX

Dems Unlikely To Act On Tax Corrections Draft, Staffer Says

The Democratic majority on the House Ways and Means Committee is unlikely to take up a technical corrections discussion draft introduced late in the previous Congress, a committee staff member said Tuesday at a conference in Washington, D.C. Read full article »

BANKRUPTCY

Analysis

Ch. 11 Filing Gives PG&E Chance To Douse Future Fire Claims

Pacific Gas and Electric Co.'s bankruptcy filing will enable the utility to consolidate billions of dollars in claims from wildfire victims as well as provide it the opportunity to leverage concessions from California lawmakers that would mitigate the financial risks of future catastrophic blazes, according to experts. Read full article »

Analysis

PG&E's Ch. 11 Brings Rift With FERC Over Power Deals

The Federal Energy Regulatory Commission has touched off a "turf war" with bankruptcy courts by deciding Pacific Gas and Electric Co. can't ditch any of its $42 billion worth of power purchase agreements without the regulator's blessing, a fight with major implications for future clean energy development, experts say. Read full article »

PG&E Files For Bankruptcy In Wake Of Calif. Wildfires

Pacific Gas and Electric Co. went forward Tuesday with its previously announced plans to file for Chapter 11 protection, buckling under an estimated $30 billion in damage liabilities stemming from California's devastating wildfires and vowing to reorganize

Barclays PLC
Bristol-Myers Squibb Co.
Business Software Alliance
CITGO Petroleum Corp.
Citigroup Inc.
Crystallex International Corp
Economists Incorporated
Eli Lilly and Co.
Environmental Integrity Project
Eutelsat Communications SA
Exelon Corporation
Facebook
FirstEnergy Corp.
Google Inc.
Huawei Technologies
Humana Inc.
Instagram Inc.
Intelsat SA
International Olympic Committee
JPMorgan Chase & Co.
Knorr-Bremse AG
Life Partners Holdings Inc.
Lincoln National Corp.
Mexican American Legal Defense and Education Fund
New York City Bar Association
New York University
NextEra Energy Inc.
PG&E Corporation
SES SA
Sierra Club
Speedway LLC
State Farm
Stone Point Capital LLC
T-Mobile USA Inc.
TPG Capital
Take-Two Interactive Software, Inc.
Telecommunications Industry Association
The Blackstone Group LP
The Boeing Company
Transamerica Corp.
Twitter Inc.
U.S. Grains Council
United States Council for International Business
UnitedLex Corp.
Washington Post Co.
Wells Fargo & Co.
World Anti-Doping Agency
YouTube Inc.

with enhanced safety protocols. Read full article »

IMMIGRATION

Student Visa Policy Challengers Allowed To Stay In US

A North Carolina federal judge gave a boost Monday to two people challenging a policy that tightens compliance requirements for student and visitor exchange visas, temporarily barring the government from applying the policy to the pair so they can stay in the country and participate in the case. Read full article »

Citizenship Question Won't Harm 2020 Census, Court Told

The U.S. government disputed a group of advocacy organizations and individuals' claims that adding a citizenship question to the 2020 census would harm minority areas, putting a testifying expert in economics on the stand Tuesday in Maryland federal court to bolster its case. Read full article »

Immigrants Try To Save Challenge To New USCIS Policy

A proposed class of young immigrants has urged a California federal judge not to toss their suit challenging the Trump administration's new policy of clamping down on requests for special immigrant protections for noncitizens from ages 18 to 21 who were abused or neglected, saying the policy change was "not mere clarification of existing law." Read full article »

NATIVE AMERICAN

Sens. Bring Back Bill Fighting Violence Against Native Women

Two senators are taking another crack at legislation aimed at improving law enforcement efforts to investigate and address the abductions and murders of Native American women, saying Monday they are reintroducing a bill that sailed through the U.S. Senate last session but stalled in the House. Read full article »

9th Circ. Backs Calif. County Tax On Leased Tribal Lands

The Ninth Circuit has upheld a lower court ruling that a California county can tax leased tribal trust lands on the Agua Caliente Band of Cahuilla Indians' reservation, saying that circuit court precedent invalidating the tax didn't conflict with the U.S. Supreme Court's test for determining when a state can impose a tax within tribal lands. Read full article »

TELECOMMUNICATIONS

FCC Must Be Wary Of Private Spectrum Proceeds, Rep. Says

The Federal Communications Commission must guard against allowing a group of satellite companies to make millions of dollars in private transactions that would reallocate spectrum to mobile companies hungry for 5G friendly bandwidth, Rep. Mike Doyle, D-Pa., warned Tuesday during the Washington, D.C., State of the Net conference. Read full article »

EXPERT ANALYSIS

An Unclear Path For Microbiome-Based Products At FDA

While U.S. Food and Drug Administration Commissioner Scott Gottlieb has acknowledged growing interest in the therapeutic potential of microbes found in the human body — which make up the so-called microbiome — the agency has thus far provided little clarity on how it will regulate this new field, says Gail Javitt of Epstein Becker Green. Read full article »

NLRB's Latest Take On Protected Employee Activity

Zeughauser Group LLC

GOVERNMENT AGENCIES

Agua Caliente Band of Cahuilla Indians
Bureau of Citizenship and Immigration Services
California Air Resources Board
California Public Utilities Commission
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Colorado Department of Public Health and Environment
Department of Commerce
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Florida Supreme Court
Food and Drug Administration
Illinois Supreme Court
Internal Revenue Service
Joint Committee on Taxation
National Aeronautics and Space Administration
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Institutes of Health
National Labor Relations Board
National Railroad Passenger Corp.
National Science Foundation
National Security Agency
National Telecommunications and Information Administration
New Jersey Supreme Court
New York State Department of Financial Services
New York State Senate
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Office of the U.S. Trade

With its recent decision in Alstate Maintenance, the National Labor Relations Board narrowed the standard for when an individual employee's conduct will be considered "protected concerted activity" under the National Labor Relations Act, taking another step toward restoring the agency's pre-Obama era conservativism, says Daniel Pasternak of Squire Patton Boggs LLP. Read full article »

Looking Back At The Life Settlements Industry In 2018

Last year, the U.S. life settlements industry saw only a few legislative changes, but there were notable developments including stranger-originated life insurance cases, further implementation of key Internal Revenue Code changes, and new privacy and data security laws, say Brian Casey and Thomas Sherman of Locke Lord LLP. Read full article »

National Quantum Initiative Act: A Bid For US Leadership

In recent years, many countries have dedicated substantial resources to quantum research and development in an effort to secure leadership in the field of quantum technology. The National Quantum Initiative Act is a strong step forward for the United States in this arena, say attorneys at K&L Gates LLP. Read full article »

Ill. Biometric Privacy Ruling Is Only The Beginning For BIPA

In its Rosenbach v. Six Flags decision last week, the Illinois Supreme Court addressed the very narrow issue of what it means for a person to be "aggrieved" under the Illinois Biometric Information Privacy Act. There are several important BIPA issues that remain to be litigated, say attorneys with Shook Hardy & Bacon LLP. Read full article »

Opportunity Zones: The Good, The Bad And The Ugly

Although the law of opportunity zones provides an exceptional framework to encourage private equity investment in lower income areas, lack of detailed guidance coupled with significant statutory penalties has delayed project starts. Now deteriorating equity market conditions threaten to dampen the beneficial effects of the legislation, says Kelly Frey of Nelson Mullins Riley & Scarborough LLP. Read full article »

LEGAL INDUSTRY

Analysis

Amid Wave Of Defections, What's Going On With LeClairRyan?

LeClairRyan's equity partnership has shrunk by approximately half in a little over a year, but its problems stretch back longer than that, including years marked by budget shortfalls and shrinking compensation, according to former partners and an arbitrator's award recently filed in Virginia federal court. Read full article »

Milberg Says Ex-Partner's Money Bid Is Harassment

Milberg LLP has asked a New York state court to deny a bid by former partner and convicted felon Steven Schulman for an injunction requiring the firm to continue paying a $15 million settlement, saying the motion is intended to harass the partnership Milberg formed last year. Read full article »

On Int'l Work, In-House Counsel Covet Experts, Not Firms

When working on international matters, some in-house counsel often look to hire a highly specialized expert in a particular jurisdiction over a certain law firm, according to panelists who spoke at a conference Tuesday. Read full article »

Former Alston & Bird Attorney Named Humana GC

A former Alston & Bird LLP associate and 10-year veteran of Humana Inc.'s legal department has been named the health insurance giant's new general counsel, according to an announcement made by the company on Tuesday. Read full article »

Law360 Seeks Members For Its 2019 Editorial Boards

Law360 is looking for avid readers of our publications to serve as members of our 2019 editorial advisory boards. Read full article »

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New York State Department of Financial Services

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U.S. Department of Health and Human Services
U.S. Department of Transportation
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Centers for Medicare & Medicaid Services
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Colorado Department of Public Health and Environment
Executive Office of the President
Federal Aviation Administration
Federal Communications Commission
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Florida Supreme Court
Food and Drug Administration
Illinois Supreme Court
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JUNE 28, 2016

HEALTH CARE

Data Analytics Aids Largest Health Care Fraud Takedown

Attorney General Loretta E. Lynch and Department of Health and Human Services Secretary Sylvia Mathews Burwell announced an anti-fraud task force led by the Justice and Health and Human Services Departments executed the largest takedown of health care fraud in U.S. history, charging 301 individuals in 36 Federal districts for health care schemes equaling $900 million.

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FEDERAL AVIATION AMINISTRATION

Farmers Have Big Concerns About Drone Regulations

Farmers are concerned about some aspects of the Federal Aviation Administration's recent regulations regarding unmanned aerial vehicles. Robert Blair, vice president of agriculture for Measure, one of the nation's leading drone operators, specifically addressed the regulation that states a UAV operator must fly his or her drone within a line of sight.

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DEPARTMENT OF TRANSPORTATION

Columbus, Ohio, Wins Smart City Challenge

Columbus, Ohio, is the winner of the U.S. Department of Transportation's Smart City Challenge and will receive $140 million in new investment to further its initiative. Also, the White House is prompting a call to action for state and local governments to further build on smart city initiatives.

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EMERGING TECH

Alaska Pioneers Microgrid Technology

Small, remote Alaskan villages that are alienated from large power sources increasingly rely on microgrids as a practical energy solution. According to a blog post from Matt Erskine, deputy assistant secretary of the Economic Development Administration, Alaska stands as a leading pioneer in microgrid technology.

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HEALTH AND HUMAN SERVICES

HHS Invests in Tech to Reduce Zika Risk

New investments in pathogen reduction devices may help reduce the risk of transmitting Zika via blood transfusions. The Department of Health and Human Services' Office of the Assistant Secretary for Preparedness and Response will help advance the development of two such reduction technologies.

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TEXAS HEALTH

ACLU Alleges Data Concealment in Texas Abortion Case

The Supreme Court overturned controversial Texas law H.B. 2, which implements regulations on Texas abortion clinics, such as requirements for surgical facilities and for doctors to have admitting privileges at local hospitals. However, the American Civil Liberties Union alleged this month that the Texas Department of State Health Services was intentionally hiding abortion data that would be relevant to the case.

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TRANSPORTATION

GAO Encourages Investing in Local Transportation Tech

Not enough transit providers are taking advantage of Intelligent Transportation Systems, according to a Government Accountability Office study. "Most small urban and rural transit providers are not using other ITS technologies—such as automatic passenger counters or electronic fare payment—due to the cost of the technologies or because there is no perceived need," the study said.

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FIRSTNET

States Feel Left Out of FirstNet Development Process

States are beginning to feel neglected in the creation process of FirstNet, a broadband network intended to provide wireless communication for first responders, according to witnesses at the Senate Commerce Subcommittee on Communications, Technology, Innovation, and the Internet hearing.

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CYBERSECURITY

Smart Grid Initiative Can Help Thwart Hackers

An initiative is underway at the Energy Department's National Renewable Energy Laboratory aiming to prevent hackers from gaining control of parts of the nation's power grid, or Industrial Control System. As the grid gets smarter, threats increase, including damage to electrical equipment, local power outages, operational halts to production, and more.

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CLOUD

States Unite to Save Big Bucks on Cloud Services

Taking the lead for 36 states, Utah is expected to issue a National Association of State Procurement Officials cloud computing contract in August that helps states get the best deal for equipment and software by bundling their shopping lists into a single bid.

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EXCLUSIVE

VA Spending on Mobile Apps and VistA Enhancements Violated Appropriations Law

The Department of Veterans Affairs misused $51.9 million in medical appropriations to fund development of mobile health applications and an enhancement to the Veteran Information Systems and Technology Architecture, violating Federal appropriations law, according to a preliminary inspector general report obtained by MeriTalk.

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LEADERSHIP

Digital Leadership is a Government Essential, According to Deloitte Director's New Book

The key to digital success and development in all levels of government is a strong and dedicated team of leaders, according to Deloitte's director of government innovation William D. Eggers. "It really does rely on different levels of leadership," Eggers said in an interview with MeriTalk. "Where you don't have that leadership, it becomes much more difficult."

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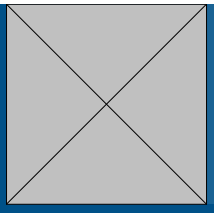

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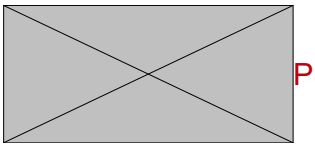

PUBLIC POLICY.

Tuesday, December 5, 2017

TOP NEWS

High Court Lets Third Version Of Travel Ban Take Effect

The U.S. Supreme Court on Monday allowed President Donald Trump's third travel ban to take effect for the time being, lifting blocks against the ban while the appeals process over the issue plays out. Read more »

Senate Advances Trump's Homeland Security Secretary Pick

The U.S. Senate voted to advance President Donald Trump's pick for his second Homeland Security secretary Monday, setting former DHS chief of staff Kirstjen Nielsen up for a final vote later this week. Read more »

Federal Tax Bills 'Fraud,' May Be Illegal: Dem Governors

Two Democratic governors and a governor-elect, from three populous states that voted for Hillary Clinton in the 2016 presidential election, excoriated Republican tax bills that have passed the House and Senate, saying their residents would be "devastated" and hinting at legal action. Read more »

Analysis

Renewable Cos. Eye Damage Control As Tax Plan Advances

The tax bill passed by the U.S. Senate on Saturday ratchets up anxieties for a renewable energy sector already concerned by the tax legislation that cleared the House last month, setting the stage for clean energy advocates to push for major rewrites during the reconciliation process. Here's a review of the energy impacts of both bills, as well as a preview of what the biggest energy-related fights will be as lawmakers attempt to craft unified legislation. Read more »

Analysis

Targeted Bill Could Bring First Broad Changes To Dodd-Frank

A Senate panel on Tuesday is set to mark up bipartisan legislation that would ease certain Dodd-Frank rules for community banks and shrink the number of big banks subject to tougher supervision, marking the first legislative effort to roll back post-financial crisis rules that has a potential path to success. Read more »

BANKING & SECURITIES

NYSE Seeks To Lower Required No. Of Investors For SPACs

The U.S. Securities and Exchange Commission has requested public comment on a New York Stock Exchange proposal to ease rules on special-purpose acquisition companies, which include halving the minimum number of investors and adding a capital requirement to exempt SPACs from penny-stock rules. Read more »

ENERGY & ENVIRONMENTAL

Trump Shrinks Utah National Monuments By Millions Of Acres

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Doar Rieck
Duane Morris
Earthjustice
FisherBroyles
Fox Rothschild
Freshfields
Fried Frank
Gibbons PC
Gibson Dunn
Greenbaum Rowe
Hogan Lovells
Jacob & Chiarello
Jones Day
King & Spalding
Kirkland & Ellis

President Donald Trump on Monday cut millions of acres from Bears Ears and Grand Staircase-Escalante national monuments, claiming he was rectifying “abuses of the Antiquities Act” by prior administrations and prompting a lawsuit by environmental groups who said the president overstepped his authority. Read more »

Enviro Group Sues EPA For 'Stonewalling' On Pruitt Speeches

An environmental group filed suit against the U.S. Environmental Protection Agency on Monday accusing it of breaching a deadline to hand over copies of speeches given by Administrator Scott Pruitt, arguing that the government’s inaction violated public records law. Read more »

Enviros Sue EPA To Administer Smog Reduction Rules

A group of health and environmental organizations filed suit Monday in California federal court, seeking an order requiring Environmental Protection Agency administrator Scott Pruitt to designate areas of the U.S. subject to smog reduction requirements under 2015 regulations issued by the agency. Read more »

NJ Panel Advances Bill To Set Aside VW Settlement Funds

A New Jersey Assembly panel on Monday advanced legislation to establish a fund for settlement dollars obtained by the state through federal litigation against Volkswagen over the automaker’s emissions cheating scandal, with the money to be used for air pollution control measures. Read more »

No Basis For Fuel-Efficiency Penalty Delay, 2nd Circ. Told

Five Democratic state attorneys general and a trio of environmental groups doubled down on their request that the Second Circuit vacate the delay of an Obama-era rule raising penalties for automakers that don’t meet fuel efficiency standards, arguing Friday that the move violated well-settled law. Read more »

MEDIA & ENTERTAINMENT

Justices Cast Doubts On Federal Sports Betting Ban

Several U.S. Supreme Court justices on Monday seemed open to overturning a federal law prohibiting states from authorizing sports betting, potentially signaling a big win for New Jersey in its yearslong fight to allow the activity. Read more »

EMPLOYMENT

DOL Proposes Rolling Back Obama-Era 'Tip Pool' Rule

The U.S. Department of Labor on Monday proposed rolling back a rule that blocks employers from taking some service workers’ tips to share with non-tipped staff, citing Supreme Court petitions regarding the controversial Obama-era rule and uncertainty about the agency’s authority to issue it. Read more »

NLRB's New GC Puts Out List Of Policies To Be Reviewed

The National Labor Relations Board’s new top attorney took a step toward undoing many of the board’s more controversial recent decisions Friday, asking the agency’s regional offices to send him cases involving certain priority issues such as handbook rules and the scope of federal protections for workers’ concerted activities. Read more »

Seattle Insists Uber Union Law Immune From Antitrust Row

Seattle told the Ninth Circuit on Friday that its ordinance allowing drivers for ride-hailing companies Uber and Lyft to unionize is immune from antitrust challenges, and that the U.S. Chamber of Commerce’s lawsuit against the collective bargaining law should be rejected. Read more »

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American Federation of State, County and Municipal Employees
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American Fuel & Petrochemical Manufacturers
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American Public Health Association
American Thoracic Society
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Apple Inc.
Bipartisan Policy Center
Cato Institute
Center for Biological Diversity Inc.
Cooper Tire & Rubber Co.
Environmental Defense Fund Inc.
Ernst & Young
Facebook
Federalist Society
Federation Internationale de Football Association
Fiat Chrysler Automobiles NV
Global Automakers

Dems Want Past Mergers Reviewed For Impact On Jobs

A group of House Democrats on Monday introduced new legislation that would require antitrust enforcement agencies to study several mergers each year to understand the impact of the transactions on jobs and salaries, in addition to competition and consumer welfare. Read more »

Aussie Watchdog To Eye Facebook, Google In Sector Review

Australia's antitrust enforcer will open an investigation into whether Facebook, Google and other digital platform providers are using their market power to harm competition for media and advertising, the government said Monday. Read more »

CONSUMER PROTECTION

Mo. Leads States' High Court Challenge To Calif. Egg Law

Twelve states including Missouri urged the U.S. Supreme Court on Monday to end a "restrictive" California law requiring that eggs sold in the Golden State come from laying hens that have space to stretch out and turn around freely in their cages, according to Missouri Attorney General Josh Hawley. Read more »

GOVERNMENT CONTRACTS

Senate Panel Gives GSA More Time On FBI Headquarters

A Senate panel on Friday gave the U.S. General Services Administration an additional 60 days to deliver a plan to move the FBI out of its aging headquarters, after the agency had originally said a new relocation plan, replacing a yearslong effort that collapsed earlier this year, would come before the end of November. Read more »

INTERNATIONAL TRADE

EU Finalizes Dumping Rules As China WTO Case Simmers

The European Union's heads of state signed off on a suite of new trade remedy rules Monday in a move largely designed to head off a bombshell World Trade Organization complaint from China targeting Brussels for its treatment of Beijing in anti-dumping investigations. Read more »

WTO Data Shows Marked Decline In New Trade Restrictions

World Trade Organization members are steadily backing away from imposing new trade barriers, the WTO reported Monday, offering more good news for observers who have expressed fear about the threat of protectionism to the multilateral system. Read more »

TAX

House Takes Step Toward Final Tax Bill

The House took a step toward arriving at a final tax bill Monday, setting up the process to reconcile the differences between the Senate-passed tax overhaul and the House's own bill passed last month. Read more »

Ireland, Apple Agree To Put $15B In Escrow For Tax Dispute

The Ireland Department of Finance announced it has reached an agreement with Apple Inc. to put nearly $15 billion in escrow while its dispute with the European Commission over alleged unpaid taxes proceeds through the courts. Read more »

Tax Pros See 'Panic' As New Partnership Audit Regs Loom

More time is needed to prepare for changes in federal partnership audit regulations that are set to take effect in four weeks, a conference of the nation's leading tax

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Independent Community Bankers of America
International Paper Co.
Ladies Professional Golf Association
Lyft Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Employment Law Project
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National Restaurant Association
National Women's Law Center
Natural Resources Defense Council
New York University
Public Broadcasting Service
Service Employees International Union
Sierra Club
Starbucks Corporation
The Wilderness Society
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Volkswagen

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California Department of Justice
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European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Financial Institutions Examination Council
Federal Reserve System
Federal Trade Commission
Government Accountability Office
Internal Revenue Service
National Highway Traffic Safety Administration
National Labor Relations Board
Navajo Nation
New Jersey Attorney General's

professionals was told Monday. Read more »

IMMIGRATION

Gov't Takes DACA Discovery Fight To High Court

The government on Friday went to the Supreme Court in an attempt to put the brakes on discovery in a group of cases over the rollback of the Deferred Action for Childhood Arrivals program, claiming that the lower court's "sweeping expansion" of the record goes against high court precedent. Read more »

Immigration A Key Issue As Federal Funding Deadline Looms

U.S. Senate leaders kicked off what could be a major showdown over federal spending Monday, saying they would pursue a federal funding bill without immigration provisions Democrats have said are a condition for keeping the government open. Read more »

TELECOMMUNICATIONS

Dems Slam FCC Handling Of Net Neutrality Comment Fraud

New York's attorney general and a Democratic Federal Communications Commission leader spoke out Monday against apparent "stonewalling" from the agency in an investigation into millions of net neutrality comments filed with fraudulent identities, saying the FCC must address swirling uncertainty associated with the massive record. Read more »

Democratic Senators Ask FCC To Delay Net Neutrality Vote

A group of Democratic senators on Monday called on the Federal Communications Commission to put off voting later this month on whether to roll back net neutrality protections until the agency could investigate whether the proceeding had been tainted by hundreds of thousands of fraudulent public comments. Read more »

Hollywood Trades Barbs With FCC's Pai Over Net Neutrality

Hollywood celebrities including actors Alyssa Milano and Mark Ruffalo continued to battle with Federal Communications Commission Chairman Ajit Pai on Twitter over the weekend over his expected rollback of net neutrality rules, raising questions about comments allegedly submitted to the agency via Russian email addresses. Read more »

WHITE COLLAR

Mueller Cites Gag Order Plot In Manafort House Arrest Fight

Indicted Trump campaign manager Paul Manafort was ghostwriting an editorial about his Ukrainian lobbying work despite a judge's gag order barring statements to the media, Special Counsel Robert Mueller's office said in a Monday court filing seeking to keep Manafort on house arrest. Read more »

PEOPLE

Fox Rothschild, Duane Morris Partners Tapped For NJ Bench

A Fox Rothschild LLP labor and employment partner and a Duane Morris LLP litigation partner were among 19 attorneys tapped by Gov. Chris Christie for New Jersey judgeships, according to a Monday announcement from the governor's office of appointments filed with the Secretary of State. Read more »

EXPERT ANALYSIS

Opinion

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U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
Washington Legislature
World Trade Organization

Trump's Contraception Rules Suffer From Fatal Legal Flaws

As the comment period comes to a close Tuesday for the Trump administration's interim final rules on contraception, the administration will start preparing final regulations — risking access to birth control coverage under the Affordable Care Act for thousands of women, says Nancy Northup, CEO of the Center for Reproductive Rights. Read more »

Putting China's Fair Competition Review System Into Action

Five competition-related authorities recently issued another "top-level design" for promoting implementation of China's Fair Competition Review System, which should contribute to achieving the Chinese government's goals of regulating the activities of government agencies and maintaining fair competition in markets, say Shelley Zhang and David Goldstein of Orrick Herrington & Sutcliffe LLP. Read more »

5 Things US Cos. Should Know About Labor Reform In France

The French government recently unveiled administrative orders setting out details of the reform aiming to revise French employment law. Now, with 2018 upon us, U.S. companies operating businesses in France need to be prepared for the implementation of those changes, say Severine Martel and Marie Brunot of Reed Smith LLP. Read more »

New Burma Act Would Hinder US Investment In Myanmar

Some experts estimate that the Burmese military controls up to 50 percent of the country's economy, and that an additional 20 percent is controlled by individuals and entities targeted under separate sanctions programs. As a practical matter, enactment of the Burma Act of 2017 would mean that a significant portion of Myanmar's economy would be off-limits to U.S. investors, say members of Ropes & Gray LLP. Read more »

LEGAL INDUSTRY

Analysis

How To Tell If You're Dealing With Burnout

A general sense of malaise and unhappiness can set in when lawyers overextend themselves, are repeatedly bombarded with stressful situations, or fail to create a balance between work and the rest of their lives. Here, mental health professionals offer a guidebook for lawyers on how to identify whether that sense of dissatisfaction is actually burnout. Read more »

Akin, Ropes Offer Variations On Cravath Bonuses

Akin Gump Strauss Hauer & Feld LLP and Ropes & Gray LLP have each revealed that they will award year-end bonuses to U.S. associates with slight variations to the scale established by Cravath Swaine & Moore LLP, which has largely held sway over BigLaw firms since it was announced Nov. 28. Read more »

McGuireWoods Taps 1st African-American Chair In Its History

McGuireWoods LLP on Monday said litigator Jonathan P. Harmon will take over as chairman of the firm, succeeding a man who held the position for more than a decade and becoming the first African-American to hold the post in firm history. Read more »

15 Minutes With The AMA's General Counsel

Brian D. Vandenberg took over as general counsel and senior vice president of the American Medical Association in February, bringing to the role a background in working for companies at the intersection of health and innovation. Read more »

4 Changes To The Senate Tax Bill You May Have Missed

In a rush to pass its $1.4 trillion tax cut bill early Saturday, the Senate made several last-minute changes to major provisions to win over holdouts, but it also included less-publicized changes affecting the tax treatment of Ninth Circuit lawyers, sports leagues and universities. Here are details on four under-the-radar changes that were made to the Senate tax bill. Read more »

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International Paper Co.
Ladies Professional Golf Association
Lyft Inc.
NFL Enterprises LLC
National Collegiate Athletic Association
National Employment Law Project
National Hockey League
National Restaurant Association
National Women's Law Center
New York University
Public Broadcasting Service
Service Employees International Union
Starbucks Corporation

The Wilderness Society
U.S. Chamber of Commerce
Uber Technologies Inc.
Volkswagen

GOVERNMENT AGENCIES
U.S. Supreme Court
U.S. Department of Justice
U.S. Senate
European Commission
European Union
Federal Communications Commission
Internal Revenue Service
U.S. Department of the Treasury
Federal Trade Commission
New York Attorney General's Office
U.S. Environmental Protection Agency
World Trade Organization
Bureau of Land Management
California Air Resources Board
California Department of Justice
Consumer Financial Protection Bureau
Executive Office of the President
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Financial Institutions Examination Council
Federal Reserve System
Government Accountability Office
National Highway Traffic Safety Administration
National Labor Relations Board
Navajo Nation
New Jersey Attorney General's Office
Office of Foreign Assets Control
Office of the Comptroller of the Currency
Securities and Exchange Commission
Transportation Security Administration
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of the Interior
U.S. General Services Administration
Washington Legislature

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To: Leiandra Gaskill[lgaskill@lvcva.com]; Veronica Kleffner (vkleffner@imla.org)[VKleffner@imla.org]; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)[jcorenblith@lvrio.harrahs.com]; Brad Jerbic[bjerbic@LasVegasNevada.GOV]; Cissy Green[CGreen@LasVegasNevada.GOV]; Cheryl Russo[crusso@LasVegasNevada.GOV]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Jack Eslinger[JEslinger@LasVegasNevada.GOV]
From: Esther Carter
Sent: Wed 9/30/2015 3:31:42 PM
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Good morning all,

I would like to finalize the schedule for the Key Note luncheon on Monday, October 5 at the RIO.

The luncheon begins at 1:10 p.m. – 2:30 p.m. at the Miranda Ballroom.

Oscar Goodman and Mayor Goodman (along with showgirls) will be introduced by Brad Jerbic. The Goodmans will take the stage and speak about their life together as Mayors, Oscars life before Mayor and how they have raised a family and lived in Las Vegas. We would like them to speak for approximately 15-20 minutes.

Jack Eslinger and I will be in the RIO Registration area and will take you into the luncheon.

Please confirm.

THANKS EVERYONE!

Esther Reincke
Special Events
Administrative Services
495 South Main Street
Las Vegas, NV 89101
Office: 702.229.6672
Fax: 702.464.5754
ecarter@lasvegasnevada.gov
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September 25 – 27, 2015

PLEASE NOTE: As a cost saving measure for the city of Las Vegas please note work hours are Monday – Thursday, 7am – 5:30pm and closed on Fridays and holidays.

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Friday, September 25, 2015 2:47 PM
To: Esther Carter; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

See responses below:

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
Please consider the environment before printing this email

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Friday, September 25, 2015 2:09 PM
To: Veronica Kleffner (vkleffner@imla.org); Leiandra Gaskill; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hi Veronica,

Could you please answer the questions below for Leiandra.

Leiandra – just confirming he WILL have showgirls with his??? Yes. And we do need to provide him with a martini? Yes, hotel will usually provide his signature Bombay Sapphire martini with whole jalapeno Do the showgirls need a room to change in?? No, they will be dressed and ready to go. Oscar and showgirls will arrive via our LVCVA security vehicle. IF so, what time will they be on site?

Jennifer – can you help with the martini??

Esther Reincke
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Las Vegas, NV 89101
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September 25 – 27, 2015

PLEASE NOTE: As a cost saving measure for the city of Las Vegas please note work hours are Monday – Thursday, 7am – 5:30pm and closed on Fridays and holidays.

From: Cissy Green <CGreen@LasVegasNevada.GOV>
Date: September 21, 2015 at 1:11:40 PM PDT
To: Brad Jerbic <bjerbic@LasVegasNevada.GOV>, Teri Ponticello <tponticello@LasVegasNevada.GOV>, Esther Carter <ecarter@LasVegasNevada.GOV>
Cc: Leiandra Gaskill <lgaskill@lvcva.com>
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Could you please assist Leiandra……

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Monday, September 21, 2015 12:44 PM
To: Cissy Green
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)
Importance: High

Hello Cissy,

Oscar has this event on his calendar, but he said he is only welcoming group and not staying for lunch. He did not mention that he is a keynote speaker. How long were you expecting him to speak and was he to speak with Mayor

Carolyn Goodman or separately? Can you please answer the below questions as well.

Spot/Arrival Time:
Speaking Time and Duration:
Rio Ballroom Location:
IMLA On-site Contact:
Rio Hotel On-site Contact:

Since this is a conference, the Host Committee would have Oscar's signature showgirls with him during welcome and the Rio hotel would need to provide his signature Bombay Sapphire martini with whole jalapeno.

Please advise at your earliest convenience. Thank you.

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
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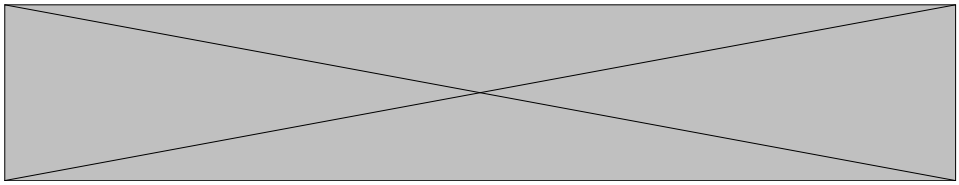
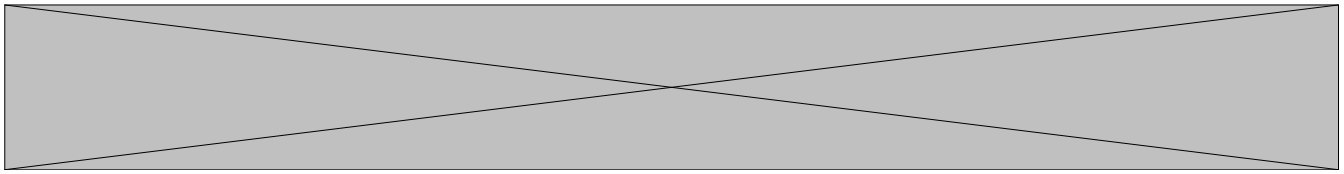
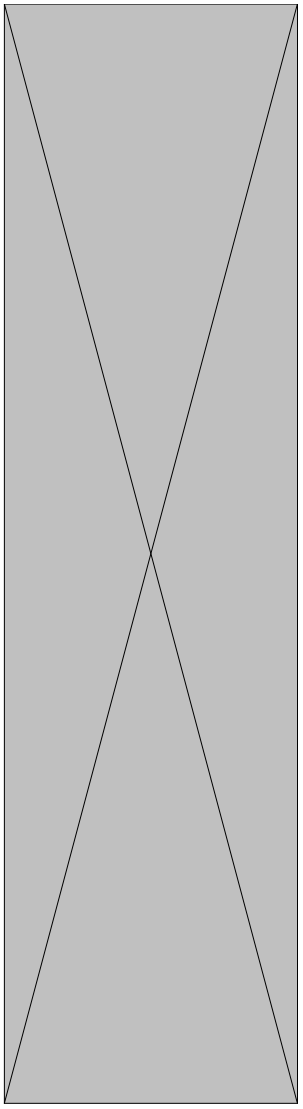
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Rail Group News
Sent: Tue 2/19/2019 10:00:36 AM
Subject: HART under federal investigation: Report





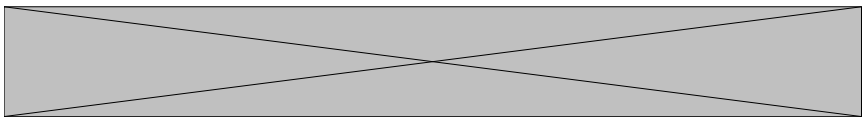
Feds subpoena Honolulu rail agency

Federal authorities have issued a subpoena seeking documents related to the ongoing construction of a light-rail line in Honolulu, after a local politician implied that fraud has taken place. The Honolulu Authority for Rapid Transportation said it received a subpoena Thursday seeking copies of consultant contracts, archaeological studies, and correspondence between the transit agency and the FTA. HART declined to say which federal agency issued the subpoena, according to local news reports. It's unclear if any of the contractors involved in the project or any local politicians were also subpoenaed. **Full Article**



Capitol Corridor names board leaders

The Capitol Corridor Joint Powers Authority (CCJPA) Board of Directors elected Rebecca Saltzman as Chair and Don Saylor as Vice Chair. The two new appointees assumed their leadership roles on Feb. 13, 2019, during the CCJPA Board meeting in Suisun, Calif. Saltzman and Saylor will each serve two-year terms. **Full Article**

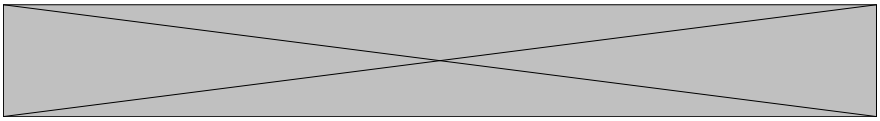


Work starts on Manila North-South Commuter Railway

A groundbreaking ceremony was held in the Philippines capital Manila on February 15 to mark the start of construction on phase one of the North-South Commuter Railway project.
This follows the signing of a loan agreement in January between the Philippines Department of Finance (DOF) and the Japan International Cooperation Agency (JICA). **Full Article**

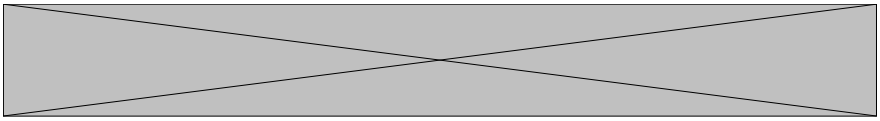
Tunnel life cycle design and cost analysis

Tunnels in general represent a significant financial investment with challenging design, construction, and operational issues. Tunnels that are not adequately planned, designed, and constructed usually require more costly and extensive repairs. Tunnel Life Cycle Cost Analysis (LCCA) is a data-driven tool that provides a detailed account of the total costs of the project over its expected life. **Full Article**



Zillertalbahn hydrogen train design revealed

Austrian narrow-gauge railway Zillertalbahn (ZB) presented details of its new Mobility Plan and fleet of hydrogen trains at an event in Mayhofen on Feb. 15. Zillertalbahn awarded Stadler a contract in May 2018 to supply five trains to replace diesel traction on its 760mm-gauge line from Jenbach to Mayrhofen in the western province of Tyrol. Each 75-meter-long four-car set will accommodate up to 452 passengers. **Full Article**



Bombardier Transportation reports strong growth in 2018

The Transportation division of Bombardier recorded a 4% increase in revenue to $US 8.9 billion in 2018 compared with $US 8.55 billion in 2017, even though order intake fell by 3% from $US 10.2 billion in 2017 to $US 9.9 billion last year. **Full Article**

OUR CONFERENCES

Next-Gen Freight Rail, Presented by Railway Age
March 12
Union League Club of Chicago

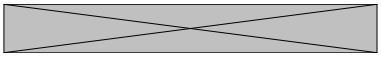
INDUSTRY EVENTS

APTA 2019 Legislative Conference
March 17-19
Washington D.C.

American Short Line and Regional Railroad Association 2019 Connections Convention
April 6-9
Orlando

Railroad Day on Capitol Hill
May 8
Washington D.C.

View all Industry Events >



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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Veterans In Politics International Inc.
Sent: Sat 4/29/2017 10:33:38 PM
Subject: [Marketing Mail] Chris Thompson & Samira Knight on the "Veterans In Politics" Video-Talk-Show

Communications Director of Las Vegas NORML discussing marijuana laws / Clark County Family Attorney

Having trouble viewing this email? Click here www.veteransinpolitics.org

Hi, just a reminder that you're receiving this email because you have expressed an interest in Veterans In Politics International Inc.. Don't forget to add devildog1285@cs.com to your address book so we'll be sure to land in your inbox!

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Chris Thompson & Samira Knight on the "Veterans In Politics" Video-Talk-Show

Communications Director of Las Vegas NORML discussing marijuana laws / Clark County Family Attorney

FIND OUT MORE

"Veterans In Politics Talk Show" (Thompson & Knight) Call In to the show 702 685 8380

Chris Thompson Communications

Samira Knight Clark County Family

Director of Las Vegas NORML discussing marijuana laws

Attorney

Read More about Chris Thompson

Read More about Samira Knight Esq.

LAS VEGAS, NEVADA- - Veterans In Politics video Talk Show proudly announces that **Chris Thompson** Communications Director of Las Vegas NORML discussing marijuana laws and **Samira Knight** Clark County Family Attorney to appear on the "**Veterans In Politics**" internet video talk-show as a special guest on **Saturday - May 6, 2017 from 2-3pm PT**. Listen and watch LIVE on http://www.wwdbtv.com/veterans-in-politics.html.

For more than a decade the non-partisan "Veterans In Politics Talk-Show" (VIP Talk-Show) has informed listeners about national veteran and political issues.

Past guests include active duty and veterans from all branches, authors, business owners, organization heads and political candidates and incumbents representing all parties from federal, state and local government branches.

The listening audience spans nationally and reaches a demographic of every gender, age and socioeconomic background. The VIP Talk-Show has become a trusted source of information and excerpts from past episodes have been quoted and published in reports of media and investigations of government agencies. Achievements include awards and special recognitions from countless non-profit organizations, Mayors and City Councils plus schools.

Listen to hosts **Steve Sanson, Jim Jonas co-host Steven Sonnenburg and Tim Petarra** plus special guests co-hosts live during the VIP Talk-Show on every Saturday from 1400-1500 (2:00pm-3:00pm PT) on World Wide Digital Broadcasting Corp.

Learn More

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Get your Tickets by clicking onto the link below:

https://realchamberofcommerce. com/eventpage/tomi-lahren/? ref=12

Opinion Corner

Screening of "What Happened in Vegas" Documentary

APR 29 Saturday, at 6:45 PM - 9 PM PDT

Show Map
Suncoast Hotel and Casino - Las Vegas
9090 Alta Dr, Las Vegas, Nevada 89145

The documentary "What Happened In Vegas" will be screening in Las Vegas Saturday April 29th at the 4th Annual Las Vegas Black Film Festival.

"What Happened in Vegas" by Ramsey Denison, which received rave reviews during its world premiere at the Cinequest film festival, details the abuses and outright crimes of the Las Vegas Metropolitan Police Department. Among other cases it focuses on the shootings of Trevon Cole, Erik Scott, and Stanley Gibson by Las Vegas police and the cover-ups that followed.

Veterans In Politics International President Steve Sanson is also featured in this documentary.

Find Tickets
Tickets Available
www.lasvegasblackfilmfestival.com

Click here to learn more about "What Happened In Vegas"

Congratulations to Tierra Jones and Mark Bailus the next Judges for Clark County District Court Departments vacated by Judge Walsh and Baker.

War declared on the Clark County Family Court System

Family Law Report: Alimony - When Retired American Veterans get served by their country?

Family Court Judge Rena Hughes goes CRAZY!

ETHICS COMPLAINT FILED AGAINST FAMILY COURT JUDGE MOSS FOR SIGNING BLANK ATTORNEY FEES ORDER & JAILING KIDS

CLICK here to read: ETHICS COMPLAINT FILED AGAINST FAMILY COURT JUDGE MOSS FOR SIGNING BLANK ATTORNEY FEES ORDER & JAILING KIDS

Ex-judge Steven Jones completes prison time in Las Vegas fraud case

CLICK here to read: Ex-judge Steven Jones completes prison time in Las Vegas fraud case

AARON JONES MURDER CASE RAISES NEW QUESTIONS ABOUT FAMILY COURTS?

CLICK here to read: AARON JONES MURDER CASE RAISES NEW QUESTIONS ABOUT FAMILY COURTS?

He Defended Us, Let's defend Him!

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Listen & Watch the Interview of Last Week's Show:
LIVE every Saturday from 2-3PM Pacific Time

If you would like to be a guest on our show please contact: email veteransinpol@aol.com or if you would like to place a commercial on anyone of our shows please dial 702 283 8088.

If you would like to visit any of our archived interviews go to our YouTube Channel.
Click here for our YouTube Channel or
https://www.youtube.com/channel/UC1vBzrcEJOui3Cp5Bz-fT6Q
and **Click here for archived shows on Word Wide Digital Broadcasting Corp**

If you would like to see who is coming on our show next go to our radio webpage.
http://www.wwdbtv.com/veterans-in-politics.html

Veterans In Politics video Talk Show proudly announces that **Michelle Boykin aka Ms. Michelle** founder of Las Vegas Black Film Festival and **Taylor Barton** Marketing Director for Las Vegas Mini Gran Prix and 8 year old **Faith Sanson** will read her poem

Please contribute to Veterans In Politics in an effort in helping us to continue our mission by Exposing Corruption, Champion Veterans Rights, and Educating the public on candidates running for elected office: go to www.veteransinpolitics.org and click onto

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Phoenix Neuman
Sent: Fri 3/1/2019 1:08:36 AM
Subject: Fraud needs to Stop

Dear Mayor Goodman,
This is the 20th letter I am writing on behalf of myself and Autistic Daughter who has been scammed out if hundreds of thousands of dollars. There should be laws in place to protect us better. My Autistic daughter was scammed out of over 150,000 investment she made in her younger sisters career by a Mr. Wade Martin who claims to know you as well as be a top music producer. He made promises on paper and verbal as well. It makes me ill that people like this get away with taking your money and leaving you high and dry. I was raised by a strict Jewish family where your word meant something. Because this is a transit town, many get away with scams and No lawyers want to help unless you have another few hundred thousand to front them. This was my Autistic daughter's money and she believed in him. I have seen so much and so many go unpunished and I am appalled at the way things are. This needs to change. I was almost killed in 2006 and was awarded a judgment and still can't collect. I am 57 years young. This person never did time. Really this is the Wild West! I can only ask and hope for change. Please please help us before we are homeless. I will be an advocate to all those who are in need. I understand you have a battle of Cancer as well and we can move mountains together. I want so much to meet with you so we can show you and explain that this is not just an ordinary case but an extraordinary case. We need help, please
Respectfully,
Phoenix Neuman
[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Brennan Center for Justice
Sent: Thur 9/1/2016 8:45:22 PM
Subject: [Newsletter] [Marketing Mail] [Caution: Message contains Redirect URL content] Latest News: The Truth Behind Rigged-Election Paranoia

FEATURED STORIES

The Truth Behind Rigged-Election Paranoia

Sensationalist claims of “rigged” elections due to nonexistent voter fraud threaten to frighten and concern voters — and undermine confidence in our democracy. Here are the facts on fraud.

Read Now »

How Secure Are America's Voting Systems?

After recent reports of hacking, this new Brennan Center briefing memo describes what the risks to America’s voting system security really are — and what states, localities, and voters can do to prevent successful attacks against

the integrity of our elections.
Read Now »

THE TOP 5

Setting the Facts Straight on Crime

Persistent claims that crime is rising are overblown. While rates have increased in some cities, crime remains at historic lows.

Eight Toss-Up Senate Races to Watch

With control of the Senate at stake, outside spenders with close ties to the Senate leadership of each party have already spent a record $47 million in 2016's closest U.S. Senate races, a new Brennan Center analysis shows.

The Dangers of "Ballot Security" and Voter Intimidation

After claiming the election will be "rigged," Donald Trump called on law enforcement and citizen volunteers to monitor polling places as "election observers." Often, these "ballot security"

operations can intimidate or discriminate against lawful voters.

Students: Ready, Set, Vote!

Our 2016 Student Voting Guide details information relevant to young people who may be voting for the first time. The guide outlines registration procedures and deadlines, residency rules, identification requirements, absentee voting, and more.

Book Review: Blood in the Water

Lauren-Brooke Eisen reviews Heather Ann Thompson's new book, which examines the legacy of the Attica prison uprising.

FROM OUR FELLOWS

Summer Reading: Democracy and Justice Edition

Victoria Bassetti highlights a few reads worthy of your time this long Labor Day weekend.

America's Most Lawless Lawman

There is delicious irony in the fact that America's so-called "toughest" lawman, Maricopa County's Joe Arpaio, now has been exposed as a serial violator of the rule of law, writes Andrew Cohen.

Learn more about our fellows »

FEATURED EVENT

Police and Accountability in the Digital Age

On September 15, at New York University School of Law's Lipton Hall, the Brennan Center will partner with the Policing Project at NYU School of Law to host a full-day symposium on the issues raised by technology's transformation of law enforcement. NYPD Commissioner William J. Bratton will provide the keynote address. Other speakers will include civil rights advocates, technology experts, and more. RSVP here.

FEATURED TWEETS @BrennanCenter

@BrennanCenter • Aug 31

The American electorate is skewed toward wealthier, older, whiter constituents when Americans are much more diverse. http://trib.al/IvxKck7

@BrennanCenter • Aug 30

Voters are one step closer to challenging Maryland's congressional map. https://t.co/nqlxml5zAM

@BrennanCenter • Aug 29

3 charts that prove "Oregon is the Usain Bolt of voter registration": http://trib.al/TB4VvP0 #AVRforAll #voting

CONTACT

646.292.8310

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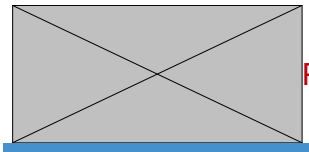
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 6/14/2018 8:23:07 AM
Subject: No Action In Wedding Florist Case After Masterpiece Ruling



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Introducing Law360 Tax Authority

A new way for tax specialists to get the news, insight, and updates they need to stay ahead of the curve.

Thursday, June 14, 2018

TOP NEWS

Analysis

No Action In Wedding Florist Case After Masterpiece Ruling

The U.S. Supreme Court has refused to take any action in a pending case involving a Washington florist who refused to provide arrangements for a same-sex wedding that presents largely the same constitutional questions surrounding the First Amendment and LGBT rights that the court shied away from in its recent Masterpiece Cakeshop ruling. Read more »

Analysis

Mulvaney Ends PHH Saga But Legal Questions Linger

The Consumer Financial Protection Bureau's move last week to end its administrative proceedings against mortgage services provider PHH Corp. turns the page on one of the more controversial episodes in the agency's history but still leaves some loose threads to wrap up, legal experts say. Read more »

Trump Makes New Pick For Enviro Council Chair

President Donald Trump on Tuesday said he intends to nominate the White House Council on Environmental Quality's current chief of staff to chair the group — his second try at filling the position after his first nominee failed to gain Senate approval. Read more »

White House Pushes Back On Senate ZTE Crackdown

The White House has started to throw up roadblocks to the Senate's effort to reinstate sanctions against Chinese telecommunications company ZTE, saying Wednesday they would oppose an effort that was tacked onto a must-pass defense bill. Read more »

Pa. Senate OKs Bill Proposing New State Judicial Districts

A last-minute GOP-backed amendment to a legislative redistricting bill passed by the Pennsylvania Senate on Wednesday would allow voters to bring an end to statewide elections for members of the state's three appellate courts and instead create a new system of electoral districts for choosing judges. Read more »

BANKING & SECURITIES

OCC Hasn't Changed Preemption Stance, Comptroller Says

Listen to our new podcast here

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Greenberg Traurig
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Kasowitz Benson
Korein Tillery
Kramer Levin
Latham & Watkins

The Office of the Comptroller of the Currency's recent guidance encouraging banks to offer short-term, small-dollar loans shouldn't be read as suggesting a change in the agency's position on national bank preemption, Comptroller Joseph Otting told House lawmakers on Wednesday. Read more »

Sens. Question If SEC Official Abused Role In Remarks To Citi

Six Democratic senators have asked the U.S. Securities and Exchange Commission's inspector general to look into reports that outgoing Commissioner Michael Piwowar lit into Citigroup Inc. executives during a private meeting at the agency after the bank rolled out firearm sales restrictions for retail clients in the wake of the Parkland, Florida, school shooting. Read more »

ENERGY & ENVIRONMENTAL

EPA, Army Corps Sued Again Over Clean Water Rule Issues

Several environmental organizations alleged that parts of the Clean Water Rule and the regulation delaying its implementation until February 2020 ran afoul of federal environmental laws in a suit against the U.S. Environmental Protection Agency and U.S. Army Corps of Engineers filed in California federal court Wednesday. Read more »

Industry Groups Ask Judge To Sink Clean Water Act Rule

A large group of industry advocacy organizations on Tuesday urged a North Dakota judge to strike down a controversial Obama-era rule defining the Clean Water Act's reach. Read more »

EPA Ordered To Act On Smog Drifting Into NY, Conn.

A federal judge held on Wednesday that the U.S. Environmental Protection Agency missed the deadline to craft plans to curb smog pollution blown into New York and Connecticut from other states and ordered the agency to propose those plans by the end of June. Read more »

TRANSPORTATION & INFRASTRUCTURE

Feds Urged To Steer Autonomous Vehicle Infrastructure

Local transportation agency chiefs and researchers told a U.S. Senate panel Wednesday that the federal government's lead on coordinating investment and fine-tuning regulations will be crucial to getting the nation's highway infrastructure ready for connected and autonomous vehicles. Read more »

REAL ESTATE

NJ Town Illegally Blocked Jewish Worship Site Plan, Feds Say

The federal government slapped a New Jersey town with a lawsuit Wednesday over its refusal to approve an Orthodox Jewish group's plans to build a new house of worship, in alleged violation of religious land-use law. Read more »

EMPLOYMENT

Sens. Slam US Courts' Action Plan On Sexual Harassment

U.S. senators on Wednesday criticized efforts by the federal courts to address sexual harassment and other workplace misconduct by judges, calling a report on the topic released by the administrative body of the federal court system "exceedingly vague" and insufficient. Read more »

MLB, Minor Leaguers Spar Over Wage Row Cert. At 9th Circ.

Minor league players and Major League Baseball went head-to-head at the Ninth

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Epic Systems Corp.
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Google Inc.
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MGM Resorts International
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Circuit on Wednesday in arguing dueling appeals of a decision that granted collective and class certification to California players who say they weren't paid the legally required minimum wage but rejected Arizona and Florida classes. Read more »

GOVERNMENT CONTRACTS

Wash. Gov. Moves To Counteract High Court's Epic Ruling

Washington Democratic Gov. Jay Inslee on Tuesday directed state agencies to whenever possible contract with businesses that do not require workers to submit to mandatory individual arbitration, following the U.S. Supreme Court's landmark Epic Systems decision to bless employers' use of employment agreements that bar workers from bringing class actions. Read more »

AEROSPACE & DEFENSE

FAA Whistleblower Sparks Probe Of Noncompliant Planes

The U.S. Office of Special Counsel revealed Wednesday that in response to a whistleblower report, the Federal Aviation Administration is checking the records of more than 11,000 aircraft that may be out of compliance with safety rules or improperly registered. Read more »

DHS Plan For Northern Border Targets Smuggling, Terrorism

The U.S. Department of Homeland Security on Tuesday released a plan outlining strategies to improve security against terrorism and drug smuggling along the border the United States shares with Canada. Read more »

INTERNATIONAL TRADE

CIT Asks Commerce To Rethink Parts Of Wood Flooring Duties

The U.S. Court of International Trade ordered the U.S. Department of Commerce on Tuesday to take another look at parts of its duties on Chinese plywood flooring, finding that an online report the department had relied on to determine a Chinese producer's electricity usage was too narrow in scope. Read more »

TAX

NY Bill Would Exempt Overhaul's GILTI From State Tax

A New York state senator has introduced a bill that would exempt global intangible low-taxed income, a new income class created by the federal tax overhaul, from state taxes. Read more »

IMMIGRATION

DHS Hit With FOIA Suit Over Asylum Practices At Border

An immigration advocacy group accused the U.S. Department of Homeland Security in D.C. federal court Tuesday of violating the Freedom of Information Act by withholding documents related to how border patrol agents process asylum requests. Read more »

Trump Backs House's Deal To Vote On DACA Bills

The House of Representatives could soon vote on several Republican-backed bills addressing undocumented immigrants brought to the country as children after House Speaker Paul Ryan said Wednesday that GOP lawmakers had reached a compromise path with the support of the White House. Read more »

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Bureau of Indian Affairs
Connecticut Attorney General's Office
Consumer Financial Protection Bureau
Council on Environmental Quality
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Highway Administration
Fish and Wildlife Service
Food and Drug Administration
Indian Health Service
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
NAFTA
National Marine Fisheries Service
National Telecommunications and Information Administration
New York Attorney General's Office
Office of the Comptroller of the Currency

New USCIS Rule On Student Visas Skirts Laws, Feds Told

A new federal policy for calculating how foreign visitors with student or exchange visas lose their authorization to be in the U.S. runs counter to existing laws and regulations and raises due process issues, immigration attorneys and an advocacy group have told U.S. Citizenship and Immigration Services. Read more »

NATIVE AMERICAN

House Dem Rips Bill On Federal Tribal Recognition Process

The Democratic ranking member of the U.S. House of Representatives Committee on Natural Resources on Wednesday slammed a Republican-led bill that would give Congress sole authority to federally recognize Native American tribes. Read more »

Conn. Dems Press DOI Review Over Tribal Gambling Deals

Democratic members of Connecticut's congressional delegation have asked the U.S. Department of the Interior's Office of Inspector General to probe the department's recent decision to allow changes to the Mohegan Tribe's gaming compact while not acting on similar changes sought by another tribe as the pair seek to open a new casino. Read more »

TELECOMMUNICATIONS

Telecom Agency Exploring Fed. Spectrum Leases, Redl Says

The government agency charged with coordinating spectrum is looking into leasing already-allocated portions of the airwaves to encourage the military and other federal entities to use the bands allotted to them more efficiently, David Redl, a U.S. Department of Commerce assistant secretary, testified Wednesday. Read more »

Reps Pass Bills On Broadband Access, Pirating Penalties

A House subcommittee on Wednesday advanced four bills aimed at improving the nation's broadband infrastructure and bolstering certain public safety communications, including legislation that would study the needs of agriculture and another that would hike fines for pirating bandwidth. Read more »

WHITE COLLAR

Michael Cohen Splits With McDermott Legal Team

Michael Cohen, personal attorney and self-described "fixer" for President Donald Trump, is in need of a new legal team as he splits with McDermott Will & Emery LLP, according to media reports Wednesday. Read more »

EXPERT ANALYSIS

High Court Passes On New Chance To Clarify CWA Confusion

With its recent decision in Hughes v. United States, the U.S. Supreme Court has passed on an opportunity to shed light on its prior rulings on the statutory reach of the federal Clean Water Act, long a source of confusion for lower courts and litigants alike, say Andrea Driggs and Christopher Thomas of Perkins Coie LLP. Read more »

How National Security Auto Probe Redefines Trade Debate

In May, the U.S. Department of Commerce began investigating the national security effects of imported automobiles and automotive parts under a once-obscure statute that has gained notoriety thanks to its use by the Trump administration. While this has led to intense reactions from Congress, the chance of legislative action before the midterms is limited, say Pavan Krishnamurthy and Neil Ellis of Sidley Austin LLP.

Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Office Of Special Counsel
U.S. Senate
U.S. Supreme Court
World Trade Organization
Wyoming Department of Transportation

Read more »

E-Signature Laws Provide Legal Framework For Blockchain

The drafters of the Uniform Electronic Transactions Act had the foresight to create a model electronic signatures and records law that, 19 years later, readily accommodates blockchain-based transactions. Businesses should consider utilizing UETA compliance checklists before proceeding with blockchain transactions or smart contracts, says Brian Casey of Locke Lord LLP. Read more »

From The 1st Billboards To '3 Billboards': A Legal Evolution

During movie awards season this year, "Three Billboards Outside Ebbing, Missouri" highlighted the power of a communication medium that some believe has been unduly muzzled over time through regulation and legal challenges, says Karina Saranovic of Delman Vukmanovic LLP. Read more »

How Turkey's Expansive New Tax Amnesty Law Works

Hakan Eraslan of White & Case LLP discusses a detailed new amnesty law recently enacted in Turkey, which offers taxpayers a broad amnesty for most types of unpaid taxes. Read more »

Why Lawyers Shouldn't Accept Fees In Cryptocurrency: Part 1

Law firms are increasingly accepting cryptocurrency as payment for services. While this might seem innovative and forward-thinking, ironically it is much more of a throwback, says John Reed Stark of John Reed Stark Consulting LLC. Read more »

LEGAL INDUSTRY

The Firms That Get Clients To Pay The Highest Rates

When asked which firms manage to secure the highest rates clients are willing to pay, legal decision makers keep coming back to the same 31 firms, according to a new report released Wednesday. Read more »

Paul Weiss Ties Cravath's Associate Salary Bumps

Paul Weiss Rifkind Wharton & Garrison LLP confirmed it has joined at least two other law firms in catching up to the new associate pay scale and bonus structure put forth this week by Cravath Swaine & Moore LLP. Read more »

LeClairRyan Has Done Away With Paralegals, Secretaries

U.S. law firm LeClairRyan no longer employs its own operational staff, and instead sends all nonbillable work to a joint venture it has formed with law company UnitedLex, in a groundbreaking new arrangement the firm announced Wednesday. Read more »

Ex-Dewey CFO Gets Discovery Stay For Criminal Appeal

Dewey & LeBoeuf LLP's former chief financial officer, who was convicted of fraud, won a bid Tuesday to pause discovery in the U.S. Securities and Exchange Commission’s New York federal suit against him while his criminal case is still on appeal. Read more »

Avenatti's Ex-Partner Seeks Assets To Satisfy $10M Judgment

A former partner at Eagan Avenatti LLP has asked a California bankruptcy court to turn over the defunct class action firm’s assets to him to satisfy a $10 million judgment — a request that includes payments tied to Michael Avenatti’s representation of Stormy Daniels in her lawsuit against President Donald Trump. Read more »

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Law Offices of Alan S. Futerfas
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Morgan Lewis
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O'Melveny & Myers
Pachulski Stang
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Selendy & Gay
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Simpson Thacher
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American Immigration Lawyers Association
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Trump Organization Inc.
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GOVERNMENT AGENCIES

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U.S. Department of Justice
U.S. Supreme Court
Army Corps of Engineers

Securities and Exchange Commission
U.S. Senate
Federal Bureau of Investigation
Federal Communications Commission
National Telecommunications and Information Administration
U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. House of Representatives
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Connecticut Attorney General's Office
Consumer Financial Protection Bureau
Council on Environmental Quality
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Highway Administration
Fish and Wildlife Service
Food and Drug Administration
Indian Health Service
Internal Revenue Service
Mashantucket Pequot Tribal Nation
Mohegan Tribe
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National Marine Fisheries Service
New York Attorney General's Office
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
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U.S. House Committee on Energy and Commerce
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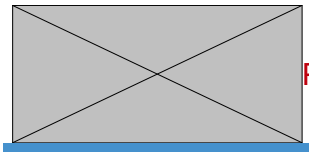

PUBLIC POLICY

The Road To 60 Votes: Confirming Neil Gorsuch

Follow Law360's up-to-the-minute coverage.

Friday, March 24, 2017

TOP NEWS

House Sets Climactic Friday Vote On ACA Repeal

The U.S. House of Representatives will vote Friday on whether to repeal and replace much of the Affordable Care Act, marking a high-stakes test for President Donald Trump and the Republican-controlled Congress.

GSA Says Trump Org Has Complied With Disputed Hotel Lease

The U.S. General Services Administration on Thursday announced that the Trump Organization has complied with its $180 million lease on the federally owned Old Post Office building in Washington, D.C., after concerns that President Donald Trump's connection to the lease may have broken a contractual clause.

As Gorsuch Panel Ends, Senate Filibuster Looms

After days of committee questioning and testimony on Tenth Circuit Judge Neil Gorsuch, President Donald Trump's nominee to the U.S. Supreme Court, many Democrats cemented their opposition Thursday and could try to block his confirmation.

Trump Admin. Gets Fast Appeal Of Immigration Ban Suit

The Fourth Circuit on Thursday granted the federal government's request for an expedited appeal of a Maryland federal judge's ruling blocking President Donald Trump's revised immigration ban targeting migrants from majority-Muslim countries, after the government cited "national security needs."

Senate Votes To Undo FCC's Broadband Privacy Rules

The U.S. Senate on Thursday passed a resolution to repeal broadband privacy rules issued by the Federal Communications Commission last year, leaving the fate of the hotly contested measure in the hands of the U.S. House of Representatives.

Senate Sends Repeal Of OSHA Record-Keeping Rule To Trump

The U.S. Senate on Wednesday passed a resolution to kill an Obama-era regulation that would allow the Occupational Safety and Health Administration to fine employers over a full five-year period for failing to properly track and report workplace injuries and illnesses after they occur, sending the measure to President Donald Trump for likely approval.

Analysis

4 Tax Changes Delaying GOP Health Plan Vote

As President Donald Trump and House Republicans struggle to get backers for their

LAW FIRMS

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Goodwin
Gordon & Rees
Hogan Lovells
Holland & Knight
Hymson Goldstein
Jenner & Block
Johnson & Bell
Jones Day
Krovatin Klingeman
Law Offices of Ann C. Flannery LLC

health care plan to replace the Affordable Care Act, Law360 looks at some of the controversial tax changes that are holding up a House vote.

Analysis

US Atty Hopefuls In Calif. Face Uncertain Process

California's four U.S. attorney positions are currently open, but political friction between the state's Democratic senators and the White House has the application process off to a haphazard start.

BANKING & SECURITIES

Analysis

5 Takeaways From Clayton's SEC Confirmation Hearing

President Donald Trump's nominee to chair the U.S. Securities and Exchange Commission, Sullivan & Cromwell LLP partner Jay Clayton, scored points with Republican lawmakers at his confirmation hearing Thursday by lamenting a recent decline in IPOs, but did little to reassure Democrats about his conflicts of interest and financial industry connections. Here are five key takeaways from Thursday's hearing.

ENERGY & ENVIRONMENTAL

Lawmakers Introduce Bipartisan Water Infrastructure Bill

A bipartisan group of U.S. senators on Wednesday announced the introduction of a new piece of legislation to provide increased flexibility to local communities when they are complying with federal requirements for updates to water infrastructure projects.

Reps. Again Float Bill To Boost Funding For Mine Cleanups

U.S. Reps. Jody Hice, R-Ga., and Alan Lowenthal, D-Calif., again floated a bill Wednesday to form a foundation that raises private funding to help the federal government more quickly and effectively clean up mines, citing the Gold King Mine spill as an example of the need for boosted financial aid.

High Court Shouldn't Delay Water Rule Suit, 7 States Say

New York, six other states and Washington, D.C., have asked the U.S. Supreme Court not to pause an appeal of the Sixth Circuit's decision that it has jurisdiction to hear challenges to the so-called Waters of the United States rule, arguing that despite President Donald Trump's executive order to revise or rescind the measure, the case should proceed through the courts.

EPA Ordered To Review 13 Sources Of Air Pollution By 2020

A D.C. federal judge on Wednesday ordered the U.S. Environmental Protection Agency to update national emission standards for 13 sources of hazardous air pollutants — which the agency had failed to do as required by the Clean Air Act — by 2019 or 2020.

NJ Water Agency Settles Claims Against Ex-Board Members

A judge on Wednesday approved a roughly $1.1 million settlement between a defunct Newark, New Jersey, water agency and an insurer over the coverage of mismanagement claims against former agency board members, including U.S. Rep. Donald M. Payne Jr., D-N.J., and U.S. Sen. Cory Booker, D-N.J., whose dismissal victory over the claims was being challenged.

HEALTH & LIFE SCIENCES

House Repeals Antitrust Immunity For Health Insurance Cos.

The U.S. House of Representatives on Wednesday overwhelmingly passed a bill that restores the government's ability to charge health insurers under federal

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Bayer CropScience Ltd.
Bristol-Myers Squibb Company
Center for American Progress

antitrust laws, but while Republicans touted it as a way to protect competition and consumers, Democrats called such claims “exaggerated.”

ACA Repeal Savings Decline By Nearly $200B, CBO Says

Recent revisions to GOP-backed legislation intended to repeal and replace the Affordable Care Act would cause the bill to save almost $200 billion less than originally expected, the Congressional Budget Office estimated Thursday.

Trump Names Heritage Foundation Director For HHS OCR

The Donald Trump administration has reportedly named a former Heritage Foundation official to lead the U.S. Department of Health and Human Services’ Office of Civil Rights, igniting protests Thursday from civil rights organizations, who call him an "anti-LGBT extremist."

SPORTS

Ark. Lawmakers Wavering On Firearms At College Sports

Arkansas lawmakers on Thursday pushed forward with a new bill that would exempt college sports games from a law passed earlier this week that allows licensed individuals to carry concealed firearms on college campuses across the state.

TRANSPORTATION & INFRASTRUCTURE

DC Court Rejects Feds' Bid To Save Amtrak Regulatory Power

A D.C. federal judge on Thursday rejected the government’s bid to preserve a federal statute allowing Amtrak to set performance and scheduling standards along the nation’s passenger railways, saying the D.C. Circuit unequivocally struck down the statute as unconstitutional last year.

RETAIL & E-COMMERCE

Ariz. Supreme Court Nixes Atty Fee Award In Contract Row

The Arizona Supreme Court on Thursday threw out attorneys’ fees awarded to the successful party in a yearslong contract dispute between a scooter vendor and retailer, saying state law came down in favor of the losing side of the dispute because the winner had rejected the loser’s written settlement offer.

REAL ESTATE

Miami Hints At Suing Airbnb To Stop Illegal Renting

The Miami City Commission voted Thursday to look into the possibility of suing platforms like Airbnb as a means of curbing short-term rentals in residential neighborhoods where they're prohibited by zoning laws.

EMPLOYMENT

Worker Groups Give Acosta Thumbs-Down After Hearing

Labor secretary nominee Alexander Acosta's performance at his confirmation hearing Wednesday drew criticism from labor groups that he failed to outline his position on a range of key issues, an assessment that came even from some organizations that had previously expressed cautious optimism about his selection.

NJ Assembly Passes Bill Nixing Secret Whistleblower Deals

A New Jersey bill that would require whistleblower settlements involving government parties to be public domain received unanimous approval by the Assembly on Thursday, three days after a fired prosecutor testified that his $1.3 million deal from

Chevron Corporation
Communications Workers of America
Deutsche Bank AG
Dow Chemical Co.
FTI Consulting Inc.
Facebook
FilmOn PLC
Goldman Sachs Group Inc.
Google Inc.
Herbalife Ltd.
Human Rights Campaign
JPMorgan Chase & Co.
Laborers’ International Union of North America
Lockheed Martin
Los Angeles Times
Monsanto Company
National Association of Broadcasters
National Association of Manufacturers
National Employment Law Project
National Health Law Program
National Immigration Law Center
Natural Resources Defense Council
Northrop Grumman Corporation
Orange County Transportation Authority
Svenska Cellulosa AB
T-Mobile USA Inc.
Tenaris S.A.
Trump Organization Inc.
United States Steel Corporation
United Steelworkers
Varsity Brands Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Labor Statistics
Bureau of Land Management
Commodity Futures Trading Commission
Congressional Budget Office
Defense Contract Management Agency
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Acquisition Regulatory Council

the state shields key documents supporting his case.

Rental Car Co. Settles Sex Bias Case With Lesbian Driver

A lesbian car transport driver and Enterprise Rent-a-Car subsidiary EAN Holdings LLC have agreed to dismiss her push for the Eighth Circuit to revive her Title VII sexual orientation discrimination case against the company, according to a notice filed Thursday.

4th Circ. Affirms Toss Of Retirees' Health Benefits Suit

A Fourth Circuit panel on Wednesday affirmed a district court's dismissal of a suit from a class of West Virginia aluminum plant retirees and their union that sued the plant's operator after it unilaterally altered its retiree health benefits program, saying their collective bargaining agreement doesn't provide for vested retiree health benefits.

PRIVACY & CONSUMER PROTECTION

Calif. Toll System Doesn't Violate Drivers' Privacy, Court Told

The operators of a cashless toll system in Orange County, California, told a federal judge that state laws authorize toll agencies to use driver information to collect unpaid tolls, slamming a proposed class of drivers claiming the practice violates their privacy.

GOVERNMENT CONTRACTS

GSA To Tweak Multiple Award Schedules In April

The General Services Administration's Federal Acquisition Service will refresh its Multiple Award Schedules in April, incorporating a range of recent related rule changes such as paid sick leave for federal contract employees and small business subcontracting tweaks, it said on Wednesday.

Advocacy Group Warns 5th Circ. Not To Dissuade FCA Suits

Taxpayers Against Fraud's nonprofit arm urged the Fifth Circuit Wednesday to revive a would-be whistleblower's False Claims Act suit accusing Lockheed Martin and Northrop Grumman of concealing the true cost of the hugely expensive F-35 fighter program, arguing relators like these need to be incentivized, not discouraged.

INTERNATIONAL TRADE

Lawyers Rip White House For Intervening In Dumping Review

Lawyers involved in an anti-dumping duty review of Korean oil piping materials blasted the National Trade Council head Peter K. Navarro for allegedly applying White House political pressure and faulty logic to a U.S. Department of Commerce dumping margin review.

India Floats Draft Text Of WTO Services Agreement

India has circulated a new proposal outlining its vision for a World Trade Organization services agreement, which could loosen up cross-border rules for financial services, telecommunications and scores of other lucrative industries, the WTO said Thursday.

TAX

Ill. Justices Remand Non-Profit Hospital Property Tax Issue

A long-fought case involving property tax exemptions for non-profit hospitals will head back to circuit court after the Illinois Supreme Court declined to rule on the law's constitutionality Thursday.

Federal Communications Commission
Federal Railroad Administration
Federal Trade Commission
Government Accountability Office
Illinois Supreme Court
Internal Revenue Service
International Trade Administration
International Trade Commission
Los Angeles County District Attorney's Office
NATO
National Labor Relations Board
National Railroad Passenger Corporation
Navajo Nation
New York Attorney General's Office
Occupational Safety and Health Administration
Securities and Exchange Commission
Small Business Administration
Surface Transportation Board
U.S. Air Force
U.S. Army
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Supreme Court
United Nations

Employers Flouting Tax Laws Owe $45B, IRS Watchdog Says

Nearly 1.5 million employers in the U.S. owed more than $45 billion in employment taxes, interest and penalties as of December 2015, according to a Wednesday report from an Internal Revenue Service watchdog, which said the IRS should change how it pursues egregious employment tax cases.

IMMIGRATION

Courts Should Be Safe For Immigrants: Wash. Chief Justice

Washington State Supreme Court Chief Justice Mary Fairhurst on Wednesday proposed designating local courthouses as "sensitive areas" to rein in immigration enforcement activity on site, saying current enforcement efforts could make immigrants hesitant about seeking public services and protection.

NATIVE AMERICAN

Navajo Again Sues DOI Over $17M Judicial Branch Funding

The Navajo Nation has accused the U.S. Department of the Interior in D.C. federal court of improperly rejecting most of a roughly $17 million funding request for its judicial branch, the latest installment in a back-and-forth about how much money the tribe is entitled to for the branch's operation.

TELECOMMUNICATIONS

FCC Advances Plan Targeting Illegal Robocalls

The Federal Communications Commission on Thursday agreed to float a proposal at an active meeting, which would allow certain carrier call-blocking to limit unlawful robocalls, with the FCC chief touting it after the meeting as part of his "fast start" as chairman.

T-Mobile Urges FCC Not To Delay Post-Auction Transition

T-Mobile encouraged the Federal Communications Commission on Wednesday to refuse broadcaster requests to delay the transition of stations to new channels after the broadcast incentive auction, arguing that there is no justification for extending or delaying the process.

PEOPLE

Former CFTC General Counsel Joins Skadden In DC

The former general counsel for the U.S. Commodity Futures Trading Commission has joined Skadden Arps Slate Meagher & Flom LLP's derivatives group in Washington, D.C., the firm announced on Thursday.

Arnold & Porter Snags Ex-Obama Enviro Official

Arnold & Porter Kaye Scholer LLP has added to its Washington, D.C., office a top Obama appointee recently departed from the U.S. Environmental Protection Agency.

EXPERT ANALYSIS

Delays And Uncertainty Surround Trump's Latest Travel Ban

As the constitutionality of President Donald Trump's latest immigration-related executive order is pending, the administration is cracking down on immigration benefits more generally, and employers may want to exercise extreme caution before having nationals of the EO's six designated countries travel internationally, say Maria Fernanda Gandarez and Matthew Kolodziej of Ogletree Deakins Nash Smoak & Stewart PC.

Reducing Administrative Burden Under New 'Common Rule'

The U.S. Department of Health and Human Services' recent revisions to the "Common Rule" aim to reduce administrative and regulatory burden on the informed consent process. However, the revised rule will simply add to or shift such burden to other individuals and entities, say Lisa Rooney and Scott Lipkin of FTI Consulting.

Construction Projects Require Special Contracts In Nevada

Standard form construction contracts and custom contracts developed for use in other states do not comply with Nevada law. When beginning a construction project in Nevada, those contracts must be modified to account for the state's unique construction statutes, says Paul Georgeson of McDonald Carano LLP.

10 Tips For Better Legal Negotiations

Like everything else, the art of negotiation starts by having a conversation. It's about being respectful, finding common ground, knowing what you want and, most importantly, listening. A conversation between two lawyers can be complicated at best, but by employing a few techniques and tactics, it doesn't have to be that way, says Marc Siegel of Siegel & Dolan Ltd.

LEGAL INDUSTRY

Law Firms' Flex Work Options Little Used, Study Says

Lawyers are still reluctant to take advantage of telecommuting, reduced hours arrangements and other flexible work options despite the presence of formal policies at their law firms, according to a new study released Wednesday.

Chadbourne Pressed Women Attys To Pan Bias Suit, Vet Says

Facing a $100 million proposed class action accusing the firm of systematic discrimination against women lawyers, Chadbourne & Parke LLP's D.C. office head pressured other female partners to sign a letter disavowing the allegations, one of the women lawyers suing the firm said in a Thursday filing.

Law360's Weekly Verdict: Legal Lions & Lambs

Goodwin Procter LLP reigned supreme on the legal lions list this week, securing the U.S. Supreme Court's favor for the country's largest cheerleading uniform supplier in a copyright infringement suit, while Amster Rothstein & Ebenstein LLP was among the week's legal lambs over another high court decision in which the justices axed its client's laches defense in a patent infringement suit over adult diapers.

Dewey Finance Staffer Says She Cooked The Books

A former Dewey & LeBoeuf LLP finance department staffer told a Manhattan jury Thursday she improperly reversed accounting entries on the law firm's books and lied to partners and others who questioned the suspect treatments.

Pro Bono Institute CEO Talks In-House Work For Public Good

In-house pro bono programs can boost morale and build stronger teams, but corporate legal departments need to address a few unique issues before launching one, according to Eve Runyon, president and CEO of the Pro Bono Institute.

Longtime Illinois Federal Judge John Darrah Dies At 78

U.S. District Judge John Darrah, who spent about 30 years on the bench in state and federal courts and earned a reputation as a fair and dedicated public servant, passed away on Thursday at age 78.

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Bartlit Beck
Berenzweig Leonard
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Chadbourne & Parke
Covington & Burling
Creizman LLC
Cuneo Gilbert
Debevoise & Plimpton
Dewey & LeBoeuf
Dinsmore & Shohl
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Fish & Richardson
Foley Hoag
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Johnson & Bell
Jones Day
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Law Offices of Ann C. Flannery LLC
Locke Lord
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Schlam Stone
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Sidley Austin
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Squire Patton Boggs
Steptoe & Johnson LLP

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Thompson & Knight
Traub Lieberman
Vorys Sater
Wasserman Jurista
Wiley Rein
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COMPANIES

Communications Workers of America
AAR Corporation
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Amazon.com Inc.
American Bar Association
American Civil Liberties Union
American Farm Bureau Federation
American Federation of Labor and Congress of Industrial Organizations
Association of American Railroads
Association of Corporate Counsel
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Bristol-Myers Squibb Company
Center for American Progress
Chevron Corporation
Deutsche Bank AG
Dow Chemical Co.
FTI Consulting Inc.
Facebook
FilmOn PLC
Goldman Sachs Group Inc.
Google Inc.
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JPMorgan Chase & Co.
Laborers' International Union of North America
Lockheed Martin
Los Angeles Times
Monsanto Company
National Association of Broadcasters
National Association of Manufacturers
National Employment Law Project
National Health Law Program
National Immigration Law Center
Natural Resources Defense Council
Northrop Grumman Corporation
Orange County Transportation Authority

Svenska Cellulosa AB
T-Mobile USA Inc.
Tenaris S.A.
Trump Organization Inc.
United States Steel Corporation
United Steelworkers
Varsity Brands Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Environmental Protection Agency
Congressional Budget Office
Executive Office of the President
U.S. Senate
Federal Communications Commission
Internal Revenue Service
U.S. House of Representatives
Federal Trade Commission
National Labor Relations Board
Navajo Nation
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. General Services Administration
Army Corps of Engineers
Bureau of Labor Statistics
Bureau of Land Management
Commodity Futures Trading Commission
Defense Contract Management Agency
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Federal Acquisition Regulatory Council
Federal Railroad Administration
Government Accountability Office
Illinois Supreme Court
International Trade Administration
International Trade Commission
Los Angeles County District Attorney's Office
NATO
National Railroad Passenger Corporation
New York Attorney General's Office
Occupational Safety and Health Administration
Securities and Exchange Commission
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Legal Hold Notification
Sent: Wed 1/31/2018 8:56:15 AM
Subject: Litigation Hold/Evidence Preservation Notice from the City Attorney's Office re: Elan Marketing, Inc. v. City of Las Vegas, Case No. A-16-740712 - Reissued - Response Required

[redacted]

[redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Railway Age, IRJ, RT&S and REB
Sent: Mon 3/19/2018 11:05:22 AM
Subject: Plasser & Theurer Newsletter - March 2018

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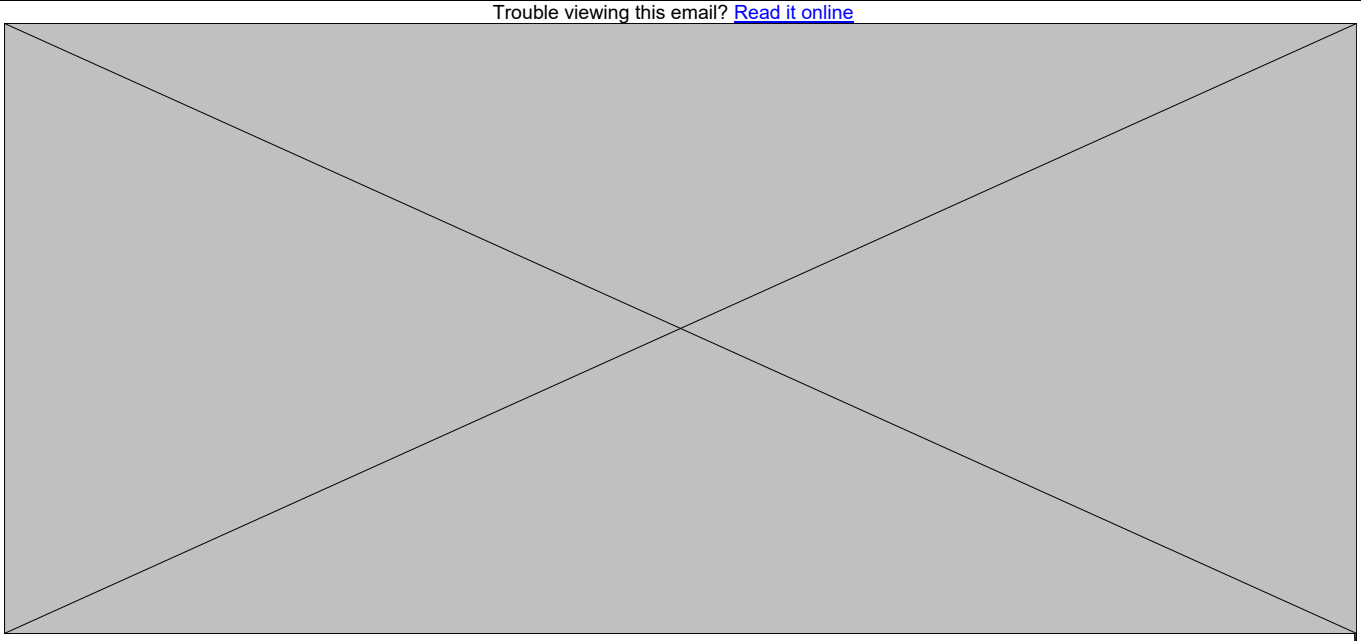
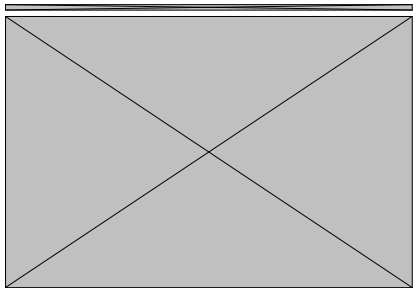


The ultimate endurance test for the HTW

The secret behind thermal management

Modern and ergonomic cabin design

The ultimate endurance test for the HTW

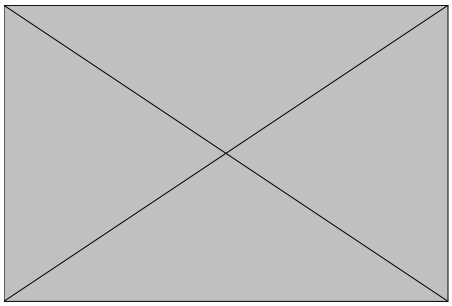


The innovative technology of the HTW 100 E³ hybrid motor tower car was put to the test in the Climate Wind Tunnel. The revolutionary Plasser & Theurer machine, the HTW 100 E³, passed the test in the Climate Wind Tunnel of Rail Tec Arsenal (RTA) with distinction.

—

READ MORE

The secret behind thermal management

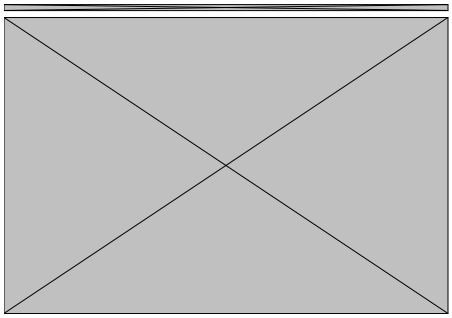


The heart of the HTW 100 E³, used for maintenance work on the overhead line system, is the innovative battery system. The new thermal management allows maintaining the optimum operating temperature by warming or cooling the batteries.

—

READ MORE

Modern and ergonomic cabin design



E³ stands for economic, ecologic and ergonomic. The cabin was redesigned and ergonomically optimised together with the operators.

—

READ MORE

Railway Age, IRJ, RT&S and REB
55 Broad St, 26th Floor
New York New York 10004
United States

To: Lora Kalkman[lkalkman@LasVegasNevada.GOV]; Zachary Bucher[zbucher@LasVegasNevada.GOV]; Esthefany Arochi[earochi@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Tue 7/17/2018 11:29:34 PM
Subject: FW: TIME SENSITIVE RE: The Mayor's Fund for Las Vegas LIFE re: Advisory Committee Members
The Mayors Fund Advisory Council Composition Matrix 7.13.18TT.xlsx
Draft CLV Advisory Board Invitation 7-16-18.docx

Take a look at the list attached (X-cel)

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Lisa Morris Hibbler
Sent: Tuesday, July 17, 2018 11:10 AM
To: Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV>; Scott Adams <sadams@LasVegasNevada.GOV>; Karen Duddlesten <kduddlesten@LasVegasNevada.GOV>
Cc: Lora Kalkman <lkalkman@LasVegasNevada.GOV>; Esthefany Arochi <earochi@LasVegasNevada.GOV>; Sara Garcia <sagarcia@LasVegasNevada.GOV>; Kim Crane <kcrane@LasVegasNevada.GOV>; Jordan Moore <jmoore@LasVegasNevada.GOV>
Subject: TIME SENSITIVE RE: The Mayor's Fund for Las Vegas LIFE re: Advisory Committee Members

Greetings:

Please find attached, the recommended list of members for the Mayor's Fund for Las Vegas LIFE Advisory Committee and the draft invitation to the Advisory Committee members. The names highlighted in yellow are the first choice recommendations and the names in white are potential alternates. The goal is to have 11-13 members. We would like to get the letter sent out this week so we can finalize the members by August 1. If you have no objections to the names provided, we will prepare the letters for the Mayor's signature so they can be sent out by this Thursday.

I appreciate your continued support.

Lisa

Dr. Lisa Morris Hibbler
Director
Department of Youth Development and Social Innovation
Office Phone Number 702-229-5450 | Cell 702-236-2746
495 S. Main St. |5th Floor | Las Vegas, NV 89101

lasvegasnevada.gov

Mayor's Fund for Las Vegas LIFE

Dear XXX,

As one of our community's great leaders, I'm writing to invite you to serve on my Inaugural Advisory Committee for the *Mayor's Fund for Las Vegas LIFE*. Your ideas, input, and enthusiasm are needed to help launch this important initiative that has achieved great success in other cities.

The Advisory Committee of the Mayor's Fund for Las Vegas LIFE ("the Fund") will consist of a diverse mix of community leaders and professionals and serve as the Fund's advisory body. The Committee will provide vital guidance and strategic advice to facilitate the Fund's multi-sector efforts, and help build support for public-private partnerships that will promote systemic change and have a lasting, positive impact on the lives of Las Vegas residents.

<u>Advisory Committee members will provide support by:</u>

- Acting as an ambassador and advocate for the Fund, sharing enthusiasm for its mission and projects
- Making recommendations and providing key information and materials to ensure the success of the Fund
- Serving as an example for prospective partners by making or securing a donation to the Fund
- Identifying community-oriented individuals, companies and organizations within your personal network who may be interested in joining you in supporting the Fund
- Reaching out to those you've identified to encourage their involvement and "open the door" for further conversation
- Bringing unique knowledge and skills to more effectively guide the Fund
- Providing a photo and biographical information for inclusion on the Advisory Committee section of the Fund's website
- Allowing the organization to publicize your name and participation on the Advisory Committee, as well as listing your name on letterhead and other communications
- Attending and participating in triannual meetings, as well as Fund-related events throughout the year to build a dynamic spirit of community between donors

DRAFT

Important dates:

- August 16, 2018, 11:30am: First Advisory Committee Meeting – City Hall
- September 12, 2018, 10:30am: LIFE Event – Location TBD

I hope you'll join us with this important work! Please RSVP to Wendy Fortunato, wendy@moonridgegroup.com and advise by **August 1, 2018** if you will join the Committee!

Warm Regards,
Mayor Carolyn G. Goodman
City of Las Vegas

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Thur 8/18/2016 6:31:32 PM
Subject: [Marketing Mail] Mobile Account Opening: Solving The Convenience-Risk Conundrum

White Paper - Mobile Account Opening: Solving The Convenience-Risk Conundrum - Download White Paper Now >

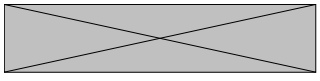
Mobile devices dominate consumer interactions with financial institutions—except account opening, because of fraud and compliance concerns. The solution lies in using mobile's unique capabilities

Most of the alternative financial technology (fintech) service providers that compete with traditional financial institutions offer digital account opening. It's the easiest and most convenient path between consumers and the financial experience they expect. Mercator Advisory Group analyst Alex Johnson believes banks must add this capability or risk losing new accounts. The challenge is how to design a mobile account opening process that is seamless for the applicant and safe for the institution.

In this Mercator Advisory Group white paper, sponsored by Mitek, you will learn:

- The current state of mobile account opening and why the trickle of new account openings will become a flood
- The conflict between greater customer convenience and the challenge of meeting "Know Your Customer" requirements and controlling fraud
- How the embedded capabilities of mobile devices—image capture, biometrics, and geolocation—can resolve this conflict and improve identification and verification
- Three criteria useful in evaluating the optimal mobile solution

Register to receive Mobile Account Opening: Solving The Convenience-Risk Conundrum



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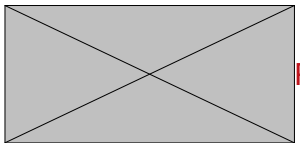
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 6/5/2019 8:28:51 AM
Subject: 44 States' Generic-Drug Pricing Suit Rolled Into Pa. MDL

EXTERNAL EMAIL



PUBLIC POLICY.

Wednesday, June 5, 2019

TOP NEWS

44 States' Generic-Drug Pricing Suit Rolled Into Pa. MDL

A lawsuit filed in Connecticut last month by 44 state attorneys general accusing drugmakers of a sprawling scheme to fix generic-drug prices was transferred Tuesday to the Pennsylvania federal court overseeing multidistrict litigation over pricing in the industry.

Read full article »

Analysis

Don’t Read Too Much Into Feds’ Google, Amazon Probes

The Federal Trade Commission and the U.S. Department of Justice have reportedly agreed to divvy up their antitrust scrutiny of Amazon and Google, yet experts caution that doesn’t necessarily mean any major investigation or enforcement is forthcoming, even as a broader congressional inquiry gets underway.

Read full article »

Standing In Kids Climate Case No Sure Bet, 9th Circ. Says

A group of children who say the federal government’s failure to act to curb climate change is endangering their futures would have to “break new ground” to establish their standing to challenge federal policies, a Ninth Circuit judge said during oral arguments Tuesday.

Read full article »

Analysis

2nd Circ.'s Ruling On Pot Hailed As A Turning Point

The Second Circuit’s recent ruling warning the U.S. Drug Enforcement Administration that it needs to take a good look at the legality of cannabis — and soon — was a major recognition of the drug’s benefits, advocates say.

Read full article »

House Passes Bill Protecting DACA Recipients, TPS Holders

The House passed a bill Tuesday that would offer a path to citizenship for immigrants who benefit from the Deferred Action for Childhood Arrivals program and Temporary Protected Status, despite opposition from Republicans who claimed it was dead on arrival in the GOP-controlled Senate.

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Katten Muchin

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NC Gov. Won't Fight Transgender Bathroom Access

North Carolina Gov. Roy Cooper and LGBTQ advocates that challenged the state's controversial transgender bathroom access law have asked a federal judge to approve a deal under which transgender people will not be blocked from using their preferred bathroom.

Read full article »

BANKING & SECURITIES

Analysis

Questions Loom Over Broker Standards Ahead Of SEC Vote

The U.S. Securities and Exchange Commission's proposal to require brokers to act in their clients' best interests has raised a number of questions, including whether it will trump state regulations, that might finally be answered Wednesday.

Read full article »

CRA Modernization Talks 'Productive,' FDIC Head Says

Federal regulators are continuing to have "productive" talks around an interagency push to modernize Community Reinvestment Act regulations and may team up on a small-dollar lending policy, the head of the Federal Deposit Insurance Corp. said Tuesday in a talk that also touched on her agency's efforts to promote innovation.

Read full article »

SEC Sues Kik For $100M Unregistered ICO

The U.S. Securities and Exchange Commission sued Kik Interactive Inc. on Tuesday in New York federal court claiming it conducted an unregistered initial coin offering when it sold $100 million worth of its cryptocurrency Kin in 2017, $55 million of which was bought by U.S. investors.

Read full article »

ENERGY & ENVIRONMENTAL

DC Circ. Puts FERC On Notice To Bulk Up Climate Reviews

The D.C. Circuit said on Tuesday that the Federal Energy Regulatory Commission should do more to evaluate the climate change impacts of pipeline projects, even though it couldn't determine whether the agency flouted federal environmental law in limiting its climate review of a Kinder Morgan unit's project in Tennessee.

Read full article »

Mass. AG Says Trade Group Can't Challenge Anti-Oil Spill Law

The Massachusetts attorney general said Tuesday she is seeking to intervene as a defendant in a lawsuit challenging a state law designed to prevent oil spills in a bay of the Atlantic Ocean.

Read full article »

HEALTH & LIFE SCIENCES

Interview

Ex-HHS Watchdog Says Anti-Fraud Revamp Going Too Slowly

Days after his resignation, the longest-serving inspector general ever at the U.S. Department of Health and Human Services tells Law360 he understands the frustration

Kellogg Hansen
Kirkland & Ellis
Klafter & Burke
Kobayashi Sugita
Law Offices of Ruth I. Major
Littler Mendelson
Loeb & Loeb
Lucas Magazine
Maraziti Falcon
Marzulla Law
Mayer Brown
Morgan Lewis
Nixon Peabody
Norton Rose Fulbright
Pepper Hamilton
Pillsbury Winthrop
Reed Smith
Ropes & Gray
Scott Wagner & Associates
Sheppard Mullin
Simpson Thacher
Skadden
SmithAmundsen LLC
Stradley Ronon
Thompson Coburn
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Vladeck Raskin
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ZwillGen PLLC

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Accenture PLC
Aetna Inc.
Allergan PLC
Amazon.com Inc.
American Airlines Group Inc.
American Civil Liberties Union
American Medical Association Inc.
Apple Inc.
Aurobindo Pharma Limited
Berkshire Hathaway Inc.
Brigham Young University
Burford Capital LLC

at how slowly his office has altered its anti-fraud oversight in response to colossal changes in health care delivery.

Read full article »

IP & TECHNOLOGY

Bill To Broaden Patent Eligibility Spurs Clash At Sen. Hearing

A bill to expand patent eligibility drew highly divergent reactions from former patent officials, professors and industry groups at a Senate hearing Tuesday, with proponents praising it as a needed clarification that will bolster innovation and detractors warning that it will spark waves of abusive lawsuits.

Read full article »

INSURANCE

Stranger-Funded Life Policies Are Invalid, NJ Justices Say

Ruling in a dispute between Wells Fargo Bank NA and Sun Life Assurance Co. of Canada, New Jersey's high court found Tuesday that so-called "stranger-originated" life insurance policies procured for the benefit of investors not connected to the insured are void under the state's law.

Read full article »

REAL ESTATE

Justices Urged To Hear $133M Dallas Terminal Takings Fight

Private equity-backed leaseholders of a demolished Dallas airport terminal told the U.S. Supreme Court Tuesday that a Federal Circuit decision nullifying their $133.5 million award improperly gives the federal government carte blanche to engage in regulatory takings without just compensation.

Read full article »

NJ High Court Takes Up Hoboken High-Rise Zoning Fight

The New Jersey Supreme Court on Monday agreed to review a state appeals court ruling that municipal ordinances could not be retroactively applied to a project to build two high-rise residential buildings along the Hudson River — a project Hoboken, New Jersey, wants to block.

Read full article »

EMPLOYMENT

10th Circ. Says DOL Rule Valid In Black Lung Benefits Suit

The Tenth Circuit on Tuesday upheld an administrative law judge's finding that a coal company owes black lung benefits to a worker’s widow, saying the U.S. Department of Labor’s “extraordinary circumstances” exception to the statute of limitations is a valid rule.

Read full article »

COMPETITION

'Should I Limit Myself?' CVS-Aetna Merger Judge Asks

CVS Health Corp.
Cadila Healthcare Ltd.
Carnival Corp.
Chevron Corp.
Consumer Action
Consumer Federation of America
Deloitte Touche
Dr. Reddy's Laboratories Ltd.
Electronic Arts Inc.
Electronic Frontier Foundation
Eli Lilly and Co.
Facebook
Financial Industry Regulatory Authority Inc.
Fitbit Inc.
Forest Laboratories Inc.
General Motors
Glenmark Pharmaceuticals
Google Inc.
International Business Machines Corp.
Johnson & Johnson
KPMG International
Kinder Morgan Inc.
Knowles Intellectual Property Strategies
Lambda Legal Defense & Educational Fund
Lannett Company, Inc
LinkedIn Corp.
Mylan NV
Myriad Genetics, Inc.
National Association of Broadcasters
National Collegiate Athletic Association
Nationwide Mutual Insurance Co.
Natural Resources Defense Council
New York Immigration Coalition
New York Times Co.
Novartis AG
Par Pharmaceutical Companies, Inc.
Pfizer Inc.
Public Knowledge
Purdue Pharma LP
Royal Caribbean Cruises Ltd.
SK Innovation
Sam's Club
Seal Software Ltd.
Sierra Club
Southwest Airlines Co.

The D.C. federal judge reviewing the U.S. Department of Justice deal clearing the CVS-Aetna merger on Tuesday still appeared to be grappling with how broad the scope of his first-of-its-kind evidentiary proceeding should be.

Read full article »

INTERNATIONAL TRADE

Trump Squeezes Cuba With New Travel Restrictions

The White House rolled out a new set of restrictions against Cuba on Tuesday by effectively outlawing most educational travel to the island as part of its broader effort to reverse the Obama administration's policy of loosening sanctions on Havana.

Read full article »

Trump Urged To Secure 'Critical Minerals' Access Via Trade

To reduce the risk of losing access to minerals deemed critical to U.S. economic prosperity and national defense, government agencies told President Donald Trump via an interagency report Tuesday that among their recommendations is to increase trade with partners and allies.

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TAX

Global Digital Tax Plan Raises Thorny Treaty Questions

Rules being developed for taxing the digital economy will require changes to the international tax treaty network for which no model exists, tax specialists have said.

Read full article »

Profit Split Is Tough Solution To Digital Tax, Experts Say

The profit split method stands a decent chance of becoming the internationally agreed approach to taxing the digital economy, but it will be far from easy to apply, according to transfer pricing specialists speaking at a conference Tuesday.

Read full article »

IMMIGRATION

State Dept. Requires Passport To Enter Diversity Visa Lottery

The U.S. Department of State will now require foreign citizens to have a valid and unexpired passport to enter the diversity visa lottery, which sets aside visas for people from countries with low immigration into the U.S., in an effort to stamp out fraudulent petitions.

Read full article »

'No Smoking Gun' For Census Citizenship Question, DOJ Says

The Trump administration said it sees "no smoking gun," only "smoke and mirrors" regarding allegations that its decision to add a citizenship question to the 2020 census was made to boost Republican power, as a congressional subpoena for documents related to the decision still looms.

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Sun Pharmaceutical
Teva Pharmaceutical Industries Ltd.
The American Waterways Operators Inc.
U.S. Chamber of Commerce
United States Council for International Business
UnitedLex Corp.
Volkswagen
Wal-Mart Stores Inc.
Washington Post Co.
WellCare Health Plans Inc.
Wells Fargo & Co.
Wolters Kluwer
Zendesk Inc.

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Dallas Fort Worth International Airport
Department of Commerce
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Union
European Union Intellectual Property Office
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
International Monetary Fund
NAFTA
National Institute of Standards and Technology
National Railroad Passenger Corp.
New Jersey Department of Environmental Protection
New Jersey Supreme Court
New York Attorney General's Office
North Carolina Department of Justice
North Carolina General Assembly
Office of the Comptroller of the Currency

Groups Eye Pre-Vote Edits To FCC's Call-Blocking Plan

Stakeholders including debt collectors, health care companies and public interest advocates seem to be making headway in their quest to narrow a Federal Communications Commission rule that would permit default robocall blocking, which the agency is expected to approve Thursday.

Read full article »

Reps. Inclined To Renew Satellite Law Amid Broader Reforms

Prominent members of the House Energy and Commerce Committee seemed inclined Tuesday to renew expiring provisions of a law governing how satellite and cable companies negotiate with broadcasters to transmit TV content, in the hopes of engineering more sweeping reforms down the road.

Read full article »

GOP Senator Urges Apple To Offer 'Do Not Track' Option

Sen. Josh Hawley, R-Mo., sent a letter to Apple CEO Tim Cook on Tuesday asking his company to be an industry leader by giving customers an option to prohibit companies from tracking their data.

Read full article »

Sens. Reintroduce Bill To Speed 5G Deployment

A bipartisan pair of U.S. senators has reintroduced legislation aimed at speeding the deployment of small cells used to roll out the 5G mobile network, an effort that won praise from a member of the Federal Communications Commission.

Read full article »

Hawaii Telecom Co. Asks DC Circ. To Rethink FCC Decision

Hawaii-based telecom carrier Sandwich Isles Communications asked the D.C. Circuit Monday for an en banc rehearing of the court's decision that the company was one day too late to ask for a review of a Federal Communications Commission ruling in a subsidy dispute.

Read full article »

WHITE COLLAR

Chicago Pol Pleads Not Guilty To Public Corruption Charges

Chicago Alderman Edward Burke and two co-defendants indicted for an alleged scheme to trade Burke's considerable political clout for private tax work pled not guilty Tuesday to the government's racketeering, bribery and extortion charges.

Read full article »

EXPERT ANALYSIS

Opinion

Cybersecurity Lawmaking Needs Help From Specialists

The failure of states to produce technologically fluent data security legislation has led to laws rife with logical inconsistencies, ambiguities and possible loopholes — which can be avoided if bills are drafted with the input of technologists and information security lawyers, says Jason Wool of ZwillGen.

Read full article »

A First Look At The New Illinois Cannabis Legislation

As we await the Illinois governor's signature on a new law legalizing recreational use of

Securities and Exchange Commission
U.S. Army
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
U.S. Patent and Trademark Office
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

cannabis, Darren Grady of SmithAmundsen discusses licensing, tax and timing considerations for those already in the medical cannabis business and those now wanting to enter the market.

Read full article »

Reports On USMCA Offer Industry-Specific Guidance For Cos.

Recent reports from the International Trade Commission and the U.S. Trade Representative have assessed the likely impacts of the U.S.-Mexico-Canada Trade Agreement on the U.S. economy. By reviewing the reports' predictions for their industries, companies can be better prepared in case the USMCA is ratified, say Francesca Guerrero and Kayla Toney of Winston & Strawn.

Read full article »

What We Learned From FDA's Public Hearing On Cannabis

The U.S. Food and Drug Administration did not provide a strategy for regulation at last week's public hearing on cannabis and cannabis-derived compounds. But panelists' questions revealed the agency's concerns over the use of CBD in food and the lack of agreement on common terms, say attorneys at Sheppard Mullin.

Read full article »

LEGAL INDUSTRY

Legal Funders, US Chamber Weigh In On NYC Bar Study

Litigation funders in the de facto capital of the growing industry have urged the New York City bar to broadly endorse the ethical foundations of its deals, while their leading critic has called on the bar not to "immunize" unethical fee-splitting.

Read full article »

Nationwide Must Face In-House Atty's Disability Bias Claim

An in-house trial attorney at Nationwide Mutual Insurance Co. who had parts of each leg amputated may have been discriminated against in his firing, an Illinois federal judge said Monday.

Read full article »

Forest Labs Scorched By 'Displeased' Judge After Fire Drill

After a fire drill delay, a Manhattan federal judge fumed at Forest Laboratories LLC on Tuesday for failing to disclose a memo earlier in an antitrust suit alleging that the drugmaker blocked generic alternatives to its Namenda Alzheimer's treatment, saying she was "very displeased with Forest."

Read full article »

Walmart Workers' Attys Taken To Task For 11th-Hour Request

A Florida federal judge upbraided the attorneys representing four women suing Walmart for gender bias after they submitted a request for a page-limit extension at 10 p.m. on Friday, just two hours before the response was due, saying it put the court in an "untenable position."

Read full article »

Justice's Son John Scalia Returns To Greenberg Traurig In Va.

John Scalia, a son of the late U.S. Supreme Court Justice Antonin Scalia, has rejoined the labor and employment practice at Greenberg Traurig LLP after stints at Littler and Pillsbury, the firm said Tuesday.

Read full article »

Accenture Promotes In-House Atty To GC

Accenture has tapped one of its in-house attorneys — who previously served as corporate counsel at Amazon — to be its next general counsel, as its current top lawyer prepares to move into a newly created role at the professional services firm.

Read full article »

Legal Tech Download: Wilson Sonsini, Norton Rose And Orrick

The world of legal technology is evolving quickly, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments.

Read full article »

Podcast

Law360's Pro Say: How To Be A Great Lawyer

Do you ever wish you could sit down with some of the legal industry's most successful lawyers and ask them how they excel? This week, on a special bonus episode of the Pro Say podcast, we bring you some answers from a trio of legal luminaries.

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Arent Fox
Baker McKenzie
Blank Rome
Buchanan Ingersoll
Cohen Milstein
Connell Foley
Cooley
Cozen O'Connor
Cravath Swaine
Crowell & Moring
Davis Polk
Drinker Biddle
Foley & Lardner
Foley Hoag
Garwin Gerstein
Hogan Lovells
K&L Gates
Kasowitz Benson
Katten Muchin

Kellogg Hansen
Klafter & Burke
Kobayashi Sugita
Law Offices of Ruth I. Major
Loeb & Loeb
Lucas Magazine
Maraziti Falcon
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Mayer Brown
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Pepper Hamilton
Pillsbury Winthrop
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Scott Wagner & Associates
Sheppard Mullin
Simpson Thacher
Skadden
SmithAmundsen LLC
Stradley Ronon
Thompson Coburn
Van Ness Feldman
Vladeck Raskin
WhatleyKallas
White & Case
Wiley Rein
Wilson Sonsini
Winston & Strawn
ZwillGen PLLC

COMPANIES

Google Inc.
American Civil Liberties Union
Facebook
Public Knowledge
Organisation for Economic Co-operation and Development
Amazon.com Inc.
Dr. Reddy's Laboratories Ltd.
Natural Resources Defense Council
U.S. Chamber of Commerce
United States Council for International Business
3M Co.
AIDS Healthcare Foundation Inc.
Accenture PLC
Aetna Inc.
Allergan PLC
American Airlines Group Inc.
American Medical Association Inc.
Apple Inc.
Aurobindo Pharma Limited

Berkshire Hathaway Inc.
Brigham Young University
Burford Capital LLC
CVS Health Corp.
Cadila Healthcare Ltd.
Carnival Corp.
Chevron Corp.
Consumer Action
Consumer Federation of America
Deloitte Touche
Electronic Arts Inc.
Electronic Frontier Foundation
Eli Lilly and Co.
Financial Industry Regulatory Authority Inc.
Fitbit Inc.
Forest Laboratories Inc.
General Motors
Glenmark Pharmaceuticals
International Business Machines Corp.
Johnson & Johnson
KPMG International
Kinder Morgan Inc.
Knowles Intellectual Property Strategies
Lambda Legal Defense & Educational Fund
Lannett Company, Inc
LinkedIn Corp.
Mylan NV
Myriad Genetics, Inc.
National Association of Broadcasters
National Collegiate Athletic Association
Nationwide Mutual Insurance Co.
New York Immigration Coalition
New York Times Co.
Novartis AG
Par Pharmaceutical Companies, Inc.
Pfizer Inc.
Purdue Pharma LP
Royal Caribbean Cruises Ltd.
SK Innovation
Sam's Club
Seal Software Ltd.
Sierra Club
Southwest Airlines Co.
Spotify Technology SA
Sun Pharmaceutical
Teva Pharmaceutical Industries Ltd.
The American Waterways Operators Inc.
UnitedLex Corp.
Volkswagen
Wal-Mart Stores Inc.
Washington Post Co.
WellCare Health Plans Inc.

Wells Fargo & Co.
Wolters Kluwer
Zendesk Inc.

GOVERNMENT AGENCIES

U.S. Supreme Court
U.S. Department of Justice
Federal Communications Commission
Department of Commerce
Executive Office of the President
Federal Trade Commission
Food and Drug Administration
New Jersey Supreme Court
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Patent and Trademark Office
Army Corps of Engineers
Dallas Fort Worth International Airport
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Union
European Union Intellectual Property Office
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
International Monetary Fund
NAFTA
National Institute of Standards and Technology
National Railroad Passenger Corp.
New Jersey Department of Environmental Protection
New York Attorney General's Office
North Carolina Department of Justice
North Carolina General Assembly
Office of the Comptroller of the Currency
U.S. Army
U.S. Attorney's Office
U.S. Coast Guard
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House Committee on Energy and Commerce
United States District Court for the Eastern District of Pennsylvania

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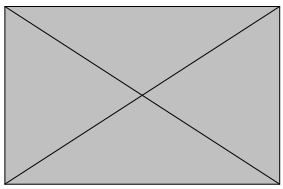
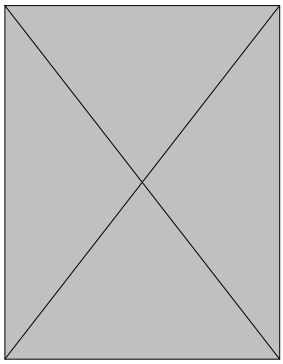


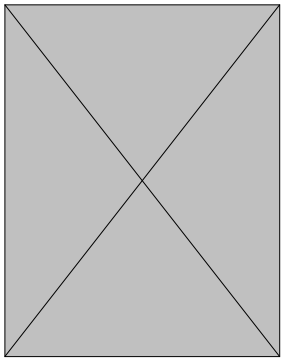
Building a New Community for Special Districts

There over 38,000 special district government agencies in the United States — that's nearly half of all local government entities in the nation. Yet, until now, they've lacked a dedicated forum to share ideas, build relationships and solve common problems. This report details the inaugural year of a new program to recognize and support special districts. The national initiative, an AT&T program with Government Technology, aims to build a community where special districts can connect and collaborate on the issues that matter to them most.



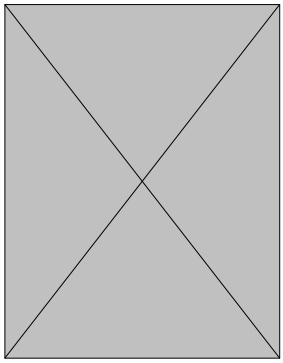
How One CLEAR Customer Collected $2 Million in Revenue

Did you know that 1 in 9 people in the U.S. move every year? Vivian Gosnell, a supervisor in the Tax Assessor's Office of Horry County, South Carolina knows the value of having updated information at her fingertips.



Using the Right Tools Helps Investigators in the Fight Against Medicaid Fraud

Dr. Botsko has spent more than 20 years in law enforcement and government investigation, much of that in pursuit of those who commit Medicaid fraud. Now, as head of David Botsko Consulting in Charlotte, N.C., he spends much of his time training investigators, speaking to agencies and medical groups, and helping other investigative teams sharpen their skill sets. Read Dr. Botsko's discussion about the state of the health insurance fraud investigation environment and how to obtain the tools necessary to give investigators the edge in combating costly Medicaid fraud.



Buyers Guide to Budgeting Software

In the budgeting process, public sector managers are often left chasing dozens of departmental spreadsheets with little, if any, cohesive context or narrative. Modern budgeting solutions streamline the budget process by facilitating collaboration and reducing clerical work. Download The Buyer's Guide to Budgeting Software to learn more about finding an effective and modern budgeting solution that will allow your agency to meet its strategic goals!

NEWEST ADDITIONS

How Do you Fight Tax Fraud Infographic

The 'Gig Economy' for Government: It's Not What You Think

The Controller's Guide to Automation

Emergency Medical Services: New Roles, New Tools

Building a Foundation for Innovation and Success in Health and Human Services

Transform Your Health and Social Program Paradigm

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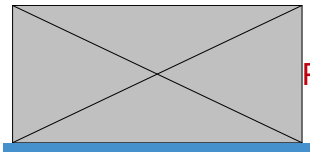

PUBLIC POLICY.

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Tuesday, May 9, 2017

TOP NEWS

Analysis

Meet Trump's 10 Picks For The Federal Bench

With a successful U.S. Supreme Court confirmation in his rearview mirror and dozens of empty federal court seats ahead, U.S. President Donald Trump made his first major move Monday toward remaking the judiciary with conservative jurists. Here, Law360 looks at the president's 10 federal court nominees. Read more »

Yates Warned White House Flynn Could Be 'Blackmailed'

Former acting Attorney General Sally Yates warned the White House as early as Jan. 26 that ex-National Security Advisor Michael Flynn could "essentially be blackmailed" for lying about his contact with a Russian official, the longtime Department of Justice lawyer testified Monday, reviving scrutiny about why President Donald Trump waited until mid-February to fire the high-ranking official. Read more »

Trump Has First Service Secretary As Senate OKs USAF Pick

Heather Wilson will soon take the controls of the U.S. Air Force after the Senate confirmed her as secretary Monday, the first service secretary confirmed under President Donald Trump. Read more »

Yates Defends Stance On Immigration Ban That Got Her Fired

Former acting Attorney General Sally Yates on Monday defended her decision to defy President Donald Trump over his immigration ban in an unusually public standoff in late January that led to her firing, suggesting at a Senate hearing that Trump's campaign rhetoric targeting Muslims rendered the executive order unconstitutional. Read more »

Analysis

EPA, DOI Join Congress' Push To Overhaul Science Panels

The U.S. Environmental Protection Agency and Department of the Interior said Monday they intend to shake up some science advisory panels with an eye toward bringing in new blood, a move that's in line with congressional Republicans' recent efforts to change how federal regulators use science to make rules. Read more »

Trump Picks Pa. Regulator, McConnell Aide For FERC Slots

President Donald Trump tapped the chief of the national association of state utility regulators and the U.S. Senate majority leader's energy policy pointman on Monday night to fill commissioner vacancies on the currently quorumless Federal Energy

LAW FIRMS
Kim Gilbert
Arnold & Porter Kaye Scholer
Baker Botts
BakerHostetler
Baron & Budd
Bergeson & Campbell
Bingham Greenebaum
Boardman & Clark
Bradley Arant
Carothers DiSante
Clifford Chance
Cooley
Cotchett Pitre
Covington & Burling
DLA Piper
Davis Polk
Debevoise & Plimpton
Dentons
Dewey & LeBoeuf
DiCello Levitt
Farella Braun
Fletcher Heald
Fox Rothschild
Fried Frank
Genova Burns
Gibson Dunn
Goldstein & Russell
Goodwin
Graham & Dunn
Grant & Eisenhofer
Greenberg Traurig
Hogan Lovells
Holland & Knight

Regulatory Commission. Read more »

Suit Says Trump EO Gives Churches Preferential Treatment

An atheist nonprofit has sued the Trump administration in Wisconsin federal court, accusing the president of giving churches unconstitutionally preferential tax treatment with his new executive order easing enforcement of a decades-old rule prohibiting overt political endorsements by religious groups. Read more »

Trump Nominates 10 Judges In Move To Reshape Judiciary

President Donald Trump has started to expand his impact on the federal judiciary, announcing another 10 judicial nominees Monday to courts nationwide, including the Seventh and Eleventh circuits. Read more »

BANKING & SECURITIES

High Court Asked To Weigh In On Nevada Foreclosure Law

A Nevada-based property trust has asked the U.S. Supreme Court to review a Ninth Circuit decision invalidating a Nevada law that gives lien priority to homeowners associations seeking back dues in foreclosure, telling the high court that the ruling has left hundreds of foreclosure-related cases in legal limbo. Read more »

Analysis

SEC Allowing Bigger Bets With Leveraged ETF Approval

The U.S. Securities and Exchange Commission surprised many last week by approving a quadruple-leveraged exchange-traded fund after years of misgivings about highly leveraged products, but experts said it could be the first of many as the agency warms up to often controversial innovation in investment products. Read more »

ENERGY & ENVIRONMENTAL

Feds Slam Denial Of Direct Appeal In Kids' Climate Suit

The federal government on Friday objected to an Oregon magistrate judge's recommendation to deny a request to certify questions for appellate review in a youth-driven suit that alleges the U.S. violated the Constitution by failing to protect future generations from climate change. Read more »

Enviros Tell Rick Perry To Refocus DOE Market Study

Six environmental organizations wrote a letter to Secretary of Energy Rick Perry on Monday objecting to a study he requested on electricity markets and reliability, saying it was designed to be "dangerously biased" in favor of fossil fuel and traditional energy sources at the expense of renewables. Read more »

DOI Asks Public To Weigh In On Monument Designations

The U.S. Department of the Interior said Friday that for the first time, the government will open a formal public comment period for national monument designations under the Antiquities Act, including a Utah monument backed by several Native American tribes and other monuments President Donald Trump wants reviewed. Read more »

EPA Asks For Stay In Maine Water Quality Row

The U.S. Environmental Protection Agency on Friday asked a Maine federal judge for a 90-day stay in the state's suit challenging the EPA's tightening of its water quality standards for tribal waters, so it can review the policy. Read more »

MEDIA & ENTERTAINMENT

Sinclair Absorbs Tribune Media In $3.9B Deal

Sinclair Broadcast Group Inc. has agreed to buy Tribune Media Co. for roughly $3.9 billion, the companies said Monday, in a deal that creates a U.S. broadcasting giant

Hunton & Williams
Jones Day
K&L Gates
Kanji & Katzen
Kasowitz Benson
Kelly Remmel
Kirkland & Ellis
Latham & Watkins
McGuireWoods
Miller Nash
Morgan Lewis
Munger Tolles
O'Melveny & Myers
Pillsbury Winthrop
Proskauer Rose
Reed Smith
Seward & Kissel
Shumaker Loop
Sidley Austin
Snell & Wilmer
Stradley Ronon
Sullivan & Cromwell
Thomas & Libowitz
Troutman Sanders
Weil Gotshal
Wexler Wallace
Williams & Connolly

COMPANIES

21st Century Fox Inc.
American Civil Liberties Union
American Legislative Exchange Council
Bright House Networks LLC
Center for Biological Diversity Inc.
Comcast Corporation
Deutsche Bank AG
FedEx Corporation
Federalist Society
Financial Industry Regulatory Authority Inc.
Food Network
Humana Inc.
Intercontinental Exchange Inc.
JPMorgan Chase & Co.
Lockheed Martin
Marvell Technology Group, Ltd.
MasterCard Incorporated
Mercury Public Affairs
Mexican American Legal Defense and Education Fund
Moelis & Co.

and will potentially require divestitures in order to pass regulatory muster. Read more »

TRANSPORTATION & INFRASTRUCTURE

DC Circ. Pumps Brakes On Heavy Duty Truck Rule Litigation

The D.C. Circuit on Monday granted a bid by the U.S. Environmental Protection Agency and the National Highway Traffic Safety Administration to pause challenges to greenhouse gas and fuel efficiency standards for new large and heavy-duty vehicles for 90 days. Read more »

EMPLOYMENT

Christie Guts Police, Firefighters' Pension Bill

New Jersey Gov. Chris Christie on Monday gutted a bipartisan bill that would have established a membership-based trustee board to manage the police and firefighters public pension fund, arguing in a conditional veto that the measure undermines the taxpayer-friendly pension reforms he enacted that riled unions. Read more »

2 More Ex-NJ College Staffers Sue Over Retaliatory Firings

Another pair of former staff members at Essex County College in New Jersey have asserted whistleblower claims against the school in state court lawsuits alleging they were fired last year for helping to produce a report into unlawful conduct related to the college's finances. Read more »

GOVERNMENT CONTRACTS

NJ Housing Official Admits Using HUD Funds On Gift Cards

The head of the Ocean City Housing Authority admitted Monday in New Jersey federal court to using U.S. Department of Housing and Urban Development funds to cover the purchase of dozens of MasterCard gift cards she used for personal expenses or provided to family and friends, acting U.S. Attorney William E. Fitzpatrick announced. Read more »

INTERNATIONAL TRADE

US Cautions Canada Against Retaliatory Coal Tariffs

Commerce Secretary Wilbur Ross on Saturday urged Canada to refrain from imposing politically motivated tariffs on U.S. products in response to new duties on softwood lumber just a day after Prime Minister Justin Trudeau revealed he was considering a crackdown on U.S. coal. Read more »

Crabbers Allowed To Join Suit Over Seafood Origin Rule

A D.C. federal judge on Monday allowed Alaska-based crab harvesters to intervene as defendants in a suit challenging a regulation that requires importers to trace the origin of seafood brought into the U.S., saying the harvesters' economic interest in the rule may not completely align with government efforts to defend it. Read more »

TAX

Sen. Tester Blasts Federal Online Sales Tax Bill

Sen. Jon Tester, D-Mont., sent a letter Friday urging President Donald Trump and Senate leadership to oppose a bill that would allow states to enforce sales taxes on online sales in order to purportedly level the playing field for brick-and-mortar stores, calling it an expensive regulatory burden that would hurt online businesses in his state. Read more »

Morgan Stanley
NVIDIA Corporation
National Association of Broadcasters
National Association of Manufacturers
National Association of State Regulatory Utility Commissioners
National Immigration Law Center
National Rural Electric Cooperative Association
New York Times Co.
Pacific Legal Foundation
Philip Morris USA Inc.
Royal Bank of Canada
S.A.C. Capital Advisors LP
Sinclair Broadcast Group, Inc.
T-Mobile USA Inc.
The Blackstone Group L.P.
The Boeing Company
The Cato Corporation
Time Warner Cable
Tribune Media Co.
Turner Broadcasting System Inc.
Twitter Inc.
Union of Concerned Scientists
Verizon Communications
Vodafone Group plc
Volkswagen
Washington Post Co.
Wells Fargo & Co.

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
Central Intelligence Agency
Colorado Public Utilities Commission
Defense Intelligence Agency
Department of Commerce
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Hopi Tribe
Internal Revenue Service

OECD Launches Tool To Report Loopholes In Int'l Tax Accord

The Organisation for Economic Co-operation and Development on Friday launched a facility for reporting avoidance schemes to get around the Common Reporting Standard for tax information signed by more than 60 international jurisdictions. Read more »

Ex-Rep. Using Twitter To Harass Witness, Gov't Says

Former U.S. Representative Melvin Reynolds is using Twitter to harass a government witness and his attorney, prosecutors told the Illinois federal judge overseeing their misdemeanor tax case against the former politician on Monday. Read more »

IMMIGRATION

4th Circ. Hears Oral Arguments In Travel Ban Appeal

The Fourth Circuit on Monday heard oral arguments in an appeal over President Donald Trump's travel ban, with some of the judges on the en banc panel grilling the government's attorney on the president's past statements, and others quizzing the plaintiffs attorney on issues of standing and national security. Read more »

Texas Sues Local Pols To Enforce Sanctuary Cities Ban

The ink had barely dried on Texas Gov. Greg Abbott's signature on a law banning sanctuary cities in the Lone Star State on Monday when the state attorney general lodged a preemptive suit against Austin and Travis County leadership and law enforcement over their refusal to enforce federal immigration laws. Read more »

Chinese Christian Urges High Court To Review Persecution

A shoe factory worker who fled China after being arrested for attending illegal Christian house-church gatherings has asked the U.S. Supreme Court to reconsider a Tenth Circuit decision that held his circumstances didn't amount to persecution. Read more »

TELECOMMUNICATIONS

FCC Commish Sees Chance To 'Clean Up' Universal Service

Republican Federal Communications Commissioner Michael O'Rielly said that he sees the departure of the CEO of the company responsible for administering the FCC's Universal Service Fund that promotes digital access as a chance for the administrator to "clean up its act." Read more »

HBO's John Oliver Blasts FCC Open Internet Rollback Plans

Late-night host John Oliver in a Sunday segment took to task the Federal Communications Commission chairman's plan to undo the legal basis for net neutrality rules, calling for the public to "take this matter into our own hands" and file comments pushing back. Read more »

Verizon Spectrum Grants Challenged At High Court

The U.S. Supreme Court should review whether the D.C. Circuit erred in letting the Federal Communications Commission off the hook after the agency ignored its own foreign ownership rules by approving mobile spectrum acquisitions made by Verizon Wireless that allowed an anti-competitive scheme to proceed, a regional telecom provider has argued. Read more »

Writers Guild Knocks FCC Probe Of Colbert's Trump Joke

The Writers Guild of America on Monday criticized the Federal Communications Commission for its intention to investigate whether a joke by talk show host and Writers Guild member Stephen Colbert is obscene. Read more »

T-Mobile CEO Lobbies FCC For Quick Auction Transition

NAFTA
National Highway Traffic Safety Administration
National Nuclear Security Administration
National Security Council
Navajo Nation
Nevada Legislature
Oak Ridge National Laboratory
Pennsylvania Public Utility Commission
Sandia National Laboratories
Securities and Exchange Commission
U.S. Air Force
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Housing and Urban Development
U.S. Department of Justice
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court
Ute Indian Tribe
Ute Mountain Ute Tribe

T-Mobile's president and CEO, John Legere, has pushed Federal Communications Commission Chairman Ajit Pai and Commissioners Mignon Clyburn and Michael O'Rielly to make way for the company to begin deploying on the spectrum it won in the airwaves auction. Read more »

PEOPLE

Shumaker Loop Launches Public Affairs Group In Florida

Shumaker Loop & Kendrick LLP on Monday announced the launch of a public affairs group in Florida that will counsel both public- and private-sector clients on advocacy and issue management, in addition to providing governmental relations services. Read more »

Morgan Lewis Partner Shortlisted For Bharara Replacement

President Donald Trump's administration is considering nominating Morgan Lewis & Bockius LLP partner David I. Miller to be the next U.S. attorney for the Southern District of New York, sources said Monday, as the process for replacing Preet Bharara is appearing to heat up. Read more »

DLA Piper Adds Sidley Austin Partner To IP Subgroup

DLA Piper has added a former Sidley Austin LLP partner to its Washington, D.C., and Atlanta offices, the firm announced, deepening its intellectual property offerings particularly in the privacy and security aspects of health information. Read more »

EXPERT ANALYSIS

In Trump Era, States Take Lead On Social Cost Of Carbon

The social cost of carbon is a measure intended to quantify the effect that a single ton of carbon dioxide emissions has on climate change. Even as the Trump administration has disbanded the federal interagency working group on this issue, the states have been stepping up their efforts, say Seth Belzley and Stephen Humes of Holland & Knight LLP. Read more »

Making H-1B Administrative Changes: Easier Said Than Done

Language in the recent "Buy American, Hire American" executive order suggests that an expansion of visas is not the administration's preference for H-1B reform. Instead it prefers addressing visa shortages by changing how they are allocated. Therefore, the natural question any lawyer would ask is whether the goal of allocating visas based on wage or skill level can be accomplished administratively, says Leon Fresco of Holland & Knight LLP. Read more »

Stability For Calif. Cap-And-Trade Program, For Now

Thanks to a California appellate court's recent decision in California Chamber of Commerce v. State Air Resources Board, the future of California's cap-and-trade program looks a little brighter. The opinion provides at least temporary stability to a key portion of the California Global Warming Solutions Act of 2006, say Robert Hines and Ashley Breakfield of Farella Braun & Martel LLP. Read more »

Arizona's Off-Label Promotion Law May Hinge On Gottlieb

As the U.S. Food and Drug Administration sought feedback on whether drug and device makers should be allowed to promote their products for off-label uses, Arizona recently passed a law allowing truthful off-label promotion. But the law's impact may depend on whether Scott Gottlieb is confirmed as FDA commissioner, says Alexis Kellert of Weil Gotshal & Manges LLP. Read more »

6 Calif. Employment Bills Employers Should Track

The California Legislature recently introduced a number of employment-related bills, most of which increase protection for employees and consequently provide more exposure to lawsuits for employers. Employers should expect little relief from Democratic Party leaders and should proactively guard against what's to come, say

Dave Carothers and Karimah Lamar of Carothers DiSante & Freudenberger LLP. Read more »

LEGAL INDUSTRY

Streamlining Salvages Dewey Case On Second Try

After their first try ended in a mistrial, prosecutors from the Manhattan district attorney's office trimmed the fat and the key defendant from their controversial retrial of the former leadership of Dewey & LeBoeuf LLP — and that decision netted a modest victory five years in the making Monday when jurors convicted the defunct firm's former chief financial officer on felony fraud charges. Read more »

Weary Dewey Jurors Say Case Against Sanders Far Clearer

After deliberating for five days at the end of the lengthy retrial of two former executives at Dewey & LeBoeuf LLP, multiple jurors said Monday they felt New York state prosecutors had done a far better job proving their case against Joel Sanders, whose name one noted "was on everything," than they had against Stephen DiCarmine. Read more »

Jury Convicts Ex-Dewey CFO, Frees Exec Director

A Manhattan jury on Monday issued a split verdict in the long-running criminal case against top executives of Dewey & LeBoeuf LLP, acquitting the defunct law firm's executive director but convicting its former chief financial officer on fraud and conspiracy charges. Read more »

Reed Smith Unveils Programs For New Parents

Reed Smith LLP rolled out new benefits aimed at employees returning from maternity leave, joining a trend among large law firms seeking to retain lawyers who've recently had children by easing the transition back to the BigLaw grind. Read more »

Plaintiffs Attys In Chicago, Cleveland Team Up For New Firm

Former Grant & Eisenhofer PA director Adam Levitt teamed up with members of The DiCello Law Firm to launch DiCello, Levitt & Casey LLC, a new legal venture specializing in plaintiff advocacy in a broad array of legal practice areas, the firm announced Monday. Read more »

Plaintiffs Bar Perspective: Baron & Budd's Todd Kale

Young lawyers need to understand that you most likely will not get rich serving as a plaintiffs attorney. It's not like you see on TV — this isn't an episode of "Suits," says Todd Kale of Baron & Budd PC. Read more »

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Intercontinental Exchange Inc.
JPMorgan Chase & Co.
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Mexican American Legal Defense and Education Fund
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Federal Communications Commission

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U.S. Department of Energy
Department of Commerce
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Internal Revenue Service
National Highway Traffic Safety Administration
Securities and Exchange Commission
U.S. Department of the Interior
U.S. Sentencing Commission
Bureau of Citizenship and Immigration Services
California Environmental Protection Agency
Central Intelligence Agency
Colorado Public Utilities Commission
Defense Intelligence Agency
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Hopi Tribe
NAFTA
National Nuclear Security Administration
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Navajo Nation
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Oak Ridge National Laboratory
Pennsylvania Public Utility Commission
Sandia National Laboratories
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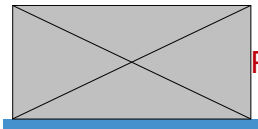
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 6/17/2016 8:35:52 AM
Subject: [Marketing Mail] Scaled-Down Crowdfunding Bill Disappoints, Attys Say



PUBLIC POLICY

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Friday, June 17, 2016

TOP NEWS

Scaled-Down Crowdfunding Bill Disappoints, Attys Say

A bill modifying equity crowdfunding rules that passed the U.S. House Financial Services Committee on Thursday contains incremental improvements, attorneys say, but some were disappointed that the annual million-dollar fundraising limit wasn't raised and hope it will be lifted in the future.

House Passes $576B Defense Funding Bill

The House voted to pass the $576 billion funding bill for the U.S. Department of Defense on Thursday, the third of the must-pass funding bills, despite continuing criticisms from the White House about the use of contingency funding.

44 GCs Say Big Biz Needs 'Certainty' Of 9 Justices

The general counsels of 44 major corporations including Spotify, Ameriprise Financial and Estée Lauder urged the U.S. Senate on Thursday to consider Judge Merrick B. Garland's nomination to the U.S. Supreme Court.

Pa. Legislators Set New Rules For Fracking

Pennsylvania's legislature on Wednesday reached a bipartisan deal on new rules for hydraulic fracturing at oil and gas wells that the governor said would strengthen environmental protections at extraction sites in the Keystone State.

Block Anthem-Cigna Deal, Calif. Insurance Head Tells DOJ

California's top insurance official pressed U.S. Department of Justice officials to reject a merger worth an estimated $50 billion between Anthem Inc. and Cigna Corp., saying Thursday the deal will harm Californians by reducing quality of care and driving up insurance costs.

Philly City Council OKs Sugary Drinks Tax

Philadelphia's city council on Thursday approved by a 13-to-4 vote a new 1.5 cent per ounce tax on sugary drinks and diet soda, which the council said would raise approximately $91 million over the next year and make it the first major U.S. city to pass a sugary drink tax.

Senate Panel Advances 4 Federal Judges, Hints At Floor Votes

The Senate's Judiciary Committee advanced the nominations for two district judges for Louisiana, one for Indiana and one for the Seventh Circuit Thursday, in the first committee votes on judicial nominees since May.

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Davis Wright Tremaine
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Dickinson Wright
Dickstein Shapiro
Drinker Biddle
Dugan Brinkmann
Ellenoff Grossman
Fish & Richardson
Fitzpatrick Cella
Flaster/Greenberg
Franczek Radelet
Gibson Dunn
Haynes and Boone
Hogan Lovells
Hughes Hubbard
Kellogg Huber
Kramer Levin
Lamb McErlane
Lowenstein Sandler
Mayer Brown
McAndrews Held
McCarter & English
McDermott Will

Lowenstein Atty Gets NJ Gov.'s Nod For State AG

New Jersey Gov. Chris Christie has nominated Chris Porrino, the co-chair of Lowenstein Sandler LLP's litigation department and Christie's former chief counsel, as the state's next attorney general, the governor announced Thursday.

BANKING & SECURITIES

FSOC Properly Labeled MetLife A SIFI, DC Circuit Told

A council of financial regulators urged the D.C. Circuit Thursday to reverse a federal judge's ruling liberating MetLife from its designation as a systemically important financial institution whose collapse could threaten the broader U.S. economy, contending that the lower court seriously misconstrued the council's guidelines for the SIFI labeling process.

SEC Asks 2nd Circ. If It Can Restart Duka Case

The U.S. Securities and Exchange Commission on Thursday asked the Second Circuit to clarify whether the agency can immediately revive its in-house case accusing ex-S&P executive Barbara Duka of mortgage-debt ratings fraud after the circuit court lifted an injunction on those proceedings.

House Dems Push For No-Loopholes Payday Lender Rule

House Democrats said Thursday that the Consumer Financial Protection Bureau's final rule for regulating the payday loan market should be tough enough to prevent lenders from using tactics they have developed to skirt state restrictions on the loans.

Senate Panel Moves To Ease Pot Banking Restrictions

A U.S. Senate panel on Thursday moved forward legislation that would, in part, bar federal banking regulators from punishing banks for providing financial services to marijuana businesses in states where the drug is legal.

SEC Requires Input On SIPC Broker-Dealer Fee Changes

The U.S. Securities and Exchange Commission on Wednesday said it needs public comment input before ruling on a proposal to change how broker-dealer fees replenish the Securities Investor Protection Corp.'s fund, which fronts money to repay investors during liquidations of brokerage firms.

SEC Proposes Updates To Mining Disclosure Rules

The U.S. Securities and Exchange Commission proposed rules Thursday that are meant to modernize the disclosure requirements for mining companies, the latest step in Chair Mary Jo White's bid to update a disclosure system that is outdated in some sectors.

ENERGY & ENVIRONMENTAL

Calif. Fuel Groups Win OK To Update Carbon Rule Challenge

A California federal judge on Monday told a group of fuel industry advocates that they can amend elements of their failed challenge to the state's Low Carbon Fuel Standard, agreeing that the application of recent updates to the rule could further affect fuel manufacturers.

Bill Seeks End To Coal Industry Self-Bonding For Cleanups

The U.S. Senate Energy and Natural Resources Committee's top Democrat introduced legislation Thursday to bar coal companies from using self-bonding to pay for the cleanup of mining operations, saying the recent wave of coal bankruptcies threatens to stick taxpayers with multimillion-dollar remediation costs.

CPP Stay Doesn't Stop EPA's Clean Energy Incentive Program

Despite a Supreme Court stay of the Clean Power Plan, the U.S. Environmental

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CIGNA Corporation
CIT Group Inc.
CTIA
Cablevision Systems Corporation
Center for Constitutional Rights
CenturyLink Inc.
Chimerix Inc.
Comcast Corporation
Competitive Carriers Association
Constellation Brands, Inc.
Consumer Federation of America

Protection Agency on Thursday unveiled a proposal to help states and tribes meet the plan's carbon dioxide reduction goals through early investments in renewable energy.

FERC Floats Rule To Guard Critical Energy Grid Info

The Federal Energy Regulatory Commission has moved to implement regulations that require the designation, protection and sharing of so-called critical energy infrastructure information, the agency said on Thursday.

$32B Interior, Environment Bill Clears Senate Committee

The Senate Appropriations Committee narrowly moved forward Thursday a $32.03 billion spending bill that funds Native American health and education programs and federal land management agencies but blocks implementation of the so-called Waters of the United States rule.

FERC Finalizes Electricity Pricing Fixes For Power Markets

The Federal Energy Regulatory Commission on Thursday finalized a rule establishing pricing requirements for real-time wholesale electricity sales to align prices with when power is actually dispatched, which the commission claims will better ensure that rates are just and reasonable.

France Becomes First Major Nation To Ratify Paris Accord

French President Francois Hollande on Wednesday became the first head of a major country to ratify the landmark Paris climate change accord, starting what supporters hope is a string of similar actions.

TRANSPORTATION & INFRASTRUCTURE

$4B Maritime Trade Plan Aims To Boost Great Lakes Region

Officials from several U.S. states and Canadian provinces around the Great Lakes unveiled a $3.8 billion proposal Wednesday to accelerate dredging projects to clear harbors and waterways and strengthen port infrastructure with the hopes of boosting ocean cargo shipping and trade.

INSURANCE

Autism Care Coverage Row To Be Aired Before Pa. Justices

The Pennsylvania Supreme Court has accepted an appeal over insurers' ability to avoid covering in-school services for patients on the autism spectrum.

EMPLOYMENT

Senator Says New Joint Employer Standard Hurts Businesses

The head of the U.S. Senate's Small Business and Entrepreneurship Committee argued Thursday against a recent National Labor Relations Board decision that reset how to determine whether two entities are joint employers, saying during a hearing that the change would hurt small businesses.

NJ Senate Committee Pushes $15 Minimum Wage Bill Forward

New Jersey's Senate Budget and Appropriations Committee on Thursday advanced legislation that would gradually increase the state's minimum wage to $15 an hour, a measure supporters say will provide an economic boost to workers living in poverty and what opponents say will deliver a blow to small businesses.

EEOC Gives Guidance On Employee Wellness Program Notices

The Equal Employment Opportunity Commission on Thursday offered employers an example of how to notify employees about the purpose of and limits on wellness programs, part of new rules issued under the Americans with Disabilities Act and following at least two discrimination lawsuits over the programs.

Consumer Reports
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Johnson Controls Inc.
LexisNexis Group
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LinkedIn Corp.
Lyft Inc.
McGraw Hill Financial Inc.
MetLife Inc.
Microsoft Corporation
National Association of State Regulatory Utility Commissioners
National Cable & Telecommunications Association
National Immigration Law Center
Netflix Inc.
Nike Inc.
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Spotify Technology SA
Stryker Corporation
Texas Trial Lawyers Association
The Boeing Company
The DIRECTV Group, Inc.
Time Warner Inc.

COMPETITION

Texas Rep. Asks FTC To Eye Austin's Rules For Uber, Lyft

A Texas state representative has asked the Federal Trade Commission to investigate what he called anticompetitive regulations enacted by the city of Austin, Texas, governing ride-hailing apps like Uber and Lyft.

Merger Remedies Key To Enforcement, DOJ Official Says

The U.S. Department of Justice Antitrust Division sees effective merger remedies as central to its merger enforcement policy, and remedies should completely solve the antitrust violations arising in a transaction, not simply limit them, a department official said on Thursday.

PRIVACY & CONSUMER PROTECTION

Baylor Faces New Suit Over Handling Of Sexual Assaults

Three women alleged Baylor University was “deliberately indifferent” to allegations of sexual assault and sexual harassment on campus and involving student-athletes in a lawsuit filed in Texas federal court Wednesday after the school released a report by Pepper Hamilton LLP finding failures with the school’s policies.

Groups Clash On New Facial Recognition Privacy Code

The stakeholder group crafting a voluntary privacy code of conduct for the commercial use of facial recognition technology wrapped up its efforts Wednesday by finalizing guidelines that were praised by the industry but panned by consumer groups as “weak” and “flawed.”

Transgender Student To Take Part In Locker Room Lawsuit

A transgender student at the center of a battle over the U.S. Department of Education’s policy on the use of gendered facilities was given permission Wednesday to intervene in a federal lawsuit challenging her access to the female locker rooms at an Illinois’ high school.

PRODUCT LIABILITY

11th Circ. Greenlights Torture Claims Against Ex-Bolivian Prez

The Eleventh Circuit ruled Thursday that family members of civilians killed in attacks in Bolivia are not barred from pursuing their Torture Victims Protection Act claims against a former president and defense minister because they had exhausted their remedies in Bolivia.

INTERNATIONAL TRADE

Brussels Charts 8% Rise In Duties Against EU Exports

The European Commission on Wednesday reported an 8 percent rise in duties taken by non-European Union countries against EU exports in 2015 as trade defense actions become more complex in the face of ongoing global economic and financial crises.

TAX

EU Countries Move Toward Deal On Financial Transactions Tax

Efforts to impose a tax on certain financial transactions in several eurozone nations got a boost on Thursday when Austria’s finance leader announced that the countries have set a September deadline to mark additional progress on the

Uber Technologies Inc.
United States Telecom Association
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Viacom Inc.
XO Communications LLC
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Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission
Federal Reserve System
Federal Trade Commission
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Government Accountability Office
Indian Health Service
National Labor Relations Board
National Telecommunications and Information Administration
Nevada Legislature
Office of the Comptroller of the Currency
Securities Investor Protection Corp.
Securities and Exchange Commission
Texas Attorney General's Office
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense

proposal.

IMMIGRATION

Texas Loses Case Over Syrian Refugee Resettlement

A Texas federal court on Wednesday threw out a suit over the resettlement of Syrian refugees in the state, ruling that a Texas agency didn't have a basis to enforce a consultation requirement of the Refugee Act.

TELECOMMUNICATIONS

AT&T, Comcast Float Apps Alternative To Set-Top Box Plan

Industry representatives from the likes of AT&T Inc., Comcast Corp. and the National Cable & Telecommunications Association floated an alternative Wednesday to the Federal Communications Commission's plan to unlock set-top boxes, one that would employ apps allowing video viewing on third-party devices.

Sen. Panel OKs Small-ISP Net Neutrality Reporting Exemption

The Senate Commerce Committee approved a bill Wednesday that matches an already-passed House version to exempt internet service providers with up to 250,000 subscribers from enhanced disclosure requirements under the Federal Communications Commission's new net neutrality rules.

Trade Group Slams FCC Network Transition Rules at DC Circ.

The U.S. Telecom Association has asked the D.C. Circuit to ax portions of the Federal Communications Commission's rules regulating the transition from copper to more modern networks, saying that the agency's "regulatory roadblocks" are slowing down the process.

Rural Carriers Group Urges FCC To Keep 5G Competitive

The Competitive Carriers Association pushed the Federal Communications Commission to adopt a tiered structure in its upcoming fifth-generation wireless rule-making, saying Wednesday that large carriers like Verizon, which has a $1.8 billion XO fiber-optic deal pending, could soon gobble up all the spectrum.

EXPERT ANALYSIS

The Texas Citizens Participation Act — 5 Years Later

On June 17, 2011, the Texas Citizens Participation Act was signed into law, a watershed moment that provided greater protection to Texas citizens who have been plagued with frivolous lawsuits aimed at stymieing their ability to discuss their opinions, report on governmental activities or uncover corporate wrongdoing. Today, the trend of state anti-SLAPP legislation is ongoing, says Laura Prather of Haynes and Boone LLP.

Key Points In DC Circ. Decision Upholding Net Neutrality

The D.C. Circuit's decision this week upholding the Federal Communications Commission's 2015 Open Internet Order deals a significant blow to claims that broadband providers either must as a legal matter or should as a policy matter be left to operate largely free of traditional common carrier regulation, says Christopher Savage, co-chairman of Davis Wright Tremaine LLP's communications practice.

The Debate Over NDAA Preference For Fixed-Price Contracts

The Senate Armed Services Committee wants to reallocate risk between the government and the contractor by shifting from cost-type contracts to fixed-price contracts, but some critics believe that its proposals likely will hinder innovation and increase costs, say Charles Blanchard and Paul Pompeo of Arnold & Porter LLP.

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U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court
United Nations

Expanded Access — A Regulatory Balancing Act For Drug Cos.

Expanded access plays a valuable role in the treatment of patients, but granting access to an experimental drug outside the context of a clinical trial creates a host of ethical, operational, business and logistical challenges for any drug manufacturer and particularly for smaller companies specializing in treatments for rare diseases, say attorneys with Choate Hall & Stewart LLP.

DOL Salary Projections May Rest On Inaccurate Assumptions

An important component of the U.S. Department of Labor's new white collar exemption rule is that the minimum required salary level will be adjusted every three years. However, the DOL's estimate of an additional 2.5 percent increase in the new salary threshold over three adjustments may not be accurate and likely understates its magnitude, say Stephen Bronars and Deborah Foster at Edgeworth Economics LLC.

LEGAL INDUSTRY

3 Pitfalls Of Boutique Mergers

For a BigLaw operation, picking up a boutique weathering tough times may seem like a good strategic move, but experts say firms must show discernment and be ready for the post-merger investment to avoid pitfalls that stand in the way of mutual success. Here, experts detail three ways big firms can inadvertently botch an acquisition of a boutique.

6 More Firms Make Associates' Day With Salary Hikes

Six more firms have jumped on the bandwagon of those rushing to keep up with the new associate salary pay scale set earlier this month by Cravath Swaine & Moore LLP, as the clamor continues over the hike above the decadeslong benchmark.

DLA Piper Partner Fined Over Sexist Emails To Soccer Chief

The U.K. Solicitors Disciplinary Tribunal fined a DLA Piper partner £15,000 ($21,000) at a recent hearing over emails he exchanged with English Premier League executive Richard Scudamore that contained sexist comments, a representative for the tribunal confirmed on Thursday.

GCs Willing To Use Nontraditional Law Firms, Study Says

A new study by Deloitte shows that as spending on legal services continues to grow, the majority of in-house legal departments are reviewing their legal service suppliers and can see themselves buying services from nontraditional law firms.

McDermott Co-Chairs To Step Down By End Of Year

McDermott Will & Emery's co-chairs will step down from their respective roles and return to full-time practice with the firm by the start of 2017, the firm confirmed on Thursday.

Law360's Weekly Verdict: Legal Lions & Lambs

Sullivan & Cromwell LLP and other firms representing two medical device companies earned the top spot on Law360’s list of legal lions this week after they won a ruling at the U.S. Supreme Court discarding the Federal Circuit’s strict test for awarding enhanced damages in patent cases. Meanwhile, attorneys from Sidley Austin LLP and Wiley Rein LLP ended up on the list of legal lambs for failing on Tuesday to convince the D.C. Circuit to overturn federal net neutrality rules.

6th Circ. Tells Blind Man ABA Is Wrong Target For LSAT Suit

A legally blind Michigan man accusing the American Bar Association of discriminating against the visually impaired on the LSATs lost his appeal on Thursday when the Sixth Circuit affirmed a lower court decision saying he didn’t have standing to bring the case against the accrediting body.

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Kellogg Huber
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Lamb McErlane
Lowenstein Sandler
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McAndrews Held
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CTIA
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Advocate Health Care Inc.
Aetna Inc.
Alamo Broadband Inc.
Alpha Natural Resources, Inc.
American Bar Association
American Hospital Association
American Legislative Exchange Council
American Medical Association Inc.
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Anheuser-Busch Inbev SA/NV
Anthem Inc.
Apple Inc.
Arch Coal Inc.
Baker Hughes Inc.
CIGNA Corporation
CIT Group Inc.
Cablevision Systems Corporation
Center for Constitutional Rights
CenturyLink Inc.
Chimerix Inc.
Comcast Corporation
Competitive Carriers Association
Constellation Brands, Inc.
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Genzyme Corporation
Grupo Modelo SAB de CV
Halliburton Company

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Independence Blue Cross Inc.
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LexisNexis Group
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Lyft Inc.
McGraw Hill Financial Inc.
MetLife Inc.
Microsoft Corporation
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National Immigration Law Center
Netflix Inc.
Nike Inc.
North American Electric Reliability Corp.
NorthShore University HealthSystem
Peabody Energy Corporation
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Southern Poverty Law Center
Southwest Bancorp, Inc.
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The Boeing Company
The DIRECTV Group, Inc.
Time Warner Inc.
Uber Technologies Inc.
United States Telecom Association
UnitedHealth Group Inc.
Universal Health Services Inc.
Univision Communications Inc.
Viacom Inc.
XO Communications LLC
Yelp Inc.

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Senate
Executive Office of the President
Federal Energy Regulatory Commission
Federal Reserve System

Federal Trade Commission
Government Accountability Office
U.S. Department of the Interior
U.S. Environmental Protection Agency
Army Corps of Engineers
Bureau of Indian Affairs
Bureau of Indian Education
Bureau of Land Management
California Environmental Protection Agency
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Federal Acquisition Regulatory Council
Federal Deposit Insurance Corp.
Financial Crimes Enforcement Network
Financial Stability Oversight Council
Food and Drug Administration
Indian Health Service
National Labor Relations Board
National Telecommunications and Information Administration
Nevada Legislature
Office of the Comptroller of the Currency
Securities Investor Protection Corp.
Texas Attorney General's Office
U.S. Army
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Education
U.S. Department of Labor
U.S. Department of Veterans Affairs
U.S. Department of the Treasury
U.S. House of Representatives
United Nations

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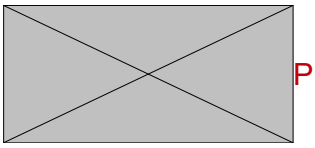
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Mon 10/30/2017 8:06:12 AM
Subject: Trump Admin Eyes Looser Limits On ACA Essential Benefits



PUBLIC POLICY.

Monday, October 30, 2017

TOP NEWS

Trump Admin Eyes Looser Limits On ACA Essential Benefits

The Trump administration on Friday proposed new leeway for states to determine coverage of "essential health benefits" in Affordable Care Act plans, addressing a key issue targeted by the failed ACA repeal effort. Read more »

Justice Ginsburg On Her Feminist Path To The Notorious RBG

When a 21-year-old Ruth Bader was getting ready to marry her fellow Cornell University classmate Marty Ginsburg in 1954, her mother pulled her aside and gave the future U.S. Supreme Court justice some unsolicited advice about marriage. Read more »

Wash. Judge Won't Halt Trump's 3rd Travel Ban

A Washington federal court on Friday refused to block the most recent iteration of President Donald Trump's travel ban from going into effect, saying Hawaii's temporary restraining order provides the desired relief, and declined to lift the stay on a suit by six states challenging the initial travel ban. Read more »

Treasury Says Bank Rules Shouldn't Apply To Asset Managers

The U.S. Department of the Treasury on Thursday said asset managers and insurers should not be subjected to stress testing and other rules banks follow, and instead should have their trading and other activities regulated. Read more »

Stalled Pentagon Picks To Move Forward, GOP Sens. Say

The full Senate is expected to vote next week on President Donald Trump's nominee to serve as deputy chief management officer for the Department of Defense, and the Armed Services Committee is also expected to hold a nomination hearing for four other DOD picks, Senate Republicans said Friday. Read more »

Analysis

'Cost of Carbon' Calculus Key To Trump's Reg Rollback Push

One of the keys to the Trump administration's efforts to undo former President Barack Obama's climate change legacy has been to alter the way the government calculates the future cost of carbon emissions, a move that dramatically alters regulatory cost-benefit analyses. Read more »

BANKING & SECURITIES

SEC Owes $15B After Kokesh Bars Disgorgement, Suit Says

A liquidation trustee's suit filed in Massachusetts federal court on Thursday says the U.S. Supreme Court's recent Kokesh decision didn't just limit the ability of the U.S. Securities and Exchange Commission to win disgorgement of ill-gotten gains, but destroyed it, and seeks almost $15 billion from the agency. Read more »

ENERGY & ENVIRONMENTAL

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Brown Rudnick
Buckley Sandler
Cleary Gottlieb
Cooley
Covington & Burling
Cullen & Dykman
DLA Piper
Dewey & LeBoeuf
Drinker Biddle
Earthjustice
Faegre Baker
Frankfurt Kurnit
Greenberg Traurig
Haglund Kelley LLP
Holland & Knight
Jenner & Block
Jones Day
Katten Muchin
King & Spalding
Kirkland & Ellis
Lawyers' Committee for Civil Rights
LeClairRyan
Mayer Brown
Meyer Capel
Morgan Lewis
Morrison & Foerster
Norton Rose Fulbright

EPA Sue-And-Settle Shift Foils Drilling Waste Deal, ND Says

U.S. Environmental Protection Agency Administrator Scott Pruitt's recent announcement that the agency would curb so-called sue-and-settle agreements boosts North Dakota's bid to appeal a consent decree in which the EPA agreed to review and potentially update drilling waste disposal rules, the state told the D.C. Circuit on Thursday. Read more »

Enviros Slam Trump's Promise To Hatch To Shrink Bears Ears

In the wake of reports that President Donald Trump promised Republican Sen. Orrin Hatch, R-Utah, that he would shrink Bears Ears National Monument, environmental groups criticized the move and said they would sue if the president took action. Read more »

9th Circ. Urged To Call Off Extra Water For Threatened Fish

The federal government, two states, two tribes and others urged the Ninth Circuit on Thursday to overturn a lower court ruling that the government must boost water spill and monitoring at a series of dams along the Columbia and Snake rivers to help imperiled fish, arguing that an Oregon district judge abused his discretion in ordering the water releases. Read more »

HEALTH & LIFE SCIENCES

2 Alabama Abortion Laws Deemed Unconstitutional

An Alabama federal judge on Thursday found that state laws banning abortion clinics near schools and the most common method of second-trimester abortions are unconstitutional and permanently stopped them from going into effect. Read more »

Judge Bars Emergency Rules On Nursing Home Generators

A Florida judge blocked emergency rules implemented after Hurricane Irma requiring nursing facilities to install backup generators, finding on Friday the state failed to prove a qualified emergency situation and the remedies could not be implemented by the Nov. 15 deadline. Read more »

MEDIA & ENTERTAINMENT

FCC To Vote On Rolling Out Next-Gen TV Broadcasts

The Federal Communications Commission will vote next month on whether to allow broadcasters to begin using the next-generation TV broadcast standard, according to a draft item released late Thursday. Read more »

INSURANCE

Analysis

Biz Turns To Feds For Certainty On Automated Truck Rules

The commercial trucking industry is urging the federal government to draft performance and technical specifications for automated and connected trucks in order to preclude potentially conflicting rules from states, a preemptive move meant to lock in legal certainty surrounding the fast-evolving technology, experts say. Read more »

EMPLOYMENT

Mass. Court OKs Rejecting Job-Seeker Over Conn. Polygraph

The Massachusetts Appeals Court held Friday that a state law blocking employers from subjecting applicants to lie detector tests does not forbid the city of Worcester

O'Melveny & Myers
Parker Hudson
Perkins Coie
Phillips & Cohen LLP
Quarles & Brady
Quinn Emanuel
Rutledge Ecenia
Schwabe Williamson
Seiger Gfeller
Seyfarth Shaw
Sidley Austin
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Stoel Rives
Strasburger & Price
Stris & Maher
Sullivan & Cromwell
Thompson Coburn
Thompson Hine
Tyson & Mendes
Venable LLP
Wiley Rein

COMPANIES

American Bar Association
American Civil Liberties Union
American Trucking Associations Inc.
Association of Corporate Counsel
BlackRock
Boston Scientific Corporation
CSP Inc.
Center for American Progress
Center for Strategic and International Studies
Chicago Bulls
Daimler AG
Digital Realty Trust Inc.
Expedia Inc.
F-Squared Investment Management LLC
FCA US LLC
Facebook
FedEx Corporation
General Electric Company
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
International Game Technology PLC
Johnson & Johnson
Lawyers' Committee for Civil

from declining to hire a man based in part on a lie detector test he took when seeking employment in Connecticut. Read more »

COMPETITION

DOJ's Antitrust Chief Preaches Balance In First Speech

The recently confirmed head of the U.S. Department of Justice's Antitrust Division, Makan Delrahim, gave his first public remarks in his new role on Friday, saying the agency will strive to strike a balance between liberty and effective competition enforcement under his leadership. Read more »

Brazil's Antitrust Watchdog Finds Taxi Cos. Didn't Harm Uber

Brazil's antitrust watchdog on Friday announced the conclusion of an investigation into lawsuits, violence and threats against Uber drivers and their passengers by members of the taxi industry, finding insufficient evidence of anti-competitive conduct. Read more »

GOVERNMENT CONTRACTS

Zinke Denies Role In Puerto Rico Contract Amid FEMA Probe

Federal Emergency Management Agency officials on Friday said they would investigate the $300 million contract Puerto Rico's municipal utility inked with a company from Secretary of Interior Ryan Zinke's hometown for repairing the island's hurricane-damaged electric grid, while Zinke angrily denied any involvement in the increasingly scrutinized deal. Read more »

Lawmakers Probe Mont. Energy Firm's Deal With Puerto Rico

Congressional leaders made their suspicions known Thursday about a $300 million contract to restore Puerto Rico's power in the aftermath of Hurricane Maria, work that was awarded to a fledgling company from U.S. Secretary of Interior Ryan Zinke's hometown. Read more »

INTERNATIONAL TRADE

US, India Wrap High-Profile Trade Summit With Few Results

The U.S. and India have concluded their first Trade Policy Forum of the Trump administration without agreement on any major issues but with a commitment to "redoubling efforts" across all areas of trade policy cooperation at future meetings. Read more »

Brexit Prompts Belgium To Establish English-Language Court

The Belgian government on Friday said it will establish an English-speaking business court to handle an increase in cross-border cases from international companies in the wake of Brexit. Read more »

NATIVE AMERICAN

Texas AG Says Indian Child Welfare Act Is Unconstitutional

The state of Texas and a foster family have sued the U.S. government over a federal law they say unconstitutionally dictates rules for adoption and custody cases involving Native American children. Read more »

TAX

Analysis

IRS Neutrality May Suffer Under New IRS Head's Dual Role

Rights Under Law
LeadingAge
Lowe's Companies, Inc.
Microsoft Corporation
National Association of Broadcasters
National Wildlife Federation
Natural Resources Defense Council
New York University
Oil States International Inc.
PepsiCo Inc.
Raytheon Company
SAP AG
SIFMA
Sam's Club
Sierra Club
TPG Capital
Teva Pharmaceutical Industries Limited
The Boeing Company
Twitter Inc.
U-Haul International Inc.
U.S. Bancorp
U.S. Chamber of Commerce
Uber Technologies Inc.
United Nations Commission on International Trade Law
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Confederated Salish & Kootenai Tribes
Congressional Research Service
Department of Commerce
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Reserve System
Financial Stability Oversight

The appointment of Treasury official David Kautter to the role of interim IRS Commissioner is raising concerns about how the revenue agency can remain neutral while he carries out his existing duties to guide politically directed tax policy changes. Read more »

Biz Tax Cuts Would Boost GDP, White House Study Says

The White House on Friday released a report saying that changes to the corporate tax code under a framework pushed by congressional Republicans will boost the country's gross domestic product by 3 to 5 percent, though a nonpartisan think tank has said such measures could ultimately slow economic growth. Read more »

IMMIGRATION

ACLU's Class Cert. Hopes For Detained Immigrant Teens Dim

A California federal judge said Friday he's not inclined to certify a class of ACLU-represented immigrant teens who claim they're illegally detained in jail-like conditions and denied counsel based on unsubstantiated allegations of gang activity, but he said the government's "arrest first, ask questions later" practice may be unconstitutional. Read more »

Gov't Wrongfully Nixed Woman's DACA Renewal, Says ACLU

The American Civil Liberties Union on Thursday told a Georgia federal court the Trump administration wrongfully revoked the Deferred Action for Childhood Arrivals status and work authorization for a Mexican native, and denied her request to renew her status in violation of her due process rights. Read more »

Challenge To Refugee Limits Allowed Into Travel Ban Case

A D.C. federal judge agreed Friday to allow a brief into a travel ban case that challenges refugee restrictions against nine countries, despite the Trump administration claiming the groups bringing the suit hadn't followed the proper steps. Read more »

DHS Urged To Extend Protected Status For 3 Countries

The U.S. Chamber of Commerce penned a letter Thursday asking the U.S. Department of Homeland Security to continue a designation known as "temporary protected status" for the countries of Haiti, Honduras and El Salvador, citing concerns about work authorization ending for employees. Read more »

TELECOMMUNICATIONS

Lifeline Reforms Coming Down Pike In Nov., FCC Says

The Federal Communications Commission revealed a series of wide-ranging reforms late Thursday, scheduled for consideration at the agency's November meeting, that are poised to alter the way Lifeline subsidy support is awarded and disbursed. Read more »

CONSUMER PROTECTION

Texas Agriculture Dept. Asks AG To Weigh In On 'BBQ Bill'

The Texas Department of Agriculture has asked the state's attorney general to weigh in on a debate over its interpretation of the "BBQ Bill," which exempts certain restaurants from requirements for commercial scales, after many criticized the department's interpretation of the new law as unfair to restaurants that take take-out orders. Read more »

WHITE COLLAR

Whistleblower Protections Here To Stay, Expert Says

Council
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Kootenai Tribe of Idaho
National Highway Traffic Safety Administration
National Marine Fisheries Service
National Security Council
Nez Perce Tribe
Occupational Safety and Health Administration
Office of the Comptroller of the Currency
Securities and Exchange Commission
Texas Department of Agriculture
U.S. Army
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate
U.S. Supreme Court

No matter how the U.S. Supreme Court rules on a closely watched case challenging the Dodd-Frank Act's ban on retaliation against whistleblowers, reprisals against employees who report internal violations of securities regulations will remain illegal, a white-collar attorney and former U.S. Securities and Exchange Commission official said Thursday. Read more »

NJ Lawmaker Sues AG For Docs In Whistleblower Case

A New Jersey lawmaker sued Attorney General Christopher S. Porrino on Thursday in New Jersey state court in a bid for documents related to a settled whistleblower case filed by a former prosecutor who alleged he was fired for complaining that a public corruption indictment was dropped for political reasons. Read more »

PEOPLE

US Atty Boente To Resign Once Trump Picks Replacement

Dana Boente, the U.S. Attorney for the Eastern District of Virginia who has temporarily filled several high-level vacancies at the U.S. Department of Justice, announced on Friday that he will resign once his successor is confirmed. Read more »

Ex-Prosecutor Turned Twitter Pundit Jumps Into Ill. AG's Race

A former federal prosecutor whose tweets explaining the law behind the investigation into potential ties between the Trump administration and Russia have made him a media darling will parlay his new status into a run for Illinois attorney general, he announced Thursday. Read more »

Trump Taps FedEx Safety Exec To Head OSHA

President Donald Trump has picked a top FedEx safety official to serve as the next head of the Occupational Safety and Health Administration, the White House announced Friday. Read more »

EXPERT ANALYSIS

Leveraged Loan Decision Could Have Broad Consequences

The U.S. Government Accountability Office’s recent finding that the federal banking agencies’ 2013 interagency guidance on leveraged lending is a “rule” subject to the Congressional Review Act may greatly expand the scope of supervisory guidance that could be challenged, say attorneys with Cleary Gottlieb Steen & Hamilton LLP. Read more »

What Companies Should Know About TSCA Consent Orders

The U.S. Environmental Protection Agency's use of consent orders under the Toxic Substances Control Act and the significant new use rules that follow are catching companies off guard as they cascade through the supply chain. Martha Marrapese of Wiley Rein LLP explains considerations that go into negotiating consent orders for new chemicals and the requirements that flow from them. Read more »

Opinion

Despite Good Intentions, IPR Clashes With Hatch-Waxman

Congress thought it was fixing the problem of patent trolls when it created the inter partes review process in 2011, but this law conflicts with the Hatch-Waxman Act. Congress should get rid of the IPR process and instead give the U.S. Patent and Trademark Office the tools it needs to issue only valid patents in the first place, says Anthony Caso of Chapman University. Read more »

Recipe For Legal Project Management: Look To BBQ Champs

As a master certified barbecue judge with the Kansas City Barbeque Society, I have noticed that the top pitmasters follow a consistent process in approaching each and every competition. Their "secret sauce" — employing project management principles — can also help lawyers achieve success, says Anthony Rospert of Thompson Hine

LLP. Read more »

LEGAL INDUSTRY

5 Reasons Why Legal Depts Should Have Pro Bono Services

Although in-house counsel don't necessarily use pro bono work to increase business the way law firms do, experts say that legal departments should invest in the service not only because it's ethical, but also because there are both personal and career-building benefits from giving free legal support. Here, experts tell Law360 why corporate legal departments should take pro bono representation seriously. Read more »

Top Dewey Cooperator Gets No Prison Time For Fraud

The former finance director of Dewey & LeBoeuf LLP and star cooperating witness in the two criminal trials of the failed law firm's top executives over a purported accounting fraud scheme was sentenced on Friday to no prison time, and instead was ordered to perform community service. Read more »

Up Next At High Court: Filing Deadlines, Ch. 11 Cramdowns

The U.S. Supreme Court returns to the bench this coming week for the second oral argument session of the 2017-18 term, taking on a key question for plaintiffs who attach state law claims to lawsuits filed in federal court and a thorny legal issue for "cramdown" Chapter 11 bankruptcy proceedings. Here, Law360 highlights what to look out for. Read more »

Uber Scores Tony West For General Counsel From PepsiCo

Uber Technologies Inc. has hired as its chief legal officer Tony West, general counsel of PepsiCo and a former senior Justice Department official. Read more »

GC Cheat Sheet: The Hottest Corporate News Of The Week

The U.S. House of Representatives voted to restrict policymaking through settlements, the U.S. Supreme Court officially dismissed plans to hear the final challenge to an earlier version of President Donald Trump's travel ban, and the U.S. Securities and Exchange Commission's chair said the agency is looking to be more efficient and secure with its data. These are some of the top stories in corporate legal news you may have missed last week. Read more »

Podcast

Law360's Pro Say: The High Court's Big Digital Privacy Cases

On the latest episode of Law360's Pro Say podcast, we're joined by Supreme Court veteran Andy Pincus who breaks down two big privacy cases the high court is hearing this term. We'll also discuss a copyright case over illegal downloading; offer updates to several stories from previous episodes; and weigh in on Johnny Depp's latest legal action - against his own lawyers. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Cooley
Covington & Burling
Cullen & Dykman
DLA Piper
Dewey & LeBoeuf
Drinker Biddle
Earthjustice
Faegre Baker
Frankfurt Kurnit
Haglund Kelley LLP
Holland & Knight
Jenner & Block
Jones Day
Katten Muchin
King & Spalding
Kirkland & Ellis
Lawyers' Committee for Civil Rights
LeClairRyan
Meyer Capel
Morgan Lewis
Norton Rose Fulbright
O'Melveny & Myers
Parker Hudson
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Seiger Gfeller
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Sidley Austin
Skadden
Squire Patton Boggs
Steptoe & Johnson LLP
Strasburger & Price
Stris & Maher
Sullivan & Cromwell
Thompson Coburn
Thompson Hine
Tyson & Mendes
Venable LLP
Wiley Rein

COMPANIES

American Civil Liberties Union
Uber Technologies Inc.
American Bar Association
New York University
Teva Pharmaceutical Industries Limited
American Trucking Associations Inc.
Association of Corporate Counsel
BlackRock
Boston Scientific Corporation
CSP Inc.
Center for American Progress
Center for Strategic and International Studies
Chicago Bulls
Daimler AG
Digital Realty Trust Inc.
Expedia Inc.
F-Squared Investment Management LLC
FCA US LLC
Facebook
FedEx Corporation
General Electric Company
Goldman Sachs Group Inc.
Google Inc.
HSBC Holdings PLC
International Game Technology PLC
Johnson & Johnson
Lawyers' Committee for Civil Rights Under Law
LeadingAge
Lowe's Companies, Inc.
Microsoft Corporation
National Association of Broadcasters
National Wildlife Federation
Natural Resources Defense Council
Oil States International Inc.
PepsiCo Inc.
Raytheon Company
SAP AG
SIFMA
Sam's Club
Sierra Club
TPG Capital
The Boeing Company
Twitter Inc.
U-Haul International Inc.
U.S. Bancorp
U.S. Chamber of Commerce
United Nations Commission on International Trade Law
Westinghouse Electric Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
Bureau of Citizenship and Immigration Services
Government Accountability Office
U.S. Department of Homeland Security
U.S. Environmental Protection Agency
U.S. House of Representatives
European Union
Federal Bureau of Investigation
Federal Communications Commission
Federal Emergency Management Agency
Federal Reserve System
Food and Drug Administration
Internal Revenue Service
Occupational Safety and Health Administration
U.S. Army
U.S. Department of the Treasury
U.S. Immigration and Customs Enforcement
Army Corps of Engineers
Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Confederated Salish & Kootenai Tribes
Congressional Research Service
Department of Commerce
Equal Employment Opportunity Commission
Executive Office of the President
Federal Deposit Insurance Corp.
Financial Stability Oversight Council
Kootenai Tribe of Idaho
National Highway Traffic Safety Administration
National Marine Fisheries Service
National Security Council
Nez Perce Tribe
Office of the Comptroller of the Currency
Texas Department of Agriculture
U.S. Attorney's Office
U.S. Department of Agriculture
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. House Committee on Energy and Commerce
U.S. Patent and Trademark Office
U.S. Senate

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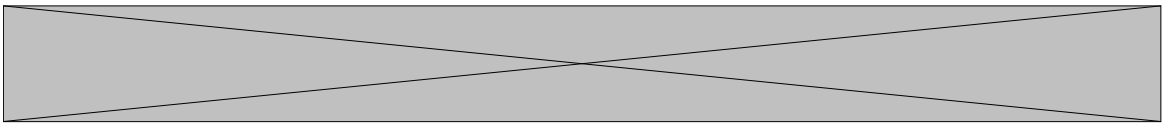
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Banking Exchange
Sent: Wed 9/26/2018 6:55:15 PM
Subject: Mortgage Bankers Association Reports Increase In Loans

Trouble viewing this email? Read it online



Mortgage Bankers Association Reports Increase In Loans

The Mortgage Bankers Association reported that loan applications increased by 1.6 percent last week. It was likely that lending is rising due to, and not in spite of an increase in interest rates. Read more

How Banks Can Help Small Businesses Get Loan Approvals

Not every bank is enthusiastic about small business loans, and they are often turned down for a number of reasons that have as much to do with the business's preparation as the business itself. Read more

How Data-Driven Decisioning Helps You Aquire The (Right) Customers Faster

Acquiring new customers is critical to any business, whether you're a startup or an established global company. But there are unprecedented challenges that make this easier said than done. Read more

ONESPAN WHITE PAPER

Adaptive Authentication: Superior User Experience and Growth Through Intelligent Security

Banks and financial institutions find themselves in a no-win scenario. Fraud and hacking strategies continue to grow in sophistication year and year. Meanwhile, consumer's patience for additional layers of security dwindles. Download your free copy

COMCAST WHITE PAPER

Branch Optimization For Financial Services

Banks and financial services companies increasingly are under pressure to do more with less. Changing customer behaviors and attitudes toward banking and financial pressures have forced many banks to trim the number of branch offices, in some cases eliminating their presence in a particular town altogether. Download free copy

The Future Of Account Opening 2018

Consumers prefer the convenience of opening bank accounts online, and small businesses increasingly expect the same convenience. Yet many financial institutions are still scrambling to catch up. Drawing on its experience providing digital banking solutions to more than 400 financial institutions, **Bottomline Technologies** presents insights on the state of digital account opening and where it is headed. Read more

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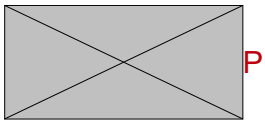
From: Public Policy Law360
Sent: Mon 3/7/2016 9:02:18 AM
Subject: [Marketing Mail] States, EPA War In Appeals, District Courts Over Water Rule



PUBLIC POLICY

Monday, March 7, 2016

TOP NEWS

States, EPA War In Appeals, District Courts Over Water Rule

A group of states on Friday asked the full Sixth Circuit to overturn a panel ruling that challenges to the EPA's Clean Water Rule belong at the circuit court level, a day after the agency asked a North Dakota federal judge to toss a challenge there in light of the appellate court ruling.

Fed Dials Back On Bank Trading Limit Proposal

The Federal Reserve on Friday released a proposal that would limit the trading any one bank could do with any single firm, giving firms a more liberal method to measure their activities than a previous incarnation and tailoring the rule so that smaller banks would have broader limits.

San Bernardino Families Say IPhone Row Isn't Privacy Issue

Families of San Bernardino shooting victims on Thursday told a California federal judge that Apple paints its opposition to a court order to help unlock a shooter's iPhone as a privacy issue, but the case is about the government's ability to execute a search warrant.

Franken Introduces Bill To End Tax Breaks For Drug Ads

Sen. Al Franken, D-Minn., has introduced a bill to stop pharmaceutical companies from being allowed to deduct from their taxes money spent on prescription drug advertising targeted directly to consumers.

Texas Utilities Ask 5th Circ. To Put EPA Haze Plan On Hold

Texas utilities challenging the U.S. Environmental Protection Agency's regional haze plan for Texas and Oklahoma urged the Fifth Circuit Thursday to stay the rule while the litigation plays out, saying it will stick them with hundreds of millions of dollars of compliance costs that may ultimately be unnecessary.

Sheldon Silver Can't Appeal Order Releasing Docs: 2nd Circ.

The Second Circuit told former New York State Assembly Speaker Sheldon Silver on Thursday that the court lacks jurisdiction to hear his appeal of an order unsealing documents from his corruption case over an alleged scheme to gain nearly $5 million in exchange for legislative action and state funding.

BANKING & SECURITIES

EU Markets Chief Says Banks Want Capital Rules To Scale

European Commission financial markets chief Jonathan Hill shed light Friday on the volumes of feedback the body received on post-financial crisis regulations, saying many respondents believe the EC is getting in its own way by treating big and small banks equally.

ENERGY & ENVIRONMENTAL

LAW FIRMS

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Ballard Spahr
Brent Coon & Associates
BuckleySandler
Butler Royals PLC
Caplin & Drysdale
Chadbourne & Parke
Cleary Gottlieb
Consovoy McCarthy
Covington & Burling
DLA Piper
DeVore & DeMarco
Debevoise & Plimpton
Dentons
Earthjustice
Finkelstein Blankinship
Fried Frank
Gibson Dunn
Greenberg Traurig
Hall Estill
Haynes and Boone
Hogan Lovells
Jacoby & Meyers
Jeffer Mangels
K&L Gates
Kelley Drye
Kellogg Huber
Klehr Harrison
Latham & Watkins
Loeb & Loeb
Manatt Phelps
Mayer Brown
McDermott Will
McFall Breitbeil
MoloLamken LLP

EPA Unveils $1.4B Cleanup Plan For Polluted NJ River

The U.S. Environmental Protection Agency on Friday unveiled a $1.4 billion plan to remove contamination from New Jersey's Passaic River, a natural resource the agency says is riddled with pollution from a century of industrial activity.

Senate Unanimously Passes Pipeline Safety Bill

The U.S. Senate unanimously passed bipartisan legislation Thursday that calls for minimum standards to ensure the safety of natural gas storage facilities in the U.S. and directs a federal task force to investigate the cause of a recent gas leak in a Southern California underground facility.

DC Circ. Scraps Challenge To Puerto Rico Incinerator

The D.C. Circuit on Friday rejected a bid by environmentalists to scuttle decades-old U.S. Environmental Protection Agency regulations that were used to secure approval for an incinerator project in Puerto Rico, finding the challenge came too late.

HEALTH & LIFE SCIENCES

Justices Pause La. Abortion Law After Hearing Texas Case

Days after the U.S. Supreme Court heard arguments challenging a Texas law requiring abortion providers to have admitting privileges at local hospitals, the justices on Friday reversed a Fifth Circuit order allowing a similar law in Louisiana to go into effect while the state appeals its district court loss.

Medical Pot Bill Rolls On, But Leaves Fla. Senate Frustrated

Frustrations bubbled up as the Florida Senate considered a bill Friday aiming to revise and expand medical marijuana legalization, with several members speaking out over what they see as a growing trend of prioritizing delicate deals with the House over full-fledged consideration of ideas and issues.

5th Circ. Asked To Rehear $20M Aetna Late Payment Suit

A network of Texas hospitals told the Fifth Circuit on Thursday it should rehear and correct its finding that they cannot seek $20 million in late payment penalties from Aetna because a prompt payment law doesn't apply to Aetna's administration of self-funded plans, saying it contradicts the state Legislature's will.

TRANSPORTATION & INFRASTRUCTURE

EPA, DOT Seek More Input On Rules To Raise Truck MPGs

The Department of Transportation and the Environmental Protection Agency announced Wednesday they are seeking more public comment on proposed rules to increase the fuel efficiency of medium and heavy trucks, amid concern that the higher standards could eventually hurt sales.

DOT Says Freight Value Will Nearly Double Over 30 Years

The U.S. Department of Transportation projected Thursday that the total value of all freight shipped annually across the United State's transportation network will grow 92 percent over the next three decades, from more than $19.2 trillion worth of goods in 2015 to an estimated $37 trillion by 2045.

LA Metro Nabs Federal Transit Boss As Planning Officer

The acting boss of the Federal Transit Administration is headed back to California to take up the role of chief planning officer at the Los Angeles County Metropolitan Transportation Authority, the local agency said Thursday.

REAL ESTATE

Morrison & Foerster
Motley Rice
Munger Tolles
Native American Rights Fund
Paul Hastings
Perkins Coie
Pryor Cashman
Robbins Russell
Schnader Harrison
Shutts & Bowen
Squire Patton Boggs
Stroock & Stroock
Venable LLP
Vinson & Elkins
Watts Guerra
Weitz & Luxenberg
Wiley Rein
Wilson Elser
Woodcock Washburn
Yetter Coleman
ZwillGen PLLC

COMPANIES

Advocate Health Care Inc.
Aetna Inc.
America's Health Insurance Plans
American Bar Association
American Civil Liberties Union
American Immigration Council
American Psychological Association
Anthem Inc.
Apple Inc.
Bank of America Corporation
BlueCross BlueShield of Texas
Brandywine Realty Trust
Cara Operations Ltd.
Chesapeake Energy Corporation
Citigroup Inc.
Electric Reliability Council of Texas Inc.
Energy Future Holdings
Federal Communications Bar Association
Goldman Sachs Group Inc.
Health Care Service Corp.
Hubbell Inc.
International Business Machines Corporation
Interstate Natural Gas Association of America
JPMorgan Chase & Co.
Kellogg Company

SoCal City Zoning Measures Posing Hurdles To Development

Multiple attempts in Southern California to restrict developers' ability to obtain much-needed zoning changes from cities are part of a growing trend of taking such decision-making power away from local governments, and that's having a chilling impact on development across the region, lawyers say.

GOVERNMENT CONTRACTS

FCA Doesn't Require Explicit Falsity, DOJ Tells High Court

Companies that bill taxpayers for shoddy services can face False Claims Act liability even if they don't make explicitly fraudulent statements, the U.S. Department of Justice told the U.S. Supreme Court in a brief released Friday.

Women-Owned Small Biz To Get Legal, Telecom Set-Asides

The U.S. Small Business Administration said Thursday that new data showed that women-owned small businesses were under-represented in legal services, telecommunications, transportation, construction and other federal contracts and that the agency will increase their contracting opportunities in those areas.

INTERNATIONAL TRADE

Trade Agencies Will Explore Global Steel Surplus

The Obama administration on Friday announced that it will hold a public hearing on April 12 to examine overcapacity in the global steel market and its impact on U.S. steelmakers, which have launched an all-out assault on imports from China and other countries.

TAX

IRS Seeks Comments on New Partnership Audit Regime

The IRS is giving the public a little more than a month to provide comments on sweeping changes to its auditing processes for partnerships such as law firms, private equity firms and hedge funds, the agency announced Friday.

Higher Property Taxes Could Be Good For Business In Philly

A plan to hike tax rates on commercial real estate in Philadelphia by upwards of 15 percent is not likely to scare off developers, experts say, and could actually help goose the city's ongoing building boom thanks to related efforts to cut levies on wages and business income.

Tax Preparers Must Settle Jurisdiction In Fee Fight, IRS Says

The IRS acknowledged Friday that a D.C. federal court may have jurisdiction over a class action by tax return preparers seeking restitution over fees charged to obtain identification numbers, but if so, then the preparers must work out which basis for jurisdiction will control to determine how the case will proceed.

IMMIGRATION

India Targets US Visa Policy In New WTO Complaint

The Indian government has launched a new World Trade Organization dispute asserting that various U.S. policies governing the distribution of temporary worker visas in the information technology sector is discriminatory, the WTO announced Friday.

Senator Floats Anti-Trafficking Training Rule For Airlines

Liberty Mutual
LinkedIn Corp.
London Stock Exchange Group PLC
Los Angeles County Metropolitan Transportation Authority
Luminant Generation Co. LLC
Mohawk Industries Inc.
Morgan Stanley
NBCUniversal Inc.
National Basketball Association
New York City Bar Association
New York State Bar Association
New York Times Co.
Oklahoma City Thunder
Riverstone Holdings LLC
Sabine Oil & Gas Corp.
Sierra Club
Southern California Gas Co.
Temple University
Texas Health Resources Inc.
Turing Pharmaceuticals AG
U.S. Chamber of Commerce
United Auto Workers
Universal Health Services Inc.
Washington Metropolitan Area Transit Authority
Washington Post Co.
Wells Fargo & Co.
Xcel Energy Inc
Zeughauser Group LLC

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Central Command
Consumer Financial Protection Bureau
Department of Commerce
Department of Health and Human Services
Department of Homeland Security
Department of the Interior
Environmental Protection Agency
Equal Employment Opportunity Commission
European Commission
Executive Office for Immigration Review
Federal Aviation Administration

A new bill introduced in the U.S. Senate would require airlines to train pilots and flight attendants to spot signs of human trafficking, including preparation for how to spot potential trafficking situations and guidance on reporting suspicions to law enforcement.

High Court Sets April Args For Obama Immigration Case

The U.S. Supreme Court on Friday scheduled oral arguments in the case over President Barack Obama's immigration executive actions for April, just a few days after it was revealed that the House of Representatives will vote on whether to file an amicus brief in the appeal.

Cruz, Rubio Citizenship Challenge Rejected In Florida

A Florida judge tossed a suit Friday challenging the eligibility of Ted Cruz and Marco Rubio to run for president, ruling that the voter who brought the suit did not have standing to bring his claims that the two candidates are not natural-born citizens.

3-Year-Olds Can Understand Immigration Law, Judge Claims

A judge has claimed that 3-year olds can understand immigration law, with his comments coming during a deposition for a suit seeking to secure legal representation for children in their immigration cases.

NATIVE AMERICAN

Senator Seeks To Ease Trust Taking For Reservation Land

The ranking Democrat on the Senate Indian Affairs Committee introduced a bill Friday intended to streamline the taking into trust of federal lands for Native American tribes by approving all such applications if the land in question is wholly within a reservation.

DC Circ. Warm To DOI In Alaska Land Trust Fight

The U.S. Department of the Interior told a D.C. Circuit panel Friday that Alaska's call to reinstate a DOI rule barring the government from taking state land into Native American trusts is moot because the agency has already repealed the rule, an argument that appeared to resonate with members of the panel.

TELECOMMUNICATIONS

FCC Commish Says Lifeline Reform Needs Firm Budget

The Federal Communications Commission must set limits on what it will spend on the Lifeline program for low-income households as it prepares to move on reforms, Republican Commissioner Michael O'Rielly wrote in a blog post Thursday, warning that otherwise the program could massively grow in size and force Americans to pay more.

FCC Wireline Chief Lays Out Broadband Privacy Priorities

Stakeholders broadly agree on the basic principles the Federal Communications Commission should use in its approach to protecting broadband privacy, the FCC's Wireline Competition Bureau chief said Thursday on upcoming rulemaking, including transparency, choice and data security.

Low-Power TV Stations Push DC Circ. To Halt FCC Auction

Three low-power television stations asked the D.C. Circuit on Thursday to pause the Federal Communications Commission's spectrum auction, scheduled to begin later this month, saying the agency has yet to make a final determination on whether they can participate.

FCC Gives Sign Language Relay Providers Some Rate Relief

The Federal Communications Commission has granted a compensation rate freeze for the smallest providers of a service that allows people with hearing

Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Judicial Center
Federal Reserve System
Federal Trade Commission
Federal Transit Administration
Food and Drug Administration
Government Accountability Office
Indian Health Service
Internal Revenue Service
Legal Services Corp.
National Aeronautics and Space Administration
New York Attorney General's Office
Office of the Director of National Intelligence
Pipeline and Hazardous Materials Safety Administration
Small Business Administration
U.S. Army
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Forest Service
U.S. Senate
U.S. Supreme Court

disabilities to communicate using sign language over the phone, agreeing that the providers could otherwise be at risk of shutting down.

NEW YORK

NY Bars Call For Speedy High Court Replacement

The bar associations of New York state and New York City have said that Senate Republicans' refusal to consider the confirmation of President Barack Obama's nominee to the Supreme Court is unconstitutional, perhaps the most prominent legal institutions yet to come down on the divisive political issue.

Jacoby & Meyers Says Court Prematurely Axed Investment Suit

Jacoby & Meyers LLP on Thursday continued its effort to challenge the constitutionality of New York regulations prohibiting nonlawyer investment in law firms, again urging the Second Circuit to revive the case because the lower court mistakenly set aside the firm's factual allegations when it dismissed the case.

PENNSYLVANIA

Fattah Denied Bid To Have FBI Agent Held In Contempt

A federal judge Friday denied indicted Pennsylvania congressman Chaka Fattah's bid to have a FBI agent who testified in his son's fraud trial held in contempt over alleged grand jury leaks as part of his own criminal case, which is scheduled for trial next month.

Pa. Rep. Wants To Increase Transparency Of Judicial Records

A Pennsylvania state representative on Thursday said he aims to introduce legislation that would broaden the range of judicial records subject to the state's Right to Know Law to encompass documents tied to filling vacancies in public office.

EXPERT ANALYSIS

In Congress: Budget, Addiction Legislation, CO-OP Programs

Members of the House are back in their districts this week for a scheduled district work period, while the Senate is scheduled to resume consideration of the Comprehensive Addiction and Recovery Act. Meanwhile, the Senate Homeland Security and Governmental Affairs Committee will be examining the CO-OP loan program established by the Affordable Care Act, say Richard Hertling and Kaitlyn McClure of Covington & Burling LLP.

Inside The New And Improved EU-US Data Transfer Framework

For organizations engaged in international data transfers, the good news is that the new EU-U.S. "Privacy Shield" privacy principles are largely aligned with the types of practices found in most global privacy compliance programs and are not a substantial departure from the compliance mechanisms under the Safe Harbor. That said, there are a number of changes that create additional risks for companies that join the Privacy Shield, say attorneys with Hogan Lovells.

Are Attorneys 'Brokers' Under Traffic In Arms Regs?

With the D.C. district court dismissal of Matthew A. Goldstein PLLC v. U.S. Department of State, attorneys are left with only the State Department's pre-existing guidance regarding the scope of the application of the International Traffic in Arms Regulations brokering provisions, especially in regard to attorney-client privilege, say Daniel Pickard and Laura El-Sabaawi at Wiley Rein LLP.

LEGAL INDUSTRY

3 Things Attorneys Do That Tick Off Clients

Before your clients decide to jump ship, you need to know whether any of your work habits are getting under their skin. Here, attorneys share the top ways counsel can make their clients see red.

Female Attys Promoted Less When Partners Are Conservatives

Female associates gunning for partner may be out of luck if the attorneys they work under are politically conservative, according to a new study that found male partners who donate to conservative causes are less likely than their moderate and liberal peers to promote women.

Judges Should Take A Deep Breath Once In A While: Report

Judges with full dockets are under pressure to make fast, repetitive decisions, putting them at risk of making mistakes, according to a federal judicial agency report Friday suggesting judges consider borrowing from yoga to say “namaste” to approaching judicial stresses mindfully.

GC Cheat Sheet: The Hottest Corporate News Of The Week

Last week was all about new frontiers as the U.S. Equal Employment Opportunity Commission ventured into a landmark category of bias claims, details emerged on the replacement of a privacy safe harbor, and the U.S. Department of Homeland Security launched a pilot program that could speed up the worker visa process. Here’s the corporate legal news you may have missed.

Revenues Rose At BakerHostetler, Mayer Brown In 2015

BakerHostetler and Mayer Brown LLP saw revenues rise in 2015, up 9.4 percent and 2.8 percent over the previous year, respectively, and Vinson & Elkins LLP’s income fell 4 percent, the firms confirmed on Friday.

Atty-Client Side Deals Can Undercut Malpractice Defense

Lawyers who take loans from their clients — as a partner from DLA Piper was recently accused of doing while at K&L Gates LLP — not only risk being sued if the deal goes bad, but they can also expect to see clients use the loans to paint the attorneys as villains if the case is litigated, experts said.

Legal Sector Loses Another 1,500 Jobs In February

Employment in the legal services sector is off to a rough start this year, losing another 1,500 jobs in February, according to a Friday report by the U.S. Bureau of Labor Statistics, adding to a nearly equal loss the previous month.

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week.

JOBS
Search full listings or **advertise your job opening**

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Haynes and Boone
K&L Gates
Gibson Dunn
Mayer Brown
Anderson Kill
Andrews Kurth
Baker Botts
BakerHostetler
Balch & Bingham
Ballard Spahr
Brent Coon & Associates
BuckleySandler

Butler Royals PLC
Caplin & Drysdale
Chadbourne & Parke
Cleary Gottlieb
Consovoy McCarthy
Covington & Burling
DLA Piper
DeVore & DeMarco
Debevoise & Plimpton
Dentons
Earthjustice
Finkelstein Blankinship
Fried Frank
Greenberg Traurig
Hall Estill
Hogan Lovells
Jacoby & Meyers
Jeffer Mangels
Kelley Drye
Kellogg Huber
Klehr Harrison
Latham & Watkins
Loeb & Loeb
Manatt Phelps
McDermott Will
McFall Breitbeil
MoloLamken LLP
Morrison & Foerster
Motley Rice
Munger Tolles
Native American Rights Fund
Paul Hastings
Perkins Coie
Pryor Cashman
Robbins Russell
Schnader Harrison
Shutts & Bowen
Squire Patton Boggs
Stroock & Stroock
Venable LLP
Vinson & Elkins
Watts Guerra
Weitz & Luxenberg
Wiley Rein
Wilson Elser
Woodcock Washburn
Yetter Coleman
ZwillGen PLLC

COMPANIES
Sierra Club

American Bar Association
Advocate Health Care Inc.
Aetna Inc.
America's Health Insurance Plans
American Civil Liberties Union
American Immigration Council
American Psychological Association
Anthem Inc.
Apple Inc.
Bank of America Corporation
BlueCross BlueShield of Texas
Brandywine Realty Trust
Cara Operations Ltd.
Chesapeake Energy Corporation
Citigroup Inc.
Electric Reliability Council of Texas Inc.
Energy Future Holdings
Federal Communications Bar Association
Goldman Sachs Group Inc.
Health Care Service Corp.
Hubbell Inc.
International Business Machines Corporation
Interstate Natural Gas Association of America
JPMorgan Chase & Co.
Kellogg Company
Liberty Mutual
LinkedIn Corp.
London Stock Exchange Group PLC
Los Angeles County Metropolitan Transportation Authority
Luminant Generation Co. LLC
Mohawk Industries Inc.
Morgan Stanley
NBCUniversal Inc.
National Basketball Association
New York City Bar Association
New York State Bar Association
New York Times Co.
Oklahoma City Thunder
Riverstone Holdings LLC
Sabine Oil & Gas Corp.
Southern California Gas Co.
Temple University
Texas Health Resources Inc.
Turing Pharmaceuticals AG
U.S. Chamber of Commerce
United Auto Workers
Universal Health Services Inc.
Washington Metropolitan Area Transit Authority
Washington Post Co.
Wells Fargo & Co.
Xcel Energy Inc
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
Environmental Protection Agency
U.S. Supreme Court
Department of Commerce
Federal Communications Commission
Federal Trade Commission
Internal Revenue Service
U.S. Department of Transportation
Department of Health and Human Services
Department of Homeland Security
Department of the Interior
European Commission
Federal Bureau of Investigation
Food and Drug Administration
Government Accountability Office
U.S. Senate
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
Bureau of Labor Statistics
Central Command
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Executive Office for Immigration Review
Federal Aviation Administration
Federal Energy Regulatory Commission
Federal Highway Administration
Federal Judicial Center
Federal Reserve System
Federal Transit Administration
Indian Health Service
Legal Services Corp.
National Aeronautics and Space Administration
New York Attorney General's Office
Office of the Director of National Intelligence
Pipeline and Hazardous Materials Safety Administration
Small Business Administration
U.S. Army
U.S. Department of State
U.S. Forest Service

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Wed 12/20/2017 12:41:32 PM
Subject: Dec 21, Reconciling Cigna v. Humble with Aetna v. Humble and their impact on the Out-of-Network Provider

.

Ted Burton

Dear colleague,

Last year, Humble Surgical Center was involved in two major lawsuits in federal court in Texas. Both these lawsuits dealt with out-of-network (OON) provider issues. In the *Cigna v. Humble Surgical Hospital* lawsuit, Humble had a major victory; however, in the *Aetna v. Humble Surgical Hospital* lawsuit, Aetna walked away the winner. What happened, and what do these vastly different outcomes mean for OON providers and facilities today?

Join expert speaker **Thomas J. Force, Esq.** in this on-demand **webinar,** "**Reconciling Cigna v. Humble with Aetna v. Humble and Their Impact on the Out-of-Network Provider**" on **Thursday, December 21, 2017,** (*available all day*), where he will examine both these cases in detail. By examining a major OON facility and its experience in court with two ínsurance companies, Thomas will teach you how to properly set up an **OON facility's claims processing procedures and billing practices** in light of these two important cases.

He will offer advice for OON facilities on **how to avoid adverse outcomes regarding balance billing, fee forgiveness and referral deals** with physicians. He will outline the strategies and techniques that will help you address the growing concerns that ínsurance companies have about referral arrangements, balance billing and fee forgiveness by OON facilities. This session will provide you with a complete list of essential policies and forms for your facility, and you'll learn about the current **best practices for OONs**.

Get ***1 AAPC CEU*** per registration.

Session Highlights

- Summary of *Aetna v. Humble Surgical Hospital* court decision, facts, reasoning and outcome
- Summary of *Cigna v. Humble Surgical Hospital* court decision, facts, reasoning and outcome
- Discussion of why the cases differed so substantially and what OON providers can learn from them
- Techniques to avoid ínsurance company scrutiny regarding patient billing and referral practices
- Policies to have in place and the current best practices to deal with OON patient billing

Agenda Details

- Facts of *Cigna v. Humble*, June 2016
- Why Cigna held up claims due to fee forgiveness
- Humble's counterclaim under ERISA
- The court's rulings on Cigna's claim, including on referrals and use fees
- Why it was a big victory for Humble
- Jurisdiction and where this case is precedent
- Impact on OON non-paid claims held up due to failure to balance bill or otherwise collect coinsurance and deductibles
- Impact on OON balance bill audits
- Impact on OON claims, including failure to provide plan documents and other information
- How the court enforced ERISA appeals and claims guidelines
- Facts of *Aetna v. Humble*, December 2016
- Aetna's claims for money had and received, fraud, negligent misrepresentation and ERISA relief
- The court's holding that the assignments at issue were invalid
- Why the outcomes were so different for the same facility
- What we can learn from the cases

- How to handle referral schemes

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Looking forward to your participation.

Thanks,
Ted Burton
Customer Relationship Director

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: act@preactdontreact.com
Sent: Fri 4/8/2016 10:15:05 PM
Subject: PERSONAL AND CONFIDENTIAL FOR REVIEW BY MAYOR GOODMAN RE: TERRORISM THREAT

The Honorable Mayor Carolyn Goodman:

I am contacting you concerning the information on terrorism below. Due to 2 incidents in Las Vegas and my familiarity with terrorism, I sent the email below to a Las Vegas commander, and have since contacted other commanders, corporate, and a Las Vegas politician with my concerns. Unfortunately, the response was as inadequate as the response the FBI agents, civilians, and well known individuals experienced when warning top DC officials about 9/11. This is why I and others are so reluctant to contact authorities concerning the issue, and specifically why I hesitated to contact the Las Vegas commander with my original warning (due to what I witnessed in Las Vegas). If it were not for the fact so many EU, Australian, Chinese, and Indian friends/kids that I know visit Las Vegas I would just ignore the situation and let it happen and then say I told you so to the media. (I am also covering myself by having proof that I did warn every authority responsible for public safety in Las Vegas, the US, and abroad.) I assure the situation is far worse than you know, and I would not underestimate it or the ruthlessness of the enemy. They have already picked out their targets and made their decision to carry out their missions no matter what. They will have to be physically stopped by and aggressive and competent campaign led by competent and aggressive law enforcement/intelligence officers.

Due to the seriousness of the situation, my ties to the EU, Australia, and other countries, I have warned Ministers that I have had previous contact with and others this week concerning issuing a travel warning to their citizens. I have not mentioned the city of concern, however as of next week I may have to. I do not want to get involved in the situation at all, I like 3 other top terrorist experts are fed up with the incompetence and politicizing of terrorism that has led to the disastrous attacks from 9/11, Paris, San Bernardino, and now Brussels. (The experts are former Clinton & Bush terrorism expert Richard Clark, former CIA agent/CNN consultant Bob Baer, and former Bin Laden desk Chief Michael Scheuer.) We have all reached this point due our being completely correct in our forecasts and strategies for addressing terrorist threats, and the individuals and entities that were listened to being dead wrong each and every time. An audit of my record on forecasting terrorist trends and events to be irrefutably accurate, and an audit of the *"experts"* to be irrefutably inaccurate.

The individuals that are sought after to address terrorism in the US by the government and media are not actually experts-are you aware of that? If you are counting on US or local counter terrorism officials to save Las Vegas-I would stock up on body bags, you're going to need them.

Those responsible for anti-terrorism measures in Las Vegas and the US as a whole have no idea what they are up against, nor do they have a clue as to how to negate the threat-hence why ISIS/Al Qaeda continue to beat them to the punch.

EXAMPLES:
-The only people that did not know that Ms. Prouty a terrorist mole were the Directors of the FBI and CIA (literally) that fought over her and gave her the highest awards the agencies has https://www.justice.gov/archive/opa/pr/2007/November/07_nsd_910.html http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/. There are a lot more Nada Prouty's in the US committing the same act. Ms. Prouty proves a Middle Easterner cannot be vetted, there are many just like her in the US that have US passports, driver's licenses, and they are in no way who the government thinks they are right down to the names on those documents.

-This terrorist pioneer lived 2 miles down the road from me http://articles.chicagotribune.com/1985-06-19/news/8502090070_1_lebanon-david-berry-nabih-berri

I grew up here and know or have met all of the people connected to this issue and I assure you the situation is far worse

than is suspected by authorities. I have met and talked to many of the individuals responsible for stopping these terrorists, and trust me-the terrorists are far ahead of the opposition.

http://www.mlive.com/news/detroit/index.ssf/2014/08/report_more_residents_in_dearb.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=plane+terrorism+dearborn+

LAS VEGAS CONNECTION

http://www.wxyz.com/news/local-news/investigations/happys-pizza-headquarters-raided-by-irs-criminal-division-dea (Las Vegas has a franchise and a lot more connections to Detroit/Dearborn than you likely are aware of. It is a case of this https://www.youtube.com/watch?v=JcZHSGyos6g)

I have talked with the founders of this business several times and this case was strictly about terrorist funding as in this case http://www.mlive.com/lansing-news/index.ssf/2011/12/report_several_southeast_michi.html.

In closing, my original warning should have been ran to ground, the fact that it wasn't is proof of just how off and far behind Las Vegas is in addressing Paris and Brussels style attacks (this week every Minister from every foreign country I contacted responded with a phone call or/and email seeking further information because they now *"get it"*.) To be direct, authorities in Las Vegas and the US have their heads in the sands regarding the issue of terrorism and must change their strategy and tactics while they still have a chance to do so. With Las Vegas having the worst inherent terrorist vulnerabilities of any major city, Las Vegas should be much more precise and aggressive in avoiding such an attack (which is possible). An attack in the manner that I have forecast would dwarf the Paris body count by a minimum of X5, however it will be worse. The intelligence, physical security, and counter measures of Las Vegas are an invitation for an attack, and the terrorist know all of the cities vulnerabilities as well as I do.

No casino pit boss, dealer, etc. could have the record of the anti-terrorism leadership and still be employed in Las Vegas, it is the equivalent to them *"losing"* track of a million dollars every day for a year and the casino owners and Gaming Control Board accepting any explanation he came up with as legitimate. This would never happen. The see something say something just does not work as Brussels, Paris, and San Bernardino prove with the number of people that knew and didn't talk for various reasons. The #1 reason is that people simply have no confidence in authorities taking proper action. Examine my experience with the issue, each time I am putting my life and business life in danger by even contacting authorities in Las Vegas, and not once has anyone so much as responded or asked me how and why I reached the conclusions I have reached. This is a mirror of the warning by James Woods cited below regarding 9/11-it all could have and should have been ended right then and there. The mindset of law enforcement/political leadership on the municipal level must change, at the end of the day the battle and ramifications are like all politics-local.

As you know the odds always catch up, and luck runs out. Vegas' luck is about to run out in the worst of ways. If you would like the scenario I war gamed, I will forward it upon your request.

Thank you and good luck-

Sincerely,
Jerome Almon
[redacted]

EMAIL TO LV COMMANDER

-------- Original Message --------

Subject: INFORMATION ON SAFETY ISSUES-LAS VEGAS
From: <info@thecountermedia.com>
Date: Sat, May 17, 2014 1:02 pm
To: ted@tedmoody.com

Sheriff Moody:

Thank you for you response and time regarding the issues below:

1)THE TERRORISM ISSUE:

As you are certainly aware of, Al Qaeda has Las Vegas as one of its top 5 main targets, specifically the Strip. I am certain that the area has been scouted and targets selected based on my experience in the area and my observations of individuals and groups while in Las Vegas. They will hit what is most familiar with them, and Las Vegas is very familiar to them. (For example the mastermind behind 911 graduated from the University of North Carolina http://edition.cnn.com/2002/US/South/12/19/al.qaeda.aggie/ .

ACTIONS THAT WILL BE TAKEN BY TERRORIST:

A) http://newyork.cbslocal.com/2014/03/19/al-qaeda-magazine-calls-for-car-bombings-in-u-s-new-york

B) http://www.cnn.com/2013/09/18/world/asia/mumbai-terror-attacks/

RECOMMENDED COUNTER MEASURES:

A) Special response teams will not get to the site in time, and must be in place PRIOR to any incident in the immediate area.
B) *CONTAIN AND KILL*-officers must be prepared to neutralize the terrorist at the point of attack, i.e. the attacker cannot be allowed out of the building, off the block, or off the side of the street where they attacked (Las Vegas Blvd is a perfect kill zone for a terrorist due to its geography, such as the inability to cross the Strip in certain areas combined with the natural traffic volume.) Point blank, these are the same individuals and groups that Delta Force, Navy SEALS, Army Rangers, Airforce Commandos, and Marine RECON/special forces faced on the battlefields of Iraq and Afghanistan-they are not to be under estimated. (Essentially they are Islamic special forces.) They are going to attack sooner than later.
C) Las Vegas should have its own anti-terrorism unit on the level of the NYPD's anti-terrorism unit, NYC learned its lesson the hard way 911-YOU CANNOT DEPEND ON THE FEDERAL GOVERNMENT TO PROTECT YOUR CITY. As you will see in the information from the Canadian CIA (CSIS) and the response to that information from both that unit and myself, the federal authorities are grossly out of touch with reality regarding terrorism.
- http://www.cbsnews.com/news/the-case-against-nada-prouty-26-03-2010/
- http://www.nydailynews.com/news/world/fbi-appalled-cia-veterans-defense-agent-nada-nadim-prouty-lies-article-1.258534
- http://pamelageller.com/2007/12/hezbo-mole-crac.html/
I assure you this is not close to the worst.
I am well versed in this area as you will see due to my studies/duties as a university guest lecturer, and personal experiences however most of my experience is first hand. I left college and joined the US Army, several individuals that I attended college with left college and joined our enemy and did fight against the US in numerous war zones around the world. These individuals are supported by groups in America, and know the country as well as you and I do.

TSA NOT TO BE DEPENDED ON
http://www.huffingtonpost.com/2013/12/23/airport-security_n_4494308.html

http://www.cbsnews.com/news/u-s-border-patrol-has-a-sex-abuse-problem-says-whistleblower/

(Morale within the agency is as low as its competence-my letter warning of issue.)

30 MARCH 2009

Secretary Janet Napolitano
Department of Homeland Security
U.S. Department of Homeland Security
Washington, DC 20528

Secretary Napolitano-

I am writing you concerning a pervasive and unacceptable sanctioned policy within the Department of Homeland Security of the sexual harassment of female traveler's entering the United States. I have been informed by numerous female travelers coming to visite me in the United States from Norway, Germany, and especially Canada that they are routinely harassed by male DHS inspectors. I find the allegations completely credible due to the carbon copy stories from the females, and the profile of the females- all attractive teen or near teen girls traveling alone. The harassment is so overt that it is impossible that supervisors are not aware of it, do not witness it, and in fact sanction it.

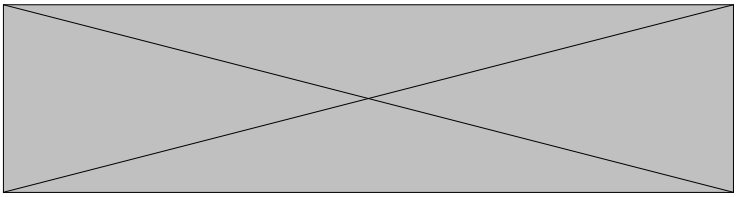
I have a substantial amount of both academic and field study experience in this area, and have personally witnessed the practice by DHSemployees myself. This is should be addressed in the open without hesitation. It is insulting to the female travelers, and also opens up US females to the retaliatory actions by the security personnel of other countries-which I assure has happened. Certainly with all the alleged dangers facing Americans and the gaping holes in border security at the various ports of entry, DHS does not have the luxury expending valuable energy and tax payers money on sexually harassing female travelers.

I thank you for your time and consideration and will await your reply.

Sincerely,

Jerome Almon

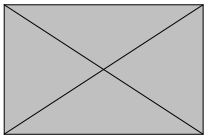
------ Original Message --------
Subject: Re: DHS RAPE/MURDERS-SCHOOL SHOOTINGS
From: "Senator Debbie Stabenow" <senator@stabenow.senate.gov>
Date: Wed, December 23, 2015 11:48 am
To: <act@preactdontreact.com>



Dear Jerome,
Thank you for contacting me about the reports of sexual misconduct and abuse by U.S. Customs and Border Protection agents. I appreciate that you have taken the time to communicate your views and concerns with me.

I share your concern about this issue. Should related legislation come before the U.S. Senate for a vote, I will keep your views in mind, and share your thoughts on this issue with my colleagues who serve on the Senate Homeland Security and Governmental Affairs Committee.

Thank you again for contacting me. Please continue to keep me informed about issues of concern to you and your family.
Sincerely,



Debbie Stabenow
United States Senator

U.S. Senator Debbie Stabenow
The United States Senate • Washington, DC 20510
stabenow.senate.gov

POLICE NOT EQUIPPED FOR TERROR ATTACK IN NYC-OR ANYWHERE ELSE
http://observer.com/2015/11/sergeants-union-boss-nypd-patrol-cops-not-ready-for-paris-style-terror-attack/

9/11 WARNINGS IGNORED BY AUTHORITIES
http://www.wnd.com/2006/03/35348/

http://www.newsweek.com/saudi-arabia-911-cia-344693

http://truth-out.org/archive/component/k2/item/61531:fbi-agent-says-he-warned-of-911-hijackings

http://www.democracynow.org/2004/4/9/two_fbi_whistleblowers_accuse_bureau_of

http://www.cbsnews.com/news/fbi-was-warned-about-flight-schools/

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=fbi%20agent%20warning%20911

WHAT IS NOW DHS AND NYC WERE WARNED AT THE SAME TIME OF THE THREAT AND ONLY ACTED AFTER MY FORECAST CAME TRUE

---- Forwarded Message -----
From: "WEB.COMMENTS@customs.treas.gov" <WEB.COMMENTS@customs.treas.gov>
To: [redacted]
Sent: Thursday, September 20, 2001 9:40 AM
Subject: Detroit/Windsor security/GYR

Thanks for your message. I am forwarding it onto the Security Team for investigation.

Customs/GYR

[redacted] **(Jerome Almon)**
09/14/01 03:54 PM

To: web.comments@customs.treas.gov, technical@customs.treas.gov
cc:
Subject: U.S. Customs Website Comment.

Below is the result of your feedback form. It was submitted by
Jerome Almo[redacted].com) on Friday, September 14, 2001 at 15:54:31
---

email[redacted].com

subject-of-this-message: Detroit/Windsor Security

website_comments: I have had previous contacts with your office issues (specifically Bonnie Tischler). I feel it is necessary to reintroduce this information (I will send a copy of thisinformation to US Senator Carl Levin.) I have made compliants against certain procedures and individuals at the Detroit/Windsor border crossing. I also corresponded with the Canadian Minister for Immigration (Elinor Caplan) concerning the fact that even the supervisors at the Canadian border do not understand much of the information they need to concerning legitimate vs. false documentation. (I unfortunately am able to prove this point.) Meaning if say a person was on a wanted list -the Canadians often ask the person to interpret the information.
Finally the Detroit/Windsor tunnel. It is a disaster waiting to happen. Since the US checks cars AFTER they have entered the tunnel (as does Canada) -doesn't that defeat the objective of stopping a terrorist act in the tunnel? The check should happen before the tunnel is entered, and after-or the tunnel should be closed.

REMOTE_ADDR: 24.131.62.95
HTTP_USER_AGENT: Mozilla/4.0 (compatible; MSIE 5.0; Windows NT; DigExt)

I originally warned a agent at a federal law enforcement entity of the threat on 9/11 and although he agreed I was correct, he took no action, stating he didn't exactly know what to do regarding the information, and that he was quite frankly stunned at the danger. Only when an individual drove through the tunnel with what appeared to be a bomb on his front seat did the politicians take the matter up, as you will see with NYC. The tunnel is in a far worse position than it was on 9/11 due to Detroit's economic collapse, the influx of more Middle Easterners into Canada, and this http://www.reuters.com/article/us-detroit-tunnel-bankruptcy-idUSBRE96O0RT20130725.

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Tighter security at border hits snag

Legal issues may block U.S., Canada checks before crossing
By Lisa Zagaroli / Detroit News Washington Bureau

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Get Home Delivery

WASHINGTON -- Checking travelers between the United States and Canada after they've crossed the border -- which some liken to checking airline passengers after they land -- is being scrutinized by officials concerned that bridges and tunnels could be vulnerable to attack.

Lawmakers are pressuring the U.S. Customs Service and Canadian officials to come up with a decision this week on whether the countries can swap inspection locations.

An alternative to paying a toll, crossing the bridge or tunnel, and then being scrutinized by Customs officials once inside the other country's territory is to do inspections before crossing.

Although the reverse inspection system is the only solution being lobbied to enhance infrastructure safety, the two nations haven't agreed on how to settle legal obstacles. An old idea revived by the Sept. 11 terrorist attacks, a revised system would involve numerous agencies in both countries in the decision.

"This reverse clearance proposal has a number of sovereignty and structure issues attached to it," said Michel Proulx, spokesman for the Canada Customs and Revenue Agency in Ottawa.

"There are a lot of players involved in all of this. It's difficult to get a sound, concrete answer. No one department or agency would be able to say yes or no."

There's little to stop someone who wanted to damage the Ambassador Bridge, Detroit-Windsor Tunnel, or even Detroit Metropolitan Airport, if the crime is done before the perpetrator even gets to an inspection point, critics say.

Besides the human safety concern, destroying any one of the border-crossing points would do serious harm to the auto industry, one of the United States' economic engines, and many other businesses that rely on just-in-time delivery of material. Michigan had $70 billion in trade with Canada in 2000.

"Every time I drive through that tunnel, I expect something to happen," said Jerome Almon, a Detroiter who drives to and from Toronto at least twice a month.

"Osama bin Laden says the economy is what they want to attack, and you cannot find a more decimating effect than that bridge or tunnel on our economy. You will kill Detroit, it's over, goodbye. But think of the effect on the rest of America."

Firearms an issue

Aside from jurisdiction, the question of whether U.S. Customs agents should carry firearms in Canada is of particular concern to Canadians. Canada is known for being much less tolerant of guns than the United States.

"Our Customs officers are not armed and at this point in time we still feel there is no reason for them to be," Proulx said.

"We have a study going on right now to determine whether the tools they have are adequate to do their jobs safely and with full security.

The U.S. (agents) are (armed) and definitely that would be one of the snags in the issue."

The preclearance concept does have precedent. U.S. Customs agents inspect U.S.-bound passengers at six Canadian airports so they don't have to be routed through Customs once they arrive like travelers on flights from every other country, said former Michigan Gov. James Blanchard.

He spearheaded the "open skies" agreement when he was U.S. ambassador to Canada.

The real stumbling block to doing this at bridges and tunnels will be working out how much authority each side is given to enforce the other country's laws, he said.

"You could always prevent (a suspicious passenger) from getting on the plane," Blanchard said. "The question is who arrests them, can they say 'I choose not to fly' then go home, or do we hold them?"

Sen. Carl Levin, D-Detroit, said he thinks all of the issues can be worked out.

"The only impediment here is bureaucratic impediment," he said. "Even though there's supposed to be an urgency after Sept. 11, there seems to be some unnecessary foot-dragging."

Levin and Sen. Debbie Stabenow, D-Lansing, sent a letter to Customs Commissioner Robert Bonner on Jan. 4, insisting on a progress report by Friday.

"It is obvious that inspecting vehicles for dangerous contents such as bombs or explosives after they enter our tunnels or cross our bridges is inadequate," they wrote.

Customs spokesman Jim Michie said he wasn't sure when a decision would be made on reverse inspections, but that it was being closely studied.

Tighter local security

Local authorities say they've taken the steps they can to bolster security.

Travelers who use the Detroit-Windsor Tunnel are no longer allowed through unless operators are certain they can make to the other side without backups, said Gordon Jarvis, president of the Detroit & Canada Tunnel Corp.

"If there is an incident and you need to get out, there is space for you to do so, and there are fewer cars in the tunnel at any one time," Jarvis said. "It also makes it much easier for us to identify when there are incidents in the tunnel."

Jarvis said reverse inspections are a viable option at the tunnel, despite the smaller queue area, compared to other crossing points like the Ambassador Bridge.

The owners of the Ambassador Bridge have installed new lighting, fencing and surveillance cameras, as well as armed security 24 hours a day, said Dan Stamper, president of the Detroit International Bridge Co.

Stamper said the bridge company is paying for the extra security.

"We're not sure whose responsibility it is for the cost of security, but we are not in the position to say it's not going to be done," he said.

The bridge authority has completed plans showing that logistically, preclearance can be implemented on an interim basis within 90 days,

Stamper said. In doing so, there would be the added bonus of huge efficiencies in traffic flow.

"The current six lanes that cross the border, two at the tunnel and four at the bridge, become traffic lanes and not parking lots," Stamper said. "It increases the capacity of both the tunnel and the bridge, a lot more than anything else we can do today."

Blue Water Bridge study

Bruce Campbell, the engineer manager of the Blue Water Bridge, said the proposal is being examined as part of a long-term security review of the span connecting Port Huron with Sarnia, Ontario.

With the Ambassador Bridge being the busiest U.S.-Canada entry point, carrying 12 million vehicles a year, the economic implications for the region are enormous.

"One 18-wheeler goes across that bridge every eight seconds," said Carmine Palombo, director of transportation planning at the Southeast Michigan Council of Governments.

The implications for the bridge and tunnel operators are significant as well.

"They're all looking at an out-of-pocket expense they hadn't anticipated," said Neil Gray, director of government affairs at the International Bridge, Tunnel and Turnpike Association, which represents toll agencies.

"Nobody wants to do a toll increase to reflect this, in fact I'm not sure anyone has proposed one, but it's an issue we are all having to think about."

Protecting airports is a concern as well, though most of the attention has been on protecting aircraft against air piracy, Capt. Duane E. Woerth, president of the Air Line Pilots Association, told senators late last year.

Noting that airports in Rome and Vienna have been hit, Woerth said he's worried terrorists could attack ticket counters, check-in facilities and lines of passengers waiting outside.

Airlines, bridges and tunnels are experiencing lower traffic flow because of leisure travelers concerned about terrorist risks.

Almon, the Detroiter who travels to Toronto on business, said he's a former combat engineer with the Army and he's concerned about how easily a carload of explosives put together with store-bought material could take out the bridge or tunnel.

"At the mouth of the Detroit tunnel sits General Motors headquarters, a terrorist would get two for one with that," Almon said.

http://www.dailymail.co.uk/news/article-1334404/US-subway-tunnels-terror-proof-600m-ring-steel.html

http://nypost.com/2010/11/30/path-tunnels-get-600m-ring-of-steel/

http://www.cbc.ca/news/canada/windsor/story/2012/07/12/wdr-windsor-detroit-tunnel-closed.html

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=bomb%20in%20detroit%20windsor%20tunnel

Ahmed Ressam, the Millennium bomber had the Detroit-Windsor tunnel, GM HQ, and the Ambassador Bridge as his secondary targets if he could not reach LAX. Had he chosen either, he would have been 100% successful and 9/11 would not be close to America's worst terrorist attack. https://www.fbi.gov/about-us/history/famous-cases/millennium-plot-ahmed-ressam

THIS EMAIL WAS THE RESULT OF ONE OF NUMEROUS SECURITY WARNINGS I SENT TO THE CANADIANS COMING TRUE AND THE US SECURITY AND POLITICAL AUTHORIES NOT UNDERSTANDING THE IMMINENT DANGER

From: Minister of Transport, Infrastructure and Communities / Ministre des Transports, de l'infrastructure et des Collectivités<MINTC@tc.gc.ca>
Date: Thu, Oct 13, 2011 at 1:24 PM
Subject: Proposed construction of a new bridge
To: "almonjer@gmail.com" <almonjer@gmail.com>
Cc: "cims_oper@pm.gc.ca" <cims_oper@pm.gc.ca>

Dear Mr. Almon:

Thank you for your correspondence of July 18, 2011, regarding the proposed construction of a new bridge between Detroit and Windsor. Please accept my apologies for the delay in replying.

Again, thank you for writing and for providing me with your comments.

Yours sincerely,

Denis Lebel, P.C., M.P.

c.c. Office of the Right Honourable Stephen Harper, P.C., M.P.
Prime Minister

The issue with the Ambassador Bridge is equally troubled, the owner has successfully blocked a new bridge being built. The issue too closely resembles the Dubai Ports issue https://en.wikipedia.org/wiki/Manuel_Moroun. Ottawa wrote me 90 days after my warning to CYA and because again what I warned them about occurred.

The largest portion of the trade comes through the tunnel and bridge mentioned https://www.commerce.gov/news/blog/2014/01/secretary-pritzker-highlights-strong-economic-

partnership-between-usa-and-canada

PARIS-SAN BERNARDINO-BRUSSELS

-------- Original Message --------
Subject: RE: JEROME FROM WAYNE STATE UNIVERSITY
From: <act@preactdontreact.com>
Date: Wed, October 21, 2015 11:44 am
To: "Mitja_Žagar" <mitja.zagar@guest.arnes.si>

Dr. Zagar-

Good to hear from you. I am sorry I just got to my email messages, I am working on several other huge projects that all come back to the migrant issue. I will have to hook up Skype, I don't know how it works to be honest.

The situation in the States is pretty dire. We are essentially at civil war with the country collapsing socially. All of the work that you and Dr. Feinstein did and your forecasts turned out to be 100% accurate. Simply put, America bet on the wrong people with the wrong plans and now we are getting our comeuppance.

I am against the re-settling of immigrants in the US or Europe, it will most certainly lead to more conflict in both areas and the Middle East. The only hope is establishing a safe zone in Syria and Iraq, which is as close to impossible as it gets considering the collapse of the basic structures and the radicalization of the factions. Electing George Bush was the worse event that has happened to the world since WWII. I will get on Skype and send you another email asap. I am moving to Berlin to work on a large social media project in the next 30-60 days. In the meantime I am sending these articles for your review concern my thoughts on the migrant issue. Would you be able to attend a conference on the issue of the migrants and school shooter issues in Europe or the US with all expenses and a fee paid to you?

The other issue I am extremely concerned about is a threat that would end Detroit, cost America 2 million jobs in a week, and plunge the stock market to below 2008 and 911 levels. The Iran deal was done in part due to Iran has 40,000 agents in or at America's borders prepared to attack if Iran's nuclear facilities were attacked. That is the good news, the bad news is the Sunnis have 3X that many agents in the US and are preparing for their "Islamic Tet offensive." With Russia, out of necessity intervening in the Syrian/Iraq war and the US govt. giving behind the scenes approval for the Russian-Iranian-Alawite axis which will inevitably bring in Israel and the US the Sunnis will go after the US and Canadians on their own soil in a much more aggressive and massive way. My assessment is that the Chinese will be drawn into the war due the unrest with the Xinjiang Province

and the Uighars. The Islamic State (IS) has spread throughout Central Asia and will take Afghanistan and defeat the Taliban in the end unless there is a "mass war event." It is my contention that Putin has decided to that. He cannot lose the Syrian-Iraq War, he cannot allow the IS to continue to grow in the Central Asian Republics, and Afghanistan, and he is not giving up Crimea, and does not have the military resources nor money to fight a prolonged war. I believe Putin is planning to use a tactical/battle field nuclear weapon (NATO appears to be thinking that way on the Ukraine which is insane). Most of the intelligence guys that I respect believe that is the only way to stop the IS/Sunnis or to completely withdraw from the Middle East. What is your opinion?

Thanks-

Jerome

(My numbers on the size of the networks mentioned are accurate I assure you. 2 other respected security/intelligence officers that have a proven track record of accuracy, agree with me. The messages I sent to US authorities were more detailed and were sent in the Spring of 2014, and the Spring and Summer of 2015.)

DR. ZAGAR BIO

CV

https://www.google.com/webhp?sourceid=chrome-instant&ion=1&espv=2&ie=UTF-8#q=mitja%20zagar%20cv

INTERVIEW

http://www.huffingtonpost.com/john-feffer/could-the-yugoslav-wars-h_b_7620756.html

PUTIN STATEMENT ON NUCLEAR WEAPONS

http://www.express.co.uk/news/world/625465/Islamic-State-Russia-Vladimir-Putin-threatens-bomb-ISIS-nuclear-weapons

WARNING TO AIRLINE INDUSTRY THAT FORESAW BRUSSELS ATTACK

-------- Original Message --------

Subject: THE THREAT OF TERRORISM TO THE TRAVEL INDUSTRY AND CORRECTIONS THAT MUST BE MADE

From: <act@preactdontreact.com>

Date: Sun, November 29, 2015 7:59 pm

To: president@apfa.org, Nancy.Rivard@airlineamb.org, public-comment@alliedpilots.org, PMcIsaac@americanpilots.org, comm.chair@alliedpilots.org

Cc: communications@apfa.org

Sir or Madam: I am forwarding the following information sent to first responders, due to its application to your industry. To be direct, I have warned your union several times since 9/11 of these very threats, and the actions of the leadership has not matched the threat. Unfortunately, this is the same conduct of law enforcement and political leadership regarding what is now a catastrophic situation. That is, the industry will suffer huge losses in both personnel and revenue due to the lack of taking prudent steps to pre-act rather than react to obvious threats. The only hope in negating or minimizing the threat is for the travel, hotel, and tourism industries along with the pilot and flight attendant unions (and their allies) to join forces and seek to have necessary security and industry support measures put in place without political consideration. The needed measures must be completely based on the real world security and economic threat that exists, and is getting worse by the minute. The losses France and Belgium are suffering are just the beginning, and minor in compared to an Egypt Air or Russian Sharm El Sheikh incident in North America or Europe. I assure you, the threat is far worse than is known even to most of the law enforcement community.

Sincerely,

Jerome Almon

ECONOMIC IMPACT

http://www.dailymail.co.uk/news/article-3338173/Terror-attacks-Paris-means-visitor-numbers-Europe-tumble-France-lost-1-4bn-tourism-revenue.html

http://www.dailymail.co.uk/news/article-3338512/EU-leaders-agree-Turkey-2-1billion-help-tackle-migrant-crisis-tighten-security-borders.html

UNADDRESSED THREATS TO YOUR INDUSTRY

-Foreign pilots compromised by ISIS or Al Qaeda committing an act similar to the pilot of Egypt Air 990 at an airport, city, or against another passenger airliner -An attack on airports using car/truck bombs and suicide bombers/shooters against shuttle buses and the non-secure areas of the airport such as ticketing -Compromised airport personnel (this is worse than is indicated here)

http://www.nydailynews.com/news/world/isis-terrorist-minneapolis-worked-major-american-airport-report-article-1.1925924

http://www.express.co.uk/news/world/622702/easyJet-Paris-attacks-France

https://www.rt.com/news/323811-paris-airports-fired-radicalization/

TRUE STATE OF THE TERRORIST THREAT IN AMERICA

From Canada's CIA (CSIS):

"Many Canadians may be surprised to learn that, with the exception of the United States, there are more terrorist groups active in Canada today than in any other country in the world."

VERIFICATION

http://www.torontosun.com/2013/01/23/algerian-terrorists-had-canadian-ties-eh

The information was removed from the website in late 2013 due to White House protests, the largest number of these terrorist are at the South end and North end of the tunnel and bridge cited below.

THESE REPORTS ARE FICTION

http://www.cnn.com/2015/12/01/politics/isis-in-united-states-research/

http://www.foxnews.com/world/2016/03/23/is-trains-400-fighters-to-attack-europe-in-wave-bloodshed.html

There are more than 400 ISIS operatives and 300 recruiters in my neighborhood. As with the deliberate ignoring of the 9/11 warnings, these non-scientific reports will result in the deaths of untold numbers of civilians.

ISIS INTELLIGENCE FRAUD

http://www.cnn.com/2015/12/01/politics/michael-flynn-obama-isis/

http://www.thedailybeast.com/articles/2016/04/03/intel-analysts-we-were-punished-for-telling-the-truth-about-obama-s-isis-war.html

http://www.nytimes.com/2015/11/22/us/politics/military-reviews-us-response-to-isis-rise.html?_r=0

This failure to provide and act on the factual information regarding ISIS has led to every death of Westerners from 2012 forward- at least including Paris and Brussels. It also has American cities in the disastrous position they are in.

BND WARNING TO GERMAN CHANCELLOR ANGELA MERKEL

http://www.dailymail.co.uk/news/article-3290092/Germany-s-secret-service-warns-country-

importing-Islamic-extremism-anti-Semitism-people-s-ethnic-conflicts-different-understanding-society.html

NEW YEARS EVE RAPES/RAPES ACROSS EUROPE FROM REFUGEES

http://www.dailymail.co.uk/news/article-3388422/Huge-influx-migrant-men-lead-sex-attacks-like-Cologne-says-analyst-police-reveal-gangs-blocked-reaching-women-screamed-help.html

REFUGEE SUPPORTER AND MAYOR OF COLOGNE VICTIM AND HYPOCRITE

COLOGNE MAYOR FIRES POLICE CHIEF OVER NEW YEARS EVE RAPES
http://www.thelocal.de/20160108/po

COLOGNE MAYOR STABBED FOR SUPPORTING REFUGEES
http://www.thelocal.de/20151017/german-mayoral-candidate-stabbed-in-cologne

ATTACKS ON REFUGEES IN GERMANY REACHES MORE THAN 1,000
http://www.dw.com/en/report-five-times-more-attacks-on-refugee-homes-in-germany-in-2015/a-19011109

EU/AUSTRALIAN ISSUE
http://www.dailymail.co.uk/news/article-3291416/Google-defamed-Australian-woman-auto-complete.html

https://www.google.com/#filter=0&q=American,%20Australian,%20And%20European%20Group%20Calls%20For%20Shut%20Down%20Of%20Ripoff%20Report

WE ARE NOW AT THE CENTER OF THIS CASE IN THE EU
http://www.wsj.com/articles/eu-to-pursue-google-parent-alphabet-on-multiple-fronts-vestager-says-1445817842

RIPOFF REPORT IS THE BUSINESS AND ROLE MODEL FOR THESE CRIMINALS

http://www.nbcnews.com/news/crime-courts/revenge-porn-kingpin-hunter-moore-pleads-guilty-faces-jail-n313061

http://www.nbcsandiego.com/news/local/Kevin-Bollaert-Revenge-Porn-Sentencing-San-Diego-298603981.html

http://siouxcityjournal.com/news/local/sac-county-attorney-dismisses-witness-tampering-case/article_cce5e80f-786a-5f66-8763-3ecb30cadb71.html
On Fri, 10/20/06, bayly@.de <bayly@.de> wrote:
From: bayly@.de <bayly@w.de>
Subject: FW: jerome almon
To: [redacted]
Date: Friday, October 20, 2006, 3:42 PM

hey jerome... how ru doing? well, received the following e-mail today.... tell me if i should give him the contacts he wants or if u wanna do it urself... my mom is here for 4 days.. been to jazz concert yesterday and will go to branford marsalis concert 2morrow... its jazz too.... and right now just got back from the adidas store... man i am adidicted ;) cant go there without buying smth... even when i am broke just like right now... well, hope to hear from u...
(I refused to do the documentary below for the same reasons certain entities need to police themselves better.)
Von: "scott corben"
Gesendet: 20.10.06 12:41:27
An: bayly@.de
Betreff: jerome almon

Hi Katja,

I got your contact details from Marie at Freemuse in Denmark. My name is
Scott Corben and I am a producer with Al Jazeera Television in London.

I am researching a piece on soldier in the United States and
I am really keen to speak to a guy called Jerome Almon. I believe he is based in Detroit. Maries tells me that you may have some way of contacting him. If you have an up to date email or phone number I'd really appreciate it.

Look forward to hearing from you

best regards,

Scott

Producer/Director "Top Secret"
Al-Jazeera Satellite Channel Ltd
7th Floor Westminster Tower
3 Albert Embankment London SE1 7SL
Switchboard: +44 (0) 207 820 4820

Fax: ++44 (0) 207 820

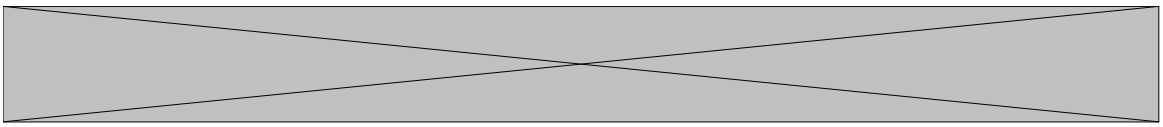
BIO

-I am a university lecturer/expert on domestic violence, international politics, terrorism, and urban crime. I worked under global experts Dr.'s Mitja Zagar (Slovenia and co-author of their Constitution/Syrian refugee & security expert/Top EU negotiator), Otto Feinstein head of the Urban Agenda and author of Ethno-Development, Richard Mansbach-CIA consultant, and worked on the UN project at the University of Toronto the Delphi Project out of Belgium. Recommendation on a security issue led to DHS changing its border policy and NYC spending $600 million to correct a catastrophic security flaw. I have been the target of an Al Jazeera documentary due to my correct predictions as well as featured on the front page of the most visited Jihadist website on Earth for a decade.

-1 year tour in the first Iraq War, am a paratrooper, combat engineer (explosives expert, featured on A&E for saving my unit's mission during combat, and awarded directly from the Pentagon for saving my task force's mission), was drafted as a translator during the war and POW camp designer, taught my brigade basic Arabic language, numerals, and history.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Editors Exchange
Sent: Fri 1/30/2015 10:22:56 PM
Subject: "Suits" Versus "Jeans", plus Ben Stein's wisdom

View Email In Browser



BANKING DISRUPTION

Q&A: Chris Skinner on "suits" versus "jeans"

Do you know what the "block chain" is? Banking futurist Chris Skinner thinks you should. A far-ranging interview with *Banking Exchange* covers Bitcoin to Skinner's take on the future of community banking to regulation of a "modularized" industry. Read more

MORTGAGE COMPLIANCE

CFPB proposes eased mortgage rules

Smaller banks, especially those serving rural and underserved areas, may catch a few breaks from the Consumer Financial Protection Bureau under a series of changes proposed for its mortgage lending regulations. Read more

RISK MANAGEMENT

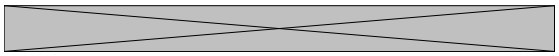
Talking to regulators about risk

Enterprise risk management is something regulators take seriously. Understanding where they are coming from and what they like to see can help a bank in many ways, says risk advisor Dan Rothstein. Read more

BANKER BOOK REVIEW

Ben Stein's thoughts for anybody, everybody

Maybe you only know him as the boring economics teacher in "Ferris



TALKING CREDIT

Why not try cooperation?

Ed O'Leary shows how obstacles yield when bankers work together at the job. Read more

COMMON SENSE COMPLIANCE

CFPB to banks: "Let's keep it confidential"

Nancy Castiglione says the bureau reminds that "confidential" means just that. But is there more there? Read more

BANKING EXCHANGE SOCIAL MEDIA

Join the conversation on Twitter

Banking Exchange is a two-way exchange, and one of our channels is social media. Follow us on Twitter like over 8,100 others. You'll get updates on our website and our magazine, news of conferences, and our take on what else you'll find on the web of interest to bankers. Coming soon: LinkedIn, Facebook, and Google+ channels. Follow @BankingExchange on Twitter

Bueller's Day Off." But Ben Stein has quite a serious side and banker Will Taylor enjoyed reading his short essays on financial and life issues. Read more

BIG BANK PERFORMANCE

Big bank Q4 '14 earnings snapshot

Three of the four biggest U.S. banks by assets missed Wall Street estimates in the fourth quarter of 2014, according to SNL Financial's roundup. Its analysts look at results for Citgroup, JPMorgan Chase, Bank of America, and Wells Fargo. Read more

BIG BANK M&A

Street gives thumbs up to RBC/City National deal

The Canadian bank's return to the U.S. was generally welcomed by financial experts, and SNL Financial finds more questions being asked about large-bank mergers now. Read more

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Get ready for WiGig—WiFi on rocket fuel

Nothing stands still in tech—especially WiGig. This is a new communications protocol that major computing companies have been collaborating on that promises speeds up to 10 times as fast as WiFi. WiGig works somewhat differently than WiFi—it is unidirectional, unlike omnidirectional WiFi, for instance.

"WiGig carries data much faster than Wi-Fi because its higher frequency radio signal can be used to encode more information," explains *MIT Technology Review*. Read more

Podcasts about Bitcoin from TechCrunch

Interested in virtual currency trends? Information technology news website TechCrunch now features a regular podcast about Bitcoin and related subjects. Latest edition discusses CoinBase, the first regulated U.S. Bitcoin exchange. Listen to latest podcast

Digital trends to watch in 2015

Accenture Interactives' Fjord Consulting has issued an exhaustive report and video about design trends affecting many fields, including banking. An excerpt:

"Maybe it's the result of a generation weaned on Harry Potter, but Gen Y is hard to surprise; they confidently expect services to become more magical. For some services, it's by guessing your intent or making boring transactional stuff disappear. If you can conjure with skill, you can differentiate." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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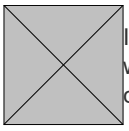

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*Editors Exchange is written by **Steve Cocheo**, executive editor and digital content manager of Banking Exchange.*

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Wed 3/18/2015 2:45:50 PM
Subject: Ralston Reports -- Morning Flash, 3/18/15

03.18.2015
This dispatch prepared for .

DAYS UNTIL THE STATE GOVERNMENT SHUTDOWN: 106

DAYS UNTIL THE NEVADA PRESIDENTIAL CAUCUS (FOR NOW): 327

DAYS UNTIL THE 2016 ELECTION: 604

Good morning, everyone. Just when you thought the GOP Ass. Caucus had settled down a bit, trading in its incendiary, mindless rhetoric for incendiary, mindless bills (no more professional licenses!), Michele Fiore participated in a voter ID hearing. Chaired by Shelly "Hammurabi's Code Makes Sense Today" Shelton, the colorful event was marred only by Fiore's use of the word "colored" to talk about Harvey Munford. I'm sure the Gentle Giant thought it was OK because he's, well, Harvey. But, as an offended Tyrone Thompson pointed out later, she was, as Robert Kardashian once famously put it in another context, playing the race card from the bottom of the deck.

There was more, and Steve Sebelius was there and captured the insanity all too well. Whatever the merits of voter ID – and it clearly is a solution in search of a problem – the utter ignorance of this country's history was both astounding and, alas, not surprising. I wonder if Fiore, Shelton & Co., the core of the GOP Ass. Caucus, would be able to explain what the poll tax was. (Maybe we shouldn't give them ideas.) My favorite part of those arguing for voter ID, including our secretary of state, is how they always say they don't want to suppress anyone's vote. But if there is no evidence of voter fraud, then what could possibly be the motivation? Nice to see that Sharron Angle, who had the 2010 U.S. Senate election stolen by voter fraud (missed it by that (6 percent) much), was there to tamp down the racial tensions. You know what, dear Flashees? Some of the proponents looked a little crazy to me.

What's below: Carson nuggets, Morning Flash nuggets and a trivia question about a governor.

COMING UP

It's BLF Day! Take the day off work, pull the kids out of school, come to the theater! It will be an Opening Day for the ages.

Tonight's "Ralston Live" features state Superintendent Dale Erquiaga. May try to get one of those governors testifying today, too…..

Last night's program featured two of the governor's men and a progressive on voter ID.

A COUPLE OF CARSON CITY NUGGETS

Nugget No. 1 – It will begin about 1 PM with one governor, then go to three of his predecessors and then on to a technical presentation with the ubiquitous Jeremy Aguero and two key administration staffers. Then the parade begins, including a bunch of folks scheduled at a presser this morning at 10 AM. (I hope nobody asks these gubernatorial stand-up folks any details about the BLF to see why they support the plan. That might be fun/sadistic.) The hearing will go on for hours judging by the list of supporters I have seen. Trust me: Nearly every industry will praise the governor and his plan (Don't ask for details!), with some major lobbyists, business leaders and others slated to testify. Then watch the foes – truckers, retailers, auto dealers, manufacturers – to praise the man but criticize his method. Then what? Committee of the Whole for members to ask questions on Thursday, then some cooling time and a vote before April Fools Day? We shall see.

Nugget No. 2 – Jason Frierson, who lost to John Moore in perhaps the election's most stunning and

significant result for the Legislature, already has had more impact this session than Moore ever will. Sources confirm that Frierson talked to state Senate Majority Leader Michael Roberson about amendments to make his domestic violence/guns bill palatable to Democrats. Without Frierson's intervention and Roberson's willingness to give on language, that 6-0 vote in committee would not have happened.

A TRIO OF MORNING FLASH NUGGETS

Nugget No. 1 -- A mailer arrived in city mailboxes this week from Stavros Anthony. I'll give you one guess what the subject matter was. Also: Lipstick on a pig metaphor. Now when is he going on TV with that Goodman town hall performance? That's his only shot, right?

Nugget No. 2 – Speaking of the city stadium stuff, I hear there is going to be some weird action today on Item 60 on the council agenda. That's the one that should be moot about a charter amendment prohibiting public money for the soccer stadium. Can't wait to see the speechifying and the vote.

Nugget No. 3 – Lots of interesting stuff in the latest Stat Pack, including stuff on the LVCVA, public employee salaries and the reality beyond the jobs numbers. Lots of fodder here for journos.

FAST FLASHES

Click and enjoy.

DOA.

Ruh roh.

The RJ equivocates.

----------PAID ADVERTISEMENT----------

A MESSAGE FROM MGM RESORTS INTERNATIONAL: The MGM Resorts Foundation has donated $30,000 – the proceeds from its 2014 Women's Leadership Conference – to the WestCare Nevada Women and Children's Campus. The non-profit WestCare provides health, counseling and housing services to women and families. For information on this year's conference, please visit http://www.mgmresortsfoundation.org/womensleadershipconference/.

---------- PAID ADVERTISEMENT ----------

FLASH FACTS OF THE DAY

At age 19, Alfred Doten embarked on a journey around the continent by sea from the east coast of the United States to the share in the glorious potential of California. Doten was born on July 21, 1829 in Plymouth, MA. On his first day at sea, on March 18, 1849, Doten began writing in a journal. He arrived in California to pursue mining, but began working a variety of jobs before he headed to Nevada Territory in 1863. Doten continued updating his journal almost daily, as he began working as a correspondent for newspapers in California and Nevada. In 1872, Doten acquired the Gold Hill News. He would hire Wells Drury as a reporter for the paper. The first entry in his journal that mentions his future wife, Gold Hill teacher and widow Mary E C Stoddard, can be found on August 4, 1872. They were wed on a steamer on Lake Tahoe on July 24, 1873. Doten's journal documents the birth of his four children, and his move from Virginia City to Gold Hill to Austin to Carson City back to Virginia City, then finally to Carson City again. Doten maintained his journal until his death in Carson City, NV on November 12, 1903. Doten was inducted into the Nevada Writer's Hall of Fame in 1995. His journal contains a lot of mundane entries of life in the west, but it also presents a fairly comprehensive life and times of a journalist on the Comstock. The University of Nevada acquired the 79 leather bound volumes that made up Doten's Journal in 1961. Walter Van Tilburg Clark edited the works down to a three volume set, published in 1973 by the University of Nevada Press. I found a 3 volume set of Alfred Doten's Journals covering his life since his departure from the east coast of the US in 1849 until his death in 1903 on Amazon.com for $250.00.

(Hat tip to William Lefkovics at @HistoryNevada. Follow him for great stuff every day.)

TRIVIA QUESTION OF THE DAY

Three former governors will testify today in favor of Bran Sandoval's tax proposal. But one who will not be there will have a much larger influence on the outcome. Who, why and what was the actual name of his signature initiative?

Tuesday's winner: Henderson's David Cherry

The question: This is the anniversary of the opening 27 years ago of the reincarnation of a mob-tied casino as a new resort. It changed hands again and is now named after a man or a city – hard to tell which. What was its first, second and third names?

The answer: Sundance, Fitzgerald's, The D

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Rana Lacer
Sent: Thur 5/11/2017 3:26:53 PM
Subject: RE: LVCVA Public Hearing on the Budget
FY2018 Tentative Budget BOD Presentation.pptx

I don't know if you still need it, but I remembered you asked for a copy of my budget presentation. File is attached, please let me know if I can share anything else.
All the best,
Rana

Rana Lacer, C.P.A., CGMA | Chief Financial Officer
Las Vegas Convention and Visitors Authority | **LVCVA.com**
T: 702-892-0711 | F: 702-892-7642 | Direct: 702-892-2990

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Wednesday, May 10, 2017 11:43 AM
To: Rana Lacer <rlacer@lvcva.com>
Subject: RE: LVCVA Public Hearing on the Budget

If plans change, I'll get back to you immediately.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Rana Lacer [mailto:rlacer@lvcva.com]
Sent: Wednesday, May 10, 2017 11:39 AM
To: Carolyn G. Goodman
Subject: RE: LVCVA Public Hearing on the Budget

We'll miss you ☺

Rana Lacer, C.P.A., CGMA | Chief Financial Officer
Las Vegas Convention and Visitors Authority | **LVCVA.com**
T: 702-892-0711 | F: 702-892-7642 | Direct: 702-892-2990

From: Carolyn G. Goodman [mailto:cgoodman@LasVegasNevada.GOV]
Sent: Wednesday, May 10, 2017 11:01 AM
To: Courtney Lipski <clipski@lvcva.com>
Cc: Rana Lacer <rlacer@lvcva.com>; Commissioner Lawrence Weekly <lweekly@co.clark.nv.us>
Subject: RE: LVCVA Public Hearing on the Budget

I will be out-of-town (departing early Thursday for NYC) and thus miss this all-important meeting.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

-----Original Appointment-----
From: Courtney Lipski [mailto:clipski@lvcva.com]
Sent: Wednesday, May 10, 2017 10:48 AM
To: Bill Noonan ; Cam Walker (Cam@camcwalker.com); Carolyn G. Goodman; Chuck Bowling; George Rapson; Gregory Lee (glee@eurekamesquite.com); John Lee; John Marz; John Marz (john.marz@cityofhenderson.com); Kristin McMillan; Larry Brown (lbrown@clarkcountynv.gov); Lawrence Weekly; Maurice Wooden (maurice.wooden@wynnlasvegas.com); Ricki Y. Barlow; Tom Jenkin
Cc: Andrea Day (Wooden); Candace Harrison (G. Lee) (charrison@eurekamesquite.com); Candy Redner (Bowling) (credner@mandalaybay.com); Chauntelle Popp (JLee); Cheryl Russo; Connie Dike (McMillan) (cdike@lvchamber.com); Donna Rainone (Brown) (dor@clarkcountynv.gov); Jan Peterson (Jenkin) (jpeterson@caesars.com); Joseph Mitchell; Joy Eastwood (Rapson) (jeastwood@mesquitenv.gov); Lorene Krumm (Walker) (lkrumm@bcnv.org); Michelle James (Noonan) (michellejames@boydgaming.com); Monique Perkins (Weekly) (mperkins@ClarkCountynv.gov); Robin Coon (Marz) (robin.coon@cityofhenderson.com); Tanya Jackson-Renter
Subject: LVCVA Public Hearing on the Budget
When: Thursday, May 18, 2017 11:00 AM-11:30 AM (UTC-08:00) Pacific Time (US & Canada).
Where: LVCC Board Room

This meeting is not expected to last longer than 30 minutes.

To: Pete Deiana[redacted]; DAInfo@ClarkCountyDA.com[DAInfo@ClarkCountyDA.com]
Cc: newsdesk@8newsnow.com[Newsdesk@8newsnow.com]; 13Investigates@KTNV.COM[13investigates@ktnv.com]; aginfo@ag.nv.gov[aginfo@ag.nv.gov]; 5newsdesk@fox5vegas.com[5newsdesk@fox5vegas.com]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]; Crimetracker3@mynews3.com[Crimetracker3@mynews3.com]; Dept18LC@clarkcountycourts.us[Dept18LC@clarkcountycourts.us]; sosmail@sos.nv.gov[sosmail@sos.nv.gov]; Becky Stiltz[redacted]; Ashley[redacted]]; DFSHotline@ClarkCountyNV.gov[DFSHotline@ClarkCountyNV.gov]; dsa@clarkcountynv.gov[dsa@ClarkCountyNV.gov]; FinancialCrimes@lvmpd.com[FinancialCrimes@lvmpd.com]; Sonia@nevadachildseekers.org[Sonia@nevadachildseekers.org]; City of Henderson[karina.milani@cityofhenderson.com]; Josh.Reid@cityofhenderson.com[Josh.Reid@cityofhenderson.com]; bjerbic@lasvegasnevada.com[bjerbic@lasvegasnevada.com]; DFS Intake[dfsintake@clarkcountynv.gov]; ssadmin@ClarkCountyNV.gov[ssadmin@ClarkCountyNV.gov]; bonaven@clarkcountynv.gov[bonaven@clarkcountynv.gov]; jdehaven@viewnews.com[jdehaven@viewnews.com]; Jason Deiana[redacted]; Tubachik[redacted]
From: DADS Central
Sent: Sun 6/28/2015 5:17:17 PM
Subject: Please send me no of your Junk Email, I do not care .

Please send me no of your Junk Email, I do not care .

----- Original Message -----
From: Pete Deiana
To: DAInfo@ClarkCountyDA.com
Cc: newsdesk@8newsnow.com ; 13investigates@ktnv.com ; aginfo@ag.nv.gov ; 5newsdesk@fox5vegas.com ; cgoodman@lasvegasnevada.gov ; Crimetracker3@mynews3.com ; dept18lc@clarkcountycourts.us ; sosmail@sos.nv.gov ; Becky Stiltz ; Ashley ; dfshotline@clarkcountynv.gov ; sosmail@sos.nv.gov ; aginfo@ag.nv.gov ; dsa@clarkcountynv.gov ; FinancialCrimes@lvmpd.com ; Sonia@nevadachildseekers.org ; City of Henderson ; Josh.Reid@cityofhenderson.com ; bjerbic@lasvegasnevada.com ; DFS Intake ; ssadmin@clarkcountynv.gov ; bonaven@clarkcountynv.gov ; dadscentral@hevanet.com ; jdehaven@viewnews.com ; Jason Deiana ; Tubachik
Sent: Saturday, June 27, 2015 5:57 PM
Subject: child support order recieved in mail and your office protecting a criminal using the family system to commit fraud and criminal offenses

Dear Mr. Steve Wolfson< District Attorney;

I Peter Deiana in proper person, refuse from this day forward to be bullied, threatened and treated with such a disgusting disregard to my civil and constitutional rights by your office, the family court system as a whole and the attorneys that continuously get well compensated for openly helping their clients that have the financial means to hire these dirtbags commit serious offenses; criminal offenses and hide them from prosecution under the cover of the family courts. Now this isn't true for all litigants; It stands true if you are of the female sex you very easily can get away with serious serious criminal offenses, offenses that carry felony d and worse charges! In my particular cases (plural) the justice system we know as family courts has failed me twice. completely ruined my life to where i've contemplated taking my own life. both these women have committed serious criminal offenses against myself your office and the courts. I have more than enough proof; I have presented my obligation of proof in the first case with Rebecca Deiana, Stiltz, and whatever she has changed her name to now, Hinkle I believe. Multiple jurisdictions multiple courts multiple child support offices multiple counties and states and always the legal system fails to take responsibility and do what they are obligated to do.... RIGHT THE WRONGS AND PUNISH THE CRIMINALS> It has been shown to me over and over again that the judges that have been elected to their benches fail us as men over and over and over again because it is much easier for them to continue their careers under the cover of "the norm and acceptable" then to take a stand and risk the persecution by their piers then to believe that the things that I and i'm sure 1000's o other men have accused these women of doing; THAT IN FACT THESE WOMEN ARE VERY CAPABLE OF COMMITTING THESE GROSS AND COMPLETE LACKING OF REMORSE AND MORAL STANDARDS IF ANY STANDARDS AT ALL!!! Somebody needs to take a stand and change your spineless practices and start prosecuting these women and judges and attorneys that are ruining; completely ruining countless lives day in and day out and at day end never giving them another thought as the add to our homeless, add to our drug addiction epidemic, add to the horrible rise in suicides and worse of all add the number of children that grow up without a father, when the father wanted nothing more than to be a father to that child and the growing number of our youth that are suffering from mental instability issues handed down from you officials showing total disregard to the long term consequences of your actions. When did we stop caring about what was right and wrong and right in front of our faces and start ruining lives because this book says here says such and such is the only scenario possible and this party should always be given no doubt to

the statements being true. Over the last six to seven months I have studied so much on family law and scenarios that are documented as case study and opinions and turned into the bible on how to deal with certain offenses, to the point that nobody has to think nobody has to use common sense just open the book and the book will cast a shadow on the offending party and on with the ruining of lives we go. so much studying it literally made me sick to see how many regulations and statues as case studies and laws where written and published being completely sexiest and against the man from beginning to end. That is what got us here today, it started a movement by these women that should be stripped of their parental rights for doing these acts toward and directly affecting the innocent children the family courts says they act in the best interest of. Completely not A TRUE STATEMENT ON THE COURTS PART. iF i CAN TAKE THE N.R.S THAT EXPRESSES HOW THE SYSTEM SHOULD COME TO THEIR CONCLUSION ON THE BEST INTEREST OF CHILD, AND I can with out a doubt that these women especially Ashley have violated ever one of the regulating factors of these guidelines and ultimately gets ignored and swept aside by rebuttals of complete lies false allegations and perjury and all out fraud. Well I am going to be making that stand myself!!! I WILL NOT GO ALONG WITH EITHER COURT ORDER OF SUPPORT FROM THIS DAY FORWARD. Instead I will be continuing this front against both parties, the courts and the lawyers at fault for letting these behaviors and actions continue on without consequence but with out a doubt is ruining countless amounts of lives day in and day out. This needs to change. I have written a great number of emails to a great number of agencies and offices about the specifics of my current case or onset of false allegations, false police reports, crimes against my person and crimes against public, perjury, fraud upon the courts, fraudulently presenting herself as a victim of specific domestic violence acts that she Ashley, actually committed against myself in the direct presence of my children, child abduction and serious onset of alienation.Alienation of affection; a multiple year onslot of alienation delivered by my wifes mother directly and personally. And more, all provable, most are very obvious. obvious and very provable case of multi state criminal conspiracy involving a minimum of 5 individuals which includes but not limited to false testimonies/willingness to provide false testimonies, to do with false criminal allegations to gain imprisonment of myself and judgements in my wife's favor. including my wife's attorney, her brother her mother her father her friend and our babysitter Jamie Houston resident of enterprise, southern highlands in southern las vegas and runs a day care that is past legal capacity on most days in reference to license, employees, space and number of children. Her brother Rob Mcclelland resides in albuquerque new mexico, Mother and father Kathi and Bob McClelland from Tucumcari, new mexico and own 2 pharmacys and is currently under their second serious investigation by the pharmacy board for illegal practices and distributions of controlled and dangerous drugs. It should be known I am a main witness and have provided a great deal of evidence in this case with the pharmacy board of new mexico and these people know this to be true and I propose a threat to their fraudulent and illegal lifestyle. Attorney is Gary Zernich and is very privy to all this information and knows it to be true and has taken a personal interest toward destroying my character and continues to help his client in her hidden and illegal agendas. Now know all these statements to be very true and that I do hold evidence and proof to all accusations i have made in this statement and all others I have written and will continuously write and distribute thru out until Justice; true justice prevails. And I will take this to the upper courts and will continue to insist somebody of authority stands up and takes charge and these individuals are rightfully charged and prosecuted with the criminal charges they deserve and my children are reunited with me and my civil, personal and constitutional rights are no longer being violated. I will not tolerate being illegally and fraudulently being stripped of my rights to a father/child relationship for 6-7 months now; completely denied over 600 attempts at visitation will also being abused under the cover of the family courts. And I definitely will not fund these women's fraudulent and illegal activities with $1600.00 a month in judgements against me. I havent made $1600.00 a month in at least the last 3 months!!!! and recently find myself unemployed. Even though my wifes reward from success in her agendas against me is becoming a million aire (no longer cut off from family money and inheratances by her mother) I will have no argument to taking care of my responsibilities but not under these circumstances. I will prevail in complete reversals in both cases. If you feel that it proves a point or somehow helps or fixes anything by putting me in jail, then so be it. I will add wrongful imprisonment to the fight and will immediately continue my fights for justice against the unbelievable actions of these women the second and every time I am released.

Thank you in advance,
Pete Deiana
[redacted]

cell [redacted]

No virus found in this message.
Checked by AVG - www.avg.com
Version: 2015.0.5961 / Virus Database: 4365/10109 - Release Date: 06/27/15

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Radford Snelding
Sent: Thur 1/14/2016 10:19:47 PM
Subject: FW: Audit Committee

Mayor Goodman,

I received this today.

I am meeting with you on January 26, 2016 at 11:30, if you wish to discuss this.

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

From: Richard Hoggan [mailto:R7662H@LVMPD.COM]
Sent: Thursday, January 14, 2016 1:46 PM
To: Radford Snelding
Cc: Kenny Delzer
Subject: RE: Audit Committee

Hi Radford,

The Sheriff would like to nominate Lt. Kenny Delzer for serve on the Audit Committee. Lt. Delzer has a financial background as well as being a law enforcement officer. Please coordinate with Lt. Delzer (copied here) for future correspondence.

Thank You,

Rich

From: Radford Snelding [mailto:rsnelding@LasVegasNevada.GOV]
Sent: Tuesday, December 29, 2015 10:10 AM
To: Richard Hoggan
Subject: RE: Audit Committee

Rich,

Thanks for being patient with me .

Some background is included on the City of Las Vegas Audit Oversight Committee. See the noted link.

http://www.lasvegasnevada.gov/faces/home/city-clerk/city-of-las-vegas-audit-oversight-committee?_afrLoop=5253634391113537&_afrWindowMode=0&_adf.ctrl-state=r4eqvmqjx_1041

In times past we have utilized expertise of former law enforcement persons. (e.g. Joe Saitta US Secret Service and Jose Troncoso

former US Marshal and former Police Chief of North Las Vegas)

Currently we have two members appointed from the City Council. Councilman Bob Coffin (served on Post Legislative Audit Committee in the Nevada Legislative) and Councilman Bob Beers (CPA and CFE)

Additionally, we have two members at large. Greg Headlee, Chief Internal Auditor for Southwest Gas and Annette Carro, Stewart, Archibald & Barney CPA firm.

As you can see we are well staffed with Auditing and Accounting Professionals, we would like to add some experience in the Law Enforcement area as part of what we might audit can have fraud implications.

We are looking for a person with Law Enforcement background to add to our Audit Oversight Committee, please advise if you have someone who might fit these qualifications.

Thank you in advance for your assistance. Should you have questions or comments please feel free to contact me.

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

From: Richard Hoggan [mailto:R7662H@LVMPD.COM]
Sent: Tuesday, November 10, 2015 9:26 AM
To: Radford Snelding
Subject: RE: Audit Committee

Of course. At your convenience

Sent from my Windows Phone

From: Radford Snelding
Sent: 11/10/2015 9:23 AM
To: Richard Hoggan
Subject: RE: Audit Committee

Richard,

I am slammed this week. Can I get back with you on this next week?

Radford K Snelding
City Auditor's Office
City of Las Vegas - 495 S. Main St. - Sixth Floor
Las Vegas, Nevada 89101

Phone (702) 229-6808
rsnelding@lasvegasnevada.gov

From: Richard Hoggan [mailto:R7662H@LVMPD.COM]
Sent: Monday, November 09, 2015 10:44 AM
To: Radford Snelding
Subject: Audit Committee

Good Morning Mr. Snelding,

The Mayor asked the Sheriff to reach out to you to provide a name of a person to sit on an audit committee. We are happy to assist in any way but I was hoping I could get an idea of what your expectations are and what kind of background you are looking for the person to have.

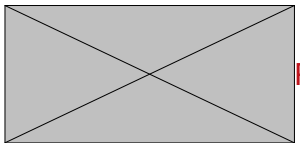
Thanks,

Rich

Rich Hoggan
Chief Financial Officer
Las Vegas Metropolitan Police Department
w-(702) 828-1365
c-(702) 809-3141

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 5/30/2019 7:20:28 AM
Subject: 5 Attorneys On Being The Only Woman In The Room

EXTERNAL EMAIL



PUBLIC POLICY.

Thursday, May 30, 2019

GLASS CEILING REPORT

5 Attorneys On Being The Only Woman In The Room

Female attorneys are underrepresented throughout the legal industry, but in some practice areas, they often find they are literally the only woman in the room. Here, Law360 hears from five top women on what it's like to still be considered a rare sight in their field.

Read full article »

Motherhood & Making Partner: The View From 2 BigLaw Moms

In a Law360 original video, two BigLaw attorneys reflect on being mothers while trying to make partner in a culture that has made slow progress towards increasing female representation in the highest ranks.

Read full article »

Opinion

Millennials Are Pushing Back Against Law Firm Sexism

A recent survey of millennial attorneys shows men and women are having very different BigLaw experiences, but share similar goals. It's imperative that partners recognize that they're the ones in a position to change the culture, says Michelle Fivel of Major Lindsey.

Read full article »

TOP NEWS

Analysis

What Mueller's Career Says About His Reluctance To Testify

In 2016, the federal judge overseeing multidistrict litigation against Volkswagen AG announced he'd found "the key" to what would become one of the largest corporate settlements in U.S. history: an attorney named Robert Mueller.

Read full article »

Mueller Breaks Silence, Says Report Speaks For Itself

Special counsel Robert Mueller on Wednesday said his report — which declined to make a call on whether President Donald Trump had obstructed justice — speaks for

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Gass Weber
Guess & Rudd
Hogan Lovells
Holland & Hart
Joseph Aleem
Kirkland & Ellis
McCarter & English
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Morrison & Foerster
Paul Weiss
Polsinelli
Reed Smith
Ropes & Gray
Rothwell Figg
Simpson Thacher
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Sullivan & Cromwell
Trout Cacheris

itself, reiterating that a U.S. Department of Justice legal opinion banning charges against sitting presidents points to impeachment as an option to address presidential wrongdoing.

Read full article »

Interview

EEOC's Lipnic Recalls #MeToo Progress, Equal Pay Regrets

The U.S. Equal Employment Opportunity Commission made strides in combating sexual harassment and age discrimination during Commissioner Victoria Lipnic's 28 months as acting chair, but the recent court-ordered revival of the Obama administration's divisive pay equity initiative stirred regrets, she told Law360.

Read full article »

Analysis

Breaking Down The Proposal For A Patent Eligibility Revamp

From discarding U.S. Supreme Court rules on what can be patented to adding language that could cause current fights to resurface in new forms, a draft bill to rewrite patent eligibility law would shake up the patent world if enacted. Here's a look at the key provisions.

Read full article »

Ex-Judges Ask High Court To Undo 5th Circ. Abortion Ruling

A bipartisan group of former judges and U.S. Department of Justice officials have backed an abortion clinic's bid to have the U.S. Supreme Court overturn the Fifth Circuit's greenlight of new restrictions on the procedure in Louisiana, asking the court to consider reversing the ruling without further arguments.

Read full article »

Feds Appeal Invalidation Of Trump Offshore Drilling Order

The Trump administration is appealing an Alaska federal judge's ruling that the president can't rescind his predecessor's indefinite ban on drilling in large swaths of the Arctic and Atlantic oceans, a decision that prompted the government to delay plans to open up more offshore drilling areas.

Read full article »

DOL Floats Rule To Beef Up Unions' Reporting Requirements

The U.S. Department of Labor on Wednesday unveiled a rule imposing financial disclosure requirements for certain trusts that unions set up, scrutiny the agency says will "deter fraud and corruption" that purportedly occurs when such trusts are used to evade existing reporting requirements.

Read full article »

ENERGY & ENVIRONMENTAL

Obama-Era Clean Water Act Change Violates APA, Judge Says

The Obama administration's "waters of the United States" rule broadening the reach of the Clean Water Act violates the Administrative Procedure Act and must be revisited by the federal government, which is currently working to reverse the policy, a Texas federal judge has ruled.

Read full article »

EMPLOYMENT

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White & Case
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COMPANIES

AARP Inc.
AIDS Healthcare Foundation Inc.
AXA SA
AXA XL Ltd.
Aetna Inc.
American Bar Association
American Civil Liberties Union
American College of Physicians
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
American Petroleum Institute Inc.
Ames & Gough
Brooklyn Defender Services
Burlington Stores Inc.
CVS Health Corp.
Center for Reproductive Rights
Consumer Action
Crum & Forster Holdings Corp.
Deutsche Bank AG
Electronic Frontier Foundation
Greektown Holdings LLC
Hazelden Betty Ford Foundation
Human Rights First
Intel Corp.
Kirkland's, Inc.
Knights of Columbus USA Inc.
Liberty Mutual Insurance Group
LinkedIn Corp.
MGM Grand Hotel LLC
Major Lindsey & Africa
Markel Corp.
National Federation of Independent Business
National Women's Law Center
Natural Resources Defense Council
PricewaterhouseCoopers
Refugee & Immigrant Center for Education & Legal Services
Sompo Holdings Inc.
Twitter Inc.
Volkswagen
Washington Post Co.

Transgender Women Challenge Pa. Name-Change Rules

A trio of transgender women filed suit in Pennsylvania court on Wednesday alleging that state rules regarding name changes for ex-felons created unfair complications in seeking health care and employment opportunities.

Read full article »

COMPETITION

AMA Says Hearing Slated For CVS-Aetna Deal Good As Is

The American Medical Association pushed back Wednesday against a bid by the U.S. Department of Justice to reshape a hearing scheduled next week over the agency's deal that cleared CVS' purchase of Aetna by urging a D.C. federal judge to keep the hearing's planned format.

Read full article »

INTERNATIONAL TRADE

Fatalism Sets In As WTO Appeals System Circles The Drain

The chair of the World Trade Organization's Appellate Body and its most recently departed member acknowledged that Geneva's highest legal authority will likely be shuttered at the end of the year as the Trump administration continues to stonewall the appointment of new judges.

Read full article »

TAX

House Dems Mull Estate Tax Changes To Pay For 'Extenders'

House Democrats are considering a plan to renew a package of expired tax benefits for businesses in exchange for expanding individual tax breaks, but it could face an uphill battle in the Senate.

Read full article »

Kan. Lawmakers Fail To Override Veto Of Fed. Conformity Bill

The Kansas governor's veto of a sweeping tax bill that would have decoupled the state from certain federal tax overhaul provisions and taxed remote sellers will stand after the state Legislature failed to override the veto Wednesday.

Read full article »

IMMIGRATION

AG Barr To Review BIA Cases Over Altered Convictions

U.S. Attorney General William Barr referred two Board of Immigration Appeals cases to himself Tuesday to review whether a court's alteration of a conviction should factor into the immigration consequences of that conviction.

Read full article »

A Jurisdictional 'Head-Scratcher' In Asylum Rule Challenge

A D.C. federal judge seemed skeptical Wednesday of Trump administration arguments that standing to challenge asylum eligibility determinations can change due to shifts in the nature of deportation proceedings.

GOVERNMENT AGENCIES

- Army Corps of Engineers
- Bureau of Citizenship and Immigration Services
- Department of Commerce
- Equal Employment Opportunity Commission
- Federal Bureau of Investigation
- Federal Communications Commission
- Food and Drug Administration
- Illinois Supreme Court
- Joint Committee on Taxation
- Nottawaseppi Huron Band of the Potawatomi
- Office of Labor-Management Standards
- Pennsylvania Department of State
- Saginaw Chippewa Indian Tribe of Michigan
- Sault Ste. Marie Tribe of Chippewa Indians
- U.S. Army
- U.S. Attorney's Office
- U.S. Customs and Border Protection
- U.S. Department of Health and Human Services
- U.S. Department of Homeland Security
- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of the Interior
- U.S. Environmental Protection Agency
- U.S. House of Representatives
- U.S. Immigration and Customs Enforcement
- U.S. Patent and Trademark Office
- U.S. Supreme Court
- World Trade Organization

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CBP Creates Admin Role To Assist Border Patrol Agents

U.S. Customs and Border Protection has created a new position within the agency to handle the intake and processing of individuals apprehended by U.S. Border Patrol agents at the southwestern border, the agency said Tuesday.

Read full article »

Former Refugee Resettlement Director To Leave HHS

Scott Lloyd, who transitioned out of his position as director of the U.S. Department of Health and Human Services' Office of Refugee Resettlement last year, is leaving the agency following scrutiny of his role in separating immigrant families and allegedly blocking immigrant minors in custody from obtaining abortions.

Read full article »

ICE Working On Glitches In Video Hearings, NY Judge Told

New York immigration enforcement is working to stamp out glitches as it expands the use of video-only hearings for jailed immigrants subject to removal, a Manhattan federal judge heard Wednesday, as detainees asked for in-person access to counsel and courts.

Read full article »

Legal Cannabis Work Shouldn't Bar Citizenship, Reps. Say

More than 40 members of the U.S. House of Representatives on Wednesday urged the Trump administration to rescind a policy barring permanent residents from becoming citizens if they worked in the cannabis industry, even in states where the drug is legal.

Read full article »

NATIVE AMERICAN

Chippewa Tribe Seeks Win In Mich. Land Trust Fight

The Sault Ste. Marie Tribe of Chippewa Indians has urged a D.C. federal judge to favor its claim that the U.S. Department of the Interior wrongly refused to take Michigan land into trust for the tribe, arguing that the department overreached its authority by denying the tribe's right to govern itself.

Read full article »

TELECOMMUNICATIONS

FCC Finalizes Broadband Expansion Report Despite Backlash

The Federal Communications Commission on Wednesday issued a revised annual report that, despite removing inflated figures that tainted an earlier incarnation, continued to show the government and industry are making satisfactory strides toward getting Americans online.

Read full article »

US Coaxing Allies To Ban Huawei Equipment: DOD Official

The U.S. is slowly but surely convincing allies that they should forgo 5G network equipment produced by Chinese telecom firm Huawei as the Trump administration ratchets up pressure on Beijing, a Department of Defense official told a Washington, D.C., audience Wednesday.

Read full article »

WHITE COLLAR

Flynn Associate Says Covington Aided Privilege End-Run

Former Michael Flynn business associate Bijan Rafiekian said Wednesday that attorneys at Covington & Burling LLP disregarded one of their clients — Flynn and Rafiekian's company — when they allowed Flynn to unilaterally waive the company's attorney-client privilege and thereby score points in Flynn's own criminal case.

Read full article »

EXPERT ANALYSIS

A Preview Of The Retirement Plan That Could Become Law

A bill intended to help Americans save for retirement passed the U.S. House of Representatives last week with overwhelming bipartisan support. With a similar bill already passed by the Senate in April, Congress seems finally poised to act, says Brenda Berg of Holland & Hart.

Read full article »

How FDA Is Refreshing Its Recall Readiness Guidance

Though the U.S. Food and Drug Administration’s recent draft guidance on voluntary recalls fails to address some complex issues, firms should review it carefully given its broad application to products subject to FDA jurisdiction, say attorneys at Ropes & Gray.

Read full article »

3 Law Firm Business Tactics To Support A Niche Practice

Once you've chosen a strategy for your law firm, what tactics will promote success? There are three tactical areas important to all firms, regardless of specialty or size, but particularly critical for today’s niche firms, say Yussuf Aleem and Jacob Slowik of Joseph Aleem.

Read full article »

LEGAL INDUSTRY

Firms Face Surge In Big-Ticket Malpractice Claims

More complex matters and higher costs for law firms to defend malpractice allegations are top contributors to a surge in claims resulting in larger multimillion-dollar payouts, according to insurer data released Wednesday.

Read full article »

Dodgy Cites, 'Kitchen Sink' Briefs Among 7th Circ. Pet Peeves

If Seventh Circuit Judge Michael Y. Scudder, a former Skadden Arps Slate Meagher & Flom LLP partner, could change anything about how he once approached legal briefs in private practice, he’d “double down” on quality control around citations to the record, he said Wednesday.

Read full article »

Kirkland Latest In BigLaw To Unveil Mental Health Initiative

Kirkland & Ellis on Wednesday unveiled a new firmwide wellness initiative to proactively work with its 2,500 attorneys and staff on issues related to mental health and substance misuse, joining a list of BigLaw firms that have recently rolled out programs targeting those growing areas of concern in the legal profession.

Read full article »

Eversheds Sutherland Opens Chicago Office With BigLaw Vets

Eversheds Sutherland announced Wednesday that the firm has opened a Chicago office, its first in the Midwest, with leaders recruited from Kirkland & Ellis, White & Case, and the firm's own New York office.

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Firm Leaders: FisherBroyles' James Fisher & Kevin Broyles

The founding partners of cloud-based law firm FisherBroyles LLP speak to Law360 about the shortcomings of the traditional law firm structure and why the "virtual" model is built for success.

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Reed Smith
Ropes & Gray
Rothwell Figg
Simpson Thacher
Skadden
Sullivan & Cromwell
Trout Cacheris
WhatleyKallas
White & Case
Wilkinson Walsh

COMPANIES

Natural Resources Defense Council
AARP Inc.
AIDS Healthcare Foundation Inc.
AXA SA
AXA XL Ltd.
Aetna Inc.
American Bar Association
American Civil Liberties Union
American College of Physicians
American Enterprise Institute
American Federation of Labor and Congress of Industrial Organizations
American Medical Association Inc.
American Petroleum Institute Inc.
Ames & Gough
Brooklyn Defender Services
Burlington Stores Inc.
CVS Health Corp.
Center for Reproductive Rights
Consumer Action
Crum & Forster Holdings Corp.
Deutsche Bank AG
Electronic Frontier Foundation
Greektown Holdings LLC
Hazelden Betty Ford Foundation
Human Rights First
Intel Corp.
Kirkland's, Inc.
Knights of Columbus USA Inc.
Liberty Mutual Insurance Group
LinkedIn Corp.
MGM Grand Hotel LLC
Major Lindsey & Africa
Markel Corp.
National Federation of Independent Business
National Women's Law Center
PricewaterhouseCoopers
Refugee & Immigrant Center for Education & Legal Services
Sompo Holdings Inc.
Twitter Inc.
Volkswagen
Washington Post Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
U.S. Attorney's Office
U.S. Department of Homeland Security
Bureau of Citizenship and Immigration Services
U.S. House of Representatives

Army Corps of Engineers
Department of Commerce
Equal Employment Opportunity Commission
Federal Bureau of Investigation
Federal Communications Commission
Food and Drug Administration
Illinois Supreme Court
Joint Committee on Taxation
Nottawaseppi Huron Band of the Potawatomi
Office of Labor-Management Standards
Pennsylvania Department of State
Saginaw Chippewa Indian Tribe of Michigan
Sault Ste. Marie Tribe of Chippewa Indians
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Health and Human Services
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
World Trade Organization

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Wed 12/9/2015 11:36:45 PM
Subject: [Marketing Mail] Social Success, Shoulder Surfing, And Digitally Doubling Down

View Email In Browser

GOOD OLD-FASHIONED FRAUD

Don't get "visually hacked"

Have you or your customers been the victim of "shoulder surfing"? It's plain old stealing information with the eyes, almost like back in school—except the stakes are higher. Read more

MOBILITY UPWARD

Mobile apps digging in

Steadily, mobile banking apps have been gaining traction among both bankers and their customers, according to a Malauzai survey. Read more

RETAIL BANKING

It's all about customer experience

Most of the mobile marketers in a recent survey say the top priorities for their mobile apps are to enhance the customer experience and drive customer loyalty. Read more

WHAT WILL MAKE CUSTOMERS HAPPY?

Innovation, service both valued

As millennials reach an age where they are making significant banking decisions, a recent survey suggests that financial institutions should offer both competitive technology options to attract new customers—and high-quality customer service to retain them. Read more

MAKING SENSE OF IT ALL

Going digital means changing everything

Fintech's fine, says John Ginovsky, but you can't forget culture, collaboration, and customer satisfaction. Read more

SOCIAL MEDIA BLOG

Finding social success

To have social media work for your bank, don't fear it—be bold. See how Kentucky's Paducah Bank tackled it. Read more

COMPLIANCE V. FINTECH

14 fintech questions Compliance should be asking

In part 2 of a blog about innovation, Jo Ann Barefoot poses over a dozen questions that your bank's compliance department should be examining. *Is it?* Read more

BOOK EXCERPT

Brett King widens lens in *Augmented: Life In The Smart Lane*

The banking futurist goes beyond finance in a free chapter download

CYBERCRIME COMMENTARY

Banks face brunt of cyber threat

Treasury's Sarah Bloom Raskin has been urging banks to beef up security. "The more interconnected financial institutions are ... the more the financial sector as a whole runs the risk of contagion," Raskin said. Read more

CYBER RESPONSE I

5 ways to fight cyber attacks

The Financial Services Information Sharing and Analysis Center has issued a five-point program for combating malware threats. Read more

CYBER RESPONSE II

Cyber Crime Update: Meet today's threats

Part 2 of this two-part series reviews common risks to banks plus readily available tools to help defeat these threats. Read more

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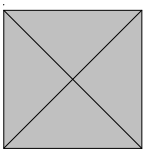

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

that begins with "I propose that we should call the next age the **Age of Augmented Intelligence**, or just simply the **Augmented Age**, because of how radically embedded and personal technology will augment your life and your behaviour. This time the changes to our world are overtly personal. …" Read the free chapter

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6 real-world ideas that work

Just one good idea can make a big difference. Our annual idea issue highlights half a dozen you can try, from a better way to handle complaints to a positive opportunity out of Obamacare. Read more

Checking out Wells Fargo's wholesale tech page

Spotted on Twitter in the wee hours this morning: Wells Fargo's technology team posted a group of trend articles, including information on wearables, financial message standards, same-day ACH, biometrics, beacons, and more. Read more

FORWARD TO A FRIEND OR COLLEAGUE

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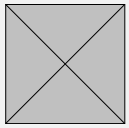
From: Infor
Sent: Thur 5/4/2017 6:12:21 PM
Subject: [Newsletter] [Marketing Mail] [Speed Sessions] Turbo charge your financial performance



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As industries transform seemingly overnight, technology has become an inevitable part of the equation; but the "what," "how," and "when" questions around technology investments are increasingly difficult to answer. Register for a Speed Session below to learn how Infor's products and tools will provide you with foresight, vision, and expertise.

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May 17, 2017 @ 12 PM EDT | Register
May 17, 2017 @ 5 PM PDT | Register
What happens when you transform information into actionable insights and make data a competitive advantage? You

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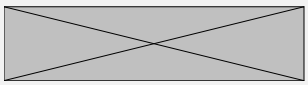
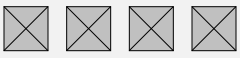


Stay connected with Infor 

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Bar Business Magazine
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Subject: Your Profits Will Soar With Sacramento Tomato Juice and Skewdats

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Ted Burton
Sent: Mon 4/30/2018 12:24:50 PM
Subject: Federal litigation impacting OON Providers - Understanding balance Billing, fee forgiveness, recoupment and fraud audits

.

Ted Burton

Dear colleague,

Out of Network (OON) providers have been facing a slew of lawsuits from ínsurance companies for failure to balance bill and for indiscriminate fee forgiveness.

Some Facts:

- ***HCA Health* v. *Aetna*,** it was held that ínsurance companies must establish a procedure for requesting waiver of co-ínsurance or co-payments, without which they cannot hold a healthcare service provider liable for waiving co-payments.
- ***North Cypress* v. *Cigna***, it was held that the ínsurance plans of the patients must be interpreted as they are likely to be understood by an average plan participant.

Fee Forgiveness has provided practitioners and providers in the healthcare system an ability to attract more patients to them; however, the same has brought legal challenges and other complications to the practice. The best way to understand the strategies of insurers is to carefully monitor federal litigation. The motions and memoranda within these cases outline the various positions of the health plans on risk areas such as balance billing, fee forgiveness, recoupment and fraud audits. As an OON provider, you can't possibly hope to obtain proper reimbursement and remain compliant in the current climate without understanding relevant federal laws and cases interpreting these laws.

Join us for this On Demand **Webinar** (*available all day*)—"**Update on Federal Litigation Affecting out of Network Providers**", on **Tuesday, May 1, 2018,** where expert speaker **Thomas J. Force, Esq.,** reviews these recent set of lawsuits with in-depth case studies to unearth what will not. Out-of-network providers have been battling it out with well-known insurers like Cigna and Aetna – there's a lot you can learn from examining the decisions of these lawsuits. This session provides detailed case studies on these lawsuits and examines the decisions on balance billing, fee forgiveness and excessive fees – information that you need to ensure that your practice is compliant in balance billing, careful in fee-forgiveness, and prudent in documentation. You'll get all the guidance you need to avoid legal liabílity and improve profitability.

You'll get ***1 AAPC CEU*** per registration.

Session Highlights:

- Type of disclosures that must be provided by the OON provider to their patients prior to rendering of services.
- Written policies that must be in effect so as to assist the practice succeed against healthcare audits.
- The purpose of patient assignment and benefit forms.
- The impact of anti-assignment provisions in healthcare plan documents.
- The danger of not collecting call ínsurance, deductibles or otherwise balance billing out of network patients.

Session Agenda:

- **Network Participation**
  - In-network vs. Out-of-Network
  - Patient Cost Sharing
  - Balance Bill
- **Best Practices**
  - Transparency and Disclosure

    - Practice Management
- **Case studies**
    - Out-of-Network Reimbursement
    - Fee Forgiveness
    - Excessive Fees
    - Assignment on Benefit Cases

Why Attend?

This session will help you learn strategies to avoid health plan audits and litigation based upon fee forgiveness and failure to balance bill patients. You will be provided disclosure and other patient forms, and practice policies which will assist you (out of network provider) to remain in compliance with state federal laws. You'll also get best practices for compliance.

Your registration includes:

- 1 AAPC CEU
- Complímentary attendee package, including the speaker's complete presentation handouts.
- Additional handouts on cases studies. Keep this quick reference tool close by for future use!

Please apply **"SAVE20"** at check-out to get **$20 off** on registration.

CLICK HERE TO REGISTER

If you prefer to order by phone, call **1-866-458-2965** and mention **ETCIAERK**.

Looking forward to your participation here.

Thanks,
Ted Burton
Customer Relationship Director

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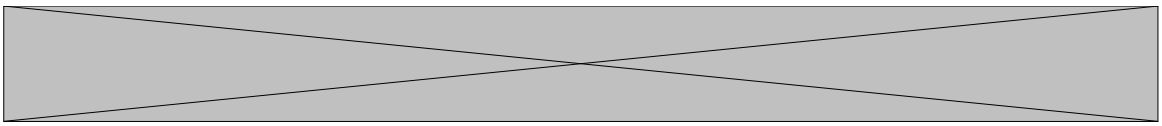

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THE HUMAN ELEMENT

Supreme Court nixes lenders' mortgage comp challenge

The top court's decision in *Perez* v *Mortgage Bankers Association* went against the industry. Mortgage lending firms as well as firms lending to consumers in any other way will have pay schemes affected, says new Human Element blogger Steve Greene. Read more

RISK MANAGEMENT

Top OCC official warns on three key risks

Departing from a recent agency focus on cyber threats, Darrin Benhart, new deputy comptroller for supervision risk, discussed concentration and correlation risks. He also used agency concerns over auto lending trends to illustrate the dangers of overreliance on historical data. Read more

SNL REPORT

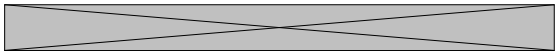
Oil plunge clouds Texas M&A picture

Jittery markets have undermined potential dealmaking in Texas, but SNL Financial researchers find that recent oil price trends may actually move some reluctant institutions to put themselves on the block. Read more

BOOKS FOR BANKERS

ATMs from "A" to today

Cash Box: The Invention and Globalization of the ATM explores



RISK, ADJUSTED

Loan diversification … and its discontents

There's more than one way to diversify—choose what makes sense for *your* bank, says Dan Rothstein. Read more

TALKING CREDIT

Is auto credit driving towards trouble?

Longer terms, more leasing create concentrations, warns Ed O'Leary. Read more

BANKING EXCHANGE CONFERENCES

"Mr. Disruption" Brett King keynotes our InnoBank 2015 conference

Worried about nonbank and "nearbank" disruptors taking away business? *You should be.* But don't miss the opportunities in disruption. Experts like Moven's Brett King will show how to embrace change at InnoBank, a *Banking Exchange* conference. Read more/register

BANKING EXCHANGE SOCIAL MEDIA

the evolution of these now-ubiquitous machines from the days of simple cash dispensers to today's multi-purpose, sophisticated self-service centers. Read more

RESIDENTIAL FINANCE

Residential construction continues to be a bright spot

With interest rates still at historically low levels, there are not many options available for banks as they try to generate yield. But one emerging lending category continues to be one- to four-family residential construction loans. This category continued its upward swing in the fourth quarter of 2014, according to SNL Financial analysts. Read more

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WEBINAR: ONE-HOUR BANK BOOST

EMV rollout isn't just a card compliance matter

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New PayPal chief's first speech covers strategy and advantages

PayPal President and CEO Dan Schulman gave his first speech recently and Payments.com offers a summary. Schulman shared insights on finance and on PayPal, as the site reports. A quote of note:

"Money is a personal thing, for all of us in this room and throughout the world. Money is what fuels our dreams and ambitions, what entrepreneurs need to start new businesses, and what parents need to send their kids to college to get an education. With the digitization of money, I believe that PayPal has the potential to make a profound impact." Read more

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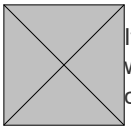

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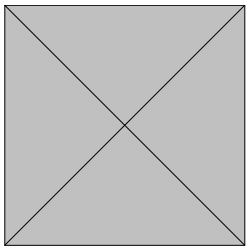

"EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar

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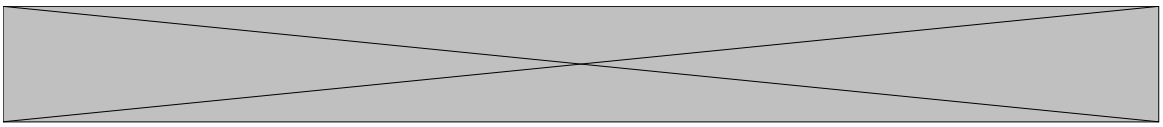


RISING RATES

Prepare now for rising interest rates

Speculation about when rates will rise keeps going like that Energizer Bunny. But banker Brian Higgins says "What do we do?" is the question bankers should be pondering. He suggests key strategies. Read more

MORTGAGE LENDING

"Superprime" marks improving mortgage picture

Mortgage delinquencies keep falling–twelve quarters in a row now. But research from TransUnion uncovers a more meaningful trend—jumbo mortgage lending has begun rising again. Read more

SNL REPORT

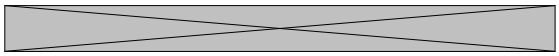
Momentum building on mortgage servicing issues

On the other side of mortgages—servicing—several key developments are moving, according to SNL Financial reporters. Regulatory, legal, and economics issues are on the agenda. Read more

TAX-TIME CYBER FRAUD ALERT

'Tis the season—for tax refund ID fraud

A timely warning for banks from Guardian Analytics regarding identity theft tax fraud. It's a scheme where criminals file fake tax returns



TALKING CREDIT

Are you a born community bank lender?

In part 2 of a series, Ed O'Leary compares a community bank credit career to one in a large institution. Read more

BANKING EXCHANGE CONFERENCES

Futurist Brett King keynotes new conference

Worried about nonbank and "nearbank" disruptors taking pieces of your business? The threat is real-but so is the opportunity. Learn from the experts how to embrace new approaches and meet the challenge at **InnoBank**, a *Banking Exchange* conference. Read more

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under the name of an unsuspecting taxpayer, obtaining a refund from the Internal Revenue Service before the legitimate taxpayer files his or her actual return. Read more

BANK STOCK TRENDS

Oil-based reserves fail to calm troubled Street

Banks in energy states have been addressing the oil price trend and its potential impact in investor meetings and earnings calls. But the analysts and investors listening to the plans and explanations don't quite feel at ease yet. Read more

BANKER BOOK REVIEW

Decision-making data right at your fingertips

Behind Every Good Decision: How Anyone Can Use Business Analytics To Turn Data Into Profitable Insight makes today's data-driven management very user friendly, according to banker-reviewer Jane Haskin. Read more

BIG DATA

Not rocket science—data science

Megabanks are pouring megabucks into big data analysis. Consultant Steve Simpson delves into the challenge smaller institutions have in digging into their own big data, in a way they can afford, and make practical use of. Read more

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EMV rollout marks unique opportunities for banks

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The tweeting fridge and other discoveries on "Think with Google"

There's a lot more to Google than search, and there's even more beyond maps and tools. Case in point: The company's "Think with Google" subsite/e-newsletter, which is broken up into multiple categories, such as "Financial Services." This and other pages can be filtered according to readers' needs. A recent visit turned up a survey about Canadian millennials, an infographic about three key internet trends, and the story about LG's "internet of things" tweeting refrigerator. Read more

Too small to hack? Think again, says *Computerworld*

Writes Matthew Prewitt, partner at law firm Schiff Hardin, and chair of the firm's Cybersecurity and Data Privacy Team:

"The notion that a business might be too small or too boring for a cyber breach is a comforting fiction. The reality is that most cyber breaches are not the work of international criminal gangs or foreign intelligence operatives; they are attributable to the company's own employees. Mere negligence by even a well-intentioned employee can trigger substantial investigation and response costs, and an employee who is leaving to join a competitor or who simply carries a grudge against her boss can cause substantial competitive or reputational injury." Read more

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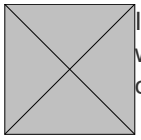

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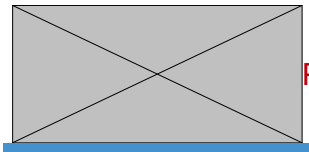

PUBLIC POLICY.

What Do You Think About 3rd Party Litigation Funding?

Take Our Survey

Thursday, September 14, 2017

TOP NEWS

DACA Deal Reached With Trump, Minority Leaders Say

President Donald Trump and Democratic leaders struck a deal Wednesday regarding young, unauthorized immigrants living in the U.S., agreeing to codify protections from the Deferred Action for Childhood Arrivals program through legislation and move forward with "a package on border security, excluding the wall," according to a statement from the lawmakers. Read more »

Analysis

New DOT Self-Driving Car Policy: Flexibility With No Teeth

The Trump administration's federal policy aiming to accelerate the development of self-driving or autonomous cars establishes a safety-driven yet flexible protocol for carmakers and technology companies, but leaves it up to Congress and federal agencies to come up with rules for enforcement and punts on privacy and data-sharing concerns, experts say. Read more »

Senate GOP Starts Latest Health Care Reform Push

A group of Senate Republicans unveiled their latest effort to jump-start repeal and replacement of the Affordable Care Act on Wednesday, introducing a plan to restructure health care subsidies around state-level block grants. Read more »

Trump's Team To Be More Risk-Tolerant, Bank Regulator Says

The acting head of a key U.S. banking regulator on Wednesday said that his agency was still working on a new special-purpose charter for financial technology firms, but added that under the Trump administration regulators would be more open to the risk-taking inherent to such firms. Read more »

Trump Blocks Canyon Bridge's $1.3B Chipmaker Buy

President Donald Trump on Wednesday blocked Canyon Bridge Capital Partners Inc.'s planned $1.3 billion acquisition of chipmaker Lattice Semiconductor Corp., siding with the Committee on Foreign Investment in the United States' decision that the involvement of Chinese investors presents a national security concern. Read more »

Europe Wants A Closer Look At Foreign Takeovers

European Commission President Jean-Claude Juncker proposed a new system for "screening" foreign investments in European companies on Wednesday, naming the defense and energy industries as the type of strategic sectors that warrant additional government scrutiny. Read more »

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Cotchett Pitre
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Dechert
Dentons
Foley & Lardner
Fredericks Peebles
Goldman Antonetti
Greenbaum Rowe
Greenberg Traurig
Honigman Miller
Husch Blackwell
Jones Day
Kobre & Kim
Kramer Levin
LeClairRyan
McConnell Valdes
McDermott Will

Tax Reform Framework Expected In Approximately Two Weeks

Rep. Kevin Brady, the chair of the House tax-writing committee, confirmed on Wednesday that a framework for tax reform will be released during the week of Sept. 25, while House Speaker Paul Ryan refused to say if such a plan would add to the deficit. Read more »

BANKING & SECURITIES

Small Cos. Need Relief From Audit Rules, SEC Panel Told

A biotechnology executive on Wednesday told a U.S. Securities and Exchange Commission committee that smaller companies need additional relief from external audit requirements mandated by the Sarbanes-Oxley Act, arguing that compliance costs are too burdensome for pre-revenue startups. Read more »

ENERGY & ENVIRONMENTAL

Del. River Regulator Moves Toward Permanent Fracking Ban

The Delaware River Basin Commission on Wednesday took a step toward making permanent a long-running moratorium on fracking in the river's watershed, voting in favor of a resolution to issue draft regulations to ban use of the technique for oil and gas extraction. Read more »

Feds Urge 9th Circ. To Nix Kids' Climate Suit

The federal government told the Ninth Circuit that it should be able to escape a climate change suit brought by youths accusing the government of endangering people by encouraging fossil fuel development, saying that the lower court's decision to allow the case to proceed was wrong. Read more »

Sierra Club Sues For Trump's Border Wall Docs

The Trump administration is violating the Freedom of Information Act by not releasing officially requested information on the environmental impacts of erecting structures along the border between the U.S. and Mexico, the Sierra Club alleged Tuesday in California federal court. Read more »

Calif. Wildlife Agencies Accused Of Subsidizing Trappers

Two environmental groups accused the California Fish and Game Commission and the Department of Fish and Wildlife of illegally subsidizing the Golden State's commercial trapping industry, saying the agencies are making it too cheap to catch animals for their fur. Read more »

HEALTH & LIFE SCIENCES

FDA Issues Final Rule On Produce Safety

The U.S. Food and Drug Administration on Wednesday announced that the produce safety rule under the Food Safety Modernization Act of 2010 is now final, establishing for the first time science-based minimum standards for the safe growing and harvesting of produce for human consumption. Read more »

Feds Highlight Free Flights At Menendez Bribery Trial

Sen. Bob Menendez, D-N.J., received a first-class commercial plane ticket, a chartered plane trip where he was the sole passenger and flights aboard private jets owned by a Florida ophthalmologist as part of what prosecutors allege was a bribery scheme between the two men, witnesses testified Wednesday at their trial. Read more »

EMPLOYMENT

Analysis

Morrison & Foerster
Nixon Peabody
Norton Rose Fulbright
O'Melveny & Myers
O'Neill & Borges
Ogletree Deakins
Proskauer Rose
Reed Smith
Seyfarth Shaw
Simpson Thacher
Skadden
Steptoe & Johnson LLP
Wachtell Lipton
Weil Gotshal

COMPANIES

AIXTRON SE
AT&T Inc.
Allergan PLC
American Cable Association
American Civil Liberties Union
Apple Inc.
Associated Press
Assured Guaranty Ltd.
Avis Budget Group Inc.
Brattle Group
Bridge Capital Holdings
CTIA
Center for Biological Diversity Inc.
Center on Budget and Policy Priorities
Comcast Corporation
Cox Communications Inc.
Delaware Riverkeeper Network
Equifax Inc.
Ernst & Young
General Electric Company
International Business Machines Corporation
JetBlue Airways Corporation
Lattice Semiconductor Corporation
Lazard Ltd.
MBIA Inc.
Morgan Stanley
National Indian Gaming Association
National Retail Federation Inc.
New York University
Nokia Corporation
OneWest Bank Group LLC
PT Pertamina
Sierra Club

Weingarten Memo Highlights NLRB's Willingness To Flip-Flop

A recent memo by the National Labor Relations Board's outgoing general counsel arguing in favor of expanding Weingarten rights to nonunion workers will almost certainly be cast aside by both his successor and the incoming Republican majority, in what experts say is only the latest of the board's partisan swings on policy that have been giving employers headaches for years. Read more »

Biz Advocates Seek Certainty From Joint Employer Proposal

"Certainty" was the word of the day at Wednesday's House of Representatives subcommittee meeting on a proposal to tighten the recently expanded federal test for joint employer liability, as witnesses split on whether the bill or the looser standard it would undo offers businesses more clarity. Read more »

PRIVACY & CYBERSECURITY

Retailers Cite Equifax In Urging Uniform Data Breach Law

The National Retail Federation and other industry trade groups, citing the recent data breach at credit reporting giant Equifax Inc., urged Congress on Wednesday to pass a uniform national law on data breach notification that would replace existing state laws and apply to all industries that handle consumer data. Read more »

AEROSPACE & DEFENSE

DOD Wasted $65M On Counternarcotics Plane That Never Flew

The U.S. Department of Defense wasted at least $64.8 million on modifying an airplane for counternarcotics operations in Afghanistan that was never actually used, among a series of counternarcotics operations failures, according to a recent watchdog report. Read more »

TAX

Ireland's Corporate Tax Rate Sustainable Till 2020: Report

Ireland can expect to see an increase in corporate tax receipts through 2020, according to a government report issued on Tuesday, which also found that the country has reached international standards for tax transparency. Read more »

BANKRUPTCY

Puerto Rico Fuel Line Lenders Prep For Utility Revenue Fight

Units of Scotiabank and hedge fund Solus Alternative Asset Management have asked the court overseeing Puerto Rico's restructuring to let them intervene in a suit between the island's government-owned power company and its bondholders, saying they're owed $696 million by the power company that must be paid back ahead of all other claims. Read more »

IMMIGRATION

Texas Cities, Nonprofits Fight Partial Sanctuary City Ban

A collection of Texas municipalities and nonprofit organizations asked the Fifth Circuit on Wednesday not to stay the block on the detainer provision in Texas' anti-sanctuary city law, arguing that a lower court properly concluded that the law is unconstitutionally vague and that there is no "emergency" need for a stay. Read more »

NATIVE AMERICAN

Solus Alternative Asset Management LP
Square Inc.
The Bank of Nova Scotia
Twitter Inc.
United Continental Holdings Inc.
United States Telecom Association
Verizon Communications
Volkswagen

GOVERNMENT AGENCIES

Congressional Budget Office
Delaware River Basin Commission
Drug Enforcement Administration
European Commission
European Union
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Food and Drug Administration
Kiowa Tribe of Oklahoma
National Aeronautics and Space Administration
National Economic Council
National Highway Traffic Safety Administration
National Labor Relations Board
New Jersey Department of Environmental Protection
Office of the Comptroller of the Currency
Oneida Indian Nation
Securities and Exchange Commission
Serious Fraud Office
Susquehanna River Basin Commission
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Defense Office of Inspector General
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Senate
U.S. Senate Committee on Indian

Zinke Fills Key Post In Indian Affairs Office

U.S. Secretary of the Interior Ryan Zinke on Wednesday said he has named a Kiowa Tribe of Oklahoma member as principal deputy assistant secretary for the Office of the Assistant Secretary for Indian Affairs. Read more »

Justices Asked To Back Toss Of Tribal Casino Challenge

The federal government and the Match-E-Be-Nash-She-Wish band of Pottawatomi Indians on Monday urged the U.S. Supreme Court to uphold a D.C. Circuit decision that backed a law that blocked a Michigan man's challenge to the tribe's casino project. Read more »

TELECOMMUNICATIONS

Analysis

Net Neutrality Comments: The Case Against Title II

The Federal Communications Commission has received a staggering 22.1 million comments on the issue of net neutrality and whether the federal government should reverse the legal underpinning for prohibiting paid content prioritization. Here, Law360 takes a look at some of the key arguments advanced by telecom industry heavyweights that want to see a Title II rollback. Read more »

EXPERT ANALYSIS

How The Utility Of The Future Will Evolve: Part 3

A new utility business model may be coming in the near future, as distributed energy resources play a larger role. But the evolution of DERs will be strongly path-dependent — that is, the way DERs are valued and incentivized today will affect how they are viewed and adopted in the future, say Bill Zarakas and Frank Graves of The Brattle Group. Read more »

LEGAL INDUSTRY

Analysis

Posner's Opinions Tell A Tale Of Feline Love

Former Judge Richard Posner is not only a lion of American law; he is also the cat whisperer of the nation's jurisprudence. Here are 10 times his cat quips have landed on all fours. Read more »

Analysis

4 Attorney-Client Privilege Decisions You Need To Know

The ever-expanding case law on attorney-client privilege and the work-product doctrine is tough to keep up with. But recently courts in the U.S. and the U.K. have issued must-read opinions delving into tricky areas like privilege for internal corporate investigations conducted by outside counsel and the crime-fraud exception in a grand jury proceeding. Here are four recent privilege decisions worth knowing. Read more »

Steptoe's Atty Gets Scolding, Stay In Lawyer Pay Bias Row

A California federal judge on Wednesday granted Steptoe & Johnson LLP a discovery stay in an ex-associate's proposed class action claiming that the firm's female attorneys make less than men, but not before scolding Steptoe's attorney over allegations that the firm "stonewalled" on a required meeting with the opposition. Read more »

MoFo Boosts Maternity, Paternity Leave Packages In London

The London office of Morrison & Foerster has expanded its maternity leave policy to include 26 weeks of full pay, with statutory maternity pay for the 13 weeks following the initial period of full pay, the firm said Tuesday. Read more »

Global 20: Dentons

Affairs

U.S. Supreme Court

Dentons continues to shine on the global stage as the firm's expansion into areas including the Netherlands and Latin America over the past year cements its status as the world's largest law firm, helping earn it a spot on Law360's Global 20. Read more »

Series

What I Learned In My 1st Year: Never Give Up

In my first week of practice, I was assigned to litigation that had been pending for 17 years. No discovery had been done, and the case was set for trial or dismissal in less than 60 days. From what followed, I learned some of the most important lessons of my career, says Alan Hoffman of Husch Blackwell LLP. Read more »

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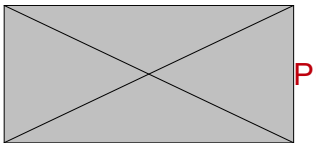
Sent: Wed 5/3/2017 7:14:32 AM
Subject: [Marketing Mail] Trump May Be Tipping His Hand In Security Trade Probes



PUBLIC POLICY.

Wednesday, May 3, 2017

TOP NEWS

Analysis

Trump May Be Tipping His Hand In Security Trade Probes

With rare national security-based trade investigations of aluminum and steel now underway, President Donald Trump has boasted about his new enforcement actions in a way that experts say may open the door for a previously unforeseen legal challenge at the World Trade Organization. Read more »

Analysis

DC Circ.'s Deference To FCC May Boost Open Internet Repeal

The D.C. Circuit's order letting stand a panel decision that upheld the Federal Communications Commission's 2015 Open Internet Order may be a win for net neutrality proponents on first glance, but experts say the deference afforded the agency could actually help it to reverse course. Read more »

Analysis

Axing Carried Interest Tax Perk May Create New Loopholes

The favorable tax treatment that private equity and hedge fund managers receive on the profits of successful business ventures may be on the chopping block, but those who benefit from it are likely to see an even bigger tax break if President Donald Trump follows through on his plan to slash tax rates for pass-through entities. Read more »

Analysis

EPA Dodges Trump's Budget Ax, For Now

The U.S. Environmental Protection Agency's slice of the $1 trillion budget that's now making its way through Congress is only 1 percent smaller than its current funding level, a far cry from the 30 percent cut requested by President Donald Trump in March, and it's not clear such drastic reductions will be achievable in the future. Read more »

Analysis

Lawmakers Ramp Up Program Scrutiny In $593B Defense Bill

As part of the $593 billion 2017 defense spending bill unveiled Monday, lawmakers criticized the U.S. Department of Defense's handling of several high-profile defense acquisitions, including the F-35 fighter jet and JSTARS replacement aircraft, signaling they intend to give intense oversight to a number of perceived problem programs. Read more »

House Panel Rips Airline Execs For Customer Service Policies

House lawmakers warned executives from United Airlines, American Airlines and other airlines Tuesday to re-evaluate their overbooking, add-on fees and other policies to improve customer service or face potential new regulations after the infamous incident involving United forcibly removing a passenger from a full flight stirred public outrage. Read more »

House Passes Bill To Give Workers Time Off Instead Of OT

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Eversheds Sutherland
Fox Rothschild
Gibson Dunn
Greenberg Traurig
Haynes and Boone
Herrick Feinstein
Holland & Hart
Jenner & Block
Kirkland & Ellis
Littler Mendelson
McCumber Daniels
Morgan Lewis
Morrison & Foerster
Native American Rights Fund
Perkins Coie
Reed Smith
Seaton Peters
Seward & Kissel
Shawe & Rosenthal
Shearman & Sterling
Sidley Austin
Squire Patton Boggs
Steptoe & Johnson LLP
Sullivan & Cromwell
Venable LLP
Wiley Rein

The House passed a bill aimed at changing federal rules for overtime pay and compensation time Tuesday, as Republicans said the measure would give employees in the private sector more flexibility. Read more »

BANKING & SECURITIES

Senate Confirms Sullivan & Cromwell Partner To Head SEC

The Senate approved President Donald Trump's pick to lead the U.S. Securities and Exchange Commission on Tuesday, confirming Sullivan & Cromwell LLP partner Jay Clayton's nomination to head the agency. Read more »

GOP, Dems Bicker At First Day Of Dodd-Frank Markup

A Tuesday committee markup on a Republican bill to essentially repeal and replace the Dodd-Frank Act began with a bang, with one Democrat calling it a "middle finger" to consumers and taxpayers, but settled down with pleas for bipartisanship on both sides. Read more »

CFTC's New Automated Trading Rules Draw Criticism

Industry groups ripped the U.S. Commodity Futures Trading Commission's latest effort to regulate automated trading mechanisms, saying a supplemental proposal calls for burdensome regulations that contrast sharply with the agency's stated aim to "keep it simple, stupid." Read more »

ENERGY & ENVIRONMENTAL

Enviros Look To Step Into Battle Over Atlantic Airgun Tests

Conservation groups asked Monday to join consolidated challenges at the U.S. Department of the Interior Board of Land Appeals to the government's denial of permit applications to conduct seismic testing off the Atlantic coast, seeking to protect their interests by making sure those denials are upheld. Read more »

EPA Pushed To Reconsider GHG Endangerment Finding

A Texas-based conservative think tank on Tuesday urged the U.S. Environmental Protection Agency to reconsider its landmark 2009 finding that greenhouse gas emissions endanger public health and welfare, though experts have warned that such a rethink would be a heavy lift for the agency. Read more »

Energy Dept. Must Better Manage Fraud Risks, Watchdog Says

The U.S. Department of Energy is coming up short in its efforts to flag potential contractor fraud, according to a U.S. Government Accountability Office report released Monday, which cited a $125 million settlement to resolve allegations of misspending government dollars at a nuclear site. Read more »

HEALTH & LIFE SCIENCES

Fla. High Court Grapples With Medical Records Release Row

A woman suing a central Florida hospital for medical negligence told the Florida Supreme Court on Tuesday that an appeals court ruling allowing the hospital to withhold certain incident review documents violates a patients' rights amendment state voters approved in 2004. Read more »

IP & TECHNOLOGY

Judiciary Committee Promotes Privacy, Visa, Patent Reforms

The House Judiciary Committee on Tuesday released its "innovation and competitiveness agenda" for the current Congress, which includes efforts to protect email privacy, reform the U.S. Copyright Office, amend work visas and pursue a

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patent reform bill. Read more »

EMPLOYMENT

New Labor Secretary Taps Sidley Austin Lawyer As Adviser

A Sidley Austin LLP associate with experience handling federal administrative law matters and representing large companies has left the firm to become counselor to new Labor Secretary Alexander Acosta. Read more »

Trump DOL Asks For More Time In Persuader Rule Cases

The Trump administration has asked a pair of federal courts to allow it two extra months to inform them of its position on the U.S. Department of Labor's so-called persuader rule, saying the agency is awaiting key political leadership to be in place following the recent confirmation of labor secretary Alex Acosta before any decisions can be made. Read more »

Philly Blasts Biz Group's Standing In Wage Law Challenge

The city of Philadelphia told a federal judge Monday that a regional business group did not have standing to challenge a new ordinance that seeks to address gender-based pay disparities by barring employers from inquiring about a prospective worker's salary history. Read more »

PRIVACY & CONSUMER PROTECTION

ACLU Says Merits Win Not Needed For Spy Court Standing

The American Civil Liberties Union continued Monday to press the full Foreign Intelligence Surveillance Court to reconsider an access denial to bulk data collection decisions, arguing its right to reconsideration is based on the underlying injury allegations, not how they'd fare in a merits decision. Read more »

TAX

Tobacco Co. Asks Justices To Review Backdated Tax Law

Tobacco giant R.J. Reynolds Tobacco Co. has joined a growing number of companies urging the U.S. Supreme Court to review a Michigan appeals court ruling in favor of the state's decision to retroactively withdraw from a multistate agreement on corporate franchise taxes, saying the decision ignored Supreme Court precedent on the constitutionality of retroactive tax legislation. Read more »

IMMIGRATION

New CIS Ombudsman Has Ties To Controversial Group

The U.S. Department of Homeland Security has appointed a new Citizenship and Immigration Services ombudsman who previously held a top post in a conservative group that advocates for strong immigration restrictions. Read more »

14 States Ask Justices To Block Young Immigrants' Licenses

Fourteen states have thrown their support behind Arizona as it asks the U.S. Supreme Court to reconsider a Ninth Circuit decision that permanently barred the state from refusing driver's licenses to immigrants brought to the country illegally as children. Read more »

NATIVE AMERICAN

Tribe Members Fight Bid To Nix Cigarette Sales Fight

Native American tribe members have blasted a bid to dismiss the three remaining

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U.S. Chamber of Commerce
United Continental Holdings Inc.
Verizon Communications

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Ocean Energy Management
Cherokee Nation
Commodity Futures Trading Commission
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
Department of Commerce
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Reserve System
Government Accountability Office
Internal Revenue Service
Michigan Department of Treasury
Michigan Legislature
Muckleshoot Indian Tribe
National Labor Relations Board
National Security Agency
Native Village of Kivalina
Navajo Nation
Securities and Exchange Commission
Seminole Tribe of Florida
Southern Ute Indian Tribe
Standing Rock Sioux Tribe
U.S. Air Force
U.S. Army
U.S. Copyright Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives

defendants in their Washington federal court suit seeking to block criminal prosecution for illegal cigarette sales on Indian land, rejecting the contention that two state agents have immunity since they acted as federal agents. Read more »

Fla. Legislature Faces Session Extension To Complete Budget

The Florida Legislature experienced some ups and downs Tuesday, with gambling legislation dead, water resource and medical marijuana measures moving forward, and leaders all but certain not to finalize the state's roughly $83 billion budget by midnight, in order to finish the session on time Friday. Read more »

TELECOMMUNICATIONS

GOP Senators Float Bill To Nix Net Neutrality Rules

Republican lawmakers introduced legislation Monday that would do away with the Federal Communications Commissions' 2015 open internet rules and prohibit the agency from issuing similar rules in the future, the same day that the D.C. Circuit denied requests for full court rehearing of a panel decision upholding the rules. Read more »

PEOPLE

Former Acting Solicitor General Rejoins Jenner & Block

Jenner & Block LLP has tapped an attorney who served as the Obama administration's acting solicitor general to head its appellate and U.S. Supreme Court practice groups, the firm said Monday, marking his return to the firm where he began his private sector career. Read more »

Dickinson Wright Adds Ex-Fox Rothschild Gov't Relations Atty

Dickinson Wright PLLC announced Tuesday it hired a long-practicing government relations attorney from Fox Rothschild LLP with experience working for a host of clients on issues including defense, health care, transportation, and energy and the environment as a member in its Washington, D.C., office. Read more »

EXPERT ANALYSIS

How The Trump Administration Lost Its Sanctuary City Case

When a federal court recently blocked President Donald Trump's executive order that would deny federal funds to so-called "sanctuary cities," the White House responded with an angry statement and Attorney General Jeff Sessions said the government would continue to litigate the case "to vindicate the rule of law." But for all its bluster, the administration lost the case when it filed its brief, says Jeffrey Gorsky of Berry Appleman & Leiden LLP. Read more »

Free Speech At Private Universities: Protected Or Not?

Although the First Amendment prohibits the government from infringing on free speech rights, it does not prevent private persons or entities from doing so. Thus, students at private universities have fewer free speech protections than those at public universities. But state laws and university policies may still provide legal cover for students at private institutions, say attorneys from Haynes and Boone LLP. Read more »

New Divisions In Indian Country Over Energy Justice

If energy tribes become greater players in resource extraction, it will only be a matter of time before environmentally oriented tribes begin to challenge them in court and in politics. If so, we will see a terrible battle over competing claims to tribal sovereignty as congressional rhetoric turns more to action, and tribal communities line up against each other, says Matthew Fletcher of Michigan State University College of Law. Read more »

U.S. Marine Corps
U.S. Navy
U.S. Senate
U.S. Supreme Court
World Trade Organization

How Recent Actions Could Limit IRS Regulatory Authority

Several recent developments in all three branches of the federal government suggest that there may be a significant curtailing of regulatory authority. While tax guidance is unlikely to be the primary target, this broad push for regulatory reform could nonetheless have a significant impact on IRS regulations, say attorneys with Steptoe & Johnson LLP. Read more »

An Uncertain Future For US-Chile Tax Treaty — Especially Now

Though the future of the bilateral income tax treaty between the United States and Chile remains in limbo largely due to Sen. Rand Paul's objections, another issue taking time and attention away from ratifying such treaties is the debate in the U.S. over comprehensive tax reform, say Brandon Roman and Eugenia Mize of Squire Patton Boggs LLP. Read more »

Solving The Uninsured Driver Conundrum With Technology

Nearly a century after Massachusetts enacted the first law mandating the purchase of auto insurance, and despite laws on the books in almost every state, 12 percent of drivers are still uninsured. Kymberly Kochis and Veronica Wayner of Eversheds Sutherland (US) LLP explore why uninsured driver rates are so high, how states are addressing the issue, and consider prospects for future solutions through technological advances. Read more »

LEGAL INDUSTRY

Analysis

4 Ways Law Firms Drive Clients Away

There is a "significant and persistent" disconnect between large law firms and their clients, research has shown, a gulf that is driving some legal consumers to ditch their outside counsel. Here, experts discuss the ways law firms are driving a wedge in their client relationships. Read more »

Shearman & Sterling Hikes UK Associate Pay

Shearman & Sterling LLP said Tuesday that it has raised the salaries of its associates in the U.K. to between £105,000 and £165,000 ($135,705 and $213,251), with the newest team members seeing a £10,000 hike, or 10.5 percent. Read more »

Verdict Eludes Dewey 2.0 Jury In Fraud Retrial

The jury weighing the fates of two former top executives of Dewey & LeBoeuf LLP wrapped up its first full day of deliberations without reaching a verdict, but asked for more detail on the fraud and conspiracy charges, as well as exhibits tabulating the purported accounting fraud. Read more »

Judge Rips Giuliani, Mukasey For 'Disingenuous' Iran Dodges

A New York federal judge slammed legal titans Michael Mukasey and Rudy Giuliani at a hearing Tuesday, saying they seemed "dismissive" of the serious nature of the charges against their client who is accused of helping Iran dodge U.S. sanctions. Read more »

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The DIRECTV Group, Inc.
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United Continental Holdings Inc.
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U.S. Department of Homeland Security
U.S. Department of the Interior
U.S. Environmental Protection Agency
Bureau of Citizenship and Immigration Services
Bureau of Ocean Energy Management
Cherokee Nation
Commodity Futures Trading Commission
Confederated Tribes and Bands of the Yakama Nation
Consumer Financial Protection Bureau
Department of Commerce
Federal Deposit Insurance Corp.
Federal Reserve System
Michigan Department of Treasury

Michigan Legislature
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National Labor Relations Board
National Security Agency
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Navajo Nation
Seminole Tribe of Florida
Southern Ute Indian Tribe
Standing Rock Sioux Tribe
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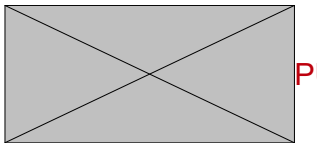
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 12/21/2018 8:40:44 AM
Subject: 4th Circ. Stays DC, Md. Emoluments Suit Against Trump



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Friday, December 21, 2018

TOP NEWS

4th Circ. Stays DC, Md. Emoluments Suit Against Trump

The Fourth Circuit stayed a lawsuit on Thursday accusing President Donald Trump of violating the U.S. Constitution's emoluments clause when foreign and domestic government officials stay at the Trump International Hotel, with plans to review a lower court's ruling on the matter in March. Read full article »

Trump Fraud Accusers Can Stay Anonymous, Judge Says

Alluding to President Donald Trump's tendency to tweet about lawsuits, a Manhattan federal judge on Thursday said four people can remain anonymous for now in their suit against the president for allegedly endorsing a multilevel marketing company without disclosing that he was paid. Read full article »

Barr Claimed Rules, Probes 'Grind Companies Into The Dust'

In past speeches and statements made public Wednesday, U.S. Attorney General nominee William Barr complained that the Justice Department's overzealous enforcement and regulations have harmed U.S. companies, adding to the litany of issues senators will debate next year in his hotly contested nomination process. Read full article »

Funding Chaos: Gov't Shutdown Nears After Trump Reversal

Lawmakers are scrambling to avoid a partial federal government shutdown over the weekend and possibly into the holidays after a last-minute reversal from President Donald Trump on his demand for at least $5 billion for a wall on the Mexican border. Read full article »

Judiciary Has 3-Week Lifeboat To Ride Out A Shutdown

If the federal government should shut down for the third time this year, the federal courts estimate that they can remain open for three weeks, sustained through a combination of court fees and other appropriations, a courts spokesperson told Law360 on Thursday. Read full article »

BANKING & SECURITIES

Proposed Hybrid Regs Turn To OECD On Conduits

The U.S. Treasury's proposed regulations for the federal tax overhaul’s provision on hybrid transactions, issued Thursday, look to the Organization for Economic Cooperation and Development for an approach to some of the statute’s open-ended terms, including conduit arrangements. Read full article »

Reps Float Bill Exempting Crypto From Securities Laws

Two congressmen on Thursday introduced a bill that seeks to exclude digital tokens from the statutory definition of a security and thus exempt them from securities laws that have remained murky amid the advent of cryptocurrencies and the industry they’ve spawned. Read full article »

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Consovoy McCarthy
Covington & Burling
Cravath Swaine
DLA Piper
Davis Wright Tremaine
DeWitt Ross
Dykema Gossett PLLC
Earthjustice
Emery Celli
Fish & Richardson
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Gordon & Rees
Gupta Wessler
HeplerBroom LLC
Hicks Porter
Hogan Lovells
Hunton Andrews Kurth
Jomarron Lopez
Kaplan Hecker

ENERGY & ENVIRONMENTAL

Analysis

Border-Adjusted Carbon Tax May Be Administrative Headache

A proposed tax on imports based on carbon emissions produced overseas during the manufacturing process may be costly and laborious to administer, even though it would help place domestic manufacturers and their foreign competitors on a level playing field. Read full article »

1 Year In, TCJA Pushing Major Changes In Energy Sector

The one-year anniversary of President Donald Trump signing the Tax Cuts and Jobs Act into law is Dec. 22, and major impacts are already being felt throughout the energy sector. Here, Law360 takes a look at the industry's first year under the new law. Read full article »

Coastal State AGs Want In On Seismic Testing Permits Fight

Nine East Coast state attorneys general on Thursday sought to join a suit challenging the Trump administration's issuance of permits for oil and gas companies to injure or otherwise disrupt whales and other marine mammals during seismic testing off the Atlantic coast, a precursor for offshore drilling in the region. Read full article »

HEALTH & LIFE SCIENCES

State AGs Want To Block Trump Birth Control Rules Again

Five states that previously won an injunction against Trump administration rules allowing employers to opt out of covering contraception asked a California federal judge Wednesday to block the rules again, joining a number of new states to argue the rules will cause dire public health consequences if promulgated. Read full article »

DOL, Groups Fight To Tank Association Health Plan Suit

The U.S. Department of Labor has doubled down on defending its association health plan rule in Washington, D.C., federal court with a little help from the National Restaurant Association's legal affiliate and a coalition of employer associations. Read full article »

Pair Overdose Antidote With Opioid Prescriptions, HHS Urges

The U.S. Department of Health and Human Services released guidance on Wednesday that recommended increasing access to naloxone, a drug that can reverse opioid overdoses, by having doctors co-prescribe it with the drugs it counteracts. Read full article »

Fla. High Court Strikes Down Public Hospital's Lien Powers

The Florida Supreme Court on Thursday upheld two lower courts' rulings striking down a law authorizing one of Florida's largest public health systems to establish liens to recover medical services costs, finding the measure violates a prohibition in the state constitution against liens on private contracts. Read full article »

Pa. Senate Dems Seek To Duplicate Rules In Threatened ACA

Pennsylvania's Democratic state senators plan to start the 2019 legislative session with two bills that would replicate key parts of the Affordable Care Act in the Keystone State in case the national law is ultimately struck down by the federal courts, lawmakers said in a news conference Thursday. Read full article »

IP & TECHNOLOGY

Justices Told Ax Of $140M Verdict Guts Patent Damages Rule

Power Integrations urged the U.S. Supreme Court on Wednesday to reinstate a $140 million patent verdict it won against rival Fairchild Semiconductor, saying that by throwing out the award, the Federal Circuit gutted a key patent damages rule and set

Keker Van Nest & Peters
King & Spalding
Kirkland & Ellis
Klausner Kaufman
Klein Moynihan
Kramer Levin
Kubicki Draper
Lanier Law Firm
Latham & Watkins
Mayer Brown
McDermott Will
McKirdy & Riskin
Mintz Levin
Morgan Lewis
Nelson Mullins
Norton Rose Fulbright
Nossaman LLP
Ogletree Deakins
Orrick Herrington
Paul Hastings
Perkins Coie
Powers Pyles
Quinn Emanuel
Rapoport Law Offices
Reed Smith
Robbins Geller
Robbins Russell
Ropes & Gray
Skadden
Spears & Imes
Squire Patton Boggs
Stoel Rives
Van Ness Feldman
Warner Norcross
Wilson Sonsini

COMPANIES

AlixPartners
Alliance Defending Freedom
Alstom SA
American Civil Liberties Union
American Gaming Association
American Immigration Lawyers Association
American Medical Association Inc.
Apple Inc.
Association for Accessible Medicines
Baylor University
BuzzFeed Inc.
Citizens for Responsibility and Ethics in Washington

an “insurmountable” new standard. Read full article »

MEDIA & ENTERTAINMENT

Analysis

Sports Wagering Bill Is A Big Bet On Federal Oversight

Lawmakers on Wednesday unveiled a much-awaited response to sports betting in a bipartisan bill that experts say may provide a workable framework for a nationwide sports gambling industry, even amid concerns it may propose too much federal oversight. Read full article »

TRANSPORTATION & INFRASTRUCTURE

NYC Taxis Granted Postponement Of Congestion Pricing

Taxi organizations and drivers won an order from a Manhattan state court Thursday temporarily stopping congestion pricing surcharges in New York City for taxi and for-hire vehicles, a regime that had been set to begin Jan. 1. Read full article »

REAL ESTATE

NJ Town Can Take Properties To Rebuild Beach, Court Says

The New Jersey state appeals court on Thursday bolstered the ability of shore municipalities to recover from Superstorm Sandy in affirming a town’s condemnation of four properties for a beach replenishment project, ruling the municipality’s seizure of the land is justified because the project benefits the public. Read full article »

COMPETITION

UK, Others Raise Red Flags Over Alstom, Siemens Merger

A group of competition authorities in four countries on Thursday seconded the European Commission's concerns about the planned merger of Siemens AG's and Alstom SA's railway businesses. Read full article »

CYBERSECURITY & PRIVACY

SEC Inspectors To Keep Cryptocurrency A Priority Next Year

The U.S. Securities and Exchange Commission’s compliance inspections arm said Thursday that it will focus on investment firms dealing in cryptocurrencies when selecting which to examine in 2019, maintaining a priority it set this year. Read full article »

EU Sets Feb. 28 Deadline For US To Fill Privacy Shield Job

The European Commission on Wednesday applauded the steps that U.S. officials have taken to improve the trans-Atlantic Privacy Shield data transfer pact during the past year, but warned it would take action if the Trump administration doesn't select a permanent ombudsperson to handle national security complaints by the end of February. Read full article »

MEDICAL MALPRACTICE

Fla. High Court Eases Med Mal Causation Standards

In a closely watched case, the Florida Supreme Court narrowly ruled Thursday that a doctor was improperly cut loose from a suit accusing him and others of causing a patient’s death, saying a plaintiff need only prove a doctor’s actions were a proximate rather than primary cause of injury. Read full article »

Consumer Reports
Danfoss AS
Enbridge Inc.
Energy Transfer Equity LP
Energy Transfer Partners LP
Enlink Midstream Partners LP
Facebook
Fairchild Semiconductor Corporation
Federalist Society
Financial Industry Regulatory Authority Inc.
Finjan Holdings Inc.
GlaxoSmithKline
Google Inc.
Home Box Office Inc.
Imerys SA
International Business Machines Corp.
Ion Geophysical Corporation
Johnson & Johnson
Juniper Networks
Lee Memorial Health System
Lyft Inc.
MGM Resorts International
McKinsey & Company
Mercury General Corp.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
Mylan NV
National Hockey League
National Restaurant Association
New York Times Co.
Northeastern University
Pfizer Inc.
Power Integrations, Inc.
QUALCOMM Inc.
Reed Elsevier
Siemens AG
Sierra Club
Sovos Compliance LLC
Spectrum Management Holding Co.
Tax Foundation
Trump Organization Inc.
Twitter Inc.
UBS AG
United States Olympic Committee
Verizon Communications Inc.
Wells Fargo & Co.

GOVERNMENT AGENCIES

PERSONAL INJURY

Medals Prioritized Over Safety: Olympics Sex Abuse Report

The Congressional Committee on Energy and Commerce on Thursday released the results of its yearlong investigation into sexual abuse in the U.S. Olympics community, saying it found a culture that prioritized reputations and winning medals over athletes' safety and well-being. Read full article »

AEROSPACE & DEFENSE

DOD Head Mattis Resigns, Implicitly Rebuking Trump Policies

U.S. Defense Secretary James Mattis said he will step down in February in a resignation letter Thursday that implicitly criticized President Donald Trump's treatment of allies. Read full article »

Sen. Aide Sentenced To 2 Months In Prison For Lying To FBI

The former longtime director of security for the Senate Select Committee on Intelligence was sentenced Thursday to two months in prison for lying to the FBI about his contacts with reporters who published a story about the FBI's execution of a Foreign Intelligence Surveillance Act warrant. Read full article »

INTERNATIONAL TRADE

Grassley Will Consider Limiting Trump's Tariff Authority

Incoming Senate Finance Committee Chairman Chuck Grassley, R-Iowa, said Thursday that he will consider reviving legislation that would restrict President Donald Trump's authority to set tariffs in the name of national security like the ones imposed on steel and aluminum this year. Read full article »

TAX

Brady To Float Technical Corrections Draft After JCT Report

House Ways and Means Chairman Kevin Brady, R-Texas, told reporters on Thursday that he would soon release a draft on technical corrections to last year's tax overhaul in the wake of a report from the Joint Committee on Taxation. Read full article »

House Passes Tax Package That Senate Will Likely Ignore

The U.S. House of Representatives approved a year-end tax package Thursday that among other provisions would revive two expired tax credits and amend certain aspects of last year's tax overhaul, but that the U.S. Senate will likely ignore. Read full article »

IRS Floats Rules On Share Sales By Foreign Partners

The U.S. Department of Treasury on Thursday proposed rules to treat income from the sale of a foreigner's interest in a U.S. partnership as taxable U.S.-sourced income, counter to a U.S. Tax Court decision that mandated the opposite result. Read full article »

BANKRUPTCY

Bipartisan Bill Targets McKinsey Conflicts In Puerto Rico

A bipartisan bill introduced Wednesday in the U.S. House of Representatives calls for enhanced disclosures by advisers contracted to work on restructuring proceedings in Puerto Rico, citing reports that consultant McKinsey & Co. may be looking out for its own investments in the commonwealth. Read full article »

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Department of Justice
Commodity Futures Trading Commission
Competition and Markets Authority
Crow Nation
Department of Commerce
Drug Enforcement Administration
Energy Information Administration
Equal Employment Opportunity Commission
European Commission
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Florida Supreme Court
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
Joint Committee on Taxation
Maryland Attorney General's Office
Menominee Indian Tribe
Municipal Securities Rulemaking Board
NAFTA
National Center for Education Statistics
National Marine Fisheries Service
Navajo Nation
New Jersey Department of Environmental Protection
New York Attorney General's Office
Privacy and Civil Liberties Oversight Board
Securities and Exchange Commission
Spirit Lake Tribe
U.S. Army
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of Justice

IMMIGRATION

Analysis

Asylum Ruling Erodes Ex-AG Sessions' Immigration Vision

A D.C. federal court's Wednesday ruling overturning a Trump administration policy barring those fleeing domestic or gang violence from obtaining asylum has left a dent in the legacy of former U.S. Attorney General Jeff Sessions, attorneys say. Read full article »

Challenges To Citizenship Census Query Move Toward Trial

A Maryland federal judge has paved the way for two challenges to the Trump administration's plans to add a citizenship question to the upcoming decennial census to head to trial together next month. Read full article »

Asylum-Seekers Must Wait In Mexico For Hearings, DHS Says

Individuals seeking asylum or other protections in the U.S. must wait in Mexico while the immigration courts decide their claims, the U.S. Department of Homeland Security said on Thursday, drawing on a provision in the federal immigration statute. Read full article »

NATIVE AMERICAN

Justices Pressed To Take Up Tribal Court Exhaustion Case

A business owner continued to urge the U.S. Supreme Court to grant his petition in a challenge to a Utah Supreme Court ruling that his suit alleging extortion by Ute Indian Tribe officials must first be heard in tribal court before it can proceed in state court. Read full article »

Senate Advances Native American Education Funding Bill

The U.S. Senate gave its blessing Wednesday to a bipartisan bill aimed at making sure that Native American youth receive the educational resources they are entitled to under law, sending the measure to the president for approval. Read full article »

Gov't Escapes Wis. Tribe's Permit Suit Over Mine Project

A Wisconsin federal judge has dismissed the Menominee Indian Tribe of Wisconsin's suit over a Michigan state permit for a proposed mine, holding Wednesday that the federal government's decision to leave the state in charge isn't a final agency action the court can review. Read full article »

TELECOMMUNICATIONS

Wray Earned $5.1M Since Leaving King & Spalding For FBI

FBI Director Christopher Wray earned $5.1 million in compensation after leaving his former firm, King & Spalding LLP, according to a financial disclosure form submitted earlier this month and publicized on Thursday, which provided a rare peek into the global firm's senior-level compensation. Read full article »

PEOPLE

Rep. Trey Gowdy To Rejoin Nelson Mullins Post-Politics

U.S. Rep. Trey Gowdy, R-S.C., will reportedly return to his former law firm, Nelson Mullins Riley & Scarborough LLP, after he leaves Congress at the end of this year. Read full article »

EXPERT ANALYSIS

U.S. Department of Labor
U.S. Department of State
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House Committee on Energy and Commerce
U.S. House of Representatives
U.S. Office of Government Ethics
U.S. Senate
U.S. Supreme Court
U.S. Tax Court
Ute Indian Tribe
World Trade Organization

2018 Farm Bill Marks Watershed Moment For Industrial Hemp

The signing of the Agricultural Act of 2018 will likely bring industrial hemp and its derivatives the opportunity for full commercial legalization across the nation, although implementation of the act and its related programs will take some time, says Alva Mather of DLA Piper. Read full article »

A Big Leap Forward For Tribal Energy Development

The Indian Tribal Energy Development and Self-Determination Act Amendments, signed into law this week, will go a long way toward helping tribes develop their own resources on their own lands in ways they see fit, say Paul Moorehead and Brian Gunn of Powers Pyles Sutter and Verville PC. Read full article »

How State Ethics Reforms Won Big In 2018

The midterm elections saw voters in Florida and Missouri pass ballot measures limiting lobbyist influence, and North Dakota and New Mexico voters endorse constitutional amendments to create ethics commissions. Given the success of these initiatives, similar proposals are likely in 2020, say Amber Maltbie and Anna Stolarz of Nossaman LLP. Read full article »

What We Heard At The FTC Hearings: Days 15 And 16

The ninth hearing in the Federal Trade Commission's series on competition in the 21st century addressed data security. Todd Hinnen and Erin Earl of Perkins Coie LLP offer some key takeaways. Read full article »

LEGAL INDUSTRY

Judge Raps Quinn Emanuel Trial Preparedness In Fraud Case

A Maryland federal judge gave Quinn Emanuel Urquhart & Sullivan LLP a benchslap on Tuesday, saying that nonpublic filings showed the firm had "failed properly to prepare for trial" on behalf of an Israeli national accused of a boiler-room-like scheme involving binary options. Read full article »

Atty's Widow Asks High Court To Look At Case Against GSK

The widow of a Reed Smith LLP partner who had been taking a GlaxoSmithKline antidepressant when he killed himself asked the U.S. Supreme Court on Wednesday to review the case against the drugmaker, which was initially held liable for the death until a Seventh Circuit appeals panel threw out the verdict. Read full article »

Posner, Boies File High Court Cert Bid In Wild Pro Se Suit

With Boies Schiller Flexner LLP Chair David Boies and retired Seventh Circuit Judge Richard Posner in his corner, a man claiming a conspiracy involving the FBI and Maryland federal judiciary, the latter of which he calls the "White Guerrilla Family," has petitioned the U.S. Supreme Court to hear his challenge to lower courts' handling of pro se litigants. Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

Gibson Dunn and Squire Patton Boggs became legal lions this week after helping ramen companies beat price-fixing claims, while Orrick Herrington was among the legal lambs after failing to upend a $4.7 billion product liability verdict against Johnson & Johnson. Read full article »

In Case You Missed It: Law360's Hottest Stories Of 2018

For those who missed out, here's a look back at the articles that generated the most buzz on Law360 in 2018. Read full article »

Navigating E-Discovery In Employment Litigation: Part 1

Kim Leffert and Michael Downey of Mayer Brown LLP explain how to make the e-discovery process for employment litigation easier and more cost-effective by providing practical guidance on the key issues involved with handling electronically stored information. Read full article »

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Mayer Brown
Mintz Levin
Orrick Herrington
Quinn Emanuel
Alston & Bird
Arnold & Porter
Baum Hedlund
Bernstein Litowitz
Black Srebnick
Boies Schiller
Bracewell
Broad and Cassel
Buckley Sandler
Cohen Milstein
Connell Foley
Consovoy McCarthy
Covington & Burling
Cravath Swaine
DLA Piper
Davis Wright Tremaine
DeWitt Ross
Dykema Gossett PLLC
Earthjustice
Emery Celli
Fish & Richardson
Fox Rothschild
Fredericks Peebles
Goldberg Segalla
Gordon & Rees
Gupta Wessler
HeplerBroom LLC
Hicks Porter
Hunton Andrews Kurth
Kaplan Hecker
Keker Van Nest & Peters
Klausner Kaufman
Klein Moynihan

Kramer Levin
Kubicki Draper
Lanier Law Firm
McDermott Will
McKirdy & Riskin
Morgan Lewis
Nelson Mullins
Norton Rose Fulbright
Nossaman LLP
Ogletree Deakins
Perkins Coie
Powers Pyles
Rapoport Law Offices
Reed Smith
Robbins Geller
Robbins Russell
Ropes & Gray
Skadden
Spears & Imes
Squire Patton Boggs
Stoel Rives
Van Ness Feldman
Warner Norcross
Wilson Sonsini

COMPANIES

Mylan NV
Verizon Communications Inc.
AlixPartners
Alliance Defending Freedom
Alstom SA
American Civil Liberties Union
American Gaming Association
American Immigration Lawyers Association
American Medical Association Inc.
Apple Inc.
Association for Accessible Medicines
Baylor University
BuzzFeed Inc.
Citizens for Responsibility and Ethics in Washington
Consumer Reports
Danfoss AS
Enbridge Inc.
Energy Transfer Equity LP
Energy Transfer Partners LP
Enlink Midstream Partners LP
Facebook
Fairchild Semiconductor Corporation
Federalist Society
Financial Industry Regulatory Authority Inc.
Finjan Holdings Inc.

GlaxoSmithKline
Google Inc.
Home Box Office Inc.
Imerys SA
International Business Machines Corp.
Ion Geophysical Corporation
Johnson & Johnson
Juniper Networks
Lee Memorial Health System
Lyft Inc.
MGM Resorts International
McKinsey & Company
Mercury General Corp.
Mexican American Legal Defense and Education Fund
Microsoft Corporation
National Hockey League
National Restaurant Association
New York Times Co.
Northeastern University
Pfizer Inc.
Power Integrations, Inc.
QUALCOMM Inc.
Reed Elsevier
Siemens AG
Sierra Club
Sovos Compliance LLC
Spectrum Management Holding Co.
Tax Foundation
Trump Organization Inc.
Twitter Inc.
UBS AG
United States Olympic Committee
Wells Fargo & Co.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Internal Revenue Service
Federal Bureau of Investigation
Federal Trade Commission
U.S. House of Representatives
Army Corps of Engineers
Department of Commerce
European Commission
Florida Supreme Court
Food and Drug Administration
New York Attorney General's Office
Securities and Exchange Commission
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury

U.S. Senate
Bureau of Citizenship and Immigration Services
Bureau of Indian Affairs
California Department of Justice
Commodity Futures Trading Commission
Competition and Markets Authority
Crow Nation
Drug Enforcement Administration
Energy Information Administration
Equal Employment Opportunity Commission
Federal Communications Commission
Federal Energy Regulatory Commission
Government Accountability Office
Joint Committee on Taxation
Maryland Attorney General's Office
Menominee Indian Tribe
Municipal Securities Rulemaking Board
NAFTA
National Center for Education Statistics
National Marine Fisheries Service
Navajo Nation
New Jersey Department of Environmental Protection
Privacy and Civil Liberties Oversight Board
Spirit Lake Tribe
U.S. Army
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Energy
U.S. Department of Health and Human Services
U.S. Department of Homeland Security
U.S. Department of State
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. House Committee on Energy and Commerce
U.S. Office of Government Ethics
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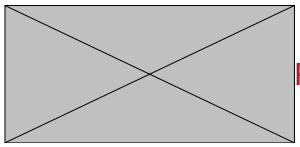
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Fri 4/12/2019 8:03:19 AM
Subject: Why Greg Craig's Defense Team Began With Offense

EXTERNAL EMAIL



PUBLIC POLICY.

Friday, April 12, 2019

TOP NEWS

Analysis

Why Greg Craig's Defense Team Began With Offense

Attorneys representing former Skadden partner and Obama administration counsel Gregory Craig had nothing to lose and a lot to gain when they decided to announce his impending indictment before the news broke, defense attorneys told Law360.

Read full article »

Trump Admin Moves To Rein In Agency Guidance Materials

The Trump administration announced Thursday a plan aimed at scaling back unofficial guidance materials that federal agencies issue without public input alongside or instead of formal regulations, often to the irritation of industries that must comply.

Read full article »

Ex-Skadden, Obama Atty Indicted Over Manafort Work

Ex-Skadden partner Gregory Craig was charged Thursday with lying to federal officials probing work he did at the firm as part of Paul Manafort's foreign lobbying effort for the government of Ukraine.

Read full article »

VIDEO: Ex-Skadden Partner Says, 'I Was Always Honest'

Former President Barack Obama counsel and ex-Skadden star Gregory Craig took the highly unusual step Thursday of taking to Twitter and YouTube to defend himself against allegations of lying to the government about lobbying connected to Paul Manafort's efforts for the government of Ukraine.

Read full article »

Dems Renew Call For Full Release Of Mueller Report

Top Congressional Democrats reiterated their demands Thursday for the release of the full report from special counsel Robert Mueller in a letter to Attorney General William Barr, calling for all of the underlying evidence from the probe in advance of its imminent release.

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Cotsirilos Tighe
Crowell & Moring
Day Pitney
Dechert
Duane Morris
Eagan Avenatti
Earthjustice
Edwards Wildman
Finger & Slanina
Foley Hoag
Fredrikson & Byron
Gordon & Rees
Greenberg Traurig
Hinckley Allen
Hunton Andrews Kurth
Keller Anderle
King & Spalding

CORRECTED: 3rd Circ. Revisits Del.'s Balance On Bench Rule

A Third Circuit panel on Wednesday revisited a recent ruling that rejected Delaware's requirement that judicial applicants be registered Democrats or Republicans, though it kept the precedential decision largely intact. *Correction: A previous version of this story mischaracterized the nature of the rehearing. The error has been corrected.*

Read full article »

BANKING & SECURITIES

Nasdaq Calls For Relaxing 'Outdated' Market Regulations

Nasdaq is reupping its pitch to modernize regulations for U.S. stock markets in a report the exchange's chief economist called a "cathartic" opportunity to address data and trading issues.

Read full article »

Former GOP House Financial Services Chair Lands At UBS

UBS AG said Thursday it's found a new executive vice chairman for the Americas in former U.S. Rep. Jeb Hensarling, the Texas Republican who was a leading proponent of overhauling the Dodd-Frank Act during his six years steering the House Financial Services Committee.

Read full article »

Hong Kong Ramps Up Disclosure Rules For Green Funds

Asset managers who claim their funds prioritize environmental, social and governance, or ESG, must offer potential investors more details about how they select and evaluate green investments, according to new guidance issued by Hong Kong's securities regulation agency Thursday.

Read full article »

ENERGY & ENVIRONMENTAL

Analysis

Trump Executive Orders Are No Panacea For Energy Projects

The executive orders issued by President Donald Trump on Wednesday take a shotgun approach to speeding up permits for oil and gas infrastructure projects and curbing states' ability to hold up approvals, but it's questionable whether the move can actually get shovels in the ground any faster than before.

Read full article »

Senate Confirms Ex-Brownstein Hyatt Partner To Head DOI

The Senate confirmed President Donald Trump's controversial choice to lead the U.S. Department of the Interior on Thursday, elevating acting Secretary David Bernhardt to the permanent post.

Read full article »

DC Circ. Questions Feds' Tenn. Pipeline Review

A D.C. Circuit panel pressed the Federal Energy Regulatory Commission during oral arguments Thursday to explain why the agency refused to study potential spikes in greenhouse gas emissions before approving the expansion of a Tennessee natural gas pipeline.

Read full article »

Dems Press Hunton On Ties To 'Secretive' Air Industry Group

Kurzban Kurzban
Leech Tishman
Linklaters
Marek Griffin
Marino Tortorella
Mayer Brown
Mintz Levin
Morgan Lewis
Motley Rice
Murphy Pearson
Nixon Peabody
Nutter McClennen
Orrick Herrington
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COMPANIES

Organisation for Economic Co-operation and Development
Alpha Natural Resources, Inc.
Altera Corporation
Ameren Corp.
American Bar Association
American Civil Liberties Union
American Electric Power Co. Inc.
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
Berkeley Research Group
Center for Biological Diversity
Citizens Property Insurance Corp.
Communications Workers of America
Competitive Carriers Association
DTE Energy Co.
Endo International PLC
FirstEnergy Corp.
Foxconn
General Motors
Hertz Global Holdings Inc.
Intel Corp.

House Democrats on Thursday demanded information from Hunton Andrews Kurth and eight utility companies about their relationships with what the lawmakers blasted as a “secretive” front group devoted to rolling back air quality regulations.

Read full article »

REAL ESTATE

Brewery Landlord Says Neighbors' Suit Tanked Building's Sale

The landlord for a popular Pittsburgh-area microbrewery said its neighbors torpedoed a pending sale of the building with their lawsuit accusing Hitchhiker Brewing Co. of operating in violation of state and municipal laws, according to counterclaims filed in Pennsylvania state court this week.

Read full article »

EMPLOYMENT

Fla. House Cracks Down On Benefit Assignment Abuse

The Florida House passed a bill Thursday aimed at addressing concerns over increasing litigation and abuse resulting from property owners' assignment of insurance benefits to contractors, which has been blamed for driving up consumer premiums in the state.

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COMPETITION

Analysis

What’s At Stake In The Apple, Qualcomm Antitrust Trial

Two of the world's largest technology companies will go head-to-head next week in front of a California federal judge and jury on Apple's antitrust claims against Qualcomm and the chipmaker's counterclaims for breach of contract, in a clash that could help shape intellectual property licensing around the world.

Read full article »

DOJ Antitrust Head Says Leniency Program 'Alive And Well'

The U.S. Department of Justice’s antitrust chief on Thursday continued to defend the efficacy of a leniency program offering liability protections for companies disclosing anti-competitive conduct, even as the DOJ tries to figure out why enforcement actions appear to be waning.

Read full article »

No Redo For La. Appraisers In 5th Circ. Fight Over FTC Case

The Fifth Circuit won't reconsider its decision throwing out the Louisiana Real Estate Appraisers Board's appeal concerning a Federal Trade Commission's antitrust enforcement action over fee rules.

Read full article »

CYBERSECURITY & PRIVACY

Cofense Investor To Sell Stake Amid National Security Woes

Cofense said Thursday that minority investor Pamplona Capital Management will sell its interest in the cybersecurity firm, after a roughly yearlong national security review into its $400 million takeover by a group of private equity buyers.

Johnson & Johnson
Kinder Morgan Inc.
LinkedIn Corp.
Major League Baseball Inc.
Morgan Stanley
NASDAQ OMX Group Inc.
National Association of Broadcasters
National Collegiate Athletic Association
National Consumer Law Center
National Right to Work Legal Defense Foundation
New York Times Co.
Nike Inc.
Northeastern University
Pamplona Capital Management LLP
PhishMe Inc.
Planned Parenthood Federation
QUALCOMM Inc.
Sierra Club
State Bar of California
State Farm
TC Global Inc.
The Southern Company Inc.
Trump Organization Inc.
Twitter Inc.
UBS AG
United States Telecom Association
Urban Outfitters Inc.
Vistra Energy Corp.
William Buck Pty Ltd.
Wistron Corp.
YouTube Inc.

GOVERNMENT AGENCIES

Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Central Intelligence Agency
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
European Commission
European Union
Executive Office of the President
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Energy Regulatory Commission

Read full article »

AEROSPACE & DEFENSE

Sens. Press Pentagon Brass On Need For Space Force

Top Pentagon officials faced skepticism from both sides of the aisle Thursday over the Defense Department's plan to establish the U.S. Space Force, with senators questioning both the proposed structure of the new military branch and whether it was needed at all.

Read full article »

INTERNATIONAL TRADE

Dem Lawmakers Question NAFTA 2.0 Labor Provisions

House Democrats on Thursday penned a letter to U.S. Trade Representative Robert Lighthizer asking whether the rewrite of the North American Free Trade Agreement will "lead to meaningful change and real improvements" to labor standards in Mexico.

Read full article »

TAX

OECD Digital Tax Project To Address Losses, US Official Says

A top U.S. Treasury official said Thursday an OECD project on digital taxation would address economic losses as well as gains, addressing taxpayer concerns that the far-reaching initiative would have a lopsided approach geared toward importing countries.

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IRS Allows Pro Sports Teams To Make Tax-Free Trades

Professional sports teams can once again trade players, staff and draft picks without negative tax consequences as long as they don't receive cash in the trade, the Internal Revenue Service announced Thursday.

Read full article »

Warren Proposes 7% Tax On Corporate Income Over $100M

An additional 7% tax would be imposed on earnings exceeding $100 million that corporations report to investors under a campaign proposal laid out by Sen. Elizabeth Warren, D-Mass., on Thursday.

Read full article »

EU Commission Hopeful Backs European Minimum Corp. Tax

A top candidate for the European Commission presidency said Thursday he supports a Europewide minimum corporate tax because European Union countries are no longer powerful enough to extract a fair amount of revenue from the largest companies on their own.

Read full article »

BANKRUPTCY

Bankruptcy Institute Wants To Relax Student Loan Debt Rules

The American Bankruptcy Institute on Thursday joined a growing chorus of judges, legal scholars and politicians calling to ease bankruptcy restrictions that make it nearly

Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Fish and Wildlife Service
Food and Drug Administration
Hopi Tribe
Internal Revenue Service
International Maritime Organization
International Monetary Fund
International Trade Commission
NAFTA
National Highway Traffic Safety Administration
New York State Higher Education Services Corporation
Office of the U.S. Trade Representative
Pascua Yaqui Tribe
Securities and Exchange Commission
Tennessee Valley Authority
Tohono O'odham Nation
U.S. Air Force
U.S. Army
U.S. Attorney's Office
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Forest Service
U.S. Immigration and Customs Enforcement
U.S. Navy
U.S. Supreme Court
United States Court of Appeals for the Third Circuit

impossible to discharge student loan debt.

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IMMIGRATION

Acting ICE Head To Leave With No Immediate Replacement

U.S. Immigration and Customs Enforcement acting Director Ronald Vitiello will step down on Friday, a week after President Donald Trump withdrew his nomination to head the agency permanently, according to an agency official.

Read full article »

Trump Can't End Protections For Haitian Refugees In TPS Suit

A New York federal judge on Thursday halted the Trump administration's revocation of temporary immigration protections for some 59,000 Haitians living in the U.S. since a 2010 earthquake, saying a group of refugees that sued over the move is likely to win its case.

Read full article »

Bill Roundup: Refugee Admissions, Dreamers On The Hill

Democratic lawmakers have pushed legislation this month that would limit the president's ability to restrict the number of refugees that can be admitted into the U.S. each year, allow Deferred Action for Childhood Arrivals beneficiaries to apply for paid jobs in Congress and establish protections for immigrants who have served in the military.

Read full article »

H-1B Visa Denial Rate Jumps To 10-Year High, Report Finds

Denials for H-1B skilled worker visas jumped to a 10-year high in the first quarter of 2019, with 32% of first-time applicants facing rejections, according to an analysis of U.S. Citizenship and Immigration Services data released Wednesday.

Read full article »

NATIVE AMERICAN

Tribes Bring Suit Against Corps To Block Ariz. Copper Mine

Three Native American tribes have sued the U.S. Army Corps of Engineers for issuing a key permit for a planned copper mine after previously finding the environmental impacts too significant, asking an Arizona federal court to halt the project.

Read full article »

TELECOMMUNICATIONS

Interview

FCC's O'Rielly Aims To Slap Government's Heavy Hand

The Federal Communications Commission's Michael O'Rielly isn't playing favorites when it comes to combating what he sees as "draconian government interference" — he's fought a Trump administration idea for the government to sell 5G access "wholesale" and raised the ire of media consolidation foes by pushing back against the FCC's notoriously drawn-out system for reviewing contested mergers.

Read full article »

Senators, Attys Push For Bill To Crack Down On Robocalls

A bipartisan group of senators and two attorneys advocated for the swift passage of a bill that would hand the Federal Communications Commission more firepower to combat robocalls, and they also floated the idea of prosecuting robocallers during a subcommittee hearing Thursday.

Read full article »

FCC Urged To Overhaul Rural Broadband Mapping

The Federal Communications Commission's efforts to map U.S. broadband coverage are falling short, lawmakers, rural state officials and telecom industry leaders said Wednesday, saying Congress should make sure underserved areas can access the subsidies they need to expand infrastructure.

Read full article »

PEOPLE

Texas Panel Tosses Suit Over Ex-Rep. Farenthold's Hiring

A Texas appellate court on Thursday tossed a newspaper's lawsuit seeking to undo a port authority's hiring of disgraced former U.S. Rep. Blake Farenthold as a violation of the Texas Open Meetings Act, holding the case is moot because he has resigned.

Read full article »

Former Mass. Gov. Candidate Joins Hinckley Allen In Boston

Former Massachusetts Democratic gubernatorial candidate Jay Gonzalez, who lost to the Republican incumbent last year, is now a partner at Hinckley Allen in Boston and will lead its public sector work, the firm said this week.

Read full article »

Babst Calland Nabs Ex-NHTSA Atty Who Led Takata Probe

Babst Calland has hired a former National Highway Traffic Safety Administration lawyer who played a lead role in the agency's work on the Takata air bag probe and other high-profile matters, the firm said Wednesday, the third former NHTSA staffer to join the firm's transportation practice in recent years.

Read full article »

EXPERT ANALYSIS

Rebuttal

Measured Respect, Not Reverence, For The Courts

Although a recent Law360 guest article critiqued my statements as insufficiently deferential to the judiciary, I maintain we should not be so naive as to think that judges operate in a vacuum, says Kenneth Wood, formerly of the IRS.

Read full article »

What Lawyers Must Know Before Acting As Escrow Agents

The moment an attorney agrees to serve as an escrow agent for a client, the attorney assumes some of the most important obligations in the legal profession. Significantly, these obligations potentially extend to third parties who are not clients, say Scott Watnik and Michael Contos of Wilk Auslander.

Read full article »

LEGAL INDUSTRY

Analysis

Trump's Sister Eschewed Family's Flash On 3rd Circ. Bench

While her brother became known for gold-and-marble-bedecked buildings emblazoned with his family's name, attorneys say that Maryanne Trump Barry, the recently retired Third Circuit judge and elder sister of President Donald Trump, built a career in which she avoided the limelight and dedicated herself to circumspect and fact-driven rulings.

Read full article »

Avenatti Charged With Tax Evasion, Stealing From Clients

Federal prosecutors in Los Angeles announced a 36-count indictment against attorney Michael Avenatti on Thursday, adding to the legal woes of a provocateur who already faced embezzlement and extortion charges.

Read full article »

Analysis

Will The Newest Charges Against Avenatti End His Career?

President Donald Trump's bombastic legal sparring partner Michael Avenatti is facing the end of his career and possibly substantial jail time thanks to Thursday's detailed federal indictment on fraud and tax evasion charges, the latest in a string of financial and legal troubles that have followed his star turn.

Read full article »

Analysis

'Varsity Blues' Judge Tough, Fair, And A Good Draw For Feds

U.S. District Judge Nathaniel M. Gorton, the subject of a judge-shopping spat in the "Varsity Blues" case, is well-known around the Boston bar as a fair jurist, but one of the toughest on defendants and a potential delight for prosecutors.

Read full article »

Trump Defender, Ex-Wiley Rein Partner To Leave DOJ

Brett Shumate, a former Wiley Rein LLP partner and one of the lead advocates tasked with defending President Donald Trump and his policies in court, revealed that he would be leaving the U.S. Department of Justice in a notice filed Thursday.

Read full article »

Hertz Wants Ex-GC To Cough Up Over $70M In Clawbacks

Hertz is looking to recover more than $70 million in incentive pay and severance packages from former general counsel John Jeffrey Zimmerman and two other executives following their alleged roles in an accounting scandal from five years ago, according to a suit filed recently in New Jersey federal court.

Read full article »

Linklaters Ramps Up Flexible Work Offerings In The UK

Magic Circle firm Linklaters on Thursday announced it has bolstered its flexible working policy in the U.K., expanding the privileges to any employee, without regard to seniority and without requiring staffers to spell out their reasons for seeking a change.

Read full article »

Law360's Weekly Verdict: Legal Lions & Lambs

King & Spalding snatched this week's top legal lion spot after a jury found client Johnson & Johnson's talcum powder does not contain asbestos, while Morgan Lewis & Bockius was among the week's legal lambs with the Second Circuit reviving an employment suit against client Urban Outfitters.

Read full article »

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Portland , Oregon

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Zuckerman Spaeder
Arent Fox
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BakerHostetler
Ballard Spahr
Black Srebnick
Boies Schiller
Bracewell
Brownstein Hyatt
Carlton Fields
Cobb & Counsel
Cotsirilos Tighe
Crowell & Moring
Day Pitney
Dechert
Duane Morris
Earthjustice
Edwards Wildman
Finger & Slanina
Foley Hoag
Fredrikson & Byron
Gordon & Rees
Greenberg Traurig
Hinckley Allen
Hunton Andrews Kurth
Keller Anderle
Kurzban Kurzban
Leech Tishman
Linklaters
Marek Griffin
Marino Tortorella
Mayer Brown
Mintz Levin
Morgan Lewis
Motley Rice
Murphy Pearson
Nixon Peabody
Nutter McClennen

Orrick Herrington
Ropes & Gray
Squire Patton Boggs
Steptoe & Johnson LLP
Tache Bronis
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Tressler LLP
Vedder Price
White & Case
Wilk Auslander
Young Conaway

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Twitter Inc.
New York Times Co.
YouTube Inc.
Nike Inc.
State Bar of California
TC Global Inc.
Organisation for Economic Co-operation and Development
Alpha Natural Resources, Inc.
Altera Corporation
Ameren Corp.
American Bar Association
American Civil Liberties Union
American Electric Power Co. Inc.
American Federation of Labor and Congress of Industrial Organizations
Apple Inc.
Berkeley Research Group
Center for Biological Diversity
Citizens Property Insurance Corp.
Communications Workers of America
Competitive Carriers Association
DTE Energy Co.
Endo International PLC
FirstEnergy Corp.
Foxconn
General Motors
Hertz Global Holdings Inc.
Intel Corp.
Johnson & Johnson
Kinder Morgan Inc.
LinkedIn Corp.
Major League Baseball Inc.
Morgan Stanley
NASDAQ OMX Group Inc.
National Association of Broadcasters
National Collegiate Athletic Association
National Consumer Law Center
National Right to Work Legal Defense Foundation
Northeastern University

Pamplona Capital Management LLP
PhishMe Inc.
Planned Parenthood Federation
QUALCOMM Inc.
Sierra Club
State Farm
The Southern Company Inc.
Trump Organization Inc.
UBS AG
United States Telecom Association
Urban Outfitters Inc.
Vistra Energy Corp.
William Buck Pty Ltd.
Wistron Corp.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Attorney's Office
U.S. Supreme Court
Federal Communications Commission
Internal Revenue Service
Securities and Exchange Commission
U.S. Environmental Protection Agency
European Union
European Commission
Executive Office of the President
Federal Energy Regulatory Commission
Federal Trade Commission
U.S. Department of Homeland Security
U.S. Department of Transportation
Army Corps of Engineers
Bureau of Citizenship and Immigration Services
Central Intelligence Agency
Committee on Foreign Investment in the United States
Consumer Financial Protection Bureau
Federal Deposit Insurance Corp.
Federal Railroad Administration
Federal Reserve System
Fish and Wildlife Service
Food and Drug Administration
Hopi Tribe
International Maritime Organization
International Monetary Fund
International Trade Commission
NAFTA
National Highway Traffic Safety Administration
New York State Higher Education Services Corporation
Office of the U.S. Trade Representative
Pascua Yaqui Tribe
Tennessee Valley Authority
Tohono O'odham Nation

U.S. Air Force
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of State
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Matt Rhodes
Sent: Mon 10/2/2017 7:38:24 PM
Subject: FW: Latest from WH and Congress

Carolyn-

I wanted to bring this back to the top of your inbox — can I get you an agenda for our upcoming Government Fraud Analytics Summit? We only have a few seats left, and I wanted to make sure you had a chance to get in.

Please let me know-

Thanks,

–Matt Rhodes

From: Matt Rhodes
Subject: Latest from WH and Congress
Date: Monday, September 25, 2017

Carolyn —

Big news – the White House Budget Office and Congress have each launched anti-fraud initiatives that will have a big impact on all government programs.

OMB is requiring risk assessments and fraud detection/reduction targets from each agency, while Congress has created a Commission to deal with legislative changes to target specific programs. With billions in potential fraud happening across government, these initiatives will receive a ton of oversight.

On October 23, 2017, the Performance Institute is convening the Government Fraud Analytics Summit to cover the latest mandates and present the best practices in fraud assessment, detection, mitigation and reporting.

Would you like to see the agenda and consider attending? If not, who in your agency would be the best person to follow-up with?

Thanks,

Matt Rhodes
Associate Director, Outreach
The Performance Institute

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Never have another guest walk out on their tab.

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Lower your in-house theft with powerful tools that monitor your employees, even when they think you are not looking.

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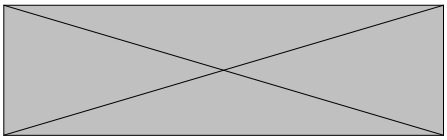

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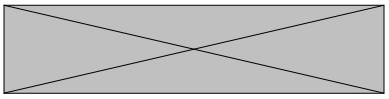

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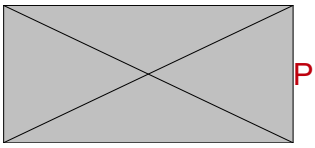
Subject: Justices Leery Of Broad Ruling In Retaliatory Arrest Case



PUBLIC POLICY.

Wednesday, February 28, 2018

TOP NEWS

Justices Leery Of Broad Ruling In Retaliatory Arrest Case

The U.S. Supreme Court expressed outrage Tuesday over the case of a Florida man arrested at his city council meeting for speaking about government corruption, but worried that allowing his First Amendment claim would open the floodgates for frivolous lawsuits against the police. Read more »

Sessions Warns Recent Judicial Rulings Threaten Exec. Power

U.S. Attorney General Jeff Sessions took a shot Tuesday at "maddening" court rulings in a D.C. speech, particularly those against the administration's immigration moves, while also blasting nationwide injunctions as a "growing problem" and deriding the Second Circuit's ruling on anti-gay discrimination as perhaps inspired by The New York Times. Read more »

Feature

Breyer Reads Aloud Fiery Dissent Over Immigrant Bail Ruling

Justice Stephen Breyer refused to go quietly Tuesday after his Supreme Court colleagues voted to deny bail hearings to certain immigrants detained for deportation, reading aloud an impassioned dissent invoking the Declaration of Independence and centuries-old English common law. Read more »

4 Takeaways From 2nd Circ. Ruling Rejecting Anti-Gay Bias

By adopting the U.S. Equal Employment Opportunity Commission's stance that workplace sexual orientation bias is within Title VII's reach, the Second Circuit moved the ball forward on an evolving legal issue that affects workplaces nationwide and will likely land at the U.S. Supreme Court before long, experts say. Here, Law360 looks at four key takeaways from the decision. Read more »

Senate Confirms Ga. Appeals Judge For 11th Circ. Seat

The Senate on Tuesday confirmed President Donald Trump's pick for an Eleventh Circuit vacancy, sending Georgia Court of Appeals Judge Elizabeth Branch to the federal bench. Read more »

Analysis

High Court Ruling No Green Light For Suit-Killing Laws

The U.S. Supreme Court backed Congress' power Tuesday to block a Michigan man's legal challenge to a tribal casino, but the decision showed how sharply divided the justices are over forcing federal courts to apply laws meant to shut down specific lawsuits, and it could signal a willingness to shoot down such a law under the right circumstances, attorneys say. Read more »

Pa. Justice Stands Up For Colleagues In Gerrymander Fight

Pennsylvania Supreme Court Justice Max Baer, one of three dissenters against a controversial ruling imposing new congressional maps for the 2018 election, defended the court's actions Tuesday before the state Senate Judiciary Committee, arguing his colleagues were acting in "good faith." Read more »

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Epstein Becker Green
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Fredericks Peebles
Gibson Dunn
Gordon & Rees
Greenberg Traurig
Grunfeld Desiderio
Hanson Bridgett
Hickey & Evans
Hogan Lovells
Holland & Knight
Husch Blackwell
Irell & Manella
Jones Day
Joseph Greenwald
Kasowitz Benson
Kelley Drye
Lankler Siffert
Morgan Lewis
Mowry & Grimson
Munger Tolles

ENERGY & ENVIRONMENTAL

Analysis

CPP Foes, Backers Clash Over Rewrite At Comment Deadline

The deadline for comments on a potential Clean Power Plan replacement passed Monday night, with critics of the Obama administration's key climate change regulation telling the EPA any replacement should be limited to efficiency improvements within coal-fired power plants, while supporters blasted that "inside the fence line" approach as insufficient. Read more »

FERC Clears 2 Utilities In Market Manipulation Probe

The Federal Energy Regulatory Commission announced Tuesday that a staff inquiry found no evidence to support allegations by the Environmental Defense Fund and university researchers that New England utilities Eversource Energy and Avangrid artificially constrained the region's natural gas pipeline capacity. Read more »

ND, Texas Ask To Move Forward With Methane Rule Challenge

North Dakota and Texas sought Monday to unpause a Wyoming federal court challenge to an Obama-era rule limiting methane venting and flaring from natural gas wells on public and tribal lands, after another court put the previously delayed rule into effect. Read more »

NY-Led Coalition Slams EPA Bid To Undo Clean Power Plan

New York Attorney General Eric Schneiderman, backed by 25 states, counties and cities, objected Tuesday to a proposal by the U.S. Environmental Protection Agency to dismantle the Clean Power Plan and ease regulations on power plants. Read more »

HEALTHCARE

Analysis

Latest ACA Assault Has Fighting Chance Despite Clear Flaws

The latest legal effort to demolish the Affordable Care Act by targeting the law's individual mandate has realistic odds of gaining traction despite some likely problems with its arguments. Read more »

AEROSPACE & DEFENSE

9/11 Judge Wants Mattis To Explain Commission Chief Firing

The judge overseeing the military commission for alleged perpetrators of the 9/11 terror attacks said Monday he would ask Defense Secretary James Mattis to explain why he unexpectedly fired the official in charge of the military commission system, a move defense attorneys claim may be aimed at influencing the case. Read more »

TRANSPORTATION & INFRASTRUCTURE

Calif. Greenlights Self-Driving Car Tests With No Drivers

California on Monday cleared the way for self-driving cars to be tested on public roads without a human driver behind the wheel for the first time starting in April, removing a regulatory hurdle that will help automakers get self-driving cars deployed more quickly in the U.S. Read more »

REAL ESTATE

Cuomo Aide's Call Proves Bribe Plot, Prosecutor Tells Jury

A single call placed by Joe Percoco, a former aide to New York Gov. Andrew

Neal Gerber
Norris McLaughlin
O'Connell & Aronowitz
Orrick Herrington
Perkins Coie
Pillsbury Winthrop
Reed Smith
Roberts Reynolds
Schiff Hardin
Schulte Roth
Seyfarth Shaw
Sheppard Mullin
Skadden
Stevens & Lee
Walden Macht
Western Environmental Law Center

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Aetna Inc.
American Electric Power Company Inc.
Avalara Inc.
CVS Caremark Corporation
Cato Institute
Center for Biological Diversity Inc.
Clean Air Task Force
Competitive Power Ventures Holdings LLC
Consumer Watchdog
Deloitte Touche
Enbridge
Environmental Defense Fund Inc.
Equifax Inc.
Eversource Energy
FCA US LLC
Ford Motor Company
Fordham University
Friedman LLP
General Motors
Goodyear Tire & Rubber Co.
Google Inc.
HBR Consulting LLC
Home Depot, Inc.
Hulu LLC
Humana Inc.
ISO New England Inc.
Lambda Legal Defense & Educational Fund
Major League Soccer LLC

Cuomo, on behalf of developers Steven Aiello and Joseph Gerardi is “all you need” to convict all three of bribery, a prosecutor said Tuesday as a six-week trial delving into alleged corruption in the Empire State ground its way toward a conclusion. Read more »

Fla. Court Told Beckham's $9M Stadium Land Deal Is Illegal

A Miami activist asked a Florida appeals court Monday to reverse a judge's approval of the $9 million, no-bid sale of county-owned land to ex-soccer star David Beckham for a stadium to host an expansion Major League Soccer team, arguing that state law clearly requires a competitive bidding process. Read more »

COMPETITION

CVS, Aetna Pitch Lawmakers On Merger Benefits

CVS Health Corp. and Aetna Inc. told lawmakers Tuesday that their planned $69 billion merger will benefit consumers by giving the combined company’s insurance customers access to more local health care options through CVS’ retail presence. Read more »

Trump Claims Immunity In DC Wine Bar's Lost-Business Suit

President Donald Trump and the company that operates the Trump International Hotel Washington, D.C., urged a federal court Monday to toss a local wine bar’s unfair competition suit, asserting that the president is immune from the action and the business hasn’t done anything wrong. Read more »

CYBERSECURITY & PRIVACY

House Passes Sex Trafficking Bill That Targets Websites

The House of Representatives passed a bill on Tuesday that would change the law shielding websites from liability for user postings to allow a crackdown on sites that serve as platforms for sex trafficking and prostitution. Read more »

Anti-Voter Fraud Group Wants Pa. Data On Noncitizens

An Indiana-based anti-voter fraud organization filed a federal lawsuit Monday alleging the state of Pennsylvania failed to disclose records of a reported 100,000 noncitizens who were put on voter rolls following a “glitch” that allowed them to take advantage of “motor voter” registration. Read more »

GOVERNMENT CONTRACTS

Trump Reaches $3.9B Handshake Deal For New Boeing Jets

President Donald Trump has reached an informal $3.9 billion deal with the Boeing Co. for two new Air Force One presidential jets, the White House announced Tuesday, after the president had previously criticized the cost of the program as “out of control” and had threatened to cancel it. Read more »

Jurors Urged To Convict Pa. Mayor In Law Firm Bribery Case

Prosecutors urged a federal jury during closing arguments on Tuesday to find the mayor of Pennsylvania’s third-largest city guilty of soliciting campaign contributions from law firms and other vendors with promises of lucrative government contracts. Read more »

IMMIGRATION

Judge Attacked By Trump OKs Border Wall Fast Track

The California federal judge President Trump accused of bias due to his “Mexican heritage" sided with the Oval Office on Tuesday, ruling the U.S. Department of

Mattel, Inc.
National Association of Attorneys General
National Rural Electric Cooperative Association
Netflix Inc.
New York Times Co.
Public Knowledge
Ritz-Carlton Company LLC
Sierra Club
Sinclair Broadcast Group, Inc.
Spotify Technology SA
St. Jude Medical Inc.
Target Corporation
Tax Foundation
The ADT Corporation
The Aluminum Association Inc.
The Boeing Company
Toyota Motor Corporation
Tribune Media Co.
Trump Organization Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.

GOVERNMENT AGENCIES

Appalachian Regional Commission
Army Corps of Engineers
Bureau of Land Management
California State Transportation Agency
Department of Commerce
Department of Defense Office of Military Commissions
Equal Employment Opportunity Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Federal Transit Administration
International Trade Administration
International Trade Commission
Match-E-Be-Nash-She-Wish Band of Pottawatomi
National Highway Traffic Safety Administration
National Institute of Standards and Technology

Homeland Security was within its rights to waive environmental laws in order to construct border walls near San Diego. Read more »

INTERNATIONAL TRADE

US Solidifies Duties On Chinese Foil As WTO Brawl Looms

The U.S. Department of Commerce finalized a set of tariffs Tuesday on imports of Chinese aluminum foil, fueling an ongoing World Trade Organization battle between trading giants China and the United States that could have serious implications for Washington's enforcement efforts against Beijing. Read more »

TAX

Feature

States Struggle To Fix Digital Disparity Of Old Tax Codes

Compared to the exponential growth that digital media and e-commerce have experienced over the past decade, the commensurate expansion of sales and use taxes on those products and services is lagging way behind and should be fixed, experts say. Read more »

House Bill Targets Tax Loopholes For Multinational Cos.

A bill introduced in Congress Tuesday by Democratic lawmakers would end provisions included in the new federal tax law that companies operating overseas may use to reduce their tax burden. Read more »

Ill. Dems Want To Lower Threshold For 'Home Rule' Towns

A group of Democratic Illinois lawmakers on Tuesday announced they would push to amend the state's constitution in order to lower the population threshold of so-called "home rule" communities from 25,000 to 5,000 so that nearly 170 more municipalities in Illinois would be able to determine more or their own laws beyond state statutes. Read more »

NATIVE AMERICAN

Justices Back Congress' Power To Block Lawsuits

The U.S. Supreme Court on Tuesday upheld a D.C. Circuit decision backing the federal government's move to set aside a parcel of a Michigan tribe's land for a casino, saying Congress didn't violate federal courts' powers by enacting a law that stymied legal challenges to the project. Read more »

Bill To Extend Tribe's Gambling Pact Hits Fla. House Floor

A gambling bill that would approve a 20-year extension of Florida's exclusive compact with the Seminole Tribe of Florida advanced to the House floor Monday, but lawmakers have considerable work ahead, with a contrasting Senate proposal and Democrats' opposition to the bill's handling of billions in gambling revenue. Read more »

TELECOMMUNICATIONS

Analysis

AT&T Mobility Ruling Won't Fill Net Neutrality Void

The Ninth Circuit's milestone ruling in a widely watched case over alleged data-throttling by an AT&T unit has restored broader FTC enforcement authority over internet service providers, yet experts say it stops short of adding new consumer safeguards following the rollback of net neutrality regulations last year. Read more »

Dem AGs Oppose FCC Lifting Television Reach Limits

The Democratic attorneys general of seven states urged the Federal

National Railroad Passenger Corporation
New York Attorney General's Office
Pennsylvania Department of State
Pennsylvania Department of Transportation
Pennsylvania Supreme Court
Poarch Band of Creek Indians
Rural Utilities Service
Seminole Tribe of Florida
Tennessee Valley Authority
U.S. Air Force
U.S. Army
U.S. Census Bureau
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Transportation
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. Senate
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania
World Trade Organization

Communications Commission in comments filed Monday not to relax the nationwide television audience cap, pointing specifically to Sinclair Broadcast Group Inc.'s proposed $3.9 billion purchase of Tribune Media Co., and warning of "excessive consolidation." Read more »

Dems Push Bill Reviving Net Neutrality, Point To Midterms

Democratic lawmakers on Tuesday urged Republicans to support a bill undoing the Federal Communications Commission's revocation of Obama-era net neutrality rules, threatening to make it a major issue in the 2018 midterm elections. Read more »

EXPERT ANALYSIS

Roundup

EPA In The Trump Era

In this series, former EPA general counsels and agency members discuss some of the most significant recent developments at the U.S. Environmental Protection Agency and what they mean for the future of U.S. environmental law. Read more »

Trump Infrastructure Plan: Perspectives For The P3 Market

Earlier this month, the Trump administration released its long-awaited infrastructure plan. The plan is generally supportive of public-private partnerships, and includes a number of specific elements that would benefit the U.S. P3 market. But it does not demonstrate where Congress will find the revenues to authorize the planned spending, say Lance Brasher and Joshua Nickerson of Skadden Arps Slate Meagher & Flom LLP. Read more »

9th Circ. CWA Decision Could Pose New Compliance Risks

With the Ninth Circuit's recent decision in Hawaii Wildlife Fund v. County of Maui, environmentalists have scored a victory under the Clean Water Act that may cause a widespread re-evaluation of permitting status and engender a wave of citizen suits, says Bernadette Rappold of Greenberg Traurig LLP. Read more »

Litigating The Internet Of Things

With the rise of the internet of things, vast new quantities of data are traversing the cloud. Companies that do not actively and continuously strengthen their cybersecurity protocols are at risk for breaches — and for the consumer class actions that may follow, says Leslie Gutierrez of Husch Blackwell LLP. Read more »

Why Machine Learning Should Matter To Lawyers

Legal leaders who want to meet their clients' expanding expectations should start moving their documents to future-ready document management solutions now if they want to stay competitive in the next few years, says Dan Puterbaugh of Adobe Systems Inc. Read more »

LEGAL INDUSTRY

Feature

What BigLaw Can Learn From The Big 4

The Big Four accounting firms have assembled massive operations spanning the globe, generating a cumulative $134 billion in revenue last year. Here, Law360 takes a look at three things BigLaw can learn from the Big Four. Read more »

Orrick, Jones Day, Irell Partners Tapped For Calif. Bench

California Gov. Jerry Brown appointed 25 superior court judges Tuesday, including partners from Orrick Herrington & Sutcliffe LLP, Jones Day, Irell & Manella LLP, Perkins Coie LLP and Gordon & Rees LLP with focuses on intellectual property, white collar crime and product liability. Read more »

9th Circ. Asks DC High Court For Clarity On Howrey Profits

The Ninth Circuit asked the D.C. Court of Appeals on Tuesday to answer questions

of law related to whether a bankruptcy trustee can recover profits earned by ex-Howrey LLP partners for matters started at the now-defunct firm from the attorneys' new firms. Read more »

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Munger Tolles
Neal Gerber
Norris McLaughlin
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Orrick Herrington
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Accenture plc
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Avalara Inc.
CVS Caremark Corporation
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Competitive Power Ventures Holdings LLC
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Deloitte Touche
Enbridge
Equifax Inc.
Eversource Energy
FCA US LLC
Ford Motor Company
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Goodyear Tire & Rubber Co.
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Hulu LLC
Humana Inc.
ISO New England Inc.
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National Association of Attorneys General
National Rural Electric Cooperative Association
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Tax Foundation
The ADT Corporation
The Aluminum Association Inc.
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Toyota Motor Corporation
Tribune Media Co.
Trump Organization Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.

GOVERNMENT AGENCIES

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U.S. Supreme Court
U.S. Environmental Protection Agency
Federal Communications Commission
U.S. Department of the Interior
Department of Commerce
Executive Office of the President
U.S. Army
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Transportation
U.S. Senate
Appalachian Regional Commission
Army Corps of Engineers
Bureau of Land Management
California State Transportation Agency
Department of Defense Office of Military Commissions
Equal Employment Opportunity Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Energy Regulatory Commission
Federal Trade Commission
Federal Transit Administration
International Trade Administration
International Trade Commission
Match-E-Be-Nash-She-Wish Band of Pottawatomi
National Highway Traffic Safety Administration
National Institute of Standards and Technology
National Railroad Passenger Corporation
New York Attorney General's Office
Pennsylvania Department of State
Pennsylvania Department of Transportation
Pennsylvania Supreme Court
Poarch Band of Creek Indians
Rural Utilities Service
Seminole Tribe of Florida
Tennessee Valley Authority
U.S. Air Force

U.S. Census Bureau
U.S. Department of Agriculture
U.S. General Services Administration
United States District Court for the Eastern District of Pennsylvania
World Trade Organization

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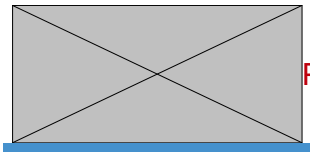
Subject: [Marketing Mail] Trump Playing With Fire In Bucking EU Trade Norms



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Wednesday, May 31, 2017

TOP NEWS

Analysis

Trump Playing With Fire In Bucking EU Trade Norms

In the early days of his administration, President Donald Trump has managed to upend years of geopolitical consensus on trade policy with the European Union on the globe's grandest stages, which experts say could severely hinder the crucial U.S.-EU commercial alliance. Read more »

Analysis

Shift Toward Renewables Sparks Midlife Crisis For PURPA

A Federal Energy Regulatory Commission nominee's recent plea for Congress to revise the Public Utility Regulatory Policies Act's mandate that utilities buy electricity from small-scale producers underscores growing concern over the 40-year-old law's relevance, and experts predict PURPA enforcement fights will increase as more renewable and distributed generation joins the grid. Read more »

US Alerts WTO It Is Considering Massive Solar Tariff

The U.S. notified the World Trade Organization that it has initiated an investigation into whether an influx of foreign solar cell imports harmed U.S. producers in response to bankrupt manufacturer Suniva's petition to the International Trade Commission for massive tariffs on all U.S. imports. Read more »

Automatic Voter Registration Passes Illinois House

Legislation that would automatically register Illinoisans to vote when they make contact with state driver services or other state agencies unanimously passed the House of Representatives on Monday and is expected to get Gov. Bruce Rauner's signature. Read more »

NJ Town To Approve Mosque, Pay $3.25M To Settle Bias Suits

Bernards Township has agreed to pay $3.25 million to an Islamic group and approve its plans for a mosque to resolve litigation in New Jersey federal court alleging that the municipality denied the organization's land use application in an act of religious discrimination, federal authorities announced Tuesday. Read more »

Tech Cos., Trade Groups Seek Surveillance Reforms

A group of more than 30 technology companies and trade associations, including Amazon.com Inc., Facebook Inc. and Uber Technologies Inc., on Friday urged the House Judiciary Committee to bolster privacy protections and transparency while instituting reforms to the National Security Agency's surveillance practices under a

LAW FIRMS

Akin Gump
Andrews Kurth Kenyon
Arnold & Porter Kaye Scholer
Bailey & Glasser
Banner & Witcoff
Bookoff McAndrews
Brooks Kushman
Brown Law Firm
Brune Law PC
Butler Rubin
Cantor Colburn
Carter Ledyard
Constangy Brooks
Cozen O'Connor
Dickinson Wright
Earthjustice
Eversheds Sutherland
Farnan LLP
Finnegan
Fish & Richardson
Fisher Phillips
Fitch Even
Fitzpatrick Cella
FordHarrison
Fox Rothschild
Fross Zelnick
Gibson Dunn
Greenberg Traurig
Jackson Lewis
Jones Walker
K&L Gates
Kacvinsky Daisak
Kilpatrick Townsend

section of the Foreign Intelligence Surveillance Act. Read more »

House Bill Targets VA Small-Biz Contract Abuse

A bipartisan pair of House lawmakers said Tuesday they introduced legislation to give the U.S. Department of Veterans Affairs greater authority to identify and punish companies that "pass through" VA contract work to ineligible companies by improperly using a program meant to aid veteran-owned small businesses. Read more »

BANKING & SECURITIES

Justices Won't Hear Tilton's Suit Over SEC In-House Courts

The U.S. Supreme Court declined on Tuesday to take up private equity magnate Lynn Tilton's challenge to the constitutionality of the U.S. Securities and Exchange Commission's administrative law judges, leaving in place a Second Circuit ruling that dismissed her suit for lack of jurisdiction. Read more »

ENERGY & ENVIRONMENTAL

With Coal Leases Back, Enviros Want Appeal Restarted

Two environmental groups have asked the D.C. Circuit to restart their appeal challenging the environmental analysis of the federal coal leasing program, arguing that the U.S. Department of the Interior's decision to revive the practice made their case relevant again. Read more »

9th Circ. Revokes EPA Approval For Nanosilver Product

The Ninth Circuit on Tuesday vacated the U.S. Environmental Protection Agency's temporary approval of a type of antimicrobial silver treatment for textiles and plastics, finding the agency hadn't sufficiently supported its finding that early approval was in the public's interest. Read more »

DC Circ. Says EPA Can Withhold Effluent Data

The D.C. Circuit on Tuesday affirmed a district court judge's decision to allow the U.S. Environmental Protection Agency to withhold data on power plant wastewater discharges that was requested by environmental groups. Read more »

MEDIA & ENTERTAINMENT

Analysis

Where Does Fla. Gambling Head After Reform Bill's Failure?

Just two months ago, Florida lawmakers were eyeing significant gambling concessions to bring billions into state coffers and resolve numerous lawsuits, but after a collapse in negotiations and a major court decision, the odds of expansion appear to have plummeted. Here, experts look at the reasons for the industry's changing fortune and its prospects for growth in the Sunshine State. Read more »

BuzzFeed Hit With Defamation Suit Over Trump Dossier

Three Russian bank owners named in a controversial dossier alleging the country has compromising information about President Donald Trump have slapped BuzzFeed Inc. with a defamation suit in New York state court, blasting the media organization for publishing the reports despite admitting that they contained unverified allegations. Read more »

Analysis

All Eyes On NFL After SG Weighs In On Sports Betting

New Jersey's legal battle to allow sports betting is on life support now that the U.S. Solicitor General has advised the Supreme Court not to take the challenge to the federal prohibition on states allowing sports gambling, but the larger debate over legalization will continue as all eyes now focus on the NFL. Read more »

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Duke Energy Corporation
Facebook
Industries for the Blind Inc.
International Business Machines Corporation
International Center for Technology Assessment

TRANSPORTATION & INFRASTRUCTURE

High Court Won't Hear NYC Cab Driver's GPS Tracking Suit

The U.S. Supreme Court declined Tuesday to review the Second Circuit's decision that a cab driver couldn't assert a Fourth Amendment challenge to New York City's mandate that all taxis be equipped with GPS tracking devices. Read more »

REAL ESTATE

SF Can't Escape Unconstitutional Housing Policy Ruling

A California federal judge on Tuesday denied the city of San Francisco's bid to vacate an earlier ruling that invalidated a since-revised housing law that forced landlords to pay massive sums to tenants before taking their property off the market, saying the city is asking for a privilege "reserved for sovereigns." Read more »

EMPLOYMENT

Feds' Salary Tweak Didn't Break $233M Pay Deal: Fed. Circ.

The Federal Circuit on Tuesday affirmed a Federal Claims Court decision dismissing a proposed class action alleging the government reneged on a $232.5 million deal to consult government workers before changing salary adjustments paid to workers outside the contiguous U.S., finding these tweaks did not require negotiation. Read more »

Chamber's Challenge To Philly Pay Inquiry Law Tossed

A federal judge on Tuesday agreed that the Chamber of Commerce of Greater Philadelphia needed to identify an impacted business before it could bring a lawsuit challenging a new city ordinance barring employers from asking about a prospective worker's salary history. Read more »

PRIVACY & CONSUMER PROTECTION

Transgender Student Gets Restroom Access At 7th Circ.

Transgender high school students' ability to use the bathroom of their choice is protected under both Title IX and the equal protection clause, the Seventh Circuit declared in a groundbreaking ruling on Tuesday in which the circuit was the first to apply either one to transgender rights. Read more »

PRODUCT LIABILITY

Justices Won't Review Parents' Vaccine Injury Suit

The U.S. Supreme Court said Tuesday it will not hear an appeal from parents seeking compensation for their son's permanent injuries they claim were caused by a measles, mumps and rubella vaccine administered in 1998. Read more »

GOVERNMENT CONTRACTS

VA Small Biz Requirement Overrides Blind Worker Preference

The statutory requirement for the U.S. Department of Veterans Affairs to give preference to veteran-owned small businesses for procurements overrides the governmentwide requirement to purchase from businesses that employ the blind and disabled, a Court of Federal Claims judge ruled in a decision made public Tuesday. Read more »

DOD Must Improve Work On Missile Defense System: GAO

Microsoft Corporation
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
New York Times Co.
North American Securities Administrators Association
Oakland Raiders
Pacific Legal Foundation
Sierra Club
Sprint Nextel Corporation
TechFreedom
Turner Broadcasting System Inc.
Twitter Inc.
Uber Technologies Inc.
United States Telecom Association
Washington Post Co.
Windstream Corporation
Zeughauser Group LLC

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AbilityOne Commission
Bureau of Labor Statistics
Bureau of Land Management
Centers for Medicare & Medicaid Services
Energy Information Administration
European Union
Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Florida State Senate
Government Accountability Office
International Trade Commission
Missile Defense Agency
NAFTA
National Economic Council
National Security Agency
National Security Council
Northern Cheyenne Tribe
Office of the U.S. Trade Representative
Poarch Band of Creek Indians
Securities and Exchange Commission
Seminole Tribe of Florida
U.S. Agency for International Development
U.S. Attorney's Office

The Missile Defense Agency made some progress toward its testing, delivery and effectiveness goals for its massive anti-ballistic missile system in 2016, but still faces a range of challenges in meeting those goals and needs to incorporate more input from military services, the U.S. Government Accountability Office said Tuesday. Read more »

BANKRUPTCY

DaVita Investors Sue Execs Over Alleged Insurance Scheme

DaVita Inc.'s top brass involved the dialysis company in a scheme to maximize profits by steering people away from government health insurance plans, all while misleading shareholders about profits and making lucrative insider trades for themselves, according to a suit filed in Delaware federal court on Tuesday. Read more »

TELECOMMUNICATIONS

CBS Defends Colbert's Trump Joke To FCC After Complaint

CBS rebutted a petitioner's claims to the Federal Communications Commission that host Stephen Colbert's jokes about President Donald Trump constituted obscenity and "fake news," arguing the agency has already said it won't take action and that the material was protected speech. Read more »

Advocates Seek DC Circ. Halt To FCC TV Ownership Change

Advocacy groups on Friday asked the D.C. Circuit to prevent a Federal Communications Commission's vote weakening media ownership rules from taking effect, warning that otherwise TV station consolidation will begin while their legal challenge continues and will likely succeed. Read more »

FCC Should Update Regs For Rural Business Data Services

Trade groups representing rural telecom companies have asked the Federal Communications Commission to modernize its rates, terms and conditions for certain small and rural providers offering business data services, saying older rules are hurting their ability to compete. Read more »

NEW JERSEY

NJ Developer Sues Town Over Docs On Affordable Housing

A developer looking to construct state-mandated affordable housing along the Hudson River in Edgewater, New Jersey, has hit the borough with a lawsuit in state court for allegedly withholding documents without any explanation in connection with efforts to provide such residential units through another project. Read more »

ILLINOIS

Liberty Justice Center Threatens To Sue Over Ill. Tax Hikes

The Liberty Justice Center is threatening to sue Illinois' revenue department if tax hikes and new levies on previously untaxed services — aimed at raising more than $5.4 billion — get passed into law, according to a statement Sunday. Read more »

Hastert Hit With New Suit Over Sex Abuse Claims

An anonymous plaintiff filed a lawsuit against former U.S. Speaker Dennis Hastert in Illinois county court last week, alleging the Illinois Republican sexually assaulted him when he was an elementary school student. Read more »

EXPERT ANALYSIS

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U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Office of Personnel Management
U.S. Patent and Trademark Office
U.S. Supreme Court
United Nations
World Trade Organization

Superfund Sites And EPA Budget Cuts: A Collision Course

President Donald Trump's proposal to slash the 2018 budget and workforce of the U.S. Environmental Protection Agency has generated commentary over its potential ramifications. Assuming that a budget along the lines of the president's proposal is eventually adopted, governmental actions to address and remediate hazardous waste sites will undoubtedly be delayed or scaled back, says Kevin O'Brien of Butler Rubin Saltarelli & Boyd LLP. Read more »

The End Of Overtime Pay As We Know It?

Lest anyone think there is nothing else to talk about on the overtime front, changes have recently been proposed — this time by Congress — that may allow private employers to cease paying overtime to nonexempt employees. However, the proposal is not without its challenges, says Michael Schmidt of Cozen O'Connor. Read more »

Assessing CHOICE Act's PE Fund Deregistration Provision

Even if the option of deregistration becomes available to private equity fund managers under Section 858 of the Financial CHOICE Act, the Dodd-Frank Act may have brought lasting changes to the industry that will outlive its particular operative provisions, say Ellen Fleishhacker and Robert Holton of Arnold & Porter Kaye Scholer LLP. Read more »

Don't Sell US Short On Cross-Border M&A — But Mind CFIUS

The question many are asking now: What impact, if any, will the Trump administration's inward-looking U.S. international economic policy stance have on future deal flow? Alexander Koff of Venable LLP shares an educated guess. Read more »

Infrastructure 'Recycling' May Be The Wave Of The Future

Infrastructure "recycling" has lately gained traction as a potential element of the Trump administration's plans. By tapping into hundreds of billions of dollars of value in roads, bridges, airports and other assets, public-private partnerships can fund new priorities. This innovative approach could engage both public and private sectors in a long-term effort, say Stephen Martinko and Peter Nelson of K&L Gates LLP. Read more »

LEGAL INDUSTRY

How 3 Employment Boutiques Grew Their Ranks

Three of the smaller nationwide employment firms are far outpacing their general practice counterparts in growth, according to the latest Law360 400. Here's how they took advantage of their unique position in the market. Read more »

The Guy Making Your Coffee In NYC & DC? Probably A Lawyer

New York and Washington, D.C., have more excess attorneys per 10,000 residents than any other state or district, according to recent data from the American Bar Association and U.S. Census Bureau compiled and shared publicly on Tuesday. Read more »

Northwestern Mulls Accepting GRE For Law Applicants

Northwestern University School of Law is looking at the possibility of allowing applicants to forgo the Law School Admissions Test and instead submit GRE scores for entrance, the Chicago-based law school confirmed on Tuesday. Read more »

UK Law Society Monopolized Fraud Training, Court Rules

The U.K. Competition Appeal Tribunal found Friday that The Law Society of England and Wales breached the country's antitrust laws by requiring firms to purchase financial crime courses exclusively from the organization. Read more »

IP Boutiques Right The Ship In Choppy Market

After a rough stretch that resulted in two intellectual property firms going belly up, IP boutiques have adjusted to heightened price scrutiny and a slowdown in patent

cases to stabilize their headcount, according to the latest Law360 400. Read more »

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Duke Energy Corporation
Facebook
Industries for the Blind Inc.
International Business Machines Corporation
International Center for Technology Assessment
Microsoft Corporation
NFL Enterprises LLC
National Basketball Association
National Collegiate Athletic Association
National Hockey League
New York Times Co.
North American Securities Administrators Association
Oakland Raiders
Pacific Legal Foundation

Sprint Nextel Corporation
TechFreedom
Turner Broadcasting System Inc.
Uber Technologies Inc.
United States Telecom Association
Washington Post Co.
Windstream Corporation
Zeughauser Group LLC

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U.S. Department of Justice
Federal Communications Commission
U.S. Environmental Protection Agency
NAFTA
Securities and Exchange Commission
U.S. Department of Veterans Affairs
World Trade Organization
AbilityOne Commission
Bureau of Labor Statistics
Bureau of Land Management
Centers for Medicare & Medicaid Services
Energy Information Administration
European Union
Executive Office of the President
Federal Energy Regulatory Commission
Florida State Senate
Government Accountability Office
International Trade Commission
Missile Defense Agency
National Economic Council
National Security Agency
National Security Council
Northern Cheyenne Tribe
Office of the U.S. Trade Representative
Poarch Band of Creek Indians
Seminole Tribe of Florida
U.S. Agency for International Development
U.S. Attorney's Office
U.S. Census Bureau
U.S. Department of Defense
U.S. Department of Labor
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U.S. Office of Personnel Management
U.S. Patent and Trademark Office
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Subject: [Newsletter] [Marketing Mail] Latest News: Supreme Court, Muslim Ban, and More

FEATURED STORIES

Supreme Battle

With new Supreme Court nominee Judge Neil Gorsuch, the high court will rule on a host of pivotal issues, from voting rights and digital privacy, to campaign finance and anti-discrimination protections. Brennan Center experts explain what's at stake.

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The Muslim Ban is Not About Terrorism

The administration's refusal to comply with court rulings on the executive order subverts the rule of law and sets up a constitutional crisis.

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THE TOP 5

Voter Fraud Inquiry? The Investigators Got Burned Last Time

The president of the United States is peddling conspiracy theories that undermine our democracy for political gain.

The Unconstitutional Muslim Ban

The president fired Acting Attorney General Sally Yates for refusing to defend his immigration ban.

Will Judge Gorsuch Stand up to Trump?

In the face of serious abuses of power, Supreme Court justices have acted time and again to

preserve the rule of law and constitutional rights. This is what makes American democracy strong.

Fact Checking Trump's First Weeks on Crime and Voting

No alternative facts here, just real ones — showing no massive voter fraud, and no nationwide crime wave.

Republicans Resurrect Sentencing Reform

These commonsense reforms transcend partisan politics. Sens. Chuck Grassley and Dick Durbin, and Speaker Paul Ryan, should be commended for their leadership.

FROM OUR FELLOWS

Mr. President, the Feds are Already in Chicago

Trump says he'll "send in the Feds" if Chicago doesn't cut its murder rate. But "the Feds" are already helping reform the Windy City's police department. Andrew Cohen explores.

Trump's Super-Sized Global Gag Rule

Donald Trump did not just reinstate a pre-Obama ban on U.S. assistance to overseas groups that perform or even talk about abortion, he vastly expanded its reach, writes Dorothy Samuels.

Learn more about our fellows »

FEATURED EVENT

Should We Give President Trump a Chance?

This was a deeply polarized election, where Donald Trump won the Electoral College but lost the popular vote by over 2.8 million. His opponents argue he gave voice and legitimacy to extremists, and that his unpredictable, autocratic style is a threat to both democratic ideals at home, and stability abroad. But others, including critics, argue Trump's election represents the will of the American people, who — hungry for change — repudiated the status quo. Should we give

President Trump a chance? Watch Wednesday's debate from Intelligence Squared, featuring the Brennan Center's Michael Waldman and The Atlantic's David Frum, against Bloomberg View's Clive Crook and political analyst Gayle Trotter.

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What does Gorsuch's nomination mean for campaign finance law + #CitizensUnited? http://trib.al/6LaOcUQ

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2017's redistricting cases will have significant consequences for how Americans are represented in government. http://trib.al/O37nfzD

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Trump's voter fraud expert who prompted his baseless claims, warns it's too early to draw conclusions on mass fraud http://trib.al/EU7p3ZK

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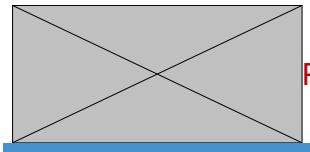

PUBLIC POLICY.

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Friday, June 2, 2017

TOP NEWS

Trump Confirms Plan To Pull US Out Of Paris Climate Deal

President Donald Trump said Thursday that the U.S. will withdraw from the Paris climate change agreement, fulfilling a campaign promise and ignoring pleas from lawmakers, businesses and members of his own administration to stay in the landmark deal. Read more »

Calif. Senate OKs Plan For 100% Renewable Energy By 2045

A divided California Senate on Wednesday approved a plan to generate 100 percent of the state's electricity from renewable sources by 2045, doubling down on Democratic pledges to push back against Trump administration policies in advance of a withdrawal from the Paris climate change agreement. Read more »

Analysis

High Court Will Likely Mull These 4th Circ. Travel Ban Issues

As the dust settles around the Fourth Circuit upholding the block on President Donald Trump's revised travel ban, here are key takeaways from the high-profile ruling, along with a look at what could happen next now that the administration has asked for the Supreme Court to weigh in. Read more »

Analysis

Fewer In-Person Appeals Meetings May Prove Costly For IRS

The cash-strapped IRS' decision to reduce the number of in-person meetings it grants taxpayers during appeals may defeat the agency's goal to save resources if it is forced into litigation as a result of less effective communication by mail, telephone or videoconferencing. Read more »

Ex-BigLaw Partners Land White House Ethics Rule Waivers

Lawyers who jumped from Jones Day, Venable LLP and Kirkland & Ellis LLP to the White House in recent months are among more than a dozen people who have gotten a pass from an ethical ban on working on issues related to their private-sector jobs and lobbying clients, according to a Wednesday disclosure. Read more »

Analysis

Aggressive Fraud Section Chief Ups Ante In Russia Probe

With the addition of outgoing Justice Department official Andrew Weissmann, the independent probe into President Donald Trump's ties with Russia gained an ex-prosecutor described by former colleagues as a smart and zealous advocate whose strong opinions sometimes put him at odds with others. Read more »

LAW FIRMS

Arnold & Porter Kaye Scholer
Avyno Law
Baker McKenzie
Barber Emerson
Barnes & Thornburg
Berry Appleman
Blank Rome
Bond Dickinson
Chamberlain Hrdlicka
Cleary Gottlieb
Cozen O'Connor
Cravath Swaine
DLA Piper
Davis Polk
Davis Wright Tremaine
Dentons
Earthjustice
Fox Rothschild
Friedman Kaplan
Gibson Dunn
Jenner & Block
Jones Day
Kirkland & Ellis
Latham & Watkins
Mayer Brown
Mitchell Silberberg
Munger Tolles
O'Neill & Borges
Olshan Frome Wolosky
Perkins Coie
Prickett Jones
Proskauer Rose
Reed Smith

Dentons Partner Sets Sights On Calif. Lt. Gov. Seat

California will elect a new lieutenant governor in 2018, and Dentons partner Jeff Bleich, touting his vision for statewide education reform and his experience as a former top aide to President Barack Obama, told Law360 on Thursday he's just the man for the job. Read more »

BANKING & SECURITIES

Fed's Rules Chief Says Pressure On Bank Boards May Ease

The top regulatory official at the Federal Reserve said Thursday that it plans to ease its demands on bank boards of directors and that now was the right time to review rules put in place after the financial crisis. Read more »

ENERGY & ENVIRONMENTAL

4th Circ. Denies EPA Bid For Stay On Setting Toxin Limits

The Fourth Circuit will not pause a district judge's order directing the U.S. Environmental Protection Agency to set toxicity limits for West Virginia's rivers and streams while the agency appeals the ruling. Read more »

BLM Will Revisit Vehicle Access Routes In Utah After Deal

The Tenth Circuit on Wednesday tossed out consolidated appeals challenging a directive to remedy several off-highway vehicle plans in Utah, allowing the Bureau of Land Management to put in motion a settlement that will see BLM-Utah re-evaluate and implement a dozen new plans throughout the eastern and southern portions of the state in the coming years. Read more »

EMPLOYMENT

NJ Lawmakers Advance Salary History, Wage Violation Bills

A New Jersey legislative panel on Thursday advanced bills that would bar employers from asking job applicants about their salary history and increase penalties for companies that run afoul of labor laws, measures that supporters say would help tackle gender bias and deter wage violations. Read more »

DOJ Lacking In Response To Sexual Harassment, OIG Says

The U.S. Department of Justice faces glaring shortcomings in its reporting and response to sexual harassment and misconduct allegations, Inspector General Michael Horowitz said Wednesday in an advisory memorandum. Read more »

INTERNATIONAL TRADE

WTO Report Touts New Accords, Warns of Protectionism

The World Trade Organization's 2017 annual report looking back at various aspects of the organization's past year touted accords that should streamline customs and make medicine more accessible in poor nations, but also noted challenges of slow economic and trade growth along with the "threat" of protectionism, according to an announcement Wednesday. Read more »

UK Arbitration Group Pans EU Investment Court Proposal

A British arbitration trade group pushed back on a proposal for an EU-wide investment arbitration court Thursday, calling the idea unsustainable and its rulings potentially unenforceable. Read more »

TAX

Relman Dane
Scarinci Hollenbeck
Telecommunications Law Professionals
Venable LLP
Walden Macht
Waltzer Wiygul
White & Case
White and Williams
Willkie Farr
WilmerHale
Withers Bergman
Womble Carlyle
Zuckerman Spaeder

COMPANIES

3M Company
AT&T Inc.
Airbnb Inc.
American Bar Association
Applied Materials, Inc.
BNSF Railway
Bank of America Corporation
Barclays PLC
Chartered Institute of Arbitrators
Chevron Corporation
Colfax Corporation
Deloitte Touche
EMI Group Ltd.
Electronic Frontier Foundation
Environmental Defense Fund Inc.
Exxon Mobil Corporation
Facebook
Fitch Ratings Ltd.
General Electric Company
Google Inc.
Hilltop Securities Holdings LLC
International Centre for Settlement of Investment Disputes
KPMG International
Lex Mundi Ltd
Lexmark International, Inc.
Moody's Corporation
Natural Resources Defense Council
New Jersey Chamber of Commerce
Oaktree Capital Management
Pacific Legal Foundation
S&P Global Inc.
Sierra Club
Sony/ATV Music Publishing LLC
Space Exploration Technologies

NJ Senate Committee Advances 'Airbnb' Tax Bill

New Jersey's Senate Budget and Appropriations Committee on Thursday advanced legislation to permit taxes and fees on online short-term rental marketplaces like Airbnb and FlipKey, a measure expected to pump millions of dollars into state and municipal coffers. Read more »

With No Budget Deal, Ill. Credit Drops To Edge Of Junk Status

The day after Illinois lawmakers left town, blowing past their spring legislative deadline to pass a budget, credit rating agencies Standard & Poor's and Moody's Investors Service downgraded the state's bond rating to one notch above junk status, with S&P going even further to plunge the state's appropriations debt into junk territory. Read more »

BANKRUPTCY

Bondholders Want Stay Lifted On Puerto Rico Public Pension

Holders of bonds issued by Puerto Rico's public pension fund on Wednesday asked the court overseeing the island's bankruptcy-like process to lift the fund's legal protections and let them start collecting on the roughly $2 billion they're owed. Read more »

IMMIGRATION

EOIR Lags On Open Cases And Hiring Judges, Report Says

The number of unresolved immigration cases more than doubled to 437,000 between 2006 and 2015 as the Executive Office for Immigration Review fell behind on filling open judge slots and developing effective workforce plans, the U.S Government Accountability Office said Thursday. Read more »

Extensive Questioning For Some Visa Applicants Approved

The Trump administration has signed off on a new detailed questionnaire for visa applicants worldwide that calls for data such as their social media user names and 15 years' worth of travel, employment and other biographical information. Read more »

TELECOMMUNICATIONS

Analysis

GOP Plan Revives, Expands Part Of Nixed FCC Privacy Rules

Although Rep. Marsha Blackburn, R-Tenn., helped kill Obama-era Federal Communications Commission privacy rules for internet service providers, she is now pushing a bill to reinstate a tougher, opt-in standard for using certain consumer data, an ironic twist that experts say would take the rules further than they went before. Read more »

Acting FCC Legislative Affairs Director To Stay In Role

Timothy Strachan, acting director of the Federal Communications Commission's Office of Legislative Affairs, will serve as director of the office going forward, FCC Chairman Ajit Pai announced Wednesday. Read more »

Report Calls 20% Of Pro-Net Neutrality Comments Fake

Advocates of net neutrality and their opponents continued to point fingers over hundreds of thousands of allegedly fake comments posted on the Federal Communications Commission's website soliciting public opinion after a conservative watchdog released a report Wednesday estimating that almost one-fifth of pro-net neutrality submissions were spam. Read more »

Ex-Top CFTC Enforcer Returns To Zuckerman Spaeder

Aitan Goelman, who led the U.S. Commodity Futures Trading Commission's

Corp.
Sprint Nextel Corporation
State Bar of California
Time Warner Cable
Twitter Inc.
Union of Concerned Scientists
Warner/Chappell Music Inc.
Whole Foods Market, Inc.

GOVERNMENT AGENCIES

Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Delaware Court of Chancery
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Union
Executive Office for Immigration Review
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Government Accountability Office
Internal Revenue Service
NAFTA
National Labor Relations Board
Office of Federal Contract Compliance Programs
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of State
U.S. Environmental Protection Agency
U.S. Supreme Court
United Nations
West Virginia Department of Environmental Protection
World Trade Organization

enforcement division until earlier this year, has rejoined Zuckerman Spaeder LLP to lead its securities and commodities litigation group, the law firm said Thursday. Read more »

EXPERT ANALYSIS

OFCCP And EEOC Merger Bolstered By Proposed Budget

In a move that could affect all employers, the Trump administration's recent draft budget proposes a merger between the U.S. Equal Employment Opportunity Commission and the Office of Federal Contract Compliance Programs. Initial reactions have been almost uniformly negative, says Brian Bulger of Cozen O'Connor. Read more »

4th Circ. Offers A Range Of Unique Opinions On Travel Ban

Both the order and the court opinion from the Fourth Circuit's 10-3 en banc decision barring enforcement of President Donald Trump's revised travel ban were exceptional. The unusual nature of this legal issue is reflected in the wide variety of opinions issued in the decision — seven separate opinions from 13 judges, says Jeffrey Gorsky of Berry Appleman & Leiden LLP. Read more »

Opinion

Let's Look At The Legal Bar For Treason

While allegations of "treason" have been waged against President Trump on social media, the legal bar is far too high for him to ever face charges. Even if Trump collaborated with the Russian government to hack emails or provide classified information to them, he is not guilty of treason under the U.S. Constitution, says Donald Scarinci, founding partner of Scarinci Hollenbeck LLC and editor of the Constitutional Law Reporter. Read more »

LEGAL INDUSTRY

Landing BigLaw Pay Means Fishing A Small Pond

While first-year associates at major-market BigLaw firms in 2016 saw starting annual salaries as high as $180,000, most of the country will have a long way to go to keep pace with such pay, according to a report released Thursday. Read more »

Womble Carlyle, British Firm Bond Dickinson Combine Forces

North Carolina-based Womble Carlyle Sandridge & Rice LLP will combine with British firm Bond Dickinson LLP as equal members in a new transatlantic network of firms named Womble Bond Dickinson, the firms announced Thursday. Read more »

Friedman Atty Among 7 Nominees For NY High Court Seat

The New York State Commission on Judicial Nomination recommended to the governor Thursday a Friedman Kaplan Seiler & Adelman LLP attorney and six other judges to fill the vacancy on the New York Court of Appeals created by the untimely passing of Associate Judge Sheila Abdus-Salaam. Read more »

Cleary Gottlieb Bolsters Maternity Leave Policy In London

The London office of Cleary Gottlieb Steen & Hamilton LLP has revamped its benefits package to include 30 weeks of full pay during maternity leave, the firm confirmed on Thursday, the latest move to make employee perks more competitive. Read more »

Law360's Weekly Verdict: Legal Lions & Lambs

Mayer Brown LLP headed up this week's legal lions list after the U.S. Supreme Court sided with its client, limiting patent owners' ability to control patented products once they are sold, while Proskauer Rose became a legal lamb after the Second Circuit ruled in favor of employees of the firm's client Whole Foods in a dispute over workplace recordings. Read more »

JOBS

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Los Angeles, California

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Avyno Law
Baker McKenzie
Barber Emerson
Barnes & Thornburg
Berry Appleman
Blank Rome
Bond Dickinson
Chamberlain Hrdlicka
Cleary Gottlieb
Cozen O'Connor
DLA Piper
Davis Polk
Davis Wright Tremaine
Dentons
Fox Rothschild
Friedman Kaplan
Gibson Dunn
Jenner & Block
Kirkland & Ellis
Latham & Watkins
Mitchell Silberberg
Munger Tolles
O'Neill & Borges
Olshan Frome Wolosky
Perkins Coie
Prickett Jones
Proskauer Rose
Reed Smith
Relman Dane
Scarinci Hollenbeck
Telecommunications Law Professionals
Venable LLP
Walden Macht
Waltzer Wiygul
White & Case
White and Williams
Willkie Farr
WilmerHale
Withers Bergman
Womble Carlyle

Zuckerman Spaeder

COMPANIES

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AT&T Inc.
Airbnb Inc.
American Bar Association
Applied Materials, Inc.
BNSF Railway
Bank of America Corporation
Barclays PLC
Chartered Institute of Arbitrators
Chevron Corporation
Colfax Corporation
Deloitte Touche
EMI Group Ltd.
Electronic Frontier Foundation
Environmental Defense Fund Inc.
Exxon Mobil Corporation
Facebook
Fitch Ratings Ltd.
General Electric Company
Google Inc.
Hilltop Securities Holdings LLC
International Centre for Settlement of Investment Disputes
KPMG International
Lex Mundi Ltd
Lexmark International, Inc.
Moody's Corporation
Natural Resources Defense Council
New Jersey Chamber of Commerce
Oaktree Capital Management
Pacific Legal Foundation
S&P Global Inc.
Sony/ATV Music Publishing LLC
Space Exploration Technologies Corp.
Sprint Nextel Corporation
State Bar of California
Time Warner Cable
Twitter Inc.
Union of Concerned Scientists
Warner/Chappell Music Inc.
Whole Foods Market, Inc.

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Federal Communications Commission
Executive Office of the President

U.S. Environmental Protection Agency
Bureau of Land Management
Central Intelligence Agency
Commodity Futures Trading Commission
Delaware Court of Chancery
Drug Enforcement Administration
Equal Employment Opportunity Commission
European Union
Executive Office for Immigration Review
Federal Bureau of Investigation
Federal Reserve System
Federal Trade Commission
Financial Stability Oversight Council
Government Accountability Office
Internal Revenue Service
NAFTA
National Labor Relations Board
Office of Federal Contract Compliance Programs
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of State
United Nations
West Virginia Department of Environmental Protection
World Trade Organization

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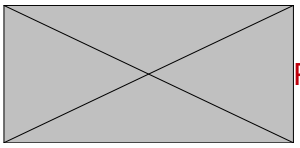
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 2/23/2017 9:25:16 AM
Subject: [Marketing Mail] White House May Introduce Tax Changes For 2018 Fiscal Year



PUBLIC POLICY

Thursday, February 23, 2017

TOP NEWS

White House May Introduce Tax Changes For 2018 Fiscal Year

The White House gave its first concrete indication of the timeline and process for overhauling tax laws when press secretary Sean Spicer said on Wednesday that legislative changes could be forthcoming for the 2018 fiscal year.

Analysis

7 Takeaways From The New DHS Immigration Memos

The new Homeland Security memos released Tuesday essentially make any unauthorized immigrant a target for deportation, according to experts, who say the guidelines could lead to parents being prosecuted for trying to bring their children to the U.S. Here, Law360 looks at these and other must-know items from the memos.

Pruitt Emails Show Ties With Fossil Fuel Players

As Oklahoma's attorney general, recently confirmed U.S. Environmental Protection Agency Administrator Scott Pruitt worked closely with fossil fuel industry groups and similarly minded academics and political organizations to fight federal government environmental and energy regulations and policies, according to thousands of pages of emails released Wednesday.

Trump Scraps Trans Student Bathroom Access Guidance

President Donald Trump on Wednesday revoked an Obama administration guidance requiring public schools to allow transgender students to use bathrooms and other facilities that match their gender identity, just weeks before the U.S. Supreme Court prepares to hear arguments on another trans rights case.

Analysis

Net Neutrality Rollback May Require FCC First Move

Federal Communications Commission Chairman Ajit Pai has not yet revealed a broad strategy to take down the Obama-era net neutrality framework that he has long rejected, but experts say lawmakers may look to his FCC for initial action as deliberations among GOP leaders continue on the best path forward.

WTO Enacts Sweeping Trade Facilitation Pact

A World Trade Organization agreement aimed at streamlining global customs rules entered into force Wednesday, solidifying the first multilateral deal in the WTO's history just over three years after it was concluded.

McMaster Faces Likely Senate Vote For Security Adviser Role

President Donald Trump's pick for national security adviser, U.S. Army Lt. Gen. H.R. McMaster, will have to be confirmed by the U.S. Senate to retain his current rank, Senate officials said Tuesday.

Analysis

A Hobbled FERC No Disaster For Energy Cos., For Now

While the electricity and natural gas industries aren't panicking yet over the Federal

LAW FIRMS

Akin Gump
Babst Calland
Bailey & Glasser
Boies Schiller
Buchanan Ingersoll
Carlton Fields
Cinnamon Mueller
Davis Polk
Dentons
Dorsey & Whitney
Drinker Biddle
Haight Brown
Hinshaw & Culbertson
Hogan Lovells
Holland & Hart
Holland & Knight
Hueston Hennigan
Hughes Hubbard
Hunton & Williams
Husch Blackwell
Jones Day
Lane Powell
Lerman Senter
Murphy & McGonigle
Pierce Atwood
Seyfarth Shaw
Steptoe & Johnson LLP
Stoel Rives
Telecommunications Law Professionals
Van Ness Feldman
Wiley Rein
Winston & Strawn

COMPANIES

AT&T Inc.
Allergan PLC
Alliance of Automobile Manufacturers
American Bar Association

Energy Regulatory Commission's recent loss of a quorum and lack of commissioner nominees on the horizon, experts say serious problems will arise if FERC's impotence isn't rectified before the end of this summer.

Analysis

NY AG's Fraud Powers Face Political Pressure

Former American International Group Inc. CEO Maurice "Hank" Greenberg was just the latest to criticize New York's Martin Act when he called the securities fraud law a "very dangerous weapon," but experts said the new Republican administration may find the time is ripe to curtail the powers of a liberal state attorney general.

ENERGY & ENVIRONMENTAL

Pa. DEP Urges State Justices To Deny Drilling Rule Challenge

State environmental regulators urged Pennsylvania's highest court Tuesday to affirm a decision recognizing their authority to demand drillers outline the potential environmental impacts of proposed oil and gas wells despite a landmark ruling three years ago suggesting the requirement, part of a controversial law known as Act 13, was void.

9th Circ. Won't Reconsider Decision To Protect Arctic Seal

The Ninth Circuit on Wednesday denied a request from oil and gas interests, Alaskan local governments and Native American tribes to reconsider a panel's decision that the National Marine Fisheries Service reasonably relied on climate change projections to determine that an Arctic seal population would be endangered by the end of the century.

Automakers Push EPA To Withdraw Obama Emissions Rules

The Alliance of Automobile Manufacturers on Tuesday urged the U.S. Environmental Protection Agency to withdraw a final rule governing greenhouse gas emissions standards for 2022 through 2025 model year cars and light trucks, arguing the agency improperly rushed to take action before President Donald Trump took office.

Analysis

Fla. Dealt Blow In Water Rights Tussle, But Options Remain

Florida suffered a major setback last week from a U.S. Supreme Court-appointed special master in its long-running dispute with Georgia over water rights, but experts say it's not the end of the road for the state, which still has options both in court and in Congress to cap Georgia's water usage and divert more freshwater to Apalachicola Bay to revive the fishing industry there.

HEALTH & LIFE SCIENCES

Judge Botched Medicare Backlog Case, HHS Tells DC Circ.

A district court order requiring the U.S. Department of Health and Human Services to eliminate its 650,000-claim backlog of Medicare billing appeals by 2021 will improperly force the agency to pay claims regardless of merit, HHS told the D.C. Circuit on Tuesday.

TRANSPORTATION & INFRASTRUCTURE

Texas Lawmakers Unite Against Dallas-Houston Rail Project

In a united effort to push back against plans by Texas Central Partners LLC to build a high-speed rail line between Dallas and Houston, a group of state lawmakers on Tuesday filed bills in opposition to the "controversial" proposal.

REAL ESTATE

American Civil Liberties Union
American Federation of Television and Radio Artists
American Hospital Association
American International Group Inc.
American Petroleum Institute Inc.
Amgen Inc.
Arctic Slope Regional Corp.
Association of Corporate Counsel
Bank of America Corporation
Berkshire Hathaway Inc.
Blue Cross and Blue Shield Association
BlueCross BlueShield of Massachusetts
Boston Scientific Corporation
CH Energy Group Inc.
Caterpillar Inc.
Center for Biological Diversity Inc.
Centerview Partners LLC
Chevron Corporation
Citigroup Inc.
Comcast Corporation
Commercial Metals Company
DTE Energy Company
Devon Energy Corporation
Exxon Mobil Corporation
General Re Corp.
Genzyme Corporation
Gerdau
Google Inc.
Halliburton Company
Human Rights Campaign
Land O'Lakes Inc.
Medtronic Inc.
Metropolitan Water District of Southern California
NANA Regional Corporation
National Australia Bank
National Immigration Law Center
National Women's Law Center
Natural Resources Defense Council
New York Times Co.
Nucor Corp.
PayPal Inc.
Pfizer Inc.
S.A.C. Capital Advisors LP
Smith & Nephew plc
Spectra Energy
Spokeo Inc.
Steel Dynamics, Inc.

2nd Circ. Asks If McDonnell Impacts Politician's Conviction

A Second Circuit judge asked Wednesday if jurors who convicted former state lawmaker William F. Boyland Jr. on 10 counts of honest services fraud in 2014 might have come to different conclusions had they been instructed with the 2016 McDonnell precedent in mind.

PRIVACY & CONSUMER PROTECTION

Judge Blocks Calif. Law Against Disclosure Of Actors' Ages

A California federal judge Wednesday stopped enforcement of a new California law preventing online entertainment industry databases such as IMDb from including actors' ages on their sites, saying the statute violates constitutional free speech protections and doesn't address its stated goal of preventing age discrimination.

GOVERNMENT CONTRACTS

IG Says DOD Euro Unit Not Fully Monitoring Defense Exports

Failures in oversight by U.S. European Command over defense articles exported from the U.S. increase the risk that those items, such as night vision goggles and missiles, could be misused in their recipient countries, a Pentagon watchdog said in a report made public this week.

Fla. House Speaker Sues Lottery Over New Vending Machines

The head of Florida's House of Representatives has hit the state's lottery department with a lawsuit in state court that argues a new contract for lottery ticket vending machines illegally usurps the Legislature's power of the purse.

INTERNATIONAL TRADE

Commerce Sets Preliminary CVD Rate On Turkish Rebar

The Department of Commerce on Wednesday announced a preliminary countervailing duty of 3.47 percent on rebar produced by a Turkish company after finding that Turkey's government is unlawfully subsidizing production of the steel concrete reinforcing rod.

TAX

Chamber Rebuts IRS, Says Inversion Rule Needs Ax, Not Fix

The U.S. Chamber of Commerce on Tuesday rejected the IRS assertion that a Texas federal court should let the government revise last year's controversial inversion rule even if loses, maintaining that the rule needs to die outright.

Kansas Senate Fails To Override Veto Of Tax Increase Bill

The Kansas Senate failed to garner enough votes Wednesday to override Gov. Sam Brownback's veto of a bipartisan bill aimed at clawing back tax cuts he had enacted, just hours after the House was able to narrowly override the veto.

IMMIGRATION

NY Judge Orders Trump To Provide List Of Detained Refugees

The federal government must comply with a court order to give up information about people detained in connection with President Donald Trump's Jan. 27 immigration ban, a New York federal judge said Tuesday, offering guidance on the interpretation of the order that has been a subject of debate for weeks.

TELECOMMUNICATIONS

Stepan Co.
Stryker Corporation
U.S. Chamber of Commerce
Verizon Communications
Wal-Mart Stores Inc.
Yelp Inc.

GOVERNMENT AGENCIES

Alaska Department of Law
Army Corps of Engineers
Bureau of Land Management
Defense Intelligence Agency
Department of Commerce
Executive Office of the President
Federal Communications Commission
Federal Energy Regulatory Commission
Federal Trade Commission
Fish and Wildlife Service
Florida Department of Environmental Protection
Florida Fish and Wildlife Conservation Commission
Florida House of Representatives
Food and Drug Administration
Immigration and Customs Enforcement
Internal Revenue Service
International Monetary Fund
International Trade Administration
International Trade Commission
Inupiat Community of the Arctic Slope
Kansas Department of Revenue
National Highway Traffic Safety Administration
National Marine Fisheries Service
New York Attorney General's Office
Pennsylvania Supreme Court
Securities and Exchange Commission
Surface Transportation Board
Texas Department of Transportation
Texas State Senate
U.S. Army
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland

FCC's O'Rielly Wants To Limit Bureau Power

Commissioner Michael O'Rielly on Wednesday furthered his theme of cracking down on abuses of power within the Federal Communications Commission, proposing a process that would let commissioners review decisions by agency staffers.

FCC's GC Defends Backing Down On Inmate Calling Rate Caps

The Federal Communications Commission's acting general counsel on Tuesday defended the FCC's decision not to defend its attempt to cap prison phone rates in a letter to Democratic lawmakers, saying the agency's "well-intentioned efforts have not been fully consistent with the law."

PEOPLE

Wiley Rein Picks Up Congressional Trade Adviser In DC

Wiley Rein LLP announced Tuesday the hiring of a former trade counsel with the U.S. House of Representatives' Trade subcommittee and longtime executive branch veteran with decades of experience navigating bilateral and multilateral trade agreements as a partner in its international trade practice.

EXPERT ANALYSIS

Less FDA Review May Boost Medical Device Plaintiff Awards

Consumers harmed by medical devices often find themselves wronged but without relief, thanks to federal preemption. But President Donald Trump's regulatory rollback could backfire against device manufacturers — and confer an unexpected benefit on plaintiffs — by weakening the U.S. Food and Drug Administration's oversight process and thus fortifying plaintiffs' state claims against federal preemption, says Benjamin Lajoie of Bailey & Glasser LLP.

Alternative Visa Programs For Foreigners Traveling To US

As the U.S. federal courts review the legality and constitutionality of President Donald Trump's recent executive order banning travel from seven Muslim-majority countries, Maria Mejia-Opaciuch of Carlton Fields PA discusses visa programs that should be considered by foreign nationals that may alleviate the need to process a formal visa stamp at a U.S. Consulate overseas, where delays are expected and confusion may reign.

Why Abolishing Basic Would Backfire — Badly

In the current environment, the risk of attacks on the fraud-on-the-market doctrine — established by the U.S. Supreme Court in Basic v. Levinson — seems high, and a general class action reform bill has already been introduced in the House. But Basic ballasts the system of securities law enforcement by protecting investors while providing companies with predictable procedures and finality upon settlement, says Douglas Greene of Lane Powell PC.

Who Would Face Liability For Oroville Dam Management?

The Butte County, California, sheriff recently ordered the evacuation of more than 180,000 people in the communities surrounding the Oroville Dam after officials spotted severe erosion in its emergency spillway. Although other avenues may exist to pursue liability against the agencies involved in management of the facilities, those agencies might avoid state tort liability on preemption grounds, says Brett Moore of Haight Brown & Bonesteel LLP.

Opinion

Calif. Court Gets Automatic Funding Disclosure Right

Detractors of litigation funding have strained to characterize a recent decision from a California federal court as significant headway in their crusade against the litigation

Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Supreme Court

funding industry. However, in truth, this is a victory for both the industry and those in need of capital to bring meritorious claims against wrongdoers in an often prohibitively expensive legal system, say Matthew Harrison and Priya G. Pai of Bentham IMF.

LEGAL INDUSTRY

Analysis

More And More, Data Will Drive GC Choices For BigLaw Hires

Corporate legal departments are increasingly relying on data to choose their outside lawyers, with some going as far as creating Yelp-like dashboards to keep track of them, leaving some law firms scrambling to keep up.

Davis Polk-Comcast Call May Have Sparked DreamWorks Deal

A Davis Polk & Wardwell LLP attorney's phone call to a Comcast executive about the potential representation of a financial adviser in a business transaction may have spawned the cable giant's $3.8 billion deal for DreamWorks, according to documents from an insider trading suit against a Hong Kong investor.

Analysis

4 Tips For Easing The Pain Of Answering Firm Subpoenas

By and large, lawyers see responding to third-party subpoenas dropped on their firm as a thankless job. Often vague or overreaching, these requests for information related to current or past clients can be a hassle, so here are four ways keep the headaches to a minimum.

NY's Sen. Gillibrand Says Gorsuch Confirmation Likely

New York's junior Democratic Senator said President Donald Trump's pick for the Supreme Court will likely be confirmed, reportedly saying Tuesday that 10th Circuit Judge Neil Gorsuch will be the next associate justice.

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International Trade Commission
Inupiat Community of the Arctic Slope
Kansas Department of Revenue
National Highway Traffic Safety Administration
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Pennsylvania Supreme Court
Surface Transportation Board
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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
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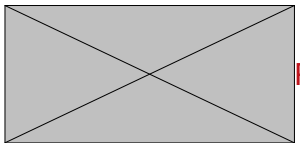

PUBLIC POLICY.

Friday, April 19, 2019

MUELLER REPORT

Analysis

Mueller's Obstruction Report Delves Deep Into Trump's Intent

Special counsel Robert Mueller clearly felt constrained when determining whether President Donald Trump committed obstruction, but experts say his report suggests Mueller saw criminal intent behind the president's actions.

Read full article »

Analysis

Mueller Report Puts Question To Congress: What Next?

Special counsel Robert Mueller's report on Russian interference in the 2016 presidential election puts Congress in a tight spot, forcing lawmakers to decide whether to take action on issues ranging from impeachment to greater election security, experts said.

Read full article »

Mueller Findings Divide Congress On Next Steps

A redacted version of special counsel Robert Mueller's report on Russian interference into the 2016 election and obstruction of justice released Thursday differed from Attorney General William Barr's summaries, as Congress quickly divided on party lines about how to move forward.

Read full article »

Jones Day's McGahn Felt 'Trapped' In Panicked White House

A White House lawyer badgered by a panicked boss to do "crazy shit" and engage in a Watergate-style attack on a Justice Department investigation appears to have made the best, ethically speaking, of an extremely bad situation.

Read full article »

Mueller Took Hard Look At Trump Jr. For Campaign Crimes

Robert Mueller considered charging Donald Trump Jr. for campaign finance crimes stemming from a 2016 Trump Tower meeting with a Kremlin-connected lawyer, but ultimately concluded the evidence would be insufficient to sustain a conviction, the special counsel's report says.

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Analysis

Social Media Seen As Fake-News Conduit In Mueller Report

Special Counsel Robert Mueller's report on whether the Trump campaign colluded with Russia paints U.S. social media platforms like Facebook, Instagram and Twitter as conduits for spreading misinformation propagated by adversarial Russian groups, and this characterization is likely to intensify debate over whether to regulate these platforms.

Read full article »

FBI Believes Russians Hacked Fla. County, Mueller Says

The FBI suspects that Kremlin agents breached the network of "at least one" Florida county government after sending phishing emails to local election officials, special counsel Robert Mueller said in his report released Thursday.

Read full article »

The 2-Year Journey Of The Special Counsel's Inquiry

The release of special counsel Robert Mueller's report Thursday marks a turning point in a roughly two-year investigation into Russian interference in the 2016 election and whether President Donald Trump obstructed the probe. Here's a look at how it unfolded.

Read full article »

TOP NEWS

Supreme Court To Lawyers: Can You Keep It Short?

Beginning in July, Supreme Court practitioners will be permitted fewer words to make their cases and less time to file reply briefs as a result of rule changes adopted by the justices Thursday.

Read full article »

9th Circ. Mostly Rejects Challenge To Calif. 'Sanctuary' Laws

The Ninth Circuit on Thursday largely upheld a lower court's ruling refusing to block three California "sanctuary" laws, offering an affirmation of states' rights under the U.S. Constitution.

Read full article »

WTO Hands Trump A Win In China Agriculture Dispute

A World Trade Organization panel on Thursday mostly sided with the Trump administration in its dispute over China's administration of tariff-rate quotas on imports of rice, corn and wheat, finding that Beijing has largely flouted trade commitments calling for it to administer the quotas fairly and transparently.

Read full article »

Analysis

Breaking Down 3 New Senate Bills Targeting Drug Prices

Three bills were introduced in the Senate last week that sponsors say aim to lower drug prices by speeding up approval of generic drugs, including by limiting stays of generic drug approvals tied to Hatch-Waxman Act patent cases. Here's a look at how the bills would work.

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Podcaster Beats Ex-Trump Aide's $100M Gizmodo Suit

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Clean Air Task Force
Defenders of Wildlife
Democratic Congressional Campaign Committee
Democratic National Committee
Edison Electric Institute Inc.
Ennis Inc.
Facebook
Federal Bar Association
Fiat Chrysler Automobiles NV
Ford Motor Co.

A Florida federal judge dismissed a podcast host from former Donald Trump aide Jason Miller's $100 million defamation suit over a news report saying Miller tried to slip a woman he'd impregnated an abortion-inducing pill, ruling that Florida lacks jurisdiction over the podcaster.

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BANKING & SECURITIES

Nasdaq Wants To Raise The Bar For Reg A+ Listings

Nasdaq said Thursday it's proposing a new requirement that companies going public on the exchange under a Regulation A format must have at least two years of operating history, in light of concerns that some companies aren't ready to handle the exchange's operating and reporting rules.

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ENERGY & ENVIRONMENTAL

Gov't Says Trump Had Power To Shrink National Monuments

The federal government continued to argue that the Antiquities Act gives President Trump the power to reduce the size of two national monuments, pushing back in D.C. federal court against opposition raised by amici in support of the tribes and environmental groups challenging the presidential proclamation.

Read full article »

NJ OKs $300M PSEG Nuclear Plant Ratepayer Subsidy

The New Jersey Board of Public Utilities on Thursday voted in favor of a $300 million ratepayer subsidy to keep three Public Service Enterprise Group Inc. nuclear power plants afloat, sealing a proposal mired in debate over how to incentivize clean energy while keeping it affordable for Garden State customers.

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Transco Asks High Court To Ignore Pipeline Access Case

Transcontinental Gas Pipe Line Co. LLC has argued its effort to condemn property in Pennsylvania for a natural gas pipeline that had been greenlighted by the Federal Energy Regulatory Commission was run-of-the-mill and did not need to be reviewed by the U.S. Supreme Court.

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EPA Mercury Rule Revision Slammed In Comments

The U.S. Environmental Protection Agency's proposal to remove the cornerstone of a 2012 mercury air pollution rule drew a fairly negative response in a public comment period that ended Wednesday, with a large industry coalition urging caution and environmental groups coming out strongly against it.

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FERC Acts On Pipeline Taxes, Grid Fees, Hydro Projects

The Federal Energy Regulatory Commission on Thursday rebuffed a bid to alter major revisions to its tax policy for pipelines, ordered a regional grid operator to curb some of its exit fees and sped up the timeline for licensing certain hydroelectric projects.

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Calif. Judge Skeptical Of Trump Admin.'s Abortion 'Gag Rule'

A California federal judge on Thursday appeared to side with the state in its bid to block the Trump administration's "gag rule" barring federal-funded health care providers from giving abortion referrals, saying "it's not hard to predict" that some providers will "say 'no thanks'" and end their services.

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MEDIA & ENTERTAINMENT

Feature

State Lotteries Look To Join Sports Betting Game

Commercial casinos and online gambling operators are eager to get a piece of the burgeoning legal sports betting market, but state lotteries may provide the easiest path, setting up a game of political tug-of-war in some state legislatures and sparking concerns that governments could be taking on too much financial risk.

Read full article »

NFL Says City Of Oakland Can't Sue Over Raiders Relocation

The Oakland Raiders and the NFL have pushed a California federal court to toss claims made by the city that the league broke antitrust laws and breached its own constitution by allowing the Raiders to leave for Las Vegas, saying the city doesn't have any standing to file the suit.

Read full article »

Iowa Sports Betting Bill Passes Senate, Now In House

The Iowa state Senate has advanced a bill to allow sports betting in the state, voting 31-18 with support from both parties to pass the bill and send it into the House of Representatives, which read it Thursday morning.

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EMPLOYMENT

Metal Co.'s Dues Collection Cutoff Legal, Split NLRB Says

A metals company didn't break federal labor law when it stopped collecting union dues because of a 2015 Wisconsin law, a divided National Labor Relations Board panel said Wednesday, the same day Wisconsin dropped its push for the U.S. Supreme Court to review a ruling that nixed a key part of that state law.

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COMPETITION

Sprint-T-Mobile Still Fails To Make Case 1 Year In, Critics Say

The alliance of telecom industry players and stakeholders that teamed up to challenge T-Mobile's planned $26 billion pickup of Sprint Corp. told the Federal Communications Commission on Thursday that the argument against the tie-up has only gotten stronger in the year since it was announced.

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Advocates Seek Records On VA Appeals Judges In FOIA Suit

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Iowa Racing and Gaming Commission
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National Labor Relations Board
National Telecommunications and Information Administration
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U.S. Department of Veterans Affairs
U.S. Department of the Interior
U.S. Environmental Protection Agency
U.S. Supreme Court
Ute Indian Tribe
Ute Mountain Ute Tribe
Wisconsin Department of Justice
World Trade Organization

A liberal veterans group sued the U.S. Department of Veterans Affairs on Thursday, alleging it withheld documents on how judges are selected for its nonpartisan Board of Veterans' Appeals following reports that the White House has asked candidates about their party affiliation.

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INTERNATIONAL TRADE

Trump Eyes Retroactive Punishment In NAFTA 2.0 Car Rules

The Trump administration on Thursday touted its changes to the North American Free Trade Agreement's automotive rules as a boon for the economy and also outlined a retroactive punishment system for companies that do not follow the new rules within five years.

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US Allies Float Proposal To Resolve WTO Appellate Standoff

The Japanese and Australian governments have joined forces to propose new reforms to the World Trade Organization's Appellate Body in a bid to end the Trump administration's stonewalling of Geneva's highest legal authority, according to a WTO document published Wednesday.

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ITC Sees Modest Gains, Higher Car Prices Under New NAFTA

The U.S. International Trade Commission said Thursday that the Trump administration's renegotiated North American Free Trade Agreement would yield modest increases to U.S. employment and the gross domestic product, but also warned the deal's new rules could raise the prices of American cars and trucks.

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IMMIGRATION

Deal Reached In Suit Over Atty Access In Immigration Court

A legal services nonprofit has agreed to pause a lawsuit challenging a government rule that punishes attorneys who offer limited representation to foreign citizens without formally appearing before the immigration court while the U.S. Department of Justice revises its regulation on attorney representation.

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Tying Police Funds To Migrant Policy Is Illegal, 2nd Circ. Told

New York City and seven states urged the Second Circuit Wednesday to uphold their successful block of the Trump administration's bid to tie immigration enforcement measures to federal law enforcement grants, arguing the policy is an unconstitutional executive overreach.

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NATIVE AMERICAN

ICWA Suit Can't Go On After Adoptions, High Court Told

The federal government has urged the U.S. Supreme Court to reject a bid to revive a proposed class action claiming parts of the Indian Child Welfare Act are racially discriminatory, saying the suit is over because the adoptions of Native American children at issue have all been completed.

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TELECOMMUNICATIONS

Cable Groups Seek Less Strict Fiber Mapping Rules In Alaska

Alaska needs leeway meeting Federal Communications Commission requirements for reporting statewide broadband availability, industry groups have said, urging the agency to reconsider denying a waiver of accuracy requirements for telecoms working in the state.

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Univision Asks FCC To Allow More Foreign Investment

Spanish-language media company Univision Communications asked the Federal Communications Commission on Wednesday to modify a previous rule and increase the amount of allowable foreign ownership in the company, so that it can restructure a subsidiary.

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FCC's Carr Touts Plans To Expand 5G Job Training

The U.S. can accelerate the transition to 5G high-speed mobile networks through dedicated job training, particularly in the wireless infrastructure field, Federal Communications Commissioner Brendan Carr said Thursday while touring a model program in South Carolina.

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Dems Propose $240M In Yearly Grants For Internet Access

Senate Democrats have taken aim at holes in broadband access across the country by introducing legislation that would provide states and localities with $120 million in funds and another $120 million in competitive grants for projects to expand access to high-speed internet.

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EXPERT ANALYSIS

ABA Report Offers Window Into US Immigration Court Failures

In contrast with the Trump administration's stance on U.S. immigration courts, a recent report from the American Bar Association Commission on Immigration advocates for the establishment of an independent immigration court under Article I. The clashing viewpoints make it clear there is a crisis in the system, says Ava Benach of Benach Collopy.

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Opinion

Policymakers Should Restore IRS Enforcement Funding

Recent proposals from both the Trump administration and House Budget Committee Democrats recognize that deep cuts in IRS enforcement funding since 2010 have undermined the agency's ability to perform. A funding cap adjustment should be included in any budget agreement this year, say Chuck Marr and Roderick Taylor at the Center on Budget and Policy Priorities.

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A First Look At Austria's Digital Services Tax

With its digital tax proposal this month, Austria joins the handful of EU member states advancing national legislation for a tax regime somewhere between income tax and

value-added tax ahead of similar efforts by the EU and Organization for Economic Cooperation and Development, says Rick Minor of Womble Bond.

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LEGAL INDUSTRY

Judge Won't Sanction MoFo Atty Fired At 8 Months Pregnant

A California judge won't sanction a former Morrison & Foerster LLP associate suing the firm for pregnancy discrimination despite accepting a severance package purportedly barring legal action, saying her claims aren't frivolous and it's "common sense" she didn't have job alternatives when she was fired at eight months pregnant.

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Postpone Opioid MDL Trial? Get Real, Judge Says

An Ohio federal judge on Thursday said that drug companies in the multidistrict opioid litigation are apparently maneuvering to indefinitely delay a bellwether trial and that the idea isn't even worthy of consideration.

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PACER Fee Use Isn't Reviewable In $200M Case, Gov't Says

The federal government urged the Federal Circuit on Thursday to vacate a district court judge's ruling in a certified class action that the judiciary has improperly spent more than $200 million in PACER system fees to fund other projects, in breach of federal law.

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Law360's Weekly Verdict: Legal Lions & Lambs

Legal lions this week include the team that helped secure a favorable jury verdict for a Johnson & Johnson unit in pelvic mesh litigation, while the lambs include a Tennessee man charged with fraud after he was caught allegedly pretending to be a team of lawyers from Cravath.

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World Trade Organization
Arizona Attorney General's Office
Bureau of Indian Affairs
California Attorney General's Office
California Department of Justice
Congressional Budget Office
European Union
Federal Trade Commission
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Gila River Indian Community
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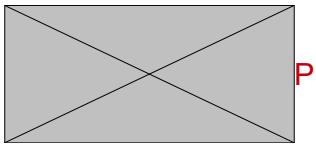
Subject: [Marketing Mail] House Passes Bill To Fund Gov't Through September



PUBLIC POLICY.

Thursday, May 4, 2017

TOP NEWS

House Passes Bill To Fund Gov't Through September

The House of Representatives passed a $1.1 trillion spending deal to fund the government through September with bipartisan support Wednesday, sending the measure for a vote by the Senate before funding runs out on Friday. Read more »

House GOP To Push AHCA Vote Thursday

House leaders plan to hold a vote Thursday to repeal the Affordable Care Act, with further tweaks to the repeal bill announced Wednesday that add $8 billion in federal support for new high-risk pools for people with pre-existing health conditions. Read more »

Senate Votes To Overturn Rule On State-Run Retirement Plans

The Senate on Wednesday passed a resolution to repeal a Labor Department rule that exempted states that established government-run retirement accounts for private sector employees from certain consumer protections, sending the measure to President Donald Trump. Read more »

Analysis

4 Things Employers Should Know About 'Comp Time' Bill

House lawmakers on Tuesday advanced legislation that would enable U.S. businesses to give workers paid time off for overtime in lieu of cash, an option attorneys say could lower employers' overtime costs and boost employee morale, but may also open doors for wage violations and retribution claims. Here, Law360 looks at four things employers need to know about the proposed legislation as it makes its way to the Senate. Read more »

FTC Chair To Focus On Real Harms Over Speculative Ones

President Donald Trump’s temporary choice to lead the Federal Trade Commission vowed to focus the agency’s antitrust and consumer protection enforcement on cases in which business activity has led to actual and substantial harm, suggesting on Wednesday an end to the old days of intervening in markets based on “speculative” harms. Read more »

Analysis

Hard Bargains Could Discourage New Foreign Military Sales

While the Trump administration may be more willing to consider a broader range of foreign military sales deals than its predecessor, its efforts to drive a hard bargain may also turn some potential customers off, making it uncertain whether it will top the record sales under the Obama administration. Read more »

House Passes Bills Changing FEMA Policies

The House on Tuesday and Wednesday passed several bills to change Federal Emergency Management Agency policy, ranging from giving greater power to fire contractors to a statute of limitations on emergency grant clawbacks. Read more »

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Linklaters
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Pa. Commonwealth Court Hopefuls Face Off In Philly

Five Democratic candidates seeking election to Pennsylvania's Commonwealth Court debated current procedures but agreed on the significance of the intermediate appellate court at a forum hosted Wednesday by the Philadelphia Bar Association and judicial reform group Pennsylvanians for Modern Courts. Read more »

BANKING & SECURITIES

Treasury GC Pick Made $2.9M In 2016 At Sullivan & Cromwell

President Donald Trump's nominee for general counsel to the U.S. Treasury Department, Brent McIntosh, earned $2.9 million last year from his job as a litigation attorney and co-head of Sullivan & Cromwell LLP's cybersecurity practice, a document filed recently with the federal government shows. Read more »

Split 10th Circ. Won't Rethink Ruling On SEC Judges

The Tenth Circuit on Wednesday declined to rehear its decision that in-house judges at the U.S. Securities and Exchange Commission are unconstitutional, but two judges fired back with an impassioned dissent that called the decision too sweeping to be left unheard by the full court. Read more »

Simpson Thacher Partner Noreika To Temporarily Lead OCC

Simpson Thacher & Bartlett LLP partner Keith Noreika will take over the leadership at the Office of the Comptroller of the Currency on an interim basis from current Comptroller Thomas Curry when he steps down on May 5, the agency announced Wednesday. Read more »

ENERGY & ENVIRONMENTAL

EPA Sends Waters Of US Repeal Measure To White House

The U.S. Environmental Protection Agency sent the first part of its plan to repeal and replace the controversial Clean Water Rule to the White House for review on Tuesday. Read more »

Dem Govs. Urge Trump To Stay In Paris Climate Agreement

A dozen Democratic governors on Wednesday called on President Donald Trump to reconfirm the United States' commitment to the Paris Agreement, saying that their states stand to bear the brunt of the environmental and health effects of climate change, as well as economic costs running in the tens of billions of dollars or more. Read more »

Enviros Say EPA Illegally Thwarting Plant Effluent Rule

Environmental groups sued the U.S. Environmental Protection Agency in D.C. federal court Wednesday for agreeing to reconsider an Obama-era rule that set the first federal limits on how much toxic metal can be discharged with power plants' wastewater. Read more »

Enviros Sue To Block Trump Offshore Drilling Exec. Order

A slew of environmental organizations filed a challenge in Alaska federal court on Wednesday against part of President Donald Trump's executive order that seeks to review which areas of the Arctic and Atlantic oceans should be opened for oil and gas drilling, arguing the action is unconstitutional. Read more »

Analysis

Worries Abound As FERC Quorum Shortfall Hits 3-Month Mark

Wednesday marks the three-month anniversary of the Federal Energy Regulatory Commission losing a quorum of commissioners, and with no nominees put forth yet by the Trump administration, there's growing concern over the agency's inability to do its job. Here, various FERC stakeholders weigh in on the agency's current, and indefinite, impotence. Read more »

Michael Best
Moore & Van Allen
Morgan Lewis
Norton Rose Fulbright
Pinsent Masons
Quinn Buseck
Rumberger Kirk
Sandberg Phoenix
Seward & Kissel
Sidley Austin
Simpson Thacher
Slaughter and May
Squire Patton Boggs
Stradley Ronon
Sullivan & Cromwell
Thompson Coe
Thompson Hine
Vinson & Elkins
Wachtell Lipton
White & Case
WilmerHale
Wolf Rifkin
Zuckerman Spaeder

COMPANIES

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AT&T Inc.
Abbott Laboratories
Air Products and Chemicals Inc.
Alion Science and Technology Corp.
American Bar Association
American Council of Life Insurers
American Immigration Lawyers Association
American Medical Association Inc.
Association of Corporate Counsel
Audi AG
BHP Billiton
BP p.l.c.
CVS Caremark Corporation
Center for Strategic and International Studies
Cetera Financial Group Inc.
Comcast Corporation
Conference of State Bank Supervisors
Delaware Riverkeeper Network
Duke Energy Corporation
Endo International Plc
Financial Industry Regulatory Authority Inc.
Financial Services Roundtable

IP & TECHNOLOGY

Bill To Appoint Copyright Chief Introduced In Senate

A bipartisan group of U.S. senators on Tuesday announced that they have filed a companion bill to legislation that would make the Register of Copyrights a presidentially appointed and Senate-confirmed position, after the House passed its version of the measure at the end of April. Read more »

MEDIA & ENTERTAINMENT

St. Pete Voters OK Stadium Measure For MLS Expansion Bid

The Tampa Bay Rowdies grabbed a victory Tuesday in the team's quest to join Major League Soccer as voters in St. Petersburg, Florida, approved a referendum to move forward with the expansion of Al Lang Stadium, a crucial piece to the club's expansion bid. Read more »

EMPLOYMENT

Drivers Fight Seattle's Bid To Nix Uber, Lyft Union Law Case

A group of independent drivers have urged a Washington state federal judge not to toss their suit against the city of Seattle challenging an ordinance allowing for-hire drivers for Uber, Lyft and other ride-hailing apps to unionize, saying federal law preempts the ordinance. Read more »

Fiduciary Rule Exceeds DOL's Authority, 5th Circ. Told

Several financial industry and insurance groups told the Fifth Circuit on Tuesday that the U.S. Department of Labor exceeded its "narrow authority" and flouted longstanding distinctions between fiduciaries and salespeople in developing its fiduciary rule for retirement account advisers. Read more »

Senate Dems Reintroduce LGBTQ Nondiscrimination Bill

Congressional Democrats on Tuesday reintroduced a comprehensive bill that would amend federal civil rights law to protect members of the lesbian, gay, bisexual, transgender and queer communities from discrimination in areas including the workplace, public accommodations and housing. Read more »

Fla. Prosecutors Back Gov. In Fight With State Atty

Florida Gov. Rick Scott received support Wednesday in his battle with a state prosecutor he removed from 23 homicide cases from family members of the murder victims and from other state prosecutors, who said Scott was within his rights to reassign the cases after the prosecutor announced she would not seek the death penalty in a high-profile Orlando murder. Read more »

PRIVACY & CONSUMER PROTECTION

Bulk Data Collection's End Didn't Slow NSA Down Last Year

Though prohibited from collecting domestic surveillance information in bulk under a recent law change, the National Security Agency last year still scooped up an estimated 151 million call detail records from telecoms, according to a government report released Tuesday. Read more »

GOVERNMENT CONTRACTS

Top GOP Lawmaker Set To Unveil DOD Acquisition Reform Bill

House Armed Services Committee Chairman Mac Thornberry, R-Texas, is set to release an updated defense acquisition reform plan later this month intended to

FirstEnergy Corp
Franklin Square Capital Partners
General Dynamics Corporation
HarbourVest Partners LLC
International Brotherhood of Teamsters
JPMorgan Chase & Co.
Johnson Controls Inc.
Joy Global Inc.
LexisNexis Group
Los Angeles Lakers
Lyft Inc.
Major League Soccer LLC
Milwaukee Bucks
MoneyGram International, Inc.
National Basketball Association
National Governors Association
National Right to Work Legal Defense Foundation
Natural Resources Defense Council
New Balance Inc.
Nokia Corporation
Och-Ziff Capital Management Group LLC
Office Depot Inc.
OfficeMax Incorporated
OneWest Bank Group LLC
PJM Interconnection LLC
Par Pharmaceutical Companies, Inc.
Parkland Health & Hospital System
Physicians for Social Responsibility
Planned Parenthood Federation
Prudential Financial Inc.
SIFMA
Scottrade Inc.
Sierra Club
Space Exploration Technologies Corp.
Temple University
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U.S. Chamber of Commerce
Uber Technologies Inc.
Volkswagen
W&T Offshore, Inc.
Walter Investment Management Corp
Washington Mutual Inc.

make the U.S. Department of Defense “run more like a business,” as well as revamping how it handles contractors’ intellectual property rights, he said Tuesday. Read more »

INTERNATIONAL TRADE

Azevedo Hails 'Most Dynamic' WTO Talks In Years

World Trade Organization Director-General Roberto Azevedo said Wednesday that the debate among members looking to craft new trade rules is more “dynamic” than it has been in years, but that there is still considerable work to be done in order to reach a deal by the end of the year. Read more »

TAX

Insurer Must Pay Tax Debt Before Policyholder: 3rd Circ.

A Third Circuit panel on Tuesday overturned a Pennsylvania district court and determined that a Pennsylvania law requiring an insurance company to pay unpaid property taxes before remitting fire insurance proceeds to a policyholder applied even if that policyholder didn’t own the property. Read more »

Study Finds IRS Issued $17B In Improper Tax Credits

The IRS has refused to adopt recommendations for assessing the risk of making improper refundable tax credits despite finding that nearly a quarter, or $16.8 billion, of Earned Income Tax Credits never should have been doled out, according to a report released Tuesday. Read more »

IMMIGRATION

2 Mass. Cities Seek Pause In Sanctuary Cities Row

Two Massachusetts cities on Tuesday asked a federal court to stay their case challenging an executive order provision aimed at sanctuary cities, citing the recent nationwide injunction handed down by a California court in a similar case. Read more »

Advocacy Group Sues DHS Over Travel Ban FOIA Requests

Muslim Advocates has filed two suits against the Department of Homeland Security over its alleged failure to respond to Freedom of Information Act requests seeking documents related to discriminatory policies the group says have been implemented against individuals from the seven Muslim-majority countries that were subject to the Trump administration's immigration ban. Read more »

Site List Revealed For Jailed Immigrant Removal Program

The American Immigration Lawyers Association published government records Tuesday showing a list of additional locations where the government may conduct in-prison deportation proceedings, identifying sites in Pennsylvania, Texas and California. Read more »

TELECOMMUNICATIONS

Senator Floats Broadband Access Bill Inspired By FCC Plan

Sen. Shelley Moore Capito, R-W.Va., introduced on Wednesday legislation to press forward on a broadband deployment plan first outlined by Federal Communications Commission Chairman Ajit Pai, saying the Gigabit Opportunity Act will incentivize investment and clear regulatory barriers. Read more »

Rep. Pallone Says FCC Plan Would ‘Sabotage’ Net Neutrality

Federal Communications Commission Chairman Ajit Pai’s proposal to roll back the

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Wells Fargo & Co.
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GOVERNMENT AGENCIES

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Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Executive Office for Immigration Review
Executive Office of the President
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
National Economic Council
National Institutes of Health
National Labor Relations Board
National Security Agency
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Securities and Exchange Commission
Small Business Administration
U.S. Army
U.S. Copyright Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement

2015 Open Internet Order is an attack that supports monopolistic interests and threatens democracy, Rep. Frank Pallone, D-N.J., said Wednesday. Read more »

Senate Committee Urged To Improve Broadband Access

SpaceX encouraged the Senate Committee on Commerce, Science and Transportation on Wednesday to consider satellite-based broadband services as a way to improve connectivity in rural and other underserved areas. Read more »

Texas Historical Group Queries FCC On Super Bowl Claim

The Texas Historical Commission has questioned Federal Communications Commission Chairman Ajit Pai's statement that a company paid hundreds of thousands of dollars to meet historic preservation requirements for upgrades at NRG Stadium for the Super Bowl, saying the state agency has not found records to verify the claim. Read more »

PEOPLE

Ex-Philly Mayor Street Reinstated To Pa. Bar

Former Philadelphia Mayor John F. Street was readmitted to the Pennsylvania bar on Monday, after the state's Supreme Court signed off on his petition for reinstatement. Read more »

EXPERT ANALYSIS

Immigration Door For Int'l Athletes Remains Open (For Now)

While international athletes in the P-1 and O-1 visa categories have not been directly targeted by President Donald Trump's immigration policies at this juncture, they potentially stand to be affected in a detrimental manner, says Jordan Butler of Wolf Rifkin Shapiro Schulman & Rabkin LLP. Read more »

Government Contracts After The First 100 Days

The first 100 days of the Trump administration signaled that an era of far-reaching changes in the field of government contracting has begun, including unprecedented support for the private sector, increased defense capabilities, infrastructure development, major regulatory reform and innovation through private enterprise, says Joseph Berger of Thompson Hine LLP. Read more »

Time For FERC To Re-Examine Its Hydropower License Policy

The term length of a federal hydroelectric license is a major factor in inducing a licensee to invest money in a hydroelectric project. But the relicensing process for such projects has grown unwieldy and expensive. Respondents to the Federal Energy Regulatory Commission's recent notice of inquiry on hydropower licensing terms agree on the misalignment of incentives in FERC's current policies, say attorneys with Bracewell LLP. Read more »

CFPB Insights On Alternative Data Use In Credit Scoring

The growing utilization of alternative data in credit decisions and scoring models continues to attract the attention of regulators. Although clear and practical guidance remains elusive, regulator pronouncements provide some clues and takeaways for market participants, say Michael Gordon and Vaughn Stewart of WilmerHale. Read more »

The Wild World Of Calif. Wage Orders

California's wage orders, some of which date back over 25 years, are an important but often overlooked feature of the employment law landscape that can trip up even the most careful employers. Two cases decided by the California Supreme Court within the last year demonstrate how decisions involving wage orders can have ripple effects for employers and employees, says Matthew Schechter of McManis Faulkner. Read more »

U.S. Office of Government Ethics
U.S. Office of Personnel Management
U.S. Senate
U.S. Supreme Court
World Trade Organization

LEGAL INDUSTRY

The Top In-House Hires Of April

Noteworthy moves to new in-house positions in April include a lawyer instrumental in Office Depot's acquisition of OfficeMax taking the top legal spot at Whole Foods and a former U.S. Securities and Exchange Commission department head changing lanes to join a trading firm. Read more »

Eversheds Sutherland Brand Most-Recognized In UK

Newly merged Eversheds Sutherland is the law firm brand most recognized by the leaders of corporate legal departments in the United Kingdom, according to a report released on Wednesday. Read more »

NYPD Turns Probe Of Judge's Death Over To Med. Examiner

The New York Police Department has closed its investigation into the death of New York associate appellate judge Sheila Abdus-Salaam, saying Wednesday it is now up to the NYC Office of Chief Medical Examiner to determine a cause of death. Read more »

Dewey Jury Reconstructing Case Piece By Piece

The jurors weighing the New York fraud case against two former executives at defunct law firm Dewey & LeBoeuf LLP asked to revisit emails between the pair and rehear testimony from the state cooperators on Wednesday, the second full day of deliberations. Read more »

Plaintiffs Bar Perspective: Debbie Dudley Branson

The most important advice I might offer to young lawyers is that we need to be consistent in doing the little things right if we want to have any hope of doing the big things right, says Debbie Dudley Branson of The Law Offices of Frank L. Branson. Read more »

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Jones & Keller
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Lawyers' Committee for Civil Rights
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Delaware Riverkeeper Network
Duke Energy Corporation
Endo International Plc
Financial Industry Regulatory Authority Inc.
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FirstEnergy Corp
Franklin Square Capital Partners
General Dynamics Corporation
HarbourVest Partners LLC
International Brotherhood of Teamsters
JPMorgan Chase & Co.
Johnson Controls Inc.
Joy Global Inc.
Los Angeles Lakers
Lyft Inc.
Major League Soccer LLC
Milwaukee Bucks
MoneyGram International, Inc.
National Basketball Association
National Governors Association
National Right to Work Legal Defense Foundation
Natural Resources Defense Council
New Balance Inc.
Nokia Corporation
Och-Ziff Capital Management Group LLC
Office Depot Inc.
OfficeMax Incorporated
OneWest Bank Group LLC
PJM Interconnection LLC
Par Pharmaceutical Companies, Inc.
Parkland Health & Hospital System
Physicians for Social Responsibility
Planned Parenthood Federation
Prudential Financial Inc.
SIFMA
Scottrade Inc.
Space Exploration Technologies Corp.
Temple University
Texas Trial Lawyers Association

The Boeing Company
Toronto-Dominion Bank
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Volkswagen
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Walter Investment Management Corp
Washington Mutual Inc.
Washington Post Co.
Whole Foods Market, Inc.

GOVERNMENT AGENCIES

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Securities and Exchange Commission
U.S. Department of Defense
U.S. Senate
Federal Communications Commission
U.S. Department of Labor
U.S. Environmental Protection Agency
Army Corps of Engineers
Federal Energy Regulatory Commission
U.S. Army
U.S. Department of the Interior
U.S. Supreme Court
Advisory Council on Historic Preservation
Congressional Budget Office
Consumer Financial Protection Bureau
Department of Commerce
Executive Office for Immigration Review
Federal Acquisition Regulatory Council
Federal Bureau of Investigation
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Trade Commission
Food and Drug Administration
Internal Revenue Service
National Economic Council
National Institutes of Health
National Labor Relations Board
National Security Agency
Office of the Comptroller of the Currency
Office of the Director of National Intelligence
Small Business Administration
U.S. Copyright Office
U.S. Customs and Border Protection
U.S. Department of Agriculture
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World Trade Organization

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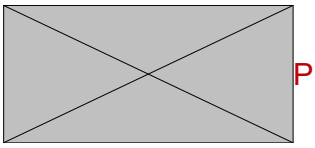
From: Public Policy Law360
Sent: Mon 5/14/2018 7:45:48 AM
Subject: 'High-Performance' Building Becoming Easier, Less Costly



PUBLIC POLICY.

Monday, May 14, 2018

TOP NEWS

Feature

'High-Performance' Building Becoming Easier, Less Costly

With businesses and governments looking for ways to save money on operating costs in buildings and garner some positive press at the same time, “high-performance” structures that use the latest technology to conserve energy and water have overcome an early reputation for costliness and are becoming a more popular choice. Read more »

Analysis

5 Common Myths About EU's New Data Protection Regime

The sweeping General Data Protection Regulation set to take effect in the European Union in just two weeks promises to revolutionize how companies around the globe handle personal data while imposing stiff penalties on those that don't comply. But attorneys say that although companies have had two years to get up to speed, several troubling myths still persist. Read more »

Feature

Wayfair's Counsel On Keeping State Tax Law Constitutional

Even for Wayfair counsel George Isaacson, who has decades of experience representing retailers, the South Dakota statute used to challenge the physical presence standard for sales and use tax collection was something new. In this interview, the Brann & Isaacson senior partner describes how the law is unique — and not necessarily in a good way. Read more »

Analysis

Trump Vows Cheaper Drugs 'Very Soon,' But That's Unlikely

President Donald Trump on Friday uncorked numerous proposals to ease drug prices and promised that consumers will benefit “very soon,” but the proposals are so vague and preliminary that major short-term relief is unlikely, experts say. Read more »

Analysis

FinCEN Due Diligence Rule Should Be On Crypto Cos.' Radar

The Financial Crimes Enforcement Network’s customer due diligence rule went into effect Friday for banks and certain other financial institutions, and cryptocurrency companies that may not be covered by the rule now would be wise to pay attention to it, legal experts say. Read more »

BANKING & SECURITIES

Blockchain Startup Prometheum Files $50M ICO Under Reg A+

Blockchain technology startup Prometheum Inc. on Friday filed amended plans to raise up to $50 million through an initial coin offering, using the so-called Reg A+ exemption in hopes of satisfying securities regulators who are increasingly scrutinizing the novel capital-raising deals often dubbed ICOs. Read more »

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Cozen O'Connor
Crowell & Moring
Davis Wright Tremaine
Debevoise & Plimpton
Duane Morris
Fisher Phillips
Foley & Lardner
Garland Samuel
Gibson Dunn
Greenberg Traurig
Groom Law Group
Grower Ketcham
Gusrae Kaplan
Harris Wiltshire
Hogan Lovells

Analysis

SEC Faces Calls To Push Back Harder On Audit Trail Delays

Eight years have passed since the May 6, 2010, flash crash and calls are growing for the U.S. Securities and Exchange Commission to forcefully address delays to a powerful, long-awaited market surveillance tool called the consolidated audit trail designed to prevent a repeat. Read more »

NRA Sues Cuomo, NY Regulator For 'Discrimination Campaign'

The National Rifle Association sued New York Gov. Andrew Cuomo and the state's top financial regulator on Friday, seeking millions of dollars in damages for what it alleges has been an "overt viewpoint-based discrimination campaign" that is scaring off the gun rights organization's business partners and threatening its First Amendment rights. Read more »

Scottrade Rips Mass. Official's Bid To Remand Fiduciary Row

Attorneys for Scottrade Inc. blasted Massachusetts' top securities official Friday in opposing a bid to litigate an enforcement action at the state level, accusing him of carrying out a personal vendetta of sorts to enforce the U.S. Department of Labor's upended fiduciary rule for retirement account advisers. Read more »

ENERGY & ENVIRONMENTAL

Analysis

Low-Profile EPA Air Quality Shift Could Mean Big Changes

The U.S. Environmental Protection Agency recently revealed a significant change in how it assesses air pollution from closely linked facilities in an unpublicized letter to Pennsylvania environmental regulators, and experts say it will result in an easier permitting process for some projects. Read more »

Enviros Push To Kill Waiver For New Mexico Border Wall

Environmental groups asked a D.C. district judge on Thursday to kill the waiver for environmental and other oversight laws granted by the U.S. Department of Homeland Security for the quick construction of an approximately 20-mile stretch of border wall, alleging Congress never gave it such wide power. Read more »

REAL ESTATE

Transcript Mishap Sinks Challenge To 91-Home Project In NJ

A New Jersey state appellate panel has refused to disturb a trial court ruling tossing a lawsuit over the municipal approval of a 91-home development in Bayonne because the project's opponents never ordered transcripts of the proceedings before the city's planning board after telling the court they had done so. Read more »

EMPLOYMENT

9th Circ. Revives Chamber's Suit Over Seattle Uber Union Law

The Ninth Circuit on Friday breathed new life into the U.S. Chamber of Commerce's challenge to a Seattle law letting app-based drivers bargain collectively, partially reversing a trial court's decision that dismissed the suit and holding that the city ordinance isn't exempt from federal antitrust law. Read more »

US Enters ERISA Suit To Defend 'Church Plan' Exemption

The federal government intervened Friday in a proposed class action in Florida accusing Adventist Health System of underfunding employee pension plans in violation of the Employee Retirement Income Security Act, but only for the limited purpose of defending the constitutionality of the law's "church plan" exemption. Read more »

COMPETITION

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Advocate Health Care Inc.
Air Line Pilots Association International
America's Health Insurance Plans
American Bar Association
American Conference Institute

DC Circ. Grounds Union Hopes To Halt Norwegian Air Permit

The DC Circuit has dampened the hopes of a group of airline unions, ruling Friday that the U.S. Department of Transportation had no reason to deny a foreign air carrier permit to a Norwegian Air subsidiary. Read more »

GOVERNMENT CONTRACTS

OptumRx Loses $6B NJ Contract For Flouting Financial Terms

A New Jersey state appeals court clarified in a published decision Friday that government contract bids attempting to adjust financial terms in requests for proposals must be invalidated, upending a $6 billion contract award to OptumRx Inc. to manage the health benefits of certain state employees. Read more »

INTERNATIONAL TRADE

Congress Again Angles For A Check On Trump's Trade Power

A bipartisan quartet of lawmakers unveiled new legislation on Thursday that would create a process for Congress to block new trade moves from the White House in an attempt to reclaim some of the trade power that the legislature has delegated to the executive branch. Read more »

TAX

IRS To Clarify Rules On Bonus Depreciation As Early As June

Regulations to clarify eligibility for full bonus depreciation of property could be issued as early as June, according to an Internal Revenue Service official speaking Friday at an American Bar Association tax conference. Read more »

Marinello Hasn't Put Brakes On Similar DOJ Pending Cases

The federal government is continuing to prosecute cases under a section of the tax code despite a recent U.S. Supreme Court opinion knocking down its broad interpretation of the relevant clause, an official said Saturday. Read more »

TCJA Provokes Questions About How To Define Entertainment

The U.S. tax overhaul scrapped employer deductions for the cost of business-related entertainment but kept a partial deduction for meals, prompting practitioners at a tax conference hosted Saturday by the American Bar Association in Washington to ponder when, exactly, a meal might become entertainment. Read more »

Treasury Mulling Intermediate Sales Quandary On TCJA

The U.S. Treasury Department is looking into whether incentives for exports in the recent federal tax overhaul apply to transactions that are required to go through an intermediary, such as arms sales to foreign buyers, an official said at a conference Friday. Read more »

IRS To Start Enforcing Crypto Withholding Rule, Panelist Says

The Internal Revenue Service will begin this year to more strictly enforce the requirement to withhold taxes for cryptocurrency payments to nonresident aliens, an attorney who has represented clients in related matters said at a Saturday tax conference in Washington, D.C. Read more »

Wayfair Halted Online Tax Work, House Panel Counsel Says

Congressional negotiators were working on a compromise solution for regulating online taxation when the U.S. Supreme Court agreed to review South Dakota v. Wayfair, which brought talks to a halt, the chief counsel to the House Judiciary chair said Friday. Read more »

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Avenue Capital Group
Bloomingdale's Inc.
Boston Scientific Corporation
Brigade Capital Management LLC
CBOE Holdings Inc.
Catholic Health Initiatives
Center for Biological Diversity Inc.
Citigroup Inc.
Cray Inc
Dynamex, Inc.
Express Scripts Inc.
Facebook
Financial Industry Regulatory Authority Inc.
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General Motors
Goldman Sachs Group Inc.
Google Inc.
Iconix Brand Group, Inc.
Immigrant Defense Project
Johnson & Johnson
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Rite Aid Corporation
SAS Institute
Savills Studley Inc.
Scottrade Inc.
Solus Alternative Asset Management LP
Southwest Airlines Co.
TD Ameritrade Holding Corporation
Tax Foundation

'Hack Your State Department' Bill Clears House Panel

The House Foreign Affairs Committee has approved a bipartisan bill that aims to strengthen cybersecurity efforts at the U.S. State Department by getting hackers to point out vulnerabilities in the department's public networks and data systems. Read more »

ABA Seeks Clarity On New Exec Comp, Fringe Benefit Taxes

Multiple American Bar Association committees are collecting public comments on the tax treatment of fringe benefits and compensation at nonprofits from the federal tax overhaul, a tax lawyer said Friday at an American Bar Association tax conference in Washington, D.C. Read more »

Bloomingdale's Taxes Wrong Bags Under City Law, Suit Says

A purported class of Bloomingdale's customers slapped the company with a lawsuit in Illinois state court Thursday over claims its Chicago stores are charging an illegal sales tax on its garment bags under a local ordinance they say applies only to paper and plastic checkout bags. Read more »

Awaiting IRS Insight On Taxing Exec Pay, Cos. Craft New Plans

The U.S. tax overhaul's removal of performance-based pay as an exception to deduction limits on executive compensation is prompting some public companies to create new pay plans to ensure such incentives remain available, practitioners said at an American Bar Association conference Friday. Read more »

BANKRUPTCY

Restructuring Of Puerto Rico's Investment Bank Approved

Puerto Rico's federally appointed oversight board has officially signed off on a plan to restructure the $4.1 billion in debt held by the island's Government Development Bank, in a move government officials called an "important step" toward working out its total $74 billion debt load. Read more »

IMMIGRATION

Feature

What You Need To Know As 9th Circ. Hears DACA Challenge

The Ninth Circuit will hear oral arguments Tuesday in a challenge to the Trump administration's attempted rescission of the Deferred Action for Childhood Arrivals program while members of Congress push to bring legislative replacements for the program to the floor for a vote. Here is what you need to know. Read more »

DOJ, USCIS Team Up In Foreign Worker Visa Crackdown

The Department of Justice and U.S. Citizenship and Immigration Services will team up to investigate fraud and abuse by employers who hire immigrants on foreign worker visas, according to a joint agreement between the agencies that went into effect Friday. Read more »

Calif. Moves To Bar Court Disclosure Of Immigration Status

The California State Legislature passed a measure Thursday to protect individuals testifying in court from having to unnecessarily disclose their immigration status, in an effort to encourage undocumented immigrants who are witnesses to or victims of crimes to come forward without fear of arrest or deportation. Read more »

TELECOMMUNICATIONS

FCC Plan To Divvy Car Safety Band Tempers Toyota's Dream

FCC commissioners may force Toyota to rework its plan to introduce vehicles able to wirelessly communicate with other vehicles and transportation infrastructure by 2021, telling the automaker that the agency is still considering letting other

TechFreedom
Toyota Motor Corporation
U.S. Chamber of Commerce
Volkswagen
Washington Post Co.
Wayfair LLC

GOVERNMENT AGENCIES

Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Crow Creek Sioux Tribe
Delaware Court of Chancery
Department of Commerce
Equal Employment Opportunity Commission
European Commission
European Union
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Communications Commission
Federal Energy Regulatory Commission
Financial Crimes Enforcement Network
Food and Drug Administration
Illinois Supreme Court
Internal Revenue Service
Minnesota Legislature
NAFTA
National Telecommunications and Information Administration
New York Attorney General's Office
New York State Assembly
New York State Department of Financial Services
Ohio Supreme Court
Pennsylvania Department of Revenue
Port Authority of New York & New Jersey
Securities and Exchange Commission
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
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applications share a frequency previously reserved for auto safety. Read more »

Tribe Pushes Back At DC Circ. Against FCC Lifeline Changes

A Native American tribe has urged the D.C. Circuit to toss a Federal Communications Commission decision the tribe says limits which telecommunication providers can be subsidized for providing Lifeline services on tribal land. Read more »

WHITE COLLAR

Ex-NY Assembly Speaker Convicted After 2nd Graft Trial

Former New York State Assembly Speaker Sheldon Silver was convicted Friday for the second time for reaping what prosecutors say was a quid pro quo in which Silver accepted millions of dollars in illicit referral fees from developers and an asbestos disease doctor and took official action on their behalf. Read more »

GWB Scandal Figure Loses Bid For Ireland Trip Amid Appeal

A New Jersey federal court has rejected a former Port Authority executive's bid to travel to Ireland on Monday while he appeals his conviction for reducing local access lanes to the George Washington Bridge in a political revenge scheme. Read more »

EXPERT ANALYSIS

Inside The New DOJ Policy On Coordinated Enforcement

A recent policy announcement by Deputy Attorney General Rod Rosenstein appears to be an express acknowledgement by the U.S. Department of Justice of the need to mitigate the disproportionate and harmful consequences that can result when multiple enforcement authorities seek to investigate and punish the same conduct, say attorneys with Winston & Strawn LLP. Read more »

5th Pillar Of AML Compliance Is Here, But Questions Remain

The Financial Crimes Enforcement Network's long-awaited customer due diligence rule — the so-called "fifth pillar" of anti-money laundering programs — is now effective, but the broad reach of the rule and some lingering interpretive issues have made it difficult for firms to operationalize the rule's requirements, say members of Promontory Financial Group LLC. Read more »

Is The Attempt To Rescind DACA Lawful?

A D.C. federal court recently invalidated the Trump administration's effort to end the Deferred Action for Childhood Arrivals program, highlighting two important issues about the limits of judicial review over such policy changes, says Steven Gordon of Holland & Knight LLP. Read more »

How The House FAA Bill Champions Air Travelers' Rights

The U.S. House passed its version of the six-year budget reauthorization for the Federal Aviation Administration last month. In a surprising change from Congress' usual tilt toward the interests of the aviation industry, the bill features a number of provisions that address many of the long-smoldering — and vociferously expressed — concerns of the flying public, says Barbara Lichman of Buchalter PC. Read more »

FERC Aims For Market Transparency With Uplift Reports

Last month, the Federal Energy Regulatory Commission issued a final rule requiring regional transmission organizations and independent system operators to publicly report information regarding uplift payments. Attorneys at Reed Smith LLP unpack the revised reporting obligations. Read more »

Gender Pay Data: Impact Of European Laws In The US

Although American and European equal pay laws often develop on parallel tracks, the U.S has not kept pace with the EU in terms of pay transparency. However, new

U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
U.S. House of Representatives
U.S. Immigration and Customs Enforcement
U.S. Supreme Court
United States District Court for the Eastern District of Pennsylvania

European laws may have the unintended consequence of pushing multinationals with U.S. employees to publish pay data to keep up with their European counterparts, say Lynne Bernabei and Kristen Sinisi of Bernabei & Kabat PLLC. Read more »

LEGAL INDUSTRY

Titan Of The Plaintiffs Bar: Lieff Cabraser's Elizabeth Cabraser

As sole lead counsel in multidistrict litigation over Volkswagen AG's emissions scandal, Lieff Cabraser Heimann & Bernstein LLP's Elizabeth Cabraser helped drivers secure settlements totaling more than $15 billion and assurances that the polluting vehicles would be taken off the roads, earning her a spot on Law360's 2018 Titans of the Plaintiffs Bar. Read more »

Feature

3 Ways Firms Can Improve Summer Associate Programs

As millennials continue to enter the legal profession with different values, career goals and cultural expectations than their predecessors, firms have an urgent opportunity to retool their summer associate programs to make a more compelling first impression. Read more »

How They Won It

Ex-BigLaw Atty Who Shot Wife Couldn't Escape Paper Trail

Fulton County, Georgia, prosecutors trying to prove that a former Fisher Phillips LLP partner's shooting of his wife was no accident flooded the jury with painstaking detail from both eyewitnesses and the wealthy couple's paper trail to establish that he had a financial motive to kill his wife, securing a murder conviction. Read more »

ABA Data Shows 15% Rise In Attorneys Over Last Decade

The American Bar Association on Friday released survey data on the nationwide population of lawyers indicating a 10-year trend of moderate year-to-year increases since 2008 that amount to a 15.2 percent increase over the last decade. Read more »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

Questions remain around who will permanently replace Eric Schneiderman as New York attorney general after he resigned in the wake of a news article detailing allegations of physical abuse by four women, new data show female in-house counsel earn 84 percent of what their male counterparts make on average, and Fox News hired a new general counsel amid a series of lawsuits alleging the network mistreated women and minority workers. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

Podcast

Law360's Pro Say: Don't Lie About Paying Expert Witnesses

On the latest episode of Law360's Pro Say podcast, we discuss the ethical boundaries of handling expert witnesses; New York Attorney General Eric Schneiderman stepping down after abuse allegations; Jay-Z being ordered to give testimony to the Securities and Exchange Commission; and Dr. Dre attempting to block a medical doctor from registering a trademark for his similar-sounding name. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Bloomingdale's Inc.
Boston Scientific Corporation
Brigade Capital Management LLC
CBOE Holdings Inc.
Catholic Health Initiatives
Center for Biological Diversity Inc.
Citigroup Inc.
Cray Inc
Dynamex, Inc.
Express Scripts Inc.
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Goldman Sachs Group Inc.
Google Inc.
Iconix Brand Group, Inc.
Immigrant Defense Project
Johnson & Johnson
KPMG International
L.L. Bean Inc.
Lyft Inc.
Mattress Firm Holding Corp.
NASDAQ OMX Group Inc.
NFL Enterprises LLC
National Employment Law Project
National Rifle Association of America
National Right to Work Legal Defense Foundation
National Women's Law Center
Nevro Corp.
New York City Bar Association
Northern Mariana Islands Retirement Fund
Northrop Grumman Corporation
OptumHealth Inc.
Promontory Financial Group LLC
QUALCOMM Incorporated
Rite Aid Corporation
SAS Institute
Savills Studley Inc.
Scottrade Inc.
Solus Alternative Asset Management LP
Southwest Airlines Co.
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Tax Foundation
TechFreedom
Toyota Motor Corporation
Volkswagen
Washington Post Co.

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U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
Internal Revenue Service
U.S. Department of Homeland Security
Federal Communications Commission
New York Attorney General's Office
European Union
Financial Crimes Enforcement Network
New York State Department of Financial Services
U.S. Department of Transportation
Bureau of Citizenship and Immigration Services
Bureau of Labor Statistics
Crow Creek Sioux Tribe

Delaware Court of Chancery
Department of Commerce
Equal Employment Opportunity Commission
European Commission
Executive Office of the President
Federal Aviation Administration
Federal Bureau of Investigation
Federal Bureau of Prisons
Federal Energy Regulatory Commission
Food and Drug Administration
Illinois Supreme Court
Minnesota Legislature
NAFTA
National Telecommunications and Information Administration
New York State Assembly
Ohio Supreme Court
Pennsylvania Department of Revenue
Port Authority of New York & New Jersey
U.S. Attorney's Office
U.S. Department of Defense
U.S. Department of Labor
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. General Services Administration
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U.S. Immigration and Customs Enforcement
United States District Court for the Eastern District of Pennsylvania

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From: Pete Deiana
Sent: Mon 3/19/2018 12:38:39 AM
Subject: Letter to Child support enforcement office an Office of the Administration for Children and Families Washington, D.C. 20447

Case Number

CSA 697557100B, C

Best Regards,
Pete Deiana
[redacted] ***(H)***
(cell) - [redacted]

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: FamousDC
Sent: Fri 10/30/2015 7:00:01 PM
Subject: [Marketing Mail] This is not a cage match (or is it?)

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Friday Round-Up

A wrap up of the week and preview of the #weekend.

#WEEKEND

Weather: Mild and clear days with chilly nights through Halloween. Some drizzle on the Day of the Dead.

Awesome events you can attend this weekend: FamousDC's Scariest Haunted House 2015: Markhoff's Haunted Forest; Buckland's Route 29 Haunted Farm; Shocktober at Paxton Manor; Night of the Living Zoo; AU's Symphony Orchestra "Halloween Spooktacular"; King's Dominion Halloween Haunt; Eat scary-big meatballs at Lena's Wood Fired Pizza; Rocky Horror Picture Show with D.C. Brau at E Street Cinema; Weird new Surrealist sculpture exhibit at the Hirshhorn.

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#NATIONAL

Colorado Diver Steals Famous Plastic Skeletons; The future is "wildly addicting and a little freaky"; Police reach for the nunchucks; No more luggage crammed with e-cigarettes, guys; If you haven't posted a Facebook photo with you and Speaker Ryan/Boehner, you still have time; Yes they cannabis**?**; Ferraris so deluxe if they catch fire they drive away from you; RNC > CNBC; Billionaires can't have conflicts of interest; Embrace the terror with this yuuuge Trumpkin; Take your vitamins: mammoths extinct due to osteoporosis?; IBM buys out Weather Channel's digital properties, will Watson control the skies?; Teen successfully defends home with samurai sword--nation's other teens soooo jealous.

#LOCAL

Blimpocalypse terrorizes capital region, amuses world; I-66 Carpool Cheaters to be forced to pay up; Shovel your ice or pay a price; You may be getting a raise!; Homeless police watching you text; Where has the rum gone... Union Market!; Coin-flip chance your salmon is a fraud; The FamousDC team loves Slack!; Yes, people absolutely *are* trash-talking you in their native tongue; Cop breaks up teen fight, ends in dance-off; We were all once young and beautiful; Thanks WaPo, we also can't stop watching Kirk Cousins "You like that" musical remixes now; Because nothing says healthy like Ben's Chili Bowl; **Paul Ryan** was a server at Tortilla Coast, which equals so much awesome.

#EDITORSPICK

Confessions of a Hill Staffer: Top Ten Worst People on the Hill

If you work on Capitol Hill you see, hear, and overhear many things that the rest of the mortal world isn't privy to. These privileged professionals that serve our US government acquire a wealth of knowledge that sometimes is just too good not to share. We've provided a platform on which they can unload.

#TWEETSOFTHEWEEK

michaeljhudson; Joelmentum; jmartNYT; JesseFFerguson; SpeakerBoehner; TommyMcFLY; HillaryClinton; pbump; bobbyfinger; riccimike; brianstelter

#FAMOUSFORDC

Liz Mair had one of the best debate drinking games this time around; Give **Eron Shosteck** a high five this week; Halloween is the new Christmas; Can Phillip Bump loan us $22?; Don't ask **Micah Spangler** for a hangover remedy; **Nicholas Karnaze** is our hero; If **Jack Smith** was a DJ, would his entertainment name be "Double Jack?" **Josh Shultz** wears a hoodie to professional meetings; **Stephen Replogle** wins "Dad of the week."; **Sean Spicer** is so hot right now; **Jesse Emerson** is THE MAN; **Chris Frates** keeps a close watch on people's Google profile pictures; Does **Erin McPike** still read this far down?; **Jonathan Grella** had the best take on the RNC debate in the country; Leland Vittert makes a mean pumpkin french toast; Good luck in New York, **Annabelle Baskin** (we hear the locals call it the Big Apple) DC will miss you; **Reince Priebus** enjoyed our pre-debate party more than the debate; Can we get an invite to the **NJI Media** Moulin Bleu party?; **Adam Conor**, we hope your ankle recovers soon; Does **Jack Smith** hang out with **Johan Gedde** every weekend?Thank you for being awesome **Matthew Dornic**; **Matt Lira** may have photobombed Speaker Boehner unintentionally; Best pumpkin carving skills go to Fred Upton; Have fun in Disney World **Rory Cooper**; Rep. **Markwayne Mullin**'s kids ruled Instagram; Big congratulations to **Jenn Sherman** who is leaving Rep. **Brett Guthrie**'s office but not going far, she will be taking the health press reins at the **House Energy and Commerce Committee**. Can we get a #BGselfie? Nice haircut **Sean Hayes**; How's your golf game **Bravo**?; Social media(ing) award for the week goes to **Allison Cunningham**; **Michael Kaplan**, editor at large; Yes, **Patrick Gavin** is still making videos; **Paige Gress** plans awesome work events, let's see hope her Halloween bash is just as good; Get well soon **Coach Furlow**; Brendan Buck won't be busy this weekend; Good luck in Texas, **Jennifer**. We'll miss you!

#ICYMI

- Famous Five: Doug Thornell
- Farewell, Speaker Boehner
- Most DC Halloween Costumes
- FamousDC Meets Boulder
- Best Haunted Houses Around the DMV

- Confessions of a Hill Staffer: Ten Worst People on the Hill

#BIRTHDAYS

Hillary Rodham Clinton, ever heard of her?; FDC's favorite designer, **S Cody Simmons**; **Nu Wexler**; **Michael Sauri**; **Ryan Thompson**; **Luke Mullins**; **Rachel Bauer Taylor**; **Stephanie Fontenot**; **Lisa Miller**; **Ben Hause**; **Drake Springer**; **Zach Hunter**; **Caroline Rose**; **Sarah Miller**; **Julia Elinor**; **Jenna Ergort**; **Grace Clauss**; **Laura Elizabeth**; **Chelsea Ann**; **Austin McCord**; **Emily Leach**; **Dana Richter**; **Cielo Villaseñor.**

#MEDIAMOVES BY BRYANT ROW

Big leadership moves this week: **Keith Hernandez** is president of Slate; EIC Round 2: **Stephen Smith** heads National Journal again; **Scott Bland** leaves National Journal and is now a full-fledged Politico; **Stephen G. Smith** was named Editor in Chief of National Journal, **Ben Pershing** is Managing Editor; **Callum Borchers** will join The Fix to launch a new beat exploring the intersection of politics and the media; **Jenn Sherman** leaves Rep. **Brett Guthrie**'s office to take the health press reins at the **House Energy and Commerce Committee**.

#BYE

Ted Cruz will drive you home this weekend.

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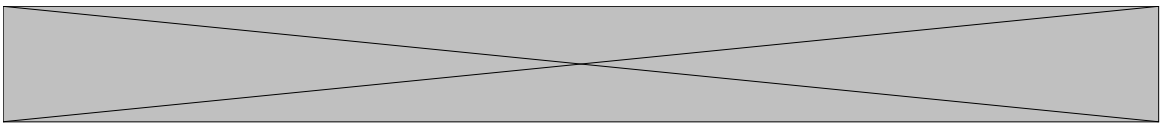

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CRA & FAIR LENDING

Justice heightens focus on fair lending

In the wake of the Supreme Court's vindication of its disparate impact legal theory, DOJ's Civil Rights Division head Vanita Gupta told bankers at a Wolters Kluwer conference that many more fair-lending cases are in the pipeline. She said that lack of community credit lay behind 2015's rash of urban violence. Read more

COMPLIANCE

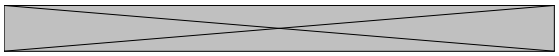
Grill your TRID compliance—or get burned

Congratulations, you have survived the TILA/RESPA Integrated Disclosure rule (TRID) effective date. Now, before too much time passes, Treliant Risk Advisors' Lyn Farrell presents a 5-point checklist for ensuring ongoing compliance. Read more

RISK MANAGEMENT

Careful with Windows 10 out of the box

Consumer-side enhancements to Windows could prove troublesome for bank adopters—proceed carefully. Consultant Mike Gilmore presents suggestions for what to turn off an any bank equipment with Windows 10—and how to safeguard systems from the public's Windows 10 devices. Read more



SOCIAL MEDIA

Creating a "brand ambassador" program

Massachusetts' Avidia Bank "gets social" in multiple ways to sell itself to the public. Read more

COMMUNITY BANKING BLOG

Why cancelled M&A can be good

Deals not done after all may have less-than-obvious reasons, says Jeff Gerrish, and termination may be best route. Read more

TALKING CREDIT

Regulatory ruckus highlights industry pall

Tussling going on over NYS banking regulation has some lessons for bankers, says Ed O'Leary. Read more

AML & FRAUD

"Keep The Ball Rolling"

John Byrne recaps the recent Financial Action Task Force meeting in Paris. Read more

BANKER BOOK REVIEW

Common sense for individual investors

"What the markets need is common sense. A good source of just that is available in Ben Carlson's *A Wealth of Common Sense: Why Simplicity Trumps Complexity In Any Investment Plan."*—banker-reviewer Will Taylor. Read more

PERFORMANCE TRENDS

Superregionals' revenues rise

An SNL Financial study of 14 superregionals showed that all grew operating revenue in the recent quarter, led by Fifth Third Bancorp and First Republic Bank. Read more

MERGERS & ACQUISITIONS

No raves for big NY merger yet

KeyCorp wants to buy First Niagara Financial Group, but the news isn't getting the analyst community's hearts a-fluttering. SNL Financial reporters find out why the deal is leaving the Street cold. Read more

CYBER FRAUD

Waging cyber crime war

The simple fact that a smartphone email didn't show a sender's email address properly nearly cooked a community bank officer subbing for the CFO. At the BAI Retail Delivery conference Talmer Bank and Trust shared some lessons learned. Read more

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"We don't hire people who have less than ten years experience in our markets. We've pledged to our clients that we won't turn them over to trainees. That resonates with a lot of people."—*Pinnacle CEO Terry Turner*
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Fed announces new payments research

The Federal Reserve today announced plans to conduct its sixth triennial study to determine the current aggregate volume and composition of electronic and check payments in the U.S. The study builds upon research begun by the Fed in 2001 to provide the public and the payments industry with estimates and trend information about the evolving nature of the nation's payments system. A public report containing initial topline estimates is expected to be published in December 2016.

"Over the 15-year life of the study, the survey instruments have been adapted and updated to keep pace with the dynamic change in the U.S. payments system," said Mary Kepler, senior vice-president of the Federal Reserve Bank of Atlanta and the study's executive sponsor. "Not surprisingly, the 2016 study will incorporate a number of significant enhancements, including an expansion of fraud-related information and an increase in the number of depository and financial institutions sampled." Read more

FORWARD TO A FRIEND OR COLLEAGUE

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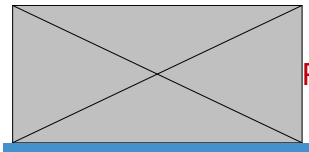

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TOP NEWS

Analysis

Justices Seem Wary Of Strict Int'l Deference Standard

The U.S. Supreme Court heard oral arguments on Tuesday in a price-fixing case involving the degree of deference statements from foreign sovereigns should be given, and while the sides seemed to push for a strict standard, the justices appeared wary of applying too heavy a hand to an issue that could have far-reaching repercussions. Read more »

Analysis

Three Things States Will Keep Doing If Quill Remains

States have gone too far to get around physical presence requirements for making retailers collect and remit use tax to give up now, and that will be true even if the U.S. Supreme Court upholds Quill Corp. v. North Dakota. Here are three things states will keep doing to bring in sales and use tax revenue, even if Quill stays. Read more »

Analysis

4 Moments That May Decide Travel Ban 3.0's Fate

Constitutional experts are predicting the U.S. Supreme Court will likely uphold the third version of President Donald Trump's travel ban, but both sides faced tough questioning from the justices at oral arguments. As the parties await a ruling expected in June, we dig into moments in the argument that may tip the scales. Read more »

Analysis

Sinclair's New Tribune Deal Still Pushes Policy Boundaries

Sinclair Broadcast Group Inc. added details about its $3.9 billion acquisition of Tribune Media Co. this week as the broadcaster announced updated plans to divest 23 stations, but filling in the blanks has only intensified the battle over the rightful limits on media consolidation and Sinclair's merger plans specifically. Read more »

WTO Dispute Roundup: China Seeks Allies In IP Tussle

In Law360's latest look at the World Trade Organization's Dispute Settlement Body, China attempts to rally other nations in its ongoing feud with the U.S. over intellectual property policy while other members advance cases centering on paper and steel products. Read more »

US Sustains Pressure On China With Sweeping IP Report

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Garvey Schubert
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Goodwin
Holland & Knight
Irell & Manella
Jenner & Block

The Office of the U.S. Trade Representative issued its annual global intellectual property report on Friday, continuing the Trump administration's high-stakes IP battle with China by saying it needs to keep a close eye on trade secret theft and online counterfeiting and piracy involving the Asian country. Read more »

Split 5th Circ. Upholds Reboot Of Texas Voter ID Law

The Fifth Circuit upheld Texas' new voter ID law on Friday, finding that the new law, SB 5, fixed discriminatory measures laid out in an older overturned version the en banc court had rejected, according to a decision that had all three panel judges penning their own opinions. Read more »

BANKING & SECURITIES

FDIC Vice Chairman Set To Depart Agency

The Federal Deposit Insurance Corp. said Friday that its vice chairman is stepping down after serving out his six-year term at the agency, where he advocated for stronger capital standards for large banks. Read more »

Post-Deepwater Blowout Safety Regs Cut By Trump Admin.

The Trump administration Friday unveiled a proposed rollback of Obama-era requirements for blowout preventers and other well controls for offshore drillers — regulations developed in the aftermath of the 2010 Deepwater Horizon disaster, which killed 11 rig workers and led to the biggest oil spill in U.S. history. Read more »

ENERGY & ENVIRONMENTAL

Sens. Push Zinke To Halt Monument Plans Until Court Ruling

Seventeen U.S. senators submitted a letter to U.S. Department of Interior Secretary Ryan Zinke on Thursday urging the Bureau of Land Management to stop developing management plans for national monuments in Utah until courts have considered President Donald Trump's decision to reduce the size of the parks. Read more »

NY Leads Group Opposing EPA's Clean Power Plan Repeal

New York and other state and local governments objected Thursday to the U.S. Environmental Protection Agency's proposal to repeal the Obama-era Clean Power Plan for fighting climate change, arguing the EPA must set limits on carbon pollution. Read more »

Feds, Calif. Farmers Take On Tribes, Enviros Over Water Flow

Two California tribes and several environmental groups wrangled with federal agencies and water groups representing farms and ranches in California federal court filings Thursday, arguing over whether a water flow order meant to protect salmon populations is needed in 2018. Read more »

TRANSPORTATION & INFRASTRUCTURE

House Votes To Extend Airplane Fuel Tax Until 2023

The U.S. House of Representatives voted on Friday to extend the aircraft fuel tax until 2023 as part of a bill to reauthorize and fund the Federal Aviation Administration. Read more »

FAA Bill Tweaking Safety, Passenger Rules Gets House OK

The U.S. House of Representatives on Friday passed a reauthorization of the Federal Aviation Administration for the next five years, including a set of reforms for airport operations, passenger rules and safety regulations. Read more »

3rd Circ. Probes Cost Of Gridlock In GWB Scandal Appeals

The Third Circuit has called on prosecutors to spell out the evidence presented to

Jones Day
Jones Walker
K&L Gates
Kelley Drye
Kirkland & Ellis
Kleinbard LLC
Latham & Watkins
Littler Mendelson
Morgan Lewis
Morrison & Foerster
Nixon Peabody
Norton Rose Fulbright
Ogletree Deakins
Paul Hastings
Paul Weiss
Proskauer Rose
Reed Smith
Richards Rodriguez
Riley Safer
Sanford Heisler
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Sidley Austin
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Somach Simmons
Steptoe & Johnson LLP
Sterne Kessler
Stoel Rives
Wanger Jones
White & Case
White and Williams
Williams & Connolly
WilmerHale
Winston & Strawn

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Amazon.com Inc.
American Bankers Association
American Bar Association
American Petroleum Institute Inc.
Apple Inc.
Association of Corporate Counsel
Burford Capital LLC
CA Inc.
CTIA
CUNA Mutual Group
CashCall Inc.
Chevron Corporation
Cisco Systems Inc.
Columbia Sportswear Company
Competitive Carriers Association
DISH Network Corporation

jurors showing that gridlock at the George Washington Bridge came at a cost above the threshold needed to sustain the criminal convictions of two former public officials in a political revenge scheme. Read more »

COMPETITION

New FTC Is Set, But Ohlhausen Makes One Appointee Wait

The next slate of Federal Trade Commission members are ready to take their seats following the U.S. Senate's confirmation of five new nominees Thursday, but one, Christine S. Wilson, must wait until acting FTC Chair Maureen Ohlhausen's own nomination to serve as a U.S. Court of Federal Claims judge moves forward. Read more »

Senate Democrats Float Bill To Curb Noncompete Agreements

Sen. Chris Murphy, D-Conn., and two other Senate Democrats on Thursday unveiled legislation that would prohibit employers from locking workers into noncompete agreements and put violators on the hook for federal fines or private lawsuits. Read more »

CYBERSECURITY & PRIVACY

Feature

EU Privacy Reform Boosted By Facebook Scandal, MEP Says

In an exclusive interview with Law360, the lead negotiator for the European Union's looming e-privacy regulation discusses why she's happy about the recent Facebook data-harvesting debacle, how EU law is impacting global privacy norms, and why she's not sold on the CLOUD Act as a solution for overseas data grabs. Read more »

CONSUMER PROTECTION

Warren Asks About Lobbyist Influence On CFPB's Mulvaney

Sen. Elizabeth Warren on Thursday asked Consumer Financial Protection Bureau acting Director Mick Mulvaney for information about how lobbyists' contributions to his previous congressional campaigns are factoring into his decisions at the agency. Read more »

AEROSPACE & DEFENSE

Russia Sanctions Hurt US Arms Sales, Defense Chief Says

Sanctions placed on Russia by Congress are also hurting both the U.S. and its allies by restricting arms sales, Defense Secretary James Mattis told lawmakers, as he also defended the U.S. Department of Defense's contentious approach to its pending JEDI cloud computing contract. Read more »

Sens. Move To Block Sending F-35s To Turkey

A bipartisan trio of senators have floated a bill to ground the planned transfer of F-35 Lightning II fighter jets to Turkey, saying the country has flouted international norms and has started acting against American interests. Read more »

TAX

Analysis

Tax Pros Excited About Opportunity Zones But Want Clarity

While a new program created under the federal tax overhaul that aims to provide tax benefits to investors for building and creating jobs in low-income areas is expected to succeed, many tax experts want more guidance from the IRS before projects are

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Delta Air Lines Inc.
Democratic National Committee
Etsy Inc.
Exterro Inc.
Facebook
Fannie Mae
Gallup Inc.
Garden City Group Inc.
Google Inc.
Hewlett Packard Enterprise Co.
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KPMG International
Metropolitan St. Louis Sewer District
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GOVERNMENT AGENCIES

Blackfeet Nation
Bureau of Indian Affairs
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planned and executed. Read more »

IMMIGRATION

AG Sessions Wants Full 7th Circ. To Hear Sanctuary City Case

The Trump administration on Friday urged the full Seventh Circuit to reconsider its ruling affirming a lower court's injunction against the U.S. Department of Justice preventing it from withholding federal grant money from so-called sanctuary cities in an effort to force them to comply with hard-line immigration policies. Read more »

Immigration Bill Roundup: Sanctuary Cities, Court Oversight

Though political will to cooperate on immigration-related issues has been in short stock lately, lawmakers on both sides of the aisle have introduced legislation over the last month tackling sanctuary cities, immigration court reform, family reunification and illegal reentry to the U.S. Read more »

NATIVE AMERICAN

Senate Marks Day To Honor Murdered, Missing Native Women

The U.S. Senate has pushed through a bipartisan resolution that will mark May 5 this year as a national day to honor the lives of all Native American and Alaska Native women who have either been killed or gone missing, leaders in the upper chamber announced. Read more »

TELECOMMUNICATIONS

Analysis

FCC Rules May Spur Legal Battles Between Tribes And Feds

A recent suit challenging the Federal Communications Commission's rules exempting smaller infrastructure for 5G wireless networks from historic and environmental reviews could be the first of many, as tribes fight to limit wireless projects that threaten cultural properties and face the prospect of other federal agencies following the FCC's lead by curbing tribal consultation to speed up economic development. Read more »

Split DC Circ. Tosses Challenge To FTC Soundboard Call Rule

A split D.C. Circuit panel on Friday tossed a trade group's challenge to the Federal Trade Commission's extension of robocalling restrictions to telemarketers playing prerecorded sound bites, holding the letter announcing the changes was not reviewable in the first place despite its potential to upend the soundboard marketing industry. Read more »

FCC Won't Investigate Cambridge Analytica, Pai Says

The Federal Communications Commission will not investigate whether embattled political consulting firm Cambridge Analytica wrongly bought information about TV viewers' habits, Chairman Ajit Pai said Friday, shooting down a lawmaker's requested probe into the matter. Read more »

FCC Floats $5.3M Phone Co. Fine For Duping Consumers

TeleCircuit Network Corp. should be fined more than $5.3 million for reportedly switching unwitting consumers from their chosen carrier to the Georgia-based phone company and piling unauthorized charges onto their bills, the Federal Communications Commission proposed Friday. Read more »

WHITE COLLAR

Manafort Loses Civil Challenge To Mueller Probe

A D.C. federal judge on Friday tossed Paul J. Manafort Jr.'s civil suit challenging the

Bureau of Reclamation
Bureau of Safety and Environmental Enforcement
Central Intelligence Agency
Consumer Financial Protection Bureau
Crow Creek Sioux Tribe
Crow Nation
Department of Commerce
European Commission
European Union
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Emergency Management Agency
Federal Energy Regulatory Commission
Federal Reserve Bank of Kansas City
Federal Reserve System
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Office of the U.S. Trade Representative
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Quapaw Tribe of Oklahoma
Securities and Exchange Commission
Texas House of Representatives
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Homeland Security

special counsel criminal charges against him, ruling the former Trump campaign manager's only chance of ducking the money laundering and other accusations is in the criminal proceedings themselves. Read more »

No Trump Collusion With Russia, House Intel GOP Says

House Intelligence Committee Republicans on Friday released their much-anticipated report into Russian interference with the 2016 election, criticizing both the Donald Trump and Hillary Clinton presidential campaigns for "poor judgment and ill-considered actions" but also saying they had found no evidence of collusion between the Trump campaign and Russia. Read more »

Gov't Urges 18-Month Sentence For Atty In Pa. Graft Case

Federal prosecutors are urging a judge to sentence an attorney and political consultant to 18 months in prison after he copped to charges in connection with two separate pay-to-play schemes in the Pennsylvania cities of Allentown and Reading. Read more »

POLITICS

Fee Order Stayed Against Pa. Sen. In Gerrymandering Row

A Pennsylvania federal judge agreed Friday, for the time being, to allow a Republican state senator to avoid personally paying legal fees stemming from a bungled attempt to transfer a landmark gerrymandering lawsuit out of state court. Read more »

PEOPLE

Facebook Taps Ex-FCC Chair As US Public Policy Head

Facebook is shuffling its U.S. lobbying team as the company responds to unprecedented regulatory scrutiny on Capitol Hill, tapping an ex-chairman of the Federal Communications Commission to replace its chief privacy officer at the top of its Washington, D.C., public policy team. Read more »

Interim NJ US Atty Tapped By Court To Remain In Post

U.S. Attorney Craig Carpenito will remain the top prosecutor in the District of New Jersey when his interim term expires in about a week, a federal judge ordered Friday. Read more »

EXPERT ANALYSIS

Opinion

State AGs Must Fill The CFPB Void, But That's Not Enough

With Mick Mulvaney gutting the Consumer Financial Protection Bureau, the burden of standing up to giant, deep-pocketed financial institutions falls more heavily on state attorneys general. But in the end, such efforts can't replace the power the CFPB has to protect consumers across all states equally, says District of Columbia Attorney General Karl Racine. Read more »

Time To Express Interest In Federal Water Infrastructure Loans

The U.S. Environmental Protection Agency recently issued its notice of funding availability for 2018 projects under the Water Infrastructure Finance and Innovation Act. Attorneys with Nixon Peabody LLP discuss the types of projects most likely to get funded and steps to increase the likelihood of selection. Read more »

Is A FERC Pipeline Policy Reset Coming?

The Federal Energy Regulatory Commission recently initiated a review of its 1999 certificate policy statement, which many landowners, environmentalists and others have argued excessively favors approval of natural gas infrastructure. However, a review does not necessarily signal a preference by the commission to change its

- U.S. Department of Justice
- U.S. Department of Labor
- U.S. Department of State
- U.S. Department of the Interior
- U.S. Environmental Protection Agency
- U.S. Forest Service
- U.S. House Committee on Energy and Commerce
- U.S. House of Representatives
- U.S. Patent and Trademark Office
- U.S. Senate
- U.S. Senate Committee on Energy and Natural Resources
- U.S. Supreme Court
- United South and Eastern Tribes
- United States Court of Appeals for the Third Circuit
- United States District Court for the Eastern District of Pennsylvania
- World Trade Organization
- Yurok Tribe

existing policy, say attorneys with Steptoe & Johnson LLP. Read more »

9 Things To Know About Native American Law In 2018: Part 2

This year has brought a number of major developments in Native American law that should be closely watched, including legislation to combat the opioid epidemic in Indian Country, and water settlement funding in the fiscal year 2018 omnibus, say attorneys with Akin Gump Strauss Hauer & Feld LLP. Read more »

Opinion

Suing Gun Makers Is Not The Way To Curb Gun Violence

Those seeking to stop gun violence should focus on convincing their elected representatives to enact thoughtful gun regulation, not creating new lawsuits. Repealing the Protection of Lawful Commerce in Arms Act, as some have called for, would trample the rights of product manufacturers and siphon the blame away from criminals, says Victor Schwartz, co-chair of the public policy group at Shook Hardy & Bacon LLP. Read more »

LEGAL INDUSTRY

How Attys Can Avoid Conflict Trouble In Litigation Funding

Lawyers looking to cut a deal with a third-party case funder don't have much in the way of clear ethical guidance, but here's a pro tip from litigation investor and ethics experts: Don't do the deal yourself. Read more »

Ogletree Wants To Move Atty's $300M Gender Bias Suit

Ogletree Deakins Nash Smoak & Stewart PC asked a federal court on Friday to transfer to the Central District of California an attorney's $300 million proposed class action alleging the firm's male-dominated leadership discriminates against women, saying the attorney was "forum shopping." Read more »

Texas Atty Uses Free Speech Law To Get Fraud Claims Tossed

The Texas Supreme Court on Friday ruled that a state free speech law dictates that fraud claims against an attorney by a former court opponent should be tossed because the actions that led to the lawsuit happened in court and are protected by attorney immunity. Read more »

Attys' Mindsets During Discovery Must Change, Judges Say

A survey of 30 federal judges that was released Friday found that the biggest cause of e-discovery problems today is not how well lawyers use the technology, but instead a lack of adequate cooperation between parties during the process. Read more »

Legal Tech Download: AI Sandbox, Univar And Barclays

The world of legal technology is quickly evolving, with new products coming to market in rapid succession. Here, Law360 takes a look at seven recent developments. Read more »

Podcast

Law360's Pro Say: Hot Moments From The Travel Ban Args

Big things have been happening at the Supreme Court this week, so on the latest episode of Law360's Pro Say podcast we spend the entire show breaking down the developments. We dive in to the hot-button moments from the oral argument over President Trump's immigration travel ban, discuss a beef between Justices Gorsuch and Breyer over Chevron deference, and explain two important patent rulings. Read more »

Feature

GC Cheat Sheet: The Hottest Corporate News Of The Week

Top Democratic representatives and senators on the labor appropriations subcommittees told the National Labor Relations Board's general counsel they were concerned about his apparent discussions with a Littler Mendelson PC attorney, a panel of three general counsels from major technology companies underscored the importance of corporate attorneys increasingly driving business strategy, and a jury

found an Atlanta attorney who shot his wife guilty of felony murder. These are some of the stories in corporate legal news you may have missed in the past week. Read more »

In Case You Missed It: Hottest Firms And Stories On Law360

For those who missed out, here's a look back at the law firms, stories and expert analyses that generated the most buzz on Law360 last week. Read more »

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Clyde Snow
Copilevitz & Canter
Crowell & Moring
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Dechert
Earthjustice
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Fulbright Winniford
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Goodwin
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Irell & Manella
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Jones Walker
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Kleinbard LLC
Latham & Watkins
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Morgan Lewis
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Nixon Peabody
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Proskauer Rose
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Competitive Carriers Association
DISH Network Corporation
Deloitte Touche
Delta Air Lines Inc.
Democratic National Committee
Etsy Inc.
Exterro Inc.
Fannie Mae
Gallup Inc.
Garden City Group Inc.
Hewlett Packard Enterprise Co.

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International Business Machines Corporation
International SOS Pte Ltd
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KPMG International
Metropolitan St. Louis Sewer District
Murray Energy Corp.
NAACP Legal Defense and Educational Fund Inc.
National Congress of American Indians
National Women's Law Center
Natural Resources Defense Council
NetApp, Inc.
New York Times Co.
Overstock.com Inc.
Pew Charitable Trusts
PhRMA
Quill Corp.
SAS Institute
Sinclair Broadcast Group, Inc.
Starbucks Corporation
Tax Foundation
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Federal Communications Commission
Federal Trade Commission
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Bureau of Land Management
Bureau of Reclamation
Consumer Financial Protection Bureau
European Union
Federal Aviation Administration
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U.S. Department of Homeland Security
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U.S. Department of the Interior
U.S. Environmental Protection Agency
United States District Court for the Eastern District of Pennsylvania
Blackfeet Nation
Bureau of Indian Affairs

Bureau of Safety and Environmental Enforcement
Central Intelligence Agency
Crow Creek Sioux Tribe
Crow Nation
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European Commission
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Federal Energy Regulatory Commission
Federal Reserve Bank of Kansas City
Federal Reserve System
Flandreau Santee Sioux Tribe
Hoopa Valley Tribe
Hopi Tribe
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Internal Revenue Service
Kiowa Tribe of Oklahoma
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National Marine Fisheries Service
Navajo Nation
New York Attorney General's Office
Office of the Comptroller of the Currency
Office of the U.S. Trade Representative
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Port Authority of New York & New Jersey
Privacy & Civil Liberties Oversight Board
Quapaw Tribe of Oklahoma
Texas House of Representatives
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U.S. Department of Labor
U.S. Forest Service
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EMV MIGRATION

Chip cards take too long

Even in the face of frequent breaches, a new survey indicates that consumers begrudge the 7-10 seconds taken for chip card transaction, versus 2-3 seconds for swiped cards. Read more

WORKING DIGITALLY

How to measure digital effectiveness?

Celent recently gathered a group of financial institution executives to discuss how well their digital services produced. A shocking finding: 1 in 4 couldn't say whether digital had done anything for their banks at all. Read more

MORTGAGE TECHNOLOGY

New mortgage tech raises satisfaction

J.D. Power's latest research on mortgage lending indicates that strong tech helps to raise customer satisfaction. Timely advice, because delays caused by new TRID regs will be an issue—especially among millennials. Read more

TECH MANAGEMENT

CIO role at tipping point

As IT has increasingly become "democratized," CIOs have begun

MAKING SENSE OF IT ALL

Making room for CISO

With cyber fraud running rampant, John Ginovsky says current research indicates companies have considered adding a new top cop: the Chief Information *Security* Officer. Read more

UNCONVENTIONAL WISDOM

Innovation Avenue's a one-way street

Back from Money 20/20 Jo Ann Barefoot asks why fintech people discuss regulation, but compliance people never seem to discuss innovation. Read more

RISK ADJUSTED

"Requisite response" and exam aftermath

Dan Rothstein says how well you handle exam findings initially may determine how hard you get slapped—if at all. Read more

WEBCAST NOW AVAILABLE ON DEMAND

Protecting Vulnerable Populations from Identity Fraud: Today and Tomorrow

evolving into a new corporate role, according to two separate studies. Read more

NEW PRODUCT DEVELOPMENTS

Noteworthy announcements at Money 20/20

This year's edition of one of the payment industry's leading conferences featured many new product and services announcements. Here's a quick roundup with helpful links. Read more

REAL-TIME PAYMENTS

Optimizing real-time payments

SWIFT Institute experts posit a hybrid model that could establish a cost-effective method to expedite low-value payments. Read more

FINTECH EVOLUTION

Stock analysts size up fintech

Keefe Bruyette & Woods put together a team of analysts to assess where the fintech/banking evolution is heading. In an interview with the report's chief author, we hear some fintech bubbles popping. Read more

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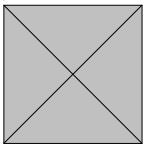

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*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

Could senior citizens' frequent preference for paper-based records be harming them? Research by Javelin indicates that's so. Javelin's Al Pascual and other experts present solutions to help banks help seniors and two more vulnerable groups: students and the military. Log in to view webcast

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CFPB: 4 years in

"Name a compliance challenge and CFPB is there, from the expanded UDAAP mandate to post-crisis mortgage lending to fair lending to overdraft service and payday lending to consumer complaints" Read more

CFPB to study financial well-being. Banks can comment on survey approach

As part of a Dodd-Frank Act mandate on financial literacy, the CFPB plans a special study on Americans' financial well-being. In its own words:

"The Bureau plans to conduct a nationally representative survey to measure adult financial well-being and related concepts, as well as an oversample of adults age 62 and older to gather additional data relevant to the needs and experiences of older consumers. The specific goals of the survey are to (1) measure the level of financial well-being of American adults and key sub-populations; (2) quantitatively test previously developed hypotheses about the specific types of knowledge, behavior, traits and skills that may support higher levels of financial well-being; and (3) produce fully de-identified public use data files that will allow external researchers to examine additional questions about financial well-being and its drivers."

Jan. 26, 2016, is the comment deadline. Read more

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STR Hearing Planning Commission tonight, beginning 6 pm • TWO LOST DOGS WITH TAGS LOOSE WALKING DOWN LACY • Reminder: Request for STR Separation Waiver (SUP 70669) Tonight (July 11) at Planning Commission 6:00pm • Mailbox Fraud • Prepare to see more: New attempt at STR in Scotch Eighty. Help deny SUP! • Fireworks • Garden work • Do you know this cat? • Yoga Monday - Thursday in McNeil! • Yoga today 4-6pm! • Yoga 7:30am! • Yoga 4-6pm in McNeil! • Mobile Auto Detailers • Used bricks

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REPLIES

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- Prepare to see more: New attempt at STR in Scotch Eighty. Help deny SUP!
- Fireworks
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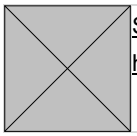
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STR Hearing Planning Commission tonight, beginning 6 pm

Stephen Grogan , Scotch Eighty

Please show up if you can and be prepared to voice your opinion. Neighbors support DENIAL. No commercialization of R-E/R-1 residential... Read more

TWO LOST DOGS WITH TAGS LOOSE WALKING DOWN LACY

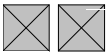
Bonnie Alvarez , Palomino

A large white bull dog & a red setter both with collars !!!! Tried to put in back seat, the red one almost did but both took off running... Read more

Reminder: Request for STR Separation Waiver (SUP 70669) Tonight (July 11) at Planning Commission 6:00pm

Gerald Duncan , Rancho Bonita-Sereno

Those who are concerned about weakening of the 660 ft separation between short term rentals (STR) will want to attend tonight's Planning... Read more


2 replies

Replies

Re: Mailbox Fraud

1 new reply:

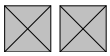
Amy Kohlin , Scotch Eighty

We changed to a locked box after we had gift cards that we were sending to family stolen. We have had no issues since but have to take any... Read more

Re: Prepare to see more: New attempt at STR in Scotch Eighty. Help deny SUP!

3 new replies including:

Zacary Zygote , Rancho Manor
Did you know a fire was started by illegal fireworks from an illegal VRBO on Sunland almost burn the neighbors home down. Caught 4 palms on... Read more



2 replies

Re: Fireworks

2 new replies including:

Zacary Zygote , Rancho Manor
Did you know a fire was started by illegal fireworks from an illegal VRBO on Sunland almost burn the neighbors home down. Caught 4 palms on... Read more

1 reply

Re: Garden work

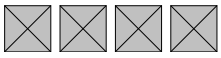
1 new reply:

Waldina Marin , Crest
Perez landscaping 702 764 4623 he does a nice job.

Re: Do you know this cat?

15 new replies including:

Bonnie Alvarez , Palomino
Was there a pic attached?



14 replies

Re: Yoga Monday - Thursday in McNeil!

Zacary Zygote , Rancho Manor
OK we get it every day are you kinding me

Re: Yoga today 4-6pm!

Zacary Zygote , Rancho Manor
BS Stop Posting once a month ok

Re: Yoga 7:30am!

Zacary Zygote , Rancho Manor
TO MUCH STOP POSTING

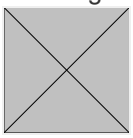
Re: Yoga 4-6pm in McNeil!

Zacary Zygote , Rancho Manor
PLEASE STOP PUTTING THIS AD UP EVERY DAY ONCE A MONTH IS OK.

Re: Mobile Auto Detailers

2 new replies including:

Diana Smith , Scotch Eighty
Detailing



1 reply

Re: Used bricks

1 new reply:

Amy Kohlin , Scotch Eighty

Sunni actually I will be working tomorrow but my husband will be home all day. Please call him. Jeff 702.267.7923.

This message is intended for cgoodman@lasvegasnevada.gov.
Unsubscribe or change your email settings

Nextdoor, Inc. 875 Stevenson Street, Suite 700, San Francisco, CA 94103

..

To: [redacted]
From: Carolyn G. Goodman
Sent: Wed 9/30/2015 11:35:53 PM
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

City Hall is closed on Fridays

From: Esther Carter
Sent: Wednesday, September 30, 2015 8:45 AM
To: Leiandra Gaskill; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com); Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

NO, that's fine – we will be looking for him at that time.

Just wanted to confirm with you so we are on same page.

THANKS Leiandra!

Esther

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Wednesday, September 30, 2015 8:43 AM
To: Esther Carter; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com); Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hello Esther,

Brad mentioned to me that the Goodman's were scheduled to speak at 1:30pm. I know that they will not be eating lunch so do you still need them to arrive at 1:00pm? I usually have Oscar arrive 10 minutes prior to speaking engagements.

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
Please consider the environment before printing this email

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Wednesday, September 30, 2015 8:32 AM
To: Leiandra Gaskill; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com); Brad Jerbic; Cissy Green; Cheryl Russo; Carolyn G. Goodman; Jack Eslinger
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Good morning all,

I would like to finalize the schedule for the Key Note luncheon on Monday, October 5 at the RIO.

The luncheon begins at 1:10 p.m. – 2:30 p.m. at the Miranda Ballroom.

Oscar Goodman and Mayor Goodman (along with showgirls) will be introduced by Brad Jerbic. The Goodmans will take the stage and speak about their life together as Mayors, Oscars life before Mayor and how they have raised a family and lived in Las Vegas.

We would like them to speak for approximately 15-20 minutes.

Jack Eslinger and I will be in the RIO Registration area and will take you into the luncheon.

Please confirm.

THANKS EVERYONE!

Esther Reincke
Special Events
Administrative Services
495 South Main Street
Las Vegas, NV 89101
Office: 702.229.6672
Fax: 702.464.5754
ecarter@lasvegasnevada.gov

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September 25 – 27, 2015

PLEASE NOTE: As a cost saving measure for the city of Las Vegas please note work hours are Monday – Thursday, 7am – 5:30pm and closed on Fridays and holidays.

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Friday, September 25, 2015 2:47 PM
To: Esther Carter; Veronica Kleffner (vkleffner@imla.org); Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

See responses below:

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
Please consider the environment before printing this email

From: Esther Carter [mailto:ecarter@LasVegasNevada.GOV]
Sent: Friday, September 25, 2015 2:09 PM
To: Veronica Kleffner (vkleffner@imla.org); Leiandra Gaskill; Jennifer Corenblith (jcorenblith@lvrio.harrahs.com)
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Hi Veronica,

Could you please answer the questions below for Leiandra.

Leiandra – just confirming he WILL have showgirls with his??? Yes. And we do need to provide him with a martini? Yes, hotel will usually provide his signature Bombay Sapphire martini with whole jalapeno Do the showgirls need a room to change in?? No, they will be dressed and ready to go. Oscar and showgirls will arrive via our LVCVA security vehicle. IF so, what time will they be on site?

Jennifer – can you help with the martini??

Esther Reincke
Special Events
Administrative Services
495 South Main Street
Las Vegas, NV 89101
Office: 702.229.6672
Fax: 702.464.5754
ecarter@lasvegasnevada.gov
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September 25 – 27, 2015

PLEASE NOTE: As a cost saving measure for the city of Las Vegas please note work hours are Monday – Thursday, 7am – 5:30pm and closed on Fridays and holidays.

From: Cissy Green <CGreen@LasVegasNevada.GOV>
Date: September 21, 2015 at 1:11:40 PM PDT
To: Brad Jerbic <bjerbic@LasVegasNevada.GOV>, Teri Ponticello <tponticello@LasVegasNevada.GOV>, Esther Carter <ecarter@LasVegasNevada.GOV>
Cc: Leiandra Gaskill <lgaskill@lvcva.com>
Subject: FW: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)

Could you please assist Leiandra……

From: Leiandra Gaskill [mailto:lgaskill@lvcva.com]
Sent: Monday, September 21, 2015 12:44 PM
To: Cissy Green
Subject: RE: Mr. & Mrs. Mayor - Mon Oct 5 IMLA Luncheon (Rio Hotel)
Importance: High

Hello Cissy,

Oscar has this event on his calendar, but he said he is only welcoming group and not staying for lunch. He did not mention that he is a keynote speaker. How long were you expecting him to speak and was he to speak with Mayor Carolyn Goodman or separately? Can you please answer the below questions as well.

Spot/Arrival Time:
Speaking Time and Duration:
Rio Ballroom Location:
IMLA On-site Contact:
Rio Hotel On-site Contact:

Since this is a conference, the Host Committee would have Oscar's signature showgirls with him during welcome and the Rio hotel would need to provide his signature Bombay Sapphire martini with whole jalapeno.

Please advise at your earliest convenience. Thank you.

Leiandra Gaskill | Community Relations Manager
Las Vegas Convention and Visitors Authority | LVCVA.com
T: 702-892-0711 | F: 702-892-2824 | Direct: 702-892-7691
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Spam
Phish/Fraud
Not spam
Forget previous vote

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: BE Tech Exchange
Sent: Tue 3/17/2015 9:49:08 PM
Subject: Citi-Apple Smart Watch Begins "Share Of Wrist" Battle

Citi-Apple Smart Watch

View Email In Browser

FINANCIAL WEARABLES

"Share of wrist" wars begin

Right after Apple unveiled its long-anticipated Apple Watch, Citi announced its Mobile Lite app for the new device. Citi executive Heather Cox discusses the pioneering app in an interview with John Ginovsky. Read more

CYBER FRAUD

Attacks tripled on Android devices in 2014

"You might almost expect the home screen on Android smartphones to be a bullseye. Hackers started 2014 with less interest in these handhelds, but before the year was out tripled their infiltrations, according to Kaspersky Lab. Read more

USING THE CLOUD

Global financial firms have heads in "clouds"

Financial companies worldwide have begun to adopt various forms of "the cloud" in earnest. However, a study by the Cloud Security Alliance finds concerns about data security and audit ability. Read more

PROTECTING YOUR BANK

More businesses jack up cyber security plans

MAKING SENSE OF IT ALL

Whose wallet will you have on your phone?

Who will win the scrimmage and who will win the game? asks John Ginovsky. Read more

COMMUNITY BANKING

How small banks view today's conditions

Jeff Gerrish gives a "mood of the meeting" report about ICBA's recent annual convention. Read more

BANKING EXCHANGE CONFERENCES

InnoBank 2015 features a new take on compliance challenge

Jo Ann Barefoot says disruptive technology isn't a compliance challenge—it's a challenge to old ways of delivering compliance. She'll share her fresh thinking on how tech can ease compliance burden at InnoBank 2015, May 27-28, Atlanta. Read more/register

Four out of ten large enterprises say they will tackle cyber fraud with formalized plans by 2018, according to a survey by Gartner, Inc. Read more

FINANCIAL FRAUD

Every two seconds …

Somebody commits ID fraud against an American citizen, according to research from Javelin. Last year was a mixed bag for fraud, and the fight against it, the firm found. Read more

CRO'S CHIEF CONCERNS

What's giving CROs a headache today?

Some of the usual suspects top the list of expectations on chief risk officers, but new research finds that their jobs are growing. Many report that customer satisfaction and cost savings also fit the job description. Read more

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Stay on top of risks with our Risk Channel

Frequent updates on the Risk Channel will not only warn you of new trends in fraud and other threats, but of the latest thinking in enterprise risk management techniques. Visit the Risk Channel

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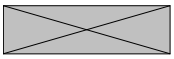

EMV rollout isn't just a card compliance matter

Spend 60 minutes with our webinar, "EMV Rollout Presents Unique Opportunities for Banks" to hear ideas from banker Brian Higgins, Javelin analyst Al Pascual, and LifeLock expert Eric Warbasse. Hear the free webinar

It's 1 A.M. Are you sending a business email? Why?

"Your late-night emails are hurting your team," by productivity consultant Maura Thomas on the *Harvard Business Review* website covers the common risks and the rare rewards of emailing round the clock. Says Thomas:

"Think about the message you'd like to send. Do you intend for your staff to reply to you immediately? Or are you just sending the email because you're thinking about it at the moment, and want to get it done before you forget? If it's the former, you're intentionally chaining your employees to the office 24/7. If it's the latter, you're *unintentionally* chaining your employees to the office 24/7. ... Being connected in off-hours during busy times is the sign of a high-performer. Never disconnecting is a sign of a workaholic. And there is a difference."

Thomas shares tips for finding a more productive solution. Read more

Does branch-level advice still cut it?

Brett King, banking futurist and keynote speaker at Banking Exchange's InnoBank 2015 event (see "Blogs," above), says this about advice in his book *Breaking Banks*:

"Conventional wisdom dictates that one of the primary reasons for maintaining a network of branches to support the customer base is that at any time a customer can come into the branch and get advice on his finances or banking. While this is the mantra within retail, mass affluent, and even small business banking, the reality is somewhat different. Advice in these scenarios is often more about product positioning than it is pure, unbiased financial advice, which is why the independent financial advisory business is thriving today." Learn more about InnoBank

FORWARD TO A FRIEND OR COLLEAGUE

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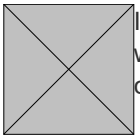

If you read *Tech Exchange* every week, why keep it to yourself? Fellow bankers can subscribe **free.**

*Tech Exchange is written by **John Ginovsky**, contributing editor of Banking Exchange.*

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To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Las Vegas Metro Chamber of Commerce
Sent: Mon 8/8/2016 9:04:38 PM
Subject: [Marketing Mail] News, Information and Events You Need to Know

Having trouble viewing this email? Click here
You are receiving this email because you are a member of or have expressed an interest in the Las Vegas Metro Chamber of Commerce. Don't forget to add LVChamber.com to your address book so we'll be sure to land in your inbox!

You may unsubscribe if you no longer wish to receive our emails.

Business Power Luncheon featuring U.S. Senator Dean Heller

Thursday, August 18

Get The Latest From Washington, D.C. Impacting YOUR Business!

Don't miss this excellent opportunity to hear from one of Nevada's key policymakers as he discusses major federal issues that have a direct impact on Nevada's economy. Senator Dean Heller, serving on the Senate Committees on Banking, Housing and Urban Affairs; Commerce, Science and Transportation; Finance; Veterans' Affairs; and the Special Committee on Aging, will address Metro Chamber members on the issues relevant to Nevada's business community.

register

Ways to Connect

Vegas Young Professionals' White Hot Fusion Mixer

Friday, August 19

VYP's signature annual networking party, White Hot 11, is taking over LAVO Casino Club inside the Palazzo.Come dressed to impress in your coolest summer whites and enjoy an atmosphere that fuses a modern gaming experience with indulgent entertainment, creative cocktails and white hot networking opportunities.

Upcoming Events and Programs

Monday, August 8

Transportation & Infrastructure Policy Committee Meeting

rsvp >

Tuesday, August 16

Chamber Voices Toastmasters

register >

Save the Date for the Metro Chamber's Endorsed Candidates Reception!

Thursday, September 22

This exclusive reception will provide members with the opportunity to meet and speak with pro-economy candidates prior to the November general election. The Metro Chamber endorses candidates for selected offices, such as Nevada State Senate, Nevada State Assembly, Nevada State Board of Education, Clark County Commission, and the Clark County School Board of Trustees.

rsvp >

Get Your Proud Member Name Badge!

Members of the Las Vegas Metro Chamber can purchase special "Proud Member" name badges with your name and company name printed on them. Each badge features a magnetic backing. Be sure to get yours, as well as badges for your staff, for just $10 each.

more info >

Metro Chamber Selected to Participate in Exclusive Education Fellowship Program

The Association of Chamber of Commerce Executives (ACCE) has selected 22 chamber professionals to participate in the third cohort of the Fellowship for Education Attainment. The Fellowship is a year-long, immersive education and workforce development program to help participants strengthen their chambers' education and workforce initiatives. Cara Clarke, AVP of communications for the Metro Chamber and executive director of the Metro Chamber's Foundation, has been selected to

more info >

Tuesday, August 16

Chamber Connections

more info >

President's Club Spotlight

Comprehensive Cancer Centers of Nevada

Lisa Santwer

Director, Marketing & Public Relations

visit website >

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Log In to the Members Only Portal and access your member benefits!

learn more >

Real dollars. Real Savings.

See how much membership in the Metro Chamber saves your business.

calculate your roi >

participate in this distinguished program.

read more >

Business Voice

Mattering to Millennials

The August issue of the *Business Voice* is now in your mailbox! This month, the Metro Chamber dives into the millennial consumer and how to harness their buying power. You can also read about the Presidential Debate happening at UNLV in October, help celebrate Caesars' 50th anniversary, and get need-to-know information about protecting your business from employee fraud.

read now >

Governor's Conference On Business

Apply Today to Enter the Govenor's Conference on Business 2016 Business Pitch Competition!

For the first time in Las Vegas, the Governor's Conference on Business 2016 is hosting a statewide Business Pitch Competition. Nevada-based startups from any industry, in operation for two years or less with annual revenue under $250,000, are welcome to apply to pitch. Ten finalists will be selected to make a two-minute pitch on September 30. To be considered, you need to submit the $50 application fee and the completed application package by August 19.

more info >

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Las Vegas Metro Chamber of Commerce, 575 Symphony Park Avenue, Suite 100, Las Vegas, NV 89106

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Sent by news@lvchamber.com

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Jon Ralston
Sent: Thur 4/20/2017 2:43:02 PM
Subject: [Marketing Mail] Ralston Reports -- Morning Flash, 4/20/17

04.20.2017
This dispatch prepared for .

DAYS UNTIL BILLS HAVE TO BE OUT OF HOUSE OF ORIGIN: 5

DAYS UNTIL BILLS HAVE TO BE OUT OF COMMITTEE IN SECOND HOUSE: 29

DAYS UNTIL BILLS HAVE TO BE OUT OF SECOND HOUSE: 36

DAYS UNTIL THE FIRST SPECIAL SESSION BEGINS: 47

Good morning, everyone. Two smart analysts, Geoff Skelley and Kyle Kondik, looked at the 2017/2018 gubernatorial landscape. Their take is a bit different than mine, which is Lean GOP:

Nevada: The Silver State governor's mansion will be open as Gov. Brian Sandoval (R) is term-limited. On the Republican side, state Attorney General Adam Laxalt (R) is expected to run — he had $1.5 million sitting in his campaign account at the end of 2016 — but state Treasurer Dan Schwartz (R) may also seek the post, possibly setting up a competitive GOP primary. Recent polling suggests that Laxalt isn't all that well-known after a little over two years in office, and Schwartz may see an opening to confound the seeming favorite. As for the Democrats, Clark County Commission Chair Steve Sisolak (D) may be the favorite, with a reported $3.8 million in his campaign war chest at the end of 2016. Silver State expert Jon Ralston half-jokingly tweeted in November 2016 that, with Sisolak's fundraising prowess, Nevada "might as well not hold the election in '18." But Sisolak might not be the only Democrat running in 2018 who has money to spend. Resort mogul Steve Cloobeck (D) is pondering a run of his own that would be seeded with millions from his own bank account. Given the state's baseline competitiveness and the many unknowns, Toss-up seems like the right place to start.

What's below: Sending out an SOS, Morning Flash nuggets and a trivia question about a ribbon-cutting.

COMING UP

The BERNIE SANDERS/tom perez tour comes to Vegas this weekend.

THREE NONCITIZENS AND YOU'RE OUT?

I was walking out of the Assembly leadership offices Tuesday when I ran into Secretary of State Barbara Cegavske, who had come to brief the speaker and the Senate majority leader on the voter fraud probe that had caused so much controversy. She wouldn't tell me much, except to say she was telling the truth when she said earlier this year that she had seen no evidence of voter fraud in 2016 but then the office "stumbled" onto the latest evidence.

No matter how serious this is, and no matter how partisan the responses may be so far, the SOS's office clearly botched the rollout by not informing key officials, including Gov. Brian Sandoval, who I guarantee was furious to hear about it elsewhere, and by allowing speculation about the breadth of the violations to run rampant for days. If there are real problems with vetting registrations – and I have no doubt noncitizens get registered in many states -- fix it. If there are problems with letting those folks then vote, that is even more serious, so fix that, too. If a legislative fix is needed, as Assembly Minority Leader Paul Anderson said, then

pass it.

But if it turns out only three voters cast ballot who should not have, as opposed to this being the tip of the iceberg, that's a small story that should not have been rolled out the way it was. But if we have yet to see the full iceberg, that is a real problem, and fingers could get pointed right back at the SOS.

Here's TNI's coverage, ICYMI.

A TRIO OF MORNING FLASH NUGGETS

Nugget No. 1 –More good Faraday news (paywall).

Nugget No. 2 – Guess who's helping raise money for Jon Ossoff in Georgia? Catherine Cortez Masto! The first Latina senator being harnessed as a fundraising machine? Somewhere, Prince Harry is smiling.

Nugget No. 3 – Speaking of Reid, some of his peeps are becoming darkly visible.

FAST FLASHES

Click and enjoy.

Reno needs housing

Trumped again. Good reporting by Daniel Rothberg.

Diabetes Day.

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TRIVIA QUESTION OF THE DAY

On this date in history, the highest-paid performer in Strip history (at the time) cut the ribbon for the grand opening of a new resort partially owned at one time by some brothers in the movie biz. Who was it, what brothers and what hotel?

Wednesday's winner: R&R's Paul Smith

The question: On this day in history, a presidential candidate spoke at The Venetian and told his critics to "lighten up and get a life." Who was it?

The answer: John McCain

(As always, hat tip to William Lefkovics, my favorite historian.)

A MESSAGE FROM TRAVELNEVADA: Tourism Means More in Nevada. To us, Nevada is home, but for so many it is a destination of choice. Tourism in the state generates more than $64 billion in tax receipts. Nearly one-in-three of our neighbors in Nevada rely on the Travel industry for good-paying, responsible jobs. TravelNevada is proud to support the tourism efforts of the entire state through rural marketing grants, infrastructure grants, award-winning marketing campaigns, and offices circling the globe. Tourism in Nevada means a thriving economy today and for years to come. Learn more about tourism's impact on the Silver State at TourismMeansMore.com and share with us what tourism means to you on Twitter with the hashtag #TourismMeansMore.

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To: Dan Tarwater[dtarwater@LasVegasNevada.gov]; Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Bill Cole
Sent: Tue 6/6/2017 2:14:19 PM
Subject: to Dan Tarwater -- AMA's RUC

Hello Dan,
RE: "55% of care has no value (PwC study)." U.S. cost is twice that of other developed nations.
EMPLOYERS ARE NOW BEING SUED FOR THIS.
.
CEO Ignorance of Fraud & Abuse Happening Under Their Nose Won't Be a Viable Defense 10/31/16 Forbes
AT&T, JPMorganChase, Chevron, BASF, 117 in total... have been sued for lack of management.
.
"there is inability to get a handle on *$300 billion of waste and fraud every year;
employers' lack of management has given the industry a blank check**"** **Tommy Thompson**, HCP
.
•"Target waste, not care." Donald Berwick MD (The Triple Aim).
Reform by TPAs targets care.... waste and fraud go unmanaged. (but employers are now getting sued, not TPAs)
BELOW: Employers are oblivious to waste--- eg., most have never heard of The RUC.
- - - -
.
Healthcare's Pricing Cabal (AMA's RUC) Dan Munro Forbes 2/11/13 summary by BCole
Industry (AMA) writes the rules. Gov't (CMS) rubber stamps. People suffer consequence.
.
•"We took the RUC and gave it to the AMA (specialists)-- the biggest mistake we ever made" **Tom Scully**,
RUC is where CPT codes are developed. AMA (specialists) jiggers CPT codes to favor specialists**.**
Primary care is marginalized.... along with its inherent ability to moderate unnecessary specialty care.
.
•90% of the time, CMS signs off on what the RUC (comprised of AMA specialists) recommends.
•"The RUC's processes are indefensible... an outrageous travesty of democracy" **Tom Scully**, CMS
.
•The Medicare Trust Fund will be insolvent by 2028**.** Yet insurers blindly follow Medicare's lead--- they use CPT codes for pricing.
.
•"Unless/until we change CPT coding.... hospitals will continue to look for ways to drive top line revenue
by leveraging the most lucrative procedures and diagnostics among their specialty providers." **Dan Muno**, Forbes
.
•Insurer--Hospital initiatives are CPT/FFS chassis.... they perpetuate the status quo. eg., ACOs & PCMHs are a failure.
Replacing the RUC would be real reform**.** But the AMA's RUC goes untouched. replacetheRUC.net
.
For perspective**:** In 2009, 4,500 health industry lobbyists delivered $1.2+ billion in campaign contributions--
neutralizing the ACA's healthcare cost containment efforts. ACA is insurance reform. It is not payment reform.
- - - - -
.
.
Healthcare's Pricing Cabal Dan Munro Forbes 2/11/13 outline/summary by Bill Cole
RUC (Relative Value Scale Update Committee).
Medical services valuations under CMS by the RUC. I think the RUC easily qualifies as a cabal:
1 The RUC is a private organization created (in 1991) by the AMA – itself a private organization.
2 Membership in the RUC is reserved for "Member" Societies – by "invitation only" under terms of a rigorous NDA.
3 The RUC meets 3 times a year – again, by "invitation only."
4 RUC meetings are not open to the public or media (but their schedule is published here).
5 The Medicare Physician Fee Schedule (PFS) is based on recommendations made by the RUC – including CPT codes.
7 Historically, "value" recommendations made by the RUC to CMS/Medicare
have been **accepted 87.4%** of the time (study from 1994 – 2010 here).
8 Private insurance companies (Aetna, Cigna, UnitedHealth, Blue Cross etc…)

base much of their pricing on these same code sets (PFS & CPT)
which effectively makes the RUC the de-facto standard of all U.S. Healthcare pricing.
9 As evidenced by a lawsuit filed in August 2011 (here) and dismissed last year, the RUC appears immune to any legal challenge.
The money quote in the dismissal was this one by District Judge William Nickerson:
"Congress has precluded courts from reviewing, not only the final relative values and RVU's,
but also the method by which those values and units are generated."
.
Roy Poses MD recently summarized his view this way: – (Clinical Assoc Professor of Medicine at Brown U)
Economists have beaten us over the head with the idea that incentives matter.
The RUC seems to embody a corporatist approach to fixing prices for medical services to create perverse incentives for physicians
•to do more procedures, and •to do less conversing with and examining patients,
examining the best clinical research evidence about their problems, and rigorously thinking about how best to help them.
.
"If we do not figure out how to make incentives given to physicians more rational and fair,
expect health care costs to continue to rise, while access and quality continue to suffer."
.
.. there is much work already underway to "realign" these incentives around "value" and "patient-centered outcomes,"
but if the underlying pricing mechanism is seriously flawed, how (and when) do we fix that and shouldn't it be the top priority?
.
All of which begs an entire litany of questions. • Do we really need more healthcare pricing transparency, or
do we need to get the RUC out of the business of secretly fabricating healthcare prices for the whole system?
See also "No transparency for you" https://www.linkedin.com/pulse/transparency-healthcare-michael-mike-dendy
- - - - - -
See also
•Healthcare is the Single Greatest Immediate Threat to America 2/12/16 Part 1 and 2 Dave Chase
Tommy Thompsons' Healthcare Pays (HCP) targets fraud and waste. 4chealthsolutions.com
•Nest eggs have been crushed by $1M due to healthcare costs 5/27/15 Forbes
Over the last 30 years, the under-performing healthcare system has "stolen" over $30 TRILLION from retirement accounts.
Bill Gate's TED Talk In CA State budget, $3 million set aside for $62 BILLION liability. Taxpayers pay this.
See also Healthcare's Biggest Lie: Employers Can't Do Anything About Massive Pricing Failure 12/11/15 Forbes
- - - - -
.
.
.
.
.
Over-payment recoveries by BUCAs (Blues, United, Cigna or Aetna) have reached into the $billions.
$Billions have been recouped but not returned to self insured plans.
Is this happening to your plan? It's not if, it's how much. This is your money. Don't you want it?
.
Prior to the court cases, recovery was not viable.
•Supreme Court decisions have made it clear... it's the employees money. RECOVERY IS NOW VIABLE.
•"The **DOL** is arguing that fiduciary dereliction in health benefits is rampant." (you better start safeguarding/recovering)
.

Hi-Lex Controls vs BCBSM – the Hidden Fees *IN* PPO "Discounts" case. (over-payment recoupment case)

•BCBSM admitted to deceiving 85% of their Michigan self insured clients. BCBSM is settling 50 similar suits.

•an actuary from Milliman Inc. testified under oath that many other insurers engaged in the same practices.

.

Overpayment Recoupment lawsuits: https://www.linkedin.com/today/author/0_0n1H0vc3WLLIzEkqPRofn0

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.

AVYM's ERISA Fiduciary TPA Auditing & Plan Assets Recovery Program.

AVYM can assist in the recovery of fraud & hidden fees *IN* TPA/ASO overpayment recoupments.

..

•DIY health reform programs *can* reduce cost but usually have significant costs. With AVYM, there is:

•NO NEW COST. •NO BURDEN ON RESOURCES. •NO UPHEAVAL/ DISRUPTION.

AVYM can co-exist with current programs. It can be be put in place at anytime.

•What do you have to lose? Take corrective action now... •Why wait for a DOL audit alert?

.

•Our program is the 1st of it's kind. It is not subrogation. It is not claims scrubbing. It is groundbreaking:

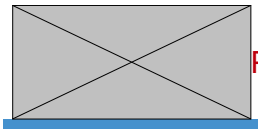
Our service addresses the practice of over-payment recoupments that occurs between the TPAs/ASOs and providers.

Send email to schedule a talk with AVYM principal Mark Flores. Bill Cole [redacted]

.

Bill Cole. I am an independent agent focused on approaches that reduce **waste**-- unnecessary or inappropriate care;
approaches that put programs and medical mgmt into place to mitigate clinical and financial risks.
•"Reducing waste in the system is the only way to reduce cost today" **David Nash**
MD, Jefferson School Population Health

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Wed 8/10/2016 8:42:15 AM
Subject: [Marketing Mail] Big Banks Back Shell Companies Transparency Bill



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Wednesday, August 10, 2016

TOP NEWS

Big Banks Back Shell Companies Transparency Bill

Big banks on Monday backed legislation that would require states to collect the identities of the real owners of shell companies and other vehicles used in real estate transactions, but pushed for a change that they say would more fully ensure that those companies aren't used to launder illicit funds.

EPA Enforcement Will Stay Tough Post-Obama, Giles Says

The U.S. Environmental Protection Agency will ratchet up its ongoing efforts to crack down on polluters through high-impact cases, one of three enforcement priorities that the agency will stay focused on after the Obama administration ends, EPA enforcement head Cynthia Giles told Law360 in an exclusive interview.

IRS Floats Changes To Proposed Regulations For CPEOs

The IRS issued interim guidance Tuesday advising taxpayers of changes it expects to make to proposed regulations for certified professional employer organizations after it received comments that its proposals may actually limit the ability to apply for CPEO status.

NJ Sports Betting Law Shot Down By 3rd Circ.

A Third Circuit panel rang the death knell Tuesday on New Jersey's hopes to legalize sports betting in its casinos, shooting down the state's second attempt at circumventing the federal law that bans sports betting in most states.

Union Pacific Hauls Train On-Time Rule To 8th Circ.

Union Pacific Railroad Co. hauled the Surface Transportation Board to the Eighth Circuit on Friday, claiming the rail regulator overstepped its authority when it finalized a rule last month defining what it considers an on-time Amtrak train arrival or departure when investigating railroads for delays.

Blagojevich Must Serve Rest Of 14-Year Corruption Term

Former Illinois Gov. Rod Blagojevich must serve the remainder of his original 14-year sentence, an Illinois federal judge ruled Tuesday, rejecting the disgraced politician's claim his four years behind bars have erased the arrogance and greed that earned him the stiff penalty.

ANALYSIS

LAW FIRMS

Addleshaw Goddard
Allen & Overy
Baker Botts
Baker Donelson
Bancroft PLLC
Barnes & Thornburg
Barris Sott
Berwin Leighton
Bird & Bird
Caplin & Drysdale
Clifford Chance
Covington & Burling
DLA Piper
Day Pitney
Debevoise & Plimpton
Eversheds LLP
Finnegan
Fox Rothschild
Freshfields
Gibbons PC
Gibson Dunn
Greenberg Traurig
Gupta Wessler
Hinshaw & Culbertson
Kirkland & Ellis
McCarter & English
Milbank Tweed
Milberg LLP
Motley Rice
Outten & Golden
Pitt McGehee
Sidley Austin
Simmons & Simmons
Skadden

SEC's Big DC Circ. Win Won't End In-House Clash

The U.S. Securities and Exchange Commission may feel as though it can rest easy after the influential D.C. Circuit became the first appellate court to affirmatively rule its administrative law judges are constitutional, but experts say the decision won't resolve the ongoing debate over the agency's use of its in-house tribunal.

BANKING & SECURITIES

SEC Wins 1st Appellate Ruling On In-House Constitutionality

The D.C. Circuit on Tuesday became the first appellate court to find that the U.S. Securities and Exchange Commission's administrative courts are constitutionally sound, rebuffing an appeal brought by an investment adviser who claimed the agency's in-house judges needed to be appointed by the president.

ENERGY & ENVIRONMENTAL

Former GOP EPA Leaders Endorse Clinton, Slam Trump

Two former Republican administrators of the U.S. Environmental Protection Agency said Tuesday they're backing Hillary Clinton for president over Donald Trump, whom they faulted for denying climate change and not supporting strong environmental policies.

Flint Residents Say Mich., Gov. Can't Duck Water Crisis Suit

Residents of Flint, Michigan, told a federal judge Monday that the state and several officials, including Gov. Rick Snyder, can't shake a proposed class action over the city's water contamination crisis, alleging that they mischaracterize the suit's claims and attempt to distort the issues.

DOE Clarifies Reimbursement Rules For Whistleblower Cases

The U.S. Department of Energy issued guidance Monday clarifying when the agency will reimburse legal costs to contractors in whistleblower cases, as part of a broader response to a recent watchdog report criticizing the DOE's purported lack of whistleblower protections.

7th Circ. Greenlights Energy Regs For Commercial Fridges

The commercial refrigerator industry will soon have to comply with new standards regulating the energy efficiency of its products following a Monday decision from the Seventh Circuit that found the U.S. Department of Energy did not cross the line in laying down the standards.

EPA Incinerator Ruling Undercuts CPP, DC Circ. Told

Opponents of the Obama administration's plan to reduce carbon dioxide emissions from existing power plants told the D.C. Circuit on Monday that the program can't proceed in light of a recent ruling that the U.S. Environmental Protection Agency can't require sources to average their emissions.

HEALTH & LIFE SCIENCES

Anti-Abortion Docs Sue Ill. Gov. Over Referral Requirement

Anti-abortion medical providers sued Illinois Gov. Bruce Rauner in state court on Monday in an effort to overturn a change to the state's right of conscience law, which requires medical providers who won't perform abortions to refer patients seeking the procedure to a doctor or facility that will.

MEDIA & ENTERTAINMENT

Sprague & Sprague
Stark & Stark
Sullivan & Cromwell
Taylor Wessing
Thompson Coburn
Thompson Coe
Vorys Sater
Weitz & Luxenberg
WilmerHale
Winston & Strawn
Young & Associates

COMPANIES

AU Optronics Corp.
AdvaMed
American Bar Association
American Chemistry Council Inc.
American Council of Life Insurers
American Medical Association Inc.
Apple Inc.
Bank of America Corporation
CBOE Holdings Inc.
Center for American Progress
CenturyLink Inc.
Citigroup Inc.
Clearing House Payments Co. LLC
Colony Capital Inc.
Comcast Corporation
Cox Communications Inc.
Edge International Inc.
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Hyundai Motor
JPMorgan Chase & Co.
Keurig Green Mountain Inc.
Kia Motors
LM Ericsson Telephone Company
Lehman Brothers Holdings Inc.
Lord & Taylor LLC
NFL Enterprises LLC
National Collegiate Athletic Association
National Railroad Passenger Corporation
National Telephone Cooperative Association
Newcastle Investment Corp.
Noble Energy, Inc.
Omnicare Inc.
Pew Charitable Trusts
RWE AG

NJ Agency OKs $1B Bond Plans For Meadowlands Project

The New Jersey Sports and Exposition Authority on Tuesday unanimously approved two resolutions backing efforts to secure about $1.15 billion in bonds for American Dream Meadowlands, a long-delayed retail and entertainment project being built in East Rutherford, New Jersey.

Witness Lies Led To Pa. AG's Leak Charges, Jury Hears

The trial of Pennsylvania's embattled attorney general got underway on Tuesday as a defense attorney told jurors during opening arguments that criminal charges in the case stemmed from lies told by two individuals the AG allegedly ordered to leak confidential investigative material.

TRANSPORTATION & INFRASTRUCTURE

Gov. Christie Served Subpoena For Phone In Bridge Scandal

Counsel for a former public official charged in the George Washington Bridge lane-closing scandal on Tuesday said they have served subpoenas on Gov. Chris Christie and former members of his staff, taking another shot at accessing the governor's cellphone after a New Jersey federal judge denied a related bid last month.

Fuel Fraud Law Drained Up To $2B From Airport Fund: GAO

The Airport and Airway Trust Fund has lost out on between $1 billion and $2 billion over the past decade because of a federal law meant to curb fuel tax fraud, according to the U.S. Government Accountability Office.

Texas County Enacts Roadblock To High-Speed Rail Project

A Texas county on Tuesday passed a first-of-its kind permitting requirement for high-speed rail projects that cross county rights-of-way, in what the county government's leader said was an effort to block a planned Dallas-to-Houston rail line.

INSURANCE

Life Insurers Say Fiduciary Rule Will Harm Annuity Trade

The U.S. Department of Labor's new fiduciary rule, which requires retirement account investment advisers to act in their clients' best interest when recommending products, will "restrict consumers' access to annuity products," the annuities industry said in Texas federal court filings Monday.

EMPLOYMENT

Pa. Judicial Retirement Ballot Challengers Ask For Rewording

A trio of Pennsylvania legal titans challenging the wording of a controversial ballot measure that would raise the mandatory retirement age for state judges urged the state Supreme Court on Tuesday to find the language unconstitutional and order the secretary of state to produce a revised version of the question.

INTERNATIONAL TRADE

FTC Settles Claims Of Pipe Co.'s Affiliate-Rival Collusion

A split U.S. Federal Trade Commission settled antitrust claims against a pipe distributor on Tuesday in the agency's first crackdown on attempted price-fixing between companies in both a distributor and a competitor relationship, an agreement one commissioner said was on shaky factual ground.

Trump Claims Clinton Will Waffle On TPP Opposition Someday

SIFMA
Saks Incorporated
Sprint Nextel Corporation
Thomson Reuters Corporation
TransCanada Corporation
U.S. Chamber of Commerce
Union Pacific Corporation
United Continental Holdings Inc.
United States Telecom Association
Verizon Communications
Volkswagen
Zeughauser Group LLC

GOVERNMENT AGENCIES

Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Federal Aviation Administration
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Railroad Administration
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
Government Accountability Office
Internal Revenue Service
NAFTA
National Labor Relations Board
New Jersey Meadowlands Commission
Port Authority of New York & New Jersey
Securities and Exchange Commission
Surface Transportation Board
Texas Attorney General's Office
Timbisha Shoshone Tribe
U.S. Attorney's Office
U.S. Department of Energy
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. House of Representatives
U.S. Senate
U.S. Sentencing Commission
U.S. Supreme Court

Donald Trump said Monday that while he and Hillary Clinton both oppose the Trans-Pacific Partnership for now, Clinton will eventually support the 12-nation trade pact if elected, framing the issue as the former secretary of state's "next betrayal" of the U.S. electorate.

TAX

IRS Is Asked For Info On Carbon Credits For Oil Extraction

A coalition of environmental and taxpayer groups on Tuesday announced it has asked the Internal Revenue Service for records on the 45Q tax credit for carbon capture and long-term storage, looking to see how many credits have been given out for oil extraction since the provision was enacted in 2008 in the wake of the financial crisis.

IRS Scales Back Tax Preparer Fee Amid Class Action

The IRS plans to issue a final rule Wednesday to reduce the fees paid by tax professionals, in the midst of a class action claiming the agency had set the fee too high.

IMMIGRATION

Gov't Argues It Did Not Mislead Court In Immigration Case

The U.S. Department of Justice did not intentionally mislead the Texas federal court overseeing the challenge to President Barack Obama's executive actions on immigration and does not deserve to be sanctioned, the federal government argued Monday.

NATIVE AMERICAN

Ex-Tribe Leaders Want Rehearing Of Election Challenge

Former leaders of California's Timbisha Shoshone Tribe asked the Ninth Circuit Monday to rethink tossing as moot their challenge to the U.S. Department of the Interior's decision to recognize a new tribal council, arguing that the court was wrong to conclude they had conceded the validity of a new constitution.

TELECOMMUNICATIONS

CenturyLink Urges FCC To Adopt Changes In Lifeline Program

Telecommunications company CenturyLink Inc. on Monday urged the Federal Communications Commission to reconsider some of the heightened standards it has floated for the Lifeline program, which provides subsidies for low-income Americans' phone and internet services.

FCC, Station Ask To Stay Case Pending Spectrum Auction

The Federal Communications Commission and a Florida-based broadcaster asked the D.C. Circuit to set aside their dispute over spectrum auction eligibility Monday until after the end of the auction this year.

Irish Regulator Warns Of Location Data Privacy Risks

Companies that collect data that can pinpoint an individual's location should ensure that they have that person's informed consent and that they take steps to minimize the amount of information they scoop up in order to avoid running afoul of Europe's privacy laws, the Irish data protection regulator advised Tuesday.

EXPERT ANALYSIS

Spotlight On 'Shadow Banking'

A recent speech by Federal Reserve Gov. Daniel Tarullo indicates that the Fed — and Tarullo in particular — continues to believe that the post-financial crisis regulatory reform efforts must include “shadow banking” entities and runnable funding. Further, the Federal Reserve is considering wide-ranging, and perhaps unorthodox, approaches to the regulation of runnable funding, say attorneys with Sullivan & Cromwell LLP.

A Better Approach To Environmental Prosecution?

As a result of the Yates memo and the U.S. Department of Justice's subsequent environmental announcement, we may now see an increase in prosecutions against persons for environmental crimes, which often create dilemmas for corporate compliance officers, who may find themselves caught in the middle of higher-level management and the personnel directly involved in the violations, says David Edelstein at Vorys Sater Seymour and Pease LLP.

Time To Reform The Antitrust Sentencing Guidelines

The U.S. sentencing guidelines for bid-rigging, price-fixing or market-allocation agreements among competitors do a lousy job of formulating a recommendation based on the actual culpability of an individual defendant. My recommendation is that the American Bar Association Antitrust Section forms a task force to review the guidelines and recommend changes, says Robert Connolly, a partner at GeyerGorey LLP and former federal prosecutor.

FINRA Is Wrongfully Imposing Rule 2010 Sanctions

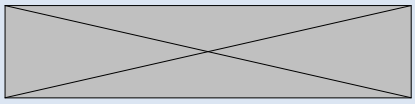
In nearly every letter of acceptance, waiver and consent involving a registered representative, the Financial Industry Regulatory Authority’s attorneys cite violations of FINRA Rule 2010. The rule has become a FINRA violation catchall and its inclusion in so many AWCs is questionable, says Max Schatzow of Stark & Stark.

FDA's Pursuit Of A National Medical Device Evaluation System

The U.S. Food and Drug Administration's recent draft guidance on evaluation of medical devices adds fuel to an ambitious initiative that could transform not only the FDA’s regulatory oversight of medical devices, but also how devices are developed by manufacturers and reimbursed by payors, say attorneys at Sidley Austin LLP.

NYC ‘Labor Peace’ Order May Clash With Federal Law

While the stated aim of New York Mayor Bill de Blasio's recent executive order is to ensure “labor peace” at development projects in which the city has a financial or propriety interest, the law undercuts the rights of covered employers and employees to make their own decisions regarding union representation, which may present conflicts with the National Labor Relations Act, says Robert Nagle at Fox Rothschild LLP.



BigLaw's Diversity Problem Puts It On Collision Course With Millennials

If law firms don’t make immediate strides toward becoming more inclusive, they risk alienating the next generation of lawyers, who are highly attuned to institutional bias and increasingly vocal about eradicating it.

Porn, Politics And The Undoing Of Kathleen Kane

Some say Pennsylvania Attorney General Kathleen Kane sought to shed light on a boys club culture when she released emails that sparked the “Porngate”

scandal, and others say it was a distraction and retaliation ploy — two narratives that vie for legitimacy as she heads to trial on perjury charges.

Unbiased Jurors Will Be Tough To Find As Trump U. Cases Progress

The judge overseeing a pair of Trump University lawsuits faces the challenge of navigating competing goals: moving the cases along and finding juries that have not been tainted by the presidential election.

LEGAL INDUSTRY

5 Ways Firms Waste Money

Continuing to pay high salaries to consistently underperforming attorneys and staying put in office space that no longer suits a firm's needs are among the top ways firms throw good money after bad and damage their own profitability, according to legal industry experts. Here, Law360 shares what legal industry consultants say are the five major ways that firms pour money down the drain.

Litigation Powerhouse: Winston & Strawn

A year of squaring off against powerful adversaries such as the federal government, Apple and a potential class of 90 million members on behalf of major clients including Goldman Sachs, Comcast and Verizon Wireless has earned Winston & Strawn LLP a spot on Law360's Litigation Powerhouses list.

Contentious ABA Anti-Bias Rule Could Face Local Challenges

A flurry of late changes to a controversial American Bar Association anti-discrimination rule mollified most opponents and ultimately secured approval from a majority of delegates, but the policy may still face opposition as state judges and ethics committees ponder enactment and whether the rule undermines free speech and other rights.

Greenberg Traurig Exec Becomes ABA's President-Elect

Greenberg Traurig LLP's co-president Hilarie Bass took on another prestigious role Tuesday as the president-elect of the American Bar Association, which will lead directly to her assuming the role of association president next year.

DLA Piper Sees 4% Revenue Bump For International Ops

DLA Piper on Tuesday said that revenue for its operations outside the Americas over the last fiscal year grew by about 4 percent to £768.8 million ($999 million), marking another sign of growth after reporting a decent boost in global gross revenue.

Icon Of IP Ray Niro Dead At 73

Raymond P. Niro, a pioneering intellectual property attorney and Law360 Icon of IP who often represented patent licensing companies and inventors in infringement disputes against larger corporations, died Monday while vacationing in Italy, his firm said.

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Stark & Stark
Sullivan & Cromwell
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Thompson Coburn
Thompson Coe
Vorys Sater
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AdvaMed
American Chemistry Council Inc.
American Council of Life Insurers
American Medical Association Inc.
Apple Inc.
CBOE Holdings Inc.

Center for American Progress
CenturyLink Inc.
Citigroup Inc.
Clearing House Payments Co. LLC
Colony Capital Inc.
Comcast Corporation
Cox Communications Inc.
Edge International Inc.
Financial Industry Regulatory Authority Inc.
Goldman Sachs Group Inc.
Hyundai Motor
JPMorgan Chase & Co.
Keurig Green Mountain Inc.
Kia Motors
LM Ericsson Telephone Company
Lehman Brothers Holdings Inc.
Lord & Taylor LLC
NFL Enterprises LLC
National Collegiate Athletic Association
National Railroad Passenger Corporation
National Telephone Cooperative Association
Newcastle Investment Corp.
Noble Energy, Inc.
Omnicare Inc.
Pew Charitable Trusts
RWE AG
SIFMA
Saks Incorporated
Sprint Nextel Corporation
Thomson Reuters Corporation
TransCanada Corporation
U.S. Chamber of Commerce
Union Pacific Corporation
United Continental Holdings Inc.
United States Telecom Association
Verizon Communications
Volkswagen
Zeughauser Group LLC

GOVERNMENT AGENCIES

U.S. Department of Justice
U.S. Supreme Court
Internal Revenue Service
Securities and Exchange Commission
U.S. Environmental Protection Agency
Federal Communications Commission
Federal Trade Commission
Government Accountability Office
Surface Transportation Board
U.S. Department of Energy
U.S. Senate

Bureau of Indian Affairs
Centers for Medicare & Medicaid Services
Federal Aviation Administration
Federal Deposit Insurance Corp.
Federal Railroad Administration
Federal Reserve System
Food and Drug Administration
NAFTA
National Labor Relations Board
New Jersey Meadowlands Commission
Port Authority of New York & New Jersey
Texas Attorney General's Office
Timbisha Shoshone Tribe
U.S. Attorney's Office
U.S. Department of Homeland Security
U.S. Department of Labor
U.S. Department of the Interior
U.S. Department of the Treasury
U.S. House of Representatives
U.S. Sentencing Commission

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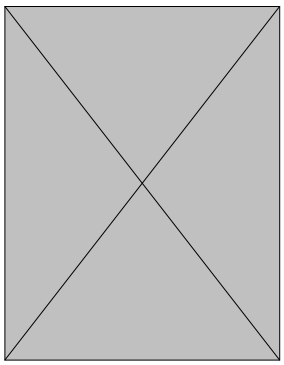
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: GOVERNING
Sent: Fri 12/15/2017 10:02:50 PM
Subject: [Papers] Marijuana Regulation, Smart Lighting Strategies and More

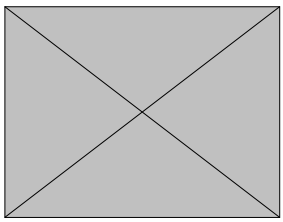
View in Browser

FEATURED PAPERS



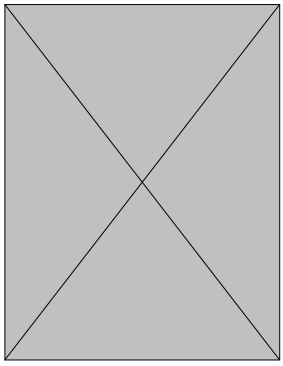
A Fast, Effective Path to Marijuana Regulation

As the legalization of marijuana becomes more prevalent in states across the country, local governments need to quickly and effectively stand up regulatory processes that guide market participants into an organized system while maintaining public safety. Fortunately, technology can help. Download this paper to learn more about the complexities of regulation, how integrated digital technology can ease the management of marijuana licensing programs and how one local government found success.



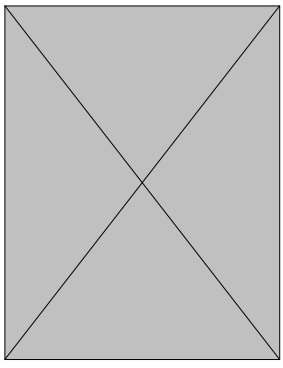
Illuminate your city in more ways than one: Smart Lighting Strategies

The way to a smart city starts here. With VantagePoint® lighting control and the FlexNet® communication network, the light post has evolved. But smart lighting is really just the beginning. There's no limit to the insight, control and connectivity your city can achieve. Making it shine brighter than ever before. Download the e-book to start your journey to a smarter city now.



Changing Customer Experience Expectations

This IDC white paper assesses the impact Evergreen Storage has had on the enterprise storage industry and discusses the technical, financial, and business implications of the program from a customer point of view. Longer version - The upgrade cycle for traditional enterprise storage was not only expensive, but disruptive, risky, and time consuming. In 2015, Pure Storage challenged customer preconceptions about this upgrade cycle with Evergreen Storage, which allows storage to stay modern non-disruptively. This IDC white paper assesses the impact Evergreen Storage has had on the industry and discusses the technical, financial, and business implications from a customer point of view.



Citizen-Centered Service Delivery

This paper explores Citizen-Centred Service Delivery and concepts that provide government the opportunity to:

- Provide good service when it is needed;
- Lower cost of delivery than is incurred today;
- Achieve improved outcomes for individuals, their family and the country as a whole

NEWEST ADDITIONS

Education Data 101: A Briefing Book for Policymakers

Are Intelligent Automation & Blockchain Poised to Disrupt HHS?

How HHS Agencies are Reinventing Fraud Detection

Building a Foundation for Innovation and Success in Health and Human Services

PACE: An Important Tool to Help Local Governments Create Jobs, Meet Clean Energy Goals

Taking the Long View: Smart HHS Strategies for Uncertain Times

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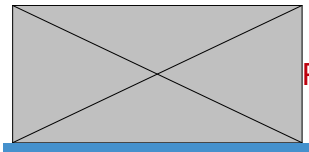
From: Public Policy Law360
Sent: Wed 10/11/2017 7:32:42 AM
Subject: Trump Complicates DACA Negotiations With Latest Demands



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Wednesday, October 11, 2017

TOP NEWS

Analysis

Trump Complicates DACA Negotiations With Latest Demands

This weekend President Donald Trump released a laundry list of immigration items he wants included in a deal for Deferred Action for Childhood Arrivals recipients, throwing a wrench into the negotiation process and leaving some attorneys doubtful that a legislative solution can be reached. Read more »

Justices End One Immigration Ban Row After Order Expires

The U.S. Supreme Court pulled the plug on the government's bid to reinstate an iteration of President Donald Trump's revised immigration ban, saying in a short order Tuesday that the provision of the executive order at the heart of the controversy has expired. Read more »

Trump Taps Greenberg Traurig Vet As Acting HHS Chief

President Donald Trump late Tuesday named a former Greenberg Traurig LLP attorney as acting secretary of the U.S. Department of Health and Human Services. Read more »

EPA Chief Pruitt Kick-Starts Clean Power Plan Rollback

U.S. Environmental Protection Agency Administrator Scott Pruitt signed a proposed rule on Tuesday to repeal the Clean Power Plan and undo a cornerstone of the Obama administration's efforts to reduce climate change-causing emissions, setting the stage for an inevitable legal battle with CPP supporters. Read more »

Mark Your Calendar: High Court To Consider Abolishing PTAB

The U.S. Supreme Court has scheduled oral arguments for the Monday after Thanksgiving in what is expected to be the biggest patent law case of the term, as it considers whether America Invents Act reviews by the Patent Trial and Appeal Board violate the U.S. Constitution. Read more »

Chamber Head Blasts Trump's 'Unacceptable' NAFTA Tactics

U.S. Chamber of Commerce President Tom Donohue on Tuesday intensified the powerful business group's crusade against the Trump administration's approach to negotiating the North American Free Trade Agreement, which he said has been riddled with "unnecessary and unacceptable" proposals from the U.S. side. Read more »

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Eversheds Sutherland
Fish & Richardson
Fox Rothschild
Fragomen Del Rey
Gillam & Smith
Godfrey & Kahn
Greenbaum Rowe
Greenberg Traurig
Hangley Aronchick
Hogan Lovells
Holland & Knight

US Urged To Take Action Against China's IP Infractions

Companies from the technology, energy and other sectors weighed in Tuesday on the Trump administration's sweeping audit of China's intellectual property policies, detailing Beijing's alleged enforcement shortcomings and nudging the White House to take appropriate action. Read more »

Analysis

Trump's Clean Power Plan Repeal Will Face Legal Gauntlet

The Trump administration on Tuesday took the first step to unwind former President Barack Obama's signature climate change action by formally proposing to repeal the Clean Power Plan, but CPP supporters have already vowed to fight any repeal in court. Here are four legal issues to watch as the proposed repeal moves through the rulemaking process, and toward the courtroom. Read more »

House Dems Ask DOD For Memos On Transgender Ban

A majority of Democrats in the House of Representatives want to know what, if any, consultation there was between the White House and military leaders on President Donald Trump's announced ban of transgender service in the military, according to a letter released Tuesday. Read more »

BANKING & SECURITIES

Don't Drive 'Train' Through Risk Retention, DC Circ. Told

The U.S. Securities and Exchange Commission and the board of governors of the Federal Reserve System on Tuesday urged a D.C. Circuit panel in oral arguments not to drive a "freight train" through requirements that investment firms retain an interest in debt securities they issue. Read more »

Analysis

Justices To Weigh Corporate Liability In Terror Connections

Oral arguments set for Wednesday at the U.S. Supreme Court in a case over a Jordanian bank's alleged ties to Palestinian militant groups could provide one of the first hints of the justices' views on corporate liability for terror financing, human rights abuses and other violations of international law, experts say. Read more »

ENERGY & ENVIRONMENTAL

Analysis

High Court Set To Hear Clean Water Rule Arguments

A crucial battle over whether legal challenges to an Obama-era Clean Water Act rule belong in federal district or appellate courts comes to a head Wednesday at the U.S. Supreme Court as industry and environmental petitioners square off against the federal government. Read more »

'No Harm, No Foul,' DC Circ. Suggests In Uranium Mining Row

A D.C. Circuit panel was skeptical on Tuesday of forcing the U.S. Nuclear Regulatory Commission to rethink a green light it gave a uranium mining project, with the judges pushing back on environmental advocates' concerns and wondering if there was "no harm, no foul" because the agency ultimately mulled, and rejected, groundwater contamination fears. Read more »

HEALTH & LIFE SCIENCES

Menendez Advocacy Fell Between PAC Donations, Agent Says

A Florida ophthalmologist's lawyer interacted with Sen. Bob Menendez's staff in 2012 on advocating to executive branch officials about a Medicare policy affecting the doctor around when the physician made $600,000 in political donations benefiting the New Jersey Democrat, according to testimony Tuesday at the senator and doctor's bribery trial. Read more »

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Jones Day
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King & Wood Mallesons
Kirkland & Ellis
Kobre & Kim
Latham & Watkins
Lawyers' Committee for Civil Rights
Locke Lord
Mayer Brown
McDermott Will
Meeks Sheppard
Mitchell Silberberg
Morgan Lewis
Morrison & Foerster
Nix Patterson
Norton Rose Fulbright
O'Melveny & Myers
O'Neill & Borges
Ogletree Deakins
Orrick Herrington
Paul Hastings
Paul Weiss
Powers Pyles
Proskauer Rose
Rathje & Woodward
Reed Smith
Ropes & Gray
Schiff Hardin
Sequor Law
Shearman & Sterling
Sidley Austin
Sterne Kessler
Stradley Ronon
Sughrue Mion
Taft Stettinius
Tycko & Zavareei
Walker Wilcox
Ward Smith & Hill
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COMPANIES

ATS Corporation
Aetna Inc.
Akorn, Inc.
Allergan PLC
American Bar Association
American Civil Liberties Union
Berkshire Hathaway Energy

IP & TECHNOLOGY

Allergan Ordered To Prove Tribe Patent Deal Isn't A 'Sham'

Allergan Inc. needs to prove that its controversial transfer of four patents for the dry eye treatment Restasis to the Saint Regis Mohawk Tribe was more than a "sham" before the tribe can be added to infringement litigation against Teva, Mylan and others, a federal judge in Texas said. Read more »

INSURANCE

Insurer Must Pay Chinese Garlic Duty, As US Suit Is Timely

The Court of International Trade has found that International Fidelity Insurance Co. owes an anti-dumping duty on Chinese garlic imports, because the U.S. government sued for the $231,000 bond payment a day ahead of the expiration of a six-year statute of limitations. Read more »

Pa. Panel Shields Insurers' Rates From Records Request

A Pennsylvania appeals court has issued a published ruling finding that the rates paid to nursing homes by insurers participating in the state's Medicaid program could not be made public through a records request filed under the Right To Know Law. Read more »

PRIVACY & CYBERSECURITY

Internet Device Frenzy Leaving Security Gaps, Officials Say

From smart TVs to Wi-Fi lightbulbs, the market for internet-connected devices rewards what's new and cheap, not necessarily what has good data security, officials from the Federal Trade Commission and Department of Commerce warned Tuesday at a conference on the fledgling "internet of things." Read more »

Some Cybersecurity Every Day Will Keep The FTC Away

Businesses that take cybersecurity seriously and reasonable steps to protect their computer networks and other information may not be subject to additional regulation or agency action even if they get hacked, acting Federal Trade Commission Chairman Maureen Ohlhausen said Tuesday. Read more »

GOVERNMENT CONTRACTS

Whistleblower Asks 7th Circ. To Save Hastert Lobbying Suit

An associate of former U.S. House Speaker Dennis Hastert who filed and subsequently lost a whistleblower suit against the politician for allegedly misusing government funds blasted Hastert's bid to toss his Seventh Circuit appeal on Monday, saying the ex-lawmaker fails to show how the appellate court lacks jurisdiction. Read more »

TAX

EU Tax Dispute Rules Unveiled At ECOFIN

European Union finance ministers at the Economic and Financial Affairs Council meeting in Luxembourg Tuesday advanced new rules imposing deadlines on the resolution of tax disputes stemming from the interpretation of tax treaties. Read more »

Cook County Committee Votes To Repeal Soda Tax

Cook County's experiment with a penny-per-ounce tax on soda and other sugary drinks will end Dec. 1 after an overwhelming vote on Tuesday to repeal the tax that

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Boston Celtics
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CPI Corporation
CTIA
Center for Biological Diversity Inc.
Chevron Corporation
China Ocean Shipping Co.
Cleveland Cavaliers
Comcast Corporation
Enbridge
Equifax Inc.
Exxon Mobil Corporation
Facebook
Financial Industry Regulatory Authority Inc.
General Motors
Hamilton Lane
Independence Blue Cross Inc.
JA Solar Holdings Co. Ltd.
Lawyers' Committee for Civil Rights Under Law
Leadership Council on Legal Diversity
Lehman Brothers Holdings Inc.
Murray Energy Corp.
Mylan NV
National Association of Insurance Commissioners
National Association of Manufacturers
National Cable & Telecommunications Association
National Congress of American Indians
National Immigration Law Center
National Indian Gaming Association
National Rural Electric Cooperative Association
Natural Resources Defense Council
Oil States International Inc.
Pfizer Inc.
Royal Dutch Shell PLC
SAS Institute
SEI Investments Company
Sierra Club
Southern Poverty Law Center
Spectra Energy
Temple University
Teva Pharmaceutical Industries Limited

only just went into effect in early August. Read more »

Analysis

Philly Cases Point To Coming Wave Of Pa. Property Tax Fights

A trio of recently filed property tax challenges in Philadelphia signal the start of what attorneys say is a rising tide of litigation following a landmark Pennsylvania Supreme Court ruling declaring it unconstitutional to selectively dispute assessments for high-value properties. Read more »

BANKRUPTCY

Fee Examiner Appointed In Puerto Rico Utility Restructuring

The federal judge overseeing Puerto Rico's bankruptcy-like restructuring process has appointed a fee examiner to review many of the expense and fee requests submitted by attorneys working on the landmark $123 billion case. Read more »

Racetrack Co. With Blago Ties Can't Save $21M Coverage Bid

An Illinois federal judge on Tuesday reiterated that RSUI Indemnity Co. need not defend a bankrupt racetrack operator in a $21 million suit claiming it made money transfers to shareholders despite revelations of its role in a bribery case involving former Illinois Gov. Rod Blagojevich, saying a policy clause specifically excludes such claims. Read more »

IMMIGRATION

Trump's Travel Ban Hit With New Legal Challenges

Nonprofit organizations and individuals in recent days filed a fresh volley of legal challenges to the Trump administration's bid to install a travel ban against nationals of several countries, questioning the move's constitutionality, seeking a temporary pause and inquiring about its details. Read more »

Mayors Urge Congress To Quickly Pass DACA Replacement

The U.S. Conference of Mayors on Tuesday called on federal lawmakers to quickly pass new legislation that would protect young unauthorized immigrants living in the U.S. under the Deferred Action for Childhood Arrivals program, which is currently being phased out by the Trump administration. Read more »

NATIVE AMERICAN

Analysis

Tribes Look To Gain Ground In Congressional Tax Push

As federal taxes take the spotlight on Capitol Hill, tribes will try to capitalize by convincing lawmakers to incorporate changes to the tax code that put Native American governments on equal footing with state and local governments, while trying to protect the few edges tribes have under current law, experts say. Read more »

TELECOMMUNICATIONS

FCC Can't Expect Quick Fix On Wireless Rollout, Groups Say

Several telecommunications industry leaders urged the Federal Communications Commission not to seek immediate results in its investigation into the deployment of wireless service nationwide, but rather to consider incremental progress and long-term outlooks. Read more »

PEOPLE

The Bank of New York Mellon Corporation
The Wireless Internet Service Providers Association
Twitter Inc.
U.S. Chamber of Commerce
Uber Technologies Inc.
Vestas Wind Systems
Vizio Inc.
Washington Post Co.

GOVERNMENT AGENCIES

Army Corps of Engineers
Centers for Medicare & Medicaid Services
Central Intelligence Agency
Department of Commerce
European Commission
European Union
Executive Office of the President
Federal Bureau of Investigation
Federal Communications Commission
Federal Reserve System
Federal Trade Commission
Food and Drug Administration
NAFTA
National Telecommunications and Information Administration
New Jersey Legislature
New York Attorney General's Office
Nuclear Regulatory Commission
Office of Foreign Assets Control
Office of the U.S. Trade Representative
Pennsylvania Supreme Court
Securities and Exchange Commission
St. Regis Mohawk Tribe
U.S. Customs and Border Protection
U.S. Department of Defense
U.S. Department of Health and Human Services
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Immigration and Customs Enforcement
U.S. Patent and Trademark Office
U.S. Senate

Analysis

Mass. AG Runs Point As Top Trump Critic

A hotbed of the opposition to President Donald Trump's administration is here in a corner office on the 20th floor of Ashburton Plaza in Boston, surrounded by dazzling views of the Charles River and a basketball signed by Celtics legend Bob Cousy. Read more »

EXPERT ANALYSIS

Assessing Constitutional Constraints On Immigrant Detention

Jennings v. Rodriguez — which questions whether the U.S. Constitution allows for open-ended and limitless mandatory detention of an immigrant without a hearing — made its way to the U.S. Supreme Court for the second time last week. During a spirited oral argument, the justices seemed to suggest that there are constitutional constraints on the government's ability to detain immigrants, says Ava Benach of Benach Collopy LLP. Read more »

NY's New Stance On Sealing Old Felony Convictions

In a largely unheralded development, New York state recently authorized state courts to seal nonviolent criminal convictions that are more than 10 years old. The statute, one of the most expansive record-sealing provisions in the nation, represents an abrupt and dramatic about-face for New York, says attorney David Gourevitch. Read more »

How States Are Trying New Strategies To Collect Sales Tax

States historically have had difficulty collecting sales tax from out-of-state sellers, thanks to the U.S. Supreme Court's Quill decision. But recent laws aimed at forcing online marketplaces to collect sales tax or comply with certain reporting requirements show that states are getting creative in pursuing tax revenue, say attorneys at Eversheds Sutherland LLP. Read more »

Revoking Sudan Sanctions Brings New Prospects, Old Risks

Revocation of the Sudanese Sanctions Regulations will create additional opportunities for U.S. companies to do business in — and with — Sudan. Effective Oct. 12, the step also follows a broader trend across U.S. sanctions policy in favor of narrower sanctions targeting specific actors and categories of transactions, say attorneys with Ropes & Gray LLP. Read more »

The Clock Is Ticking For US Reinsurance Credit Laws

Last month, the U.S. Department of the Treasury, U.S. Trade Representative and the European Union executed the covered agreement finalizing approaches regarding controversial areas of insurance regulation. The U.S. must begin deliberations on the federal preemption of state insurance laws inconsistent with the covered agreement by July 2020, say attorneys with Mayer Brown LLP. Read more »

Asian-Americans Facing Challenges In The Legal Industry

Asian-Americans are the fastest-growing minority in the legal profession, but are scarce at its higher levels. Recent studies confirm their underrepresentation among partners, prosecutors, judges and law school administrators. Legal industry leaders must take action, say Goodwin Liu, associate justice of the California Supreme Court, and Ajay Mehrotra of the American Bar Foundation. Read more »

LEGAL INDUSTRY

4 Ways GCs Can Plan For When Employees Say Bad Things

The Las Vegas mass shooting that resulted in at least 58 deaths and hundreds of injuries on Oct. 1 led many Americans to release their emotions on their personal social media accounts — and some are facing consequences from their employers for publicly making insensitive remarks about the people involved in the tragedy. Here, Law360 identifies four steps companies and their legal counsel can take to

U.S. Supreme Court
World Trade Organization

head off similarly problematic situations with employees. Read more »

Winston & Strawn Looks To Arbitrate Ex-IP Atty's Bias Suit

Winston & Strawn LLP is hoping to send a former intellectual property partner's sex discrimination lawsuit to arbitration, telling a San Francisco judge that "a sophisticated lawyer with decades of legal experience" should have known she was compelled by her partnership agreement to dispute her claims outside of court. Read more »

Fish & Richardson Offers New Parents More Benefits

Fish & Richardson PC has become the latest law firm to beef up its parental leave policy, announcing Tuesday that it now offers primary caregivers up to 18 weeks of paid leave and has launched a new phased hours program that allows parents to opt for a reduced schedule. Read more »

Ex-Dewey CFO Dodges Prison Time For Fraud Scheme

Former Dewey & LeBoeuf LLP Chief Financial Officer Joel Sanders on Tuesday was sentenced to community service and ordered to pay a $1 million fine following his conviction on fraud and conspiracy charges for what prosecutors say was a scheme to con the firm's financial backers before the firm collapsed. Read more »

Pa. Bar Passage Rates Rise, But Not To Previous Levels

Pennsylvania’s bar passage rates have ticked up, with 81.2 percent of first-time applicants passing the exam in July, up from historic lows last July, the Pennsylvania Board of Law Examiners revealed. Read more »

15 Minutes With Hamilton Lane's General Counsel

Lydia A. Gavalis recently assumed the role of general counsel for the alternative investment management firm Hamilton Lane after about a year as the firm's deputy general counsel. Law360 spoke with Gavalis about her ambitions for the company, the uncertainty surrounding future regulatory changes and her biggest piece of advice for outside counsel. Read more »

Global 20: Reed Smith

Reed Smith LLP advised on a $3.6 billion merger between Chinese shipping companies and continued to represent Bank of New York Mellon in the Argentine and Puerto Rican bond default litigation, all while adding new offices in Miami and Europe — accomplishments that landed the firm on Law360’s Global 20 list. Read more »

Series

My Supreme Court Debut: Part Of The Show

Despite thorough preparation for my first argument before the U.S. Supreme Court, when I stood at the podium to deliver my opening lines, my legs were shaking like Elvis’ (although involuntarily and I hoped not too visibly). But when the first question came it calmed me immediately, says Stephen Kinnaird of Paul Hastings LLP. Read more »

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Holland & Knight
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Jones Day
Katz Marshall
King & Wood Mallesons
Kirkland & Ellis
Kobre & Kim
Latham & Watkins
Lawyers' Committee for Civil Rights
Locke Lord
Meeks Sheppard
Mitchell Silberberg
Morrison & Foerster
Nix Patterson
Norton Rose Fulbright
O'Melveny & Myers
O'Neill & Borges
Ogletree Deakins
Orrick Herrington
Paul Weiss
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Rathje & Woodward
Ropes & Gray
Schiff Hardin
Sequor Law

Shearman & Sterling
Sidley Austin
Sterne Kessler
Sughrue Mion
Taft Stettinius
Tycko & Zavareei
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Wilson Sonsini

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Berkshire Hathaway Energy Company
Blue Nile, Inc.
Boston Celtics
CBS Corporation
CPI Corporation
CTIA
Center for Biological Diversity Inc.
Chevron Corporation
China Ocean Shipping Co.
Cleveland Cavaliers
Comcast Corporation
Enbridge
Exxon Mobil Corporation
Facebook
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General Motors
Hamilton Lane
Independence Blue Cross Inc.
JA Solar Holdings Co. Ltd.
Lawyers' Committee for Civil Rights Under Law
Leadership Council on Legal Diversity
Lehman Brothers Holdings Inc.
Murray Energy Corp.
Mylan NV
National Association of Insurance Commissioners
National Association of Manufacturers
National Cable & Telecommunications Association
National Congress of American Indians
National Immigration Law Center

National Indian Gaming Association
National Rural Electric Cooperative Association
Natural Resources Defense Council
Oil States International Inc.
Pfizer Inc.
Royal Dutch Shell PLC
SAS Institute
SEI Investments Company
Southern Poverty Law Center
Spectra Energy
Temple University
Teva Pharmaceutical Industries Limited
The Bank of New York Mellon Corporation
The Wireless Internet Service Providers Association
Uber Technologies Inc.
Vestas Wind Systems
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Washington Post Co.

GOVERNMENT AGENCIES

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U.S. Department of Justice
U.S. Environmental Protection Agency
European Union
New York Attorney General's Office
U.S. Senate
Department of Commerce
Federal Bureau of Investigation
Federal Communications Commission
Federal Trade Commission
Securities and Exchange Commission
U.S. Department of Health and Human Services
U.S. Department of State
U.S. Department of the Treasury
Army Corps of Engineers
Centers for Medicare & Medicaid Services
Central Intelligence Agency
European Commission
Executive Office of the President
Federal Reserve System
Food and Drug Administration
NAFTA
National Telecommunications and Information Administration
New Jersey Legislature
Nuclear Regulatory Commission
Office of Foreign Assets Control
Office of the U.S. Trade Representative
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St. Regis Mohawk Tribe
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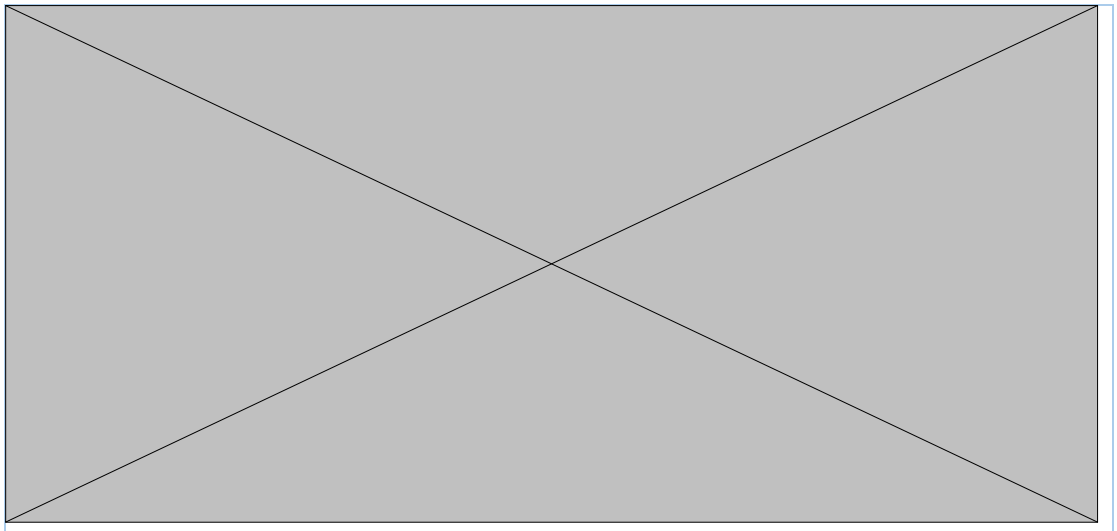
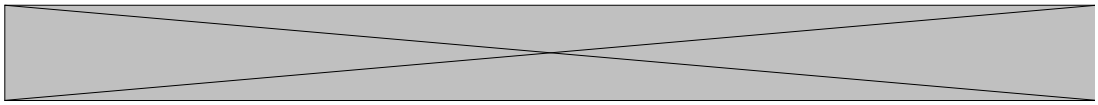
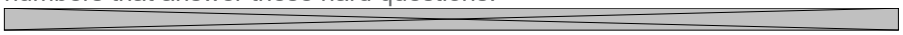
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: WebProNews
Sent: Tue 11/24/2015 4:36:05 PM
Subject: [Newsletter] [Marketing Mail] Try the 60-Second Fraud Calculator [Savings Report Included]





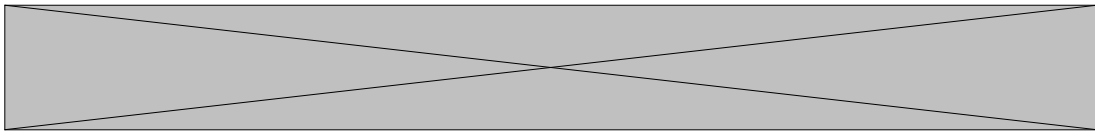
What are the hidden costs and unseen losses in your fraud prevention process? How do your chargeback costs compare with other merchants? Are you turning down good orders that only look like fraud? Could you be paying too much for too many manual reviews?

Use our **What's the "F" Word Costing You? Calculator** and get hard numbers that answer these hard questions.



LexisNexis reports that on average, merchants experience fraud losses as a portion of revenue at 1.32%. With EMV regulation, data breaches and peak holiday sales upon us, it's no secret the cost of combating fraud can be discouraging. To understand exactly how fraud is affecting your business, try this 60-second, **What's the "F" Word Costing You? Calculator**, to get raw numbers unique to your organization, including:

- **How to increase annual gross profit and revenue**
- **Total cost of fraud including expenses and losses**
- **What chargeback fees, manual review costs, and decline rates are costing you**
- **A detailed, 5-page report showing how to beat fraud and boost sales**



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To: Margaret Kurtz[mkurtz@LasVegasNevada.GOV]
Cc: Diana Paul[dpaul@LasVegasNevada.GOV]
From: Carolyn G. Goodman
Sent: Thur 7/9/2015 8:31:00 PM
Subject: RE: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you but perhaps it should alter SIMPLISTICALLY. If you haven't already sent it, please wait until I reword.

CAROLYN G. GOODMAN, MAYOR
Las Vegas City Hall
495 S. Main Street
Las Vegas, NV 89101

(702)229-6241

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From: Margaret Kurtz
Sent: Thursday, July 09, 2015 1:28 PM
To: Public Affairs Office
Cc: Carolyn G. Goodman
Subject: Request for Mayor's quote re campaign contribution from INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Israel Igualate of the Asahi Shimbun (Tokyo) newspaper has also requested the mayor's statement today. I am sending it to him now.

Meg

Margaret Kurtz
Public Information Officer
City of Las Vegas
702.229.6993
Cell 702.249.1828
mkurtz@lasvegasnevada.gov

From: Diana Paul
Sent: Thursday, July 09, 2015 1:09 PM
To: Carolyn G. Goodman
Cc: David Riggleman; Jace Radke; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Already done!

On Jul 9, 2015, at 1:08 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

> Got a text from DeHaven too with questions – please send my statement on to him as well.
>
> <image001.jpg>
>
> ---
>
> **From:** Diana Paul
> **Sent:** Thursday, July 09, 2015 7:25 AM
> **To:** cgoodman
> **Cc:** Mayor's Office, All Staff; Public Affairs Office
> **Subject:** RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thank you mayor!

Diana R. Paul
Public Affairs Manager
City of Las Vegas
(702) 229-6582 (office)
(702) 271-3030 (cell)
(702) 464-2632 (fax)

"Building Community to Make Life Better"

From: cgoodman [redacted]
Sent: Thursday, July 09, 2015 3:48 AM
To: Diana Paul
Cc: Mayor's Office, All Staff; Public Affairs Office
Subject: RE: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

"**Let the justice system run its course**. There is the presumption of innocence until proven guilty in this country, and I am neither a lawyer nor one who is familiar with the case."

From: Diana Paul [mailto:dpaul@LasVegasNevada.GOV]
Sent: Wednesday, July 08, 2015 4:08 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Re: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Thanks mayor!

On Jul 8, 2015, at 4:01 PM, Carolyn G. Goodman <cgoodman@LasVegasNevada.GOV> wrote:

I'll get back to you tomorrow – have RTC and Flood Control in the a.m., so I'll check my records and give you a comment or call Ralston.

<image001.jpg>

From: Diana Paul
Sent: Wednesday, July 08, 2015 2:49 PM
To: Carolyn G. Goodman
Cc: Mayor's Office, All Staff; Carolyn Goodman [redacted]; Public Affairs Office
Subject: Jon Ralston media request re: FW: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Hi Mayor! Two years ago (yes he kept the email!) Jon Ralston asked us about this whether you were considering returning the money he gave your campaign, and after talking with you we responded you were aware of the issue and would wait and see what the outcome of the investigation is,
Now that he has been indicted Jon wants to know whether you are planning to return the money he donated to your campaign.
Feel free to call me if you want to chat, I wanted to email you this so you had the PDF.

From: USDOJ-Office of Public Affairs (SMO) [mailto:USDOJ-Office.of.Public.Affairs@usdoj.gov]
Sent: Wednesday, July 08, 2015 1:52 PM
To: USDOJ-Office of Public Affairs (SMO) (JMD)
Subject: INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

Note: The indictment is attached as a PDF file.
<image002.jpg><image003.png>

FOR IMMEDIATE RELEASE
WEDNESDAY, JULY 8, 2015
WWW.JUSTICE.GOV

CRM
(202) 514-2007
TTY (866) 544-5309

INVESTMENT COMPANY EXECUTIVES INDICTED FOR $1.5 BILLION PONZI SCHEME

WASHINGTON – The president and chief executive officer and two former Asia-based executives of a Las Vegas investment company were indicted today for their roles in an alleged $1.5 billion Ponzi scheme.

Assistant Attorney General Leslie R. Caldwell of the Justice Department's Criminal Division, U.S. Attorney Daniel G. Bogden of the District of Nevada and Special Agent in Charge Laura A. Bucheit of the FBI's Las Vegas Division made the announcement.

"The defendants allegedly preyed on thousands of unsuspecting Japanese victims to enrich themselves by operating a billion-plus dollar Ponzi scheme," said Assistant Attorney General Caldwell. "This prosecution shows that the Criminal Division will pursue not only those who victimize American citizens, but also those who use the U.S. as a home base to defraud victims abroad."

"Investment fraud and other financial fraud cases are a high priority for the U.S. Attorney's Office in Nevada," said U.S. Attorney Bogden. "These defendants are accused of using a Nevada corporation to conduct their $1.5 billion fraud scheme and falsely telling thousands of overseas victims that their investments would be safely held and managed by an independent, third-party escrow agent in Nevada. Fraudulent ruses and schemes perpetrated by Nevadans using Nevada corporations and entities will continue to be addressed by this office."

"These indictments are a reminder of the FBI's determination to identify, investigate and bring to justice those who are committing financial crimes against innocent consumers," said Special Agent in Charge Bucheit. "We are appreciative of the continued support we receive from our international, federal, state and local law enforcement partners."

Edwin Fujinaga, 68, of Las Vegas; Junzo Suzuki, 66, of Tokyo; and Paul Suzuki, 36, of Tokyo, were charged in an indictment with eight counts of mail fraud and nine counts of wire fraud. Fujinaga also is charged with three counts of money laundering. The indictment seeks from all three defendants forfeiture of the proceeds from the alleged crimes.

Fujinaga was the president and CEO of Las Vegas-based MRI International Inc. (MRI). Junzo Suzuki previously was MRI's executive vice president for Asia Pacific, and Paul Suzuki previously was the company's general manager for Japan operations. MRI purportedly specialized in "factoring," whereby the company purchased accounts receivable from medical providers at a discount, and then attempted to recover the entire amount, or at least more than the discounted amount, from the debtor.

According to allegations in the indictment, from at least 2009 to 2013, Fujinaga and the Suzukis fraudulently solicited investments from thousands of Japanese residents, and MRI currently owes investors over $1.5 billion. Specifically, the indictment alleges that Fujinaga and the Suzukis promised investors a series of interest payments that would accrue over the life of the investment and that would be paid out along with the face value of the investment at the conclusion of the investments' duration. The defendants allegedly solicited investments by, among other things, promising investors that their investments would be used only for the purchase of medical accounts receivable (MARS) and by representing that investors funds would be managed and safeguarded by an independent third-party escrow company.

The indictment further alleges that MRI operated as a Ponzi scheme, wherein the defendants used new investors' money to pay prior investors' maturing investments. According to the indictment, the defendants also allegedly used investors' funds for purposes other than the purchase of MARS, including paying themselves sales commissions, subsidizing gambling habits, funding personal travel by private jet, and other personal expenses.

The charges contained in an indictment are merely accusations. A defendant is presumed innocent until and unless proven guilty.

This case is being investigated by the FBI's Las Vegas Division. Significant assistance was provided by the U.S. Securities and Exchange Commission, the Criminal Division's Office of International Affairs and Japanese authorities. This case is being prosecuted by Assistant Chief Albert B. Stieglitz Jr. and Trial Attorney Melissa Aoyagi of the Criminal Division's Fraud Section and First Assistant U.S. Attorney Steven W. Myhre of the District of Nevada.

If you believe you are a victim of this offense, please click on the following link for more information: justice.gov/usao-nv/united-states-v-edwin-fujinaga-junzo-suzuki-and-paul-suzuki-mri.

# # #

15-857

DO NOT REPLY TO THIS MESSAGE. IF YOU HAVE QUESTIONS, PLEASE USE THE CONTACTS IN THE MESSAGE OR CALL THE OFFICE OF PUBLIC AFFAIRS AT 202-514-2007.

To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Erika Albini
Sent: Tue 3/13/2018 5:31:05 PM
Subject: Thank You For Joining Us!

This sender failed our fraud detection checks and may not be who they appear to be. Learn about spoofing

Feedback

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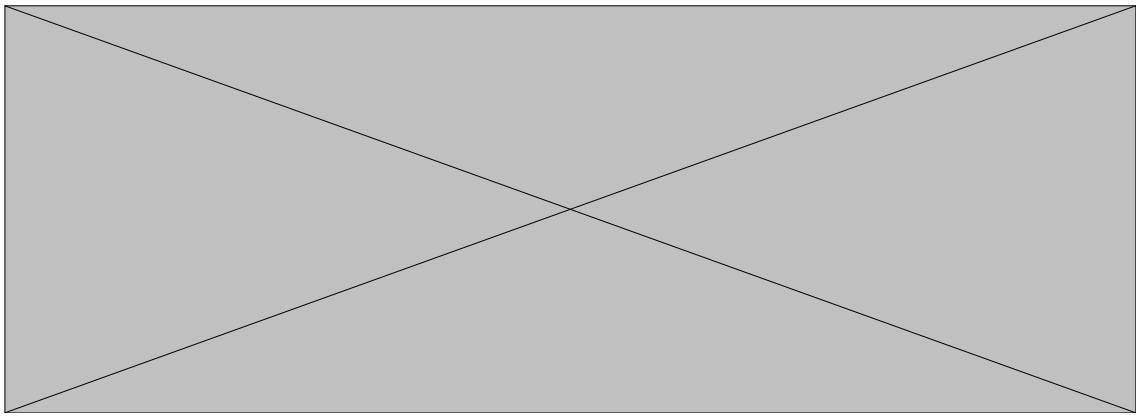

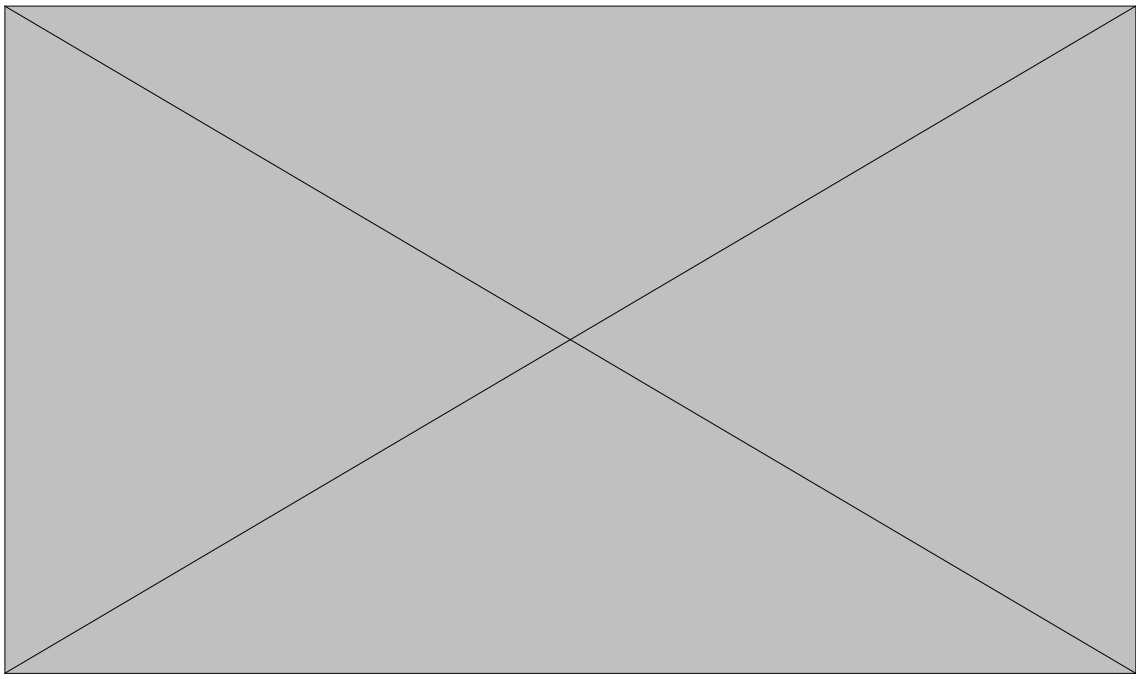

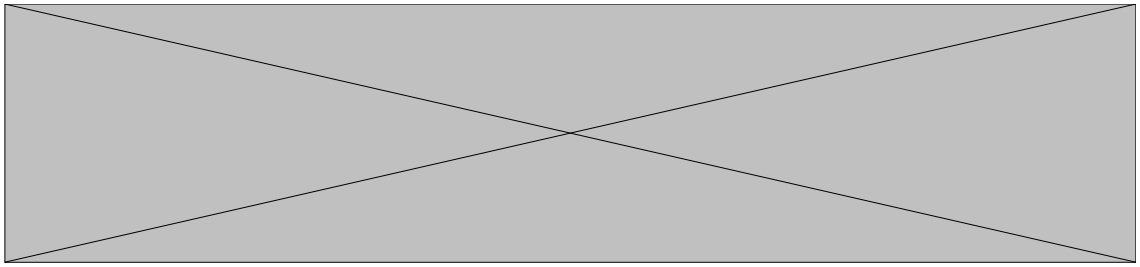

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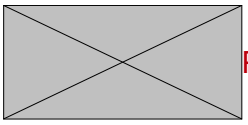
To: Carolyn G. Goodman[cgoodman@lasvegasnevada.gov]
From: Public Policy Law360
Sent: Thur 6/2/2016 8:39:34 AM
Subject: [Marketing Mail] CFPB Unveils Sweeping Payday Loan Protections



PUBLIC POLICY

Thursday, June 2, 2016

TOP NEWS

CFPB Unveils Sweeping Payday Loan Protections

The U.S. government's consumer finance watchdog on Thursday released a long-awaited proposal that would see payday, auto title and other lenders be forced to carry out strict borrower reviews as part of an effort to reform the industry at the national level.

Calif. Regulators Float Methane Rule For Oil, Gas Sector

California air regulators have proposed regulations that would clamp down on methane emissions from upstream oil and gas facilities, part of the state's aim to slash emissions of the short-lived but potent greenhouse gas by 40 to 45 percent by 2025.

US Dings UAE On Foreign Investment Hurdles

A U.S. Trade Representative official has voiced concerns about the United Arab Emirates' lingering barriers to foreign investment, saying Wednesday at the country's third World Trade Organization trade policy review in Geneva, Switzerland, that the UAE should examine the effects of its market restrictions.

Calif. Assembly Rejects State Bar Dues Legislation

The California State Assembly on Tuesday strongly rejected passage of a bill reauthorizing membership dues for the California Bar, as lawmakers from both sides of the aisle said the legislation doesn't go far enough to reform the besieged arm of the state judicial branch.

Wyo. Defends Ban On 'Open Land' Data-Gathering

Wyoming officials on Tuesday asked a federal judge to toss a lawsuit filed by conservation groups that alleges the state Legislature passed trespassing laws that improperly prevent private citizens from entering "open land" to collect information about agricultural pollution.

Fattah Associate's Girlfriend Pressed Over Alleged Bribes

The girlfriend of a former Stradley Ronon Stevens & Young LLP government affairs specialist was pressed Wednesday on whether she'd known about alleged bribes he made to Rep. Chaka Fattah, D-Pa., that prosecutors say resulted in her landing a job in the indicted congressman's West Philadelphia district office.

ANALYSIS

SEC's In-House Courts Safe For Now After 2nd Circ. Win

The U.S. Securities and Exchange Commission can rest easy for a while after the Second Circuit found private equity magnate Lynn Tilton must face the agency's in-house court before challenging the tribunal's constitutionality, with experts saying it could be a long time before the U.S. Supreme Court ever gets to the merits of the issue.

LAW FIRMS

Bingham McCutchen
Brune & Richard
Buchanan Ingersoll
Cleary Gottlieb
Clifford Chance
Cravath Swaine
Curtin & Heefner
DLA Piper
Dentons
Dinsmore & Shohl
Dorsey & Whitney
Drinker Biddle
Fennemore Craig
Fox Rothschild
Gupta Wessler
Jones Gregg
Kelley Drye
Kirkland & Ellis
Latham & Watkins
Marshall Dennehey
McConnell Valdes
MoloLamken LLP
Morgan Lewis
Nelson Mullins
Paul Weiss
Quinn Emanuel
Schnader Harrison
Shearman & Sterling
Sidley Austin
Skadden
Squire Patton Boggs
Stradley Ronon
Susman Godfrey
Thompson Coburn
Wachtell Lipton
William J. Olson PC

COMPANIES

American Cable Association
American Civil Liberties Union

BANKING & SECURITIES

SEC Beats Tilton's 2nd Circ. Challenge To In-House Court

A divided Second Circuit panel on Wednesday ruled private equity magnate Lynn Tilton can't challenge the constitutionality of the U.S. Securities and Exchange Commission's administrative court until the agency has wrapped up a $200 million fraud case against her and her Patriarch Partners firms.

EU Watchdog Questions Capital Test For Market Exemptions

Using a capital-based test to decide if a company trading commodity derivatives should be exempt from stringent financial market regulation has "significant drawbacks," the European Securities and Markets Authority has said in response to calls to use the standard from the European Commission.

ECB Rebuts Calls For More Leniency In Bank Rules

European regulators should not weaken banking rules to appease calls from the industry to go easier on smaller firms, a member of the European Central Bank's executive board said in a speech Wednesday.

FDIC Expects Bank Failures To Continue Declining

The Federal Deposit Insurance Corporation expects that the annual number of bank failures will continue declining, after the annual total went down to single digits in 2015 from a triple-digit high during the recession, Chairman Martin J. Gruenberg said at a press conference Wednesday.

Treasury Further Restricts North Korea's Access To US Banks

The U.S. Department of the Treasury on Wednesday proposed to further restrict North Korea's access to the U.S. financial system and designated the reclusive country as being of "primary money laundering concern" under the Patriot Act.

ENERGY & ENVIRONMENTAL

Murray Energy Says EPA Hiding Docs In Coal Jobs Suit

Murray Energy Corp. on Tuesday told a West Virginia federal judge that the U.S. Environmental Protection Agency has been hiding documents central to its suit over the agency's alleged failure to assess the impact of air regulations on jobs.

Feds Tell 11th Circ. Water Rule Fight Belongs In 6th Circ.

The federal government has told the Eleventh Circuit it must dismiss a group of states' challenge to the controversial Clean Water Rule because the Sixth Circuit has already determined it has jurisdiction to hear arguments against the plan.

Lawsuit Over Fracking Law Challenge Dismissed

A Pennsylvania state judge has agreed to toss a lawsuit accusing a group of environmental organizations including Clean Air Council and the Delaware Riverkeeper Network of launching meritless litigation to stop hydraulic fracturing from moving forward in a Butler County town.

HEALTH & LIFE SCIENCES

Louisiana Bans Common Abortion Procedure

The most common method of second-trimester abortion will soon be outlawed in Louisiana, after Democratic Gov. John Bel Edwards enacted a ban against dilation and evacuation abortions, nonprofit advocacy group Center for Reproductive Rights said Wednesday.

3rd Circ. Revives Challenge To Pittsburgh Abortion Buffers

The Third Circuit on Wednesday revived an anti-abortion group's lawsuit

American Insurance Association
Apple Inc.
Assisted Living Concepts, Inc.
Audi AG
BTI Consulting Group Inc.
CA Inc.
Community Financial Corp.
Consumer Bankers Association
Delaware Riverkeeper Network
Deutsche Bank AG
Environmental Defense Fund Inc.
FCA US LLC
Facebook
Federation for American Immigration Reform
Ford Motor Company
General Motors
Google Inc.
Hanover Legal Personnel Services Inc.
Immigration Reform Law Institute
Lippman Jungers LLC
Manpower Inc.
Metropolitan Water Reclamation District
Mexican American Legal Defense and Education Fund
Microsoft Corporation
Mitsubishi Motors Corp.
Murray Energy Corp.
NBCUniversal Inc.
National Congress of American Indians
National Immigration Law Center
Natural Resources Defense Council
PepsiCo Inc.
Pew Charitable Trusts
Planned Parenthood Federation
Porsche
Public Company Accounting Oversight Board
Redflex Traffic Systems
State Bar of California
Takata Corp.
Timbervest LLC
Toyota Motor Corporation
Tribune Publishing Co.
U.S. Chamber of Commerce
Viacom Inc.
Volkswagen
Wal-Mart Stores Inc.

challenging the city of Pittsburgh's ordinance imposing 15-foot buffer zones outside the entrances to hospitals and health care facilities, finding that the city failed to provide evidence that the zones were necessary.

Pa. Readies 1st Interim Regulation For Medical Pot

The Pennsylvania Department of Health's chief said Wednesday that the state's first temporary regulation for a newly legalized medical marijuana program will focus on growers and producers, as part of an expected 18- to 24-month program implementation.

TRANSPORTATION & INFRASTRUCTURE

Shippers Sue Coast Guard Over Great Lakes Pilot Rates

Shipping companies and trade groups are accusing the U.S. Coast Guard of botching the rates they must pay Great Lakes boat pilots for the 2016 season, saying the cargo firms are being overcharged, according to a lawsuit filed Tuesday in Washington, D.C., federal court.

EMPLOYMENT

EEOC Ups Penalties For Title VII Notice Posting Violations

The U.S. Equal Employment Opportunity Commission on Wednesday increased the maximum penalty for employers that violate notice posting provisions of Title VII and other statutes from $210 to $525 per violation.

Skadden Gets $660K Fees After Win In Calif. Judicial Pay Row

A California judge on Wednesday awarded Skadden Arps Slate Meagher & Flom LLP $659,759 in attorneys' fees for winning a suit alleging California's chief fiscal officer had illegally withheld automatic raises from 3,000 active and retired state judges, roughly half of what Skadden argued its work was worth.

NJ Agency Must Face Suit Over Worker Classification Laws

A New Jersey federal judge on Tuesday refused to toss a trucking company's lawsuit contending that state statutes classifying its drivers as employees, rather than independent contractors, violate federal law, rejecting the state labor commissioner's arguments that a related administrative dispute precludes the litigation.

PRIVACY & CONSUMER PROTECTION

China Told Cybersecurity Regs Will Hobble Foreign Insurers

More than two dozen business groups in North America, Asia and Europe urged the head of China's insurance regulator to not adopt a set of cybersecurity rules, saying Wednesday that several provisions would put foreign institutions at a disadvantage to local insurers.

FCC Can't Impose ISP Privacy Rules, Small Providers Say

The Federal Communications Commission does not have the authority to slap internet service providers with privacy rules, a trade group of small and medium-sized cable operators has told the FCC, saying the proposed rules would also be deeply burdensome to the hundreds of small providers it represents.

Ruling Could Make Chicago Mayor's Private Emails Public

An Illinois state court judge ruled Tuesday that Chicago Mayor Rahm Emanuel cannot assert a blanket privacy exemption to the Illinois Freedom of Information Act in order to withhold emails and texts stored on his personal devices, potentially leaving the communications open to being read by the public.

PRODUCT LIABILITY

GOVERNMENT AGENCIES

Army Corps of Engineers
California Environmental Protection Agency
California Public Utilities Commission
California Transportation Agency
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
European Commission
Federal Aviation Administration
Federal Bureau of Investigation
Federal Communications Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
Financial Crimes Enforcement Network
Indian Health Service
Internal Revenue Service
International Trade Commission
National Highway Traffic Safety Administration
Office of the Comptroller of the Currency
Securities and Exchange Commission
Small Business Administration
U.S. Coast Guard
U.S. Department of Homeland Security
U.S. Department of Justice
U.S. Department of State
U.S. Department of the Treasury
U.S. Environmental Protection Agency
U.S. Senate
U.S. Supreme Court

New Cars Being Sold With Faulty Takata Parts, Dems Say

Senate Democrats on Wednesday said four major automakers, including FCA US LLC and Volkswagen AG, have confirmed they are continuing or plan to sell new cars equipped with possibly defective Takata Corp. air bag inflators, despite a mandated recall of the parts by 2018.

GOVERNMENT CONTRACTS

SBA Makes Major Small-Biz Contracting Tweaks

The U.S. Small Business Administration finalized a rule Tuesday with a host of tweaks to federal small-business contracting regulations, including clarifying the agency's “nonmanufacturer” and business affiliation rules and easing subcontracting limits and requirements for how joint ventures can qualify as small businesses.

No End In Sight For Ill. Budget Crisis

After the Illinois General Assembly reached the end of the spring legislative session without a budget for the second year in a row, there’s little reason to believe that the stalemate will end before the beginning of the next fiscal year, experts say.

INTERNATIONAL TRADE

CFTC Lets Shanghai Exchange Off Hook For Not Registering

The U.S. Commodity Futures Trading Commission’s clearinghouse oversight arm said Tuesday it will not recommend action against the Shanghai Clearing House for not registering with the agency, on the condition the Chinese exchange applies for a permanent exemption from Commodity Exchange Act requirements within six months.

China, US Slated To Roll Out Formal Ivory Trade Ban

The ivory trade will feature as a hot topic of discussion in Beijing next week as the United States and China meet to discuss how much progress they’ve made on implementing a nearly complete ban on both legal and illegal trading, Catherine Novelli, U.S. undersecretary of state for economic growth, energy and the environment, told reporters Tuesday.

TAX

OECD Seeks Input On Treaty Changes To Fight Tax Evasion

The Organisation for Economic Cooperation and Development announced Tuesday that it is soliciting public comments on the creation of a multilateral instrument to modify bilateral tax treaties in connection with its efforts to combat tax base erosion and profit shifting.

Illinois Senate Unanimous In Vote Against Tampon Tax

Illinois lawmakers decided to abolish the so-called tampon tax on feminine hygiene products after the state’s senate unanimously passed the bill on Tuesday.

Wal-Mart's Tax Suit Shouldn't Have Proceeded, 1st Circ. Told

The government of Puerto Rico blasted a federal court for preventing it from collecting an alternative corporate income tax from a Wal-Mart subsidiary, telling the First Circuit on Tuesday that the court improperly assumed jurisdiction over the retailer’s suit challenging the tax.

IMMIGRATION

Conservative Groups Seek Rehearing In Ariz. License Suit

A handful of conservative groups urged the Ninth Circuit on Tuesday to rehear a ruling permanently blocking Arizona from refusing to issue driver's licenses to so-called Dreamers on the grounds that the state had encroached the federal government's exclusive power to classify immigrants, saying only Congress, not agency policy, preempts state laws.

NATIVE AMERICAN

IHS Seeks Tribes' Input On Health Program Expansion

The Indian Health Service said Wednesday it will reach out to Native American tribes for suggestions on the potential expansion of a community health program in Alaska to federally and tribally run health facilities nationwide.

TELECOMMUNICATIONS

Public Needs More Insight On FCC Proposals, O'Rielly Says

Republican Federal Communications Commissioner Michael O'Rielly increased his calls Tuesday to reform the agency's proposal process, urging the FCC to change how it handles more-minor proposals and saying the public should have more and earlier insight on changes before the agency acts on them.

FCC Names Auction Transition Head, Shakes Up GC Staff

The Federal Communications Commission's deputy chair for the Telecommunications Bureau will take over the post-incentive auction transition as a deputy chair for the auction's task force, the agency announced Wednesday, one of several staff moves at the commission.

Media Writers Urge FCC To Protect Ads In Set-Top Box Plan

A union representing writers for TV, radio and film has told Federal Communications Commission officials that its plan to unlock the TV set-top box would help content creators but that benefit could be jeopardized if the commission fails to bar third-party devices from altering or replacing embedded advertising.

EXPERT ANALYSIS

Democrats And Republicans Unite To Challenge TCPA

In a recent Law360 Expert Analysis article, we predicted that the Federal Communications Commission's restrictions on the communication of important information to cellphone users would be challenged for burdening far more speech than is necessary to serve any significant governmental interest. Now, a spate of recent suits has motivated a serious First Amendment challenge to the Telephone Consumer Protection Act in a new context — political calling, say Bradley Andreozzi and Justin Kay of Drinker Biddle & Reath LLP.

The Latest Roadblock For Insider Trading Enforcement

In U.S. Securities and Exchange Commission v. Committee on Ways and Means, the Second Circuit will address the scope of the speech or debate clause in connection with an insider trading investigation involving developments in health care legislation. But regardless of which side prevails, the clause's protections will likely limit insider trading allegations linked to legislative channels, say Justin Shur and Lauren Weinstein of MoloLamken LLP.

Beverly Hills Could Drive Autonomous Vehicle Revolution

On your next visit to Beverly Hills, California, the driver of your shuttle might be a software program. Small affluent cities like Beverly Hills are ideally situated to move the low-speed urban component of the autonomous vehicle landscape

forward, and the city's forthcoming driverless shuttle program could incentivize other cities to follow suit, says John Swenson at the Scali Law Firm.

The Resurrection Of The Miscellaneous Tariff Bill

There is every reason to hope that, by reviving the Miscellaneous Tariff Bill, the new American Manufacturing Competitiveness Act of 2016 has created an efficient and transparent process for identifying hundreds of nuisance tariffs that are needless burdens on the U.S. economy, say Greg Mastel and Jennifer McCadney at Kelley Drye & Warren LLP.

Defining Proportionality: Amended Rule 26's First 6 Months

Case law from the first six months after the amendments to Federal Rule of Civil Procedure 26(b)(1) shows that while courts will limit the scope of discovery when it is truly disproportionate to the needs of the case, they will also order production of easy-to-obtain information, says Samantha Southall at Buchanan Ingersoll & Rooney PC.

LEGAL INDUSTRY

How To Bump Profits Per Partner Above $1 Million

Joining the elite club of law firms that bring in more than $1 million in profits per partner is not an easy feat and the majority of the largest firms in the country by revenue fail to make it happen. Here, experts offer four tips for boosting PPP to new heights.

How To Be Indispensable Without Being A Rainmaker

Rainmakers who consistently bring in new clients may find it easy to be deemed indispensable by their colleagues and higher-ups, yet it's still possible for others to become an equally integral part of their firm. Here, experts tell Law360 common ways non-rainmaker attorneys can stand out.

Can BigLaw Close The Gender Gap? Stanford Paper Says Yes

Stanford Law School students have identified a multitude of causes behind the slow pace of progress for women in the legal industry as well as recommendations on how firms can overcome them, according to a paper released to the public Wednesday.

GCs More In The Mood To Refer Their Firms

Clients are becoming happier with their outside counsels, according to a new survey that found 40.1 percent of general counsels in 2015 would recommend their primary law firm to a peer, up from 33.3 percent the year before.

Clifford Chance Latest To Hike Associate Pay In The UK

The race to increase pay for associates in London amid a fierce fight for talent there continues, with Clifford Chance LLP revealing Wednesday it has shaken up its associate pay structure and expanded remote working in the city.

JOBS
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Quinn Emanuel
Sidley Austin
Bingham McCutchen

Cleary Gottlieb
Clifford Chance
Cravath Swaine
Curtin & Heefner
DLA Piper
Dinsmore & Shohl
Dorsey & Whitney
Drinker Biddle
Fennemore Craig
Fox Rothschild
Gupta Wessler
Jones Gregg
Kelley Drye
Latham & Watkins
Marshall Dennehey
McConnell Valdes
MoloLamken LLP
Morgan Lewis
Nelson Mullins
Paul Weiss
Schnader Harrison
Shearman & Sterling
Squire Patton Boggs
Stradley Ronon
Susman Godfrey
Thompson Coburn
Wachtell Lipton
William J. Olson PC

COMPANIES

Assisted Living Concepts, Inc.
General Motors
Google Inc.
Wal-Mart Stores Inc.
American Cable Association
American Civil Liberties Union
American Insurance Association
Apple Inc.
Audi AG
BTI Consulting Group Inc.
CA Inc.
Community Financial Corp.
Consumer Bankers Association
Delaware Riverkeeper Network
Deutsche Bank AG
Environmental Defense Fund Inc.
FCA US LLC
Facebook
Federation for American Immigration Reform
Ford Motor Company
Hanover Legal Personnel Services Inc.

Immigration Reform Law Institute
Lippman Jungers LLC
Manpower Inc.
Metropolitan Water Reclamation District
Mexican American Legal Defense and Education Fund
Microsoft Corporation
Mitsubishi Motors Corp.
Murray Energy Corp.
NBCUniversal Inc.
National Congress of American Indians
National Immigration Law Center
Natural Resources Defense Council
PepsiCo Inc.
Pew Charitable Trusts
Planned Parenthood Federation
Porsche
Public Company Accounting Oversight Board
Redflex Traffic Systems
State Bar of California
Takata Corp.
Timbervest LLC
Toyota Motor Corporation
Tribune Publishing Co.
U.S. Chamber of Commerce
Viacom Inc.
Volkswagen

GOVERNMENT AGENCIES

Federal Communications Commission
U.S. Department of Justice
U.S. Supreme Court
Securities and Exchange Commission
U.S. Environmental Protection Agency
U.S. Senate
European Commission
Federal Deposit Insurance Corp.
Federal Trade Commission
National Highway Traffic Safety Administration
Army Corps of Engineers
California Environmental Protection Agency
California Public Utilities Commission
California Transportation Agency
Centers for Medicare & Medicaid Services
Commodity Futures Trading Commission
Consumer Financial Protection Bureau
Equal Employment Opportunity Commission
Federal Aviation Administration
Federal Bureau of Investigation
Financial Crimes Enforcement Network
Indian Health Service
Internal Revenue Service

International Trade Commission
Office of the Comptroller of the Currency
Small Business Administration
U.S. Coast Guard
U.S. Department of Homeland Security
U.S. Department of State
U.S. Department of the Treasury

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